4/25/2024, 11:20 AM

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)

Point of Diversion

Use Made of Water

File No. 50290

2. Name of applicant: WICKSTRUM FARMS INC

Address: 11870 HWY 13

City, State and Zip: WESTMORELAND KS 66549-9660

Phone Number: (785)457-3549 E-mail address: swickstrum@gmail.com

What is your relationship to the water right; 🛛 owner 📋 tenant 📋 agent 📋 other? If other, please explain.

Name of water use correspondent: SAME AS APPLICANT

Address:

City, State and Zip: \_\_\_\_\_

Phone Number: (\_\_\_\_\_) E-mail address: \_\_\_\_\_

3. The change(s) proposed herein are desired for the following reasons (please be specific): \_\_\_\_\_

TO INCREASE THE PLACE OF USE IN CONJUNCTION WITH THE FILING OF A NEW APPLICATION FOR ADDITIONAL WATER RIGHTS

(Date)

The change(s) (was) (will be) completed by UPON APPROVAL

For Office Use Only: F.O. <u>1</u> GMD - Meets K.A.R. 5-5-1 (YES / NO) Use IRR Source G /S County Code CPU Fee \$ 200 TR # DY2404 D7574 Provint Date 4/29/24 PT By KJN Date Fee \$ 200 TR # PY2404R76T4 Receipt Date 04/25/24 Check # 5/1/2024

**PDIV: 81282** 

DWR 1-120 (Revised 06/16/2014)

KAnderson

#### Water Resources

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File No. 50290

4. The presently authorized place of use is:

Owner of Land — NAME: WICKSTRUM FARMS INC KS Dept Of Agriculture ADDRESS: 11870 HWY 13 WESTMORELAND KS 66549-9660 NE<sup>1</sup>/<sub>4</sub> NW1/4 SW1/4 SE1/4 TOTAL Sec. Twp. Range NE<sup>1</sup>/<sub>4</sub> NW1/4 SW1/4 SE1/4 ACRES NE1/4 NW1/4 SW1/4 SE1/4 NE1/4 NW1/4 SW1/4 SE1/4 NE1/4 NW1/4 SW1/4 SE1/4 8 8 8E 25.5 26 24 40 32 40 187.5 10 8 8E 14.5 3 8 40 34 99.5 11 8 8E 25 38 14.5 77.5 14 8 8E 34.5 29 22 26 111.5 16 8 8E 32.5 30 5 13.5 9 90 17 8 8E 24 32 1.5 57.5 21 8 8E 40 40 40 List any other water rights that cover this place of use. 48529 Owner of Land — NAME: ADDRESS: NE1/4 NW1/4 SW1/4 SE1/4 TOTAL Twp. Range ACRES NE1/4 NW1/4 SW1/4 SE1/4 Sec. NE1/4 NW1/4 SW1/4 SE1/4 NE<sup>1</sup>/<sub>4</sub> NW1/4 SW1/4 SE1/4 **NE**<sup>1</sup>/<sub>4</sub> NW1/4 SW1/4 SE1/4 List any other water rights that cover this place of use. (If there are more than two landowners, attach additional sheets as necessary.) 5. It is proposed that the place of use be changed to: Owner of Land — NAME: SEE ATTACHED IRRIGATION USE SUPPLEMENTAL SHEET ADDRESS: NE1/4 NW1/4 SW1/4 SE1/4 TOTAL Sec. Twp. Range NE¼ NW¼ SW¼ SE¼ NE¼ NW¼ SW¼ SE¼ ACRES NE1/4 NW1/4 SW1/4 SE1/4 NE1/4 NW1/4 SW1/4 SE1/4 List any other water rights that cover this place of use. 48529 & NEW APP Owner of Land — NAME: \_ ADDRESS: NE<sup>1</sup>/<sub>4</sub> NW1/4 SW1/4 SE1/4 TOTAL Sec. Twp. Range NE1/4 NW1/4 SW1/4 SE1/4 NE1/4 NW1/4 SW1/4 ACRES SE1/4 NE1/4 NW1/4 SW1/4 SE1/4 NE1/4 NW1/4 SW1/4 SE1/4 List any other water rights that cover this place of use. IF MORE SPACE IS NEEDED, ATTACH ADDITIONAL SHEETS AS NECESSARY

				le No. 50290
The presently authoriz	ed point(s) of diversion (is) (are		OF CHANGE	4/25/2024
			(Provide description and number	
The proposed point(s)	of diversion (is) (are) NOT SUE	BJECT OF CHAN	GE	Water Resource
List all presently aut			(Provide description and numbe	er of points) Received
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or Section	, Township		South, Range	(E/W)
	County, Kansas,	feet North	feet West of Se	outheast corner of section.
Authorized Rate	Authorized Quanti	ty	<u> </u>	
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11. Describe the current condition of and future plans for any point(s) of diversion which will no longer be used.

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

Water Resources Received File No. 50290

purposes.

#### 12. The presently authorized use of water is for **IRRIGATION** It is proposed that the use be changed to **NO CHANGE**

KS Dept Of Argunizouslessre

13. If changing the place of use and/or use made of water, describe how the consumptive use will not be increased.

### A NEW APPLICATION FOR ADDITIONAL WATER RIGHTS IS BEING FILED TO ACCOMMODATE THE EXPANDED PLACE OF USE

(Please show any calculations here.)

14. It is requested that the maximum annual quantity of water be reduced to N/A (acre-feet or million gallons).

- 15. It is requested that the maximum rate of diversion of water be reduced to N/A gallons per minute (\_\_\_\_\_\_ c.f.s.).
- 16. The application must include either a topographic map or detailed plat. A U.S. Geological Survey Topographic Map, scale 1:24,000, is available through the Kansas Geological Survey, 1930 Constant Avenue, University of Kansas, Lawrence, Kansas 66047-3726 (www.usgs.gov). The map should show the location of the presently authorized point(s) of diversion. Distances North and West of the Southeast corner of the section must be shown. The presently authorized place of use should also be shown. Identify the center of the section, the section lines and the section corners and show the appropriate section, township, and range numbers on the map. In addition the following information must also be shown on the map.
  - a. If a change in the location of the point(s) of diversion is proposed, show:
    - The location of the proposed point(s) of diversion. Distances North and West of the Southeast corner of the section must be shown. Please be certain that the information shown on the map agrees with the information shown in 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, including domestic wells, within ½ mile of the proposed well or wells. Identify each well as to its use and furnish name and mailing address of the property owner or owners. If there are no wells within ½ mile, please indicate so on the map.
    - 3) If the source of supply is surface water, the names and mailing addresses of all landowner(s) ½ mile downstream and ½ mile upstream from your property lines must be shown.
  - b. If a change in the place of use is desired, show the proposed place of use by crosshatching on the map. Please be certain that the information shown on the map agrees with the information shown in Paragraph No. 5 of the application.
- 17. Attach documentation to show the change(s) proposed herein will not impair existing water rights and relates to the same local source of supply as to which the water right relates. This information may include statements, plats, geology reports, well logs, test hole logs, and other information as necessary information to show the above. Additional comments may be made below.

#### THIS IS A CHANGE IN PLACE OF USE ONLY SO IMPAIRMENT SHOULD NOT BE AN ISSUE

18. If the proposed change(s) does not meet all applicable rules and regulations of the Kansas Water Appropriation Act, please identify the rules and regulations for which you request a waiver. State the reason why a waiver is needed and why the request should be granted. Attach documentation showing that granting the request will not impair existing water rights and will not prejudicially and unreasonably affect the public interest.

#### NOT APPLICABLE

IF MORE SPACE IS NEEDED, ATTACH ADDITIONAL SHEETS AS NECESSARY

#### Water Resources Received

File No. 50290

Any use of water that is not as authorized by the water right or permit to authorize water before 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 as identified herein, or that I represent all such owners and am authorized to make this application on their behalf, and declare further that the statements contained herein are true, correct, and complete. By filing this application I authorize the chief engineer to permanently reduce the quantity of water and/or rate of diversion as specified in sections 14 and 15 of this application.

Dated at westmorelad	, Kansas, this 12th day of Ancil, 2024.
You Wichstum	
(Owner)	(Spouse)
Lam WRKSHM	
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
State of Kansas County of <u>Pottave tanie</u> SS	NOTARY PUBLIC - State of Kansas TODD A. SHEPPARD My Appt Expires 8-2-2025
I hereby certify that the foregoing application was sign	ned in my presence and sworn to before me this 12th day of ickstn m licesident of wickstrum Fams The.
My Commission Expires 8-2-2025	

#### FEE SCHEDULE

Each application to change the place of use, the point of diversion or the use made of the water under this section shall be accompanied by the application fee set forth in the schedule below:

(1) (2) (3) (4)	Application to change a point of diversion 300 feet or less       \$100         Application to change a point of diversion more than 300 feet       \$200         Application to change the place of use       \$200         Application to change the place of use       \$200         Application to change the use made of the water       \$300	

Make check payable to Kansas Department of Agriculture.



#### IRRIGATION USE SUPPLEMENTAL SHEET

Water Resources Received

File No. 50290

KS Dept Of Agriculture

Name of Applicant (Please Print): WICKSTRUM 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: WICKSTRUM FARMS INC

#### ADDRESS: 11870 HIGHWAY 13 WESTMORELAND KS 66549

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11	8	8E										26	39	14.5					79.5
14	8	8E					31	26	22	25.5									104.5
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Landowner of Record NAME:

ADDRESS:

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Landowner of Record NAME: \_\_\_\_\_

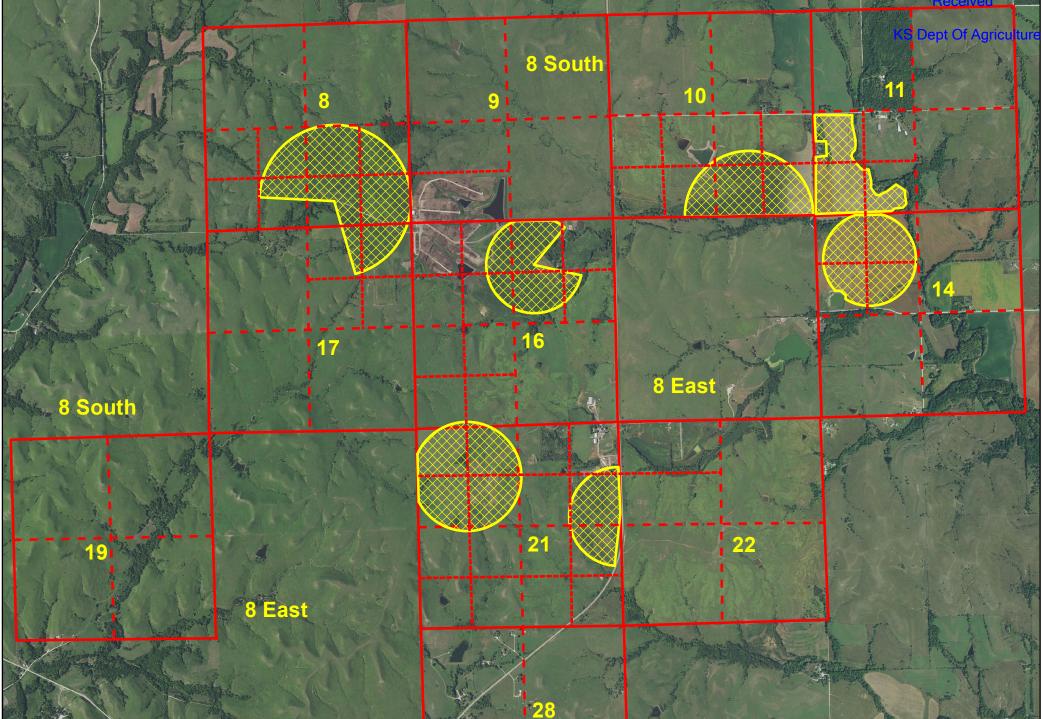
ADDRESS: \_\_\_\_\_

G	т	n	NE <sup>1</sup> /4				NW <sup>1</sup> ⁄4				SW1⁄4					SE	TOTAL		
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# 1:30,000

## PROPOSED PLACE OF USE FILE NO. 50290

Water Resources



# 1:24,000

### AUTHORIZED PLACE OF USE FILE NO. 50290

