# Kansas Department of Agriculture Division of Water Resources

# **CHANGE: P/U WORKSHEET**

1. File Number: <b>49621</b>	2. Status Change Date: 9/10/2021	3. Change Num:	4. Field Office: <b>02</b>	5. GMD:			
6. Status: ⊠ Approved  9/10/乙(	☐ Denied by DWR/GMD ☐	Dismiss by Reques	t/Failure to Return	7. Filing Date of Change: 9/9/21			
8a. Applicant(s)  New to system □	Person ID Add Seq#	8c. Landown New to sy		Person ID Add Seq#			
8b. Landowner(s) New to system   CAROL SUE HUN 13840 METCALF OVERLAND PARK	<b>AVE UNIT 13207</b>	1345 E	rstem □ Y S HOOBLER 130 <sup>TH</sup> AVE N ANE KS 67110	Person ID 64833 Add Seq# 1			
☐ Anti-Reverse Meter	s): ⊠ DWR Meter(s) Date to Comp  ☐ Meter Seal ⊠ Check Valve te Required: Da	□ N & P Form	☐ Water Tube ☐ I	Oriller Copy ☐ H & E Letter			
10. Use Made of Water Fro	om:	To: <u>-</u>	- 8 8 8				
				By: <b>EKF</b> By: body			

File No	o. <b>4962</b>	1	11. Cour	nty: SG	В	asin: A	RKAN	ISAS I	RIVER	1		S	tream							Fo	ormation	Code: 100	Special Use: N/A
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MOD	82223	NW SE SW	36	298	1W	12		816	3	,663		BATT	1 OF	4 W	ELLS	5 5	SEE G	EOCE	NTER	l			NONE
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Lir	nitation:		af/	yr at				gpm				_ cfs)	when	combi	ned w	ith file	numb	er(s) _					
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Comm	ents:																						

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 than 100 feet, or if place of use will be changed, include a topographic map or detailed plat showing the authorized and proposed point(s) of diversion and/or place of use

of div	ersion and/or p	lace of	use.															
					o tsa	ile No.	4962	1			sd) to					RE	CEI	VED
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SEP 0 9 2021

5.	Presently authorized point of diversion: Geographic	graphic Cer	nter of Bat	tery of Fo	our (4) We	ells	- FG 16	1-1	Suppose :
	One in the NW Quarter of t	ne	SE	Qua	rter of the	5727-1	SW	artis ;	_ Quarter
	of Section 36 , Township								
	in <u>Sedgwick</u> County, Kansas,								
	Authorized Rate 800 gpm Authorized Q								pucT
	(DWR use only: Computer ID No. 08								- A16
	☐This point will not be changed ☐This point will b								follows:
	Proposed point of diversion: (Complete only								
	One in the NW Quarter of t								
	of Section 36, Township								
	in Sedgwick County, Kansas,								
	Proposed Rate <u>no change</u> Proposed Qu								
,6	This point is: ☐ Additional Well ☐ Geo Cente	-							
						1-11		rt e	
6.	Presently authorized point of diversion:								
١.	One in the Quarter of t	ne		Qua	rter of the				Quarter
	of Section, Township								
	in County, Kansas,	fe	et North		feet Wes	t of Sout	heast co	orner of	section.
	Authorized Rate Authorized Q								7177
-	(DWR use only: Computer ID No.	GPS		feet l	North		feet	West)	
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	Proposed point of diversion: (Complete only								
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	This point is: Additional Well Geo Cente								-na.
L	This point is.  Additional Well Geo Cente	LIST OTHER	water right	S triat Will	use tilis p	OII IL	1 10 10 10		
7.	The changes herein are desired for the following	reasons?							
٠.	(please be specific) Modify place of use to include					North			
	unauthorized acres being irrigated		300	200	100 	0 1	100	200 **********	300
			E.,			<u> </u>			=
g	If a well, is the test hole log attached?  Yes	No	E			Ξ.			=
0.	in a work, to the test hele log attached.		200	1 +	+ $+$	= 1 -	+ 1 -	+ 1-	300
9.	The change(s) (was)(will be) completed by?		E		_	=	_	_	=
	upon approval of change applicaiton		100	1 +	+ $+$	Ξ .	+ 1	+ 1-	100
	approvar or change application	1 1		' '	- /-	≣ '⊹		' '	1
10.	If the point of diversion is a well:		E			=',<	_		1
	(a) What are you going to do with the old well?		West 0	ntuntun	hinimhi	ПЖини	1 1111 1111	Диифн	田 O East
			E		_	=	_		4
	N/A		100		12 1	Ξ,	4 1	1472	100
	(b) When will this be done? N/A		100			Ε '' '	d - ',6	120	100
			on the	1.00	- T	<b>=</b> (2)	organia.		1
11.	Groundwater Management District recommendation	attached?	200	1+1	+ $+$	<u> </u>	+ 11	+ 1-	200
	Yes No		E	_	_	Ξ	_		1
			Ē.,		hadaala	<u>.</u>	James	سنسيل	1
12.	Assisted by EKF/SFFO		300	200	100	0 1	100	200	300
13a	. If the proposed point of diversion will be relocated ma	ore than 300				South	Scale: 1 h	ashmark=10	ft
	feet but within 2,640 feet of the existing point of dive	rsion, attach	13b. If the p	proposed p	oint of dive	ersion will	be reloc	ated wit	hin 300 feet
	a topographic map or aerial photograph. For of sources, show all wells (including domestic) within contractions of the sources.	groundwater	of the	existing	point of di	version, i	indicate	Its loca	tion on the g point of
	Sources, show an wens (including domestic) within t	"10-Hall Hille	ulayla	III SHOWII	above II	T. The	(V) :-	CAIGUII	of diagram
	of the proposed point of diversion and the names		diversi	ion. (PLE	EASE NOT	E: The	X. III	center o	Ji ulaylalli
	of the proposed point of diversion and the names addresses of the owners. For surface water source names and addresses of the landowner(s) or	es, show the	diversi above divers	represe	ents /the	present	ly auth	center of norized	point of

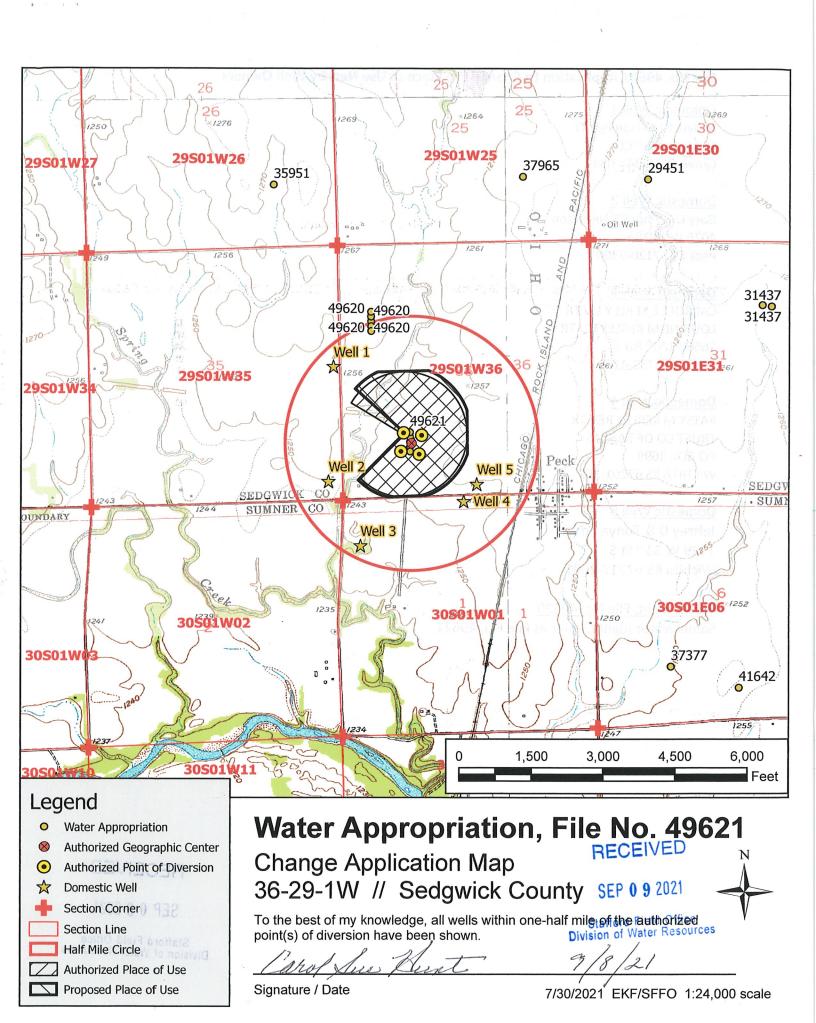
lines

14. If the proposed groundwater point of diversion is 300 or fewer feet fro	om the 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 appli	
(b) Will the ownership interest of any owner of the currently autho affected if this application is approved as requested?  ☐ Yes ☐ No (If yes, all owners must sign this application)	rized place(s) of use identified in this application be adversely
(c) If this application is not approved expeditiously, will there be sub ☐ Yes ☐ No (If no, all owners must sign this appli	ostantial damage to property, public health or safety?
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).	
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 application are true, correct and complete.  Dated at	ized agent of the owner(s) to make this application on plication pertains. I further verify that the statements
Casal Min History	5-3-5e, the comercial many in records and report in agriculty to the Chief Engineer by March 1 following to
(Owner)	(Spouse)
CAROL Sue Hunt	authorized extension or date. Ex March 1, 20
(Please Print)	(Please Print)
(Owner)	(Spouse)
<b>capei</b> ble of preventing poliution of the aduce of the werensupor. The after in accordance with K.A.R. 6.3-50. ⊠ Applicable. □ Mat.Applicable	
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
	YENNE N. WALDEN y Public - State of Kansas - 5 · 6 · 7073
I hereby certify that the foregoing application was signed in of	my presence and sworn to before me this day
My Commission Expires	Chusewaldh Notary Public
ONLY COMPLETE APPLICATIONS WILL BE PROCESSED. To be complete, all accurate information; maps, if necessary, must be included; signatures of all the a 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 under forth 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
(I) con ilsson even exercise (I)	SEP 0 9 2021 Please Flee Division of Water Fl
DWR 1-121 (Revised 04/5/2018) SSOS SSERA PAGE PAGE 3	Stafford Field Office Division of Water Resources File No. 49621

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# **SUMMARY ORDER APPROVING APPLICATION FOR CHANGE AND IMPOSING CONDITIONS**

pro Wit Iimi	s Summary Order is issued under authority of K.S.A. 82a-708b, as amended, and K.A.R. 5-5-1, <i>et seq.</i> and other applicable visions of the <i>Kansas Water Appropriation Law, K.S.A. 82a-701 et. seq.</i> , and rules and regulations promulgated thereunder, h the exception of those conditions expressly contained herein, this Summary Order does not change the terms, conditions and tations of File No. 49621
1.	A change application was received on requesting that the place of use and / or point of diversion authorized under the above-referenced file number be changed as described in the application.
2.	On and after the effective date of this summary order, the authorized place(s) of use shall be located substantially as shown on the topographic map accompanying the application to change the place of use.   Applicable   Not Applicable
3.	The change in point of diversion shall not impair existing rights and shall be limited to the same source or sources of water as previously authorized. The point of diversion authorized by this summary order shall be located within a foot radius of the authorized point(s) of diversion. ☐ Applicable ☐ Not Applicable
4.	The point(s) of diversion described herein is administratively corrected to be more accurately described using the Global Positioning System (GPS), as described in the application. ☑ Applicable ☐ Not Applicable
5.	The point(s) of diversion authorized herein shall not actually be located more than feet from the previously authorized point(s) of diversion. ☐ Applicable ☒ Not Applicable
6.	As required by K.A.R. 5-3-5d, if the works for diversion is a well with a diversion rate of 100 gallons per minute or more, a tube or other device suitable for making water level measurements shall be installed, operated and maintained in accordance with K.A.R. 5-6-13.   Applicable  Not Applicable
7.	The owner of the authorized place(s) of use shall properly install an acceptable water flow meter on or before December 31, 2021, or before the first use of water, whichever occurs first. The water flow meter shall be installed, operated and maintained in accordance with K.A.R. 5-1-4 through 5-1-12. As required by K.S.A. 82a-732, as amended, and K.A.R. 5-3-5e, the owner shall maintain records and report the reading of the water flow meter and the total quantity of water diverted annually to the Chief Engineer by March 1 following the end of each calendar year.    Applicable   Not Applicable
8.	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
9.	The completed well log shall be submitted with the required notice. ☐ Applicable ☒ Not 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 ☒ Not 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 <i>Kansas Water Appropriation Law</i> and the <i>Rules and Regulations</i> 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
you Eng Agr filed adn day revi File Leg 665	APPLICATION APPROVED AND SUMMARY ORDER ISSUED  Which is a service of this order, pursuant to K.S.A. 82a-1901, may request an evidentiary hearing before the Chief inneer or request administrative review by the Secretary of culture. A request for hearing by the Chief Engineer must be inistrative review by the Secretary must be filled within 30 s pursuant to K.S.A. 77-531. Any request for administrative ew must state a basis for review pursuant to K.S.A. 77-527. any request with Kansas Department of Agriculture, al Division, 1320 Research Park Drive, Manhattan, KS 02. Failure to timely request a hearing or review may clude review under the Kansas Judicial Review Act.  APPLICATION APPROVED AND SUMMARY ORDER ISSUED  By:  Duly Authorized Designee of the Chief Engineer  (Print Name):  Division of Water Resources - Kansas Department of Agriculture  Date of Issuance:  State of Kansas  )  State of Kansas
	For Use by Register of Deeds  County of
	Acknowledged before me on
	SEP 0 9 2021 GEVIEORE Signature: Notary Public
	Stafford Field Office Division of Water Resources (No ary Seal)  FAITH CURTIS  NOTATY SEAL OF THE PROPERTY OF
DVV	R 1-121 (Revised 04/5/2018)  Page 4  P



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



Phone: 620-234-5311 Fax: 620-234-6900 www.agriculture.ks.gov

Mike Beam, Secretary

Laura Kelly, Governor

September 10, 2021

Curt Hoobler 1346 E 130<sup>th</sup> Ave N Mulvane, KS 67110-8333

Re: Water Right, File No(s). 49909

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 <u>www.ksda.gov/includes/document\_center/dwr/Forms/ApprovalPack.pdf</u>. 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.

# **CERTIFICATE OF SERVICE**

On this **10 September 2021**, I hereby certify that the attached Change in Place of Use, File No. 49621 dated 9/10/2021 was mailed to the following:

Curt Hoobler 1346 E 130<sup>th</sup> Ave N Mulvane, KS 67110-8333

pc: Water Rights Section GMD #

Fouth a

Staff

## File No. 49621 Application to Change the Place of Use Nearby Well Owners

Domestic Well 1 Melvin M Nelson Rev Tr 62940 E 255<sup>th</sup> Ct Grove OK 74344-0349

Domestic Well 2
Gary D & Angeli S Nickelson
4026 W 119<sup>th</sup> S
Peck KS 67120-9300

Domestic Well 3 CARROLL E KERLEY LIV TR LOURINE M KERLEY LIV TR 16660 180<sup>th</sup> RD ERIE KS 66733-4199

Domestic Well 4
PATSY M KERLEY REV TR
TRUST CO OF KANSAS
PO BOX 3699
WICHITA KS 67201-369

<u>Domestic Well 5</u> Jeffrey D & Tonya Rose 1129 W 33<sup>rd</sup> St S Wichita KS 67217-2601

Water Right, File No. 49620 Same Water Right Owner as File No. 49621

RECEIVED

SEP 0 9 2021

Stafford Field Office Division of Water Resources