

*Court Of Appeals*  
*Fourth Court of Appeals District of Texas*  
*San Antonio*



**MEMORANDUM OPINION**

No. 04-07-00357-CV

**BTEX RANCH, L.P.**,  
Appellant

v.

**KENDALL COUNTY, TEXAS**,  
Appellee

From the 216th Judicial District Court, Kendall County, Texas  
Trial Court No. 06-500  
Honorable Michael P. Peden, Judge Presiding

PER CURIAM

Sitting: Alma L. López, Chief Justice  
Santee Bryan Marion, Justice  
Rebecca Simmons, Justice

Delivered and Filed: August 13, 2008

DISMISSED

Appellant has filed an unopposed motion to dismiss this appeal. The motion contains a certificate of service to appellee, and appellee does not oppose the motion. Therefore, we grant the motion and dismiss the appeal. *See* TEX. R. APP. P. 42.1(a)(1). Costs of the appeal are taxed against appellant.

PER CURIAM