IN THE SUPREME COURT
STATE OF NORTH DAKOTA

JUDGMENT

Supreme Court No. 20230255
Burleigh County Case No. 2023-CV-01083

Petition for a Writ of Mandamus and Writ of Prohibition

Friends of the Rail Bridge (FORB), Downtown Business Association of Bismarck, and CD Holdings, LLC, Petitioners

v.

North Dakota Department of Water Resources, BNSF Railway Company, North Dakota State Historical Board; the Director of the State Historical Society of North Dakota, William Peterson; and the State of North Dakota, ex rel. Drew Wrigley, North Dakota Attorney General, Respondents

[¶1] This matter was considered by the Court at the August 2023 Term and an opinion was filed. The Court considered the matter, and

[¶2] IT IS ORDERED AND ADJUDGED that the petition is DENIED.

[¶3] IT IS FURTHER ORDERED AND ADJUDGED that neither party have and recover costs and disbursements in this matter.

Dated: September 14, 2023

By the Court:

Jon J. Jensen
Chief Justice

ATTEST:

Petra H. Mandigo Hulm
Clerk