Kansas Department of Agriculture Division of Water Resources

CHANGE: P/U WORKSHEET

1. File Number:	2. Status Change Date:	3. Change Num:	4. Field Office:	5. GMD:	
37586		1	02		02
6. Status: ⊠ Approved □ Den	ed by DWR/GMD	Dismiss by Reques	st/Failure to Return	7. Filing Date o	of Change:
8a. Applicant(s) New to system □	Person IDAdd Seq#	8c. Landown New to sy		Person ID Add Seq#	
8b. Landowner(s) New to system □ MERLIN D & KAREN R U 202 S SPRING LAKE RD HALSTEAD KS 67056	Person ID 31912 Add Seq# 1	8d. WUC New to sy			31912 1
9. Documents and Enclosure(s): ☑ D\ ☐ Anti-Reverse Meter ☐ Meter ☐ Conservation Plan Date Requir	Seal	ly:12/31/19 ☐ N & P Form ate Approved:/_0	77./19	Comply: riller Copy □ Comply:	H & E Letter
10. Use Made of Water From:		To:			
			Date Prepared: 1/17/1 Date Entered:	9 By: T. By:	JS

File No. 37586	11. County: HARVEY		Basin	Little A	rkans	as Rive	er		St	tream:	Little	Arka	nsas F	River			Fo	rmation (Code: NA	Special Use:
12. Points of Diversion CHK													Rate	and Qu	antity					
MOD DEL PDIV													A	Authori	zed		A	dditional		
ENT Qualifier	S T	R	II)	'N	'W	,	Com	ment	(AKA	Line)		Rate gpm/c		Quantit af/mgy		Rate gpm/c		antity /mgy (Overlap PD Files
CHK 21231			1																	4139
CHK 5032			4	•																4139
CHK 3171			5															-		4139
																			7100	
13. Storage: Rate	NF	G	Quantity	<i>'</i>				_ ac/ft	Ad	ddition	nal Rat	e				NF	Addi	tional Qua	antity	ac/ft
14. Limitation:																				
Limitation:	af/yr at _				gpm (cfs) wł	nen co	mbine	d with	file nu	umber(s)					
15. 5YR Allocation: Allocation	Туре	Start \	Year _		5 YR	Amou	nt		Amo	unt U	nit		Base.	Acres		_ C	omment_			***************************************
16. Place of Use CHK			NE¼			NV	V¹⁄₄		:	sv	V ¹/₄			s	E¼		Total	Owner	Chg?	Overlap Files
MOD DEL ENT PUSE S T R			NW S	W SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1⁄4	NW 1⁄4	SW 1/4	SE ¼	NE 1/4	NW 1/4	SW 1/4	SE ¼				
ENT 2969 34 23S 2		23	6	2													31	8b.	No	4139 & 39335
ENT 19794 27 23S 2	W 1												36	39.5	12.5	36	124	8b.	No	4139 & 39335
Base Acres: Year:	Minimum Reas	onable	Quanti	ty: 1.0	0 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



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

tnan point(s) of div	ersion a	and/or	place	of use	e Chai	igeu, i	Holdac	αιορ	ograpi	1110 1110	,p 01 0	.otano	, prac	01101111	.9		F0444	ind proposed ECEIVED
								L				***********						0=	10117am
						F	File No	. <u>3758</u>	6									UŁ	C 1 3 2018
1. A	pplication	on is he	reby n	nade fo	or appr	roval o	f the C	hief E	nginee	r to ch	ange t	he (ch	eck or	e or b	oth):		Div	Staffo	rd Field Office f Water Resource
						⊠ P	lace o	f Use			Point	of Dive	ersion				□ ; v	131011 0	r vvater Resource
u	nder the	e water	right w	hich is	s the si	ubject	of this	applic	ation ir	n acco	rdance	with t	the cor	dition	s desc	ribed b	elow.		
Т	he sour	ce of su	ipply is	s:		□ G	round	water		\boxtimes	Surfac	e wate	er						
2. N	lame an	ıd addre	ess of a	Annlica	ant [.] M	erlin L	Inruh												
	02 S Sp				-														
_	hone N								Email	addres	ss:								
	lame an					orresp	onden												
	02 S Sp																		
P	hone N	umber:	(316)	833-24	169				Email	addres	ss:								
3. T	he pres	ently au	uthoriz	ed plac	ce of u	ıse is:													
C	wner of	f Land -	NA	ME:	<u>Merlin</u>	D & K	aren F	Unrul	1										
		A	ADDRE	ESS: :	202 S	Spring	Lake	Rd, Ha	alstead	I KS 6	7056								*
(1	f there is	more th	an one	landov	vner, at	tach su	ıppleme	ental sh	eets as	neces	sary.)								
				NE	=1/4			NV	V1⁄4			SV	V1⁄4			SE	1/4		TOTAL
Sec.	Twp.	Range	NE¼	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE¼	NE¼	NW¼	SW1/4	SE1/4	NE¼	NW¼	SW1/4	SE¼	ACRES
34	23S	2W	23	6		2													31
4. 11	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	:			
C	owner o	f Land -	NA	ME:	<u>Merlin</u>	D&K	aren F	≀ Unru	1										
								Rd, H											
(f there is	more th	an one	landov	vner, at	ttach su	ıpplem	ental sh	eets as	neces	sary.)								
				NE	Ξ¼			NV	V1/4	1	·	SV	N1⁄4		<u> </u>	SI	=1/4		TOTAL ACRES
Sec.	Twp.	Range	NE1/4	NW¼	SW1/4	SE1/4	NE¼	NW1/4	SW1/4	SE¼	NE1/4	NW¼	SW1/4	SE¼	NE1/4	NW¼	SW1/4	SE1/4	ACKES
	238	2W					<u> </u>				ļ				36	39.5	12.5	36	124
27							F 8												
27 34	238	2W	23	6		2	ļ								ļ				31

For Office Use Only: Code _____ Fee \$\frac{100}{200} TR # ____ Receipt Date _____ Check # \frac{19384}{200}

5.	Presently authorize	ed point o	f diversion:							
	One in the	NC	Quarter o	of the	NE	Qua	arter of the	NE	-	Quarter
	of Section									
	in <u>Harvey</u>	Co	ountv. Kansas.	4800	feet North	700	feet West	of Southeas	st corner o	of section
	Authorized Rate 950									., 000,1011.
	(DWR use only: Co								feet West	,
	⊠This point will not b									
	Proposed point of									
	One in the									
	of Section									
	in	Co	ounty. Kansas.		feet North		feet West	of Southeas	st corner c	of section
	Proposed Rate		Proposed (Quantity		Propo	sed well de	oth (feet)		
	This point is: Add	ditional We	□□ Geo Cen	ter List ot	her water rigi	nts that wil	l use this p	oint 4139		*
L										•
6.	Presently authorize	ed point of	diversion:							
٠. ا	One in the			f the	NW	Ous	arter of the	NE	=	Quarter
	of Section	34	Townsh	in	23	Sou	ith Range	111)	_ Quarter
	in <u>Harvey</u>									
	Authorized Rate 950								ot corrier c	3ection.
	(DWR use only: Co								ioot Wost	\
	☐This point will not b									
	Proposed point of									
	One in the									
	of Section									
	in	Co	, rownsn untv Kansas	ıp	feet North		feet Meet	of Southeas	t corner o	f section
	Proposed Rate									
	This point is: Add									· · · · · · · · · · · · · · · · · · ·
L	The politic.	antional TTO		tor Liot ot	ner water rigi	ito triat will	r doc trilo pe	71111 <u>+ 100</u>		· .
7.	The changes herein	are desire	d for the followi	ng reasons	?					
	(please be specific) C	reating a co	omplete place of	use			N	orth		
	overlap amongst File	Nos. 4139,	<u>37586, & 39335</u>	•	300	200	100	0 100	200 1111111111	300 mg
					E			= - # 100		Ē
8.	If a well, is the test ho	le log attac	hed? 🗌 Yes	☐ No				= , ,		3
		-			200	- I - -	+ -	= +	+	200
9.	The change(s) (was)(will be) con	pleted by?		E					=
	Upon Approval				100	- +-	+ -	= 1 +	1 + 1	100
					E	,			` ' '	3
10.	If the point of diversion	n is a well:			E	. 1		= -		3
	(a) What are you goi	ng to do wi	th the old well?		West 0	H1 1111 1111	1111 1111 111	X 111 1111 1111 =	11111 1111 1	H 0 East
	NA					* *****				=
					100	-1 + 1	 -	= 1 +	1 + 1	100
	(b) When will this be	done? <u>NA</u>			Ē			= ' '	• 1	3
							. , .			3
11.	Groundwater Mana	agement	District reco	mmendatio	n 200 =	- +	+ -	= +		200
	attached? X Yes	₩ 140	1/15/2017	115-21						=
12.	Assisted by TJS - SFF	=O				<u>uduuluul</u>	ساسلسلسا	<u>‡ավաժա</u>	<u>Luuluuli</u>	μĪ
	•				300	200		0 100 outh <i>Scale</i> ;	200 : 1 hashmark=1	300 o ft
13a	.If the proposed point 300 feet but within 2,6	of diversio	n will be relocat	ed <u>more th</u>	an an 13h if tha	nrongood	noint of div			•
	attach a topograph	ic map c	r aerial photo	graph. I	or feet c	of the existi	ng point of c	liversion, indi	cate its loc	cation on the
	groundwater sources, one-half mile of the pr	show all w	ells (including do	mestic) with	nin diadr	am shown	above in	relation to	the existi	na noint of
	and mailing address	es of the	owners, For s	surface wa	ter abov	e represe	ents the	E: The "X" presently a	ın center ıuthorized	or diagram
	sources, show the na	imes and a	iddresses of the	landowner	(s) diver	sion.)		,		, 01
	one-half mile downst your property lines	icaii and	one-nan mile u	psiream iro	וווכ					
			m m m m	0010						

DEC 1 3 2018

14. If the proposed groundwater point of diversion is 300 or fewer feet from	om the existing point of diversion, complete the following:
 (a) Does the undersigned represent all owners of the currently author ☐ Yes ☐ No (If no, all owners must sign this application) 	
 (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 appl 	• 4
(c) If this application is not approved expeditiously, will there be sub ☐ Yes ☐ No (If no, all owners must sign this applic	
If the application proposes a surface water change in point of diversion, a or a change in place of use, the application must be signed by all owners agent (attach notarized statement authorizing representation).	groundwater change in point of diversion greater than 300 feet, 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 author their behalf, in regards to the water right(s) to which this appropriate in this application are true, correct and complete.	ized agent of the owner(s) to make this application on
Dated at HAUSTEAD , Kansas, this	10TH play of 1) ECEMBER, 20 18.
Mella Und	Haren R. Unut Haren R. Unut
(emisi)	(0,000)
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
State of Kansas County of HARVEY SS	NOTARY PUBLIC - State of Kansas REBECCA WILSON
Lhereby certify that the foregoing application was signed in	My Appt. Exp. 06 11 2022
of	Andrea Inilian
My Commission Expires Db 11 2022	Notary Public
ONLY COMPLETE APPLICATIONS WILL BE PROCESSED. To be complete, all accurate information; maps, if necessary, must be included; signatures of all the at the appropriate fee must be paid.	of the applicable portions of the application form must be completed with ppropriate owners' must be affixed to the application and notarized; and
Each application to change the place of use or the point of diversion undeforth in the schedule below: Make checks payable to: Kansas Departm (1) Application to change a point of diversion 300 feet or less (2) Application to change a point of diversion more than 300 feet (3) Application to change the place of use	er this section shall be accompanied by the application fee set ent of Agriculture\$100 t\$200
~ ^^*	

DEC 1 3 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. 37586 /13 12018 A change application was received on 12 requesting that the place of use and / or point of diversion authorized under the above-referenced file number be changed as described in the application. On and after the effective date of this summary order, the authorized place(s) of use shall be located substantially as shown on the topographic map accompanying the application to change the place of use.

Applicable ☐ Not Applicable The change in point of diversion shall not impair existing rights and shall be limited to the same source or sources of water as The point(s) of diversion described herein is administratively corrected to be more accurately described using the Global Positioning System (GPS), as described in the application. ☐ Applicable ☒ Not Applicable The point(s) of diversion authorized herein shall not actually be located more than _ authorized point(s) of diversion. ☐ Applicable ☒ Not Applicable feet from the previously 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 ☐ Ăpplicable ☒ Not Applicable accordance with K.A.R. 5-6-13. The owner of the authorized place(s) of use shall properly install an acceptable water flow meter on or before December 31, 2019, or before the first use of water, whichever occurs first. The water flow meter shall be installed, operated and maintained in accordance with K.A.R. 5-1-4 through 5-1-12. As required by K.S.A. 82a-732, as amended, and K.A.R. 5-3-5e, the owner shall maintain records and report the reading of the water flow meter and the total quantity of water diverted annually to the Chief Engineer by March 1 following the end of each calendar year. ☐ Not Applicable 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 The completed well log shall be submitted with the required notice. ☐ Applicable 10. 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 Applicable 11. Additional Conditions are attached. ☐ Yes ⊠ No 12. 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 FOR OFFICE USE ONLY APPLICATION APPROVED AND If you are aggrieved by this order, pursuant to K.S.A. 82a-1901, SUMMARY ORDER ISSUED you may request an evidentiary hearing before the Chief Engineer or request administrative review by the Secretary of Agriculture. A request for hearing by the Chief Engineer must be filed within 15 days of service of this Order and a request for administrative review by the Secretary must be filed within 30 days pursuant to K.S.A. 77-531. Any request for administrative review must state a basis for review pursuant to K.S.A. 77-527. (Orevo Duly Authorized Designee of the Chief Engineer ameran P Consi (Print Name): Division of Water Resources - Kansas Department of Agriculture File any request with Kansas Department of Agriculture, Date of Issuance: Legal Division, 1320 Research Park Drive, Manhattan, KS 66502. Failure to timely request a hearing or review may State of Kansas preclude review under the Kansas Judicial Review Act. SS For Use by Register of Deeds County of Acknowledged before me on Signature: NOTARY NOTAR Public RECEIVED JESSICA ENGELBRECHT My Appointment Expires My commission expire PUBLIC (Notally Seaf)21

DWR 1-121 (Revised 04/5/2018)

Page 4

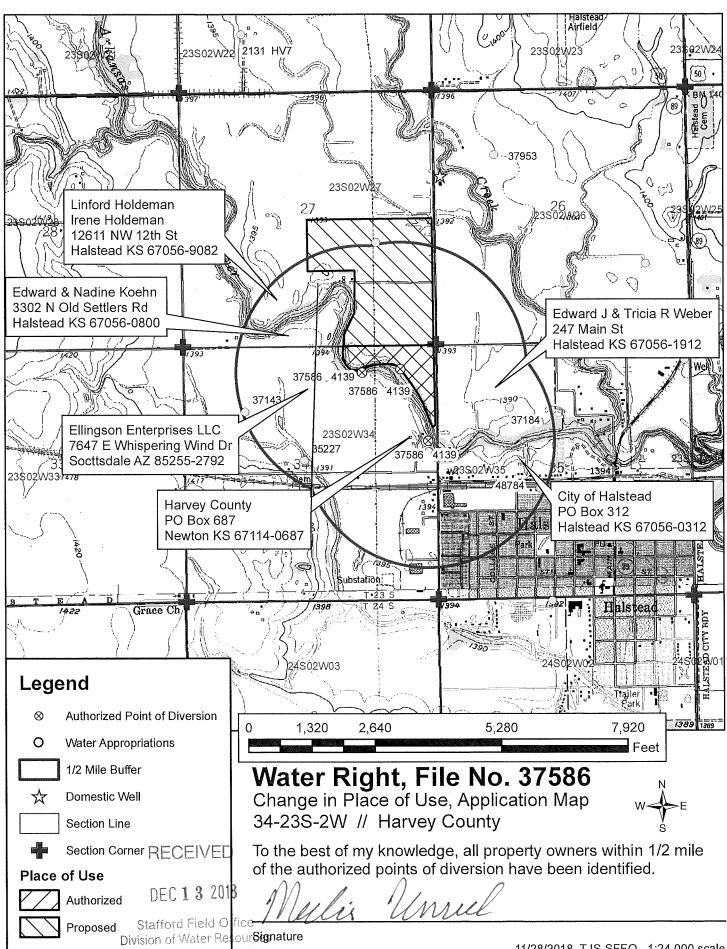
File No. 37586

DEC 1 3 2018

APPLICATION FOR APPROVAL TO CHANGE THE PLACE OF USE AND/OR POINT OF DIVERSION SUPPLEMENTAL SHEET

FILE NO. 37586

One in the CE Quarter of the	SE	Quarter of the	NE	Quarter
One in the <u>CE</u> Quarter of the of Section <u>34</u> , Township	23 '	South, Range	2	W,
in <u>Harvey</u> County, Kansas, <u>3300</u>	feet North	150 feet West of \$	Southeast corn	er of section.
Authorized Rate 950 GPM (Blanket) (Limited) Authorized				
(DWR use only: Computer ID No. 5 GPS				
☐This point will not be changed ☐This point will be changed				
Proposed point of diversion: (Complete only if change				
One in the Quarter of the				
of Section, Township		South, Range		(E/W),
in County, Kansas,	feet North	feet West of	Southeast corn	er of section.
Proposed Rate Proposed Quantity				
This point is: Additional Well Geo Center List oth				
The point of Caracana tree Caracana and Caracana				
Presently authorized point of diversion:				
One in theQuarter of the				
of Section, Township				
in County, Kansas,	feet North	feet West of	Southeast corn	er of section.
Authorized Rate Authorized Quantity		Depth of well	(fe	eet)
(DWR use only: Computer ID No GPS				
This point will not be changed This point will be changed				
Proposed point of diversion: (Complete only if change	is requeste	d or if existing point is	better describ	ped by GPS)
One in the Quarter of the		Quarter of the		Quarter
of Section, Township		South, Range		(E/W),
inCounty, Kansas,	feet North _	feet West of	Southeast corn	er of section.
Proposed RateProposed Quantity		Proposed well depth	(feet)	•
This point is: Additional Well Geo Center List oth	ier water righ	ts that will use this point		
	er water righ	ts that will use this point		,
Presently authorized point of diversion:				
Presently authorized point of diversion: One in the Quarter of the		Quarter of the		Quarter
Presently authorized point of diversion: One in the Quarter of the of Section, Township		Quarter of the South, Range		Quarter (E/W),
Presently authorized point of diversion: One in the Quarter of the of Section, Township in County, Kansas,	feet North _	Quarter of the South, Range feet West of	Southeast corr	Quarter (E/W), ner of section.
Presently authorized point of diversion: One in the Quarter of the of Section, Township in County, Kansas, Authorized Rate Authorized Quantity	feet North _	Quarter of the South, Range feet West of Depth of well	Southeast corr	Quarter (E/W), ner of section.
Presently authorized point of diversion: One in the Quarter of the of Section, Township in County, Kansas, Authorized Rate Authorized Quantity (DWR use only: Computer ID No GPS	feet North _	Quarter of the South, Range feet West of Depth of well feet North _	Southeast corr	Quarter (E/W), ner of section. eet) Vest)
Presently authorized point of diversion: One in the Quarter of the of Section, Township in County, Kansas, Authorized Rate Authorized Quantity (DWR use only: Computer ID No GPS ☐This point will not be changed ☐This point will be changed	feet North as follows: [Quarter of the South, Range feet West of Depth of well feet North No change, point better of	Southeast corr (fo feet W lescribed with G	Quarter (E/W), ner of section. eet) /est) PS as follows:
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Presently authorized point of diversion: One in the	feet North _ as follows: [is requeste	Quarter of theSouth, Rangefeet West offeet North] No change, point better of d or if existing point isQuarter of theSouth, Range	Southeast corr (fo feet W lescribed with G better descril	Quarter (E/W), ner of section. eet) /est) iPS as follows: bed by GPS) Quarter (E/W),
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Presently authorized point of diversion: One in the Quarter of the of Section, Township in County, Kansas, Authorized Rate Authorized Quantity (DWR use only: Computer ID No GPS □ This point will not be changed □ This point will be changed Proposed point of diversion: (Complete only if changed One in the Quarter of the of Section, Township in County, Kansas, Proposed Rate Proposed Quantity This point is: □ Additional Well □ Geo Center List other	feet North as follows: [is requeste	Quarter of theSouth, Rangefeet West offeet North] No change, point better of dor if existing point isQuarter of theSouth, Rangefeet West ofFroposed well depth	Southeast corr(fefeet William lescribed with Gibetter described Southeast corr (feet)	Quarter (E/W), ner of section. eet) Vest) PS as follows: bed by GPS) Quarter (E/W), ner of section.
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Presently authorized point of diversion: One in the	feet North as follows: [is requeste feet North _ ner water righ	Quarter of theSouth, Rangefeet West ofPeet NorthNo change, point better of dor if existing point isSouth, Rangefeet West ofProposed well depth tts that will use this pointQuarter of the	Southeast corr	Quarter (E/W), ner of section. eet) Vest) PS as follows: bed by GPS) Quarter (E/W), ner of section.
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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

January 22, 2019

Merlin D & Karen R Unruh 202 S Spring Lake Rd Halstead KS 67056

Re: Water Right, File No(s). 37586

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 <u>Certified Water Flowmeters</u> 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 **22nd** day of **January, 2019**, I hereby certify that the attached Change in Place of Use for Water Right, File No. **37586**, dated **January 22, 2019** was mailed via Certified U.S. mail to the following:

Merlin D & Karen R Unruh 202 Spring Lake Rd Halstead KS 67056

A copy of the letter was sent via First Class U.S. Mail to the following:

GMD 2

Staff



KANSAS DEPARTMENT OF AGRICULTURE

Division of Water Resources

Stafford Field Office

MEMORANDUM

TO: File

DATE: 12/14/2018

FROM: Tyler Saryerwinnie

RE: File Nos. 4139, 37586, &

39335

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 12/13/2018 for the above referenced files meet this criteria and surrounding well owners will not be notified.

Saryerwinnie, Tyler [KDA]

From:

Saryerwinnie, Tyler [KDA]

Sent:

Friday, December 14, 2018 1:51 PM

To:

'Rebecca Wilson'

Cc:

Conant, Cameron [KDA]

Subject:

Recommendation Request - File Nos. 4139, 37586, & 39335

Attachments:

4139etal.Cover Letter.pdf; 4139.Change App.pdf; 37586.Change App.pdf; 39335.Change

App.pdf

Rebecca,

I have attached a cover letter and copies of three (3) place of use change applications for GMD review and recommendation. Please provide the GMD recommendation by no later than January 8, 2019.

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

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

December 14, 2018

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

RE: Place of Use Change Applications, File No(s). 4139, 37586, & 39335

Dear Mr. Boese,

We are enclosing copies of three (3) applications, as referenced above, for your review and recommendation. At this time the applications appear 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 applications. Please submit your recommendation within the allotted time, or any authorized extension of time thereof.

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

Sincerely,

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

Enclosure

Saryerwinnie, Tyler [KDA]

From:

Rebecca Wilson <rwilson@gmd2.org>

Sent:

Tuesday, January 15, 2019 4:39 PM

To:

Saryerwinnie, Tyler [KDA]

Subject:

RE: Recommendation Request - File Nos. 4139, 37586, & 39335

Attachments:

4139 37586 39335 PU Change Approval Recommendation 1-15-19.pdf

EXTERNAL: This email originated from outside of the organization. Do not click any links or open any attachments unless you trust the sender and know the content is safe.

Here you go!

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] < Tyler.Saryerwinnie@ks.gov>

Sent: Tuesday, January 15, 2019 1:20 PM **To:** Rebecca Wilson rwilson@gmd2.org

Subject: RE: Recommendation Request - File Nos. 4139, 37586, & 39335

Rebecca,

I am just 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: Saryerwinnie, Tyler [KDA]

Sent: Friday, December 14, 2018 1:51 PM

To: 'Rebecca Wilson'

Cc: Conant, Cameron [KDA]

Subject: Recommendation Request - File Nos. 4139, 37586, & 39335

Rebecca,

I have attached a cover letter and copies of three (3) place of use change applications for GMD review and recommendation. Please provide the GMD recommendation by no later than January 8, 2019.

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 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

January 15, 2019

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

Re: Place of Use Change Applications, File Nos. 4139, 37586, 39335 - Merlin Unruh

Dear Mr. Saryerwinnie:

The Equus Beds Groundwater Management District No. 2 reviewed the referenced change in place of use applications (No. 39335 – groundwater; Nos. 4139 & 37586 - surface water) on January 15, 2019, 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 place of use overlap between the water rights totaling 155 acres. The proposed place of use results in a total combined water to land ratio of approximately 1.36 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 review or recommendation.

Sincerely, EQUUS BEDS GROUNDWATER MANAGEMENT DISTRICT NO. 2

Ti Boese

Tim Boese Manager TDB

pc: Merlin Unruh, Applicant and Landowner

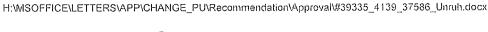
This is a

recommendation by which the Equus Beds will Groundwater will Management District will and not an approval of an application or water permit.

RECEIVED

JAN 1 5 2019

Stationd Field Office Division of Water Resources





EQUUS BEDS GROUNDWATER MANAGEMENT DISTRICT NO. 2 FINAL APPLICATION REVIEW CHECKLIST

2) <i>i</i> 3) l	Application No. <u>37586</u> Applicant: <u>Merlin Unruh</u> Proposed maximum quantity:	35 (limited) acre-fee	Date file Coun et/year Ra	ity: <u>Harvey</u>	
5) I	Proposed Use: <u>Irrigation</u> P/D location: <u>NE</u> Number and type of points of divers	34-23S-2W sion listed on the app			t, West ft ce diversions
8) 1 9) (10) (11) <i>i</i>	Meter required K.A.R. 5-22-4a or K Meets change app requirements K. Overlapping PUFile No. <u>4139 & 393</u> Overlapping PD File No Authorized Acres Base Acres	A.R. 5-22-8?	entre på de trenspire til Europeanskrike verde et de Stande		⊠No, Why <u>surface</u> ⊡No ⊠N/A
14) [Meets Max Reasonable Quantity K. (a) Irrigation max quantity: (b) Stockwater max quantity: (c) Industry max quantity: Industry standard: Reasonable rate for intended use? Depth to water: bls at obser	<u>0; 1.36 c</u> Gl Ad	ombined acre-f PD cre	eet / acre _ unit	□No □N/A □No ⊠N/A
17) F	Date reviewed: <u>1/15/2019</u> Reviewed by: <u>T. Boese</u> District recommendation:	Title: <u>Manag</u> ⊠Approve	<u>er</u> ∐Deny	□Other, see c	omment
Revi Appl place The crea Wate Wate	Comments and Calculations: ew completed for an application to change the p ication proposes to increase the place of use fro e of use overlap with change applications filed o proposed place of use is 155 acres and no new ting an Identical place of use overlap between th er right no 39335 - Authorized for 165 AF ground er right no 4139 - Authorized for 35 AF surface er right no. 37586 - Authorized for 35 AF surface 13: 0 AF / 155 acres = 0.00 AF/A. Total combi	m 31 acres to 155 acres an n surface water right No. 41 acres are proposed betwee le files. Therefore, base acr water water water (due to limitation with	d overlap the pla 39 & groundwate n the files - chang re review is not no n No. 4139, net q	er right no. 39335 ges filed only for the purp ecessary	

Recommend Approval, complies with K.A.R. 5-22-1 through 5-22-17

JAN 1 5 2019

Stafferd Field Officer
Division of Water Resolution

EQUUS BEDS GROUNDWATER MANAGEMENT DISTRICT NO. 2 FINAL APPLICATION REVIEW CHECKLIST

 Application No. 39335 Applicant: Merlin Unruh Proposed maximum quantity: Proposed Use: Irrigation P/D location: NW NE SE Number and type of points of diversity 	165 acre-feet/year 27-23S-2W	Date filed: County: Rate: Geo Center: Nort	12/13/18 <u>Harvey</u> 990 GPM h 2142 ft, West 1215 ft
7) Meter required K.A.R. 5-22-4a or k 8) Meets change app requirements k 9) Overlapping PUFile No. No. 4139 10) Overlapping PD File No. 11) Authorized Acres 12) Base Acres	C.A.R. 5-22-8? C.A.R. 5-22-8? & 37586 proposed	Catton	1 Well ☐Yes ☐No, Why ☐Yes ☐No ☐N/A
13) Meets Max Reasonable Quantity k (a) Irrigation max quantity: (b) Stockwater max quantity: (c) Industry max quantity: Industry standard: 14) Reasonable rate for intended use? 15) Depth to water: bls at obser	1.06; 1.36 GPI Acre		⊠Yes □No □N/A
16) Date reviewed: <u>1/15/2019</u> 17) Reviewed by: <u>T. Boese</u> 18) District recommendation:	Title: <u>Manager</u> ⊠Approve [ner, see comment
19) Comments and Calculations: Review completed for an application to change the Application proposes to increase the place of use freplace of use overlap with change applications filled of the proposed place of use is 155 acres and no new creating an identical place of use overlap between the Water right no 39335 - Authorized for 165 AF ground Water right no 4139 - Authorized for 46.5 AF surface Water right no. 37586 - Authorized for 35 AF surface User 13: 165 AF / 155 acres = 1.06 AF/A. Total cores are the proposed complies with KAR 5.22-1.	om 124 acres to 155 acres and on surface water rights Nos. 41 acres are proposed between the files. Therefore, base acre of dwater a water a water (due to limitation with Nobined is 211.5 AF / 155 acres	overlap the place of use a 39 & 37586 he files - changes filed on review is not necessary	y for the purpose of

RECEIVE

JAN 1 5 2019

Staffe Division of