

CHECK SHEET Short Change

(To be completed and attached to each application)

File No. 32758

Field Office No. 2

GMD No. 2

1. Plugging agreement obtained for GMD? Yes No Non Applicable
2. Is Landowner correct as currently shown in WRIS? Yes No Address Change? NO
If applicable, list Place of Use Overlap File Nos. 20147027 (pending)
3. Is Water Use Correspondent correct as currently shown in WRIS? Yes No Address Change? NO
Name of Former WUC --- Name of New WUC ---
4. a. Point of diversion computer ID No(s). NA for point(s) being changed.

b. Show feet distances from the _____ corner of the section for the new point(s) of diversion:

Action	PDIV ID	Geo Ctr?	Sec	Twp	Rng	'N	'W	County	Qualifiers
NO CHG	3044	N/A							

c. If multiple points of diversion exist and rates and quantities are individually assigned, show:

Old PDIV ID	Authorized Rate	Additional Rate	Authorized Quantity	Additional Quantity
_____	_____ gpm/cfs	_____ gpm/cfs	_____ af/mgy	_____ af/mgy
_____	_____ gpm/cfs	_____ gpm/cfs	_____ af/mgy	_____ af/mgy
_____	_____ gpm/cfs	_____ gpm/cfs	_____ af/mgy	_____ af/mgy

d. Name of Drainage Basin _____ Is this correctly shown in WRIS? Yes No

e. Formation Name & No. _____ Special Use Area _____

5. Distances from the previous/original p/d: _____ ' N / S _____ ' E / W

6. WATER RIGHT ACTION TRAIL COMMENTS

09/06/2016 Change Application Received (date accepted for priority)
10 / 7 / 16 Change Approved
_____/_____/_____ Notice and Proof by
_____/_____/_____ Completion Requirement Removed (Change No. C____)

7. METER ACTION TRAIL COMMENTS

10 / 7 / 16 DWR Meter Required by 12/31/2016
_____/_____/_____ Anti-Reverse Meter Required by
_____/_____/_____ Meter Seal Required by

8. Base Acres 38 Year Multiple Minimum Reasonable Quantity 1.00 ft/acre

Date Created 10/7/16 by TJS

Date Entered _____ by _____

CHECK SHEET ATTACHMENT

9. Changes to the place of use will be:

File Number 32758

Action	Owner Person ID	Place Use ID #	Sec.	Twp.	Range	NE¼				NW¼				SW¼				SE¼				TOTAL ACRES	
						NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼		
MOD	3105	11212	25	24	3W	Acres Authorized													20.9			20.9	41.8
						New Acres													20.9			20.9	41.8
						Acres Authorized																	
						New Acres																	
						Acres Authorized																	
						New Acres																	
						Acres Authorized																	
						New Acres																	

Names and Address:

1. Person ID # <u>3105</u> <u>Comanche West Inc</u> <u>2541 W Bobwhite Ln</u> <u>Wichita, KS 67204</u>	2. Person ID # _____ _____ _____ _____	3. Person ID # _____ _____ _____ _____
---	---	---

GENERAL INSTRUCTIONS

- | | | |
|---|---|---|
| 1. Give to Applicant: <ul style="list-style-type: none"> a. <u>Original</u> application/approval b. Original receipt (one for <u>each</u> application) c. Information packet containing: <ul style="list-style-type: none"> • Notice and Proof form • Water Meter Specifications • Acceptable Meter list • Water level measurement tube specifications • Check Valve specifications • Pink Sheet - K.S.A. 82a-728 letter • Form stating to record in Register of Deeds Office (OPTIONAL AS NEEDED) | 2. Send to headquarters: <ul style="list-style-type: none"> a. Good, <u>scannable</u> copy of application and/or approval and this check sheet b. Original check and copy of receipt c. Test hole log d. GMD recommendation, if any e. Map or aerial photograph, if any 3. Send to KDHE: Letter (KDHE.LT) advising of location of abandoned well. <input type="checkbox"/> | 4. Date stamp received and approved.
5. Complete ownership and WUC change information. |
|---|---|---|

ADDITIONAL PHOTOCOPIES

HQ _____

GMD #2 _____

CONDITIONS

1. Insert notice and proof date.
2. Type or print applicant's/owner's name on line.
3. Complete notary statement.

Submit completed application to:
 Kansas Department of Agriculture
 Division of Water Resources
 Field Office for your area.
 Call for address:

Topeka -- (785) 296-5733
 Stafford -- (620) 234-5311
 Stockton -- (785) 425-6787
 Garden City -- (620) 276-2901
<http://agriculture.ks.gov/dwr>

**DWR FIELD OFFICE
 APPLICATION FOR APPROVAL
 TO CHANGE THE PLACE OF
 USE AND/OR THE
 POINT OF DIVERSION**



STATE OF KANSAS

WATER METER REQUIRED

Filing Fee Must Accompany the Application, K.S.A. 82a-708b(b), as amended.
 Fee Schedule is on the third page of this application form.

Paragraph Nos. 1, 2, 3 & 5 must be completed. Complete all other applicable portions. If change in point of diversion is greater than 100 feet, or if place of use will be changed, include a topographic map or detailed plat showing the authorized and proposed point(s) of diversion and/or place of use.

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 9:10am
 SEP 06 2016

File No. 32758

Stafford Field Office
 Division of Water Resources

1. Application is hereby made for approval of the Chief Engineer to change the (check one or both):

Place of Use Point of Diversion

under the water right which is the subject of this application in accordance with the conditions described below.

The source of supply is: Groundwater Surface water

2. Name and address of Applicant: Comanche West Inc., c/o Fred J. Soper, President

2541 Bobwhite Lane, Wichita, KS 67204

Phone Number: (316) 838-1163

Email address: _____

Name and address of Water Use Correspondent: Comanche West Inc

2541 Bobwhite Lane, Wichita, KS 67204

Phone Number: (316) 838-1163

Email address: _____

3. The presently authorized place of use is:

Owner of Land ---- NAME: Comanche West Inc

ADDRESS: 2541 Bobwhite Lane, Wichita, KS 67204

(If there is more than one landowner, attach supplemental sheets as necessary.)

Sec.	Twp.	Range	NE¼				NW¼				SW¼				SE¼				TOTAL ACRES				
			NE¼	NW¼	SW¼	SE¼																	
	25-24S	3W																	19	10		16	45

4. If this application is for a change in place of use, it is proposed that the place of use be changed to:

Owner of Land ---- NAME: Comanche West Inc

ADDRESS: 2541 Bobwhite Lane, Wichita, KS 67204

(If there is more than one landowner, attach supplemental sheets as necessary.)

Sec.	Twp.	Range	NE¼				NW¼				SW¼				SE¼				TOTAL ACRES				
			NE¼	NW¼	SW¼	SE¼																	
	25-24S	3W																	20.9			20.9	41.8

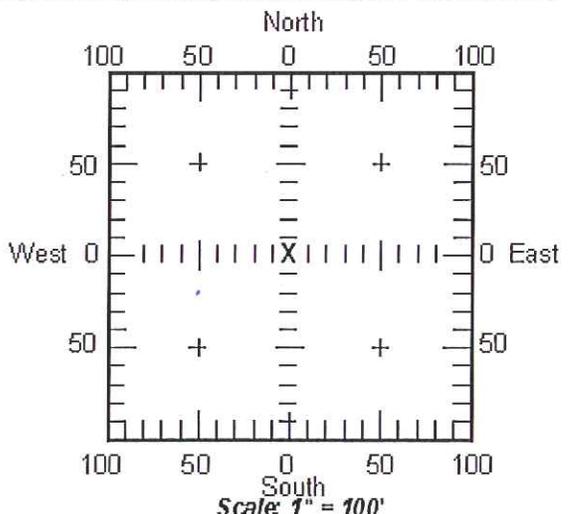
For Office Use Only: Code _____ Fee \$ 200 - TR # _____ Receipt Date _____ Check # 3082

5. **Presently authorized point of diversion:**
 One in the _____ Quarter of the _____ Quarter of the NC-SE Quarter
 of Section 25, Township 24 South, Range 3W (E/W),
 in HARVEY County, Kansas, 1320 feet North 1320 feet West of Southeast corner of section.
 Authorized Rate 705 GPM Authorized Quantity 25 AF Depth of well _____ (feet)
 (DWR use only: Computer ID No. 4 GPS _____ feet North _____ feet West)
 This point will not be changed This point will be changed as follows:
Proposed point of diversion: (Complete only if change is requested)
 One in the _____ Quarter of the _____ Quarter of the _____ Quarter
 of Section _____, Township _____ South, Range _____ (E/W),
 in _____ County, Kansas, _____ feet North _____ feet West of Southeast corner of section.
 Proposed Rate _____ Proposed Quantity _____ Proposed well depth (feet) _____
 This point is: Additional Well Geo Center List other water rights that will use this point _____

6. **Presently authorized point of diversion:**
 One in the _____ Quarter of the _____ Quarter of the _____ Quarter
 of Section _____, Township _____ South, Range _____ (E/W),
 in _____ County, Kansas, _____ feet North _____ feet West of Southeast corner of section.
 Authorized Rate _____ Authorized Quantity _____ Depth of well _____ (feet)
 (DWR use only: Computer ID No. _____ GPS _____ feet North _____ feet West)
 This point will not be changed This point will be changed as follows:
Proposed point of diversion: (Complete only if change is requested)
 One in the _____ Quarter of the _____ Quarter of the _____ Quarter
 of Section _____, Township _____ South, Range _____ (E/W),
 in _____ County, Kansas, _____ feet North _____ feet West of Southeast corner of section.
 Proposed Rate _____ Proposed Quantity _____ Proposed well depth (feet) _____
 This point is: Additional Well Geo Center List other water rights that will use this point _____

7. Why do you need a new point of diversion? NA
8. If a well, is the test hole log attached? Yes No
9. When do you propose to complete the new point of diversion?
NA
10. If the point of diversion is a well:
 (a) What are you going to do with the old well?
NA
 (b) When will this be done? NA
11. Groundwater Management District recommendation attached? Yes No 10/7/16 TSS
12. Assisted by T. Boese, GMD2

13a. If the proposed point of diversion will be relocated within 100 feet of the existing point of diversion, indicate its location on the diagram below in relation to the existing point of diversion. (PLEASE NOTE: The "X" in center of diagram below represents presently authorized point of diversion.)



13b. If the proposed point of diversion will be relocated more than 100 feet but within 1320 feet from the existing point of diversion, attach a topographic map or aerial photograph. For groundwater sources, show all wells (including domestic) within one-half mile of the proposed point of diversion and the names and mailing addresses of the owners. For surface water sources, show the names and addresses of the landowner(s) one-half mile downstream and one-half mile upstream from your property lines.

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14. If the proposed groundwater point of diversion is 300 or fewer feet from existing point of diversion, complete the following:

- (a) Does the undersigned represent all owners of the currently authorized place(s) of use identified in this application?
 Yes No (If no, all owners must sign this application.)
- (b) Will the ownership interest of any owner of the currently authorized place(s) of use identified in this application be adversely affected if this application is approved as requested?
 Yes No (If yes, all owners must sign this application.)
- (c) If this application is not approved expeditiously, will there be substantial damage to property, public health or safety?
 Yes No (If no, all owners must sign this application.)

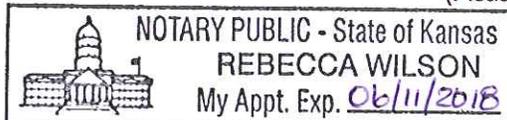
If the application proposes a surface water change in point of diversion, a groundwater change in point of diversion greater than 300 feet, or a change in place of use, the application must be signed by all owners of the currently authorized place of use, or their duly authorized agent (attach notarized statement authorizing representation).

I hereby verify, being first duly sworn upon my oath or affirmation and under penalty of perjury, that I am of lawful age and the owner, the spouse of the owner, or a duly authorized agent of the owner(s) to make this application on their behalf, in regard to the water right(s) to which this application pertains. I further verify that the statements contained in this application are true, correct and complete.

Dated at Halstead, Kansas, this 2nd day of September, 2016.

Fred J. Soper
 (Owner) _____ (Spouse) _____
 Fred J. Soper, President, Comanche West Inc _____ (Please Print) _____
 _____ (Owner) _____ (Spouse) _____
 _____ (Please Print) _____ (Please Print) _____
 _____ (Owner) _____ (Spouse) _____
 _____ (Please Print) _____ (Please Print) _____

State of Kansas }
County of HARVEY } SS



I hereby certify that the foregoing application was signed in my presence and sworn to before me this 2ND day of SEPTEMBER, 2016.

Rebecca Wilson
Notary Public

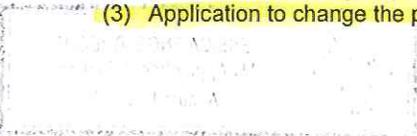
My Commission Expires 06/11/2018

ONLY COMPLETE APPLICATIONS WILL BE PROCESSED. To be complete, all of the applicable portions of the application form must be completed with accurate information; maps, if necessary, must be included; signatures of all the appropriate owners' must be affixed to the application and notarized; and the appropriate fee must be paid.

FEE SCHEDULE

Each application to change the place of use or the point of diversion under this section shall be accompanied by the application fee set forth in the schedule below: **Make checks payable to: Kansas Department of Agriculture**

- (1) Application to change a point of diversion 300 feet or less \$100
- (2) Application to change a point of diversion more than 300 feet \$200
- (3) Application to change the place of use \$200



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File No. 32758

Stafford Field Office
Division of Water Resources

SUMMARY ORDER APPROVING APPLICATION FOR CHANGE AND IMPOSING CONDITIONS

This Summary Order is issued under authority of K.S.A. 82a-708b, as amended, and K.A.R. 5-14-3 and other applicable provisions of the *Kansas Water Appropriation Law, K.S.A. 82a-701 et. seq.*, and rules and regulations promulgated thereunder, K.A.R. 5-1-1 *et. seq.* With the exception of those conditions expressly contained herein, this Summary Order does not change the terms, conditions and limitations of File No. 32758.

1. A change application was received on September 6, 2016 requesting that the place of use and / or point of diversion authorized under the above-referenced file number be changed as described in the application.
2. On and after the effective date of this summary order, the authorized place(s) of use shall be located substantially as shown on the topographic map accompanying the application to change the place of use. Applicable Not Applicable
3. The change in point of diversion shall not impair existing rights and shall be limited to the same source or sources of water as previously authorized. The point of diversion authorized by this summary order shall be located within a _____ foot radius of the authorized point(s) of diversion. Applicable Not Applicable
4. The point(s) of diversion authorized herein shall not actually be located more than _____ feet from the previously authorized point(s) of diversion. Applicable Not Applicable
5. As required by K.A.R. 5-3-5d, if the works for diversion is a well with a diversion rate of 100 gallons per minute or more, a tube or other device suitable for making water level measurements shall be installed, operated and maintained in accordance with K.A.R. 5-6-13. Applicable Not Applicable
6. **The owner of the authorized place(s) of use shall properly install an acceptable water flow meter on or before December 31, 2016, or before the first use of water, whichever occurs first.** The water flow meter shall be installed, operated and maintained in accordance with K.A.R. 5-1-4 through 5-1-12. As required by K.S.A. 82a-732, as amended, and K.A.R. 5-3-5e, the owner shall maintain records and report the reading of the water flow meter and the total quantity of water diverted annually to the Chief Engineer by March 1 following the end of each calendar year. Applicable Not Applicable
7. **Installation of the works for diversion of water shall be completed on or before December 31, 20____, or within any authorized extension of time.** By March 1, 20____ the applicant shall notify the Chief Engineer that construction of the works for diversion has been completed, on the form provided by the Chief Engineer, as required by K.A.R. 5-8-4e. Applicable Not Applicable
8. **The completed well log shall be submitted with the required notice.** Applicable Not Applicable
9. All diversion works into which any type of chemical or other foreign substance will be injected into the water shall be equipped with an in-line, automatic, quick-closing check valve capable of preventing pollution of the source of the water supply. The check valve(s) shall be installed, operated and maintained in accordance with K.A.R. 5-3-5c. Applicable Not Applicable
10. Additional Conditions are attached. Yes No
11. In accordance with K.S.A. 82a-708a, as amended, and K.A.R. 5-5-14, all of the owners of the authorized place(s) of use of water appropriated under the above-referenced file number are responsible for compliance with its terms, conditions and limitations, as amended and/or supplemented by this Summary Order, and with applicable provisions of the *Kansas Water Appropriation Law* and the *Rules and Regulations* promulgated thereunder. Failure to comply with these provisions may result in civil penalties pursuant to K.S.A. 82a-737, as amended, and/or the suspension or revocation and dismissal of the water or appropriation right or any other enforcement actions authorized by law.

Administrative Appeal and Effective Date of Order

You have the right to a hearing in accordance with K.A.R. 5-14-3 before this Summary Order becomes final action of the Kansas Department of Agriculture. Any request for a hearing must be filed with the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, 1320 Research Park Drive, Topeka, Kansas 66502, within 15 days after the date shown on the Certificate of Service attached hereto. If a hearing is not requested in accordance with K.A.R. 5-14-3, this Summary Order will become effective on the 15th day after the date shown on the Certificate of Service.

For Use by Register of Deeds

FOR OFFICE USE ONLY
APPLICATION APPROVED AND SUMMARY ORDER ISSUED

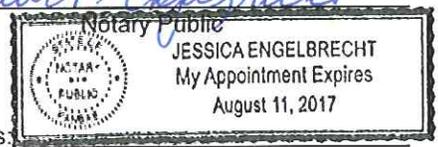
By: Cameron R. Conant
Duly Authorized Designee of the Chief Engineer
(Print Name): Cameron R. Conant
Division of Water Resources - Kansas Department of Agriculture

Date of Issuance: 10/7/16

State of Kansas)
County of Stafford) SS

Acknowledged before me on 10/07/16
by Cameron Conant

Signature: Jessica Engelbrecht



My commission expires _____ (Notary Seal)

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SEP 06 2016



Stafford Field Office
300 S. Main Street
Stafford, Kansas 67578-1521

Jackie McClaskey, Secretary
David W. Barfield, Chief Engineer
Jeff Lanterman, Water Commissioner

Phone: (620) 234-5311
Fax: (620) 234-6900
www.agriculture.ks.gov
Sam Brownback, Governor

October 7, 2016

Comanche West Inc.
C/O Fred J Soper, President
2541 Bobwhite Lane
Wichita KS 67204

Re: Water Right, File No(s). 32758

Dear Water Right Owner:

Enclosed is the order executed by the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, approving the application for change under the above referenced file number(s).

Your attention is directed to the enclosures and to the terms, conditions and limitations specified in this approval for change. An acceptable water flow meter must be installed on your well before any water is applied as authorized under this change approval. A copy of the approved list of Certified Water Flowmeters as well as the regulations regarding the installation of flowmeters, measurement tubes and check valves can be found at <http://agriculture.ks.gov/divisions-programs/dwr/water-appropriation/water-flowmeters>. If you do not have access to the internet, please contact this office and we will send you a paper copy of the referenced information.

Since this order modifies the original document referred to above, it should be recorded with the Register of Deeds as other instruments affecting real estate.

This order requires that a notice and completion of works form be submitted once the diversion works are completed, including a properly installed flowmeter. This form is available at the referenced website.

Any abandoned well must be plugged in accordance with the requirements of Article 30 of the Rules and Regulations as adopted by the Kansas Department of Health and Environment.

Should you have any questions, please feel free to contact this office. If you wish to refer to a specific file, please reference it when you contact us.

Sincerely,

A handwritten signature in black ink, appearing to read "Jeff Lanterman".

Jeff Lanterman
Water Commissioner

Enclosures

pc: Water Rights Section
Ground Water Management District 2

CERTIFICATE OF SERVICE

On this **7 October 2016**, I hereby certify that the attached Change in Place of Use, File No. 32758 dated October 7, 2016 was mailed to the following:

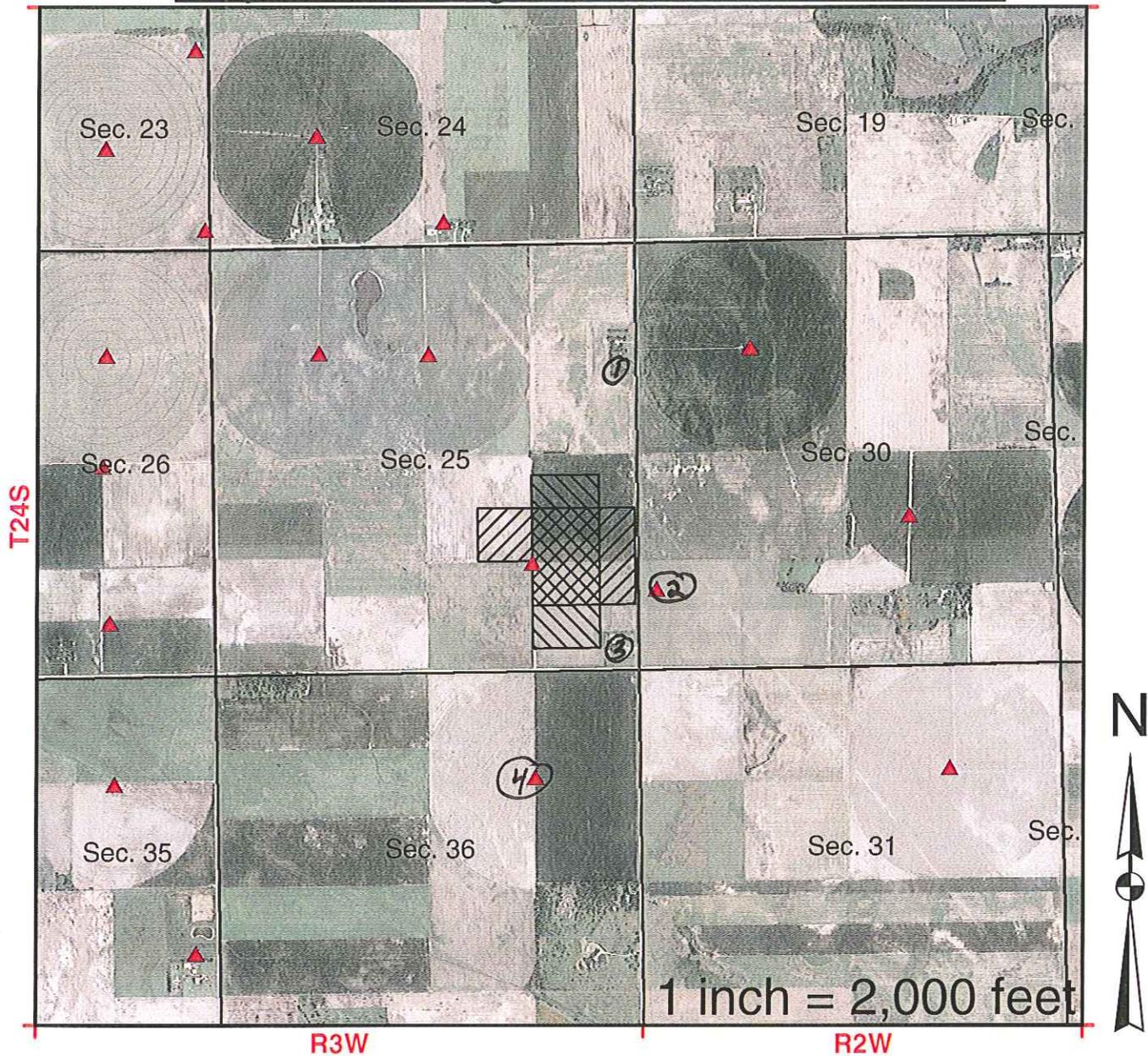
Comanche West Inc.
C/O Fred J Soper, President
2541 Bobwhite Lane
Wichita KS 67204

pc: Water Rights Section
GMD #2



Staff

Proposed Change in Place of Use #32758



I declare that all water wells or diversion sites using the same source of supply and within 1/2 mile of the proposed point of diversion have been plotted on the application map.

Jack Sope
Signature

Sept. 2, 2016
Date

- New Application
- Application No. 32758 To Change:
 - Point of Diversion
 - Place of Use
 - Use Made of Water

- Proposed Point of Diversion
- Existing Points of Diversion
- Proposed Place of Use
- Authorized Place of Use

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Wells Within ½ Mile

1. Domestic Well
Robert D. Berntsen
8629 S. River Park Road
Sedgwick, KS 67135

2. Irrigation Well – Water Right No. 32149
Daniel Weninger ETAL
c/o Weninger Farms
7538 N. 151st Street West
Colwich, KS 67030
&
Stephen & Sandra Eilert
15818 SW 96th Street
Sedgwick, KS 67135

3. Domestic Well
Arlen & Pamela Decker
9513 S. River Park Road
Sedgwick, KS 67135

4. Irrigation Well – Water Right No. 26560
Schowalter Foundation
PO Box 606
Newton, KS 67114
&
Harms Family Trust ETAL
702 Darby
Colorado Springs, CO 80907

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SEP 06 2016

Stafford Field Office
Division of Water Resources

FRED SEILER, PRESIDENT
VIN KISSICK, VICE PRESIDENT
JEFF WINTER, SECRETARY
MIKE MCGINN, TREASURER
TIM BOESE, MANAGER
THOMAS A. ADRIAN, ATTORNEY



DIRECTORS:
DAVID BOGNER
ALAN BURGHART
JOE PAJOR
BOB SEILER
DAVID STROBERG

EQUUS BEDS GROUNDWATER MANAGEMENT DISTRICT NO. 2

313 SPRUCE STREET • HALSTEAD, KANSAS 67056-1925 • PHONE (316) 835-2224 • FAX (316) 835-2225 • equusbeds@gmd2.org • www.gmd2.org

September 29, 2016

Chief Engineer, Division of Water Resources
Attn: Cameron Conant
Stafford Field Office
300 S Main St. Stafford, Kansas 67578

Re: Place of Use Change Application, File No. 32,758

Dear Mr. Conant:

The Equus Beds Groundwater Management District No. 2 reviewed the referenced change in place of use application (No. 32,758) on September 28, 2016 using the District's Revised Management Program (effective May 1, 1995) and Rules and Regulations K.A.R. 5-22-1 through 5-22-17.

Under the change application, the place of use was modified from 45 acres to 41.8 acres in the East Half of the Southeast Quarter of Section 25, Township 24 South, Range 3 West. The total combined water to land ratio is approximately .6 acre-feet per acre under the place of use application.

The change application complies with the Revised Aquifer Management program approved by the Chief Engineer and with the District's Rules and Regulations K.A.R. 5-22-1 through 5-22-17. Therefore, the change application is recommended for approval by the Equus Beds Groundwater Management District No. 2.

A District decision may be appealed to the District Board of Directors by submitting a written petition to the District office within 30 days from date of this notification, pursuant to K.A.R. 5-22-12.

Please contact the District should you have any questions regarding the review or recommendation.

Sincerely,
EQUUS BEDS GROUNDWATER
MANAGEMENT DISTRICT NO. 2

Tim Boese
Manager
TDB/STF



pc: Comanche West Inc., Applicant and Landowner

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OCT 07 2016

Stafford Field Office
Division of Water Resources



EQUUS BEDS GROUNDWATER MANAGEMENT DISTRICT NO. 2 FINAL APPLICATION REVIEW CHECKLIST

1) Application No. 32758 Date filed: September 6, 2016
 2) Proposed maximum quantity: 25 acre-feet/year Rate: 705 GPM
 3) Proposed Use: Irrigation
 4) P/D location: NCSE 25-24S-3W Geo Center: North 1320 ft, West 1320 ft
 5) Number and type of points of diversion listed on the application 1 well

6) Is the well location on the app the same on the evaluation sheet? Yes No
 7) Meter required K.A.R. 5-22-4a or K.A.R. 5-22-8? Yes No, Why _____
 8) Meets change app requirements K.A.R. 5-22-8? Yes No N/A

9) Meets Safe Yield K.A.R. 5-22-7? Yes No N/A
 9(b) Safe yield total allowable appropriations: _____ af/yr
 9(a) Safe yield analysis total existing appropriations: _____ af/yr
 9(c) Total appropriations for small user exemptions: _____ af/yr
 9(d) Total appropriations for non-consumptive use: _____ af/yr
 9(e) Total appropriations for consumptive use: _____ af/yr
 (total existing appropriations) - (non-consumptive appropriations)
 9(f) exempt from regulation? Yes No,
 Cite exemption: _____

10) Meets Well Spacing K.A.R. 5-22-2? Yes No N/A
 10(a) POD in enhanced well spacing area? Yes No
 10(b) Domestic well spacing interval: _____ ft
 10(c) Non-Domestic well spacing interval: _____ ft

11) Meets Max Reasonable Quantity K.A.R. 5-22-14? Yes No N/A
 11(a) Irrigation max quantity: _____ acre-feet / acre
 application paragraph 3 value (acre-feet) / proposed acres = Q
 11(b) Stockwater max quantity: _____ GPD _____ unit
 11(c) Industry max quantity: _____ Acre
 Industry standard: _____
 11(d) Municipal max quantity: _____ GCD
 Lesser of either 200 GCD or
 $1.10 * (X - Y) * 365 d * (z + t)$
 X - Average of last three years usage in Gallons per Capita per Day (GCD)
 Y - water usage for industries that use over 200,000 gal/yr (GCD)
 Z - Projected population in 20 years
 T - Reasonable projected water use for Industries that use over 200,000 gallons per year (GCD)
 11(e) Pond max quantity is
 (Net evap + seepage)/12 x pond area + any initial fill
 11(f) Groundwater pit max Q: _____
 Net evap * pit area/12

12) Reasonable rate for intended use? Yes No N/A

13) Depth to water: 6.4ft bls at observation well: IW19C

14) Date reviewed: 9/29/16

15) Reviewed by: S. Flaherty

Title: Hydrogeologist

16) District recommendation:

Approve Deny

Other, see comment

*Reviewed 9-29-16
TF*

17) Comments and Calculations:

Review completed for a change in place of use submitted by Comanche West Inc. in Harvey County
 Application proposes to change layout of 45 acre place of use and reduce the acres to 41.8 acres.
 A Multi Year Flex Account #20147027 was applied for on September 29, 2014 A decision has not been received from DWR yet.
 #32758 is currently authorized for 45 acres and 25 acre feet.
 Application proposes a reduction to 41.8 acres and maintaining 25 acre feet per year.
 no overlapping place of use or points of diversion.
 38 Base Acres
 Recommend approval, Complies with K.A.R. 5-22-1 through 5-22-17

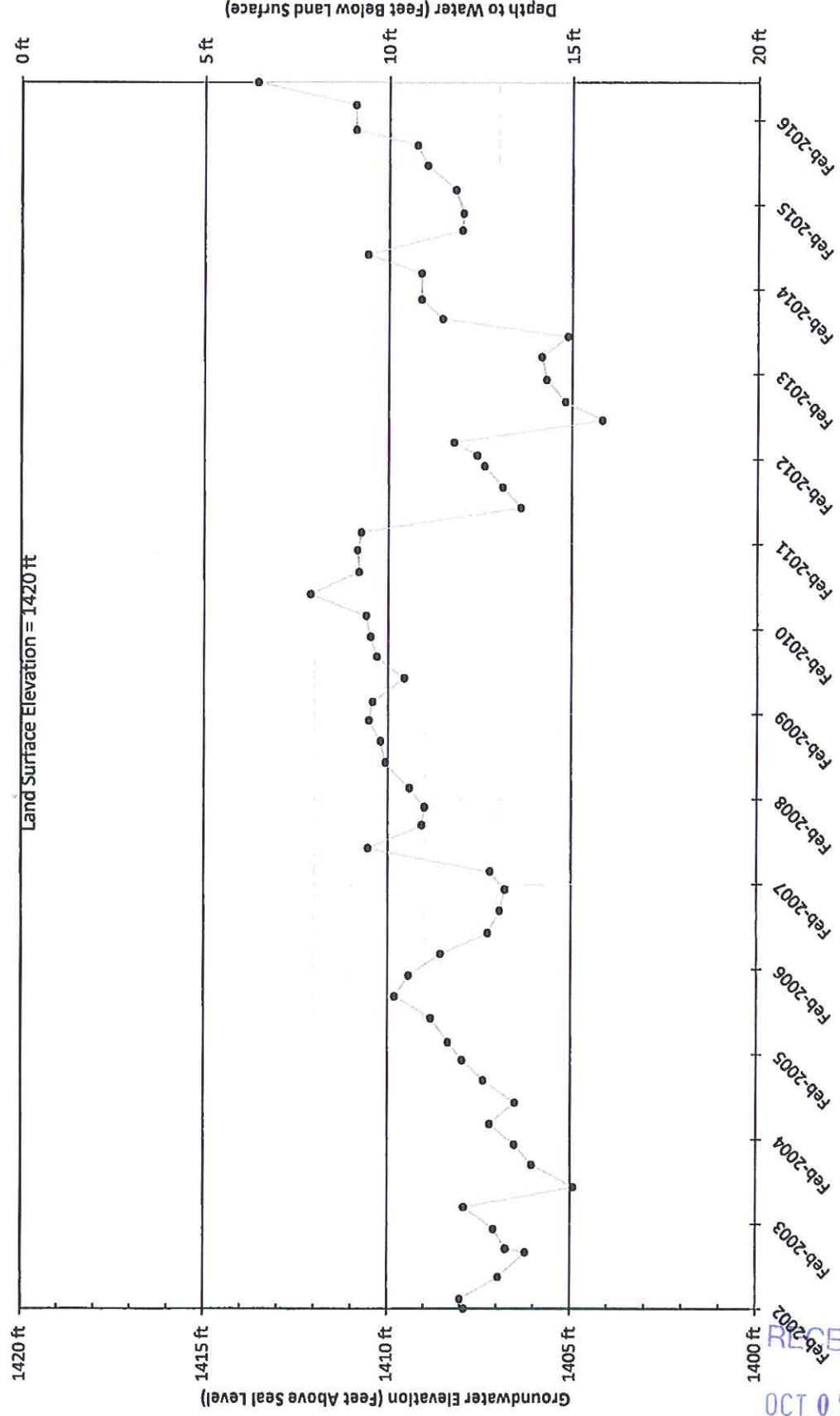
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OCT 07 2016

Hydrograph WELL: IW19C

Depth to Bedrock:
131 ft

Land Surface Elevation = 1420 ft



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OCT 07 2016


Kansas
Department of Agriculture
Division of Water Resources

Stafford Field Office
300 S. Main Street
Stafford, Kansas 67578-1521
Jackie McClaskey, Secretary
David W. Barfield, Chief Engineer
Jeff Lanterman, Water Commissioner

Phone: (620) 234-5311
Fax: (620) 234-6900
www.agriculture.ks.gov
Sam Brownback, Governor

September 23, 2016

Tim Boese
Equus Beds – GMD No. 2
313 Spruce Street
Halstead, KS 67056

Re: Place of Use Change Application, File No. 32,758

Dear Mr. Boese:

We are enclosing a copy of the application, as referenced above, for your review and recommendations. At this time the application appears to be in proper form. Notification letters were sent to all nearby well owners shown on the application map. These owners were given a 15 day comment period, no responses of any kind were received.

This office will delay any further action on this file for a period of 15 business days from the date of this letter to allow you time to submit your recommendations concerning the application. Please submit your recommendations within the allotted time, or any authorized extension of time thereof.

If you have any questions, please feel free to contact the office.

Sincerely,


Cameron R. Conant
Assistant Water Commissioner
Stafford Field Office

enc:

Kansas

Department of Agriculture
Division of Water Resources

Stafford Field Office
300 S. Main Street
Stafford, Kansas 67578-1521

Jackie McClaskey, Secretary
David W. Barfield, Chief Engineer
Jeff Lanterman, Water Commissioner

Phone: (620) 234-5311
Fax: (620) 234-6900
www.agriculture.ks.gov
Sam Brownback, Governor

September 7, 2016

Robert D. Berntsen
8629 S River Park Road
Sedgwick, KS 67135

RE: Water Right, File No. 32,758

Dear Mr. Berntsen,

This is to advise you that Fred J Soper, on behalf of Comanche West Inc, has filed an application for approval of the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, to change the place of use under the above referenced file number. You are being notified of the proposed change because it appears you have a groundwater well within one-half mile of the authorized point of diversion. As such, you may provide this office any comments or other information you may want to submit regarding the proposed change. Such comments or other information must be received in this office within 15 days of the date of this letter, or any authorized extension of time.

You can find the complete application posted by the water right file number(s) as referenced above at www.agriculture.ks.gov/divisions-programs/dwr/water-appropriation/notices. If you do not have access to the internet and would like a copy of the application, please contact the Stafford Field Office. If you have any additional questions about the application, please contact the Stafford Field Office at (620) 234-5311.

Sincerely,



Cameron R. Conant
Assistant Water Commissioner
cameron.conant@ks.gov

pc: GMD#2

Kansas

Department of Agriculture
Division of Water Resources

Stafford Field Office
300 S. Main Street
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Sam Brownback, Governor

September 7, 2016

Daniel Weninger ETAL
c/o Weninger Farms
7538 N. 151st Street West
Colwich, KS 67030

RE: Water Right, File No. 32,758

Dear Weninger Farms,

This is to advise you that Fred J Soper, on behalf of Comanche West Inc, has filed an application for approval of the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, to change the place of use under the above referenced file number. You are being notified of the proposed change because it appears you have a groundwater well within one-half mile of the authorized point of diversion. As such, you may provide this office any comments or other information you may want to submit regarding the proposed change. Such comments or other information must be received in this office within 15 days of the date of this letter, or any authorized extension of time.

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Sincerely,



Cameron R. Conant
Assistant Water Commissioner
cameron.conant@ks.gov

pc: GMD#2

Stephen & Sandra Eilert
15818 SW 96th Street
Sedgwick, KS 67135

Kansas

Department of Agriculture
Division of Water Resources

Stafford Field Office
300 S. Main Street
Stafford, Kansas 67578-1521

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Sam Brownback, Governor

September 7, 2016

Arlen & Pamela Decker
9513 S. River Park Road
Sedgwick, KS 67135

RE: Water Right, File No. 32,758

Dear Mr. and Mrs. Decker,

This is to advise you that Fred J Soper, on behalf of Comanche West Inc, has filed an application for approval of the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, to change the place of use under the above referenced file number. You are being notified of the proposed change because it appears you have a groundwater well within one-half mile of the authorized point of diversion. As such, you may provide this office any comments or other information you may want to submit regarding the proposed change. Such comments or other information must be received in this office within 15 days of the date of this letter, or any authorized extension of time.

You can find the complete application posted by the water right file number(s) as referenced above at www.agriculture.ks.gov/divisions-programs/dwr/water-appropriation/notices. If you do not have access to the internet and would like a copy of the application, please contact the Stafford Field Office. If you have any additional questions about the application, please contact the Stafford Field Office at (620) 234-5311.

Sincerely,


Cameron R. Conant
Assistant Water Commissioner
cameron.conant@ks.gov

pc: GMD#2

Kansas

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Sam Brownback, Governor

September 7, 2016

Shchowalter Foundation Inc
Jerre Bontrager Pres
PO Box 606
Newton, KS 67114

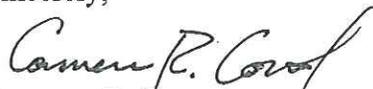
RE: Water Right, File No. 32,758

Dear Mr. Bontrager,

This is to advise you that Fred J Soper, on behalf of Comanche West Inc, has filed an application for approval of the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, to change the place of use under the above referenced file number. You are being notified of the proposed change because it appears you have a groundwater well within one-half mile of the authorized point of diversion. As such, you may provide this office any comments or other information you may want to submit regarding the proposed change. Such comments or other information must be received in this office within 15 days of the date of this letter, or any authorized extension of time.

You can find the complete application posted by the water right file number(s) as referenced above at www.agriculture.ks.gov/divisions-programs/dwr/water-appropriation/notices. If you do not have access to the internet and would like a copy of the application, please contact the Stafford Field Office. If you have any additional questions about the application, please contact the Stafford Field Office at (620) 234-5311.

Sincerely,



Cameron R. Conant
Assistant Water Commissioner
cameron.conant@ks.gov

pc: GMD#2

Harms Family Trust ETAL
702 Darby
Colorado Springs, CO 80907