

Kansas Department of Agriculture
Division of Water Resources
FINDINGS AND ORDER

1. File Number: <p style="text-align: center; font-size: 1.2em;">50,616</p>	2. Status Change Date: <p style="text-align: center; font-size: 1.2em; color: purple;">7/19/2022</p>	3. Field Office: <p style="text-align: center; font-size: 1.2em;">02</p>	4. GMD:
5. Status: <input type="checkbox"/> Approved <input type="checkbox"/> Denied by DWR/GMD <input checked="" type="checkbox"/> Dismiss by Request /Failure to Return			
6. Enclosures: <input type="checkbox"/> Check Valve <input type="checkbox"/> N of C Form <input type="checkbox"/> Water Tube <input type="checkbox"/> Driller Copy <input type="checkbox"/> Meter			
7a. Applicant(s) New to system <input type="checkbox"/> Person ID 66530 Add Seq# _____		7c. Landowner(s) New to system <input type="checkbox"/> Person ID _____ Add Seq# _____	
WILLIAM J NEISES REV LIVING TR 13920 W 37TH ST N WICHITA, KS 67223			
7b. Landowner(s) New to system <input type="checkbox"/> Person ID _____ Add Seq# _____		7d. Misc. New to system <input type="checkbox"/> Person ID _____ Add Seq# _____	
7a			
8. WUR Correspondent New to system <input type="checkbox"/> Person ID _____ Overlap File (s) WUC Agree <input type="checkbox"/> Yes <input type="checkbox"/> No Add Seq# _____ Notarized WUC Form <input type="checkbox"/>		9. Use of Water: Changing? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
7a		<input checked="" type="checkbox"/> Groundwater <input type="checkbox"/> Surface Water	
		<input checked="" type="checkbox"/> IRR <input type="checkbox"/> REC <input type="checkbox"/> DEW <input type="checkbox"/> MUN	
		<input type="checkbox"/> STK <input type="checkbox"/> SED <input type="checkbox"/> DOM <input type="checkbox"/> CON	
		<input type="checkbox"/> HYD DRG <input type="checkbox"/> WTR PWR <input type="checkbox"/> ART RECHRG	
		<input type="checkbox"/> IND SIC: _____ <input type="checkbox"/> OTHER: _____	
10. Completion Date: _____ 11. Perfection Date: _____ 12. Exp Date: _____			
13. Conservation Plan Required? <input type="checkbox"/> Yes <input type="checkbox"/> No Date Required: _____ Date Approved: _____ Date to Comply: _____			
14. Water Level Measuring Device? <input type="checkbox"/> Yes <input type="checkbox"/> No Date to Comply: _____ Date WLMD Installed: _____			
Date Prepared: 5/27/22 By: JNE			
Date Entered: 7/25/2022 By: LMoody			

File No. **50,616** 15. Formation Code: Drainage Basin: **ARK RIVER** County: **SU** Special Use: Stream:

16. Points of Diversion									
MOD	PDIV	Qualifier	S	T	R	ID	'N	'W	
DEL	88975	SE NE SW	27	30S	3W	6	1320'	4200'	
ENT									

17. Rate and Quantity				
Authorized		Additional		
Rate gpm/cfs	Quantity af/mgy	Rate gpm/cfs	Quantity af/mgy	Overlap PD Files
				none

18. Storage: Rate _____ NF Quantity _____ ac/ft Additional Rate _____ NF Additional Quantity _____ ac/ft

19. Limitation: _____ af/yr at _____ gpm (_____ cfs) when combined with file number(s) _____
 Limitation: _____ af/yr at _____ gpm (_____ cfs) when combined with file number(s) _____

20. Meter Required? Yes No To be installed by _____ Date Acceptable Meter Installed _____

21. Place of Use										NE¼				NW¼				SW¼				SE¼				Total	Owner	Chg?	Overlap Files
MOD	PUSE	S	T	R	ID	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼								
DEL	70498	27	30S	3W	2					33	33	32	21										119	7a	none				

Comments: **VOLUNTARY DISMISSAL - ACCEPTED ON 2/4/2022**

7/7/2022
 KJN

**KANSAS DEPARTMENT OF AGRICULTURE
Division of Water Resources**

M E M O R A N D U M

TO: Files

DATE: 05/27/2022

FROM: Jessica Engelbrecht

RE: Application, File No. 50,616

William J Neises Rev Living Tr had filed the above referenced application to appropriate groundwater for beneficial use on July 26, 2021.

A voluntary dismissal of an application for permit to appropriate water was received on February 4, 2022.

Based on the voluntary dismissal received by the applicant, it is recommended that the file be dismissed.

7/7/2022
KJN

THE STATE OF KANSAS



KANSAS DEPARTMENT OF AGRICULTURE
Mike Beam, Secretary of Agriculture

DIVISION OF WATER RESOURCES
Earl D. Lewis Jr., Chief Engineer

FINDINGS AND ORDER IN THE MATTER OF THE DISMISSAL OF APPLICATION FILE NO. 50,616

After due consideration, the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture (hereinafter referred to as the "Chief Engineer"), makes the following findings and order:

FINDINGS

1. That on July 26, 2021, the Chief Engineer received an application from the William J. Neises Rev Living Tr., for a permit to appropriate groundwater for beneficial use, assigned File No. 50,616, proposing the appropriation of 154.7 acre-feet of water, at a maximum requested diversion rate of 800 gallons per minute, for irrigation use. The applicant requested 60 days to locate the specific point of diversion within the Southwest Quarter of Section 27, Township 30 South, Range 3 West, Sumner County, Kansas.
2. That a voluntary dismissal of an application for permit to appropriate water form was signed and returned to the Manhattan Office on February 4, 2022.
3. That New Application File No. 50,616 should be dismissed, and its priority forfeited as provided by K.S.A. 82a-710.

ORDER

NOW, THEREFORE, It is the decision and order of the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, that effective the date of this order, in accordance with the law, Application, File No. 50,616, is herewith dismissed and the priority assigned to it is considered to be forfeited.

It is so ordered this 19 day of July, 2022, in Manhattan, Riley County, Kansas.

Lane P. Letourneau

Lane P. Letourneau, P.G.
Water Appropriation Program Manager
Division of Water Resources
Kansas Department of Agriculture

State of Kansas)
) SS
County of Riley)

The foregoing instrument was acknowledged before me this 19 day of July, 2022, by Lane P. Letourneau, P.G., Water Appropriation Program Manager, Division of Water Resources, Kansas Department of Agriculture.

Ashlee Freeman

Notary Public



THE STATE OF KANSAS



KANSAS DEPARTMENT OF AGRICULTURE
Mike Beam, Secretary of Agriculture

DIVISION OF WATER RESOURCES
Earl D. Lewis Jr., Chief Engineer

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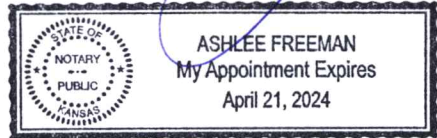
Lane P. Letourneau, P.G.
Water Appropriation Program Manager
Division of Water Resources
Kansas Department of Agriculture

State of Kansas)
) SS
County of Riley)

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Ashlee Freeman

Notary Public



1320 Research Park Drive
Manhattan, KS 66502
785-564-6700
www. agriculture.ks.gov



900 SW Jackson, Room 456
Topeka, KS 66612
785-296-3556

Mike Beam, Secretary

Laura Kelly, Governor

August 4, 2022

WILLIAM J NEISES REV LIVING TR
13920 W 37TH ST N
WICHITA, KS 67223

Re: Application, File No. 50,616

Dear Mr. Neises:

Enclosed is the Findings and Order by the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, dismissing the application to appropriate water for beneficial use as requested by the voluntary dismissal form received on February 4, 2022.

This order shall become final agency action without further notice to the parties, if a request for hearing or a petition for administrative review is not filed in a manner set forth in the enclosed order.

If you have any questions, please contact us at (785) 564-6640. Please reference a file number when calling so that we may help you more efficiently.

Sincerely,

A handwritten signature in black ink that reads "Kristen A. Baum". The signature is written in a cursive style.

Kristen A. Baum
New Application and Change Unit Supervisor
Water Appropriation Program

KAB:jne

Enclosure

pc: Stafford Field Office

**RIGHT TO PETITION FOR REVIEW
UNDER THE KANSAS JUDICIAL REVIEW ACT**

This is a final agency action as defined in K.S.A. 77-607(b). You may pursue judicial review of this Order as provided in the Kansas Judicial Review Act, K.S.A. 77-601 et seq. A petition for judicial review must be filed in a Kansas court of competent jurisdiction within 30 days after service of this Order as provided in K.S.A. 77-613. The agency officer designated to receive service of a petition for judicial review on behalf of the Kansas Department of Agriculture is the Chief Legal Counsel, Kansas Department of Agriculture, 1320 Research Park Dr. Manhattan, KS 66502.

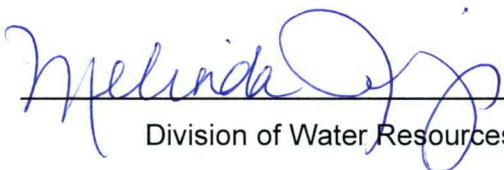
CERTIFICATE OF SERVICE

On this 4 day of August, 2022, I hereby certify that the foregoing Dismissal of Application, File No. 50,601, dated 19 July, 2022, was mailed postage prepaid, first class, US mail to the following:

WILLIAM J NEISES REV LIVING TR
13920 W 37TH ST N
WICHITA KS 67223

With photocopies to:

Stafford Field Office



Division of Water Resources