

Kansas Department of Agriculture
 Division of Water Resources
CHANGE: P/U UMW WORKSHEET

Document Signature _____

1. File Number: 16111	2. Status Change Date: 9/19/2016	3. Change Num: C2	4. Field Office: 02	5. GMD: 05
---------------------------------	--	-----------------------------	-------------------------------	----------------------

6. Status: <input type="checkbox"/> Approved <input type="checkbox"/> Denied by DWR/GMD <input checked="" type="checkbox"/> Dismiss by Request/Failure to Return FAILURE TO RETURN	7. Filing Date of Change: 18-APR-2016
--	---

8a. Applicant(s) New to system <input type="checkbox"/> JOHN G HALLOCK 854 100TH AVE LARNED KS 67550	8c. Landowner(s) New to system <input type="checkbox"/>
Person ID 21717 Add Seq# 1	Person ID _____ Add Seq# _____

8b. Landowner(s) New to system <input type="checkbox"/> JOHN G HALLOCK 854 100TH AVE LARNED KS 67550	8d. WUC New to system <input type="checkbox"/> NO CHANGE JOHN G HALLOCK 854 100TH AVE LARNED KS 67550
Person ID 21717 Add Seq# 1	Person ID 21717 Add Seq# 1

9. Documents and Enclosure(s): DWR Meter(s) Date to Comply: _____ N & P Date to Comply: _____

Anti-Reverse Meter Meter Seal Check Valve N & P Form Water Tube Driller Copy H & E Letter

Conservation Plan Date Required: _____ Date Approved: _____ Date to Comply: _____

10. Use Made of Water From: _____ To: _____

Date Prepared: **9/06/16** By: **RAK**
 Date Entered: **9/19/2016** By: **LLM**

Nothing on Reverse

KANSAS DEPARTMENT OF AGRICULTURE
Division of Water Resources

M E M O R A N D U M

TO: Files

DATE: September 6, 2016

FROM: Richelle A. Krueger

RE: Water Right
File No. 16,111

On April 18, 2016, an Application to Change the Authorized Place of Use and Use Made of Water was received in the office of the Chief Engineer for the referenced file number. The application proposed to change the use made of water from irrigation use and industrial use for a fish farm to irrigation use only.

That in a letter dated July 12, 2016, the water right owner was advised to remove a 7.5 acre homesite as a proposed irrigation place of use and that the authorized quantity of File No. 16,111 must be reduced from 240 acre-feet to 228.75 acre-feet to comply with K.A.R. 5-3-23 *Maximum reasonable annual quantity approvable for irrigation use for an application for change in place of use and a request to reduce a water right*. The water right owner was advised to return the original application with the requested additional information to this office on or before August 12, 2016 or the application would be dismissed.

Since no additional information was received by that date, no application has been returned, and no request for extension of time has been received, the application for File No. 16,111 should be dismissed and its priority forfeited in accordance with K.S.A. 82a-710 and for failure to meet K.A.R. 5-3-23.


Richelle A. Krueger
Environmental Scientist

1320 Research Park Drive
Manhattan, Kansas 66502
(785) 564-6700



900 SW Jackson, Room 456
Topeka, Kansas 66612
(785) 296-3556

Jackie McClaskey, Secretary

Governor Sam Brownback

September 20, 2016

JOHN G HALLOCK
854 100TH AVE
LARNED KS 67550

FILE COPY

RE: Water Right, File No. 16,111

Dear Mr. Hallock:

Enclosed is the Findings and Order by the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, which dismisses the Application for Approval to Change the Place of Use and Use Made of Water under Water Right, File No. 16,111, received on April 18, 2016, for failure to return the application by August 12, 2016 and for failure to meet the requirements of K.A.R. 5-3-23.

Please be reminded that reports of water usage must be submitted to this office annually. Records indicating the amount of water used should be furnished to the Chief Engineer by March 1 following the end of the previous calendar year so that the continued use of water becomes a matter of record in this office.

If you have any questions, please contact this office. If you wish to discuss a specific file, please have the file number ready so that we may help you more efficiently.

Sincerely,

A handwritten signature in cursive script, appearing to read "Brent A. Turney".

Brent A. Turney, P.G.
Change Application Unit Supervisor
Water Appropriation Program

Enclosures

pc: Stafford Field Office
Groundwater Management District No. 5



KANSAS DEPARTMENT OF AGRICULTURE
Jackie McClaskey, Secretary of Agriculture

DIVISION OF WATER RESOURCES
David W. Barfield, Chief Engineer

**FINDINGS AND ORDER
IN THE MATTER OF THE DISMISSAL
OF AN APPLICATION FOR APPROVAL
TO CHANGE THE AUTHORIZED PLACE OF USE
AND USE MADE OF WATER UNDER
WATER RIGHT, FILE NO. 16,111**

FILE COPY

After due consideration, the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture (hereinafter referred to as the "Chief Engineer"), makes the following findings and order:

FINDINGS

1. That on June 23, 1978, the Chief Engineer, in accordance with K.S.A. 82a-714, issued a certificate of appropriation pursuant to Appropriation of Water Right, File No. 16,111, for permit to appropriate water for irrigation use.
2. That on January 23, 1987, the Chief Engineer approved an application to change the place of use for File No. 16,111.
3. That on March 17, 1987, the Chief Engineer approved an application to change the place of use and use made of water after which the use made of water was changed to both irrigation and industrial uses.
4. That on July 18, 2008, the Chief Engineer approved an application to change the point of diversion for File No. 16,111.
5. That on April 18, 2016, an Application to Change the Authorized Place of Use and Use Made of Water was received in the office of the Chief Engineer for Water Right, File No. 16,111. That the application proposed to change the use made of water from irrigation and industrial use back to irrigation use only.
6. That in a letter dated July 12, 2016, the water right owner was advised to remove a 7.5 acre homesite as a proposed irrigation place of use and that the authorized quantity of File No. 16,111 must be reduced from 240 acre-feet to 228.75 acre-feet to comply with K.A.R. 5-3-23 *Maximum reasonable annual quantity approvable for irrigation use for an application for change in place of use and a request to reduce a water right.* The water right owner was advised to return the original application with the requested additional information to this office on or before August 12, 2016 or the application would be dismissed.
7. Since no additional information was received by that date, no application has been returned, and no request for extension of time has been received, the application for File No. 16,111 should be dismissed and its priority forfeited in accordance with K.S.A. 82a-710 and for failure to meet K.A.R. 5-3-23.

ORDER

NOW, THEREFORE, It is the decision and order of the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, that effective the date of this order, in accordance with the law, the Application for Approval to Change the Place of Use and Use Made of Water, File No. 16,111, is herewith dismissed and the priority assigned to it is considered to be forfeited.

In all other respects, the Certificate of Appropriation for Beneficial Use of Water, issued pursuant to File No. 16,111, dated June 23, 1978, remains as authorized, as modified and amended by the aforementioned orders.

This is a final agency action. If you choose to appeal this decision or any finding or part thereof, you must do so by filing a petition for review in the manner prescribed by the Kansas Act for Judicial Review and Civil Enforcement of Agency Actions (KJRA K.S.A. 77-601 et seq.) within 30 days of service of this order. Your appeal must be made with the appropriate district court for the district of Kansas. The Chief Legal Counsel for the Kansas Department of Agriculture, 1320 Research Park Drive, Manhattan, Kansas 66502, is the agency officer who will receive service of a petition for judicial review on behalf of the Kansas Department of Agriculture, Division of Water Resources. If you have questions or would like clarification concerning this order, you may contact the Chief Engineer.

Ordered this 19th day of September
County, Kansas.

2016, Topeka, Shawnee

Lane P. Letourneau

Lane P. Letourneau, P.G.
Program Manager
Water Appropriation Program
Division of Water Resources
Kansas Department of Agriculture

State of Kansas)
)
County of Riley) SS

The foregoing instrument was acknowledged before me this 19th day of September, by Lane P. Letourneau, P.G. Program Manager, Water Appropriation Program, Division of Water Resources, Kansas Department of Agriculture.

Danielle Wilson
Notary Public



CERTIFICATE OF SERVICE

On this 20th day of September, 2016, I hereby certify that the attached Findings and Order, File No. 16,111, dated September 19, 2016 was mailed postage prepaid, first class, US mail to the following:

JOHN G HALLOCK
854 100TH AVE
LARNED KS 67550

With photocopies to:

Stafford Field Office
Groundwater Management District No. 5



Staff

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**



State of Kansas

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.

1. Application is hereby made for approval of the Chief Engineer to change the

- Place of Use
 Point of Diversion
 Use Made of Water

(Check one or more)

**WATER RESOURCES
RECEIVED**
APR 18 2016
12:42
KS DEPT OF AGRICULTURE

File No. 16,111

2. Name of applicant: John G Hallock

Address: 854 100th Avenue

City, State and Zip: Larned, KS 67550

Phone Number: (620)285-0036

E-mail address: jgh55555@yahoo.com

What is your relationship to the water right; owner tenant agent other? If other, please explain. _____

Name of water use correspondent: John G Hallock

Address: 854 100th Avenue

City, State and Zip: Larned, KS 67550

Phone Number: (620) 285-0036

E-mail address: jgh55555@yahoo.com

3. The change(s) proposed herein are desired for the following reasons (please be specific): To change the use made of water from industrial to irrigation as well as change the place of use to cover the entire NW¼ for irrigation purposes. The proposed change would allow a full 1.5 AF/acre to be applied to the proposed place of use covering 160 acres.

152.5

The change(s) will be completed by as soon as this application has been approved.

(Date)

For Office Use Only:

F.O. 2 GMD 5 Meets K.A.R. 5-5-1 (YES/NO) Use IRR/IND Source GS County PN By AJW Date 4/18/16
Code C-2 Fee \$ 500 TR # _____ Receipt Date 4/18/16 Check # _____

SCANNED

4. The presently authorized place of use is:

Owner of Land — NAME: John G Hallock

ADDRESS: 854 100th Avenue, Larned, KS 67550

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	
27	22S	16W					40	40	32.5	32.5									145 (IRR)
27	22S	16W							7.5	7.5									15 (IND)

List any other water rights that cover this place of use. none

Owner of Land — NAME: _____

ADDRESS: _____

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	

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: John G Hallock

ADDRESS: 854 100th Avenue, Larned, KS 67550

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	
27	22S	16W					40	40	32.5 40	40									152.5 190 (IRR)

*initial
&
date*

List any other water rights that cover this place of use. none

Owner of Land — NAME: _____

ADDRESS: _____

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	

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

WATER RESOURCES RECEIVED

IF MORE SPACE IS NEEDED, ATTACH ADDITIONAL SHEETS AS NECESSARY

APR 18 2016

SCANNED
KS DEPT OF AGRICULTURE

- 6. The presently authorized point(s) of diversion is one well, one pump, one motor
(Provide description and number of points)
- 7. The proposed point(s) of diversion is one well, one pump, one motor
(Provide description and number of points)

List all presently authorized point(s) of diversion:

8. **Presently authorized point of diversion:**
 One in the SE Quarter of the SW Quarter of the NW Quarter of Section 27, Township 22 South, Range 16 (W), in Pawnee County, Kansas, 2,878 feet North 4,381 feet West of Southeast corner of section. Authorized Rate 770 gpm Authorized Quantity 240 AF (current IRR=200AF IND=40AF) (if approved, all 240 is IRR)
 (DWR use only: Computer ID No. 5 GPS 2,880 feet North 4,370 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 Section _____, Township _____ South, Range _____ (E/W), in _____ County, Kansas, _____ feet North _____ feet West of Southeast corner of section. Proposed Rate _____ Proposed Quantity _____
 This point is: Additional Well Geo Center List other water rights that will use this point _____

9. **Presently authorized point of diversion:**
 One in the _____ Quarter of the _____ Quarter of the _____ Quarter of Section _____, Township _____ South, Range _____ (W), in _____ County, Kansas, _____ feet North _____ feet West of Southeast corner of section. Authorized Rate _____ Authorized Quantity _____
 (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 Section _____, Township _____ South, Range _____ (W), in _____ County, Kansas, _____ feet North _____ feet West of Southeast corner of section. Proposed Rate _____ Proposed Quantity _____
 This point is: Additional Well Geo Center List other water rights that will use this point _____

10. **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 _____
 (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 Section _____, Township _____ South, Range _____ (E/W), in _____ County, Kansas, _____ feet North _____ feet West of Southeast corner of section. Proposed Rate _____ Proposed Quantity _____
 This point is: Additional Well Geo Center List other water rights that will use this point _____

- 11. Describe the current condition of and future plans for any point(s) of diversion which will no longer be used. The same point of diversion will continue to be used.

12. The presently authorized use of water is for Irrigation and Industrial purposes.

It is proposed that the use be changed to Irrigation only purposes.

13. If changing the place of use and/or use made of water, describe how the consumptive use will not be increased.

This water right was perfected as an irrigation right. It will not increase consumptive use based on what was originally perfected under the right.

Currently under both uses, there is potential to pump 240AF per year. This change allows ~~240~~ 228.75 AF to be applied on ~~160~~ 152.5 acres for irrigation purposes.

(Please show any calculations here.)

14. It is requested that the maximum annual quantity of water be reduced to n/a 228.75 (acre-feet or million gallons).

11.4.12 / date

15. It is requested that the maximum rate of diversion of water be reduced to n/a gallons per minute (n/a c.f.s.).

16. The application must include either a topographic map or detailed plat. A U.S. Geological Survey Topographic Map, scale 1:24,000, is available through the Kansas Geological Survey, 1930 Constant Avenue, University of Kansas, Lawrence, Kansas 66047-3726 (www.usgs.gov). The map should show the location of the presently authorized point(s) of diversion. Distances North and West of the Southeast corner of the section must be shown. The presently authorized place of use should also be shown. Identify the center of the section, the section lines and the section corners and show the appropriate section, township, and range numbers on the map. In addition the following information must also be shown on the map.

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 West of the Southeast corner of the section must be shown. Please be certain that the information shown on the map agrees with the information shown in Paragraph Nos. 9, 10 and 11 of the application.
- 2) If the source of supply is groundwater, please show the location of existing water wells of any kind, including domestic wells, within 1/2 mile of the proposed well or wells. Identify each well as to its use and furnish name and mailing address of the property owner or owners. If there are no wells within 1/2 mile, please indicate so on the map.
- 3) If the source of supply is surface water, the names and mailing addresses of all landowner(s) 1/2 mile downstream and 1/2 mile upstream from your property lines must be shown.

b. If a change in the place of use is desired, show the proposed place of use by crosshatching on the map. Please be certain that the information shown on the map agrees with the information shown in Paragraph No. 5 of the application.

17. Attach documentation to show the change(s) proposed herein will not impair existing water rights and relates to the same local source of supply as to which the water right relates. This information may include statements, plats, geology reports, well logs, test hole logs, and other information as necessary information to show the above. Additional comments may be made below.

This water right was perfected as irrigation water on the place of use. This is not allowing anything that was not allowed prior to the approval of the 1987 use made of water/place of use change.

Source of supply is not an issue since no new wells are being drilled.

18. If the proposed change(s) does not meet all applicable rules and regulations of the Kansas Water Appropriation Act, please identify the rules and regulations for which you request a waiver. State the reason why a waiver is needed and why the request should be granted. Attach documentation showing that granting the request will not impair existing water rights and will not prejudicially and unreasonably affect the public interest.

IF MORE SPACE IS NEEDED, ATTACH ADDITIONAL SHEETS AS NECESSARY

WATER RESOURCES RECEIVED

APR 18 2016

SCANNED

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.

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.

Dated at Larned, Kansas, this 14 day of April, 2016.

John Hallock
(Owner)

(Spouse)

John HALLOCK
(Please Print)

(Please Print)

(Owner)

(Spouse)

(Please Print)

(Please Print)

(Owner)

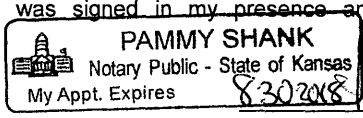
(Spouse)

(Please Print)

(Please Print)

State of Kansas }
County of Larned } SS

I hereby certify that the foregoing application was signed in my presence and sworn to before me this 14 day of April, 2016.



Pammy Shank
Notary Public

My Commission Expires 8-30-2018.

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.**

WATER RESOURCES RECEIVED
APR 18 2016
SCANNED
KS DEPT OF AGRICULTURE

Krueger, Richelle

From: Conant, Cameron
Sent: Wednesday, August 31, 2016 10:45 AM
To: Lanterman, Jeff; Krueger, Richelle
Cc: Turney, Brent
Subject: RE: Change in PU UMW File No. 16111 Hallock deadline passed 8/12/16 should I dismiss?

John never spoke with me about the deadline or anything like that. I'm not opposed to treating it like anyone else's, should be dismissed for failure to return.

Cameron

From: Lanterman, Jeff
Sent: Wednesday, August 31, 2016 10:13 AM
To: Krueger, Richelle; Conant, Cameron
Cc: Turney, Brent
Subject: RE: Change in PU UMW File No. 16111 Hallock deadline passed 8/12/16 should I dismiss?

I would not be opposed to that. He told me flat out he would not take a reduction of total Q with this change.

He blames Sharon for the initial change to fish farming.

From: Krueger, Richelle
Sent: Wednesday, August 31, 2016 10:06 AM
To: Lanterman, Jeff <Jeff.Lanterman@ks.gov>; Conant, Cameron <Cameron.Conant@ks.gov>
Cc: Turney, Brent <Brent.Turney@ks.gov>
Subject: Change in PU UMW File No. 16111 Hallock deadline passed 8/12/16 should I dismiss?

Hi Jeff and Cameron,

The deadline for Mr. Hallock to return his application passed 8/12/16, should I dismiss the application?

Thanks,
Richelle

Richelle Krueger, Environmental Scientist
Kansas Department of Agriculture
Water Appropriation Program
(785) 564-6635
Richelle.Krueger@ks.gov (please note e-mail address change)
www.ksda.gov/dwr

1320 Research Park Drive
Manhattan, Kansas 66502
(785) 564-6700



900 SW Jackson, Room 456
Topeka, Kansas 66612
(785) 296-3556

Jackie McClaskey, Secretary

Governor Sam Brownback

July 12, 2016

JOHN G HALLOCK
854 100TH AVE
LARNED KS 67550

RE: Water Right, File No. 16,111

Dear Mr. Hallock,

Reference is made to the application for approval of the Chief Engineer to change the place of use and use made of water under the referenced file number which was received in the office of the Chief Engineer on April 18, 2016. Upon review of the application, we find that additional information is needed.


Please find enclosed the original application for File No. 16,111. It appears there is an approximately 7.5 acre homesite located within the proposed place of use of File No. 16,111. This tract is located in the Southwest Quarter of the Northwest Quarter (SW $\frac{1}{4}$ NW $\frac{1}{4}$) of Section 27, Township 22 South, Range 16 West, Pawnee County. The tract should be removed from the proposed place of use since it will not be irrigated. I have modified the application accordingly on the application maps and in the quarter-quarter description of the proposed place of use shown in Paragraph No. 5 of the application. Please initial and date where indicated on the application and maps if you are in agreement. If not, please indicate the correct location and number of acres to be removed for the homesite.

Also, the quantity of File No. 16,111 will need to be reduced from 240 acre-feet to 228.75 acre-feet to keep the quantity reasonable for modified place of use (1.5 acre-feet per acre) and in order to comply with K.A.R. 5-3-23 *Maximum reasonable annual quantity approvable for irrigation use for an application for change in place of use and a request to reduce a water right*. If you are in agreement, please initial and date the reduced quantity in Paragraph No. 14 of the application where indicated.

I am returning the referenced application so that you may provide the requested information. **In order that the application will retain its priority of filing, the original application and attachments must be returned, along with the requested additional information, to this office on or before August 12, 2016, or within any authorized extension of time thereof. According to the law, default in the refiling of the completed application and attachments as outlined above, within the time allowed, shall constitute forfeiture of the priority date and dismissal of the application.**

If you have any questions, please contact me at (785) 564-6635 or Change Application Unit Supervisor, Brent Turney, 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,


Richelle A. Krueger
Environmental Scientist
Water Appropriation Program

RAK
Enclosures

SCANNED

pc: Stafford Field Office
Groundwater Management District No. 5

Krueger, Richelle

From: Lanterman, Jeff
Sent: Friday, July 22, 2016 9:46 AM
To: Turney, Brent; Krueger, Richelle
Cc: Conant, Cameron
Subject: Hallock 16111

John called and had received your letter.

His point: He doesn't want to lose any acre feet. He just wants to go back to the way it was before the change. They did the change back in the day because Sharon told him to and he thought it was stupid. We had a long conversation on that.

The fish farming never materialized because the Vietnamese took over the fish market 😊

Now he just wants to go back to the way it was before the change. He doesn't want to lose any acre feet.

His number is 620-285-0036

Jeff

Krueger, Richelle

From: Lanterman, Jeff
Sent: Friday, July 08, 2016 2:46 PM
To: Krueger, Richelle; Conant, Cameron
Cc: Turney, Brent
Subject: RE: Application to Change PU UMW File No. 16111 John Hallock

I agree with all of that!

Jeff

From: Krueger, Richelle
Sent: Friday, July 8, 2016 2:28 PM
To: Conant, Cameron <Cameron.Conant@ks.gov>; Lanterman, Jeff <Jeff.Lanterman@ks.gov>
Cc: Turney, Brent <Brent.Turney@ks.gov>
Subject: RE: Application to Change PU UMW File No. 16111 John Hallock

Hi Cameron,
Thanks for the info, this helps! I will get started on a letter and returning the application.
Richelle

From: Conant, Cameron
Sent: Friday, July 08, 2016 2:25 PM
To: Krueger, Richelle; Lanterman, Jeff
Cc: Turney, Brent
Subject: RE: Application to Change PU UMW File No. 16111 John Hallock

That SW corner is his house, sheds, and pond/waterfall. That won't be torn out.

I told him when I filled the application out that I didn't think it was approvable as is and would likely need to be modified. He wanted to proceed with asking for everything though.

Anyway, yeah, I say send it back to be modified. Remove the acres in the SW corner and modify the total quantity to reflect the lowered acreage.

Cameron

Below is from an email exchange with Brent and Jeff while I was filling the application out.
John called today, I told him I was ready to send the change with a quantity reduction based on 152.5 acres irrigated. He said he wants it filled out for 240AF on 160 acres. I said that was problematic. He said, "it's a fun game to play".

I'm filling it out for 240AF on 160 acres. Told him it was his deal and I'd fill it out exactly like he wanted. Told him he was out the filing fee if it gets denied. John said he won't hold it against me if it doesn't get approved.

Cameron

From: Krueger, Richelle
Sent: Friday, July 08, 2016 2:15 PM

To: Conant, Cameron; Lanterman, Jeff
Cc: Turney, Brent
Subject: Application to Change PU UMW File No. 16111 John Hallock

Hi Cameron and Jeff,

I picked up this application to change the pu and umw for File No. 16111, John Hallock, and I just had a question before I proceed. As you know he wants to convert all his water back to irrigation use and be able to irrigate 160 acres. Brent and I were looking at the map and it looks like there is a homesite in the SW¼ NW¼ of the section which appears to cover about 8 acres. Brent is thinking that should come off of the place of use, problem is then the quantity is not reasonable for the place of use. Brent is thinking we need to return the application to him and make him cut out the homesite as an irrigation place of use., possibly reduce quantity.

Before I do that, I wanted to check with you guys. Do you know what his intentions are, is he planning to tear out the buildings or what?

Thanks for any info you have on this.

Richelle

Richelle Krueger, Environmental Scientist
Kansas Department of Agriculture
Water Appropriation Program
(785) 564-6635
Richelle.Krueger@kda.ks.gov
www.ksda.gov/dwr



1320 Research Park Drive
Manhattan, Kansas 66502

Jackie McClaskey, Secretary

Phone: (785) 564-6700

Fax: (785) 564-6777

Email: ksag@kda.ks.gov

www.agriculture.ks.gov

Sam Brownback, Governor

JOHN G HALLOCK
854 100TH AVENUE
LARNED KS 67550

April 18, 2016

RE: File No. 16111

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/UMW
- 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,

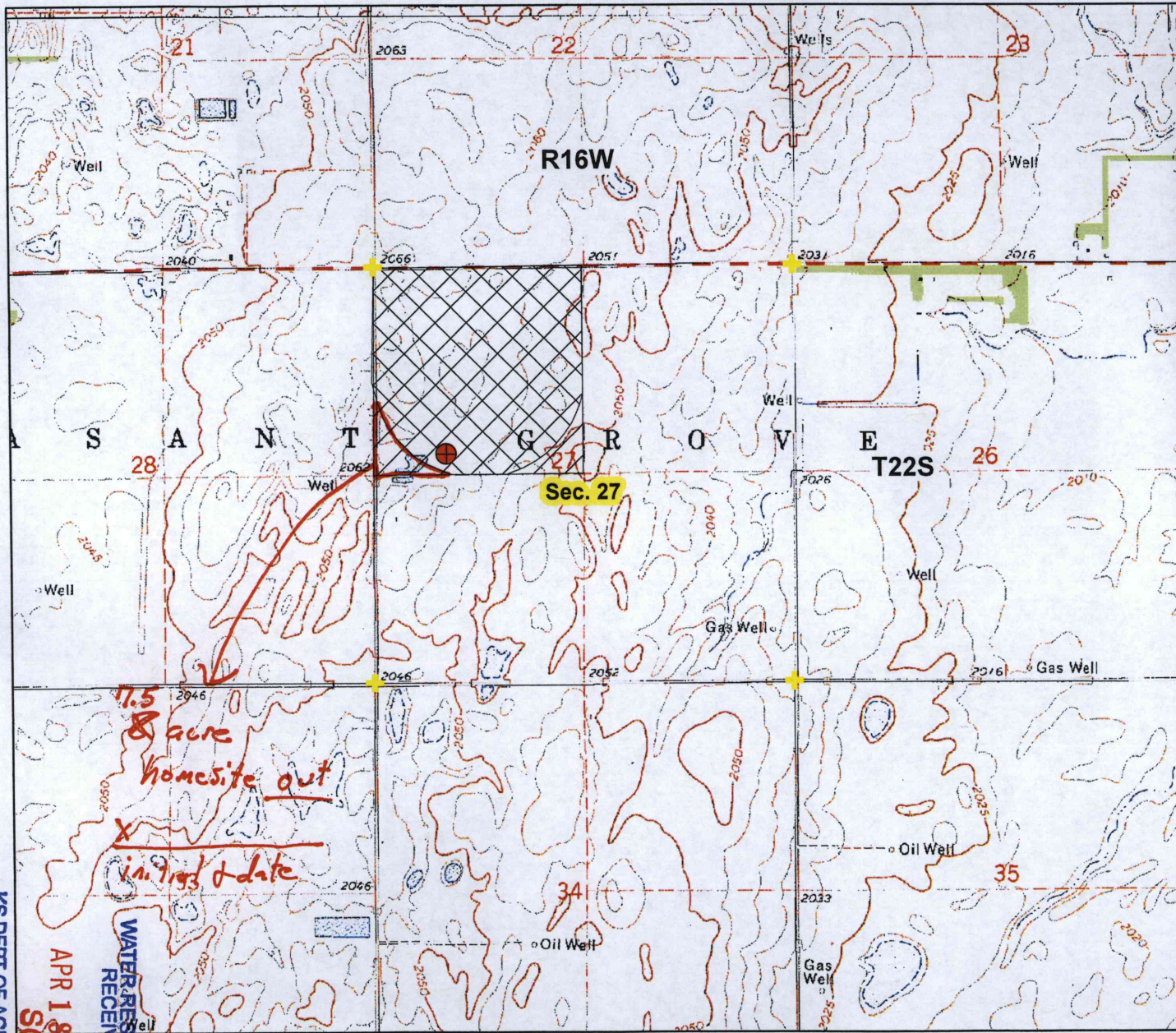
Brent A Turney, L.G.
Change Applications Unit Supervisor
Water Appropriation Program





BAT: DLW

pc: STAFFORD Field Office GMD 5

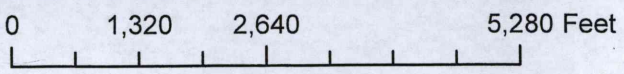
SCANNED

**File 16,111-Place of Use & Use Made of Water Change Application
Section 27-T22S-R16W in Pawnee County**



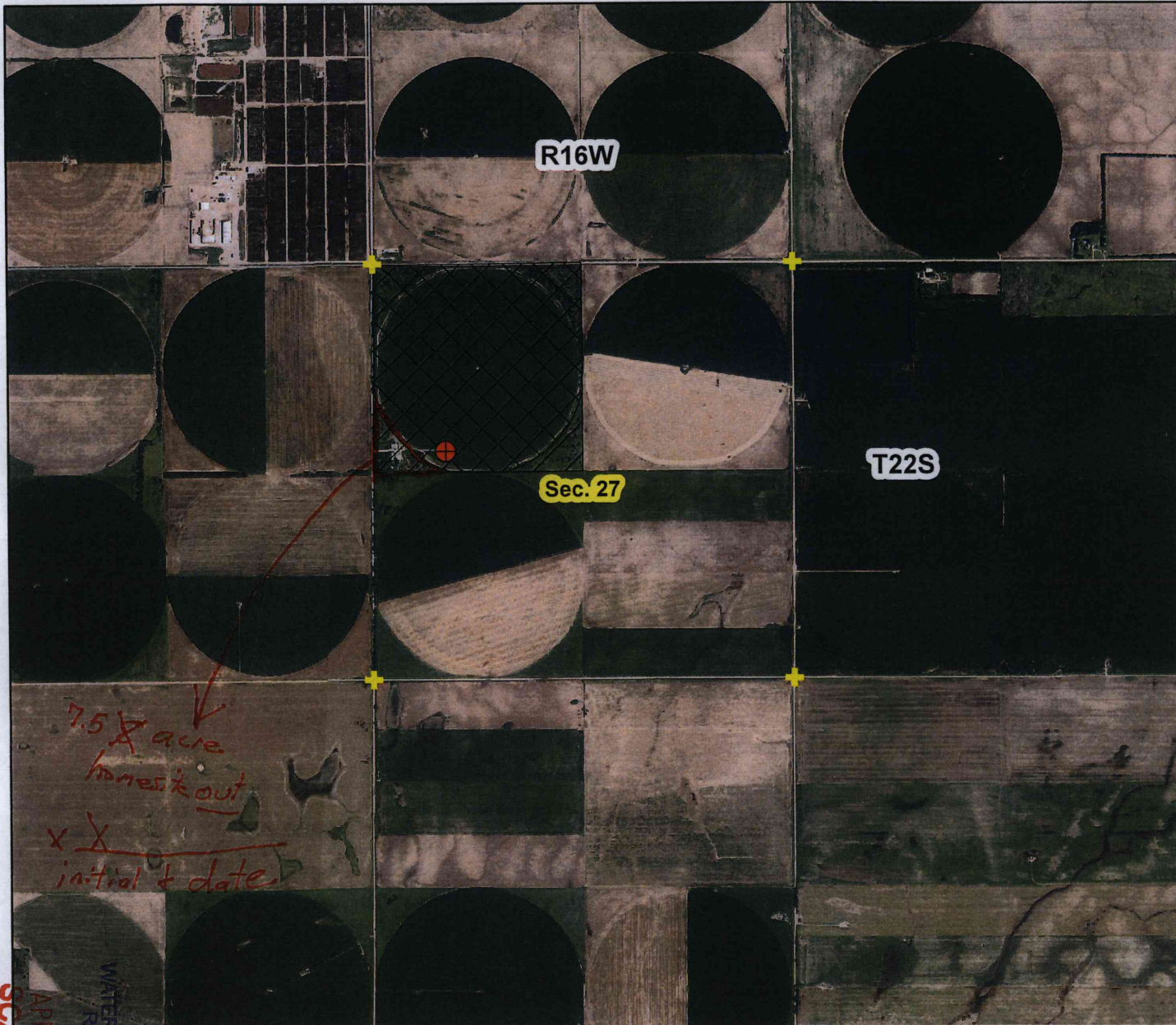
-  authorized pd for 16111
2878'N & 4381'W
-  currently authorized p/u covering
160 acres (145 IRR & *15 IND)
- * IND portion authorized use on 7.5ac
in the SW corner and 7.5ac in the SE
corner of the NW $\frac{1}{4}$
-  proposed p/u covering 160 acres
(irrigation only)
-  section corners





scale 1:24000



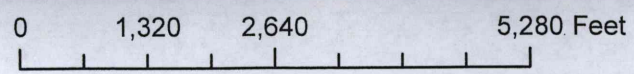
KS DEPT OF AGRICULTURE
 APR 19 2016
 SCANNED
 WATER RESOURCES
 RECEIVED

File 16,111-Place of Use & Use Made of Water Change Application
Section 27-T22S-R16W in Pawnee County



-  authorized pd for 16111
2878'N & 4381'W
-  currently authorized p/u covering
160 acres (145 IRR & *15 IND)
- * IND portion authorized use on 7.5ac
in the SW corner and 7.5ac in the SE
corner of the NW 1/4
-  proposed p/u covering 160 acres
(irrigation only)
-  section corners

scale 1:24000



WATER RESOURCES
 RECEIVED
 APR 18 2016
 SCANNED
 KS DEPT OF AGRICULTURE