#### Kansas Department of Agriculture Division of Water Resources

#### CHANGE: P/U WORKSHEET & ORDER TO DESCRIBE PD & NAME CHG

1. File Number:	2. Status Change Date:	3. Change Num:	4. Field Office:	5. GMD:
47477	8/31/2018	C1 -	03	
6. Status: Approved Deni	ied by DWR/GMD	Dismiss by Reques	t/Failure to Return	7. Filing Date of Change:
	·			3/19/2018
8a. Applicant(s)  New to system □	Person ID 60308 Add Seq#	8c. Landowno		Person IDAdd Seq#
CHASE L & CELINE A LA 1817 E FRONTAGE RD PO BOX 220 BELLEVILLE KS 66935	ARSON		-	
8b. Landowner(s)  New to system □	Person ID <b>60308</b> Add Seq#	8d. WUC New to sy	rstem 🔲	Person ID <u>60308</u> Add Seq#
8a add spouse		8a		
9. Documents and Enclosure(s): 🛛 DV	VR Meter(s) Date to Comp	ly: <u>12/31/2018</u>	N & P Date to	Comply:
☐ Anti-Reverse Meter ☐ Meter	Seal	□ N & P Form	☐ Water Tube ☐ [	Oriller Copy
☐ Conservation Plan Date Requir	ed: Da	ite Approved:	Date to	o Comply:
10. Use Made of Water From:		To: _		
			Date Prepared: <b>8/21/</b> Date Entered: <b>໑ /ເ</b> ບ	· · · · · · · · · · · · · · · · · · ·

File No.	47477	7		1. Coui CD	nty:		Ba	sin: Re	epubli	can R	iver 2	7		S	tream:	Reput	lican	Rive	r		_	Fo	ormation Code: I	Special Use: RRC	006
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Lim	itation:			af/	/yr at _					gpm (_		· 		cfs) w	hen co	mbine	with	file nu	umber(	(s)			· · · · · · · · · · · · · · · · · · ·		
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### KANSAS DEPARTMENT OF AGRICULTURE Division of Water Resources

#### <u>MEMORANDUM</u>

TO: Files DATE: August 22 2018

FROM: Leslie Ireland RE: Appropriation of Water

File No. 47,477

Chase Larson and his wife, Celine Anne Larson, owners of the referenced irrigation appropriation have filed an application for approval to change the place of use. The application for change was received in this office on March 19, 2018, with a new application assigned File No. 50,025A. The new appropriation proposes to appropriate 50 acre-feet at 1,500 gallons per minute. Both of the referenced files are surface water appropriations from the Republican River and located in the Republican River Compact Area.

The referenced right is considered to be in good standing and not abandoned as per K.A.R. 82a-718. The new application under File No. 50,025 A, appears to comply with K.A.R. 5-3-1b and K.A.R. 5-3-3a, and has been processed by Douglas Schemm, Environmental Scientist.

The referenced file completed in 2013, authorizes 106 acre-feet at a rate of 800 gallons per minute from one pumpsite for the irrigation of 82 acres all in the Southwest Quarter of Section 10, Township 5, Range 4 West, Cloud County. A compliance inspection in April 2018, determined the place of use and point of diversion are located in official survey river lots. The GPS location was determined to be within approximately twenty-five feet of the currently authorized point of diversion. The approval documents will update the location of the pumpsite from 600 feet North and 5,050 feet West to 662 feet North and 4,904 feet West. This complies with the feet distance as allowed by part (a) of K.A.R. 5-5-6, *Failure to construct diversion works at authorized location.* The approval will more accurately describe the feet distances additionally corrected the river lot of Lot 10 as shown on the Official State of Kansas Survey for 10-2-5W Republic County, with the database to include the qualifiers of the NW SW.

The proposed permit under File No. 50,025 A, requests 50 acre-feet at a rate of 1,500 gallons per minute from the Republican River. The new permit and the change in place of use propose to <u>irrigate a complete overlap of 120 acres with a combined quantity of 156 acre-feet.</u> The rights will provide 1.3 acre-foot per acre, which is the amount allowed in Cloud County by K.A.R. 5-3-24, *Reasonable quantity for irrigation use.* The place of use will be updated to include the river lots. The new appropriation assures compliance with Part(b)(6) of the regulation K.A.R. 5-5-11: *Applications for change in place of use for irrigation purposes,* and there will be no increase in the historic net consumptive use as detailed in K.A.R. 5-5-3, *Change in consumptive use* 

Nearby landowners, within one-half (½) mile upstream and downstream of the point of diversion were notified by letter dated July 12, 2018, by Doug Schemm. He received several letters of comment. Noel Hanson of Concordia commented with regards to the flows of the river and requested a moratorium on new permits. Alan Maish also of Concordia also commented. He was concerned about what he considered to be high rate requested and a senior permit across the river. It appears the comments do not consider the development of rate as compared to requested rate, or the requirement of junior rights to obtain permission to divert. It appears the comments should not preclude the approval of the new appropriation or the requested change in place of use for File No. 47,477. Doug Schemm reviewed and addressed the concerns and determined them not be indications of impairment. He acknowledged the comments with his August 1, 2018, letter.

RE: File No. 47,477 Page 2

The original permit issued for File No. 47,477 contained the same conditions as those for the new permit, File No. 50,025 A. Both being conditioned that in order to implement the provisions of K.A.R. 5-3-11(d)(6), no water shall be diverted unless the written permission of the Chief Engineer, or an authorized representative of the Chief Engineer, is obtained each time the applicant desires to divert water.

Kelly Stewart, Water Commissioner recommended the new permit, File No. 50,025A, for approval on July 31, 2018. He was contacted for a recommendation on the requested change in place of use. In his e-Mail dated August 22, 2018, he recommended approval of the application for change.

In accordance with K.S.A. 82a-706c, the Chief Engineer will retain full authority to require any water user to install meters, gages, or other measuring devices, which devices he or she or his or her agents may read at any time. A water flowmeter per K.A.R. 5-1-4 through K.A.R 5-1-12, will be required. If any chemical or foreign substance is injected into the water pumped under the referenced file, a check valve will be required.

Based on the above discussion, that the proposed change should not increase consumptive use due to the permitting of a 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 application for change be approved.

Leslie Ireland

Environmental Scientist Water Appropriation Program

#### STATE OF KANSAS

DEPARTMENT OF AGRICULTURE 1320 RESEARCH PARK DRIVE MANHATTAN, KS 66502 PHONE: (785) 564-6700 FAX: (785) 564-6777

900 SW Jackson, Room 456 Topeka, KS 66612 Phone: (785) 296-3556 www.agriculture.ks.gov

Governor Jeff Colyer, M.D.

Jackie McClaskey, Secretary of Agriculture

September 7, 2018

CHASE L LARSON 1817 E FRONTAGE RD PO BOX 220 BELLEVILLE KS 66935

Re: Appropriation of Water, File Nos. 47,477 & 50,025-A

Dear Mr. Larson:

Enclosed is an order executed by the Chief Engineer Division of Water Resources Kansas Department of Agriculture, approving the application for change under Appropriation of Water, File No. 47,477. There is also enclosed a permit to appropriate water under File No. 47,477, authorizing you to proceed with construction of the proposed diversion works (except those dams and stream obstructions regulated by K.S.A. 82a 301 through 305a), to divert such unappropriated water as may be available from the source and at the location specified in the permit, and to use it for the purpose and at the location described in the referenced files.

Your attention is directed to the enclosures and to the terms, and conditions, specified in the approval and specifically the permit issued for File No. 50,025-A, with specific reference to paragraph No. 18, which describes the requirement for obtaining permission prior to diverting water under this permit. A water meter is required on the proposed diversion works and you must install it prior to water being put to beneficial use in order for you to maintain accurate records of water use. The meter should be used to provide the information required on the annual water use report.

Failure to notify the Chief Engineer of the Division of Water Resources of the completion of the diversion works within the time allowed, or within any authorized extension of time thereof, will result in the dismissal of the permit issued under File No. 50,025-A. Enclosed is a form to notify the Chief Engineer that the proposed diversion works have been completed. As detailed an inspection fee of \$400.00, is required for the completion of File No. 50,025-A.

All requests for extensions of time to complete diversion works, or to perfect appropriations, must be submitted to the Chief Engineer before the expiration of time originally set forth in the permit to complete diversion works or to perfect an appropriation. If for any reason, you require an extension of time, you must request it before the expiration of time set forth in the permit. Failure to comply with this regulation will result in the dismissal of your permit. Any request for an extension of time shall be accompanied by the required statutory fee, which is currently \$100.00 per appropriation. There is also enclosed an information sheet setting forth the procedure to obtain a Certificate of Appropriation which will establish the extent of your water right. If you have any questions, please contact our office. If you wish to discuss this specific file, please have the file number ready so that we may help you more efficiently.

Sincerely,

Kristen A. Baum

New Application Unit Supervisor Water Appropriation Program

KAB: LI:li Enclosures

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 AND ORDER TO BETTER DESCRIBE THE LOCATION OF THE AUTHORIZED POINT OF DIVERSION APPROPRIATION OF WATER FILE NO. 47,477

The Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, after due consideration of the written application of Chase L. and Celine A. Larson, 1817 E. Frontage Road, PO Box 220, Belleville Kansas 66935, received in this office on March 19, 2018, for approval of a change in the location of the place of use under the Approval of Application, File No. 47,477, for permit to appropriate water for beneficial use, finds that the change is reasonable and will not impair existing rights, that the change relates to the same local source of supply 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 for of the place of use for irrigation use shall be:

Sec. Twp. Range			NE1/4			NW¼			SW¼			SE¼							
Sec.	Twp. K	ange	NE¼	NW1⁄4	SW1/4	SE1/4	NE¼	NW1/4	SW1/4	SE¼	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	TOTAL
10	58	4W					Lot 3 3.0		Lot 4 37.0	1	Lot 5 3.0	Lot 10 35.0			. T.				120.0

a total of 120 acres, in Section 10, Township 5 South, Range 4 West, Cloud County, Kansas,

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

That information in the office of the Chief Engineer finds that the authorized point of diversion would be more accurately defined as being:

one (1) pump site located in the Lot 10 of Section 10, more particularly described as being near a point 662 feet North and 4,904 feet West of the Southeast corner of said section, in Township 5 South, Range 4 West, Cloud County, Kansas.

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.

In all other respects, the Approval of Appropriation, File No. 47,477, for permit to appropriate water for beneficial use, is as stated and set forth in the approval dated March 10, 2010.

State of Kansas

August 23, 2020

#### 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 a 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	day of Pugust	, 2018, at Topeka, Shawnee County, Kansas.
		Lanel Schourveau
		Lane P. Letourneau, P.G. Program Manager
		Division of Water Resources
		Kansas Department of Agriculture

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County of Riley	)					
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by Lane P. Letourne	eau. P.0	G., Program Mana	ger. Division of V	Nater Resourc	es Kansas Dena	artment o

y Lane P. Letourneau, P.G. Program Manager, Division of Water Resources, Kansas Department Expires

DANIELLE WILSON
My Appointment Expires

Notary Public

#### **CERTIFICATE OF SERVICE**

On this day of lipidity, 2018, I hereby certify that the attached Approval of Application for Change in Place of Use Order to Better Describe the Location of the Authorized Point of Diversion, Appropriation of Water, File No. 47,477, dated was mailed postage prepaid, first class, US mail to the following:

CHASE L & CELINE A LARSON 1817 E FRONTAGE RD PO BOX 220 BELLEVILLE KS 66935

With photocopies to:

Stockton Field Office

Division of Water Resources

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** 

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.

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ICATION COMPLETE Page 1

Put No. 47,477

		1100 1
5.	Presently authorized point of diversion:	LOT 10 X
•	One in theSW / Quarter of the	SW Cuarter of the SW CA Quarter
	of Section, Township	05 South, Range 04 W,
	in <u>CLOUD</u> County, Kansas, <u>600</u>	feet North 5050 feet West of Southeast corner of section.
	Authorized Rate 800 Authorized Quantity	106 Depth of well (feet)
	(DWR use only: Computer ID No GPS	3 667 * feet North 4904 * feet West) from all
	☐This point will not be changed ☐This point will be changed a	The state of well to the state of the state
		e is requested or if existing point is better described by GPS) -
		Quarter of the Quarter
	of Section, Township	South, Range(E/W),
	in County, Kansas, f	feet North feet West of Southeast corner of section.  Proposed well depth (feet)
	Proposed Rate Proposed Quantity	Proposed well depth (feet)
	This point is: Additional Well Geo Center List oth	ther water rights that will use this point 50,025 A (NEW A)
		THE STEEL FUT TO NOW SWEET
6.	Presently authorized point of diversion:	
	One in the Quarter of the	Quarter of the Quarter
	of Section, Township	South, Range(E/W),
		feet North feet West of Southeast corner of section.
	Authorized Rate Authorized Quantity	Depth of well (feet)
	(DWR use only: Computer ID No GPS	
		as follows: No change, point better described with GPS as follows:
		e is requested or if existing point is better described by GPS)
		Quarter of the Quarter
		South, Range (E/W), feet North feet West of Southeast corner of section.
		Proposed well depth (feet)
	This point is. [] Additional Well [] Geo Center List oth	ther water rights that will use this point
7	The changes herein are desired for the following reasons?	? 13a. If the proposed point of diversion will be relocated within 10
٠.	The changes herein are desired for the following reasons:	feet of the existing point of diversion, indicate its location o
	(please be specific) TO COMBINE PLACE OF USE WITH	the diagram below in relation to the existing point of diversion
	NEW ARRIVATION ACCOMPANYING THE CHANGE	(PLEASE NOTE: The "X" in center of diagram below
	NEW APPLICATION ACCOMPANYING THIS CHANGE	represents presently authorized point of diversion.)
	*THIS CHANGE CONTINGENT UPON APPROVAL OF NEWAPP	North
٥	If a wall is the test halo less attached?	100 50 0 50 100 []
0.	If a well, is the test hole log attached?   Yes No	F · · · · · · · · · · · · · · · · · · ·
9.	The change(s) (was)(will be) completed by?	
	2018-2019	50 - + - + + 150
10.	If the point of diversion is a well:	West 0
	(a) What are you going to do with the old well?	***** F
		<u> </u>
		50 - + - + - 50
	ALA MARIE - PIÈTE I I O	
	(b) When will this be done?	上
4.4	Commission Management Bistrict	100 50 100
11.	Groundwater Management District recommendation attached?  Yes No	n 100 50 0 50 100 South
		Scale 1" = 100'
12.	Assisted by M. BILLINGER	13b. If the proposed point of diversion will be relocated more tha
		100 feet but within 1320 feet from the existing point of
	* From OFFICIAL SURVEY	diversion, attach a topographic map or aerial photograph For groundwater sources, show all wells (including domestic
	Water Resources	within one-half mile of the proposed point of diversion and th
	Received	names and mailing addresses of the owners. For surfact

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Page 2

MAR 19 2018

14. If the proposed groundwater point of diversion is 300 or for	ewer feet from e	xisting point of diversion, comple	ete the following:
(a) Does the undersigned represent all owners of the cu ☐ Yes ☐ No (If no, all owners must sig			s application?
(b) Will the ownership interest of any owner of the curr affected if this application is approved as requested?  ☐ Yes ☐ No (If yes, all owners must some series of the current of the cu	,		s application be adversely
(c) If this application is not approved expeditiously, will t			ealth or safety?
If the application proposes a surface water change in point of or a change in place of use, the application must be signed by agent (attach notarized statement authorizing representation)	y all owners of t		
I hereby verify, being first duly sworn upon my oatl age and the owner, the spouse of the owner, or a di their behalf, in regards to the water right(s) to whic contained in this application are true, correct and co	uly authorized th this applica	agent of the owner(s) to m	ake this application on
Dated at 1 , K	ansas, this	day of	, 20
Men Som			
Chase 1 1 areals		(Spouse)	
(Please Print)		(Please Print	
(Owner)	_	(Spouse)	
(Please Print)	<del></del>	(Please Print	:)
(Owner)		(Spouse)	
(Please Print)		(Please Print	)
State of Kansas  County of Republic  I hereby certify that the foregoing application was signarch  20 18	gned in my pr	esence and sworn to before	me this 15th day of
NOTARY PUBLIC - State of Kansas  Laura J Kruse		Leve AV 14	10
My Appt. Expires 3/23/2		Adul J. K. Mulan Public	
My Commission Expires		O Notary r usin	
ONLY COMPLETE APPLICATIONS WILL BE PROCESSED. To be accurate information; maps, if necessary, must be included; signature			
the appropriate fee must be paid.			
FE  Each application to change the place of use or the point of div forth in the schedule below: Make checks payable to: Kansa			by the application fee set
<ul> <li>(1) Application to change a point of diversion 300 fee</li> <li>(2) Application to change a point of diversion more th</li> <li>(3) Application to change the place of use</li> </ul>	t or less an 300 feet		\$200
		Received	
DWR 1-121 (Revised 07/10/2017)	Page 4	MAR 19 2018	File No

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

authorized to make this application on their behalf, and de-	ce of use as identified herein, or that I represent all such owners and an clare further that the statements contained herein are true, correct, and ineer to permanently reduce the quantity of water and/or rate of diversion
Dated at Belleville, Republic County, Ka	ansas, this 16th day of August
/	Felow A Lun
(Owner)	Culina Anna Jarson
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
State of Kansas County of Repholic SS	NOTARY PUBLIC - State of Kansas  Laura J Kruse  My Appt Expires 3/03/800
I hereby certify that the foregoing application was signed. And 12 18 19 19 19 19 19 19 19 19 19 19 19 19 19	d in my presence and sworn to before me this $\frac{16^{+7}}{}$ day of
My Commission Expires $3/93/909$ .	Have J Mose Notary Public
FE	E SCHEDULE
Each application to change the place of use, the point of diversion application fee set forth in the schedule below:	n or the use made of the water under this section shall be accompanied by the
(2) Application to change a point of diversion more than (3) Application to change the place of use	less \$100 300 feet \$200 \$200 \$300

Make check payable to Kansas Department of Agriculture.

AUG 20 2018

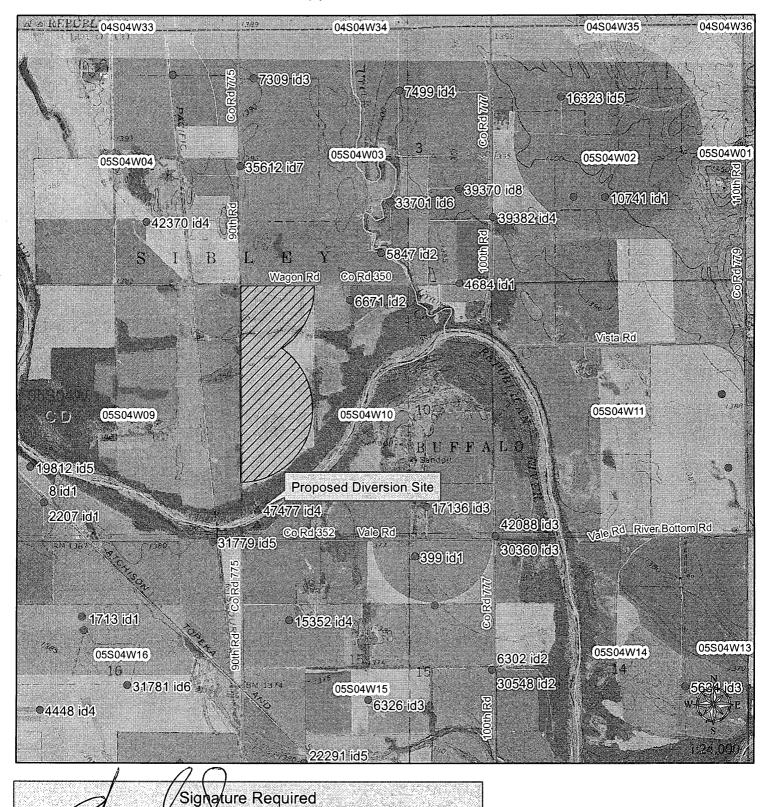
Water Resources
Received

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

pro Wit	is Summary Order is issued under authority of K.S.A. 8 visions of the <i>Kansas Water Appropriation Law, K.S.A.</i> th the exception of those conditions expressly contained limitations of File No. 47,477	82a-701 et. seq.,	and rules and regulation	ns promulgated thereunder,
1.	A change application was received ondiversion authorized under the above-referenced file	number be change	requesting that the ped as described in the ap	lace of use and / or point of oplication.
2.	On and after the effective date of this summary order, on the topographic map accompanying the application			
3.	The change in point of diversion shall not impair existin previously authorized. The point of diversion authorized point(s) of diversion.	ized by this summa	ry order shall be located	
4.	The point(s) of diversion authorized herein shall not act authorized point(s) of diversion.   Applicable	tually be located mo ⊠ Not Applicable	ore than	feet from the previously
5.	As required by K.A.R. 5-3-5d, if the works for diversio tube or other device suitable for making water leaccordance with K.A.R. 5-6-13.			
6.	The owner of the authorized place(s) of use shat December 31, 20, or before the first use of woperated and maintained in accordance with K.A.R. and K.A.R. 5-3-5e, the owner shall maintain records water diverted annually to the Chief Engineer by Mar ☐ Applicable ☐ Not Applicable	vater, whichever oc . 5-1-4 through 5-1 and report the read	curs first. The water flocurs first. The water flocured by K.S. ding of the water flow me	ow meter shall be installed, S.A. 82a-732, as amended, eter and the total quantity of
7.	Installation of the works for diversion of water sha authorized extension of time. By March 1, 20 works for diversion has been completed, on the form ☐ Applicable	the applicant sha	II notify the Chief Engin	eer that construction of the
8.	The completed well log shall be submitted with the	required notice.	Applicable 🛛	Not Applicable
9.	All diversion works into which any type of chemical or o with an in-line, automatic, quick-closing check valve check valve(s) shall be installed, operated and manapplicable	capable of prevent	ing pollution of the sour	ce of the water supply. The
10.	Additional Conditions are attached.	No		
11.	In accordance with K.S.A. 82a-708a, as amended, and water appropriated under the above-referenced file limitations, as amended and/or supplemented by this <i>Appropriation Law</i> and the <i>Rules and Regulations</i> presult in civil penalties pursuant to K.S.A. 82a-737, a water or appropriation right or any other enforcement	number are respor s Summary Order, promulgated thereu as amended, and/o	nsible for compliance wi and with applicable provinder. Failure to comply r the suspension or revo	th its terms, conditions and visions of the <i>Kansas Water</i> with these provisions may
	Administrative Appeal and Effective Date of Order		Water Re	sources
If vo	ou are aggrieved by this order, pursuant to K.S.A. 82a-1901	l	Rece	
you	may request an evidentiary hearing before the Chief	•	MAR 1	Q 2018
	gineer or request administrative review by the Secretary of iculture. A request for hearing by the Chief Engineer must b	oe	MAR 1	ש בטוט
filed adn day	d within <b>15 days</b> of service of this Order and a request for ninistrative review by the Secretary must be filed within <b>30</b> s pursuant to K.S.A. 77-531. Any request for administrative iew must state a basis for review pursuant to K.S.A. 77-527.	<b>;</b>	KS Dept Of	Agriculture
File Leg 665	any request with Kansas Department of Agriculture, gal Division, 1320 Research Park Drive, Manhattan, KS 502. Failure to timely request a hearing or review may		FOR OFFICE U APPLICATION API SUMMARY ORD	PROVED AND
pred	clude review under the Kansas Judicial Review Act.  For Use by Register of Deeds	<del>_</del>		
		Ву:		
		-,·	Duly Authorized Designee	of the Chief Engineer
DW	R 1-121 (Revised 07/10/2017)	Page 5	÷	File No.

SCANNED

#### New Application - Surface Water



By signing this I'am stating that to the best of my knowledge that all landowners within 1/2 mile upstream and downstream of my property are identified on this map or listed on an attachment to this map.

Surface Water Point of Diversion

Groundwater Point of Diversion

Water Resources
Proposed Place of the

MAR 19 2018

(Print Name):	
Division of Water Resources	- Kansas Department of Agriculture
Date of Issuance:	
State of Kansas	)
•	) SS
County of	)
Acknowledged before me on _	
by	
Signature:	
	Notary Public
My commission expires:	
• • —	(Notary Seal)

Water Resources Received

MAR 19 2018

KS Dept Of Agriculture

DWR 1-121 (Revised 07/10/2017)

Page 6

File No.

#### Ireland, Leslie [KDA]

From:

Stewart, Kelly [KDA]

Sent:

Wednesday, August 22, 2018 10:22 AM

To:

Ireland, Leslie [KDA]

Cc:

Billinger, Mark [KDA]; Hageman, Rebecca [KDA]

**Subject:** 

Re: Recommendation for Change in PU, File No. 47477\_ CHASE LARSON

Leslie,

I recommend approval.

Kelly

Sent from my iPhone

On Aug 21, 2018, at 10:08 AM, Ireland, Leslie [KDA] < Leslie.Ireland@ks.gov > wrote:

Kelly,

Attached for your recommendation of the requested change is the summary memo. As always comments and concerns are welcome.

Did not want to take your office walkthrough as a OK. (3) It was good to see you and glad you're still swinging away.

Leslie Ireland, Environmental Scientist II Kansas Department of Agriculture Division of Water Resources - Change Unit (785) 564-6633 Leslie.Ireland@ks.gov www.agriculture.ks.gov

<47477\_PU\_IRR \_new App\_pumpsite rev\_\_3\_0.doc>

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 VOTE KARSASCES Received

AUG 20 2018

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 Water Resources point(s) of diversion and/or place of use. Received File No. <u>47,477</u> MAR 19 2018 Application is hereby made for approval of the Chief Engineer to change the (check one or both): KS Dept Of Agriculture Place of Use Point of Diversion under the water right which is the subject of this application in accordance with the conditions described below. Groundwater Surface water The source of supply is: 2. Name and address of Applicant: CHASE L LARSON 1817 E FRONTAGE RD PO BOX 220 BELLEVILLE, KS 66935 Email address: Chase larson 180 amail.com Phone Number: (785)527-2450 Name and address of Water Use Correspondent: SAME Phone Number: ( Email address: 3. The presently authorized place of use is: Owner of Land ---- NAME: CHASE L LARSON ADDRESS: 1817 E FRONTAGE RD PO BOX 220 BELLEVILLE, KS 66935 (If there is more than one landowner, attach supplemental sheets as necessary.) SE1/4 Twp. Range NE1/4 Sec TOTAL NW1/4 SW1/4 SE1/4 ACRES NE1/4 NW1/4 SW1/4 SE1/4 NW1/4 SW1/4 SE1/4 NE1/4 NW1/4 SW1/4 SE1/4 NF1/4 82 2 36 36 2 10 05S 04W 3 3 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: CHASE L LARSON ADDRESS: 1817 E FRONTAGE RD PO BOX 220 BELLEVILLE, KS 66935 (If there is more than one landowner, attach supplemental sheets as necessary.) SE1/4 SW1/ Sec. Twp. Range NF1/a **TOTAL** SW1/4 ACRES NE1/4 NW1/4 SW1/4 NF1/4 NW1/4 SW1/4 SE1/4 NW1/4 SW1/4 NW1/4 120 10 05S 04W 3 38 37 3 For Office Use Only: Code 3 Fee \$ (CLL) TR # Receipt Date 3/9/18 Check # 30854

> SCANNED 3/28/2018 UM

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5.	Presently author			_	O.A.	^		OM	O
	of Section	577	Quarter of the	·	SW_	Qı	uarter of the _	SW	Quarter
			, Township _						
	In CLOUD	C	ounty, Kansas, <u>6</u>	00	teet Nort	n <u>5050</u>	feet west o	of Southeast co	orner of section.
	Authorized Rate	800	Authorized Qua	antity	106	Dep	th of well		(feet)
	(DWR use only:	Computer I	) No	_ GPS		tee:	t North	teet	t West)
		-	☐This point will be o	_					
			(Complete only if						
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	or Section		, Township _		C4 N1- 4	50	outn, Range _	£ 0 th th	(E/VV),
	In		ounty, Kansas, Proposed Qua		reet Nort	n	reet west o	Southeast co	orner of section.
	Proposed Rate _	۸ ما مانانه می ۱۸۷	Proposed Quar	ntity		Prop	oosea well aep	in (reet)	·
	This point is:	Additional vvi	ell Geo Center	LIST OTH	er water	rights that w	viii use tnis po	int	·
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6.	Presently author					. 0.			Overtor
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	in Section		, Township		foot Nort	50 h	foot Wost o	of Southoast or	(E/VV),
			ounty, Kansas,						
	(DWP use only)	Computer II	Authorized Qua	CPS		Depi	in oi weii	foot	(leet)
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			(Complete only if						
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	one in the		Quarter of the			QU	larter of the _		Quarter
	or Section		, Township _		54 NI4	50	outn, Range	f Cavilla and as	(E/VV),
Ĺ	Dranger Dete	<u>C</u>	ounty, Kansas, Proposed Quar	474	reet Nort	<u>n</u>	teet vvest c	or Southeast co	orner of section.
	This point in [7]	۸ مامانه: م.م. ا ۱۸۷۰	Proposed Quar ell	itity		Prop	osea well aepi	n (teet)	·
7.	(please be specific	) <u>TO COMBIN</u> ON ACCOMPA	d for the following r IE PLACE OF USE V INYING THIS CHANG ON APPROVAL OF NEV	/ITH	f t (	eet of the exhet diagram be PLEASE NOTE PROPERTY OF THE PROPER	xisting point of pelow in relatio OTE: The ") presently auth	diversion, indint to the existing (" in center or orized point or orth	cate its location or g point of diversion of diagram below f diversion.)
Ω	If a well, is the test	holo log attac	hed? Tyes Ti			100		<u> </u>	100
0.	ii a weii, is the test	noie log allal	illed: [] TeS [] I	NO		F		<del>_</del>	` <b>-</b> ]
9.	The change(s) (wa	s)(will be) cor	npleted by?			F			7
	2018-2019					50	- +	<del>-</del> +	<b>寸</b> 50
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10.	If the point of diver	sion is a well:				West 0	-11111111	<del>X</del>	ゴn Fast
	(a) What are you	going to do w	th the old well?					=	
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4.4	O		D: 1: 1			420		<del></del>	<u> </u>
11.		anagement es	District recommo	endation		100	50 S	0 50 outh	100
							Scale	1" = 100"	
12.	Assisted by M. BIL	LINGER	Water Resource Received		ter Res	oo feet but liversion, att or groundwa sulfin one ha mends and r vater source	t within 1320 cach a topogra ater sources, s If mile of the properting address	feet from the aphic map or how all wells (in roposed point cases of the ow	elocated more than existing point of aerial photograph including domestic of diversion and the iners. For surface addresses of the
D	D 4 404 /B	0/0047	MAR 19 201	} _#	NG 20	2018			
ואט	R 1-121 (Revised 07/1	0/2017)	Littal T = 201	Pa	gē 2			. Fil	e No

14. If the proposed groundwater point of diversion	n is 300 or fewer feet from e	xisting point of diversion, comple	te the following:
(a) Does the undersigned represent all own Yes No (If no, all own	ers of the currently authorize ners must sign this applicatio		s application?
(b) Will the ownership interest of any owne affected if this application is approved as ☐ Yes ☐ No (If yes, all ow			application be adversely
(c) If this application is not approved expedi ☐ Yes ☐ No (If no, all own	tiously, will there be substan ners must sign this applicatio		ealth or safety?
If the application proposes a surface water chang or a change in place of use, the application must agent (attach notarized statement authorizing rep	be signed by all owners of the		
I hereby verify, being first duly sworn upon age and the owner, the spouse of the own their behalf, in regards to the water right contained in this application are true, cor	ner, or a duly authorized (s) to which this applica	agent of the owner(s) to m	ake this application on
Dated at /	Kansas this	day of	, 20 .
Men Jan	, renodo, ano	au, o	
Chese 1 1 again		(Spouse)	
(Please Print)	<u> </u>	(Please Print	)
(Owner)		(Spouse)	
(Please Print)		(Please Print	)
(Owner)	<del></del>	(Spouse)	
(Please Print)		(Please Print	)
State of Kansas ) SS	(		
I hereby certify that the foregoing application of the control of	Kansas	esence and sworn to before  Mull Notary Public	me this $15^{+h}$ day of
ONLY COMPLETE APPLICATIONS WILL BE PROCES accurate information; maps, if necessary, must be include the appropriate fee must be paid.	SED. To be complete, all of the ded; signatures of all the approp	applicable portions of the application riate owners' must be affixed to the a	n form must be completed with pplication and notarized; and
Each application to change the place of use or the forth in the schedule below: Make checks payable (1) Application to change a point of divers (2) Application to change a point of divers (3) Application to change the place of us	e to: Kansas Department o sion 300 feet or less sion more than 300 feet Vater Resources	f Agriculture	\$100
	Received	Water Resources Received	
DWR 1-121 (Revised 07/10/2017)	AUG 20 2018 Page 4	MAR 19 2018	File No
KS	Dept Of Agriculture		
	ľ	KS Dept Of AgricultubeC	AME

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

pro Wit	s 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 visions of the Kansas Water Appropriation Law, K.S.A. 82a-701 et. seq., and rules and regulations promulgated thereunder, h the exception of those conditions expressly contained herein, this Summary Order does not change the terms, conditions is limitations of File No. 47,477
1.	A change application was received on requesting that the place of use and / or point of diversion authorized under the above-referenced file number be changed as described in the application.
2.	On and after the effective date of this summary order, the authorized place(s) of use shall be located substantially as shown on the topographic map accompanying the application to change the place of use. Applicable
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
4.	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
5.	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.
6.	The owner of the authorized place(s) of use shall properly install an acceptable water flow meter on or before December 31, 20, 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
7.	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
8.	The completed well log shall be submitted with the required notice.
9.	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
10.	Additional Conditions are attached.
11.	In accordance with K.S.A. 82a-708a, as amended, and K.A.R. 5-5-14, all of the owners of the authorized place(s) of use of water appropriated under the above-referenced file number are responsible for compliance with its terms, conditions and limitations, as amended and/or supplemented by this Summary Order, and with applicable provisions of the <i>Kansas Water Appropriation Law</i> and the <i>Rules and Regulations</i> promulgated thereunder. Failure to comply with these provisions may result in civil penalties pursuant to K.S.A. 82a-737, as amended, and/or the suspension or revocation and dismissal of the water or appropriation right or any other enforcement actions authorized by law.
:	Administrative Appeal and Effective Date of Order Water Resources  Received Water Resources
	bu are aggrieved by this order, pursuant to K.S.A. 82a-1901.
	may request an evidentiary hearing before the Chief ineer or request administrative review by the Secretary of MAR 19 2018
filed adn day	iculture. A request for hearing by the Chief Engineer must be I within 15 days of service of this Order and a request force Dept Of Agriculture KS Dept Of Agriculture hinistrative review by the Secretary must be filed within 30 s pursuant to K.S.A. 77-531. Any request for administrative ew must state a basis for review pursuant to K.S.A. 77-527.
File	any request with Kansas Department of Agriculture,
	al Division, 1320 Research Park Drive, Manhattan, KS 02. Failure to timely request a hearing or review may  APPLICATION APPROVED AND
pred	Summary order issued  Summary order issued  Summary order issued  Summary order issued
	For Use by Register of Deeds
	By: Duly Authorized Designee of the Chief Engineer

SCANNED SCANNED

#### Landowners:

Julia Hysom Trust #1
Linda Hayden Trust #1
Maish Family Trust
Dean Hanson Living Trust
James R & Mary Hanson
Charles H & Alberta Dutton Family Trust
Raymond Hanson Family Trust

Water Resources Received

MAR 19 2018

KS Dept Of Agriculture SCANNED

#### Landowners:

- a) Julia Hysom Trust #1
- b) Linda Hayden Trust #1
- Maish Family Trust
- Dean Hanson Living Trust James R & Mary Hanson
- Charles H & Alberta Dutton Family Trust
- Raymond Hanson Family Trust

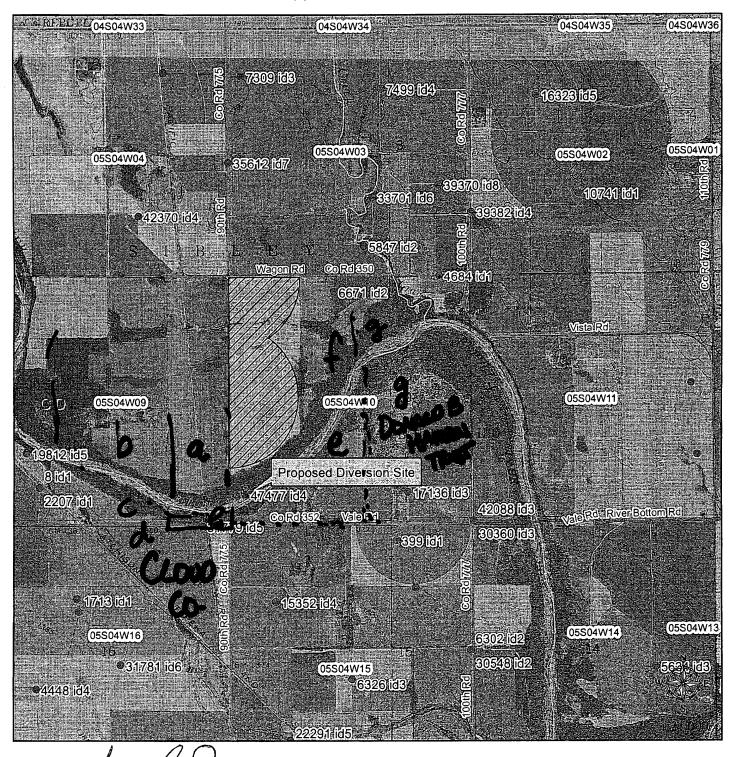
DONE UNDER NEW APPLICATION -COMMENTS RECEIVED WERE ACICNOWLEDGE BY DOUGE TRO

> Water Resources Received

> > MAR 19 2018

KS Dept Of Agriculture

#### New Application - Surface Water



Signature Required

By signing this I'am stating that to the best of my knowledge that all landowners within 1/2 mile upstream and downstream of my property are identified on this map or listed on an attachment to this map.

- Surface Water Point of Diversion
- Groundwater Point of Diversion

Water Resources
Proposed Place et liked

MAR 19 2018

#### 

AMOUNT STATISTICS REPORT FOR POINTS OF DIVERSION UNDER A

47477 00 TRR

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

600 Feet North and 5050 Feet West of the Southeast Corner of Section 10 T 5S R 4W

#### SURFACE WATER ONLY

File	Number		Use	ST	SR	Dist	(ft)	Q4	Q3	Q2	Q1	FeetN	FeetW	Sec	Twp	Rng	ID Batt	Auth_Quan	Add_Quan	Unit
A	6325	00	IRR	NK	s		259		SW	SW	SW			10	5	4 W	1	24.00	24.00	AF
A	44609	00	IRR	LR	s		10321		NE	SE	NE	3578	570	5	5	4 W	4	180.00	105.00	AF
A	47477	00	IRR	LR	s*		. 0		SW	SW	SW	600	5050	10	5	4 W	4	106.00	106.00	AF
A	50025	A	IRR	AY	s		0		SW	SW	SW	600	5050	10	5	4 W	4	156.00	50.00	AF
A	50028	00	IRR	ΑY	s		6428		SW	NW	SW	1557	3987	11	5	4 W	5	237.25	237.25	AF
A	50032	00	IRR	ΑY	s		7289					362	5013	4	5	4 W	5	151.97	151.97	AF

Total Net Quar	ntities An	uthor	ized	Direct	Storage
Total Requeste	ed Amount	(AF)	=	439.22	.00
Total Permitte	ed Amount	(AF)	= .	.00	.00
Total Inspect	ed Amount	(AF)	=	211.00	.00
Total Pro_Cert	Amount	(AF)	=	.00	.00
Total Certifie	ed Amount	(AF)	=	24.00	.00
Total Vested	Amount	(AF)	=	.00	.00
TOTAL AMOUNT		(AF)	=	674.22	.00

An \* after the source of supply indicates a pending application for change under the file number.

An \* after the ID indicates a 15 AF exemption was granted under the file number.

A "G" in the Batt column indicates the GEO CTR of a battery. A "B" indicates a well in the battery. The number in the Batt column is the number of wells in the battery.

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

600 Feet North and 5050 Feet West of the Southeast Corner of Section 10 T 5S R 4W SURFACE WATER ONLY

WATER USE CORRESPONDENTS:

\_\_\_\_\_\_\_

File Number Use ST SR

A\_\_ 6325 00 IRR NK S

> JAMES R & MARY L HANSON

NO. . SPONSE NOT ACCIONNETO PROPERTY RECOLDS

UPSTRAM & DOWN STUMM LOUD OWNERS

> 12740 E BRADFORD CIRCLE

> WICHITA KS 67206

44609 00 IRR LR S

> THAYNE A & JEANNE LARSON TRUSTS

> 1325 US HIGHWAY 36

> BELLEVILLE KS 66935

\_\_\_\_\_

A\_\_ 47477 00 IRR LR S

> CHASE L LARSON

> 1817 E FRONTAGE RD

> PO BOX 220

> BELLEVILLE KS 66935

A 50025 A IRR AY S
> CHASE L LARSON
> 1817 E FRONTAGE RD
> PO BOX 220
> BELLEVILLE KS 66935
>
A 50028 00 IRR AY S
> TONY R STRNAD
>
> 821 NICKEL RD
> SCANDIA KS 66966
>
A 50032 00 IRR AY S
> SPARLING FARMS LLC
> DANE BARCLAY
> 105 INDUSTRIAL RD
> CONCORDIA KS 66901
>
#######################################

Owner Name: DUTTON, CHARLES H & ALBERTA FAMILY TRUST

Location: 00000 WAGON RD, Concordia, KS 66901

Abbreviated Boundary Description: S10, T05, R04, ACRES 92.78, TR BEG AT PT ON E LI OF GOVT LOT 2

449.46' S OF SEC LI; TH W 998.59',SW 998.59',W 571.56' TO PT 1544.4' E OF W SEC LI

Owner Information:

Owner DUTTON, CHARLES H & ALBERTA FAMILY TRUST

Mailing Address Attn: DUTTON, CRAIG 16115 MILITARY RD BENNINGTON, NE 68007-2130

Owner Name: HANSON, JAMES R & MARY L Location: 901 VALE RD, Concordia, KS 66901

Abbreviated Boundary Description: S10, T05, R04, ACRES 117.3, TR BEG 1740.85' W & 25 'N OF SE COR OF SEC 10; TH N 1295', W 626', N 1576' MOL TO S RIVER BANK, SWLY ALG RIVER BANK TO W SEC LI, S TO

RD ROW, E TO POB

Owner Information:

Owner HANSON, JAMES R & MARY L

HANSON, KENNETH L

Mailing Address 12740 BRADFORD CIRCLE WICHITA, KS 67206

Owner Name: HANSON, JAMES R & MARY L Location: 875 VALE RD, Concordia, KS 66901

Abbreviated Boundary Description: S09, T05, R04, ACRES 8.67, E2 OF GOVT LOT 10 EXC RR & RD ROW

Owner Information:

Owner HANSON, JAMES R & MARY L

HANSON, KENNETH L

Mailing Address 12740 BRADFORD CIRCLE WICHITA, KS 67206

Owner Name: HYSOM, JULIA S TRUST #1

Location: 876 WAGON RD, Concordia, KS 66901

Abbreviated Boundary Description: S09, T05, R04, ACRES 140.82, E2 NE4 AND E2 SE4 (GOVT LOT 6) EXC

**RD & RR ROWS** 

Owner Information:

Owner HYSOM, JULIA S TRUST #1

Mailing Address Attn: FARM MANAGEMENT PO BOX 622 CONCORDIA, KS 66901

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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 1-121 (Revised 07/10/2017)

# DWR FIELD OFFICE APPLICATION FOR APPROVAL TO CHANGE THE PLACE OF USE AND/OR THE POINT OF DIVERSION



#### STATE OF KANSAS

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.

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STATE OF KANSAS

DEPARTMENT OF AGRICULTURE 1320 RESEARCH PARK DRIVE MANHATTAN, KS 66502 PHONE: (785) 564-6700 FAX: (785) 564-6777



900 SW Jackson, Room 456 Topeka, KS 66612 Phone: (785) 296-3556 www.agriculture.ks.gov

GOVERNOR JEFF COLYER, M.D.

JACKIE McClaskey, Secretary of Agriculture

August 1, 2018

FILE COPY

CHASE L LARSON 1817 E FRONTAGE RD BELLEVILLE KS 66935

RE: Appropriation of Water, File No. 47,477

Dear Sir or Madam,

Reference is made to the application for approval of the Chief Engineer to change the place of use which was received in the office of the Chief Engineer on March 19, 2018. Upon review of the applications, we find that additional information is needed.

K.A.R. 5-5-5 Signatures required on change applications requires in part that if the extent of each owner's 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. Therefore, we will need the notarized signatures of all landowners and spouses of the authorized place of use.

Since the application only contains your signature and not your spouses, I am enclosing a copy of the referenced change application and an additional signature form so that you may obtain the original notarized signature of your spouse, if applicable. If this ownership information is not correct, please submit copies of the recorded deeds to clearly indicate the owners so that our records may be updated.

Please return the forms with the <u>original notarized signatures of all owners and spouses</u> at your earliest convenience so that I may continue with processing your applications.

Our staff at the Stockton Field office can provide assistance, if needed. If you would like assistance, please call (785) 475-6787 to set an appointment time. We appreciate you making an appointment, as it will save you time and allows us to better serve you. If you do go to the field office for assistance, please take this letter and any attachments.

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.

Brent A. Turney, P.G.

Change Application Unit Supervisor

Water Appropriation Program

BAT Enclosures

pe: Stockton Field Office

SCANNED

#### STATE OF KANSAS

DEPARTMENT OF AGRICULTURE 1320 RESEARCH PARK DRIVE MANHATTAN, KS 66502 PHONE: (785) 564-6700 FAX: (785) 564-6777



900 SW Jackson, Room 456 Торека, KS 66612 Рноле: (785) 296-3556 www.agriculture.ks.gov

GOVERNOR JEFF COLYER, M.D.

JACKIE McClaskey, Secretary of Agriculture

CHASE L LARSON PO BOX 220 BELLEVILLE KS 66935 March 26, 2018

BELLEVILLE, KS 66935 RE: File No 47477

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,

Brent Tourney, L.G.

Change Applications Unit Supervisor

Water Appropriation Program

Grand A. Juney

BAT: DLW

pc: STOCKTON Field Office GMD

SCANNED

## Application to Change the Place of Use For Water Right File # 47,477





Authorized Place of Use

Proposed Place of Use

Surface Water Point of Diversion

Groundwater Point of Diversion
 Water Resources

 Received

MAR 19 2018

KS Dept Of Agriculture

SCANNED

1:24,000

#### New Application - Surface Water



By signing this 1 am stating that to the best of my knowledge that all landowners within 1/2 mile upstream and downstream of my property are identified on this map or listed on an attachment to this map.

Signature Required

- Surface Water Point of Diversion
- Groundwater Point of Diversion Water Resources
  - Proposed Place of Use MAR 19 2018