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10
 11 IN THE UNITED STATES DISTRICT COURT
 12 DISTRICT OF NEVADA

13 UNITED STATES OF AMERICA,
 14 Plaintiff(s),
 15 v.
 16 ORR WATER DITCH CO., et al.,
 17 Defendant(s).

18 Case No. 3:73-cv-00003-LDG
 19 In Equity A-3

20 **STIPULATION AND ORDER FOR
 21 PARTIAL FINAL JUDGMENT**

22 Leslie G. Borges (“Respondent Borges”) and the Pyramid Lake Paiute Tribe (“Tribe”)
 23 (collectively, the “Parties”), through their respective counsel, stipulate to the following Order for
 24 a Partial Final Judgment dismissing Respondent Borges from the above-titled action as related to
 25 certain water rights referenced herein. The Parties respectfully request that said order be issued
 26 pursuant to Fed. R. Civ. P. 54(b).

Pursuant to the Court’s Order dated March 28, 2008 (ECF No. 881), the Orr Ditch
 Petition was dismissed, without prejudice, as to each un-served respondent, i.e., those
 respondents who did not acknowledge mail service. Respondent Borges did not acknowledge
 service, and therefore was generally dismissed under the Court’s Order of dismissal (ECF No.
 881). Because Respondent Borges remains a party to the above-titled action since no final

{P0361205; 1050.03 LMM }



1 judgment has been entered, the parties agree that it is appropriate for the Court to issue an order
2 dismissing Respondent Borges as related to certain water rights more fully identified below:

PLPT Ref. No.	Township	Range	Section	QQ Section	Acres	TCID No.	Name
2945	20	26	33	5	2.8	836	Borges, Leslie G et. al
2946	20	26	33	7	7.2	836	Borges, Leslie G et. al
2947	20	26	33	6	3.3	836	Borges, Leslie G et. al
2948	20	26	33	1	5.2	836	Borges, Leslie G et. al
2949	20	26	33	2	6.1	836	Borges, Leslie G et. al
2950	20	26	33	4	4.9	836	Borges, Leslie G et. al
2951	20	26	33	8	0.2	836	Borges, Leslie G et. al
2952	20	26	34	4	0.1	836	Borges, Leslie G et. al
2953	20	26	33	3	6.7	836	Borges, Leslie G et. al

10 Based on the foregoing, the parties hereby stipulate and request the Court issue this Order
11 for Partial Final Judgment dismissing Respondent Borges from the above-titled action. All
12 parties to bear their own fees and costs.

13 RESPECTFULLY SUBMITTED BY:

14 Dated: 2/23/2017
15 SCHROEDER LAW OFFICES, P.C.

Dated: 2/23/2017
WOLF, RIFKIN, SHAPIRO, SCHULMAN &
RABKIN, LLP


17 By /s/ Therese A. Ure
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21 The stipulation of the parties is GRANTED.

22 IT IS SO ORDERED.

23 Dated: this 23 day of February, 2017.

24
25 By 
United States District Judge
26 Lloyd D. George