

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

1. File Number: 46120	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: 7/11/19
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8a. Applicant(s) Person ID _____ New to system <input type="checkbox"/> Add Seq# _____	8c. Landowner(s) Person ID _____ New to system <input type="checkbox"/> Add Seq# _____
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8b. Landowner(s) Person ID 66043 New to system <input type="checkbox"/> Add Seq# 1 CNS LAND LLC ATTN: LARRY L & CINDY STUCKY 1528 CIMARRON ROAD MCPHERSON, KS 67460	8d. WUC Person ID 17488 New to system <input type="checkbox"/> Add Seq# 1 LARRY L & CINDY LOU STUCKY 1528 CIMARRON RD MCPHERSON, KS 67460-7037
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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: **9/6/19** Date to Comply: _____

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

Date Prepared: **9/6/19** By: **TJS**
 Date Entered: By:

File No. **46120** 11. County: **MCPHERSON** Basin: **Little Arkansas River** Stream: --- Formation Code: **190 (Equus Beds)** Special Use: **NA**

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 71118 Qualifier S T R ID 'N 'W Comment (AKA Line) 1 46118

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				
ENT 56829 11 21S 3W 1		30	32	33													95	8b.	No	46118
DEL 56833 3																				

Base Acres: **62** Year: **2012** Minimum Reasonable Quantity: **1.06 AF/acre (MP Co)**

Comments:

9:16 am
RECEIVED

JUL 11 2019

Stafford Field Office
DIVISION OF WATER



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. 46120

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. Stucky
1528 Cimarron Road, McPherson, KS 67460-7037

Phone Number: (620)504-4701 Email address: cstucky@mtelco.net

Name and address of Water Use Correspondent: Larry L. and Cindy Lou Stucky
1528 Cimarron Road, McPherson, KS 67460-7037

Phone Number: (620)504-4701 Email address: cstucky@mtelco.net

3. The presently authorized place of use is:
Owner of Land ---- NAME: CNS Land LLC

ADDRESS: Larry L & Cindy Stucky, 1528 Cimarron Road, McPherson, KS 67460-7037

(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	
11	21S	3W				33													33

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: CNS Land LLC

ADDRESS: Larry L & Cindy Stucky, 1528 Cimarron Road, McPherson, KS 67460-7037

(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	
11	21S	3W		30	32	33													95

For Office Use Only: Code _____ Fee \$ 200 TR # _____ Receipt Date 7/11/19 Check # 11775
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5. **Presently authorized point of diversion:**
 One in the NW Quarter of the SE Quarter of the NE Quarter of Section 11, Township 21 South, Range 3 (W), in McPherson County, Kansas, 3,952 feet North 882 feet West of Southeast corner of section. Authorized Rate 895 (limited) Authorized Quantity 42.9 acre-feet Depth of well 132 (feet)
 (DWR use only: Computer ID No. 1 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 46118

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) to make a complete overlap in p/u between 2 files with the same point of diversion.

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

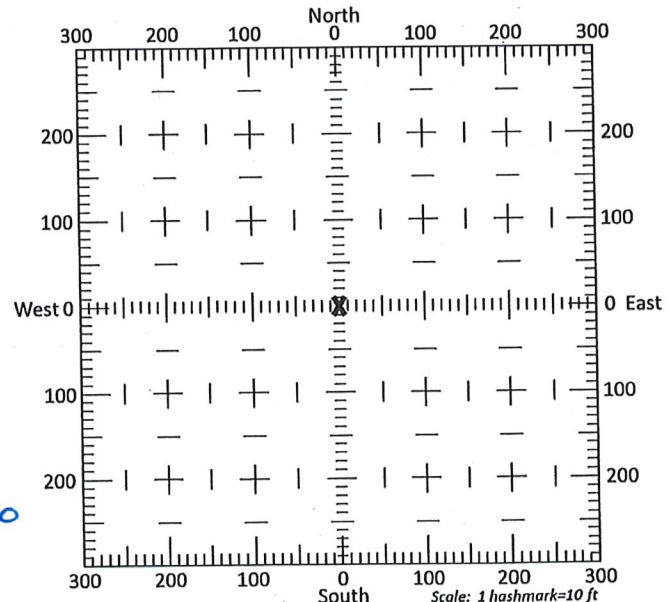
9. The change(s) (was)(will be) completed by?
N/A

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

11. Groundwater Management District recommendation attached?
 Yes No 9/5/19 TJS-SFFO

12. Assisted by CRC-SFFO

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.)

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JUL 11 2019
 File No. 46,120
 Stafford Field Office
 DIVISION OF WATER RESOURCES

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 Moundridge, Kansas, this 9th day of July, 2019.

Larry L Stucky
 (Owner)
Larry L Stucky
 (Please Print)

 (Owner)

 (Please Print)

 (Owner)

 (Please Print)

Cindy Lou Stucky
 (Spouse)
Cindy Lou Stucky
 (Please Print)

 (Spouse)

 (Please Print)

 (Spouse)

 (Please Print)

State of Kansas }
 County of Moprherson } SS

I hereby certify that the foregoing application was signed in my presence and sworn to before me this 9th day of JUN, 2019.

 **MCKENZIE EDIGER**
 Notary Public - State of Kansas
 My Appt. Expires 01/31/2023

Mckenzie Ediger
 Notary Public

My Commission Expires 01/31/2023

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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FILE NO. 111 12019

Stafford Field Office
 DIVISION OF WATER RESOURCES

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. 46120.

1. A change application was received on July 11, 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: September 6, 2019

State of Kansas _____)

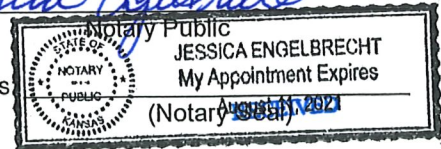
County of Stafford) SS

Acknowledged before me on 9/6/19

by Cameron Conant

Signature: Jessica Engelbrecht

My commission expires _____



P/U Change Application for File No. 46,120
Section 11-21S-R03W in McPherson County



● authorized point of diversion
for File Nos. 46118 & 46120 (3952' N & 882'W)



authorized place of use covering 33 acres



proposed place of use covering 95 acres



1/2 mile circle around
authorized well



section corners



domestic well
Parker Zenger Family Trust
1680 Cheyenne RD
Moundridge, KS 67107



By signing below I agree that all wells, including domestic wells, within
1/2 mile of our proposed well have been shown on this map.

X *Jerry L Stucky* 7-9-19
signature date

RECEIVED

JUL 11 2019

1 inch = 14,000 feet
DIVISION OF WATER RESOURCES

map created on 7/2/19 scale 1:12,000

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, Secretary

Laura Kelly, Governor

September 6, 2019

CNS Land LLC
ATTN: Larry L & Cindy Stucky
1528 Cimarron Road
McPherson KS 67460

Re: Water Right, File No(s). 46120

Dear Water Right Owner:

Enclosed is an order executed by the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, approving the application for change under the 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 <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,

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 **6th** day of **September, 2019**, I hereby certify that the attached Change in Place of Use for Water Right, File No. **46120**, dated **September 6, 2019** was mailed via Certified U.S. mail to the following:

CNS Land LLC
ATTN: Larry L & Cindy Stucky
1528 Cimarron Road
McPherson KS 67460

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: 7/16/2019

FROM: Tyler Saryerwinnie

RE: File Nos. 46118 & 46120

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 7/11/2019 for the above referenced files meet this criteria and surrounding well owners will not be notified.

Saryerwinnie, Tyler [KDA]

From: Saryerwinnie, Tyler [KDA]
Sent: Tuesday, July 16, 2019 9:53 AM
To: 'Rebecca Wilson'
Cc: Conant, Cameron [KDA]
Subject: GMD Recommendation Request - File Nos 46118 & 46120
Attachments: 46118.46120.Cover Letter.pdf; 46118.Change App.pdf; 46120.Change App.pdf

Rebecca,

I have attached a cover letter and copies of two (2) place of use change applications for GMD review and recommendation. Please provide the GMD recommendation by no later than August 5th , 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

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, Secretary

Laura Kelly, Governor

July 16, 2019

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

RE: Place of Use Change Application, File No(s). 46,118 & 46,120

Dear Mr. Boese,

We are enclosing a copy of each application, 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 applications. 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 "Tyler Saryerwinnie".

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

Enclosure

Saryerwinnie, Tyler [KDA]

From: Saryerwinnie, Tyler [KDA]
Sent: Wednesday, August 07, 2019 1:56 PM
To: 'Rebecca Wilson'
Subject: RE: GMD Recommendation Request - File Nos 46118 & 46120

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 applications is September 5, 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: Wednesday, August 07, 2019 1:43 PM
To: Saryerwinnie, Tyler [KDA]
Subject: RE: GMD Recommendation Request - File Nos 46118 & 46120

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, Tyler!

Could we please have an 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]
Sent: Tuesday, August 06, 2019 8:08 AM
To: Rebecca Wilson <rwilson@gmd2.org>
Subject: RE: GMD Recommendation Request - File Nos 46118 & 46120

Rebecca,

I am just wanting to check on the status of this recommendation request. Please let me know if you need anything regarding these applications.

Thank you,
Tyler Saryerwinnie

From: Saryerwinnie, Tyler [KDA]
Sent: Tuesday, July 16, 2019 9:58 AM
To: Rebecca Wilson
Cc: Conant, Cameron [KDA]
Subject: GMD Recommendation Request - File Nos 46118 & 46120

Rebecca,

I have attached a cover letter and copies of two (2) place of use change applications for GMD review and recommendation. Please provide the GMD recommendation by no later than August 5th , 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

Saryerwinnie, Tyler [KDA]

From: Rebecca Wilson <rwilson@gmd2.org>
Sent: Thursday, September 05, 2019 4:40 PM
To: Saryerwinnie, Tyler [KDA]
Cc: Engelbrecht, Jessica [KDA]
Subject: 46118 46120 PU Change App Approval Recommendation
Attachments: 46118 46120 PU Change App Approval Recommendation 9-05-19.pdf

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,

Attached you will find the Place of Use Change Application Approval Recommendation Letter from Manager Tim Boese for file #46118 and #46120.

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
DAVID BOGNER, SECRETARY
MIKE MCGINN, TREASURER
TIM BOESE, MANAGER
THOMAS A. ADRIAN, ATTORNEY



DIRECTORS:
ALAN BURGHART
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

September 5, 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. 46118 & 46120 – Larry L. Stucky

Dear Mr. Saryerwinnie:

The Equus Beds Groundwater Management District No. 2 reviewed the referenced change in place of use applications on September 5, 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.

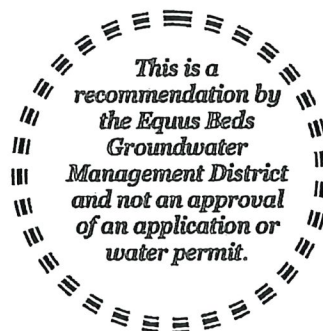
The change applications propose to create an identical place of use overlap between the water rights totaling 95 acres. The proposed place of use results in a total combined water to land ratio of 1.3 acre-feet per acre.

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: CNS Land, LLC, Attn Larry L. Stucky, Applicant and Landowner

RECEIVED

SEP 05 2019

Stafford Field Office
Division of Water Resources

H:\MSOFFICE\LETTERS\APPCHANGE_PURRecommendation\Approval#46118_46120_Stucky.docx



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

1) Application No. 46120 Date filed: 7/11/19
 2) Applicant: Larry L. Stucky County: McPherson
 3) Proposed maximum quantity: 42.90 acre-feet/year Rate: 895(LTD) GPM
 4) Proposed Use: Irrigation
 5) P/D location: NW SE NE 11-21S-3W Geo Center: North 3952 ft, West 882 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 file No. 46118 (PROPOSED)
 10) Overlapping PD File No. 46118
 11) Authorized Acres 33 Acres
 12) Base Acres 33 Acres

13) Meets Max Reasonable Quantity K.A.R. 5-22-14? Yes No N/A
 (a) Irrigation max quantity: 0.85 (1.3 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: September 5, 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. Stucky.
 Application proposes to increase the place of use from 33 acres to 95 acres and overlap the place of use and form identical place of use overlap with change application filed on No. 46118. No. 46118 and 46120 have identical PD overlap.
 The proposed place of use is 95 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.
 Water right no 46118 - Authorized for 80.6 AF
 Water right no 46120- Authorized for 42.9 AF
 Item 13: 42.9 AF / 95 acres = 0.45 AF/A. Total combined is 123.5 AF / 95 acres = 1.3 AF/A
 Recommend Approval, complies with K.A.R. 5-22-1 through 5-22-17

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SEP 05 2019

Stafford Field Office
Division of Water Resources