CHECK SHEET Short Change

(To be completed and attached to each application)

	83		_	Fie	eld Office	No. <u>2</u>		GMD	No. <u>5</u>
1. Plugging a	agreement	t obtained fo	r GMD?	Yes	l No		Non Applica	able 🛛	
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		on computer						hanged. or the new point((s) of diversion:
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		& No. Undif	ferentiate	ed Kansar	n/Nebrask	an (180)	Special Use	e Area none	4 p
e. Forma	tion Name	e & No. Undif previous p/d		ed Kansar	n/Nebrask 915	an (180) :		e Area none 2224	'E
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e. Forma 5. Distances 6. WATER R 8/25/2017	tion Name	previous p/d	l:	TS Chang Chang	915	tion Rece	S	2224	-
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Date Entered by

CHECK SHEET ATTACHMENT

9. Cha	nges to th	e place of	use w	ill be:		to the		基基			Ca	E.		K.VS	File	Numb	er <u>196</u>	883				7 - 4 -	
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	Acceptable Meter listWater level measurement tube specifications				inations	 Send to KDHE: Letter (KDHE.LT) advising of location of abandoned well. 								f	71	¥.							
		k Valve spe			specii	ications		ocation (
		Sheet - K.S.			etter					CONDI	HONS					107	18		18	164 4-		102	
					- N	Deeds Office	1. Insert notice and proof date.									- T	130						
		IONAL AS I					Type or print applicant's/owner's name on line.																

3. Complete notary statement.

CERTIFICATE OF SERVICE

On this 14 September 2017, I hereby certify that the attached Change in Point of Diversion, File No. RN 8 & 19683 dated September 14, 2017 was mailed to the following:

City of Turon PO Box 366 Turon KS 67583

pc: Water Rights Section GMD #5

Nielula Cinn

Staff

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 WATER METER REQUIRED



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.

thai		t, or if p	olace o	of use	will be	e chan											autho	rized a RECE	ion is greater and proposed EIVED 55am
						F	ile No	. <u>1968</u>	3								Δ	UG 2	5 2017
1.	Application	on is he	reby m	nade fo	or appr		f the C		nginee		ange t			e or b	oth):	C		4 100	Field Office ater Resource
	under the	water	right w	hich is	the s	ubject	of this	applic	ation in	n acco	rdance	with t	he cor	dition	s desc	ribed b	pelow.		
						_	Ground				Surfac								
2.																			
								t. Oity	OI TUI	OII									\$
3.	501 E. Price, PO Box 366, Turon KS 67583 Phone Number: (620)497-6443 Email address: cityofturonss@sctelcom.net The presently authorized place of use is: Owner of Land — NAME: City of Turon & Immediate Vicinity ADDRESS: 501 E. Price, PO Box 366, Turon KS 67583																		
	(If there is																		
_					=1/4				V1⁄4			SV	V1/4			SE	=1/4	1	TOTAL
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*	TJS-SFFC	9																	
	For Office	ce Use	Only:	Code		Fe	e \$ <u>&</u>	00	_ TR	#		Re	eceipt	Date _			Chec	k# <u>8</u>	509

5.	Presently authorize	ed point of di	version:						
			Quarter of the	SE	C	uarter of the	SE		Quarter
			, Township						
			ity, Kansas, 400						
			Authorized Quantity						
	(DWR use only: Co	omputer ID N	lo. 1 GF	PS 38	31 fe	et North	410 fe	et West)	
	☐This point will not b	e changed	This point will be chang	ed as follow	s: No ch	ange, point bet	tter described w	ith GPS as f	ollows:
	Proposed point of	diversion: (C	omplete only if chan	ge is requ	ested or if	existing poir	nt is better de	scribed by	GPS)
	One in the	NW	Quarter of the	NE		uarter of the	NW		Quarter
	of Section	9	, Township	26	S	outh, Range	10		W,
			ity, Kansas, <u>4746</u>						
	Proposed RateN	lo Change	_ Proposed Quantity _	No Cha	nge Pro	posed well de	epth (feet)	80	
	This point is: Add	ditional Well	☐ Geo Center List	other water	rights that	will use this p	oint RN 08		
6.	Presently authorize	ed point of di	version:						
	One in the	SW	Quarter of the	NE		uarter of the	SW		Quarter
	of Section	4	, Township	26	S	outh, Range	10		W,
	in Reno	Coun	ity, Kansas, <u>1347</u>	feet Nor	th <u>3797</u>	feet Wes	t of Southeast	corner of s	ection.
			_ Authorized Quantity						
			lo. <u>2</u> GI					100	
		- AMPL	This point will be chang						
			complete only if chan						
			Quarter of the						
	of Section	4	, Township	26		South, Range	10		W,
			nty, Kansas, <u>1352</u>						
			_ Proposed Quantity _						
L	This point is: Ad	ditional Well	☐ Geo Center List	other wate	r rights that	will use this p	oint None		· .
7	The changes herein	are desired	for the following reason	ne2 13a	If the propo	sed point of o	diversion will be	relocated	within 100
/.	The changes herein	are desired	ior the following reason	113 ! 104.	teet of the	existing point	of diversion, in	idicate its i	ocation on
	(please be specific) E	Replace well to	City owned property		(PLEASE	n below in rela	tion to the exist	ing point of	diversion.
					represents	presently au	thorized point	of diversi	on.)
	Therene						North		
								100	
	La Cara Laborat						, , , , , , , , , , , , , , , , , , , 		
8.	If a well, is the test he	ole log attache	d? ∐ Yes ⊠ No			_ `	=	7	
9.	The change(s) (was)	(will be) compl	eted by?		50	- +	_ +	⊐ 50	
Э.		(will be) compi	eted by:		-		=	4	
	7-1-2019						Ξ.	1 = 1	
10.	If the point of diversion	on is a well:			West 0	-111111	11 <u>X</u> 1111 1		East
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	(a) What are you go	mig to do min			50	F ,	=	三50	
	Plug			-	50	F +	_ +	7"	
						F .	Ξ	7	
	(b) When will this be	e done? <u>7-1-20</u>	019	-					
					10	0 50	0 50	100	
11.	Groundwater Mar	nagement	District recommenda	tion		Sc	South ale: 1" = 100"		
	attached? X Yes	No V	5-SFF0 9/13/17	13b	If the propo		diversion will be	e relocated	more than
10	Assisted by TIC CEE	:0		100.	100 feet b	out within 13	20 feet from	the existin	g point of
12.	Assisted by TJS-SFF	0		-	diversion,	attach a topo	graphic map of s, show all wells	or aerial p s (including	notograph.
					within one-	half mile of the	e proposed poir	nt of diversi	on and the
					names and	mailing add	resses of the the names an	owners. F	or surface
		R	ECEIVED		landowner(s) one-half n	nile downstrea	m and one	e-half mile
					upstream f	rom your prop	erty lines.		

DWR 1-121 (Revised 07/10/2017)

AUG 2 5 2017

Page 2

File No. _____19683

14. If th	e proposed groundwater point	of diversion is 300 or f	ewer reet from	n existing	point of aiv	ersion, complete the	rollowing.
(a)	Does the undersigned represe ☐ Yes ☐ No (If	ent all owners of the cu no, all owners must sig			e(s) of use	identified in this applic	cation?
(b)	Will the ownership interest of affected if this application is a ☐ Yes ☐ No (If		?		(s) of use i	dentified in this applic	cation be adversely
(c)	If this application is not approx ☐ Yes ☐ No (If	ed expeditiously, will to no, all owners must sign			nage to pro	operty, public health o	r safety?
or a cha	plication proposes a surface w nge in place of use, the applica ttach notarized statement auth	ation must be signed by	y all owners				
age an	y verify, being first duly s d the owner, the spouse o ehalf, in regards to the wa ned in this application are	f the owner, or a de ater right(s) to which true. correct and c	uly authorized this apposition of this apposition of the complete.	zed agen lication	t of the o pertains.	wner(s) to make the	nis application on at the statements
Dated a	1	ruron, K	(ansas, this _	22	_day of	August	, 20
1	oft EMt Mann					27	
	Owner) (Owner) (Please Print)					(Spouse)	
Ro	BERT E. McM.	ANN					
	(Please Print)					(Please Print)	
	(Owner)					(Spouse)	
	(Please Print)					(Please Print)	
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State of	Kansas) SS					7
	of Reno						
	eby certify that the foregoin ,20 ,20 ,20 ,20 ,20 ,20 ,20 ,20 ,20 ,20	g application was si	igned in my	presence		Notary Public	nis 22 day of
accurate	OMPLETE APPLICATIONS WILL information; maps, if necessary, mapriate fee must be paid.	BE PROCESSED. To be nust be included; signature	complete, all o es of all the ap	of the applic propriate ov	able portion wners' must	s of the application form be affixed to the applicat	must be completed with ion and notarized; and
		E	EE SCHEDU	LE			
forth in	pplication to change the place of the schedule below: Make che (1) Application to change a popular (2) Application to change a popular (3) Application to change the	cks payable to: Kans- bint of diversion 300 fe bint of diversion more t	as Departme et or less than 300 feet	nt of Agr	iculture		\$100 \$200
		RECEIVED					
DWR 1-1	21 (Revised 07/10/2017)	AUG 2 5 2017	Page 3			1	File No19683_

Stafford Field Office Division of Water Resources

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. 5-5-1, et seq. and other applicable provisions of the Kansas Water Appropriation Law, K.S.A. 82a-701 et. seq., and rules and regulations promulgated thereunder, With the exception of those conditions expressly contained herein, this Summary Order does not change the terms, conditions and limitations of File No. 19683 2017 A change application was received on requesting that the place of use and / or point of diversion authorized under the above-referenced file number be changed as described in the application. On and after the effective date of this summary order, the authorized place(s) of use shall be located substantially as shown on the topographic map accompanying the application to change the place of use.

Applicable Not Applicable 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 300 radius of the authorized point(s) of diversion.

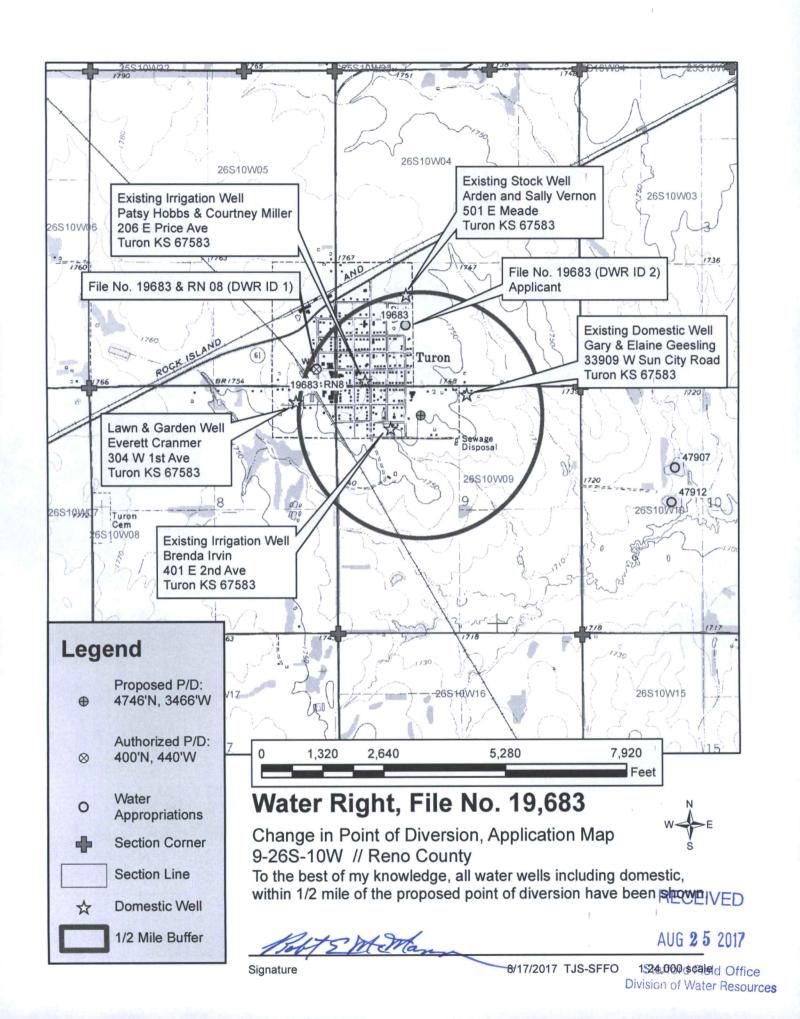
Applicable

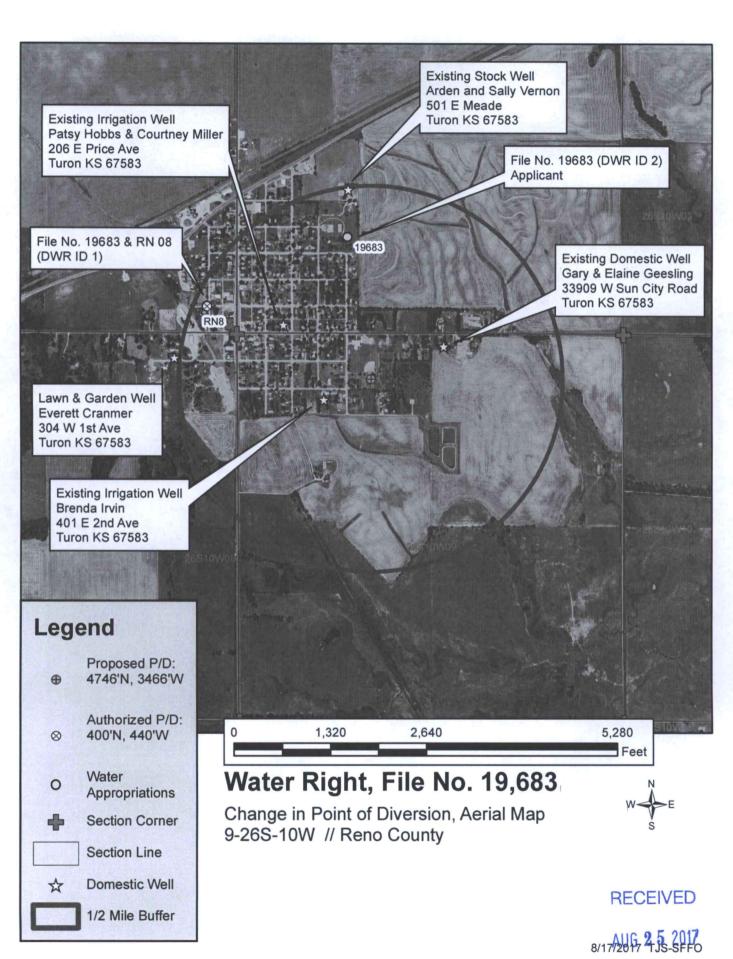
Not Applicable The point(s) of diversion authorized herein shall not actually be located more than 2640 feet from the previously authorized point(s) of diversion.

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. The owner of the authorized place(s) of use shall properly install an acceptable water flow meter on or before December 31, 2017, or before the first use of water, whichever occurs first. The water flow meter shall be installed, operated and maintained in accordance with K.A.R. 5-1-4 through 5-1-12. As required by K.S.A. 82a-732, as amended, and K.A.R. 5-3-5e, the owner shall maintain records and report the reading of the water flow meter and the total quantity of water diverted annually to the Chief Engineer by March 1 following the end of each calendar year. ☐ Not Applicable 7. Installation of the works for diversion of water shall be completed on or before December 31, 2017, or within any authorized extension of time. By March 1, 20<u>18</u> 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. Not Applicable The completed well log shall be submitted with the required notice. □ Applicable ☐ Not Applicable All diversion works into which any type of chemical or other foreign substance will be injected into the water shall be equipped with an in-line, automatic, quick-closing check valve capable of preventing pollution of the source of the water supply. The check valve(s) shall be installed operated and maintained in accordance with K.A.R. 5-3-5c. Applicable \(\subseteq \) Not check valve(s) shall be installed, operated and maintained in accordance with K.A.R. 5-3-5c. Applicable Applicable 10. Additional Conditions are attached. ☐ Yes No 11. In accordance with K.S.A. 82a-708a, as amended, and K.A.R. 5-5-14, all of the owners of the authorized place(s) of use of water appropriated under the above-referenced file number are responsible for compliance with its terms, conditions and limitations, as amended and/or supplemented by this Summary Order, and with applicable provisions of the Kansas Water Appropriation Law and the Rules and Regulations promulgated thereunder. Failure to comply with these provisions may result in civil penalties pursuant to K.S.A. 82a-737, as amended, and/or the suspension or revocation and dismissal of the water or appropriation right or any other enforcement actions authorized by law. FOR OFFICE USE ONLY Administrative Appeal and Effective Date of Order APPLICATION APPROVED AND If you are aggrieved by this order, pursuant to K.S.A. 82a-1901, SUMMARY ORDER ISSUED you may request an evidentiary hearing before the Chief Engineer or request administrative review by the Secretary of Agriculture. A request for hearing by the Chief Engineer must be filed within 15 days of service of this Order and a request for administrative review by the Secretary must be filed within 30 days pursuant to K.S.A. 77-531. Any request for administrative review must state a basis for review pursuant to K.S.A. 77-527. **Buly Authorized Designee of the Chief Engineer** (Print Name): Lateran File any request with Kansas Department of Agriculture, Division of Water Resources - Kansas Department of Agriculture Legal Division, 1320 Research Park Drive, Manhattan, KS Date of Issuance: 66502. Failure to timely request a hearing or review may preclude review under the Kansas Judicial Review Act. State of Kansas For Use by Register of Deeds SS County of Acknowledged before me on Signature: Notary Public MICHAELA KIRMER TATE O NOTARY PUBLIC My Appointment Expires April 25, 2018

My commission expires:

Notary Seal)





Stafford Field Office
Division of Water Resources

Saryerwinnie, Tyler

From:

Orrin Feril <oferil@gmd5.org>

Sent:

Wednesday, September 13, 2017 1:59 PM

To: Cc: Saryerwinnie, Tyler Conant, Cameron

Subject:

Applications for Change, File Nos. RN008 & 19683

Attachments:

RN008 19683 2017-09-13 Rec.pdf

I'm attaching the recommendation requested by your office in a letter dated September 11, 2017. Please let me know if you have any questions.

Thank you for your consideration in this matter,

Orrin

Orrin Feril Manager

Big Bend GMD#5

Email: oferil@gmd5.org Phone: (620) 234-5352 Mobile: (620) 388-0172 Fax: (620) 234-5718 www.gmd5.org

From: Conant, Cameron

Sent: Monday, September 11, 2017 7:42 AM

To: Orrin Feril

Cc: Saryerwinnie, Tyler

Subject: FW: GMD Recommendation Request - File Nos. RN 08 & 19683

Importance: High

Good morning Orrin, Tyler requested I pass this packet of change applications on to you for GMD review and recommendation.

Cameron

From: Saryerwinnie, Tyler

Sent: Friday, September 8, 2017 4:08 PM

To: Conant, Cameron < Cameron. Conant@ks.gov>

Subject: GMD Recommendation Request - File Nos. RN 08 & 19683

Importance: High

Orrin,

I have attached a cover letter and copies of two (2) change applications for GMD recommendation. I have also included a memorandum outlining the responses received. Please provide the GMD recommendation by no later than September 29, 2017.

Darrell Wood - Edwards (Pres.)
Fred Grunder - Pratt (V Pres.)
John Janssen - Kiowa (Treas.)
Jerry Cullop - Rice (Sec.)
Justin Gatz - Reno
Kent Lamb - Stafford
Phil Martin - Barton
Bob Standish - Pawnee
Tom Taylor - At-Large



Orrin Feril, Manager 125 South Main Street Stafford, Kansas 67578 ph: (620) 234-5352 fx: (620) 234-5718 gmd5@gmd5.org www.gmd5.org

September 13, 2017

Tyler Saryerwinnie Division of Water Resources Kansas Department of Agriculture 300 S. Main Street Stafford, Kansas 67578

RE: Vested Right File No. RN008 Water Right File No. 19683 Change in the Point of Diversion

Dear Mr. Saryerwinnie,

Big Bend Groundwater Management District #5 has reviewed the above referenced application to change the point of diversion. Based upon information received in the District office, the application appears to be consistent with 5-25-20(b) and is therefore recommended for approval.

The application to change is subject to the District's well equipment regulation K.A.R. 5-25-5 for a required flow meter.

Please feel free to give me a call if you have any questions.

Sincerely,

Orrin Feril Manager

RECEIVED

SEP 1 3 2017

Stafford Field Office Division of Water Resources Stafford Field Office 300 S. Main Street Stafford, Kansas 67578-1521



Phone: (620) 234-5311 Fax: (620) 234-6900 www.agriculture.ks.gov

Sam Brownback, Governor

Jackie McClaskey, Secretary David W. Barfield, Chief Engineer Jeff Lanterman, Water Commissioner

September 11, 2017

Orrin Feril
Big Bend – GMD No. 5
125 S Main St.
Stafford, KS 67578

RE: Point of Diversion Change Applications, File Nos. RN 08 & 19683

Dear Mr. Feril,

We are enclosing copies of the applications, as referenced above, for your review and recommendation. At this time the applications appear to be in proper form. Notification letters were sent to all nearby well owners shown on the application map. These owners were given a 15 day comment period; two responses were received.

This office will delay any further action on this file for a period of 15 business days from the date of this letter to allow you time to submit your recommendation concerning the applications. Please submit your recommendation within the allotted time, or any authorized extension of time thereof.

If you have any questions, please feel free to contact the office.

Sincerely,

Tyler Saryerwinnnie Environmental Scientist Stafford Field Office tyler.saryerwinnie@ks.gov

Enclosure

KANSAS DEPARTMENT OF AGRICULTURE Division of Water Resources M E M O R A N D U M

TO: Files DATE: September 6, 2017

FROM: Tyler Saryerwinnie RE: Water Right, File Nos. RN 08 & 19683

Notification Responses

On August 25, 2017, five (5) surrounding well owners were notified of the proposed point of diversion change applications filed by The City of Turon and they were given with a fifteen (15) day deadline to submit comments to the Field Office.

On September 1, 2017 the letter sent to Mr. Everett Cranmer using the address provided on the application map was returned to the Stafford Field Office with the postal code "ANK-Attempted Not Known, Unable to Forward". Upon further review, it was determined that Mr. Cranmer's domestic well was included with the original application map. After the applicant revised the proposed point of diversion location, the property owned by Mr. Cranmer no longer falls within the half mile notification boundary and no further attempt was made to contact Mr. Cranmer.

On August 31, 2017, Courtney Miller called the Stafford Field Office regarding the nearby owner notification letter sent on August 25, 2017. Elizabeth Fitch spoke with Mr. Miller and explained the notification process and the proposed change in point of diversion. He indicated that he had no problems with the proposed changes.

On August 8, 2017, Arden Vernon called to inform the Stafford Field Office that he received a nearby notification letter and he had no objection with the proposed change application. He went on to say that he did not think it would affect his windmill; the other City well was closer and he has not seen any influence.

No other nearby owners called the Field Office or submitted comments in writing.

This application can be moved on the GMD #5 for further review and recommendation.

Department of Agriculture Division of Water Resources

Stafford Field Office 300 S. Main Street Stafford, Kansas 67578-1521

Jackie McClaskey, Secretary David W. Barfield, Chief Engineer Jeff Lantennan, Water Commissioner

Phone: (620) 234-5311 Fax: (620) 234-6900 www.agriculture.ks.gov

Sam Brownback, Governor

August 25, 2017

Brenda Irvin 401 E 2nd Ave Turon KS 67583

RE: Water Right, File No(s), RN 08 & 19,683

Dear Water-User,

This is to advise you that The City of Turon, KS has filed applications for approval of the Chief Engineer. Division of Water Resources, Kansas Department of Agriculture, to change the point of diversion under the above referenced file number(s). You are being notified of the proposed change because it appears you have a groundwater well within one-half mile of the proposed point of diversion. As such, you may provide this office any comments or other information you may want to submit regarding the proposed change. Such comments or other information must be received in this office within 15 days of the date of this letter, or any authorized extension of time.

You can find the complete application posted by the water right file number(s) as referenced above at www.agriculture.ks.gov/divisions-programs/dwr/water-appropriation/notices. If you do not have access to the internet and would like a copy of the application, please contact the Stafford Field Office. If you have any additional questions about the application, please contact the Stafford Field Office at (620) 234-5311.

Sincerely,

Tyler Saryerwinnie **Environmental Scientist** tyler.saryerwinnie@ks.gov

Kansas

Department of Agriculture

Division of Water Resources

Stafford Field Office 300 S. Main Street Stafford, Kansas 67578-1521

Jackie McClaskey, Secretary David W. Barfield, Chief Engineer Jeff Lanterman. Water Commissioner Phone: (620) 234-5311 Fax: (620) 234-6900 www.agriculture.ks.gov

Sam Brownback, Governor

August 25, 2017

Arden & Sally Vernon 501 E Meade Turon KS 67583

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Patsy Hobbs & Courtney Miller 206 E Price Ave Turon KS 67583

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Gary & Elaine Geesling 33909 W Sun City Road Turon KS 67583

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Everett Cranmer 304 W 1st Ave Turon KS 67583

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