NO. 137, ORIGINAL

OF THE UNITED STATES

STATE OF MONTANA, Plaintiff

۷.

STATE OF WYOMING

AND

STATE OF NORTH DAKOTA, Defendants

BEFORE THE HONORABLE BARTON H. THOMPSON, JR. SPECIAL MASTER

NORTH DAKOTA'S POST-TRIAL BRIEF

State of North Dakota Wayne Stenehjem Attorney General

By

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Attorneys for State of North Dakota

The State of North Dakota joins the argument made by the State of Wyoming in its Post-Trial Brief in Section I (Water for Indian lands was allocated to each state by the Compact) under the heading of Unmet Pre-1950 Demand in the Tongue River Reservoir. In particular, North Dakota adopts and supports the position that water for Indian lands in each state would be supplied from the allocation made to each state.

Dated this 31st day of March, 2014.

Respectfully submitted,

STATE OF NORTH DAKOTA

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No. 137 – Original

IN THE SUPREME COURT OF THE UNITED STATES

STATE OF MONTANA, Plaintiff
v.
STATE OF WYOMING
and
STATE OF NORTH DAKOTA, Defendants

AFFIDAVIT OF SERVICE

STATE OF NORTH DAKOTA)
COUNTY OF BURLEIGH)SS.:)

Rosemary Pedersen states under oath as follows:

- 1. I swear and affirm upon penalty of perjury that the statements made in this affidavit are true and correct.
- 2. I am of legal age and on March 31, 2014, I served NORTH DAKOTA'S POST-TRIAL BRIEF upon the parties listed below by electronic mail and by placing a true and correct copy thereof in an envelope addressed as follows:

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and depositing the same, with postage prepaid, in the United States mail at Bismarck, North Dakota.

Subscribed and sworn to before me March 31_, 2014.

ROGER A. KOLLING Notary Public State of North Dakota My Commission Expires Sept. 2, 2016