# **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 To: CHIEF ENGINEER Division of Water Resources Kansas Department of Agriculture 1320 Research Park Drive Manhattan, Kansas 66502 http://agriculture.ks.gov/dwr

## **APPLICATION FOR APPROVAL TO** CHANGE THE PLACE OF USE, THE POINT OF DIVERSION OR THE USE MADE OF THE WATER UNDER AN **EXISTING WATER RIGHT**



Filing Fee Must Accompany the Application (Please refer to Fee Schedule on signature page of application form.)

Paragraph Nos. 1, 2, 3, 4 & 8 must be completed. Complete all other applicable portions. A topographic map or detailed plat showing the authorized and proposed points(s) of diversion and /or place of use must accompany this application.

		AND THE RESERVE TO SERVE THE SERVE T	toward eight ravio that eight upon sonid years.
1.	Application is hereby made	de for approval of the Chief Engineer to change the	WATER RESOURCES RECEIVED
		X☐ Place of Use	JAN 0 4 2021
	(Check one or more)	☐ Point of Diversion	0.210
		☐ Use Made of Water	KS DEPT OF AGRICULTURE
		File No. <u>26351</u>	
2.	Name of applicant: Lewis	Bontrager	
	Address: 2804 RD E		
	City, State and Zip: Kend	all, KS 67857	Linemannslawi nspi amarens santitik.
	Phone Number: ()	E-mail address:	out to lid may be excited and soft better over all it.
	What is your relationship	to the water right; X□ owner □ tenant □ ager	nt  other? If other, please explain.
		Total a serious seriou	CHOCKERY RESPONDANCE LINES
	Name of water use corre	spondent:	
	Address:		
	City, State and Zip:		
	Phone Number: ()	E-mail address:	
3.	The change(s) proposed	herein are desired for the following reasons (pleas	se be specific):
	Move one pivot back to o	riginal place of use and at the same time eliminate	the MOU need so that all parties involved
	Can then file to divide the	e water right out individually.	3 (DQDS) BS 1800A
	The change(s) will be con	mpleted by As soon as approved	
		PARTY OF THE PARTY	(Date)
_	on Office Heat Only		KE 1/5/21
F.	or Office Use Only: O. <u>4</u> GMD <u>3</u> Meets ode CPU		/S County ByBMM Date ceipt Date \(\)2 \(\)3 \(\) \(\)2 Check \(\)# \(\)1 \(\)4 \(\)3
		RECEIVED	1.4.2021
		DEC 3 0 2020	1/5/2021
DV	VR 1-120 (Revised 06/16/20	14)	Assisted by:
V	VIX 1-120 (1\6\1860 00/10/20	Garden City Field Office	Addicted by.

Division of Water Resources

File No. 26351

4. The presently authorized place of use is:

JAN 0 4 2021

Owner of Land — NAME: Jared Riedl

KS DEPT OF AGRICULTURE

ADDRESS: 1552 Road M, Lakin, KS 67860

				NE	Ξ1/4		-	NV	V1/4			SV	V1/4			SE	=1/4	emdu n	TOTAL
Sec.	Twp.	Range	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE¼	NE¼	NW1/4	SW1/4	SE¼	ACRES
14	22s	38w					úmit		YOU	mogo	e taure	4	MA.		31.25	31.25	31.25	31.25	125.0
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7000	nell sa	then a	NT V	din 199	on Jay	SEL THE	to ac	18, 11 U	S 10H	orana y	E NO.	7 .25 2 10 11 11	ergrav	do the	Street	A FUI	A will to	de principal	

List any other water rights that cover this place of use. \_

Owner of Land — NAME: Lewis & Deanna Bontrager

ADDRESS: 2804 RD E, Kendall, KS 67857

				NE	Ξ1/4	T UE		NV	V1/4			SV	V1/4	othin	9	SI	Ξ1/4	depre	TOTAL
Sec.	Twp.	Range	NE1/4	NW1/4	SW1/4	SE¼	NE1/4	NW1/4	SW1/4	SE¼	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE¼	ACRES
14	22s	38w									32.5	32.5	32.5	32.5					130.0
									40-19			NA DIE	4 9			12		4 1	
														1000	Haos.	SIN U	THILD)	ORG 1	Name

List any other water rights that cover this place of use. \_\_\_

(If there are more than two landowners, attach additional sheets as necessary.)

5. It is proposed that the place of use be changed to:

Owner of Land — NAME: Jared Riedl

ADDRESS: 1552 Road M, Lakin, KS 67860

			NE	Ε1/4		16/8	NV	N1/4			SV	V1/4			SI	Ξ1/4	4.500	TOTAL
Twp.	Range	NE1/4	NW1/4	SW1/4	SE¼	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE¼	NE1/4	NW1/4	SW1/4	SE1/4	ACRES
22s	38w													31.25	31.25	31.25	31.25	125.0
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							W.E	deribbs	16.5					- 2		11 16	dmLy	Sport H
				Twp. Range NE¼ NW¼		Twp. Range NE¼ NW¼ SW¼ SE¼	Twp. Range NE¼ NW¼ SW¼ SE¼ NE¼	Twp. Range NE¼ NW¼ SW¼ SE¼ NE¼ NW¼	Twp. Range NE½ NW½ SW½ SE½ NE½ NW½ SW½	Twp. Range NE¼ NW¼ SW¼ SE½ NE½ NW¼ SW¼ SE½	Twp. Range NE½ NW½ SW½ SE½ NE½ NW½ SW¾ SE½ NE½	Twp. Range NE¼ NW¼ SW¼ SE¼ NE¼ NW¼ SW¼ SE¼ NE¼ NW¼	Twp. Range NE½ NW½ SW½ SE½ NE½ NW½ SW½ SE½ NE½ NW½ SW½	Twp. Range NE½ NW½ SW½ SE½ NE½ NW½ SW½ SE½ NE½ NW½ SW½ SE½	Twp. Range NE¼ NW¼ SW¼ SE¼ NE¼ NW¼ SW¾ SE¼ NE¼ NW¼ SW¾ SE¼ NE¾ NE¾ NW¾ SW¾ SE¾ NE¾	Twp. Range NE½ NW½ SW½ SE½ NE½ NW½ SW½ SE½ NE½ NE½ NW½ SE½ NE½ NW½ SW½ SE½ NE½ NW½	Twp. Range NE½ NW½ SW½ SE½ NE½ NW½ SW½ SE½ NE½ NE½ NW½ SW½ SE½ NE½ NW½ SW½ SW½ SE½ NE½ NW½ SW½	Twp. Range NE½ NW½ SW½ SE½ NE½ NW½ SW½ SE½ NE½ NW½ SW½ SE½ NE½ NE½ NW½ SW½ SE½

List any other water rights that cover this place of use.

Owner of Land — NAME: Lewis & Deanna Bontrager

ADDRESS: 2804 RD E, Kendall, KS 67857

		1.1.1		NE	Ξ1/4			NV	V1/4			SV	V1/4			TOTAL			
Sec.	Twp.	Range	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW¼	SW1/4	SE1/4	ACRES
14	22s	38w									31.25	31.25	31.25	31.25					125.0
	- Particular Particular						1	u nate	3		10043	er in	5 700				Adh	0 300	R\$MIC
		1	eda	D. Jo	BEK.	1990	8) 300				7.3		Sul-	1997			- 4		

List any other water rights that cover this place of use. \_

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

FILE NO. <u>26351</u>
MAKE ADDITIONAL COPIES AS NECESSARY

WATER RESOURCES RECEIVED

JAN 0 4 2021

File No. \_\_\_

		,	ADDR	ESS:	719 0	nion Si	t, Emp	oria, K	3 000	01								27/11	H-11-14-14-14
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ec.	Twp.	Range	NE¼	NW¼	SW1/4	SE1/4	NE¼	NW1/4	SW1/4	SE¼	NE¼ 40.0	NW1/4 32.5	SW1/4 32.5	SE1/4 32.5	NE1/4 32.5	NW1/4 40.0		SE¼ 32.5	275.0
3	22s	38w									40.0	32.5	32.5	32.5	32.5	40.0	32.3	32.5	275.0
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Page \_\_\_

DWR 1-121-2 (Rev. 01/23/2008)

## JAN 0 4 2021

File No. <u>26351</u>

The presently authorize	NS DEFI-OF	MONISOLISINE	(Provide description and number	of points)
The proposed point(s)	) of diversion (is) (are)		(Provide description and number	of points)
List all presently aut	thorized point(s) of diversion:			
Presently authorized	d point of diversion:		A STATE OF THE	SHARW AND
One in the	Quarter of the	The first services	Quarter of the	Quarte
of Section	, Township		South, Range	(E/W
in	County, Kansas,	feet North	feet West of So	outheast corner of section.
Authorized Rate	Authorized Quantit	у		
(DWR use only: Cor	mputer ID No	SPS	feet North	feet West)
	t be changed			
Proposed point of di	iversion: (Complete only if cha	nge is requested	<u>D</u>	
One in the	Quarter of the	Build Sand San	Quarter of the	Quarte
of Section	, Township		South, Range	(E/W
in	County, Kansas,	feet North	feet West of So	outheast corner of section
Proposed Rate	Proposed Quantity			
This point is: Addi	tional Well Geo Center List	t other water rights	s that will use this point _	
Presently authorized	point of diversion:			
	Quarter of the		Quarter of the	Quart
of Section	, I ownship		Oddii, italige	
of Sectionin				
in	County, Kansas,	feet North	feet West of Sc	
in Authorized Rate	County, Kansas, Authorized Quantit	feet North y	feet West of So	outheast corner of section.
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in	County, Kansas, Authorized Quantity mputer ID No G t be changed	feet North y GPS vill be changed as	feet West of So feet North s follows:	outheast corner of section feet West)
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## WATER RESOURCES RECEIVED

JAN 0 4 2021

File No. <u>26351</u>

12.			sently authorized use of water is for IRR  KS DEPT OF AGRICULTURE	_ purposes.
	It is	s pro	posed that the use be changed to IRR	purposes.
13.		No.	ging the place of use and/or use made of water, describe how the consumption	
	In a	acco	rdance with KAR 5-5-11, eliminate the need for the monitoring agreement a	t this time.
	(Ple	ease s	show any calculations here.)	
14.	It is	s req	uested that the maximum annual quantity of water be reduced to	(acre-feet or million gallons).
15.	It is	s req	uested that the maximum rate of diversion of water be reduced to	gallons per minute ( c.f.s.).
16.	1:2 Ka Dis	4,00 nsas stand ould	olication must include either a topographic map or detailed plat. A U.S. G 0, is available through the Kansas Geological Survey, 1930 Constant A 66047-3726 ( <a href="https://www.usgs.gov">www.usgs.gov</a> ). The map should show the location of the es North and West of the Southeast corner of the section must be shown also be shown. Identify the center of the section, the section lines and the township, and range numbers on the map. In addition the following inform	venue, University of Kansas, Lawrence, presently authorized point(s) of diversion.  The presently authorized place of use section corners and show the appropriate
	a.	If a	change in the location of the point(s) of diversion is proposed, show:	
		1)	The location of the proposed point(s) of diversion. Distances North and W must be shown. Please be certain that the information shown on the m Paragraph Nos. 9, 10 and 11 of the application.	
		2)	If the source of supply is groundwater, please show the location of exdomestic wells, within $\frac{1}{2}$ mile of the proposed well or wells. Identify each mailing address of the property owner or owners. If there are no wells with	n well as to its use and furnish name and
		3)	If the source of supply is surface water, the names and mailing addresse and $\frac{1}{2}$ mile upstream from your property lines must be shown.	es of all landowner(s) ½ mile downstream
	b.		change in the place of use is desired, show the proposed place of use tain that the information shown on the map agrees with the information shown	
17.	loc we	al so	documentation to show the change(s) proposed herein will not impair exist urce of supply as to which the water right relates. This information may in s, test hole logs, and other information as necessary information to show elow.	nclude statements, plats, geology reports,
18.	ide req	ntify uest	oposed change(s) does not meet all applicable rules and regulations of the the rules and regulations for which you request a waiver. State the reas should be granted. Attach documentation showing that granting the reque	son why a waiver is needed and why the

JAN 0 4 2021

File No. 2635

Any use of water that is not as authorized by the water right or permit to authorize water <u>before</u> the chief engineer approves this application is a violation of the Kansas Water Appropriation Act for which criminal or civil penalties may be assessed. Such violation is a class C misdemeanor, punishable by a fine not to exceed \$500 and/or a term of confinement not to exceed one month in the county jail. K.S.A. 82a-728(b). Civil penalties shall be not less than \$100 nor more than \$1,000 per violation. In the case of a continuing violation, each day such violation continues may be deemed a separate violation. In addition to these penalties the water right may be modified or suspended. K.S.A. 82a-737, as amended.

The application must be signed by all owners of the place of use authorized under the water right and his or her spouse, if married. Please indicate if there is no spouse. If land is being purchased under contract, the seller must sign as landowner until such time as the contract is completed.

In the event that all applicants cannot appear before one notary public, they may as necessary sign separate copies of the application before any notary public conveniently available to them. All copies signed in this manner shall be considered to be valid parts of the application.

If the request is signed on behalf of any Owner by someone with legal authority to do so (for example, an agent, one who has power of attorney, or an executor, executrix, conservator), it will be necessary to attach proper documents showing such authority.

I declare that I am an owner of the currently authorized place of use as identified herein, or that I represent all such owners and am authorized to make this application on their behalf, and declare further that the statements contained herein are true, correct, and complete. By filing this application I authorize the chief engineer to permanently reduce the quantity of water and/or rate of diversion as specified in sections 14 and 15 of this application. , Kansas, this 11th day of Dated at (Spouse) (Please Print) (Please Print) (Owner) (Spouse) (Please Print) (Please Print) (Owner) (Spouse) (Please Print) (Please Print) NOTARY PUBLIC - State of Kansas State of Kansas BRANDI SNEATH SS My Appt Expires 1119 County of hereby certify that the foregoing application was signed in my presence and sworn to before me this 11+10 day of esombur, 20 My Commission Expires **FEE SCHEDULE** 

Each application to change the place of use, the point of diversion or the use made of the water under this section shall be accompanied by the application fee set forth in the schedule below:

(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	)
(4)	Application to change the use made of the water\$300	)

Make check payable to Kansas Department of Agriculture.

File	No.	26351

Any use of water that is not as authorized by the water right or permit to authorize water before the chief engineer approves this application is a violation of the Kansas Water Appropriation Act for which criminal or civil penalties may be assessed. Such violation is a class C misdemeanor, punishable by a fine not to exceed \$500 and/or a term of confinement not to exceed one month in the county jail. K.S.A. 82a-728(b). Civil penalties shall be not less than \$100 nor more than \$1,000 per violation. In the case of a continuing violation, each day such violation continues may be deemed a separate violation. In addition to these penalties the water right may be modified or suspended. K.S.A. 82a-737, as amended.

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authorized to make this application on their behalf, and declare further that the statements contained herein are true, correct, and complete. By filing this application I authorize the chief engineer to permanently reduce the quantity of water and/or rate of diversion as specified in sections 14 and 15 of this application. , Kansas, this 21 day of (Spouse) (Please Print) (Owner) (Spouse) (Please Print) (Please Print) (Owner) (Spouse) (Please Print) (Please Print) LORRAINE RAMOS State of Kansas Notary Public - State of Kansan SS My Appl. Expires 3hereby certify that the foregoing application was signed in my presence and sworn to before me this , 20 20. My Commission Expires 3-13-2022

### **FEE SCHEDULE**

Each application to change the place of use, the point of diversion or the use made of the water under this section shall be accompanied by the application fee set forth in the schedule below:

(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
(4)	Application to change the use made of the water	\$300

Make check payable to Kansas Department of Agriculture.

JAN 0 4 2021

KS DEPT OF AGRICULTURE

-ila	NIA	26351	
110	INO.	20001	

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complete. By filing this application I authorize the chief e as specified in sections 14 and 15 of this application.	engineer to permanently reduce the quantity of water and/or rate of diversion
Dated at 6 mD 3 Office	, Kansas, this 2nd day of January, 2020
Don A. Buell	· Luciona R. Frell
(Owner)	(Spouse)
Don H. Buell	Lucienno R. Ruell
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
State of Kansas ) SS	NOTARY PUBLIC - State of Kansas  BRANDI SNEATH  Aug. My Appt Expires 1119 2023
County of Finney	
I hereby certify that the foregoing application was significant to the foregoing application to the foregoing application was significant to the foregoing application	gned in my presence and sworn to before me this $\frac{2nd}{d}$ day of
3	Brandi Ereal
	Notary Public
My Commission Expires	

## **FEE SCHEDULE**

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(2)	Application to change a point of diversion more than 300 feet	.\$200
(3)	Application to change the place of use	.\$200
(4)	Application to change the use made of the water	.\$300

Make check payable to Kansas Department of Agriculture.

WATER RESOURCES RECEIVED

JAN 0 4 2021

2	The	pre	sently authorized use of water is for IRR	purposes.	WATER RESOURCES
r)			posed that the use be changed to IRR		ourposes N 0 4 2021
2	If oh	one	sing the place of use and/or use made of water describe how the account		at he increased
٥.			jing the place of use and/or use made of water, describe how the consur tion meets KAR 5-5-11(b)(4)	nptive use will r	OF AGRICULTURE
			tching of quarters shall not effect the current monitoring agreement with	GMD3 and the	The same of the first of the same of
			e that monitoring agreement if these changes are approved.	GIVIDO AND THE	аррпсан мін
	OUTIL	intak	5 that monitoring agreement in those original are approved.	aport disensites	
	(Plea	ise s	show any calculations here.)	reducible face	ufor barbase feedbat on it
4.	It is	requ	uested that the maximum annual quantity of water be reduced to		(acre-feet or million gallons).
5.	It is	requ	uested that the maximum rate of diversion of water be reduced to	gallo	ons per minute ( c.f.s.).
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	a.	If a	change in the location of the point(s) of diversion is proposed, show:		
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		3)	If the source of supply is surface water, the names and mailing address and $\frac{1}{2}$ mile upstream from your property lines must be shown.	sses of all lando	owner(s) ½ mile downstream
			change in the place of use is desired, show the proposed place of us tain that the information shown on the map agrees with the information s		
7.	local well	l so	documentation to show the change(s) proposed herein will not impair e urce of supply as to which the water right relates. This information may s, test hole logs, and other information as necessary information to shoelow.	y include staten	nents, plats, geology reports,
			the set of the second		
					and the paper that the
8.	ident requ	tify est	oposed change(s) does not meet all applicable rules and regulations of the rules and regulations for which you request a waiver. State the reshould be granted. Attach documentation showing that granting the recprejudicially and unreasonably affect the public interest.	eason why a wa	aiver is needed and why the
	See	atta	ached maps. Changes should not impair existing rights and meets rules	and regs for the	e area.

File No. <u>26351</u>

T:1 - 1	N.I	DOOF		
-IIe I	NO.	26351		

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I declare that I am an owner of the currently authorized place of use a authorized to make this application on their behalf, and declare furth complete. By filing this application I authorize the chief engineer to pe as specified in sections 14 and 15 of this application.	ner that the statements contained herein are true, correct, and
Dated at, Kansas, this	10th day of January, 20,00.
Danell Bentrager	Derry Bontrager
Darrel Bottrages (Please Print)	Terry Bontrager (Please Print)
(i locate i mity	(Floado Films)
(Owner)	(Spouse)
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
State of Kansas  County of Kearn  SS	· O. Ha
I hereby certify that the foregoing application was signed in my	presence and sworn to before me this $10^{-10}$ day of
My Commission Expires $8/29/2023$ .	Notary Public  NOTARY PUBLIC – State of Kansas
FEE SCHED	DIANE L. BISHOP
Each application to change the place of use, the point of diversion or the use application fee set forth in the schedule below:	e made of the water under this section shall be accompanied by the
<ul> <li>(1) Application to change a point of diversion 300 feet or less</li> <li>(2) Application to change a point of diversion more than 300 feet .</li> <li>(3) Application to change the place of use</li> <li>(4) Application to change the use made of the water</li></ul>	\$200
Make check payable to Kansas Department of Agriculture.	WATER RESOURCES RECEIVED

JAN 0 4 2021

	26351	No.	File
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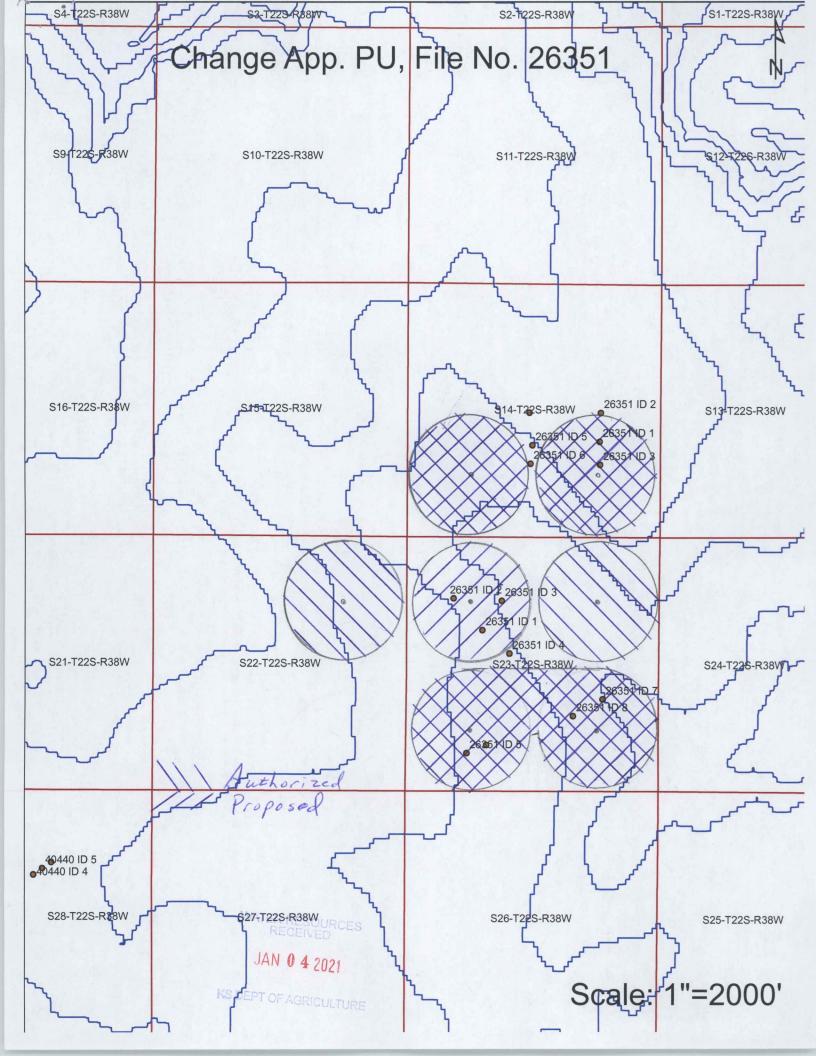
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Dated at, Kansas, this	21 day of, 20 <u>20</u> .			
Levis Bontrager	Wearna Bontrager			
Lewis Bankager (Please Print)	Neanna Bontrager (Please Print)			
(Owner)	(Spouse)			
(Please Print)	(Please Print)			
(Owner)	(Spouse)			
(Please Print)	(Please Print)			
County of Kearny ) SS LINE	PUBLIC - State of Kansas OA A. SHALBERG ot. Expires: 325/23 oresence and sworn to before me this			
FEE SCHED	ULE			
Each application to change the place of use, the point of diversion or the use application fee set forth in the schedule below:	e made of the water under this section shall be accompanied by the			
<ul> <li>(1) Application to change a point of diversion 300 feet or less</li> <li>(2) Application to change a point of diversion more than 300 feet</li> <li>(3) Application to change the place of use</li></ul>				
Make check payable to Kansas Department of Agriculture.				
	RESOURCES JAN 0 4 2021			

JAN 0 4 2021

KS DEPT



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

Laura Kelly, Governor

Mike Beam, Secretary

January 5, 2020

LEWIS BONTRAGER 2804 RD E KENDALL KS 67857

> RE: File No(s). 26351

Dear Sir or Madam:

The Division of Water Resources (Division) has received your application(s) to change the place of use, point of diversion or use made of water for the file number(s) referenced above. Please be aware that the Division may have a large number of pending applications on hand at times and makes every attempt to process them in the order in which they are received. You will be contacted if additional information is required.

Please note, this letter only acknowledges receipt of your application(s) and does not guarantee approval. In accordance with the provisions of the Kansas Water Appropriation(s) Act, the use of water as proposed prior to approval of the application(s) is unlawful.

Additional information about the process may be found on our website at agriculture.ks.gov/divisionsprograms/dwr. If you have any other questions, please contact our office at 785-564-6640 or your local Garden City Field Office at 620-276-2901. If you call, please reference the file number so we can help you more efficiently.

Sincerely,

Justin Koehn

Change Applications Lead

Jak Kel

Water Appropriation Program