

CHECK SHEET Short Change

(To be completed and attached to each application)

File No. 46474

Field Office No. 2

GMD No. 2

1. **Plugging agreement obtained for GMD?** Yes No Non Applicable
2. **Is Landowner correct as currently shown in WRIS?** Yes No **Address Change?** NO
If applicable, list Place of Use Overlap File Nos. None
3. **Is Water Use Correspondent correct as currently shown in WRIS?** Yes No **Address Change?** NO
Name of Former WUC --- Name of New WUC ---
4. a. **Point of diversion computer ID No(s).** NA **for point(s) being changed.**
- b. **Show feet distances from the** SE **corner of the section for the new point(s) of diversion:**

Action	PDIV ID	Geo Ctr?	Sec	Twp	Rng	'N	'W	County	Qualifiers
NO CHG	71803	NO	13	26S	1W	2938	1528	Sedgwick	SE SW NE

- c. **If multiple points of diversion exist and rates and quantities are individually assigned, show:**
- | Old PDIV ID | Authorized Rate | Additional Rate | Authorized Quantity | Additional Quantity |
|-------------|-----------------|-----------------|---------------------|---------------------|
| _____ | _____ gpm/cfs | _____ gpm/cfs | _____ af/mgy | _____ af/mgy |
| _____ | _____ gpm/cfs | _____ gpm/cfs | _____ af/mgy | _____ af/mgy |
| _____ | _____ gpm/cfs | _____ gpm/cfs | _____ af/mgy | _____ af/mgy |
- d. **Name of Drainage Basin** _____ **Is this correctly shown in WRIS?** Yes No
- e. **Formation Name & No.** _____ **Special Use Area** _____
5. **Distances from the previous/original p/d:** _____ ' N / S _____ ' E / W

6. WATER RIGHT ACTION TRAIL COMMENTS

10/12/2017 Change Application Received (date accepted for priority)
12 / 28 / 17 Change Approved
 _____ Notice and Proof by _____ / _____ / _____
 _____ Completion Requirement Removed (Change No. C _____)

7. METER ACTION TRAIL COMMENTS

12 / 28 / 17 DWR Meter Required by 12/31/2017
 _____ Anti-Reverse Meter Required by _____ / _____ / _____
 _____ Meter Seal Required by _____ / _____ / _____

8. Base Acres Permit (9.38) Year --- Minimum Reasonable Quantity 1.05 AF/acre

Date Created **12/26/17** by **TJS**
Date Entered _____ by _____

CHECK SHEET ATTACHMENT

Changes to the place of use will be:

File Number 46474

Action	Owner Person ID	Place Use ID #	Sec.	Twp.	Range		NE¼				NW¼				SW¼				SE¼				TOTAL ACRES
							NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
MOD	61983	57222	13	26S	1W	Acres Authorized			3.03	0.13								1.82	4.40			9.38	
						New Acres			3.03	0.13											1.82	4.40	
						Acres Authorized																	
						New Acres																	
						Acres Authorized																	
						New Acres																	
						Acres Authorized																	
						New Acres																	

Names and Address:

1. Person ID # <u>61983</u> <u>WATERMARKE HOA</u> <u>2602 W 58TH CT N</u> <u>WICHITA KS 67204</u>	2. Person ID # _____ _____ _____ _____	3. Person ID # _____ _____ _____ _____
------------------------------------------------------------------------------------------------------------	-------------------------------------------------	-------------------------------------------------

GENERAL INSTRUCTIONS

- | | | |
|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 1. Give to Applicant:
a. <u>Original</u> application/approval
b. Original receipt (one for <u>each</u> application)
c. Information packet containing:
<ul style="list-style-type: none"> • Notice and Proof form • Water Meter Specifications • Acceptable Meter list • Water level measurement tube specifications • Check Valve specifications • Pink Sheet - K.S.A. 82a-728 letter • Form stating to record in Register of Deeds Office (OPTIONAL AS NEEDED) | 2. Send to headquarters:
a. Good, <u>scannable</u> copy of application and/or approval and this check sheet
b. Original check and copy of receipt
c. Test hole log
d. GMD recommendation, if any
e. Map or aerial photograph, if any
3. Send to KDHE: Letter (KDHE.LT) advising of location of abandoned well. <input type="checkbox"/> | 4. Date stamp received and approved.
5. Complete ownership and WUC change information.

<p><u>ADDITIONAL PHOTOCOPIES</u></p> <p><u>HQ</u> _____</p> <p><u>GMD 2</u> _____</p> <p>_____</p> <p>_____</p> <p>_____</p> <p>_____</p> |
|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|

CONDITIONS

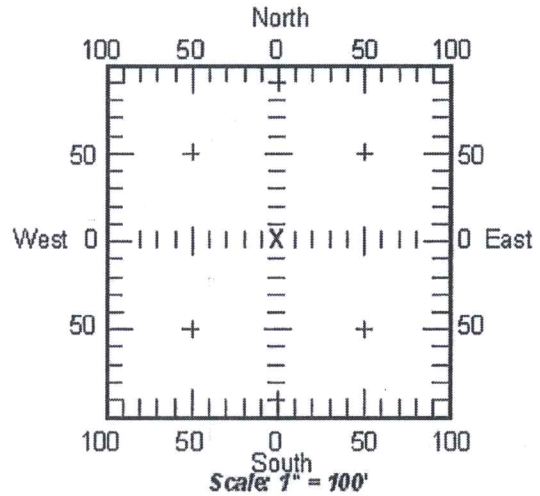
1. Insert notice and proof date.
2. Type or print applicant's/owner's name on line.
3. Complete notary statement.

5. **Presently authorized point of diversion:**
 One in the (NO CHANGES) SE* Quarter of the SW* Quarter of the NE* Quarter
 of Section 13*, Township 26* South, Range 1* (E/W),
 in SEDGWICK* County, Kansas, 2938* feet North 1528* feet West of Southeast corner of section.
 Authorized Rate NO CHANGE* Authorized Quantity NO CHANGE* Depth of well -* (feet)
 (DWR use only: Computer ID No. 4 GPS 2938 feet North 1528 feet West)
 This point will not be changed This point will be changed as follows: No change, point better described with GPS as follows:
Proposed point of diversion: (Complete only if change is requested or if existing point is better described by GPS)
 One in the NO CHANGES Quarter of the _____ Quarter of the _____ Quarter
 of Section _____, Township _____ South, Range _____ (E/W),
 in _____ County, Kansas, _____ feet North _____ feet West of Southeast corner of section.
 Proposed Rate _____ Proposed Quantity _____ Proposed well depth (feet) _____
 This point is: Additional Well Geo Center List other water rights that will use this point NONE*

6. **Presently authorized point of diversion:**
 One in the NO CHANGES Quarter of the _____ Quarter of the _____ Quarter
 of Section _____, Township _____ South, Range _____ (E/W),
 in _____ County, Kansas, _____ feet North _____ feet West of Southeast corner of section.
 Authorized Rate _____ Authorized Quantity _____ Depth of well _____ (feet)
 (DWR use only: Computer ID No. _____ GPS _____ feet North _____ feet West)
 This point will not be changed This point will be changed as follows: No change, point better described with GPS as follows:
Proposed point of diversion: (Complete only if change is requested or if existing point is better described by GPS)
 One in the NO CHANGES Quarter of the _____ Quarter of the _____ Quarter
 of Section _____, Township _____ South, Range _____ (E/W),
 in _____ County, Kansas, _____ feet North _____ feet West of Southeast corner of section.
 Proposed Rate _____ Proposed Quantity _____ Proposed well depth (feet) _____
 This point is: Additional Well Geo Center List other water rights that will use this point _____

7. The changes herein are desired for the following reasons?
 (please be specific) Remove overlap with HOAs in the
existing development, assign remaining irr. acreage
to anticipated commons areas around ponds
8. If a well, is the test hole log attached? Yes No
9. The change(s) (was)(will be) completed by?
Concurrent with this application
10. If the point of diversion is a well:
 (a) What are you going to do with the old well?
Old well will remain, PD is not being modified
 (b) When will this be done? N/A
11. Groundwater Management District recommendation
 attached? Yes No 12/22/17*
12. Assisted by _____

13a. If the proposed point of diversion will be relocated within 100 feet of the existing point of diversion, indicate its location on the diagram below in relation to the existing point of diversion. (PLEASE NOTE: The "X" in center of diagram below represents presently authorized point of diversion.)



13b. If the proposed point of diversion will be relocated more than 100 feet but within 1320 feet from the existing point of diversion, attach a topographic map or aerial photograph. For groundwater sources, show all wells (including domestic) within one-half mile of the proposed point of diversion and the names and mailing addresses of the owners. For surface water sources, show the names and addresses of the landowner(s) one-half mile downstream and one-half mile upstream from your property lines.

SUMMARY ORDER APPROVING APPLICATION FOR CHANGE AND IMPOSING CONDITIONS

This 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 provisions of the *Kansas Water Appropriation Law, K.S.A. 82a-701 et seq.*, and rules and regulations promulgated thereunder, With the exception of those conditions expressly contained herein, this Summary Order does not change the terms, conditions and limitations of File No. 46,474.

1. A change application was received on 10/12/2017 requesting that the place of use and / or point of 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 topographic map accompanying the application to change the place of use. Applicable 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 a _____ foot radius of the authorized point(s) of diversion. Applicable Not 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. Applicable Not Applicable
6. The owner of the authorized place(s) of use shall properly install an acceptable water flow meter on or before December 31, 2018, 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 Not Applicable
10. Additional Conditions are attached. Yes No
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 *Kansas Water Appropriation Law* and the *Rules and Regulations* 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

If you are aggrieved by this order, pursuant to K.S.A. 82a-1901, you may request an evidentiary hearing before the Chief Engineer or request administrative review by the Secretary of Agriculture. A request for hearing by the Chief Engineer must be filed within **15 days** of service of this Order and a request for administrative review by the Secretary must be filed within **30 days** pursuant to K.S.A. 77-531. Any request for administrative review must state a basis for review pursuant to K.S.A. 77-527. File any request with **Kansas Department of Agriculture, Legal Division, 1320 Research Park Drive, Manhattan, KS 66502**. Failure to timely request a hearing or review may preclude review under the Kansas Judicial Review Act.

For Use by Register of Deeds

FOR OFFICE USE ONLY
**APPLICATION APPROVED AND
SUMMARY ORDER ISSUED**

By: Cameron R. Conant
Duly Authorized Designee of the Chief Engineer
(Print Name): Cameron R. Conant
Division of Water Resources - Kansas Department of Agriculture

Date of Issuance: 12/28/17

State of Kansas)
County of Stafford) SS

Acknowledged before me on 12/28/17
by Cameron Conant

Signature: Jessica Engelbrecht
Notary Public



My commission expires _____ (Notary Seal)
File No. 46474

RECEIVED

OCT 12 2017



August 25, 2017

Elizabeth Fitch
Environmental Scientist
Kansas Department of Agriculture
Division of Water Resources
Stafford Field Office
300 South Main Street
Stafford, Kansas 67578-1521

Re: Water Appropriation File No. 46474 Change in Place of Use

Dear Ms. Fitch:

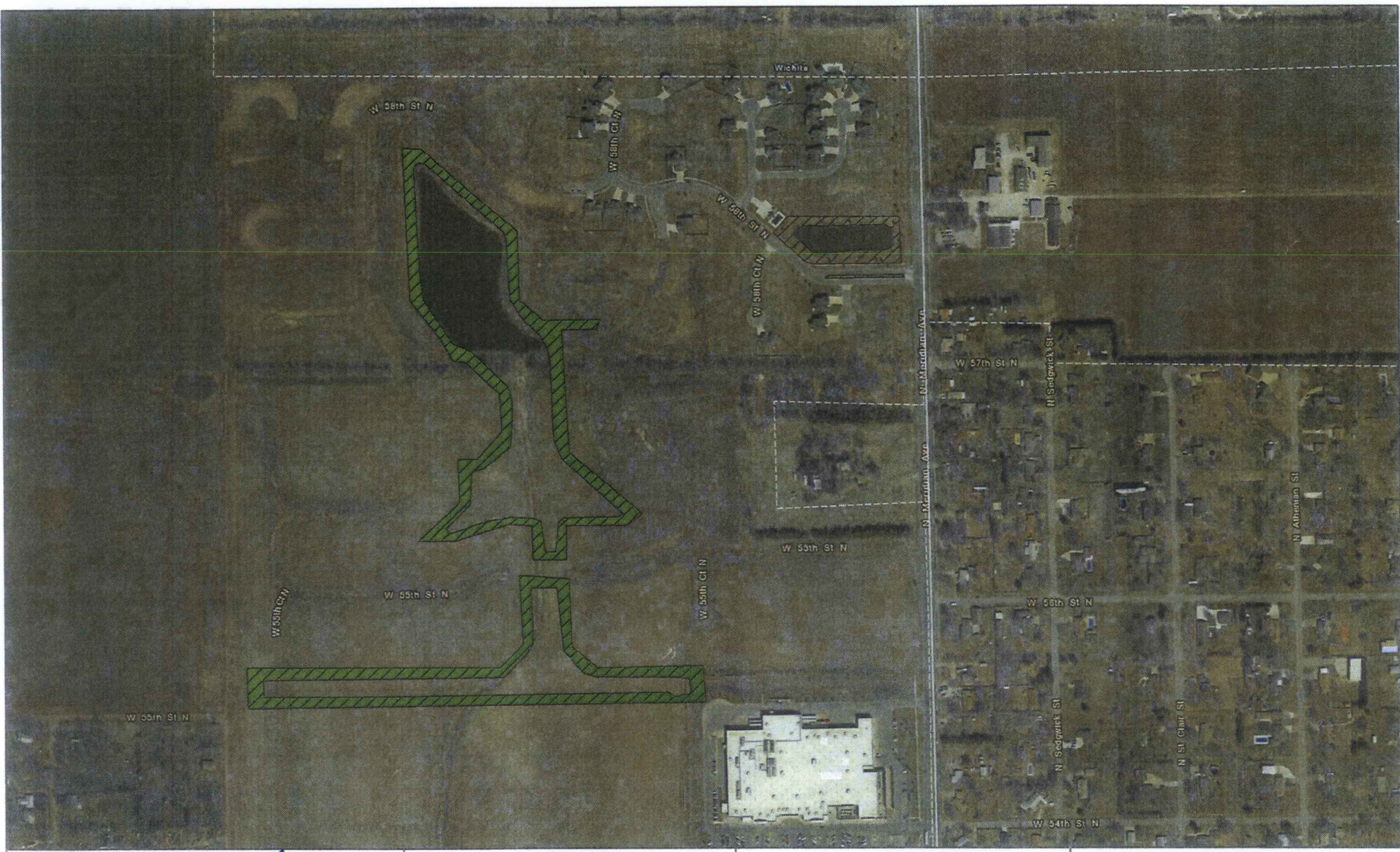
Enclosed please find an application to change the place of use for Water Permit No. 46474 that will eliminate the overlap with existing housing development HOAs in the northeastern part of the Watermarke development. The proposed place of use will remain a total of 9.38 acres reflecting the anticipated irrigated acres of future development phases that will include zones around constructed ponds and common areas.

Thank you again for your assistance, please let us know if you require any additional information during your review of the application.

Sincerely,

A handwritten signature in black ink, appearing to read "D. Clement".

Daniel Clement
Hydrogeologist
DWC/dwc



Legend

- Existing Place of Use
- Proposed Place of Use
- PLSS Sections

*VOID**

*PROPOSED P/U VOID, SEE REVISE MAP**



**BURNS
MCDONNELL.**

Section 13
Township 26 South
Range 1 West
Sedgwick County

Watermarke Housing
Development
Change in Place of Use
Common Areas Irrigation

RECEIVED
00122019

* TJS-SFFO

Saryerwinnie, Tyler [KDA]

From: Clement, Daniel W <dwclement@burnsmcd.com>
Sent: Monday, December 04, 2017 11:02 AM
To: Saryerwinnie, Tyler
Subject: RE: 46474 Place of Use Change App
Attachments: WM_6K.pdf; Watermarke Place of Use Final.pdf

Tyler

Attached is the signed application map with an updated place of use totaling 9.38 acres the area around the Watermarke Development pond:

S13-T26S-R1W
SE NE – 0.13 Acres
SW NE – 3.03 Acres
NE SE – 1.82 Acres
NW SE – 4.40 Acres

The quantity and rate should also be compatible now with the originally granted permit acreage, so we won't have to deal with potential reductions via max qty/acre.

If you need anything additional please let me know.

Thanks and enjoy the rest of the week!

Daniel Clement \ Burns & McDonnell

Staff Hydrogeologist \ Water

O 316-616-0522 \ M 316-518-0893 \ F 316-941-4730

dwclement@burnsmcd.com \ burnsmcd.com

800 E. 1st Street North, Suite 400 \ Wichita , KS 67202

Proud to be one of *FORTUNE's* 100 Best Companies to Work For

Please consider the environment before printing this email.

This email and any attachments are solely for the use of the addressed recipients and may contain privileged client communication or privileged work product. If you are not the intended recipient and receive this communication, please contact the sender by phone at 816-333-9400, and delete and purge this email from your email system and destroy any other electronic or printed copies. Thank you for your cooperation.

From: Saryerwinnie, Tyler [<mailto:Tyler.Saryerwinnie@ks.gov>]

Sent: Friday, October 27, 2017 3:18 PM

To: Clement, Daniel W <dwclement@burnsmcd.com>

Subject: RE: 46474 Place of Use Change App

Daniel,

RECEIVED

DEC 04 2017

Stafford Field Office
Division of Water Resources

Existing & Proposed Well
Water Right 46474





FILE No. 20170098*

I certify that all water wells within
1/2 mile of the proposed well are
shown on this map to the best of
my knowledge and ability

[Signature]

Signature / Date

Legend

-  Potential Domestic Wells
-  Existing Place of Use
-  Proposed Place of Use
-  PLSS Sections



Section 13
Township 26 South
Range 1 West
Sedgwick County

Watermarke Housing
Development
Change in Place of Use
Common Areas Irrigation
FILE No. 46474*
REVISED APPLICATION MAP*

*US-SFFO

Existing & Proposed Well
Water Right 46474

RECEIVED

DEC 04 2017

Stafford Field Office
Division of Water Resources



Legend

- Potential Domestic Wells
- Existing Place of Use
- Proposed Place of Use
- PLSS Sections

N
1:6,000

0 250 500 1,000
Feet

**BURNS
MCDONNELL**

Section 13
Township 26 South
Range 1 West
Sedgwick County

Watermarke Housing
Development
Change in Place of Use
Common Areas Irrigation
*FILE No. 46474**
*REVISED AERIAL MAP**
** TIS -SFFO*



Stafford Field Office
300 S. Main Street
Stafford, Kansas 67578-1521
Jackie McClaskey, Secretary
David W. Barfield, Chief Engineer
Jeff Lanterman, Water Commissioner

Phone: (620) 234-5311
Fax: (620) 234-6900
www.agriculture.ks.gov
Sam Brownback, Governor

December 28, 2017

WATERMARKE HOE
2602 W 58TH CT N
WICHITA KS 67204

Re: Water Right, File No(s). 46474

Dear Water Right Owner:

Enclosed is the order executed by the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, approving the application for change under the above referenced file number(s).

Your attention is directed to the enclosures and to the terms, conditions and limitations specified in this approval for change. An acceptable water flow meter must be installed on your well before any water is applied as authorized under this change approval. A copy of the approved list of Certified Water Flowmeters as well as the regulations regarding the installation of flowmeters, measurement tubes and check valves can be found at <http://agriculture.ks.gov/divisions-programs/dwr/water-appropriation/water-flowmeters>. 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.

Since this order modifies the original document referred to above, it should be recorded with the Register of Deeds as other instruments affecting real estate.

Should 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,

A handwritten signature in black ink, appearing to read "Jeff Lanterman".

Jeff Lanterman
Water Commissioner

Enclosures

pc: Water Rights Section
Groundwater Management District No.2

CERTIFICATE OF SERVICE

On this **28th** day of **December, 2017**, I hereby certify that the attached Change in Place of Use for Water Right, File No. **46474**, dated **December 28, 2017** was mailed via Certified U.S. mail to the following:

WATERMARKE HOE
2602 W 58TH CT N
WICHITA KS 67204

A copy of the letter was sent via First Class U.S. Mail to the following:

GMD #2



Staff

Saryerwinnie, Tyler [KDA]

From: Saryerwinnie, Tyler [KDA]
Sent: Thursday, December 21, 2017 1:41 PM
To: 'Clement, Daniel W'
Subject: RE: Watermarke Change in PU Application - 46474

Daniel,

After reviewing the ownership, I agree that the application indicates that Watermarke Pool Association will be removed from the place of use. However, I would like to address an issue with a deed in the file and information on the county parcel data site. The Watermarke Pool Association is shown to own a very small portion of land along the eastern boundary (small pond) and they would also be considered an owner of the currently authorized place of use along with Watermarke HOA.

After talking this over with Jeff and trying to maintain some form of order on our application page, I would suggest we include both the Watermarke Pool Association and the Watermarke Homeowner's association as owners of the authorized place of use as one entry. As up you stated below, the owner is authorized to sign for both entities. Also as you mentioned, we could remove the Watermarke Pool Association as owners of the proposed place of use and replace with Watermarke HOA.

Let me know your thoughts,
Tyler

From: Clement, Daniel W [<mailto:dwclement@burnsmcd.com>]
Sent: Thursday, December 21, 2017 10:00 AM
To: Saryerwinnie, Tyler [KDA]
Cc: Stephen Flaherty
Subject: Watermarke Change in PU Application - 46474

Tyler,

I had time to work with Steve yesterday after the GMD2 meeting and verified that it looks like the names on the existing and proposed place of use appear to be flipped. The proposed place of use will be owned by the Watermarke HOA, and the area owned by the Watermarke Pool Association will be removed from the place of use. The Watermarke Pool association was broken out from the Watermarke HOA, so the application owner signatures should still be valid.

Sorry about the mix up, and let me know if you need anything additional to get the application processed!

Daniel Clement \ Burns & McDonnell
Staff Hydrogeologist \ Water
O 316-616-0522 \ M 316-518-0893 \ F 316-941-4730
dwclement@burnsmcd.com \ burnsmcd.com
800 E. 1st Street North, Suite 400 \ Wichita, KS 67202

Proud to be one of *FORTUNE's* 100 Best Companies to Work For
Please consider the environment before printing this email.

This email and any attachments are solely for the use of the addressed recipients and may contain privileged client communication or privileged work product. If you are not the intended recipient and receive this communication, please contact the sender by phone at 816-333-9400, and delete and purge this email from your email system and destroy any other electronic or printed copies. Thank you for your cooperation.



KANSAS DEPARTMENT OF AGRICULTURE

Division of Water Resources

Stafford Field Office

MEMORANDUM

TO: File

DATE: 12/6/2017

FROM: Tyler Saryerwinnie

RE: File No. 46474

This is a memorandum regarding surrounding well owner notification on irrigation field office PU changes and pertains to decisions made during the Water Commissioner meeting which took place on 11/16/2016 with directive from Lane Letourneau Program Manager.

This is applicable to field office changes to increase the place of use by 10 acres or 10% (whichever is less) or a change in place of use to create a complete overlap in which no new acres are being irrigated.

During that meeting it was determined that no surrounding well owner notification will be sent under this type of Place of Use change. All well rates and quantities will remain unchanged and the referenced change will not cause impairment or impact surrounding well owners.

The change in place of use filed on 10/12/2017 for the above referenced file meets this criteria and surrounding well owners will not be notified.

Saryerwinnie, Tyler [KDA]

From: Saryerwinnie, Tyler [KDA]
Sent: Friday, December 08, 2017 8:53 AM
To: 'Rebecca Wilson'
Cc: Conant, Cameron [KDA]
Subject: Recommendation Request - File No. 46474
Attachments: 46474.Cover Letter.pdf; 46474.Change App.pdf

Rebecca,

I have attached a cover letter and a copy of one (1) place of use application for GMD review and recommendation. Please provide the GMD recommendation by no later December 29, 2017.

Please let me know if you have any questions or concerns.

Thank you,
Tyler

Tyler Saryerwinnie, Environmental Scientist
Kansas Department of Agriculture
Division of Water Resources
Stafford Field Office
Phone: (620)234-5311



Stafford Field Office
300 S. Main Street
Stafford, Kansas 67578-1521

Jackie McClaskey, Secretary
David W. Barfield, Chief Engineer
Jeff Lanterman, Water Commissioner

Phone: (620) 234-5311
Fax: (620) 234-6900
www.agriculture.ks.gov
Sam Brownback, Governor

December 8, 2017

Tim Boese
Equus Beds – GMD No. 2
313 Spruce Street
Halstead, KS 67056

RE: Place of Use Change Application, File No(s). 46,474

Dear Mr. Boese,

We are enclosing a copy of the application, as referenced above, for your review and recommendation. At this time the application appears to be in proper form.

This office will delay any further action on this file for a period of 15 business days from the date of this letter to allow you time to submit your recommendation concerning the application. Please submit your recommendation within the allotted time, or any authorized extension of time thereof.

If you have any questions, please feel free to contact the office.

Sincerely,

A handwritten signature in blue ink, appearing to read "Tyler Saryerwinnie".

Tyler Saryerwinnie
Environmental Scientist
Stafford Field Office
tyler.saryerwinnie@ks.gov

Enclosure

Saryerwinnie, Tyler [KDA]

From: Saryerwinnie, Tyler [KDA]
Sent: Wednesday, December 20, 2017 10:55 AM
To: Steve Flaherty - GMD #2 (sflaherty@gmd2.org)
Subject: RE: Application 46747

Steve,

I spoke with Daniel and he explained the ownership situation. I am awaiting an email with some information verifying our conversation before I proceed with any modifications to the application.

If you have time, give me a call and I can run through this with you. Daniel also mentioned that he will be meeting with you later today and could explain in a little more detail.

Thanks
Tyler

From: Saryerwinnie, Tyler [KDA]
Sent: Wednesday, December 20, 2017 10:12 AM
To: 'Steve Flaherty'
Subject: RE: Application 46747

Steve,

The applicant had previously provided us with the a deed conveying land from watermarke homeowners association to watermarke pool association, but now that you bring it up I am not sure it is for the entire PU...

This is my oversight; I will check with Daniel on the ownership and get back to you with more information.

Thanks for the heads up.
Tyler

From: Steve Flaherty [<mailto:sflaherty@gmd2.org>]
Sent: Wednesday, December 20, 2017 9:18 AM
To: Saryerwinnie, Tyler [KDA]
Subject: Application 46747

Tyler,

Who is watermarke POOL association?
The only owner I show on the county website is Watermarke HOMEOWNERS association.
Did the applicant provide you with a certified deed of this name change?

Thanks,

Steve Flaherty, Hydrogeologist
Equus Beds GMD No. 2
313 Spruce Street * Halstead, KS 67056
P: (316) 835-2224 * F: (316) 835-2225
www.gmd2.org
[Twitter](#) [Facebook](#)

Saryerwinnie, Tyler [KDA]

From: Saryerwinnie, Tyler [KDA]
Sent: Thursday, December 21, 2017 2:18 PM
To: Steve Flaherty - GMD #2 (sflaherty@gmd2.org)
Subject: File No. 46474 GMD Recommendation Request - Revised
Attachments: 46474.Change App (Revised).pdf

Steve,

Please see the attached "Revised" Place of Use application for File No. 46474. The only revisions were made after consultation with Daniel and they only pertain to the ownership issues you had brought to our attention. If you are needing anything else for the GMD recommendation, please let me know.

Thank you and have a good afternoon,
Tyler

Tyler Saryerwinnie, Environmental Scientist
Kansas Department of Agriculture
Division of Water Resources
Stafford Field Office
Phone: (620)234-5311

Saryerwinnie, Tyler [KDA]

From: Rebecca Wilson <rwilson@gmd2.org>
Sent: Friday, December 22, 2017 1:10 PM
To: Saryerwinnie, Tyler [KDA]
Cc: Engelbrecht, Jessica [KDA]
Subject: 46474 Change Application Approval Letter
Attachments: 46474 Change App Approval Letter.pdf

Good afternoon, Tyler!

Attached you will find the Change Application Approval Letter from Manager Tim Boese for #46474.

Please let me know if you have any difficulties opening the attachment.

Thanks!

Rebecca Wilson

Rebecca Wilson
Administrative Assistant
Equus Beds GMD2
313 Spruce Street
Halstead, KS 67056
316-835-2224
316-835-2225 Fax
rwilson@gmd2.org
www.gmd2.org

JEFF WINTER, PRESIDENT
VIN KISSICK, VICE PRESIDENT
ALAN BURGHART, SECRETARY
MIKE MCGINN, TREASURER
TIM BOESE, MANAGER
THOMAS A. ADRIAN, ATTORNEY



DIRECTORS:
DAVID BOGNER
JOE PAJOR
DALE SCHMIDT
BOB SEILER
DAVID STROBERG

EQUUS BEDS GROUNDWATER MANAGEMENT DISTRICT NO. 2

313 SPRUCE STREET • HALSTEAD, KANSAS 67056-1925 • PHONE (316) 835-2224 • FAX (316) 835-2225 • equusbeds@gmd2.org • www.gmd2.org

December 22, 2017

Chief Engineer, Division of Water Resources
Attn: Tyler Saryerwinnie
300 S. Main St.
Stafford, Kansas 67578

Re: Place of Use Change Application, File No(s). 46474 – Watermarke HOA

Dear Mr. Saryerwinnie:


The Equus Beds Groundwater Management District No. 2 reviewed the referenced change in place of use application on December 22, 2017, using the District's Revised Management Program (effective May 1, 1995) and Rules and Regulations K.A.R. 5-22-1 through 5-22-17.

The change application proposes to reconfigure the place of use and total acres remain at 9.38 acres. The proposed place of use results in a water to land ratio of 1.30 acre-feet per acre.

The District's review found that the change application complies with the Revised Aquifer Management program approved by the Chief Engineer and with the District's Rules and Regulations K.A.R. 5-22-1 through 5-22-17. Based upon the review, the application is recommended for approval by the Equus Beds Groundwater Management District No. 2.

A District decision may be appealed to the District Board of Directors by submitting a written petition to the District office within 30 days from date of this notification, pursuant to K.A.R. 5-22-12. Please contact the District should you have any questions regarding the review or recommendation.

Sincerely,
EQUUS BEDS GROUNDWATER
MANAGEMENT DISTRICT NO. 2


Tim Boese
Manager
TDB/STF



pc: Watermarke Homeowners Association
Daniel Clement, Burns & McDonnell, Applicant's Consultant

DEC 22 2017

Stafford Field Office
Division of Water Resources

EQUUS BEDS GROUNDWATER MANAGEMENT DISTRICT NO. 2 FINAL APPLICATION REVIEW CHECKLIST

1) Application No. 46474 Date filed: 10/12/17
 2) Applicant: Watermarke Homeowners Association County: SG
 3) Proposed maximum quantity: 12.19 acre-feet/year Rate: 160 GPM
 4) Proposed Use: Irrigation
 5) P/D location: SE SW NE 13-26S-1W Geo Center: North 2938 ft, West 1528 ft
 6) Number and type of points of diversion listed on the application 1 Well

7) Meter required K.A.R. 5-22-4a or K.A.R. 5-22-8? Yes No, Why _____
 8) Meets change app requirements K.A.R. 5-22-8? Yes No N/A
 9) Overlapping PU File No. 0
 10) Overlapping PD File No. 0
 11) Authorized Acres 9.38 Acres
 12) Base Acres 9.38 Acres

13) Meets Max Reasonable Quantity K.A.R. 5-22-14? Yes No N/A
 (a) Irrigation max quantity: 1.30 acre-feet / acre
 (b) Stockwater max quantity: _____ GPD _____ unit
 (c) Industry max quantity: _____ Acre
 Industry standard: _____
 14) Reasonable rate for intended use? Yes No N/A
 15) Depth to water: 15 ft bls at observation well: EB121A

16) Date reviewed: 12/22/2017
 17) Reviewed by: S. Flaherty Title: Hydrogeologist *Reviewed 12-22-17*
 18) District recommendation: Approve Deny Other, see comment *T. Boles*

19) Comments and Calculations:

Review complete for Application submitted by Watermarke Pool Association to change the place of use
 Currently authorized for 9.38 acres. Acres will be reconfigured and total acres will remain at 9.38 acres
 Water Permit is still in perfection period so base acres equal 9.38 acres
 Water to land ratio remains at 1.3 AF/A
 Recommend approval, complies with K.A.R. 5-22-1 through 5-22-17

RECEIVED

DEC 22 2017

Stafford Field Office
 Division of Water Resources

Saryerwinnie, Tyler

From: Clement, Daniel W <dwclement@burnsmcd.com>
Sent: Monday, December 04, 2017 11:02 AM
To: Saryerwinnie, Tyler
Subject: RE: 46474 Place of Use Change App
Attachments: WM_6K.pdf; Watermarke Place of Use Final.pdf

Tyler

Attached is the signed application map with an updated place of use totaling 9.38 acres the area around the Watermarke Development pond:

S13-T26S-R1W
SE NE – 0.13 Acres
SW NE – 3.03 Acres
NE SE – 1.82 Acres
NW SE – 4.40 Acres

The quantity and rate should also be compatible now with the originally granted permit acreage, so we won't have to deal with potential reductions via max qty/acre.

If you need anything additional please let me know.

Thanks and enjoy the rest of the week!

Daniel Clement \ Burns & McDonnell

Staff Hydrogeologist \ Water

O 316-616-0522 \ M 316-518-0893 \ F 316-941-4730

dwclement@burnsmcd.com \ burnsmcd.com

800 E. 1st Street North, Suite 400 \ Wichita , KS 67202

Proud to be one of *FORTUNE's* 100 Best Companies to Work For

Please consider the environment before printing this email.

This email and any attachments are solely for the use of the addressed recipients and may contain privileged client communication or privileged work product. If you are not the intended recipient and receive this communication, please contact the sender by phone at 816-333-9400, and delete and purge this email from your email system and destroy any other electronic or printed copies. Thank you for your cooperation.

From: Saryerwinnie, Tyler [<mailto:Tyler.Saryerwinnie@ks.gov>]

Sent: Friday, October 27, 2017 3:18 PM

To: Clement, Daniel W <dwclement@burnsmcd.com>

Subject: RE: 46474 Place of Use Change App

Daniel,

Just thought I would check in regarding the progress of the application map for the proposed place of use change. If you need any additional information, please feel free to ask.

Thanks and have a good weekend,
Tyler

Tyler Saryerwinnie, Environmental Scientist
Kansas Department of Agriculture
Division of Water Resources
Stafford Field Office
Phone: (620)234-5311

From: Lanterman, Jeff
Sent: Friday, October 13, 2017 1:01 PM
To: Saryerwinnie, Tyler; 'dwclement@burnsmcd.com'
Subject: RE: 46474 Place of Use Change App

Daniel;

Tyler forwarded your email to me. This is in GMD #2 so we have to be extra careful with how we work applications there. I think what you propose would work and show we at least put our best foot forward to comply with that requirement.

This was the new notification provisions of SB 337. We don't actually send out notices on PU changes less than 10 acres or 10% but we ask for the map to be as correct as possible.

Jeff

From: Saryerwinnie, Tyler
Sent: Friday, October 13, 2017 12:33 PM
To: Lanterman, Jeff <Jeff.Lanterman@ks.gov>
Subject: FW: 46474 Place of Use Change App

From: Clement, Daniel W [<mailto:dwclement@burnsmcd.com>]
Sent: Friday, October 13, 2017 12:01 PM
To: Saryerwinnie, Tyler
Subject: 46474 Place of Use Change App

Tyler,

I did a query and there are quite literally 100s of parcels within ½ mile of the existing point of diversion for the Watermarke HOA well 46474. There is no way to query addresses within Sedgwick County's publicly available information at this time. I can put the parcels on a map and indicate that they might have a domestic well, but retrieving the actual addresses will be extremely difficult given the quantity of wells.

Will a map showing just the potential domestic wells and surrounding water rights suffice since this is a change in place of use application and no actual notices are being published?

Thanks,

Saryerwinnie, Tyler

From: Saryerwinnie, Tyler
Sent: Friday, October 27, 2017 4:16 PM
To: 'Clement, Daniel W'
Subject: RE: 46474 Place of Use Change App

Daniel,

Sounds good. Thank you for the update.

Tyler Saryerwinnie

From: Clement, Daniel W [<mailto:dwclement@burnsmcd.com>]
Sent: Friday, October 27, 2017 4:10 PM
To: Saryerwinnie, Tyler
Subject: RE: 46474 Place of Use Change App

I'm working with the developer still to make sure the described place of use will best fit where they think the actual pond will be built out. I'll keep you in the loop.

From: Saryerwinnie, Tyler [<mailto:Tyler.Saryerwinnie@ks.gov>]
Sent: Friday, October 27, 2017 3:18 PM
To: Clement, Daniel W <dwclement@burnsmcd.com>
Subject: RE: 46474 Place of Use Change App

Daniel,

Just thought I would check in regarding the progress of the application map for the proposed place of use change. If you need any additional information, please feel free to ask.

Thanks and have a good weekend,
Tyler

Tyler Saryerwinnie, Environmental Scientist
Kansas Department of Agriculture
Division of Water Resources
Stafford Field Office
Phone: (620)234-5311

From: Lanterman, Jeff
Sent: Friday, October 13, 2017 1:01 PM
To: Saryerwinnie, Tyler; 'dwclement@burnsmcd.com'
Subject: RE: 46474 Place of Use Change App

Daniel;

Tyler forwarded your email to me. This is in GMD #2 so we have to be extra careful with how we work applications there. I think what you propose would work and show we at least put our best foot forward to comply with that requirement.

This was the new notification provisions of SB 337. We don't actually send out notices on PU changes less than 10 acres or 10% but we ask for the map to be as correct as possible.

Jeff

From: Saryerwinnie, Tyler
Sent: Friday, October 13, 2017 12:33 PM
To: Lanterman, Jeff <Jeff.Lanterman@ks.gov>
Subject: FW: 46474 Place of Use Change App

From: Clement, Daniel W [<mailto:dwclement@burnsmcd.com>]
Sent: Friday, October 13, 2017 12:01 PM
To: Saryerwinnie, Tyler
Subject: 46474 Place of Use Change App

Tyler,

I did a query and there are quite literally 100s of parcels within ½ mile of the existing point of diversion for the Watermarke HOA well 46474. There is no way to query addresses within Sedgwick County's publicly available information at this time. I can put the parcels on a map and indicate that they might have a domestic well, but retrieving the actual addresses will be extremely difficult given the quantity of wells.

Will a map showing just the potential domestic wells and surrounding water rights suffice since this is a change in place of use application and no actual notices are being published?

Thanks,

Daniel Clement \ Burns & McDonnell
Staff Hydrogeologist \ Water
O 316-616-0522 \ M 316-518-0893 \ F 316-941-4730
dwclement@burnsmcd.com \ burnsmcd.com
800 E. 1st Street North, Suite 400 \ Wichita , KS 67202

Proud to be one of *FORTUNE's* 100 Best Companies to Work For
Please consider the environment before printing this email.

This email and any attachments are solely for the use of the addressed recipients and may contain privileged client communication or privileged work product. If you are not the intended recipient and receive this communication, please contact the sender by phone at 816-333-9400, and delete and purge this email from your email system and destroy any other electronic or printed copies. Thank you for your cooperation.