#### Kansas Department of Agriculture Division of Water Resources

**CHANGE: P/U WORKSHEET** 

1. File Number: <b>15639</b>	2. Status Change Date:	3. Change Num:	4. Field Office:	5. GMD:
6. Status: ☑ Approved ☐ Den	ied by DWR/GMD	Dismiss by Reques	t/Failure to Return	7. Filing Date of Change: <b>8/20/18</b>
8a. Applicant(s)  New to system □	Person ID 19316 Add Seq# 1	8c. Landown	• •	Person IDAdd Seq#
WHEATLAND ELECTRIC PERRY SMITH PO BOX 953 GARDEN CITY KS 67840		IC		
8b. Landowner(s)  New to system □	Person ID 19316 Add Seq# 1	8d. WUC New to sy	stem 🗌	Person ID 19316 Add Seq# 1
WHEATLAND ELECTRIC PERRY SMITH PO BOX 953 GARDEN CITY KS 67846		INC PERRY PO BO	SMITH	C COOPERATIVE
9. Documents and Enclosure(s): 🛛 DV	VR Meter(s) Date to Compl	y: <b>12/31/18</b>	N & P Date to	Comply:
☐ Anti-Reverse Meter ☐ Meter☐ Conservation Plan Date Requir				riller Copy
10. Use Made of Water From:		To: _		· · · · · · · · · · · · · · · · · · ·
			Date Prepared: <b>9/24/1</b> Date Entered:	<b>8</b> ву: <b>ТРМ</b> Ву:

File No.	15639		11. C	ounty:	FI	Ва	sin: <b>ar</b>	k					S	tream:							Fo	rmation Cod	de:	Special Use:	
12. Points of Diversion CHK MOD																			uantity zed		A	dditional			
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Commen	ts:																								

DEPARTMENT OF AGRICULTURE DIVISION OF WATER RESOURCES GARDEN CITY FIELD OFFICE 2508 JOHNS STREET GARDEN CITY, KS 67846-2804



PHONE: (620) 276-2901 FAX: (620) 276-9315 www.agriculture.ks.gov

# GOVERNOR JEFF COLYER, M.D. JACKIE McClaskey, Secretary of Agriculture

October 2, 2018

WHEATLAND ELECTRIC COOPERATIVE INC PERRY SMITH PO BOX 953 GARDEN CITY KS 67846

RE:

Approval of Application to Change the Place of Use

Vested Right, File No. FI 018

Water Right, File Nos. 802, 15639, 27714

Dear Sir and Madam:

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

Your attention is directed to the enclosures and to the terms, conditions, and limitations specified in this approval for change. A condition of this approval is that an acceptable water flow meter must be installed on the diversion works authorized under the referenced file number and meet current specifications. Please return the required notification of completion of the diversion works and installation of the required meter as soon as these actions are completed.

Since this order modifies the original documents referred to above, it should be recorded with the Register of Deeds as other instruments affecting real estate. Please also submit a copy of the current ownership deed to have our records changed.

The 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 call this office. If you would prefer, you could arrange an appointment for additional assistance.

Sincerely,

Michael A. Meyer

Water Commissioner

MAM: enclosures

pc:

Groundwater Management District No. 3

#### **CERTIFICATE OF SERVICE**

On this 2<sup>nd</sup> day of October, 2018, I hereby certify that the foregoing Approval of Application for Change in Place of Use, Vested Right, File No. FI 018, Water Right, File Nos. 802, 15639, and 27714 dated 2<sup>nd</sup> day of October, 2018 was mailed postage prepaid, first class, US mail to the following:

WHEATLAND ELECTRIC COOPERATIVE INC PERRY SMITH PO BOX 953 GARDEN CITY KS 67846

With photocopies to:

GROUNDWATER MANAGEMENT DISTRICT NO. 3

Division of Water Resources Staff

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



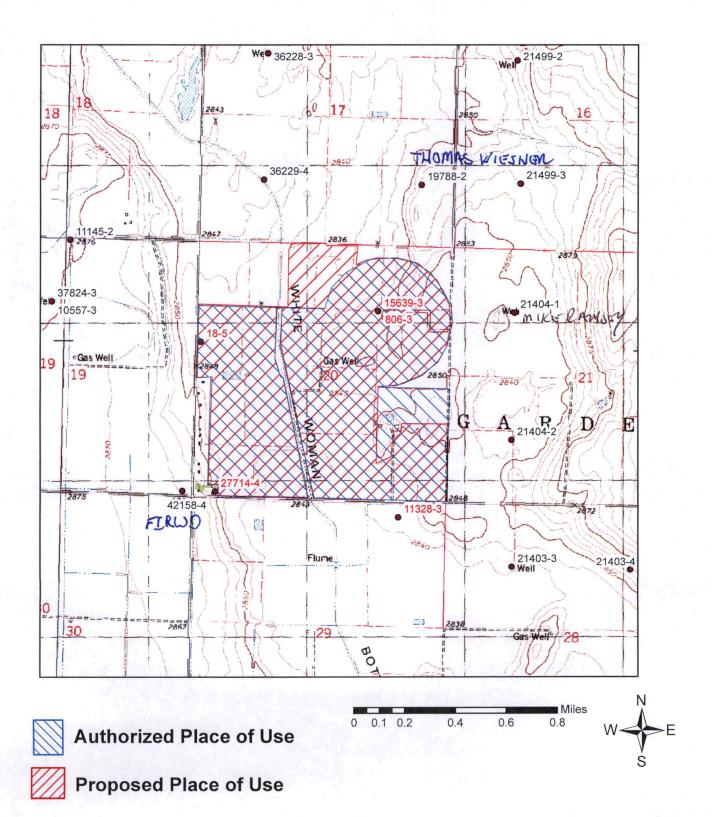
#### **STATE OF KANSAS**

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.

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						ŀ	File No	. <u>1563</u>	9								Α	UG 2	0 2018
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5.	Presently authorized						
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	in	County, Kansas,	feet No	rth fee	t West of South	neast corner of s	section.
		Authorized Quantity					
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		County, Kansas,					
		Proposed Quantity _					
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6.	Presently authorized	point of diversion:					
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ŀ		County, Kansas,		th fee	t West of South	neast corner of s	ection
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	of Section	, Township		South, F	Range		_ (E/W),
	in	County, Kansas,	🖊 feet No	rth fee	t West of South	neast corner of s	section.
	Proposed Rate	Proposed Quantity _		Proposed	well depth (feet)		
	This point is:  Addition	onal Well 🔲 Geo Center List o	other wate	r rights that will use	this point		l
7.	Why do you need a new	point of diversion?	13a.	If the proposed por feet of the existing the diagram below (PLEASE_NOTE:	point of diversi in relation to the The "X" in o	ion, indicate its le e existing point of center of diagra	ocation on diversion.  am below
				represents preser	•	point of diversi	on.)
					North		
8.	If a well, is the test hole I	og attached? 🔲 Yes 🔃 No		10 <u>0 </u>			
			_		<u> 111117</u>	' '''	
9.		e to complete the new point	of	F		_	
	diversion?			50 F	+ =	+ $\beth_{50}$	
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10	If the point of diversion is	a well:		-	_	-	
10.	·			West 0 — III			ast
	(a) What are you going	to do with the old well?		<u> </u>	· <u> </u>	· ]	
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	(b) when will this be do	ne?		<u> </u>	1	🗂	
11.	Groundwater Manage		tion	100 5	50 0 South	50 100	
	attached?	No			<b>Scale: 1</b> " = 1	100'	
40	Assistant by		13b.	If the proposed poi			more than
12.	Assisted by			100 feet but with diversion, attach a For groundwater swithin one-half mile names and mailinwater sources, slandowner(s) one-upstream from you	in 1320 feet fa topographic rources, show all of the propose g addresses of how the name half mile down	rom the existing map or aerial plus of aerial plus of the leading	g point of hotograph. domestic) on and the or surface es of the

#### Change in Place of Use for Water Rights FI 18, 802, 15639, and 27714 Section 20, Township 23 South, Range 32 West, Finney County



14.	If the proposed groundwater point of diversion	is 300 or fewer feet fr	om existin	g point of	diversion, complete th	e following:
	(a) Does the undersigned represent all owner Yes No (If no, all owner	rs of the currently auth rs must sign this appli		ce(s) of us	se identified in this app	olication?
	(b) Will the ownership interest of any owner of affected if this application is approved as r  ☐ Yes ☐ No (If yes, all ownership)			e(s) of use	e identified in this app	lication be adversely
	(c) If this application is not approved expedition  ☐ Yes ☐ No (If no, all owners)	ously, will there be sub rs must sign this appli		amage to <sub>l</sub>	property, public health	or safety?
or a	e application proposes a surface water change change in place of use, the application must be nt (attach notarized statement authorizing repre	e signed by all owners				
age the	ereby verify, being first duly sworn upor e and the owner, the spouse of the owne ir behalf, in regard to the water right(s) atained in this application are true, corre	er, or a duly author to which this appect and complete.	ized age dication	nt of the pertains	owner(s) to make . I further verify t	this application on
Dat	ed at Sanden City	, Kansas, this	2 ml	day of _	Longue	, 20 <u>  }</u>
	(Owner)	<del></del>			(Spouse)	
	(Please Print)	-			(Please Print)	
	(Owner)	<del></del>			(Spouse)	
	(Please Print)		***		(Please Print)	
	(Owner)				(Spouse)	
	(Please Print)				(Please Print)	
Cou	e of Kansas nty of Finney					0
	hereby certify that the foregoing application, 2018.	n was signed in m	y presend	ce and s	worn to before me	this $2^{-}$ day of
Му	SUE KEENY My Appointment Expires June 8, 2022	·	Ž	gne ,	Notary Public	
accu	Y COMPLETE APPLICATIONS WILL BE PROCESS rate information; maps, if necessary, must be include appropriate fee must be paid.					
	h application to change the place of use or the part in the schedule below: Make checks payable (1) Application to change a point of diversion (2) Application to change a point of diversion (3) Application to change the place of use	to: <b>Kansas Departm</b> on 300 feet or less on more than 300 fee	er this sectent of Agr	riculture		\$100 \$200

#### 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. \_\_\_\_\_\_\_. 20 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. 

YApplicable 
Not Applicable 2. 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 radius of the authorized point(s) of diversion. ☐ Applicable 7 Not Applicable 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 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 Months of the control of the 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 reports at ferror 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 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 Mot Applicable Not Applicable The completed well log shall be submitted with the required notice. ☐ Applicable 8. 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 Mo Mo Additional Conditions are attached. ☐ Yes 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. 5-14-3 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 SUMMARY ORDER ISSUED Bv: Duly Authorized Designee of the Chie Engineer date shown on the Certificate of Service attached hereto. If a hearing is not requested in accordance with K.A.R. 5-14-3, MICHA (Print Name): this Summary Order will become effective on the 15th day Division of Water Resources ansas Department of Agriculture after the date shown on the Certificate of Service. Date of Issuance: For Use by Register of Deeds State of Kansas SS County of ( Acknowledged before me on charl A. Signature: OMRS Notary Public ATE O JULIE JONES NOTARY My Appointment Expires PUBLIC . December 15, 2018 TANEN My commission expires: (Notary Sear)



#### Southwest Kansas Groundwater Management District No. 3 2009 E. Spruce Street Garden City, Kansas 67846

(620) 275-7147 phone (620) 275-1431 fax www.gmd3.org

September 18, 2018

Thomas P. Makens Division of Water Resources 2508 N Johns Street Garden City, Kansas 67846

RE: Applications for Change in Place of Use

Water Rights, File Nos. FI 18, 802, 15639 & 27714

Dear Thomas:

We have completed a review of the application for the above referenced water rights. The proposals are not in conflict with the Management Program of the Southwest Kansas Groundwater Management District No. 3 (GMD3). The proposed change in place of use, to rearrange the current authorized acres, is in accordance with K.A.R. 5-5-11. It is therefore recommended that the applications be approved at this time.

Thank you for the opportunity to review the applications and to provide a recommendation. If you have any questions, please don't hesitate to contact us.

Sincerely,

Jason L. Norquest Assistant Manager

RECEIVED

OCT 01 2018



# Southwest Kansas Groundwater Management District No. 3 2009 E. Spruce Street

Garden City, Kansas 67846 (620) 275-7147 phone (620) 275-1431 fax www.gmd3.org

September 18, 2018

Thomas P. Makens Division of Water Resources 2508 N Johns Street Garden City, Kansas 67846

RECEIVED

SEP 1 9 2018

RE:

Applications for Change in Place of Use

Water Rights, File Nos. FI 18, 802, 15639 & 27714

Garden City Field Office Division of Water Resources

Dear Thomas:

We have completed a review of the application for the above referenced water rights. The proposals are not in conflict with the Management Program of the Southwest Kansas Groundwater Management District No. 3 (GMD3). The proposed change in place of use, to rearrange the current authorized acres, is in accordance with K.A.R. 5-5-11. It is therefore recommended that the applications be approved at this time.

Thank you for the opportunity to review the applications and to provide a recommendation. If you have any questions, please don't hesitate to contact us.

Sincerely,

Jason L. Norquest Assistant Manager

## GMD3 Change Review

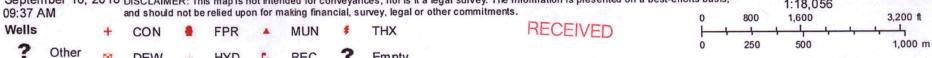
File No(s).: <u>FI18, 802, 1</u>	5639 & 27	<u>714</u> .	DW	/R office: <u>GC</u> .				
App filed to change: PU	<u>J</u> .							
(s Landowner(s) correct	in WRIS:	Wheatland El	ectric.					
If NO, is docume		RECEIVED						
s Water Use Correspond	•	( (LOLIVED						
If NO, is docume	ntation inc	luded?		CED 1 0 2018				
Regulation(s) Reviewed:	KAR 5-5-	11		SEP <b>1 9 2018</b>				
Point of diversion ID No	(s) bein	ng changed.		Garden City Field Office Division of Water Resources				
ft. No	orth ft	. West						
Authorized PD								
Proposed PD								
Difference	0	0	_					
a2 + b2 = c2	0	- 0	0					
GPS for proposed PD: I		Long:						
Is proposed PD stacking	7							
Is Proposed PU overlapp	_	g WRs? <u>Kee</u> j	oing complete	e overlap on all WRs.				
Land Owner(s) notified:								
Name	Name	<del></del>						
Address		ess						
Zip	Zip	•						
Neighboring certified we	ell(s) notifi	ed:						
Name	Name	e						
Address	Addr	ess						
Zip <u> </u> .	Zip	<u></u> •						
Domestic well(s) notified								
Name	Name							
Address	Addr	ess						
Zip <u> </u> .	Zip	•						
Base Acres: 484 total (a	agree with	DWR).						
Perfected Acres:								
irr. Return-Flow%								
Applicant is rearrangin	_	s.						
Currently authorized:	484 acres							
Proposed: 484 acres								
No increase in base acr								
s a waiver needed: NO								
				ion, it appears the current				
area rules are met. Staff	therefore r	ecommends an	proval of the	applications.				

10



### Change Reveiw, PU: FI18, 802, 15639 & 27714





Other DEW HYD - REC Pempty

IRR DOM NIND STK Sections

SEP 1 9 2018

DEPARTMENT OF AGRICULTURE DIVISION OF WATER RESOURCES GARDEN CITY FIELD OFFICE 2508 JOHNS STREET GARDEN CITY, KS 67846-2804



PHONE: (620) 276-2901 FAX: (620) 276-9315 www.agriculture.ks.gov

# GOVERNOR JEFF COLYER, M.D. JACKIE McClaskey, Secretary of Agriculture

September 14, 2018

Southwest Kansas Groundwater Management District No 3 409 Campus Drive, Suite 106 Garden City KS 67846

Re: Water Right file number FI 18 802 15639 27714

Dear Mr. Norquest;

Wheatland Electric has applied to alter the acres authorized due to a small alteration in irrigable acres. The base acres together are 484. There are three neighboring well within  $\frac{1}{2}$  mile.

We are delaying action for 15 days on the change application to allow you time to review and provide a recommendation if you feel one is warranted. I have enclosed a copy of the change for your perusal.

Thank you and as always feel free to call or write us at any time.

Sincerely;

Thomas P Makens

encs.

DEPARTMENT OF AGRICULTURE 1320 RESEARCH PARK DRIVE MANHATTAN, KS 66502 PHONE: (785) 564-6700 FAX: (785) 564-6777



900 SW Jackson, Room 456 Topeka, KS 66612 Phone: (785) 296-3556 www.agriculture.ks.gov

GOVERNOR JEFF COLYER, M.D. JACKIE McClaskey, Secretary of Agriculture

August 22, 2018

THOMAS WIESNER
PO BOX 1562
GARDEN CITY KS 67846-1562

RE: Water Right FI 18 802 15639 27714

Dear Mr. Wiesner:

This is to advise you that the Wheatland Electric 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 application.

You are notified on this proposed change in place of use so that you may furnish this office with any comments or other information you may want to submit.

You can find the complete application posted by water right file number as referenced above at <a href="www.agriculture.ks.gov/divisions-programs/dwr/water-appropriation/notices">www.agriculture.ks.gov/divisions-programs/dwr/water-appropriation/notices</a> Should you have any questions, please feel free to call this office. If you would prefer, an appointment could be arranged 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

Environmental Scientist III

pc: GMD#3

DEPARTMENT OF AGRICULTURE 1320 RESEARCH PARK DRIVE MANHATTAN, KS 66502 PHONE: (785) 564-6700 FAX: (785) 564-6777



900 SW Jackson, Room 456 Topeka, KS 66612 Phone: (785) 296-3556 www.agriculture.ks.gov

August 22, 2018

MIKE & MARK RAMSEY 7410 N CAMPUS DR GARDEN CITY KS 67846-9449

RE: Water Right FI 18 802 15639 27714

Dear Mr. Ramsey:

This is to advise you that the Wheatland Electric 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 application.

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Sincerely,

Thomas P. Makens Environmental Scientist III

pc: GMD#3