

CHECK SHEET Short Change

(To be completed and attached to each application)

File No. 46185

Field Office No. 1

GMD No. _____

1. **Plugging agreement obtained for GMD?** Yes No Non Applicable
2. **Is Landowner correct as currently shown in WRIS?** Yes No **Address Change?** _____
If applicable, list Place of Use Overlap File Nos. 4586 & 5475
3. **Is Water Use Correspondent correct as currently shown in WRIS?** Yes No **Address Change?** _____
Name of Former WUC _____ Name of New WUC _____
4. a. **Point of diversion computer ID No(s).** _____ **for point(s) being changed.**

b. **Show feet distances from the** _____ **corner of the section for the new point(s) of diversion:**

Action	PDIV ID	Geo Ctr?	Sec	Twp	Rng	'N	'W	County	Qualifiers
NO CHG									

c. **If multiple points of diversion exist and rates and quantities are individually assigned, show:**

Old PDIV ID	Authorized Rate	Additional Rate	Authorized Quantity	Additional Quantity
_____	_____ gpm/cfs	_____ gpm/cfs	_____ af/mgy	_____ af/mgy
_____	_____ gpm/cfs	_____ gpm/cfs	_____ af/mgy	_____ af/mgy
_____	_____ gpm/cfs	_____ gpm/cfs	_____ af/mgy	_____ af/mgy

d. **Name of Drainage Basin** Republican **Is this correctly shown in WRIS?** Yes No

e. **Formation Name & No.** _____ **Special Use Area** _____

5. **Distances from the previous/original p/d:** _____ ' N / S _____ ' E / W

6. WATER RIGHT ACTION TRAIL COMMENTS

7/31/2017 Change Application Received (date accepted for priority)
8/02/2017 Change Approved
 Notice and Proof by --/--/----
--/--/---- Completion Requirement Removed (Change No. C _____)

7. METER ACTION TRAIL COMMENTS

8/2/2017 DWR Meter Required by 12/31/2017
--/--/---- Anti-Reverse Meter Required by --/--/----
--/--/---- Meter Seal Required by --/--/----

8. Base Acres 455.02 Year _____ Minimum Reasonable Quantity _____

Date Created **8/1/17** by **LHH**
 Date Entered by _____

CHECK SHEET ATTACHMENT

9. Changes to the place of use will be:

File Number 46185

Action	Owner Person ID	Place Use ID #	Sec.	Twp.	Range	NE 1/4		NW 1/4		SE 1/4		SW 1/4		NE 1/4		NW 1/4		SE 1/4		TOTAL ACRES	
						NE 1/4	NW 1/4	NE 1/4	NW 1/4	NE 1/4	NW 1/4	NE 1/4	NW 1/4	NE 1/4	NW 1/4	NE 1/4	NW 1/4	NE 1/4	NW 1/4		NE 1/4
MOD	50664 & 50665	56992	29	6S	2E																50.5
						Acres Authorized															
						New Acres															0
MOD	50664 & 50665	56992	29	6S	2E																5
						Acres Authorized															
						New Acres															0
						Acres Authorized															
						New Acres															
MOD	50664 & 50665	24437	30	6S	2E																409.5
						Acres Authorized															
						New Acres															
						Acres Authorized															
						New Acres															

Names and Address:

1. Person ID # <u>50664</u> <u>PAT OBERHELMAN</u> <u>BRUCE OBERHELMAN</u> <u>3018 CHERRY HILL RD</u> <u>MANHATTAN KS 66502</u>	2. Person ID # <u>50665</u> <u>PAM RANKIN</u> <u>BRUCE OBERHELMAN</u> <u>3018 CHERRY HILL RD</u> <u>MANHATTAN KS 66502</u>
3. Person ID # _____	

- Give to Applicant:
 - Original application/approval
 - Original receipt (one for each application)
 - Information packet containing:
 - Notice and Proof form
 - Water Meter Specifications
 - Acceptable Meter list
 - Water level measurement tube specifications
 - Check Valve specifications
 - Pink Sheet - K.S.A. 82a-728 letter
 - Form stating to record in Register of Deeds Office (OPTIONAL AS NEEDED)
- Send to headquarters:
 - Good, **scannable** copy of application and/or approval and this check sheet
 - Original check and copy of receipt
 - Test hole log
 - GMD recommendation, if any
 - Map or aerial photograph, if any
- Date stamp received and approved.
- Complete ownership and WUC change information.

ADDITIONAL PHOTOCOPIES

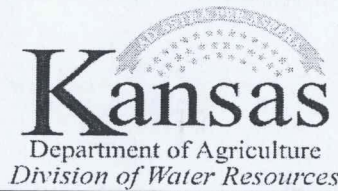
GENERAL INSTRUCTIONS

- Send to KDHE: Letter (KDHE.LT) advising of location of abandoned well.
- Insert notice and proof date.
- Type or print applicant's/owner's name on line.
- Complete notary statement.

CONDITIONS

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) 296-8298
www.agriculture.ks.gov
Sam Brownback, Governor

August 3, 2017

PAM RANKIN
PAT OBERHELMAN
BRUCE OBERHELMAN
3018 CHERRY HILL RD
MANHATTAN KS 66502

Re: Water Right,
File Nos. 4,586 & 5,475;
Appropriation of Water,
File No. 46,185

Dear Ladies and Gentleman:

Enclosed are the orders executed by David W. Barfield, Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, approving the applications for change under the above referenced file numbers.

Your attention is directed to the terms, conditions, and limitations specified in these approvals for change. Also, the approval of these orders requires the installation of a water flow meter on the points of diversion authorized under the above referenced file number by December 31, 2017. Please note that all meters must be installed and maintained in accordance with the Chief Engineer's specifications for water flow meters. A copy of these specifications and a list of acceptable meters can be obtained from our website at the following web address:

<http://agriculture.ks.gov/meters>

Because the orders modify the original certificates issued under File No. 4,586 & 5,475, they should be recorded with the Register of Deeds as other instruments affecting real estate.

These documents are summary orders by this agency regarding this matter. These orders shall become final if a request for a hearing is not filed with the Chief Engineer within 15 days of the date of service of these orders.

If you have any questions, please feel free to contact this office. If you wish to refer to a specific file, please reference it when you contact us.

Sincerely,

A handwritten signature in cursive script that reads "Katherine A. Tietsort".

Katherine A. Tietsort
Water Commissioner

KAT:lh
Enclosures
PC: Robert G & Daphne L Taylor Jr

CERTIFICATE OF SERVICE

On this 3rd day of August, 2017, I hereby certify that the attached **APPROVAL OF APPLICATION FOR CHANGE IN PLACE OF USE**, Water Right, File No. 46,185, dated August 2, 2017 was mailed postage prepaid, first class, US mail to the following:

PAM RANKIN
PAT OBERHELMAN
BRUCE OBERHELMAN
3018 CHERRY HILL RD
MANHATTAN KS 66502

With a photocopy to:

ROBERT G & DAPHNE L TAYLOR JR
212 CLOUD ST
CLIFTON KS 66937-9784


Staff

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

Filing Fee Must Accompany the Application, K.S.A. 82a-708b(b), as amended.
 Fee Schedule is on the third page of this application form.

RECEIVED

JUL 31 2017
 10:36am
 Topeka Field Office
 DIVISION OF WATER RESOURCES

Paragraph Nos. 1, 2, 3 & 5 must be completed. Complete all other applicable portions. If change in point of diversion is greater than 100 feet, or if place of use will be changed, include a topographic map or detailed plat showing the authorized and proposed point(s) of diversion and/or place of use.

File No. 46,185

1. Application is hereby made for approval of the Chief Engineer to change the (check one or both):

Place of Use Point of Diversion

under the water right which is the subject of this application in accordance with the conditions described below.

The source of supply is: Groundwater Surface water

2. Name and address of Applicant: ROBERT G TAYLOR JR

212 CLOUD ST CLIFTON KS 66937-9784

Phone Number: (785)275-2027 Email address: _____

Name and address of Water Use Correspondent: ROBERT G & DAPHNE L TAYLOR JR

212 CLOUD ST CLIFTON KS 66937-9784

Phone Number: (785)275-2027 Email address: _____

3. The presently authorized place of use is:

Owner of Land ---- NAME: PAM RANKIN & PAT OBERHELMAN c/o BRUCE OBERHELMAN

ADDRESS: 3018 CHERRY HILL RD MANHATTAN KS 66502

(If there is more than one landowner, attach supplemental sheets as necessary.)

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			
29	6S	2E					0.6	12.3	39.2	3.8									55.9		
30	6S	2E	Lot 2 27	Lot 3 20	40	39	Lot 4 32				40		17.8	23.32			40	40	40	40	399.12

4. If this application is for a change in place of use, it is proposed that the place of use be changed to:

Owner of Land ---- NAME: PAM RANKIN & PAT OBERHELMAN c/o BRUCE OBERHELMAN

ADDRESS: 3018 CHERRY HILL RD MANHATTAN KS 66502

(If there is more than one landowner, attach supplemental sheets as necessary.)

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			
29	6S	2E						Lot 3 9	Lot 3 39	Lot 4 2.5										50.5	
29	6S	2E					5													5	
30	6S	2E	Lot 2 27	Lot 3 19	40	40	Lot 4 31				39	29				29	38	40	37.5	40	409.5

For Office Use Only: Code _____	Fee \$ _____	TR # _____	Receipt Date _____	Check # _____
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5. **Presently authorized point of diversion: NOT THE SUBJECT OF THIS APPLICATION**

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 _____ Depth of well _____ (feet) (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 _____ Proposed well depth (feet) _____

This point is: Additional Well Geo Center List other water rights that will use this point _____

6. **Presently authorized point of diversion: NOT THE SUBJECT OF THIS APPLICATION**

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 _____ Depth of well _____ (feet) (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 _____ Proposed well depth (feet) _____

This point is: Additional Well Geo Center List other water rights that will use this point _____

7. Why do you need a new point of diversion? _____
 Not applicable _____

13a. If the proposed point of diversion will be relocated within 100 feet of the existing point of diversion, indicate its location on the diagram below in relation to the existing point of diversion. (PLEASE NOTE: The "X" in center of diagram below represents presently authorized point of diversion.)

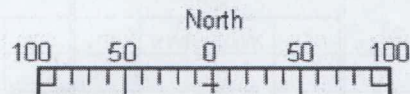
8. If a well, is the test hole log attached? Yes No

9. When do you propose to complete the new point of diversion?
 Not applicable _____

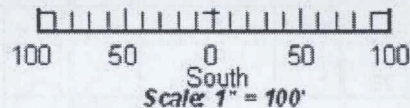
10. If the point of diversion is a well:
 (a) What are you going to do with the old well?
 Not applicable _____
 (b) When will this be done? Not applicable _____

11. Groundwater Management District recommendation attached? Yes No

12. Assisted by Lloyd Hemphill/TFO _____



Comments:
 This change application will add a net total of 10 acres to the place of use. Brush was cleared and a center pivot system was installed. This resulted in the irrigation of land not previously authorized.



13b. If the proposed point of diversion will be relocated more than 100 feet but within 1320 feet from 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 lines.

14. If the proposed groundwater point of diversion is 300 or fewer feet from existing point of diversion, complete the following:
- (a) Does the undersigned represent all owners of the currently authorized place(s) of use identified in this application?
 Yes No (If no, all owners must sign this application.)
 - (b) Will the ownership interest of any owner of the currently authorized place(s) of use identified in this application be adversely affected if this application is approved as requested?
 Yes No (If yes, all owners must sign this application.)
 - (c) If this application is not approved expeditiously, will there be substantial damage to property, public health or safety?
 Yes No (If no, all owners must sign this application.)

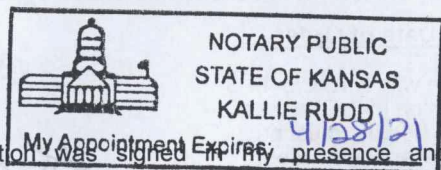
If the application proposes a surface water change in point of diversion, a groundwater change in point of diversion greater than 300 feet, or a change in place of use, the application must be signed by all owners of the currently authorized place of use, or their duly authorized agent (attach notarized statement authorizing representation).

I hereby verify, being first duly sworn upon my oath or affirmation and under penalty of perjury, that I am of lawful age and the owner, the spouse of the owner, or a duly authorized agent of the owner(s) to make this application on their behalf, in regard to the water right(s) to which this application pertains. I further verify that the statements contained in this application are true, correct and complete.

Dated at MANHATTAN, Kansas, this 26 day of JULY, 2017.

<u>Jim Johnson</u> (Owner)	Agnt POA (Spouse)
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)

State of Kansas }
 County of Riley } SS



I hereby certify that the foregoing application was signed in my presence and sworn to before me this 26 day of July, 2017.

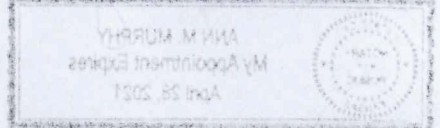
My Commission Expires 4/28/21
Kallie Rudd
 Notary Public

ONLY COMPLETE APPLICATIONS WILL BE PROCESSED. To be complete, all of the applicable portions of the application form must be completed with accurate information; maps, if necessary, must be included; signatures of all the appropriate owners' must be affixed to the application and notarized; and the appropriate fee must be paid.

FEE SCHEDULE

Each application to change the place of use or the point of diversion under this section shall be accompanied by the application fee set forth in the schedule below: Make checks payable to: **Kansas Department of Agriculture**

- (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



SUMMARY ORDER APPROVING APPLICATION FOR CHANGE AND IMPOSING CONDITIONS

This Summary Order is issued under authority of K.S.A. 82a-708b, as amended, and K.A.R. 5-14-3 and other applicable provisions of the *Kansas Water Appropriation Law, K.S.A. 82a-701 et. seq.*, and rules and regulations promulgated thereunder, K.A.R. 5-1-1 et. seq. With the exception of those conditions expressly contained herein, this Summary Order does not change the terms, conditions and limitations of File No. 46185.

1. A change application was received on July 31, 2017 requesting that the place of use and / or point of diversion authorized under the above-referenced file number be changed as described in the application.
2. On and after the effective date of this summary order, the authorized place(s) of use shall be located substantially as shown on the topographic map accompanying the application to change the place of use. Applicable Not Applicable
3. The change in point of diversion shall not impair existing rights and shall be limited to the same source or sources of water as previously authorized. The point of diversion authorized by this summary order shall be located within a _____ foot radius of the authorized point(s) of diversion. Applicable Not Applicable
4. The point(s) of diversion authorized herein shall not actually be located more than _____ feet from the previously authorized point(s) of diversion. Applicable Not Applicable
5. As required by K.A.R. 5-3-5d, if the works for diversion is a well with a diversion rate of 100 gallons per minute or more, a tube or other device suitable for making water level measurements shall be installed, operated and maintained in accordance with K.A.R. 5-6-13. Applicable Not Applicable
6. **The owner of the authorized place(s) of use shall properly install an acceptable water flow meter on or before December 31, 2017**, or before the first use of water, whichever occurs first. The water flow meter shall be installed, operated and maintained in accordance with K.A.R. 5-1-4 through 5-1-12. As required by K.S.A. 82a-732, as amended, and K.A.R. 5-3-5e, the owner shall maintain records and report the reading of the water flow meter and the total quantity of water diverted annually to the Chief Engineer by March 1 following the end of each calendar year. Applicable Not Applicable
7. **Installation of the works for diversion of water shall be completed on or before December 31, 2017**, or within any authorized extension of time. By March 1, 2018 the applicant shall notify the Chief Engineer that construction of the works for diversion has been completed, on the form provided by the Chief Engineer, as required by K.A.R. 5-8-4e. Applicable Not Applicable
8. **The completed well log shall be submitted with the required notice.** Applicable Not Applicable
9. All diversion works into which any type of chemical or other foreign substance will be injected into the water shall be equipped with an in-line, automatic, quick-closing check valve capable of preventing pollution of the source of the water supply. The check valve(s) shall be installed, operated and maintained in accordance with K.A.R. 5-3-5c. Applicable Not Applicable
10. Additional Conditions are attached. Yes No
11. In accordance with K.S.A. 82a-708a, as amended, and K.A.R. 5-5-14, all of the owners of the authorized place(s) of use of water appropriated under the above-referenced file number are responsible for compliance with its terms, conditions and limitations, as amended and/or supplemented by this Summary Order, and with applicable provisions of the *Kansas Water Appropriation Law* and the *Rules and Regulations* promulgated thereunder. Failure to comply with these provisions may result in civil penalties pursuant to K.S.A. 82a-737, as amended, and/or the suspension or revocation and dismissal of the water or appropriation right or any other enforcement actions authorized by law.

Administrative Appeal and Effective Date of Order

You have the right to a hearing in accordance with K.A.R. 5-14-3 before this Summary Order becomes final action of the Kansas Department of Agriculture. Any request for a hearing must be filed with the **Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, 1320 Research Park Drive, Topeka, Kansas 66502**, within 15 days after the date shown on the Certificate of Service attached hereto. If a hearing is not requested in accordance with K.A.R. 5-14-3, this Summary Order will become effective on the 15th day after the date shown on the Certificate of Service.

For Use by Register of Deeds

FOR OFFICE USE ONLY
APPLICATION APPROVED AND SUMMARY ORDER ISSUED

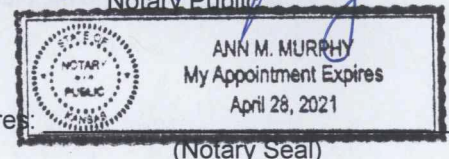
By: Katherine A. Tietsoot
Duly Authorized Designee of the Chief Engineer
(Print Name): Katherine A. Tietsoot
Division of Water Resources - Kansas Department of Agriculture

Date of Issuance: August 2, 2017

State of Kansas)
County of Shawnee) SS

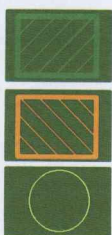
Acknowledged before me on 8/2/17

by Ann M. Murphy
Signature: Ann M. Murphy
Notary Public



My commission expires: _____
(Notary Seal)

Authorized & Proposed Place of Use File Nos. 4,586; 5,475; & 46,185



Proposed Place of Use

Authorized Place of Use

Existing Pivots on Aerial Images
(Additional land is also irrigated with flood system)

N



1:12,000

0

0.25

0.5 Mile



Map prepared by LHH/TFO 6-28-17