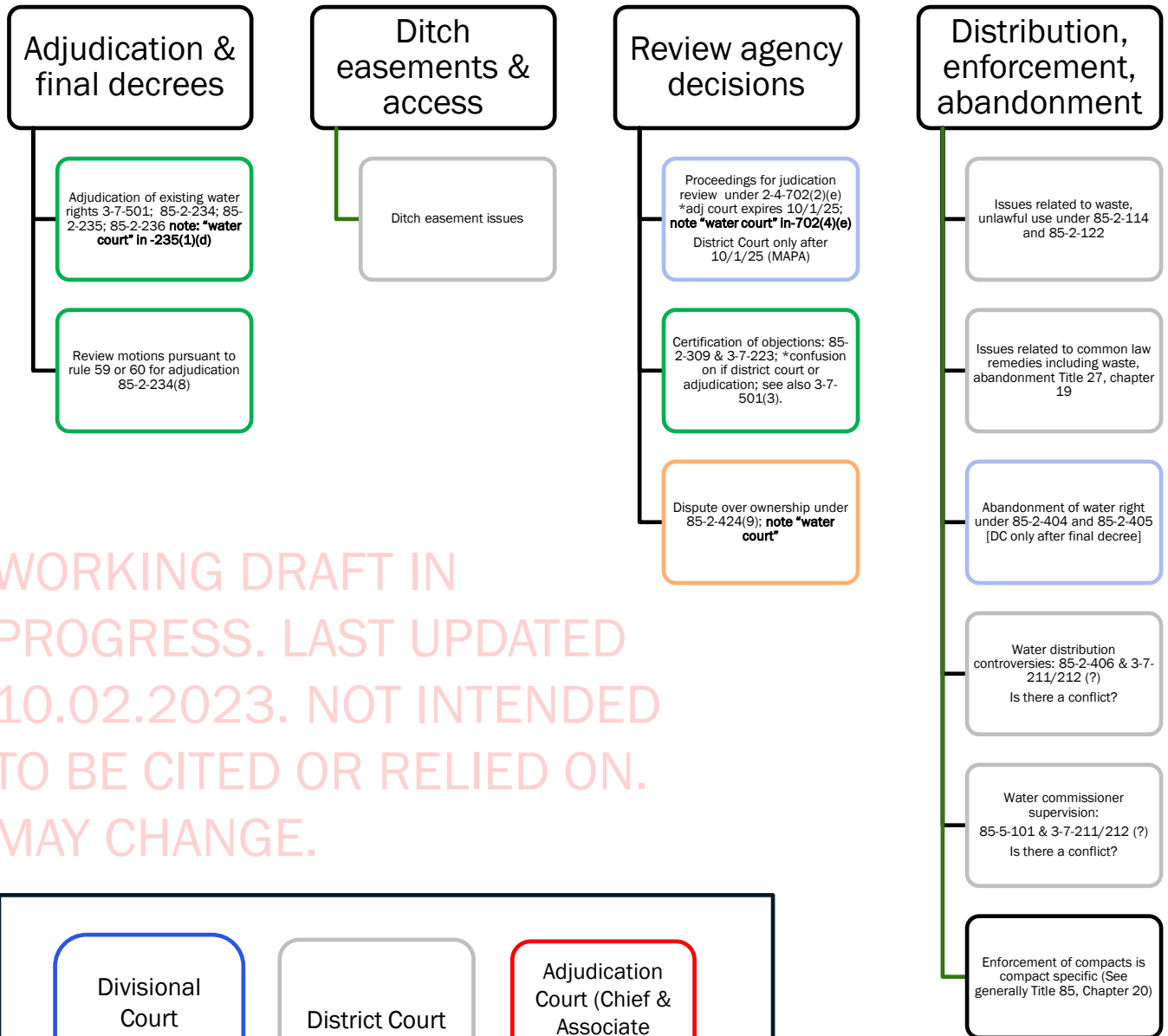
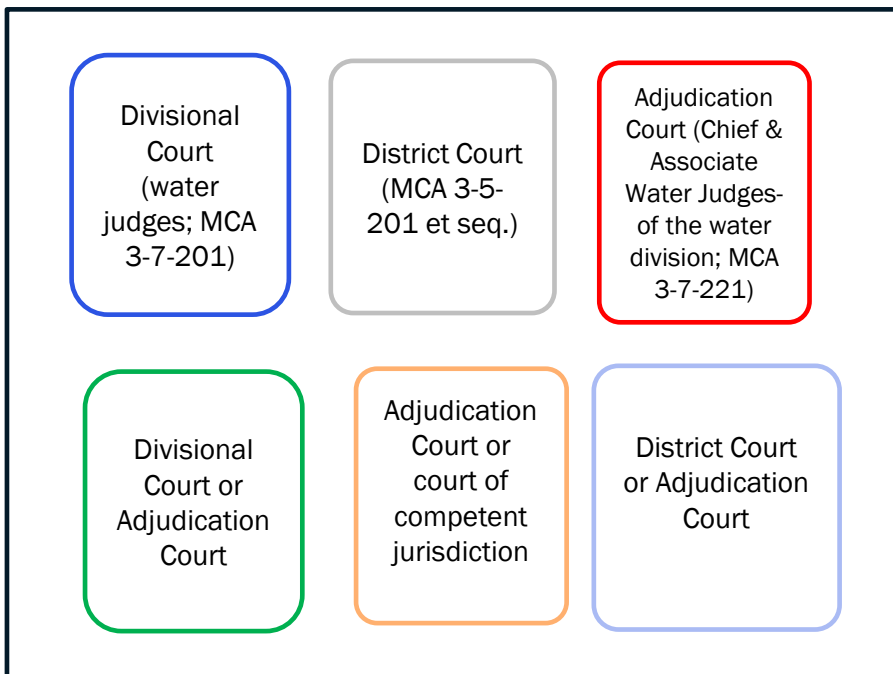


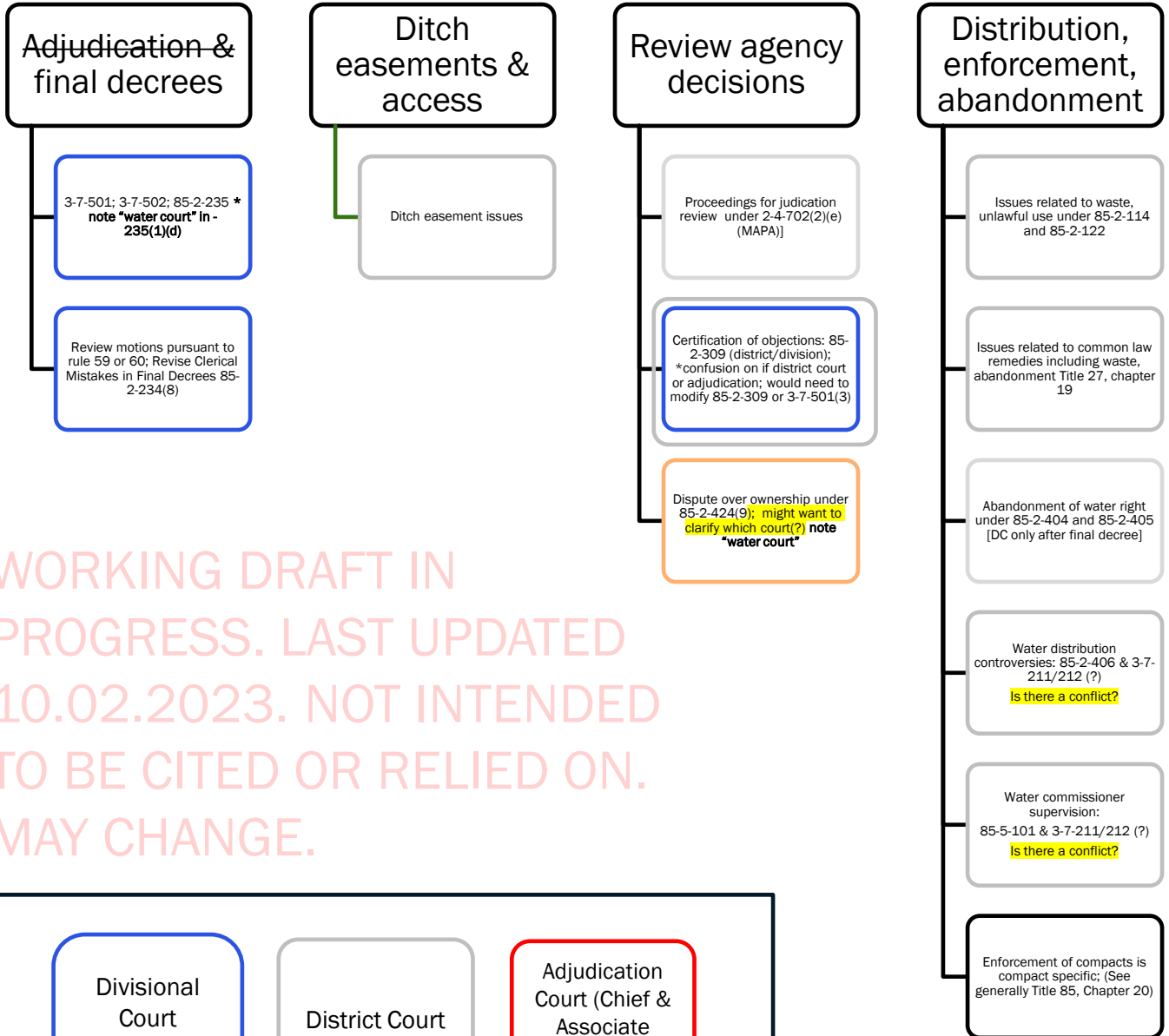
# TODAY- DUTIES & RESPONSIBILITIES OF COURTS UNDER EXISTING STATUTE



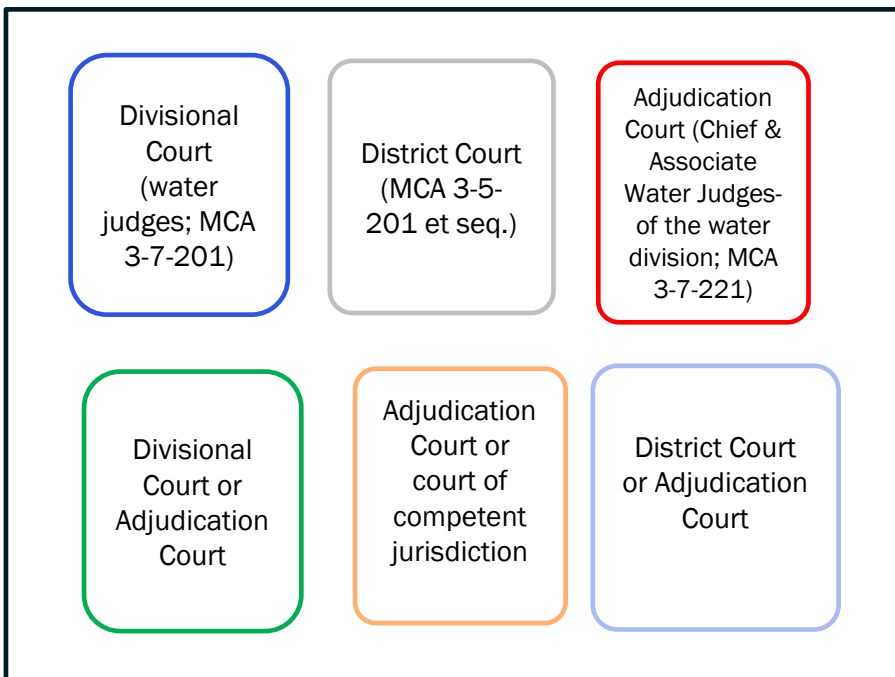
WORKING DRAFT IN PROGRESS. LAST UPDATED 10.02.2023. NOT INTENDED TO BE CITED OR RELIED ON. MAY CHANGE.



# WHEN ADJUDICATION COURT COMPLETES ADJUDICATION

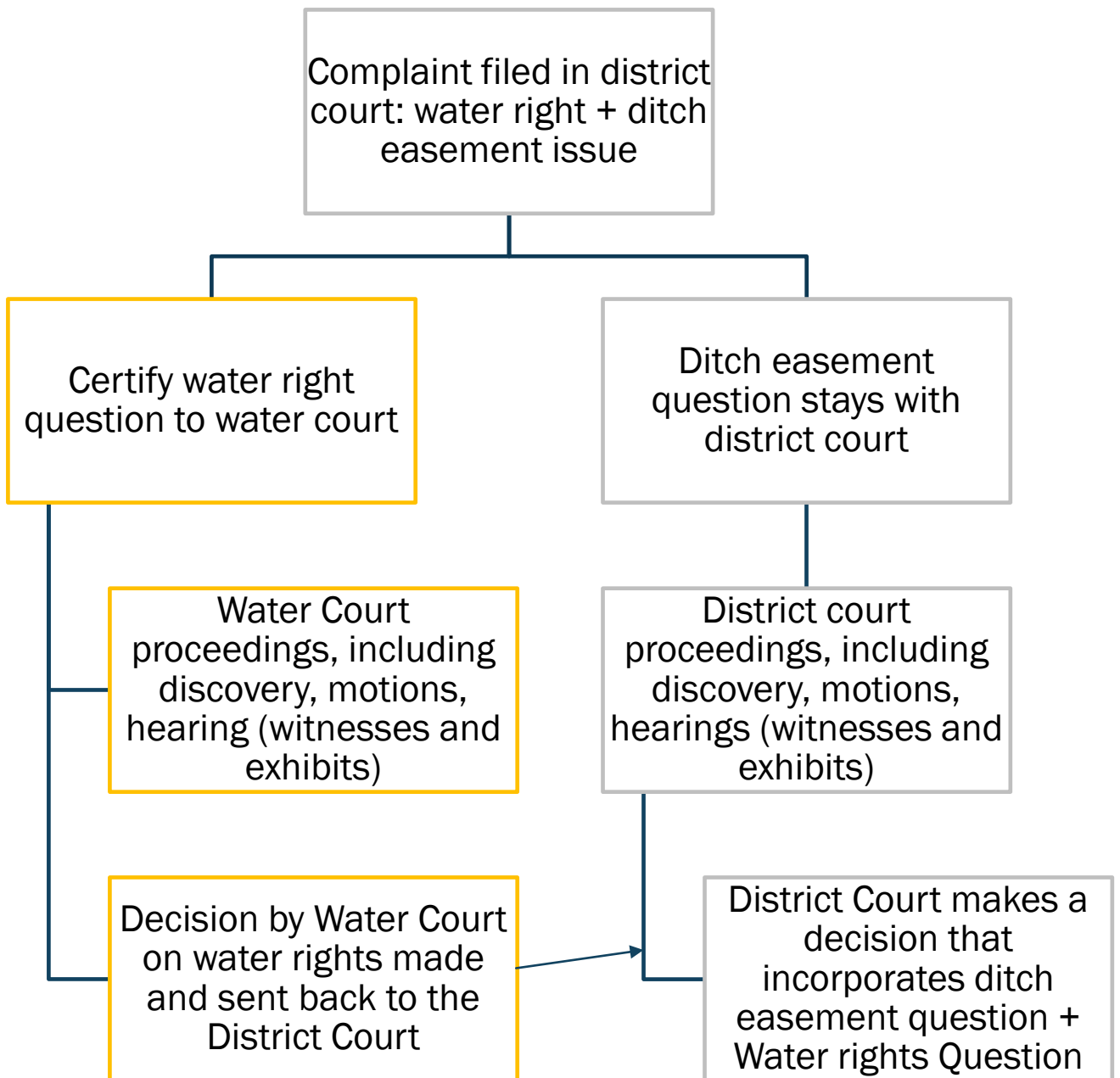


WORKING DRAFT IN PROGRESS. LAST UPDATED 10.02.2023. NOT INTENDED TO BE CITED OR RELIED ON. MAY CHANGE.



**Simplified, common example of a common dispute related to water rights that also involves a real property issue under existing law.**

Here, the water right question is assumed to be in a basin without a final decree, because that is most basins. Water right question can be (1) abandonment, (2) elements of water right, (3) order of priorities between water rights if not previously adjudicated.



*Did the Water Court & District Court come to the same conclusion?*

*Are the two court's decisions compatible? (I.e., if the water right was affirmed, was the ditch easement? Is the scope of the ditch easement big enough for the water right?)*

*The water user has now paid for 2 hearings that were likely very similar presentations of evidence and witnesses. The timelines are probably 2+ years to the hearings, which may be on different timelines depending on each court's schedule.*