

IN THE MATTER OF THE PETITION FOR AN AMENDED CERTIFICATE OF APPROPRIATION FOR PART OF THE FRANK W. SHAFER APPROPRIATION, PERMIT NO. 11049, THE SHAFER DITCH, DIVERTING FROM MUDDY CREEK, A TRIBUTARY OF THE GREEN RIVER WITH A PRIORITY OF OCTOBER 23, 1911; AND FOR AN AMENDED CERTIFICATE OF APPROPRIATION FOR THE M. V. SMITH APPROPRIATION, PERMIT NO. 3232 ENL., THE ENLARGEMENT OF THE SHAFER DITCH, DIVERTING FROM MUDDY CREEK, A TRIBUTARY OF THE GREEN RIVER WITH A PRIORITY OF MAY 12, 1915.
(O.R. 5, P. 45; C.R. 36, P. 404, PROOF NO. 13203
O.R. 12, P. 409; C.R. 62, P. 430, PROOF NO. 24873)

PETITIONER: JAMES P. SMITH, BIG PINEY, COUNTY OF SUBLETTE, STATE OF WYOMING 83113

This matter was considered by the State Board of Control at its regular meeting on September 1, 1982 with the following results:

FINDINGS OF FACT

1. THAT the petitioner is the owner of all lands in Section 15, Township 31 North, Range 111 West as evidenced by a Certificate of Ownership from the County Clerk of Sublette County, Wyoming.

The lands in Section 16, Township 31 North, Range 111 West are owned by the State of Wyoming, State Board of Land Commissioners, who has consented to the petition.

2. THAT the appropriations involved are as follows:

a. The Frank W. Shafer appropriation, Permit No. 11049, adjudicated under Proof No. 13203, diverting from Muddy Creek, a tributary of the Green River through the Shafer Ditch with a priority of October 23, 1911 and of record in Order Record 5, page 45; Certificate Record 36, page 404, describing the lands irrigated as follows:

Township 31 North, Range 111 West		
Section 16:	NE $\frac{1}{4}$ NE $\frac{1}{4}$	40.0 acres
	NW $\frac{1}{4}$ NE $\frac{1}{4}$	10.0
	SE $\frac{1}{4}$ NE $\frac{1}{4}$	23.0
	NE $\frac{1}{4}$ SE $\frac{1}{4}$	4.0
	SW $\frac{1}{4}$ SE $\frac{1}{4}$	6.0
Total	SE $\frac{1}{4}$ SE $\frac{1}{4}$	34.0
		117.0 acres (1.67 c.f.s.)