### **NOTICE**

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

Submit completed application to: Kansas Department of Agriculture Division of Water Resources Field Office for your area. Call for address:

DWR 1-121 (Revised 04/5/2018)

Topeka -- (785) 296-5733 Stafford -- (620) 234-5311 Stockton -- (785) 425-6787 Garden City -- (620) 276-2901 http://agriculture.ks.gov/dwr

# DWR FIELD OFFICE APPLICATION FOR APPROVAL TO CHANGE THE PLACE OF USE AND/OR THE POINT OF DIVERSION



#### STATE OF KANSAS

File No. 10380 IRR

Filing Fee Must Accompany the Application, K.S.A. 82a-708b(b), as amended.

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tha	n 100 fee	t, or if pl	ace of	use wi															sion is greater posed point(s)
OI C	liversion	and/or p	iace of	use.													RE	ECEI	VED
						i	File No	. <u>1038</u>	<u>0 IRR</u>								DE	.C 0 3	2018
1.	Applicat	ion is he	ereby n	nade f	or app		of the C		nginea		nange Point			ne or b	oth):	D)	<b>)</b> Stock Ivision	oi Wat	AM leld Office ter Resources
	under th	e water	right w	vhich is	s the s	ubject	of this	applic	ation i	n acco	rdance	e with t	the co	ndition	s desc				
	The sou	rce of s	upply i	s:		$\boxtimes$ G	round	water			Surfac	ce wat	er					•	
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2.	Name a						DKa	JEAIN	L DEL	JOIN						₹ece	ived		
	Phone N								Email	addre	ss:				UE	C 0	6 201	8	
	Name a	nd addre	ess of	Water	Use C	orresp	onden	t: <u>SAI</u>	ИΕ										
			·											K	S Der	ot Of	Agri	cultu	re
	Phone N	lumber:	(	_)					Email	addre	ss:			•					
3.	-	The presently authorized place of use is:																	
	Owner o																5 A E/2		
			ADDRI										PO BC	X 68	KANC	)RAD(	), KS	67741	
	(If there i	s more tr	nan one	landov	vner, a	tach su	ippleme	ental sh	eets as	neces	sary.)			•	ı				
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Se		Range	NE1/4	NW¼	SW1/4	SE1/4	NE1/4	NW¼	SW1/4	SE¼	NE¼	NW¼	SW1/4	SE¼	NE¼ 40		SW¼	SE1/4 20	140
	.0 8	42				<u> </u>									40	40.	40	20	140
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4.	If this ap	of Land -	NA	AME:	RONA	LD &	JEANII	E BEE	SON T	ΓR		ace of	use be	e chan	ged to	:	<del>d</del>		
			ADDRI																
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c.	a Tum	Banga	NE1/		E1/4	SE1/	NE1/		V1/4	SE1/	NE1/	· · · ·	V1/4 CM/1/	SE1/	NE1/		E¼ SW¼	SE¼	TOTAL ACRES
<u>Se</u>	ec. Twp. 0 8	Range 42	NE1/4	NW¼	SW1/4	SE1/4	NE1⁄4	NW¼	SW1/4	SE¼	NE1⁄4	NW¼	SW¼	SE1/4	NE1/4 26	40	40	30	136
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	For Off	ice Use	Only:	Code	CPC	<i>F</i> e	e \$ <u>ဝ</u>	00	TR	#		Re	eceipt	Date _	12/1	18	Chec	:k#_/	4602
_	FO.																		

Page 1

5.	Presently author	rized point of	diversion:				
	One in the	NW	Quarter of the	SE	Quarter of the	SE	Quarter
	of Section	20	, Township	8	South, Range	42	W,
	in SHERMAN	Co	unty, Kansas, <u>1056</u>	feet North _	1175 feet West of	Southeast corne	er of section.
					Depth of well		
					feet North		
	☐This point will no	ot be changed	☐This point will be chang	ed as follows:	$oxtimes$ No change, point better ${f c}$	lescribed with GF	S as follows:
	Proposed point	of diversion:	(Complete only if chan	<u>ge is requeste</u>	ed or if existing point is	better describ	ed by GPS)
					Quarter of the		
					South, Range		
			· ·		1287 feet West of		
	•				Proposed well depth		
Ĺ	This point is:	Additional Wel	I ☐ Geo Center List o	other water rigi	nts that will use this point		<u> </u>
-					·····		
6.	Presently author						
	One in the	·	Quarter of the		Quarter of the		Quarter
	of Section		, Township	· · · · · · · · · · · · · · · · · · ·	South, Range	<del> </del>	(E/W),
ĺ					feet West of		
					Depth of well		
					feet North		
					No change, point better d		
					ed or if existing point is		
	One in the		Quarter of the		Quarter of the		Quarter
	of Section				South, Range		
	Proposed Pate	Co	Proposed Quantity	reet North _	feet West of a	Southeast come	er of section.
					nts that will use this point		•
L	This point is	Additional VVel		otilei watei iigi	its that will use this point		·
7.	The changes here	ein are desired	I for the following reasor	ns?	The second secon	2.4	
	(please be specific	) TO DELETE	KANORADO LAÑD		North		,
	AND ADD ADDITI	<u>ONAL LAND U</u>	NDER THE PIVOT	300 p	0 200 100 $0$	100 200	300 1111114
		<u> </u>		E	<u> </u>		· ' <u>=</u>
8.	If a well, is the test	t hole log attach	ned?  Yes  No		= = =		=======================================
		•		200	-1 + 1 + 1 =	1 + 1 +	200
9.	The change(s) (wa	as)(will be) com	pleted by?				
	COMPLETE			100	-+++=	1+1+	1 — 100
40	If the maint of division	::			. <u> </u>		Ē
10.	If the point of diver			W 0	Ξ ₩վոսվունով <u>ուն</u> ու <b>©</b> ո		
	(a) What are you	going to do wit	h the old well?	Weston	E matronionatoralizativetica	intrestéliana lici i a lice	TULTUTE OF EAST
	NA				🚊		7
	(b) When will this	he done? NA		100	-  + + +   =	1 + 1 +	100
	(b) When whith	be done: NA		:	<u> </u>		- =
11	Groundwater Man	agament Dietric	et recommendation attache	ed? 200	_	1 4 1 4	= 200
11.	Groundwater Mari	· —	at recommendation attache	30 ? 200 E		' + ' +	「量200
	·	23 23 140				<u> </u>	
12.	Assisted by RL G	MD #4		300		<u>100 200</u>	الىلىلى <u>.</u> 300
13a	.If the proposed poi	int of diversion	will be relocated more than		South		

feet but within 2,640 feet of the existing point of diversion, attach a topographic map or aerial photograph. For groundwater sources, show all wells (including domestic) within one-half mile of the proposed point of diversion and the names and mailing addresses of the owners. For surface water sources, show the names and addresses of the landowner(s) one-half mile downstream and one-half mile upstream from your property 13b. If the proposed point of diversion will be relocated within 300 feet of the existing point of diversion, indicate its location on the diagram shown above in relation to the existing point of diversion. (PLEASE NOTE: The "X" in center of diagram above represents the presently authorized point of diversion.)

lines

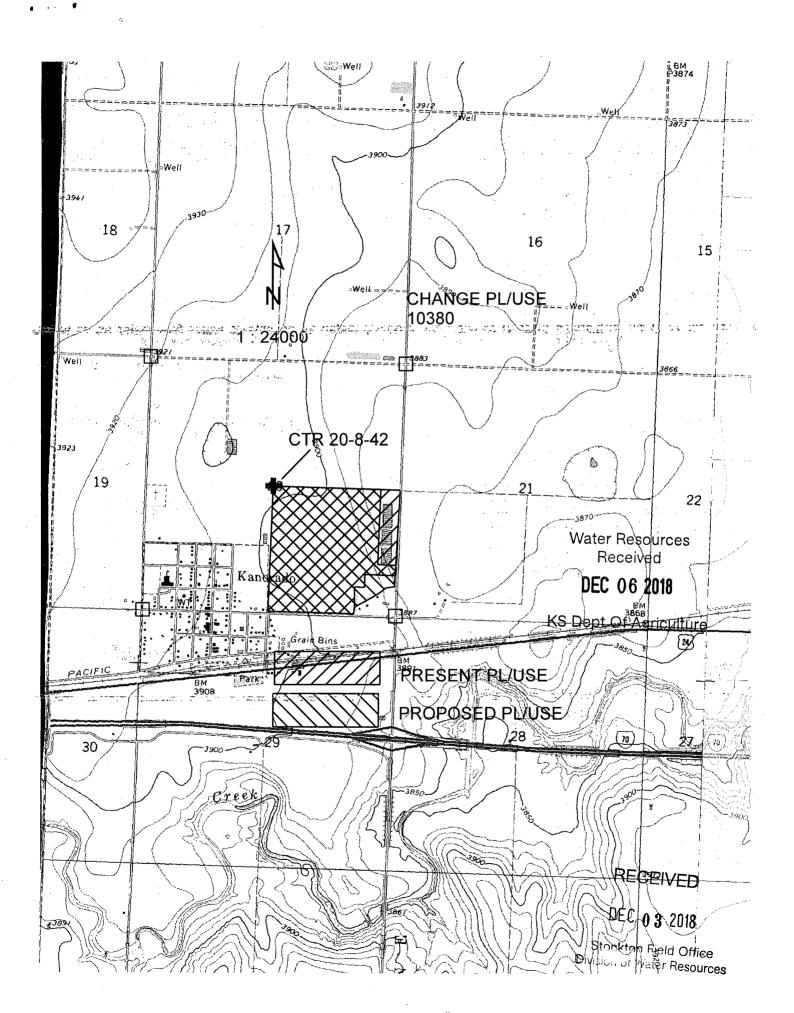
14. If th	ne proposed groundwater point of diversion is 300	or fewer feet fro	m the exis	sting point	of diversion, compl	lete the following:
(a)	Does the undersigned represent all owners of the Yes No (If no, all owners mus			ce(s) of use	e identified in this a	pplication?
(b)	Will the ownership interest of any owner of the affected if this application is approved as request ☐ Yes ☐ No (If yes, all owners mu	ted?	•	e(s) of use	identified in this a	pplication be adversely
(c)	If this application is not approved expeditiously, v ☐ Yes ☐ No (If no, all owners mus			ımage to p	roperty, public hea	Ith or safety?
or a cha	plication proposes a surface water change in poin inge in place of use, the application must be signe attach notarized statement authorizing representati	d by all owners				
age an their b	by verify, being first duly sworn upon my o d the owner, the spouse of the owner, or a ehalf, in regards to the water right(s) to w ned in this application are true, correct and	a duly authoriz hich this app	zed agei	nt of the	owner(s) to mak	e this application on
Dated a	Kanorado	_, Kansas, this _	30th	day of	Wale	. 20 18
Lanca	1 BROWN	, Tanoas, tino _		_ day or	- Towa	, 20 ( )
	(Owner)				(Spouse)	<del></del>
_P(1	(Please Print)			W	ater <del>, Reselving</del> Received	<del>S</del>
Λ	(Owner)	<del></del>			DEC @6-2418	
	(Please Print)			KS L	भूतिस्पर्कर्वेश्वन्त्रप्त	lture
	(Owner)	· , -			(Spouse)	
	(Please Print)	<del></del>			(Please Print)	
State of County	Kansas of Sherman ss					
•	eby certify that the foregoing application wa	s signed in m	ıy presei	nce and		
· ·			_ · ·	1971. A. T.		entre of personal
My Com		UC - State of Kenses I D. ADAMS os <u>Olor ( J. 12.1</u>	Sm	Imor	Notary Public	<u>*                                      </u>
IVIY COIT	innission Expires					
accurate	OMPLETE APPLICATIONS WILL BE PROCESSED. To information; maps, if necessary, must be included; signal opriate fee must be paid.					
		FEE SCHEDU	LE			
forth in t	pplication to change the place of use or the point of the schedule below: Make checks payable to: <b>Ka</b> (1) Application to change a point of diversion 300 (2) Application to change a point of diversion mon (3) Application to change the place of use	f diversion under nsas Departme feet or less re than 300 feet	this sect	iculture		\$100 \$200
	,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,			RECE		•
		•				

DEC 03 2018

File No. <u>10380 IRR</u>

#### **SUMMARY ORDER APPROVING APPLICATION FOR CHANGE AND IMPOSING CONDITIONS**

pro Wit	s Summary Order is issued under authority of K.S.A. 82a-70 visions of the <i>Kansas Water Appropriation Law, K.S.A. 82a</i> - n the exception of those conditions expressly contained herei tations of File No.	-701 et. seg., and rules and r	regulations promulgated thereunder,
1.	A change application was received on	requesting the ber be changed as described	nat the place of use and / or point of in the application.
2.	On and after the effective date of this summary order, the authe topographic map accompanying the application to cha	thorized place(s) of use shall ange the place of use.	be located substantially as shown on Applicable
3.	The change in point of diversion shall not impair existing righter previously authorized. The point of diversion authorized by radius of the authorized point(s) of diversion.   Application	by this summary order shall be	same source or sources of water as e located within a foot
4.	The point(s) of diversion described herein is administrative Positioning System (GPS), as described in the application	ely corrected to be more acon.   Applicable   Not Applic	curately described using the Global cable
5.	The point(s) of diversion authorized herein shall not actually authorized point(s) of diversion.   Applicable   N	be located more than lot Applicable	feet from the previously
6.	As required by K.A.R. 5-3-5d, if the works for diversion is a vor other device suitable for making water level measurement K.A.R. 5-6-13.   Applicable   Not Applicable	well with a diversion rate of 10 ents shall be installed, operate	00 gallons per minute or more, a tube and maintained in accordance with
7.	The owner of the authorized place(s) of use shall properties of use shall properties and maintained in accordance with K.A.R. 5-1-4 K.A.R. 5-3-5e, the owner shall maintain records and report diverted annually to the Chief Engineer by March 1 follow Applicable	, whichever occurs first. The through 5-1-12. As required I t the reading of the water flow	water flow meter shall be installed, by K.S.A. 82a-732, as amended, and meter and the total quantity of water
8.	Installation of the works for diversion of water shall be authorized extension of time. By March 1, 20 the works for diversion has been completed, on the form prov ☐ Applicable ☐ Not Applicable	completed on or before De applicant shall notify the Ch ided by the Chief Engineer, a	ecember 31, 20, or within any ief Engineer that construction of the is required by K.A.R. 5-8-4e.
9.	The completed well log shall be submitted with the requ	ired notice.   Applicable	le 🔲 Not Applicable
10.	All diversion works into which any type of chemical or other with an in-line, automatic, quick-closing check valve capa check valve(s) shall be installed, operated and maintained	ble of preventing pollution of	the source of the water supply. The
11.	Additional Conditions are attached.	· .	
12.	In accordance with K.S.A. 82a-708a, as amended, and K.A. water appropriated under the above-referenced file numlimitations, as amended and/or supplemented by this Sur Appropriation Law and the Rules and Regulations promisesult in civil penalties pursuant to K.S.A. 82a-737, as an water or appropriation right or any other enforcement acti	ber are responsible for comp mmary Order, and with applic ulgated thereunder. Failure t nended, and/or the suspensic	liance with its terms, conditions and able provisions of the <i>Kansas Water</i> to comply with these provisions may
4	Administrative Appeal and Effective Date of Order		FFICE USE ONLY
lf vo	ou are aggrieved by this order, pursuant to K.S.A. 82a-1901,		N APPROVED AND
you	may request an evidentiary hearing before the Chief	SUMMARY	ORDER ISSUED
Agr	ineer or request administrative review by the Secretary of culture. A request for hearing by the Chief Engineer must be	Ву:	Designee of the Chief Engineer
adn	I within <b>15 days</b> of service of this Order and a request formal inistrative review by the Secretary must be filed within <b>30</b> must be filed within	Duly Authorized	Designee of the Chief Engineer
revi	ew must state a basis for review pursuant to K.S.A. 77-527-	Division of Water Reseur	rces - Kansas Department of Agriculture
Leg	any request with Kansas Department of Agriculture, al Division, 1320 Research Park Drive, Manhattan, KS	Date of Issuance:	
665 pre	02. Failure to timely request a hearing or review may clude review under the Kansas Judicial Review Act.	State of Kansas	)
<b>P.</b> 0	For Use by Register of Deeds	County of	) SS
		Acknowledged before me	
			011
		by	<u></u>
		Signature:	
			Notary Public
		My commission expires:	
		,	(Notary Seal)



## Kansas Department of Agriculture / Division of Water Resources <u>Stockton</u> Field Office

TO: HEADQUARTERS
RE Vested Right; Water Right; Appropriation of Water; Application File No(s). 10,380 Ill County
· ·
-Enclosed are the following checked items:
A FIR
Meter Order: ☐ GMD#4 ☐ Lower Smoky
☐ A Compliance Check Inspection on ☐ Other
In Compliance Not in Compliance, why
☐ Meter Install ☐ New App ☐ Chg App ☐ Other ☐ In Compliance ☐ Not in Compliance, why ☐ Modify Point of Diversion ☐ No ☐ Yes, document attached attached Received Indicate all overlapping p/d files ☐ A MIS
An application and judgment sheet with recommendation.  A memorandum dated  A request for an extension of time to perfect or complete.
A memorandum dated
A request for an extension of time to perfect or complete.
A verified report.
A closure request.
A field investigation report.
Notice of Non-Compliance
An ownership change (name(s) and address(es) below).
A water use report for
A letter dated
☐ A copy of an <u>Approval</u> to Change the ☐ place of use and/or ☐ point of diversion, ☐ Filing Fee attached.
An Advanced <u>copy</u> of a change application and the filing fee, to be processed at the forces.
An original field office change <u>application</u> and the filing fee needing headquarters of review and further processing.#IH602 ; \$200
Other: Attn Brent Turney
12-3-18
Water Commissioner Date

#### STATE OF KANSAS

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



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

GOVERNOR JEFF COLYER, M.D. Jackie McClaskey, Secretary of Agriculture

**RONALD K & JEANIE BEESON** 290 RD 64 KANORADO, KS 67741

December 10, 2018

RE: File No 10380

Dear Sir or Madam:

An application for approval of the Chief Engineer to change the following condition or conditions of the file number referred to above has been received:

> PU place of use point of diversion use made of water

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. You will be contacted regarding this application as soon as it has been examined.

In accordance with the provisions of the Kansas Water Appropriation Act, a portion of which is included below, the use of water prior to approval of the application is unlawful. You should not proceed and divert water as indicated by your plans in your application for a change for this file until you receive approval for this change from the Chief Engineer. 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.

Brent Tourney, L.G.

Change Applications Unit Supervisor

Water Appropriation Program

BAT: DLW

pc: STOCKTON Field Office