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

Document Signature	<u> </u>			
1. File Number: <b>46,122</b>	2. Status Change Date: <b>5-11-2018</b>	3. Change Num:	4. Field Office:	5. GMD:
6. Status:   ☐ Approved ☐ De	nied by DWR/GMD	Dismiss by Reques	st/Failure to Return	7. Filing Date of Change: <b>2/16/18</b>
8a. Applicant(s) New to system ☐  PEGGY MILLER 19280 RIVER BEND RD WAMEGO KS 66547	Person ID 63862 Add Seq# 1	8c. Landown New to sy		Person IDAdd Seq#
8b. Landowner(s) New to system □  8A.	Person ID 63862 Add Seq# 1	3545 D	vstem □ HAL MILLER BUTCH MILL RD GO KS 66547	Person ID 62018 Add Seq# 1
9. Documents and Enclosure(s):   Anti-Reverse Meter	r Seal	□ N & P Form	☐ Water Tube ☐ □	Oriller Copy
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DEPARTMENT OF AGRICULTURE DIVISION OF WATER RESOURCES TOPEKA FIELD OFFICE 6531 SE FORBES AVE., SUITE B TOPEKA, KS 66619

#### STATE OF KANSAS



PHONE: (785) 296-5733 Fax: (785) 296-8298 www.agriculture.ks.gov

GOVERNOR JEFF COLYER, M.D. JACKIE McClaskey, Secretary of Agriculture

May 14, 2018

PEGGY MILLER 19280 RIVER BEND RD WAMEGO KS 66547

Re:

Water Right, File Nos. 22,700 & 46,122

Setsoll

Dear Madam:

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

Your attention is directed to the terms, conditions, and limitations specified in these approvals for change. A condition of these orders requires the installation of a water flow meter(s) before the first use of water in accordance with the Chief Engineer's specifications found in K.A.R. 5-1-4 through K.A.R. 5-1-12. A copy of these specifications and a list of acceptable meters can be obtained from our website at the following web address:

http://agriculture.ks.gov/meters

If you do not have access to the internet, please contact this office and we will send you a paper copy of the referenced information.

Because these orders modify the original certificates issued under your water right files, they should be recorded with the Register of Deeds as other instruments affecting real estate.

These documents are summary orders by this agency regarding this matter. These orders shall become final if a request for a hearing is not filed with the Chief Engineer within 15 days of the date of service of these orders.

If you have any questions, please feel free to contact this office. If you wish to refer to a specific file, please reference it when you contact us.

Sincerely.

Katherine A. Tietsort Water Commissioner

KAT:lhh Enclosures



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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	(b) When will th	is be done? N/A			e signal and			
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11.			District recommendati	tion		Scale	outh 1" = 100'	
	attached?	Yes No		13b.	If the propos			located more th
12	Assisted by BRE	TT BUNGER 1-1	1-18		100 feet bu	t within 1320	feet from the	existing point
12.	A COLORED BY DIVE	DONOLIK 1-1			For groundw	tach a topogra	iphic map or a	aerial photograncluding domes
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					upstream fro	m your property	lines.	and one nam m

14. If the proposed groundwater point of diversion is	300 or fewer feet from existing point of diversion, complete the following:
	of the currently authorized place(s) of use identified in this application? must sign this application.)
affected if this application is approved as rec	the currently authorized place(s) of use identified in this application be adversely quested? s must sign this application.)
	sly, will there be substantial damage to property, public health or safety? must sign this application.)
	point of diversion, a groundwater change in point of diversion greater than 300 fee signed by all owners of the currently authorized place of use, or their duly authorize entation).
age and the owner, the spouse of the owner,	20 - 18 : 18 - 18 : 18 : 18 : 18 : 18 : 18
Dated at Worklaso	, Kansas, this 13th day of February, 2018.
Lean Millow	Successful Control of the Control of
Comer)  (Owner)  (Please Print)	(Spouse)
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(Please Print)	LISA D. THOMPSON (Please Print)
State of Kansas  County of Pottawatomie SS	NOTARY PUBLIC-STATE OF KANSAS  MY APPT. EXP 99 22 20 9
Thereby certify that the foregoing application , 20 18.	was signed in my presence and sworn to before me this 13th day of
My Commission Expires 09 22 2019	Notary Public Plens
	2. To be complete, all of the applicable portions of the application form must be completed wire signatures of all the appropriate owners' must be affixed to the application and notarized; and
	FEE SCHEDULE
forth in the schedule below: Make checks payable to: (1) Application to change a point of diversion (2) Application to change a point of diversion	int of diversion under this section shall be accompanied by the application fee set  Kansas Department of Agriculture  300 feet or less
ANN M. MURPHY My Appointment Expires Ayet 28, 2021	

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

prov Witl	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 thereur der the exception of those conditions expressly contained herein, this Summary Order does not change the terms, conditions I limitations of File No. 46,132
1.	A change application was received on <u>February 16, 2018</u> requesting that the place of use and / or point o 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 tonographic map accompanying the application to change the place of use. Applicable \( \sum \) Not 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 afoot radius of the authorized point(s) of diversion.   Applicable
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, 2015, 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  Not Applicable
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 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 \(\bigcap \) No 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 Wate 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 FOR OFFICE USE ONLY
If you Eng Agr filed adn day revi File Leg 665	APPLICATION APPROVED AND SUMMARY ORDER ISSUED  APPLICATION APPROVED AND SUMMARY ORDER ISSUED  SUMMARY ORDER ISSUED  By:    APPLICATION APPROVED AND SUMMARY ORDER ISSUED
pre	clude review under the Kansas Judicial Review Act.  For Use by Register of Deeds  State of Kansas
	County of Shawnee ) SS
	Acknowledged before me on
	by Ann M. Murchy
	Signature: auft Huspay
	ANN M. MURPHY  MOTARY  My Appointment Expires  April 28, 2021
	My commissi in Amilias: (Notary Seal)

File No. 46122

#### **CERTIFICATE OF SERVICE**

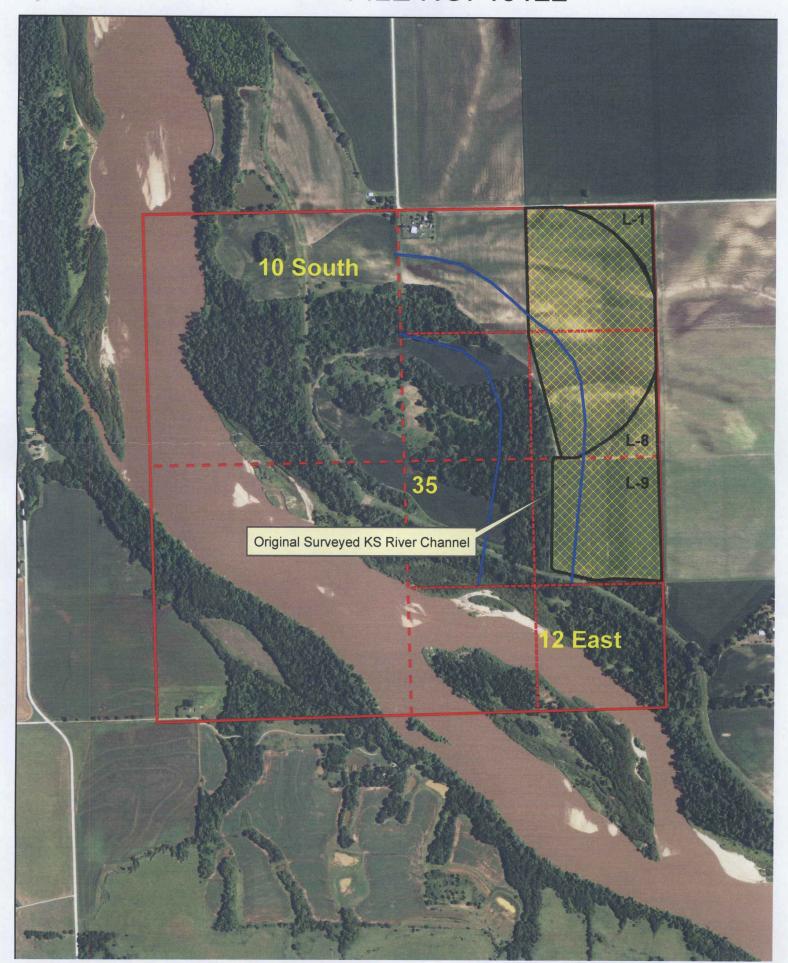
On this 14<sup>th</sup> day of May, 2018, I hereby certify that the attached <u>APPROVAL OF</u> <u>APPLICATION FOR CHANGE IN PLACE OF USE</u>, Water Right, File No. 46,122, dated May 11, 2018 was mailed postage prepaid, first class, US mail to the following:

PEGGY MILLER 19280 RIVER BEND RD WAMEGO KS 66547

Staff

1:12,000

## PROPOSED PLACE OF USE FILE NO. 46122



1:12,000

### Authorized Place of Use File No. 46122

