

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

Document Signature LPL

1. File Number: 39,129	2. Status Change Date: 8/9/2017	3. Change Num: C1	4. Field Office: 3	5. GMD:	
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: 12/22/2016	
8a. Applicant(s) New to system <input type="checkbox"/> KEVIN A LARSON 1215 ROCK RD SCANDIA KS 66966		Person ID 31257 Add Seq# 1	8c. Landowner(s) New to system <input type="checkbox"/> GLENN & GWEN LORING 1190 90 RD SCANDIA KS 66966		
8b. Landowner(s) New to system <input type="checkbox"/> JOAN SANDELL WALLACE 9516 HOCKER DR MERRIAM KS 66203		Person ID 64600 Add Seq# 1	8d. WUC New to system <input type="checkbox"/> 8a.		
9. Documents and Enclosure(s): <input checked="" type="checkbox"/> DWR Meter(s) Date to Comply: 12/31/2017 <input checked="" type="checkbox"/> N & P Date to Comply: 12/31/2017					
<input checked="" type="checkbox"/> Anti-Reverse Meter <input type="checkbox"/> Meter Seal <input checked="" type="checkbox"/> Check Valve <input type="checkbox"/> N & P Form <input checked="" 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: 8/2/2017 By: AM Date Entered: 8/10/2017 By: LLM					

File No. **39,129** 11. County: RP Basin: Republican River Stream: Formation Code: 113 Special Use:

12. Points of Diversion										Rate and Quantity						
MOD	DEL	ENT	PDIV	Qualifier	S	T	R	ID	'N	'W	Comment	Rate gpm	Quantity af	Rate gpm	Quantity af	Overlap PD Files
CHK	44648	Lot 11			20	3S	4W	7	1200	1770		715	104	715	104	NONE

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										NE¼				NW¼				SW¼				SE¼				Total	Owner	Chg?	Overlap Files
MOD	DEL	ENT	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						
MOD	17168	20	3S	4W	7				Lot 2 16	Lot 6 27	1					3.5			3	Lot 7 40	Lot 8 34	Lot 11 46		170.5	8b	N	49,748		
MOD	15937	20	3S	4W	8																	Lot 7 37		37	8c	N	49,748		
ENT	68166	20	3S	4W																				5.5	8b		49,748		

Comments:

KANSAS DEPARTMENT OF AGRICULTURE
Division of Water Resources

M E M O R A N D U M

TO: Files

DATE: July 17, 2017

FROM: Austin McColloch

RE: Change Application, File No. 39,129

Joan Wallace has filed the referenced change application to create a place of use change to form a complete overlap with a new surface water application (File No. 49,748) which covers currently irrigated acres and adds acres to the place of use. There is no proposed change in the point of diversion.

The file does not appear to be abandoned as per K.A.R. 82a-718.

The new application was worked by Doug Schemm, Environmental Scientist, Topeka Field Office, and on July 11, 2017, Kelly Stewart, Water Commissioner, Stockton Field Office recommended approval.

The change in place of use for File No. 39,129 will add 103 acres in Section 20, Township 3 S, Range 4 West to the currently authorized acres in the same Section, in Republic County. This will create a complete overlap in place of use with New Application File No. 49,748. The place of use is primarily owned by the applicant, with a portion owned by Glenn & Gwen Loring. The applicant has signed the application form stating she has access to the point of diversion.

The requested quantity of water for the new application, 255.6 acre-feet, is to irrigate the proposed 213 acres identified in both applications and will be limited when combined with Water Right, File No. 39,129. This comes out to be 1.2 acre-feet per acre, which is the maximum allowed for irrigation in Republic County, Kansas and appears to be reasonable for the intended use.

Nearby notifications of the change in place of use was sent out on July 17, 2017 per requirements of Kansas Senate House Bill No. 337. DWR identified 4 non-domestic wells within ½ mile of the proposed point of diversion for the currently authorized point of diversion.

In a July 11, 2017 e-mail, Kelly Stewart, Water Commissioner, Stockton Field Office, recommended approval of the application.

Based on the above discussion, that the change is reasonable, the historical consumptive use will not substantially be increased due to the approval of the new appropriation, impairment to existing water rights is unlikely, and that no change in the local source of supply will occur, it is recommended that the referenced application be approved.



Austin McColloch
Environmental Scientist

1320 Research Park Drive
Manhattan, Kansas 66502
(785) 564-6700



900 SW Jackson, Room 456
Topeka, Kansas 66612
(785) 296-3556

Jackie McClaskey, Secretary

Governor Sam Brownback

August 11, 2017

JOAN SANDELL WALLACE
9516 HOCKER DR
MERRIAM KS 66203

RE: Water Right, **FILE COPY**
File No. 39,129

Dear Sir or Madam:

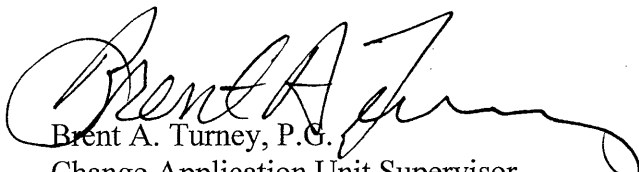
Enclosed is the order executed by the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, approving the application for change under the above referenced file.

Your attention is directed to the enclosures and to the terms, conditions, and limitations specified in this approval for change. 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.

Please be reminded that reports of water usage must be submitted to this office annually. Records indicating the amount of water used should be furnished to the Chief Engineer by March 1 following the end of the previous calendar year so that the continued use of water becomes a matter of record in this office. The owner, or his or her legally designated agent, is held responsible for submitting annual water use reports. Failure to file an accurate water use report is a violation of law which makes you subject to civil penalties.

If you have any questions, please contact me at (785) 564-6645. If you call, please reference the file number so we can help you more efficiently.

Sincerely,



Brent A. Turney, P.G.
Change Application Unit Supervisor
Division of Water Resources

BAT:am
Enclosures(s)
pc: Stockton Field Office



KANSAS DEPARTMENT OF AGRICULTURE
 Jackie McClaskey, Secretary of Agriculture

DIVISION OF WATER RESOURCES
 David W. Barfield, Chief Engineer

**APPROVAL OF APPLICATION
 FOR
 CHANGE IN PLACE OF USE
 WATER RIGHT, FILE NO. 39,129**

The Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, after due consideration of the written application of Joan Wallace, 9516 Hocker Dr., Merriam, Kansas 66203, received in the office of the Chief Engineer on December 22, 2016, for approval of a change in the location of the place of use under the certificate of appropriation issued pursuant to the permit to appropriate water for beneficial use, finds that the change is reasonable and will not impair existing rights, and that the application should be and is hereby approved.

The effective date of the change shall be the date this order is executed by the Chief Engineer, after which the authorized location of the place of use shall be:

Sec. Twp. Range	NE¼				NW¼				SW¼				SE¼				TOTAL	
	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼		
20 3S 4W		LOT 2 16	LOT 6 27	1					3.5				3	LOT 7 40	LOT 8 34	LOT 11 46	LOT 7 37	207.5
20 3S 4W														5.5				5.5

a total of 213 acres, in Section 20, Township 3 South, Range 4 West, Republic County, Kansas,

located substantially as shown on the topographic map accompanying the application to change the place of use.

All diversion works into which any type of chemical or other foreign substance will be injected into the water pumped from the diversion works shall be equipped with an in-line, automatic, quick-closing check valve capable of preventing pollution of the source of the water supply. The type of valve installed shall meet specifications adopted by the Chief Engineer and shall be maintained in an operating condition satisfactory to the Chief Engineer.

The water right owner shall properly install an acceptable water meter on the diversion works authorized under this water right, prior to the use of water, in strict accordance with the Kansas Administrative Regulations 5-1-4 through 5-1-12 adopted by the Chief Engineer. The water right owner shall notify the Chief Engineer when installation of the water meter has been completed. The water right owner shall maintain the water meter in an operating condition satisfactory to the Chief Engineer, at all times during diversion of water and shall maintain records from which the total quantity of water diverted may be determined. The water right owner shall also report the reading of said water meter and the total quantity of water diverted annually to the Chief Engineer. Such records shall be furnished to the Chief Engineer by March 1 following the end of each calendar year

In all other respects, the Certificate of Appropriation issued pursuant to Approval of Application, File No. 39,129, for permit to appropriate water for beneficial use, is as stated and set forth in the Certificate of Appropriation dated October 2, 2000.

RIGHT TO A HEARING AND TO ADMINISTRATIVE REVIEW

If you are aggrieved by this Order, then pursuant to K.S.A. 82a-1901, you may:

- 1) request an evidentiary hearing before the Chief Engineer, or
- 2) request administrative review by the Secretary of Agriculture.

Failure to request an evidentiary hearing before the Chief Engineer does not preclude your right to administrative review by the Secretary.

To obtain an evidentiary hearing before the Chief Engineer, a written request for hearing must be filed within 15 days after service of this Order as provided in K.S.A. 77-531 (i.e., **within a total of 18 days after this Order was mailed to you**), with: Kansas Department of Agriculture, Attn: Legal Section, 1320 Research Park Drive, Manhattan, KS 66502, FAX (785) 564-6777.

If you do not file a request for an evidentiary hearing before the Chief Engineer, you may petition for administrative review of the Order by the Secretary of Agriculture. A petition for review shall be in writing and state the basis for requesting administrative review. The request for hearing may be denied if the request fails to clearly establish factual or legal issues for review. See K.S.A. 77-527. The petition must be filed within 30 days after service of this Order as provided in K.S.A. 77-531 (i.e., **within a total of 33 days after this Order was mailed to you**), and be filed with: Secretary of Agriculture, Attn: Legal Division, Kansas Department of Agriculture, 1320 Research Park Drive, Manhattan, KS 66502, FAX (785) 564-6777.

If neither a request for an evidentiary hearing nor a petition for administrative review is filed as set forth above, then this Order shall be effective and become a final agency action as defined in K.S.A. 77-607(b). Failure to timely request either an evidentiary hearing or administrative review may preclude further judicial review under the Kansas Judicial Review Act.

Any request for hearing or petition for administrative review shall be in writing and shall be submitted to the attention of: Chief Legal Counsel, Kansas Department of Agriculture, 1320 Research Park Drive, Manhattan, Kansas 66502, Fax: (785) 564 - 6777.

Ordered this 9th day of August, 2017, at Topeka, Shawnee County, Kansas.

Lane P. Letourneau

Lane P. Letourneau, P.G.
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 9th day of August, 2017, by Lane P. Letourneau, P.G., Program Manager, Division of Water Resources, Kansas Department of Agriculture.

Danielle Wilson
Notary Public



CERTIFICATE OF SERVICE

On this 11th day August, 2017, I hereby certify that the attached Approval of Application for Change in Place of Use, Water Right, File No. 39,129 dated, August 9, 2017 was mailed postage prepaid, first class, US mail to the following:

JOAN SANDELL WALLACE
9516 HOCKER DR
MERRIAM KS 66203

With photocopies sent to:

KEVIN A LARSON
1215 ROCK RD
SCANDIA KS 66966

GLENN & GWEN LORING
1190 90 RD
SCANDIA KS 66966

Stockton Field Office


Division of Water Resources

APPLICATION COMPLETE
7/31/17
Reviewer AM

APPLICATION COMPLETE
~~UNACCEPTABLE~~
Reviewer AM

Submit To: CHIEF ENGINEER
Division of Water Resources
Kansas Department of Agriculture
1320 Research Park Drive
Manhattan, KS 66502
www.ksda.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**



State of Kansas

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
- (Check one or more)
- Place of Use
 - Point of Diversion
 - Use Made of Water

WATER RESOURCES
RECEIVED
DEC 22 2016
12:54
KS DEPT OF AGRICULTURE

File No. 39129

2. Name of applicant: Joan Wallace

Address: 9516 Hocker Dr.

City, State and Zip: Merriam, KS 66203

Phone Number: (913)362-0550 E-mail address: _____

What is your relationship to the water right; owner tenant agent other? If other, please explain. _____

Name of water use correspondent: Kevin A. Larson

Address: 1215 Rock Rd

City, State and Zip: Scandia, KS 66966

Phone Number: () _____ E-mail address: _____

3. The change(s) proposed herein are desired for the following reasons (please be specific): To completely overlap the place of use with a new surface water permit which is being filed concurrently.

The change(s) (was) (will be) completed by 12/31/17

(Date)

For Office Use Only:							
F.O. <u>3</u>	GMD <u>0</u>	Meets K.A.R. 5-5-1 (YES/NO) <u>(YES)</u>	Use <u>IRR</u>	Source <u>G/S</u>	County <u>RP</u>	By <u>AM</u>	Date <u>12/22/16</u>
Code <u>CPV</u>	Fee \$ <u>200</u>	TR # _____	Receipt Date <u>12/22/16</u>	Check # <u>1016</u>			

4. The presently authorized place of use is:

Owner of Land — NAME: Joan Sandell Wallace

ADDRESS: 9516 Hocker Dr Merriam, KS 66203

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				
20	3	4 W											4				4	Lot 7 16	Lot 8 30	Lot 11 40		94

List any other water rights that cover this place of use. None.

Owner of Land — NAME: Glenn & Gwen Loring

ADDRESS: 1190 90 Rd Scandia, KS 66966

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					
20	3	4 W																			Lot 7 16	16	

List any other water rights that cover this place of use. None.

(If there are more than two landowners, attach additional sheets as necessary.)

5. It is proposed that the place of use be changed to:

Owner of Land — NAME: Joan Sandell Wallace

ADDRESS: 9516 Hocker Dr Merriam, KS 66203

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					
20	3	4 W		Lot 2 16	Lot 6 27	1							3.5				3	Lot 7 40	Lot 8 34	Lot 11 46		170.5	
20	3	4 W																	5.5				5.5

List any other water rights that cover this place of use. new app will cover same acres.

Owner of Land — NAME: Glenn & Gwen Loring

ADDRESS: 1190 90 Rd Scandia, KS 66966

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					
20	3	4 W																			Lot 7 37	37	

List any other water rights that cover this place of use. new app will cover same acres.

IF MORE SPACE IS NEEDED, ATTACH ADDITIONAL SHEETS AS NECESSARY

6. The presently authorized point(s) of diversion is one (1) well.

(Provide description and number of points)

7. The proposed point(s) of diversion is one (1) well.

(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 Lot 11 Quarter
 of Section 20, Township 3 South, Range 4 W,
 in Republic County, Kansas, 1,200 feet North 1,770 feet West of Southeast corner of section.
 Authorized Rate 715 gpm Authorized Quantity 104 AF
 (DWR use only: Computer ID No. 7 GPS 1,337 feet North 1,709 feet West)
 This point will not be changed This point will be changed as follows:
Proposed point of diversion: (Complete only if change is requested)
 One in the _____ Quarter of the _____ Quarter of the _____ Quarter
 of Section _____, Township _____ South, Range _____ W,
 in _____ County, Kansas, _____ feet North _____ feet West of Southeast corner of section.
 Proposed Rate _____ Proposed Quantity _____
 This point is: Additional Well Geo Center List other water rights that will use this point _____

9. **Presently authorized point of diversion:**
 One in the _____ Quarter of the _____ Quarter of the _____ Quarter
 of Section _____, Township _____ South, Range _____ W,
 in _____ County, Kansas, _____ feet North _____ 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 changed as follows:
Proposed point of diversion: (Complete only if change is requested)
 One in the _____ Quarter of the _____ Quarter of the _____ Quarter
 of Section _____, Township _____ South, Range _____ W,
 in _____ County, Kansas, _____ feet North _____ feet West of Southeast corner of section.
 Proposed Rate _____ Proposed Quantity _____
 This point is: Additional Well Geo Center List other water rights that will use this point _____

10. **Presently authorized point of diversion:**
 One in the _____ Quarter of the _____ Quarter of the _____ Quarter
 of Section _____, Township _____ South, Range _____ W,
 in _____ County, Kansas, _____ feet North _____ 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 changed as follows:
Proposed point of diversion: (Complete only if change is requested)
 One in the _____ Quarter of the _____ Quarter of the _____ Quarter
 of Section _____, Township _____ South, Range _____ W,
 in _____ County, Kansas, _____ feet North _____ feet West of Southeast corner of section.
 Proposed Rate _____ Proposed Quantity _____
 This point is: Additional Well Geo Center List other water rights that will use this point _____

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

WATER RESOURCES RECEIVED

IF MORE SPACE IS NEEDED, ATTACH ADDITIONAL SHEETS AS NECESSARY

DEC 22 2016

12. The presently authorized use of water is for irrigation purposes.
It is proposed that the use be changed to no change purposes.
13. If changing the place of use and/or use made of water, describe how the consumptive use will not be increased.
New application will be filed concurrently that will completely overlap the proposed acres.

(Please show any calculations here.)
14. It is requested that the maximum annual quantity of water be reduced to n/a (acre-feet or million gallons).
15. It is requested that the maximum rate of diversion of water be reduced to n/a gallons per minute (____ c.f.s.).
16. The application must include either a topographic map or detailed plat. A U.S. Geological Survey Topographic Map, scale 1:24,000, is available through the Kansas Geological Survey, 1930 Constant Avenue, University of Kansas, Lawrence, Kansas 66047-3726 (www.usgs.gov). The map should show the location of the presently authorized point(s) of diversion. Distances North and West of the Southeast corner of the section must be shown. The presently authorized place of use should also be shown. Identify the center of the section, the section lines and the section corners and show the appropriate section, township, and range numbers on the map. In addition the following information must also be shown on the map.
- 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 and West of the Southeast corner of the section must be shown. Please be certain that the information shown on the map agrees with the information shown in Paragraph Nos. 9, 10 and 11 of the application.
 - 2) If the source of supply is groundwater, please show the location of existing water wells of any kind, including domestic wells, within ½ mile of the proposed well or wells. Identify each well as to its use and furnish name and mailing address of the property owner or owners. If there are no wells within ½ mile, please indicate so on the map.
 - 3) If the source of supply is surface water, the names and mailing addresses of all landowner(s) ½ mile downstream and ½ mile upstream from your property lines must be shown.
 - b. If a change in the place of use is desired, show the proposed place of use by crosshatching on the map. Please be certain that the information shown on the map agrees with the information shown in Paragraph No. 5 of the application.
17. Attach documentation to show the change(s) proposed herein will not impair existing water rights and relates to the same local source of supply as to which the water right relates. This information may include statements, plats, geology reports, well logs, test hole logs, and other information as necessary information to show the above. Additional comments may be made below.

18. If the proposed change(s) does not meet all applicable rules and regulations of the Kansas Water Appropriation Act, please identify the rules and regulations for which you request a waiver. State the reason why a waiver is needed and why the request should be granted. Attach documentation showing that granting the request will not impair existing water rights and will not prejudicially and unreasonably affect the public interest.
All regs met.

IF MORE SPACE IS NEEDED, ATTACH ADDITIONAL SHEETS AS NECESSARY

Any use of water that is not as authorized by the water right or permit to authorize water **before** 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.

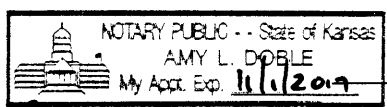
I declare that I am an owner of the currently authorized place of use as identified herein, or that I represent all such owners and am authorized to make this application on their behalf, and declare further that the statements contained herein are true, correct, and complete. By filing this application 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.

Dated at Shawnee, Kansas, this 21 day of December, 20 16.

<u>Joan Wallace</u> (Owner)	_____	(Spouse)
<u>Joan Marie Wallace</u> (Please Print)	_____	(Please Print)
_____	_____	(Spouse)
_____	_____	(Please Print)
_____	_____	(Spouse)
_____	_____	(Please Print)

State of Kansas }
County of Johnson } SS

I hereby certify that the foregoing application was signed in my presence and sworn to before me this 21st day of December, 20 16.



Amy Doble
Notary Public

My Commission Expires 11-1-2019

FEE SCHEDULE

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:

- (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
- (4) Application to change the use made of the water \$300

Make check payable to **Kansas Department of Agriculture.**

**WATER RESOURCES
RECEIVED**

DEC 22 2016

KS DEPT OF AGRICULTURE

SCANNED

JUL 31 2017

File No. 39,129

KS DEPT OF AGRICULTURE

Any use of water that is not as authorized by the water right or permit to authorize water before 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.

Dated at Scandia, Kansas, this 27th day of July, 2017.

Glen Soring (Owner)

(Spouse)

(Please Print)

(Please Print)

(Owner)

(Spouse)

(Please Print)

(Please Print)

(Owner)

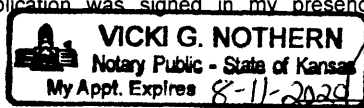
(Spouse)

(Please Print)

(Please Print)

State of Kansas } County of Republic } SS

I hereby certify that the foregoing application was signed in my presence and sworn to before me this 27th day of July, 2017.



Vicki G. Nothern Notary Public

My Commission Expires Aug. 11th, 2020.

FEE SCHEDULE

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:

- (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
(4) Application to change the use made of the water \$300

Make check payable to Kansas Department of Agriculture.

PROPERTY TAX INFORMATION SHEET

THIS IS NOT A TAX BILL - FOR YOUR INFORMATION ONLY

REPUBLIC COUNTY TREASURER

Required by K.S.A. 79-2001

Statement: 8513

Tax Year: 2016

Tax Unit: 152

Date: 11/23/2016

TaxPayer:

WALLACE, JOAN MARIE
9516 HOCKER DR

MERRIAM KS 66203-2530

Joan Sandell Wallace

Property Description:

S20, T03, R04W, ACRES 230.2, N1/2 LOT 7
& LOTS 2,6,8,&11 OF RIVER RECORD "A" L
SS ROW
Prop Addr: 00000 90
SEC: 20 TWP: 03 RNG: 04W
Parcel ID: 144 20 0 00 00 002 00 0

YOUR ASSESSED VALUE

Property Class	2015	2016	Value Change	% Change
AGRICULTURAL	15,060	17,304	2,244	14.9%
Total	15,060	17,304	2,244	14.9%

* The first \$2,300 in residential assessed value is exempt from the Statewide USD Mill Levy.

YOUR MILL LEVIES

Authority	2015	2016	Percent Change
Statewide USD*	20.000	20.000	
STATE	1.500	1.500	
REPUBLIC COUNTY	104.828	98.152	-6.4%
SCANDIA TOWNSHIP	.354	.340	-6.6%
USD 426 SCHOOL	32.296	30.674	-5.0%
RIVERVIEW CEMETERY 1	3.422	3.257	-4.8%
FIRE #10 SCANDIA	4.596	4.240	-7.7%
CENTRAL KANSAS LIBRA	2.162	2.172	0.5%
River Valley Extensi	2.724	2.411	-11.5%
OTHERS			
Total	171.892	162.746	-5.3%

YOUR TAXES

Authority	2015	2016	Dollar Change	Percent Change
Statewide USD*	301.20	346.08	44.88	14.9%
STATE	22.59	25.96	3.37	14.9%
REPUBLIC COUNTY	1,578.71	1,698.42	119.71	7.6%
SCANDIA TOWNSHIP	5.48	5.88	.40	7.3%
USD 426 SCHOOL	486.38	530.78	44.40	9.1%
RIVERVIEW CEMETERY 1	51.54	56.36	4.82	9.4%
FIRE #10 SCANDIA	69.22	73.37	4.15	6.0%
CENTRAL KANSAS LIBRA	32.56	37.58	5.02	15.4%
River Valley Extensi	41.01	41.72	.71	1.7%
OTHERS		.01		100.0%
Total	2,588.69	2,816.16		8.8%

CountyWorks by Nex-Tech

REVENUE FROM PROPERTY TAX LEVIES

Taxing Authority	From 2015	From 2016	Dollar Change	Percent Change
Statewide USD*	6,227.68	6,865.80	638.12	10.2%
STATE	487.80	535.68	47.88	9.8%
REPUBLIC COUNTY	34,088.40	35,049.09	960.69	2.8%
SCANDIA TOWNSHIP	118.38	121.42	3.04	2.6%
USD 426 SCHOOL	10,502.16	10,953.36	451.20	4.3%
RIVERVIEW CEMETERY 17	1,112.79	1,163.06	50.27	4.5%
FIRE #10 SCANDIA	1,494.54	1,514.06	19.52	1.3%
CENTRAL KANSAS LIBRARY SYSTEM	703.03	775.58	72.55	10.3%
River Valley Extension #4	885.70	860.84	-24.86	-2.8%
OTHERS	.07	.08		14.3%
Total	55,620.55	57,838.97	2,218.42	4.0%

WATER RESOURCES RECEIVED

DEC 22 2016

KS DEPT OF AGRICULTURE

THIS IS NOT A TAX BILL - FOR YOUR INFORMATION ONLY

SCANNED

1320 Research Park Drive
Manhattan, Kansas 66502
(785) 564-6700



900 SW Jackson, Room 456
Topeka, Kansas 66612
(785) 296-3556

Jackie McClaskey, Secretary

Governor Sam Brownback

December 23, 2016

JOAN WALLACE
1020 S KANSAS AVE FL 2
9516 HOCKER DR
MERRIAM, KS

FILE COPY

RE: File No. 39129

Dear Sir or Madam:

An application for approval of the Chief Engineer to change the following condition or conditions of the file number referred to above has been received:

- place of use PU
- point of diversion
- use made of water

As a matter of record, the Division of Water Resources has on hand a large number of applications awaiting processing. Therefore to be fair to all concerned, and so that we can process those applications on hand in the order they were received, we intend to concentrate on the backlog of applications until the issue is resolved. You will be contacted regarding this application as soon as it has been examined.

In accordance with the provisions of the Kansas Water Appropriation Act, a portion of which is included below, the use of water prior to approval of the application is unlawful. You should not proceed and divert water as indicated by your plans in your application for a change for this file until you receive approval for this change from the Chief Engineer. Once approved, compliance with the terms, conditions and limitations of the permit is necessary. Conservation of the water resources of Kansas is required.

Section 82a-728 of the Kansas Water Appropriation Act, provides (a) except for the appropriation of water for the purpose of domestic use, . . . it shall be unlawful for any person to appropriate or threaten to appropriate water from any source without first applying for and obtaining a permit to appropriate water in accordance with the provisions of the Water Appropriation Act or for any person to violate any condition of a vested right, appropriation right or an approved application for a permit to appropriate water for beneficial use.

(b) (1) The violation of any provision of this section by any person is a class C misdemeanor...

A class C misdemeanor is punishable by a fine not to exceed \$500 and/or a term of confinement not to exceed one month in the county jail. Each day that the violation occurs constitutes a separate offense.

If you have any questions, please contact me at (785) 564-6645. If you wish to discuss a specific file, please have the file number ready so that we may help you more efficiently.

Sincerely,

A handwritten signature in cursive script that reads "Brent A. Turney".

Brent A Turney, L.G.
Change Applications Unit Supervisor
Water Appropriation Program

1320 Research Park Drive
Manhattan, Kansas 66502
(785) 564-6700



900 SW Jackson, Room 456
Topeka, Kansas 66612
(785) 296-3556

Jackie McClaskey, Secretary

Governor Sam Brownback

BAT: dlw
pc: STOCKTON Field Office GMD

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Manhattan, Kansas 66502
(785) 564-6700



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Topeka, Kansas 66612
(785) 296-3556

Jackie McClaskey, Secretary

Governor Sam Brownback

July 20, 2017

FILE COPY

GLENN LORING
1190 90 RD
SCANDIA KS 66966

RE: Water Right, File No. 39,129

Dear Mr. Loring:

Reference is made to the application for approval of the Chief Engineer to change the place of use under Water Right, File No. 39,129, which was received in the office of the Chief Engineer on December 22, 2016. Upon review of the application, we find that the application to change the place of use cannot be approved as proposed.

Please note that K.A.R. 5-5-5 states in part:

"If more than one person is the owner of a water right, and an application is filed for a change in the place of use, point of diversion, use made of the water, or any combination thereof, only the signature(s) of the landowner(s) whose portion of the water right(s) is (are) involved in the change shall be required on the application. If the extent of each owners interest in the water right has not been legally determined, then all landowners holding an undetermined portion of the water right must sign the change application . . . "

Records in this office, indicate that you are partial owner associated with the currently authorized and proposed place of use. Because the application contains only Joan Wallace signature, the applications cannot be approved until we receive notarized signatures from you as well.

Attached is a copy of the change application and the page you must sign and notarize for the approval in change of place of use for the referenced file.

If you have any questions, please contact me at (785) 564-6643. If you wish to discuss a specific file, please have the file number ready so that we may help you more efficiently.

Sincerely,

Austin McColloch
Environmental Scientist
Water Appropriation Program

Enclosures
pc:

SCANNED

McColloch, Austin

From: Krueger, Richelle
Sent: Wednesday, July 12, 2017 8:45 AM
To: Schemm, Doug
Cc: McColloch, Austin
Subject: FW: 49748 - Joan Wallace

Doug,
Looks like Austin has that one according to the change card catalog...
Richelle

From: Schemm, Doug
Sent: Wednesday, July 12, 2017 8:24 AM
To: Krueger, Richelle <Richelle.Krueger@ks.gov>
Subject: 49748 - Joan Wallace

Richelle,
Are you or Leslie working on this one (PU change 39,129)?
Doug

From: Stewart, Kelly
Sent: Tuesday, July 11, 2017 7:51 AM
To: Schemm, Doug <Doug.Schemm@ks.gov>
Cc: Billinger, Mark <Mark.Billinger@ks.gov>; Hageman, Rebecca <Rebecca.Hageman@ks.gov>
Subject: RE: 49748 - Joan Wallace

Doug,

I have no objection to the approval of this application or the change application for File No. 39,129.

Kelly

From: Schemm, Doug
Sent: Monday, July 10, 2017 4:16 PM
To: Stewart, Kelly <Kelly.Stewart@ks.gov>
Cc: Billinger, Mark <Mark.Billinger@ks.gov>
Subject: 49748 - Joan Wallace

Typical surface water Republican.
I got one phone call, no objections.
Please review and provide rec.
Doug

1320 Research Park Drive
Manhattan, Kansas 66502
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Jackie McClaskey, Secretary

Governor Sam Brownback

July 17, 2017

JEFFREY A & TRACY K STRNAD
PO BOX 230
SCANDIA KS 66966

FILE COPY

RE: Water Right, File No. 39,129

Dear Sir or Madam:

This letter is to **provide notice** as required by Kansas Senate House Bill No. 337, which became effective on July 1, 2016.

This is to advise you that Joan Wallace has filed with the Division of Water Resources, Kansas Department of Agriculture, an application to change the place of use pursuant to Water Right, File No. 39,129. The applicant proposes to change the authorized place of use from 110 acres in Section 20, Township 3 South, Range 4 West to 213 acres in Section 20, Township 3 South, Range 4 West, Republic County, Kansas. A map of the proposed place of use is included with this letter.

Information supplied by the applicant indicates that you as a nearby landowner may have a well or wells in this vicinity therefore you are being notified as required by Senate House Bill No. 337.

If you have any questions, please contact me at 785-564-6643. If you call, please reference the file number so we can help you more efficiently.

Sincerely,

A handwritten signature in black ink that reads "Austin McColloch".

Austin McColloch
Environmental Scientist
Water Appropriation Program

Enclosures

pc: Stockton Field Office



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(785) 564-6700

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Topeka, Kansas 66612
(785) 296-3556

Jackie McClaskey, Secretary

Governor Sam Brownback

July 17, 2017

FILE COPY

LOU ANNE SNAVELY
588 K106
MINNEAPOLIS KS 67467

RE: Water Right, File No. 39,129

Dear Sir or Madam:

This letter is to **provide notice** as required by Kansas Senate House Bill No. 337, which became effective on July 1, 2016.

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Sincerely,

Austin McColloch
Environmental Scientist
Water Appropriation Program

Enclosures

pc: Stockton Field Office



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(785) 296-3556

Jackie McClaskey, Secretary

Governor Sam Brownback

July 17, 2017

FILE COPY

RICHARD A LARSON
870 90 RD
SCANDIA KS 66966-8058

RE: Water Right, File No. 39,129

Dear Sir or Madam:

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Sincerely,

Austin McColloch
Environmental Scientist
Water Appropriation Program

Enclosures

pc: Stockton Field Office



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(785) 296-3556

Jackie McClaskey, Secretary

Governor Sam Brownback

July 17, 2017

FILE COPY

GLENN & GWEN LORING
1190 90 RD
SCANDIA KS 66966

RE: Water Right, File No. 39,129

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Sincerely,

Austin McColloch
Environmental Scientist
Water Appropriation Program

Enclosures

pc: Stockton Field Office

AMOUNT STATISTICS REPORT FOR POINTS OF DIVERSION UNDER A 39129 00

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AMOUNT STATISTICS REPORT FOR POINTS OF DIVERSION UNDER A 39129 00 IRR

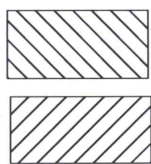
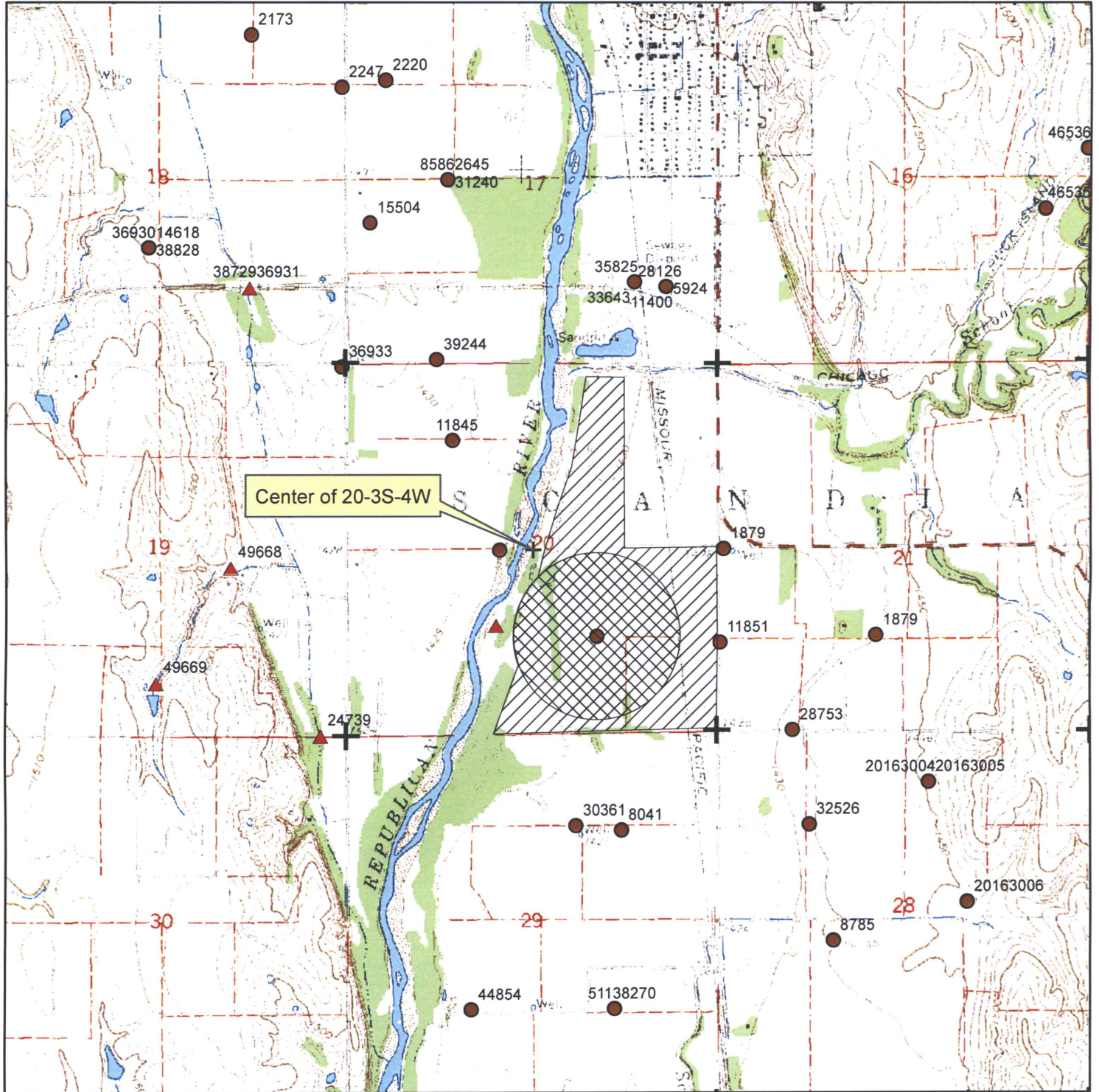
Water Right and Points of Diversion Within 2.00 miles of point defined as:

1200 Feet North and 1770 Feet West of the Southeast Corner of Section 20 T 3S R 4W

GROUNDWATER ONLY

File Number	Use	ST	SR	Dist (mi)	Q4	Q3	Q2	Q1	FeetN	FeetW	Sec	Twp	Rng	ID	Batt	Auth_Quan	Add_Quan	Unit
A__ 1879	00	IRR	NK	G	.44	--	NW	NW	SW	2613	5197	21	3	4W	1	131.00	131.00	AF
Same					.75	--	SE	NE	SW	1375	3131	21	3	4W	6			
A__ 2173	00	IRR	NK	G	1.88	--	CW	NE	NE	-----	-----	18	3	4W	1	100.00	100.00	AF
A__ 2220	00	IRR	NK	G	1.62	--	--	--	--	4005	4690	17	3	4W	19	60.00	60.00	AF
A__ 2247	D2	IRR	NK	G	1.65	--	NE	SE	NE	3900	50	18	3	4W	15	78.00	78.00	AF
A__ 2389	00	IRR	NK	G	1.85	--	--	--	--	2060	960	32	3	4W	1	153.00	153.00	AF
A__ 2645	00	IRR	NK	G	1.32	--	--	--	--	2630	3840	17	3	4W	10	81.00	81.00	AF
A__ 2812	00	MUN	NK	G	.99	--	NW	SE	SE	1076	727	17	3	4W	14	46.00	3.01	AF
A__ 5113	00	IRR	NK	G	.98	--	--	NC	SE	1325	1444	29	3	4W	12	51.00	51.00	AF
A__ 5924	00	MUN	NK	G	.99	--	NW	SE	SE	1076	727	17	3	4W	14	62.24	62.24	AF
A__ 8041	00	IRR	NK	G	.50	--	CN	S2	NE	3880	1340	29	3	4W	4	112.00	112.00	AF
A__ 8270	00	IRR	NK	G	.98	--	--	NC	SE	1325	1444	29	3	4W	12	61.50	61.50	AF
A__ 8586	00	IRR	NK	G	1.32	--	--	--	--	2630	3840	17	3	4W	10	80.00	.00	AF
A__ 8785	00	IRR	NK	G	1.02	--	NW	NE	SW	-----	-----	28	3	4W	1	200.00	200.00	AF
A__ 9026	00	IRR	NK	G	1.91	--	SW	SW	NE	2720	2615	33	3	4W	8	43.00	43.00	AF
A__ 10209	00	IRR	NK	G	1.51	NC	W2	E2	NE	3860	1310	32	3	4W	2	95.00	95.00	AF
A__ 11400	00	MUN	NK	G	.99	--	NW	SE	SE	1076	727	17	3	4W	14	49.01	49.01	AF
A__ 11845	00	IRR	NK	G	.67	--	--	--	--	4125	3760	20	3	4W	2	135.00	135.00	AF
A__ 11851	00	IRR	NK	G	.34	--	NW	SW	SW	1278	5255	21	3	4W	5	117.00	117.00	AF
A__ 14405	00	IRR	NK	G	1.45	--	SW	NW	NE	4140	2195	32	3	4W	5	100.00	100.00	AF
A__ 14618	00	STK	NK	G	1.61	--	SE	NE	SW	1650	2775	18	3	4W	13	33.21	33.21	AF
A__ 15504	00	IRR	NK	G	1.29	--	--	--	--	2030	4948	17	3	4W	13	60.00	60.00	AF
A__ 16835	00	MUN	NK	G	.99	--	NW	SE	SE	1076	727	17	3	4W	14	24.06	24.06	AF
A__ 22709	00	IRR	NK	G	1.60	--	SW	NE	NW	4025	3745	33	3	4W	5	146.00	146.00	AF
A__ 28753	00	IRR	NK	G	.58	--	SE	SW	SW	30	4225	21	3	4W	4	90.00	90.00	AF
A__ 30361	00	IRR	NK	G	.48	--	NW	SW	NE	3950	1990	29	3	4W	6	68.00	68.00	AF
A__ 30363	00	IRR	NK	G	1.91	--	SW	SW	NE	2720	2615	33	3	4W	8	73.00	73.00	AF
A__ 30364	00	IRR	NK	G	1.83	--	--	--	--	2120	1914	32	3	4W	4	113.00	113.00	AF
A__ 30365	00	IRR	NK	G	1.99	--	SW	NW	SW	1520	4820	33	3	4W	7	33.00	33.00	AF
A__ 31240	00	IRR	NK	G	1.32	--	--	--	--	2630	3840	17	3	4W	10	157.00	76.00	AF
A__ 32526	00	IRR	NK	G	.76	--	--	NC	NW	3960	3960	28	3	4W	3	185.00	185.00	AF
A__ 33643	00	MUN	NK	G	.99	--	--	--	--	1166	1174	17	3	4W	5	18.26	18.26	AF
A__ 35825	00	MUN	NK	G	.99	--	--	--	--	1166	1174	17	3	4W	5	36.52	36.52	AF
A__ 36930	00	STK	NK	G	1.61	--	SE	NE	SW	1650	2775	18	3	4W	13	33.21	33.21	AF
A__ 36933	00	IRR	NK	G	1.01	--	NE	NE	NE	5248	36	19	3	4W	5	19.00	19.00	AF
A__ 38828	00	STK	NK	G	1.61	--	SE	NE	SW	1650	2775	18	3	4W	13	33.21	33.21	AF
A__ 39008	00	IRR	NK	G	.36	--	--	--	--	2575	3095	20	3	4W	8	122.00	122.00	AF
A__ 39129	00	IRR	NK	G*	.00	--	--	--	--	1200	1770	20	3	4W	7	104.00	104.00	AF
A__ 39244	00	IRR	NK	G	1.02	--	--	CS	SW	20	4010	17	3	4W	16	80.00	80.00	AF
A__ 44854	00	REC	NK	G	1.03	--	--	--	--	1350	3500	29	3	4W	11	53.00	53.00	AF
A__ 46535	00	MUN	LO	G	1.69	--	NW	NE	SE	2120	650	16	3	4W	2	100.02	100.02	AF
A__ 46536	00	MUN	LO	G	1.88	--	SE	SE	NE	2970	30	16	3	4W	1	100.02	13.14	AF
D__ 20163004	TD	DOM	AY	G	.98	--	SW	NW	NE	4550	2270	28	3	4W	4	16.88	16.88	AF
D__ 20163005	TD	DOM	AY	G	.98	--	SW	NW	NE	4550	2270	28	3	4W	4	1.53	1.53	AF

Application to Change the Place of Use For Water Right File No. 39129



Authorized Place of Use

Proposed Place of Use

▲ Surface Water Point of Diversion

● Groundwater Point of Diversion

1:24,000



**WATER RESOURCES
RECEIVED**

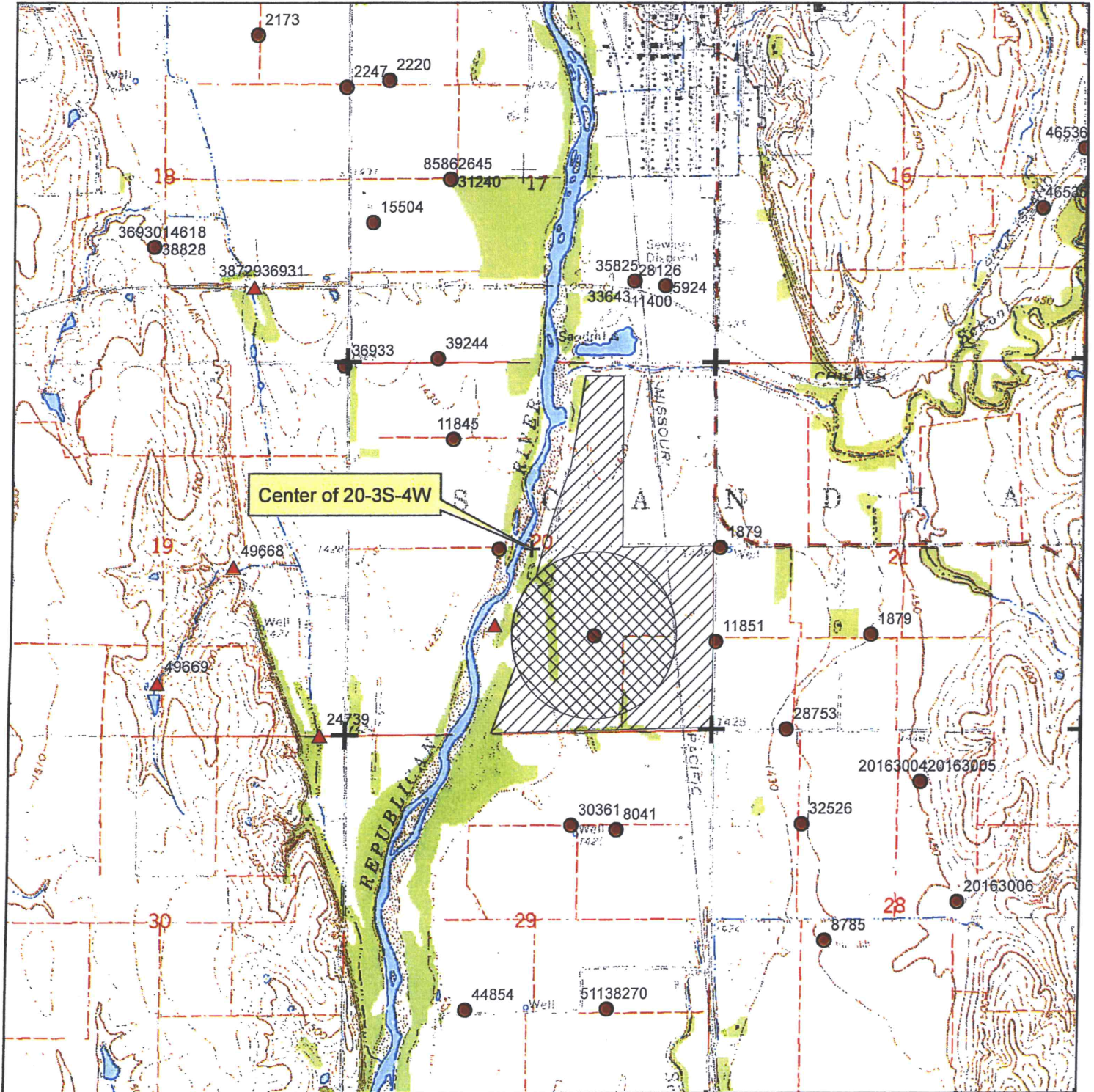
DEC 22 2016

KS DEPT OF AGRICULTURE

SCANNED

Application to Change the Place of Use
For Water Right File No. 39129

FILE COPY



Authorized Place of Use



Proposed Place of Use

▲ Surface Water Point of Diversion

● Groundwater Point of Diversion

1:24,000



**WATER RESOURCES
RECEIVED**

DEC 22 2016

KS DEPT OF AGRICULTURE

SCANNED