

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

1. File Number: 38108	2. Status Change Date:	3. Change Num: 1	4. Field Office: 02	5. GMD: 02
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6. Status: <input checked="" type="checkbox"/> Approved <input type="checkbox"/> Denied by DWR/GMD <input type="checkbox"/> Dismiss by Request/Failure to Return	7. Filing Date of Change: 1/19/18
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8a. Applicant(s) New to system <input type="checkbox"/>	Person ID _____ Add Seq# _____	8c. Landowner(s) New to system <input type="checkbox"/>	Person ID _____ Add Seq# _____
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8b. Landowner(s) New to system <input type="checkbox"/>	Person ID 6349 Add Seq# 1	8d. WUC New to system <input type="checkbox"/>	Person ID 6349 Add Seq# 1
NAME CHANGE		NAME CHANGE	
REED WAYNE & ALICE ELAINE GRABER LIVING TRUST 410 S BUHLER RD APT 36 BUHLER KS 67522-8150		REED WAYNE & ALICE ELAINE GRABER LIVING TRUST 410 S BUHLER RD APT 36 BUHLER KS 67522-8150	

9. Documents and Enclosure(s): DWR Meter(s) Date to Comply: **12/31/2018** 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: **3/22/18** Date to Comply: _____

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

Date Prepared: **3/16/18** By: **TJS**
 Date Entered: _____ By: _____

File No. **38108** 11. County: **RENO** Basin: **S F NINNESCAH** Stream: --- Formation Code: -- Special Use: ---

12. Points of Diversion											Rate and Quantity					
CHK	MOD	DEL	PDIV	Qualifier	S	T	R	ID	'N	'W	Comment (AKA Line)	Rate gpm/cfs	Quantity af/mgy	Rate gpm/cfs	Quantity af/mgy	Overlap PD Files

CHK	36322									2					17480
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13. Storage: Rate _____ NF Quantity _____ ac/ft Additional Rate _____ NF Additional Quantity _____ ac/ft

14. Limitation: _____ af/yr at _____ gpm (_____ cfs) when combined with file number(s) _____
 Limitation: _____ af/yr at _____ gpm (_____ cfs) when combined with file number(s) _____

15. 5YR Allocation: Allocation Type _____ Start Year _____ 5 YR Amount _____ Amount Unit _____ Base Acres _____ Comment _____

16. Place of Use										NE¼								NW¼				SW¼				SE¼				Total	Owner	Chg?	Overlap Files
CHK	MOD	DEL	ENT	PUSE	S	T	R	ID		NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼								
ENT	17322	19	26	6W				2																									
DEL	23456																																

Base Acres: **23** Year: **1985** Minimum Reasonable Quantity: **1.12 AF/acre**
 Comments:

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.

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.

File No. 38108

RECEIVED
11:26am
JAN 19 2018

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: Reed Graber

410 S. Buhler Road, Apt. #36, Buhler, KS 67522

Phone Number: (620) 459-6543

Email address: _____

Name and address of Water Use Correspondent: Reed W. & Alice E. Graber

410 S. Buhler Road, Apt. #36, Buhler, KS 67522

Phone Number: (620) 459-6543

Email address: _____

3. The presently authorized place of use is:

Owner of Land --- NAME: Reed Wayne & Alice Elaine Graber Living Trust

ADDRESS: 410 S. Buhler Road, Apt. #36, Buhler, KS 67522

(If there is more than one landowner, attach supplemental sheets as necessary.)

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		
19	26S	6W																	38	38

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: Reed Wayne & Alice Elaine Graber Living Trust

ADDRESS: 410 S. Buhler Road, Apt. #36, Buhler, KS 67522

(If there is more than one landowner, attach supplemental sheets as necessary.)

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			
19	26S	6W																	24	37.6	61.6

For Office Use Only: Code _____ **Fee \$** 200 **TR #** _____ **Receipt Date** _____ **Check #** 2435

5. **Presently authorized point of diversion:**
 One in the SE Quarter of the SW Quarter of the SE Quarter of Section 19, Township 26 South, Range 6W (E/W), in Reno County, Kansas, 300 feet North 1480 feet West of Southeast corner of section.
 Authorized Rate 700 GPM (LTD) Authorized Quantity 54 AF Depth of well _____ (feet)
 (DWR use only: Computer ID No. 2 GPS 266 feet North 1394 feet West)
 This point will not be changed This point will be changed as follows: No change, point better described with GPS as follows:
Proposed point of diversion: (Complete only if change is requested or if existing point is better described by GPS)
 One in the SE Quarter of the SW Quarter of the SE Quarter of Section 19, Township 26 South, Range 6W (E/W), in Reno County, Kansas, 266 feet North 1394 feet West of Southeast corner of section.
 Proposed Rate 700 GPM (LTD) Proposed Quantity 54 AF Proposed well depth (feet) _____
 This point is: Additional Well Geo Center List other water rights that will use this point 17480

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: No change, point better described with GPS as follows:
Proposed point of diversion: (Complete only if change is requested or if existing point is better described by GPS)
 One in the _____ Quarter of the _____ Quarter of the _____ Quarter of Section _____, Township _____ South, Range _____ (E/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. The changes herein are desired for the following reasons?
 (please be specific) Combining Nos. 17480 & 38108
places of use and adding one unauthorized acre
that currently installed center pivot is irrigating

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

9. The change(s) (was)(will be) completed by?
ASAP

10. If the point of diversion is a well:
 (a) What are you going to do with the old well?
NA

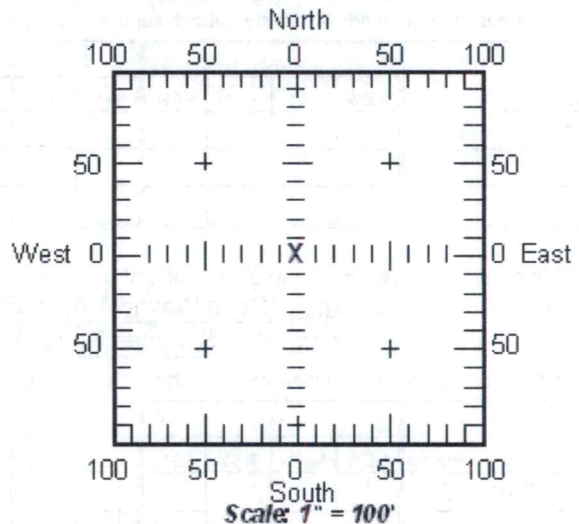
(b) When will this be done? NA

11. Groundwater Management District recommendation attached? Yes No 3/9/2018*

12. Assisted by T. Boese

*GS-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 1320 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.

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 regards 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 Halstead, Kansas, this 17th day of January, 2018.

Reed W Graber Trustee
(Owner)

(Spouse)

Reed W. Graber, Trustee
(Please Print)

(Please Print)

(Owner)

(Spouse)

(Please Print)

(Please Print)

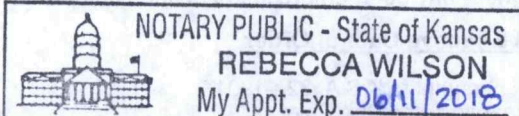
(Owner)

(Spouse)

(Please Print)

(Please Print)

State of Kansas }
County of HARVEY } SS



I hereby certify that the foregoing application was signed in my presence and sworn to before me this 17th day of JANUARY, 2018.

Rebecca Wilson
Notary Public

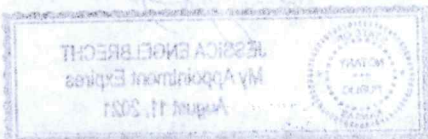
My Commission Expires 06/11/2018

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

JAN 19 2018

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. 38108.

1. A change application was received on 1/19/2018 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, 2018**, 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
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.

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Administrative Appeal and Effective Date of Order

If you are aggrieved by this order, pursuant to K.S.A. 82a-1901, 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. File any request with **Kansas Department of Agriculture, Legal Division, 1320 Research Park Drive, Manhattan, KS 66502**. Failure to timely request a hearing or review may preclude review under the Kansas Judicial Review Act.

For Use by Register of Deeds

FOR OFFICE USE ONLY
APPLICATION APPROVED AND SUMMARY ORDER ISSUED

MAR 19 2018

By: Cameron R. Conant Stafford Field Office
Division of Water Resources
Duly Authorized Designee of the Chief Engineer

(Print Name): Cameron R. Conant
Division of Water Resources - Kansas Department of Agriculture

Date of Issuance: 3/22/18

State of Kansas _____)

County of Stafford) SS

Acknowledged before me on 3/22/2018

by Cameron Conant

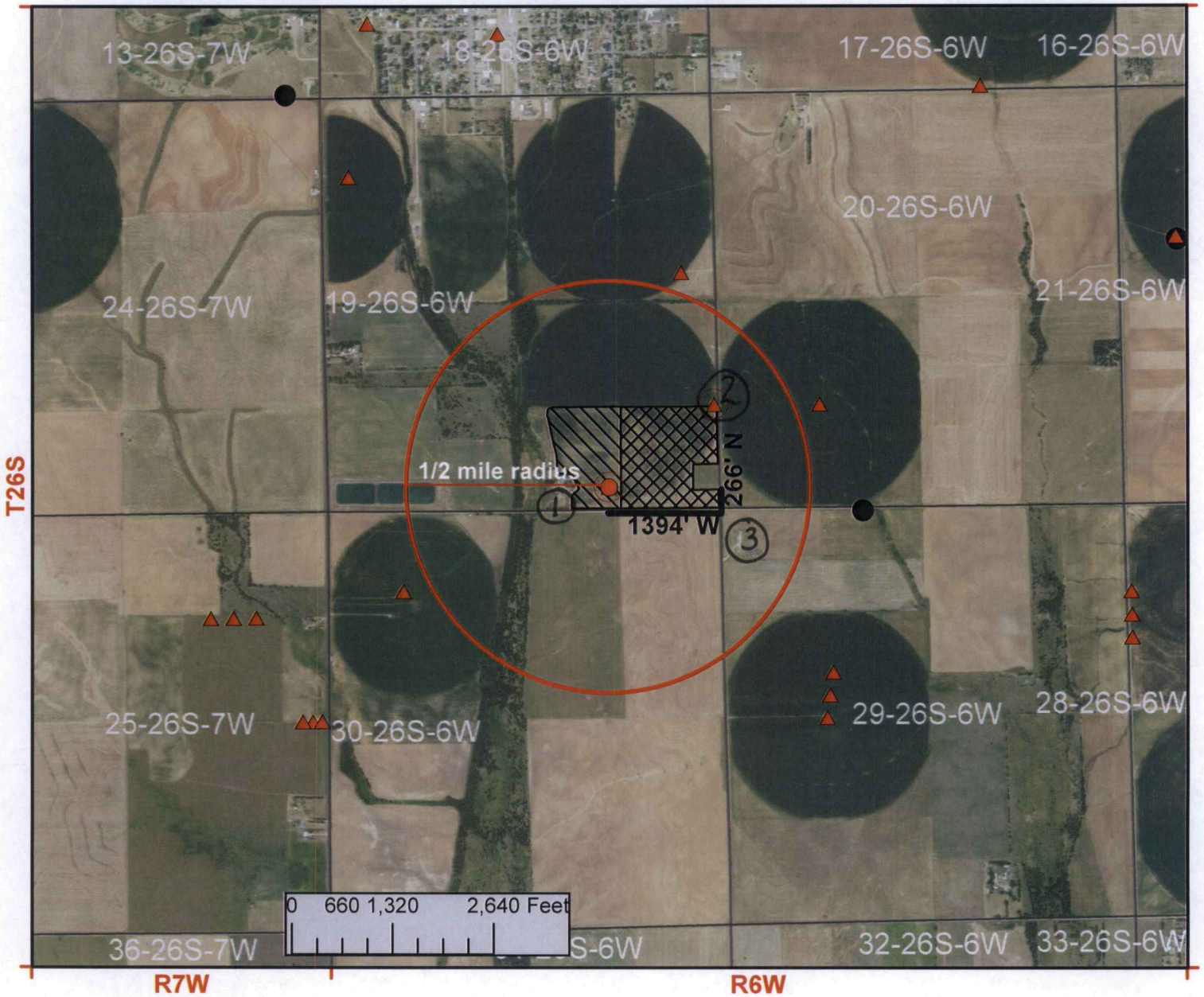
Signature: Jessica Engelbrecht
Notary Public



My commission expires _____

(Notary Seal) File No. 38108

Change Application Map No 38108



I declare that all water wells or diversion sites using the same source of supply and within 1/2 mile of the proposed point of diversion have been plotted on the application map.

Paul W. Fisher Justice
Signature

1-17-2018
Date



- New Application
- Application No. To Change:
 - Point of Diversion
 - Place of Use
 - Use Made of Water

- Proposed Point of Diversion
- Existing Points of Diversion
- Proposed Place of Use
- Authorized Place of Use

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See attached for well owners within 1/2 mile

JAN 19 2018

Stafford Field Office
Division of Water Resources

Completed By GMD2 Staff
S. Flaherty - 1/4/2018

Wells Within ½ Mile - Nos. 17480 & 38108 Change Applications

1. Domestic Well
Wyatt W. Witt & Madison Peterson
5510 W. Boundary Road
Pretty Prairie, KS 67570

2. Irrigation Well – Water Right No. 42717
L. J. & Doris M. Krehbiel Fam. Rev. Trust
4200 N. Miller Road, #323
Scottsdale, AZ 85251

3. Domestic Well
Steven G. Soft
5007 W. Boundary Road
Pretty Prairie, KS 67570

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JAN 19 2018

Stafford Field Office
Division of Water Resources

INPUTS	
Target Section Definition	
Section	19
Township	26
Range	6
Range Direction	w
Target Point Coordinates (NAD27 or NAD83)	
Target Longitude	-98.014100
Target Latitude	37.763320

NAD27

Load Data and Compute

Instructions

1. Enter values for section, township, range and range direction.
2. Enter **NAD27** or **NAD83** longitude and latitude of target point.
3. Click "Load Data and Compute" button.
4. Use feet distances corresponding to datum of target point.

Longitude changed

Latitude changed

Water Right Nos. 17480 & 38108 well

UTM - NAD27

586840
4179808

11/27/2017

Loaded Section Data From LEOBASE using NAD83		
Corner	Corner Latitudes	Corner Longitudes
SW	37.76261789	-98.02737437
NW	37.77715865	-98.02752625
NE	37.77725051	-98.00984043
SE	37.76260263	-98.00961161
Degrees Longitude per Foot		3.45937666E-06
Degrees Latitude per Foot		2.74620159E-06
Target Point Distances from Corners using NAD83		
Corner	Feet North(+)/South(-)	Feet East(-)/West(+)
SW	256	-3837
NW	-5039	-3881
NE	-5073	1231
SE	261	1297

Loaded Section Data From LEOBASE using NAD27		
Corner	Corner Latitudes	Corner Longitudes
SW	37.76260400	-98.02703900
NW	37.77714500	-98.02719100
NE	37.77723700	-98.00950600
SE	37.76258900	-98.00927700
Degrees Longitude per Foot		3.45937602E-06
Degrees Latitude per Foot		2.74598553E-06
Target Point Distances from Corners using NAD27		
Corner	Feet North(+)/South(-)	Feet East(-)/West(+)
SW	261	-3740
NW	-5035	-3784
NE	-5068	1328
SE	266	1394

Difference (NAD83 Minus NAD27)		
Corner	Corner Latitudes	Corner Longitudes
SW	0.00001389	-0.00033537
NW	0.00001365	-0.00033525
NE	0.00001351	-0.00033443
SE	0.00001363	-0.00033461
Difference (NAD83 Minus NAD27)		
Corner	Feet North(+)/South(-)	Feet East(-)/West(+)
SW	-5.07840986	-96.94452252
NW	-4.57439243	-96.90982610
NE	-4.52077697	-96.67373025
SE	-4.98416341	-96.72577493

RECEIVED

JAN 19 2018

STATE OF KANSAS

DEPARTMENT OF AGRICULTURE
DIVISION OF WATER RESOURCES
STAFFORD FIELD OFFICE
300 S. MAIN STREET
STAFFORD, KS 67578-1521



PHONE: (620) 234-5311
FAX: (620) 234-6900
www.agriculture.ks.gov

GOVERNOR JEFF COLYER, M.D.
JACKIE MCCLASKEY, SECRETARY OF AGRICULTURE

March 22, 2018

Reed Graber
410 S Buhler Rd Apt 36
Buhler KS 67522-8150

Re: Water Right, File No(s). 38108

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.

This order requires that a notice and completion of works form be submitted once the diversion works are completed, including a properly installed flowmeter. This form is available at the referenced website.

Any abandoned well must be plugged in accordance with the requirements of Article 30 of the Rules and Regulations as adopted by the Kansas Department of Health and Environment.

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,

Jeff Lanterman
Water Commissioner

Enclosures

pc: Water Rights Section
Groundwater Management District No. 2

CERTIFICATE OF SERVICE

On this **22nd** day of **March, 2018**, I hereby certify that the attached Change in Point of Diversion for Water Right, File No. **38108**, dated **March 22, 2018** was mailed via Certified U.S. mail to the following:

Reed Graber
410 S Buhler Rd Apt 36
Buhler KS 67522-8150

A copy of the letter was sent to the following:

GMD 2



Staff



KANSAS DEPARTMENT OF AGRICULTURE

Division of Water Resources

Stafford Field Office

MEMORANDUM

TO: File

DATE: 1/26/2018

FROM: Tyler Saryerwinnie

RE: File Nos. 17480 & 38108

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 with directive from Lane Letourneau, Program Manager.

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 applications filed on 1/19/2018 for the above referenced files meet this criteria and surrounding well owners will not be notified.

Saryerwinnie, Tyler [KDA]

From: Tim Boese <tboese@gmd2.org>
Sent: Wednesday, January 17, 2018 1:40 PM
To: Saryerwinnie, Tyler [KDA]
Cc: Lanterman, Jeff [KDA]
Subject: Nos. 17480 & 38108

Follow Up Flag: Follow up
Flag Status: Flagged

Tyler – Just a heads up that I assisted Reed Graber today with change in place of use applications for Water Rights Nos. 17480 & 38108. The change applications will combine the places of use and add in one acre that is currently not authorized by either water right, but is being irrigated by a somewhat recently installed center pivot. Additionally, No. 38108 currently authorizes 38 acres in the SE-SE of 19-26S-6W. This is the entire 40 acre tract, except for ~2 acre cemetery. Upon review of Reno County records and a recently completed survey for the Graber property, the cemetery is actually 2.4 acres. I believe it has always been 2.4 acres, so on the change applications I corrected to show 37.6 acres owned by the Graber Trust in SE-SE. This appears to match the original application map for No. 38108 and I believe the No. 38108 Certificate had too many acres in the SE-SE. Just a minor fix, but thought you may wonder why the acres in the SE-SE slightly decreased.

Also, just an FYI, the Reno County website may still show a different owner for the irrigation place of use. It is a long story, but the irrigation land was erroneously sold with the nearby farmstead sold by the Graber Trust. The purchaser of the farmstead has deeded the irrigated land back to the Graber Trust and I included a copy of the deed with the change applications.

Please contact me if you have any questions or need additional information when you receive the change applications. I also have a copy of the recent survey showing the proposed place of use, the farmstead, and the cemetery, if you need it.

Thanks.

Tim Boese, Manager
Equus Beds GMD2
313 Spruce, Halstead, Kansas 67056
316-835-2224
Fax: 316-835-2225
tboese@gmd2.org
www.gmd2.org

Reno County Property Data

General Information

1/26/2018 12:35:06 PM

Subject Property

[Print](#)

Parcel ID : 078314190000006000
Owner Name : WITT, WYATT W & PETERSON, MADISON
Location : 5510 W BOUNDARY RD, Pretty Prairie, KS 67570.

[Click here to locate on Map](#)
[Click here for the photo](#)
[Click here for the PRC](#)

Legal Desc : ALBION TOWNSHIP, S19, T26, R06W, ACRES 75.5, S/2 SE/4 EXC A TR BEG 247.5FT N OF THE SE COR TH N 330FT TH W 346.5FT TH S 330FT TH E 346. 5FT TO POB EXC RD R/W AND E 21.5FT OF ABANDON RR R/W.

The legal description displayed above is not adequate for use in legal documents
Owner Information

Owner :
WITT, WYATT W & PETERSON, MADISON

Mailing Address :
5510 W BOUNDARY RD PRETTY PRAIRIE, KS 67570

Property Details

Property Type :	Property Status :	Taxing Unit :	Neighborhood Code :	Tract / Tax ID :
Farm Homesite	Active	312	802	See Tax History

Market Land Details

Actual Width :	Eff Width :	Eff Depth :	Acres :	Square Feet :
			.29	

No Property Outbuildings or Improvements found.

No Permit Details found.

Value Details

	Year : 2017
Current Final Value (Agricultural) :	Land : \$30,340
	Building : \$9,250
	Total : \$39,590

	Year : 2017
Current Final Value (Farm Homesite) :	Land : \$2,360
	Building : \$86,340
	Total : \$88,700

Deed Book/Page Historical

Book / Page List and Misc Legal Description Info :
Book/Page 370/ 212 473/ 605 375/ 403 577/ 198

Deed Book/Page Current Listing

Date :	Book :	Page :	Case :
6/29/2017	658	70	
12/14/2017	660	489(SPLIT)	

No Sale Details found. (Please log in to view this data.)

Saryerwinnie, Tyler [KDA]

From: Saryerwinnie, Tyler [KDA]
Sent: Tuesday, January 30, 2018 4:16 PM
To: 'Rebecca Wilson'
Cc: Conant, Cameron [KDA]
Subject: Recommendation Request - File Nos. 17480 & 38108
Attachments: 17480.38108.Cover Letter.pdf; 17480.Change App.pdf; 38108.Change App.pdf

Rebecca,

I have attached a cover letter and a copies of two (2) place of use applications for GMD review and recommendation. Please provide the GMD recommendation by no later than February 19, 2018.

Please let me know if you have any questions or concerns.

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 30, 2018

Tim Boese
Equus Beds – GMD No. 2
313 Spruce Street
Halstead, KS 67056

RE: Place of Use Change Applications, File No(s). 17480 & 38108

Dear Mr. Boese,

We are enclosing copies of the applications, as referenced above, for your review and recommendations. At this time the applications appear to be in proper form.

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

Sincerely,

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

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

Enclosures: Two (2) Change Applications

Saryerwinnie, Tyler [KDA]

From: Saryerwinnie, Tyler [KDA]
Sent: Tuesday, February 27, 2018 2:05 PM
To: 'Rebecca Wilson'
Cc: Conant, Cameron [KDA]
Subject: RE: Recommendation Request - File Nos. 17480 & 38108

Rebecca,

Per your request for an extension of time for the Groundwater Management District review and recommendation, the new deadline to submit a recommendation on the proposed change application is March 29, 2018, or 30 days from the date of this email.

If you need any other information, please let me know.

Thank you,

Tyler Saryerwinnie

From: Rebecca Wilson [<mailto:rwilson@gmd2.org>]
Sent: Monday, February 26, 2018 9:31 AM
To: Saryerwinnie, Tyler [KDA]
Subject: RE: Recommendation Request - File Nos. 17480 & 38108

Good morning, Tyler!

Sorry for my delayed response. We would like to request an extension to complete the reviews of these files. Please advise.

Thanks!

Rebecca Wilson

Rebecca Wilson
Administrative Assistant
Equus Beds GMD2
313 Spruce Street
Halstead, KS 67056
316-835-2224
316-835-2225 Fax
rwilson@gmd2.org
www.gmd2.org

From: Saryerwinnie, Tyler [KDA] [<mailto:Tyler.Saryerwinnie@ks.gov>]
Sent: Tuesday, February 20, 2018 2:00 PM
To: Rebecca Wilson

Cc: Conant, Cameron [KDA]
Subject: RE: Recommendation Request - File Nos. 17480 & 38108

Rebecca,

I am wanting to check on the status of this recommendation request. Please let me know if you need anything regarding these applications.

Thank you,

Tyler Saryerwinnie

From: Rebecca Wilson [<mailto:rwilson@gmd2.org>]
Sent: Wednesday, January 31, 2018 8:46 AM
To: Saryerwinnie, Tyler [KDA]
Cc: Conant, Cameron [KDA]
Subject: RE: Recommendation Request - File Nos. 17480 & 38108

Thanks, Tyler!

Rebecca Wilson

Rebecca Wilson
Administrative Assistant
Equus Beds GMD2
313 Spruce Street
Halstead, KS 67056
316-835-2224
316-835-2225 Fax
rwilson@gmd2.org
www.gmd2.org

From: Saryerwinnie, Tyler [KDA] [<mailto:Tyler.Saryerwinnie@ks.gov>]
Sent: Tuesday, January 30, 2018 4:17 PM
To: Rebecca Wilson
Cc: Conant, Cameron [KDA]
Subject: Recommendation Request - File Nos. 17480 & 38108

Rebecca,

I have attached a cover letter and a copies of two (2) place of use applications for GMD review and recommendation. Please provide the GMD recommendation by no later than February 19, 2018.

Please let me know if you have any questions or concerns.

Thank you,
Tyler

Tyler Saryerwinnie, Environmental Scientist
Kansas Department of Agriculture
Division of Water Resources
Stafford Field Office

Saryerwinnie, Tyler [KDA]

From: Rebecca Wilson <rwilson@gmd2.org>
Sent: Friday, March 09, 2018 1:09 PM
To: Saryerwinnie, Tyler [KDA]
Subject: 17480 38108 Recommended Approval Letter
Attachments: 17480 38108 Recommended Approval Letter 3-09-18.pdf

Follow Up Flag: Follow up
Flag Status: Flagged

Hello!

Attached is the Change in Place of Use Approval Letter for #17480 and #38108 from Manager Tim Boese.

Please let me know if you have any difficulty opening the attachment.

Thanks!

Rebecca Wilson

Rebecca Wilson
Administrative Assistant
Equus Beds GMD2
313 Spruce Street
Halstead, KS 67056
316-835-2224
316-835-2225 Fax
rwilson@gmd2.org
www.gmd2.org

JEFF WINTER, PRESIDENT
VIN KISSICK, VICE PRESIDENT
ALAN BURGHART, SECRETARY
MIKE MCGINN, TREASURER
TIM BOESE, MANAGER
THOMAS A. ADRIAN, ATTORNEY



DIRECTORS:
DAVID BOGNER
JOE PAJOR
DALE SCHMIDT
BOB SEILER
DAVID STROBERG

EQUUS BEDS GROUNDWATER MANAGEMENT DISTRICT NO. 2

313 SPRUCE STREET • HALSTEAD, KANSAS 67056-1925 • PHONE (316) 835-2224 • FAX (316) 835-2225 • equusbeds@gmd2.org • www.gmd2.org

March 9, 2018

Chief Engineer, Division of Water Resources
Attn: Tyler Saryerwinnie
300 S. Main St.
Stafford, Kansas 67578

Re: Place of Use Change Applications, File No(s). 17480 and 38108 – Reed Graber

Dear Mr. Saryerwinnie:

The Equus Beds Groundwater Management District No. 2 reviewed the referenced change in place of use applications on March 9, 2018, using the District's Revised Management Program (effective May 1, 1995) and Rules and Regulations K.A.R. 5-22-1 through 5-22-17.

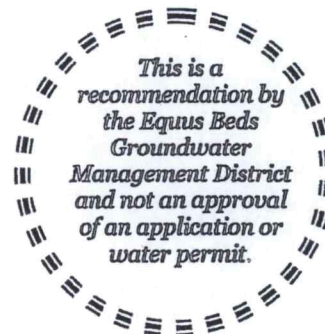
The change applications propose to create an identical overlapping place of use totaling 61.6 acres, which is an increase of 0.6 acres from the currently authorized 61 acres. The proposed place of use results in a combined water to land ratio of 1.44 acre-feet per acre.

The District's review found that the change applications comply with the Revised Aquifer Management program approved by the Chief Engineer and with the District's Rules and Regulations K.A.R. 5-22-1 through 5-22-17. Based upon the review, the change applications are recommended for approval by the Equus Beds Groundwater Management District No. 2.

A District decision may be appealed to the District Board of Directors by submitting a written petition to the District office within 30 days from date of this notification, pursuant to K.A.R. 5-22-12. Please contact the District should you have any questions regarding the review or recommendation.

Sincerely,
EQUUS BEDS GROUNDWATER
MANAGEMENT DISTRICT NO. 2

Tim Boese
Manager
TDB/STF



pc: Reed Wayne & Alice Elaine Graber Living Trust, c/o Reed Graber, Applicant and Landowner

RECEIVED

MAR 09 2018

Stafford Field Office
Division of Water Resources

Entered in Transfer Record in
Office the 14
Day of Dec 2017
County Clerk
Donna Patton

STATE OF KANSAS
RENO COUNTY

This instrument was filed for record on the
14 day of DEC A.D. 2017
at 3:00 o'clock P M and duly
recorded in Book 660 on Page 489
Fee \$ 18.00 (1)
Michelle Updegrave
Registrar of Deeds

STATUTORY WARRANTY DEED

Grantor(s): **Wyatt W. Witt and Madison Peterson, husband and wife**

Convey(s) and Warrant(s) to **Reed Wayne Graber and Alice Elaine Graber Living Trust, created by instrument dated July 20, 2005**

The following described premises, to-wit:

✓ A portion of the South Half of the Southeast Quarter of Section 19, Township 26 South, Range 6 West of the 6th Principal Meridian, Reno County, Kansas more particularly described as follows:

Beginning at the Southeast Corner of the Southeast Quarter of Section 19, Township 26 South, Range 6 West of the 6th Principal Meridian; thence with a NAD 83 Kansas South Zone bearing of South 89°40'28" West along the South line of said Southeast Quarter 1951.04 feet to a point that is 695.48 feet East of the Southwest corner of said Southeast Quarter; thence North 00°49'41" West parallel with the West line of said Southeast Quarter 242.07 feet; thence North 48°38'11" East 57.98 feet; thence North 00°49'41" West parallel with the West line of said Southeast Quarter 195.76 feet; thence South 89°40'28" West parallel with the South line of said Southeast Quarter 239.07 feet; thence North 01°49'18" West 267.62 feet; thence North 12°46'44" West 604.07 feet to the North line of the South Half of said Southeast Quarter; thence North 89°38'05" East along the North line of the South Half of said Southeast Quarter 2,275.50 feet to the Northeast corner of the South Half of said Southeast Quarter; thence South 00°50'21" East along the East line of said Southeast Quarter 757.39 feet; thence South 89°09'39" West 346.50 feet; thence South 00°50'21" East parallel with the East line of said Southeast Quarter 330.00 feet; thence North 89°09'39" East 346.50 feet to the East line

For the sum of One Dollar and other good and valuable consideration.

Pursuant to K.S.A. 79-1437 a real estate validation questionnaire is not required due to exception No. 3

Subject to: easements and restrictions of record, if any

Dated this December 8th, 2017

Wyatt W. Witt
Wyatt W. Witt

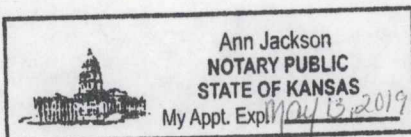
Madison Peterson
Madison Peterson

State of Kansas, Sedgwick County} ss.

This instrument was acknowledged before me on December 8th, 2017 by **Wyatt W. Witt and Madison Peterson, husband and wife.**

Ann Jackson
Notary Public

My appointment expires:



RECEIVED

JAN 19 2018

Security 1st Title

File No. 2211730

Stafford Field Office