Kansas Department of Agriculture Division of Water Resources

CHANGE: P/U WORKSHEET

1. File Number: 43045	2. Status Change Date:	3. Change Num:	4. Field Office: 02	5. GMD: 02					
6. Status: Approved Den	ied by DWR/GMD	Dismiss by Reques	smiss by Request/Failure to Return 7. Filing Date of Char						
8a. Applicant(s) New to system □	Person ID Add Seq#	8c. Landown	• •	Person ID Add Seq#					
8b. Landowner(s) New to system □ MILES G & JOYCE D HA 817 N HERREN RD NICKERSON KS 67561-5		MILES 817 N F	8d. WUC New to system □ Add Seq# 1 MILES G & JOYCE D HARTMAN 817 N HERREN RD NICKERSON KS 67561-9027						
9. Documents and Enclosure(s): DWR Meter(s) Date to Comply:									
10. Use Made of Water From:		To: _							
			Date Prepared: 3/14/1 Date Entered:	8 ву: ТЈЅ Ву:					

File No.	43045	13045 11. County: RENO Basin: N F Ninnescah River						r	Stream:									Formation Code: 113 Special Use:							
CHK MOD	nts of Diver	sion Qualifier	\$	s ·	т 1	R	ID	'1	N	'W		Com	ment ((AKA L	₋ine)		A Rate		zed Quantit		Rate		antity		
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13. Storage: Rate NF Quantity ac/ft Additional Rate NF Additional Quantity ac/ft																									
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15. 5YR	: Allocation:	Allocation	Туре _		Star	t Year			5 YR A	Amou	nt		Amo	unt Ur	nit	_ '	Base .	Acres		_ Co	mment _				
16. Pla CHK	ce of Use				NE1/4				NW1/4				SW1/4				SE¼				Total	Owner	Chg?	Overlap Files	
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Base A	ores: 130	Year: 20 0	02 Mi	inimun	n Reas	sonabl	e Qua	ntity:	1.12	AF/a	acre	!													

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



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.

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than		t, or if p	place o	of use	will be	e char												rized a RE	ion is greater and proposed CEIVED
																			0.000m
						F	ile No	. <u>4304</u>	5									JAN	0 4 2018
															41.5		S	Staffor	d Field Office
1												Water Resources							
	☐ 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 sour	ce of su	apply is	S:		⊠G	iround	water			Surfac	ce wate	er						
2.	Name an	nd addre	ess of	Applica	ant [,] M	iles Ha	artman	ı											
	817 N He																		
	Phone N	umber:	(620)	664-25	542				Email	addre	ss:								
	Name an	ıd addre	ess of '	Water	Use C	orresp	onden	t: <u>Mile</u>	s G &	Joyce	D Har	tman							
	817 N He	erren R	d, Nick	erson	KS 67	<u>561-90</u>	027										*100		
	Phone N								Email	addre	ss:								
	The pres	•		•															
	Owner of									. 0750	4 000								
	/If there is			•							1-9027								
	(If there is more than one landowner, attach supplemental sheets as necessary.)																		
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4.	If this ap	plication	n is for	a cha	nge in	place	of use	, it is p	ropose	ed that	the pl	ace of	use be	e chan	ged to				
	Owner o	f Land -	NA	AME:	Miles (3 & Jo	yce D	<u>Hartm</u>	<u>an</u>										
											1-9027	<i></i>		***					
	(If there is	more th	an one	landov	vner, at	tach su	ıppleme	ental sh	eets as	neces	sary.)				Γ				r
				NE	Ξ¼	<u></u>		NV	V¼	Γ	ļ	SV T	V¼ [SE	1/4		TOTAL ACRES
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L	This point is: Addi	itional Well	☐ Geo Center List of	her wate	r rights that will	use this point		·_
7.			for the following reasons	s? 13a.	feet of the exis the diagram bel (PLEASE NOT represents pre	ting point of di ow in relation t E: The "X"	version, indic to the existing in center of ized point of th	•
8.	If a well, is the test hole	e log attache	ed?			+	111111	
9.	The change(s) (was)(w	vill be) comp	leted by?		50 🗀	+ =	- +	一 50
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	1111				E .	— হ		. =,
10.	If the point of diversion	ı is a well:			West 0	, , , , , , , <u>x</u>	1111111	'亅' East
	(a) What are you goin	ng to do with	the old well?		E	_		
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	NA				35 F	_	т т	73
					-		_	4
	(b) When will this be of	done? <u>NA</u>				<u> </u>	<u> </u>	
					100	50 0	50	100
11.	GroundwaterMana		District recommendation	าก		Sou Scale: 1	ith '" – 400'	
	attached? Yes	⊠ No		12h	If the proposed			located more than
40	3/24/8			130.	100 feet but v	vithin 1320 fe	et from the	existing point of
12.	Assisted by TJS-SFFC	<u> </u>			diversion, attac	h a topograp	hic map or a	aerial photograph.
	RECEIVED				within one-half in names and ma water sources,	mile of the prop illing addresse show the r	posed point o s of the owr names and	ncluding domestic) f diversion and the ners. For surface addresses of the
	JAN 0 4 2018				landowner(s) o upstream from y	ne-half mile of	downstream	and one-half mile

DWR51ai21 (Revised 07/11/2/2017) Division of Valer Resources

Page 2

File No. <u>43045</u>

14. If the proposed groundwater point of diversion is 300 or fewer feet fr	om existing point of diversion, complete the following:							
(a) Does the undersigned represent all owners of the currently auth☐ Yes☐ No(If no, all owners must sign this appl								
 (b) Will the ownership interest of any owner of the currently author 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 su ☐ Yes ☐ No (If no, all owners must sign this appl	bstantial damage to property, public health or safety? ication.)							
If the application proposes a surface water change in point of diversion, or a change in place of use, the application must be signed by all owner agent (attach notarized statement authorizing representation).	a groundwater change in point of diversion greater than 300 feet, s of the currently authorized place of use, or their duly authorized							
I hereby verify, being first duly sworn upon my oath or affirm age and the owner, the spouse of the owner, or a duly autho their behalf, in regards to the water right(s) to which this ap contained in this application are true, correct and complete.	rized agent of the owner(s) to make this application on							
Dated at Mith kins en , Kansas, this	s day of							
Willes W. Har Breeze								
(Owner)	(Spouse)							
Miles A Herturan	Joyce D. Hartman (Spouse) Joyce D. Hartman (Please Print)							
(Please Print)	(Please Print)							
(Owner)	(Spouse)							
(Please Print)	(Please Print)							
(Owner)	(Spouse)							
(Please Print)	(Please Print)							
State of Kansas County of Revo	,							
ocumy or	ny presence and sworn to before me this 2 day of							
I hereby certify that the foregoing application was signed in r Danuary, 20/8 MOTARY PUBLIC - Costs of Act	to town & Conrad							
My Commission Expires <u>7-11-2020</u>	Notary Public							
ONLY COMPLETE APPLICATIONS WILL BE PROCESSED. To be complete, a accurate information; maps, if necessary, must be included; signatures of all the the appropriate fee must be paid.	Il of the applicable portions of the application form must be completed with appropriate owners' must be affixed to the application and notarized; and							
FEE SCHED								
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								
RECEIVED								
JAN 0 4 2018								

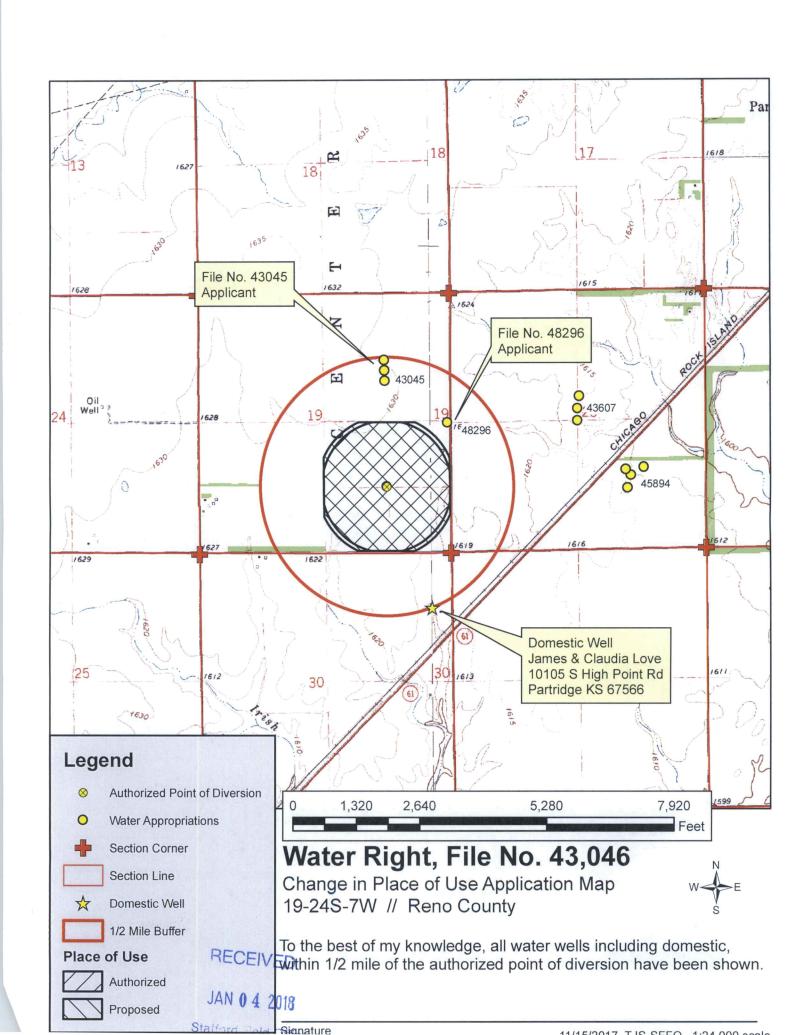
Station of Water Resources

File No. 43045

SUMMARY ORDER APPROVING APPLICATION FOR CHANGE AND IMPOSING CONDITIONS

pro Wit	s Summary Order is issued under authority of K.S.A. 82 visions of the <i>Kansas Water Appropriation Law, K.S.A.</i> th the exception of those conditions expressly contained limitations of File No. 43045	82a-701 et seg and rules and regulation	ons promulgated thereunder
1.	A change application was received on old 201 diversion authorized under the above-referenced file	requesting that the pnumber be changed as described in the a	place of use and / or point of pplication.
	On and after the effective date of this summary order, to on the topographic map accompanying the application	the authorized place(s) of use shall be loo	cated substantially as shown
3.	The change in point of diversion shall not impair existing previously authorized. The point of diversion authorized radius of the authorized point(s) of diversion. ☐ App	zed by this summary order shall be located	ource or sources of water as d within afoot
4.	The point(s) of diversion authorized herein shall not actual authorized point(s) of diversion. Applicable	ually be located more than ☑ Not Applicable	feet from the previously
5.	As required by K.A.R. 5-3-5d, if the works for diversion tube or other device suitable for making water le accordance with K.A.R. 5-6-13.	evel measurements shall be installed. c	allons per minute or more, a perated and maintained in
6.	The owner of the authorized place(s) of use shall December 31, 2018, or before the first use of water operated and maintained in accordance with K.A.R. and K.A.R. 5-3-5e, the owner shall maintain records a water diverted annually to the Chief Engineer by Marc Applicable ☐ Not Applicable	I properly install an acceptable water er, whichever occurs first. The water fly 5-1-4 through 5-1-12. As required by K and report the reading of the water flow m	ow meter shall be installed, S.A. 82a-732, as amended, leter and the total quantity of
7.	Installation of the works for diversion of water shal authorized extension of time. By March 1, 20_works for diversion has been completed, on the form ☐ Applicable ☐ Not Applicable	I be completed on or before December, the applicant shall notify the Chief Engire provided by the Chief Engineer, as require	r 31, 20 , or within any neer that construction of the ed by K.A.R. 5-8-4e.
8.	The completed well log shall be submitted with the r	required notice. \square Applicable \boxtimes	Not Applicable
9.	All diversion works into which any type of chemical or ot with an in-line, automatic, quick-closing check valve check valve(s) shall be installed, operated and manapplicable	capable of preventing pollution of the sour	ce of the water supply 'The
10.	Additional Conditions are attached. ☐ Yes ☐ N	lo	
11.	In accordance with K.S.A. 82a-708a, as amended, and water appropriated under the above-referenced file r limitations, as amended and/or supplemented by this <i>Appropriation Law</i> and the <i>Rules and Regulations</i> pr result in civil penalties pursuant to K.S.A. 82a-737, as water or appropriation right or any other enforcement	number are responsible for compliance w Summary Order, and with applicable pro romulgated thereunder. Failure to compl s amended, and/or the suspension or rev	ith its terms, conditions and visions of the <i>Kansas Water</i> with these provisions may
4	Administrative Appeal and Effective Date of Order	FOR OFFICE L	
lf vo	ou are aggrieved by this order, pursuant to K.S.A. 82a-1901,	APPLICATION AP	
you	may request an evidentiary hearing before the Chief	SUMMARY ORD	DER ISSUED
Agri	ineer or request administrative review by the Secretary of culture. A request for hearing by the Chief Engineer must be		f
filed	within 15 days of service of this Order and a request for hinistrative review by the Secretary must be filed within 30	By: Camer K. Conas	
day	s pursuant to K.S.A. 77-531. Any request for administrative	Duly Authorized Designee (Print Name): Cameron K	of the Chief Engineer
File	ew must state a basis for review pursuant to K.S.A. 77-527. any request with Kansas Department of Agriculture ,	Division of Water Resources - Kan	
	al Division, 1320 Research Park Drive, Manhattan, KS 02. Failure to timely request a hearing or review may	Date of Issuance: 3/22/18	
pred	clude review under the Kansas Judicial Review Act. For Use by Register of Deeds	- State of Kansas)
	Tot ose by Negister of Deeds	County of) SS)
		Acknowledged before me on	,
		by	
		Signature:Not	ary Public
	RECEIVED		
	JAN 0 4 2018	My commission expires:	
DWF	R 1-121 (Revised 07/10/2017)	Page 4	(Notary Seal) File No. 43045

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







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

Jackie McClaskey, Secretary David W. Barfield, Chief Engineer Jeff Lanterman, Water Commissioner www.agriculture.ks.gov Sam Brownback, Governor

Phone: (620) 234-5311

Fax: (620) 234-6900

January 9, 2018

Miles Hartman 817 N Herren Rd. Nickerson KS 67561-9027

RE: File No(s). 43045, 43046, & 48296

Dear Mr. Hartman,

On January 4, 2018, three (3) applications for approval to change the place of use under the above referenced files were received in our office. Upon review of the applications, it has been found that the accompanying map for each application has not been signed.

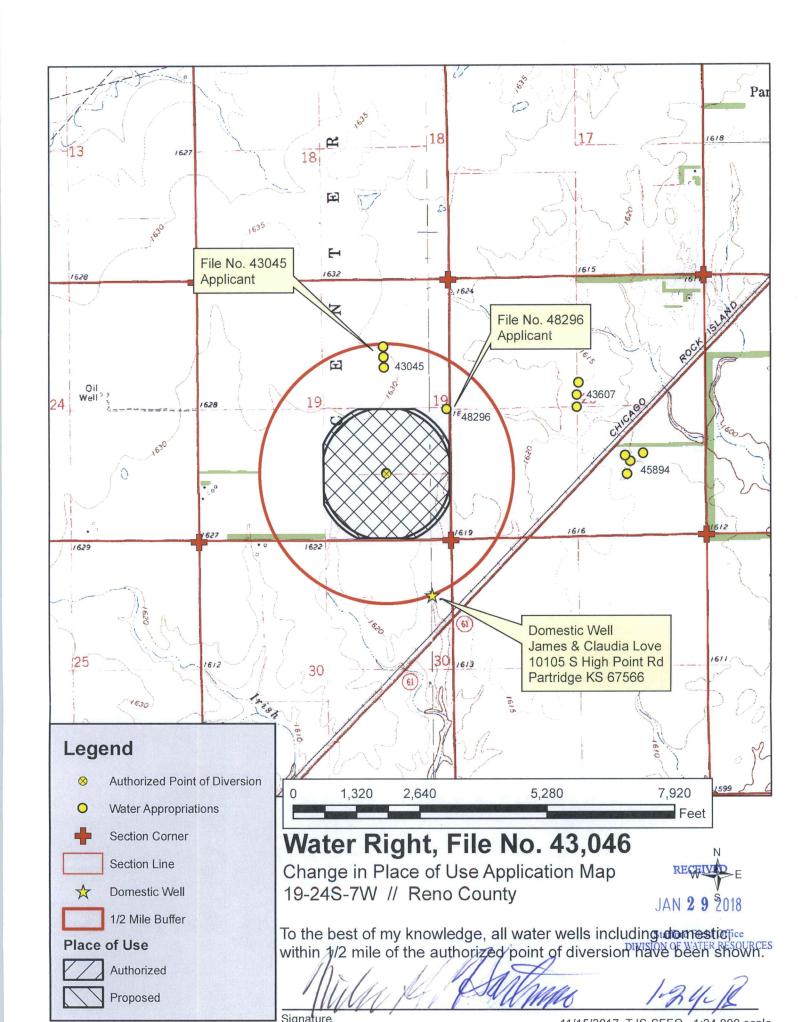
Along with this letter, I have included the three (3) application maps. Please review the enclosed maps carefully and ensure any domestic wells within one-half mile of the authorized well location are noted on the map. If there are any wells not shown, please add them and then sign each map.

Please return the signed maps to the Stafford Field Office as soon as possible. If I can be of any further assistance, or if you have any questions regarding the enclosed documents, please give me a call at (620) 234-5311.

Sincerely,

Tyler Saryerwinnie Environmental Scientist tyler.saryerwinnie@ks.gov

Enclosure



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

Miles G & Joyce D Hartman 817 N Herren Rd Nickerson KS 67561-9027

Re: Water Right, File No(s). 43045

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,

Jeff Lanterman

Water Commissioner

Enclosures

pc:

Water Rights Section

Groundwater Management District No. 2

CERTIFICATE OF SERVICE

On this **22**nd day of **March**, **2018**, I hereby certify that the attached Change in Place of Use for Water Right, File No. **43045**, dated **March 22**, **2018** was mailed via Certified U.S. mail to the following:

Miles G & Joyce D Hartman 817 N Herren Rd Nickerson KS 67561-9027

A copy of the letter was sent to the following:

GMD 2

(Jesseea N lightprield Staff



KANSAS DEPARTMENT OF AGRICULTURE

Division of Water Resources

Stafford Field Office

MEMORANDUM

TO: File

DATE: 1/30/2018

FROM: Tyler Saryerwinnie

RE: File Nos. 43045 & 48296

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 <u>1/04/2018</u> for the above referenced files meet this criteria and surrounding well owners will not be notified.

Saryerwinnie, Tyler [KDA]

From: Saryerwinnie, Tyler [KDA]

Sent: Wednesday, January 31, 2018 1:14 PM

To: 'Rebecca Wilson'

Cc: Conant, Cameron [KDA]

Subject: GMD Recommendation Request - File Nos. 43045 & 48296

Attachments: 43045.48296.Cover Letter.pdf; 43045.Change App.pdf; 48296.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 20, 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



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

Jackie McClaskey. Secretary David W. Barfield. Chief Engineer Jeff Lanterman. Water Commissioner www.agriculture.ks.gov Sam Brownback, Governor

Phone: (620) 234-5311

Fax: (620) 234-6900

January 31, 2018

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

RE: Place of Use Change Applications, File No(s). 43,045 & 48,296

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,

Tyler Saryerwinnnie 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 2:04 PM

To: 'Rebecca Wilson'

Cc: Conant, Cameron [KDA]

Subject: RE: GMD Recommendation Request - File Nos. 43045 & 48296

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: GMD Recommendation Request - File Nos. 43045 & 48296

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

From: Saryerwinnie, Tyler [KDA] [mailto:Tyler.Saryerwinnie@ks.gov]

Sent: Tuesday, February 20, 2018 2:04 PM

To: Rebecca Wilson

www.gmd2.org

Subject: RE: GMD Recommendation Request - File Nos. 43045 & 48296

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 1:18 PM

To: Saryerwinnie, Tyler [KDA] **Cc:** Conant, Cameron [KDA]

Subject: RE: GMD Recommendation Request - File Nos. 43045 & 48296

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: Wednesday, January 31, 2018 1:15 PM

To: Rebecca Wilson

Cc: Conant, Cameron [KDA]

Subject: GMD Recommendation Request - File Nos. 43045 & 48296

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 20, 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: Tuesday, March 13, 2018 8:21 AM

To: Saryerwinnie, Tyler [KDA]

Subject: 43045 48296 PU Change App Approval Letter

Attachments: 43045 48296 PU Change App Approval Letter 3-12-18.pdf

Good morning!

Attached you will find the Place of Use Change Application Approval Letters from Manager Tim Boese for #43045 and #48296.

Please let me know if you have any difficulties opening the attachments.

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 12, 2018

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

Re: Place of Use Change Application, File No(s). 43045 and 48296 – Miles Hartman

Dear Mr. Saryerwinnie:

The Equus Beds Groundwater Management District No. 2 reviewed the referenced change in place of use applications on March 12, 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 increase the place of use from 130 acres to 140 acres and create an identical place of use overlap. The proposed place of use results in a combined water to land ratio of 1.3 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 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 reviews or recommendations.

Sincerely, EQUUS BEDS GROUNDWATER MANAGEMENT DISTRICT NO. 2

T- Russ

Tim Boese Manager TDB/STF

pc: Miles Hartman, Applicant and Landowner

This is a
recommendation by
the Equus Beds
froundwater
Management District
and not an approval
of an application or
water permit E

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Stafford Mellin Office

Division of Mater Resources