

File No. **50083** 15. Formation Code: 100 Drainage Basin: Cimarron River County: CA Special Use: Stream:

16. Points of Diversion	Qualifier	S	T	R	ID	'N	'W
√ 86866 Lot 4 N ENWNW	5	33S	25W	1	5126	4172	Geo-center
√ 86867 Lot 4 N ENWNW	5	33S	25W	2	5326	4372	Batt 1 of 4
√ 86868 Lot 4 N ENWNW	5	33S	25W	3	5226	4272	Batt 2 of 4
√ 86869 Lot 4 N ENWNW	5	33S	25W	4	4926	3972	Batt 3 of 4
√ 86870 Lot 4 N ENWNW	5	33S	25W	5	5026	4072	Batt 4 of 4

17. Rate and Quantity				
Authorized		Additional		
Rate gpm	Quantity af	Rate gpm	Quantity af	Overlap PD Files
800 g.p.m.	435.61 AF	800 gpm	0 AF	NO

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

19. **ADD** Limitation: **435.61** af/yr at _____ gpm (_____ cfs) when combined with file number(s) **49731**
 Limitation: _____ af/yr at _____ gpm (_____ cfs) when combined with file number(s) _____

20. Meter Required? Yes No To be installed by **12/31/2020** Date Acceptable Meter Installed _____

21. Place of Use	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 68116 31 32S 25W 1									23.5				23.5	1.50	38.0	38.50	1.50	126.5	7b	NO	49731
MOD 68970 4 33S 25W 2 PU COMMENT L-2(NWNE) L-3 (NENW)		L-2 26.0	26.0		L-3 26.0			26.0										104.0	7b	NO	49731
ENT 68117 6 33S 25W 1 PU COMMENT L-1(NENE) L-2(NWNE) L-3(NENW)	L-1 15.0	L-2 38.0	28.5	9.00	L-3 3.50			1.50 1.5										95.50	7b	NO	49731
DEL 68969 33 32S 25W 1									3.0	1.0	17.0	40.0		3.0	40.0			104.00			

Comments: PU and requested quantity were all modified during processing of the application. Will be limited to 435.61 AF when combined with 49731 on the authorized PU. File #49731 will have a PU change to form a complete overlap with 50083.

* *Work done 2/17/19*

KANSAS DEPARTMENT OF AGRICULTURE
Division of Water Resources

M E M O R A N D U M

TO: Files

DATE: January 4, 2019

FROM: Matt Meier

RE: Application, File No. 50,083

Western Pacific Farm Inc. has filed the referenced application to appropriate groundwater for irrigation use, requesting a battery of four (4) wells, a quantity of 435.61 acre-feet (zero of which will be additional), and a diversion rate of 800 gallons per minute. The proposed geo-center of the battery of wells is to be located in the Northeast Quarter of the Northwest Quarter of the Northwest Quarter (NE $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$) of Section 5, more particularly described as being near a point 5,126 feet North and 4,172 feet West of the Southeast corner of said section, Township 33 South, Range 25 West, Clark County, in the Cimarron River drainage basin within the boundaries of South-Central Kansas Designated Unit Area- CIM71. There are no overlapping water rights on the proposed point of diversion. The proposed place of use will eventually form a complete overlap with File #49,731, which will have a place of use change. File #49,731 currently has illegal acres and was constructed much smaller than requested. The new application and change are to add in another pivot at a different location than the two existing pivots. The application will be limited to 435.61 acre-feet on the authorized place of use when combined with File #49,731. The proposed place of use is owned by Western Pacific Farm Inc. The applicant has signed the application form stating that he has legal access to the point of diversion. The place of use and quantity were all modified during the processing of the application at the applicant's request.

The applicant identified one domestic well within one-half mile of the proposed well (which is owned by the applicant) and one existing non-domestic well (File #49,731), which Wris confirmed. No nearby well notification letters were sent out. The nearest non-domestic point of diversion (File #49,731) is located 2,113 feet away. Based off the map submitted with the application, the nearest domestic well appears to be approximately 2640 feet away. The proposed point of diversion meets minimum well spacing to all existing wells. Per the requirements in K.A.R. 5-4-4 for all other aquifers, the minimum well spacing should be one-quarter mile to all other non-domestic wells and 660 feet to domestic wells.

A test hole log was submitted with the application and shows topsoil from 0 to 2 feet, sand from 2 to 16 feet, blue clay from 16 to 20 feet, fine to course sand from 20 to 35 feet, fine to medium sand and gravel from 25 to 50 feet, sand with small white rock from 50 to 58 feet, and red bed from 58 to 80 feet below ground. Static water level was 4 feet below ground surface which provides a saturated thickness of 54 feet.

The point of diversion is located within South Central Kansas Designated Unit Area CIM71 which is currently open to new appropriations. Per the requirements in K.A.R. 5-3-11, safe yield is determined by the extent of the unconfined aquifer within a two-mile circle radius of the point of diversion, which establishes the area of consideration. Evaluation of the area of consideration included the extent of the unconfined aquifer, which provided an area of consideration of 8,042 acres. With a potential annual recharge of 1.3 inches, and 50% of recharge available for appropriation, safe yield was determined to be 435.61 acre-feet. Existing water rights (File #49,731) have appropriated 435.61 acre-feet, providing a difference of 0 acre-feet available for appropriation. The application was recommended for denial on October 12, 2018. The applicant responded and requested that the initial requested quantity of 512 acre-feet be reduced to 435.61 acre-feet for zero additional quantity. The 435.61 acre-feet would to be limited when combined with File #49,731 on the authorized place of use to comply with safe yield.

The requested quantity of water, 435.61 acre-feet, is reasonable to irrigate the proposed 326 acres identified in the application. This is the minimum reasonable quantity allowable of 1.34 acre-feet per acre for Clark County, Kansas. There are multiple pending applications in this general area of the state, and they are being worked in priority order to ensure that senior applications are provided the available water.

In accordance with K.S.A. 82a-706c, the Chief Engineer retains full authority to require any water user to install meters, gages, or other measuring devices, which devices he or she or his or her agents may read at any time. Water flowmeter requirements are further described in K.A.R. 5-1-4 through K.A.R. 5-1-12. If any chemical or foreign substance is injected into the water pumped under this permit, a check valve will also need to be installed. A water level measurement tube is required because this is a proposed new well exceeding 100 gpm.

Jeff Lanterman, Water Commissioner, Stafford Field Office, recommended approval of the referenced application on January 4, 2019. Based on the above discussion, well spacing and safe yield criteria are met, and approval of the application will not impair senior water rights nor prejudicially or unreasonably affect the public interest, it is recommended that the referenced application be approved.

Matt Meier
Environmental Scientist
Permits Unit

1320 Research Park Drive
Manhattan, KS 66502
785-564-6700
www. agriculture.ks.gov



900 SW Jackson, Room 456
Topeka, KS 66612
785-296-3556

Mike Beam, Acting Secretary

Laura Kelly, Governor

WESTERN PACIFIC FARMS INC
2257 100TH RD
COPELAND KS 67837

February 18, 2019

RE: Appropriation of Water, File Nos. 49,731 and 50,083

Dear Mr. Withers:

FILE COPY

There is enclosed a permit (File No. 50,083) to appropriate water authorizing you to proceed with construction of the proposed diversion works (except those dams and stream obstructions regulated by K.S.A. 82a-301 through 305a), to divert such unappropriated water as may be available from the source and at the location specified in the permit, and to use it for the purpose and at the location described in the permit.

Your attention is directed to the enclosures and to the terms, conditions, and limitations specified in this permit. A water meter is required and you must install it prior to water being put to beneficial use in order for you to maintain accurate records of water use. The meter should be used to provide the information required on the annual water use report.

Failure to notify the Chief Engineer of the Division of Water Resources of the completion of the diversion works within the time allowed, or within any authorized extension of time thereof, will result in the dismissal of this permit. Enclosed is a form which may be used to notify the Chief Engineer that the proposed diversion works have been completed.

All requests for extensions of time to complete diversion works, or to perfect appropriations, must be submitted to the Chief Engineer before the expiration of time originally set forth in the permit to complete diversion works or to perfect an appropriation. If for any reason, you require an extension of time, you must request it before the expiration of time set forth in this permit. Failure to comply with this regulation will result in the dismissal of your permit or your water right. Any request for an extension of time shall be accompanied by the required statutory fee, which is currently \$100.00.

There is also enclosed an information sheet setting forth the procedure to obtain a Certificate of Appropriation which will establish the extent of your water right.

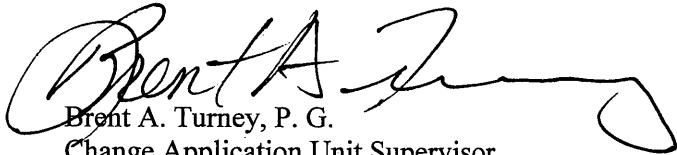
In addition, enclosed is the order executed by the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, approving the application for change under Appropriation of Water, File No. 49,731. Your attention is directed to the enclosures and to the terms, conditions, and limitations specified in this approval for change. A condition of this approval is that an acceptable water flow meter must be installed on the diversion works authorized under the referenced file number. Please return the required notification of completion of the diversion works and/or installation of the required meters as soon as these actions are completed.

Please be reminded that reports of water usage must be submitted to this office annually. Records indicating the amount of water used should be furnished to the Chief Engineer by March 1 following the end of the previous calendar year so that the continued use of water becomes a matter of record in this office. The owner, or his or her legally designated agent, is held responsible for submitting annual water use reports. Failure to file an accurate water use report is a violation of law which makes you subject to civil penalties.

Western Pacific Farms, Inc.
File Nos. 49,731 and 50,083
Page 2

If you have any questions, please contact our office. If you wish to discuss this specific file, please have the file number ready so that we may help you more efficiently.

Sincerely,

A handwritten signature in black ink, appearing to read "Brent A. Turney". The signature is fluid and cursive, with a long horizontal stroke extending to the right.

Brent A. Turney, P. G.
Change Application Unit Supervisor
Water Appropriation Program

BAT:rak

Enclosures

pc: Stafford Field Office



THE STATE OF KANSAS

KANSAS DEPARTMENT OF AGRICULTURE
 Mike Beam, Acting Secretary of Agriculture

DIVISION OF WATER RESOURCES
 David W. Barfield, Chief Engineer

APPROVAL OF APPLICATION
and
PERMIT TO PROCEED

(This Is Not a Certificate of Appropriation)

This is to certify that I have examined Application, **File No. 50,083** of the applicant

WESTERN PACIFIC FARMS INC
2257 100TH RD
COPELAND KS 67837

for a permit to appropriate water for beneficial use, together with the maps, plans and other submitted data, and that the application is hereby approved and the applicant is hereby authorized, subject to vested rights and prior appropriations, to proceed with the construction of the proposed diversion works (except those dams and stream obstructions regulated by K.S.A. 82a-301 through 305a, as amended), and to proceed with all steps necessary for the application of the water to the approved and proposed beneficial use and otherwise perfect the proposed appropriation subject to the following terms, conditions and limitations:

1. That the priority date assigned to such application is **July 2, 2018**.
2. That the water sought to be appropriated shall be used for irrigation use on land described in the application, as follows:

Sec. Twp. Range	NE¼				NW¼				SW¼				SE¼				TOTAL	
	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼		
31 32S 25W									23.50				23.50	1.50	38.00	38.50	1.50	126.50
4 33S 25W		Lot 2 26.00	26.00		Lot 3 26.00				26.00									104.00
6 33S 25W	Lot 1 15.00	Lot 2 38.00	28.50	9.00	Lot 3 3.50				1.50									95.50
Total																		326.00

3. That the authorized source from which the appropriation shall be made is groundwater, to be withdrawn by means of a battery of four (4) wells, the Geo-Center of which is located in Lot 4 (NW¼ NW¼) of Section 5, more particularly described as being near a point 5,126 feet North and 4,172 feet West of the Southeast corner of said section, in Township 33 South, Range 25 West, Clark County, Kansas, located substantially as shown on the map accompanying the application.

4. That the appropriation sought shall be limited to a maximum diversion rate not in excess of **800 gallons per minute (1.783 c.f.s.)** and to a quantity not to exceed **435.61 acre-feet** of water for any calendar year.

5. That installation of works for diversion of water shall be completed on or before **December 31, 2020** or within any authorized extension thereof. The applicant shall notify the Chief Engineer and pay the statutorily required field inspection fee of \$400.00 when construction of the works has been completed. Failure to timely submit the notice and the fee will result in revocation of the permit. Any request for an extension of time shall be submitted prior to the expiration of the deadline and shall be accompanied by the required statutory fee of \$100.00.

6. That the proposed appropriation shall be perfected by the actual application of water to the proposed beneficial use on or before **December 31, 2024** or any authorized extension thereof. Any request for an extension of time shall be submitted prior to the expiration of the deadline and shall be accompanied by the required statutory fee of \$100.00.
7. That the applicant shall not be deemed to have acquired a water appropriation for a quantity in excess of the amount approved herein nor in excess of the amount found by the Chief Engineer to have been actually used for the approved purpose during one calendar year subsequent to approval of the application and within the time specified for perfection or any authorized extension thereof.
8. That the use of water herein authorized shall not be made so as to impair any use under existing water rights nor prejudicially and unreasonably affect the public interest.
9. That the right of the appropriator shall relate to a specific quantity of water and such right must allow for a reasonable raising or lowering of the static water level and for the reasonable increase or decrease of the streamflow at the appropriator's point of diversion.
10. That this permit does not constitute authority under K.S.A. 82a-301 through 305a to construct any dam or other obstruction; nor does it grant any right-of-way, or authorize entry upon or injury to, public or private property.
11. That all diversion works constructed under the authority of this permit into which any type of chemical or other foreign substance will be injected into the water pumped from the diversion works shall be equipped with an in-line, automatic quick-closing, check valve capable of preventing pollution of the source of the water supply. The type of valve installed shall meet specifications adopted by the Chief Engineer and shall be maintained in an operating condition satisfactory to the Chief Engineer.
12. That an acceptable water flow meter shall be installed and maintained on the diversion works authorized by this permit in accordance with Kansas Administrative Regulations 5-1-4 through 5-1-12 adopted by the Chief Engineer. This water flow meter shall be used to provide an accurate quantity of water diverted as required for the annual water use report (including the meter reading at the beginning and end of the report year).
13. That all wells with a diversion rate of 100 gallons per minute or more drilled under the authority of this permit shall have a tube or other device installed in a manner acceptable to, and in accordance with specifications adopted by, the Chief Engineer. This tube or device shall be suitable for making water level measurements and shall be maintained in a condition satisfactory to the Chief Engineer.
14. That the applicant shall maintain accurate and complete records from which the quantity of water diverted during each calendar year may be readily determined and the applicant shall file an annual water use report with the Chief Engineer by March 1 following the end of each calendar year. Failure to file the annual water use report by the due date shall cause the applicant to be subject to a civil penalty.
15. That no water user shall engage in nor allow the waste of any water diverted under the authority of this permit.
16. That failure without cause to comply with provisions of the permit and its terms, conditions and limitations will result in the forfeiture of the priority date, revocation of the permit and dismissal of the application.
17. That this permit is further limited such that all wells shall be located within a three hundred (300) foot radius circle, in the same local source of supply, and shall supply water to a common distribution system.
18. That the quantity of water approved under this permit is further limited to the quantity which combined with Water Right, File No. 49,731, will provide a total **not to exceed 435.61 acre-feet** of water per calendar year, for irrigation use on the land described herein.

RIGHT TO A HEARING AND TO ADMINISTRATIVE REVIEW

If you are aggrieved by this Order, then pursuant to K.S.A. 82a-1901, you may:

- 1) request an evidentiary hearing before the Chief Engineer, or
- 2) request administrative review by the Secretary of Agriculture.

Failure to request an evidentiary hearing before the Chief Engineer does not preclude your right to administrative review by the Secretary.

To obtain an evidentiary hearing before the Chief Engineer, a written request for hearing must be filed within 15 days after service of this Order as provided in K.S.A. 77-531 (i.e., **within a total of 18 days after this Order was mailed to you**), with: Kansas Department of Agriculture, Attn: Legal Section, 1320 Research Park Drive, Manhattan, Kansas 66502, FAX (785) 564-6777.

If you do not file a request for an evidentiary hearing before the Chief Engineer, you may petition for administrative review of the Order by the Secretary of Agriculture. A petition for review shall be in writing and state the basis for requesting administrative review. The request for hearing may be denied if the request fails to clearly establish factual or legal issues for review. See K.S.A. 77-527. The petition must be filed within 30 days after service of this Order as provided in K.S.A. 77-531 (i.e., **within a total of 33 days after this Order was mailed to you**), and be filed with: Secretary of Agriculture, Attn: Legal Division, Kansas Department of Agriculture, 1320 Research Park Drive, Manhattan, Kansas 66502, FAX (785) 564-6777.

If neither a request for an evidentiary hearing nor a petition for administrative review is filed as set forth above, then this Order shall be effective and become a final agency action as defined in K.S.A. 77-607(b). Failure to timely request either an evidentiary hearing or administrative review may preclude further judicial review under the Kansas Judicial Review Act.

Ordered this 14th day of February, 2019, in Manhattan, Riley County, Kansas.

Lane P. Letourneau

Lane P. Letourneau, P.G.
Program Manager
Water Appropriation Program
Division of Water Resources
Kansas Department of Agriculture

State of Kansas)
) SS
County of Riley)

The foregoing instrument was acknowledged before me this 14th day of February, 2019, by Lane P. Letourneau, P.G., Program Manager, Water Appropriation Program, Division of Water Resources, Kansas Department of Agriculture.

Danielle Wilson

Notary Public



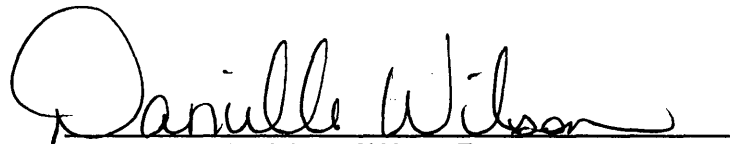
CERTIFICATE OF SERVICE

On this 18th day of February, 2019, I hereby certify that the foregoing Approval of Application and Permit to Proceed, File No. 50,083, dated February 14th, 2019 was mailed postage prepaid, first class, US mail to the following:

WESTERN PACIFIC FARMS INC
2257 100TH RD
COPELAND KS 67837

With photocopies to:

Stafford Field Office


Division of Water Resources

THE STATE OF KANSAS



APPLICATION COMPLETE

7/2/18
Reviewer MJM/SFFO

KANSAS DEPARTMENT OF AGRICULTURE
Jackie McClaskey, Secretary of Agriculture

DIVISION OF WATER RESOURCES
David W. Barfield, Chief Engineer

File Number 50083
This item to be completed by the Division of Water Resources.

Water Resources
Received

**APPLICATION FOR PERMIT TO
APPROPRIATE WATER FOR BENEFICIAL USE**
Filing Fee Must Accompany the Application
(Please refer to Fee Schedule attached to this application form.)

JUL 02 2018
1:30
KS Dept Of Agriculture

To the Chief Engineer of the Division of Water Resources, Kansas Department of Agriculture,
1320 Research Park Drive, Manhattan, KS 66502:

1. Name of Applicant (Please Print): WESTERN PACIFIC FARMS INC
Address: 2257 100TH RD
City: COPELAND State KS Zip Code 67837
Telephone Number: (620) 272-1376

2. The source of water is: surface water in _____ (stream)
OR groundwater in Cimarron River (S.C. KS DUA - CIM71) (drainage basin)

Certain streams in Kansas have minimum target flows established by law or may be subject to administration when water is released from storage for use by water assurance district members. If your application is subject to these regulations on the date we receive your application, you will be sent the appropriate form to complete and return to the Division of Water Resources.

3. The maximum quantity of water desired is 512 ^{435.61 ac ft (PW) * limitation endorsement Subject to #49731} acre-feet OR _____ gallons per calendar year,
to be diverted at a maximum rate of 800 gallons per minute OR _____ cubic feet per second.

Once your application has been assigned a priority, the requested maximum rate of diversion and maximum requested quantity of water under that priority number can **NOT** be increased. Please be certain your requested maximum rate of diversion and maximum quantity of water are appropriate and reasonable for your proposed project and are in agreement with the Division of Water Resources' requirements.

4. The water is intended to be appropriated for (Check use intended):

(a) <input type="checkbox"/> Artificial Recharge	(b) <input checked="" type="checkbox"/> Irrigation	(c) <input type="checkbox"/> Recreational	(d) <input type="checkbox"/> Water Power
(e) <input type="checkbox"/> Industrial	(f) <input type="checkbox"/> Municipal	(g) <input type="checkbox"/> Stockwatering	(h) <input type="checkbox"/> Sediment Control
(i) <input type="checkbox"/> Domestic	(j) <input type="checkbox"/> Dewatering	(k) <input type="checkbox"/> Hydraulic Dredging	(l) <input type="checkbox"/> Fire Protection
(m) <input type="checkbox"/> Thermal Exchange	(n) <input type="checkbox"/> Contamination Remediation		

YOU **MUST** COMPLETE AND ATTACH ADDITIONAL DIVISION OF WATER RESOURCES FORM(S) PROVIDING INFORMATION TO SUBSTANTIATE YOUR REQUEST FOR THE AMOUNT OF WATER FOR THE INTENDED USE REFERENCED ABOVE.

For Office Use Only:			
F.O. Code	<u>2 GMD</u>	Meets K.A.R. 5-3-1 (YES / NO)	Use <u>Irr</u>
	<u>225</u>	Fee \$ <u>340</u>	TR # _____
		Source <u>GYS</u> County <u>CA</u>	By <u>MJM</u> Date <u>7/2/18</u>
		Receipt Date <u>7/2/18</u>	Check # <u>9379</u>

RECEIVED

DEC 10 2018

SCANNED

7/9/18 DJW

5. The location of the proposed wells, pump sites or other works for diversion of water is:

Note: For the application to be accepted, the point of diversion location must be described to at least a 10 acre tract, unless you specifically request a 60 day period of time in which to locate the site within a specifically described, minimal legal quarter section of land.

- (A) One in the NE quarter of the NW quarter of the NW quarter of Section 5, more particularly described as being near a point 5126 feet North and 4172 feet West of the Southeast corner of said section, in Township 33 South, Range 25 West, Clark (Geo-Center) County, Kansas.
- (B) One in the NE quarter of the NW quarter of the NW quarter of Section 5, more particularly described as being near a point 5326 feet North and 4372 feet West of the Southeast corner of said section, in Township 33 South, Range 25 West, Clark (Bat 1 of 4) County, Kansas.
- (C) One in the NE quarter of the NW quarter of the NW quarter of Section 5, more particularly described as being near a point 5226 feet North and 4272 feet West of the Southeast corner of said section, in Township 33 South, Range 25 West, Clark (Bat 2 of 4) County, Kansas.
- (D) One in the NE quarter of the NW quarter of the NW quarter of Section 5, more particularly described as being near a point 5026 feet North and 4072 feet West of the Southeast corner of said section, in Township 33 South, Range 25 West, Clark (Bat 3 of 4) County, Kansas.
- (E) One in the NE quarter of the NW quarter of the NW quarter of Section 5, more particularly described as being near a point 4926 feet North and 3972 feet West of the Southeast corner of said section, in Township 33 South, Range 25 West, Clark (Bat 4 of 4) County, Kansas.

If the source of supply is groundwater, a separate application shall be filed for each proposed well or battery of wells, except that a single application may include up to four wells within a circle with a quarter (1/4) mile radius in the same local source of supply which do not exceed a maximum diversion rate of 20 gallons per minute per well.

A battery of wells is defined as two or more wells connected to a common pump by a manifold; or not more than four wells in the same local source of supply within a 300 foot radius circle which are being operated by pumps not to exceed a total maximum diversion rate of 800 gallons per minute and which supply water to a common distribution system.

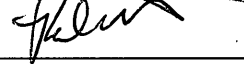
6. The owner of the point of diversion, if other than the applicant is (please print):

Same as Applicant
 (name, address and telephone number)

 (name, address and telephone number)

You must provide evidence of legal access to, or control of, the point of diversion from the landowner or the landowner's authorized representative. Provide a copy of a recorded deed, lease, easement or other document with this application. In lieu thereof, you may sign the following sworn statement:

I have legal access to, or control of, the point of diversion described in this application from the landowner or the landowner's authorized representative. I declare under penalty of perjury that the foregoing is true and correct.

Executed on 12-3, 2018 
 Applicant's Signature

The applicant must provide the required information or signature irrespective of whether they are the landowner. Failure to complete this portion of the application will cause it to be unacceptable for filing and the application will be returned to the applicant.

7. The proposed project for diversion of water will consist of Battery of 4 wells and pumps
 (number of wells, pumps or dams, etc.)
 and will be completed (by) ASAP
 (Month/Day/Year - each was or will be completed)

8. The first actual application of water for the proposed beneficial use was or is estimated to be ASAP
 (Mo/Day/Year)

RECEIVED RECEIVED Water Resources Received
 DEC 10 2018 OCT 08 2018 JUL 02 2018
 Stafford Field Office KS Dept Of Agriculture SCANNED
 Division of Water Resources Division of Water Resources

9. Will pesticide, fertilizer, or other foreign substance be injected into the water pumped from the diversion works?
 Yes No If "yes", a check valve shall be required.

All chemigation safety requirements must be met including a chemigation permit and reporting requirements.

10. If you are planning to impound water, please contact the Division of Water Resources for assistance, prior to submitting the application. Please attach a reservoir area capacity table and inform us of the total acres of surface drainage area above the reservoir.

Have you also made an application for a permit for construction of this dam and reservoir with the Division of Water Resources? Yes No

- If yes, show the Water Structures permit number here _____
- If no, explain here why a Water Structures permit is not required N.A.

11. The application must be supplemented by a U.S.G.S. topographic map, aerial photograph or a detailed plat showing the following information. On the topographic map, aerial photograph, or plat, identify the center of the section, the section lines or the section corners and show the appropriate section, township and range numbers. Also, please show the following information:

- (a) The location of the proposed point(s) of diversion (wells, stream-bank installations, dams, or other diversion works) should be plotted as described in Paragraph No. 5 of the application, showing the North-South distance and the East-West distance from a section line or southeast corner of section.
- (b) If the application is for groundwater, please show the location of any existing water wells of any kind within 1/2 mile of the proposed well or wells. Identify each existing well as to its use and furnish the name and mailing address of the property owner or owners. If there are no wells within 1/2 mile, please advise us.
- (c) If the application is for surface water, the names and addresses of the landowner(s) 1/2 mile downstream and 1/2 mile upstream from your property lines must be shown.
- (d) The location of the proposed place of use should be shown by crosshatching on the topographic map, aerial photograph or plat.
- (e) Show the location of the pipelines, canals, reservoirs or other facilities for conveying water from the point of diversion to the place of use.

A 7.5 minute U.S.G.S. topographic map may be obtained by providing the section, township and range numbers to: Kansas Geological Survey, 1930 Constant, Campus West, University of Kansas, Lawrence, Kansas 66047.

12. List any application, appropriation of water, water right, or vested right file number that covers the same diversion points or any of the same place of use described in this application. Also list any other recent modifications made to existing permits or water rights in conjunction with the filing of this application.

None
12/21/18 Plu. overlap with #49731 subject to Plu. change

	RECEIVED	RECEIVED	Water Resources Received
	DEC 10 2018	OCT 08 2018	JUL 02 2018
Stafford Field Office Division of Water Resources	Stafford Field Office Division of Water Resources	KS Dept Of Agriculture	SCANNED

13. Furnish the following well information if the proposed appropriation is for the use of groundwater. If the well has not been completed, give information obtained from test holes, if available.

Information below is from: Test holes Well as completed Drillers log attached

Well location as shown in paragraph No.	(A)	(B)	(C)	(D)
Date Drilled	<u>See</u>	<u>Attached</u>	_____	_____
Total depth of well	_____	_____	_____	_____
Depth to water bearing formation	_____	_____	_____	_____
Depth to static water level	_____	_____	_____	_____
Depth to bottom of pump intake pipe	_____	_____	_____	_____

14. The relationship of the applicant to the proposed place where the water will be used is that of

Owner
(owner, tenant, agent or otherwise)

15. The owner(s) of the property where the water is used, if other than the applicant, is (please print):

Same as Applicant
(name, address and telephone number)

(name, address and telephone number)

16. The undersigned states that the information set forth above is true to the best of his/her knowledge and that this application is submitted in good faith.

Dated at Copeland, Kansas, this 20 day of June, 2018.
(month) (year)



(Applicant Signature)

By _____
(Agent or Officer Signature)

Preston Withers

(Agent or Officer - Please Print)

Assisted by _____ ESII _____ Date: 6/18/2018
(office/title)

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Water Resources
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JUL 02 2018
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2. Please complete the following information for the description of the operation for the irrigation project. Attach supplemental sheets as needed.

a. Indicate the soils in the field(s) and their intake rates:

Soil Name	Percent of field (%)	Intake Rate (in/hr)	Irrigation Design Group
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
Total:	100 %		

b. Estimate the average land slope in the field(s): _____ %

Estimate the maximum land slope in the field(s): _____ %

c. Type of irrigation system you propose to use (check one):

Center pivot
 Center pivot - LEPA
 "Big gun" sprinkler
 Gravity system (furrows)
 Gravity system (borders)
 Sideroll sprinkler

Other, please describe: _____

d. System design features:

i. Describe how you will control tailwater:

ii. For sprinkler systems:

(1) Estimate the operating pressure at the distribution system: _____ psi

(2) What is the sprinkler package design rate? _____ gpm

(3) What is the wetted diameter (twice the distance the sprinkler throws water) of a sprinkler on the outer 100 feet of the system? _____ feet

(4) Please include a copy of the sprinkler package design information.

e. Crop(s) you intend to irrigate. Please note any planned crop rotations:

f. Please describe how you will determine when to irrigate and how much water to apply (particularly important if you do not plan a full irrigation).

You may attach any additional information you believe will assist in informing the Division of the need for your request.

Scanned pu. sheet

IRRIGATION USE SUPPLEMENTAL SHEET

File No. 50083

Name of Applicant (Please Print): WESTERN PACIFIC FARMS INC

1. Please supply the name and address of each landowner, the legal description of the lands to be irrigated, and designate the actual number of acres to be irrigated in each forty acre tract or fractional portion thereof:

Landowner of Record NAME: WESTERN PACIFIC FARMS INC

ADDRESS: 2257 100TH RD COPELAND, KS 67837

S	T	R	NE¼				NW¼				SW¼				SE¼				TOTAL	
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
33	32S	25W										3	1	17	40		3	40		104
4	33S	25W		40	40		40	14	9	39	10						24			216
Total Acres																			320	

Landowner of Record NAME: Western Pacific Farms, Inc.

ADDRESS: 2257 100th Rd, Copeland KS 67837

PW

S	T	R	NE¼				NW¼				SW¼				SE¼				TOTAL	
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
4	33S	25W		26	26		26			26										104

Landowner of Record NAME: _____

ADDRESS: _____

S	T	R	NE¼				NW¼				SW¼				SE¼				TOTAL	
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		

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2. Please complete the following information for the description of the operation for the irrigation project. Attach supplemental sheets as needed.

a. Indicate the soils in the field(s) and their intake rates:

Soil Name	Percent of field (%)	Intake Rate (in/hr)	Irrigation Design Group
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
Total:	100 %		

b. Estimate the average land slope in the field(s): _____ %

Estimate the maximum land slope in the field(s): _____ %

c. Type of irrigation system you propose to use (check one):

- Center pivot Center pivot - LEPA "Big gun" sprinkler
 Gravity system (furrows) Gravity system (borders) Sideroll sprinkler
 Other, please describe: _____

d. System design features:

- i. Describe how you will control tailwater:
- ii. For sprinkler systems:
- (1) Estimate the operating pressure at the distribution system: _____ psi
 - (2) What is the sprinkler package design rate? _____ gpm
 - (3) What is the wetted diameter (twice the distance the sprinkler throws water) of a sprinkler on the outer 100 feet of the system? _____ feet
 - (4) Please include a copy of the sprinkler package design information.

e. Crop(s) you intend to irrigate. Please note any planned crop rotations:

f. Please describe how you will determine when to irrigate and how much water to apply (particularly important if you do not plan a full irrigation).

You may attach any additional information you believe will assist in informing the Division of the need for your request.

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(Date)

Kansas Department of Agriculture
Division of Water Resources
David W. Barfield, Chief Engineer
109 SW 9th Street, 2nd Floor
Topeka, Kansas 66612-1283

Re: Application
File No. 50083

Minimum Desirable Streamflow

Dear Sir:

I understand that a Minimum Desirable Streamflow requirement has been established by the legislature for the source of supply to which the above referenced application applies.

I understand that diversion of water pursuant to this application will be subject to regulation any time Minimum Desirable Streamflow requirements are not being met.

I also understand that if this application is approved, there could be times, as determined by the Division of Water Resources, when I would not be allowed to divert water. I realize that this could affect the economics of my decision to appropriate water.

I am aware of the above factors, and with the knowledge thereof, request that the Division of Water Resources proceed with processing and approval, if possible, of the above referenced application.

Signature of Applicant

State of Kansas)
County of HASKELL) ss

Preston Withers
(Print Applicant's Name)

I hereby certify that the foregoing instrument was signed in my presence and sworn to before me this 22 day of June, 20 18.

Notary Public

My Commission Expires: 1-11-2021



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DWR 1-100.171 (Revised 03/27/2008)

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OCT 08 2018

JUL 02 2018 ~~2018~~ BANNED

Stafford Field Office
Division of Water Resources

Stafford Field Office
Division of Water Resources

KS Dept Of Agriculture

**MINIMUM DESIRABLE STREAMFLOW FORM TO BE USED WHEN
APPLICABLE WHEN FILING AN APPLICATION FOR PERMIT
TO APPROPRIATE WATER FOR BENEFICIAL USE**

The Kansas Legislature has established minimum desirable streamflows for the streams listed below. If your proposed diversion of water is going to be from one of these watercourses or adjacent alluvial aquifers, please complete the back side of this page and submit it along with your application for permit to appropriate water.

Arkansas River
Big Blue River
Chapman Creek
Chikaskia River
Cottonwood River
Delaware River
Little Arkansas River
Little Blue River
Marais des Cygnes River
Medicine Lodge River
Mill Creek (Wabaunsee Co. area)
Neosho River

Ninnescah River
North Fork Ninnescah River
Rattlesnake Creek
Republican River
Saline River
Smoky Hill River
Solomon River
South Fork Ninnescah
Spring River
Walnut River
Whitewater River

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6/16/18

File# TO BE DETERMINED

50083

There is not a domestic well within ½ mile of the proposed Geo-Center in section 5-32s-25w.

Land owner

Preston Withers

date: 6-20-18

Western Pacific Farms, Inc.
Preston Withers, President
2257 100th Road
Copeland, KS 67837

Sec 32-32-25 Well owner

Preston Withers

date: 6-20-18

Western Pacific Farms, Inc.
Preston Withers, President
2257 100th Road
Copeland, KS 67837

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Division of Water Resources

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Stafford Field Office
Division of Water Resources

50083

THE STATE OF KANSAS



KANSAS DEPARTMENT OF AGRICULTURE
Jackie McClaskey, Secretary of Agriculture

DIVISION OF WATER RESOURCES
David W. Barfield, Chief Engineer

**SWORN STATEMENT
PURSUANT TO K.S.A. 82a-709**

You must provide evidence of legal access to, or control of, the point of diversion from the landowner or the landowner's authorized representative. Provide a copy of a recorded deed, lease, easement or other document with this application. In lieu thereof, you may sign the following sworn statement:

I have legal access to, or control of, the point of diversion described in this application from the landowner or the landowner's authorized representative. I declare under penalty of perjury that the foregoing is true and correct.

Executed on

7-2

20

18

Applicant's Signature

The applicant must provide the required information or signature irrespective of whether they are the landowner. Failure to complete this portion of the application will cause it to be unacceptable for filing and the application will be returned to the applicant.

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OCT 08 2018

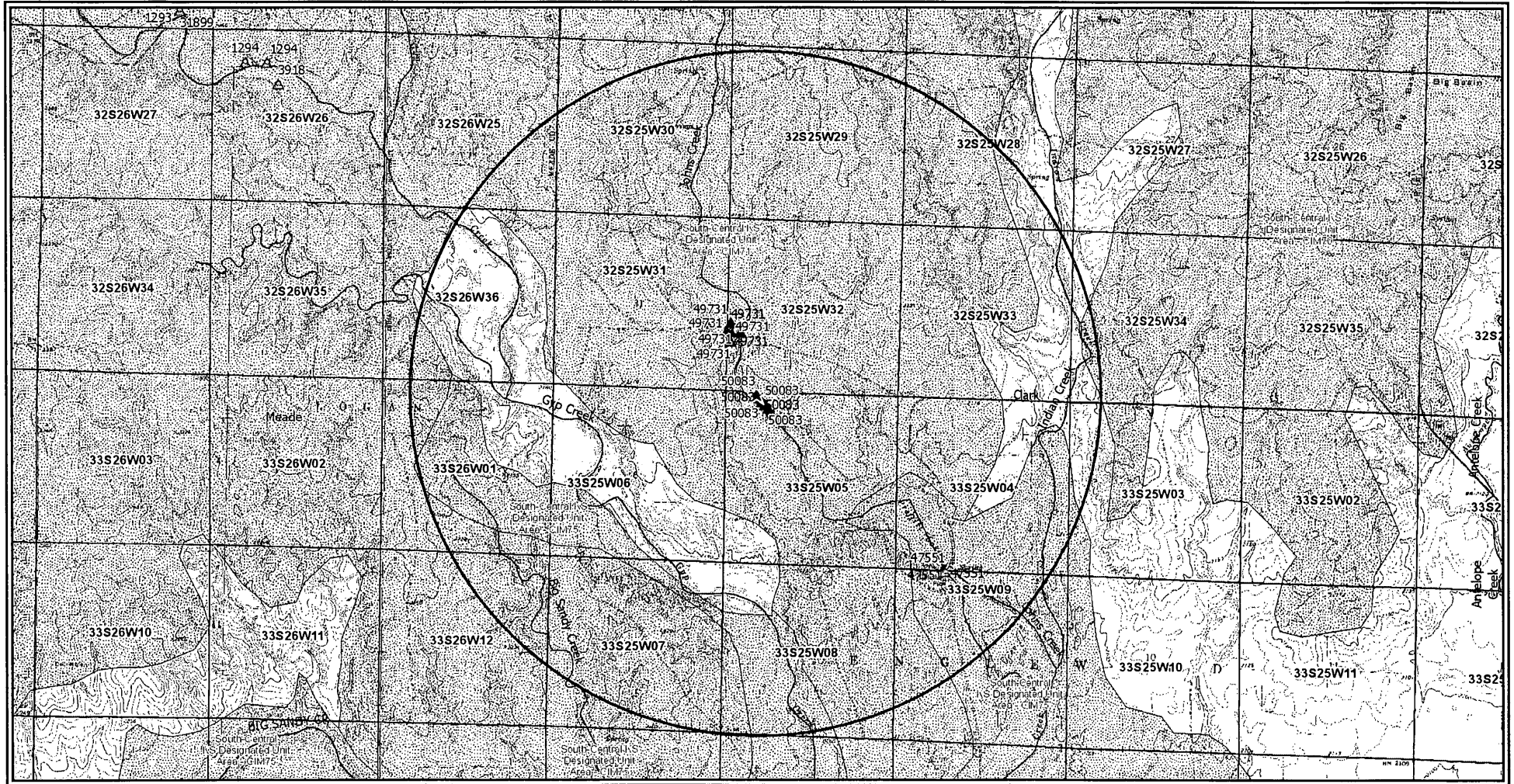
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Division of Water Resources

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Safe Yield Report Sheet
Water Right- Proposed Point of Diversion
Point of Diversion in 05-33S-25W
Footages from SE corner- 5,317 feet North 4,330 feet West



Analysis Results

The selected PD is in an area OPEN to new appropriations.

The safe yield based on the variables listed below is 435.63 AF.

Total prior appropriations in the circle is 947.61 AF.

Total quantity of water available for appropriation is 0.00 AF.

Safe Yield Variables

The area used for the analysis is set at 8,042 acres.

The potential annual recharge at the circle center is estimated to be 1.3 inches.

The percent of recharge available for appropriation is 50%.

Authorized Quantity values are as of 27-SEP-2018 and are based on Appropriated and Vested ground water right and possible stream nodes for GMD #2. Domestic, Term and Temporary water rights have been excluded.

There are 2 water rights and 10 points of diversion within the circle.

File Number	Use	ST	SR	Q4	Q3	Q2	Q1	FeetN	FeetW	Sec	Twp	Rng	ID	Qind	Auth Quant	Add Quant	Tot Acres	Net Acres
A 49731 00	IRR	GY	G		NW	NW	SW	2235	5120	32	32	25W	1	WR	435.61	435.61	325.00	325.00
Same	IRR	GY	G		SW	NW	SW	1945	5120	32	32	25W	2	WR				
Same	IRR	GY	G		SW	NW	SW	1655	5120	32	32	25W	3	WR				
Same	IRR	GY	G		SW	NW	SW	1945	4830	32	32	25W	4	WR				
Same	IRR	GY	G		SW	NW	SW	1945	5245	32	32	25W	5	WR				
A 50083 00	IRR	AY	G		NE	NW	NW	5126	4172	05	33	25W	1	WR	512.00	512.00	320.00	320.00
Same	IRR	AY	G		NE	NW	NW	5326	4372	05	33	25W	2	WR	435.61	0		
Same	IRR	AY	G		NE	NW	NW	5226	4272	05	33	25W	3	WR				
Same	IRR	AY	G		NE	NW	NW	4926	3972	05	33	25W	4	WR				
Same	IRR	AY	G		NE	NW	NW	5026	4072	05	33	25W	5	WR				

Water Rights and Points of Diversion Within 2.00 miles of point defined as:

5317 ft N and 4330 ft W of the SE Corner of Section 5, T 33S, R 25W

Located at: 100.069631 West Longitude and 37.211228 North Latitude

GROUNDWATER ONLY

```

=====
File Number   Use ST SR Dist (ft) Q4 Q3 Q2 Q1 FeetN FeetW Sec Twp Rng ID Batt Auth_Quan Add_Quan Unit
A__ 49731 00 IRR GY G      2113 -- SW NW SW 1945 5120 32 32 25W 2 G 4 435.61 435.61 AF
Same          2383 -- NW NW SW 2235 5120 32 32 25W 1 B 4
Same          1850 -- SW NW SW 1655 5120 32 32 25W 3 B 4
Same          2017 -- SW NW SW 1945 4830 32 32 25W 4 B 4
Same          2165 -- SW NW SW 1945 5245 32 32 25W 5 B 4
A__ 50083 00 IRR AY G      248 -- NE NW NW 5126 4172 5 33 25W 1 G 4 512.00 512.00 AF
Same          43 -- NE NW NW 5326 4372 5 33 25W 2 B 4
Same          108 -- NE NW NW 5226 4272 5 33 25W 3 B 4
Same          530 -- NE NW NW 4926 3972 5 33 25W 4 B 4
Same          389 -- NE NW NW 5026 4072 5 33 25W 5 B 4
=====

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=====
Total Net Quantities Authorized:   Direct      Storage
Total Requested Amount (AF) =      512.00        .00
Total Permitted Amount (AF) =      435.61        .00
Total Inspected Amount (AF) =         .00        .00
Total Pro_Cert Amount (AF) =         .00        .00
Total Certified Amount (AF) =         .00        .00
Total Vested Amount (AF) =          .00        .00
TOTAL AMOUNT (AF) =          947.61        .00
=====

```

An * after the source of supply indicates a pending application for change for the file number.

An * after the ID indicates a 15 AF exemption was granted for the file number.

A "G" in the Batt column indicates the GEO CTR of a battery. A "B" indicates a well in the battery.

The number in the Batt column is the number of wells in the battery.

Water Rights and Points of Diversion Within 2.00 miles of point defined as:

100.069631 West Longitude and 37.211228 North Latitude

GROUNDWATER ONLY

WATER USE CORRESPONDENTS:

```

=====
File Number   Use ST SR
A__ 49731 00 IRR GY G
> WESTERN PACIFIC FARMS INC
>
> 2257 100TH RD
> COPELAND KS 67837
>-----
A__ 50083 00 IRR AY G
> WESTERN PACIFIC FARMS INC
>
> 2257 100TH RD
> COPELAND KS 67837
>-----
=====

```

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

October 12, 2018

WESTERN PACIFIC FARMS INC
2257 100TH RD
COPELAND KS 67837

RE: Pending Application, File No. 50,083

Dear Mr. Withers:

We have conducted further review of your application referenced above. Based on this information, the geo-center of the proposed well battery would be located in the Northeast Quarter of the Northwest Quarter of the Northwest Quarter (NE $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$) of Section 5, more particularly described as being near a point 5126 feet North and 4172 feet West of the Southeast corner of said section, in Township 33 South, Range 25 West, Clark County, Kansas. The application is requesting to appropriate 512 acre-feet of groundwater for irrigation use.

Based on the review, the application fails to meet Safe Yield. The specific method for calculating safe yield for unconfined groundwater aquifers is described in K.A.R. 5-3-11. Per K.A.R. 5-3-11(d)(1), the safe yield area of consideration represents the portion of the two-mile circle located within the limit of the unconfined aquifer expressed in acres (8042 acres for this file). Calculated recharge is 1.3 inches, and for hydrologic units within the Cimarron River Basin, 50 percent of the calculated recharge can be considered to be available for appropriation. The safe yield determination is summarized below.

Safe Yield = Area of Consideration x potential annual recharge x percent of recharge available

8,042 acres x 1.3 inches x 50% = 5227.3 acre-inches / 12 = 435.61 acre-feet

Prior Appropriations within the area of consideration = 435.61 acre-feet

Total quantity of water available = 0 acre-feet

Therefore, it will be recommended to the Chief Engineer that pending application, File No. 50,083 be denied and dismissed due to the failure to meet safe yield criteria, as required by K.A.R. 5-3-10 and K.A.R. 5-3-11.

As you are the owner of Appropriation of Water, File No. 49,731 (which is currently authorized 435.61 Acre-feet), you would have the option of reducing the quantity and place of use to free up a portion of the safe yield for Application, File No. 50,083. It should be noted that Appropriation of Water, File No. 49,731 appears to be irrigating unauthorized acres which will need to be addressed (see included map). If you don't wish to reduce Appropriation of Water, File No. 49,731, Application, File No. 50,083 will be recommended for denial.

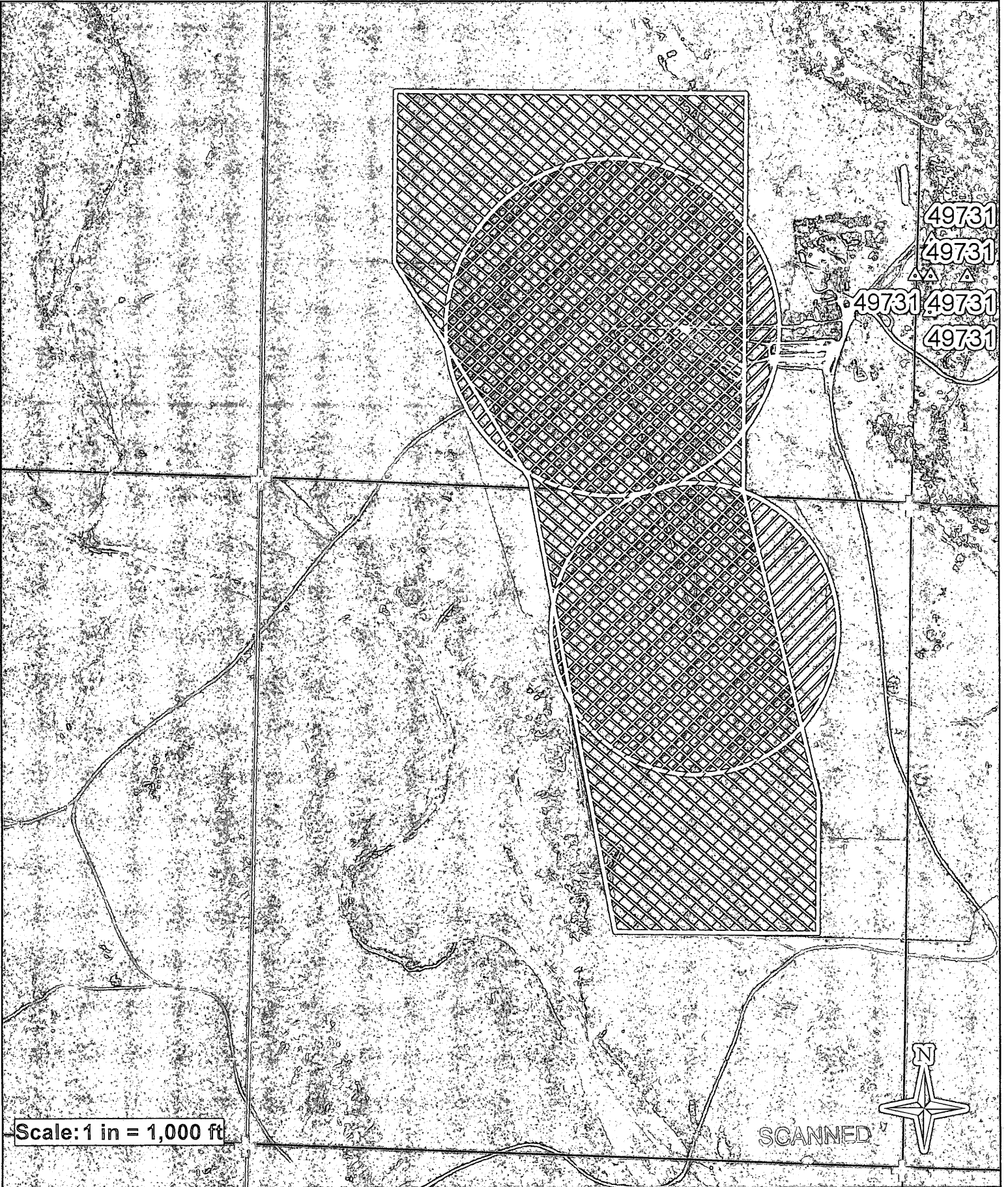
We are advising you of this recommendation in order to allow you an opportunity to submit additional information to show why our evaluation should be reconsidered. You have a period of 15 days (**until October 27, 2018**) to either (1) submit additional information to our office or (2) request additional time beyond the 15 days to submit additional information. If you wish to request additional time, you must do so **in writing**, before the 15 day period expires. Such a request should state what steps are being taken to obtain the information and the amount of time you will need to supply the information to our office. If you do not request more time within the 15 day period, or if your request is not granted, the above- referenced application will be submitted to the Chief Engineer for final decision based on the recommendation stated above. Any relevant credible information submitted within the time allowed will be given due consideration, prior to final action on the application. If you have any questions, please contact me at (620) 234-5311. If you wish to discuss a specific file, please have the file number ready so that I may help you more efficiently.

Sincerely,


Matt Meier
New Application Unit
Water Appropriation Program

Enclosure: 49,731 Map

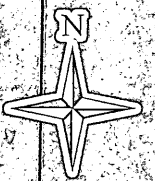
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49731
49731
49731 49731
49731

Scale: 1 in = 1,000 ft

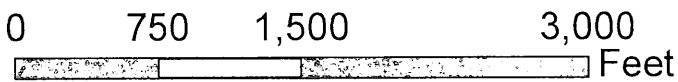
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Actual

Authorized

Section Corner



Created By: Matt Meier
F.O. 2
Date: 10/12/18



Meier, Matt [KDA]

From: Preston Withers <pwithers65@outlook.com>
Sent: Friday, December 21, 2018 7:39 AM
To: Meier, Matt [KDA]
Subject: Re: CLARK CO 49731 & 50083

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OK.

I SIGNED/NOTARIZED THE CHANGE, AND AM PUTTING IT IN TODAY'S MAIL..

THANKS PRESTON

From: Meier, Matt [KDA] <Matt.Meier@ks.gov>
Sent: Thursday, December 20, 2018 9:17 AM
To: Preston Withers
Subject: RE: CLARK CO 49731 & 50083

Preston,

Application File #50,083 will be limited to 435.61 AF when combined with File #49,731 on the Authorized Place of Use. This means you will be able to pump up to a max of 435.61AF when combined from the 2 wells. An example of this would be if you pumped 235.61 AF from the well authorized under File #49,731 & 200 AF from the well authorized under File #50,083 : 235.61AF + 200AF = 435.61AF.

I have attached the necessary change application forms you will need to sign and submit to change the Authorized Place of Use for File #49,731 to match pending application File #50,083 and cover your current illegal acres. Please review the forms carefully and verify that they are correct. If anything needs changed, please let me know.

If they change documents match what you want you will need to sign them then mail them and a check for \$200 to headquarters in Manhattan. The mailing address is below:

CHIEF ENGINEER
Division of Water Resources
Kansas Department of Agriculture
1320 Research Park Drive Manhattan, Kansas 66502

Please let me know when you have mailed the change application to Manhattan. I will then make your requested modifications to the new application and get a recommendation from the Water Commissioner.

If you have any other questions feel free to contact me via email or phone.

Matt Meier
Environmental Scientist
Stafford Field Office
Matt.meier@ks.gov
620-234-5311

From: Preston Withers <pwithers65@outlook.com>
Sent: Thursday, December 13, 2018 11:13 AM
To: Meier, Matt [KDA] <Matt.Meier@ks.gov>
Subject: Re: CLARK CO 49731 & 50083

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.

I BELIEVE IT IS LOOKING GOOD.
JUST TO VERIFY, IT DOES QUALIFY AND UTILIZE THE 435.61 AF? IS THAT CORRECT?
PRESTON

From: Meier, Matt [KDA] <Matt.Meier@ks.gov>
Sent: Wednesday, December 12, 2018 1:26 PM
To: Preston Withers
Subject: RE: CLARK CO 49731 & 50083

Preston,

Attached are maps (as well as an updated irrigation supplemental sheet for your new application) that I created to change the place of use for File #49731 (which I will also use for the new application) based on the information you provided. It has your 2 existing pivots at 222 acres plus your new requested pivot at 104 acres for a total of 326 acres. If the changes and maps look good let me know and I finish the change application and email you a copy of it to sign. I will also finish correcting new application #50083 documents.

Matt Meier
Environmental Scientist
Stafford Field Office
Matt.meier@ks.gov
620-234-5311

From: Preston Withers <pwithers65@outlook.com>
Sent: Tuesday, December 4, 2018 3:25 PM
To: Meier, Matt [KDA] <Matt.Meier@ks.gov>
Subject: Re: CLARK CO 49731 & 50083

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.

SOUNDS GOOD,

I JUST MADE THE AMENDMENT. I'M MAILING THE ORIGINAL WITH AMENDMENTS AND INITIALS.
PW

From: Meier, Matt [KDA] <Matt.Meier@ks.gov>
Sent: Tuesday, December 4, 2018 3:06 PM

To: Preston Withers
Subject: RE: CLARK CO 49731 & 50083

Preston,

You can update Application No. 50083 to show requesting 435.61 AF and I'll add in the overall place of use limitation when combined with File No. 49731. Just make the changes to the requested AF on the original application and initial next to the changes. I looked the forms over and they appear correct based on what you said you wanted, although a quick note that any discrepancy between the requested place of use and actual place of use can cause issues down the line (similar to the illegal acre problem File No. 49731 currently has).

You can go ahead and mail 50083's original application back to me once you have the requested AF corrected. Once I receive the original application back from you, I'll update the place of use map and irrigation supplemental sheet to show a complete overlap with File No. 49731 based off the information you provided. I will also fill out the change application for File No. 49731 and email it to you to review and sign. You will then mail the change application back to our office in Stafford with a check.

Let me know if you have any additional questions,

Matt Meier
Environmental Scientist
Stafford Field Office
Matt.meier@ks.gov
620-234-5311

From: Preston Withers <pwithers65@outlook.com>
Sent: Tuesday, December 4, 2018 5:52 AM
To: Meier, Matt [KDA] <Matt.Meier@ks.gov>
Subject: Re: CLARK CO 49731 & 50083

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.

I got to thinking later yesterday afternoon, I didn't fill out the maximum acre feet request for what I'm actually hoping to accomplish. Rather than set in stone the maximum limit at the 139.1 AF, I wanted to request the full 435 AF* *limitation endorsement subject to file 49731. I guess I need to review this in the DWR handbook where it would allow such. I need to educate myself on the overlap in the place of use, as well as the limitation endorsement.

preston

From: Meier, Matt [KDA] <Matt.Meier@ks.gov>
Sent: Monday, December 3, 2018 1:40 PM
To: Preston Withers
Subject: RE: CLARK CO 49731 & 50083

It came through this time. I'll try to look it over when I get the chance either this afternoon or tomorrow.

From: Preston Withers <pwithers65@outlook.com>
Sent: Monday, December 3, 2018 1:04 PM

To: Meier, Matt [KDA] <Matt.Meier@ks.gov>

Subject: Re: CLARK CO 49731 & 50083

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.

it was having trooblle loading it.. hopefully it cane thru this time

From: Meier, Matt [KDA] <Matt.Meier@ks.gov>

Sent: Monday, December 3, 2018 12:50 PM

To: Preston Withers

Subject: RE: CLARK CO 49731 & 50083

Preston,

I received your email but there weren't any attachments with it. If you could send me the aerial and updated forms I will look them over before you mail the originals back.

Matt Meier
Environmental Scientist
Stafford Field Office
Matt.meier@ks.gov
620-234-5311

From: Preston Withers <pwithers65@outlook.com>

Sent: Monday, December 3, 2018 12:29 PM

To: Meier, Matt [KDA] <Matt.Meier@ks.gov>

Subject: Re: CLARK CO 49731 & 50083

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.

Matt,

I think that will work swell.. Lets plan on using 222 acres/296.5AF on File # 49731. and then for file 50083, we can use the 103.8 acres/139.1AF that remain.

I've made what I believe are the changes to 50083 as per your email from 11/16. I've also attached an aerial map showing where the pivot will approximately be situated. I additionally made the adjustments to the irrigation use supplemental sheet. I'm a bit leary in narrowing down the exact location to the quarter of a quarter section, because once we have the Valley pivot salesman mark the circumference we may need to adjust the location several hundred feet....

at any rate, I definitely want the end result to have an overlap between both files numbers so that either irrigation well can pump to all the places of use, with the understanding that the more senior water right has priority over the junior right and that in totality, the maximum ac ft is the 435.6AF.

I wanted to email the application over to make sure it was about right, before I mailed the original. Does everything look right to you?

thank you, preston withers

From: Meier, Matt [KDA] <Matt.Meier@ks.gov>
Sent: Friday, November 16, 2018 3:05 PM
To: Preston Withers
Subject: RE: CLARK CO 49731 & 50083

Preston,

If you want, we can look at doing a Place of Use overlap between File #49731 & pending Application #50083. There are some possible limiting factors and issues with this (regarding the Files eventual certification), but we can go over this later.

However, before I can fill out a change to form an overlap you still need to decide exactly how many acres and where you plan on irrigating.

As we discussed via phone on 11/15/18 and in the previous email, the minimum/maximum Acre-feet per Acre calculations are the limiting factor on how many acres you can request.

Based on our emails, File #49,731 is currently irrigating 2 pivots for a combined 222 Acres (a portion of which is being illegally irrigated). Using the minimum AF/Acre for Clark County, which is 1.34 AF/Acre, the maximum combined acres you could irrigate is 325 acres. Subtracting the 222 acres being irrigated by your existing pivots leaves you with a maximum 103 acres for a new irrigation system.

Using Minimum AF/Acres: 435.6 AF / 1.34 AF/Acre = 325 Acres
325 Acres - 222 Acres (currently irrigated by File # 49731) = 103 Acres

You will need to make modifications to the proposed quantity, irrigation supplemental sheet listing the irrigated acres, and the place of use map for pending Application #50083. These changes will need to be made to the original application, which should have been returned to you on October 12, 2018 along with the initial Safe Yield Denial letter.

Once you make the changes to the Application #50083 and return it, I can fill out the change application for File #49731 to make a complete overlap.

Please feel free to let me know if you have any questions.

Matt Meier
Environmental Scientist
Stafford Field Office
Matt.meier@ks.gov
620-234-5311

From: Preston Withers <pwithers65@outlook.com>
Sent: Thursday, November 15, 2018 3:37 PM
To: Meier, Matt [KDA] <Matt.Meier@ks.gov>; Letourneau, Lane [KDA] <Lane.Letourneau@ks.gov>
Subject: Re: CLARK CO 49731 & 50083

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Matt,
RE: Clark Co GMD5.

Preliminarily what I'm thinking is we will maintain the 435.6 AF on File #49731, additionally I want to apply for 435.6 AF on File #50083 with a limitation endorsement only allowing it to pump what's left over subject to File #49731. I have multiple wells in Haskell co with this arrangement.

Additionally, I want both file #'s to overlap on the place of use (accomplished with a change in place of use app). By connecting an underground irrigation line between all 3 pivots and the 2 wells, it would allow for any combination of needs, such as if a one well went down for maintenance or catastrophic failure, the other well could save the crop.

The above is what we want as an end result, if we need to drop/release all the existing water rights and refile everything new to accomplish it, that is fine. Upon on your review, please suggest how we should proceed.

Harvest has been occupying my time, and harvest is now over...however, this well permit(s) is vital to our ranch operation and it is my top priority today... I'm in hopes we can get this knocked out before Thanksgiving break so I can get Hydro scheduled to get it drilled in the first week of December.

Preston withers

From: Meier, Matt [KDA] <Matt.Meier@ks.gov>
Sent: Monday, October 29, 2018 4:16:12 PM
To: Preston Withers
Subject: FW: CLARK CO 49731 & 50083

Preston,

Attached are the updated place of use change maps for File No. 49731, which have the North Pivot at 125 acres and the south pivot at 97 for a combined place of use of 222 acres. I have also included the mostly filled out change application which you will need to eventually submit. Please review the maps and documents carefully and let me know if anything needs modified.

The maximum AF/Acre allowable in Clark County is 1.6 AF/Acre. The minimum reasonable AF/Acre for Clark County is 1.34 AF/Acre. Below are 2 calculations, one which shows the maximum AF you could keep and the other the minimum AF you could keep based on the requested place of use of 222 acres (North pivot 125, South pivot 97). You can use these calculations as starting points for the quantity reductions to File No. 49,731 to free up safe yield for Application File No. 50,083.

Maximum reasonable based on Acres: 1.6 AF/Acre

North Pivot 125 acres x 1.6 AF/Acre = 200 AF
South Pivot 97 acres x 1.6 AF/Acre = 155 AF
Combined Total: 200 AF + 155 AF = **355 AF**

Minimum reasonable based on Acres: 1.34 AF/Acre

North Pivot 125 acres x 1.34 AF/Acre = 168 AF
South Pivot 97 acres x 1.34 AF/Acre = 130 AF
Combined Total: 168 AF + 130 AF = **298 AF**

You will eventually need to reduce the requested acres for Application File No. 50,083. This reduction will depend on the quantity you reduce from File No. 49,731. Once you decide how much AF you want to cut from File No. 49,731, please let me know and I can calculate the necessary reduction in acres for Application File No. 50,083.

If you have any questions, please feel free to let me know.

Matt Meier
Environmental Scientist
Stafford Field Office
Matt.meier@ks.gov
620-234-5311

From: Meier, Matt [KDA]
Sent: Thursday, October 25, 2018 2:14 PM
To: 'Preston Withers' <pwithers65@outlook.com>
Subject: RE: CLARK CO 49731 & 50083

Thanks for the updated information and I'll work on getting the maps updated using the pivot arm footages. Some modifications will need to be made to the place of use on File No. 50083 depending on the overall amount of water you are reducing from 49731 as there are some minimum limits based on the AF/acre. I'll work on getting that tracked down so you can consider what you would like 50083 acres reduced to and where.

From: Preston Withers <pwithers65@outlook.com>
Sent: Wednesday, October 24, 2018 4:35 PM
To: Meier, Matt [KDA] <Matt.Meier@ks.gov>
Subject: Re: CLARK CO 49731 & 50083

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THE MAPS LOOK RIGHT. THE ACRES NEED JUST A LITTLE TWEAKING, I NORMALLY WOULDN'T WORRY ABOUT IT, BUT THESE WATER RIGHTS ARE A 'FOREVER' THING...

IN DOING THE CALCULATIONS FOR CLARK COUNTY, IN CONJUNCTION WITH THE SAFE YIELD NUMBER, IS THE MAXIMUM AC FT ALLOWED 1.2 OR 1.3 AC FEET/ACRE?

I WENT TO THE VALLEY PURCHASE SHEET AND THE NORTH PIVOT IS 1316' WHICH IS 124.9 ACRES. AND THE SOUTH PIVOT IS 1156' WHICH IS 96.38 ACRES. THESE PIVOTS HAVE NO END-GUNS SO THERE IS NO ADDITIONAL THROW RADIUS.

WHICH IF I'M DOING THE MATH CORRECTLY THE MAX AC FT FOR SAFE YIELD FOR CLARK COUNTY ON THE 124.9 ACRES WOULD BE 147.9 AC FT? AND THE 96.38 ACRES WOULD BE 114.1 AC FT? DID I DO THE MATH CORRECTLY?

SO IF THE MATH IS CORRECT ABOVE, KEEPING IN MIND THE SAFE YIELD IN THE 2 MILE CIRCLE IS 435.6 AC FT, AND A VOLUNTARY REDUCTION OF 173.6 ON FILE 49731 ($435.65 - 147.9 - 114.1 = 173.6$)//////MY QUESTION THIS IS I WOULD NEED TO A MINIMUM OF 146.65 ACRES DESIGNATED AS THE PLACE OF USE ON FILE 50083? IS

THAT CORRECT? I HAVE 320 ACRES DESIGNATED ON THE IRRIGATION SUPPLEMENTAL PLACE OF USE ON FILE 50083 SO WE SHOULD BE COVERED FROM THE STAND POINT OF UTILIZING THE AVAILABLE SAFE YIELD AC FT?

PRESTON

From: Meier, Matt [KDA] <Matt.Meier@ks.gov>
Sent: Wednesday, October 24, 2018 3:13:12 PM
To: Preston Withers
Subject: RE: CLARK CO 49731 & 50083

Hello Preston,

Please look over the enclosed maps and verify they match how you want the place of use for File # 49731 to be changed to. Based on my mapping software I'm showing the north pivot at 131 acres and the south pivot at 98 acres. If you have any pivot stops or shut offs installed please let me know and mark the shutoff locations on the map. Let me know if you have any questions or need any additional assistance.

Matt Meier
Environmental Scientist
Stafford Field Office
Matt.meier@ks.gov
620-234-5311

From: Meier, Matt [KDA]
Sent: Thursday, October 18, 2018 1:56 PM
To: 'Preston Withers' <pwithers65@outlook.com>
Subject: RE: CLARK CO 49731 & 50083

Hello Preston,

This email will serve as acknowledgement that an extension request was received and granted for Application File No. 50,083. I'll work on getting the necessary documents put together for you and identify any other changes that will need to be made. I'll try to get the necessary forms to you by the end of next week.

Let me know if you have any other questions or if you determine exactly how many acre-feet you want the final reduction to be.

Matt Meier
Environmental Scientist
Stafford Field Office
Matt.meier@ks.gov
620-234-5311

From: Preston Withers <pwithers65@outlook.com>

Sent: Thursday, October 18, 2018 1:25 PM

To: Meier, Matt [KDA] <Matt.Meier@ks.gov>

Subject: CLARK CO 49731 & 50083

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.

Good Afternoon,

I am in receipt of the Oct 12 letter declining approval.

Upon further review, this is a formal request for more time to make adjustments on applications.

We have common ownership for both file numbers (49731 & 50083) and therefore can easily make changes that better fit our irrigation considerations.

Below are the ideas I would like to have your help in getting accomplished:

1. Prepare and complete a change in place of use on File 49731. Now that we have a good GIS map with the existing pivots, I would like 'redraw' the place of use to only include the acres under the pivot. The quick mapping I did myself show the North pivot to be 122.41 acres and compliment it with 146.4 ac ft. The South pivot has 94.94 acres and needs 113.6 ac ft.
2. This then would allow us to do a voluntary reduction of quantity by 175.5 ac ft. on file 49731.
3. I would then change the quantity on file 50083 to 175.5 ac ft.

I believe this would then fit the Safe Yield within the 2 mile circle. Attached I started a DWR form to change the place of use. Can you 'fix it' and make it a formal application along with the new maps, new place of uses, etc.one such that I can print and have notarized?

I am still considering exactly how many ac ft I want to voluntarily reduce file #49731 by, but if we at least get the application in a formal look, at the last minute, I can 'white out' the ac ft numbers and make a minimal adjustment as long as I keep the combined total under 435.61 ac ft.....

thank you. Preston Withers .

Draft

**KANSAS DEPARTMENT OF AGRICULTURE
Division of Water Resources**

M E M O R A N D U M

TO: Files

DATE: December 21, 2018

FROM: Matt Meier

RE: Application, File No. 50,083

Western Pacific Farm Inc. has filed the referenced application to appropriate groundwater for irrigation use, requesting a battery of four (4) wells, a quantity of 435.61 acre-feet (zero of which will be additional), and a diversion rate of 800 gallons per minute. The proposed geo-center of the battery of wells is to be located in the Northeast Quarter of the Northwest Quarter of the Northwest Quarter (NE $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$) of Section 5, more particularly described as being near a point 5,126 feet North and 4,172 feet West of the Southeast corner of said section, Township 33 South, Range 25 West, Clark County, in the Cimarron River drainage basin within the boundaries of South-Central Kansas Designated Unit Area- CIM71. There are no overlapping water rights on the proposed point of diversion. The proposed place of use will eventually form a complete overlap with File #49,731, which will have a place of use change. File #49,731 currently has illegal acres and was constructed much smaller than requested. The new application and change are to add in another pivot at a different location than the two existing pivots. The application will be limited to 435.61 acre-feet on the authorized place of use when combined with File #49,731. The proposed place of use is owned by Western Pacific Farm Inc. The applicant has signed the application form stating that he has legal access to the point of diversion. The place of use and quantity were all modified during the processing of the application at the applicant's request.

The applicant identified one domestic well within one-half mile of the proposed well (which is owned by the applicant) and one existing non-domestic well (File #49,731), which Wris confirmed. No nearby well notification letters were sent out. The nearest non-domestic point of diversion (File #49,731) is located 2,113 feet away. Based off the map submitted with the application, the nearest domestic well appears to be approximately 2640 feet away. The proposed point of diversion meets minimum well spacing to all existing wells. Per the requirements in K.A.R. 5-4-4 for all other aquifers, the minimum well spacing should be one-quarter mile to all other non-domestic wells and 660 feet to domestic wells.

A test hole log was submitted with the application and shows topsoil from 0 to 2 feet, sand from 2 to 16 feet, blue clay from 16 to 20 feet, fine to course sand from 20 to 35 feet, fine to medium sand and gravel from 25 to 50 feet, sand with small white rock from 50 to 58 feet, and red bed from 58 to 80 feet below ground. Static water level was 4 feet below ground surface which provides a saturated thickness of 54 feet.

The point of diversion is located within South Central Kansas Designated Unit Area CIM71 which is currently open to new appropriations. Per the requirements in K.A.R. 5-3-11, safe yield is determined by the extent of the unconfined aquifer within a two-mile circle radius of the point of diversion, which establishes the area of consideration. Evaluation of the area of consideration included the extent of the unconfined aquifer, which provided an area of consideration of 8,042 acres. With a potential annual recharge of 1.3 inches, and 50% of recharge available for appropriation, safe yield was determined to be 435.61 acre-feet. Existing water rights (File #49,731) have appropriated 435.61 acre-feet, providing a difference of 0 acre-feet available for appropriation. The application was recommended for denial on October 12, 2018. The applicant responded and requested that the initial requested quantity of 512 acre-feet be reduced to 435.61 acre-feet for zero additional quantity. The 435.61 acre-feet would be limited when combined with File #49,731 on the authorized place of use to comply with safe yield.

The requested quantity of water, 435.61 acre-feet, is reasonable to irrigate the proposed 326 acres identified in the application. This is the minimum reasonable quantity allowable of 1.34 acre-feet per acre for Clark County, Kansas. There are multiple pending applications in this general area of the state, and they are being worked in priority order to ensure that senior applications are provided the available water.

In accordance with K.S.A. 82a-706c, the Chief Engineer retains full authority to require any water user to install meters, gages, or other measuring devices, which devices he or she or his or her agents may read at any time. Water flowmeter requirements are further described in K.A.R. 5-1-4 through K.A.R. 5-1-12. If any chemical or foreign substance is injected into the water pumped under this permit, a check valve will also need to be installed. A water level measurement tube is required because this is a proposed new well exceeding 100 gpm.

Based on the above discussion, well spacing and safe yield criteria are met, and approval of the application will not impair senior water rights nor prejudicially or unreasonably affect the public interest, it is recommended that the referenced application be approved.

Matt Meier
Environmental Scientist
Permits Unit

*1/4/18
Consent w/ Recommendation Approve it.*

Krueger, Richelle [KDA]

From: Lanterman, Jeff [KDA]
Sent: Thursday, January 17, 2019 5:25 PM
To: Krueger, Richelle [KDA]
Cc: Conant, Cameron [KDA]
Subject: FW: Request for Recommendation Change in PU File No. 49731 Western Pacific Farms Inc (New App File No. 50083
Attachments: 49731irrpumemolapnewapp.docx; 49731 app map.pdf

Richelle.

Pretty familiar with these changes and the new app. Matt just went over the new app with me.

Approve them.

Thanks.

From: Conant, Cameron [KDA]
Sent: Thursday, January 17, 2019 2:25 PM
To: Lanterman, Jeff [KDA] <Jeff.Lanterman@ks.gov>
Subject: FW: Request for Recommendation Change in PU File No. 49731 Western Pacific Farms Inc (New App File No. 50083

Jeff, I think you are familiar with this change application, it was being processed in conjunction with a new application you recently reviewed and recommended on that Matt has been processing. I have attached the application map showing the proposed p/u and the location of this battery as well as the proposed battery for 50083.

This change application seeks to make a complete overlap in place of use with the pending new app (50083). 50083 also authorizes another set of battery wells to be pumped on the entire place of use. It should be noted that the total combined quantity under both files is limited to 435.61 AF on the proposed 326 acres. This equates to 1.34 AF/acre which is the minimum reasonable in Clark County.

This change was needed for 2 reasons: 1) originally the owners put the pivots for 49731 in the incorrect location so we already had an unauthorized place of use with the senior file and

2) the new app was filed and had to be revised with assistance from Matt to correct the place of use, make the complete overlap, and get a reasonable amount of acres for the quantity allowed by the SY evaluation.

I think we can recommend approval of this change application to be processed in conjunction with the approval of new application 50083.

Please pass on to Richelle if you agree. Let me know if you have any questions. The new app is ready to go in HQ and is now awaiting recommendation on this change and I suppose the 2 will be finalized together.

Cameron

From: Krueger, Richelle [KDA]
Sent: Tuesday, January 8, 2019 3:44 PM
To: Lanterman, Jeff [KDA] <Jeff.Lanterman@ks.gov>
Cc: Conant, Cameron [KDA] <Cameron.Conant@ks.gov>; Meier, Matt [KDA] <Matt.Meier@ks.gov>; Turney, Brent [KDA]

<Brent.Turney@ks.gov>

Subject: Request for Recommendation Change in PU File No. 49731 Western Pacific Farms Inc (New App File No. 50083)

Hi Jeff,

Attached is a draft memo for the referenced change in pu, do you recommend approval?

Thanks,
Richelle

STATE OF KANSAS

DEPARTMENT OF AGRICULTURE
1320 RESEARCH PARK DRIVE
MANHATTAN, KS 66502
PHONE: (785) 564-6700
FAX: (785) 564-6777



900 SW JACKSON, ROOM 456
TOPEKA, KS 66612
PHONE: (785) 296-3556
www.agriculture.ks.gov

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

July 5, 2018

WESTERN PACIFIC FARMS, INC
2257 100TH RD
COPELAND KS 67837

RE: Application
File No. 50083

Dear Sir or Madam:

Your application for permit to appropriate water in 5-33S-25W in Clark County, was received and has been assigned the file number noted above.

As a matter of record, the Division of Water Resources has on hand a large number of applications awaiting processing. Therefore to be fair to all concerned, and so that we can process those applications on hand in the order they were received, we intend to concentrate on the backlog of applications until the issue is resolved. Once review of your application has begun, we will contact you, if additional information is required.

In accordance with the provisions of the Kansas Water Appropriation Act, a portion of which is included below, the use of water as proposed prior to approval of the application is unlawful. Once approved, compliance with the terms, conditions and limitations of the permit is necessary. Conservation of the water resources of Kansas is required.

Section 82a-728 of the Kansas Water Appropriation Act, provides (a) except for the appropriation of water for the purpose of domestic use, . . . it shall be unlawful for any person to appropriate or threaten to appropriate water from any source without first applying for and obtaining a permit to appropriate water in accordance with the provisions of the Water Appropriation Act or for any person to violate any condition of a vested right, appropriation right or an approved application for a permit to appropriate water for beneficial use.

(b) (1) The violation of any provision of this section by any person is a class C misdemeanor . . .

A class C misdemeanor is punishable by a fine not to exceed \$500 and/or a term of confinement not to exceed one month in the county jail. Each day that the violation occurs constitutes a separate offense.

If you have any questions, please contact me at (785) 564-6637. If you wish to discuss a specific file, please have the file number ready so that we may help you more efficiently.

Sincerely,

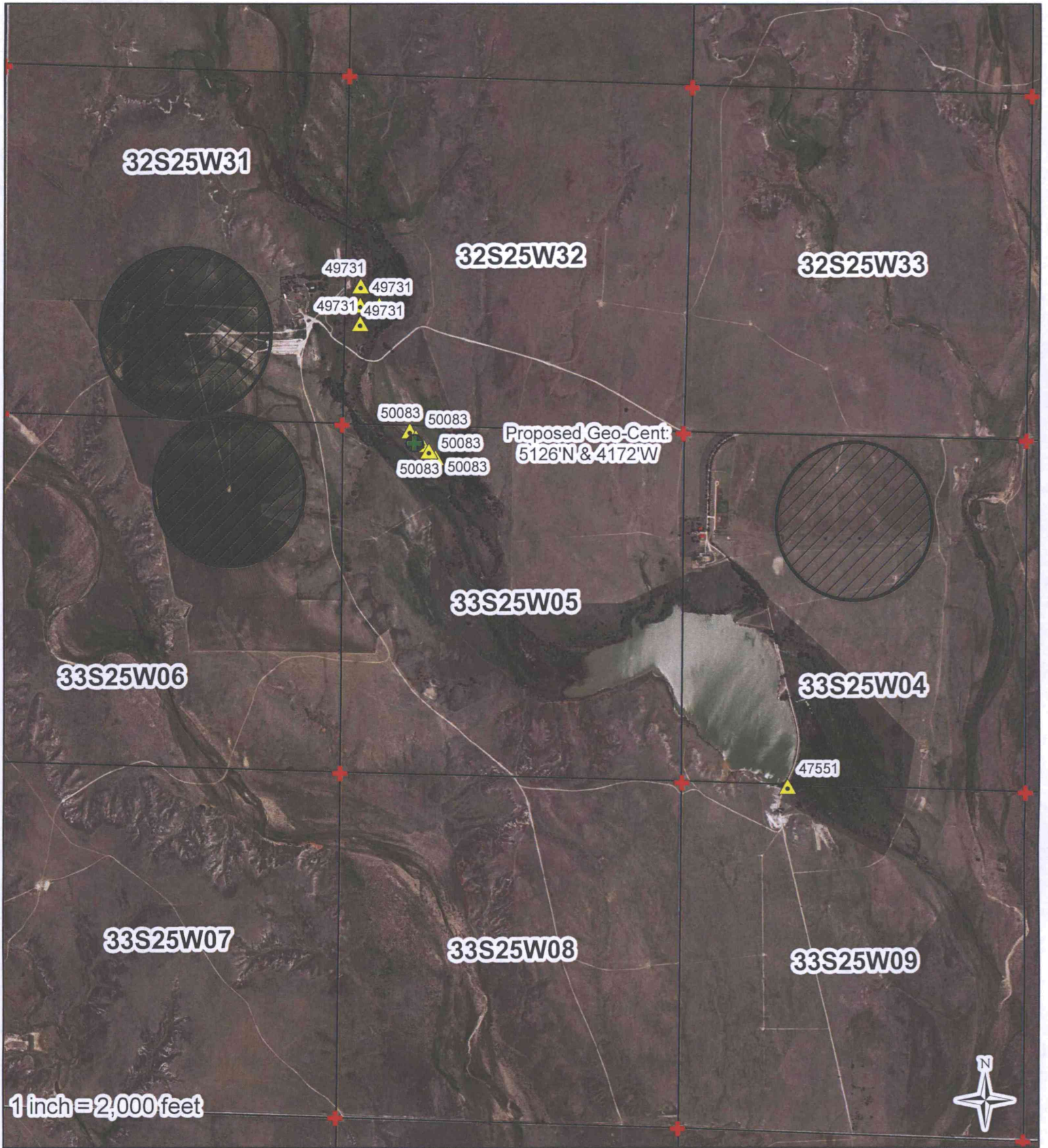
A handwritten signature in black ink that reads "Kristen A. Baum".

Kristen A. Baum
New Applications Unit Supervisor
Water Appropriation Program

BAT: dlw
pc: STAFFORD Field Office
GMD

SCANNED

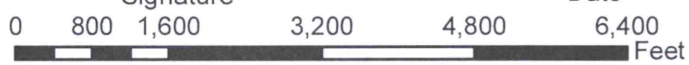
File No. 50083 Updated Map.
 Changed to form PU overlap with File #49731 at the applicants request



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.

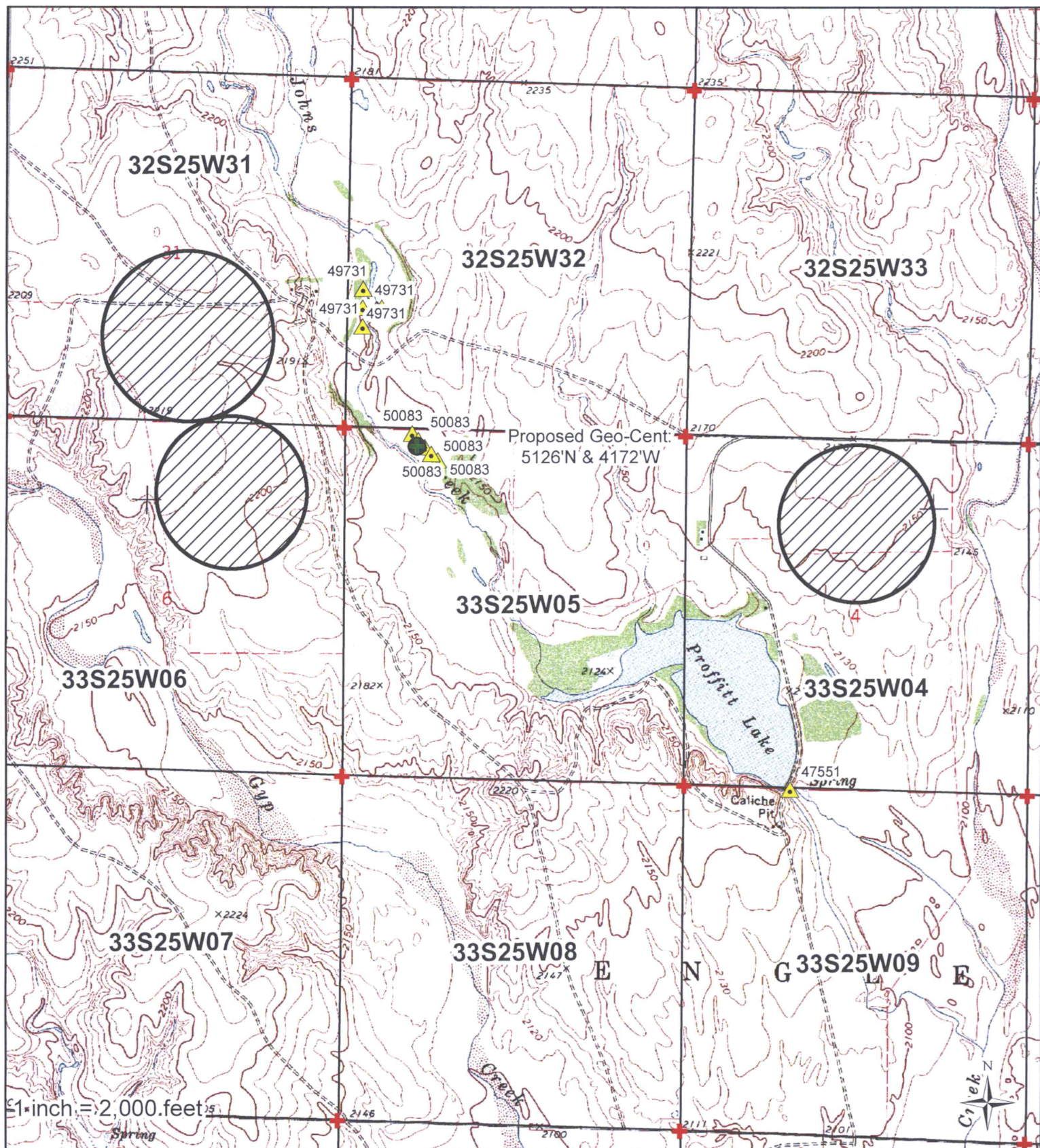
- Water Rights
- Proposed PD
- Proposed Place Of Use
- Domestic Wells
- SEFCO corner

Signature _____ Date _____



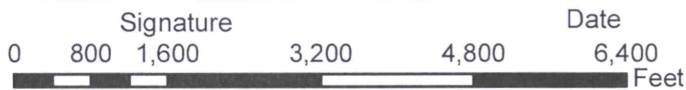
Created By: Matt Meier
 F.O. 2
 Date: 12/17/2018

File No. 50083 Updated Map.
Changed to form PU overlap with File #49731 at the applicants request



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.

- Water Rights
- Proposed PD
- Proposed Place Of Use
- Domestic Wells
- S&E corner

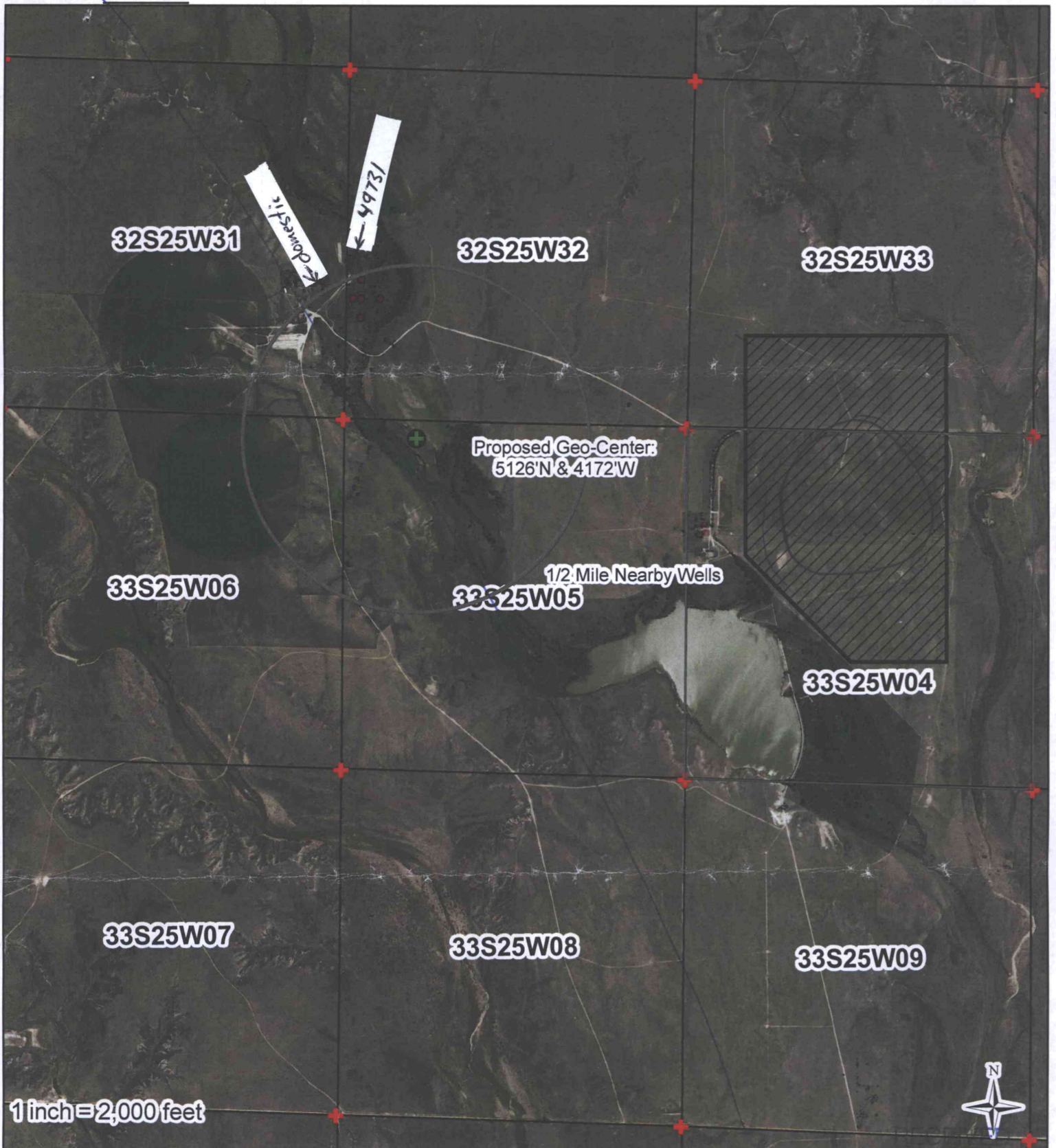


Created By: Matt Meier
 F.O. 2
 Date: 12/17/2018

50083

VOP, see updated maps 12/17/18

File No.



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.

- ProposedPD
- ProposedPlaceOfUse
- Domestic Wells
- Water Rights
- SFFOsec_corners

RECEIVED

DEC 10 2018

Stafford Field Office
Division of Water Resources

Signature _____ Date _____

0 800 1,600 3,200 4,800 Feet

KS Dept Of Agriculture

JUL 02 2018

OCT 08 2018

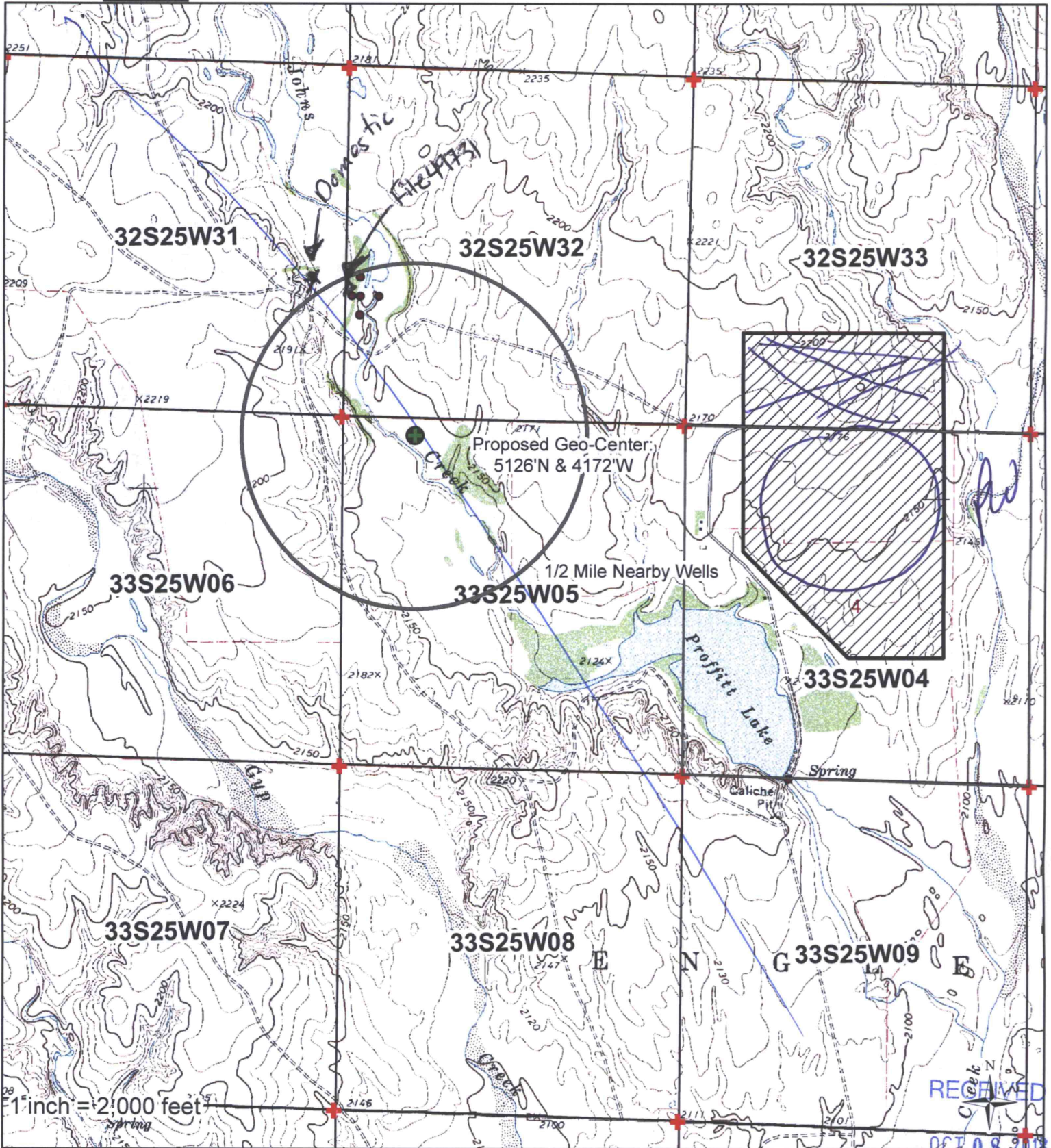
Stafford Field Office
Division of Water Resources
Created By: Matt Meier
E.O. 2
Date: 6/11/2018

SCANNED

VOID, See updated maps 12/11/19

50083

File No.



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.

- Proposed PD
- Proposed Place of Use
- Domestic Wells
- Water Rights
- SFFOsec_corners

RECEIVED

DEC 10 2018

Stafford Field Office
Division of Water Resources

Signature

Date

0 800 1,600 3,200 4,800 6,400 Feet

JUL 02 2018

SCANNED

Stafford Field Office
Division of Water Resources

Created By: Matt Meier
F.O. 2
Date: 6/11/2018

KS Dept of Agriculture

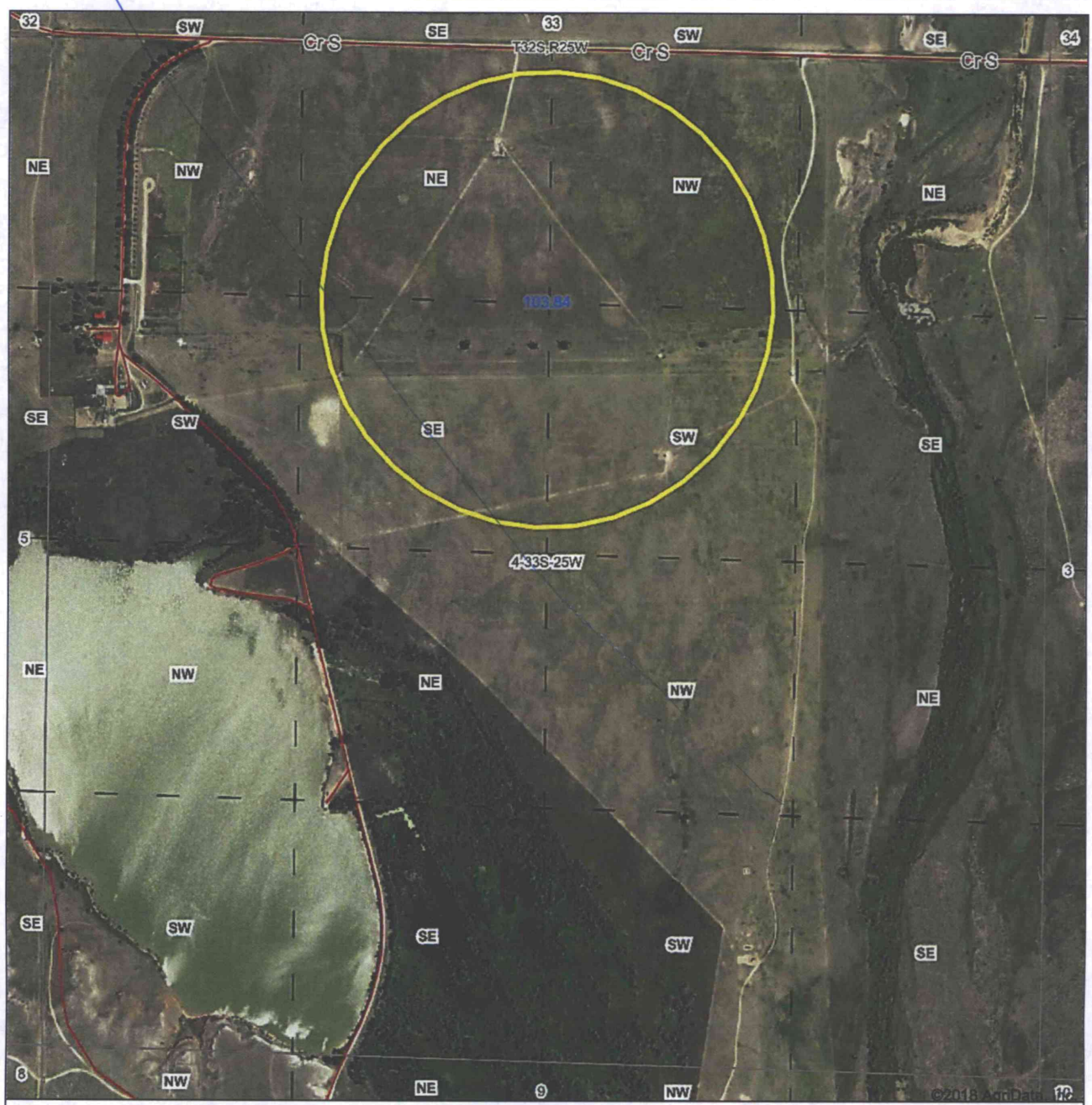
RECEIVED
OCT 08 2018

VSD
see upland
P.L. map

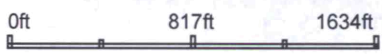
FILE 50083

proposed place of use

Aerial Map



map center: 37° 12.2324', -100° 2.7661'



4-33S-25W
Clark County
Kansas



12/3/2018

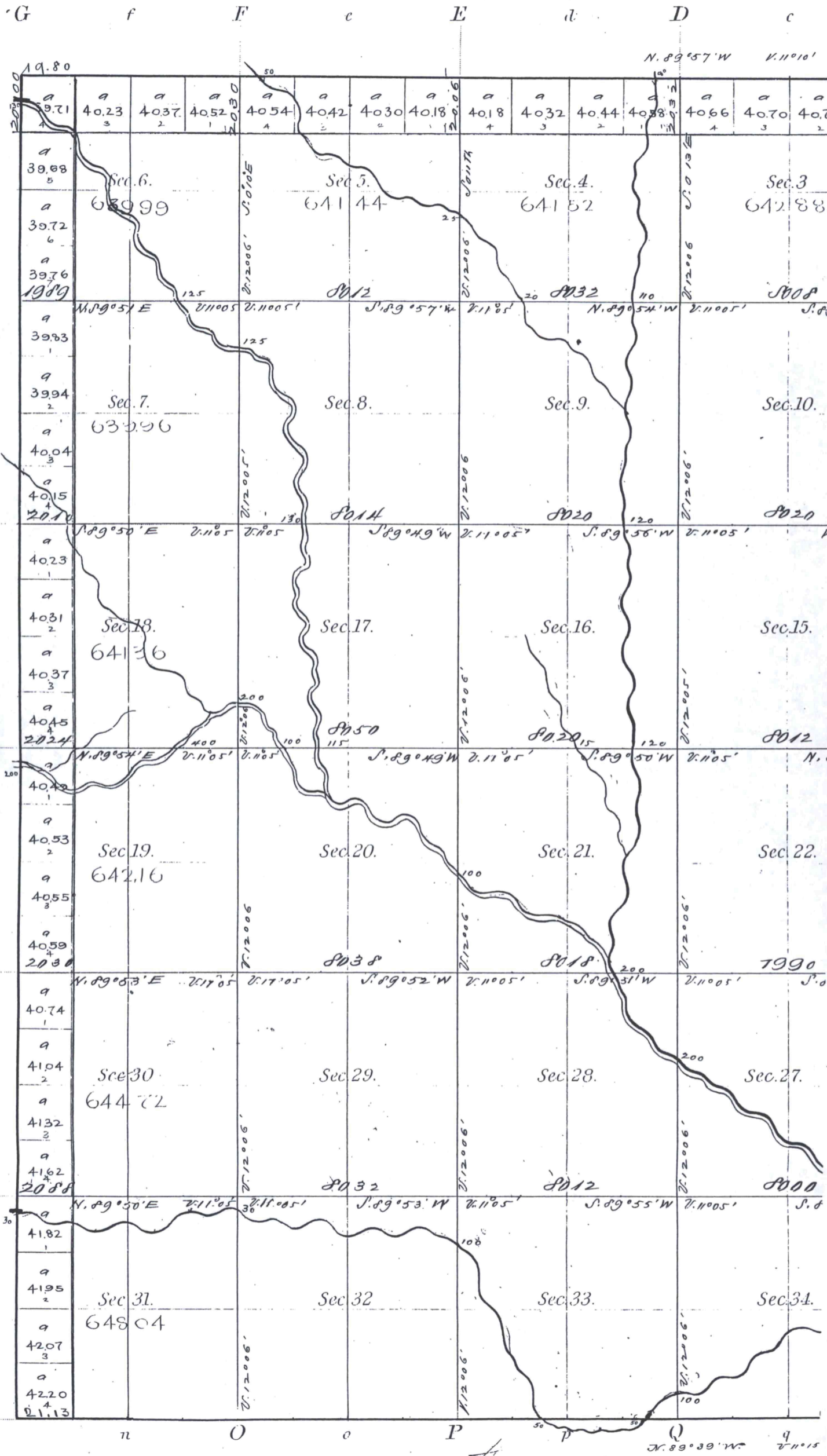


Stafford Field Office
Division of Water Resources

$$25.96 \text{ Ac} \times 4 = 103.84 \text{ Acres}$$

Note: Actual location may vary by several 100' depending upon terrain (PW)

TOWNSHIP N° 33 SOUTH RANGE N° 25 WEST 0



T33S R25W

G
f
F
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E
d
D
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II
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i
K
k
L
l
M
m
N

N. 89° 57' W V. 110' 10"

N. 89° 39' W V. 110' 15"