

Kansas Department of Agriculture
Division of Water Resources
PERMIT OF NEW APPLICATION WORKSHEET

1. File Number: <p style="text-align: center;">49,878</p>	2. Status Change Date: <p style="text-align: center;">7/23/2018</p>	3. Field Office: <p style="text-align: center;">01</p>	4. GMD: <p style="text-align: center;">0</p>
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5. Status: Approved Denied by DWR/GMD Dismiss by Request/Failure to Return

6. Enclosures: Check Valve N of C Form Water Tube Driller Copy Meter

<p>7a. Applicant(s) New to system <input type="checkbox"/></p> <p style="text-align: right;">Person ID 65629 Add Seq# _____</p> <p>TERRY & DAYTON MENOLD 886 300TH ST HIAWATHA KS 66434</p>	<p>7c. Landowner(s) New to system <input type="checkbox"/></p> <p style="text-align: right;">Person ID 62261 Add Seq# _____</p> <p>GEORGE G & MARY ANNE DIETRICH 3221 SW 32ND ST TOPEKA KS 66614</p>
<p>7b. Landowner(s) New to system <input type="checkbox"/></p> <p style="text-align: right;">Person ID _____ Add Seq# _____</p> <p>7a.</p>	<p>7d. Misc. New to system <input type="checkbox"/></p> <p style="text-align: right;">Person ID _____ Add Seq# _____</p> <p>MIDWEST IRRIGATION % KEITH GRIMM 2991 GOLDFINCH RD HIAWATHA KS 66434 8371</p>

<p>8. WUR Correspondent New to system <input type="checkbox"/> Overlap File (s) WUC Agree <input type="checkbox"/> Yes <input type="checkbox"/> No</p> <p style="text-align: right;">Person ID _____ Add Seq# _____ Notarized WUC Form <input type="checkbox"/></p> <p>7a.</p>	<p>9. Use of Water: Changing? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p style="text-align: center;"><input type="checkbox"/> Groundwater <input checked="" type="checkbox"/> Surface Water</p> <p><input checked="" type="checkbox"/> IRR <input type="checkbox"/> REC <input type="checkbox"/> DEW <input type="checkbox"/> MUN</p> <p><input type="checkbox"/> STK <input type="checkbox"/> SED <input type="checkbox"/> DOM <input type="checkbox"/> CON</p> <p><input type="checkbox"/> HYD DRG <input type="checkbox"/> WTR PWR <input type="checkbox"/> ART RECHRG</p> <p><input type="checkbox"/> IND SIC: _____ <input type="checkbox"/> OTHER: _____</p>
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10. Completion Date: 12/31/2019 11. Perfection Date: 12/31/2023 12. Exp Date: _____

13. Conservation Plan Required? Yes No Date Required: _____ Date Approved: _____ Date to Comply: _____

14. Water Level Measuring Device? Yes No Date to Comply: _____ Date WLMD Installed: _____

*NOTE: THIS IS A SURFACE WATER STORAGE AND REDIVERSION APPLICATION.

Date Prepared: **02/26/2018** By: **DWS**
Date Entered: **7/25/2018** By: **UM**

File No. 49,878	15. Formation Code:	Drainage Basin: SF BIG NEMAHA RIVER	County: BR	Special Use:	Stream: TERRAPIN CREEK TRIB 6 (SF BIG NEMAHA)																
16. Points of Diversion T MOD DEL PDIV ENT Qualifier S T R ID 'N 'W			17. Rate and Quantity MOD QUANTITY																		
			Authorized Rate Quantity gpm af		Additional Rate Quantity gpm af Overlap PD Files																
✓ 86257 SW SE NW 33 1 16E 1 2736 3370			1200 267		1200 267 NONE																
18. Storage: Rate _____ NF Quantity _____ 270 _____ ac/ft Additional Rate _____ NF Additional Quantity _____ 270 _____ ac/ft																					
19. Limitation: _____ af/yr at _____ gpm (_____ cfs) when combined with file number(s) _____ Limitation: _____ af/yr at _____ gpm (_____ cfs) when combined with file number(s) _____																					
20. Meter Required? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No To be installed by _____ 12/31/2019 _____ Date Acceptable Meter Installed _____																					
21. Place of Use T MOD DEL ENT PUSE S T R ID		NE¼				NW¼				SW¼				SE¼				Total	Owner	Chg? NO	Overlap Files
		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				
✓ 68472 33 1 16E 1						40 40 40 40								160	7a.	No	NONE				
✓ 68473 33 1 16E 2										25 40 22 20				107	7c.	No	NONE				
Comments:																					

KANSAS DEPARTMENT OF AGRICULTURE
Division of Water Resources
M E M O R A N D U M

TO: Files

DATE: February 26, 2018

FROM: Doug Schemm

RE: Application, File No. 49,878

Terry and Dayton Menold have filed the application referred to above for a permit to appropriate 270 acre-feet of surface water at the rate of natural flows to be stored in a proposed reservoir located in the Northwest Quarter of Section 33, in Township 1 South, Range 16 East, Brown County, Kansas. The dam is located on Terrapin Creek Trib 6 (SF Big Nemaha). The point of diversion is located on property owned by the applicants, and Terry Menold has signed the application form stating they has legal access to the point of diversion. The place of use is partly owned by the applicant and partly owned by George & Mary Anne Dietrich, and it comprises 267 acres. There are no other overlapping files in point of diversion or place of use.

Runoff computations have determined that the 220 acres of drainage area in this area of the state, will generate a runoff quantity in 1 out of every five (5) years (a 20% chance), of 330 acre-feet (18"). Therefore, per K.A.R. 5-6-5, this quantity IS NOT the limiting factor, and the application can be processed with the requested storage quantity of 270 acre-feet. The requested quantity of water for direct use (rediversion) of 267 acre-feet for irrigation use on 267 acres, provides 1 acre-feet per acre, which is the maximum allowable of 1.0 acre-feet per acre in Brown County, Kansas, per K.A.R. 5-3-24.

The applicant identified two upstream and two downstream landowners within one-half (½) mile of the property lines. Nearby landowner letters were sent out on October 6, 2017. Telephone calls were received from one upstream landowner and one downstream landowner. They both asked general questions about the application, but provided no evidence that they would be impaired. The downstream landowner does not currently have any livestock drinking from this stream. In addition, the reservoir is located within the South Fork Big Nemaha basin, which drains toward the Sac and Fox Nation of Missouri in Kansas and Nebraska. Therefore, a notification letter was sent to the Sac and Fox Nation of Missouri in Kansas and Nebraska, and the Bureau of Indian Affairs on December 19, 2017, giving them 30 days to provide comments. No response of any kind was received from the Sac and Fox Nation or the Bureau. There are multiple other surface water rights within a two-mile radius according to the WRIS database. All but one of these senior files also authorizes storage in reservoirs, and they are all located on different streams. No senior water rights will be impaired with approval of this application.

The proposed structure was reviewed by DWR Water Structures Program staff, under File No. DBR-0361, and they determined that it qualifies for the hazard class A permit exemption specified in K.S.A. 82a-301(d)(1) (see February 20, 2018 letter from Laura Gray). In addition, the letter states that a floodplain fill permit is required prior to the start of construction. The applicant is in the process of securing the required floodplain fill permit (under LBR-0029). As allowed by K.S.A. 82a-706(c) an approved water flow meter shall be installed on the secondary diversion works (pump site) for this file. If any chemical or foreign substance is injected into the water pumped under this permit, a check valve will also need to be installed. Since this is a proposed, new reservoir, a Special Condition on the Permit will be needed to provide an initial fill quantity.

In a February 7, 2017 e-mail, Katie Tietsort, Water Commissioner, Topeka Field Office, stated that the referenced new application should be approved. Based on the above discussion, that this area is open to new appropriations, the proposed appropriation of water is reasonable, the applicant will be obtaining the necessary permit for floodplain fill from the DWR Water Structures Program, and senior rights will not be impacted, it is recommended that the referenced new application be approved.

Doug Schemm
Environmental Scientist
Topeka Field Office

8-1-1-8

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

TERRY & DAYTON MENOLD
886 300TH ST
HIAWATHA KS 66434

July 27, 2018

FILE COPY

Re: Appropriation of Water, File No. 49,878

Dear Sirs:

There is enclosed a permit to appropriate water 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 permit.

Your attention is directed to the enclosures and to the terms, conditions, and limitations specified in these approval documents. A water meter is required on the proposed re-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 this permit. Enclosed is a form which may be used to notify the Chief Engineer that the proposed diversion works have been completed. 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 this permit. Failure to comply with this regulation will result in the dismissal of your permit or your water right. Any request for an extension of time shall be accompanied by the required statutory fee, which is currently \$100.00.

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:dws
Enclosures

pc: Topeka Field Office
George G & Mary Anne Dietrich
Keith Grimm – MWI, LLC



KANSAS DEPARTMENT OF AGRICULTURE
Jackie McClaskey, Secretary of Agriculture

DIVISION OF WATER RESOURCES
David W. Barfield, Chief Engineer

**APPROVAL OF APPLICATION
and
PERMIT TO PROCEED**

(This is not a Certificate of Appropriation)

This is to certify that I have examined Application, **File No. 49,878** of the applicant

**TERRY & DAYTON MENOLD
886 300TH ST
HIAWATHA KS 66434**

for a permit to appropriate water for beneficial use, together with the maps, plans and other submitted data, and that the application is hereby approved and the applicant is hereby authorized, subject to vested rights and prior appropriations, to proceed with the construction of the proposed diversion works (except those dams and stream obstructions regulated by K.S.A. 82a-301 through 305a, as amended), and to proceed with all steps necessary for the application of the water to the approved and proposed beneficial use and otherwise perfect the proposed appropriation subject to the following terms, conditions and limitations:

1. That the priority date assigned to such application is **July 24, 2017**.
2. That the water sought to be appropriated shall be used for irrigation use on land described in the application, as follows:

Sec. Twp. Range	NE¼				NW¼				SW¼				SE¼				TOTAL
	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
33 1S 16E					40	40	40	40	25	40	22	20					267

3. That the appropriation sought shall be limited to all natural flows of an unnamed tributary to Terrapin Creek, designated in the office of the Chief Engineer as Terrapin Creek Trib 6 (SF Big Nemaha), not needed to satisfy all vested rights and prior appropriation rights to be incrementally accumulated as reservoir storage space becomes available to a maximum extent of **270 acre-feet** per calendar year in one (1) reservoir created by a dam located in the Southwest Quarter of the Southeast Quarter of the Northwest Quarter (SW¼ SE¼ NW¼) of Section 33, more particularly described as being near a point 2,736 feet North and 3,370 feet West of the Southeast corner of said section, in Township 1 South, Range 16 East, Brown County, Kansas, to provide **267 acre-feet** of water as needed for direct irrigation use to be withdrawn, released or otherwise diverted from the reservoir at a re-diversion rate of approximately **1,200 gallons per minute (2.67 c.f.s.)**. A reasonable maximum re-diversion rate will be established during the perfection period and assigned at certification.

4. That in accordance with K.A.R. 5-6-6, a maximum quantity not to exceed **54 acre-feet** of water may also be diverted to complete the initial filling of the reservoir only, and shall not count toward perfection of a water right under the authority of this permit. Subsequent refilling of the reservoir shall require authorization under a term permit.

5. That installation of works for diversion of water shall be completed on or before **December 31, 2019** or within any authorized extension thereof. The applicant shall notify the Chief Engineer and pay the statutorily required field inspection fee, which is currently \$400.00, when construction of the works has been completed. Failure to timely submit the notice and the fee will result in revocation of the permit. Any request for an extension of time shall be submitted prior to the expiration of the deadline and shall be accompanied by the required statutory fee, which is currently \$100.00.
6. That the proposed appropriation shall be perfected by the actual application of water to the proposed beneficial use on or before **December 31, 2023** or any authorized extension thereof. Any request for an extension of time shall be submitted prior to the expiration of the deadline and shall be accompanied by the required statutory fee, which is currently \$100.00.
7. That the applicant shall not be deemed to have acquired a water appropriation for a quantity in excess of the amount approved herein nor in excess of the amount found by the Chief Engineer to have been actually used for the approved purpose during one calendar year subsequent to approval of the application and within the time specified for perfection or any authorized extension thereof.
8. That the use of water herein authorized shall not be made so as to impair any use under existing water rights nor prejudicially and unreasonably affect the public interest.
9. That the right of the appropriator shall relate to a specific quantity of water and such right must allow for a reasonable raising or lowering of the static water level and for the reasonable increase or decrease of the streamflow at the appropriator's point of diversion.
10. That this permit does not constitute authority under K.S.A. 82a-301 through 305a to construct any dam or other obstruction; nor does it grant any right-of-way, or authorize entry upon or injury to, public or private property.
11. That all re-diversion works constructed under the authority of this permit into which any type of chemical or other foreign substance will be injected into the water pumped from the re-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.
12. That an acceptable water flow meter shall be installed and maintained on the re-diversion works authorized by this permit in accordance with the Kansas Administrative Regulations 5-1-4 through 5-1-12 adopted by the Chief Engineer. This water flow meter shall be used to provide an accurate quantity of water diverted as required for the annual water use report (including the meter reading at the beginning and end of the report year).
13. That the applicant shall maintain accurate and complete records from which the quantity of water diverted during each calendar year may be readily determined and the applicant shall file an annual water use report with the Chief Engineer by March 1 following the end of each calendar year. Failure to file the annual water use report by the due date shall cause the applicant to be subject to a civil penalty.
14. That no water user shall engage in nor allow the waste of any water diverted under the authority of this permit.
15. That failure without cause to comply with provisions of the permit and its terms, conditions and limitations will result in the forfeiture of the priority date, revocation of the permit and dismissal of the application.

16. That the right to appropriate water under authority of this permit is subject to any minimum desirable streamflow requirements identified and established pursuant to K.S.A. 82a-703c for the source of supply to which this water right applies.

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, 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 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, 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.

Ordered this 23rd day of July, 2018, in Topeka, Shawnee County, Kansas.

Lane P. Letourneau

Lane P. Letourneau, P.G.
Program Manager
Water Appropriation Program
Division of Water Resources
Kansas Department of Agriculture

State of Kansas)
) SS
County of Riley)

The foregoing instrument was acknowledged before me this 23rd day of July, 2018, by Lane P. Letourneau, P.G., Program Manager, Division of Water Resources, Kansas Department of Agriculture.

Danielle Wilson

Notary Public



CERTIFICATE OF SERVICE

On this 27th day of July, 2018, I hereby certify that the foregoing Approval of Application, File No. 49,878, dated July 23rd, 2018 was mailed postage prepaid, first class, US mail to the following:

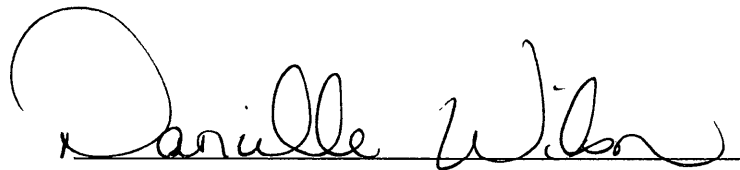
TERRY & DAYTON MENOLD
886 300TH ST
HIAWATHA KS 66434

With photocopies to:

GEORGE G & MARY ANNE DIETRICH
3221 SW 32ND ST
TOPEKA KS 66614

MIDWEST IRRIGATION
% KEITH GRIMM
2991 GOLDFINCH RD
HIAWATHA KS 66434 8371

Topeka Field Office



Division of Water Resources

7-17-18 KAB
APPLICATION COMPLETE
4/25/2018
Reviewer DWS



THE STATE OF KANSAS

KANSAS DEPARTMENT OF AGRICULTURE
Jackie McClaskey, Secretary of Agriculture

DIVISION OF WATER RESOURCES
David W. Barfield, Chief Engineer

File Number 49,878
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.)

WATER RESOURCES
RECEIVED
JUL 24 2017
11:50
KS DEPT OF AGRICULTURE

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

1. Name of Applicant (Please Print): Terry Menold & Dayton Menold
Address: 886 300th Street
City: Haworth State KS Zip Code 66434
Telephone Number: (785) 547-5086

2. The source of water is: surface water in unnamed tributary to Terrapin Creek #3924 (stream) ^{Tribb}
OR groundwater in unnamed creek Basin S F BIG NEMAHA (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.

3. The maximum quantity of water desired is Storage 270 acre-feet OR _____ gallons per calendar year, to be diverted at a maximum rate of 1200/NF gallons per minute OR _____ cubic feet per second. ^{Redivert 267AF @ 1,200 gpm}

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. 1 GMD Meets K.A.R. 5-3-1 (YES/NO) Use IRR Source GCS County BR By AW Date 7/24/17
Code 152 Fee \$ 300 TR # _____ Receipt Date 6/24/17 Check # 4659

SCANNED
7/27/17 DWS

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 SE quarter of the NW quarter of Section 33, more particularly described as being near a point 2734 feet North and 3370 feet West of the Southeast corner of said section, in Township 1 South, Range 16 East West (circle one), Brown County, Kansas.
- (B) One in the _____ quarter of the _____ quarter of the _____ quarter of Section _____, more particularly described as being near a point _____ feet North and _____ feet West of the Southeast corner of said section, in Township _____ South, Range _____ East/West (circle one), _____ County, Kansas.
- (C) One in the _____ quarter of the _____ quarter of the _____ quarter of Section _____, more particularly described as being near a point _____ feet North and _____ feet West of the Southeast corner of said section, in Township _____ South, Range _____ East/West (circle one), _____ County, Kansas.
- (D) One in the _____ quarter of the _____ quarter of the _____ quarter of Section _____, more particularly described as being near a point _____ feet North and _____ feet West of the Southeast corner of said section, in Township _____ South, Range _____ East/West (circle one), _____ 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):

same

(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 July 20th, 2017.

[Signature]
Applicant's Signature

The applicant must provide the required information or signature irrespective of whether they are the landowner. Failure to complete this portion of the application will cause it to be unacceptable for filing and the application will be returned to the applicant.

7. The proposed project for diversion of water will consist of 1 Pond & Pump & Pivot

(number of wells, pumps or dams, etc.)

and (was)(will be) completed (by) July 1st 2018

(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 July 1 2018

(Mo/Day/Year)

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. one or way at soon as done

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 DBR-0361 / LBR-0029
- If no, explain here why a Water Structures permit is not required will stay under 30ft tall and under 125AC/ft to ES class A Hered

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.

none

NA

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):

same ; George & Mary Anne Dietrich 2966 Godfish Rd Hiawatha, KS 66434
(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 Hiawatha, Kansas, this 20 day of July, 2017.
(month) (year)

Leroy Menold
(Applicant Signature)

By _____
(Agent or Officer Signature)

(Agent or Officer - Please Print)

Assisted by Keith Grimm MWI LLC Date: 7/20/17
(office/title)

**IRRIGATION USE
SUPPLEMENTAL SHEET**

File No. 49878

Name of Applicant (Please Print): Terry & Dayton Menold

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: Terry & Dayton Menold
 ADDRESS: 886 300th Street Hiawatha, KS 66434

S	T	R	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
33	1S	16E					40	40	40	40									160

Landowner of Record NAME: George & Mary Anne Dietrich
 ADDRESS: 2966 Gold Finch Rd Hiawatha, KS 66434

S	T	R	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
33	1S	16E										25	40	20	20				107

Total = 267 acres

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	

49,878

Schemm, Doug [KDA]

From: Tietsort, Katie [KDA]
Sent: Wednesday, February 7, 2018 4:21 PM
To: Schemm, Doug [KDA]
Subject: RE: Menold Brothers 49,878

Doug,

TFO has no objections to approval of the application. The Sac and Fox Nation was properly notified, as we agreed.

Thanks, Katie

Katie Tietsort

Kansas Department of Agriculture
6531 SE Forbes Ave Ste B
Topeka, KS 66619
katie.tietsort@ks.gov
Phone 785-296-5733

Achiever~Responsibility~Input~Relator~Arranger

From: Schemm, Doug [KDA]
Sent: Monday, February 5, 2018 3:24 PM
To: Tietsort, Katie [KDA] <Katie.Tietsort@ks.gov>
Subject: Menold Brothers 49,878

Same area as Howard Farms, again no response from Sac & Fox (their notification letter was dated December 19, 2017).



1320 Research Park Drive
Manhattan, Kansas 66502
785-564-6700

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

Secretary Jackie McClaskey

Governor Jeff Colyer, M.D.

February 20, 2018

TERRY MENOLD
886 300TH ST
HIAWATHA KS 66434

RE: Low Hazard Dam Registration
WSN: DBR-0361/LBR-0029

Dear Mr. Menold:

This letter is confirmation that the information submitted by you to the Division of Water Resources qualifies your proposed dam for exemption from the dam safety permit requirements specified in K.S.A. 82a-301(a).

You reported that the proposed dam will be located in the NE 1/4 of the NE 1/4 of the SW 1/4 of Section 33, Township 1 South, Range 16 East in Brown County. You also indicated that it will have a height of 29.9 feet and an emergency spillway storage volume of less than 125 acre-feet. This, combined with your assertion that it will meet hazard class "A" standards, satisfies the requirements for the hazard class A permit exemption specified in K.S.A. 82a-301(d)(1).

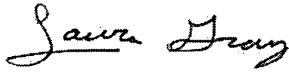
This exemption does **not** absolve the owner from compliance with other local, state, or federal requirements that may apply.

Please submit a floodplain fill application for review under K.S.A. 24-126. A permit must be issued prior to construction. **Your dam has been assigned water structure number LBR-0029 for the proposed fill.** Please contact Janelle Phillips at (785) 564-6656 for any questions. Additionally, a water appropriations permit will be required.

Please note that your dam could be reclassified to a hazard class B or C in the future as a result of changes to downstream properties and/or other factors. **If this occurs, you will be required to obtain a permit in adherence to all aspects of K.S.A. 82a-301 through 82a-328.** This could also involve redesign and/or reconstruction to meet state statutes and regulations.

Should you have any questions, please feel free to contact me at (785) 564-6678, or e-mail me at laura.gray@ks.gov.

Sincerely,

A handwritten signature in cursive script that reads "Laura Gray".

Laura Gray, I.E.
Water Structures Engineer

PC: Doug Schemm, Topeka Field Office
Keith Grimm
Frank Young, P.E.
George G. Dietrich Trust

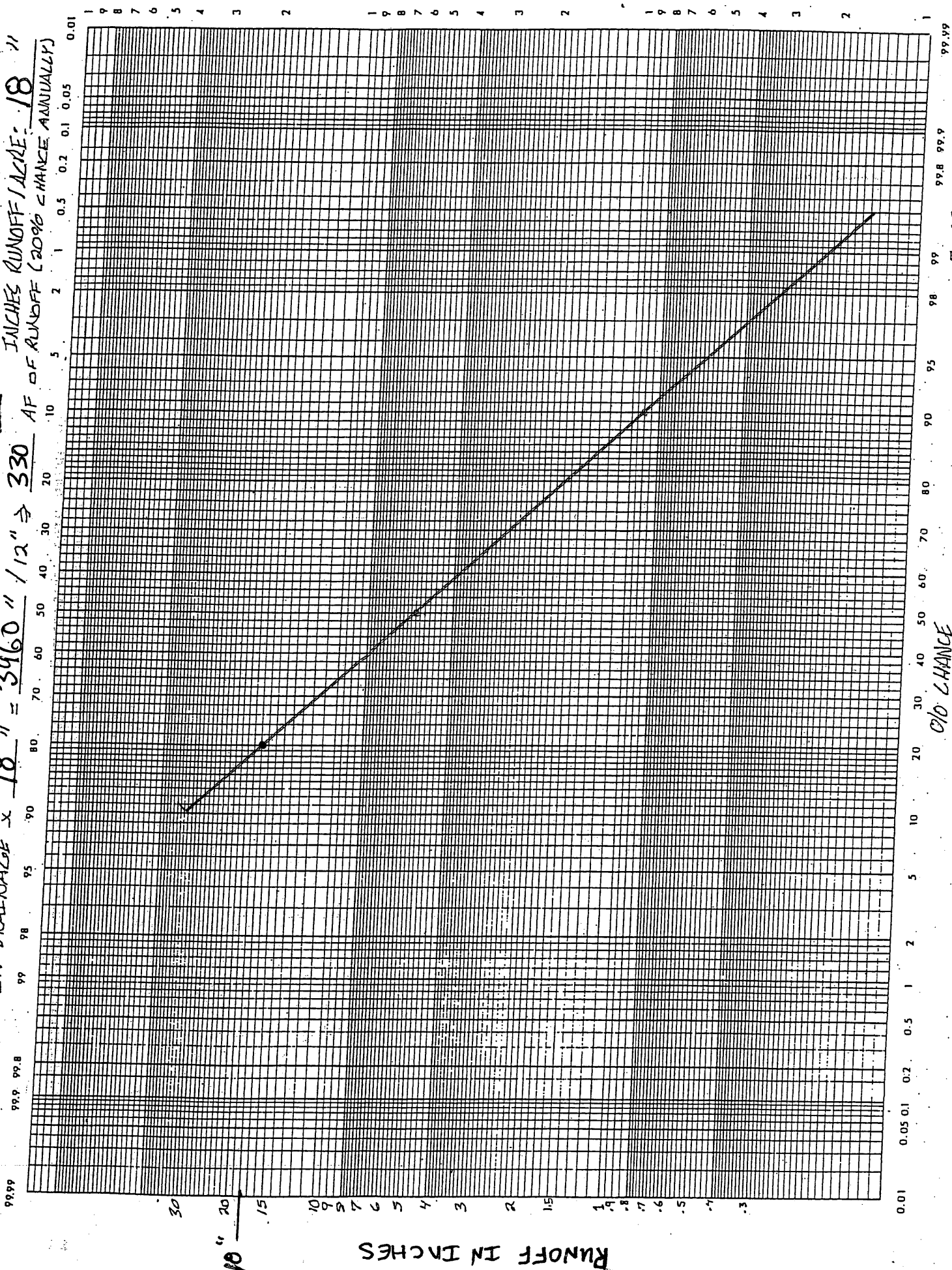
Probability (Long-axis) by 3 Cycle Log

NO. 49,878

SOIL: "80" PRECIP: 36"

INCHES RUNOFF/ACRE: 18"
 AF OF RUNOFF (20% CHANCE ANNUALLY)

220 ACRES IN DRAINAGE x 18" = 3960" / 12" ⇒ 330

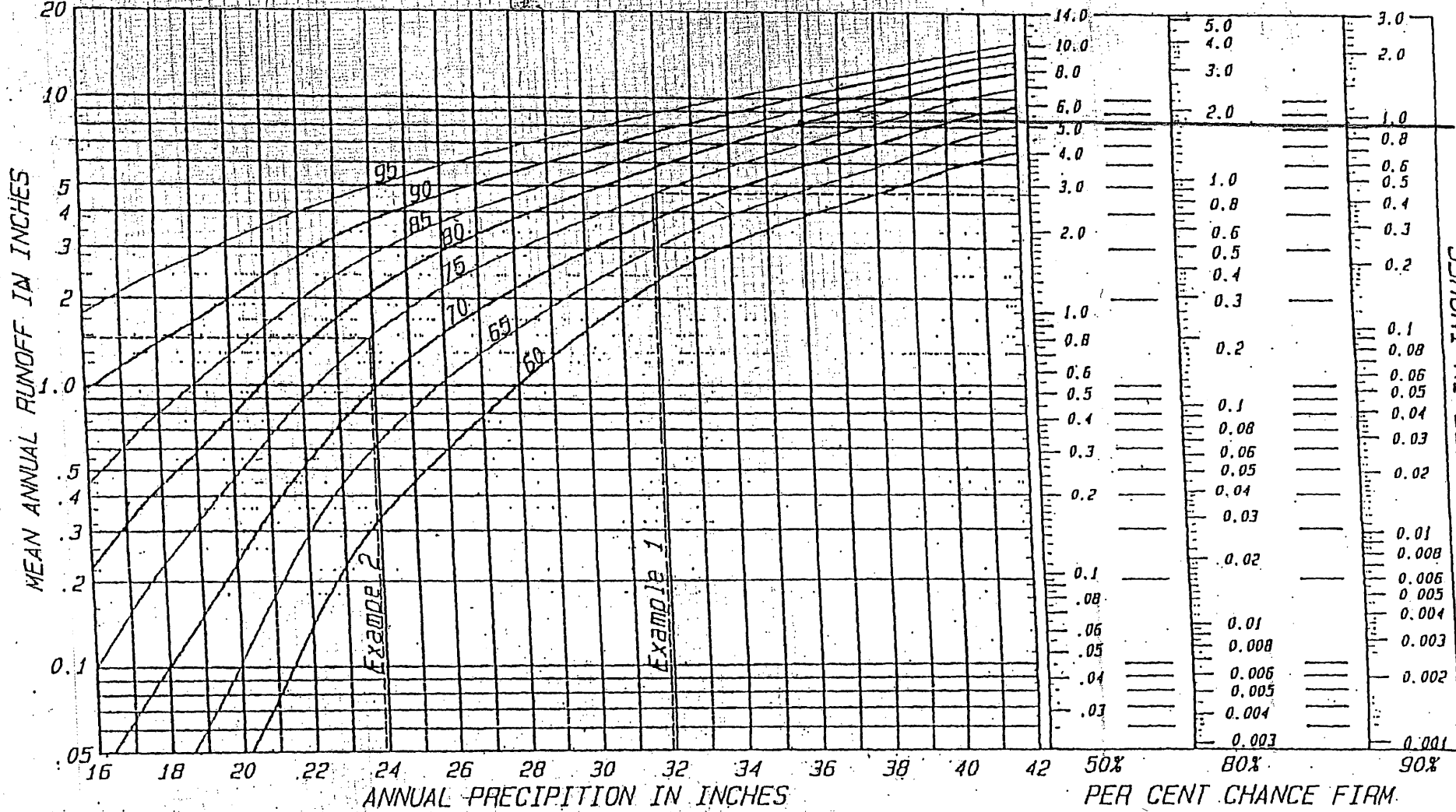


C/O CHANCE

PREPARED BY:

ANNUAL YIELD OF RUNOFF

EFM Notice KS-38, 12/12/91



RUNOFF IN INCHES

KS-2-36

KAR 5-6-4(2)(1)

United States department of agriculture, natural resources conservation service, nation engineering handbook series, part 650, engineering field handbook.

AMOUNT STATISTICS REPORT FOR POINTS OF DIVERSION UNDER A 49878 00

#####

AMOUNT STATISTICS REPORT FOR POINTS OF DIVERSION UNDER A 49878 00 IRR

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

2736 Feet North and 3370 Feet West of the Southeast Corner of Section 33 T 1S R 16E

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__ 43094 00	IRR	NK	S	6863	--	SE	NE	NE	4195	105	29	1	16E	1		21.00	21.00	AF - Storage
A__ 46830 00	SED	NK	S	4975	--	NW	NE	SW	2574	3332	28	1	16E	2		.00	.00	AF
***** Authorized storage =					8.80		AF		***** Additional storage =					8.80		AF		
Same				5195	--	NE	SE	SW	1239	2993	32	1	16E	1				
***** Authorized storage =					24.50		AF		***** Additional storage =					24.50		AF		
Same				4710	--	NE	SE	NW	3568	2758	32	1	16E	2				
***** Authorized storage =					5.30		AF		***** Additional storage =					5.30		AF		
Same				4363	--	NW	SW	SW	1177	4651	34	1	16E	1				
***** Authorized storage =					29.80		AF		***** Additional storage =					29.80		AF		
Same				4293	--	NW	SE	NW	3892	3628	4	2	16E	1				
***** Authorized storage =					7.00		AF		***** Additional storage =					7.00		AF		
Same				6422	--	SW	NE	NW	4564	3380	5	2	16E	1				
***** Authorized storage =					5.30		AF		***** Additional storage =					5.30		AF		
Same				8855	--	NE	NE	NW	4622	3170	9	2	16E	1				
***** Authorized storage =					7.00		AF		***** Additional storage =					7.00		AF		
A__ 47022 00	IRR	LO	S	2747	--	SW	SW	SE	120	2340	28	1	16E	3		92.13	92.13	AF - Storage
A__ 47023 00	IRR	LO	S	4101	--	SE	SE	SE	96	180	28	1	16E	4		125.00	32.87	AF - Storage
A__ 47798 00	IRR	LR	S	2635	--	SW	SW	SE	95	2585	28	1	16E	5		125.00	.00	AF
A__ 49878 00	IRR	AY	S	0	--	SW	SE	NW	2736	3370	33	1	16E	1		270.00	270.00	AF - Storage

Total Net Quantities Authorized:	Direct	Storage
Total Requested Amount (AF) =	270.00	.00
Total Permitted Amount (AF) =	.00	.00
Total Inspected Amount (AF) =	125.00	245.03
Total Pro_Cert Amount (AF) =	.00	.00
Total Certified Amount (AF) =	21.00	122.70
Total Vested Amount (AF) =	.00	.00
TOTAL AMOUNT (AF) =	416.00	367.73

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:

2736 Feet North and 3370 Feet West of the Southeast Corner of Section 33 T 1S R 16E

SURFACE WATER ONLY

WATER USE CORRESPONDENTS:

File Number	Use	ST	SR
A__ 43094 00	IRR	NK	S
> DOUG & JERYL GRIMM			
>			
> 2991 GOLDFINCH RD			
> HIAWATHA KS 66434			

>-----
A__ 46830 00 SED NK S
> WALNUT CREEK WATERSHED JOINT DIST #1
>
> 532 S 7TH ST
> HIAWATHA KS 66434
>-----

A__ 47022 00 IRR LO S
> KURT GRIMM
>
> 964 290TH ST
> HIAWATHA KS 66434
>-----

A__ 47023 00 IRR LO S
> KURT GRIMM
>
> 964 290TH ST
> HIAWATHA KS 66434
>-----

A__ 47798 00 IRR LR S
> KEITH GRIMM
>
> 1215 OREGON ST
> HIAWATHA KS 66434
>-----

A__ 49878 00 IRR AY S
> TERRY & DAYTON MENOLD
>
> 886 300TH ST
> HIAWATHA KS 66434
>-----

=====
#####

49,878

DBR-0361

WSI Q1 Query: WSI, ENG, WSI_TRANSACTIONS, WATER_RIGHTS, LOCATIONS, WAIVERS, ECA, ITRAIL, COMPLIANCE_IMAGES, WSI_ACTIONS

STRUCTURE NUMBER: D BR 0361 Wis Id 40255 LAST# 362

APPLICATION: App Recd Date: INDICATORS: Pending Complaint:

REVIEWER: INT LAC CURRENT STATUS: Permi DP Project Activity: DAM REGISTRATION App Mod:

File Location: Compliance: Permi PENDING DET Stream: TERRAPIN CREEK-TR After the Fact:

APPLICANT: LAST# MENOLD FARMS FIRST: DESIGNER: LAST# AG ENGINEERING ASSOCIATES FIRST: Location: Pub Date:

OWNER: LAST# MENOLD FARMS FIRST: App Prac Time:

Const Camp Data: DDA Remarks: 2ND OWNER-SEE AFF/IND Fo:

Levise Ind:

Corps:

WSI ACT ALL ACT LOCATION ECA APPLICANT OWNER DESIGNER ENG COMPLAINT MOD ACT PROJECT

ACTIONS LOCATION ECA FEE ITRAIL LEGAL WAIVER WFR IMAGE CMP MODIFICATION TAXED AFF/IND

Date	Action	Decode	Deadline	Remarks
01-10-2018	INFORMATION REQUESTED			RESPONSE
12-15-2017	INFORMATION RECEIVED			REVISED BY
11-29-2017	INFORMATION REQUESTED			RESPONSE

Schemm, Doug [KDA]

From: Schemm, Doug [KDA]
Sent: Tuesday, December 19, 2017 10:08 AM
To: tcarnes@sacandfoxcasino.com; kburnison@sacandfoxcasino.com
Cc: 'antoinette.houle@bia.gov'; Tietsort, Katie [KDA]; Letourneau, Lane [KDA]
Subject: Application File No. 49,878 - Menold Brothers
Attachments: 49878 Notification Letter.docx

Good Morning,

This is a pending application for a proposed reservoir.

The application is available for review on our website at:

<http://agriculture.ks.gov/divisions-programs/dwr/water-appropriation/notices>

Have a great day, please let me know if you have any questions,

Doug



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) 296-8298
www.agriculture.ks.gov

Sam Brownback, Governor

December 19, 2017

SAC AND FOX NATION OF MISSOURI IN
KANSAS AND NEBRASKA
TIANA CARNES CHAIRPERSON
KEVIN BURNISON EXECUTIVE DIRECTOR
305 N MAIN ST
RESERVE KS 66434

Re: Pending Application, File No. 49,878

Dear Sir or Madam:

This is to advise you that Terry & Dayton Menold have filed the application referred to above for a permit to appropriate 270 acre-feet of surface water per calendar year to be stored in a proposed reservoir, and re-divert 267 acre-feet of the stored water for irrigation use. The proposed point of diversion (where the structure crosses the centerline of the stream) is located in the Southwest Quarter of the Southeast Quarter of the Northwest Quarter (SW $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$) of Section 33, in Township 1 South, Range 16 East, Brown County, Kansas.

You are being notified of receipt of this application in order that you may be fully informed of the proposed location of the applicant's point of diversion and proposed use of water. Consideration will be given to comments or other information which you desire to submit to this office **within 30 days** from the date of this letter.

You can find the application and site map posted by the file number referenced above at:
<http://agriculture.ks.gov/divisions-programs/dwr/water-appropriation/notices>

If you have any questions or comments, you may also contact me at (785) 296-3495. If you call, please reference the file number so I can help you more efficiently.

Sincerely,

Douglas W. Schemm
Environmental Scientist
Topeka Field Office

Enclosure

Pc: US DEPARTMENT OF THE INTERIOR
BUREAU OF INDIAN AFFAIRS
% ANTOINETTE HOULE SUPERINTENDENT
908 1ST AVE EAST PO BOX 31
HORTON KS 66439-0031



Topeka Field Office
6531 SE Forbes Ave., Suite B
Topeka, Kansas 66619

Jackie McClaskey, Secretary
David W. Barfield, Chief Engineer
Katherine A. Tjetsort, Water Commissioner

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

October 6, 2017

HERBERT & BARBARA SANNER
309 FIRST STREET HAMLIN
HIAWATHA KS 66434

Re: Pending Application, File No. 49,878

Dear Sir or Madam:

This is to advise you that Terry & Dayton Menold have filed the application referred to above for a permit to appropriate 270 acre-feet of surface water per calendar year to be stored in a proposed reservoir, and re-divert 267 acre-feet of the stored water for irrigation use. The proposed point of diversion (where the structure crosses the centerline of the stream) is located in the Southwest Quarter of the Southeast Quarter of the Northwest Quarter (SW $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$) of Section 33, in Township 1 South, Range 16 East, Brown County, Kansas.

Records in this office indicate that you own land along the stream in this vicinity and you are being notified of receipt of this application in order that you may be fully informed of the proposed location of the applicant's points of diversion and proposed use of water. Consideration will be given to comments or other information which you desire to submit to this office **within 15 days** from the date of this letter.

You can find the application and site map posted by the file number referenced above at:
<http://agriculture.ks.gov/divisions-programs/dwr/water-appropriation/notices>

If you have any questions or comments, you may also contact me at (785) 296-3495. If you call, please reference the file number so I can help you more efficiently.

Sincerely,

A handwritten signature in black ink that reads "Doug Schemm".

Douglas W. Schemm
Environmental Scientist
Topeka Field Office

pc: Terry & Dayton Menold
Keith Grimm – MWI, LLC



Topeka Field Office
6531 SE Forbes Ave., Suite B
Topeka, Kansas 66619

Jackie McClaskey, Secretary
David W. Barfield, Chief Engineer
Katherine A. Tjetsort, Water Commissioner

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

Sam Brownback, Governor

October 6, 2017

WALNUT VALLEY FARMS INC
JANET PASKER
251 ALFRED DRIVE
CLAREMONT CA 91711

Re: Pending Application, File No. 49,878

Dear Sir or Madam:

This is to advise you that Terry & Dayton Menold have filed the application referred to above for a permit to appropriate 270 acre-feet of surface water per calendar year to be stored in a proposed reservoir, and re-divert 267 acre-feet of the stored water for irrigation use. The proposed point of diversion (where the structure crosses the centerline of the stream) is located in the Southwest Quarter of the Southeast Quarter of the Northwest Quarter (SW $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$) of Section 33, in Township 1 South, Range 16 East, Brown County, Kansas.

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Sincerely,

A handwritten signature in black ink that reads "Doug Schemm".

Douglas W. Schemm
Environmental Scientist
Topeka Field Office

pc: Terry & Dayton Menold
Keith Grimm – MWI, LLC

The logo features the word "Kansas" in a large, serif font. Above the letters "a", "n", "s", and "a" are decorative elements: a semi-circle of stars above "a", a semi-circle of stars above "n", a semi-circle of stars above "s", and a semi-circle of stars above "a". Below "Kansas" is the text "Department of Agriculture" and "Division of Water Resources" in a smaller, sans-serif font.

Kansas
Department of Agriculture
Division of Water Resources

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 6, 2017

ELEANOR JANE STOVER TRUST
MORRILL & JANES BANK
PO BOX 200
HIAWATHA KS 66434

Re: Pending Application, File No. 49,878

Dear Sir or Madam:

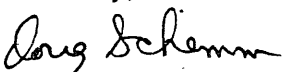
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If you have any questions or comments, you may also contact me at (785) 296-3495. If you call, please reference the file number so I can help you more efficiently.

Sincerely,



Douglas W. Schemm
Environmental Scientist
Topeka Field Office

pc: Terry & Dayton Menold
Keith Grimm – MWI, LLC



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 6, 2017

ROSALIE FAYE STEELE
791 290TH ST
MORRILL KS 66515

Re: Pending Application, File No. 49,878

Dear Sir or Madam:

This is to advise you that Terry & Dayton Menold have filed the application referred to above for a permit to appropriate 270 acre-feet of surface water per calendar year to be stored in a proposed reservoir, and re-divert 267 acre-feet of the stored water for irrigation use. The proposed point of diversion (where the structure crosses the centerline of the stream) is located in the Southwest Quarter of the Southeast Quarter of the Northwest Quarter (SW $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$) of Section 33, in Township 1 South, Range 16 East, Brown County, Kansas.

Records in this office indicate that you own land along the stream in this vicinity and you are being notified of receipt of this application in order that you may be fully informed of the proposed location of the applicant's points of diversion and proposed use of water. Consideration will be given to comments or other information which you desire to submit to this office **within 15 days** from the date of this letter.

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<http://agriculture.ks.gov/divisions-programs/dwr/water-appropriation/notices>

If you have any questions or comments, you may also contact me at (785) 296-3495. If you call, please reference the file number so I can help you more efficiently.

Sincerely,

A handwritten signature in cursive script that reads "Doug Schemm".

Douglas W. Schemm
Environmental Scientist
Topeka Field Office

pc: Terry & Dayton Menold
Keith Grimm – MWI, LLC

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

July 25, 2017

TERRY MENOLD & DAYTON MENOLD
886 300TH ST
HIAWATHA KS 66434

FILE COPY

RE: Application
File No. 49878

Dear Sir or Madam:

Your application for permit to appropriate water in 33-1S 16E in Brown 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,

A handwritten signature in cursive script that reads "Kristen A. Baum".

Kristen A. Baum
New Applications Unit Supervisor
Water Appropriation Program

BAT: dlw
pc: TOPEKA Field Office
GMD

SCANNED

49878

Terry Menold and Dayton Menold Water use application 7/20/2017

220 acres Drainage

Land permitted under permit Holder and George D

Pond survey ordered but not here yet. Will send as soon as we have it

Property outlined in blue

Upstream Landowners

STEELE, ROSALIE FAYE

791 290TH ST MORRILL, KS 66515

STOVER, ELEANOR JANE TRUST

Owner Mailing Address:

ATTN: MORRILL & JANES BANK PO BOX 200 HIAWATHA, KS 66434

Down Stream

WALNUT VALLEY FARMS, INC.

Owner Mailing Address:

Attn: JANET PASKER 251 ALFRED DR CLAREMONT, CA 91711

SANNER, HERBERT & BARBARA

309 FIRST ST HAMLIN HIAWATHA, KS 66434

WATER RESOURCES
RECEIVED

JUL 24 2017

KS DEPT OF AGRICULTURE

SCANNED

STOVER, ELEANOR JANE TRUST Owner Mailing Address-ATTN: MORRILL & JANES BANK PO BOX 200 HIAWATHA

E, ROSALIE FAYE 791 290TH ST MORRILL, KS 66515

1082 high elv

1045 elv 112 acres

1030 elvation 10 acres

1026 elvation 6 acres

sec 33 twr 1 S range 16E

1016 low elvation 220ac drainage

3370ft west sec

87.6 acres

2736 ft north

WALNUT VALLEY FARMS, INC. Owner Mailing

Goldfinch Rd

1st St

Leonard-St

Hamlin

2nd St

Hazelnut Rd

280th St

KS DEPT. OF AGRICULTURE
WATER RESOURCES
RECEIVED
JUL 24 2017

CANNED

49878

49878



WATER RESOURCES RECEIVED

JUL 24 2017

KS DEPT OF AGRICULTURE

SCANNED