Garden City Field Office 2508 Johns Street Garden City, Kansas 67846-2804



Phone: (620) 276-2901 Fax: (620) 276-9315 www.agriculture.ks.gov

Sam Brownback, Governor

Jackie McClaskey, Secretary David W. Barfield, Chief Engineer Michael A. Meyer, Water Commissioner

March 16, 2017

MERLE BLOOD 13555 N SCOTT RD GARDEN CITY KS 67846

RE: Change the Place of Use, File Nos 13851, 16757, 30544

Dear Mr. Blood;

Enclosed you will find a Summary Order Approving Application for Change in Place of Use for the above referenced files. Since these orders modify the original documents, it should be recorded at the County Register of Deeds.

These orders modify the authorized acres that can be irrigated by these files. The authorized place of use is as shown on the plats within the change approvals.

An acceptable water flow meter was required to be installed on the diversion works by earlier requirement of the Chief Engineer. These water flow meters shall be used to provide information required on the annual water use report.

This order shall become final if a request for a hearing is not filed with the Chief Engineer within 15 days of the date of service of this order. The date of service is the date listed on the enclosed *Certificate of Service*.

Should you have any questions, please feel free to call this office or arrange an appointment for additional assistance. Please refer to the file number when you contact us if you wish to discuss a specific file.

Sincerely,

Thomas P. Makens

Assistant Water Commissioner

TPM:tpm Enclosures C: GMD3

# CERTIFICATE OF SERVICE

On this 18 day of March 2017, I hereby certify that the attached original Approval of Application to Change the Place of Use under Water Right File 13851, 16757, 30544 dated March 16, 2017, was mailed postage prepaid, first class, US mail to the following:

MERLE BLOOD 13555 N SCOTT RD GARDEN CITY KS 67846

Copy provided to GMD#3

Division of Water Resources

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

Topeka -- (785) 862-6300 Stafford -- (620) 234-5311 Stockton -- (785) 425-6787 Garden City -- (620) 276-2901 www.ksda.gov/dwr

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



STATE OF KANSAS

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

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	Phone Number: () Email address:																		
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	Owner o	f Land	N	AME:	Scott	K. Wir	iters												
									id, OR										
	(If there i	s more t	han on	e lando	wner, a	ttach s	upplem	ental st	neets as	neces	sary.)	/							
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## APPLICATION FOR APPROVAL TO CHANGE THE PLACE OF USE AND/OR POINT OF DIVERSION SUPPLEMENTAL SHEET

FILE NO. 30554

MAKE ADDITIONAL COPIES AS NECESSARY

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# APPLICATION FOR APPROVAL TO CHANGE THE PLACE OF USE AND/OR POINT OF DIVERSION SUPPLEMENTAL SHEET

FILE NO.

Presently authorized	point of diversion:		
One in the	Quarter of the	Quarter of the	Quarter
of Section	, Townshipfeet No	South, Range	(E/W),
in	County, Kansas, feet No	orth feet West of Souther	ast corner of section.
Authorized Rate	Authorized Quantity	Depth of well	(feet)
(DWR use only: Com	Authorized Quantity puter ID No GPS	feet North	feet West)
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Proposed point of div	ersion: (Complete only if change is req	uested)	
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of Section	Quartor of the	South, Range	(E/W),
in	, Township feet No	orth feet West of Souther	ast corner of section.
Proposed Rate	Proposed Quantity	Proposed well depth (feet)	
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	AND	AMBERIA.	
Presently authorized	point of diversion:		
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of Section	, Township feet No	orth feet West of Souther	ast corner of section.
Authorized Date	Authorized Quantity	Denth of well	(feet)
I AUTOTIZED NATE	Authorized Quantity puter ID No GPS	feet North	feet West)
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Presently authorized			
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1 5 1 5 1 5 1	Decreed Over-the	Proposed well don'th (fact)	
Proposed Rate	Quarter of the, Township feet No feet No feet No Proposed Quantity ional Well	Proposed well depth (feet)	

14. If the proposed groundwater point of diversion is 300 or fewer fee	et from existing point of diversion, complete the following:
<ul> <li>(a) Does the undersigned represent all owners of the currently a</li> <li>☐ Yes</li> <li>☐ No</li> <li>(If no, all owners must sign this a)</li> </ul>	uthorized place(s) of use identified in this application?
(b) Will the ownership interest of any owner of the currently au affected if this application is approved as requested? ☐ Yes ☐ No (If yes, all owners must sign this a	thorized place(s) of use identified in this application be adversely application.)
(c) If this application is not approved expeditiously, will there be ☐ Yes ☐ No (If no, all owners must sign this approved in the control of	substantial damage to property, public health or safety? oplication.)
If the application proposes a surface water change in point of diversio or a change in place of use, the application must be signed by all own agent (attach notarized statement authorizing representation).	n, a groundwater change in point of diversion greater than 300 feet ers of the currently authorized place of use, or their duly authorized
I hereby verify, being first duly sworn upon my oath or affi age and the owner, the spouse of the owner, or a duly auth their behalf, in regard to the water right(s) to which this a contained in this application are true, correct and complete	orized agent of the owner(s) to make this application on pplication pertains. I further verify that the statements
Dated at igard , Kansak, th	nis 26th day of January , 2017.
Sout White	Michael Tehry (Spouse) MICHAEL TCHONG
(Owner)	(Spouse)
Scot Winters	MICHAEL TCHONSG
(Please Print)	(Please Print)
(Owner)	(Spouse)
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(GMTer)	(Spouse)
(Please Print)	(Please Print)
State of Kansas Jon	
County of Washington ) SS	
COMMISSIO	BLIC - OREGON N NO. 942068
My Commission Expires 8/31/2019	Artany Public Autory Public
ONLY COMPLETE APPLICATIONS WILL BE PROCESSED. To be complete, a accurate information; maps, if necessary, must be included; signatures of all the the appropriate fee must be paid.	li of the applicable portions of the application form must be completed with appropriate owners' must be affixed to the application and notarized; and
FEE SCHED	ULE
Each application to change the place of use or the point of diversion und forth in the schedule below: Make checks payable to: Kansas Departriction (1) Application to change a point of diversion 300 feet or less.  (2) Application to change a point of diversion more than 300 feet (3) Application to change the place of use	nent of Agriculture ······ \$100 ≘t

# 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. 30554 A change application was received on TERIUTHUY 9, ZOIT requesting that the place of diversion authorized under the above-referenced file number be changed as described in the application. \_\_\_ requesting that the place of use and / or point of 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 on the topographic map accompanying the application to change the place of use. 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 feet from the previously The point(s) of diversion authorized herein shall not actually be located more than ★Not Applicable authorized point(s) of diversion. ☐ Applicable 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 5. with K.A.R. 5-6-13. ☐ Applicable Not Applicable The owner of the authorized place(s) of use shall properly install an acceptable water flow meter on or before December 31, 20 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. ☑ Not Applicable Applicable Installation of the works for diversion of water shall be completed on or before December 31, 20 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 The completed well log shall be submitted with the required notice. Applicable Not Applicable 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 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. FOR OFFICE USE ONLY Administrative Appeal and Effective Date of Order APPLICATION APPROVED AND You have the right to a hearing in accordance with K.A.R. 5-SUMMARY ORDER ISSUED 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, 109 SW 9th Street, Topeka, Kansas 66612, 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 requests of the state Duly Authorized Designee of the Chief Engineer MAKGNI THOMAS (Print Name): this Summary Order will become effective on the 15th day Division of Water Resources - Kansas Department of Agriculture after the date shown on the Certificate of Service. MARCH Date of Issuance: For Use by Register of Deeds State of Kansas SS County of Acknowledged before me on Signature: KEVIN L. SALTER My Appointment Expires November 2, 2017 My commission expires:

(Notary Seal)

14. If the proposed groundwater point of diversion is 3	300 or fewer feet from existing point of diversion, complete the following:
(a) Does the undersigned represent all owners o ☐ Yes ☐ No (If no, all owners r	of the currently authorized place(s) of use identified in this application? The sign this application.)
affected if this application is approved as requ	the currently authorized place(s) of use identified in this application be adversely uested? must sign this application.)
	ly, will there be substantial damage to property, public health or safety? nust sign this application.)
If the application proposes a surface water change in por a change in place of use, the application must be significant (attach notarized statement authorizing represent)	point of diversion, a groundwater change in point of diversion greater than 300 feet gned by all owners of the currently authorized place of use, or their duly authorized ntation).
age and the owner, the spouse of the owner, o	y oath or affirmation and under penalty of perjury, that I am of lawful or a duly authorized agent of the owner(s) to make this application on which this application pertains. I further verify that the statements and complete.
Dated at	, K <del>ansas</del> , this <u>23</u> day of <i>JAW</i>
. 0	, Kansas, this
Since & Shappe (Owner)	
(Owner) Simeon G. Sherlye	(Spouse)
(Please Print)	(Please Print)
Lais M. Shara	, ,
Jais M. Sharpe (Owner)	(Spouse)
Lois M. Sharpe (Please Print)	will think the state of the sta
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)  Washrugton  State of Kaneas  SS	was signed in my presence and sworn to before me this 23 day
County of <u>Cealitz</u> ss	Manual Comments
I hereby certify that the foregoing application of	was signed in my presence and sworn to before me this 23 day
	Marle A July
My Commission Expires 7-9-26/8.	Notary Public
ONLY COMPLETE APPLICATIONS WILL BE PROCESSED. accurate information; maps, if necessary, must be included; signe appropriate fee must be paid.	To be complete, all of the applicable portions of the application form must be completed with gnatures of all the appropriate owners' must be affixed to the application and notarized; and
	FEE SCHEDULE
orth in the schedule below: Make checks payable to: 1 (1) Application to change a point of diversion 3 (2) Application to change a point of diversion n	t of diversion under this section shall be accompanied by the application fee set  Kansas Department of Agriculture  100 feet or less

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 au ☐ Yes ☐ No (If no, all owners must sign this app	
<ul> <li>(b) Will the ownership interest of any owner of the currently auth affected if this application is approved as requested?</li> <li>☐ Yes</li> <li>☐ No</li> <li>(If yes, all owners must sign this approved in the currently authors.)</li> </ul>	•
(c) If this application is not approved expeditiously, will there be s ☐ Yes ☐ No (If no, all owners must sign this app	ubstantial damage to property, public health or safety? plication.)
If the application proposes a surface water change in point of diversion or a change in place of use, the application must be signed by all owne agent (attach notarized statement authorizing representation).	, a groundwater change in point of diversion greater than 300 feet, is of the currently authorized place of use, or their duly authorized
I hereby verify, being first duly sworn upon my oath or affir age and the owner, the spouse of the owner, or a duly author their behalf, in regard to the water right(s) to which this appointment of the contained in this application are true, correct and complete.  Dated at     Contained   Cont	orized agent of the owner(s) to make this application on opplication pertains. I further verify that the statements
() a vil)	
(Owner)	(Spouse)
DAVID WINTERS	
(Please Print)	(Please Print)
(Owner)	(Canada)
(Owner)	(Spouse)
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
State of Kansas	
County of MariL» pa SS	
I hereby certify that the foregoing application was signed in of	my presence and sworny to before me this day
9	Dusko Kleur Notary Public
My Commission Expires 2.18.20	Marioopa County, Arizona My Comm. Expires 02-10-20
ONLY COMPLETE APPLICATIONS WILL BE PROCESSED. To be complete, all accurate information; maps, if necessary, must be included; signatures of all the a the appropriate fee must be paid.	of the applicable portions of the application form must be completed with ppropriate owners' must be affixed to the application and notarized; and
FEE SCHED!	n e
Each application to change the place of use or the point of diversion undeforth in the schedule below: Make checks payable to: Kansas Departm	er this section shall be accompanied by the application fee set
(1) Application to change a point of diversion 300 feet or less  (2) Application to change a point of diversion more than 300 fee (3) Application to change the place of use	\$100 \$200
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