

IN THE SUPREME COURT
STATE OF NORTH DAKOTA

JUDGMENT

Supreme Court No. 20210050
Dunn County Case No. 2019-CV-00012

Appeal from the district court for Dunn County.

Vic Christensen Mineral Trust,

v.

**Enerplus Resources (USA) Corporation,
Defendant,**

and

**Meyer Family Mineral Trust, Joann Deryce Struthers
Trust, and Steven J. Reed Living Trust,
Plaintiffs,**

Plaintiff

**Defendant, Cross-Claim
and Appellant**

**Defendants, Cross-Claim
and Appellees**

[¶1] This appeal having been considered by the Court at the September 2021 Term before:

[¶2] Chief Justice Jon J. Jensen, Justice Gerald W. VandeWalle, Justice Daniel J. Crothers, Justice Lisa Fair McEvers, and Justice Jerod E. Tufte;

[¶3] and the Court having considered the appeal, it is ORDERED AND ADJUDGED that the judgment and orders of the district court are REVERSED.

[¶4] IT IS FURTHER ORDERED AND ADJUDGED that Enerplus Resources (USA) Corporation have and recover from Meyer Family Mineral Trust, Joann Deryce Struthers Trust, and Steven J. Reed Living Trust costs and disbursements on this appeal under N.D.R.App.P. 39, to be taxed and allowed in the court below.

[¶5] This judgment, together with the opinion of the Court filed this date, constitutes the mandate of the Supreme Court on the date it is issued to the district court under N.D.R.App.P. 41.

Dated: January 6, 2022



By the Court:

Jon J. Jensen
Chief Justice

ATTEST:

Petra H. Mandigo Hulm
Clerk