



File No. <b>49,748</b>	15. Formation Code:		Drainage Basin: <b>Republican River</b>		County: <b>RP</b>		Special Use:		Stream: <b>Republican River</b>													
16. Points of Diversion							17. Rate and Quantity <b>MOD ADDL QTY</b>															
T MOD DEL ENT	PDIV	Qualifier	S	T	R	ID	'N	'W	Authorized Rate gpm	Quantity af	Additional Rate gpm	Quantity af	Overlap PD Files									
√	<b>85812</b>	<b>NE NE SW</b>	<b>20</b>	<b>3</b>	<b>4W</b>	<b>9</b>	<b>2560</b>	<b>2699</b>	<b>1000</b>	<b>255.6</b>	<b>1000</b>	<b>151.6</b>	<b>NONE</b>									
18. Storage: Rate _____ NF    Quantity _____ ac/ft    Additional Rate _____ NF    Additional Quantity _____ ac/ft																						
19. Limitation: <b>255.6</b> af/yr at _____ gpm ( _____ cfs) when combined with file number(s): <b>39,129 (on the place of use)</b>																						
Limitation: _____ af/yr at _____ gpm ( _____ cfs) when combined with file number(s) _____																						
20. Meter Required? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No    To be installed by <b>12/31/2018</b> Date Acceptable Meter Installed _____																						
21. Place of Use		NE¼				NW¼				SW¼				SE¼				Total	Owner	Chg? NO	Overlap Files	
T MOD DEL ENT	PUSE	S	T	R	ID	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼					
√	<b>17168</b>	<b>20</b>	<b>3</b>	<b>4W</b>	<b>7</b>		Lot 2 16	Lot 6 27	1					3.5			3	Lot 7 40	Lot 8 34	Lot 11 46	170.5	<b>7a. NO 39,129</b>
√	<b>15937</b>	<b>20</b>	<b>3</b>	<b>4W</b>	<b>8</b>														Lot 7 37		37	<b>7c. NO 39,129</b>
<del>MOD ENT</del>	<b>68166</b>	<b>20</b>	<b>3</b>	<b>4W</b>																	5.5	<b>7a. NO 39,129</b>
<b>DEL 68166</b>																						
Comments:																						

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

**M E M O R A N D U M**

**TO:** Files

**DATE:** July 12, 2017

**FROM:** Doug Schemm

**RE:** Application, File No. 49,748

Joan Wallace has filed the referenced application to appropriate 255.6 acre-feet of surface water from the Republican River at the rate of 1,000 gallons per minute to irrigate a total of 213 acres in Republic County. Water Right, File No. 39,129 overlaps a portion of the place of use, and a change application has been filed for this senior file to create a complete overlap in the Place of Use with this new application. The place of use is primarily owned by the applicant, with a portion owned by Glenn & Gwen Loring. The applicant has signed the application form stating she has access to the point of diversion.

The senior water right is a groundwater appropriation, and the purpose of the new application is to provide an alternative surface water source when available. Water Right, File No. 39,129 is authorized 104 acre-feet of water. The requested quantity of water for the new application of 255.6 acre-feet applied to 213 acres is equivalent to 1.2 acre-feet per acre, which is the maximum allowed for irrigation in Republic County, Kansas and appears to be reasonable for the intended use. The new application will be limited to the requested 255.6 acre-feet when combined with the senior file, which will result in an additional quantity of water of 151.6 acre-feet (255.6 AF – 104 AF) when combined with the senior file.

The applicant is proposing to pump surface water from one pump site located in the Southwest Quarter of Section 20, Township 3 South, Range 4 West. A list of nearby landowners within one-half mile upstream and downstream of the proposed point of diversion was identified on the site map, and they were notified by letter dated June 27, 2017. One phone call was received with general questions about the application, but they had no objections. There are multiple groundwater and surface water appropriations within a two (2) mile radius of the proposed point of diversion. The nearest downstream surface water right is approximately 1,100 feet away. The adjacent landowners have operated in this area for many years, they are typically aware of their neighbor's irrigation projects, and they are also all familiar with the conditions related to direct surface water diversion from the Republican River. With proper conditioning, there is no indication that approval of this permit will impair any senior water right.

The applicant has submitted a signed Minimum Desirable Sreamflow (MDS) statement, which has been notarized. By completing this statement, the applicant affirms her knowledge that there could be times when the diversion of water may not be allowed under this permit. Additionally, the permit is conditioned as follows: "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." The Lower Republican River is currently open to new appropriations meeting the criteria required by K.A.R. 5-3-11(d)(6), and the approval of this application is consistent with similar applications requesting surface water from the Republican River.

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.

Joan Wallace  
Memorandum File No. 49,748  
Page 2

Kelly Stewart, Water Commissioner of the Stockton Field Office, recommended approval of the referenced new application in a July 11, 2017 e-mail.

Based on the above discussion, that surface water within the Lower Republican River remains open to new appropriations with appropriate and consistent permit conditions, and approval of the application will not impair senior water rights, it is recommended that the new referenced application be approved in conjunction with the place of use change on File No. 39,129.

Douglas W. Schemm  
Environmental Scientist  
Topeka 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

August 11, 2017

**FILE COPY**

JOAN WALLACE  
9516 HOCKER DR  
MERRIAM KS 66203

Re: Appropriation of Water, File No. 49,748

Dear Ms. Wallace:

There is enclosed a 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 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 these approval documents. A water meter is required on the proposed diversion works 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. 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,

Kristen A. Baum  
New Application Unit Supervisor  
Water Appropriation Program

KAB:dws  
Enclosures

pc: Stockton Field Office  
Glenn & Gwen Loring

THE STATE OF KANSAS



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. 49,748** of the applicant

**JOAN WALLACE  
9516 HOCKER DR  
MERRIAM KS 66203**

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 **December 22, 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		
20	3S	4W		Lot 2 16	Lot 6 27	1					3.5				3	Lot 7 40	Lot 8 34	Lot 11 46	Lot 7 37	207.5
20	3S	4W															5.5			5.5

3. That the authorized source from which the appropriation shall be made is surface water from the Republican River, to be withdrawn by means of one (1) pump site located in the Northeast Quarter of the Northeast Quarter of the Southwest Quarter (NE¼ NE¼ SW¼) of Section 20, more particularly described as being near a point 2,560 feet North and 2,699 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 **1,000 gallons per minute (2.23 c.f.s.)** and to a quantity not to exceed **255.6 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, 2018** or within any authorized extension thereof. The applicant shall notify the Chief Engineer and pay the statutorily required field inspection fee, which is currently \$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, which is currently \$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, which is currently \$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 on the diversion works authorized by this permit in accordance with the 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 ending 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 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 water right or permit.

17. 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.

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.





### CERTIFICATE OF SERVICE

On this 11<sup>th</sup> day of August, 2017, I hereby certify that the foregoing Approval of Application and Permit to Proceed, File No. 49,748, dated August 9, 2017 was mailed postage prepaid, first class, US mail to the following:

JOAN WALLACE  
9516 HOCKER DR  
MERRIAM KS 66203

With photocopies to:

GLENN & GWEN LORING  
1190 90 RD  
SCANDIA KS 66966

Stockton Field Office

A handwritten signature in cursive script that reads "Daniella Wilson". The signature is written in black ink and is positioned above a solid horizontal line.

Division of Water Resources

APPLICATION COMPLETE

7/12/2017

Reviewer DWS

THE STATE



OF KANSAS

**KANSAS DEPARTMENT OF AGRICULTURE**

Jackie McClaskey, Secretary of Agriculture

**DIVISION OF WATER RESOURCES**

David W. Barfield, Chief Engineer

File Number

49,748

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

WATER RESOURCES  
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DEC 22 2016

12:53

KS DEPT OF AGRICULTURE

**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.)

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): Joan Wallace  
Address: 9516 Hocker Dr.  
City: Merriam State KS Zip Code 66203  
Telephone Number: (913) 362-0550

2. The source of water is:  surface water in Republican River (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 255.6 acre-feet OR \_\_\_\_\_ gallons per calendar year, to be diverted at a maximum rate of 1000 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 0 Meets K.A.R. 5-3-1 (YES/NO) Use FRR Source G County PP By AW Date 12/22/16  
Code REZ Fee \$ 300 TR # \_\_\_\_\_ Receipt Date 12/22/16 Check # 1016

12/27/2016 CM

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 NE quarter of the SW quarter of Section 20, more particularly described as being near a point 2,560 feet North and 2,699 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 December 20, 2016.

Tom Marie Wilke  
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 1 surface water pump site  
(number of wells, pumps or dams, etc.)

and will be completed (by) 12/31/17  
(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 5/1/18  
(Mo/Day/Year)

- 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.

File No. 39129 will cover the same place of use. The 255.6 AF requested should be limited to 255.6 AF when combined with file no. 39129. A change in place of use under file no. 39129 will be filed to match the proposed acres under this application.

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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	_____	_____	_____	_____
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):

Glen Loring 1190 90 Rd Scandia, KS 66966 785-427-6774  
(name, address and telephone number)

Joan Wallace 9516 Hocker Dr Merriam, KS 66203 913-362-0550  
(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 12/20/16, Kansas, this 20 day of December, 2016.  
(month) (year)

  
(Applicant Signature)

By \_\_\_\_\_  
(Agent or Officer Signature)

\_\_\_\_\_  
(Agent or Officer - Please Print)

Assisted by DLM ES II Date: 12/12/16  
(office/title)

# IRRIGATION USE SUPPLEMENTAL SHEET

File No. 49,748

Name of Applicant (Please Print): Joan Wallace

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: Joan Sandell Wallace

ADDRESS: 9516 Hocker Dr. Merriam, KS 66203

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		Lot 2 16	Lot 6 27	1					3.5				3	Lot 7 40	Lot 8 34	Lot 11 46		170.5
20	<b>3</b>	4 W															5.5			5.5

**Landowner of Record** NAME: Glenn & Gwen Loring

ADDRESS: 1190 90 Rd Scandia, KS 66966

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																	Lot 7 37	37

*Total = 213*

**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.

## Schemm, Doug

---

**Subject:** 49748 - Joan Wallace

**From:** Stewart, Kelly  
**Sent:** Tuesday, July 11, 2017 7:51 AM  
**To:** Schemm, Doug <Doug.Schemm@ks.gov>  
**Cc:** Billinger, Mark <Mark.Billinger@ks.gov>; Hageman, Rebecca <Rebecca.Hageman@ks.gov>  
**Subject:** RE: 49748 - Joan Wallace

Doug,

I have no objection to the approval of this application or the change application for File No. 39,129.

Kelly

**From:** Schemm, Doug  
**Sent:** Monday, July 10, 2017 4:16 PM  
**To:** Stewart, Kelly <Kelly.Stewart@ks.gov>  
**Cc:** Billinger, Mark <Mark.Billinger@ks.gov>  
**Subject:** 49748 - Joan Wallace

Typical surface water Republican.  
I got one phone call, no objections.  
Please review and provide rec.  
Doug



Kansas  
Department of Agriculture  
Division of Water Resources

Topeka Field Office  
6531 SE Forbes Ave., Suite B  
Topeka, Kansas 66619

Jackie McClaskey, Secretary  
David W. Barfield, Chief Engineer  
Katherine A. Tietsort, Water Commissioner

Phone: (785) 296-5733  
Fax: (785) 862-2460  
[www.agriculture.ks.gov](http://www.agriculture.ks.gov)  
Sam Brownback, Governor

June 27, 2017

ALSOP SAND CO INC  
% DANE BARCLAY  
105 INDUSTRIAL ROAD  
CONCORDIA KS 66901

Re: Pending New Application, File No. 49,748; and Water Right, File No. 39,129

Dear Sir or Madam:

This is to advise you that Joan Wallace has filed the new application referred to above for a permit to appropriate 255.6 acre-feet of surface water per calendar year from the Republican River, for irrigation use to be diverted at a maximum rate of 1,000 gallons per minute. In addition, a Change in Place of Use application has been filed for Water Right, File No. 39,129, which will modify the place of use to match the expanded, new application irrigation project. Surface water will be diverted by means of one (1) pump site located as follows:

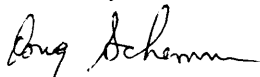
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<http://agriculture.ks.gov/divisions-programs/dwr/water-appropriation/notices>

If you have any questions or comments, you may also contact me at (785) 296-3495. If you call, please reference the file number so I can help you more efficiently.

Sincerely,



Douglas W. Schemm  
Environmental Scientist  
Topeka Field Office

pc: Joan Wallace

The logo features the word "Kansas" in a large, serif font. Above the letters "a", "n", and "s" is a decorative arch of small stars. Below "Kansas" are the words "Department of Agriculture" and "Division of Water Resources" in a smaller, sans-serif font.

Kansas  
Department of Agriculture  
Division of Water Resources

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Sam Brownback, Governor

June 27, 2017

ROGER H & ESTHER V STAFFORD  
880 80<sup>TH</sup> ROAD  
SCANDIA KS 66966

Re: Pending New Application, File No. 49,748; and Water Right, File No. 39,129

Dear Sir or Madam:

This is to advise you that Joan Wallace has filed the new application referred to above for a permit to appropriate 255.6 acre-feet of surface water per calendar year from the Republican River, for irrigation use to be diverted at a maximum rate of 1,000 gallons per minute. In addition, a Change in Place of Use application has been filed for Water Right, File No. 39,129, which will modify the place of use to match the expanded, new application irrigation project. Surface water will be diverted by means of one (1) pump site located as follows:

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Sincerely,

A handwritten signature in cursive script that reads "Doug Schemm".

Douglas W. Schemm  
Environmental Scientist  
Topeka Field Office

pc: Joan Wallace

The logo features the word "Kansas" in a large, serif font. Above the letters "a", "s", and "s" are stylized, overlapping circular patterns that resemble a sun or a field of crops. Below "Kansas" is the text "Department of Agriculture" and "Division of Water Resources" in a smaller, sans-serif font.

Kansas  
Department of Agriculture  
Division of Water Resources

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Sam Brownback, Governor

June 27, 2017

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

Re: Pending New Application, File No. 49,748; and Water Right, File No. 39,129

Dear Sir or Madam:

This is to advise you that Joan Wallace has filed the new application referred to above for a permit to appropriate 255.6 acre-feet of surface water per calendar year from the Republican River, for irrigation use to be diverted at a maximum rate of 1,000 gallons per minute. In addition, a Change in Place of Use application has been filed for Water Right, File No. 39,129, which will modify the place of use to match the expanded, new application irrigation project. Surface water will be diverted by means of one (1) pump site located as follows:

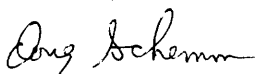
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Douglas W. Schemm  
Environmental Scientist  
Topeka Field Office

pc: Joan Wallace

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6531 SE Forbes Ave., Suite B  
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Sam Brownback, Governor

June 27, 2017

ROBERT D & ANITA C LARSON  
PO BOX 83  
SCANDIA KS 66966-0083

Re: Pending New Application, File No. 49,748; and Water Right, File No. 39,129

Dear Sir or Madam:

This is to advise you that Joan Wallace has filed the new application referred to above for a permit to appropriate 255.6 acre-feet of surface water per calendar year from the Republican River, for irrigation use to be diverted at a maximum rate of 1,000 gallons per minute. In addition, a Change in Place of Use application has been filed for Water Right, File No. 39,129, which will modify the place of use to match the expanded, new application irrigation project. Surface water will be diverted by means of one (1) pump site located as follows:

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Sincerely,

A handwritten signature in cursive script that reads "Douglas W. Schemm".

Douglas W. Schemm  
Environmental Scientist  
Topeka Field Office

pc: Joan Wallace

Kansas  
Department of Agriculture  
Division of Water Resources

Topeka Field Office  
6531 SE Forbes Ave., Suite B  
Topeka, Kansas 66619

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Sam Brownback, Governor

June 27, 2017

CITY OF SCANDIA  
CITY CLERK  
PO BOX 109  
SCANDIA KS 66966

Re: Pending New Application, File No. 49,748; and Water Right, File No. 39,129

Dear Sir or Madam:

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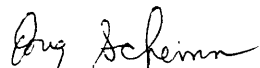
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Douglas W. Schemm  
Environmental Scientist  
Topeka Field Office

pc: Joan Wallace

  
**Kansas**  
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Sam Brownback, Governor

June 27, 2017

RICHARD A LARSON  
870 90 ROAD  
SCANDIA KS 66966-8058

Re: Pending New Application, File No. 49,748; and Water Right, File No. 39,129

Dear Sir or Madam:

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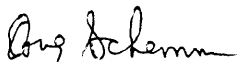
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Douglas W. Schemm  
Environmental Scientist  
Topeka Field Office

pc: Joan Wallace

  
**Kansas**  
Department of Agriculture  
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Sam Brownback, Governor

June 27, 2017

RUNFT RANCH INC  
1460 PENN RD  
BELLEVILLE KS 66935-8067

Re: Pending New Application, File No. 49,748; and Water Right, File No. 39,129

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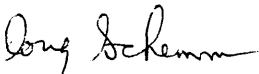
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Sincerely,



Douglas W. Schemm  
Environmental Scientist  
Topeka Field Office

pc: Joan Wallace

Topeka Field Office  
6531 SE Forbes Ave., Suite B  
Topeka, Kansas 66619

Jackie McClaskey, Secretary  
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Sam Brownback, Governor

June 27, 2017

ANITA WALSH  
14 GILL CREEK DRIVE  
BELOIT KS 67420

Re: Pending New Application, File No. 49,748; and Water Right, File No. 39,129

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Douglas W. Schemm  
Environmental Scientist  
Topeka Field Office

pc: Joan Wallace



**Kansas**  
Department of Agriculture  
*Division of Water Resources*

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Sam Brownback, Governor

May 25, 2017

KEVIN LARSON  
1215 ROCK RD  
SCANDIA KS 66966

Re: Pending Application, File No. 49,748- Joan Wallace

Dear Mr. Larson:

As we discussed, enclosed is the Site Map for Joan Wallace's application, File No. 49,748. Please identify upstream and downstream landowners adjacent to the river, both upstream and downstream of the property line. You may show this information directly on the map, or you may attach a listing of the landowners on a separate sheet, or on the back side of the site map. Please sign the map where indicated, and then return it to:

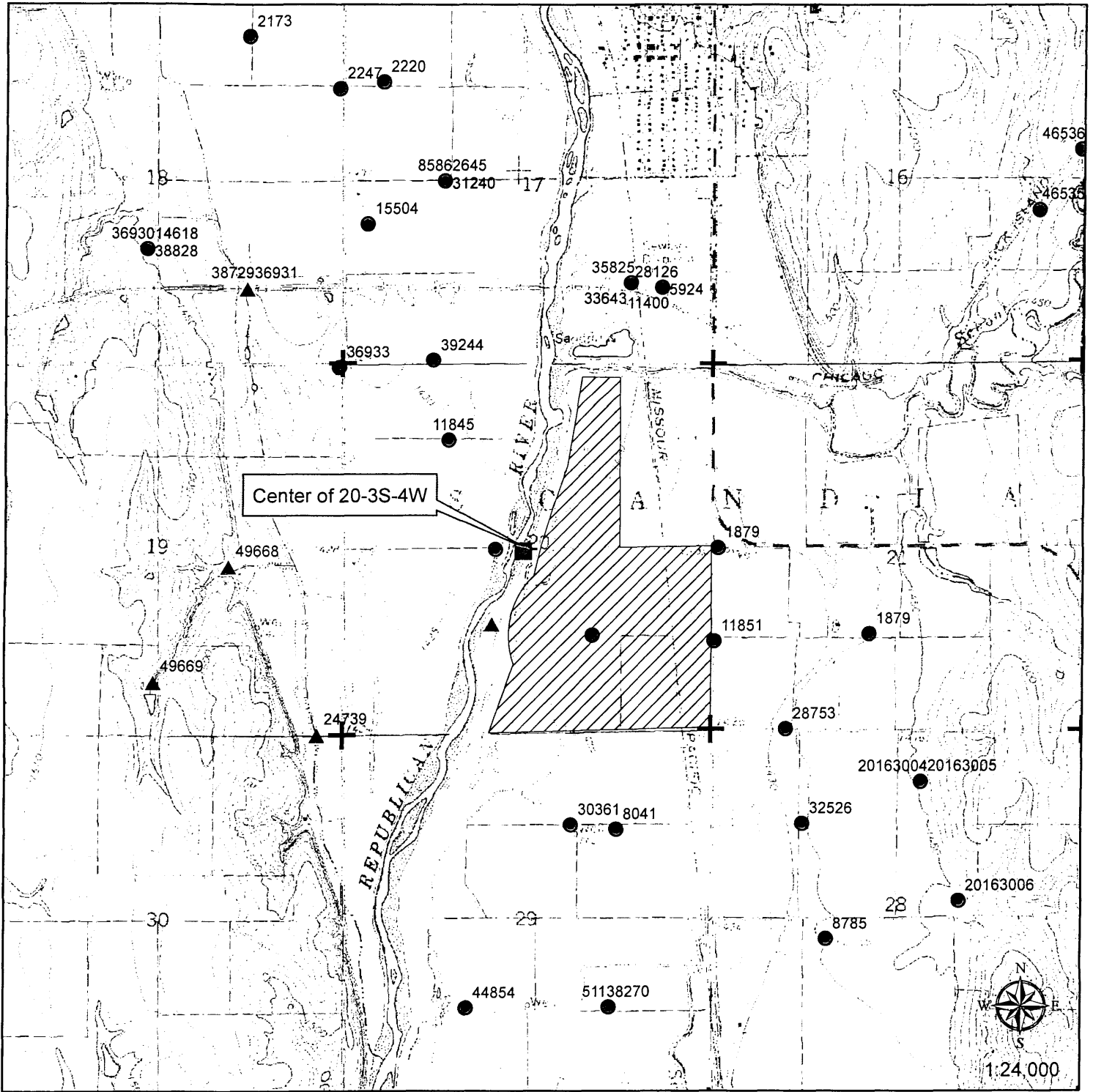
**KANSAS DEPARTMENT OF AGRICULTURE**  
**6531 SE FORBES AVE, SUITE B**  
**TOPEKA, KS 66619**

Sincerely,



Douglas W. Schemm  
Environmental Scientist  
Topeka Field Office

Enclosure



Signature Required

By signing this I am stating that to the best of my knowledge that all landowners within 1/2 mile upstream and downstream of my property are identified on this map or listed on an attachment to this map.

- Proposed Point of Diversion
- ▲ Surface Water Point of Diversion
- Groundwater Point of Diversion
- ▨ WATER RESOURCES Proposed Place of Use

DEC 22 2016 SCANNED



**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

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

December 23, 2016

JOAN WALLACE  
9516 HOCKER DR  
MERRIAM KS 66203

**FILE COPY**

RE: Application  
File No. 49748

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 cursive script that reads "Brent A. Turney".

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

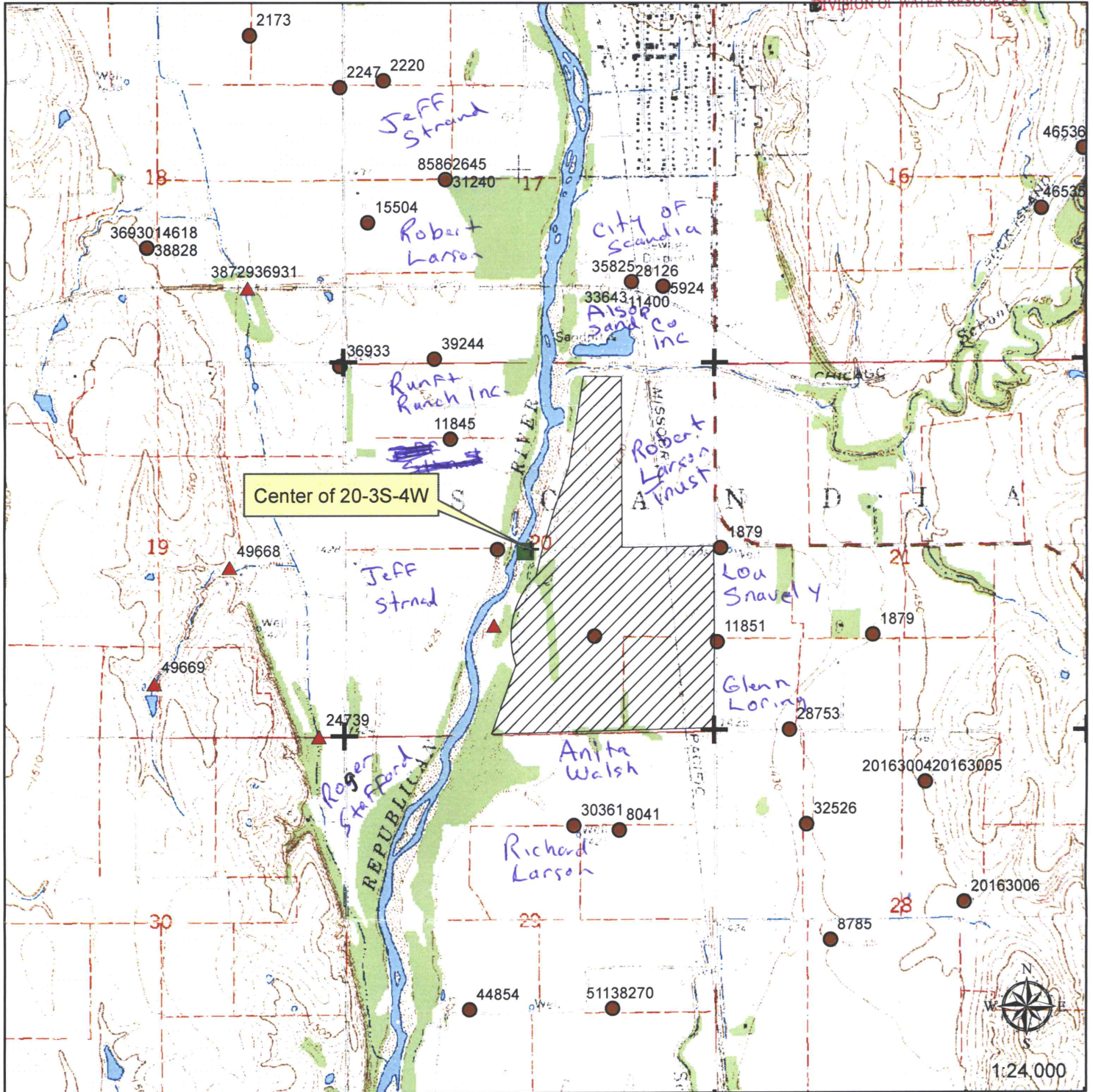
BAT: dlw  
pc: STOCKTON Field Office  
GMD

SCANNED

JUN 22 2017

New Application - File No. 49,748

Topeka Field Office  
DIVISION OF WATER RESOURCES



Signature Required

*Kevin Larson*

By signing this I am stating that to the best of my knowledge that all landowners within 1/2 mile upstream and downstream of my property are identified on this map or listed on an attachment to this map.

- Proposed Point of Diversion
- ▲ Surface Water Point of Diversion
- Groundwater Point of Diversion

WATER RESOURCES  
Proposed Place of Use

DEC 22 2016 SCANNED