## **NOTICE**

This scan only represents the application as filed. The information contained herein meets the requirements of K.A.R. 5-3-1 or K.A.R. 5-5-1, and has been found acceptable for filing in the office of the Chief Engineer. The application should not be considered to be a complete application as per K.A.R. 5-3-1b or K.A.R. 5-5-2a.

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

3/25/2019 UM

Filling Fee Must Accompany the Application, K.S.A. 82a-708b(b), as amended.

				·		F	ee Sc	hedule	is on	the thi	rd pag	e of th	is app	lication	form.					a property of	
tha	n 100	) feet,	os. 1, 2 or if pla nd/or pl	ace of	use wil	t be c	omple ange	eted. ( d, inclu	Compl de a to	ete all pogra	l other phic m	appli ap or	cable detalle	portic d plat	ns. II showir	changing the	ge in p authori	oint of	divers	lon is greater posed point(s)	
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							F	ile No	. <u>2836</u>	5									M/	AR 15 201	9
1.	☐ Place of Use ☐ Point of Diversion ☐ Division ☐ Divis													fice OURCES							
	under the water right which is the subject of this application in accordance with the conditions described below.																				
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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: Same  ADDRESS:  (If there is more than one landowner, attach supplemental sheets as necessary.)									·												
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ΝO	DWR 1-121 (Revised 04/5/2018) Page 1 MAR 2 0 2019										i										

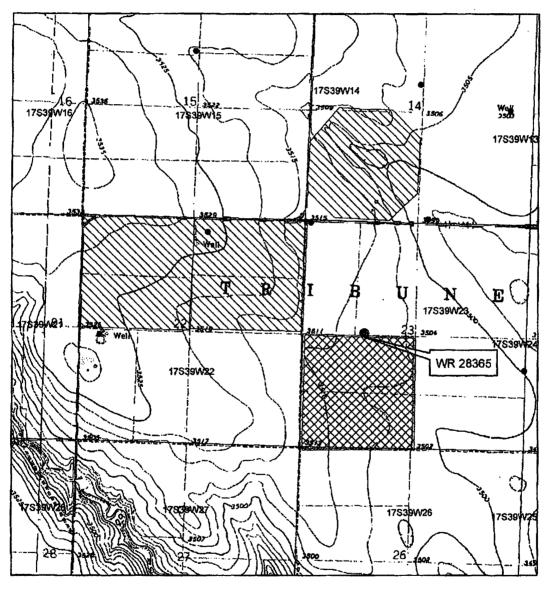
5.	Presently authorized	point of diversion:		······································				
	One in the	Quarter of the		Quarter of the	Quarter			
	of Section	, Township		South, Range	(E/W),			
	in	County, Kansas,	feet North	feet West of	Southeast corner of section.			
	Authorized Rate	Authorized Quantity		Depth of well	(feet)			
		puter ID No GI						
	☐This point will not be c	hanged This point will be chang	ged as follows:	No change, point better o	escribed with GPS as follows:			
	Proposed point of div	ersion: (Complete only if chan	ge is requested	or if existing point is	better described by GPS)			
	One in the	Quarter of the		Quarter of the	Quarter			
	of Section	, Township		South, Range	(E/W0,			
	in	County, Kansas,	feet North	feet West of S	Southeast corner of section.			
	Proposed Rate	Proposed Quantity		Proposed well depth	(feet)			
Į	This point is:  Addition	onal Well	other water right	s that will use this point				
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3.	Presently authorized	Quarter of the		Quarter of the	Quarter			
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<u></u>	review stations include a state of	malle	E					
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	(b) When will this be do	167	<u> </u>	<u> </u>				
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7.		nt District recommendation attache	od? 200	・ナ・ナ・宝	1 十 1 十 1			
	∐ Yes 〔	7140	E .	<del>-</del>	1			
2.	Assisted by mf/GCFO		300 gm	100100100100100 <del>1</del> 00 200 100 0	100 200 300			
<b>~</b> =	nember was transport and breek die aff			South	Scale: 1 hashmark=10 ft			
J.A	feet but within 2,640 feet a topographic map or sources, show all wells (if of the proposed point of addresses of the owners names and addresses downstream and one-ha	version will be relocated more than of the existing point of diversion, at aerial photograph. For groundwincluding domestic) within one-half diversion and the names and ma. For surface water sources, show of the landowner(s) one-half alf mile upstream from your prop	tach 13b.If the protect of the mile diagram diversity the above mile diversity	existing point of diversion shown above in relation. (PLEASE NOTE: represents the pre-	will be relocated within 300 fee on, indicate its location on that ation to the existing point of the "X" in center of diagram sently authorized point of			
	lines		\\.	ATER RESOURCES				
	5 4 494 (Ballian - 4 0416 MOAM)		Page 2	RECEIVED	File No. 28365			
٧VI	R 1-121 (Revised 04/5/2018)		Page 2		BE NO.			

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

## FILE NO. 28365 MAKE ADDITIONAL COPIES AS NECESSARY

Owner of Land							<del></del>		<u> </u>						<del></del>	-			
Owner of Land — NAME: ADDRESS:  Owner of Land — NAME: ADDRESS:		NF%			NWZ				SWW				SE%				TOTAL		
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ADDRESS:    NEX	Owner of	Land -	NA	ME:	<u> </u>				<u> </u>										
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23 17 39	ac Tun	Ranne	NEV					. IVV	V 74	Acres 6								:11	TOTAL
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VR.1-121-2 (Rev. 01/23/2008) Page 3 File No. 21	Owner of	Range	NE%	ME: SS: NWX	SW%	SE%	NE%	NV NV/2	V% SWW	40 SE%	NE%:	SV NWX SV NWX	SWX VX SWX	SEX.	NEX.	SI NWX	SWX	SEX	TOTAL ACRES

## Change in Place of Use for Water Right 28365 Township 17 South, Range 39 West, Greeley County





**Authorized Place of Use** 







Proposed Place of Use

All wells within 1/2 miles are on this map.

MAR 2 0 2019

TAS DEPT OF AGRICULTURE

14. If the proposed groundwater point of diversion is 300 or fewer feet fro	m the existing point of diversion, complete the following:							
(a) Does the undersigned represent all owners of the currently author ☐ Yes ☐ No (If no, all owners must sign this applic	rized place(s) of use identified in this application? ation.)							
<ul> <li>(b) Will the ownership interest of any owner of the currently author affected if this application is approved as requested?</li> <li>☐ Yes</li> <li>☐ No</li> <li>(If yes, all owners must sign this appli</li> </ul>								
(c) If this application is not approved expeditiously, will there be subs ☐ Yes ☐ No (If no, all owners must sign this applic								
If the application proposes a surface water change in point of diversion, a or a change in place of use, the application must be signed by all owners agent (attach notarized statement authorizing representation).	groundwater change in point of diversion greater than 300 feet, of the currently authorized place of use, or their duly authorized							
I hereby verify, being first duly sworn upon my oath or affirmage and the owner, the spouse of the owner, or a duly authoritheir behalf, in regards to the water right(s) to which this appropriate in this application are true, correct and complete.	zed agent of the owner(s) to make this application on lication pertains. I further verify that the statements							
Dated at, Kansas, this _	11 day of March , 20 19.							
Blan 7 Den	11 day of March , 20 19.							
(Owner)	(Spouse)							
Blane F. Kleymann	La santo E. Kles Mans							
(Please Print)	(Please Print)							
(Owner)	(Spouse)							
(Please Print)	(Please Print)							
(Owner)	(Spouse)							
(Please Print)	(Please Print)							
State of Kenses Co  County of T-U-  I hereby certify that the foregoing application versa report in Of NOTARY ID 200  My Commission Expir	JBLIC Dippresence and sworn to before me this 11 day 04026637 es 10-02-2020							
My Commission Expires	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 SCHEDU								
Each application to change the place of use or the point of diversion unde forth in the schedule below. Make checks payable to: Kansas Departme (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	ent of Agriculture \$100 \$200							
	WATER RESOURCES RECEIVED							
	2636							
DWR 1-121 (Revised 04/5/2018) Page 3	MAR 2 0 2019 File No. 2007							

DEPT OF AGRICULTURE

### SUMMARY ORDER APPROVING APPLICATION FOR CHANGE AND IMPOSING CONDITIONS

Wi	by significant of the Kansas Water Appropriation Lew, K.S.A. 82a th the exception of those conditions expressly contained here itations of File No. 28365	n-701 et. seq., and rules and regulations promulgated thereunder, in, this Summary Order does not change the terms, conditions and
1.	A change application was received on	requesting that the place of use and / or point of other be changed as described in the application.
2.	On and after the effective date of this summary order, the active topographic map accompanying the application to ch	Ithorized place(s) of use shall be located substantially as shown on ange the place of use.
3.	The change in point of diversion shall not impair existing rig previously authorized. The point of diversion authorized radius of the authorized point(s) of diversion.   Application	thts and shall be limited to the same source or sources of water as by this summary order shall be located within afoot ble ☑ Not Applicable
4.	The point(s) of diversion described herein is administrative Positioning System (GPS), as described in the application	rely corrected to be more accurately described using the Global n.   Applicable  Not Applicable
5.	The point(s) of diversion authorized herein shall not actually authorized point(s) of diversion. ☐ Applicable ☑ h	be located more than feet from the previously
6.		well with a diversion rate of 100 gallons per minute or more, a tube ents shall be installed, operated and maintained in accordance with
7.	and maintained in accordance with K.A.R. 5-1-4 through	operly install an acceptable water flow meter on or before never occurs first. The water flow meter shall be installed, operated 5-1-12. As required by K.S.A. 82a-732, as amended, and K.A.R. ading of the water flow meter and the total quantity of water diverted and of each calendar year.
8.	installation of the works for diversion of water shall be authorized extension of time. By March 1, 2019 the application for diversion has been completed, on the form provided be Applicable  □ Not Applicable	pe completed on or before December 31, 20 <u>19</u> , or within any icant shall notify the Chief Engineer that construction of the works y the Chief Engineer, as required by K.A.R. 5-8-4e.
9.	The completed well log shall be submitted with the requ	ired notice.
10.	with an in-line, automatic, quick-closing check valve capa	foreign substance will be injected into the water shall be equipped able of preventing pollution of the source of the water supply. The in accordance with K.A.R. 5-3-5c. Applicable Into Not Applicable
11.	Additional Conditions are attached.	
12.	water appropriated under the above-referenced file num limitations, as amended and/or supplemented by this Sur Appropriation Law and the Rules and Regulations promi	A.R. 5-5-14, all of the owners of the authorized place(s) of use of ber are responsible for compliance with its terms, conditions and mmary Order, and with applicable provisions of the Kansas Water ulgated thereunder. Failure to comply with these provisions may nended, and/or the suspension or revocation and dismissal of the ons authorized by law.
1	Administrative Appeal and Effective Date of Order	FOR OFFICE USE ONLY  APPLICATION APPROVED AND
	ou are aggrieved by this order, pursuant to K.S.A. 82a-1901,	SUMMARY ORDER ISSUED
Eng	may request an evidentiary hearing before the Chief inner or request administrative review by the Secretary of	
\gn ilec	iculture. A request for hearing by the Chief Engineer must be I within 15 days of service of this Order and a request for	By: Duty Authorized Designee of the Chief Engineer
	ninistrative review by the Secretary must be filed within 30 s pursuant to K.S.A. 77-531. Any request for administrative	(Print Name):
evi	ew must state a basis for review pursuant to K.S.A. 77-527.	Division of Water Resources - Kansas Department of Agriculture
_eg	any request with Kansas Department of Agriculture, at Division, 1320 Research Park Drive, Manhattan, KS	Date of Issuance:
365 ore	02. Failure to timely request a hearing or review may clude review under the Kansas Judicial Review Act.	State of Kansas )
	For Use by Register of Deeds	) SS County of)
		Acknowledged before me on
		by
		Signature: Notary Public
		My commission expires:(Notary Seal)

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File No. 28365

1320 Research Park Drive Manhattan, KS 66502 785-564-6700 www. agriculture.ks.gov



900 SW Jackson, Room 456 Topeka, KS 66612 785-296-3556

Mike Beam, Interim Secretary

Laura Kelly, Governor

BLANE F & KASSANDRA F KLEYMANN 412 GRAY HORSE CIR WOODLAND PARK, CO 80863 March 25, 2019

RE: File No **28365** 

Dear Sir or Madam:

An application for approval of the Chief Engineer to change the following condition or conditions of the file number referred to above has been received:

□ place of use

PU

☐ place of use P
☐ point of diversion
☐ use made of water

As a matter of record, the Division of Water Resources has on hand a large number of applications awaiting processing. Therefore, to be fair to all concerned, and so that we can process those applications on hand in the order they were received, we intend to concentrate on the backlog of applications until the issue is resolved. You will be contacted regarding this application as soon as it has been examined.

In accordance with the provisions of the Kansas Water Appropriation Act, a portion of which is included below, the use of water prior to approval of the application is unlawful. You should not proceed and divert water as indicated by your plans in your application for a change for this file until you receive approval for this change from the Chief Engineer. Once approved, compliance with the terms, conditions and limitations of the permit is necessary. Conservation of the water resources of Kansas is required.

Section 82a-728 of the Kansas Water Appropriation Act, provides (a) except for the appropriation of water for the purpose of domestic use, . . . it shall be unlawful for any person to appropriate or threaten to appropriate water from any source without first applying for and obtaining a permit to appropriate water in accordance with the provisions of the Water Appropriation Act or for any person to violate any condition of a vested right, appropriation right or an approved application for a permit to appropriate water for beneficial use.

(b) (1) The violation of any provision of this section by any person is a class C misdemeanor...

A class C misdemeanor is punishable by a fine not to exceed \$500 and/or a term of confinement not to exceed one month in the county jail. Each day that the violation occurs constitutes a separate offense

If you have any questions, please contact me at (785) 564-6645. If you wish to discuss a specific file, please have the file number ready so that we may help you more efficiently.

Sincerely,

Brent Tourney, L.G.

Change Applications Unit Supervisor

front A Juney

Water Appropriation Program

BAT: DLW1