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11 *Attorneys for Petitioner Pyramid Lake Paiute Tribe*

12 **IN THE UNITED STATES DISTRICT COURT**
 13 **FOR THE DISTRICT OF NEVADA**

14 UNITED STATES OF AMERICA,) Case No. 3:73-cv-00183-LDG
 15) In Equity D-183
 16)

17 Plaintiff,)

18 THE PYRAMID LAKE PAIUTE TRIBE) **STIPULATION AND ORDER FOR**
 19 OF INDIANS,) **WITHDRAWAL AND DISMISSAL OF**
 20) **CLAIM WITH PREJUDICE**
 21) **(MERTENS, RAY E & BRUNA L)**
 22)

23 Petitioner,)

24 vs.)

25 ALPINE LAND & RESERVOIR CO., et. al.,)
 26)
 27)

28 Defendants.)

STIPULATION

29 Pursuant to Fed.R.Civ.P. 15(a), 21, and 41, Petitioner Pyramid Lake Paiute Tribe
 30 (Tribe), and Respondents, RAYMOND E. MERTENS and BRUNA L. MERTENS, with the
 31 Tribe reserving all rights regarding all other claims against all other Respondents hereby
 32 stipulate to the withdrawal and dismissal with prejudice of the following claim asserted in the

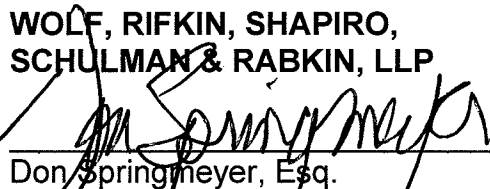
1 Tribe's Petition to Declare that Certain Claimed Water Rights within the Carson Division of
2 the Newlands Reclamation Project Do Not Exist:
3

4 PLPT Ref. #	Township	Range	Section	QQ Section	Acres	TCID No.	Name(s)
5 1032	18	29	16	5	3.8	257	Mertens Ray E & Bruna L
1033	18	29	16	11	4.7	257	Mertens Ray E & Bruna L
6 1034	18	29	16	6	1.7	257	Mertens Ray E & Bruna L
1035	18	29	16	12	4.6	257	Mertens Ray E & Bruna L

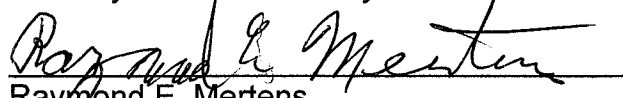
7 Therefore, the whole of PLPT Reference Numbers 1032, 1033, 1034 and 1035 are
8 hereby withdrawn and dismissed with prejudice with each party to bear its own attorneys'
9 fees. No other claims are dismissed and the Tribe expressly reserves all its rights to
10 prosecute any and all other claims in the Petition.
11

12 **WOLF, RIFKIN, SHAPIRO,
13 SCHULMAN & RABKIN, LLP**

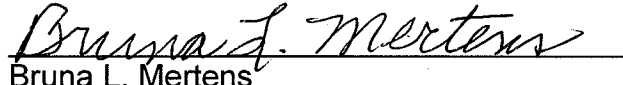
14 Dated: 7/11/12


15 Don Springmeyer, Esq.
16 Christopher W. Mixson, Esq.
Attorneys for Petitioner Pyramid Lake Paiute Tribe

17 Dated: 7-2-12


18 Raymond E. Mertens
19 4525 Testolin Road
Fallon, NV 89406

20 Dated: 7-2-12


21 Bruna L. Mertens
22 4525 Testolin Road
Fallon, NV 89406

23 **ORDER**

24 It is so ordered.

25
26 Dated: 7 Aug 2012


27 UNITED STATES DISTRICT JUDGE
28