

IN THE MATTER OF THE PETITION FOR VOLUNTARY ABANDONMENT OF A PORTION OF THE J. A. LOVATT)
APPROPRIATION, PERMIT NO. 7676, DIVERTING FROM THE NEW FORK RIVER, A TRIBUTARY OF THE) DOCKET NUMBER IV-31-4-17
GREEN RIVER, THROUGH THE EAST DITCH, WITH A PRIORITY OF DECEMBER 22, 1906.) IN WATER DIVISION NUMBER FOUR
(O.R. 4, P. 327; C.R. 30, P. 124; PROOF NO. 9964))

PETITIONER: CHARLES A. CHIDSEY, OF BOX 27, PINEDALE, COUNTY OF SUBLETTE, STATE OF WYOMING 82941.

This matter was considered by the State Board of Control at its regular meeting on November 11, 1981, with the following results:

FINDINGS OF FACT

1. THAT the petitioner is owner of that portion of the J. A. Lovatt appropriation, for which voluntary abandonment is sought as evidenced by a Certificate of Ownership from the County Clerk of Sublette County, Wyoming.

2. THAT the appropriation involved is the J. A. Lovatt appropriation, Permit No. 7676, adjudicated under Proof No. 9964, diverting from the New Fork River, a tributary of the Green River, through the East Ditch, with a priority of December 22, 1906, and of record in Order Record 4, page 327; Certificate Record 30, page 124, describing the lands irrigated as follows:

Township 31 North, Range 109 West	
Section 1: SE $\frac{1}{4}$ NE $\frac{1}{4}$	16.0 acres
NE $\frac{1}{4}$ SE $\frac{1}{4}$	35.0
NW $\frac{1}{4}$ SE $\frac{1}{4}$	3.0
Total	54.0 acres (0.77 c.f.s.)

3. THAT the petitioner desires to voluntarily abandon a portion of the J. A. Lovatt appropriation to eliminate an existing conflict under Permit No. 5080, Proof No. 6672. The lands for which voluntary abandonment is sought are described as follows:

Township 31 North, Range 109 West	
Section 1: NE $\frac{1}{4}$ SE $\frac{1}{4}$	20.0 acres
Total	20.0 acres (0.29 c.f.s.)

- 4. THAT a properly prepared map accompanied the petition.
- 5. THAT the granting of this petition will not injure any other appropriators.

CONCLUSIONS OF LAW

1. THAT the State Board of Control has jurisdiction both to consider the petitioner's request for voluntary abandonment and to prepare and promulgate the order hereinafter set forth disposing of said petition.