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Attorneys for United States of America

IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

39.77 ACRES OF LAND, MORE OR LESS,
SITUATE IN TULARE COUNTY, STATE OF
CALIFORNIA; RANDALL L. CARROLL,
TRUSTEE UNDER THE RANDALL L.
CARROLL SEPARATE PROPERTY TRUST;
ROSEDALE WATER COMPANY, A
CALIFORNIA CORPORATION; SUCCESS
DEVELOPMENT COMPANY, A CALIFORNIA
CORPORATION; JOYCE D. TZUGARIS AKA
JOYCE D. KING AKA J.D. TZUGARIS AKA J.D.
KING; CARL ADAIR BROWN AKA C. ADAIR
BROWN; BARBARA J. BROWN; SUCCESS
MUTUAL WATER COMPANY, A CALIFORNIA
CORPORATION; SUCCESS PROPERTIES, A
JOINT VENTURE OF J. RAND OLSON AKA
RAND OLSON AKA RAND J. OLSON AKA
RAND JON OLSON AKA J.R. OLSON, KEITH D.
OLSON AND C. ADAIR BROWN; CHICAGO
TITLE COMPANY, A CALIFORNIA
CORPORATION; HARDING & LEGGETT, INC.;
MODOC COUNTY TITLE CO., INC.; JAMES L.
HOLDEN, TRUSTEE OF THE CHESTER M.
MASON FAMILY TRUST; JAMES BRADLEY
CLARK AKA JAMES B. CLARK; PAULA DEAN
CLARK AKA PAULA D. CLARK; TULARE
COUNTY ESCROW CO.; TULARE COUNTY
TREASURER AND TAX COLLECTOR; and
UNKNOWN OWNERS,

Defendants.

CASE NO. 1:14-cv-01819 TLN SKO

STIPULATION OF DISMISSAL OF
SUCCESS PROPERTIES, BASED UPON
DISCLAIMER; ORDER THEREON

1 Defendant SUCCESS PROPERTIES and Plaintiff the United States of America, submit the
2 following stipulation to the Court for its approval.

3 First, SUCCESS PROPERTIES disclaims interest or estate in the real property interests that are
4 the subject matter of this federal condemnation action. This disclaimer does not extend to any other
5 assets held by other parties to this action.

6 Second, in light of this disclaimer of interest in the subject matter of this action, the parties
7 request that SUCCESS PROPERTIES be dismissed as Defendant in this action, and that any FURTHER
8 service of documents upon SUCCESS PROPERTIES following service of this Order, is not necessary,
9 and that SUCCESS PROPERTIES may be omitted from the caption of this case in all subsequent filings
10 with the Court.

11 **Finally, the other parties remain in the case and this dismissal does not close the case file.**

12
13 BENJAMIN B. WAGNER
14 United States Attorney

15 Date: 1/28/2015

16 By: /s/
17 LYNN TRINKA ERNCE
18 Assistant United States Attorney
19 Attorneys for Plaintiff, United States of America

20 Date: 1/22/2015

21 By: /s/
22 SUCCESS PROPERTIES
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ORDER

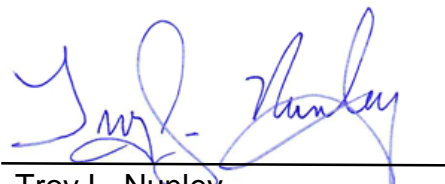
IT IS ORDERED that Defendant SUCCESS PROPERTIES is dismissed as Defendant in this action. The Clerk of the Court is directed to terminate said Defendant from the Official Docket of this case.

IT IS FURTHER ORDERED that, after this Order is served upon SUCCESS PROPERTIES, no further documents in this case need to be served upon said Defendant.

IT IS FURTHER ORDERED that SUCCESS PROPERTIES may be omitted from the caption of this case in all future filings.

IT IS FURTHER ORDERED that other Defendants remain in the case, which is to remain open.

Dated: January 30, 2015



Troy L. Nunley
United States District Judge