IN THE SUPREME COURT OF THE STATE OF NEVADA

VIDLER WATER COMPANY, INC., A DELAWARE CORPORATION, Appellant, vs. STATE ENGINEER, STATE OF NEVADA, No. 42781

FLED

JUN 0 9 2004

JANETTE M. BLOOM

DEPU

ORDER DISMISSING APPEAL

Respondent.

Pursuant to the stipulation of the parties and, cause appearing, this appeal is dismissed. The parties shall bear their own costs and attorney fees. NRAP 42(b).

It is so ORDERED.

CLERK OF THE SUPREME COURT JANETTE M. BLOOM

BY: Thomas Hain

cc: Hon. David Wall, District Judge Janet Trost, Settlement Judge Allison, MacKenzie, Russell, Pavlakis, Wright & Fagan, Ltd. Attorney General Brian Sandoval/Carson City Clark County Clerk

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'PREME COURT OF NEVADA