



INTERIOR BOARD OF INDIAN APPEALS

Estate of David W. Risling, Sr.

46 IBIA 1 (10/04/2007)



# United States Department of the Interior

OFFICE OF HEARINGS AND APPEALS  
INTERIOR BOARD OF INDIAN APPEALS  
801 NORTH QUINCY STREET  
SUITE 300  
ARLINGTON, VA 22203

ESTATE OF DAVID W. RISLING, SR. ) Order Dismissing Appeal  
)  
) Docket No. IBIA 06-37  
)  
) October 4, 2007

Appellants Albert Hailstone, Jr., Barbara Risling Mang, and Viola Risling Ryerson appealed to the Board of Indian Appeals (Board) from an Order Denying Reopening entered on December 21, 2005, by Indian Probate Judge M.J. Stancampiano in the estate of David W. Risling, Sr. (Decedent), Hoopa Allottee 407-R, Probate No. IP SA 154N 82. Judge Stancampiano’s order let stand a December 16, 1985, Order Approving Will and Settlement and Decree of Distribution, entered in Decedent’s estate by Judge William E. Hammett. Judge Hammett’s order gave effect to a disclaimer of interest signed by Viola, a daughter of Decedent, and provided that Decedent’s interest in property described as “Lot 93” be distributed in equal shares to Decedent’s six other surviving children: Anthony; Vivien; Lawrence; Rosalind; David Jr.; and Leslie.<sup>1</sup>

On October 1, 2007, the Board received a Notice of Withdrawal of Appeal from Appellants.

Therefore, pursuant to the authority delegated to the Board of Indian Appeals by the Secretary of the Interior, 43 C.F.R. § 4.1, the Board dismisses this appeal.

I concur:

\_\_\_\_\_  
// original signed  
Steven K. Linscheid  
Chief Administrative Judge

\_\_\_\_\_  
// original signed  
Debora G. Luther  
Administrative Judge

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<sup>1</sup> Appellant Hailstone is Vivien’s son and Appellant Mang is Anthony’s daughter. In seeking reopening, Appellants contended that the intent of the settlement in 1985 was to have Lot 93 divided equally only among Anthony, Vivian, Lawrence, and David, Jr.