

CHECK SHEET Short Change

(To be completed and attached to each application)

File No. 45399

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. ---
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	68324	YES							

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

10/11/2016 Change Application Received (date accepted for priority)
10/28/16 Change Approved
 _____/_____/_____ Notice and Proof by _____/_____/_____
 _____/_____/_____ Completion Requirement Removed (Change No. C _____)

7. METER ACTION TRAIL COMMENTS

10/28/16 DWR Meter Required by 12/31/2017
 _____/_____/_____ Anti-Reverse Meter Required by _____/_____/_____
 _____/_____/_____ Meter Seal Required by _____/_____/_____

8. Base Acres 73.8 Year multiple Minimum Reasonable Quantity 1.12 AF/acre

Date Created **10/26/16** by **TJS**
 Date Entered _____ by _____

CHECK SHEET ATTACHMENT

9. Changes to the place of use will be:

File Number 45399

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	64042	55451	9	23S	4W	Acres Authorized	3.7	5.3	16	9.1	7.4	7.6	10.2	9.2	1.5	10	0.1	0.1	1.0				81.2
						New Acres	3.7	5.3	16	9.1	7.4	7.6	10.2	9.2	1.5	10	0.1	0.1	1.0				
						Acres Authorized																	
						New Acres																	
						Acres Authorized																	
						New Acres																	
						Acres Authorized																	
						New Acres																	

Names and Address:

1. Person ID # <u>64042</u> <u>S&S COTTONWOOD LLC</u> <u>DRAYTON ALLDRITT</u> <u>8603 E LIMERICK LN</u> <u>WICHITA KS 67206-2420</u>	2. Person ID # _____ _____ _____ _____ _____	3. Person ID # _____ _____ _____ _____ _____
--	--	--

GENERAL INSTRUCTIONS

- | | | |
|--|---|--|
| 1. Give to Applicant:
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:
a. Good, scannable 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.

<p><u>ADDITIONAL PHOTOCOPIES</u></p> <p>HQ _____</p> <p>GMD#2 _____</p> <p>_____</p> <p>_____</p> <p>_____</p> <p>_____</p> |
|--|---|--|

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.

RECEIVED
 10:45am
 OCT 11 2016

File No. 45399

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: S & S Cottonwood LLC

Drayton Alldritt, 8603 E Limerick Ln, Wichita KS 67206-2420

Phone Number: (316)253-2559

Email address: ~~drayton@eck.net~~ mdalldritt@aol.com

Name and address of Water Use Correspondent: S & S Cottonwood LLC

Drayton Alldritt, 8603 E Limerick Ln, Wichita KS 67206-2420

Phone Number: (316)253-2559

Email address: ~~drayton@eck.net~~ mdalldritt@aol.com

3. The presently authorized place of use is:

Owner of Land ---- NAME: S & S Cottonwood LLC

ADDRESS: Drayton Alldritt, 8603 E Limerick Ln, Wichita KS 67206-2420

(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	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
9	23S	4W	3.8	5.4	16.1	9.2	7.4	7.7	10.2	9.3		4.6							73.8

*7.8 - TJS - SFFO

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: S & S Cottonwood LLC

ADDRESS: Drayton Alldritt, 8603 E Limerick Ln, Wichita KS 67206-2420

(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	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
9	23S	4W	3.7	5.3	16	9.1	7.4	7.6	10.2	9.2	1.5	10	0.1	0.1	1.0				81.2

For Office Use Only: Code _____ Fee \$ 200 - TR # _____ Receipt Date _____ Check # 1951

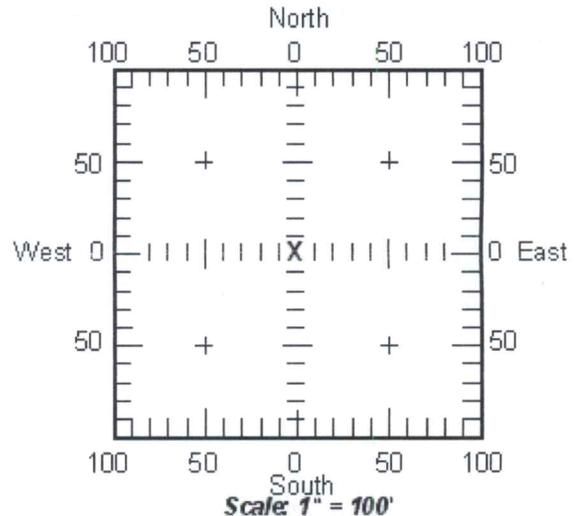
5. **Presently authorized point of diversion:**
 One in the No Change Quarter of the _____ Quarter of the _____ Quarter of the _____ Quarter of the _____
 of Section _____, Township _____ South, Range _____ (E/W),
 in _____ County, Kansas, _____ feet North _____ feet West of Southeast corner of section.
 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 the _____
 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 the _____
 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 the _____
 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? N/A

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.)**

8. If a well, is the test hole log attached? Yes No



9. When do you propose to complete the new point of diversion?
N/A

10. If the point of diversion is a well:

(a) What are you going to do with the old well?
N/A

(b) When will this be done? N/A

11. Groundwater Management District recommendation attached? Yes No 10/26/16 - TJS

12. Assisted by EKF/SFFO

13b. If the proposed point of diversion will be relocated more than 100 feet but within 2640 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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Stafford Field Office

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 LAWRENCE, Kansas, this 6th day of OCTOBER, 20 16.

<u>S+S COTTONWOOD, LLC</u> (Owner)	_____	(Spouse)
<u>BY: [Signature]</u> (Please Print)	_____	(Please Print)
<u>DRAYTON ALLDRICH</u> <u>MANAGING MEMBER</u> (Owner)	_____	(Spouse)
_____	_____	(Please Print)

State of Kansas }
County of Douglas } SS

I hereby certify that the foregoing application was signed in my presence and sworn to before me this 6 day of October, 20 16.



[Signature]
Notary Public

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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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. 45399.

1. A change application was received on 10/11/16 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, 2017** 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, 2017**, 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: 10/28/16

State of Kansas)
County of Stafford) SS

Acknowledged before me on 10/28/16
by Cameron Conant

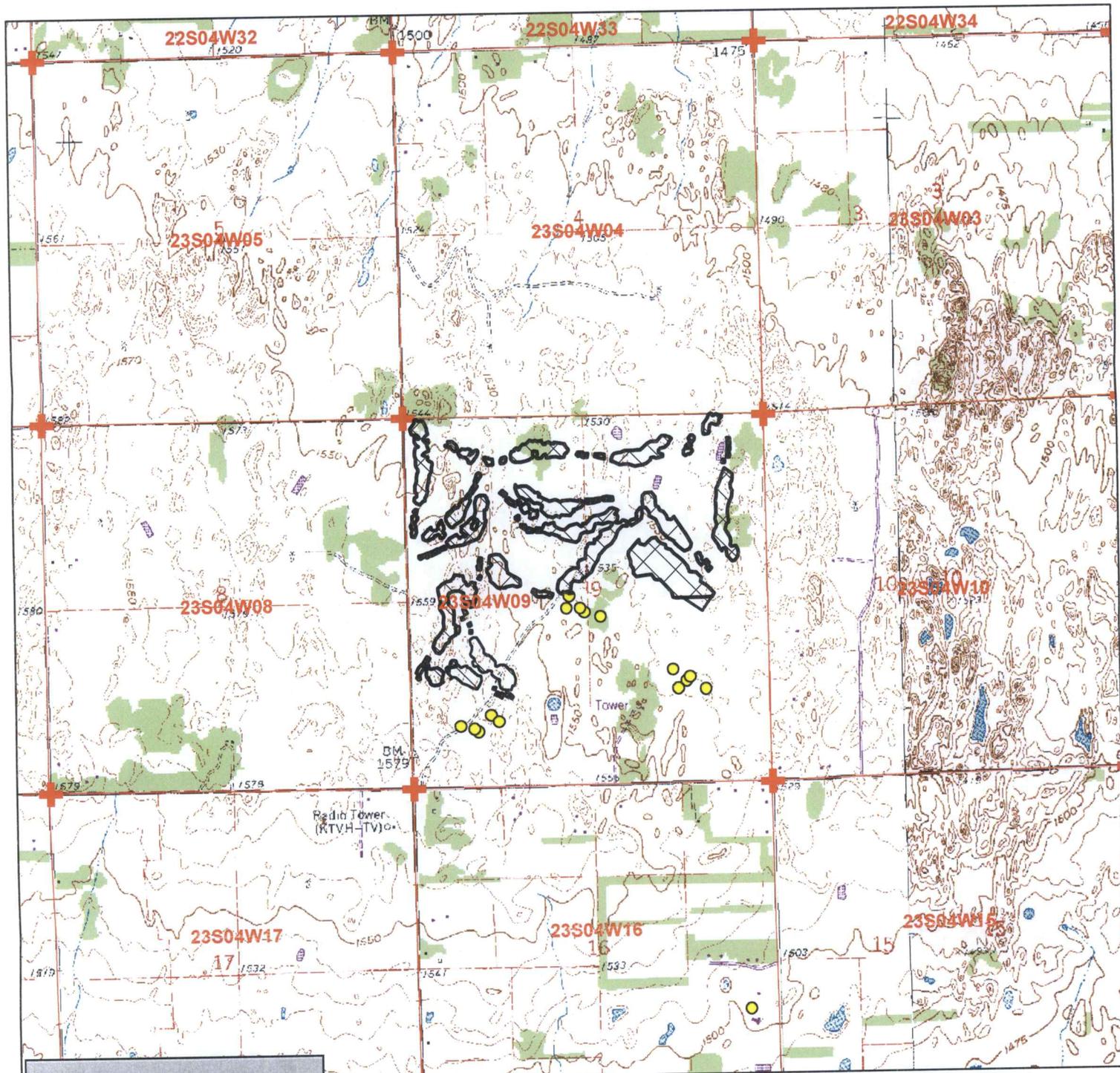
Signature: Jessica Engelbrecht



My commission expires: _____
(Notary Seal)

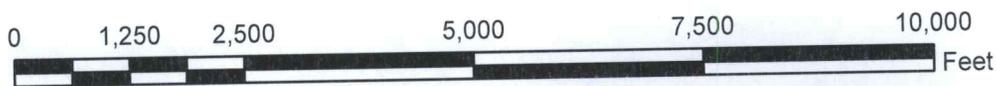
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OCT 11 2016



Legend

- Water Appropriations
- + Section Corner
- Section Line
- Place of Use**
- Proposed
- Actual



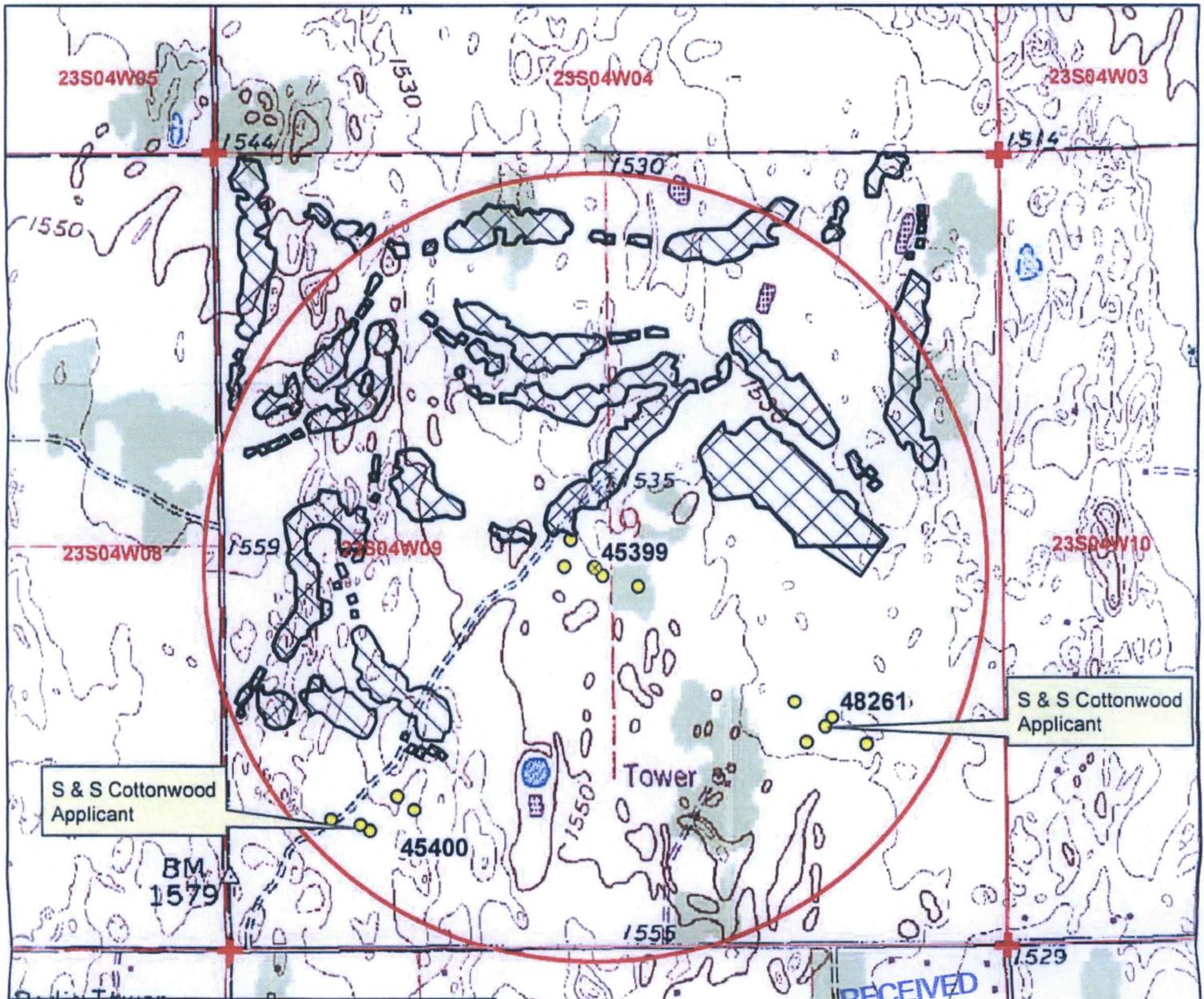
Water Appropriation, File No. 45399
Change in Place of Use Map
9-23S-4W
Reno County

4/19/16 EKF-SFFO

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OCT 11 2016

Stafford Field Office

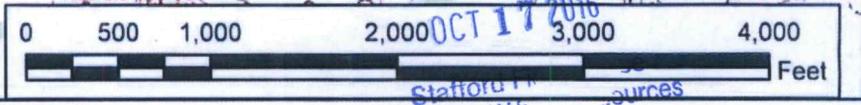


S & S Cottonwood Applicant

S & S Cottonwood Applicant

Legend

- Water Appropriations
 - Actual Point of Diversion (GeoCenter)
 - ★ Domestic Well
 - ⊕ Section Corner
 - cir45399
 - Section Line
- Place of Use**
- ▨ Proposed
 - ▨ Actual



Water Appropriation, File No. 45399
 Change in Place of Use Map
 9-23S-4W // Reno County

To the best of my knowledge, all of the domestic wells within 1/2 mile of the proposed point of diversion have been shown.

S & S COTTONWOOD, LLC
[Signature] MGR 10-17-16
 Signature



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 21, 2016

S&S COTTONWOOD LLC
DRAYTON ALLDRITT
8603 E LIMERICK LN
WICHITA KS 67206-2420

Re: Water Right, File No(s). 45399

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.

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 **28 October 2016**, I hereby certify that the attached Change in Place of Use, File No. 45399 dated October 28, 2016 was mailed to the following:

S&S COTTONWOOD LLC
DRAYTON ALLDRITT
8603 E LIMERICK LN
WICHITA KS 67206-2420

pc: Water Rights Section
GMD #2



Staff

Saryerwinnie, Tyler

From: Drayton Alldritt <DAldritt@unbank.com>
Sent: Monday, October 17, 2016 4:23 PM
To: Saryerwinnie, Tyler
Cc: Fitch, Elizabeth; Lane
Subject: Water Right File #45399
Attachments: State of KS Water Rights #45399.pdf

Tyler –

As requested please find attached the signed appropriation for the above referenced water right. Let me know if you have need the original mailed.

Thanks for your help and sorry we dropped the ball.

Take care,

M. Drayton Alldritt

Executive Vice President – Senior Lender
The University National Bank of Lawrence
1400 Kasold Drive P.O. Box 1777
Lawrence, Kansas 66044-8777
w: (785) 749-8714
c: (316) 253-2559
f: (785) 841-2317
dalldritt@unbank.com

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OCT 17 2016
Staffing
Division of Office
resources

Saryerwinnie, Tyler

From: Saryerwinnie, Tyler
Sent: Tuesday, October 18, 2016 11:08 AM
To: Rebecca Wilson (rwilson@gmd2.org)
Cc: Conant, Cameron
Subject: Recommendation Request - File No. 45399
Attachments: 45399.gmd request.pdf

Rebecca,

I have attached a cover letter and a copy of one (1) place of use application for GMD review and recommendation. Please provide the GMD recommendation by no later than November 8th , 2016.

Please let me know if you have any questions or concerns.

Tyler Saryerwinnie, Environmental Scientist
Kansas Department of Agriculture
Division of Water Resources
Stafford Field Office
(620) 234-5311 (Ph)



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 18, 2016

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

RE: Place of Use Change Application, File No. 45,399

Dear Mr. Boese,

We are enclosing a copy of the application, as referenced above, for your review and recommendation. At this time the application appears to be in proper form. Except for the applicants own water rights, no nearby water users were indicated on the application map. Therefore, no notification letters were sent.

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 applications. 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,

A handwritten signature in blue ink, appearing to read "T. Saryerwinnie".

Tyler Saryerwinnie
Environmental Scientist
Stafford Field Office
tyler.saryerwinnie@ks.gov

Enclosure

Saryerwinnie, Tyler

From: Rebecca Wilson <rwilson@gmd2.org>
Sent: Wednesday, October 26, 2016 8:13 AM
To: Saryerwinnie, Tyler
Subject: Approval Letter - No. 45399
Attachments: 45399 Change in Place of Use Approval.pdf

Good Morning, Tyler!

Attached is an Approval Letter and Documentation from Manager Tim Boese.

Please let me know if you have any difficulty opening the attachment!

Thanks!

Rebecca

Rebecca Wilson
Administrative Assistant
Equus Beds GMD2
313 Spruce Street
Halstead, KS 67056
316-835-2224
316-835-2225 Fax
rwilson@gmd2.org
www.gmd2.org

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OCT 26 2016

ices

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

October 25, 2016

Chief Engineer, Division of Water Resources
Attn: Tyler Saryerwinnie
300 S. Main Street
Stafford, KS 67578-1521

Re: Place of Use Change Application, File No. 45399

Dear Mr. Saryerwinnie:

The Equus Beds Groundwater Management District No. 2 reviewed the referenced change in place of use application on October 25, 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 will be increased from 73.8 acres to 81.2 acres.

The referenced change application complies with the District's Management Program and Rules and Regulations and the 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

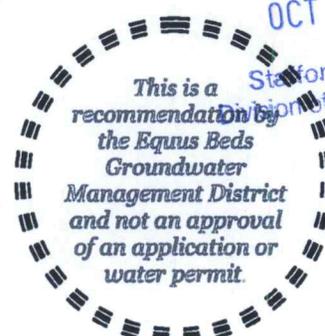
Tim Boese
Manager
TDB/STF

pc: S&S Cottonwood LLC., Applicant and Landowner

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OCT 26 2016

Stafford Field Office
Division of Water Resources



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

1) Application No. 45399 Date filed: 10/11/16
 2) Proposed maximum quantity: 112 acre-feet/year Rate: 270 GPM
 3) Proposed Use: Irrigation
 4) P/D location: NENESW 09-23S-4W Geo Center: North 2552 ft, West 2746 ft
 5) Number and type of points of diversion listed on the application 4 Well Battery

6) Meter required K.A.R. 5-22-4a or K.A.R. 5-22-8? Yes No, Why _____
 7) Meets change app requirements K.A.R. 5-22-8? Yes No N/A

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

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

10) Meets Max Reasonable Quantity K.A.R. 5-22-14? Yes No N/A
 (a) Irrigation max quantity: _____ acre-feet / acre
 application paragraph 3 value (acre-feet) / proposed acres = Q
 (b) Stockwater max quantity: _____ GPD _____ unit
 (c) Industry max quantity: _____ Acre
 Industry standard: _____
 (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)
 (e) Pond max quantity is
 (Net evap + seepage)/12 x pond area + any initial fill
 (f) Groundwater pit max Q:
 Net evap * pit area/12

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11) Reasonable rate for intended use? Yes No N/A
 12) Depth to water: 17 ft bls at observation well: EB132B

13) Date reviewed: 10/24/16
 14) Reviewed by: S. Flaherty Title: Hydrogeologist
 15) District recommendation: Approve Deny Other, see comment
Revised 10-25-16

16) Comments and Calculations:
 Review for a change in place of use application submitted by S&S Cottonwood LLC in Reno County
 No overlapping PU - Nearby permit nos. 45400 and 48261 are authorized for municipal use within a housing development.
 no overlapping PDs
 application proposes to increase from 73.8 acres to 81.2 acres (10% increase from 73.8 base acres)
 Recommend approval, Complies with K.A.R. 5-22-1 through 5-22-17