

Kansas Department of Agriculture
Division of Water Resources
PERMIT OF NEW APPLICATION WORKSHEET

1. File Number: <p style="text-align: center; font-size: 1.2em;">49,667</p>	2. Status Change Date: <p style="text-align: center; font-size: 1.2em;">3/23/2017</p>	3. Field Office: <p style="text-align: center; font-size: 1.2em;">3</p>	4. GMD:
5. Status: <input checked="" type="checkbox"/> Approved <input type="checkbox"/> Denied by DWR/GMD <input type="checkbox"/> Dismiss by Request/Failure to Return			
6. Enclosures: <input checked="" type="checkbox"/> Check Valve <input checked="" type="checkbox"/> N of C Form <input type="checkbox"/> Water Tube <input type="checkbox"/> Driller Copy <input checked="" type="checkbox"/> Meter			
<p>7a. Applicant(s) Person ID <u>22512</u> New to system <input type="checkbox"/> Add Seq# _____</p> <p>JEFFREY A & TRACY K STRNAD PO BOX 230 SCANDIA KS 66966</p>	<p>7c. Landowner(s) Person ID <u>14582</u> New to system <input type="checkbox"/> Add Seq# _____</p> <p>PREMIUM FEEDERS JEFFREY STRNAD PO BOX 230 SCANDIA KS 66966-0230</p>		
<p>7b. Landowner(s) Person ID _____ New to system <input type="checkbox"/> Add Seq# _____</p> <p>7a.</p>	<p>7d. Misc. Person ID _____ New to system <input type="checkbox"/> Add Seq# _____</p>		
<p>8. WUR Correspondent Person ID _____ New to system <input type="checkbox"/> Add Seq# _____ Overlap File (s) WUC Notarized WUC Form <input type="checkbox"/> Agree <input type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>7a.</p>	<p>9. Use of Water: Changing? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p style="padding-left: 40px;"><input type="checkbox"/> Groundwater <input checked="" type="checkbox"/> Surface Water</p> <p><input checked="" type="checkbox"/> IRR <input type="checkbox"/> REC <input type="checkbox"/> DEW <input type="checkbox"/> MUN</p> <p><input type="checkbox"/> STK <input type="checkbox"/> SED <input type="checkbox"/> DOM <input type="checkbox"/> CON</p> <p><input type="checkbox"/> HYD DRG <input type="checkbox"/> WTR PWR <input type="checkbox"/> ART RECHRG</p> <p><input type="checkbox"/> IND SIC: _____ <input type="checkbox"/> OTHER: _____</p>		
10. Completion Date: <u>12/31/2018</u> 11. Perfection Date: <u>12/31/2022</u> 12. Exp Date: _____			
13. Conservation Plan Required? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Date Required: _____ Date Approved: _____ Date to Comply: _____			
14. Water Level Measuring Device? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Date to Comply: _____ Date WLMD Installed: _____			
<p>Date Prepared: 3/15/2017 By: AM Date Entered: 4/3/2017 By: UM</p>			

KANSAS DEPARTMENT OF AGRICULTURE
Division of Water Resources
M E M O R A N D U M

TO: Files

DATE: March 15, 2017

FROM: Austin McColloch

RE: New Applications,
File Nos. 49,667

Jeffery Strnad filed the above referenced application to appropriate surface water from the Republican River for irrigation use. File No. 49,667 is proposing one pumpsite for direct diversion from the Republican River. The applicant has requested 334.8 acre-feet at a diversion rate of 2,000 gpm. The place of use is 279 acres and overlaps in place of use with File Nos. 36,931, 36,933, 38,729, 39,008 & 39,009.

This application is requesting 334.8 acre-feet of water at a diversion rate of 2,000 gallons per minute from one pumpsite located in the Southeast Quarter of the Northeast Quarter of the Southwest Quarter (SE $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$), also described as Lot 9, of Section 20, more particularly described as being near a point 1,540 feet North and 3,150 feet West of the Southeast corner of said section, in Township 3 South, Range 4 West, Republic County, Kansas. The source of supply is the Republican River.

The proposed quantity of 334.8 acre-feet of surface water is based on K.A.R. 5-3-24 for the reasonable quantity for irrigation of 1.2 acre-feet per acre for Republic County. With 1.2 acre-feet per acre on 279 acres, the quantity of 334.8 is reasonable for the place of use. This quantity will be further limited when combined with senior files on the place of use, File Nos. 36,931, 36,933, 38,729, 39,008 & 39,009, which already appropriate a total quantity of 275 acre-feet leaving an additional 59.8 acre-feet for irrigation.

The application is subject to safe yield, as required by K.A.R. 5-3-11(d)(6), which includes minimum desirable streamflow (MDS) requirements. The applicant submitted and signed and notarized the MDS form with the application. The permit will also contain conditions related to not stopping stream flow at the first riffle below the point of diversion, senior water rights and permits must be satisfied prior to diverting water, and permission must be obtained from the Chief Engineer, or an authorized representative, prior to diverting water.

The overlapping senior files, File Nos. 36,933 & 39,008, are groundwater appropriations and can supply water during the irrigation season to the same place of use; therefore, the application complies with the requirements in K.A.R. 5-3-11(d)(6) to show that the direct diversion of surface water will not be necessary during the period of July 1 through September 30. Also, new application File No. 49,770, if approved will provide water during the irrigation season to the same place of use.

There are six landowners' one-half mile up and down stream of the property line of the applicant, nearby landowner notification letters were sent on November 17, 2016. There were two responses to the proposed application including one from an attorney representing Joan Wallace expressing concern over the approval of the application. The letter from the attorney representing Joan Wallace expressed concern over possible impact on her senior groundwater right, File No. 39,129 that is located approximately 1,450 ft. east of the proposed surface diversion. The letter states concern over the surface pumping on the Republican River will decrease the level of water in her irrigation well, the letter also states concern over MDS going into effect sooner due to the withdraw of water if this application is approved.

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 and 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 rate greater than 100 gallons per minute has been proposed, so a water level measurement tube will be required.

In an e-mail message, dated March 15, 2017, Kelly Stewart, Water Commissioner of the Stockton Field Office, recommended approval of the application.

Based on the above discussion, safe yield requirements are met where applicable, the groundwater water rights connected to the place of use can supply water during the irrigation season if necessary, 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.



Austin McColloch
Environmental Scientist

1320 Research Park Drive
Manhattan, Kansas 66502
(785) 564-6700



900 SW Jackson, Room 456
Topeka, Kansas 66612
(785) 296-3556

Jackie McClaskey, Secretary

Governor Sam Brownback

JEFFREY A & TRACY K STRNAD
PO BOX 230
SCANDIA KS 66966.

April 3, 2017

Re: Appropriation of Water,
File No. 49,667

FILE COPY

Dear Mr. Strnad:

There is enclosed permit 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 locations 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 the permit, with specific reference to Paragraph No. 18, which requires you to obtain written permission prior to diversion of water. 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.

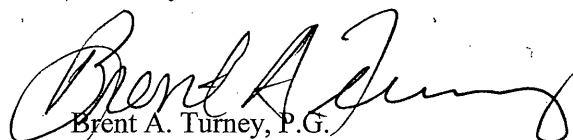
The enclosed forms must be used to notify the Chief Engineer that the proposed diversion works have been completed. Failure to notify the Chief Engineer of the Division of Water Resources of the completion of the diversion works and pay the field inspection fees within the time allowed, or within any authorized extension of time thereof, will result in the dismissal of these permits.

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 enclosed permits to complete diversion works or to perfect an appropriation. 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 rights.

Please be aware, that there may be significant periods of time during which water will not be available for diversion under the authority of this permit. Please also note that pursuant to Condition No. 18 of this permit, written permission must be obtained prior to the diversion of water. Normally, diversion of water will not be allowed during the period of July 1 through September 30 of each calendar year; nor when Milford Reservoir is below elevation 1,140 feet m.s.l. and/or the Milford Reservation Right is being enforced as indicated in K.A.R. 5-3-11. However, there may be occasions when Minimum Desirable Stream flows are being satisfied, that permission can be granted for the diversion of water under this permit. Please contact the Stockton Field Office at (785) 425-6787 to request permission to pump.

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,


Brent A. Turney, P.G.
Change Application Unit Supervisor
Division of Water Resources

BAT:am
Enclosures
pc: Stockton Field Office



KANSAS DEPARTMENT OF AGRICULTURE
Jackie McClaskey, 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. 49,667** of the applicant

**JEFFREY A & TRACY K STRNAD
PO BOX 230
SCANDIA KS 66966**

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 8, 2016**.
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							
18 2S 4W																	20.3				34.7	55	
19 2S 4W	28	3	6	40													36	1			24	138	
20 2S 4W																							86
										LOT 9	LOT 10	LOT 10	LOT 9										
										16	33	33	4										

3. That the authorized source from which the appropriation shall be made is surface water from the Republican River, to be diverted at one (1) pumpsite located in the Southeast Quarter of the Northeast Quarter of the Southwest Quarter (SE¼ NE¼ SW¼) of Section 20, more particularly described as being near a point 1,540 feet North and 3,150 feet West of the Southeast corner of said section, in Township 3 South, Range 4 West, Republic County, Kansas, located substantially as shown on the topographic map accompanying the application.

4. That the appropriation sought shall be limited to a maximum diversion rate not in excess of **2,000 gallons per minute (4.46 c.f.s.)** and to a total quantity not to exceed **334.8 acre-feet** of water per calendar year for irrigation.

5. That installation of works for diversion of water shall be completed on or before **December 31, 2018** 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, 2022** 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 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.

14. That no water user shall engage in nor allow the waste of any water diverted under the authority of this permit.

15. 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.

16. That the right to appropriate water under authority of this permit is subject to any minimum desirable streamflow requirements identified and established pursuant to K.S.A. 82a 703c for the source of supply to which this water right applies.

17. That the stream flow shall not be stopped at the first riffle below the point of diversion while diversion is taking place under the authority of this permit.

18. That in order to implement the provisions of K.A.R. 5-3-11(d)(6), no water shall be diverted unless the written permission of the Chief Engineer, or an authorized representative of the Chief Engineer, is obtained each time the applicant desires to divert water. The approval of this permit is not an indication that surface water will be available from this source of supply, or that written permission will be granted to divert water.

19. That the quantity of water approved under this permit is further limited to the quantity which combined with Water Right, File Nos. 36,931, 36,933, 38,729, 39,008 & 39,009, will provide a total **not to exceed 334.8 acre-feet** of water per calendar year, for irrigation on the land described herein.

20. That the Chief Engineer specifically retains jurisdiction in this matter with authority to make such reasonable reductions in the approved rate of diversion and quantity authorized to be perfected, and such changes in other terms, conditions, and limitations set forth in this approval and permit to proceed as may be deemed to be in the public interest.

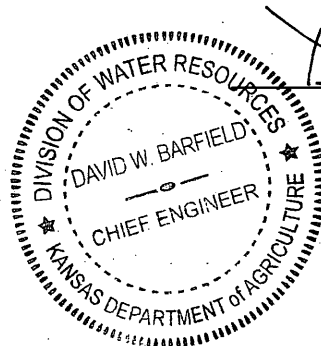
This Order shall become a final agency action, as defined by K.S.A. 77-607(b), without further notice to the parties, if a request for hearing or a petition for administrative review is not filed as set forth below.

Request for Hearing. According to K.A.R. 5-14-3(c), any party who desires a hearing must submit a request within 15 days after the date shown on the Certificate of Service attached to this Order. Filing a request for a hearing will give you the opportunity to submit additional facts for consideration, contest any findings made by the Chief Engineer, or present any other information you believe should be considered in this matter. A timely-filed request for hearing will stay the deadline for requesting administrative review of this Order pending the outcome of the hearing.

Petition for Review. The applicant, if aggrieved by this Order, may petition for administrative review, pursuant to K.S.A. 82a-711(c) and K.S.A. 82a-1901(a). The petition must be filed within 30 days after the date shown on the Certificate of Service attached to this Order and must set forth the basis for the review, unless stayed by the timely filing of a request for hearing.

Any request for hearing or petition for administrative review shall be in writing and shall be submitted to the attention of: Chief Legal Counsel, Kansas Department of Agriculture, 1320 Research Park Drive, Manhattan, Kansas 66502, Fax: (785) 564-6777.

Ordered this 23rd day of March, 2017, in Topeka, Shawnee County, Kansas.



David W. Barfield

David W. Barfield, P.E.
Chief Engineer
Division of Water Resources
Kansas Department of Agriculture

State of Kansas)
) SS
County of Riley)

The foregoing instrument was acknowledged before me this 23rd day of March, 2017, by David W. Barfield, P.E., Chief Engineer, Division of Water Resources, Kansas Department of Agriculture.



Karen Hunter
Notary Public

CERTIFICATE OF SERVICE

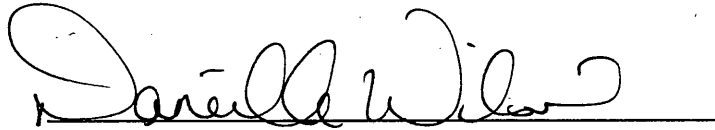
On this 3rd day of April, 2017, I hereby certify that the foregoing Approval of Application, File No. 49,667, dated March 23rd, 2017, was mailed postage prepaid, first class, US mail to the following:

JEFFREY A & TRACY K STRNAD
PO BOX 230
SCANDIA KS 66966

With photocopies to:

PREMIUM FEEDERS
JEFFREY STRNAD
PO BOX 230
SCANDIA KS 66966-0230

Stockton Field Office

A handwritten signature in cursive script, appearing to read "Darrell Wilson", is written over a solid horizontal line.

Division of Water Resources

1 diversion from River

\$320

APPLICATION COMPLETE
3/15/17
Reviewer AM

THE STATE OF KANSAS



KANSAS DEPARTMENT OF AGRICULTURE
Jackie McClaskey, Secretary of Agriculture

DIVISION OF WATER RESOURCES
David W. Barfield, Chief Engineer

File Number 49,667
This item to be completed by the Division of Water Resources.

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.)

WATER RESOURCES
RECEIVED
JUL 08 2016
10:59 AM
KS DEPT OF AGRICULTURE

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

1. Name of Applicant (Please Print): Jeffrey A & Tracy K Strnad
Address: PO Box 230
City: Scandia State KS Zip Code 66966-0230
Telephone Number: (785) 527-0163

2. The source of water is: surface water in Republican River # 27 (stream)
OR groundwater in (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 334.8 acre-feet OR gallons per calendar year,
to be diverted at a maximum rate of 2000 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) Artificial Recharge (b) Irrigation (c) Recreational (d) Water Power
(e) Industrial (f) Municipal (g) Stockwatering (h) Sediment Control
(i) Domestic (j) Dewatering (k) Hydraulic Dredging (l) Fire Protection
(m) Thermal Exchange (n) 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. 3 GMD Meets K.A.R. 5-3-1 (YES/NO) Use IRR Source G/County RP By ADW Date 7/8/16
Code RE3 Fee \$ 326 TR # 17601258 Receipt Date 7/8/16 Check # 9038
WATER RESOURCES RECEIVED

SCANNED

UNACCEPTABLE PRIORITY
7/19/2016 UM 11:05 AM
KS DEPT OF AGRICULTURE

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.

*AM
Per email
1-24-17

(A) One in LOT 9 of Section 20, more particularly described as being near a point ~~1,500~~ ¹⁴⁸⁰ feet North and 3,150 feet West of the Southeast corner of said section, in Township 3 South, Range 4 West, Republic County, Kansas.

(B) One in the _____ quarter of the _____ quarter of the _____ quarter of Section _____, more particularly described as being near a point _____ feet North and _____ feet West of the Southeast corner of said section, in Township _____ South, Range _____ East/West (circle one), _____ County, Kansas.

(C) One in the _____ quarter of the _____ quarter of the _____ quarter of Section _____, more particularly described as being near a point _____ feet North and _____ feet West of the Southeast corner of said section, in Township _____ South, Range _____ East/West (circle one), _____ County, Kansas.

(D) One in the _____ quarter of the _____ quarter of the _____ quarter of Section _____, more particularly described as being near a point _____ feet North and _____ feet West of the Southeast corner of said section, in Township _____ South, Range _____ East/West (circle one), _____ 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 7-5- 2016 [Signature]

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 one river pumpsite

(number of wells, pumps or dams, etc.)

and (was)(will be) completed (by) already complete

(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 5/1/17

(Mo/Day/Year)

WATER RESOURCES RECEIVED

WATER RESOURCES RECEIVED

JUL 08 2016

JUN 29 2016

SCANNED

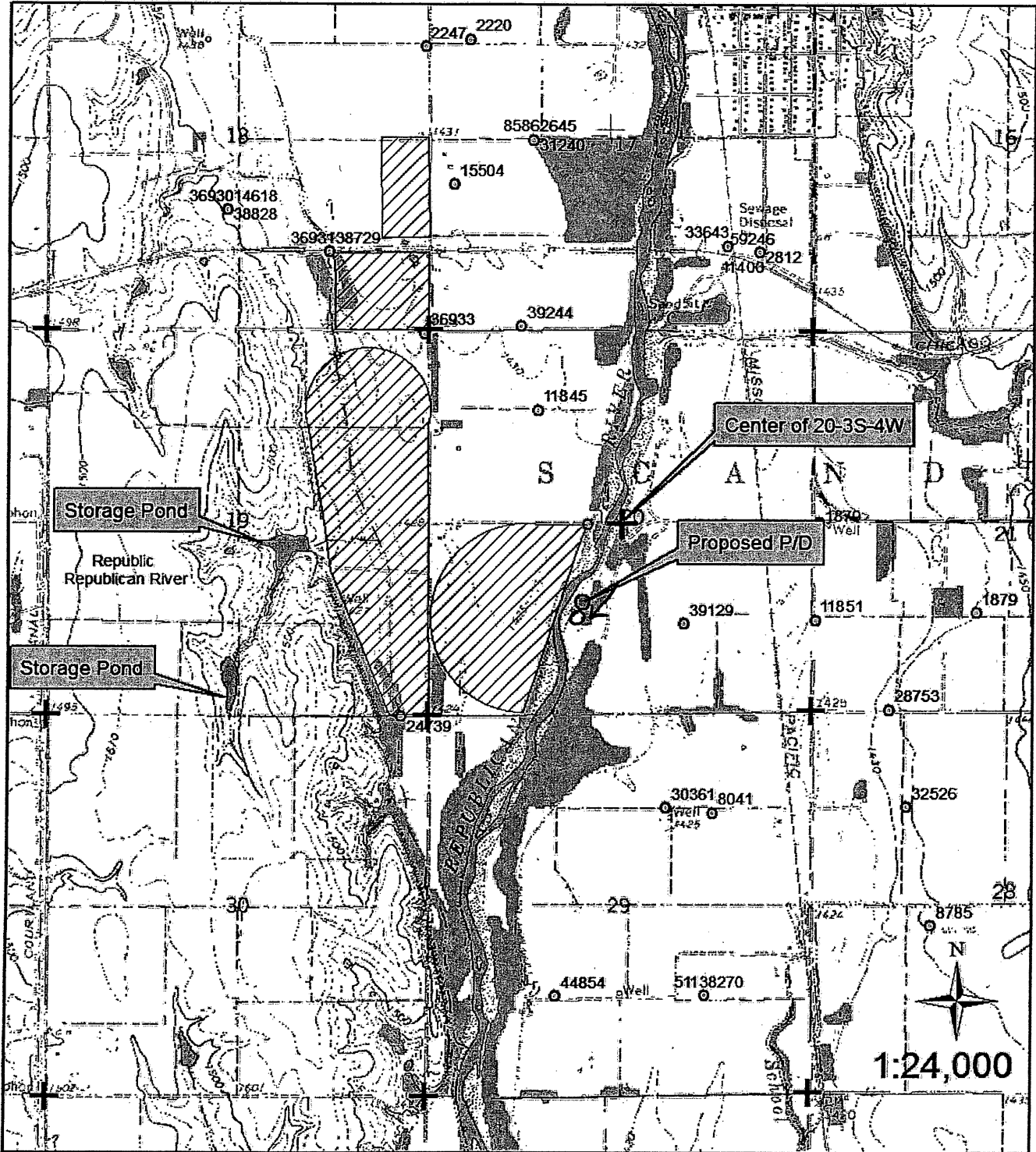
UNACCEPTABLE FOR PRIORITY

KS DEPT OF AGRICULTURE

KS DEPT OF AGRICULTURE

Application to Appropriate Water for Beneficial Use

File No. 49,667



⊙ Proposed Point of Diversion

▨ Proposed Place of Use

[Handwritten Signature]
Signature

The names and addresses of the landowners 1/2 mile downstream and 1/2 mile upstream from my property lines are shown.

6-21-16
Date

WATER RESOURCES RECEIVED

WATER RESOURCES RECEIVED

JUN 29 2016
JUL 08 2016 UNACCEPTABLE FOR PRIORITY

KS DEPT OF AGRICULTURE

KS DEPT OF AGRICULTURE

SCANNED

**IRRIGATION USE
SUPPLEMENTAL SHEET**

File No. ~~49,669~~ = 49,667 + ~~49,669~~

Name of Applicant (Please Print): Jeffrey A & Tracy K Strnad

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: Premium Feeders

ADDRESS: Jeffery Strnad PO Box 230 Scandia, KS 66966-0230

S	T	R	NE¼				NW¼				SW¼				SE¼				TOTAL			
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE				
18	3	4 W														20.3				34.7	55	

Landowner of Record NAME: Jeffrey A & Tracy K Strnad

ADDRESS: PO Box 230 Scandia, KS 66966-0230

S	T	R	NE¼				NW¼				SW¼				SE¼				TOTAL			
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE				
19	3	4 W	28	3	6	40										36	1			24	138	

Landowner of Record NAME: Jeffrey A & Tracy K Strnad

ADDRESS: PO Box 230 Scandia, KS 66966-0230

S	T	R	NE¼				NW¼				SW¼				SE¼				TOTAL			
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE				
20	3	4 W														16	33	33	4			86

- 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 n/a
- 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.

~~Overlap in P/D with file no. 39009:~~ Proposes to cover the same place of use as file nos. 36931, 36933,
38729, 39008, 39009, and 2 other new applications proposing storage which will be filed concurrently.
This permit will allow off-season diversion directly to the irrigation place of use and into two reservoirs for
storage and later re-diversion for irrigation on the place of use.

WATER RESOURCES RECEIVED

WATER RESOURCES RECEIVED

JUL 08 2016

JUN 29 2016 UNACCEPTABLE FOR PRIORITY

SCANNED

KS DEPT OF AGRICULTURE

KS DEPT OF AGRICULTURE

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	_____	_____	_____	_____
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)

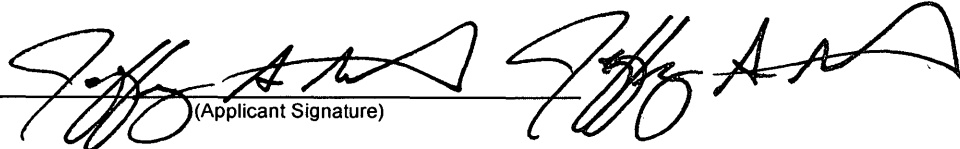
15. The owner(s) of the property where the water is used, if other than the applicant, is (please print):

Same as applicant
(name, address and telephone number)

Premium Feeders - Jeffrey Strnad PO Box 230 Scandia, KS 66966
(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 Scandia, Kansas, this 21 day of June, 2016.
(month) (year)


(Applicant Signature)

By _____
(Agent or Officer Signature)

(Agent or Officer - Please Print)

Assisted by David Means ESII Date: 5/20/16
(office/title)

WATER RESOURCES
RECEIVED
JUL 08 2016
KS DEPT OF AGRICULTURE

WATER RESOURCES
RECEIVED
JUN 29 2016
UNACCEPTABLE FOR PRIORITY
KS DEPT OF AGRICULTURE

SCANNED

11-18-16

(Date)

WATER RESOURCES RECEIVED

NOV 21 2016

KS DEPT OF AGRICULTURE

Kansas Department of Agriculture
Division of Water Resources
David W. Barfield, Chief Engineer
1320 Research Park Drive
Manhattan, Kansas 66502

Re: Application File No. 49,667

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.

Jeffrey A. Strnad
Signature of Applicant

Jeffrey A. Strnad
(Print Applicant's Name)

State of Kansas)
) ss
County of Republic)

I hereby certify that the foregoing instrument was signed in my presence and sworn to before me this 18 day of November, 2016.

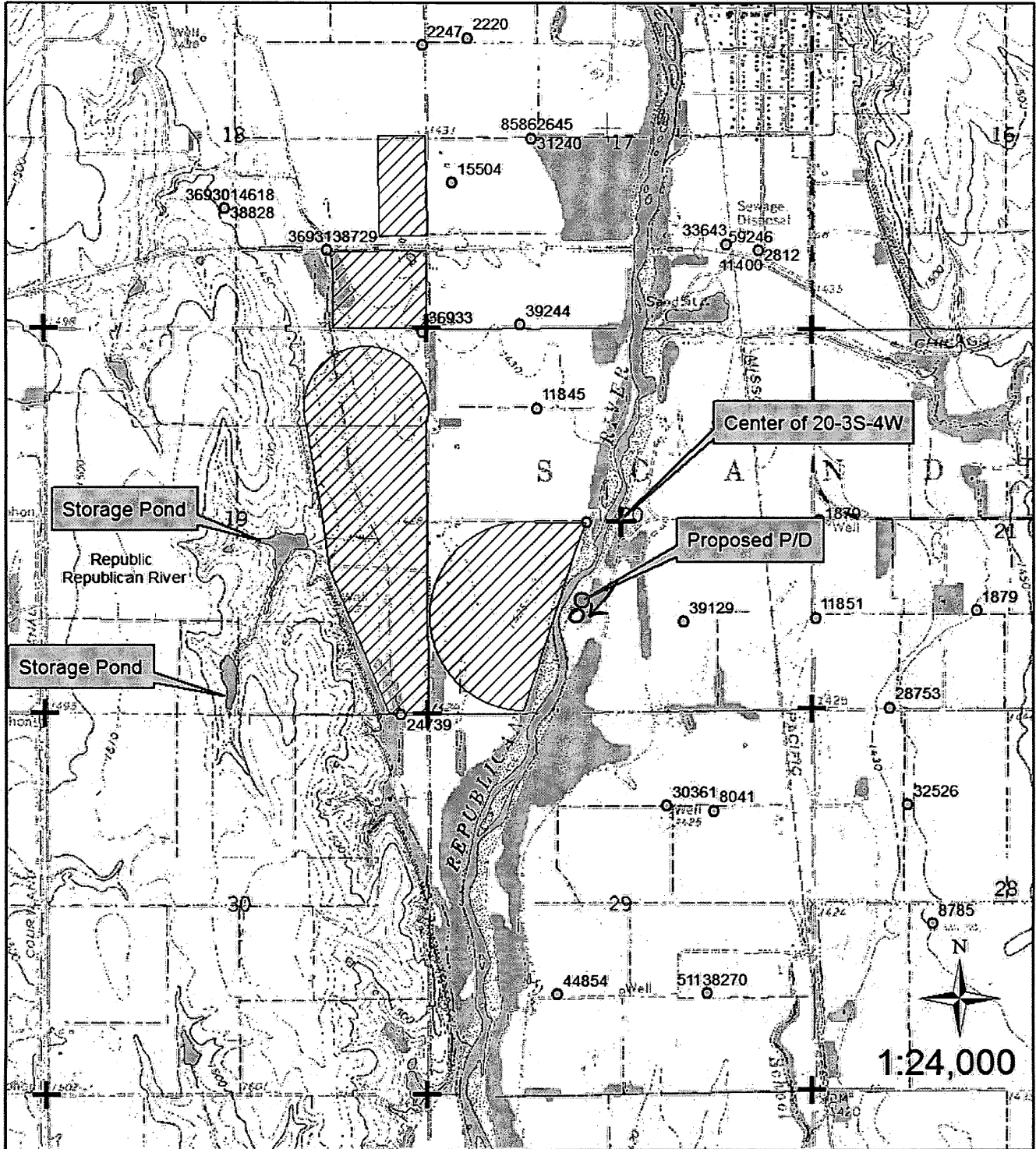
Lauren Forshee
Notary Public

My Commission Expires:



Application to Appropriate Water for Beneficial Use

File No. 49,467



⊙ Proposed Point of Diversion

▨ Proposed Place of Use

[Handwritten Signature]
 Signature

The names and addresses of the landowners 1/2 mile downstream and 1/2 mile upstream from my property lines are shown.

6-21-16
 Date

WATER RESOURCES RECEIVED

WATER RESOURCES RECEIVED

JUL 08 2016 UNACCEPTABLE FOR PRIORITY

JUN 9 2016

KS DEPT OF AGRICULTURE

KS DEPT OF AGRICULTURE

SCANNED

McColloch, Austin

From: Stewart, Kelly
Sent: Wednesday, March 15, 2017 8:02 AM
To: McColloch, Austin
Cc: Billinger, Mark; Hageman, Rebecca
Subject: RE: Recommendation File No. 49,667

Austin,

I have no objection to the approval of this application. However, your memo should reference 5-3-11(d)(6) instead of 5-3-15 since it is Lower Republican. You might reference Doug Schemm's memo for 47,786 and the approval conditions as well.

Thanks,

Kelly

From: McColloch, Austin
Sent: Tuesday, March 14, 2017 2:36 PM
To: Stewart, Kelly <Kelly.Stewart@ks.gov>
Subject: Recommendation File No. 49,667

Kelly,

Attached is my draft memo for surface water, File No. 49,667 submitted by Jeffery Strnad.

Thanks,

Austin McColloch
Environmental Scientist
Ph: (785) 564-6643

1320 Research Park Drive
Manhattan, Kansas 66502
(785) 564-6700



900 SW Jackson, Room 456
Topeka, Kansas 66612
(785) 296-3556

Jackie McClaskey, Secretary

Governor Sam Brownback

December 12, 2016

CONDRA Y & THOMPSON, LLC
ATTN. SCOTT CONDRA Y
PO BOX 407
812 WASHINGON STREET
CONCORDIA KS 66901

FILE COPY

Re: Pending Application
File No. 49,667

Dear Mr. Condray:

This will acknowledge receipt of your letter dated November 30, 2016, on behalf of Joan Wallace in which you expressed comments concerning the proposed appropriation of surface water submitted by Jeffery Strnad under the above referenced application.


Your comments have been considered, and approval of the application, if granted, will authorize diversion of water only when it does not impair existing rights. Should the diversion of water under this application substantially impair your earlier rights, you should notify the field office in your area. The field office in your area is:

Kansas Department of Agriculture
Division of Water Resources - Stockton Field Office
820 S. Walnut St.
Stockton, KS 67669

If an applicant without cause fails to comply with the provisions of the permit and its terms, conditions and limitations, it could result in the forfeiture of the priority date, revocation of the permit and dismissal of the application.

If you have any questions, please contact me at 785-564-6643. If you call, please reference the file number so we can help you more efficiently.

Sincerely,


Austin McColloch
Environmental Scientist
Water Appropriation Program

pc: Stockton Field Office

SCANNED

1320 Research Park Drive
Manhattan, Kansas 66502
(785) 564-6700



900 SW Jackson, Room 456
Topeka, Kansas 66612
(785) 296-3556

Jackie McClaskey, Secretary

Governor Sam Brownback

December 7, 2016

ANITA WALSH
14 GILL CREEK DRIVE
BELOIT KS 67420

FILE COPY

Re: Pending Application
File No. 49,667

Dear Mrs. Walsh:

This will acknowledge receipt of your letter dated December 2, 2016, in which you expressed comments concerning the proposed appropriation of surface water submitted by Jeffery Strnad under the above referenced application.

Your comments have been considered, and approval of the application, if granted, will authorize diversion of water only when it does not impair existing rights. Should the diversion of water under this application substantially impair your earlier rights, you should notify the field office in your area. The field office in your area is:

Kansas Department of Agriculture
Division of Water Resources - Stockton Field Office
820 S. Walnut St.
Stockton, KS 67669

If an applicant without cause fails to comply with the provisions of the permit and its terms, conditions and limitations, it could result in the forfeiture of the priority date, revocation of the permit and dismissal of the application.

If you have any questions, please contact me at 785-564-6643. If you call, please reference the file number so we can help you more efficiently.

Sincerely,

Austin McColloch
Environmental Scientist
Water Appropriation Program

SCANNED

Pc: Stockton Field Office

CONDRA Y & THOMPSON, LLC

Attorneys at Law

Attorneys:
Scott R. Condray
William R. Thompson
Derrick B. Heinrichs
condraylaw@condraylaw.com



P.O. Box 407
812 Washington Street
Concordia, KS 66901
Tel 785-243-1357
Fax 785-243-1359

November 30, 2016

Austin McColloch
Environmental Scientist
Water Appropriation Program
Kansas Department of Agriculture
900 SW Jackson, Room 456
Topeka, KS 66612

WATER RESOURCES
RECEIVED

DEC 09 2016

KS DEPT OF AGRICULTURE

Re: Application File No. 49,667

Dear Mr. McColloch:

Please be advised that I represent Joan Marie Wallace. She received notice of the above application.

Joan Marie Wallace strongly objects to approval of the above Application, for the following reasons:

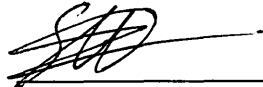
1. She believes that this Application will impair her water rights. By pumping water direct from the Republican River, that may reduce the level of water in her irrigation well.
2. Kansas water use is based on the principle of "first in time - first in right". Her water right is a junior water right, but is first in time before this Application. It is my client's understanding that if this Application decreases the stream flow, then all junior water rights will be shut off, not just this Application. If there is not enough stream flow, then this Application should be shut off first, before shutting off her Water Right.
3. The State of Kansas has a Minimum Desirable Streamflow and this Application will reduce this streamflow.
4. The State of Kansas should be conserving water and not approving any new permits, especially out of the Republican River.

F:\Legal\RE\Wallace, Joan\Water Ltr

SCANNED

Please let me know if you have any questions or would like any additional information concerning my client's position.

Sincerely,



Scott R. Condray
Attorney at Law

SRC/wn

pc: Stockton Field Office
Joan Wallace
Kevin Larson

WATER RESOURCES
RECEIVED

DEC 09 2016

KS DEPT OF AGRICULTURE

2

F:\Legal\RE\Wallace, Joan\Water Ltr

SCANNED

December 2, 2016

WATER RESOURCES
RECEIVED

DEC 07 2016

KS DEPT OF AGRICULTURE

Austin McColloch, Environmental Scientist
Water Appropriation Program
1320 Research Park Drive
Manhattan, KS 66502

Re: Application
File No. 49,667

Dear Austin:

I am writing to contest the application referenced above. I am a landowner in the area near where a Mr. Jeffrey Strnad is requesting permission to divert surface water from a pump to be located as follows:

one (1) pumpsite located in the Southeast Quarter of the Northeast Quarter of the Southwest Quarter (SE 1/4 NE 1/4 SW 1/4) of Section 20, more particularly described as being near a point 1,480 feet North and 3,150 feet West of the Southeast corner of said section in Township 3 South, Range 4 West, Republic County, Kansas.

My concern is twofold:

1. Should we decide at some point in the future to apply for a well at or near this same location, he will have depleted the water supply, making it impossible for us to have access to water for our property.
2. Secondly, I vehemently oppose taking water from the Republican River. It is no wonder that the river is deteriorating so quickly. One has only to look at the Arkansas River in the Garden City area to know what the Republican River will one day look like.

Sincerely,



Anita J. Walsh
14 Gill Creek Drive
Beloit, KS 67420
785-738-8663

pc: Stockton Field Office

SCANNED

1320 Research Park Drive
Manhattan, Kansas 66502
(785) 564-6700



900 SW Jackson, Room 456
Topeka, Kansas 66612
(785) 296-3556

Jackie McClaskey, Secretary

Governor Sam Brownback

November 17, 2016

WALSH, ANITA J
PO BOX 467
BELOIT, KS 67420-0467

FILE COPY

Re: Application
File No. 49,667

Dear Sir or Madam:

This is to advise you that Jeffrey Strnad has filed the application referred to above for permit to appropriate 334.8 acre-feet of surface water per calendar year from the Republican River for irrigation use to be diverted at a maximum rate of 2,000 gallons per minute. Surface water will be diverted from one pump site located as follows:

one (1) pumpsite located in the Southeast Quarter of the Northeast Quarter of the Southwest Quarter (SE $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$) of Section 20, more particularly described as being near a point 1,480 feet North and 3,150 feet West of the Southeast corner of said section, in Township 3 South, Range 4 West, Republic County, Kansas.

A copy of a topographic map depicting the location of the proposed point of diversion is also enclosed. Records in this office indicate that you own land along the river in this vicinity and you are notified of receipt of this application in order that you may be fully informed of the proposed location(s) of the applicant's point(s) of diversion and proposed use of water. Consideration will be given to comments or other information which you desire to submit to this office within 15 days from the date of this letter.

If you have any questions, please contact me at (785) 564-6643. If you call, please reference the file number so we can help you more efficiently.

Sincerely,

Austin McColloch
Environmental Scientist
Water Appropriation Program

Enclosure(s)

pc: Stockton Field Office

SCANNED

1320 Research Park Drive
Manhattan, Kansas 66502
(785) 564-6700



900 SW Jackson, Room 456
Topeka, Kansas 66612
(785) 296-3556

Jackie McClaskey, Secretary

Governor Sam Brownback

November 17, 2016

STAFFORD, ROGER H & ESTHER V TRUST
880 80 RD
SCANDIA, KS 66966-8026

Re: Application
File No. 49,667

FILE COPY

Dear Sir or Madam:

This is to advise you that Jeffrey Strnad has filed the application referred to above for permit to appropriate 334.8 acre-feet of surface water per calendar year from the Republican River for irrigation use to be diverted at a maximum rate of 2,000 gallons per minute. Surface water will be diverted from one pump site located as follows:

one (1) pumpsite located in the Southeast Quarter of the Northeast Quarter of the Southwest Quarter (SE $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$) of Section 20, more particularly described as being near a point 1,480 feet North and 3,150 feet West of the Southeast corner of said section, in Township 3 South, Range 4 West, Republic County, Kansas.

A copy of a topographic map depicting the location of the proposed point of diversion is also enclosed. Records in this office indicate that you own land along the river in this vicinity and you are notified of receipt of this application in order that you may be fully informed of the proposed location(s) of the applicant's point(s) of diversion and proposed use of water. Consideration will be given to comments or other information which you desire to submit to this office within 15 days from the date of this letter.

If you have any questions, please contact me at (785) 564-6643. If you call, please reference the file number so we can help you more efficiently.

Sincerely,

Austin McColloch
Environmental Scientist
Water Appropriation Program

Enclosure(s)

pc: Stockton Field Office

1320 Research Park Drive
Manhattan, Kansas 66502
(785) 564-6700



900 SW Jackson, Room 456
Topeka, Kansas 66612
(785) 296-3556

Jackie McClaskey, Secretary

Governor Sam Brownback

November 17, 2016

LARSON, THAYNE A TRUST NO 1
1817 E FRONTAGE RD
BELLEVILLE, KS 66935-2332

FILE COPY

Re: Application
File No. 49,667

Dear Sir or Madam:

This is to advise you that Jeffrey Strnad has filed the application referred to above for permit to appropriate 334.8 acre-feet of surface water per calendar year from the Republican River for irrigation use to be diverted at a maximum rate of 2,000 gallons per minute. Surface water will be diverted from one pump site located as follows:

one (1) pumpsite located in the Southeast Quarter of the Northeast Quarter of the Southwest Quarter (SE $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$) of Section 20, more particularly described as being near a point 1,480 feet North and 3,150 feet West of the Southeast corner of said section, in Township 3 South, Range 4 West, Republic County, Kansas.

A copy of a topographic map depicting the location of the proposed point of diversion is also enclosed. Records in this office indicate that you own land along the river in this vicinity and you are notified of receipt of this application in order that you may be fully informed of the proposed location(s) of the applicant's point(s) of diversion and proposed use of water. Consideration will be given to comments or other information which you desire to submit to this office within 15 days from the date of this letter.

If you have any questions, please contact me at (785) 564-6643. If you call, please reference the file number so we can help you more efficiently.

Sincerely,

Austin McColloch
Environmental Scientist
Water Appropriation Program

Enclosure(s)

pc: Stockton Field Office

1320 Research Park Drive
Manhattan, Kansas 66502
(785) 564-6700



900 SW Jackson, Room 456
Topeka, Kansas 66612
(785) 296-3556

Jackie McClaskey, Secretary

Governor Sam Brownback

November 17, 2016

RUNFT RANCH INC
1460 PENN RD
BELLEVILLE, KS 66935-8067

Re: Application
File No. 49,667

FILE COPY

Dear Sir or Madam:

This is to advise you that Jeffrey Strnad has filed the application referred to above for permit to appropriate 334.8 acre-feet of surface water per calendar year from the Republican River for irrigation use to be diverted at a maximum rate of 2,000 gallons per minute. Surface water will be diverted from one pump site located as follows:

one (1) pumpsite located in the Southeast Quarter of the Northeast Quarter of the Southwest Quarter (SE $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$) of Section 20, more particularly described as being near a point 1,480 feet North and 3,150 feet West of the Southeast corner of said section, in Township 3 South, Range 4 West, Republic County, Kansas.

A copy of a topographic map depicting the location of the proposed point of diversion is also enclosed. Records in this office indicate that you own land along the river in this vicinity and you are notified of receipt of this application in order that you may be fully informed of the proposed location(s) of the applicant's point(s) of diversion and proposed use of water. Consideration will be given to comments or other information which you desire to submit to this office within 15 days from the date of this letter.

If you have any questions, please contact me at (785) 564-6643. If you call, please reference the file number so we can help you more efficiently.

Sincerely,

Austin McColloch
Environmental Scientist
Water Appropriation Program

Enclosure(s)

pc: Stockton Field Office

1320 Research Park Drive
Manhattan, Kansas 66502
(785) 564-6700



900 SW Jackson, Room 456
Topeka, Kansas 66612
(785) 296-3556

Jackie McClaskey, Secretary

Governor Sam Brownback

November 17, 2016

LARSON, RICHARD A & MARY E
870 90 RD
SCANDIA, KS 66966-8058

FILE COPY

Re: Application
File No. 49,667

Dear Sir or Madam:

This is to advise you that Jeffrey Strnad has filed the application referred to above for permit to appropriate 334.8 acre-feet of surface water per calendar year from the Republican River for irrigation use to be diverted at a maximum rate of 2,000 gallons per minute. Surface water will be diverted from one pump site located as follows:

one (1) pumpsite located in the Southeast Quarter of the Northeast Quarter of the Southwest Quarter (SE $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$) of Section 20, more particularly described as being near a point 1,480 feet North and 3,150 feet West of the Southeast corner of said section, in Township 3 South, Range 4 West, Republic County, Kansas.

A copy of a topographic map depicting the location of the proposed point of diversion is also enclosed. Records in this office indicate that you own land along the river in this vicinity and you are notified of receipt of this application in order that you may be fully informed of the proposed location(s) of the applicant's point(s) of diversion and proposed use of water. Consideration will be given to comments or other information which you desire to submit to this office within 15 days from the date of this letter.

If you have any questions, please contact me at (785) 564-6643. If you call, please reference the file number so we can help you more efficiently.

Sincerely,

Austin McColloch
Environmental Scientist
Water Appropriation Program

Enclosure(s)

pc: Stockton Field Office



1320 Research Park Drive
Manhattan, Kansas 66502
(785) 564-6700

900 SW Jackson, Room 456
Topeka, Kansas 66612
(785) 296-3556

Jackie McClaskey, Secretary

Governor Sam Brownback

November 17, 2016

WALLACE, JOAN MARIE
9516 HOCKER DR
MERRIAM, KS 66203-2530

FILE COPY

Re: Application
File No. 49,667

Dear Sir or Madam:

This is to advise you that Jeffrey Strnad has filed the application referred to above for permit to appropriate 334.8 acre-feet of surface water per calendar year from the Republican River for irrigation use to be diverted at a maximum rate of 2,000 gallons per minute. Surface water will be diverted from one pump site located as follows:

one (1) pumpsite located in the Southeast Quarter of the Northeast Quarter of the Southwest Quarter (SE $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$) of Section 20, more particularly described as being near a point 1,480 feet North and 3,150 feet West of the Southeast corner of said section, in Township 3 South, Range 4 West, Republic County, Kansas.

A copy of a topographic map depicting the location of the proposed point of diversion is also enclosed. Records in this office indicate that you own land along the river in this vicinity and you are notified of receipt of this application in order that you may be fully informed of the proposed location(s) of the applicant's point(s) of diversion and proposed use of water. Consideration will be given to comments or other information which you desire to submit to this office within 15 days from the date of this letter.

If you have any questions, please contact me at (785) 564-6643. If you call, please reference the file number so we can help you more efficiently.

Sincerely,

Austin McColloch
Environmental Scientist
Water Appropriation Program

Enclosure(s)

pc: Stockton Field Office

McColloch, Austin

From: Stewart, Kelly
Sent: Tuesday, January 24, 2017 9:25 AM
To: McColloch, Austin
Subject: RE: Recommendation File Nos. 49,667, 49,668 & 49,669

Yes please. Thanks.

From: McColloch, Austin
Sent: Tuesday, January 24, 2017 9:11 AM
To: Stewart, Kelly <Kelly.Stewart@ks.gov>
Subject: RE: Recommendation File Nos. 49,667, 49,668 & 49,669

Kelly,

On the application that was sent in there were adjusted feet distances on the proposed PD written by the applicant for 49,667. The proposed PD written in was 1,480' N and 3,150' W, this puts it 20' downstream of 39,009. Should I correct this to 1,520' N and 3,150' W to make this PD upstream of 39,009?

Austin

From: Stewart, Kelly
Sent: Tuesday, January 24, 2017 8:58 AM
To: McColloch, Austin <Austin.McColloch@ks.gov>
Cc: Means, David <David.Means@ks.gov>
Subject: RE: Recommendation File Nos. 49,667, 49,668 & 49,669

Austin,

David Means is working up the new application to replace 49,668 & 49,669. I just got off the phone with Tony and Jeff Strnad. I wanted to clarify a few issues with them as we work through dismissing those two files and replacing them with one.

One issue was the proposed pumpsite out of the river for File No. 49,667. It is their intention that this pumpsite be located 20' upstream of 39,009. They will not be overlapped in p/d. I wanted to make sure you realized that prior to processing 49,667. If the feet distances need to be modified on this pending application to do that, please make those adjustments based on my phone conversation with Strnads.

Kelly

From: McColloch, Austin
Sent: Wednesday, January 18, 2017 8:05 AM
To: Stewart, Kelly <Kelly.Stewart@ks.gov>
Subject: RE: Recommendation File Nos. 49,667, 49,668 & 49,669

Kelly,

I will keep an eye out for the new applications coming in. Thanks for the update.

1320 Research Park Drive
Manhattan, Kansas 66502

Jackie McClaskey, Secretary



Phone: (785) 564-6700
Fax: (785) 564-6777
Email: ksag@kda.ks.gov
www.agriculture.ks.gov
Sam Brownback, Governor

July 18, 2016

JEFFREY A & TRACY K STRNAD
PO BOX 230
SCANDIA KS 66966

RE: Application
File No. 49667

Dear Sir or Madam:

Your application for permit to appropriate water in 20-3S-4W in Republic 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) 564-6645. If you wish to discuss a specific file, please have the file number ready so that we may help you more efficiently.

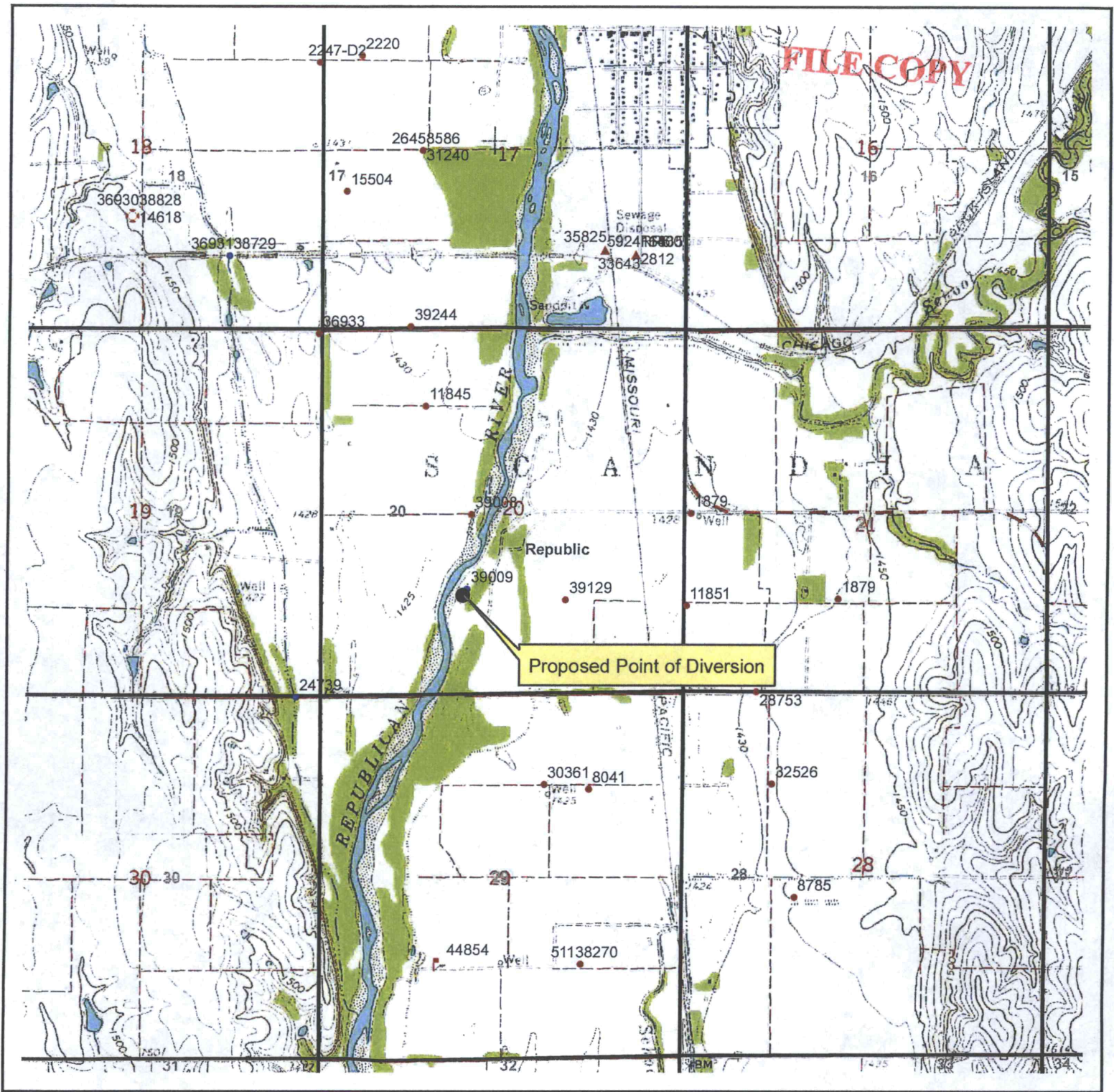
Sincerely,

A handwritten signature in black ink that reads "Brent A. Turney". The signature is written in a cursive style.

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

BAT: ALH
pc: STOCKTON Field Office
GMD

SCANNED



1:24,000



Legend

- Point of Diversion



New Application, File No. 49,667

Proposed Point of Diversion
 Section 20 - Township 3 South - Range 4 West
 Republic County, Kansas

AM/DWR

Date: 11/10/2016

SCANNED