

PETITION FOR CHANGE OF)
POINT OF DIVERSION AND)
MEANS OF CONVEYANCE)
FOR A PORTION OF THE)
J.W. DOE APPROPRIATION,)
PERMIT NO. 3214,)
DIVERTING FROM NO)
NAME CREEK, TRIBUTARY)
NO NAME RIVER,)
THROUGH THE NO NAME
DITCH, WITH PRIORITY OF
MAY 16, 1905, TO BE
CHANGED TO THE
UNNAMED DITCH.

BEFORE THE
STATE BOARD OF CONTROL
CHEYENNE, WYOMING

O.R. 2 P.446; C.R. 3 P.435; PROOF NO. 3491

STATE OF WYOMING)
)
 §)
COUNTY OF FREMONT)

COMES NOW John Doe, of 436 Route 18, Split Rock, Wyoming, 80774, Fremont County, who being duly sworn on oath according to law does hereby make the following statement of facts and petition:

- 1. THAT he is the owner of the lands to which the appropriations involved are appurtenant, as evidenced by the attached proof of ownership from the County Clerk of Fremont County, Wyoming.
- 2. THAT the appropriation for which a change in point of diversion and means of conveyance is sought for a portion of the J.W. Doe Appropriation, Permit No. 3214, adjudicated under Proof No. 3491, in the amount of 0.89 c.f.s. for the irrigation of 62.0 acres, diverting from the No Name Creek, tributary No Name River, through the No Name Ditch, with priority of May, 16, 1905, and of record in Order Record 2, page 446; Certificate Record 3, page 435 describing the lands irrigated as follows:

<u>Township 30 North, Range 98 West, Original Survey</u>		
Section 19:	SW¼SW¼	32.0 acres
	SE¼SW¼	10.0
Section 30:	NW¼NW¼	<u>20.0</u>
Total:		62.0 acres (0.89 c.f.s.)

- 3. THAT your Petitioner requests a change of point of diversion and means of conveyance of the J.W. Doe Appropriation, which diverts from No Name Creek through the **No Name Ditch** at a point described as **North 12° 30’ East, 1620.0 feet distant from the Southwest Corner of Section 28, Township 30 North, Range 99 West**, and situated in the SE¼SW¼ of Section 28, to the **Unnamed Ditch**, diverting from the same source of supply approximately ½ mile downstream at a point described as **North 15° 20’ East, 1056.0 feet distant from Southwest Corner of Section 28, Township 30 North, Range 99 West**, and situated in the SW¼SW¼ of Section 28.

The lands for which this change is requested are described below:

<u>Township 30 North, Range 98 West</u>		
Section 19:	SW ¹ / ₄ SW ¹ / ₄	12.0 acres
	SE ¹ / ₄ SW ¹ / ₄	<u>8.2</u>
Total:		20.2 acres (0.29 c.f.s.)

4. The remainder of this appropriation is unaffected by this action and will continue to divert through the No Name Ditch, these lands are described as follows:

<u>Township 30 North, Range 98 West, Original Survey</u>		
Section 19:	SW ¹ / ₄ SW ¹ / ₄	20.0 acres
	SE ¹ / ₄ SW ¹ / ₄	1.8
Section 30:	NW ¹ / ₄ NW ¹ / ₄	<u>20.0</u>
Total:		41.8 acres (0.60 c.f.s.)

5. THAT the reason for the requested change is that a portion of the No Name ditch is subject to washout and has been difficult to maintain. A change of point of diversion and means of conveyance to the Unnamed Ditch will eliminate this problem and provide a more economical means of conveyance.
6. THAT consent from Robert Smith, sole owner of the Unnamed Ditch, accompanies this petition.
7. THAT there are three intervening points of diversion (headgates) between the locations of the No Name Ditch and the Unnamed Ditch points of diversion. These facilities are:
- Grouch Ditch

Kermit Pipeline

Grover East Ditch
8. THAT there are no intervening tributaries or other sources of supply which might affect the rights of other appropriators.
9. THAT a properly prepared map showing the actual situation on the ground accompanies this petition.
10. THAT the granting of this petition will not injure any other appropriators.

It is the prayer of your petitioner that this petition for a change of point of diversion and means of conveyance, as outlined in Paragraph 3 above, be allowed without loss of priority, and that a proper Order of the Board be entered recording the same.

Respectfully submitted,

print name (and title, if relevant)

sign name

COUNTY OF _____

The foregoing		was acknowledged before me
	(document type)	
by _____,		
	OR	
The foregoing		was acknowledged before me
	(document type)	
by		serving in their role as
		(title)
of/for		
	(company or entity)	

this _____ day of _____, 20_____.

Witness my hand and official seal:

_____.

Notarial Officer

My commission expires: _____