## **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 m	ade for appro	oval of the Chie	ef Engineer to	change the	WA	TER RESOUR	CES
		Place	of Use				RECEIVED	
	(Check one or more)	□ Point of the last o	of Diversion				MAR 2 4 20	21
		☐ Use M	lade of Water				1:56	7
						KSDE	PT OF AGRIC	OLIONE
			File No.	47468				
2.	Name of applicant: Lar	ry L. Stucky						
	Address: 1528 Cimarro	n Road			C. Jeans W.	da ela revoluti	ni ungh usin	ringits tra tell
	City, State and Zip: Mc	Pherson, KS	67460	are is in oil	the twite attach	nousing own re	m atom sup a	
	Phone Number: (620) 5	504-4701		E-mail addı	ress: cstucky@	mtelco.net	in and text the	esdoto si ili - d
	What is your relationsh	ip to the wate	er right: 🛛 own	er 🗆 tenant	□ agent □	other? If other	please expla	ain.
			3, 2		_ agam _		, , , , , , , , , , , , , , , , , , , ,	
	Name of water use cor	respondent: I	arry 1 & Cindy	A Lou Stucky	E lawse le so	age I are live	TENLE	
	Name of water use con	espondent. <u>L</u>	arry L. & Ciriuy	Lou Stucky				
	Address: 1528 Cimarro	n Road						
	City, State and Zip: Mc	Pherson, KS	67460					
	Phone Number: (620) 5	504-4701		E-mail addı	ress: cstucky@	mtelco.net		
3.	The change(s) propose	ed herein are	desired for the	following reas	ons (please be	specific):		
	Changing the existing of						ne salinity inc	reases with
	depth. Changing from	one well to a	battery of two	wells and pum	ping at a lower	rate in each we	ell to reduce t	he salinity in
	the water pumped.							
	The change(s) (was) (v	vill be) comple	eted by ASAP		Control of	weeks was con	al decident	ner der
						Date)		
Fo	or Office Use Only:						DMM	3/25/21
F.C	O. 2 GMD 2 Meet		1 (YES / NO) U	lse <mark>IRR</mark> R#	Source G/S C	County MP Date ろ・24・2	By BIVIVI	Date
00	ode <u>CGT</u>	ree	\$ 100 TI	N #	Receipt	Date 3.01.0	Check # _	1664

3/29/2021 LMoody

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List any other water rights that cover this place of use. \_\_\_

					File No.	47468	
The presently au	uthorized point(s	s) of diversion (is) (are)	one well				
	1			(Provide description and	d number of points	(s)	
The proposed po	oint(s) of diversi	on (is) (are) a battery of	two wells	(Provide description and	d number of points		
				(Provide description and	a number of points	.5)	
		oint(s) of diversion:	Something the	and/ar bee made of	ally to dotal	to sell bullions	do 11 lő l
Presently author							
		Quarter of the		No. of the last of			
of Section	28	, Township	20	South, Range		3W	(E/W)
in McPherson	Cou	unty, Kansas, <u>2690</u>	feet North _	1585 feet West	t of Southea	ast corner of	section.
Authorized Rate	718 GPM (LTD	) Authorized Quantity	150 AF (LTD				
(DWR use only	Computer ID	No GI	PS2690	feet North	1593 W	feet West)	JRCES
☐ This point w	ill not be chang	ged 🛛 This point wi	II be changed	as follows:		VECEINE	
	of diversions (	Complete only if chan	ae is requeste	<u>ed)</u>		MAR 2 4 2	021
Proposed point	of diversion: (						
One in the	SE	Quarter of the	SW	Quarter of the	N	NE	_ Quarter
One in the of Section	SE 28	Quarter of the , Township	SW 20	Quarter of the South, Range	KSDE	NE 3W OF AGRIC	_ Quarte
One in the of Section in McPherson	SE 28 Cou	Quarter of the , Township unty, Kansas,2686	SW 20 feet North	Quarter of the South, Range 1504 feet West	KS DE	NE 3W OF AGRIC ast corner of	_ Quarte (E/W)
One in the of Section in McPherson Proposed Rate _	SE 28 Cou 718 GPM (LTD	Quarter of the, Townshipunty, Kansas,2686 )_ Proposed Quantity _	SW 20 feet North 150 AF (LTD)	Quarter of the South, Range 1504 feet West	KS DE	NE 3W OF AGRIC ast corner of	_ Quarter
One in the of Section in McPherson Proposed Rate _	SE 28 Cou 718 GPM (LTD	Quarter of the , Township unty, Kansas,2686	SW 20 feet North 150 AF (LTD)	Quarter of the South, Range 1504 feet West	KS DE	NE 3W OF AGRIC ast corner of	_ Quarter OU (E/W) section.
One in the of Section in McPherson Proposed Rate _ This point is: □	SE 28 Cou 718 GPM (LTD Additional Well	Quarter of the, Township unty, Kansas,2686 )_ Proposed Quantity _  Geo Center List	SW 20 feet North 150 AF (LTD)	Quarter of the South, Range 1504 feet West	KS DE	NE 3W OF AGRIC ast corner of	_ Quarter
One in the of Section in McPherson Proposed Rate This point is:  Presently author	SE 28 Cou 718 GPM (LTD Additional Well	Quarter of the, Township unty, Kansas,2686 )_ Proposed Quantity _  \[ \int \text{ Geo Center List of the contents} \]	SW 20 feet North _ 150 AF (LTD) other water righ	Quarter of the South, Range 1504 feet West	KS DE t of Southea oint 39205,	NE 3W OF AGRIG ast corner of 46155	_ Quarter
One in the of Section in McPherson Proposed Rate This point is:  Presently authorone in the	SE 28 Cou 718 GPM (LTD Additional Well	Quarter of the, Township, Township, 100	SW 20feet North _ 150 AF (LTD other water righ	Quarter of the South, Range 1504 feet West Into that will use this pure Quarter of the	KS DE t of Southea oint 39205,	NE 3W OF AGRIS ast corner of 46155	Quarter (E/W) section.
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One in the	SE 28 Cou 718 GPM (LTD Additional Well  Prized point of a  Cou Computer ID ill not be change of diversion: ( SE 28 Cou	Quarter of the, Township unty, Kansas,2686 )_ Proposed Quantity	SW 20feet North 150 AF (LTD) other water rightfeet North PS III be changed age is requested SW 20feet North	Quarter of the South, Range 1504 feet West  Its that will use this p Quarter of the South, Range feet West feet North as follows: d) Quarter of the South, Range feet North feet North as follows: d) Quarter of the South, Range	t of Southeat of Southeat of Southeat	NE 3W OF AGRIC ast corner of 46155  ast corner of feet West)  NE 3W	Quarter Quarter (E/W) section.  Quarter (E/W) section.
One in the	SE 28 County 718 GPM (LTD Additional Well  orized point of county	Quarter of the, Township unty, Kansas,2686 )_ Proposed Quantity _	SW 20feet North 150 AF (LTD other water righfeet Northfeet North BS III be changed age is requeste SW 20feet North	Quarter of the South, Range 1504 feet West of the South, Range Quarter of the South, Range feet West feet North as follows:    Quarter of the South, Range feet North South, Range Guarter of the South, Range 1593 feet West feet West feet West feet West feet Market feet feet West feet Market feet feet West feet Market feet feet feet feet feet feet feet f	t of Southea	ast corner of  46155  ast corner of  46155  ast corner of  feet West)  NE  3W  ast corner of	Quarte Quarte (E/W) section.  Quarte (E/W) section.

Presently authorized poin	t of diversion:	ni wie aecen s	s mobamistration and a	or sion test and	Heve
One in the	Quarter of the		Quarter of the	Website .	_ Quarter
of Section	, Township	Mill hands	South, Range	Late State of	(E/W),
in	County, Kansas,	feet North	feet West of So	outheast corner o	f section.
Authorized Rate	Authorized Quantity	De l'alle anglisse	COLOR DE LA CONTRACTOR		
(DWR use only: Compute	er ID No GP	°S	feet North	feet West	
☐ This point will not be c	hanged	I be changed	as follows:		
Proposed point of diversi	on: (Complete only if change	ge is requeste	<u>ed)</u>		
One in the SE	Quarter of the	SW	Quarter of the	NE	_ Quarter
of Section 28	, Township	20	South, Range	3W	(E/W),
in McPherson	County, Kansas, 2682	feet North	1415 feet West of S	outheast corner o	f section.
Proposed Rate	Proposed Quantity _	New York Control of the Control of t			
This point is:  Additional	Well Geo Center List of	other water righ	nts that will use this point 3	9205, 46155	LYSY.

11. Describe the current condition of and future plans for any point(s) of diversion which will no longer be used. <u>NA – No well to Be abandoned by change</u>

2.	The pre	esently authorized use of water is for irrigation	purposes.
	It is pro	posed that the use be changed to NO CHANGE	purposes.
3.	If chan	ging the place of use and/or use made of water, des	cribe how the consumptive use will not be increased.
	10	TO THE ST. SHOW WHEN ANY	Taro to 17050D
		The state of the Burner of the State of the	2 Northwest Street Street Constitution of the Street Street
	(Please	show any calculations here.)	1070 gain on a computer 10 that the control of the
4.	It is req	quested that the maximum annual quantity of water b	pe reduced to <u>NO CHANGE</u> (acre-feet or million gallons)
5.	It is req	quested that the maximum rate of diversion of water	be reduced to <u>NO CHANGE</u> gallons per minute ( c.f.s.)
	1:24,00 Kansas Distand should	20, is available through the Kansas Geological Sus 66047-3726 ( <a href="www.usgs.gov">www.usgs.gov</a> ). The map should shoes North and West of the Southeast corner of the also be shown. Identify the center of the section, the	detailed plat. A U.S. Geological Survey Topographic Map, scale arvey, 1930 Constant Avenue, University of Kansas, Lawrence now the location of the presently authorized point(s) of diversion section must be shown. The presently authorized place of use the section lines and the section corners and show the appropriate tion the following information must also be shown on the map.
	a. If a	a change in the location of the point(s) of diversion is	proposed, show:
	1)		Distances North and West of the Southeast corner of the section mation shown on the map agrees with the information shown in
	2)	domestic wells, within 1/2 mile of the proposed we	show the location of existing water wells of any kind, including ${\sf II}$ or wells. Identify each well as to its use and furnish name and ${\sf III}$ there are no wells within ${\sf 1/2}$ mile, please indicate so on the map
	3)	If the source of supply is surface water, the name and ½ mile upstream from your property lines mus	is and mailing addresses of all landowner(s) $\frac{1}{2}$ mile downstream to be shown.
			proposed place of use by crosshatching on the map. Please be with the information shown in Paragraph No. 5 of the application.
	local so	ource of supply as to which the water right relates. gs, test hole logs, and other information as necessa	rein will not impair existing water rights and relates to the same This information may include statements, plats, geology reports by information to show the above. Additional comments may be
	Change	e relates to the same local source of supply – Equus	Beds Aquifer.
	Change	e will not impair existing water rights as minimum we	Il spacing requirements will be met.
	3-30	stylenet	1 (DWS and univer Company to Ha
		thanged as follows:	ad life union ein ( ) bognede ed ton blee kung ein ( )
	identify request	the rules and regulations for which you request a	es and regulations of the Kansas Water Appropriation Act, please waiver. State the reason why a waiver is needed and why the that granting the request will not impair existing water rights and rest.
	May no	ot comply with K.A.R. 5-2-3(b). The applicant reques	sts a waiver, as the application is being filed to allow for a
	reduce	d pumping rate from the individual wells to reduce sa	alinity content in the water pumped. The over-all actual
	pumpin	g rate will not be increased and the application is or	nly being filed for water quality purposes

File No. <u>47468</u>

## Application Map - File No. 47468



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.

Signature Stricky	2 - 23 - 2/ Date
New Application	Water wells within 1/2 mile of proposed point
Application No. 47468 To Change:	of diversion include: (type use, owner, address)
✓ Point of Diversion	1) Domestic Well - Samuel L. & Taylor N. Stucky 1464 Cimmarron Rd., McPherson, KS 67460
Place of Use	2) Irrigation Well - Water Right Nos. 41255 & 42159 CNS Land, LLC,
Use Made of Water	1528 Cimarron Rd., McPherson, KS 67460 RECEIVED
<ul><li>Proposed Point of Diversion</li><li>Existing Points of Diversion</li></ul>	3) MAR 2 4 2021
Proposed Place of Use	KS DEPT OF AGRICULTURE
Authorized Place of Use	Completed By GMD2 State

Completed By GMD2 Staff

File No.	47468	

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 currently authorized place of use as identified herein, or that I represent all such owners and am authorized to make this application on their behalf, and declare further that the statements contained herein are true, correct, and complete. By filing this application I authorize the chief engineer to permanently reduce the quantity of water and/or rate of diversion as specified in sections 14 and 15 of this application. Kansas, this 23rd Dated at Halstead day of February (Spouse) Larry L. Stucky for CNS Land, LLC (Please Print) (Please Print) (Owner) (Spouse) (Please Print) (Please Print) (Owner) (Spouse) (Please Print) (Please Print) State of Kansas SS County of hereby certify that the foregoing application was signed in my presence and sworn to before me this EBRUARY 20 My Commission Expires NOTARY PUBLIC - State of Kansas **FEE SCHEDULE** 06/11 2022 Each application to change the place of use, the point of diversion or the use made of the water under this section shall be accompanied by the application fee set forth in the schedule below: Application to change a point of diversion 300 feet or less Application to change the place of use .

Application to change the use made of the water . . . . .

Make check payable to Kansas Department of Agriculture.