

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

1. File Number: 37843	2. Status Change Date:	3. Change Num: 1	4. Field Office: 02	5. GMD: 02
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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: 4/1/19
--	--

8a. Landowner(s) Person ID _____
 New to system Add Seq# 1

**RAY & DAWN FROESE FAMILY TRUST
 1462 ARROWHEAD RD
 INMAN KS 67546**

8c. Landowner(s) Person ID 64442
 New to system Add Seq# 1

NAME / ADDRESS CHANGE

**LARRY & BEVERLY FROESE FAMILY TRUST ETAL
 1226 CHEROKEE RD
 INMAN KS 67546**

8b. Landowner(s) Person ID _____
 New to system Add Seq# 1

**LARRY L. & BEVERLY D. FROESE
 1226 CHEROKEE RD
 INMAN KS 67546**

8d. WUC **Change** Person ID 53574
 New to system Add Seq# 1

**BRETT A FROESE
 PO BOX 234
 INMAN KS 67546**

9. Documents and Enclosure(s): DWR Meter(s) Date to Comply: 12/31/19 N & P Date to Comply: _____

Anti-Reverse Meter Meter Seal Check Valve N & P Form Water Tube Driller Copy H & E Letter

Conservation Plan Date Required: _____ Date Approved: 5/9/19 Date to Comply: _____

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

Date Prepared: **5/7/19** By: **TJS**
 Date Entered: _____ By: _____

File No. **37843** 11. County: **MCPHERSON** Basin: **Little Arkansas River** Stream: --- Formation Code: --- Special Use: ---

12. Points of Diversion
 Rate and Quantity
 Authorized Additional
 Rate Quantity Rate Quantity
 gpm/cfs af/mgy gpm/cfs af/mgy Overlap PD Files

CHK 24661 3 None

13. Storage: Rate _____ NF Quantity _____ ac/ft Additional Rate _____ NF Additional Quantity _____ ac/ft

14. Limitation: _____ af/yr at _____ gpm (_____ cfs) when combined with file number(s) _____
 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 CHK MOD DEL ENT PUSE S T R ID	NE¼				NW¼				SW¼				SE¼				Total	Owner	Chg?	Overlap Files
	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼				
MOD 14807 18 21S 3W 4	33.5	40	29.5	36.5	Lot 1 40	Lot 2 31	Lot 2 8.5	Lot 1 11									230	8a. & 8b. Yes 13056, 37868, 39948 20167102-MF		
MOD/ENT 614 18 21S 3W 2									Lot 1 70	Lot 2 63.73				40	40	40	253.73	8c. Yes 13056, 37868, 39948, 20167102-MF		

Base Acres: --- Year: --- Minimum Reasonable Quantity: **1.06 AF/acre**

Comments: **A voluntary dismissal has been submitted on 4/1/19 for File No. 32517 which will eliminate any type of incomplete place of use overlap.**

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

WATER METER REQUIRED

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.

File No. 37843

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J. Depm
 APR 01 2019

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: Larry L. Froese

1226 Cherokee Road, Inman, KS 67546

Phone Number: (620)669-7659

Email address: froese.larry@gmail.com

Name and address of Water Use Correspondent: Change to: Brett A. Froese

PO Box 234, Inman, KS 67546

Phone Number: (620) 728-9174

Email address: bfroese@usd448.com

3. The presently authorized place of use is:

Owner of Land ---- NAME: Larry & Beverly Froese Family Trust ETAL

ADDRESS: 1226 Cherokee Rd, Inman, KS 67546

(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	
18	21S	3W																	120

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: A) Ray & Dawn Froese Family Tr; Larry L. & Beverly D. Froese B) Larry & Beverly Froese Family Tr. ETAL

ADDRESS: A) 1462 Arrowhead Rd, Inman, KS 67546; 1226 Cherokee Rd, Inman, KS 67546; B) 1226 Cherokee Rd, Inman, KS

(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	Lot 1 NE¼	Lot 2 NW¼	Lot 1 SW¼	Lot 2 SE¼	Lot 1 NE¼	Lot 2 NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼		
A) 18	21	3W	33.5	40	29.5	36.5	40	31	8.5	11									230	
B) 18	21	3W									70	63.73					40	40	40	253.73
																			Total: 483.73	

For Office Use Only: Code _____ Fee \$ 200 - TR # _____ Receipt Date _____ Check # 2063

5. **Presently authorized point of diversion:**
 One in the _____ Quarter of the _____ Quarter of the Lot 2 Quarter
 of Section 18, Township 21 South, Range 3W (E/W),
 in McPherson County, Kansas, 1520 feet North 5030 feet West of Southeast corner of section.
 Authorized Rate 540 GPM Authorized Quantity 130 AF Depth of well _____ (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 _____ 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 —

6. **Presently authorized point of diversion:**
 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.
 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 _____ 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) Combining place of use with
Nos. 13056, 37868, & 39948 proposed place of use

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

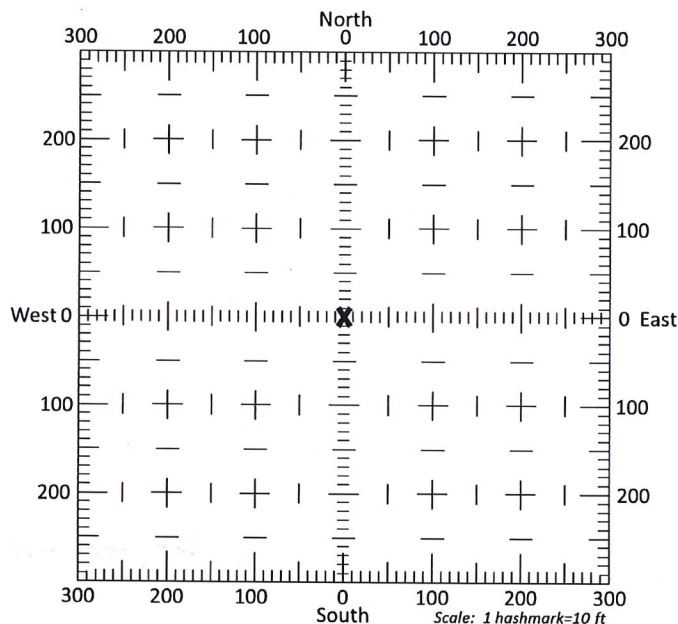
9. The change(s) (was)(will be) completed by?
ASAP

10. If the point of diversion is a well:
 (a) What are you going to do with the old well?
NA
 (b) When will this be done? NA

11. Groundwater Management District recommendation attached? Yes No 5/3/19 TJS-SFFO

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 Inman, Kansas, this 27 day of March, 2019.

Gary Froese
(Owner)

Kristine Froese
(Spouse)

Gary Froese
(Please Print)

Kristine Froese
(Please Print)

(Owner)

(Spouse)

(Please Print)

(Please Print)

(Owner)

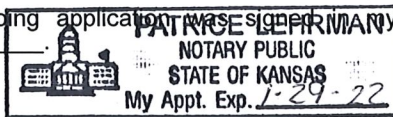
(Spouse)

(Please Print)

(Please Print)

State of Kansas }
County of Mcpherson } SS

I hereby certify that the foregoing application was signed in my presence and sworn to before me this 27 day of March, 2019.



Patricia Lehmann
Notary Public

My Commission Expires 1-29-22.

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

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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.)

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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 Inman, Kansas, this 1st day of April, 2019.

Ray Froese
(Owner)

Dawn Froese
(Spouse)

Ray Froese, Trustee of the Ray & Dawn Froese Family Trust
(Please Print)

Dawn Froese
(Please Print)

(Owner)

(Spouse)

(Please Print)

(Please Print)

(Owner)

(Spouse)

(Please Print)

(Please Print)

State of Kansas }
County of McPherson } SS

I hereby certify that the foregoing application was signed in my presence and sworn to before me this 1st day of April, 2019.



Serina Heide
Notary Public

My Commission Expires 11-14-21.

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- (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.)

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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 Atchison, Kansas, this 29 day of March, 2019.

[Signature]

 (Owner)

Larry L. Froese, Trustee of the Larry & Beverly Froese Family Tr.

 (Please Print)

 (Owner)

 (Please Print)

 (Owner)

 (Please Print)

[Signature]

 (Spouse)

Beverly Froese

 (Please Print)

 (Spouse)

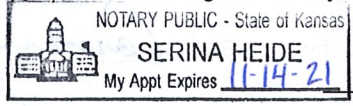
 (Please Print)

 (Spouse)

 (Please Print)

State of Kansas }
 County of McPherson } SS

I hereby certify that the foregoing application was signed in my presence and sworn to before me this 29th day of March, 2019.



[Signature]

 Notary Public

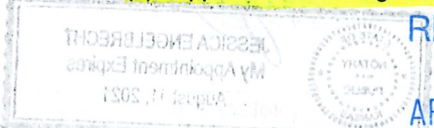
My Commission Expires 11-14-21

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**

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



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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. 37843.

1. A change application was received on 4/1/2019 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 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 _____ 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, 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
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: May 9, 2019

State of Kansas _____)

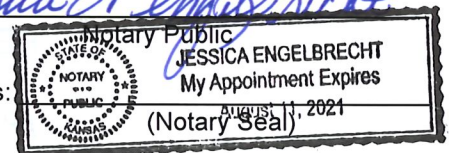
County of Stafford _____) SS

Acknowledged before me on 05/09/2019

by Cameron Conant

Signature: Jessica Engelbrecht

My commission expires: _____



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Application Map - File No. 37843



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.

[Signature]
Signature

3-24-19
Date

- New Application
- Application No. 37843 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)
- 3)

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Well owners within ½ mile – No. 37843

- 1) Recreational Well – No. 6416
Bruce C. Gottwald Jr.
600 E. Main Street, Suite 2125
Richmond, VA 23219

- 2) Irrigation Well – No. 37868
Larry & Beverly Froese Family Trust ETAL
1226 Cherokee Rd.
Inman, KS 67546

- 3) Domestic Well
Larry & Beverly Froese Family Trust ETAL
1226 Cherokee Rd.
Inman, KS 67546

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APR 01 2019

Stafford Field Office
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

Mike Beam, Interim Secretary

Laura Kelly, Governor

May 9, 2019

Larry Froese
1226 Cherokee Road
Inman KS 67546

Re: Water Right, File No(s). 37843

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 that reads "Jeff Lanterman".

Jeff Lanterman
Water Commissioner

Enclosures

pc: Water Rights Section
Groundwater Management District No. 2

CERTIFICATE OF SERVICE

On this **9th** day of **May, 2019**, I hereby certify that the attached Change in Place of Use for Water Right, File No. **37843**, dated **May 9, 2019** was mailed via Certified U.S. mail to the following:

Larry Froese
1226 Cherokee Road
Inman KS 67546

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

GMD 2


Staff



KANSAS DEPARTMENT OF AGRICULTURE

Division of Water Resources

Stafford Field Office

MEMORANDUM

TO: File

DATE: 4/4/2019

FROM: Tyler Saryerwinnie

RE: File Nos. 13056, 39948,
37843, & 37868

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 applications filed on 4/1/19 for the above referenced files meet this criteria and surrounding well owners will not be notified.

Saryerwinnie, Tyler [KDA]

From: Saryerwinnie, Tyler [KDA]
Sent: Friday, April 05, 2019 8:00 AM
To: 'Rebecca Wilson'
Cc: Conant, Cameron [KDA]
Subject: RE: GMD Recommendation Request - File Nos. 13056, 37843, 37868, 39948
Attachments: 37868.Change App.pdf; 39948.Change App.pdf

Email 2 of 2

From: Saryerwinnie, Tyler [KDA]
Sent: Friday, April 05, 2019 7:58 AM
To: 'Rebecca Wilson'
Cc: Conant, Cameron [KDA]
Subject: GMD Recommendation Request - File Nos. 13056, 37843, 37868, 39948

Rebecca,

I have attached a cover letter and copies of four (4) place of use change applications for GMD review and recommendation. Please provide the GMD recommendation by no later than April 25, 2019.

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

Email 1 of 2

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



Phone: 620-234-5311
Fax: 620-234-6900
www.agriculture.ks.gov

Mike Beam, Interim Secretary

Laura Kelly, Governor

April 5, 2019

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

RE: Place of Use Change Application, File No(s). 13056, 39948, 37843, & 37868

Dear Mr. Boese,

We are enclosing copies of four (4) applications, as referenced above, for your review and recommendation. At this time the applications appear 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 black ink, appearing to read "T. Saryerwinnie".

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

Enclosure

Saryerwinnie, Tyler [KDA]

From: Saryerwinnie, Tyler [KDA]
Sent: Thursday, April 25, 2019 3:26 PM
To: 'Rebecca Wilson'
Subject: RE: GMD Recommendation Request - File Nos. 13056, 37843, 37868, 39948

Rebecca,

Per your request for an extension of time for the Groundwater Management District review and recommendation, the new deadline to submit a recommendation on the proposed change application is May 25, 2019, or 30 days from the date of this email.

If you need any other information, please let me know.

Thank you,

Tyler Saryerwinnie

From: Rebecca Wilson [<mailto:rwilson@gmd2.org>]
Sent: Thursday, April 25, 2019 10:34 AM
To: Saryerwinnie, Tyler [KDA]
Subject: RE: GMD Recommendation Request - File Nos. 13056, 37843, 37868, 39948

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Tyler,

I apologize, but we have a backlog of reviews right now. Could we please have a 30 day extension to review these files?

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

From: Saryerwinnie, Tyler [KDA] <Tyler.Saryerwinnie@ks.gov>
Sent: Friday, April 05, 2019 7:59 AM
To: Rebecca Wilson <rwilson@gmd2.org>

Saryerwinnie, Tyler [KDA]

From: Rebecca Wilson <rwilson@gmd2.org>
Sent: Friday, May 03, 2019 5:04 PM
To: Saryerwinnie, Tyler [KDA]
Cc: Engelbrecht, Jessica [KDA]
Subject: 13056 37843 37868 39948 PU Change Application Approval Recommendation Letters
Attachments: 13056 PU Change App Approval Recommendation Letter 5-03-19.pdf; 37843 PU Change App Approval Recommendation Letter 5-03-19.pdf; 37868 PU Change App Approval Recommendation Letter 5-03-19.pdf; 39948 PU Change App Approval Recommendation Letter 5-03-19.pdf

Follow Up Flag: Follow up
Flag Status: Flagged

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.

Hello!

Attached you will find the Change in Place of Use Application Approval Recommendation Letters from Manager Tim Boese for files #13056, #37843, #37868, and #39948.

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

Thanks!

Rebecca Wilson

Rebecca Wilson
Administrative Assistant
Equus Beds GMD2
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Halstead, KS 67056
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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

May 3, 2019

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

Re: Place of Use Change Applications, File Nos. 13056, 39948, 37843, 37868 – Larry L. Froese

Dear Mr. Saryerwinnie:

The Equus Beds Groundwater Management District No. 2 reviewed the referenced change in place of use applications on May 3, 2019, 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 applications propose to create an identical place of use overlap between the water rights totaling 483.73 acres. The proposed place of use results in a total combined water to land ratio of approximately 0.90 acre-feet per acre.

The District's review found that the change applications comply 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 applications are 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

pc: Larry L. & Beverly D. Froese, Applicant and Landowner
Ray & Dawn Froese Family Trust, Landowner



MAY 03 2019

Stafford Field Office
Division of Water Resources

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

1) Application No. 37843 Date filed: 4/01/19
 2) Applicant: Larry L. Froese County: McPherson
 3) Proposed maximum quantity: 130 acre-feet/year Rate: 540 GPM
 4) Proposed Use: Irrigation
 5) P/D location: Lot 2 18-21S-3W Geo Center: North 1520 ft, West 5030 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 P/UF No. Pending Nos. 13056, 39948, 37868
 10) Overlapping PD File No. _____
 11) Authorized Acres 120 Acres
 12) Base Acres NA Acres

13) Meets Max Reasonable Quantity K.A.R. 5-22-14? Yes No N/A
 (a) Irrigation max quantity: 0.27; 0.90 combined 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: _____ bls at observation well: _____

16) Date reviewed: May 3, 2019
 17) Reviewed by: T. Boese Title: Manager
 18) District recommendation: Approve Deny Other, see comment

19) Comments and Calculations:

Review completed for an application to change the place of use submitted by Larry L. Froese.
 Application proposes to increase the place of use from 120 acres to 483.73 acres and overlap the place of use and form identical place of use overlap with change applications filed on Nos. 13056, 39948, 37868
 The proposed place of use is 483.73 acres and no new acres are proposed between the files - changes filed only for the purpose of creating an identical place of use overlap between the files. Therefore, base acre review is not necessary
 Water right no 13056 - Authorized for 115 AF
 Water right no 39948 - Authorized for 115 AF (limited to 115 AF when combined with No. 13056. Net Q = 0 AF)
 Water right no. 37843 - Authorized for 130 AF
 Water right no. 37868 - Authorized for 191 AF
 Item 13: 130 AF / 483.73 acres = 0.27 AF/A. Total combined is 436 AF / 483.73 acres = 0.90 AF/A
 Recommend Approval, complies with K.A.R. 5-22-1 through 5-22-17

RECEIVED

MAY 03 2019

Stafford Field Office
Division of Water Resources