

TEXAS COURT OF APPEALS, THIRD DISTRICT, AT AUSTIN

NO. 03-10-00085-CV

City of San Antonio, Acting By and Through the San Antonio Water System, Appellant

v.

**Lower Colorado River Authority; Rebecca A. Klein; Michael G. McHenry;
Linda C. Raun; Tom Martine; Steve K. Balas; Lori A. Berger; Ida A. Carter;
John C. Dickerson, III; Vernon E. “Buddy” Schrader; W.F. “Woody” McCasland; Franklin
Scott Spears, Jr.; Timothy T. Timmerman; Kathleen Hartnett White; and Richard “Dick”
White, Appellees**

**FROM THE DISTRICT COURT OF TRAVIS COUNTY, 200TH JUDICIAL DISTRICT
NO. D-1-GN-09-002760, HONORABLE STEPHEN YELENOSKY, JUDGE PRESIDING**

MEMORANDUM OPINION

The parties have filed an unopposed joint motion to dismiss the appeal, explaining that they have settled their dispute. We withdraw our original judgment, dated July 29, 2011, substituting this one in its place, grant the joint motion, set aside the trial court’s judgment without regard to the merits, and remand the cause to the trial court for rendition of a final judgment in accordance with the parties’ agreement. *See* Tex. R. App. P. 42.1(a). We dismiss appellees’ pending motion for rehearing.

David Puryear, Justice

Before Chief Justice Jones, Justices Puryear and Pemberton

Vacated and Remanded

Filed: December 16, 2011