

Kansas Department of Agriculture / Division of Water Resources
Stockton Field Office

TO: HEADQUARTERS

RE Vested Right; Water Right; Appropriation of Water; Application

File No(s). 48,885 & 48,887 County RA

Enclosed are the following checked items:

A _____ FIR Full Partial Inspection Return to Field Office
 Proposed Certificate to deliver to Certificate Unit

Meter Order: GMD#4
 Lower Smoky
 Other _____

A Compliance Check Inspection on _____
 Meter Install New App Chg App Other _____
 In Compliance Not in Compliance, why _____
Modify Point of Diversion No Yes, document attached
Indicate all overlapping p/d files _____

- An application and judgment sheet with recommendation.
- A memorandum dated _____
- A request for an extension of time to perfect or complete.
- A verified report.
- A closure request.
- A field investigation report.
- Notice of Non-Compliance _____

Violation

Date

An ownership change (name(s) and address(es) below).

A water use report for _____

A letter dated _____

A copy of an Approval to Change the place of use and/or point of diversion,
 Filing Fee attached. \$400.00
#5977

An Advanced copy of a change application and the filing fee, to be processed at the field office.

An original field office change application and the filing fee needing headquarters office review and further processing.

Other: _____

Wahid
Assistant Water Commissioner

9-1-17
Date

CHECK SHEET Short Change

File No. 48887

Field Office No. 3

GMD No. _____

1. **Plugging agreement obtained for GMD?** Yes No Non Applicable
2. **Is Landowner correct as currently shown in WRIS?** Yes No **Address Change?** YES
If applicable, list Place of Use Overlap File Nos. _____
3. **Is Water Use Correspondent correct as currently shown in WRIS?** Yes No **Address Change?** NO
Name of Former WUC _____ Name of New WUC _____
4. a. **Point of diversion computer ID No(s).** n/a for point(s) being changed.
- b. **Show feet distances from the** _____ **SE** _____ **corner of the section for the new point(s) of diversion:**

Action	PDIV ID	Geo Ctr?	Sec	Twp	Rng	'N	'W	County	Qualifiers

- c. **If multiple points of diversion exist and rates and quantities are individually assigned, show:**
- | Old PDIV ID | Authorized Rate | Additional Rate | Authorized Quantity | Additional Quantity |
|-------------|-----------------|-----------------|---------------------|---------------------|
| _____ | _____ gpm/cfs | _____ gpm/cfs | _____ af/mgy | _____ af/mgy |
| _____ | _____ gpm/cfs | _____ gpm/cfs | _____ af/mgy | _____ af/mgy |
| _____ | _____ gpm/cfs | _____ gpm/cfs | _____ af/mgy | _____ af/mgy |
- d. **Name of Drainage Basin** _____ **Is this correctly shown in WRIS?** Yes No
- e. **Formation Name & No.** _____ **Special Use Area** _____

5. **Distances from the previous/original p/d:** _____ ' N / S _____ ' E / W

6. **WATER RIGHT ACTION TRAIL COMMENTS**

09/01/2017 Change Application Received (date accepted for priority)

09/01/2017 Change Approved
Notice and Proof by ____/____/____

____/____/____ Completion Requirement Removed (Change No. C____)

7. **METER ACTION TRAIL COMMENTS**

____/____/____ DWR Meter Required by ____/____/____

8. Base Acres _____ Year _____ Minimum Reasonable Quantity _____

Date Created **9/1/17** by **Billinger**
Date Entered _____ by _____

CHECK SHEET ATTACHMENT

9. Changes to the place of use will be:

File Number 48887

Action	Owner Person ID	Place Use ID #	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					
MOD	NEW1	65401	13	02S	35W	Acres Authorized					37	14	15.5	32.5													99
						New Acres																					
MOD	NEW2	65402	13	02S	35W	Acres Authorized		5.5	3.5																		9
						New Acres																					
MOD	NEW3	NEW	13	02S	35W	Acres Authorized									30	36.5	18	13									97.5
						New Acres																					
						Acres Authorized																					
						New Acres																					

Names and Address:

1. Person ID # <u>NEW1</u>	2. Person ID # <u>NEW2</u>	3. Person ID # <u>NEW3</u>
<u>A. MARTIN & MARILYN KOPRIVA</u>	<u>JULIA KOPRIVA</u>	<u>MARILYN KOPRIVA</u>
<u>9359 ROAD 12</u>	<u>301 N 4TH ST APT B</u>	<u>9359 ROAD 12</u>
<u>ATWOOD, KS 67730-3250</u>	<u>ATWOOD, KS 67730</u>	<u>ATWOOD, KS 67730-3250</u>

GENERAL INSTRUCTIONS

- | | | |
|--|---|--|
| <ol style="list-style-type: none"> 1. Give to Applicant: <ol style="list-style-type: none"> a. <u>Original</u> application/approval b. Original receipt (one for <u>each</u> application) c. Information packet containing: <ul style="list-style-type: none"> • Notice and Proof form • Water Meter Specifications • Acceptable Meter list • Water level measurement tube specifications • Check Valve specifications • Pink Sheet - K.S.A. 82a-728 letter • Form stating to record in Register of Deeds Office (OPTIONAL AS NEEDED) | <ol style="list-style-type: none"> 2. Send to headquarters: <ol style="list-style-type: none"> a. Good, microfilmable copy of application and/or approval and this check sheet b. Original check and copy of receipt c. Test hole log d. GMD recommendation, if any e. Map or aerial photograph, if any 3. Send to KDHE: Letter (KDHE.LT) advising of location of abandoned well. <input type="checkbox"/> <p align="center"><u>CONDITIONS</u></p> <ol style="list-style-type: none"> 1. Insert notice and proof date. 2. Type or print applicant's/owner's name on line. 3. Complete notary statement. | <ol style="list-style-type: none"> 4. Date stamp received and approved. 5. Complete ownership and WUC change information. <p><u>ADDITIONAL PHOTOCOPIES</u></p> <hr/> <hr/> <hr/> <hr/> <hr/> <hr/> <hr/> <hr/> |
|--|---|--|


Kansas
Department of Agriculture
Division of Water Resources

Stockton Field Office
820 S. Walnut
Stockton, Kansas 67669-0192
Jackie McClaskey, Secretary
David W. Barfield, Chief Engineer
Kelly Stewart, Water Commissioner

Phone: (785) 425-6787
Fax: (785) 425-6842
www.agriculture.ks.gov
Sam Brownback, Governor

September 1, 2017

JIM KOPRIVA
9359 ROAD 12
ATWOOD KS 67730

Re: Appropriations of Water, File Nos. 48,885 & 48,887

Dear Mr. Kopriva:

Enclosed are two (2) orders executed by David W. Barfield, Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, approving the applications for change under the above referenced file numbers.

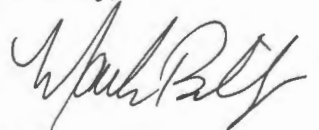
Your attention is directed to the terms, conditions, and limitations specified in these approvals for change.

Since these orders modify the original certificates, they should be recorded with the Register of Deeds as other instruments affecting real estate.

These documents are summary orders by this agency regarding these matters. These orders shall become final if requests for hearings are not filed with the Chief Engineer within 15 days of the date of service of these orders.

If 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,



Mark Billinger
Assistant Water Commissioner

MB:rh
Enclosures

CERTIFICATE OF SERVICE

On this 1st day of September, 2017, I hereby certify that the attached **SUMMARY ORDERS APPROVING APPLICATIONS FOR CHANGE in PLACE OF USE** for appropriations of water, File Nos. 48,885 & 48,887, dated on the 1st day of Septmeber, 2017, were mailed postage prepaid, first class, U.S. mail, to the following:

JIM KOPRIVA
9359 ROAD 12
ATWOOD KS 67730

Rebecca Hagaman
Staff

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

APPLICATION COMPLETE
9/1/17
 Reviewer MBS

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

File No. 48887

SEP 01 2017
 11:20 a.m.
 Stockton Field Office
 Division of Water Resources

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: Jim Kopriva

9359 Road 12 Atwood KS, 67730

Phone Number: (785)626-3920

Email address: _____

Name and address of Water Use Correspondent: Jim Kopriva

9359 Road 12 Atwood KS, 67730

Phone Number: (785)626-3920

Email address: _____

3. The presently authorized place of use is:

Owner of Land --- NAME: A. Martin & Marilyn Kopriva

B. Julia Kopriva

C. Marilyn Kopriva

ADDRESS: 9359 Road 12 Atwood KS, 67730-3250

301 N. 4th St. Apt. B Atwood, KS 67730

9359 Road 12 Atwood KS, 67730-3250

(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	
A. 13	2	35 W					12	1	12	40									65
B. 13	2	35 W	1	12	40	12													65
C. 13	2	35 W									40	14	1	11					66

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: A. Martin & Marilyn Kopriva

B. Julia Kopriva

C. Marilyn Kopriva

ADDRESS: 9359 Road 12 Atwood KS, 67730-3250

301 N. 4th St. Apt. B Atwood, KS 67730

9359 Road 12 Atwood KS, 67730-3250

(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	
A. 13	2	35 W					37	14	15.5	32.5									99
B. 13	2	35 W		5.5	3.5														9
C. 13	2	35 W									30	36.5	18	13					97.5

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

5. **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 _____

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) n/a

8. If a well, is the test hole log attached? Yes No

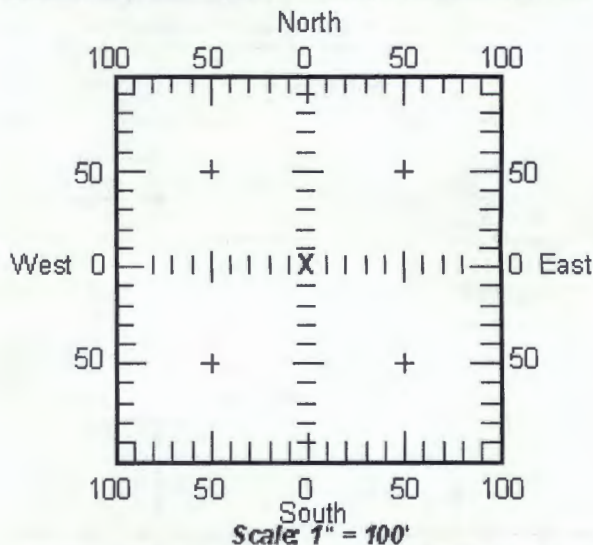
9. The change(s) (was)(will be) completed by?
n/a

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

12. Assisted by DLM

13a. If the proposed point of diversion will be relocated within 100 feet of the existing point of diversion, indicate its location on the diagram below in relation to the existing point of diversion. (PLEASE NOTE: The "X" in center of diagram below represents presently authorized point of diversion.)



13b. If the proposed point of diversion will be relocated more than 100 feet but within 1320 feet from 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.

14. If the proposed groundwater point of diversion is 300 or fewer feet from 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 Bardshy, Kansas, this 16 day of Aug, 20 17.

[Signature]

 (Owner)
Jim Kopriva

 (Please Print)
[Signature]

 (Owner)
Martin Kopriva

 (Please Print)
Julia Kopriva

 (Owner)
J. K. Julia Kopriva

 (Please Print)

 (Spouse)

 (Please Print)
Marilyn Kopriva

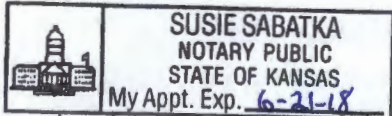
 (Spouse)
Marilyn Kopriva

 (Please Print)

 (Spouse)

 (Please Print)

State of Kansas }
 County of Rawlins } SS



I hereby certify that the foregoing application was signed in my presence and sworn to before me this 16th day of August, 20 17.

[Signature]

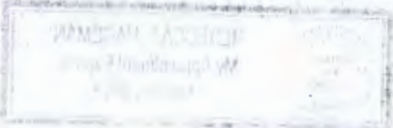
 Notary Public

My Commission Expires 6-21-18

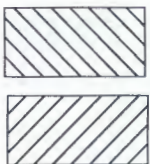
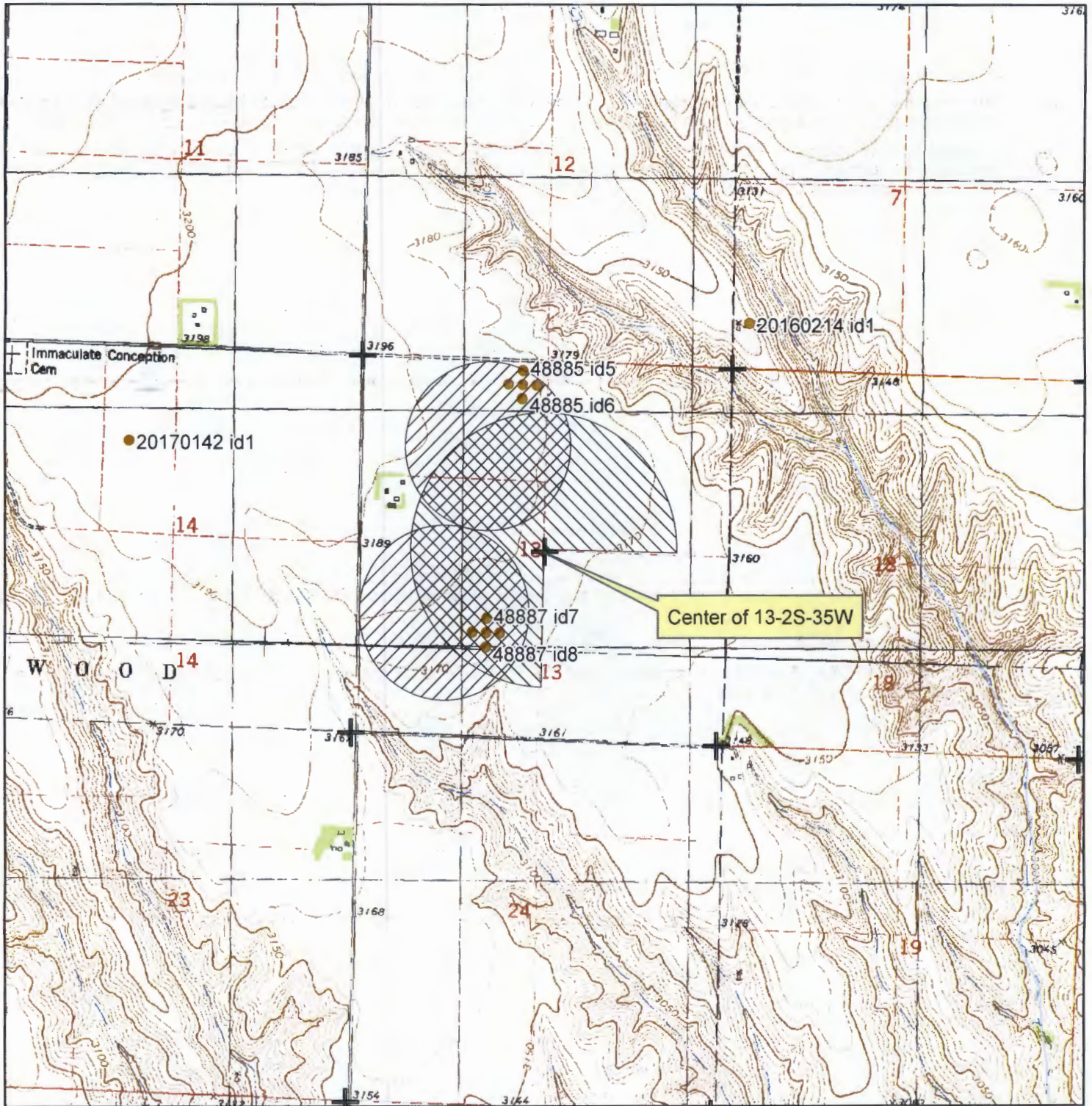
ONLY COMPLETE APPLICATIONS WILL BE PROCESSED. To be complete, all of the applicable portions of the application form must be completed with accurate information; maps, if necessary, must be included; signatures of all the appropriate owners' must be affixed to the application and notarized; and the appropriate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



Application to Change the Place of Use For Water Right File 48887



Authorized Place of Use

Proposed Place of Use

▲ Surface Water Point of Diversion

● Groundwater Point of Diversion

1:24,000



All wells within 1/2 mile of proposed well location are