

Kansas Department of Agriculture
 Division of Water Resources
CHANGE: P/U WORKSHEET

1. File Number: 43018	2. Status Change Date: 1/10/23	3. Change Num: C1	4. Field Office: 02	5. GMD: 05	
6. Status: <input checked="" type="checkbox"/> Approved <input type="checkbox"/> Denied by DWR/GMD <input type="checkbox"/> Dismiss by Request/Failure to Return				7. Filing Date of Change: 12/5/22	
8a. Applicant(s) New to system <input type="checkbox"/>		Person ID _____ Add Seq# _____		8c. Landowner(s) New to system <input type="checkbox"/>	
8b. Landowner(s) New to system <input type="checkbox"/>		Person ID _____ Add Seq# _____		8d. WUC New to system <input type="checkbox"/>	
JOHN P DAUNER REVOCABLE TRUST ATTN: JOHN P DAUNER TRUSTEE 485 W RIVER RD PRATT KS 67124		8B			
9. Documents and Enclosure(s): <input checked="" type="checkbox"/> DWR Meter(s) Date to Comply: 12/31/23 <input type="checkbox"/> N & P Date to Comply: _____					
<input type="checkbox"/> Anti-Reverse Meter <input type="checkbox"/> Meter Seal <input checked="" type="checkbox"/> Check Valve <input type="checkbox"/> N & P Form <input type="checkbox"/> Water Tube <input type="checkbox"/> Driller Copy <input type="checkbox"/> H & E Letter					
<input type="checkbox"/> Conservation Plan Date Required: _____ Date Approved: _____ Date to Comply: _____					
10. Use Made of Water From: --- _____ To: --- _____					
Date Prepared: 1/3/23 By: TMA Date Entered: 1/11/2023 By: LMoody					

File No. **43018** 11. County: PR Basin: S F NINNESCAH RIVER Stream: --- Formation Code: 180 Special Use: ---

12. Points of Diversion										Rate and Quantity						
CHK	MOD	DEL	PDIV	Qualifier	S	T	R	ID	'N	'W	Comment (AKA Line)	Rate gpm	Quantity af	Rate gpm	Quantity af	Overlap PD Files
CHK	61475		NE SW NE		18	28S	14W	1	3661	1356		895	195	895	195	NO (20224026 inactive)

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

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

15. 5YR Allocation: Allocation Type _____ Start Year _____ 5 YR Amount _____ Amount Unit _____ Base Acres _____ Comment _____

16. Place of Use CHK MOD DEL ENT	PUSE	S	T	R	ID	NE¼				NW¼				SW¼				SE¼				Total	Owner	Chg?	Overlap Files				
						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								
MOD	51206	18	28S	14W	1	24	23.7	39.3	38.2												7.2	7.6			140	8B	NO (20224026 inactive)		

Base Acres: **130** Year: **2002** Minimum Reasonable Quantity: **1.24**
 Comments:

29b

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.

RECEIVED
9:32am
DEC 05 2022

Stafford Field Office
Division of Water Resources

File No. 43018

1. Application is hereby made for approval of the Chief Engineer to change the (check one or both):

Place of Use Point of Diversion

under the water right which is the subject of this application in accordance with the conditions described below.

The source of supply is: Groundwater Surface water

2. Name and address of Applicant: Megan Nelson

22259 183 HWY, Greensburg, KS 67054

Phone Number: (620)634-5890

Email address: megan@morningstarfarms.net

Name and address of Water Use Correspondent: John P Dauner Revocable Trust

Attn: John P Dauner Trustee, 485 W River RD, Pratt, KS 67124

Phone Number: (620)770-0485

Email address: _____

3. The presently authorized place of use is:

Owner of Land ---- NAME: John P Dauner Revocable Trust

ADDRESS: Attn: John P Dauner Trustee, 485 W River RD, Pratt, KS 67124

(If there is more than one landowner, attach supplemental sheets as necessary.)

Sec.	Twp.	Range	NE¼				NW¼				SW¼				SE¼				TOTAL ACRES				
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼					
18	28S	14W	22	22	38	38												5	5			130	

4. If this application is for a change in place of use, it is proposed that the place of use be changed to:

Owner of Land ---- NAME: John P Dauner Revocable Trust

ADDRESS: Attn: John P Dauner Trustee, 485 W River RD, Pratt, KS 67124

(If there is more than one landowner, attach supplemental sheets as necessary.)

Sec.	Twp.	Range	NE¼				NW¼				SW¼				SE¼				TOTAL ACRES				
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼					
18	28S	14W	24	23.7	39.3	38.2												7.2	7.6			140	

For Office Use Only: Code CPU Fee \$ 200⁰⁰ TR # _____ Receipt Date _____ Check # 40718

5. **Presently authorized point of diversion:**
 One in the NE Quarter of the SW Quarter of the NE Quarter of Section 18, Township 28 South, Range 14 (W), in Pratt County, Kansas, 3661 feet North 1356 feet West of Southeast corner of section. Authorized Rate 895 GPM Authorized Quantity 195 acre-feet Depth of well 197 194 (feet) * Per well log KGS
(DWR use only: Computer ID No. 1 (PDIV ID 61475) GPS -- feet North -- feet West)
 This point will not be changed This point will be changed as follows: No change, point better described with GPS as follows:
Proposed point of diversion: (Complete only if change is requested or if existing point is better described by GPS)
 One in the _____ Quarter of the _____ Quarter of the _____ Quarter of Section _____, Township _____ South, Range _____ (E/W), in _____ County, Kansas, _____ feet North _____ feet West of Southeast corner of section. Proposed Rate _____ Proposed Quantity _____ Proposed well depth (feet) _____.
 This point is: Additional Well Geo Center List other water rights that will use this point savings account term # 20224026

*TMA 12/6/22

6. **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 North _____ feet West of Southeast corner of section. Authorized Rate _____ Authorized Quantity _____ Depth of well _____ (feet)
(DWR use only: Computer ID No. _____ GPS _____ feet North _____ feet West)
 This point will not be changed This point will be changed as follows: No change, point better described with GPS as follows:
Proposed point of diversion: (Complete only if change is requested or if existing point is better described by GPS)
 One in the _____ Quarter of the _____ Quarter of the _____ Quarter of Section _____, Township _____ South, Range _____ (E/W), in _____ County, Kansas, _____ feet North _____ feet West of Southeast corner of section. Proposed Rate _____ Proposed Quantity _____ Proposed well depth (feet) _____.
 This point is: Additional Well Geo Center List other water rights that will use this point _____.

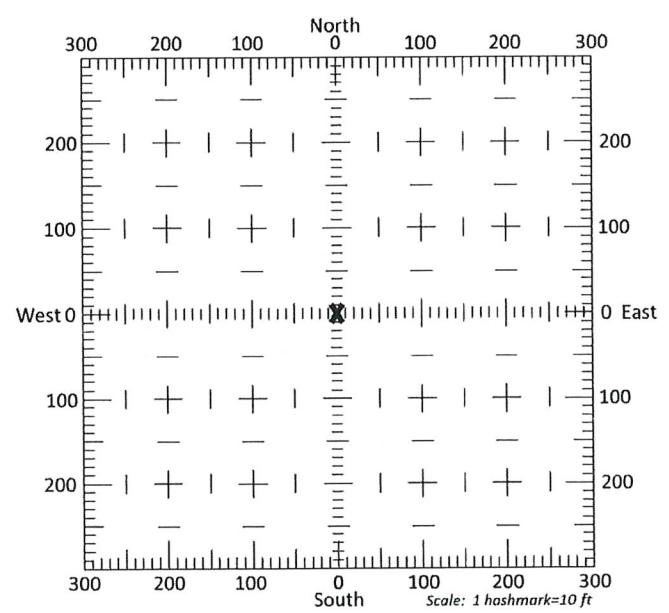
7. The changes herein are desired for the following reasons?
 (please be specific) It was determined that unauthorized acres were being irrigated. This change proposes to fix the unauthorized place of use.

8. If a well, is the test hole log attached? Yes No
9. The change(s) (was)(will be) completed by?
as soon as approved
10. If the point of diversion is a well:
 (a) What are you going to do with the old well?
n/a
 (b) When will this be done? n/a

11. Groundwater Management District recommendation attached?
 Yes No
V10123 CRC

12. Assisted by CRC-SFFO

13a. If the proposed point of diversion will be relocated more than 300 feet but within 2,640 feet of the existing point of diversion, attach a topographic map or aerial photograph. For groundwater sources, show all wells (including domestic) within one-half mile of the proposed point of diversion and the names and mailing addresses of the owners. For surface water sources, show the names and addresses of the landowner(s) one-half mile downstream and one-half mile upstream from your property lines



13b. If the proposed point of diversion will be relocated within 300 feet of the existing point of diversion, indicate its location on the diagram shown above in relation to the existing point of diversion. **(PLEASE NOTE: The "X" in center of diagram above represents the presently authorized point of diversion.)**

DEC 05 2022

14. If the proposed groundwater point of diversion is 300 or fewer feet from the existing point of diversion, complete the following:
- (a) Does the undersigned represent all owners of the currently authorized place(s) of use identified in this application?
 Yes No (If no, all owners must sign this application.)
 - (b) Will the ownership interest of any owner of the currently authorized place(s) of use identified in this application be adversely affected if this application is approved as requested?
 Yes No (If yes, all owners must sign this application.)
 - (c) If this application is not approved expeditiously, will there be substantial damage to property, public health or safety?
 Yes No (If no, all owners must sign this application.)

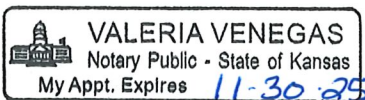
If the application proposes a surface water change in point of diversion, a groundwater change in point of diversion greater than 300 feet, or a change in place of use, the application must be signed by all owners of the currently authorized place of use, or their duly authorized agent (attach notarized statement authorizing representation).

I hereby verify, being first duly sworn upon my oath or affirmation and under penalty of perjury, that I am of lawful age and the owner, the spouse of the owner, or a duly authorized agent of the owner(s) to make this application on their behalf, in regards to the water right(s) to which this application pertains. I further verify that the statements contained in this application are true, correct and complete.

Dated at Pratt, Kansas, this 30th day of November, 2022.

<u>John P. Daunen</u> (Owner)	_____ (Spouse)
<u>John P. Daunen</u> (Please Print)	_____ (Please Print)
_____ (Owner)	_____ (Spouse)
_____ (Please Print)	_____ (Please Print)
_____ (Owner)	_____ (Spouse)
_____ (Please Print)	_____ (Please Print)

State of Kansas }
 County of Pratt } SS



I hereby certify that the foregoing application was signed in my presence and sworn to before me this 30 day of November, 2022.

Valeria Venegas
 Notary Public

My Commission Expires 11-30-25

ONLY COMPLETE APPLICATIONS WILL BE PROCESSED. To be complete, all of the applicable portions of the application form must be completed with accurate information; maps, if necessary, must be included; signatures of all the appropriate owners' must be affixed to the application and notarized; and the appropriate fee must be paid.

FEE SCHEDULE

Each application to change the place of use or the point of diversion under this section shall be accompanied by the application fee set forth in the schedule below: Make checks payable to: **Kansas Department of Agriculture**

(1) Application to change a point of diversion 300 feet or less	\$100
(2) Application to change a point of diversion more than 300 feet	\$200
(3) Application to change the place of use	\$200

RECEIVED

DEC 05 2022

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. 43018.

1. A change application was received on December 5, 2022 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, 2022**, 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 *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

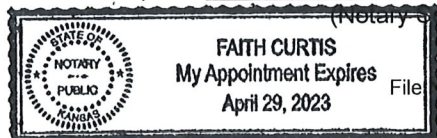
If you are aggrieved by this order, pursuant to K.S.A. 82a-1901, you may request an evidentiary hearing before the Chief Engineer or request administrative review by the Secretary of Agriculture. A request for hearing by the Chief Engineer must be filed within **15 days** of service of this Order and 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. File any request with **Kansas Department of Agriculture, Legal Division, 1320 Research Park Drive, Manhattan, KS 66502**. Failure to timely request a hearing or review may preclude review under the Kansas Judicial Review Act.

For Use by Register of Deeds

FOR OFFICE USE ONLY
APPLICATION APPROVED AND SUMMARY ORDER ISSUED

By: Cameron R. Corant
Duly Authorized Designee of the Chief Engineer
(Print Name): Cameron R. Corant
Division of Water Resources - Kansas Department of Agriculture
Date of Issuance: January 10, 2023
State of Kansas)
County of Stafford) SS
Acknowledged before me on 1/10/2023
by Faith Curtis
Signature: Faith Curtis
Notary Public

My commission expires: _____ (Notary Seal)



RECEIVED

DEC 05 2022

Stafford Field Office
Division of Water Resources Page 4

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

January 10th, 2022

John P Dauner Revocable Trust
Attn: John P Dauner Trustee
485 W River Rd
Pratt, KS 67124

Re: Water Right, File No(s). 43018

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 Certified Water Flowmeters as well as the regulations regarding the installation of flowmeters, measurement tubes and check valves can be found at <https://www.agriculture.ks.gov/divisions-programs/dwr/water-appropriation/new-applications-and-permits>. 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,

A handwritten signature in black ink that reads "Jeff Lanterman".

Jeff Lanterman
Water Commissioner

Enclosures

pc: Water Rights Section
Groundwater Management District No. 5

CERTIFICATE OF SERVICE

On this **10th** day of **January 10th, 2023**, I hereby certify that the attached DWR Field Office Application for Change in Place of Use for Water Right, File No. **43018**, dated **January 10th, 2023** was mailed via First Class U.S. mail to the following:

John P Dauner Revocable Trust
Attn: John P Dauner Trustee
485 W River Rd
Pratt, KS 67124

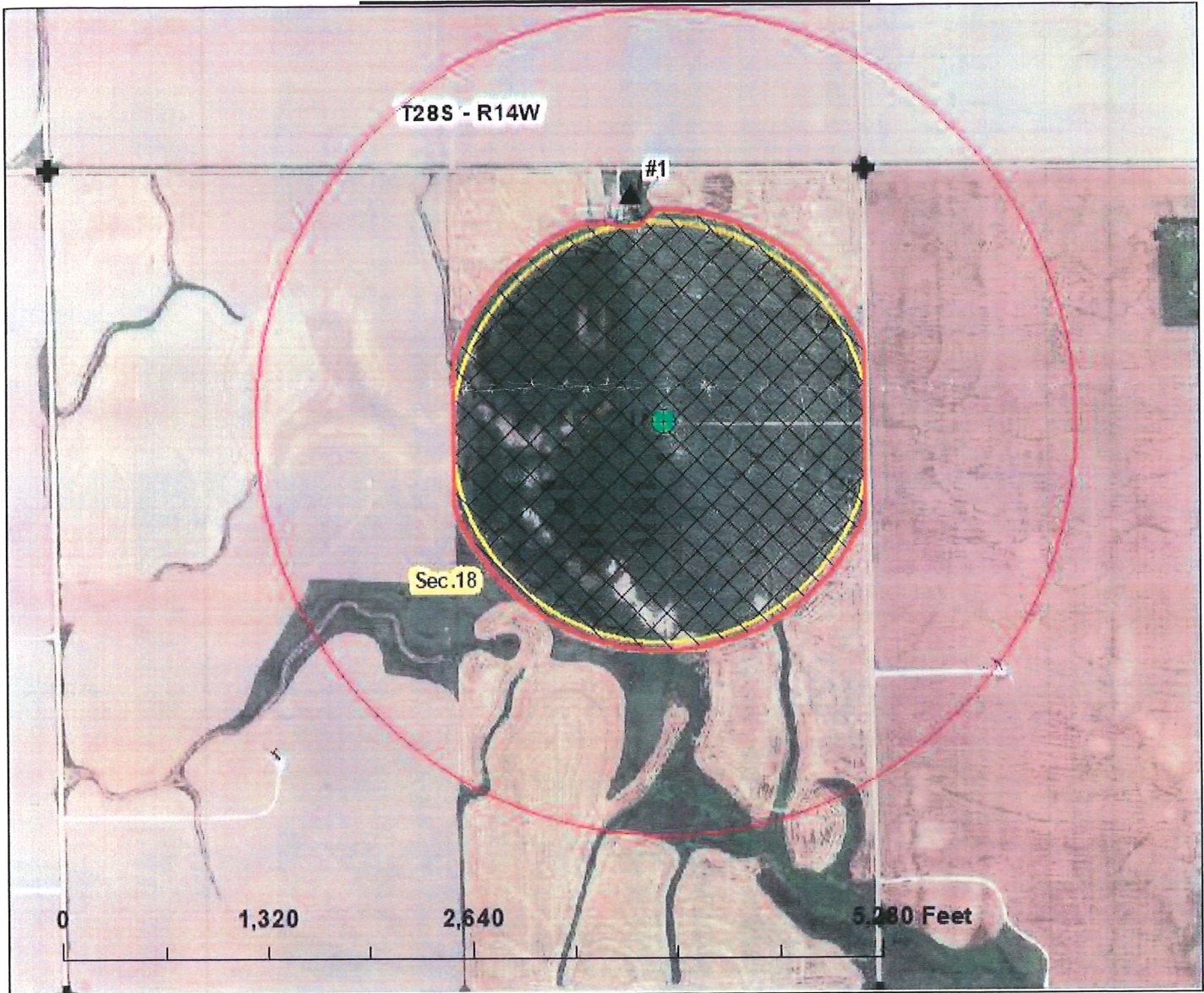
A copy of the letter was sent via First Class U.S. Mail to the following:







PC: Water Rights Section 5

Faith Curtis

Staff

**Application to Change Place of Use
Water Right, File No. 43018
Section 18-28S-14W in Pratt County**



-  authorized p/d for 43018 (3661'N & 1356'W)
-  authorized place of use covers 130 acres
-  proposed place of use covering 140 acres
-  nearby wells
-  section corners
-  1/2 mile circle around well

List of wells within 1/2 mile of point of diversion:

#1: domestic well
Richard J & Deborah D Stegman
80157 SW 20th Street
Pratt, KS 67124

RECEIVED

DEC 05 2022

Stafford Field Office
Division of Water Resources



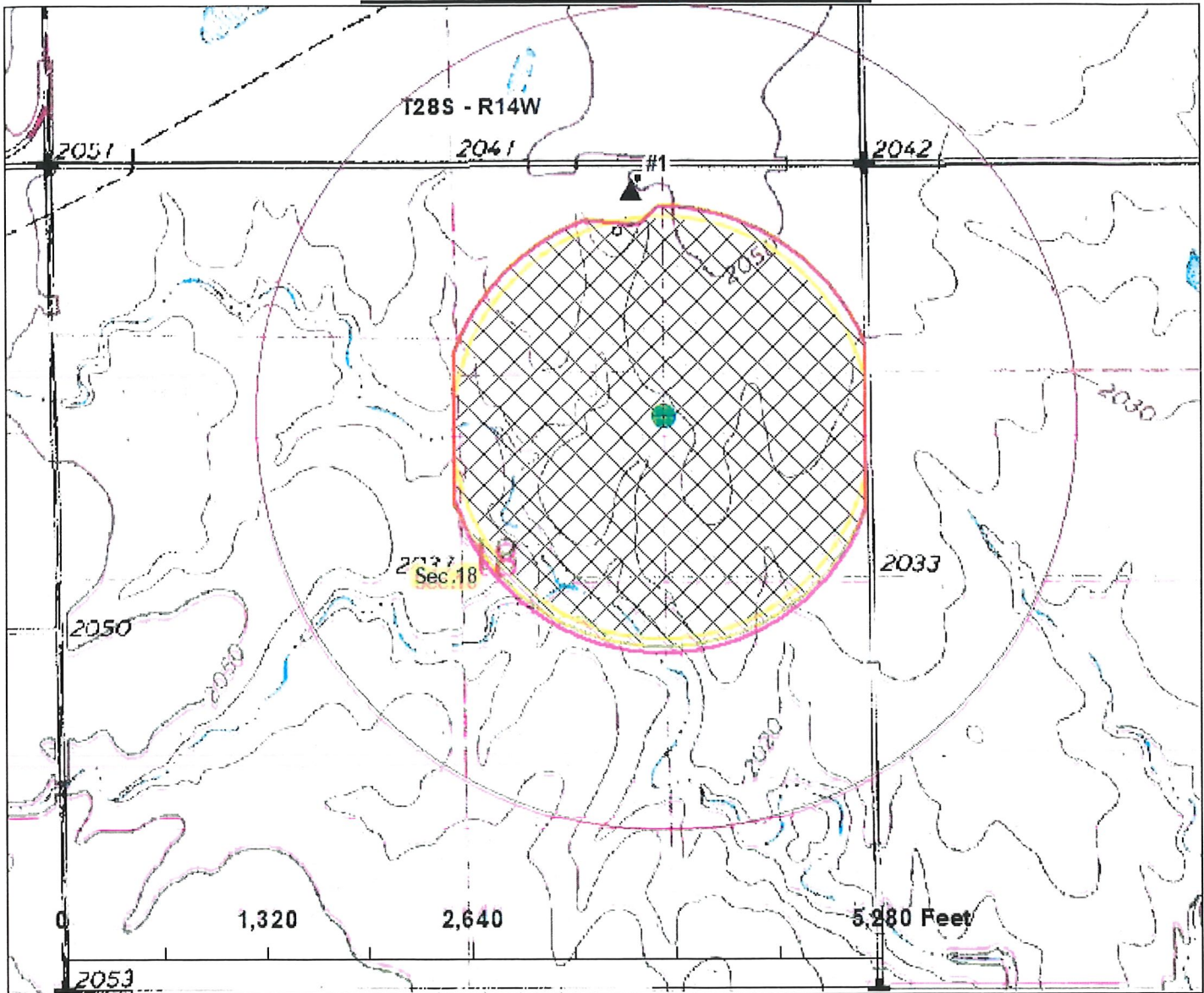
1 inch = 1,000 feet







map created on 8/23/22 scale 1:12,000

By signing I agree that all water rights w/in 1/2 mile of the proposed point of diversion have been shown on the map.

John A. Samuel 11-30-22
signature date

**Application to Change Place of Use
Water Right, File No. 43018
Section 18-28S-14W in Pratt County**



-  authorized p/d for 43018 (3661'N & 1356'W)
-  authorized place of use covers 130 acres
-  proposed place of use covering 140 acres
-  nearby wells
-  section corners
-  1/2 mile circle around well

List of wells within 1/2 mile of point of diversion:

#1: domestic well
Richard J & Deborah D Stegman
80157 SW 20th Street
Pratt, KS 67124

RECEIVED

DEC 05 2022

Stafford Field Office
Division of Water Resources



By signing I agree that all water rights w/in 1/2 mile of the proposed point of diversion have been shown on the map.

 11-30-22
signature date

1 inch = 1,000 feet

map created on 8/23/22 scale 1:12,000

KANSAS DEPARTMENT OF AGRICULTURE
Division of Water Resources

M E M O R A N D U M

TO: Files

DATE: January 3, 2023

FROM: Taylor M Arrowood

RE: Water Right, File No. 43018

During the summer of 2022, Cameron Conant of the Stafford Field Office was reviewing a central Kansas Water Bank withdrawal (term permit), file no. 20224026, of 4.71 AF from the referenced water right. The withdrawals had been submitted by Megan Nelson. The review of the file showed that the file had been irrigating more acres than legally authorized.

The referenced file is in compliance with 82a-732. A review of the application finds that it complies with K.A.R. 5-5-1, *Filing an application for change*. The referenced file does not appear abandoned as per K.S.A 82a-718.

The presently authorized point of diversion for the file is as follows:

One well located in the NE ¼ of the SW ¼ of the NE ¼ of Section 18, Township 28 South, Range 14 West in Pratt County. The well is located at 3,661' North and 1,356' West of the SE corner of the section. The well is authorized a quantity of 195 AF annually at a rate of 895 GPM. The point of diversion will not be modified with this application.

The place of use change application proposes to authorize all acres as they are currently being irrigated. The file is authorized 130 acres in the NE and SE ¼ of Section 18. There have actually been about 140 acres irrigated each year according to aerial imagery. The change application requires that we consider base acres, which are 130 acres per the permit. We have increased the total acreage to 140 acres, which is allowable per K.A.R. 5-5-11. This will cover all of the acres as they are irrigated with no need for anything to change on the end of the water user.

This approval would comply with K.A.R. 5-5-3, *Change in consumptive use*, since there is no proposed change in rate or overall quantity. The AF/acre would be modified as follows: The current AF/acre is 195 AF / 130 acres = 1.5 AF/acre. The new AF/acre is 195 AF / 140 acres = 1.39 AF/acre. This falls within the reasonable bounds for Pratt County.

The application was received in the Stafford Field Office on December 5, 2022 with all correct payment and signatures present.

There were no nearby signatures sent out for this place of use change. See previous memo detailing this. A GMD 5 recommendation request was sent out on December 6, 2022, but according to Orrin Ferril at GMD 5, the email request was never received. An extension was granted to GMD 5 for recommendation on December 28, 2022 until January 6, 2023. The GMD 5 recommendation was received at the Stafford Field Office on January 3, 2023 with an

approval recommendation.

A water flow meter is required. A check valve is required if any chemical or foreign substance is injected into the water through the diversion works.

Based on the above discussion that the change is reasonable, that impairment to existing water rights is unlikely, and that no change in local source of supply will occur, it has been recommended that the application be approved.

Taylor M. Arrowood
Environmental Scientist
Stafford Field Office

Darrell Wood - Edwards (Pres.)
Fred Grunder - Pratt (V Pres.)
John Janssen - Kiowa (Treas.)
Tom Taylor - At-Large (Sec.)
Craig Zwick - Rice
Marlyn Spare - Stafford
Phil Martin - Barton
Kerry Froetschner - Pawnee
Gary Hornbaker - Reno



Orrin Feril, Manager
125 South Main Street
Stafford, Kansas 67578
ph: (620) 234-5352
fx: (620) 234-5718
gmd5@gmd5.org
www.gmd5.org

January 3, 2023

Taylor Arrowood
Division of Water Resources
Kansas Department of Agriculture
300 S. Main Street
Stafford, Kansas 67578-1342

RE: Water Right File No. 43018
Change in the Place of Use

Dear Mr. Arrowood,

Big Bend Groundwater Management District #5 has reviewed the above referenced application. The applicant is requesting to modify the place of use to correct the irrigated acres to more accurately reflect the acres being irrigated. Additionally, the increase in irrigated acres is within the regulatory requirements of K.A.R. 5-5-11(b). Therefore, the application appears to be consistent with 5-25-20(b) and is recommended for approval.

Please feel free to give me a call if you have any questions.

Sincerely,

Orrin Feril
Manager

RECEIVED
JAN 03 2023
Stafford Field Office
Division of Water Resources

Arrowood, Taylor [KDA]

From: Orrin Feril <oferil@gmd5.org>
Sent: Monday, January 2, 2023 11:34 AM
To: Arrowood, Taylor [KDA]
Subject: RE: Change in Place of Use Application File No. 43018

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.

Taylor,
I looked through my emails and I do not see an email requesting the recommendation. We had an email outage early last month. I am speculating that your email was lost in that outage.

Could you please resend the request/application?

--
Orrin Feril
Manager
Big Bend GMD#5

From: Arrowood, Taylor [KDA] <Taylor.Arrowood@ks.gov>
Sent: Wednesday, December 28, 2022 11:40 AM
To: Orrin Feril <oferil@gmd5.org>
Subject: RE: Change in Place of Use Application File No. 43018

Per our phone conversation on Dec. 28, 2022, I am extending the deadline for the recommendation on WR File # 43018 to Friday, January 6, 2023. Let me know if you have any questions or comments. The change should be attached to this thread or the original email from 12/5/22.

Thank you,
Taylor

From: Arrowood, Taylor [KDA]
Sent: Wednesday, December 28, 2022 11:15 AM
To: Orrin Feril <oferil@gmd5.org>
Subject: RE: Change in Place of Use Application File No. 43018

Hey Orrin,

Just wanted to check in on this recommendation since I have the deadline set at today. Let me know if I need to extend or anything like that!

Thank you,
Taylor

From: Arrowood, Taylor [KDA]
Sent: Tuesday, December 6, 2022 3:02 PM
To: Orrin Feril <oferil@gmd5.org>
Subject: Change in Place of Use Application File No. 43018

Hello Orrin,

I am attaching a cover letter and change application that proposes to change the place of use under the above file number. The change will increase the acreage from 130 acres to 140 acres to fix unauthorized acres being currently irrigated. The increase in acres is allowable per K.A.R. 5-5-11. Base acres on the file is 130 acres. The place of use is located in Section 18 of Township 28 South, Range 14 West in Pratt County.

Please provide a recommendation on this change. Let me know if you have any further questions regarding this change. If you need an extension of the 15 business days, as stated in the cover letter, please let me know. As of now, the deadline for the recommendation will be **December 28, 2022**.

Thank you,

Taylor M. Arrowood
Environmental Scientist
Kansas Department of Agriculture
Division of Water Resources
Stafford Field Office
(620) 234-5311
taylor.arrowood@ks.gov

Arrowood, Taylor [KDA]

From: Arrowood, Taylor [KDA]
Sent: Tuesday, December 6, 2022 3:02 PM
To: Orrin Feril
Subject: Change in Place of Use Application File No. 43018
Attachments: 43018_GMD5CoverLetter.pdf; 43018_PUchange_Application.pdf

Hello Orrin,

I am attaching a cover letter and change application that proposes to change the place of use under the above file number. The change will increase the acreage from 130 acres to 140 acres to fix unauthorized acres being currently irrigated. The increase in acres is allowable per K.A.R. 5-5-11. Base acres on the file is 130 acres. The place of use is located in Section 18 of Township 28 South, Range 14 West in Pratt County.

Please provide a recommendation on this change. Let me know if you have any further questions regarding this change. If you need an extension of the 15 business days, as stated in the cover letter, please let me know. As of now, the deadline for the recommendation will be **December 28, 2022**.

Thank you,

Taylor M. Arrowood
Environmental Scientist
Kansas Department of Agriculture
Division of Water Resources
Stafford Field Office
(620) 234-5311
taylor.arrowood@ks.gov

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

December 6, 2022

Orrin Feril
Big Bend – GMD No. 5
125 S Main St.
Stafford, KS 67578

RE: Place of Use Change Application, File No. 43018

Dear Mr. Feril,

We are enclosing a copy of the application, as referenced above, for your review and recommendation. At this time the application appears 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 application. 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,

Taylor M. Arrowood
Environmental Scientist
Stafford Field Office
taylor.arrowood@ks.gov

Enclosure



KANSAS DEPARTMENT OF AGRICULTURE

Division of Water Resources

Stafford Field Office

MEMORANDUM

TO: File

DATE: 12/6/2022

FROM: Taylor Arrowood

RE: File No. 43018

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 filed on 12/5/2022 for the above referenced file meets this criteria and surrounding well owners will not be notified.