

CHECK SHEET Short Change

(To be completed and attached to each application)

File No. 20746

Field Office No. 2

GMD No. 5

1. **Plugging agreement obtained for GMD?** Yes No Non Applicable
2. **Is Landowner correct as currently shown in WRIS?** Yes No **Address Change?** NO
If applicable, list Place of Use Overlap File Nos. ---
3. **Is Water Use Correspondent correct as currently shown in WRIS?** Yes No **Address Change?** NO
Name of Former WUC --- Name of New WUC ---
4. a. **Point of diversion computer ID No(s).** 1 for point(s) being changed.

b. **Show feet distances from the** SE **corner of the section for the new point(s) of diversion:**

Action	PDIV ID	Geo Ctr?	Sec	Twp	Rng	'N	'W	County	Qualifiers
NO CHG	24136	NO	15	24S	13W	1320	3960	STAFFORD	NC SW

c. **If multiple points of diversion exist and rates and quantities are individually assigned, show:**

Old PDIV ID	Authorized Rate	Additional Rate	Authorized Quantity	Additional Quantity
_____	_____ gpm/cfs	_____ gpm/cfs	_____ af/mgy	_____ af/mgy
_____	_____ gpm/cfs	_____ gpm/cfs	_____ af/mgy	_____ af/mgy
_____	_____ gpm/cfs	_____ gpm/cfs	_____ af/mgy	_____ af/mgy

d. **Name of Drainage Basin** _____ **Is this correctly shown in WRIS?** Yes No

e. **Formation Name & No.** _____ **Special Use Area** _____

5. **Distances from the previous/original p/d:** _____ ' N / S _____ ' E / W

6. WATER RIGHT ACTION TRAIL COMMENTS

12/27/2016 Change Application Received (date accepted for priority)
1 / 18 / 17 Change Approved
 _____ / _____ / _____ Notice and Proof by _____ / _____ / _____
 _____ / _____ / _____ Completion Requirement Removed (Change No. C _____)

7. METER ACTION TRAIL COMMENTS

1 / 18 / 17 DWR Meter Required by 12/31/2017
 _____ / _____ / _____ Anti-Reverse Meter Required by _____ / _____ / _____
 _____ / _____ / _____ Meter Seal Required by _____ / _____ / _____

8. Base Acres 125 Year 1986 Minimum Reasonable Quantity 1.21 AF/acre

Date Created **1/18/17** by **TJS**
 Date Entered _____ by _____

CHECK SHEET ATTACHMENT

File Number 20746

9. Changes to the place of use will be:

Action	Owner Person ID	Place Use ID #	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		
MOD	64601/ _____ _____	37291	15	24S	13W	Acres Authorized									33	32	30	31					126
						New Acres									33	32	30	31					126
						Acres Authorized																	
						New Acres																	
						Acres Authorized																	
						New Acres																	
						Acres Authorized																	
						New Acres																	

Names and Address:

1. Person ID # <u>64601</u> <u>JMS FARMS LLC</u> <u>112 N GRAY ST</u> <u>SAINT JOHN KS 67576</u>	2. Person ID # _____ <u>JAMES SODEN</u> <u>c/o JENI JONES POA</u> <u>112 N GRAY ST</u> <u>SAINT JOHN KS 67576</u>	3. Person ID # _____ <u>JERRY M SODEN</u> <u>52 PERDIZ CANYON RD</u> <u>PLACITAS NM 87043</u>
---	---	--

GENERAL INSTRUCTIONS

1. Give to Applicant:
 - a. Original application/approval
 - b. Original receipt (one for each application)
 - c. Information packet containing:
 - Notice and Proof form
 - Water Meter Specifications
 - Acceptable Meter list
 - Water level measurement tube specifications
 - Check Valve specifications
 - Pink Sheet - K.S.A. 82a-728 letter
 - Form stating to record in Register of Deeds Office (OPTIONAL AS NEEDED)

2. Send to headquarters:
 - a. Good, **scannable** copy of application and/or approval and this check sheet
 - b. Original check and copy of receipt
 - c. Test hole log
 - d. GMD recommendation, if any
 - e. Map or aerial photograph, if any
3. Send to KDHE: Letter (KDHE.LT) advising of location of abandoned well.

4. Date stamp received and approved.
5. Complete ownership and WUC change information.

ADDITIONAL PHOTOCOPIES

H Q
GMD#5

CONDITIONS

1. Insert notice and proof date.
2. Type or print applicant's/owner's name on line.
3. Complete notary statement.

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

WATER METER REQUIRED

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.

Paragraph Nos. 1, 2, 3 & 5 must be completed. Complete all other applicable portions. If change in point of diversion is greater than 100 feet, or if place of use will be changed, include a topographic map or detailed plat showing the authorized and proposed point(s) of diversion and/or place of use.

RECEIVED
 10:15am
 DEC 27 2016

File No. 20746

1. Application is hereby made for approval of the Chief Engineer to change the (check one or both):

Place of Use Point of Diversion

under the water right which is the subject of this application in accordance with the conditions described below.

The source of supply is: Groundwater Surface water

Stafford Field Office
 Division of Water Resources

2. Name and address of Applicant: JMS Farms LLC

112 N Gray St, Saint John KS 67576

Phone Number: (620)546-4833

Email address: jmihunter@yahoo.com

Name and address of Water Use Correspondent: Kenton Fisher

387 S US Highway 281, Saint John KS 67576

Phone Number: ()

Email address: _____

3. The presently authorized place of use is:

Owner of Land --- NAME: 1.) JMS Farms LLC // 2.) James Soden

ADDRESS: 1.) 112 N Gray St, Saint John KS 67576 // 2.) c/o Jeni Jones POA, 112 N Gray St, St. John KS 67576

ADDITIONAL OWNER: 3.) Jerry M Soden

3.) 52 Perdiz Canyon Rd, Placitas NM 87043

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	
15	24	13W									40	37	37	40					154

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: 1.) JMS Farms LLC // 2.) James Soden

ADDRESS: 1.) 112 N Gray St, Saint John KS 67576 // 2.) c/o Jeni Jones POA, 112 N Gray St, St. John KS 67576

ADDITIONAL OWNER: 3.) Jerry M Soden

3.) 52 Perdiz Canyon Rd, Placitas NM 87043

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	
15	24	13W									33	32	30	31					126

For Office Use Only: Code _____ Fee \$ <u>2.00⁰⁰</u> TR # _____ Receipt Date _____ Check # <u>3312</u>
--

5. **Presently authorized point of diversion:**
 One in the _____ Quarter of the _____ Quarter of the NC SW Quarter
 of Section 15, Township 24 South, Range 13 W,
 in Stafford County, Kansas, 1320 feet North 3960 feet West of Southeast corner of section.
 Authorized Rate 980 gpm Authorized Quantity 182 AF Depth of well 100 (feet)
 (DWR use only: Computer ID No. 1 GPS 1391 feet North 4002 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 _____ Proposed well depth (feet) _____
 This point is: Additional Well Geo Center List other water rights that will use this point _____

6. **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)
 (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 _____ Proposed well depth (feet) _____
 This point is: Additional Well Geo Center List other water rights that will use this point _____

7. Why do you need a new point of diversion? N/A

8. If a well, is the test hole log attached? Yes No

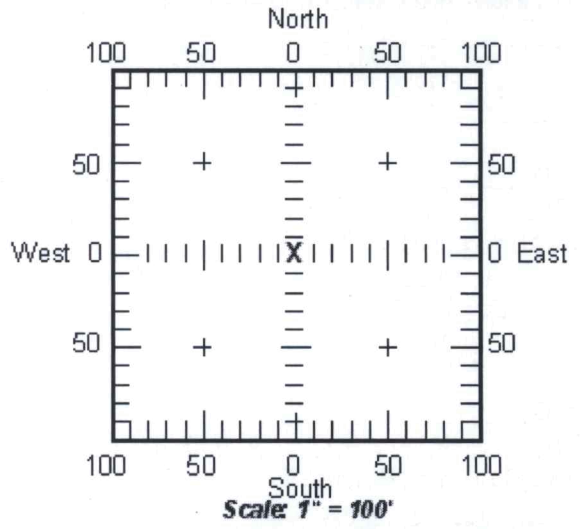
9. When do you propose to complete the new point of diversion?
N/A

10. If the point of diversion is a well:
 (a) What are you going to do with the old well?
N/A
 (b) When will this be done? N/A

11. Groundwater Management District recommendation attached? Yes No 1/18/17 CRC

12. Assisted by TJS - SFFO

13a. If the proposed point of diversion will be relocated within 100 feet of the existing point of diversion, indicate its location on the diagram below in relation to the existing point of diversion. (PLEASE NOTE: The "X" in center of diagram below represents presently authorized point of diversion.)



13b. If the proposed point of diversion will be relocated more than 100 feet but within 2,640 feet from the existing point of diversion, attach a topographic map or aerial photograph. For groundwater sources, show all wells (including domestic) within one-half mile of the proposed point of diversion and the names and mailing addresses of the owners. For surface water sources, show the names and addresses of the landowner(s) one-half mile downstream and one-half mile upstream from your property lines.

RECEIVED

DEC 27 2016
 DWR 1-121 (Revised 06/16/2014)

14. If the proposed groundwater point of diversion is 300 or fewer feet from existing point of diversion, complete the following:

- (a) Does the undersigned represent all owners of the currently authorized place(s) of use identified in this application?
 Yes No (If no, all owners must sign this application.)
- (b) Will the ownership interest of any owner of the currently authorized place(s) of use identified in this application be adversely affected if this application is approved as requested?
 Yes No (If yes, all owners must sign this application.)
- (c) If this application is not approved expeditiously, will there be substantial damage to property, public health or safety?
 Yes No (If no, all owners must sign this application.)

If the application proposes a surface water change in point of diversion, a groundwater change in point of diversion greater than 300 feet, or a change in place of use, the application must be signed by all owners of the currently authorized place of use, or their duly authorized agent (attach notarized statement authorizing representation).

I hereby verify, being first duly sworn upon my oath or affirmation and under penalty of perjury, that I am of lawful age and the owner, the spouse of the owner, or a duly authorized agent of the owner(s) to make this application on their behalf, in regard to the water right(s) to which this application pertains. I further verify that the statements contained in this application are true, correct and complete.

Dated at _____, Kansas, this _____ day of _____, 20_____.

(Owner)

(Spouse)

(Please Print)

(Please Print)

x Jeni M Jones
(Owner)

(Spouse)

JENI M JONES P.O.A. JAMES D. SUDEN
(Please Print)

(Please Print)

x Jeni M Jones
(Owner)

(Spouse)

JENI M JONES, MEMBER JMS FARMS, LLC
(Please Print)

(Please Print)

State of Kansas }
County of Stafford } SS

I hereby certify that the foregoing application was signed in my presence and sworn to before me this 29th day of November, 2016.

Brenda M. Pruel-Rena
Notary Public

My Commission Expires 2-9-18

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 attached to the application and notarized; and the appropriate fee must be paid.

Notary Public - State of Kansas
My Appt. Expires 2-9-18

FEE SCHEDULE

Each application to change the place of use or the point of diversion under this section shall be accompanied by the application fee set forth in the schedule below: Make checks payable to: **Kansas Department of Agriculture**

- (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

RECEIVED

14. If the proposed groundwater point of diversion is 300 or fewer feet from existing point of diversion, complete the following:

- (a) Does the undersigned represent all owners of the currently authorized place(s) of use identified in this application?
 Yes No (If no, all owners must sign this application.)
- (b) Will the ownership interest of any owner of the currently authorized place(s) of use identified in this application be adversely affected if this application is approved as requested?
 Yes No (If yes, all owners must sign this application.)
- (c) If this application is not approved expeditiously, will there be substantial damage to property, public health or safety?
 Yes No (If no, all owners must sign this application.)

If the application proposes a surface water change in point of diversion, a groundwater change in point of diversion greater than 300 feet, or a change in place of use, the application must be signed by all owners of the currently authorized place of use, or their duly authorized agent (attach notarized statement authorizing representation).

I hereby verify, being first duly sworn upon my oath or affirmation and under penalty of perjury, that I am of lawful age and the owner, the spouse of the owner, or a duly authorized agent of the owner(s) to make this application on their behalf, in regard to the water right(s) to which this application pertains. I further verify that the statements contained in this application are true, correct and complete.

Dated at Albuquerque New Mexico, ~~Kansas~~, this 13th day of December, 2016.

x [Signature]
(Owner)

x [Signature]
(Spouse)

x LARRY SODEN
(Please Print)

x Constance L Soden
(Please Print)

(Owner)

(Spouse)

(Please Print)

(Please Print)

(Owner)

(Spouse)

(Please Print)

(Please Print)

State of ~~Kansas~~ New Mexico
County of Bernalillo



I hereby certify that the foregoing application was signed in my presence and sworn to before me this 13 day of DECEMBER, 2016.

[Signature]
Notary Public

My Commission Expires 03-08-2020

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 SCHEDULE

Each application to change the place of use or the point of diversion under this section shall be accompanied by the application fee set forth in the schedule below: Make checks payable to: **Kansas Department of Agriculture**

- (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

RECEIVED

DWR 1-121 (Revised 06/16/2014)
DEC 27 2016

SUMMARY ORDER APPROVING APPLICATION FOR CHANGE AND IMPOSING CONDITIONS

This Summary Order is issued under authority of K.S.A. 82a-708b, as amended, and K.A.R. 5-14-3 and other applicable provisions of the *Kansas Water Appropriation Law, K.S.A. 82a-701 et. seq.*, and rules and regulations promulgated thereunder, K.A.R. 5-1-1 *et. seq.* With the exception of those conditions expressly contained herein, this Summary Order does not change the terms, conditions and limitations of File No. 20746.

1. A change application was received on 12/27/16 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.
2. 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
3. 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 _____ foot radius of the authorized point(s) of diversion. Applicable Not Applicable
4. The point(s) of diversion authorized herein shall not actually be located more than _____ feet from the previously authorized point(s) of diversion. Applicable Not Applicable
5. As required by K.A.R. 5-3-5d, if the works for diversion is a well with a diversion rate of 100 gallons per minute or more, a tube or other device suitable for making water level measurements shall be installed, operated and maintained in accordance with K.A.R. 5-6-13. Applicable Not Applicable
6. **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. Applicable Not Applicable
7. **Installation of the works for diversion of water shall be completed on or before December 31, 20**_____, or within any authorized extension of time. By March 1, 20_____ the applicant shall notify the Chief Engineer that construction of the works for diversion has been completed, on the form provided by the Chief Engineer, as required by K.A.R. 5-8-4e. Applicable Not Applicable
8. **The completed well log shall be submitted with the required notice.** Applicable Not Applicable
9. All diversion works into which any type of chemical or other foreign substance will be injected into the water shall be equipped with an in-line, automatic, quick-closing check valve capable of preventing pollution of the source of the water supply. The check valve(s) shall be installed, operated and maintained in accordance with K.A.R. 5-3-5c. Applicable Not Applicable
10. Additional Conditions are attached. Yes No 1/18/17 CPC
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.

Administrative Appeal and Effective Date of Order

You have the right to a hearing in accordance with K.A.R. 5-14-3 before this Summary Order becomes final action of the Kansas Department of Agriculture. Any request for a hearing must be filed with the **Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, 1320 Research Park Drive, Topeka, Kansas 66502**, within 15 days after the date shown on the Certificate of Service attached hereto. If a hearing is not requested in accordance with K.A.R. 5-14-3, this Summary Order will become effective on the 15th day after the date shown on the Certificate of Service.

For Use by Register of Deeds

FOR OFFICE USE ONLY

APPLICATION APPROVED AND SUMMARY ORDER ISSUED

By: Cameron R. Conant
 Duly Authorized Designee of the Chief Engineer
 (Print Name): Cameron R. Conant
 Division of Water Resources - Kansas Department of Agriculture

Date of Issuance: 1/18/17

State of Kansas)
) SS
 County of Stafford)

Acknowledged before me on 01/18/17
 by Cameron Conant

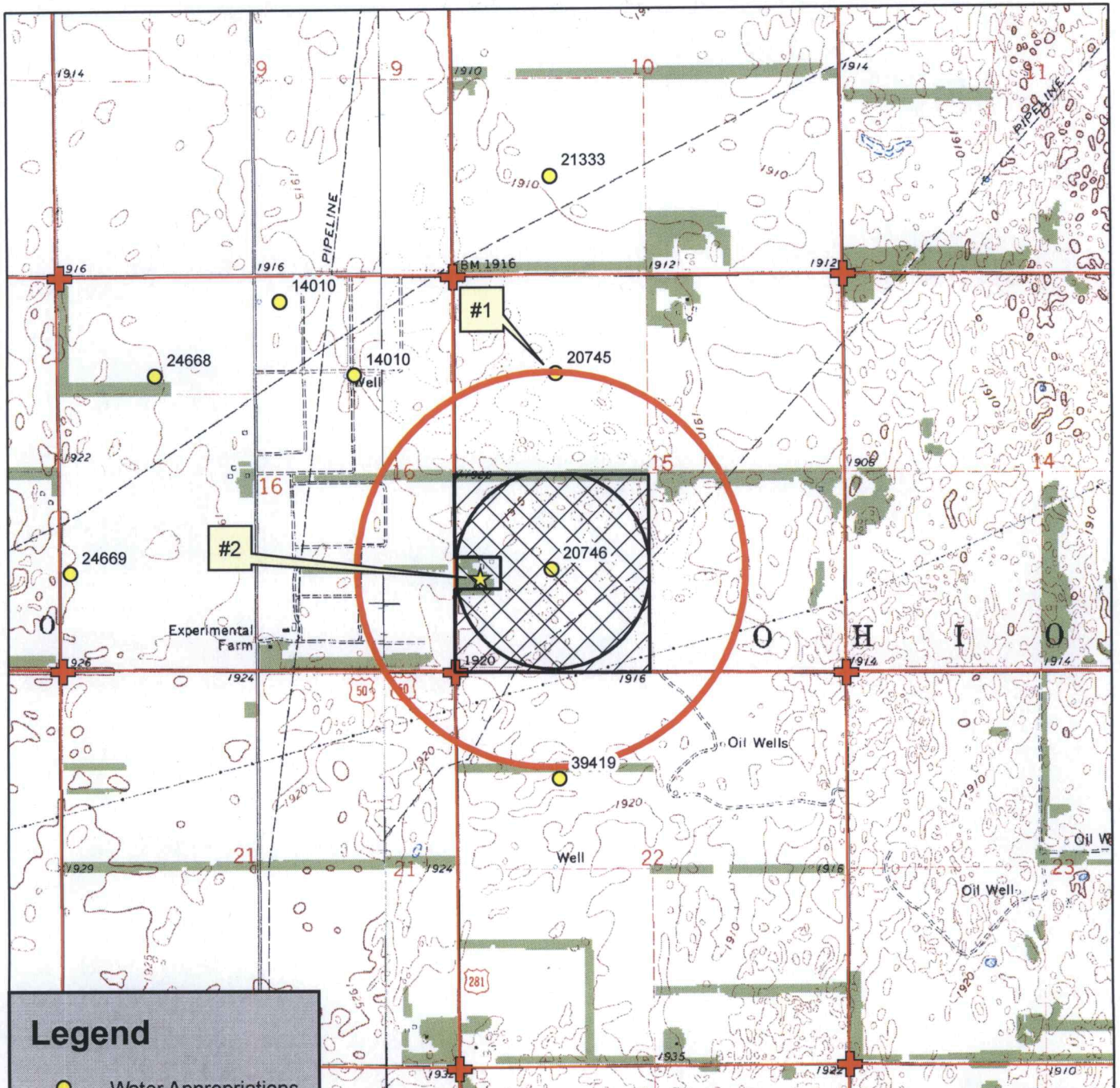
Signature: Jessica Engelbrecht
 Notary Public

JESSICA ENGELBRECHT
 My Appointment Expires
 August 11, 2017

My commission expires _____
 (Notary Seal)

RECEIVED

DWR 1-121 (Revised 06/16/2014)
 DEC 27 2016

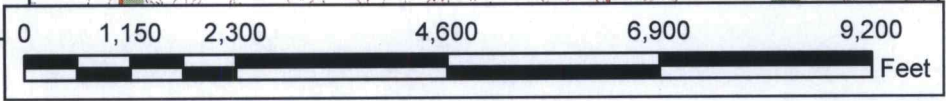


Legend

- Water Appropriations
- 1/2 Mile Buffer
- + Section Corner
- Section Line
- ★ Domestic Well

Place of Use

- Authorized
- Proposed



Water Right, File No. 20746

Change in Place of Use Application Map
15-24S-13W // Stafford County

To the best of my knowledge, all water wells including domestic wells within 1/2 mile of the proposed point of diversion have been shown.

RECEIVED

DEC 2 2016



Signature

10/11/16 TJS-SFFO 1:24,000 scale

Adjacent Water-Right Owners

Change in Place of Use Application

File No. 20746

10/11/16

#1) Water Right File No. 20745 (Applicant)

JMS Farms LLC

112 N Gray St

Saint John, KS 67576

#2) Domestic Well (Applicant)

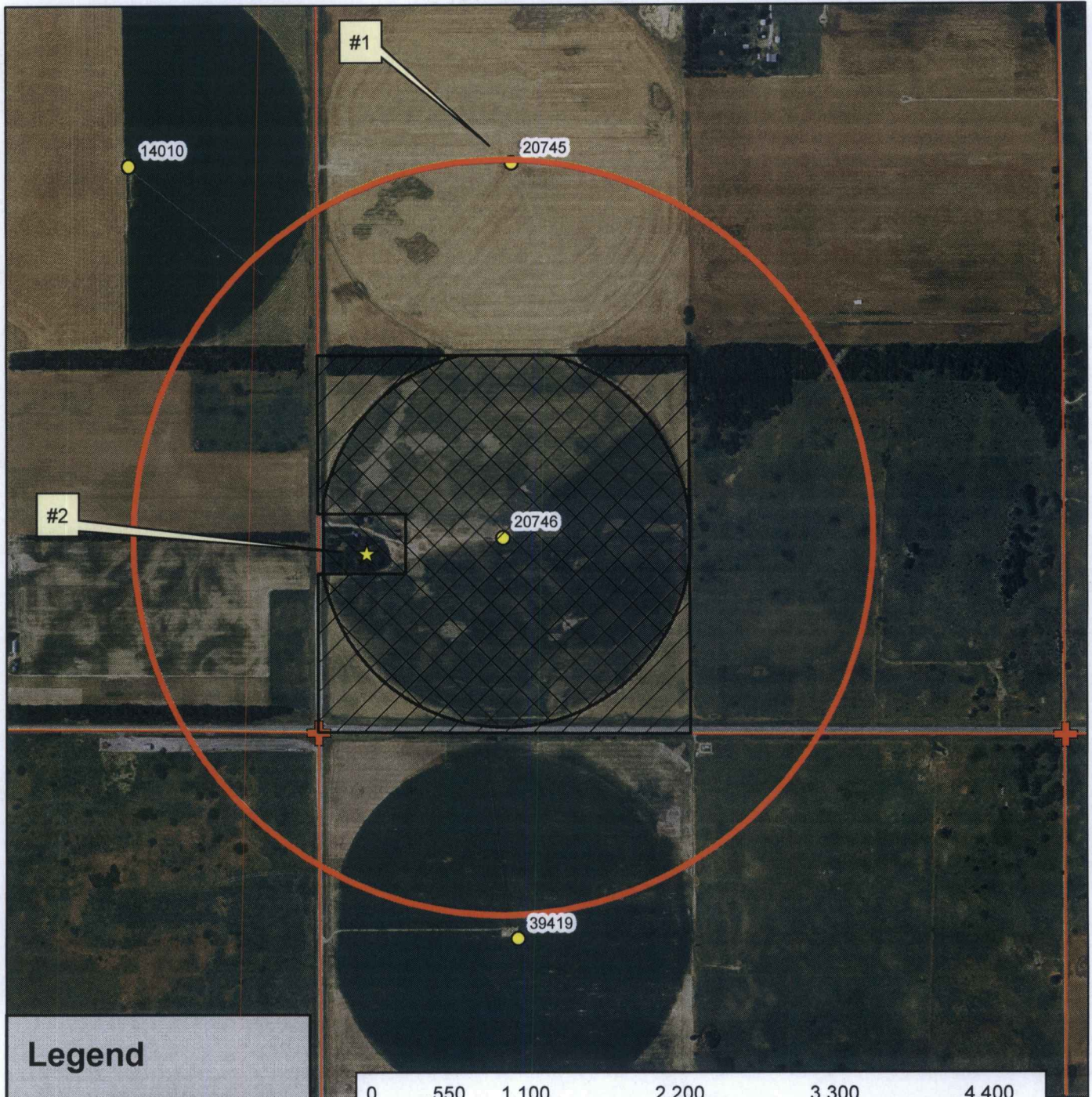
JMS Farms LLC

112 N Gray St

Saint John, KS 67576

RECEIVED

DEC 27 2016

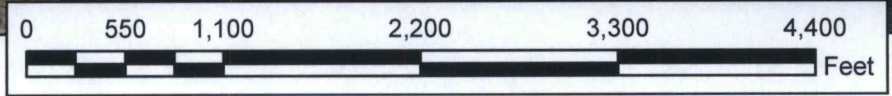


Legend

- Water Appropriations
- + Section Corner
- Section Line
- ★ Domestic Well

Place of Use

- Authorized
- Proposed



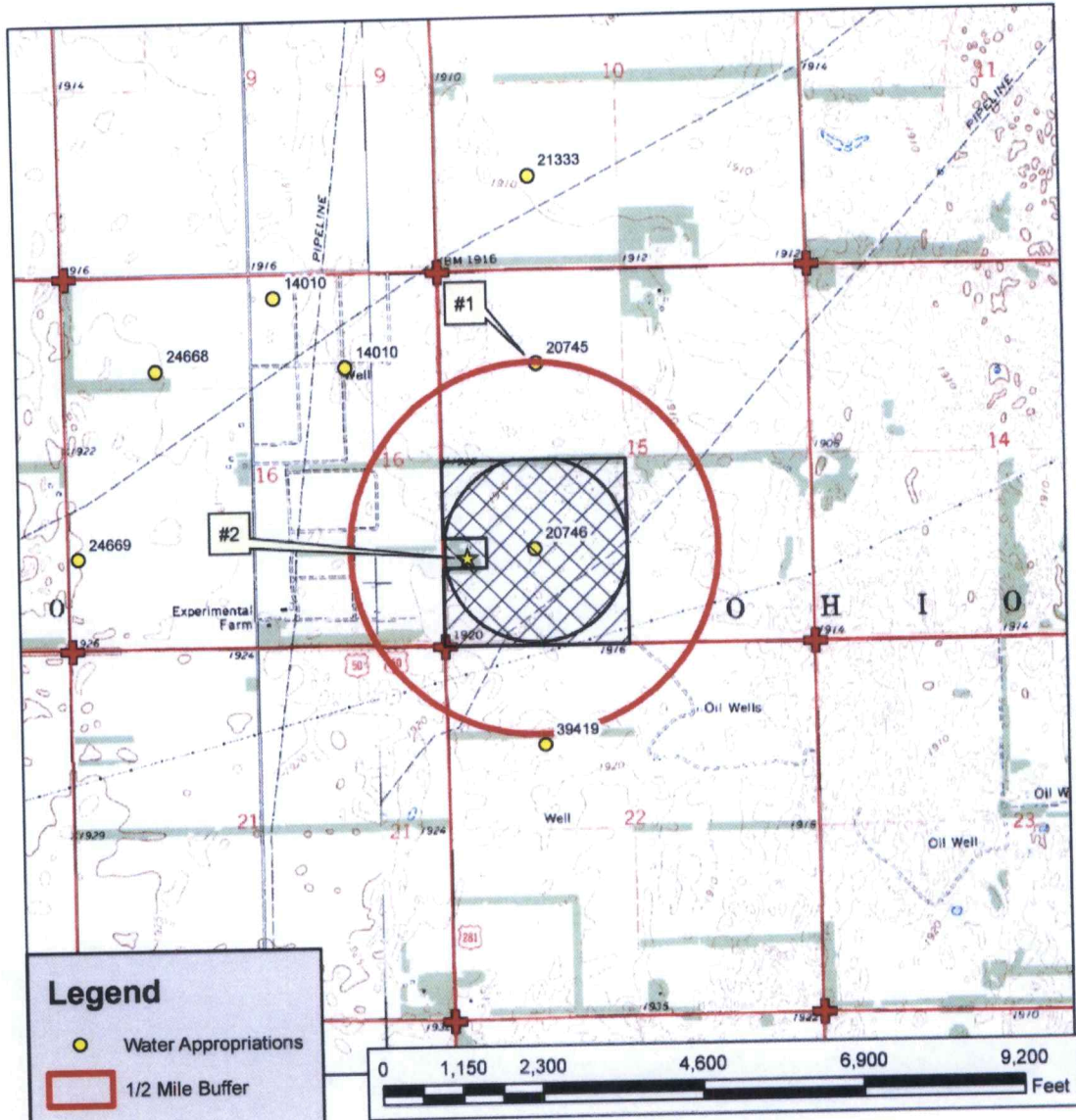
Water Right, File No. 20746

Change in Place of Use Application Map
15-24S-13W // Stafford County



RECEIVED

DEC 27 2016

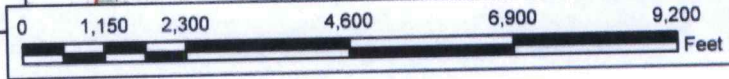


Legend

- Water Appropriations
- 1/2 Mile Buffer
- + Section Corner
- Section Line
- ★ Domestic Well

Place of Use

- Authorized
- Proposed



Water Right, File No. 20746

Change in Place of Use Application Map
15-24S-13W // Stafford County

To the best of my knowledge, all water wells including domestic, within 1/2 mile of the proposed point of diversion have been shown.



Signature *John M. Jensen* *MAN SOREN FARMS*
10/11/16 TJS-SFFO 1:24,000 scale

RECEIVED

JAN 12 2017

Stafford Field Office
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

January 19, 2017

JMS Farms LLC
112 N Gray ST
St. John KS 67576

Re: Water Right, File No(s). 20746

Dear Water Right Owner:

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

Your attention is directed to the enclosures and to the terms, conditions and limitations specified in this approval for change. An acceptable water flow meter must be installed on your well before any water is applied as authorized under this change approval. A copy of the approved list of Certified Water Flowmeters as well as the regulations regarding the installation of flowmeters, measurement tubes and check valves can be found at <http://agriculture.ks.gov/divisions-programs/dwr/water-appropriation/water-flowmeters>. If you do not have access to the internet, please contact this office and we will send you a paper copy of the referenced information.

Since this order modifies the original document referred to above, it should be recorded with the Register of Deeds as other instruments affecting real estate.

Should you have any questions, please feel free to contact this office. If you wish to refer to a specific file, please reference it when you contact us.

Sincerely,

A handwritten signature in black ink, appearing to read "Jeff Lanterman".

Jeff Lanterman
Water Commissioner

Enclosures

pc: Water Rights Section
Ground Water Management District 5
James Soden
Jerry M Soden

CERTIFICATE OF SERVICE

On this **19 January 2017**, I hereby certify that the attached Change in Place of Use, File No. 20746 dated January 18, 2017 was mailed to the following:

JMS Farms LLC
112 N Gray ST
St. John KS 67576

pc: Water Rights Section
GMD #5
James Soden
Jerry M Soden



Staff



KANSAS DEPARTMENT OF AGRICULTURE

Division of Water Resources

Stafford Field Office

MEMORANDUM

TO: File

DATE: 1/12/2017

FROM: Tyler Saryerwinnie

RE: File No. 20,746

This is a memorandum regarding surrounding well owner notification on irrigation field office PU changes and pertains to decisions made during the Water Commissioner meeting which took place on 11/16/2016.

This is applicable to field office changes to increase the place of use by 10 acres or 10% (whichever is less) or a change in place of use to create a complete overlap in which no new acres are being irrigated.

During that meeting it was determined that no surrounding well owner notification will be sent under this type of Place of Use change. All well rates and quantities will remain unchanged and the referenced change will not cause impairment or impact surrounding well owners.

The change in place of use filed on 12/27/2016 for the above referenced file meets this criteria and surrounding well owners will not be notified.

Saryerwinnie, Tyler

From: Saryerwinnie, Tyler
Sent: Thursday, January 12, 2017 9:21 AM
To: Orrin Feril (oferil@gmd5.org)
Cc: Conant, Cameron
Subject: GMD Recommendation Request - File Nos. 20746
Attachments: 20746.Cover Letter+base acre rev.pdf; 20746.Change App.pdf

Orrin,

I have attached a cover letter and a copy of one (1) place of use change application for GMD recommendation. I have also included the base acre review. Please provide the GMD recommendation by no later than February 2, 2017.

On a side note, File Nos. 28124/33519 and 6784/13013 were sent via email to you for GMD Recommendation on 12/21/16 with a recommendation deadline of today (January 12, 2017). I am just checking on the status of these recommendations. ~ I did not realize your office was closed a week for the holidays. Please let me know if more time is necessary.

Thank you,

Tyler

Tyler Saryerwinnie, Environmental Scientist
Kansas Department of Agriculture
Division of Water Resources
Stafford Field Office
Phone: (620)234-5311



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

January 12, 2016

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

RE: Place of Use Change Application, File No. 20,746

Dear Mr. Feril,

We are enclosing a copy of the application, as referenced above, for your review and recommendation. At this time the application appears to be in proper form.

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 application. 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,

A handwritten signature in blue ink, appearing to read "Tyler Saryerwinnie".

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

Enclosure

Saryerwinnie, Tyler

From: JM JONES <jmjhunter@yahoo.com>
Sent: Thursday, January 12, 2017 10:19 AM
To: Saryerwinnie, Tyler
Subject: Re: Change in Place of Use Application - File No. 20746
Attachments: Water Diversion Map.pdf

Sorry about the delay.

On Thursday, January 12, 2017 9:41 AM, "Saryerwinnie, Tyler" <Tyler.Saryerwinnie@ks.gov> wrote:

Jeni,

On December 27, 2016 an application for approval to change the place of use under Water Right, File No. 20746 was received in our office. The application was filed with a map designating the authorized and proposed places of use, along with all water wells within one half mile of the authorized point of diversion. In order to properly process and approve the application, all wells within the one half mile circle must be depicted and the map must be signed.

For your convenience, I have attached another pdf copy of this map. Please sign and return this map to the Stafford Field Office. Please do within thirty (30) days from the date of this email.

If you are needing any other assistance, or have any questions, please let me know.

Thank you,
Tyler

Tyler Saryerwinnie, Environmental Scientist
Kansas Department of Agriculture
Division of Water Resources
Stafford Field Office
Phone: (620)234-5311

Saryerwinnie, Tyler

From: Orrin Feril <oferil@gmd5.org>
Sent: Wednesday, January 18, 2017 10:00 AM
To: Saryerwinnie, Tyler
Subject: Application for Change, Water Right, File No. 20746
Attachments: 20746 2017-01-18 Rec.pdf

Tyler,
I'm attaching the recommendation requested by your office in a letter dated January 12, 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

Darrell Wood - Edwards (Pres.)
Fred Grunder - Pratt (V Pres.)
John Janssen - Kiowa (Treas.)
Curtis Tobias - 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

January 18, 2017

Tyler Saryerwinnie
Division of Water Resources
Kansas Department of Agriculture
300 S. Main Street
Stafford, Kansas 67578-1342

RE: Water Right File No. 20746
Change in the Place of Use

Dear Mr. Saryerwinnie,

Big Bend Groundwater Management District #5 has reviewed the above referenced application to change the place of use. It is the understanding of the District that this change is intended to provide more efficient irrigation of the authorized acres while not increasing the net irrigated acres. Therefore, the application appears to be consistent with 5-25-20(b) and is 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
JAN 18 2017
Orrin Feril, Manager
Division of Water Resources

Saryerwinnie, Tyler

From: Saryerwinnie, Tyler
Sent: Tuesday, November 22, 2016 9:05 AM
To: 'JM JONES'
Subject: RE: Water Right, File No. 20746 - Place of Use Change App.
Attachments: 20746.change app packet 2.pdf

Jeni,

After review of ownership documents regarding File No. 20746, it has been determined that the following owners or authorized representatives must sign the change application:

JMS Farms LLC
112 N Gray St
St. John KS 67576

James Soden
c/o Jeni Jones POA
112 N Gray St
St. John KS 67576

Jerry Soden (Spouse if applicable)
52 Perdiz Canyon Rd
Placitas NM 87043

If this information is not correct, or if additional information is needed, please let me know.

In order to reflect the ownership information provided above, a new change application has been attached to this email. The only changes made to this application were the addition of the owners referenced above. Please review the application carefully and make any corrections as needed. All owner/spouse signatures must be notarized. Also, the map provided must be reviewed and signed.

-Feel free to make additional copies of the signature page as needed.

Let me know if you are needing any further assistance,

Tyler

Tyler Saryerwinnie, Environmental Scientist
Kansas Department of Agriculture
Division of Water Resources
Stafford Field Office
Phone: (620)234-5311

From: JM JONES [<mailto:jmjhunter@yahoo.com>]
Sent: Monday, November 21, 2016 10:38 AM

To: Saryerwinnie, Tyler

Subject: Re: Water Right, File No. 20746 - Place of Use Change App.

I am just getting back to this. Sorry it has taken so long. Do you need signatures from Jerry, myself as POA for Jim, and JMS Farms, LLC or just me as the manager of the farm?

Jeni

On Wednesday, October 12, 2016 8:38 AM, "Saryerwinnie, Tyler" <Tyler.Saryerwinnie@ks.gov> wrote:

Jeni,

I have attached a place of use change application for File No. 20746. The accompanying map has all water rights and domestic wells depicted within one-half mile of the authorized well location. Please add any wells that may be missing, and sign the map. I have also attached an aerial map so you can confirm the proposed place of use is consistent with your intent.

If you have any questions or are needing any additional information, please let me know.

Thank you,
Tyler

Tyler Saryerwinnie, Environmental Scientist
Kansas Department of Agriculture
Division of Water Resources
Stafford Field Office
(620) 234-5311 (Ph)