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

1. File Number: <b>5,979</b>	2. Status Change Date:	3. Change Num:	4. Field Office:	5. GMD:
6. Status: Approved Deni	ed by DWR/GMD	Dismiss by Reques	t/Failure to Return	7. Filing Date of Change: 2/5/18
8a. Applicant(s) New to system □  DARRELL HEITMANN 2504 P ST BELLEVILLE KS 66935	Person ID 36976 Add Seq# 1	8c. Landown New to sy		Person ID Add Seq#
8b. Landowner(s)  New to system □	Person ID Add Seq#	8d. WUC New to sy	vstem □	Person IDAdd Seq#
9. Documents and Enclosure(s):   DV	VR Meter(s) Date to Comp	ly: 12/31/18	N & P Date t	o Comply:
☐ Anti-Reverse Meter ☐ Meter☐ Conservation Plan☐ Date Requir				Driller Copy
10. Use Made of Water From:		To:		
	19 94 - 19 54 - 17 54 00 -		Date Prepared: <b>2/6/</b> 1 Date Entered:	<b>18</b> ву: <b>LHH/TFO</b> Ву:

File No. <b>5979</b>	11. County: RP	RP		Basin:	Basin: Little Blue River	Blue F	liver			U)	Stream:					6.5	1		ormatio	Formation Code: 146	46 Special Use:	w
12. Points of Diversion CHK MOD DEL PDIV Qualifier ENT	ω	-	<u>~</u>	0		ž		, A	Con	nment	Comment (AKA Line)	Line)	3,	Rate and Auth Rate gpm/cfs	JO I	antity zed Quantity af/mgy	>-	Addii Rate gpm/cfs	tion	ial Quantity af/mgy	Overlap PD Files	
CHK 53712		1,50									o i iè										None	
		100																				
		612																				
belon																						
																	1 10		9015		610	
13. Storage: Rate		¥	ğ	Quantity					ac/ft		Additional Rate	ial Rat	Φ				A H		ditional (	Additional Quantity_		ac/ft
14. Limitation:	af/yr at	at				) mdb -				cfs) w	when co	mbine	cfs) when combined with file number(s)	file nu	mber(	3)			A P			
Limitation:	af/yr at	at				gpm	gpm (			cfs) w	when co	mbine	cfs) when combined with file number(s)	file nu	mber(	S)						
15. 5YR Allocation: Allocation Type	Type	S	Start Year	ear		5 \	5 YR Amount	unt		Ami	Amount Unit	ij.		Base Acres	Acres		ŭ	Comment				
16. Place of Use CHK				NE%			Z	NW1/4			S	SW1/4			S	SE1/4		Total	Owner	ır Chg?	? Overlap Files	
MOD DEL ENT PUSE S T R	Q	N %	WN %	W SW	N SE	NE X	NW %	SW %	SE %	NE X	WW %	SW %	SE %	NE %	WW %	SW %	SE %		CALO			
DEL 4062 13 1S 4	4W 1					35	40	40	40								tes.	155	8a.	No	None	
ENT 13 1S 4	4W	33	37	7 10	0 34	30	29	40	31	34	38	32	34					382	8a.	No	25563 & 30884	84
		ue a																				
		PA														171						
		9 1														60						
Base Acres: 150 Year: 1982		ım Re	asons	able Q	Minimum Reasonable Quantity:																	

Comments:

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



Phone: 785-296-5733 Fax: 785-296-8298 www.agriculture.ks.gov

Governor Jeff Colyer, M.D.

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

February 7, 2018

DARRELL HEITMANN 2504 P ST BELLEVILLE KS 66935

Re: Water Right, File Nos. 5,979; 25,563;

& 30,884

Dear Sir:

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 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

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.

	'				of use														
																		RECEI	VED
						F	ile No	. <u>5979</u>										B 0 5	
1. A	pplication	on is he	reby n	nade fo	or appi	oval o	f the C	hief E	nginee	r to ch	ange	the (ch	eck or	e or b	oth):		Top	2:30 eka Fiel	d Office
							lace o					of Dive				DI	VISION	OP WATE	ER RESOURCE
u	nder the	e water	riaht w	hich is	the s	100			ation i	100				dition	s desc	ribed b	elow.		
		ce of su					round					ce wate							
		nd addre					LL HE	ITMAI	N			Jan							nieno i
		T BE			THE PARTY	10 90			F	- 1 -			SALE	11/2	-				
		umber: id addre	-				onden		Email VIE AS		17.7	Т			with the same of t			E.	
P	hone N	umber:	(	)	tiday.		aran Ji	1 1	Email	addres	ss:	Same			l silva			Links	
3. T	he pres	ently a	uthoriz	ed pla	ce of u	se is:													
0	wner o	f Land -									TELEV	U.S.	JAME	2.4	DAR		Dillo	97.69	seed by
									EKS				Shop	100.50	Lane.				
(1	f there is	more th	an one	landov	vner, at	tach su	ppleme	ental sh	eets as	neces	sary.)								
		rrr.			1/4	054	NEW		V1/4	051/	NEA		V1/4	051/	NET		5W1/4	051/	TOTAL ACRES
Sec. 13	Twp.	Range 4W	NE1/4	NVV¼	SW1/4	SE1/4	NE1/4 35	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SVV /4	SE1/4	NE1/4	NVV74	SVV74	SE1/4	155
13		444					33	40	40	40	an Tyl		EBY L	J. H	11573	grkg/	A Ling	rylf-eo	ECW) with 19
. 10					11.1		-									1341			
	PN		H	941	CIVI	just 4		P SW					won	À, L		11136	17.74	15,000	NOVU V
		plication			_				ropose	ed that	the pl	ace of	use be	chan	ged to				
	whero	f Land -							E KS	66935									
(1:	f there is	more th												1					Tay .
					=1/4			day.	V1/4	777		SV	V1/4			SI	=1/4		TOTAL
Sec.	Twp.	Range	NE1/4			SE1/4	NE1/4			SE1/4	NE1/4			SE1/4	NE1/4	NW1/4		SE1/4	ACRES
13	1	4W	33	37	10	34	30	29	40	31	34	38	32	34					382
il bod	la late																		
rd(eg	Links			apr 3	J. K.	TV die	AL YO							81-6	FI SE	CHAR		Myrs	SIESE/AL T
Ed He	o realist				4:013	ca figh		10 10		H									

5.	Presently authorize	zed point o	f diversion:					
			Quarter of the					
			, Township					
	in REPUBLIC	C	ounty, Kansas,	feet No	rth	feet West of	Southeast co	rner of section.
			Authorized Quantity					
	(DWR use only: 0	Computer I	D No G	PS	feet N	orth	feet	West)
		be changed	☐This point will be chang	ged as follo	ws: No change	, point better o	described with	GPS as follows:
	Proposed point of	f diversion	: (Complete only if chan	ige is requ	ested or if exis	ting point is	better desc	ribed by GPS)
			Quarter of the					
	of Section	- Participa	, Township	with and the	South	n, Range		(E/W),
			ounty, Kansas,					
			Proposed Quantity					
L	This point is: A	dditional W	ell Geo Center List	other water	er rights that will u	use this point		o tea the teat
. Г	Presently authorize	zed point o	f diversion:					
6.			Quarter of the		Quar	tor of the		Quarter
			, Township					
	in Section	0	ounty, Kansas,	foot No	orth	foot Most of	Southoast co	rpor of section
231 0			Authorized Quantity					
			D No G					
			☐This point will be chang				The state of the s	
			: (Complete only if char		A supplementary of the second state of			
			Quarter of the , Township					
			ounty, Kansas,					
			Proposed Quantity					
			ell Geo Center List					
7.	(please be specific)	TO CREA	ed for the following reasons TE A COMPLETE OVERL N 5979; 30884 & 25563 A	_AP	the diagram bel	ting point of common of the co	to the existing in center of rized point of	cate its location of point of diversion of diagram below
	TO ALLOW THE F	PIVOT IN TI	HE NE1/4 TO COVER SC	ME	100			100
	TO ALLOW THE T	1101 111	IL IVENA TO GOVER OF	MIE .		<del>LITTITI</del>		
	NEW ACRES		THE REPORT OF THE PARTY OF THE					
8.	f a well, is the test h	ole log attac	ched? Yes No		50	+ =	+	= 50
9.	The change(s) (was	s)(will be) co	mpleted by?					□ (2) (3) (4)
					West 0 -1	IIIIIIX	111111	0 East
	UPON APPROVAL	OF THE AL	PPLICATION	In It is see		ala si bara	Lacilla a suite	- 2001
10.	If the point of divers	ion is a well			The state of the s	Las Villa -	all a lid	de la Castinui P A
	(a) What are you g	noina to do w	vith the old well?		50 🗀	+ =	+	<b>—</b> 50
	(a) What are you g	joing to do v	nut the old well:		ation later and a later		I no hora a	
	and the second second				E.			
								400
11.		anagement s No	District recommenda	ition	100	50 Co Scale:	50 uth 1" = 100'	100
				13b	If the proposed	point of diver	sion will be re	elocated more tha
12.	Assisted by BRETT	BUNGER 1	1-25-18	R	diversion, attack For groundwate within one-half names and ma water sources,	th a topograph or sources, sh mile of the pro- illing address show the ne-half mile	phic map or ow all wells (in oposed point of es of the own names and downstream	e existing point of aerial photograph ncluding domestic of diversion and th ners. For surfac addresses of th and one-half mil

14. If t	he proposed groundwater point of diversion	n is 300 or fewer feet fro	m existin	g point of dive	rsion, complete the fo	ollowing:
(a)	Does the undersigned represent all owners Yes No (If no, all owners)	ers of the currently authoriers must sign this applic		ce(s) of use ic	lentified in this applica	ation?
(b)	Will the ownership interest of any owner affected if this application is approved as ☐ Yes ☐ No (If yes, all own			e(s) of use ide	entified in this applica	ation be adversely
(c)	If this application is not approved expedit ☐ Yes ☐ No (If no, all own	iously, will there be sub- ers must sign this applic		amage to prop	perty, public health or	safety?
or a ch	pplication proposes a surface water change ange in place of use, the application must l attach notarized statement authorizing repr	be signed by all owners	groundw of the cu	rater change in rrently authori	n point of diversion gr zed place of use, or t	eater than 300 fee heir duly authorize
age an	by verify, being first duly sworn upond the owner, the spouse of the own pehalf, in regards to the water right (ined in this application are true, cor	er, or a duly authori (s) to which this app	zed age	ent of the ow	ner(s) to make thi	is application or
Dated	Byron, Nebraska	, <del>Kansas</del> , this _	1st	day of	February	, 20 18 .
9	Daniel Heitman		Wo	ne		
	(Owner)	and the second	101.11	o bahamra	(Spouse)	7 7 7
1	Darrell Heitmann					debuild's file
quirt	(Please Print)			al to start v	(Please Print)	there it like the
	(Owner)	A STATE OF THE PARTY OF THE PAR	Color to	The same of the sa	(Spouse)	Jestingas 14.
estu 4c	(Please Print)	on the state of th	p below		(Please Print)	altrugensen 117 ne dilau
71 E 10	(Owner)	und der Herbert nicht er Littligen trabben in der		A Pro	(Spouse)	on sand
	(Please Print)	Lineario, againment a	100101	argued with	(Please Print)	to ta al nibye e
State of County	of Kansas Nebraska SS					
I he	reby certify that the foregoing applicati	on was signed in my	presen	ce and swor	n to before me thi	s <u>1st</u> day of
		GENERAL NOTARY - State of Net CALVIN TIETJEN		1.0.	J.A.	
		My Comm. Exp. Sept. 7, 2		awa c	Notary Public	
My Co	mmission Expires Sept. 7, 2019	and the state of the				
accurate	COMPLETE APPLICATIONS WILL BE PROCES e information; maps, if necessary, must be include ropriate fee must be paid.	SED. To be complete, all ded; signatures of all the ap	of the app propriate	licable portions owners' must be	of the application form me affixed to the application	nust be completed wit on and notarized; and
	a come or 3 bolding 7.7	FEE SCHEDU	LE			
	pplication to change the place of use or the the schedule below: Make checks payable (1) Application to change a point of diversity (2) Application to change a point of diversity (3) Application to change the place of use	e point of diversion unde e to: <b>Kansas Departme</b> sion 300 feet or less sion more than 300 feet	r this sec	riculture		\$100 \$200
The state of the s	ANN M. MURPHY My Appointment Expires April 28, 2021					

# SUMMARY ORDER APPROVING APPLICATION FOR CHANGE AND IMPOSING CONDITIONS

prov With	visions of the Kansas Water Appropriation Law, K.S.A. 82a-7	b, as amended, and K.A.R. 5-5-1, et seq. and other applicable 01 et. seq., and rules and regulations promulgated thereunder, in, this Summary Order does not change the terms, conditions
1.	A change application was received on <u>Fabruary 5, 26</u> diversion authorized under the above-referenced file number	$\frac{0.18}{1.00}$ requesting that the place of use and / or point of er be changed as described in the application.
2.	On and after the effective date of this summary order, the au on the topographic map accompanying the application to ch	thorized place(s) of use shall be located substantially as shown range the place of use. Applicable \square Not Applicable
3.	The change in point of diversion shall not impair existing right previously authorized. The point of diversion authorized by radius of the authorized point(s) of diversion. ☐ Applicable	s and shall be limited to the same source or sources of water as this summary order shall be located within a foot Not Applicable
4.	The point(s) of diversion authorized herein shall not actually be authorized point(s) of diversion.   Applicable   Not	e located more than feet from the previously Applicable
5.	As required by K.A.R. 5-3-5d, if the works for diversion is a tube or other device suitable for making water level m accordance with K.A.R. 5-6-13. ☐ Applicable ☑ No	well with a diversion rate of 100 gallons per minute or more, a neasurements shall be installed, operated and maintained in t Applicable
6.	December 31, 20 %, or before the first use of water, operated and maintained in accordance with K.A.R. 5-1-4	perly install an acceptable water flow meter on or before whichever occurs first. The water flow meter shall be installed, through 5-1-12. As required by K.S.A. 82a-732, as amended, eport the reading of the water flow meter and the total quantity of ollowing the end of each calendar year.
7.	Installation of the works for diversion of water shall be a authorized extension of time. By March 1, 20 the a works for diversion has been completed, on the form providing Applicable Not Applicable	completed on or before December 31, 20, or within any applicant shall notify the Chief Engineer that construction of the ded by the Chief Engineer, as required by K.A.R. 5-8-4e.
8.	The completed well log shall be submitted with the requir	ed notice.  Applicable Not Applicable
9.	with an in-line, automatic, quick-closing check valve capab	reign substance will be injected into the water shall be equipped le of preventing pollution of the source of the water supply. The led in accordance with K.A.R. 5-3-5c. Applicable Not
10.	Additional Conditions are attached. Yes \( \sum \text{No} \)	
11.	water appropriated under the above-referenced file number limitations, as amended and/or supplemented by this Sum Appropriation Law and the Rules and Regulations promule.	R. 5-5-14, all of the owners of the authorized place(s) of use of er are responsible for compliance with its terms, conditions and mary Order, and with applicable provisions of the <i>Kansas Water</i> gated thereunder. Failure to comply with these provisions may ended, and/or the suspension or revocation and dismissal of the ns authorized by law.
	Administrative Appeal and Effective Date of Order	FOR OFFICE USE ONLY
If v	ou are aggrieved by this order, pursuant to K.S.A. 82a-1901,	APPLICATION APPROVED AND
you Eng Agr filed adn day revisible Leg 665	may request an evidentiary hearing before the Chief gineer or request administrative review by the Secretary of iculture. A request for hearing by the Chief Engineer must be d within 15 days of service of this Order and a request for ministrative review by the Secretary must be filed within 30 ys pursuant to K.S.A. 77-531. Any request for administrative liew must state a basis for review pursuant to K.S.A. 77-527. The any request with Kansas Department of Agriculture, gal Division, 1320 Research Park Drive, Manhattan, KS 502. Failure to timely request a hearing or review may clude review under the Kansas Judicial Review Act.	By: Adeua Jetsout  Duly Authorized Designee of the Chief Engineer  (Print Name): Latterine A. Tietsout  Division of Water Resources - Kansas Department of Agriculture  Date of Issuance: Jebruary 7, 2018  State of Kansas
0.0	For Use by Register of Deeds	) SS
		County of Shawner )
		Acknowledged before me on February 7, 2018
		by Ann M. Marchy
		Signature: du Musaly
		Notary Public  ANN M. MURPHY  My Appointment Expires
		My commission express April 28, 2021

## **CERTIFICATE OF SERVICE**

On this 7<sup>th</sup> day of February, 2018, I hereby certify that the attached <u>APPROVAL OF</u> <u>APPLICATION FOR CHANGE IN PLACE OF USE</u>, Water Right, File No. 5,979, dated February 7, 2018 was mailed postage prepaid, first class, US mail to the following:

DARRELL HEITMANN 2504 P ST BELLEVILLE KS 66935

WA

1:12,000

# Proposed Place of Use File No. 5979



1:12,000

# Authorized Place of Use File No. 5979

