

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

1. File Number: 30,551	2. Status Change Date:	3. Change Num: 1	4. Field Office: 02	5. GMD: 02
----------------------------------	------------------------	----------------------------	-------------------------------	----------------------

6. Status: <input checked="" type="checkbox"/> Approved <input type="checkbox"/> Denied by DWR/GMD <input type="checkbox"/> Dismiss by Request/Failure to Return	7. Filing Date of Change: 11/26/18
--	--

8a. Applicant(s) New to system <input type="checkbox"/> --	Person ID _____ Add Seq# _____	8c. Landowner(s) New to system <input type="checkbox"/> --	Person ID _____ Add Seq# _____
--	-----------------------------------	--	-----------------------------------

8b. Landowner(s) New to system <input type="checkbox"/> RONNIE & JUDY YOUNG 28817 W 125TH ST N BURRTON, KS 67020-9262	Person ID <u>20101</u> Add Seq# <u>1</u>	8d. WUC New to system <input type="checkbox"/> RONNIE & JUDY YOUNG 28817 W 125TH ST N BURRTON, KS 67020-9262	Person ID <u>20101</u> Add Seq# <u>1</u>
---	---	--	---

9. Documents and Enclosure(s):	<input checked="" type="checkbox"/> DWR Meter(s) Date to Comply: <u>12/31/19</u>	<input checked="" type="checkbox"/> N & P Date to Comply: <u>12/31/19</u>
<input type="checkbox"/> Anti-Reverse Meter <input type="checkbox"/> Meter Seal <input checked="" type="checkbox"/> Check Valve <input checked="" type="checkbox"/> N & P Form <input type="checkbox"/> Water Tube <input type="checkbox"/> Driller Copy <input type="checkbox"/> H & E Letter		
<input type="checkbox"/> Conservation Plan Date Required: _____	Date Approved: <u>12/31/18</u>	Date to Comply: _____

10. Use Made of Water From: -- _____ To: -- _____

Date Prepared: 12/31/18 By: CRC
Date Entered: _____ By: _____

File No. **30551** 11. County: **SG** Basin: **Arkansas River** Stream: **--** Formation Code: **190 Equus Beds** Special Use: **none**

12. Points of Diversion											Rate and Quantity						
CHK	MOD	DEL	ENT	PDIV	Qualifier	S	T	R	ID	'N	'W	Comment (AKA Line)	Rate gpm	Quantity af	Rate gpm	Quantity af	Overlap PD Files
ENT	40043	Lot 2 - NW	5	25S	3W	???	4915	5260					700	52	700	52	NONE
DEL	40043	Lot 1 - NW	5	25S	3W	3	3720	3850					700	52	700	52	NONE
CHK	25174	Lot 2 - NW	5	25S	3W	2	4800	3750					550	56	550	56	NONE

13. Storage: Rate n/a NF Quantity n/a ac/ft Additional Rate n/a NF Additional Quantity n/a ac/ft

14. Limitation: n/a af/yr at 1000 gpm (-- cfs) when combined with file number(s) **both p/d's under 30551**
 Limitation: -- af/yr at -- gpm (-- cfs) when combined with file number(s) --

15. 5YR Allocation: Allocation Type --- Start Year -- 5 YR Amount -- Amount Unit --- Base Acres -- Comment --

16. Place of Use						NE¼				NW¼				SW¼				SE¼				Total	Owner	Chg?	Overlap Files		
CHK	MOD	DEL	ENT	PUSE	ID	NE ¼	NW ¼	SW ¼	SE ¼	LOT 2	NW ¼	LOT 1	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼						
CHK	14823	5	25S	3W	2					50		73											123	8b.	NO	32774	

Base Acres: **n/a** Year: **n/a** Minimum Reasonable Quantity: **n/a**
 Comments: **This change effectively swaps the rate and quantity between 32774 and the south well of 30551, no new wells are being drilled.**

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**



WATER METER REQUIRED

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.

Paragraph Nos. 1, 2, 3 & 5 must be completed. Complete all other applicable portions. If change in point of diversion is greater than 100 feet, or if place of use will be changed, include a topographic map or detailed plat showing the authorized and proposed point(s) of diversion and/or place of use.

RECEIVED
 11/13am
 NOV 26 2018

File No. 30551

Stafford Field Office
 Division of Water Resources

1. Application is hereby made for approval of the Chief Engineer to change the (check one or both):

Place of Use Point of Diversion

under the water right which is the subject of this application in accordance with the conditions described below.

The source of supply is: Groundwater Surface water

2. Name and address of Applicant: Ronnie L. Young

28817 W. 125th Street North, Burrton, KS 67020

Phone Number: (316)667-2239

Email address: _____

Name and address of Water Use Correspondent: Ronnie & Judy Young

28817 W. 125th Street North, Burrton, KS 67020

Phone Number: (316)667-2239

Email address: _____

3. The presently authorized place of use is:

Owner of Land ---- NAME: Ronnie L. Young ETUX

ADDRESS: 28817 W. 125th Street North, Burrton, KS 67020

(If there is more than one landowner, attach supplemental sheets as necessary.)

Sec.	Twp.	Range	NE¼				NW¼ Lot 2 Lot 1				SW¼				SE¼				TOTAL ACRES
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
5	25S	3W					50		73										123

4. If this application is for a change in place of use, it is proposed that the place of use be changed to:

Owner of Land ---- NAME: NO CHANGE

ADDRESS: _____

(If there is more than one landowner, attach supplemental sheets as necessary.)

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	

For Office Use Only: Code _____ Fee \$ 200 - TR # _____ Receipt Date _____ Check # 16239

5. **Presently authorized point of diversion:**
 One in the _____ Quarter of the _____ Quarter of the Lot 1 - NW Quarter
 of Section 5, Township 25 South, Range 3W (E/W),
 in Sedgwick County, Kansas, 3270 feet North 3850 feet West of Southeast corner of section.
 Authorized Rate 700 GPM Authorized Quantity 52 AF Depth of well 80 (feet)
(DWR use only: Computer ID No. 3 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 _____ Quarter of the _____ Quarter of the Lot 2 - NW Quarter
 of Section 5, Township 25 South, Range 3W (E/W),
 in Sedgwick County, Kansas, 4915 feet North 5260 feet West of Southeast corner of section.
 Proposed Rate 700 GPM Proposed Quantity 52 AF Proposed well depth (feet) ~80
 This point is: Additional Well Geo Center List other water rights that will use this point _____

6. **Presently authorized point of diversion:**
 One in the _____ Quarter of the _____ Quarter of the Lot 2 - NW Quarter
 of Section 5, Township 25 South, Range 3W (E/W),
 in Sedgwick County, Kansas, 4800 feet North 3750 feet West of Southeast corner of section.
 Authorized Rate 550 GPM Authorized Quantity 56 AF Depth of well ~80 (feet)
(DWR use only: Computer ID No. 2 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 _____ 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) Moving No. 30551 South well location
to No. 32774 well location.

8. If a well, is the test hole log attached? Yes No

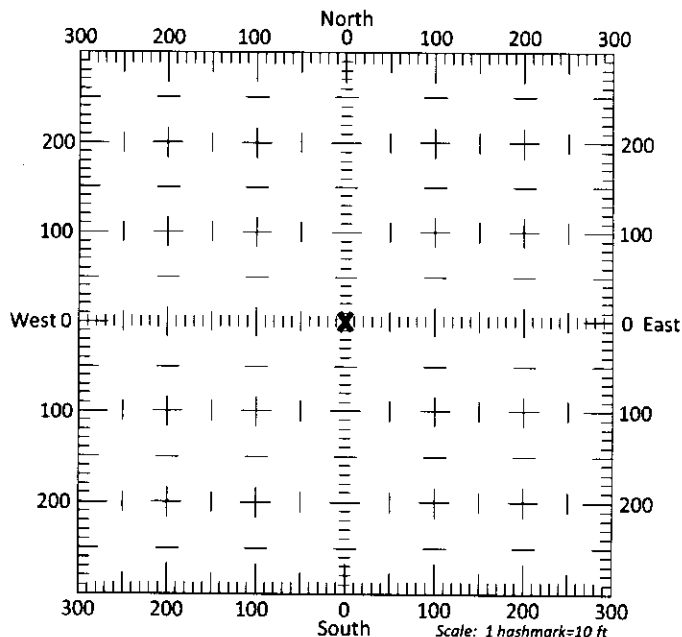
9. The change(s) (was)(will be) completed by?
Upon approval

10. If the point of diversion is a well:
 (a) What are you going to do with the old well?
NA - No well being abandoned with this change
 (b) When will this be done? NA

11. Groundwater Management District recommendation
 attached? Yes No

12. Assisted by T. Boese, GMD2

13a. If the proposed point of diversion will be relocated more than
300 feet but within 2,640 feet of 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



13b. If the proposed point of diversion will be relocated within 300
feet of the existing point of diversion, indicate its location on the
 diagram shown above in relation to the existing point of
 diversion. (PLEASE NOTE: The "X" in center of diagram
 above represents the presently authorized point of
 diversion.)

14. If the proposed groundwater point of diversion is 300 or fewer feet from the existing point of diversion, complete the following:
- (a) Does the undersigned represent all owners of the currently authorized place(s) of use identified in this application?
 Yes No (If no, all owners must sign this application.)
 - (b) Will the ownership interest of any owner of the currently authorized place(s) of use identified in this application be adversely affected if this application is approved as requested?
 Yes No (If yes, all owners must sign this application.)
 - (c) If this application is not approved expeditiously, will there be substantial damage to property, public health or safety?
 Yes No (If no, all owners must sign this application.)

If the application proposes a surface water change in point of diversion, a groundwater change in point of diversion greater than 300 feet, or a change in place of use, the application must be signed by all owners of the currently authorized place of use, or their duly authorized agent (attach notarized statement authorizing representation).

I hereby verify, being first duly sworn upon my oath or affirmation and under penalty of perjury, that I am of lawful age and the owner, the spouse of the owner, or a duly authorized agent of the owner(s) to make this application on their behalf, in regards to the water right(s) to which this application pertains. I further verify that the statements contained in this application are true, correct and complete.

Dated at Halstead, Kansas, this 20th day of November, 2018.

Ronnie L. Young

 (Owner)

Judy M. Young

 (Spouse)

Ronnie L. Young

 (Please Print)

Judy Young

 (Please Print)

 (Owner)

 (Spouse)

 (Please Print)

 (Please Print)

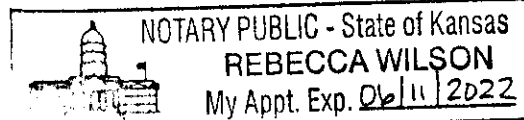
 (Owner)

 (Spouse)

 (Please Print)

 (Please Print)

State of Kansas }
 County of HARVEY } SS



I hereby certify that the foregoing application was signed in my presence and sworn to before me this 20th day of NOVEMBER, 2018.

Rebecca Wilson

 Notary Public

My Commission Expires 06/11/2022

ONLY COMPLETE APPLICATIONS WILL BE PROCESSED. To be complete, all of the applicable portions of the application form must be completed with accurate information; maps, if necessary, must be included; signatures of all the appropriate owners' must be affixed to the application and notarized; and the appropriate fee must be paid.

FEE SCHEDULE

Each application to change the place of use or the point of diversion under this section shall be accompanied by the application fee set forth in the schedule below: Make checks payable to: **Kansas Department of Agriculture**

- (1) Application to change a point of diversion 300 feet or less \$100
- (2) Application to change a point of diversion more than 300 feet \$200
- (3) Application to change the place of use \$200

RECEIVED

NOV 26 2018

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. 30551

- 1. A change application was received on 11/26/2018 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 300 foot radius of the authorized point(s) of diversion. Applicable Not Applicable
- 4. The point(s) of diversion described herein is administratively corrected to be more accurately described using the Global Positioning System (GPS), as described in the application. Applicable Not Applicable
- 5. The point(s) of diversion authorized herein shall not actually be located more than 2467 feet from the previously authorized point(s) of diversion. Applicable Not Applicable
- 6. 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
- 7. The owner of the authorized place(s) of use shall properly install an acceptable water flow meter on or before December 31, 2019, 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
- 8. Installation of the works for diversion of water shall be completed on or before December 31, 2019, or within any authorized extension of time. By March 1, 2020 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
- 9. The completed well log shall be submitted with the required notice. Applicable Not Applicable
- 10. 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
- 11. Additional Conditions are attached. Yes No
- 12. 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: 12/31/18
State of Kansas)
County of Stafford) SS
Acknowledged before me on 12-31-18
by Cameron R. Conant
Signature: [Signature]
Notary Public

My commission expires: 3/25/19
DEANA EISENHOUR
Notary Public - State of Kansas
Page 4 of 4 Expires 3/25/19 (Notary Seal)
File No. 30551

Application Map - File No. 30551



I declare that all water wells or diversion sites using the same source of supply and within 1/2 mile of the proposed point of diversion have been plotted on the application map.

Ronnie R Young
Signature

11-20-2018
Date

New Application
 Application No. 30551 To Change:

- Point of Diversion
- Place of Use
- Use Made of Water

Proposed Point of Diversion

Existing Points of Diversion

Proposed Place of Use

Authorized Place of Use

Water wells within 1/2 mile of proposed point of diversion include: (type use, owner, address)

1) See Attached

2)

RECEIVED
3)

NOV 26 2018

Stafford Field Office

Well owners within ½ mile – No. 30551

- 1) Irrigation Well Nos. 28550 & 44592
Virginia M. Johnsmeyer Trust ETAL
5553 Avenida Fiesta
La Jolla, Ca 92037

- 2) Irrigation Well No. 30345
HWHY Trust & Adrienne Kincaid Trust
5553 Avenida Fiesta
La Jolla, Ca 92037

- 3) Domestic Well *
Roger K. Swank
22518 SW 125th Street
Burrton, KS 67020

- 4) Domestic Well †
Ronnie L. Young ETUX
28817 W. 125th Street North
Burrton, KS 67020

- 5) Irrigation Well No. 30551 †
Ronnie L. Young ETUX
28817 W. 125th Street North
Burrton, KS 67020

RECEIVED

NOV 26 2018

STATE OF KANSAS

DEPARTMENT OF AGRICULTURE
DIVISION OF WATER RESOURCES
STAFFORD FIELD OFFICE
300 S. MAIN STREET
STAFFORD, KS 67578-1521



PHONE: (620) 234-5311
FAX: (620) 234-6900
www.agriculture.ks.gov

GOVERNOR JEFF COLYER, M.D.
JACKIE McCLASKEY, SECRETARY OF AGRICULTURE

January 2, 2019

Ronnie L Young
28817 W 125th Street North
Burrton KS 67020

Re: Water Right, File No(s). 30551

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.

This order requires that a notice and completion of works form be submitted once the diversion works are completed, including a properly installed flowmeter. This form is available at the referenced website.

Any abandoned well must be plugged in accordance with the requirements of Article 30 of the Rules and Regulations as adopted by the Kansas Department of Health and Environment.

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,

Jeff Lanterman
Water Commissioner

Enclosures

pc: Water Rights Section
Groundwater Management District No. 2

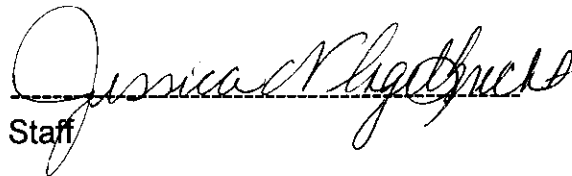
CERTIFICATE OF SERVICE

On this **2nd** day of **January, 2019**, I hereby certify that the attached Change in Point of Diversion for Water Right, File No. **30551**, dated **December 31, 2018** was mailed via Certified U.S. mail to the following:

Ronnie L Young
28817 W 125th Street North
Burrton KS 67020

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

GMD 2


Staff

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 26, 2018

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

Re: Water Right No. 30551 Change in Point of Diversion Application – Ronnie L. Young

Dear Mr. Saryerwinnie:

The Equus Beds Groundwater Management District No. 2 reviewed the referenced change in point of diversion application on December 26, 2018, 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 proposed point of diversion, as described by the application, is an existing irrigation well currently authorized by Water Right No. 32774, and is located in Lot 2 (NW ¼) of Section 5, Township 25 South, Range 3 West, Sedgwick County.

The review also found that there is a pending change application to change the point of diversion of Water Right No. 32774 to the south irrigation well currently authorized by Water Right No. 30551.

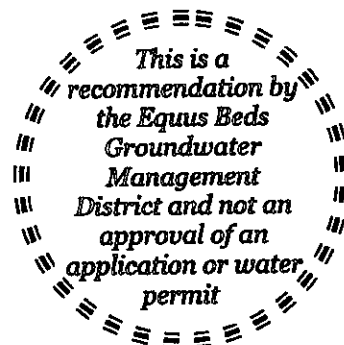
The District's review found that the change application complies with the District's Revised Management Program (effective May 1, 1995) and Rules and Regulations K.A.R. 5-22-1 through 5-22-17 and is therefore recommended for approval.

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.

Sincerely,
EQUUS BEDS GROUNDWATER
MANAGEMENT DISTRICT NO. 2

Tim Boese
Manager
TDB/db
Enclosure

Pc: Ronnie L. Young, Applicant & Landowner



RECEIVED

DEC 26 2018

Stafford Field Office
DIVISION OF WATER RESOURCES

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

- 1) Application No. 30551 Date filed: 11/26/18
 2) Applicant: Ronnie L. Young County: Sedgwick
 3) Proposed maximum quantity: 52 acre-feet/year Rate: 700 GPM
 4) Proposed Use: Irrigation
 5) P/D location: Lot 2-NW 5-25S-3W Geo Center: North 4915 ft, West 5260 ft
 6) Number and type of points of diversion listed on the application 2 Wells

- 7) Meter required K.A.R. 5-22-4a or K.A.R. 5-22-8? Yes No, Why ___
 8) Meets change PD requirements K.A.R. 5-22-8? Yes No N/A

- 9) Meets Safe Yield K.A.R. 5-22-7?
 (a) Total allowable appropriations: _____ af/yr
 (b) Total existing appropriations: _____ af/yr
 (c) Total small user exemptions: _____ af/yr
 (d) Total non-consumptive use: _____ af/yr
 (e) Total consumptive use: _____ af/yr
 (f) Total consumptive Appropriations:
 (total existing) – (non-consumptive) _____ af/yr
 (g) exempt from regulation? Yes No, Cite exemption: _____

- 10) Meets Well Spacing K.A.R. 5-22-2? Yes No N/A
 (a) POD in enhanced well spacing area? Yes No
 (b) Domestic well spacing interval: >660 ft
 (c) Non-Domestic well spacing interval: >1320 ft
 If move is over 300 ft from currently authorized, must comply with spacing
 Cannot be moved more than 2640 from originally authorized

- 11) Meets Max Reasonable Quantity K.A.R. 5-22-14? Yes No N/A
 (a) Irrigation max quantity: _____ acre-feet / acre
 application paragraph 3 value (acre-feet) / proposed acres = Q
 (b) Stockwater max quantity: _____ GPD _____ unit
 (c) Industry max quantity: _____ Acre
 Industry standard: _____
 (d) Groundwater pit max Q: _____
 Net evap * pit area/12

- 12) Reasonable rate for intended use? Yes No N/A
 13) Depth to water: _____ bls at observation well: _____

- 14) Date reviewed: 12/26/2018
 15) Reviewed by: T. Boese Title: Manager
 16) District recommendation: Approve Deny Other, see comment

17) Comments and Calculations:
 Review completed for change in PD application submitted by Ronnie L. Young in Sedgwick County
 Change application proposes to move No. 30551 South well location to Water right No. 32774 well location. Change application was also filed on No. 32774 to move well location to No. 30551 south well location, effectively "swapping" rate and quantity between wells. No. 30551 North well is not being changed.
 Distance between No. 30551 south well and No. 32774 well is ~2167 feet, so proposed move is less than 2,640 feet.
 No. 30551 & 32774 have identical place of use overlap.
 Complies with well spacing to domestic and non-domestic wells
 No nearby well comments received by DWR

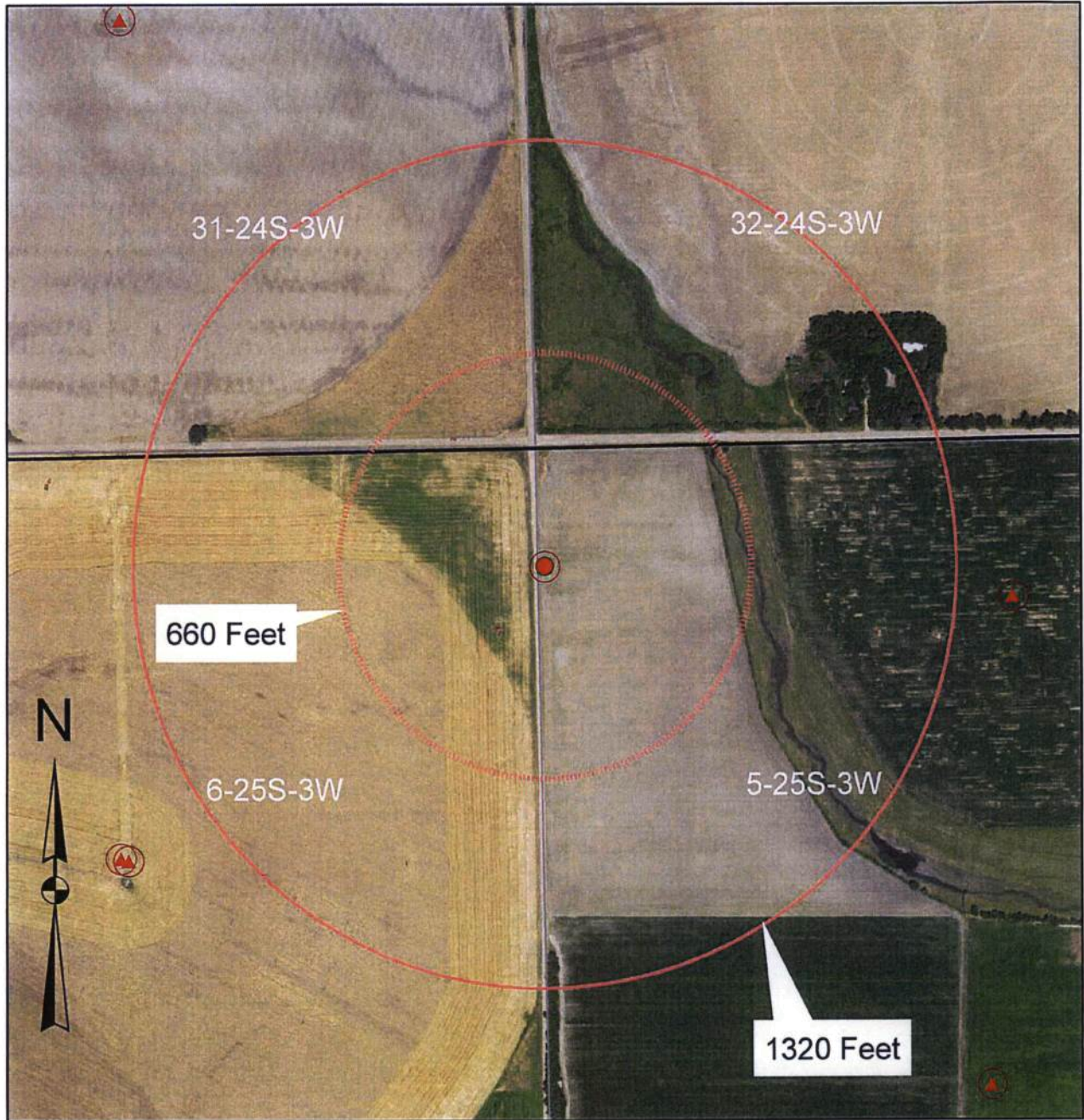
Recommend approval, complies with K.A.R. 5-22-1 through 5-22-17

RECEIVED

DEC 26 2018

Stafford Field Office
 DIVISION OF WATER RESOURCES

Equus Beds Groundwater Management District No. 2
 Spacing Evaluation #30551 - Ronnie L. Young
 Lot 2 - NW (4915'N & 5260'W) 05-25S-03W, Sedgwick Co.
 Prepared By: T. Boese Date:12/26/2018



Proposed Point of Diversion	Map Legend	
Area of Consideration Boundary	Major Highway	
Monitoring Wells	Other Roadway	
Points of Diversion	Major Stream	
District Boundary	Other Water Feature	
	County Boundary	
	City Boundary	

0.065 0.0325 0 0.065 Miles

RECEIVED
 DEC 26 2018
 Stafford Field Office
 DIVISION OF WATER RESOURCES

Equus Beds Groundwater Management District No. 2
 313 Spruce Street, Halstead, KS 67056
 316-835-2224, equusbeds@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 26, 2018

Ronnie L. Young
28817 W. 125th Street North
Burrton, KS 67020

Re: Water Right, File No. 30551

Dear Mr. Young:

The Equus Beds Groundwater Management District No. 2 made a recommendation to the Division of Water Resources that change application No. 30551 be approved. Pursuant to K.A.R. 5-22-4a, the wells described in the application must be equipped with District approved water flowmeters. The wells are located:

One well in Lot 2 of the Northwest Quarter (4915' N & 5260' W) of Section 5, Township 25 South, Range 3 West, Sedgwick County; and

One well in Lot 2 of the Northwest Quarter (4800' N & 3750' W) of Section 5, Township 25 South, Range 3 West, Sedgwick County.

The wells must be properly equipped with approved meters within 30 days after the approved wells are operational and prior to their operation. If more time is needed to install the meters or modify an existing meter installation, you may request an extension of time. The request must be made to the District before the end of the 30-day period.

Enclosed are two Flow Meter Installation forms to be completed and returned to this office after completion of the meter installation or modifications. A copy of the Division of Water Resources' meter installation notification form (Notice and Proof of Completion of Works) may be substituted in place of the District form. Upon receiving the completed forms, the District will inspect the installations.

Also enclosed is a copy of water meter and installation specifications. The water meter must meet these specifications and the list of certified water meters provided under K.A.R. 5-1-12, for District approval. The list of certified water meters can be obtained by contacting the District or at following link: <http://agriculture.ks.gov/divisions-programs/dwr/water-appropriation/water-flowmeters>. If you have any questions about the District's metering program or the enclosed material, please contact the District for assistance.

Sincerely,
EQUUS BEDS GROUNDWATER
MANAGEMENT DISTRICT NO. 2

Tim Boese
Manager
TDB/db

Enclosures

Pc: Jeff Lanterman, Division of Water Resources, Stafford

RECEIVED

DEC 26 2018

Stafford Field Office
DIVISION OF WATER RESOURCES

Saryerwinnie, Tyler [KDA]

From: Saryerwinnie, Tyler [KDA]
Sent: Monday, December 03, 2018 2:31 PM
To: tboese@gmd2.org
Subject: RE: Change Applications - File Nos. 30551 & 32774

Tim,

I will send out the GMD recommendation request as you have described below and I will forward you any nearby notification responses that are received.

Thank you,
Tyler Saryerwinnie

From: Tim Boese [<mailto:tboese@gmd2.org>]
Sent: Monday, December 03, 2018 1:25 PM
To: Saryerwinnie, Tyler [KDA]
Subject: RE: Change Applications - File Nos. 30551 & 32774

EXTERNAL: This email originated from outside of the organization. Do not click any links or open any attachments unless you trust the sender and know the content is safe.

Tyler – You can go ahead and send me the applications for review. If you will note on the letter to me the date the nearby letters were mailed out and the deadline for nearby wells owners to respond, I will review the applications and as soon as the deadline for nearbys to respond passes, I will forward you our recommendations. If you receive any comments, please forward them to me.

Not my preferable way, as I like to just wait until the comment period expires. But in this case, go ahead and send them to me and I will get the review done ahead of time and send you our recommendation as soon as the deadline passes, provided you don't receive any comments I need to address.

Thanks.

Tim Boese, Manager
Equus Beds GMD2
313 Spruce, Halstead, Kansas 67056
316-835-2224
Fax: 316-835-2225
tboese@gmd2.org
www.gmd2.org

From: Saryerwinnie, Tyler [KDA] [<mailto:Tyler.Saryerwinnie@ks.gov>]
Sent: Tuesday, November 27, 2018 9:54 AM
To: tboese@gmd2.org
Subject: Change Applications - File Nos. 30551 & 32774

Hey Tim,

We received both PD change applications from Ronnie Young and I am working on processing them. Jeff had forwarded me a string of emails regarding this scenario. I know these apps are time sensitive so I thought I should check with you about your preference on procedure.

I plan on sending out nearby notification letters today. Generally the Stafford Field Office will wait until the notification period is over before forwarding the GMD a request (along with any responses). In this instance, would you prefer that I send the notifications and the GMD recommendation request at the same time?

Thanks
Tyler

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

Saryerwinnie, Tyler [KDA]

From: Saryerwinnie, Tyler [KDA]
Sent: Monday, December 03, 2018 2:33 PM
To: tboese@gmd2.org; 'Rebecca Wilson'
Cc: Conant, Cameron [KDA]
Subject: Recommendation Request - File Nos. 30551 & 32774
Attachments: 30551.32774.Cover Letter.pdf; 30551.Change App.pdf; 32774.Change App.pdf

Tim,

I have attached a cover letter and a copy of two (2) point of diversion change applications for GMD review and recommendation. Please provide the GMD recommendation by December 26, 2018, or any authorized extension of time.

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

STATE OF KANSAS

DEPARTMENT OF AGRICULTURE
DIVISION OF WATER RESOURCES
STAFFORD FIELD OFFICE
300 S. MAIN STREET
STAFFORD, KS 67578-1521



PHONE: (620) 234-5311
FAX: (620) 234-6900
www.agriculture.ks.gov

GOVERNOR JEFF COLYER, M.D.
JACKIE MCCLASKEY, SECRETARY OF AGRICULTURE

December 3, 2018

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

RE: Point of Diversion Change Application, File Nos. 30551 & 32774

Dear Mr. Boese,

We are enclosing a copy of two applications, as referenced above, for your review and recommendation. At this time the applications appear to be in proper form. Notification letters were sent on November 27, 2018 to all nearby well owners shown on the application maps. These owners were given a 15 day comment period, with that comment period ending on December 11, 2018.

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 recommendations 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,

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

Enclosure

Saryerwinnie, Tyler [KDA]

From: Lanterman, Jeff [KDA]
Sent: Wednesday, November 21, 2018 11:50 AM
To: Saryerwinnie, Tyler [KDA]; Conant, Cameron [KDA]
Subject: FW: Nos. 30551 & 32774

This one kind of needs to be kicked up the priority list when we get it.

This was the result of a penalty on 32774. He doesn't want to MYFA because his past use is bad on the file and NIR doesn't look good. He is over for 2018 also on this well so he is going to swap files to give this well some more quantity on that well so we don't double up on the penalty. We discussed this up at the gov's conference and thought it would work- Tims idea. Wonder if he would do this for a municipality 😊

Then he will just take the penalty on 32774 in 2019 and we will be done with him.

From: Letourneau, Lane [KDA]
Sent: Tuesday, November 20, 2018 7:45 PM
To: Tim Boese <tboese@gmd2.org>
Cc: Lanterman, Jeff [KDA] <Jeff.Lanterman@ks.gov>; Oleen, Aaron [KDA] <Aaron.Oleen@ks.gov>; Turney, Brent [KDA] <Brent.Turney@ks.gov>
Subject: Re: Nos. 30551 & 32774

Thx for your work on this also.

Sent from my iPhone

On Nov 20, 2018, at 4:13 PM, Tim Boese <tboese@gmd2.org> wrote:

EXTERNAL: This email originated from outside of the organization. Do not click any links or open any attachments unless you trust the sender and know the content is safe.

All – I completed change in PD applications to “swap” the rates and quantities between No. 32774 well and No. 30551 south well and the owners signed and mailed the change applications with the filing fees to DWR Stafford FO today. The owners indicated that they or their son(s) had advised DWR of their plans. Please let me know if they need to do anything more.

Jeff – If you can send out the nearby letters ASAP and then forward the change applications to me, I can review and submit our recommendations to you before the end of the year.

Thanks again for everyone's help on this.

Tim Boese, Manager
Equus Beds GMD2
313 Spruce, Halstead, Kansas 67056
316-835-2224
Fax: 316-835-2225
tboese@gmd2.org
www.gmd2.org

From: Lanterman, Jeff [KDA] [<mailto:Jeff.Lanterman@ks.gov>]
Sent: Friday, November 16, 2018 2:35 PM
To: Tim Boese; Oleen, Aaron [KDA]
Cc: Turney, Brent [KDA]; Letourneau, Lane [KDA]
Subject: RE: Nos. 30551 & 32774

Tim. I do think this will work.

I think Aaron will need Mark to confirm with him that this is the final plan and we can get the consent agreement finished up.

Jeff

From: Tim Boese <tboese@gmd2.org>
Sent: Friday, November 16, 2018 2:31 PM
To: Lanterman, Jeff [KDA] <Jeff.Lanterman@ks.gov>; Oleen, Aaron [KDA] <Aaron.Oleen@ks.gov>
Cc: Turney, Brent [KDA] <Brent.Turney@ks.gov>; Letourneau, Lane [KDA] <Lane.Letourneau@ks.gov>
Subject: RE: Nos. 30551 & 32774

EXTERNAL: This email originated from outside of the organization. Do not click any links or open any attachments unless you trust the sender and know the content is safe.

All – I talked to Jeff at the Gov. conference and he thought this approach was acceptable. Unless I hear different, I am going to work up the change applications this weekend to “swap” the rates and quantities between No. 32774 well and No. 30551 south well for the owners to sign and submit to DWR next week.

Thanks for everyone’s help on this.

Tim Boese, Manager
Equus Beds GMD2
313 Spruce, Halstead, Kansas 67056
316-835-2224
Fax: 316-835-2225
tboese@gmd2.org
www.gmd2.org

From: Tim Boese [<mailto:tboese@gmd2.org>]
Sent: Friday, November 09, 2018 3:38 PM
To: 'Lanterman, Jeff [KDA]'; 'Oleen, Aaron [KDA]'
Cc: 'Turney, Brent [KDA]'; 'Letourneau, Lane [KDA]'
Subject: RE: Nos. 30551 & 32774

Jeff and Aaron – Thanks for discussing the issues with me yesterday. After discussing with Mark Young today, below is a summary of an option I wanted to run by everyone:

1. File change in PD application on No. 30551 to move the authorized south well rate and quantity to No. 32774 well.
2. File change in PD application on No. 32774 to move the authorized rate and quantity to No. 30551 south well.

This will “swap” the rates and quantities between the wells. No. 32774 well is authorized for 48 AF and was over-pumped by 1.62 AF this year. No. 30551 south well is authorized for 52 AF and Mark Young advised they pumped about 37 AF in 2018. If they can move the 52 AF to the No. 32774 well, then that solves the over-pumping in 2018. The 48 AF authorized by No. 32774 would move to the former No. 30551 south well and they would take the 32 AF reduction in 2019, leaving them 16 AF in 2019. They would not file a MYFA starting in 2019.

Will DWR allow the “swap” of quantities in light of the civil penalty and CAFO on No. 32774? The penalty would follow the water right, but it would be at a different well. I think I am OK with this scenario since the places of use completely overlap.

Let me know what you think.

Thanks.

Tim Boese, Manager
Equus Beds GMD2
313 Spruce, Halstead, Kansas 67056
316-835-2224
Fax: 316-835-2225
tboese@gmd2.org
www.gmd2.org

From: Tim Boese [<mailto:tboese@gmd2.org>]
Sent: Thursday, November 08, 2018 8:38 AM
To: 'Turney, Brent [KDA]'; 'Lanterman, Jeff [KDA]'; 'Letourneau, Lane [KDA]'
Subject: RE: Nos. 30551 & 32774

I know you are all very busy, but is there any way we can have a discussion about this today? Mark Young is calling and if we need to file a change in PD application on No. 30551 to move quantity to No. 32774 and have it approved this year, time is of the essence.

I am available to discuss most of the today and would greatly appreciate some feedback on this issue.

Thanks.

Tim Boese, Manager
Equus Beds GMD2
313 Spruce, Halstead, Kansas 67056
316-835-2224
Fax: 316-835-2225
tboese@gmd2.org
www.gmd2.org

From: Tim Boese [<mailto:tboese@gmd2.org>]
Sent: Saturday, November 03, 2018 4:28 PM
To: 'Turney, Brent [KDA]'; 'Lanterman, Jeff [KDA]'; 'Letourneau, Lane [KDA]'
Subject: RE: Nos. 30551 & 32774

Brent/Jeff/Lane – Not sure that I ever heard back from anyone on my questions below from October 10, 2018, but I would still like to discuss the options below ASAP. Additionally, I have confirmed with Mark Young that No. 32774 has been over-pumped by 1.62 AF in 2018. This is based on images of the meter readings that Mark Young provided to me on November 2, 2018. It appears that the water meter readings for No. 32774 for 2018 are:

2018 beginning: 080.359 AF

2018 ending: 129.979 AF

This show 49.62 AF pumped in 2018, with only 48 AF authorized.

Mark indicated that a MYFA option with a starting date of 2019 was discussed in the settlement conference. Would it be possible to start the MYFA in 2018 so that the 2018 over-pumping can be covered so that an additional penalty for over-pumping in 2018 does not occur? I know that you generally like for the MYFA to start in the year of the water reduction penalty so that someone can't take advantage of a wet year for the first year, but this is not the case in this situation.

Also, as far as the MYFA quantity, in reviewing the 2000-2009 water use history and reported acres, the maximum reported acres irrigated was 40 acres. The reported water appears low for 2000-2009, but the well was not metered during this time. Based on NIR calculation method, the 5 year MYFA allocation appears it would be:

40 acres X 0.89' X 1.1 X 5 = 195.8 AF.

However, Mark advised that the reported acres are incorrect and it is closer to 60 acres. Based on what Mark showed be on aerial photo of the acres being irrigated with this well, it appears to be about 57-58 acres. Can they amend the 2000-2009 water use reports so the actual irrigated acres can be used for the MYFA calculation, rather than the reported acres?

The other option is to move part of No. 30551 to No. 32774 to cover the over-pumping in 2018 as I discussed below, but the change application would have to get approved this year.

Can we please discuss on Monday so that I can assist Mark with this?

Thanks.

Tim Boese, Manager
Equus Beds GMD2
313 Spruce, Halstead, Kansas 67056
316-835-2224
Fax: 316-835-2225
tboese@gmd2.org
www.gmd2.org

From: Tim Boese [<mailto:tboese@gmd2.org>]
Sent: Wednesday, October 10, 2018 9:29 AM
To: 'Turney, Brent [KDA]'; 'Lanterman, Jeff [KDA]'; 'Letourneau, Lane [KDA]'
Subject: RE: Nos. 30551 & 32774

Brent/Jeff/Lane – Sorry to keep asking questions about these files, but Mark Young called me again regarding these files with a new question/problem. As I stated earlier, a civil penalty was issued recently by DWR for over-pumping No. 32774 in 2017, which included a water reduction of 96 AF in 2019, which

means they can't pump any water in 2019 (No. 32774 is only authorized for 48 AF). The Youngs have a settlement conference scheduled for (I believe) November 2, 2018. Mark Young advised he checked the water meter recently and they have apparently over-pumped by ~ 1 AF this year. We discussed filing a MYFA starting this year (2018) so as to avoid another over-pumping violation, but filing a MYFA was an option they wanted to discuss in Settlement Conference to deal with the 2019 water reduction. Lane has previously advised that DWR guidelines generally require a MYFA to start in the year the water penalty is assessed – in this case, that would be 2019. As I stated earlier, they are also thinking about filing a change on No. 30551 to move one or two of the wells authorized by No. 30551 to No. 32774 well location.

So here are my questions:

1. Can they file a MYFA on No. 32774 now with the first year being 2018, and also roll the water penalty for 2019 into the MYFA?
2. If they wait until after the Settlement Conference to file a change in PD on No. 30551 to move water to No. 32774 well, will the change be able to be approved by December 31, 2018 to keep them from receiving another penalty for over-pumping No. 32774 in 2018?
3. If they file a MYFA now on No. 32774, and then also file change in PD on No. 30551 to move water to No. 32774 well, will they also have to file a MYFA on 30551 since it will overlap PD and PU of No. 32774? Or can they just have a MYFA on No. 32774 with an additional 5 year quantity limitation when combined with the water they moved from No. 30551?

If you want to discuss by phone, perhaps we can have a teleconference?

Thanks for all your help.

Tim Boese, Manager
Equus Beds GMD2
313 Spruce, Halstead, Kansas 67056
316-835-2224
Fax: 316-835-2225
tboese@gmd2.org
www.gmd2.org

From: Turney, Brent [KDA] [<mailto:Brent.Turney@ks.gov>]
Sent: Thursday, September 13, 2018 4:05 PM
To: Tim Boese; Lanterman, Jeff [KDA]
Subject: RE: Nos. 30551 & 32774

Tim,

We are looking pretty good on the change side. We are about as caught up as we can. So, unless there is something really out of the ordinary with the changes, we should be able to complete them by the end of the year. Get them filed as soon as possible and I will get them to Richelle for processing.

Brent

Brent A. Turney, P.G.
Kansas Department of Agriculture
Division of Water Resources
1320 Research Park Drive
Manhattan Kansas 66502
(785) 564-6645

Brent.Turney@ks.gov
www.agriculture.ks.gov

From: Tim Boese <tboese@gmd2.org>
Sent: Thursday, September 13, 2018 3:28 PM
To: Turney, Brent [KDA] <Brent.Turney@ks.gov>; Lanterman, Jeff [KDA] <Jeff.Lanterman@ks.gov>
Subject: RE: Nos. 30551 & 32774

EXTERNAL: This email originated from outside of the organization. Do not click any links or open any attachments unless you trust the sender and know the content is safe.

Thanks Brent (and Jeff). Sorry for the confusion, I was trying to explain what they were thinking of doing and added too much detail and steps.

If No. 32774 currently authorized quantity either has been or might be exceeded this year, can we get the change to move 69 AF from 30551 to 32774 done yet this year and keep the owner from over-pumping No. 32774? If not, we will need to look at a MYFA option for No. 32774.

Thanks.

Tim Boese, Manager
Equus Beds GMD2
313 Spruce, Halstead, Kansas 67056
316-835-2224
Fax: 316-835-2225
tboese@gmd2.org
www.gmd2.org

From: Turney, Brent [KDA] [<mailto:Brent.Turney@ks.gov>]
Sent: Monday, September 10, 2018 10:07 AM
To: Tim Boese; Lanterman, Jeff [KDA]
Subject: RE: Nos. 30551 & 32774

Tim,
Jeff and I both agree that this should work. You had me confused when you wanted to move the 17 AF to the south and then move it again. We can just move 69 AF feet to the well authorized by 32,774. No problems....
Brent

Brent A. Turney, P.G.
Kansas Department of Agriculture
Division of Water Resources
1320 Research Park Drive
Manhattan Kansas 66502
(785) 564-6645
Brent.Turney@ks.gov
www.agriculture.ks.gov

From: Tim Boese <tboese@gmd2.org>
Sent: Sunday, September 9, 2018 2:35 PM

To: Turney, Brent [KDA] <Brent.Turney@ks.gov>; Lanterman, Jeff [KDA] <Jeff.Lanterman@ks.gov>
Subject: RE: Nos. 30551 & 32774

EXTERNAL: This email originated from outside of the organization. Do not click any links or open any attachments unless you trust the sender and know the content is safe.

Brent /Jeff – I met with Mark Young on Friday, September 7, 2018 to discuss Water Right Nos. 30551 & 32774. Water Right No. 32774 authorizes one well for irrigation of 123 acres and Water Right No. 30551 authorizes two different wells for irrigation of the same 123 acres. A civil penalty was issued recently by DWR for over-pumping No. 32774 in 2017. Mark advised that the three wells flood irrigate different fields in the 123 authorized place of use and there is enough total water authorized for the entire place of use, but No. 32774 is only authorized 48 AF and they are flood irrigating about 60 acres. I am looking for options for them to get more water at the No. 32774 well. I have attached a map of an option to move 17 AF from the No. 30551 North Well to the No. 32774 well, and move the entire authorized quantity (52 AF) of No. 30551 South Well to the No. 32774 well and abandoned the No. 30551 South Well. This would leave 39 AF at the No. 30551 North Well and 117 AF at the No. 32774/30551 well. I have this shown on the map in two stages: Move 17 AF from No. 30551 North well to No. 30551 South well, and then move the entire 69 AF (52AF + 17AF) to the No. 32774 well location.

Do you see any problems with this option? Since the No. 30551 South well would be abandoned, I didn't see an additional well issue since the No. 30551 South Well would be abandoned. If this is doable, can this be done in just one change in PD application for No. 30551?

Thanks.

Tim Boese, Manager
Equus Beds GMD2
313 Spruce, Halstead, Kansas 67056
316-835-2224
Fax: 316-835-2225
tboese@gmd2.org
www.gmd2.org