NOTICE

This scan only represents the application as filed. The information contained herein meets the requirements of K.A.R. 5-3-1 or K.A.R. 5-5-1, and has been found acceptable for filing in the office of the Chief Engineer. The application should not be considered to be a complete application as per K.A.R. 5-3-1b or K.A.R. 5-5-2a.

Submit To: CHIEF ENGINEER
Division of Water Resources
Kansas Department of Agriculture
1320 Research Park Drive
Manhattan, Kansas 66502
http://agriculture.ks.gov/dwr

APPLICATION FOR APPROVAL TO CHANGE THE PLACE OF USE, THE POINT OF DIVERSION OR THE USE MADE OF THE WATER UNDER AN EXISTING WATER RIGHT



Filing Fee Must Accompany the Application (Please refer to Fee Schedule on signature page of application form.)

Paragraph Nos. 1, 2, 3, 4 & 8 must be completed. Complete all other applicable portions. A topographic map or detailed plat showing the authorized and proposed points(s) of diversion and /or place of use must accompany this application.

1.	Application is hereby made for approval of the Chief Engineer to change the Water Resources Received	
	∇ Place of Use 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	
	(Check one or more) Point of Diversion FEB 21 2019	
	☐ Use Made of Water KS Dept Of Agriculture	
	File No. <u>48.988</u>	
2.	Name of applicant: MARTIN S & PEGGY A TERNES	_
	Address: 1068 N WEST ROAD	_
	City, State and Zip: PECK KS 67120	_
	Phone Number: (E-mail address:	_
	What is your relationship to the water right; ☐ owner ☑ tenant ☐ agent ☐ other? If other, please explain	<u>-</u>
	Name of water use correspondent: MARTIN S & PEGGY A TERNES	_
	Address: 1068 N WEST ROAD	_
	City, State and Zip: PECK KS 67120	_
	Phone Number: (E-mail address:	_
3.	The change(s) proposed herein are desired for the following reasons (please be specific): to create a complete point	<u>of</u>
	diversion and place of use overlap with pending new application File No. 50,060	_
		_
		_
	The change(s) will be completed by with the approval of pending new application (Date)	_
F.0	Office Use Only: Office Use Only: GMD 16 Meets K.A.R. 5-5-1 (YES / NO) Use 122 Source GS County SU BY Date 2 2 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	9

Water Resources RITY
Received PRIORITY
2019
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UKS Dept Of Agriculture

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Fi	P	Nο	48	988

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			File No. <u>48,988</u>
2.	The pre	esently authorized use of water is for <u>irrigation</u>	purposes.
	It is pro	posed that the use be changed to	
3.		ging the place of use and/or use made of water, describe hoplication 50,060 will cover the increase in quantity for the	
	(Please		
4.	It is req	uested that the maximum annual quantity of water be redu	ced to (acre-feet or million gallons)
5.	It is req	juested that the maximum rate of diversion of water be redu	uced to gallons per minute (c.f.s.).
6.	1:24,00 Kansas Distand should	plication must include either a topographic map or detaile 10, is available through the Kansas Geological Survey, 156047-3726 (www.usgs.gov). The map should show the es North and West of the Southeast corner of the sectionalso be shown. Identify the center of the section, the section, township, and range numbers on the map. In addition the	1930 Constant Avenue, University of Kansas, Lawrence, e location of the presently authorized point(s) of diversion in must be shown. The presently authorized place of use ion lines and the section corners and show the appropriate
	a. If a	change in the location of the point(s) of diversion is propo-	sed, show:
	1) <u>.</u>		nces North and West of the Southeast corner of the section shown on the map agrees with the information shown in
	2)	domestic wells, within 1/2 mile of the proposed well or we	ne location of existing water wells of any kind, including ells. Identify each well as to its use and furnish name and are no wells within $\frac{1}{2}$ mile, please indicate so on the map.
	3)	If the source of supply is surface water, the names and and $\frac{1}{2}$ mile upstream from your property lines must be sh	
	b. If a	change in the place of use is desired, show the propose tain that the information shown on the map agrees with the	ed place of use by crosshatching on the map. Please be information shown in Paragraph No. 5 of the application.
7 .	local so	documentation to show the change(s) proposed herein wind burce of supply as to which the water right relates. This in the state of the	nformation may include statements, plats, geology reports,
	No imp	airment anticipated	
			Water Resources Received
			201 2010
			FEB 21 2019
8.	identify request	roposed change(s) does not meet all applicable rules and the rules and regulations for which you request a waiver should be granted. Attach documentation showing that g prejudicially and unreasonably affect the public interest.	regulations of the Kansas Water Appropriation Act, please State the reason why a waiver is needed and why the
	No waiv	vers anticipated	
			Water Beentrees
			Water Resources Received
			SPIORI

JAN 2 PORTS

UNASS Dept Of Agriculture

			File No. <u>48,988</u>	
2	The presently authorized point(s) of diversion (is) (are) no c	hange		
J.	The presently authorized point(s) of diversion (is) (are) no e	nange	(Provide description and number of points)	•
7.	The proposed point(s) of diversion (is) (are) no change		<u> </u>	
	List all presently authorized point(s) of diversion:		(Provide description and number of points)	
в. Г	Presently authorized point of diversion:			
۱.	One in the Quarter of the		Quarter of the	Quarter
	of Section, Township			
	in County, Kansas, f			
	Authorized Rate Authorized Quantity		. •	
	(DWR use only: Computer ID No GPS		feet North feet W	est)
	☐ This point will not be changed ☐ This point will be			,
	Proposed point of diversion: (Complete only if change i			
	One in the Quarter of the		Quarter of the	Quarter
	r of Section ************************************			
	in County, Kansas, f		•	
	Proposed Rate Proposed Quantity			
	This point is: Additional Well Geo Center List other		at will use this point	<u> </u>
,				
9.	Presently authorized point of diversion:			
	One in the Quarter of the			
	of Section, Township			
	in County, Kansas, f		feet West of Southeast corn	er of section.
	Authorized Rate Authorized Quantity			
	(DWR use only: Computer ID No GPS			(est)
	☐ This point will not be changed ☐ This point will be	_	nows:	
	Proposed point of diversion: (Complete only if change		0 4 60	
	One in the Quarter of the			
	of Section, Township			
	in County, Kansas, f	eet North	feet viest of Southeast corn	er or section.
	Proposed Rate Proposed Quantity This point is: Additional Well Geo Center List other		at will use this point	
	This point is. Additional Well Geo Center List other	water rights the	at will use this point	·
0.	Presently authorized point of diversion:			
	Presently authorized point of diversion: One in the Quarter of the	d je sar kalen ke sa	Quarter of the	Quarter
	of Section, Township		South, Range	(E/W),
	of Section, TownshipinCounty, Kansas, f	eet North	feet West of Southeast corn	er of section.
	Authorized Rate Authorized Quantity	· · · · · · · · · · · · · · · · · · ·		
	(DWR use only: Computer ID No. granning GPS	1	feet North feet W	/est)
	☐ This point will not be changed ☐ This point will be	e changed as fo	llows:	
	Proposed point of diversion: (Complete only if change	s requested)	:	
	One in the Quarter of the			
	of Section, Township		South, Range	(E/W),
	in County, Kansas, f			

11. Describe the current condition of and future plans for any point(s) of diversion which will no longer be used. N/A

Proposed Quantity This point is:

Additional Well Geo Center List other water rights that will use this point

Proposed Rate

File	e N	o. 4	8 9	88

Any use of water that is not as authorized by the water right or permit to authorize water <u>before</u> the chief engineer approves this application is a violation of the Kansas Water Appropriation Act for which criminal or civil penalties may be assessed. Such violation is a class C misdemeanor, punishable by a fine not to exceed \$500 and/or a term of confinement not to exceed one month in the county jail. K.S.A. 82a-728(b). Civil penalties shall be not less than \$100 nor more than \$1,000 per violation. In the case of a continuing violation, each day such violation continues may be deemed a separate violation. In addition to these penalties the water right may be modified or suspended. K.S.A. 82a-737, as amended.

The application must be signed by all owners of the place of use authorized under the water right and his or her spouse, if married. Please indicate if there is no spouse. If land is being purchased under contract, the seller must sign as landowner until such time as the contract is completed.

In the event that all applicants cannot appear before one notary public, they may as necessary sign separate copies of the application before any notary public conveniently available to them. All copies signed in this manner shall be considered to be valid parts of the application.

If the request is signed on behalf of any Owner by someone with legal authority to do so (for example, an agent, one who has power of attorney, or an executor, executrix, conservator), it will be necessary to attach proper documents showing such authority.

		·		
I declare that I am an owner of the authorized to make this application complete. By filing this application as specified in sections 14 and 15 of	on their behalf, and declar authorize the chief engine	further that the state to permanently redu	tements contained herein a ice the quantity of water an	are true, correct, and
Dated at Monume		this 27 da	y of Accember	, 20 / 8 .
Gom Hattyp	Úm-	*		
LEO M Hattrup			(Spouse)	
(Please Print	:)	-	(Please Print)	-
(Owner)			(Spouse)	
(Please Print	:) .	·	(Please Print)	
(Owner)			(Spouse)	
(Please Print		-	(Please Print)	
State of Kansas County of El Paso)) ss			
I hereby certify that the foregoing December, 20 18	DEBORAH SULLIVA NOTARY PUBLIC STATE OF COLORAG		worn to before me this _	$\frac{27^{4M}}{}$ day of
My Commission Expires	NOTARY ID# 20184013 MY COMMISSION EXPIRES (Notary Public	
			Water Resources Received	
Each application to change the place of		CHEDULE	FFR 2.1 2019	accompanied by the
application fee set forth in the schedule	below:			•
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Make check payable to Kansas Depart	ment of Agriculture.			
	t	W	ater Resources	
			Received	
		SEDTI	Ater Resources Received Received RECEIVED 2019 Dept Of Agriculture	
		UNAC KS	ept Of Agriculture	

Submit To: CHIEF ENGINEER
Division of Water Resources
Kansas Department of Agriculture
1320 Research Park Drive
Manhattan, Kansas 66502
http://agriculture.ks.gov/dwr

APPLICATION FOR APPROVAL TO CHANGE THE PLACE OF USE, THE POINT OF DIVERSION OR THE USE MADE OF THE WATER UNDER AN EXISTING WATER RIGHT



Filing Fee Must Accompany the Application (Please refer to Fee Schedule on signature page of application form.)

Paragraph Nos. 1, 2, 3, 4 & 8 must be completed. Complete all other applicable portions. A topographic map or detailed plat showing the authorized and proposed points(s) of diversion and /or place of use must accompany this application.

1.	Application is hereby mad	le for approval of the C	hief Engineer to change the	. Water	Resources					
		☑ Place of Use		Re	eceived ORITY					
	(Check one or more)	☐ Point of Diversion		IAN	eceived ORITY					
		☐ Use Made of Wate	er	TAB	Of Agriculture					
				NOS Dept	Of Agriculture					
		File N	lo. <u>48.988</u>	- NAME .						
2.	Name of applicant: MART	IN S & PEGGY A TER	NES							
	Address: 1068 N WEST R	ROAD								
	City, State and Zip: PECK	(KS 67120								
	Phone Number: ()		_ E-mail address:							
	What is your relationship to	to the water right; 🔲 o	wner 🛛 tenant 🗌 agent	other? If other, p	olease explain.					
	Name of water use corres	pondent: MARTIN S &	PEGGY A TERNES							
	Address: 1068 N WEST R	ROAD								
	City, State and Zip: PECK	City, State and Zip: PECK KS 67120								
	Phone Number: ()		E-mail address:							
3.	• , , , ,		- "	, ,	create a complete point of					
	diversion and place of use	overlap with pending	new application File No. 50,	.060 Wate	r Resources					
				_	Received					
	,		/	FEE	3 21 2019					
	The change(s) will be com	npleted by with the app	roval of pending new applic	ation KS Dept	Of Agriculture					
_				******						
F.	or Office Use Only: O. GMD Meets F	K.A.R. 5-5-1 (YES / NO)	Use Source G /	'S County	By Date					
Co	O GMD Meets F ode	Fee \$	TR # Rec	eipt Date	Check#					

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4. Th	e prese	ently au	ıthoriz	ed pla	ce of	use is:										FIIE IN	0. <u>40,8</u>	900	
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				NI	≣¼			NV	V1⁄4			sv	V¼			SI	≣¼	•	TOTAL
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5. It i	s propo	sed tha	at the	place	of use	be ch	anged	to:											
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		File No. <u>48,988</u>
6.	The presently authorized point(s) of diversion (is) (are) no change	(Provide description and number of points)
7.	The proposed point(s) of diversion (is) (are) no change	(Provide description and number of points)
١.	The proposed point(s) of diversion (is) (are) no change	(Provide description and number of points)
	List all presently authorized point(s) of diversion:	
8.	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 Nort	
	Authorized Rate Authorized Quantity	
	(DWR use only: Computer ID No GPS	
	☐ This point will not be changed ☐ This point will be chang	ed as follows:
	Proposed point of diversion: (Complete only if change is reque	
	One in the Quarter of the	
	of Section, Township	
	in County, Kansas, feet North	
	Proposed Rate Proposed Quantity This point is: Additional Well Geo Center List other water	
ı	This point is. Additional Well Geo Center List other water	ights that will use this point
9.	Presently authorized point of diversion:	
	One in the Quarter of the	Quarter of the Quarter
	of Section, Township	
	in feet Nortl	feet West of Southeast corner of section.
Ì	Authorized Rate Authorized Quantity	
i	(DWR use only: Computer ID No GPS	feet North feet West)
	☐ This point will not be changed ☐ This point will be chang	ed as follows:
	Proposed point of diversion: (Complete only if change is reque	
	One in the Quarter of the	
	of Section, Township	
	in County, Kansas, feet Nortl	
	Proposed Rate Proposed Quantity	
l	This point is: Additional Well Geo Center List other water	rights that will use this point
10.	Presently authorized point of diversion:	
ا٠٠.	One in the Quarter of the	Quarter of the Quarter
l	of Section, Township	
	in feet Nortl	n feet West of Southeast corner of section.
	Authorized Rate Authorized Quantity	
	(DWR use only: Computer ID No GPS	feet North feet West)
	☐ This point will not be changed ☐ This point will be change	ed as follows:
	Proposed point of diversion: (Complete only if change is reque	•
	One in the Quarter of the	
	of Section, Township	
	in County, Kansas, feet North	
ŀ	Proposed Rate Proposed Quantity	
L	This point is: Additional Well Geo Center List other water	
11.	Describe the current condition of and future plans for মানু চ ুলানিও জ Receive	ed Received 2008/1/14
	FEB 21	2019 JAN 14 2019 griculture ept Of Agriculture
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12.	The pre	esently authorized use of water is for <u>irrigation</u>	purposes.
	It is pro	posed that the use be changed to	purposes.
13.		ging the place of use and/or use made of water, describe how the consupplication 50,060 will cover the increase in quantity for the place of use	Imptive use will not be increased.
	(Please s	show any calculations here.)	
14.	It is req	uested that the maximum annual quantity of water be reduced to	(acre-feet or million gallons)
15.	It is req	uested that the maximum rate of diversion of water be reduced to	gallons per minute (c.f.s.)
16.	1:24,00 Kansas Distand should	plication must include either a topographic map or detailed plat. A U.S 10, is available through the Kansas Geological Survey, 1930 Constates 66047-3726 (www.usqs.gov). The map should show the location of the Southeast corner of the section must be shalso be shown. Identify the center of the section, the section lines and , township, and range numbers on the map. In addition the following in	nt Avenue, University of Kansas, Lawrence, the presently authorized point(s) of diversion own. The presently authorized place of use the section corners and show the appropriate
	a. If a	change in the location of the point(s) of diversion is proposed, show:	
	1)	The location of the proposed point(s) of diversion. Distances North armust be shown. Please be certain that the information shown on the Paragraph Nos. 9, 10 and 11 of the application.	
	2)	If the source of supply is groundwater, please show the location of domestic wells, within $\frac{1}{2}$ mile of the proposed well or wells. Identify mailing address of the property owner or owners. If there are no wells	each well as to its use and furnish name and
	3)	If the source of supply is surface water, the names and mailing addrand $\frac{1}{2}$ mile upstream from your property lines must be shown.	esses of all landowner(s) ½ mile downstream
		a change in the place of use is desired, show the proposed place of utain that the information shown on the map agrees with the information	
17.	local so	documentation to show the change(s) proposed herein will not impair burce of supply as to which the water right relates. This information mays, test hole logs, and other information as necessary information to shelow.	ay include statements, plats, geology reports,
	No impa	airment anticipated	
18.	identify request	roposed change(s) does not meet all applicable rules and regulations of the rules and regulations for which you request a waiver. State the should be granted. Attach documentation showing that granting the reprejudicially and unreasonably affect the public interest.	reason why a waiver is needed and why the
	No wai	vers anticipated	FEB 21 2019
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Any use of water that is not as authorized by the water right or permit to authorize water <u>before</u> the chief engineer approves this application is a violation of the Kansas Water Appropriation Act for which criminal or civil penalties may be assessed. Such violation is a class C misdemeanor, punishable by a fine not to exceed \$500 and/or a term of confinement not to exceed one month in the county jail. K.S.A. 82a-728(b). Civil penalties shall be not less than \$100 nor more than \$1,000 per violation. In the case of a continuing violation, each day such violation continues may be deemed a separate violation. In addition to these penalties the water right may be modified or suspended. K.S.A. 82a-737, as amended.

The application must be signed by all owners of the place of use authorized under the water right and his or her spouse, if married. Please indicate if there is no spouse. If land is being purchased under contract, the seller must sign as landowner until such time as the contract is completed.

In the event that all applicants cannot appear before one notary public, they may as necessary sign separate copies of the application before any notary public conveniently available to them. All copies signed in this manner shall be considered to be valid parts of the application.

If the request is signed on behalf of any Owner by someone with legal authority to do so (for example, an agent, one who has power of attorney, or an executor, executrix, conservator), it will be necessary to attach proper documents showing such authority.

complete. By filing this application I authorize the as specified in sections 14 and 15 of this application	on.			
Dated at	, Kansas, this	s day of	, 20	
(Owner)			(Spouse)	
(Please Print)			Please Print)	
(Owner)		(Spouse)		
(Please Print)		(Please Print)		
(Owner)		(Spouse)		
(Please Print)			Please Print)	
State of Kansas)				
County of				
I hereby certify that the foregoing application v	was signed in my	presence and sworn to b	pefore me this day of	
My Commission Expires	<u>_</u> .		Notary Public	
	FEE SCHED	NII F		
	I LL VVIILE	<u>Man</u>		
Each application to change the place of use, the point application fee set forth in the schedule below:	of diversion or the us	e made of the water under the	nis section shall be accompanied by the	
 (1) Application to change a point of diversion (2) Application to change a point of diversion (3) Application to change the place of use (4) Application to change the use made of the Make check payable to Kansas Department of Agricu 	300 feet or less more than 300 feet			
Make check payable to Kansas Department of Agricu				
	Water Res	sources Water F	Resources	

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