

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

1. File Number: 49334	2. Status Change Date: 8/2/2022	3. Change Num: C1	4. Field Office: 3	5. GMD:
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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: 4/29/2021
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8a. Applicant(s) New to system <input type="checkbox"/> Person ID 50971 Add Seq# _____ JUDITH REEDY TRUST 1907 N 200TH RD CONCORDIA, KS 66901	8c. Landowner(s) New to system <input type="checkbox"/> Person ID _____ Add Seq# _____
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8b. Landowner(s) New to system <input type="checkbox"/> Person ID _____ Add Seq# _____ 8a	8d. WUC New to system <input type="checkbox"/> Person ID 38381 Add Seq# _____ JOSEPH D REEDY 1704 OAT RD CONCORDIA, KS 66901
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9. Documents and Enclosure(s): <input checked="" type="checkbox"/> DWR Meter(s) Date to Comply: 12/31/2022 <input type="checkbox"/> N & P Date to Comply: _____
<input checked="" type="checkbox"/> Check Valve <input type="checkbox"/> N & P Form <input type="checkbox"/> Water Tube <input type="checkbox"/> Driller Copy <input type="checkbox"/> H & E Letter <input type="checkbox"/> Conservation Plan Date Required: _____ Date Approved: _____ Date to Comply: _____

10. Use Made of Water From: _____ To: _____

Date Prepared: 6/30/2022 By: KJN
Date Entered: 8/8/2022 By: LMoody

7/7/2022
L'Ireland

File No. **49334** 11. County: **CD** Basin: **REPUBLICAN RIVER** Stream: Formation Code: 313 Special Use:

12. Points of Diversion										Rate and Quantity				
T MOD DEL ENT	PDIV	Qualifier	S	T	R	ID	'N	'W	Comment	Authorized		Additional		Overlap PD Files
										Rate gpm	Quantity af/mgy	Rate gpm	Quantity af/mgy	

NO CHANGES TO PD

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

14. Limitation: _____ af/yr at 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
T 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								
ENT	66765	4	6S	4W	3									40	40	40	40					160	8a	no	49333, 50513				
ENT	66764	3	6S	4W	1									40	40	40	40					160	8a	no YES	49333, 50513				
CHK	66766	9	6S	4W	1					40	40	40	40									160	8a	no	49333, 50513				
ENT	66767	17	6S	4W	1	40			40													80	8a	no YES	49333, 50513				

Comments: **49333 & 49334 PU CHANGES BEING APPROVED WITH NEW APP 50513. ALL THREE FILES WILL HAVE A COMPLETE OVERLAP IN PU MOVING FORWARD.**

KANSAS DEPARTMENT OF AGRICULTURE
Division of Water Resources

M E M O R A N D U M

TO: Files

DATE: June 30, 2022

FROM: Kris Neuhauser

RE: Appropriation of Water,
File Nos. 49,333 & 49,334

Judith Reedy Trust, owner of the above referenced appropriations, has filed applications for approval to change the place of use. David Means, Environmental Scientist, Stockton Field Office, assisted with these applications.

These change applications will create a complete overlap in place of use between Appropriation of Water, File Nos. 49,333 and 49,334, and New Application 50,513. The changes and new application will be signed at the same time.

The applications propose to change the place of use to 560 total acres located in Sections 3, 4, 9, and 17, all in Township 6 South, Range 4 West, Cloud County, Kansas.

Three possible wells were identified within ½ mile of each file. Nearby notification letters were mailed on June 30, 2022. No responses of any kind have been received to date.

In an email conversation on June 5, 2022, Kelly Stewart, Water Commissioner of the Stockton Field Office, indicated that he has no objection to approval of the applications.

Based on the above discussion, that the changes are reasonable, that impairment to existing water rights is unlikely, no change in the local source of supply will occur, and New Application, File No. 50,513 will be approved in conjunction, it is recommended that the referenced applications be approved.



Kris Neuhauser
New Applications Lead
Water Appropriation Program

From: Stewart, Kelly [KDA]
Sent: Tue 7/5/2022 4:04 PM
To: Neuhauser, Kris [KDA]
Cc: Billinger, Mark [KDA];Hageman, Nancy [KDA]
Subject: RE: 50513, 49333/49334 changes and reductions: recommendation request

Kris,

I would recommend approval of the reduction requests, change applications, and new application.

Kelly

From: Neuhauser, Kris [KDA] <Kris.Neuhauser@ks.gov>
Sent: Tuesday, July 5, 2022 11:32 AM
To: Stewart, Kelly [KDA] <Kelly.Stewart@ks.gov>
Cc: Billinger, Mark [KDA] <Mark.Billinger@ks.gov>
Subject: 50513, 49333/49334 changes and reductions: recommendation request

Kelly,

Attached are draft memos for new application 50513, change in PU applications for 49333 and 49334, and reductions for 49333 and 49334. Ryan Reedy is working on getting me the notarized signature page for the reductions. I will hold off on moving the files until I have that. I have my approvals set up so that the reductions will be signed first, then the new app and change apps will be signed.

Domestic and non-domestic spacing is not met for 50513, so waivers will need to be included. If you have any questions let me know.

Thanks!

Kris Neuhauser
New Applications Lead
Kansas Department of Agriculture, Division of Water Resources
Phone: 785-564-6643

THE STATE OF KANSAS



KANSAS DEPARTMENT OF AGRICULTURE
Mike Beam, Secretary of Agriculture

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

APPROVAL OF APPLICATION FOR CHANGE IN PLACE OF USE APPROPRIATION OF WATER FILE NO. 49,334

The Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, after due consideration of the written application of Judith Reedy on behalf of the Judith Reedy Trust, 1907 N 200th Road, Concordia, Kansas 66901, received in this office on January 28, 2021, for approval of a change in the location of the place of use under the Approval of Application, File No. 49,334, pursuant to the application for permit to appropriate water for beneficial use, as modified and amended by the Findings and Order of the Chief Engineer dated August 2, 2022, reducing the authorized quantity of water, 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	NE ¹ / ₄				NW ¹ / ₄				SW ¹ / ₄				SE ¹ / ₄				TOTAL
			NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	
3	6S	4W									40	40	40	40					160
4	6S	4W									40	40	40	40					160
9	6S	4W					40	40	40	40									160
17	6S	4W	40																80

a total of 560 acres in Sections 3, 4, 9 and 17, in Township 6 South, Range 4 West,
Cloud County, Kansas,

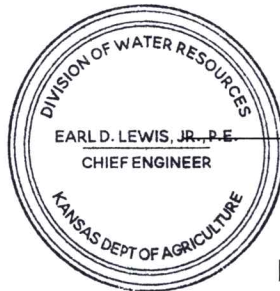
located substantially as shown on the topographic map accompanying the application to change the place of use.

All 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 Approval of Appropriation, File No. 49,334, for permit to appropriate water for beneficial use, is as stated and set forth in the approval dated December 16, 2015, as modified and amended by the aforementioned order.

Ordered this 2nd day of August, 2022, in Manhattan, Riley County, Kansas.

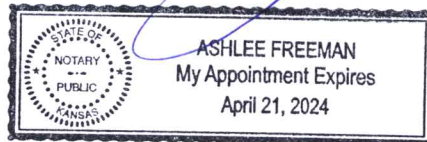


Earl D. Lewis Jr.
Earl D. Lewis Jr., P.E.
Chief Engineer
Division of Water Resources
Kansas Department of Agriculture

State of Kansas)
) SS
County of Riley)

The foregoing instrument was acknowledged before me this 2 day of August, 2022, by Earl D. Lewis Jr., P.E., Chief Engineer, Division of Water Resources, Kansas Department of Agriculture.

Ashlee Freeman
Notary Public



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



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

Mike Beam, Secretary

Laura Kelly, Governor

August 16, 2022

JUDITH REEDY TRUST
1907 N 200TH RD
CONCORDIA, KS 66901

RE: Appropriation of Water, File Nos. 49,333 & 49,334

Dear Mrs. Reedy:

Enclosed are the orders executed by the 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 enclosures and to the terms, conditions, and limitations specified in these approvals for change. A condition of these approvals is that an acceptable water flow meter must be installed on the diversion works authorized under the referenced file numbers.

If you have any questions, please contact this office. If you call, please reference the file number so we can help you more efficiently.

Sincerely,

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

Kristen A. Baum
New Applications and Changes Supervisor
Water Appropriation Program

KAB :KJN :li
Enclosures

pc: Stockton Field Office
Joseph D. Reedy

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 request an evidentiary hearing before the Chief Engineer or 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 Division, 1320 Research Park Drive, Manhattan, Kansas 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 review 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, Kansas 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.

CERTIFICATE OF SERVICE

On this 16 day of August, 2022, I hereby certify that the foregoing Approval of Application for Change in Place of Use, File No. 49,333, dated 2 August, 2022, was mailed postage prepaid, first class, US mail to the following:

JUDITH REEDY TRUST
1907 N 200TH RD
CONCORDIA, KS 66901

With photocopies to:

Stockton Field Office

JOSEPH D REEDY
1704 OAT RD
CONCORDIA, KS 66901



Division of Water Resources

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Division of Water Resources