

Kansas Department of Agriculture
 Division of Water Resources
**CHANGE: P/U WORKSHEET & ORDER IN THE MTR OF PD LOCATION
 WITH NAME & ADDRESS CHANGE**

Document Signature LPL

-- OWNERSHIP --

1. File Number: 37208	2. Status Change Date: 9/1/2017	3. Change Num: C2	4. Field Office: 1	5. GMD: 0
6. Status: <input checked="" type="checkbox"/> Approved <input type="checkbox"/> Denied by DWR/GMD <input type="checkbox"/> Dismiss by Request/Failure to Return				7. Filing Date of Change: 4/26/2017
8a. Applicant(s) New to system <input type="checkbox"/> PAUL W HENNINGSEN TRUST PAUL W HENNINGSEN 1694 14TH ST HIAWATHA KS 66434		Person ID 65465 Add Seq# _____	8c. Landowner(s) New to system <input type="checkbox"/> ROSE M HENNINGSEN TRUST 22500 HALF MOON RD BELVUE KS 66407-9311 ROSE IS DECEASED <i>Name Chg</i>	
8b. Landowner(s) New to system <input type="checkbox"/>		Person ID _____ Add Seq# _____	8d. WUC New to system <input type="checkbox"/> NORMAN STUTZMAN 614 BROADWAY ST BELVUE KS 66407	
9. Documents and Enclosure(s): <input checked="" type="checkbox"/> DWR Meter(s) Date to Comply: 12/31/2018 <input type="checkbox"/> N & P Date to Comply: _____				
<input type="checkbox"/> Anti-Reverse Meter <input type="checkbox"/> Meter Seal <input type="checkbox"/> Check Valve <input type="checkbox"/> N & P Form <input type="checkbox"/> Water Tube <input type="checkbox"/> Driller Copy <input type="checkbox"/> H & E Letter <input type="checkbox"/> Conservation Plan Date Required: _____ Date Approved: _____ Date to Comply: _____				
10. Use Made of Water From: _____ To: _____				
Date Prepared: 7/31/2017 By: LI Date Entered: 9/1/2017 By: LLM				

File No. **37208** 11. County: **PT** Basin: **NA** Stream: **NA/** Formation Code: **113**
MAIN STEM ALLUVIUM Special Use: **NA**

12. Points of Diversion
 T
 MOD
 DEL PDIV
 ENT
 Qualifier S T R ID 'N 'W Comment
 Rate and Quantity
 Authorized Additional
 Rate Quantity Rate Quantity
 gpm/cfs af/mgy gpm/cfs af/mgy Overlap PD Files

MOD 25219 NW SW NE 5 10 11E 2 3579 2604 GPS UPDATE NO CHANGE

13. Storage: Rate _____ NF Quantity _____ ac/ft Additional Rate _____ NF Additional Quantity _____ ac/ft

14. Limitation: _____ af/yr at _____ gpm (_____ cfs) when combined with file number(s) **NO CHANGE**
 Limitation: _____ af/yr at _____ gpm (_____ cfs) when combined with file number(s) _____

15. 5YR Allocation: Allocation Type _____ Start Year _____ 5 YR Amount _____ Amount Unit _____ Base Acres _____ Comment _____

16. Place of Use T MOD DEL ENT PUSE	S	T	R	ID	NE¼				NW¼				SW¼				SE¼				Total	Owner	Chg?	Overlap Files	
					NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼					
MOD 24301	5	10	11E	3		10.0	40.0				5.0	24.0	40.0	25.0	11.0	27.0					182.0	8a &c	yes	49832	

Comments: **NO LOTS LISTED ON OFFICIAL SURVEY**

KANSAS DEPARTMENT OF AGRICULTURE
Division of Water Resources

M E M O R A N D U M

TO: File

DATE: July 31, 2017

FROM: Leslie Ireland

RE: Water Right, File No. 37,208

Paul W. Henningsen on behalf of the Paul W. Henningsen Trust, owner of the irrigated place of use under the referenced file submitted an application to change the place of use on April 26, 2017. The application is being processed with a new application under File No. 49,832.

The right appears to be in compliance with K.S.A. 82a-732 and the application complies with K.A.R. 5-5-2a. The notice as required by SB 337 has been completed.

The referenced file certified 1,000 gallons per minute (gpm) for the diversion of 65 acre-feet (AF) of groundwater from one(1) well for the irrigation of 71 acres of row crops under a three-quarters pivot. The place of use is in Section 5, Township 10, Range 11 East, Pottawatomie County. The appropriation has no additional limitations and is not indicated to be in a special use area.

The change is to modify the 71 acres to 182 acres adding 111 acres that has been proposed to be irrigated with 182 AF of surface water from File No. 49,832. Per K.A.R. 5-3-24, *Reasonable quantity for irrigation use*, Pottawatomie County irrigation has justified 1.1 acre-foot per acre for the full irrigation of corn. This regulation would allow the proposed 182 acres to justify 200.2 AF. The new appropriation would appear to need an additional limitation for the established reasonable quantity or to be reduced to account for the senior rights quantity.

The approval of the new appropriation should assure there will not be a substantial increase in net consumptive use under the referenced file. It appears the proposed change complies with K.A.R. 5-5-3, *Consumptive use*.

The partial three-quarter pivot, will be retained as authorized, but adds the corners and acres straight North and Southwest of the pivot, all in Section 5, for the proposed 182 acres. It would appear the referenced file developed 71 acres as base acres, but is a necessary determination for the change. The new appropriation, File No. 49,832 has been reviewed and will be permitted. The proposed change under the referenced file complies with K.A.R. 5-5-11(b)(6), *Applications to change the place of use for irrigation purposes*.

A water conservation plan meeting the guidelines of the Kansas Water Office will not be required as there appears to be sufficient quantity authorized for irrigation use. Water flowmeter will be required by the approval pursuant to K.A.R. 5-5-11. A check valve will be required if chemigating.

A compliance investigation completed in July of 2014 determined the actual location of the authorized well to be located 3,579 feet North and 2,604 feet West of the Southeast corner of Section 5, approximately 5 feet from the authorized location of 3,580 feet North and 2,580 feet West. It appears the location of the well complies with Part of KAR 5-5-6, *Failure to construct diversion works at authorized location*. The approval will update the location of the well to the feet distances as determined in the 2014 compliance investigation.

The proposed change was submitted to the Topeka Field Office for a recommendation. In a July 31, 2017, E-mail, Katie Tietsort, TFO Water Commissioner indicated there was no objection to the approval of the change in place of use with the approval of the new appropriation, File No. 49,832.

Based on the above discussion, that the change is reasonable, the historical consumptive use will not substantially be increased due to the approval of the new appropriation, impairment to existing water rights is unlikely, and that no change in the local source of supply will occur, it is recommended that the referenced application be approved.



Leslie Ireland
Environmental Scientist
Water Appropriation Program

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

September 7, 2017

PAUL W HENNINGSEN TRUST
PAUL W HENNINGSEN
1694 14TH ST
HIAWATHA KS 66434

FILE COPY

RE: Water Right, File No. 37,208

Dear Mr. Henningsen:

Enclosed is the order executed by the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, approving the application for change under the referenced file.

Your attention is directed to the enclosures and to the terms, conditions, and limitations specified in the approval for change. A condition of the approval is that an acceptable water flowmeter must be installed on the diversion works authorized.

Please be reminded that reports of water usage must be submitted to this office annually. Records indicating the amount of water used should be furnished to the Chief Engineer by March 1 following the end of the previous calendar year so that the continued use of water becomes a matter of record in this office. The owner, or his or her legally designated agent, is held responsible for submitting annual water use reports. Failure to file an accurate water use report is a violation of law which makes you subject to civil penalties.

If you have any questions, please contact Leslie Ireland, Environmental Scientist, at (785) 564-6633 or the Topeka Field Office at (785) 425-6787. 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, appearing to read "Brent A. Turney".

Brent A. Turney, P.G.

Change Applications Unit Supervisor

BAT:LI:li
Enclosures

pc: Topeka Field Office
Norman Stutzman, Water Use Correspondent



KANSAS DEPARTMENT OF AGRICULTURE
Jackie McClaskey, Secretary of Agriculture

DIVISION OF WATER RESOURCES
David W. Barfield, Chief Engineer

**APPROVAL OF APPLICATION
FOR
CHANGE IN PLACE OF USE
AND
ORDER TO BETTER DESCRIBE THE LOCATION
OF THE
AUTHORIZED POINT OF DIVERSION
WATER RIGHT, FILE NO. 37,208**

The Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, after due consideration of the written application of Paul W. Henningsen on behalf of the Paul W. Henningsen Trust, Paul W. Henningsen, 1694 14th Street, Hiawatha, Kansas 66434, received in the office of the Chief Engineer on April 26, 2017, for approval of a change in the location of the place of use under the certificate of appropriation issued pursuant to the permit to appropriate water for beneficial use, as modified and amended by the order of the Chief Engineer dated February 6, 2007, approving the application to change the place of use, finds that the change is reasonable and will not impair existing rights, and that the application should be and is hereby approved.

The effective date of the change shall be the date this order is executed by the Chief Engineer, after which the authorized location of the place of use shall be:

Sec. Twp. Range	NE¼				NW¼				SW¼				SE¼				TOTAL
	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
5 10S 11E		10.0	40.0				5.0	24.0	40.0	25.0	11.0	27.0					182.0

a total of 182 acres in Section 5, in Township 10 South, Range 11 East, Pottawatomie County, Kansas,

located substantially as shown on the topographic map accompanying the application to change the place of use.

That information in the office of the Chief Engineer finds that the authorized point of diversion would more accurately be defined as:

one (1) well located in the Northwest Quarter of the Southwest Quarter of the Northeast Quarter (NW¼ SW¼ NE¼) of Section 5, more particularly described as being near a point 3,579 feet North and 2,604 feet West of the Southeast corner of said section, in Township 10 South, Range 11 East, Pottawatomie County, Kansas.

All diversion works 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.

DAVID W. BARFIELD
CHIEF ENGINEER
DIVISION OF WATER RESOURCES
KANSAS DEPARTMENT OF AGRICULTURE

The water right owner shall properly install an acceptable water meter on the diversion works authorized under this water right, prior to the use of water, in strict accordance with the Kansas Administrative Regulations 5-1-4 through 5-1-12 adopted by the Chief Engineer. The water right owner shall notify the Chief Engineer when installation of the water meter has been completed. The water right owner shall maintain the water meter in an operating condition satisfactory to the Chief Engineer, at all times during diversion of water and shall maintain records from which the total quantity of water diverted may be determined. The water right owner shall also report the reading of said water meter and the total quantity of water diverted annually to the Chief Engineer. Such records shall be furnished to the Chief Engineer by March 1 following the end of each calendar year.

In all other respects, the Certificate of Appropriation issued pursuant to Approval of Application, File No. 37,208, for permit to appropriate water for beneficial use, is as stated and set forth in the Certificate of Appropriation dated March 19, 1999, as modified and amended by the aforementioned order.

RIGHT TO A HEARING AND TO ADMINISTRATIVE REVIEW

If you are aggrieved by this Order, then pursuant to K.S.A. 82a-1901, you may:

- 1) request an evidentiary hearing before the Chief Engineer, or
- 2) request administrative review by the Secretary of Agriculture.


Failure to request an evidentiary hearing before the Chief Engineer does not preclude your right to administrative review by the Secretary.

To obtain an evidentiary hearing before the Chief Engineer, a written request for hearing must be filed within 15 days after service of this Order as provided in K.S.A. 77-531 (i.e., **within a total of 18 days after this Order was mailed to you**), with: Kansas Department of Agriculture, Attn: Legal Section, 1320 Research Park Drive, Manhattan, KS 66502, FAX (785) 564-6777.

If you do not file a request for an evidentiary hearing before the Chief Engineer, you may petition for administrative review of the Order by the Secretary of Agriculture. A petition for review shall be in writing and state the basis for requesting administrative review. The request for hearing may be denied if the request fails to clearly establish factual or legal issues for review. See K.S.A. 77-527. The petition must be filed within 30 days after service of this Order as provided in K.S.A. 77-531 (i.e., **within a total of 33 days after this Order was mailed to you**), and be filed with: Secretary of Agriculture, Attn: Legal Division, Kansas Department of Agriculture, 1320 Research Park Drive, Manhattan, KS 66502, FAX (785) 564-6777.

If neither a request for an evidentiary hearing nor a petition for administrative review is filed as set forth above, then this Order shall be effective and become a final agency action as defined in K.S.A. 77-607(b). Failure to timely request either an evidentiary hearing or administrative review may preclude further judicial review under the Kansas Judicial Review Act.

Ordered this 1st day of September, 2017, at Topeka, Shawnee County, Kansas.


 Lane P. Letourneau, P.G.
 Program Manager
 Division of Water Resources
 Kansas Department of Agriculture

State of Kansas)
) SS
 County of Riley)

The foregoing instrument was acknowledged before me this 1st day of September, 2017, by Lane P. Letourneau, P.G., Program Manager, Division of Water Resources, Kansas Department of Agriculture.




 Danielle Wilson
 Notary Public

CERTIFICATE OF SERVICE

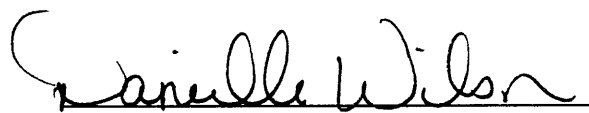
On this 7th day September, 2017, I hereby certify that the attached Approval of Application for Change in Place of Use and Order to Better Describe the Location of the Authorized Point of Diversion under Water Right, File No. 37,208 dated, September 1, 2017 was mailed postage prepaid, first class, US mail to the following:

PAUL W HENNINGSSEN TRUST
PAUL W HENNINGSSEN
1694 14TH ST
HIAWATHA KS 66434

With photocopies to:

NORMAN STUTZMAN
614 BROADWAY ST
BELVUE KS 66407

Topeka Field Office


Division of Water Resources

#2

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

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



State of Kansas

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

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

WATER RESOURCES
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APR 26 2017

2:07

KS DEPT OF AGRICULTURE

1. Application is hereby made for approval of the Chief Engineer to change the

- Place of Use
- Point of Diversion
- Use Made of Water

(Check one or more)

File No. 37208

2. Name of applicant: PAUL W HENNINGSEN TRUST

Address: 1694 14TH ST

City, State and Zip: HIAWATHA KS 66434

Phone Number: () _____ E-mail address: _____

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

Name of water use correspondent: NORMAN STUTZMAN

Address: 614 BROADWAY ST

City, State and Zip: BELVUE KS 66407

Phone Number: (785) 456-3419 E-mail address: _____

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

TO EXPAND THE PLACE OF USE TO ACCOMMODATE THE INSTALLATION OF A SECOND CENTER PIVOT

The change(s) (was) (will be) completed by JULY 2017
(Date)

For Office Use Only:							
F.O. Code	<u>1</u>	GMD	<u>0</u>	Meets K.A.R. 5-5-1 (YES/NO)	<u>(YES)</u>	Use	<u>IRIC</u>
Source	<u>G/S</u>	County	<u>PT</u>	By	<u>AW</u>	Date	<u>4/26/17</u>
Fee \$	<u>200</u>	TR #	_____	Receipt Date	<u>4/26/17</u>	Check #	<u>19408</u>

APPLICATION COMPLETE
7/31/17
Reviewer LT

SCANNED
5/1/2017 LUM

4. The presently authorized place of use is:

Owner of Land — NAME: PAUL W HENNINGSEN TRUST

ADDRESS: 1694 14TH ST HIAWATHA KS 66434

Sec.	Twp.	Range	NE¼				NW¼				SW¼				SE¼				TOTAL ACRES
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
5	10	11E			24				23	24								71	

List any other water rights that cover this place of use. _____

Owner of Land — NAME: _____

ADDRESS: _____

Sec.	Twp.	Range	NE¼				NW¼				SW¼				SE¼				TOTAL ACRES
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

List any other water rights that cover this place of use. _____

(If there are more than two landowners, attach additional sheets as necessary.)

5. It is proposed that the place of use be changed to:

Owner of Land — NAME: PAUL W HENNINGSEN TRUST

ADDRESS: 1694 14TH ST HIAWATHA KS 66434

Sec.	Twp.	Range	NE¼				NW¼				SW¼				SE¼				TOTAL ACRES
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
5	10	11E		10	40			5	24	40	25	11	27					182	

List any other water rights that cover this place of use. * 49832 SURFACE WATER

Owner of Land — NAME: _____

ADDRESS: _____

Sec.	Twp.	Range	NE¼				NW¼				SW¼				SE¼				TOTAL ACRES
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

List any other water rights that cover this place of use. _____

IF MORE SPACE IS NEEDED, ATTACH ADDITIONAL SHEETS AS NECESSARY

* LI/own 7/17/17

6. The presently authorized point(s) of diversion (is) (are) ONE WELL
(Provide description and number of points)

7. The proposed point(s) of diversion (is) (are) NO CHANGE
(Provide description and number of points)

List all presently authorized point(s) of diversion:

8. **Presently authorized point of diversion:**
 One in the NW Quarter of the SW Quarter of the NE Quarter
 of Section 5, Township 10 South, Range 11E (E/W),
 in POTTAWATOMIE County, Kansas, 3580 feet North 2580 feet West of Southeast corner of section.
 Authorized Rate _____ Authorized Quantity _____
 (DWR use only: Computer ID No. _____ GPS _____ feet North _____ feet West)
 This point will not be changed This point will be changed as follows:
Proposed point of diversion: (Complete only if change is requested) BETTER DESCRIPTION AS PER GPS DATA
 One in the NW Quarter of the SW Quarter of the NE Quarter
 of Section 5, Township 10 South, Range 11E (E/W),
 in POTTAWATOMIE County, Kansas, 3579 feet North 2604 feet West of Southeast corner of section.
 Proposed Rate _____ Proposed Quantity _____
 This point is: Additional Well Geo Center List other water rights that will use this point _____

9. **Presently authorized point of diversion:**
 One in the _____ Quarter of the _____ Quarter of the _____ Quarter
 of Section _____, Township _____ South, Range _____ (E/W),
 in _____ County, Kansas, _____ feet North _____ feet West of Southeast corner of section.
 Authorized Rate _____ Authorized Quantity _____
 (DWR use only: Computer ID No. _____ GPS _____ feet North _____ feet West)
 This point will not be changed This point will be changed as follows:
Proposed point of diversion: (Complete only if change is requested)
 One in the _____ Quarter of the _____ Quarter of the _____ Quarter
 of Section _____, Township _____ South, Range _____ (E/W),
 in _____ County, Kansas, _____ feet North _____ feet West of Southeast corner of section.
 Proposed Rate _____ Proposed Quantity _____
 This point is: Additional Well Geo Center List other water rights that will use this point _____

10. **Presently authorized point of diversion:**
 One in the _____ Quarter of the _____ Quarter of the _____ Quarter
 of Section _____, Township _____ South, Range _____ (E/W),
 in _____ County, Kansas, _____ feet North _____ feet West of Southeast corner of section.
 Authorized Rate _____ Authorized Quantity _____
 (DWR use only: Computer ID No. _____ GPS _____ feet North _____ feet West)
 This point will not be changed This point will be changed as follows:
Proposed point of diversion: (Complete only if change is requested)
 One in the _____ Quarter of the _____ Quarter of the _____ Quarter
 of Section _____, Township _____ South, Range _____ (E/W),
 in _____ County, Kansas, _____ feet North _____ feet West of Southeast corner of section.
 Proposed Rate _____ Proposed Quantity _____
 This point is: Additional Well Geo Center List other water rights that will use this point _____

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

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APR 26 2017

IF MORE SPACE IS NEEDED, ATTACH ADDITIONAL SHEETS AS NECESSARY

KS DEPT OF AGRICULTURE

SCANNED

12. The presently authorized use of water is for IRRIGATION purposes.

It is proposed that the use be changed to NO CHANGE purposes.

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

A NEW APPLICATION IS BEING FILED WHICH WILL REQUEST ADDITIONAL WATER FOR THE EXPANDED PLACE OF USE

(Please show any calculations here.)

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

15. It is requested that the maximum rate of diversion of water be reduced to N/A gallons per minute (____ c.f.s.).

16. The application must include either a topographic map or detailed plat. A U.S. Geological Survey Topographic Map, scale 1:24,000, is available through the Kansas Geological Survey, 1930 Constant Avenue, University of Kansas, Lawrence, Kansas 66047-3726 (www.usgs.gov). The map should show the location of the presently authorized point(s) of diversion. Distances North and West of the Southeast corner of the section must be shown. The presently authorized place of use should also be shown. Identify the center of the section, the section lines and the section corners and show the appropriate section, township, and range numbers on the map. In addition the following information must also be shown on the map.

a. If a change in the location of the point(s) of diversion is proposed, show:

- 1) The location of the proposed point(s) of diversion. Distances North and West of the Southeast corner of the section must be shown. Please be certain that the information shown on the map agrees with the information shown in Paragraph Nos. 9, 10 and 11 of the application.
- 2) If the source of supply is groundwater, please show the location of existing water wells of any kind, including domestic wells, within 1/2 mile of the proposed well or wells. Identify each well as to its use and furnish name and mailing address of the property owner or owners. If there are no wells within 1/2 mile, please indicate so on the map.
- 3) If the source of supply is surface water, the names and mailing addresses of all landowner(s) 1/2 mile downstream and 1/2 mile upstream from your property lines must be shown.

b. If a change in the place of use is desired, show the proposed place of use by crosshatching on the map. Please be certain that the information shown on the map agrees with the information shown in Paragraph No. 5 of the application.

17. Attach documentation to show the change(s) proposed herein will not impair existing water rights and relates to the same local source of supply as to which the water right relates. This information may include statements, plats, geology reports, well logs, test hole logs, and other information as necessary information to show the above. Additional comments may be made below.

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

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

NOT APPLICABLE

IF MORE SPACE IS NEEDED, ATTACH ADDITIONAL SHEETS AS NECESSARY

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

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

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

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

I declare that I am an owner of the currently authorized place of use as identified herein, or that I represent all such owners and am authorized to make this application on their behalf, and declare further that the statements contained herein are true, correct, and complete. By filing this application I authorize the chief engineer to permanently reduce the quantity of water and/or rate of diversion as specified in sections 14 and 15 of this application.

Dated at Wamego, Kansas, Kansas, this 26th day of April, 20 17.

Paul W. Henningsen
(Owner)

DECEASED
(Spouse)

Paul W. Henningsen
(Please Print)

(Please Print)

(Owner)

(Spouse)

(Please Print)

(Please Print)

(Owner)

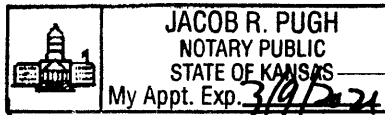
(Spouse)

(Please Print)

(Please Print)

State of Kansas }
County of Pottawatomie } SS

I hereby certify that the foregoing application was signed in my presence and sworn to before me this 26th day of April, 20 17.



My Commission Expires 3/9/2021

[Signature]
Notary Public

FEE SCHEDULE

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

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

Make check payable to **Kansas Department of Agriculture.**

WATER RESOURCES
RECEIVED

APR 26 2017

KS DEPT OF AGRICULTURE

SCANNED

ADDRESS LISTING NEARBY NOTIFICATION LETTER DATED JULY 18, 2017
Water Right, File No. 37,208
Permit, File No. 49,832
Domestic Referenced on Nearby well owner map 7/17/2017

a) Domestic well NC South Side SEC 32 TWN 9 RNG 11E OWNERSHIP PU DESCRIBED AS
SW4 N & E VE RMILLION CR LESS ROW

CHARLES JR & JESSICA SHORTT WOLFF FOUNDATION
% BANK OF OKLAHOMA
9520 N MAY AVE LOWER LEVEL
OKLAHOMA CITY, OK 73120

c) Domestic well SE SEC 32, TWN 9 RNG 11E & FILE Nos. 2552 & 6533 IRR G
CHARLES LLOYD BANKS TRUST
RUTH M BANKS TRUST
21905 HWY 24
WAMEGO, KS 66547

b) Domestic well N2 NE4 LESS ROW SEC 5, TWN 10 RNG 11E
DUREE FAMILY PARTNERSHIP
STEPHEN DUREE
410 GARFIELD
ST DENVER, CO 80206

FILE NO 5829 00 IRR G & FILE NO 44732
REZAC FARMS LLP
24430 AIKEN SWITCH RD
ONAGA KS 66521

FILE COPY

AMOUNT STATISTICS REPORT FOR POINTS OF DIVERSION UNDER A 37208 00

#####

AMOUNT STATISTICS REPORT FOR POINTS OF DIVERSION UNDER A 37208 00 IRR

Water Right and Points of Diversion Within 1.50 miles of point defined as:

NEARBY NON DOMESTIC WELLS.

3580 Feet North and 2580 Feet West of the Southeast Corner of Section 5 T 10S R 11E

Both SURFACE WATER and GROUNDWATER

=====

File Number	Use	ST	SR	Dist (ft)	Q4	Q3	Q2	Q1	FeetN	FeetW	Sec	Twp	Rng	ID	Batt	Auth_Quan	Add_Quan	Unit
A_ 2552	00	IRR	NK	G	2156	--	--	CS SE	100	1350	32	9	11E	1		76.00	76.00	AF
A_ 5829	00	IRR	NK	G	1840	--	SE SE SW		100	3250	32	9	11E	11		58.00	58.00	AF
A_ 6533	00	IRR	NK	G	2156	--	--	CS SE	100	1350	32	9	11E	1		38.00	38.00	AF
A_ 6732	00	IRR	NK	G	5010	--	SE NW SW		1450	3975	33	9	11E	1		80.00	80.00	AF
A_ 8534	01	STK	NK	G	6530	--	SW NW NW		4390	5154	32	9	11E	10		33.01	33.01	AF
A_ 9965	00	IRR	NK	G	6188	--	SE NW NW	-----			32	9	11E	3		88.00	88.00	AF
A_ 10752	00	IRR	NK	G	5643	--	SW SE NE		2800	800	31	9	11E	1		83.40	83.40	AF
A_ 10873	00	IRR	NK	G	5319	--	SW SW NE		3253	2623	4	10	11E	1		99.00	99.00	AF
A_ 11117	00	IRR	NK	G	2670	--	SW NW NW		4290	5150	5	10	11E	1		32.00	32.00	AF
A_ 21950	00	IRR	NK	G	3818	--	NC N2 SE		1946	1301	32	9	11E	5		76.40	76.40	AF
Same					4486	--	--	NC NW	2664	3919	32	9	11E	8		80.00	80.00	AF
A_ 21951	00	IRR	NK	G	5772	--	CW E2 NE		3960	1200	32	9	11E	6		78.20	78.20	AF
Same					5871	--	SE SW NW		3160	4530	33	9	11E	3		62.50	62.50	AF
A_ 21964	00	IRR	NK	G	7001	--	SW NE NW		4040	3820	33	9	11E	4		80.00	80.00	AF
A_ 28462	00	IRR	NK	G	6656	--	SW SE NE		2660	50	8	10	11E	2		73.00	73.00	AF
A_ 29156	00	IRR	NK	G	7796	--	NE NE SW		2573	3261	9	10	11E	1		70.00	70.00	AF
Same					7212	--	NE SE NW		3903	2643	9	10	11E	2		42.00	42.00	AF
A_ 29552	00	IRR	NK	G	4145	--	CS N2 NW		4020	3820	4	10	11E	4		62.00	62.00	AF
A_ 31666	00	IRR	NK	G	4293	--	SW SW NE		2660	2620	32	9	11E	7		78.00	78.00	AF
A_ 34288	00	STK	NK	G	5164	--	SE SE NW		3140	2790	4	10	11E	5		10.74	10.74	AF
A_ 36546	00	IRR	NK	G	6238	--	SW NW SE		1640	2620	33	9	11E	6		41.00	41.00	AF
A_ 37208	00	IRR	NK	G*	0	--	NW SW NE		3580	2580	5	10	11E	2		65.00	65.00	AF <i>Ri income</i>
A_ 43194	00	IRR	NK	G	7796	--	NE NE SW		2573	3261	9	10	11E	1		112.00	.00	AF
A_ 43195	00	IRR	NK	G	7212	--	NE SE NW		3903	2643	9	10	11E	2		112.00	.00	AF
A_ 44731	00	IRR	NK	G	3683	--	NW SE NE		3407	980	6	10	11E	5		51.00	51.00	AF
A_ 44732	00	IRR	NK	G	1840	--	SE SE SW		100	3250	32	9	11E	11		138.00	80.00	AF
A_ 45178	00	IRR	NK	S	5850	--	NW NE NW		5072	3426	9	10	11E	4		377.00	377.00	AF
A_ 46516	00	IRR	MM	G	3814	--	SE SW NW		2700	4220	4	10	11E	8		99.00	.00	AF
A_ 48089	00	IRR	LO	S	5850	--	NW NE NW		5072	3426	9	10	11E	4		663.00	286.00	AF
A_ 49832	00	IRR	AY	S	3538	--	SE SW SW		520	4355	5	10	11E	3		182.00	182.00	AF
Same					3184	--	NE SW SW		1000	4445	5	10	11E	4				

=====

Total Net Quantities Authorized:	Direct	Storage
Total Requested Amount (AF) =	182.00	.00
Total Permitted Amount (AF) =	.00	.00
Total Inspected Amount (AF) =	286.00	.00
Total Pro_Cert Amount (AF) =	.00	.00
Total Certified Amount (AF) =	1914.25	.00
Total Vested Amount (AF) =	.00	.00
TOTAL AMOUNT (AF) =	2382.25	.00

An * after the source of supply indicates a pending application for change under the file number.
 An * after the ID indicates a 15 AF exemption was granted under the file number.
 A "G" in the Batt column indicates the GEO CTR of a battery. A "B" indicates a well in the battery.
 The number in the Batt column is the number of wells in the battery.

Ireland, Leslie

From: Tietsort, Katie
Sent: Monday, July 31, 2017 8:17 AM
To: Schemm, Doug
Cc: Ireland, Leslie
Subject: RE: Norman Stutzman 49,832

Good Morning!

This package appears to be ready to move forward. They meet all applicable rules and regulations of the KWAA and the TFO has no objections to approval. Nice to see someone going to Kansas River surface water!

Thanks, Katie

Katie Tietsort

Kansas Department of Agriculture
6531 SE Forbes Ave Ste B
Topeka, KS 66619
katie.tietsort@ks.gov
Phone 785-296-5733

From: Schemm, Doug
Sent: Thursday, July 27, 2017 1:55 PM
To: Tietsort, Katie <Katie.Tietsort@ks.gov>
Subject: Norman Stutzman 49,832

This goes along with Leslie change app.

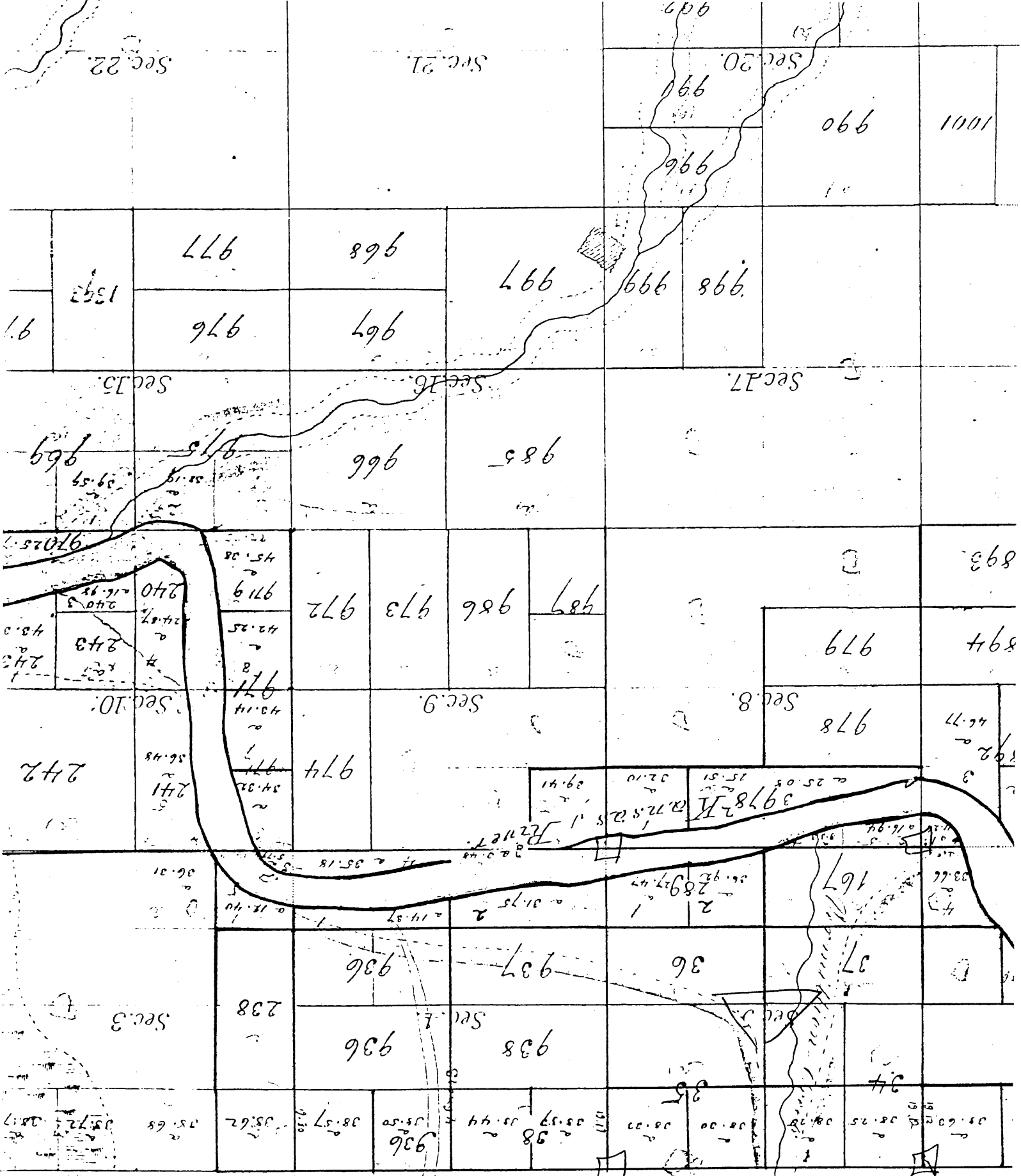
From: Ireland, Leslie
Sent: Friday, July 21, 2017 2:10 PM
To: Bunger, Brett <Brett.Bunger@ks.gov>; Tietsort, Katie <Katie.Tietsort@ks.gov>
Cc: Schemm, Doug <Doug.Schemm@ks.gov>
Subject: Recommendation for Change in Place of Use, File No. 37208_with_new app 49,832

Please let me know if the proposed change in place of use could be recommended for approval in your area.

I've added Doug as I think he is working the new application.

As always comments and concerns are welcome.

Leslie Ireland, Environmental Scientist II
Kansas Department of Agriculture
Division of Water Resources - Change Unit
(785) 564-6633
Leslie.Ireland@ks.gov
www.agriculture.ks.gov



NO LOTS 5-10-11E RT CO

F E D C

AMOUNT STATISTICS REPORT FOR POINTS OF DIVERSION UNDER A 37208 00

#####

AMOUNT STATISTICS REPORT FOR POINTS OF DIVERSION UNDER A 37208 00 IRR

Water Right and Points of Diversion Within 2.00 miles of point defined as:

Sources of Supply

3580 Feet North and 2580 Feet West of the Southeast Corner of Section 5 T 10S R 11E

GROUNDWATER ONLY

=====

File Number	Use	ST	SR	Dist (ft)	Q4	Q3	Q2	Q1	FeetN	FeetW	Sec	Twp	Rng	ID	Batt	Auth_Quan	Add_Quan	Unit
A__ 2552 00	IRR	NK	G	2156	--	--	CS	SE	100	1350	32	9	11E	1		76.00	76.00	AF
A__ 5501 00	IRR	NK	G	9195	--	--	NC	SE	-----	-----	30	9	11E	2		82.00	82.00	AF
A__ 5829 00	IRR	NK	G	1840	--	SE	SE	SW	100	3250	32	9	11E	11		58.00	58.00	AF
A__ 6533 00	IRR	NK	G	2156	--	--	CS	SE	100	1350	32	9	11E	1		38.00	38.00	AF
A__ 6732 00	IRR	NK	G	5010	--	SE	NW	SW	1450	3975	33	9	11E	1		80.00	80.00	AF
A__ 8534 01	STK	NK	G	6530	--	SW	NW	NW	4390	5154	32	9	11E	10		33.01	33.01	AF
A__ 9681 00	IRR	NK	G	8674	--	NW	SW	SW	-----	-----	34	9	11E	1		180.00	180.00	AF
A__ 9965 00	IRR	NK	G	6188	--	SE	NW	NW	-----	-----	32	9	11E	3		88.00	88.00	AF
A__ 10752 00	IRR	NK	G	5643	--	SW	SE	NE	2800	800	31	9	11E	1		83.40	83.40	AF
A__ 10873 00	IRR	NK	G	5319	--	SW	SW	NE	3253	2623	4	10	11E	1		99.00	99.00	AF
A__ 11117 00	IRR	NK	G	2670	--	SW	NW	NW	4290	5150	5	10	11E	1		32.00	32.00	AF
A__ 13444 00	IRR	NK	G	9621	--	--	CE	NE	3945	90	33	9	11E	2		80.00	80.00	AF
A__ 21079 00	IRR	NK	G	10528	--	NW	SW	NE	3900	2600	1	10	10E	3		47.00	47.00	AF
A__ 21739 00	IRR	NK	G	9944	--	SW	NW	SE	1440	2540	28	9	11E	2		30.70	30.70	AF
A__ 21950 00	IRR	NK	G	3818	--	NC	N2	SE	1946	1301	32	9	11E	5		76.40	76.40	AF
Same				4486	--	--	NC	NW	2664	3919	32	9	11E	8		80.00	80.00	AF
A__ 21951 00	IRR	NK	G	5772	--	CW	E2	NE	3960	1200	32	9	11E	6		78.20	78.20	AF
Same				5871	--	SE	SW	NW	3160	4530	33	9	11E	3		62.50	62.50	AF
A__ 21964 00	IRR	NK	G	7001	--	SW	NE	NW	4040	3820	33	9	11E	4		80.00	80.00	AF
A__ 23932 00	IRR	NK	G	9944	--	SW	NW	SE	1440	2540	28	9	11E	2		81.30	81.30	AF
A__ 26374 00	IRR	NK	G	10489	--	SE	SE	NW	3000	2700	3	10	11E	5		131.50	131.50	AF
A__ 26970 00	IRR	NK	G	9621	--	--	CE	NE	3945	90	33	9	11E	2		74.00	74.00	AF
A__ 27394 00	MUN	NK	G	9669	--	NW	SE	SW	800	3860	34	9	11E	2		28.38	28.38	AF
A__ 28239 00	IND	NK	G	9222	--	SE	SW	NW	2725	3992	3	10	11E	32		3645.84	3645.84	AF
Same				7954	--	SW	SW	NW	3163	5231	3	10	11E	33		3722.56	3722.56	AF
A__ 28443 00	IRR	NK	G	8025	--	CS	SE	SE	660	50	29	9	11E	6		28.00	28.00	AF
A__ 28444 00	IRR	NK	G	9271	--	--	NC	NW	3800	3900	3	10	11E	6		81.00	81.00	AF
A__ 28462 00	IRR	NK	G	6656	--	SW	SE	NE	2660	50	8	10	11E	2		73.00	73.00	AF
A__ 29156 00	IRR	NK	G	7796	--	NE	NE	SW	2573	3261	9	10	11E	1		70.00	70.00	AF
Same				7212	--	NE	SE	NW	3903	2643	9	10	11E	2		42.00	42.00	AF
A__ 29552 00	IRR	NK	G	4145	--	CS	N2	NW	4020	3820	4	10	11E	4		62.00	62.00	AF
A__ 30503 00	IRR	NK	G	8488	--	SE	NE	NE	4200	546	1	10	10E	4		41.00	41.00	AF
A__ 31666 00	IRR	NK	G	4293	--	SW	SW	NE	2660	2620	32	9	11E	7		78.00	78.00	AF
A__ 34288 00	STK	NK	G	5164	--	SE	SE	NW	3140	2790	4	10	11E	5		10.74	10.74	AF
A__ 35055 00	IRR	NK	G	10427	--	SW	NW	SE	1513	2034	36	9	10E	2		80.00	80.00	AF
A__ 36546 00	IRR	NK	G	6238	--	SW	NW	SE	1640	2620	33	9	11E	6		41.00	41.00	AF
A__ 37208 00	IRR	NK	G*	0	--	NW	SW	NE	3580	2580	5	10	11E	2		65.00	65.00	AF
A__ 39995 00	MUN	NK	G	9583	--	NW	SE	SW	800	3960	34	9	11E	8		14.87	1.72	AF
A__ 41689 00	IRR	NK	G	8780	--	NE	NE	NE	5148	54	12	10	10E	4		173.00	173.00	AF
A__ 43194 00	IRR	NK	G	7796	--	NE	NE	SW	2573	3261	9	10	11E	1		112.00	.00	AF
A__ 43195 00	IRR	NK	G	7212	--	NE	SE	NW	3903	2643	9	10	11E	2		112.00	.00	AF
A__ 44731 00	IRR	NK	G	3683	--	NW	SE	NE	3407	980	6	10	11E	5		51.00	51.00	AF
A__ 44732 00	IRR	NK	G	1840	--	SE	SE	SW	100	3250	32	9	11E	11		138.00	80.00	AF
A__ 46516 00	IRR	MM	G	3814	--	SE	SW	NW	2700	4220	4	10	11E	8		99.00	.00	AF

MS Alluvium

MS

Well

113 M. Alluvium

A__ 48640 00 IRR KE G 8488 -- SE NE NE 4200 546 1 10 10E 4 198.55 110.55 AF

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=====
Total Net Quantities Authorized:  Direct      Storage
Total Requested Amount (AF) =      .00          .00
Total Permitted Amount (AF) =     110.55         .00
Total Inspected Amount (AF) =       .00          .00
Total Pro_Cert Amount (AF) =        .00          .00
Total Certified Amount (AF) =    10045.25         .00
Total Vested Amount (AF) =         .00          .00
TOTAL AMOUNT (AF) =    10155.80         .00

```

An * after the source of supply indicates a pending application for change under the file number.
 An * after the ID indicates a 15 AF exemption was granted under the file number.
 A "G" in the Batt column indicates the GEO CTR of a battery. A "B" indicates a well in the battery.
 The number in the Batt column is the number of wells in the battery.

Water Rights and Points of Diversion Within 2.00 miles of point defined as:

3580 Feet North and 2580 Feet West of the Southeast Corner of Section 5 T 10S R 11E

GROUNDWATER ONLY

WATER USE CORRESPONDENTS:

```

=====
File Number      Use ST SR

```

```

A__ 2552 00 IRR NK G
> CHARLES LLOYD & RUTH M BANKS TRUSTS
>
> 21905 E US HIGHWAY 24
> WAMEGO KS 66547
>-----

```

```

A__ 5501 00 IRR NK G
> LEO D PEDDICORD TRUST
>
> 5225 ONAGA RD
> WAMEGO KS 66547
>-----

```

```

A__ 5829 00 IRR NK G
> REZAC FARMS LLP
>
> 24430 AIKEN SWITCH RD
> ONAGA KS 66521
>-----

```

```

A__ 6533 00 IRR NK G
> CHARLES LLOYD & RUTH M BANKS TRUSTS
>
> 21905 E US HIGHWAY 24
> WAMEGO KS 66547
>-----

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```

A__ 6732 00 IRR NK G
> MIKE RIAT
>
> 22605 HALF MOON RD
> BELVUE KS 66407
>-----

```

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A__ 8534 01 STK NK G

```

WATER WELL RECORD Form WWC-5 KSA 82a-1212

1 LOCATION OF WATER WELL: County: Pottawatomie Fraction NW $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ Section Number 5 Township Number T 10 S Range Number R 11 E XX

Distance and direction from nearest town or city street address of well if located within city?
From Belvue, KS $\frac{1}{5}$ mi. W & $\frac{1}{25}$ mi. S on US24

2 WATER WELL OWNER: Mr. Paul W. Henningsen
RR#, St. Address, Box #: RR 1 Belvue, KS 66407 Board of Agriculture, Division of Water Resources
City, State, ZIP Code: Belvue, KS 66407 Application Number: 37,208

3 LOCATE WELL'S LOCATION WITH AN "X" IN SECTION BOX:

4 DEPTH OF COMPLETED WELL: 59 ft. ELEVATION: 19 ft. below land surface measured on 6/15/85

Depth(s) Groundwater Encountered 1. 19 ft. 2. _____ ft. 3. _____ ft.

WELL'S STATIC WATER LEVEL 19 ft. below land surface measured on 6/15/85

Pump test data: Well water was 36 ft. after 1 hours pumping 1000 gpm
Est. Yield 1500 gpm: Well water was 41 ft. after 2 hours pumping 1200 gpm

Bore Hole Diameter: 32 in. to 59 ft., and _____ in. to _____ ft.

WELL WATER TO BE USED AS: 5 Public water supply 8 Air conditioning 11 Injection well
1 Domestic 3 Feedlot 6 Oil field water supply 9 Dewatering 12 Other (Specify below)
2 Irrigation 4 Industrial 7 Lawn and garden only 10 Observation well

Was a chemical/bacteriological sample submitted to Department? Yes _____ No XX; If yes, mo/day/yr sample was submitted _____

Water Well Disinfected? Yes _____ No X

5 TYPE OF BLANK CASING USED:

1 Steel 3 RMP (SR) 5 Wrought iron 8 Concrete tile CASING JOINTS: Glued _____ Clamped XX
2 PVC 4 ABS 6 Asbestos-Cement 9 Other (specify below) Welded _____
7 Fiberglass Threaded _____

Blank casing diameter 16 in. to 33 ft., Dia. _____ in. to _____ ft., Dia. _____ in. to _____ ft.
Casing height above land surface 12 in., weight _____ lbs./ft. Wall thickness or gauge No. 750

TYPE OF SCREEN OR PERFORATION MATERIAL:

1 Steel 3 Stainless steel 5 Fiberglass 8 RMP (SR) 10 Asbestos-cement
2 Brass 4 Galvanized steel 6 Concrete tile 9 ABS 11 Other (specify) _____
12 None used (open hole)

SCREEN OR PERFORATION OPENINGS ARE:

1 Continuous slot 3 Mill slot 5 Gauzed wrapped 8 Saw cut 11 None (open hole)
2 Louvered shutter 4 Key punched 6 Wire wrapped 9 Drilled holes
7 Torch cut 10 Other (specify) _____

SCREEN-PERFORATED INTERVALS: From 33 ft. to 59 ft., From _____ ft. to _____ ft.
From _____ ft. to _____ ft., From _____ ft. to _____ ft.

GRAVEL PACK INTERVALS: From 10 ft. to 59 ft., From _____ ft. to _____ ft.
From _____ ft. to _____ ft., From _____ ft. to _____ ft.

6 GROUT MATERIAL: 1 Neat cement 2 Cement grout 3 Bentonite 4 Other _____

Grout Intervals: From 0 ft. to 10 ft., From _____ ft. to _____ ft., From _____ ft. to _____ ft.

What is the nearest source of possible contamination:

1 Septic tank 4 Lateral lines 7 Pit privy 10 Livestock pens 14 Abandoned water well
2 Sewer lines 5 Cess pool 8 Sewage lagoon 11 Fuel storage 15 Oil well/Gas well
3 Watertight sewer lines 6 Seepage pit 9 Feedyard 12 Fertilizer storage 16 Other (specify below)
13 Insecticide storage

Direction from well? NE How many feet? 500

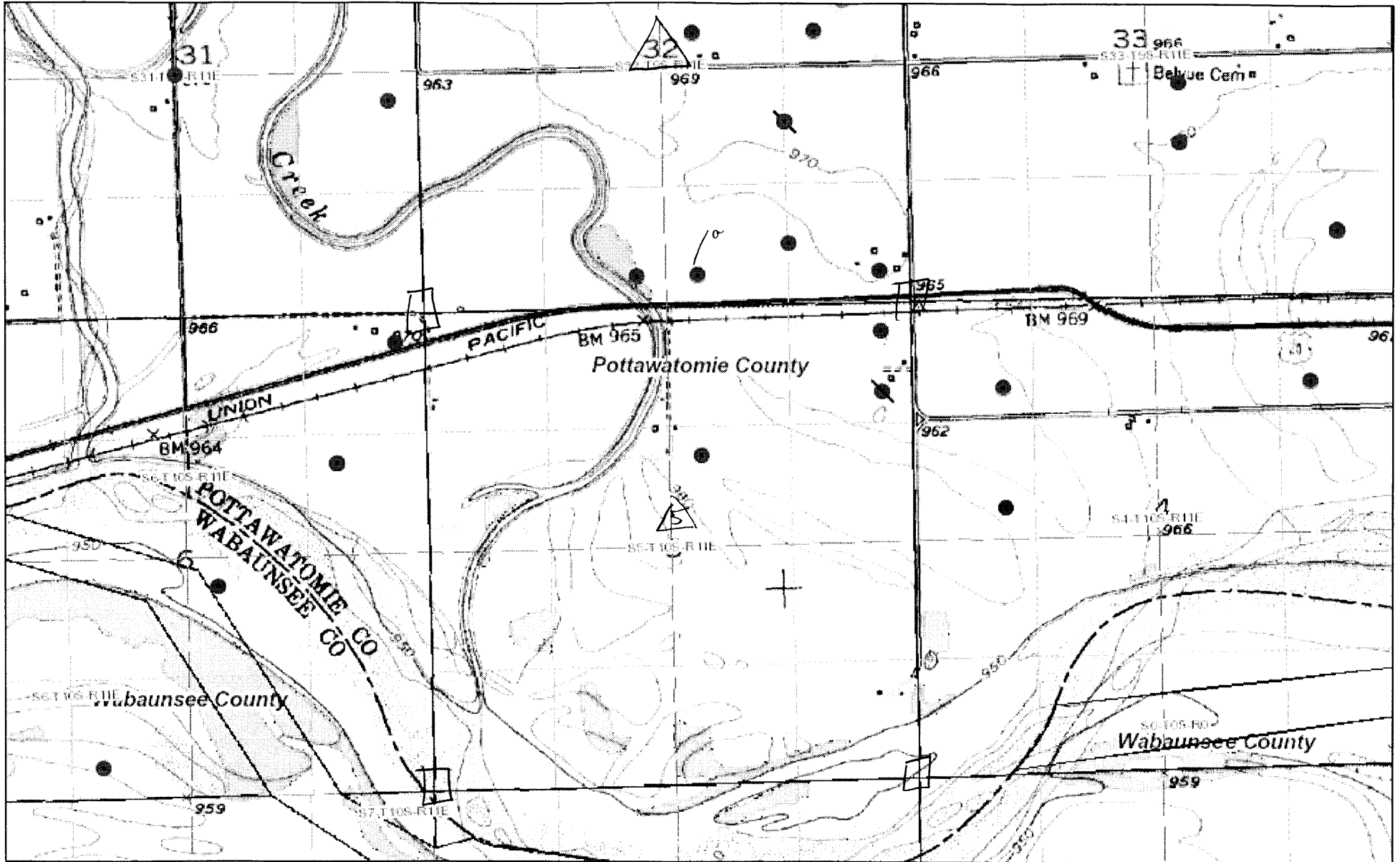
FROM	TO	LITHOLOGIC LOG	FROM	TO	LITHOLOGIC LOG
0	2	Sand black silt			
2	9	fine brown sandy silt			
9	14	hard gray silt			
14	20	small borwn gravel and gray clay			
20	22	small gray sand and gray clay			
22	29	small-med. gray gravel			
29	59	med.-large gray gravel			
	59	large rocks STOPPED			

7 CONTRACTOR'S OR LANDOWNER'S CERTIFICATION: This water well was (1) constructed, (2) reconstructed, or (3) plugged under my jurisdiction and was completed on (mo/day/year) 6/14/85 and this record is true to the best of my knowledge and belief. Kansas Water Well Contractor's License No. 323 This Water Well Record was completed on (mo/day/yr) 6/20/85 under the business name of Hoobler Drilling Company by (signature) [Signature]

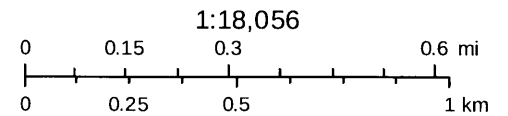
INSTRUCTIONS: Use typewriter or ball point pen, PLEASE PRESS FIRMLY and PRINT clearly. Please fill in blanks, underline or circle the correct answers. Send top three copies to Kansas Department of Health and Environment, Division of Environment, Environmental Geology Section, Topeka, KS 66620. Send one to WATER WELL OWNER and retain one for your records.

OFFICE USE ONLY T 10 R 11 5 SW 1/4 NE 1/4

FILE NO. 37208 NEARBY WELL OWNERS DOMESTIC



July 17, 17



KGS**Hydrology****Water Well
Database
Query**

Township: 10S, Range: 11E, Section: 5

Select location of well to view details.

Click on column heading to sort.

**Save Data
to File**

3 records returned.

<u>T-R-S</u>	<u>Owner</u>	<u>Well Depth Ascend. Desc.</u>	<u>Static Water Level Ascend. Desc.</u>	<u>Est. Yield Ascend. Desc.</u>	<u>Well Use</u>	<u>Other ID</u>	<u>Action Taken</u>	<u>Completion Date Ascend. Desc.</u>	<u>Scan?</u>
<u>Sec. 5 NE NE NE</u>	Sweany, Gordon	50 ft.	30 ft.	50 gpm.	Domestic		Constructed	22-Sep- 1980	<u>PDF</u>
<u>Sec. 5 SE NE NE</u>	Duree Partnership	49 ft.	20 ft.		Domestic		Plugged	01-Mar- 1999	<u>PDF</u>
<u>Sec. 5 NW SW NE</u>	Henningsen, Paul W.	59 ft.	19 ft.	1500 gpm.	Irrigation		Constructed	14-Jun- 1985	<u>PDF</u>

Kansas Geological Survey

Comments to webadmin@kgs.ku.eduURL=<http://www.kgs.ku.edu/Magellan/WaterWell/index.html>

Display Programs Updated July 2, 2014

Data added continuously.

KGS
Hydrology

**Water Well
Database
Query**

Township: 9S, Range: 11E, Section: 32

Select location of well to view details.

Click on column heading to sort.

**Save Data
to File**

9 records returned.

T-R-S	Owner	Well Depth		Static Water Level		Est. Yield		Well Use	Other ID	Action Taken	Completion Date		Scan?
		Ascend.	Desc.	Ascend.	Desc.	Ascend.	Desc.				Ascend.	Desc.	
Sec. 32 SE NE	Kansas Power and Light Co.	83 ft.		25 ft.				Monitoring well/observation/piezometer	Well 3	Constructed	04-Oct-1977		PDF
Sec. 32 SW SW NE	Peddicord, Robert L.	78 ft.		28 ft.		2000 gpm.		Irrigation		Constructed	25-Nov-1978		PDF
Sec. 32 C N2 SE	Wolff Foundation Trust	65 ft.		18 ft.				Irrigation		Plugged	17-Jan-1997		PDF
Sec. 32 C S2 SE	Banks, Lloyd	75 ft.		24.5 ft.		2000 gpm.		Irrigation		Constructed	28-Mar-1976		PDF
Sec. 32 SW SE NE	Northrup, Dale	50 ft.		23 ft.		40 gpm.		Domestic		Constructed	24-Apr-1993		PDF
Sec. 32 SW SW SE	Hudson, Wilma	17 ft.		16.5 ft.		100 gpm.		Domestic		Constructed	24-Mar-2001		Scan
Sec. 32 SE SE SW	Rezac Farms LLP/Paul & Rose Henningsen	72 ft.		18 ft.		1200 gpm.		Irrigation		Constructed	17-Apr-2003		Scan
Sec. 32 SE SE SE	Banks, Lloyd	37 ft.		25 ft.		15 gpm.		Domestic		Constructed	02-Jun-1981		PDF
Sec. 32 C N2 SE	Wolff Foundation Trust	65 ft.		18 ft.		800 gpm.		Irrigation		Constructed	28-Dec-1996		PDF

Kansas Geological Survey
Comments to webadmin@kgs.ku.edu
URL=<http://www.kgs.ku.edu/Magellan/WaterWell/index.html>
Display Programs Updated July 2, 2014
Data added continuously.

1 LOCATION OF WATER WELL
 County: POTAWATOMIE Fraction NE 1/4 NE 1/4 NE 1/4 Section Number 5 Township Number T 10 S Range Number R 11 EW

Distance and direction from nearest town or city? 1.2 W of Belvue Street address of well if located within city?

2 WATER WELL OWNER: Mrs. Gordon Sweeney
 RR#, St. Address, Box #: 3815 West 50th. Board of Agriculture, Division of Water Resources
 City, State, ZIP Code: Shawnee Mission 66205 Application Number:

3 DEPTH OF COMPLETED WELL: 50 ft. Bore Hole Diameter: 12 in. to 50 ft., and in. to ft.
 Well Water to be used as:
 1 Domestic 3 Feedlot 5 Public water supply 8 Air conditioning 11 Injection well
 2 Irrigation 4 Industrial 6 Oil field water supply 9 Dewatering 12 Other (Specify below)
 7 Lawn and garden only 10 Observation well
 Well's static water level: 30 ft. below land surface measured on Sept. month 22 day 1980 year
 Pump Test Data: Well water was ft. after hours pumping gpm
 Est. Yield 50 gpm: Well water was ft. after hours pumping gpm

4 TYPE OF BLANK CASING USED:
 1 Steel 3 RMP (SR) 5 Wrought iron 8 Concrete tile Casing Joints: Glued Clamped
 2 PVC 4 ABS 6 Asbestos-Cement 9 Other (specify below) Welded
 7 Fiberglass Threaded
 Blank casing dia: 5 in. to 0-40 in. Dia in. to ft., Dia in. to ft.
 Casing height above land surface: 27 in., weight 2.36 lbs./ft. Wall thickness or gauge No. 27
 TYPE OF SCREEN OR PERFORATION MATERIAL:
 1 Steel 3 Stainless steel 5 Fiberglass 7 PVC 10 Asbestos-cement
 2 Brass 4 Galvanized steel 6 Concrete tile 8 RMP (SR) 11 Other (specify)
 9 ABS 12 None used (open hole)
 Screen or Perforation Openings Are:
 1 Continuous slot 3 Mill slot 5 Gauzed wrapped 8 Saw cut 11 None (open hole)
 2 Louvered shutter 4 Key punched 6 Wire wrapped 9 Drilled holes
 7 Torch cut 10 Other (specify)
 Screen-Perforation Dia: 5 in. to ft., Dia in. to ft., Dia in. to ft.
 Screen-Perforated Intervals: From 0 ft. to 50 ft., From ft. to ft.
 From ft. to ft., From ft. to ft.
 Gravel Pack Intervals: From 15 ft. to 50 ft., From ft. to ft.
 From ft. to ft., From ft. to ft.

5 GROUT MATERIAL: 1 Neat cement 2 Cement grout 3 Bentonite 4 Other
 Grouted Intervals: From 5 ft. to 15 ft., From ft. to ft., From ft. to ft.
 What is the nearest source of possible contamination:
 1 Septic tank 4 Cess pool 7 Sewage lagoon 10 Fuel storage 14 Abandoned water well
 2 Sewer lines 5 Seepage pit 8 Feed yard 11 Fertilizer storage 15 Oil well/Gas well
 3 Lateral lines 6 Pit privy 9 Livestock pens 12 Insecticide storage 16 Other (specify below)
 13 Watertight sewer lines
 Direction from well: W How many feet: 110? Water Well Disinfected? Yes No
 Was a chemical/bacteriological sample submitted to Department? Yes No If yes, date sample was submitted month day year: Pump Installed? Yes No
 If Yes: Pump Manufacturer's name Model No. HP Volts
 Depth of Pump Intake ft. Pumps Capacity rated at gal./min.
 Type of pump: 1 Submersible 2 Turbine 3 Jet 4 Centrifugal 5 Reciprocating 6 Other

6 CONTRACTOR'S OR LANDOWNER'S CERTIFICATION: This water well was (1) constructed, (2) reconstructed, or (3) plugged under my jurisdiction and was completed on September month 22 day 1980 year
 and this record is true to the best of my knowledge and belief. Kansas Water Well Contractor's License No. 182
 This Water Well Record was completed on September month 24 day 1980 year under the business name of STRADER Dalg CD Inc by (signature) Dale Strader

7 LOCATE WELL'S LOCATION WITH AN "X" IN SECTION BOX:

FROM	TO	LITHOLOGIC LOG	FROM	TO	LITHOLOGIC LOG
0	6	TOP SOIL			
6	30	CLAY			
30	50	FINE SAND, COARSE SAND, GRAVEL			

ELEVATION:
 Depth(s) Groundwater Encountered 1. 30 ft. 2. ft. 3. ft. 4. ft. (Use a second sheet if needed)

INSTRUCTIONS: Use typewriter or ball point pen, please press firmly and PRINT clearly. Please fill in blanks, underline or circle the correct answers. Send top three copies to Kansas Department of Health and Environment, Division of Environment, Water Well Contractors, Topeka, KS 66620. Send one to WATER WELL OWNER and retain one for your records.

OFFICE USE ONLY T 10 R 11 EW SEC 5 NE 1/4 NE 1/4

• Memory Book

- Sign

Memory Book



- Record An

Audio Memory



- Light A Candle

SYMPATHY FLOWERS



Rose was born on February 16, 1939 and passed away on Monday, March 23, 2015.

Rose was a resident of Belvue, Kansas at the time of passing.

Rose was married to Paul.

Funeral Services will be at 10:30 a.m. on Friday, March 27, 2015 at the Belvue United Methodist Church. Rose will lie in-state beginning at 1:00 p.m. on Thursday, March 26, 2015 with the family accepting friends during the visitation from 6:00p.m. - 8:00 p.m. at the Stewart Funeral Home of Wamego.

In lieu of flowers, the family has suggested memorials to the Wamego Library and the Belvue United Methodist Church and may be left in care of the Stewart Funeral Home, PO Box 48, Wamego, KS 66547.

NOTES

ADDRESS LISTING NEARBY NOTIFICATION LETTER DATED JULY 18, 2017
Water Right, File No. 37,208
Permit, File No. 49,832
Domestic Referenced on Nearby well owner map 7/17/2017

a) Domestic well NC South Side SEC 32 TWN 9 RNG 11E OWNERSHIP PU DESCRIBED AS
SW4 N & E VE RMILLION CR LESS ROW

CHARLES JR & JESSICA SHORTT WOLFF FOUNDATION
% BANK OF OKLAHOMA
9520 N MAY AVE LOWER LEVEL
OKLAHOMA CITY, OK 73120

c) Domestic well SE SEC 32, TWN 9 RNG 11E & FILE Nos. 2552 & 6533 IRR G
CHARLES LLOYD BANKS TRUST
RUTH M BANKS TRUST
21905 HWY 24
WAMEGO, KS 66547

b) Domestic well N2 NE4 LESS ROW SEC 5, TWN 10 RNG 11E
DUREE FAMILY PARTNERSHIP
STEPHEN DUREE
410 GARFIELD
ST DENVER, CO 80206

FILE NO 5829 00 IRR G & FILE NO 44732
REZAC FARMS LLP
24430 AIKEN SWITCH RD
ONAGA KS 66521

7/31/17 - NO CALLS OR WEBSITE VISITS RECORDED

FILE COPY

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

July 18, 2017

CHARLES JR & JESSICA SHORTT WOLFF FOUNDATION
C/O BANK OF OKLAHOMA
9520 N MAY AVE LOWER LEVEL
OKLAHOMA CITY, OK 73120

RE: Water Right, File No. 37,208
Permit, File No. 49,832

Dear Sir or Madam:

This letter is to **provide notice** as required by Kansas Senate House Bill No. 337, which became effective on July 1, 2016.

The owner of the referenced appropriations of water has filed applications for approval of the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture. The application under File No. 37,208, proposes to change the authorized irrigated place of use, from 71 to 182 acres. The irrigated acres will remain in the West half (W $\frac{1}{2}$) and a portion of the West half of the Northwest Quarter (W $\frac{1}{2}$ NW $\frac{1}{4}$) all in Section 5, in Township 10 South, Range 11 East, Pottawatomie County. The new appropriation for permit under File No. 49,832, proposes the diversion of 182 acre-feet of surface water, to provide for the increase in irrigated acres.

If you have any questions, please contact our office, my desk phone is (785) 564-6633. If you wish to discuss a specific file, please have a file number ready so that we may help you more efficiently.

Sincerely,

A handwritten signature in cursive script that reads "Leslie Ireland".

Leslie Ireland
Environmental Scientist
Water Appropriation Program

pc: Topeka Field Office

FILE COPY
SCANNED

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Topeka, Kansas 66612
(785) 296-3556

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Governor Sam Brownback

July 18, 2017

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RUTH M BANKS TRUST
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Leslie Ireland
Environmental Scientist
Water Appropriation Program

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Jackie McClaskey, Secretary

Governor Sam Brownback

July 18, 2017

DUREE FAMILY PARTNERSHIP
STEPHEN DUREE
410 GARFIELD
ST DENVER, CO 80206

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Leslie Ireland
Environmental Scientist
Water Appropriation Program

pc: Topeka Field Office

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Jackie McClaskey, Secretary

Governor Sam Brownback

July 18, 2017

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24430 AIKEN SWITCH RD
ONAGA KS 66521

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Leslie Ireland
Environmental Scientist
Water Appropriation Program

pc: Topeka Field Office

SCANNED

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Topeka, Kansas 66612
(785) 296-3556

Jackie McClaskey, Secretary

Governor Sam Brownback

FILE COPY

April 26, 2017

PAUL W HENNINGSSEN TRUST
1694 14TH ST
HIAWATHA , KS 66434

RE: File No. 37208

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:

- place of use PU
- 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,

A handwritten signature in cursive script that reads "Brent A. Turney".

Brent A Turney, L.G.
Change Applications Unit Supervisor
Water Appropriation Program

BAT: DLW
pc: TOPEKA Field Office GMD

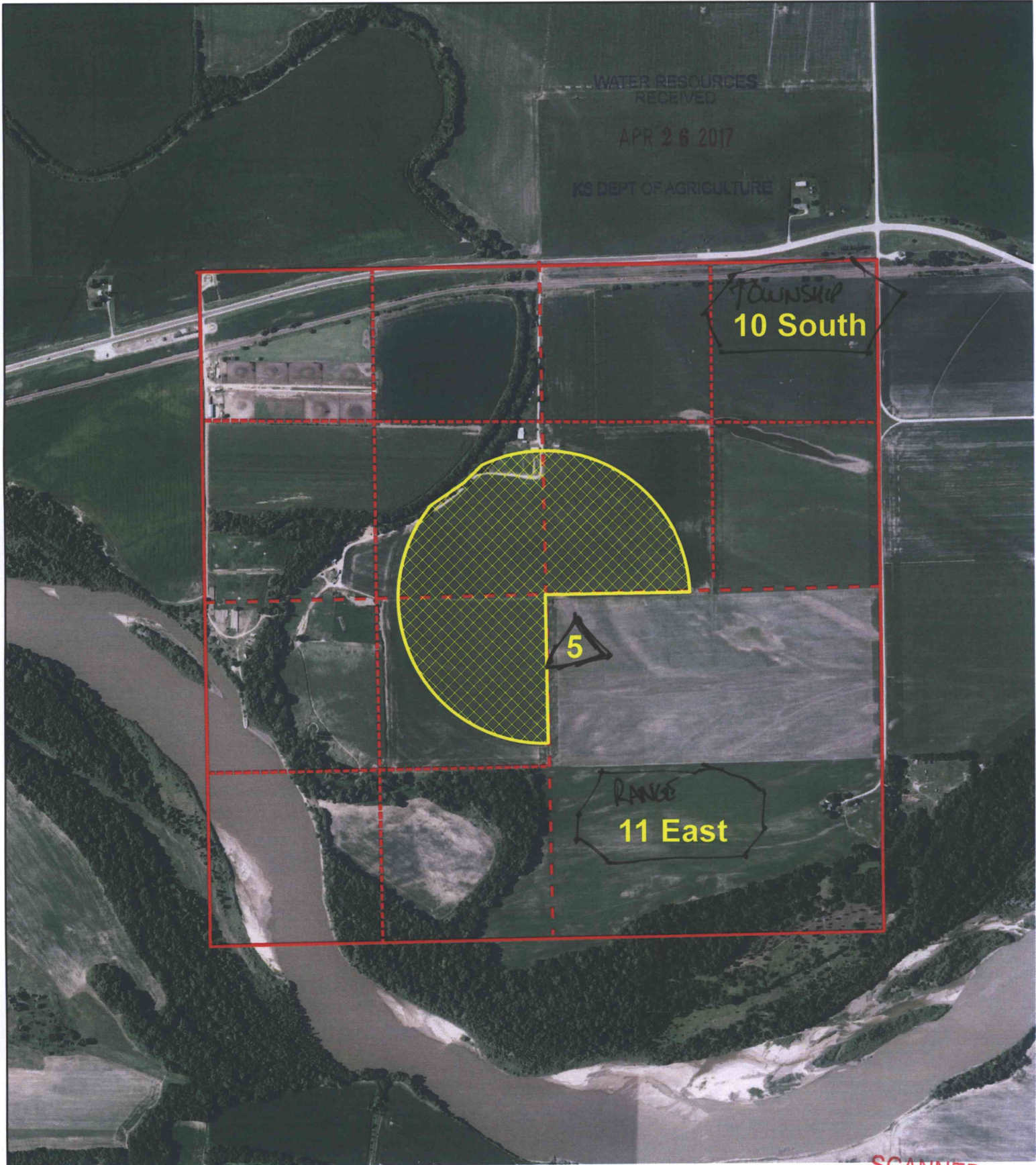
SCANNED

Topeka • Kansas City • Manhattan • Garden City • Parsons • Stafford • Stockton

SCANNED

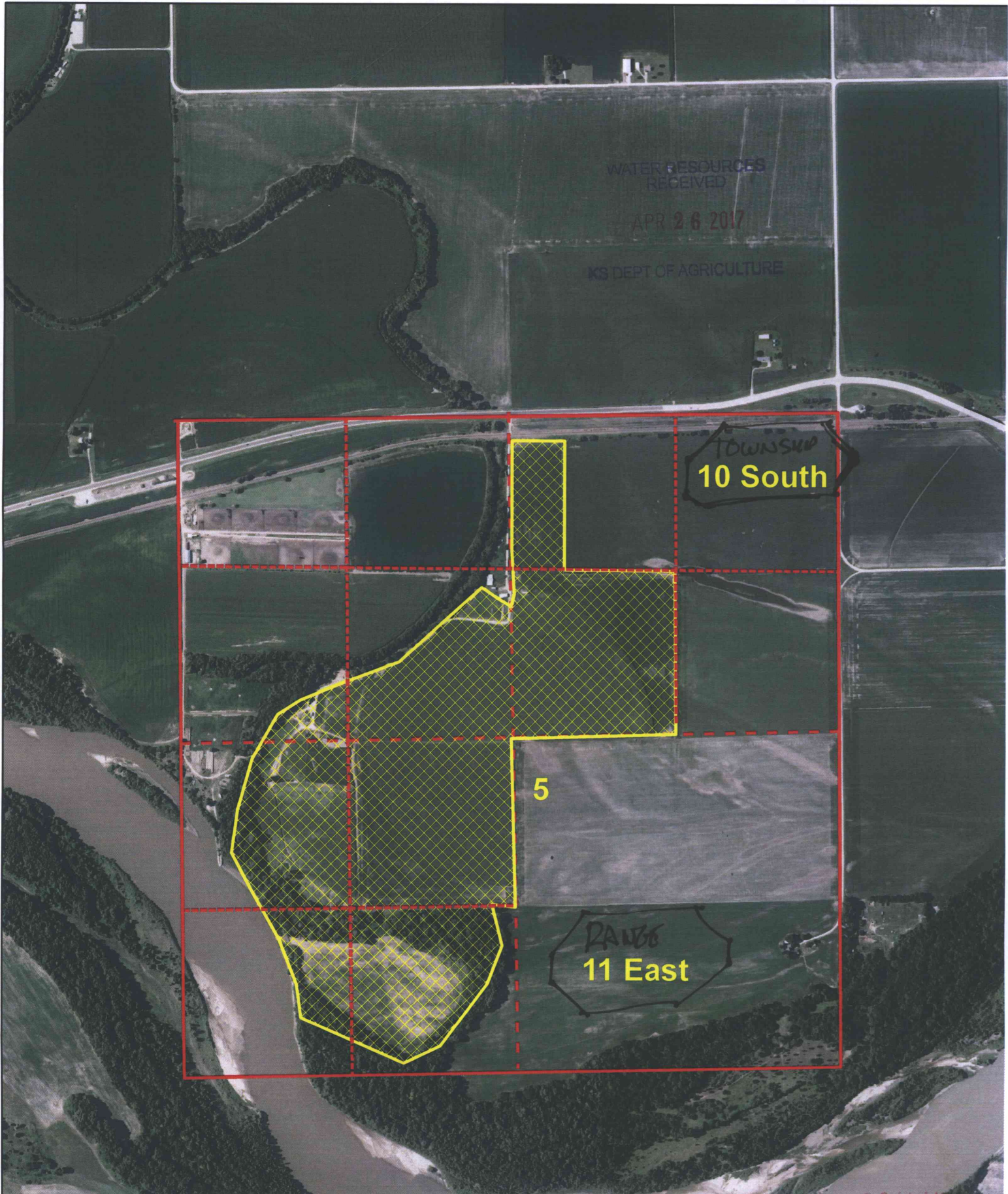
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Authorized Place of Use File No. 37208

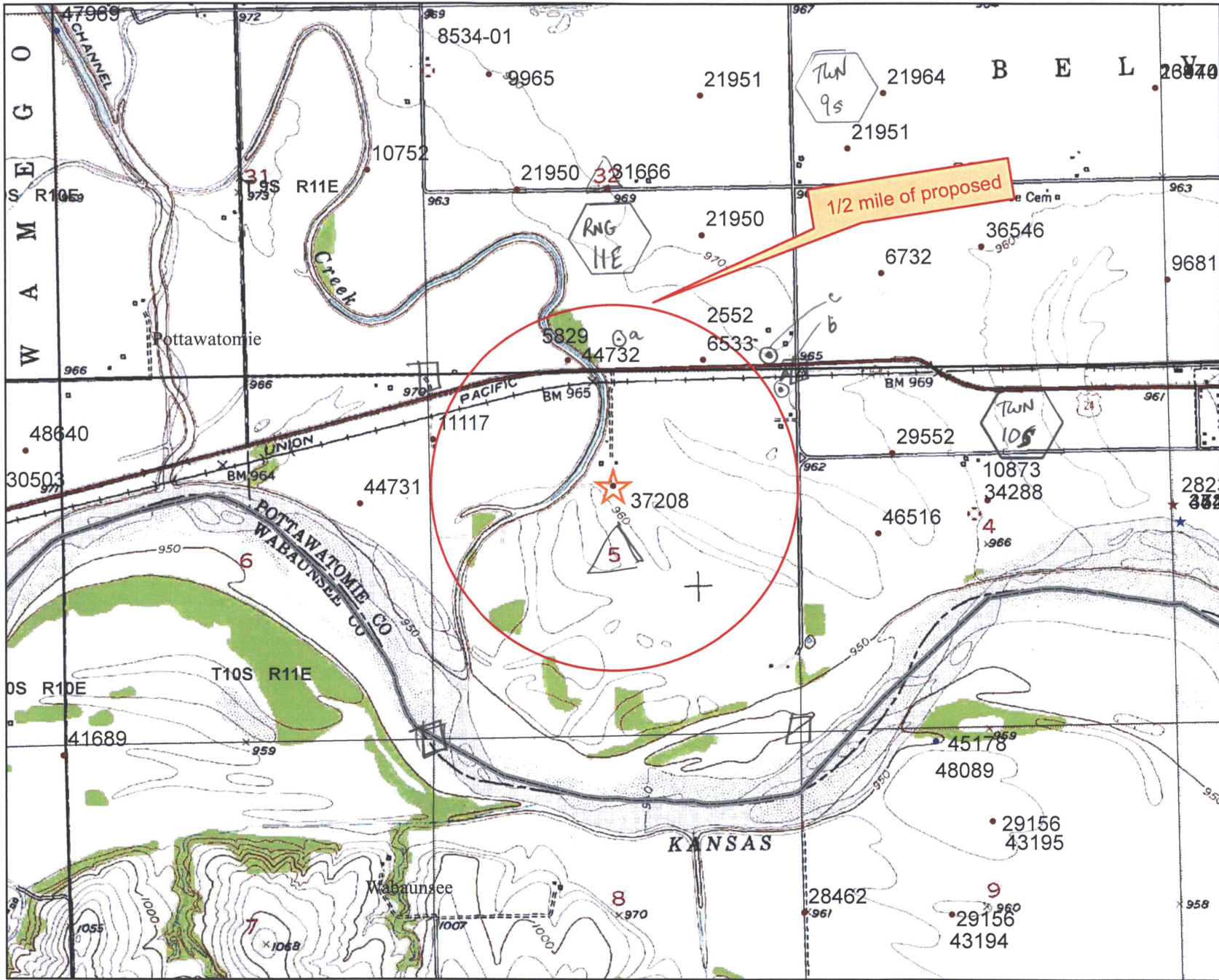


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Proposed Place of Use File No. 37208



Water Right, File No. 37,208 Change In Place of Use



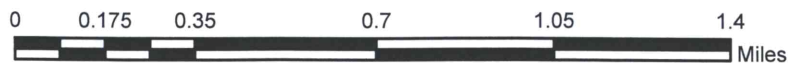
Legend

WIMAS_PD
S_UMW

- ★ G_IND
- G_IRR
- ▲ G_MUN
- ⊙ G_STK
- ★ S_IND
- S_IRR

- ⊙ DOMESTIC KGS
APCO RECORDS
- a) WOLFF FOUNDATION
BANK OF OKLAHOMA
- b) DUREE FAMILY PARTNERSHIP
DENVER CO.
- c) BANKS TRUST
WAMEGO KS

Index Map



FILE COPY

This map was created by I.Ireland on 7/17/2017.