# **NOTICE**

This scan only represents the application as filed. The information contained herein meets the requirements of K.A.R. 5-3-1 or K.A.R. 5-5-1, and has been found acceptable for filing in the office of the Chief Engineer. The application should not be considered to be a complete application as per K.A.R. 5-3-1b or K.A.R. 5-5-2a.

Water Resources Received



Submit To: CHIEF ENGINEER
Division of Water Resources
Kansas Department of Agriculture
1320 Research Park Drive
Manhattan, Kansas 66502
http://agriculture.ks.gov/dwr

#### APPLICATION FOR APPROVAL TO CHANGE THE PLACE OF USE, THE POINT OF DIVERSION OR THE USE MADE OF THE WATER UNDER AN EXISTING WATER RIGHT



Filing Fee Must Accompany the Application (Please refer to Fee Schedule on signature page of application form.)

Paragraph Nos. 1, 2, 3, 4 & 8 must be completed. Complete all other applicable portions. A topographic map or detailed plat showing the authorized and proposed points(s) of diversion and /or place of use must accompany this application.

1.	Application is hereby made for approval of the Chief Engineer to change the
	☐ Place of Use
	(Check one or more)
	☐ Use Made of Water
1	This application is contingent upon approval of a new application on the south well of File No. 33193 (PDIV ID 9102).
	File No. <u>33193</u>
2.	Name of applicant: BRIAN E & RACHEL PRIEST
	Address: 7497 192 <sup>ND</sup> RD
	City, State and Zip: WINFIELD KS 67156
	Phone Number: (620)222-1928 E-mail address: brpriest2@gmail.com
	What is your relationship to the water right; ☐ owner ☐ tenant ☐ agent ☐ other? If other, please explain
	Name of water use correspondent: BRIAN E & RACHEL PRIEST  Address: 7497 192ND RD  City, State and Zip: WINFIELD KS 67156  Phone Number: (620) 222-1928  E-mail address: brpriest2@gmail.com
3	The change(s) proposed herein are desired for the following reasons (please be specific): This file will be consolidated down
	to the two north wells and converted to a battery of 2 wells. A new application has been filed to cover the south well and to
	provide an increased quantity of water on the place of use.
	The change(s) will be completed by Spring 2021
F.C	or Office Use Only:  O. 2 GMD Meets K.A.R. 5-5-1 (YES) NO) Use IRR Source G/S County CL By KJN Date 9/14/202  Ode CG+ Fee \$ 2000 TR # Receipt Date 9/14/200 Check # 3784
	9/16/2020

9/16/2020 LMoody

			AD	DRES	S: <u>22</u>	337 4	1 <sup>ST</sup> RE	O, WIN	IFIELD	) KS 6	7156								
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The property out	harizad paint	(a) of diversion are three	unalla and diman	aiam manka			
The presently aut	nonzea point	(s) of diversion are three	wells and diver	(Provide description an	d number of points	)	
The proposed poi	nt(s) of divers	sion is a battery of two we	ells and diversion	on works			
,		1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1		(Provide description an	d number of points	)	
List all presently	authorized	point(s) of diversion:					
Presently author	ized point of	diversion:					
One in the	NE	Quarter of the	SE	Quarter of the	N	E	_ Qua
of Section	22	, Township	33	South, Range		3	
		ounty, Kansas, 3,750					
Authorized Rate _	130 GPM	Authorized Quantity	20 AF				
(DWR use only:	Computer ID	No. <u>01</u> GF	PS 3,750	feet North	120	feet West)	
☐ This point wil	I not be char	nged   This point wil	Il be changed	as follows:			
Proposed point	of diversion	: (Complete only if ch	ange is reque	ested): This well	is to be re	moved from	m pe
		lication to cover the we					3
One in the		Quarter of the	1,50	Quarter of the	44	14.	_ Qua
of Section		, Township	<u> </u>	South, Range		-	(E
in	Co	ounty, Kansas,	feet North	feet West	t of Southea	st corner of	secti
Proposed Rate		Proposed Quantity _					
This point is:	Additional We	Ⅱ ☐ Geo Center List o	other water righ	ts that will use this p	oint pending	new applic	ation
One in the of Section	SE 22	Quarter of the , Township	33	South, Range	43	3	
	SE						
One in the of Section	SE 22		33	South, Range	43	3	
One in the of Section n <u>COWLEY</u>	SE 22 Co	, Township	33 feet North	South, Range	43	3	
One in the of Section on <u>COWLEY</u> Authorized Rate _	SE 22 Co 92 GPM	, Township ounty, Kansas,4,145	33 feet North 15 AF	South, Range	t of Southea	3 st corner of	section
One in the of Section n COWLEY Authorized Rate _ DWR use only:	SE 22 Co 92 GPM Computer ID	, Township bunty, Kansas,4,145 Authorized Quantity	33 feet North 15 AF PS4,198	South, Range 120 feet West feet North	t of Southea	3 st corner of	section
One in the of Section n COWLEY Authorized Rate _ DWR use only: This point will	SE 22 Co 92 GPM Computer ID I not be chan	, Township punty, Kansas,4,145 Authorized Quantity  No. 03 GF  ged	33 feet North 15 AF PS4,198	South, Range 120 feet West feet North as follows:	t of Southea	3 st corner of feet West)	section
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Water Resources

IF MORE SPACE IS NEEDED, ATTACH ADDITIONAL SHEETS AS NECESSARY Eived

11. Describe the current condition of and future plans for any point(s) of diversion which will no longer be used. N/A

#### APPLICATION FOR APPROVAL TO CHANGE THE PLACE OF USE AND/OR POINT OF DIVERSION SUPPLEMENTAL SHEET

FILE NO. 33193

Presently authorized point of diversion:								
One in the	Qua	rter of the		Quarter of the		Quarter		
of Section	, To	wnship		South, Range		(E/W),		
in	County, Kan	sas,	_ feet North _	feet West of	Southeast corner of	section.		
Authorized Rate	Autho	rized Quantity		Depth of well	(feet)			
(DWR use only: Comput	ter ID No	GP		feet North	feet West)			
☐ This point will not be	changed 🛛	This point will	be changed	as follows:				
Proposed point of divers	sion: (Complete or	ly if change is	requested)					
One in the	SE Qua	rter of the	NE	Quarter of the	NE	Quarter		
of Section								
in COWLEY								
Proposed Rate3	13 GPM Propo	sed Quantity _	50 AF	Proposed well dept	th (feet) N/A			
This point is:  Additiona	al Well 🛛 Geo Ce	nter List other	water rights th	nat will use this point NC	NE			

Water Resources Received

SEP 14 2020

KS Dept Of Agriculture

		sently authorized use of water is for <u>IRRIGATION</u> purpose					
П	is pro	posed that the use be changed to NO CHANGE	_ purposes.				
lf	chanç	ing the place of use and/or use made of water, describe how the consumptive use w	ill not be increased.				
N	/A						
_		<del></del>					
_							
_							
(F	lease s	how any calculations here.)					
lt	is req	uested that the maximum annual quantity of water be reduced to	(acre-feet or million gallons				
lt	is req	uested that the maximum rate of diversion of water be reduced to	gallons per minute ( c.f.s.				
1 K	24,00 ansas istanc nould	olication must include either a topographic map or detailed plat. A U.S. Geological S.D., is available through the Kansas Geological Survey, 1930 Constant Avenue, U. 66047-3726 ( <a href="https://www.usgs.gov">www.usgs.gov</a> ). The map should show the location of the presently sees North and West of the Southeast corner of the section must be shown. The prealso be shown. Identify the center of the section, the section lines and the section township, and range numbers on the map. In addition the following information must	niversity of Kansas, Lawrenc authorized point(s) of diversio esently authorized place of us orners and show the appropria				
a.	If a	change in the location of the point(s) of diversion is proposed, show:					
	1)	The location of the proposed point(s) of diversion. Distances North and West of the must be shown. Please be certain that the information shown on the map agrees Paragraph Nos. 9, 10 and 11 of the application.					
	2) If the source of supply is groundwater, please show the location of existing water wells of any kind, included domestic wells, within ½ mile of the proposed well or wells. Identify each well as to its use and furnish name mailing address of the property owner or owners. If there are no wells within ½ mile, please indicate so on the notation.						
	3)	If the source of supply is surface water, the names and mailing addresses of all largest and $\frac{1}{2}$ mile upstream from your property lines must be shown.	ndowner(s) ½ mile downstream				
b.		change in the place of use is desired, show the proposed place of use by crossha ain that the information shown on the map agrees with the information shown in Para					
lo	cal so	documentation to show the change(s) proposed herein will not impair existing water urce of supply as to which the water right relates. This information may include start s, test hole logs, and other information as necessary information to show the above elow.	tements, plats, geology reports				
		within one-half mile of the proposed point of diversion are owned by the water right of	owner, Barbara Priest.				
		well is being requested, just a change from three wells to a battery of two wells.					
	11011	Home borney requested pack a change from ance wello to a bactery of two wells.	illo illo				
_							
id re	entify quest	oposed change(s) does not meet all applicable rules and regulations of the Kansas the rules and regulations for which you request a waiver. State the reason why a should be granted. Attach documentation showing that granting the request will not prejudicially and unreasonably affect the public interest.	waiver is needed and why th				
<u>A</u>	waive	r of K.A.R. 5-4-4. Well spacing is requested. All wells that do not meet spacing are of	wned by the water right owner				
Ba	arbara	Priest.	8 F 9				
			Water Resources				

SEP 1 4 2020

File No. <u>33193</u>

File No.	33193

Any use of water that is not as authorized by the water right or permit to authorize water <u>before</u> the chief engineer approves this application is a violation of the Kansas Water Appropriation Act for which criminal or civil penalties may be assessed. Such violation is a class C misdemeanor, punishable by a fine not to exceed \$500 and/or a term of confinement not to exceed one month in the county jail. K.S.A. 82a-728(b). Civil penalties shall be not less than \$100 nor more than \$1,000 per violation. In the case of a continuing violation, each day such violation continues may be deemed a separate violation. In addition to these penalties the water right may be modified or suspended. K.S.A. 82a-737, as amended.

The application must be signed by all owners of the place of use authorized under the water right and his or her spouse, if married. Please indicate if there is no spouse. If land is being purchased under contract, the seller must sign as landowner until such time as the contract is completed.

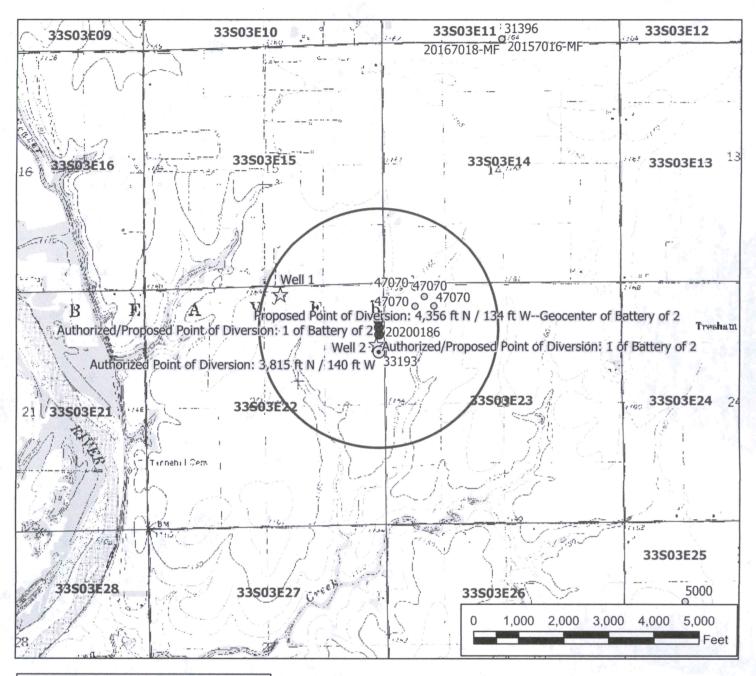
In the event that all applicants cannot appear before one notary public, they may as necessary sign separate copies of the application before any notary public conveniently available to them. All copies signed in this manner shall be considered to be valid parts of the application.

If the request is signed on behalf of any Owner by someone with legal authority to do so (for example, an agent, one who has power of attorney, or an executor, executrix, conservator), it will be necessary to attach proper documents showing such authority.

I declare that I am an owner of the currently authorized place of use authorized to make this application on their behalf, and declare fur	ther that the statement	s contained herein a	are true, correct, and
complete. By filing this application I authorize the chief engineer to pas specified in sections 14 and 15 of this application.		quantity of water an	d/or rate of diversion
Dated at Win tire, Kansas, this	day of	September 2020	. 20
			,,
Barbara Friest  Barbara J. Priest		(Spouse)	
(Please Print)		(Please Print)	
(Owner)		(Spouse)	
(Please Print)	****	(Please Print)	
(Owner)		(Spouse)	[8-
(Please Print)	:	(Please Print)	
Chata of Kanaa			
State of Kansas Scripts of State of Sta			. 6
County of	presence and sworn t	o before me this	day of
5 UNEMBER , 20 7 5	presence and sworm to	o before the this 1	day of
My Commission Expires 2		Notary Public	ll_
My commission Expires 3.3.5.			
FEE SCHEE	DULE		
Each application to change the place of use, the point of diversion or the us application fee set forth in the schedule below:	se made of the water unde	er this section shall be	accompanied by the
<ul> <li>(1) Application to change a point of diversion 300 feet or less</li> <li>(2) Application to change a point of diversion more than 300 feet .</li> <li>(3) Application to change the place of use</li> <li>(4) Application to change the use made of the water</li></ul>			\$200
Make check payable to Kansas Department of Agriculture.			

Water Resources Received

SEP 14 2020



## Legend

- Water Appropriation
- Proposed Point of Diversion
- Authorized Point of Diversion
- ☆ Domestic Well
- Section Corner
- Section Line
- Half Mile Circle

## Water Right, File No. 33193

Change in Point of Diversion Map 22-33-3E // Cowley County



To the best of my knowledge, all wells within one-half mile of the proposed points of diversion have been shown.

Received

Barbara Friest 9-14-2020

SEP 1 4 2020

7/24/2020 EKF/\$ @ @ 124,0 0 0 Sajeulture

### Water Right, File No. 33193 Change Application Nearby Well Owners

Domestic Well 1

Barbara J Priest, 22337 41<sup>st</sup> Rd, Winfield KS 67156

Domestic Well 2

Barbara J Priest, 22337 41st Rd, Winfield KS 67156

Water Right, File No. 47070

Barbara J Priest, 22337 41st Rd, Winfield KS 67156

Water Resources Received

SEP 14 2020

KS Dept Of Agriculture