

IN THE DISTRICT COURT OF WASHAKIE COUNTY, WYOMING
FIFTH JUDICIAL DISTRICT

9-5-14
SuZann Whitlock

IN RE THE GENERAL ADJUDICATION OF
ALL RIGHTS TO THE USE OF WATER IN
THE BIG HORN RIVER SYSTEM AND ALL
OTHER SOURCES, STATE OF WYOMING

CASE NO. 77-4993/86-0012
WASHAKIE COUNTY
DISTRICT COURT

ISSUED _____

FILED 9-5-14

SuZann Whitlock, Clerk

SuZann Whitlock

FINAL ORDER

THIS MATTER comes before the Court on its own motion. Matters presented to the Court under Phase I, Phase II and Phase III of the litigation have been decided by final orders of this Court. All rights to the use of water in the Big Horn River System and all other sources in Water Division III, State of Wyoming, subject to this general adjudication have been adjudicated. It is therefore appropriate that the Court enter this Final Order concluding this Adjudication.

IT IS HEREBY DECLARED that all issues raised in the adjudication of the rights to the use of water in the Big Horn River System and all other sources, State of Wyoming have been finally decided, and that final orders have been issued. For that reason the above entitled action is hereby concluded.

The Court recognizes, as did the Wyoming Supreme Court, that unforeseen problems may develop regarding the rights adjudicated in this litigation. *In re General Adjudication of All Rights to Use Water in the Big Horn River System*, 753 P.2d 76, 100 (Wyo. 1988) (“*Big Horn I*”); *In re General Adjudication of All Rights to Use Water in the Big Horn River System*, 835 P.2d 273 283 (Wyo. 1992) (“*Big Horn III*”). If cooperative efforts fail to resolve future problems, the parties may invoke the jurisdiction of this Court as provided in *Big Horn I* and *Big Horn III*, and subject to the provisions of this Order.

IT IS, THEREFORE, FURTHER ORDERED, ADJUDGED AND DECREED AS FOLLOWS:

1. Clerical mistakes in the judgments and orders of this Court may be corrected by this Court at any time on its own initiative or on the motion of any party and after such notice as this Court orders pursuant to Rule 60(a), W.R.C.P. Relief from other mistakes may be granted pursuant to Rule 60(b), W.R.C.P.

2. For legal questions arising from this adjudication, affected persons may seek judicial clarification, enforcement or other supplemental relief pursuant to Wyo. Stat. Ann. § 1-37-110 (LexisNexis 2013) of the Uniform Declaratory Judgments Act.

3. Before seeking supplemental relief pursuant to Wyo. Stat. Ann. § 1-37-110 (LexisNexis 2013), the party requesting relief (“requesting party”) should meet and confer with all other parties that may be directly affected by the request (“affected parties”) and attempt to negotiate a settlement of the matter in issue.

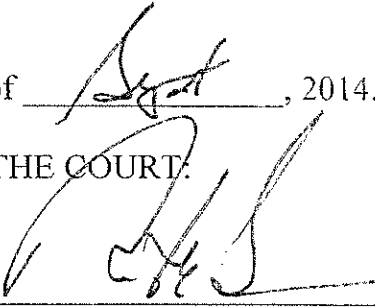
(a) Counsel for the requesting party is responsible for scheduling the initial meeting and shall notify all parties of the time and place of the meeting.

(b) All affected parties will cooperate by participating in a meeting when requested to do so upon reasonable notice from the requesting party.


4. The initial pleading of a party seeking supplemental relief pursuant to Wyo. Stat. Ann. § 1-37-110 (LexisNexis 2013) shall be accompanied by a declaration stating facts showing a good faith attempt at informal resolution of each issue presented by the pleading.

DONE AND ORDERED this 5 day of Sept, 2014.

BY THE COURT.


Hon. Robert E. Skar, District Court Judge
Fifth Judicial District, Wyoming

I hereby certify that on this 5 day of September, 2014, true copies of the foregoing Order were sent by U.S. Mail to all parties and attorneys on the Court's approved mailing list.


Gayla D. Mead-Ellis, Administrative Assistant
Special Master's Office
Big Horn River Adjudication