

NOTICE

This scan only represents the application as filed. The information contained herein meets the requirements of K.A.R. 5-3-1 or K.A.R. 5-5-1, and has been found acceptable for filing in the office of the Chief Engineer. The application should not be considered to be a complete application as per K.A.R. 5-3-1b or K.A.R. 5-5-2a.

THE STATE OF KANSAS



KANSAS DEPARTMENT OF AGRICULTURE
Jackie McClaskey, Secretary of Agriculture

DIVISION OF WATER RESOURCES
David W. Barfield, Chief Engineer

WATER RESOURCES RECEIVED

OCT 27 2016

12:40

KS DEPT OF AGRICULTURE

File Number 49,722

This item to be completed by the Division of Water Resources.

APPLICATION FOR PERMIT TO APPROPRIATE WATER FOR BENEFICIAL USE

Filing Fee Must Accompany the Application
(Please refer to Fee Schedule attached to this application form.)

To the Chief Engineer of the Division of Water Resources, Kansas Department of Agriculture,
1320 Research Park Drive, Manhattan, KS 66502:

1. Name of Applicant (Please Print): OHLDE FARMS INC
Address: 1577 4TH ROAD
City: PALMER State: KS Zip Code 66962
Telephone Number: (785) 747-8093

2. The source of water is: surface water in Peats Creek Tribs 4 ¢ 5 (3847 ¢ 3846)
(stream)
OR groundwater in Republican
(drainage basin)

Certain streams in Kansas have minimum target flows established by law or may be subject to administration when water is released from storage for use by water assurance district members. If your application is subject to these regulations on the date we receive your application, you will be sent the appropriate form to complete and return to the Division of Water Resources. **REDIVERSION OF 242.25 AF @ 3,000 GPM**

3. The maximum quantity of water desired is 242.25 AF (Storage) acre-feet OR _____ gallons per calendar year, to be diverted at a maximum rate of NF gallons per minute OR _____ cubic feet per second.

Once your application has been assigned a priority, the requested maximum rate of diversion and maximum requested quantity of water under that priority number can **NOT** be increased. Please be certain your requested maximum rate of diversion and maximum quantity of water are appropriate and reasonable for your proposed project and are in agreement with the Division of Water Resources' requirements.

4. The water is intended to be appropriated for (Check use intended):
(a) Artificial Recharge (b) Irrigation (c) Recreational (d) Water Power
(e) Industrial (f) Municipal (g) Stockwatering (h) Sediment Control
(i) Domestic (j) Dewatering (k) Hydraulic Dredging (l) Fire Protection
(m) Thermal Exchange (n) Contamination Remediation

YOU **MUST** COMPLETE AND ATTACH ADDITIONAL DIVISION OF WATER RESOURCES FORM(S) PROVIDING INFORMATION TO SUBSTANTIATE YOUR REQUEST FOR THE AMOUNT OF WATER FOR THE INTENDED USE REFERENCED ABOVE.

For Office Use Only:														
F.O. Code	<u>1</u>	GMD	<u>0</u>	Meets K.A.R. 5-3-1 (YES/NO)	Use	<u>FRR</u>	Source	<u>G/S</u>	County	<u>WS</u>	By	<u>Asw</u>	Date	<u>10/27/16</u>
		REG	<u>REG</u>	Fee \$	<u>300</u>	TR #		Receipt Date	<u>10/27/16</u>	Check #	<u>10732</u>			

10/31/2016 CLM

5. The location of the proposed wells, pump sites or other works for diversion of water is:

Note: For the application to be accepted, the point of diversion location must be described to at least a 10 acre tract, unless you specifically request a 60 day period of time in which to locate the site within a specifically described, minimal legal quarter section of land.

- (A) One in the **SW** quarter of the **NE** quarter of the **NE** quarter of Section 34, more particularly described as being near a point **4,553** feet North and **1,016** feet West of the Southeast corner of said section, in Township 5 South, Range 2 EAST, WASHINGTON County, Kansas. **EAST POND**
- (B) One in the **SE** quarter of the **NW** quarter of the **NE** quarter of Section 34, more particularly described as being near a point **4,491** feet North and **1,764** feet West of the Southeast corner of said section, in Township 5 South, Range 2 EAST, WASHINGTON County, Kansas. **WEST POND**
- (C) One in the _____ quarter of the _____ quarter of the _____ quarter of Section _____, more particularly described as being near a _____ feet North and _____ feet West of the Southeast corner of said section, in Township _____ South, Range _____ EAST, _____ County, Kansas.
- (D) One in the _____ quarter of the _____ quarter of the _____ quarter of Section _____, more particularly described as being near a _____ feet North and _____ feet West of the Southeast corner of said section, in Township _____ South, Range _____ EAST, _____ County, Kansas.

If the source of supply is groundwater, a separate application shall be filed for each proposed well or battery of wells, except that a single application may include up to four wells within a circle with a quarter (1/4) mile radius in the same local source of supply which do not exceed a maximum diversion rate of 20 gallons per minute per well.

A battery of wells is defined as two or more wells connected to a common pump by a manifold; or not more than four wells in the same local source of supply within a 300 foot radius circle which are being operated by pumps not to exceed a total maximum diversion rate of 800 gallons per minute and which supply water to a common distribution system.

6. The owner of the point of diversion, if other than the applicant is (please print):

SHAUN OHLDE, 1579 4TH RD, PALMER KS, 785-747-6383
(name, address and telephone number)

(name, address and telephone number)

You must provide evidence of legal access to, or control of, the point of diversion from the landowner or the landowner's authorized representative. Provide a copy of a recorded deed, lease, easement or other document with this application. In lieu thereof, you may sign the following sworn statement:

I have legal access to, or control of, the point of diversion described in this application from the landowner or the landowner's authorized representative. I declare under penalty of perjury that the foregoing is true and correct.

Executed on 10-13-16, 2016. Ronald Ohlde
Applicant's Signature

7. The proposed project for diversion of water will consist of TWO DAMS AND RESERVOIRS
(number of wells, pumps or dams, etc.)
and were completed (by) Existing dams _____
(Month/Day/Year - each was or will be completed)

8. The first actual application of water for the proposed beneficial use was or is estimated to be SUMMER 2017.
(Mo/Day/Year)

Handwritten notes and stamps at the bottom of the page, including "RECEIVED" and "APPROVED" stamps, and various handwritten signatures and dates.

9. Will pesticide, fertilizer, or other foreign substance be injected into the water pumped from the diversion works?

Yes No If "yes", a check valve shall be required.

All chemigation safety requirements must be met including a chemigation permit and reporting requirements.

10. If you are planning to impound water, please contact the Division of Water Resources for assistance, prior to submitting the application. Please attach a reservoir area capacity table and inform us of the total acres of surface drainage area above the reservoir.

Have you also made an application for a permit for construction of this dam and reservoir with the Division of Water Resources? Yes No

- If yes, show the Water Structures permit number here LWS-0020
- If no, explain here why a Water Structures permit is not required _____
East pond qualified for Class A exemption, was structure is a floodplain fill (LWS-0020). West Pond was non-jurisdictional for all structures permitting.

11. The application must be supplemented by a U.S.G.S. topographic map, aerial photograph or a detailed plat showing the following information. On the topographic map, aerial photograph, or plat, identify the center of the section, the section lines or the section corners and show the appropriate section, township and range numbers. Also, please show the following information:

- (a) The location of the proposed point(s) of diversion (wells, stream-bank installations, dams, or other diversion works) should be plotted as described in Paragraph No. 5 of the application, showing the North-South distance and the East-West distance from a section line or southeast corner of section.
- (b) If the application is for groundwater, please show the location of any existing water wells of any kind within 1/2 mile of the proposed well or wells. Identify each existing well as to its use and furnish the name and mailing address of the property owner or owners. If there are no wells within 1/2 mile, please advise us.
- (c) If the application is for surface water, the names and addresses of the landowner(s) 1/2 mile downstream and 1/2 mile upstream from your property lines must be shown.
- (d) The location of the proposed ~~place~~ of use should be shown by crosshatching on the topographic map, aerial photograph or plat.
- (e) Show the location of the pipelines, canals, reservoirs or other facilities for conveying water from the point of diversion to the place of use.

A 7.5 minute U.S.G.S. topographic map may be obtained by providing the section, township and range numbers to: Kansas Geological Survey, 1930 Constant, Campus West, University of Kansas, Lawrence, Kansas 66047.

12. List any application, appropriation of water, water right, or vested right file number that covers the same diversion points or any of the same place of use described in this application. Also list any other recent modifications made to existing permits or water rights in conjunction with the filing of this application.

File No. 49,531 overlaps in Place Of Use.

Applicant has submitted voluntary closure requests for File Nos. 49,532 and 49,533, which will be replaced with this single new application.

Storage Quantity was based on potential annual runoff of the basins. Direct Use quantity will be limited to 418.8 AF with File No. 49,531.

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5575

File No. _____

13. Furnish the following well information if the proposed appropriation is for the use of groundwater. If the well has not been completed, give information obtained from test holes, if available.

Information below is from: Test holes Well as completed Drillers log attached

Well location as shown in paragraph No.	(A)	(B)	(C)	(D)
Date Drilled	_____	_____	_____	_____
Total depth of well	_____	_____	_____	_____
Depth to water bearing formation	_____	_____	_____	_____
Depth to static water level	_____	_____	_____	_____
Depth to bottom of pump intake pipe	_____	_____	_____	_____

14. The relationship of the applicant to the proposed place where the water will be used is that of Owner & Tenant
(owner, tenant, agent or otherwise)

15. The owner(s) of the property where the water is used, if other than the applicant, is (please print):

Wallace Family Trust, 2901 Beechwood Drive, Rogers, AR 72756
(name, address and telephone number)

(name, address and telephone number)

16. The undersigned states that the information set forth above is true to the best of his/her knowledge and that this application is submitted in good faith.

Dated at _____, Kansas, this _____ day of _____, 2016
(month) (year)

Ronald O. Hilde
(Applicant Signature)

[REDACTED]
APPLICANT(S) SOCIAL SECURITY IDENTIFICATION NUMBER(S)

By _____
(Agent or Officer Signature)

and/or
APPLICANT(S) TAXPAYER I.D. NO.(S)

(Agent or Officer - Please Print)

Assisted by DWS TOPEKA FO Date: 10/4/2016
(office/title)

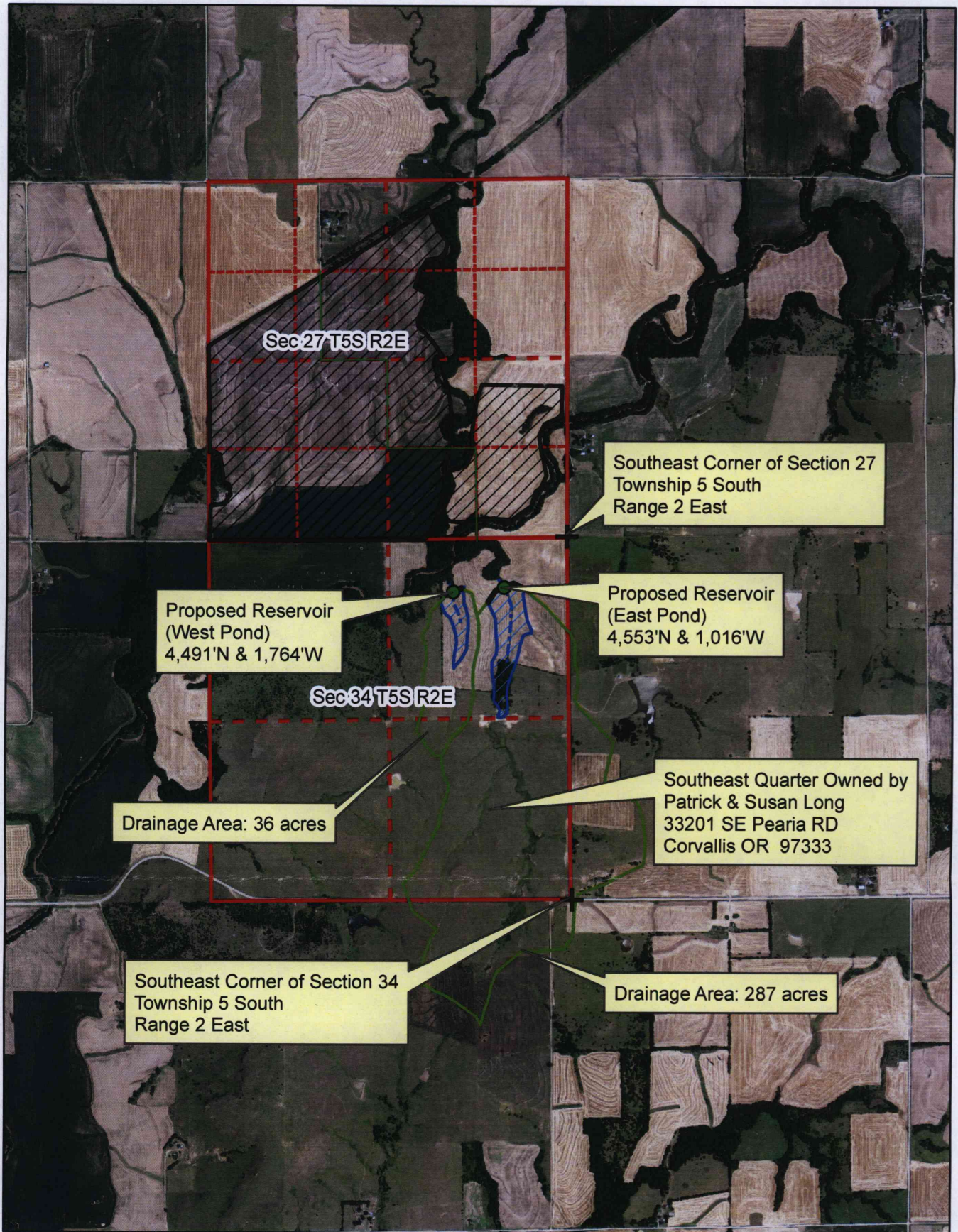
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1:24,000

RON OHLDE NEW APPLICATION
SECS. 27 & 34, T5S, R2E
WASHINGTON COUNTY

49,722



Sec 27 T5S R2E

Southeast Corner of Section 27
Township 5 South
Range 2 East

Proposed Reservoir
(West Pond)
4,491'N & 1,764'W

Proposed Reservoir
(East Pond)
4,553'N & 1,016'W

Sec 34 T5S R2E

Drainage Area: 36 acres

Southeast Quarter Owned by
Patrick & Susan Long
33201 SE Pearia RD
Corvallis OR 97333

Southeast Corner of Section 34
Township 5 South
Range 2 East

Drainage Area: 287 acres



Proposed Place of Use



Proposed Point of Diversion

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All known landowners adjacent to the stream
within one-half mile upstream and downstream
of the property lines have been shown.

Ronald Ohlde

(Date)

Kansas Department of Agriculture
Division of Water Resources
David W. Barfield, Chief Engineer
1320 Research Park Drive
Manhattan, Kansas 66502

Re: Application
File No. 49,722

Minimum Desirable Streamflow

Dear Sir:

I understand that a Minimum Desirable Streamflow requirement has been established by the legislature for the source of supply to which the above referenced application applies.

I understand that diversion of water pursuant to this application will be subject to regulation any time Minimum Desirable Streamflow requirements are not being met.

I also understand that if this application is approved, there could be times, as determined by the Division of Water Resources, when I would not be allowed to divert water. I realize that this could affect the economics of my decision to appropriate water.

I am aware of the above factors, and with the knowledge thereof, request that the Division of Water Resources proceed with processing and approval, if possible, of the above referenced application.

Ronald Ochoa
Signature of Applicant

State of Kansas)
County of Washington) ss

Ronald OCHOA
(Print Applicant's Name)

I hereby certify that the foregoing instrument was signed in my presence and sworn to before me this 14th day of October, 2016.



Carla Scheele
Notary Public

My Commission Expires: 6 29 19

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**MINIMUM DESIRABLE STREAMFLOW FORM TO BE USED WHEN
APPLICABLE WHEN FILING AN APPLICATION FOR PERMIT
TO APPROPRIATE WATER FOR BENEFICIAL USE**

The Kansas Legislature has established minimum desirable streamflows for the streams listed below. If your proposed diversion of water is going to be from one of these watercourses or adjacent alluvial aquifers, please complete the back side of this page and submit it along with your application for permit to appropriate water.

Arkansas River
Big Blue River
Chapman Creek
Chikaskia River
Cottonwood River
Delaware River
Little Arkansas River
Little Blue River
Marais des Cygnes River
Medicine Lodge River
Mill Creek (Wabaunsee Co. area)
Neosho River

Ninnescah River
North Fork Ninnescah River
Rattlesnake Creek
Republican River
Saline River
Smoky Hill River
Solomon River
South Fork Ninnescah
Spring River
Walnut River
Whitewater River

[Signature]

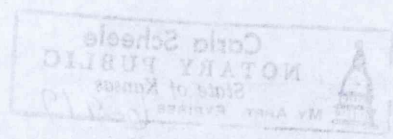
Signature of Applicant
[Signature]

(Print Applicant's Name)

State of Kansas
County of *[illegible]*
City of *[illegible]*

[Signature]

Notary Public



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My Commission Expires 10-31-19

IRRIGATION USE SUPPLEMENTAL SHEET

File No. 49,722

Name of Applicant (Please Print): Ron Ohlde

1. Please supply the name and address of each landowner, the legal description of the lands to be irrigated, and designate the actual number of acres to be irrigated in each forty acre tract or fractional portion thereof:

Landowner of Record NAME: RONALD R & ANITA K OHLDE
 ADDRESS: 1579 4TH RD PALMER, KS 66962

S	T	R	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
27	5	2E							18	8	40	40	35	40			32		213

Landowner of Record NAME: WALLACE FAMILY TRUST
 ADDRESS: 2901 BEECHWOOD DR., ROGERS AR 72756

S	T	R	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
27	5	2E		12	17		5			30					23.5	27		21.5	136

TOTAL ACRES = 349

Landowner of Record NAME: _____
 ADDRESS: _____

S	T	R	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

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2. Please complete the following information for the description of the operation for the irrigation project. Attach supplemental sheets as needed.

a. Indicate the soils in the field(s) and their intake rates:

Soil Name	Percent of field (%)	Intake Rate (in/hr)	Irrigation Design Group
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
Total:	100 %		

b. Estimate the average land slope in the field(s): _____%

Estimate the maximum land slope in the field(s): _____%

c. Type of irrigation system you propose to use (check one):

- Center pivot
 Center pivot - LEPA
 "Big gun" sprinkler
 Gravity system (furrows)
 Gravity system (borders)
 Sideroll sprinkler

Other, please describe: _____

d. System design features:

i. Describe how you will control tailwater:

ii. For sprinkler systems:

- (1) Estimate the operating pressure at the distribution system: _____ psi
- (2) What is the sprinkler package design rate? _____ gpm
- (3) What is the wetted diameter (twice the distance the sprinkler throws water) of a sprinkler on the outer 100 feet of the system? _____ feet
- (4) Please include a copy of the sprinkler package design information.

e. Crop(s) you intend to irrigate. Please note any planned crop rotations:

f. Please describe how you will determine when to irrigate and how much water to apply (particularly important if you do not plan a full irrigation).

You may attach any additional information you believe will assist in informing the Division of the need for your request.

***DISMISSAL IS CONTINGENT UPON APPROVAL OF NEW APPLICATION.**

VOLUNTARY WAIVER OF HEARING & DISMISSAL OF WATER RIGHT

To: Kansas Department of Agriculture
Division of Water Resources (DWR)
1320 Research Park Drive
Manhattan, Kansas 66502
<http://agriculture.ks.gov/dwr>

Re: Appropriation of Water
Water Right
Vested Right
Term Permit
(Check Appropriate Box Above)
File No. 49,532

The undersigned owner(s) and/or authorized agent(s) of the above referenced water right, or permit, freely and voluntarily request that the file be dismissed and its priority forfeited. By signing this waiver, I am indicating my understanding and agreement that I am relinquishing all right, title and interest in said water right.

The signature(s) below represent all present owners (or an authorized agent) for the file number shown above (attach duplicate copies of this document as necessary).

The signature(s) below also indicate(s) a waiver of any right to a hearing or an appeal that I/we may have had regarding the dismissal and termination of the above referenced file. I/we recognize that if this closure request is submitted to the Division of Water Resources, it will terminate this water right and forfeit any priority associated with it forever.

Indicate here if you wish to retain the well(s) for domestic use (DWR water right not required):

Ronald Ohlde

(Signature of Owner or Authorized Agent)

(Signature of Spouse or Title of Authorized Agent)

RONALD OHLDE
(Please print name here)

(Please print name here)

1579 4TH RD
(Mailing Address)

(Mailing Address)

PALMER, KS 66962
(City, State, Zip)

(City, State, Zip)

ACKNOWLEDGMENT

State of Kansas)
County of Wash)

This instrument was acknowledged before me this 14th day of October, 2016 by
(owners:) Ronald Ohlde

(Seal)



Carla Scheele
Notary Public

My appointment expires: 6 29 19

DWS
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***DISMISSAL IS CONTINGENT UPON APPROVAL OF NEW APPLICATION.**

VOLUNTARY WAIVER OF HEARING & DISMISSAL OF WATER RIGHT

To: Kansas Department of Agriculture
Division of Water Resources (DWR)
1320 Research Park Drive
Manhattan, Kansas 66502
<http://agriculture.ks.gov/dwr>

Re: Appropriation of Water
Water Right
Vested Right
Term Permit
(Check Appropriate Box Above)
File No. 49,533

The undersigned owner(s) and/or authorized agent(s) of the above referenced water right, or permit, freely and voluntarily request that the file be dismissed and its priority forfeited. By signing this waiver, I am indicating my understanding and agreement that I am relinquishing all right, title and interest in said water right.

The signature(s) below represent all present owners (or an authorized agent) for the file number shown above (attach duplicate copies of this document as necessary).

The signature(s) below also indicate(s) a waiver of any right to a hearing or an appeal that I/we may have had regarding the dismissal and termination of the above referenced file. I/we recognize that if this closure request is submitted to the Division of Water Resources, it will terminate this water right and forfeit any priority associated with it forever.

Indicate here if you wish to retain the well(s) for domestic use (DWR water right not required):

Ronald Ohlde
(Signature of Owner or Authorized Agent)

(Signature of Spouse or Title of Authorized Agent)

RONALD OHLDE
(Please print name here)

(Please print name here)

1579 4TH RD
(Mailing Address)

(Mailing Address)

PALMER, KS 66962
(City, State, Zip)

(City, State, Zip)

ACKNOWLEDGMENT

State of Kansas)
County of Wash)

This instrument was acknowledged before me this 14th day of October, 2016 by
(owners:) Ronald Ohlde

(Seal) 

Carla Scheele
Notary Public

My appointment expires: 6/29/19

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DWR Initials

OCT 27 2016

IRRIGATION WATER USE REPORT 2016

This is the annual Water Use Report required to be filed for all Vested or Appropriation Rights. **IMPORTANT:** Kansas Law requires this completed report to be filed by March 1. Failure to do so will subject the owner to a civil fine not to exceed \$250 per file number. If any point of diversion shown below is permanently inoperable, please circle it. IF YOU DID NOT USE WATER, YOU MUST REPORT THE REASON FOR NON-USE TO HELP PROTECT YOUR WATER RIGHT. Information on each point of diversion must be completed. Please begin by reading the attached instructions and definitions.

FILE NUMBER	LEGAL DESCRIPTION OF POINT(S) OF DIVERSION		CIN	CHM	ACRES IRR.	INCLUDE MULTIPLICATION FACTOR				HOURS PUMPED	PUMP RATE (GPM)	CROP CODE	TYPE OF SYSTEM	TYPE OF ENERGY	WELL DATA	
	QUALIFIERS	SEC TWP RNG				BEGINNING WATER METER READING	ENDING WATER METER READING	METERED QUANTITY OF WATER	UNIT						DEPTH TO WATER	DATE MEASURED
25272-00	3960N 3960W	124-4S-3E				74901400										
	AKA PUMPSITE NORT															
49531-00	5258N 1737W	234-5S-2E				00000000										
	AKA PUMPSITE SOUT															
49531-00	4873N 1826W	334-5S-2E				00000000										
	AKA WEST POND															
49XXX	4491N 1764W	X 34-5S-2E				000001200				←		PMOT				
	AKA EAST POND															
49XXX	4553N 1016W	X 34-5S-2E								←		OTHER AND IRRIGATED				

CALENDAR YEAR PIN NUMBER Person ID FIELD OFFICE CO GMD

_____ Total acres irrigated.

I submit the report as the best information available. I understand that knowingly falsifying the report is a violation of state law.

SIGNATURE _____ DATE _____
 CIRCLE ONE: OWNER AGENT TENANT

TELEPHONE NO. () _____
 CIRCLE ONE: CELL WORK HOME

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49,722

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Parcel Search Results (Click on the Parcel ID Number for Detailed Results)

Owner Information	Property Address	Property Description	Apr Amount	Prop Class
<p><u>101-248-34-0-00-00-001.00-0</u> Quick Ref ID = 7298 Tax Year = 2016 Ohlde, Shaun</p> <p>Owner Mailing Address: 1579 4th RD Palmer, KS 66962</p>	<p>00000 JADE RD, Clifton, KS 66937 ACRES=161.9 Neighborhood=900</p>	<p>S34, T05, R02, 6th Principal Meridian, ACRES 161.9, NE4 LESS RD ROW</p>	\$28,910	Agricultural Use
<p><u>101-248-34-0-00-00-002.00-0</u> Quick Ref ID = 7299 Tax Year = 2016 FIRST NATIONAL BANK CUSTODIAN FOR MARK S OHLDE</p> <p>Owner Mailing Address: PO BOX 669 ATT:TRUST DEPT ABILENE, KS 67410</p>	<p>00000 INDIAN RD, Clifton, KS 66937 ACRES=160.2 Neighborhood=900</p>	<p>S34, T05, R02, 6th Principal Meridian, ACRES 160.2, NW4 LESS RD ROW</p>	\$38,970	Agricultural Use
<p><u>101-248-34-0-00-00-003.00-0</u> Quick Ref ID = 7300 Tax Year = 2016 CRIGHTON, FRANCES</p> <p>Owner Mailing Address: 2489 Country Golf DR Wellington, FL 33414</p>	<p>00000 PARALLEL RD, Clifton, KS 66937 ACRES=154.7 Neighborhood=900</p>	<p>S34, T05, R02, 6th Principal Meridian, ACRES 154.7, SW4 LESS RD ROW</p>	\$10,170	Agricultural Use
<p><u>101-248-34-0-00-00-004.00-0</u> Quick Ref ID = 7301 Tax Year = 2016 Long, Patrick & Susan</p> <p>Owner Mailing Address: 33201 SE Pearia RD Corvallis, OR 97333</p>	<p>00000 PARALLEL RD, Clifton, KS 66937 ACRES=159 Neighborhood=900</p>	<p>S34, T05, R02, 6th Principal Meridian, ACRES 159, SE4 LESS RD ROW</p>	\$10,650	Agricultural Use

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FEE SCHEDULE

1. The fee for an application for a permit to appropriate water for beneficial use, except for domestic use, shall be (see paragraph No. 2 below if requesting storage):

ACRE-FEET	FEE
0-100	\$200.00
101-320	\$300.00
More than 320	\$300.00 plus \$20.00 for each additional 100 acre-feet or any part thereof.

2. The fee for an application in which storage is requested, except for domestic use, shall be:

ACRE-FEET	FEE
0-250	\$200.00
More than 250	\$200.00 plus \$20.00 for each additional 250 acre-feet of storage or any part thereof.

Note: If an application requests both direct use *and* storage, the fee charged shall be as determined under No. 1 or No. 2 above, whichever is greater, but not both fees.

3. The fee for an application for a permit to appropriate water for water power or dewatering purposes shall be \$100.00 plus \$200.00 for each 100 cubic feet per second, or part thereof, of the diversion rate requested.

Note: The applicant shall notify the Chief Engineer and pay the statutorily required field inspection fee of \$400.00 when construction of the works for diversion has been completed, except that for applications filed on or after July 1, 2009, for works constructed for sediment control use and for evaporation from a groundwater pit for industrial use shall be accompanied by a field inspection fee of \$200.00.

MAKE CHECKS PAYABLE TO THE KANSAS DEPARTMENT OF AGRICULTURE

ATTENTION

A Water Conservation Plan may be required per K.S.A. 82a-733. A statement that your application for permit to appropriate water may be subject to the minimum desirable streamflow requirements per K.S.A. 82a-703a, b, and c may also be required from you. After the Division of Water Resources has had the opportunity to review your application, you will be notified whether or not you will need to submit a Water Conservation Plan. You also may be required to install a water flow meter or water stage measuring device on your diversion works prior to diverting water. There may be other special conditions or Groundwater Management District regulations that you will need to comply with if this application is approved.

CONVERSION FACTORS

1 acre-foot equals 325,851 gallons

1 million gallons equal 3.07 acre-feet

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OCT 27 2016

KS DEPT OF AGRICULTURE

49,722



Topeka Field Office
6531 SE Forbes Ave., Suite B
Topeka, Kansas 66619
Jackie McClaskey, Secretary
David W. Barfield, Chief Engineer
Katherine A. Tietsort, Water Commissioner

Phone: (785) 296-5733
Fax: (785) 862-2460
www.agriculture.ks.gov
Sam Brownback, Governor

October 11, 2016

RONALD OHLDE
1579 4TH RD
PALMER KS 66962

RE: New Application for Appropriation of Water and Related Documents

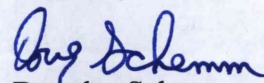
Dear Mr. Ohlde:

Enclosed is an application form related to completing a new application for permit to appropriate water for beneficial use. This new application lists both your east and west reservoirs on a single application. Please review the "Application For Permit To Appropriate Water For Beneficial Use" form, to ensure it is accurate. You **must sign the application at both Paragraph Nos. 6 and 16, and you must also sign the map where indicated.** In addition, the enclosed Minimum Desirable Streamflow form must also be **signed and notarized.** For the requested direct use quantity of 242.25 acre-feet, the filing fee would be **\$300.**

Finally, enclosed are voluntary dismissal forms for File Nos. 49,532 and 49,533, which must also be signed and notarized. As noted, these dismissals are contingent upon approval of your new application. Please submit the application, other documents and filing fee to the **Kansas Department of Agriculture, Division of Water Resources, 1320 Research Park Drive, Manhattan, KS 66502.**

You may contact the Topeka Field Office at (785) 296-5733, or myself at (785) 296-3495, for any additional assistance in completing these application forms.

Sincerely,


Douglas Schemm
Environmental Scientist
Topeka Field Office

Enclosures

WATER RESOURCES
RECEIVED

OCT 27 2016

KS DEPT OF AGRICULTURE



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

Phone: (785) 564-6700
Fax: (785) 564-6777
Email: ksag@kda.ks.gov
www.agriculture.ks.gov
Sam Brownback, Governor

October 27, 2016

OHLDE FARMS INC
1577 4TH RD
PALMER KS 66962

FILE COPY

RE: Application
File No. 49722

Dear Sir or Madam:

Your application for permit to appropriate water in 34-5S-2E in Washington County, was received and has been assigned the file number noted above.

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. Once review of your application has begun, we will contact you, if additional information is required.

In accordance with the provisions of the Kansas Water Appropriation Act, a portion of which is included below, the use of water as proposed prior to approval of the application is unlawful. 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 A Turney, P.G.
Change Application Unit Supervisor
Water Appropriation Program

BAT: dlw
pc: TOPEKA Field Office
GMD