

File No. 49,722	15. Formation Code:	Drainage Basin: REPUBLICAN RIVER	County: WS	Special Use:	Stream: PEATS CREEK TRIBS 4 & 5 (REPUBLICAN)																																																																																																																	
<table border="1" style="width:100%; border-collapse: collapse;"> <tr> <th colspan="10" style="text-align:left;">16. Points of Diversion</th> <th colspan="5" style="text-align:left;">17. Rate and Quantity</th> </tr> <tr> <td style="font-size:small;">T MOD DEL ENT</td> <td style="font-size:small;">PDIV</td> <td style="font-size:small;">Qualifier</td> <td style="font-size:small;">S</td> <td style="font-size:small;">T</td> <td style="font-size:small;">R</td> <td style="font-size:small;">ID</td> <td style="font-size:small;">'N</td> <td style="font-size:small;">'W</td> <td style="font-size:small;">Rate gpm</td> <td style="font-size:small;">Quantity af</td> <td style="font-size:small;">Rate gpm</td> <td style="font-size:small;">Quantity af</td> <td style="font-size:small;">Overlap PD Files</td> </tr> <tr> <td>√</td> <td>84913</td> <td>SW NE NE</td> <td>34</td> <td>5</td> <td>2E</td> <td>4</td> <td>4553</td> <td>1016</td> <td>3000</td> <td>242.25</td> <td>3000</td> <td>0</td> <td>49,532*</td> </tr> <tr> <td>√</td> <td>84914</td> <td>SE NW NE</td> <td>34</td> <td>5</td> <td>2E</td> <td>5</td> <td>4491</td> <td>1764</td> <td></td> <td></td> <td></td> <td></td> <td>49,533*</td> </tr> <tr><td> </td><td> </td><td> </td><td> </td><td> </td><td> </td><td> </td><td> </td><td> </td><td> </td><td> </td><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td><td> </td><td> </td><td> </td><td> </td><td> </td><td> </td><td> </td><td> </td><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td><td> </td><td> </td><td> </td><td> </td><td> </td><td> </td><td> </td><td> </td><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td><td> </td><td> </td><td> </td><td> </td><td> </td><td> </td><td> </td><td> </td><td> </td><td> </td><td> </td></tr> </table>						16. Points of Diversion										17. Rate and Quantity					T MOD DEL ENT	PDIV	Qualifier	S	T	R	ID	'N	'W	Rate gpm	Quantity af	Rate gpm	Quantity af	Overlap PD Files	√	84913	SW NE NE	34	5	2E	4	4553	1016	3000	242.25	3000	0	49,532*	√	84914	SE NW NE	34	5	2E	5	4491	1764					49,533*																																																								
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18. Storage: Rate _____ NF Quantity 242.25 ac/ft Additional Rate _____ NF Additional Quantity 242.25 ac/ft																																																																																																																						
19. Limitation: 418.8 af/yr at _____ gpm (_____ cfs) when combined with file number(s) 49,531 (Direct Use)																																																																																																																						
Limitation: _____ af/yr at _____ gpm (_____ cfs) when combined with file number(s) _____																																																																																																																						
20. Meter Required? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No To be installed by 12/31/2018 Date Acceptable Meter Installed _____																																																																																																																						
21. Place of Use																																																																																																																						
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Comments: *BOTH 49,532 & 49,533 FILES TO BE VOLUNTARILY DISMISSED UPON APPROVAL OF NEW APPLICATION.
 PU OVERLAP WITH FILE NO. 49,531

KANSAS DEPARTMENT OF AGRICULTURE
Division of Water Resources

M E M O R A N D U M

TO: Files

DATE: January 10, 2017

FROM: Doug Schemm

RE: Application, File No. 49,722; and
Appropriation of Water, File Nos. 49,532 and 49,533

Ohlde Farms Inc. has filed the application referred to above for a permit to appropriate 242.25 acre-feet of surface water at the rate of natural flows to be stored in two proposed reservoirs located in the Northeast Quarter of Section 34, in Township 5 South, Range 2 East, Washington County, Kansas. The dams are located on tributary streams to Peats Creek (Republican). The points of diversion are located on property owned by the applicant and he has signed the application form stating he has legal access to the points of diversion. The place of use is owned by the applicant, and the Wallace Family Trust, and comprises 349 acres. The reservoirs are currently authorized under Appropriation of Water, File Nos. 49,532 and 49,533. The applicant has requested that these two files be dismissed, since the new application will replace both of them. A voluntary dismissal request has been submitted for each file, in conjunction with approval of this new application. Appropriation of Water, File No. 49,531 (authorizing two surface water pump site on Peats Creek) overlaps in place of use.

NOTE: This is the first application received under the Division of Water Resources Multiple Reservoir (Hydra-Pondster) program. The purpose of this program is to simplify the management of multiple reservoirs, which are used for the same irrigation project. The reservoirs can collect natural flows, and can have water pumped into them from other sources (e.g. groundwater wells or stream pump sites). In addition, water can be moved between individual reservoirs. The applicant is required to sign a form (see attached) wherein he understands and agrees that the owner shall bypass natural flow and/or release water from storage when directed by the Chief Engineer or his authorized representative, in order to satisfy reasonable requests by senior water rights and permits, and to comply with any applicable minimum desirable streamflow requirements. That for purposes of administration, all water contained within the primary pools of the reservoirs shall be considered to be stored from natural flows.

In addition, acceptable water flow meters must be installed on all Places of Use, providing the total quantity of water applied. This total quantity of water will allow the Division of Water Resources to determine the natural flow quantity that has been diverted, in conjunction with the water flow meters installed on all non-reservoir sources (i.e. pump sites and/or wells).

Runoff computations determined that the runoff quantity in 1 out of every five (5) years (a 20% chance), is 242.25 acre-feet. Therefore, per K.A.R. 5-6-5, this quantity IS the limiting factor, and the application requested this maximum allowable quantity. The applicant's senior File No. 49,531 is authorized 418.8 acre-feet, which is the maximum allowable to irrigation 349 acres with 1.2 acre-feet per acre. Therefore, this application will be limited to 418.8 acre-feet with this senior file.

The applicant signed the site map identifying nearby landowners. The applicant owns all of the land related to these tributary streams, except a single upstream landowner. This upstream landowner was notified during processing of the senior files less than a year ago, and had no response of any kind. No additional notifications are required. There are no other surface water rights within a two-mile radius circle. No senior water rights will be impaired with approval of this application.

The proposed structures have been reviewed by DWR Water Structures Program staff, under File Nos. DWS-0127 and DWS-0128. The east reservoir dam was ultimately permitted under floodplain fill permit LWS-0020, and the west dam was determined to be non-jurisdictional for structures permitting.

Per K.A.R. 5-3-11(d)(6), applications to appropriate surface water from tributaries to the mainstem of the Lower Republican by means of dams may be approved only if the approval will not result in impairment of existing rights, nor prejudicially and unreasonably affect the public interest. Any dam permitted on an ephemeral stream shall meet the requirements of K.A.R. 5-40-1 *et seq.* and be equipped with a controlled outlet with a minimum diameter of four inches. Any dam permitted on an intermittent or perennial stream shall be equipped with a controlled outlet with a minimum diameter of four inches. The controlled outlet shall be placed to allow water to pass through the dam at or near streambed elevation. A perennial stream can be defined as a stream that has continuous flow in parts of its stream bed all year round during years of normal rainfall. Based on a review of the topographic map, these tributary streams would be classified as intermittent and/or ephemeral streams. Therefore, approval of this permit will be conditioned as noted above.

The applicant has submitted a signed Minimum Desirable Streamflow (MDS) statement, which has been notarized. By completing this statement, the applicant affirms his knowledge that there could be times when the diversion of water may not be allowed under this permit.

As allowed by K.S.A. 82a-706(c), and previously discussed, approved water flow meters shall be installed at all authorized places of use for this file. If any chemical or foreign substance is injected into the water pumped under this permit, a check valve will also need to be installed.

In a January 9, 2017 discussion, Katie Tietsort, Water Commissioner, Topeka Field Office, stated that the referenced new application should be approved, along with the dismissal of the senior files. Based on the above discussion, the area is open to new appropriations, the proposed appropriation of water is reasonable, the structures have been properly permitted by the DWR Water Structures Program (where required), and senior rights will not be impacted, it is recommended that the referenced new application be approved, in conjunction with the voluntary dismissals discussed above.

Doug Schemm
Environmental Scientist
Topeka Field Office

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



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

Jackie McClaskey, Secretary

Governor Sam Brownback

January 19, 2017

OHLDE FARMS INC
% RONALD OHLDE
1577 4TH RD
PALMER KS 66962

FILE COPY

Re: Appropriation of Water, File Nos. 49,722; 49,532; and 49,533

Dear Mr. Ohlde:

There is enclosed a permit to appropriate water (File No. 49,722) authorizing you to proceed with construction of the proposed diversion works (except those dams and stream obstructions regulated by K.S.A. 82a-301 through 305a), to divert such unappropriated water as may be available from the source and at the location specified in the permit, and to use it for the purpose and at the location described in the permit.

Your attention is directed to the enclosures and to the terms, conditions, and limitations specified in these approval documents, with specific reference to your signed AGREEMENT form and Paragraph No. 16, which states **"That the owner shall bypass natural flow and/or release water from storage when directed by the Chief Engineer or his authorized representative, in order to satisfy reasonable requests by senior water rights and permits, and to comply with any applicable minimum desirable streamflow requirements. That for purposes of water right administration, all water collected and stored in these reservoirs shall be considered to be natural flows"**.

Water meters are required on all authorized places of use, and you must install them prior to water being put to beneficial use in order for you to maintain accurate records of water use. These meters, in combination with your metering under your senior file, should be used to provide the information required on the annual water use report.

Failure to notify the Chief Engineer of the Division of Water Resources of the completion of the diversion works within the time allowed, or within any authorized extension of time thereof, will result in the dismissal of this permit. Enclosed is a form which may be used to notify the Chief Engineer that the proposed diversion works have been completed. All requests for extensions of time to complete diversion works, or to perfect appropriations, must be submitted to the Chief Engineer before the expiration of time originally set forth in the permit to complete diversion works or to perfect an appropriation.

If for any reason, you require an extension of time, you must request it before the expiration of time set forth in this permit. Failure to comply with this regulation will result in the dismissal of your permit or your water right. Any request for an extension of time shall be accompanied by the required statutory fee, which is currently \$100.00. There is also enclosed an information sheet setting forth the procedure to obtain a Certificate of Appropriation which will establish the extent of your water right.

Ohlde Farms Inc.

File Nos. 49,722; 49,532; and 49,533

Page 2

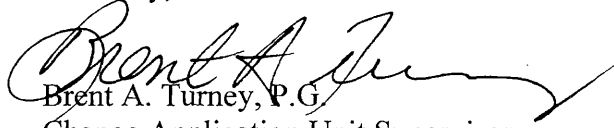
In addition, enclosed are the Findings and Orders by the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, dismissing Appropriation of Water, File Nos. 49,532 and 49,533 as you requested in the "Voluntary Waiver of Hearing & Dismissal of Water Right" forms received in our office on October 27, 2016. Appropriation of Water, File No. 49,722 essentially replaces these current appropriations.

These Orders are final agency actions. If you choose to appeal this decision or any finding or part thereof, you must do so by filing a petition for review in the manner prescribed by the Kansas Act for Judicial Review and Civil Enforcement of Agency Actions (KJRA K.S.A. 77-601 et seq.) within 30 days of service of these orders. Your appeal must be made with the appropriate district court for the district of Kansas.

The Chief Legal Counsel for the Kansas Department of Agriculture, 1320 Research Park Drive, Manhattan, Kansas 66502, is the agency officer who will receive service of a petition for judicial review on behalf of the Kansas Department of Agriculture, Division of Water Resources. If you have questions or would like clarification concerning these orders, you may contact the Chief Engineer.

If you have any questions, please contact our office. If you wish to discuss a specific file, please have the file number ready so that we may help you more efficiently.

Sincerely,


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

BAT:dws
Enclosures

pc: Topeka Field Office
Wallace Family Trust

KANSAS DEPARTMENT OF AGRICULTURE
Jackie McClaskey, Secretary of Agriculture

DIVISION OF WATER RESOURCES
David W. Barfield, Chief Engineer

**APPROVAL OF APPLICATION
and
PERMIT TO PROCEED**
(This is not a Certificate of Appropriation)

This is to certify that I have examined Application, **File No. 49,722** of the applicant

**OHLDE FARMS INC
1577 4TH RD
PALMER KS 66962**

for a permit to appropriate water for beneficial use, together with the maps, plans and other submitted data, and that the application is hereby approved and the applicant is hereby authorized, subject to vested rights and prior appropriations, to proceed with the construction of the proposed diversion works (except those dams and stream obstructions regulated by K.S.A. 82a-301 through 305a, as amended), and to proceed with all steps necessary for the application of the water to the approved and proposed beneficial use and otherwise perfect the proposed appropriation subject to the following terms, conditions and limitations:

1. That the priority date assigned to such application is **October 27, 2016**.
2. That the water sought to be appropriated shall be used for irrigation use on land described in the application, as follows:

Sec.	Twp.	Range	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
27	5S	2E		12.0	17.0		5.0		18.0	38.0	40.0	40.0	35.0	40.0	23.5	27.0	32.0	21.5	349

3. That the authorized source from which the appropriation shall be made is from natural flows of surface water in tributary streams to Peats Creek (Republican), not needed to satisfy all vested rights and prior appropriation rights to be incrementally accumulated as reservoir storage space becomes available to a maximum extent of **242.25 acre-feet** per calendar year in two (2) reservoirs created by dams located as follows: one in the Southwest Quarter of the Northeast Quarter of the Northeast Quarter (SW¼ NE¼ NE¼) of Section 34, more particularly described as being near a point 4,553 feet North and 1,016 feet West of the Southeast corner of said section, and one in the Southeast Quarter of the Northwest Quarter of the Northeast Quarter (SE¼ NW¼ NE¼) of Section 34, more particularly described as being near a point 4,491 feet North and 1,764 feet West of the Southeast corner of said section, all in Township 5 South, Range 2 East, Washington County, Kansas, to provide **242.25 acre-feet** of water as needed for direct irrigation use to be withdrawn, released or otherwise diverted from the reservoir at a re-diversion rate of approximately **3,000 gallons per minute (6.68 c.f.s.)**. A reasonable maximum re-diversion rate will be established during the perfection period and assigned at certification.

4. That installation of works for diversion of water shall be completed on or before **December 31, 2018** or within any authorized extension thereof. The applicant shall notify the Chief Engineer and pay the statutorily required field inspection fee, which is currently \$400.00, when construction of the works has been completed. Failure to timely submit the notice and the fee will result in revocation of the permit. Any request for an extension of time shall be submitted prior to the expiration of the deadline and shall be accompanied by the required statutory fee, which is currently \$100.00.

5. That the proposed appropriation shall be perfected by the actual application of water to the proposed beneficial use on or before **December 31, 2022** or any authorized extension thereof. Any request for an extension of time shall be submitted prior to the expiration of the deadline and shall be accompanied by the required statutory fee, which is currently \$100.00.

6. That the applicant shall not be deemed to have acquired a water appropriation for a quantity in excess of the amount approved herein nor in excess of the amount found by the Chief Engineer to have been actually used for the approved purpose during one calendar year subsequent to approval of the application and within the time specified for perfection or any authorized extension thereof.

7. That the use of water herein authorized shall not be made so as to impair any use under existing water rights nor prejudicially and unreasonably affect the public interest.

8. That the right of the appropriator shall relate to a specific quantity of water and such right must allow for a reasonable raising or lowering of the static water level and for the reasonable increase or decrease of the streamflow at the appropriator's point of diversion.

9. That this permit does not constitute authority under K.S.A. 82a-301 through 305a to construct any dam or other obstruction; nor does it grant any right-of-way, or authorize entry upon or injury to, public or private property.

10. That all re-diversion works constructed under the authority of this permit into which any type of chemical or other foreign substance will be injected into the water pumped from the re-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.

11. That an acceptable water flow meter shall be installed and maintained on the re-diversion works authorized by this permit in accordance with the Kansas Administrative Regulations 5-1-4 through 5-1-12 adopted by the Chief Engineer. This water flow meter shall be used to provide an accurate quantity of water diverted as required for the annual water use report (including the meter reading at the beginning and end of the report year).

12. That the applicant shall maintain accurate and complete records from which the quantity of water diverted during each calendar year may be readily determined and the applicant shall file an annual water use report with the Chief Engineer by March 1 following the end of each calendar year. Failure to file the annual water use report by the due date shall cause the applicant to be subject to a civil penalty.

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

14. That failure without cause to comply with provisions of the permit and its terms, conditions and limitations will result in the forfeiture of the priority date, revocation of the permit and dismissal of the application.

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

16. That the owner shall bypass natural flow and/or release water from storage when directed by the Chief Engineer or his authorized representative, in order to satisfy reasonable requests by senior water rights and permits, and to comply with any applicable minimum desirable streamflow requirements. That for purposes of water right administration, all water collected and stored in these reservoirs shall be considered to be natural flows.

17. That the dams shall be equipped with a controlled outlet with a minimum diameter of four inches. The controlled outlet shall be placed to allow water to pass through the dams at or near streambed elevation.

18. That the quantity of water approved under this permit for direct irrigation use is further limited to the quantity which combined with Appropriation of Water, File No. 49,531, will provide a **total not to exceed 418.8 acre-feet** of water per calendar year for irrigation use on the land described herein.

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

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

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

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

Ordered this 18th day of January, 2017, in Topeka, Shawnee County, Kansas.

Lane P. Letourneau

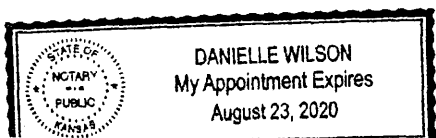
Lane P. Letourneau, P.G.
Program Manager
Water Appropriation Program
Division of Water Resources
Kansas Department of Agriculture

State of Kansas)
) SS
County of Riley)

The foregoing instrument was acknowledged before me this 18th day of January, 2017, by Lane P. Letourneau, P.G., Program Manager, Division of Water Resources, Kansas Department of Agriculture.

Danielle Wilson

Notary Public



CERTIFICATE OF SERVICE

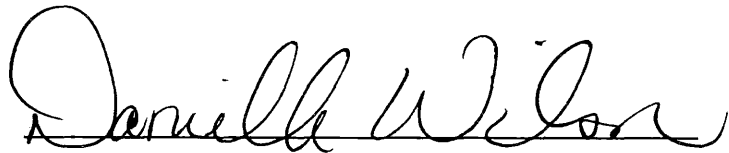
On this 19th day of January, 2017, I hereby certify that the foregoing Approval of Application, File No. 49,722, dated January 18, 2017 was mailed postage prepaid, first class, US mail to the following:

OHLDE FARMS INC
1577 4TH RD
PALMER KS 66962

With photocopies to:

WALLACE FAMILY TRUST
2901 BECHWOOD DR
ROGERS AR 72756

Topeka Field Office



Division of Water Resources

NOT TO BE COMPLETED
1 / 9 / 2017
DWS

THE STATE OF KANSAS



KANSAS DEPARTMENT OF AGRICULTURE
Jackie McClaskey, Secretary of Agriculture

DIVISION OF WATER RESOURCES
David W. Barfield, Chief Engineer

~~RECEIVED
NOV 2 2016
10:34 am
Topeka Field Office
DIVISION OF WATER RESOURCES~~

File Number 49,722
This item to be completed by the Division of Water Resources.

WATER RESOURCES RECEIVED
OCT 27 2016
12:40
KS DEPT OF AGRICULTURE

APPLICATION FOR PERMIT TO APPROPRIATE WATER FOR BENEFICIAL USE
Filing Fee Must Accompany the Application
(Please refer to Fee Schedule attached to this application form.)

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

1. Name of Applicant (Please Print): OHLDE FARMS INC
Address: 1577 4TH ROAD
City: PALMER State: KS Zip Code 66962
Telephone Number: (785) 747-8093

2. The source of water is: surface water in Peats Creek Tribs 4 ¢ 5 (3847 ¢ 3846)
(stream)
OR groundwater in Republican
(drainage basin)

Certain streams in Kansas have minimum target flows established by law or may be subject to administration when water is released from storage for use by water assurance district members. If your application is subject to these regulations on the date we receive your application, you will be sent the appropriate form to complete and return to the Division of Water Resources. **REDIVERSION OF 242.25 AF @ 3,000 GPM**

3. The maximum quantity of water desired is 242.25 AF (Storage) acre-feet OR _____ gallons per calendar year, to be diverted at a maximum rate of NF gallons per minute OR _____ cubic feet per second.

Once your application has been assigned a priority, the requested maximum rate of diversion and maximum requested quantity of water under that priority number can **NOT** be increased. Please be certain your requested maximum rate of diversion and maximum quantity of water are appropriate and reasonable for your proposed project and are in agreement with the Division of Water Resources' requirements.

4. The water is intended to be appropriated for (Check use intended):
- (a) Artificial Recharge
 - (b) Irrigation
 - (c) Recreational
 - (d) Water Power
 - (e) Industrial
 - (f) Municipal
 - (g) Stockwatering
 - (h) Sediment Control
 - (i) Domestic
 - (j) Dewatering
 - (k) Hydraulic Dredging
 - (l) Fire Protection
 - (m) Thermal Exchange
 - (n) Contamination Remediation

YOU **MUST** COMPLETE AND ATTACH ADDITIONAL DIVISION OF WATER RESOURCES FORM(S) PROVIDING INFORMATION TO SUBSTANTIATE YOUR REQUEST FOR THE AMOUNT OF WATER FOR THE INTENDED USE REFERENCED ABOVE.

For Office Use Only:
F.O. 1 GMD 0 Meets K.A.R. 5-3-1 (YES/NO) Use FRZ Source G County WS By ASW Date 10/29/16
Code REG Fee \$ 300 TR # _____ Receipt Date 10/27/16 Check # 10732

10/31/2016 CUM

5. The location of the proposed wells, pump sites or other works for diversion of water is:

Note: For the application to be accepted, the point of diversion location must be described to at least a 10 acre tract, unless you specifically request a 60 day period of time in which to locate the site within a specifically described, minimal legal quarter section of land.

- (A) One in the **SW** quarter of the **NE** quarter of the **NE** quarter of Section 34, more particularly described as being near a point **4,553** feet North and **1,016** feet West of the Southeast corner of said section, in Township 5 South, Range 2 EAST, WASHINGTON County, Kansas. **EAST POND**
- (B) One in the **SE** quarter of the **NW** quarter of the **NE** quarter of Section 34, more particularly described as being near a point **4,491** feet North and **1,764** feet West of the Southeast corner of said section, in Township 5 South, Range 2 EAST, WASHINGTON County, Kansas. **WEST POND**
- (C) One in the _____ quarter of the _____ quarter of the _____ quarter of Section _____, more particularly described as being near a _____ feet North and _____ feet West of the Southeast corner of said section, in Township _____ South, Range _____ EAST, _____ County, Kansas.
- (D) One in the _____ quarter of the _____ quarter of the _____ quarter of Section _____, more particularly described as being near a _____ feet North and _____ feet West of the Southeast corner of said section, in Township _____ South, Range _____ EAST, _____ County, Kansas.

If the source of supply is groundwater, a separate application shall be filed for each proposed well or battery of wells, except that a single application may include up to four wells within a circle with a quarter (1/4) mile radius in the same local source of supply which do not exceed a maximum diversion rate of 20 gallons per minute per well.

A battery of wells is defined as two or more wells connected to a common pump by a manifold; or not more than four wells in the same local source of supply within a 300 foot radius circle which are being operated by pumps not to exceed a total maximum diversion rate of 800 gallons per minute and which supply water to a common distribution system.

6. The owner of the point of diversion, if other than the applicant is (please print):

SHAUN OHLDE, 1579 4TH RD, PALMER KS, 785-747-6383
(name, address and telephone number)

(name, address and telephone number)

You must provide evidence of legal access to, or control of, the point of diversion from the landowner or the landowner's authorized representative. Provide a copy of a recorded deed, lease, easement or other document with this application. In lieu thereof, you may sign the following sworn statement:

I have legal access to, or control of, the point of diversion described in this application from the landowner or the landowner's authorized representative. I declare under penalty of perjury that the foregoing is true and correct.

Executed on 10-13-16, 2016. *Ronald Ohlde*
Applicant's Signature

7. The proposed project for diversion of water will consist of TWO DAMS AND RESERVOIRS
(number of wells, pumps or dams, etc.)

and were completed (by) Existing dams _____
(Month/Day/Year - each was or will be completed)

8. The first actual application of water for the proposed beneficial use was or is estimated to be SUMMER 2017.
(Mo/Day/Year)

9. Will pesticide, fertilizer, or other foreign substance be injected into the water pumped from the diversion works?

Yes No If "yes", a check valve shall be required.

All chemigation safety requirements must be met including a chemigation permit and reporting requirements.

10. If you are planning to impound water, please contact the Division of Water Resources for assistance, prior to submitting the application. Please attach a reservoir area capacity table and inform us of the total acres of surface drainage area above the reservoir.

Have you also made an application for a permit for construction of this dam and reservoir with the Division of Water Resources? Yes No

- If yes, show the Water Structures permit number here LWS-0020
- If no, explain here why a Water Structures permit is not required _____
East pond qualified for Class A exemption, was structure is a floodplain fill (LWS-0020). West Pond was non-jurisdictional for all structures permitting.

11. The application must be supplemented by a U.S.G.S. topographic map, aerial photograph or a detailed plat showing the following information. On the topographic map, aerial photograph, or plat, identify the center of the section, the section lines or the section corners and show the appropriate section, township and range numbers. Also, please show the following information:

- (a) The location of the proposed point(s) of diversion (wells, stream-bank installations, dams, or other diversion works) should be plotted as described in Paragraph No. 5 of the application, showing the North-South distance and the East-West distance from a section line or southeast corner of section.
- (b) If the application is for groundwater, please show the location of any existing water wells of any kind within 1/2 mile of the proposed well or wells. Identify each existing well as to its use and furnish the name and mailing address of the property owner or owners. If there are no wells within 1/2 mile, please advise us.
- (c) If the application is for surface water, the names and addresses of the landowner(s) 1/2 mile downstream and 1/2 mile upstream from your property lines must be shown.
- (d) ~~The location of the proposed~~ of use should be shown by crosshatching on the topographic map, aerial photograph or plat.
- (e) Show the location of the pipelines, canals, reservoirs or other facilities for conveying water from the point of diversion to the place of use.

A 7.5 minute U.S.G.S. topographic map may be obtained by providing the section, township and range numbers to: Kansas Geological Survey, 1930 Constant, Campus West, University of Kansas, Lawrence, Kansas 66047.

12. List any application, appropriation of water, water right, or vested right file number that covers the same diversion points or any of the same place of use described in this application. Also list any other recent modifications made to existing permits or water rights in conjunction with the filing of this application.

File No. 49,531 overlaps in Place Of Use.

Applicant has submitted voluntary closure requests for File Nos. 49,532 and 49,533, which will be replaced with this single new application.

Storage Quantity was based on potential annual runoff of the basins. Direct Use quantity will be limited to
418.8 AF with File No. 49,531.

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13. Furnish the following well information if the proposed appropriation is for the use of groundwater. If the well has not been completed, give information obtained from test holes, if available.

Information below is from: Test holes Well as completed Drillers log attached

Well location as shown in paragraph No.	(A)	(B)	(C)	(D)
Date Drilled	_____	_____	_____	_____
Total depth of well	_____	_____	_____	_____
Depth to water bearing formation	_____	_____	_____	_____
Depth to static water level	_____	_____	_____	_____
Depth to bottom of pump intake pipe	_____	_____	_____	_____

14. The relationship of the applicant to the proposed place where the water will be used is that of Owner & Tenant
(owner, tenant, agent or otherwise)

15. The owner(s) of the property where the water is used, if other than the applicant, is (please print):
Wallace Family Trust, 2901 Beechwood Drive, Rogers, AR 72756
(name, address and telephone number)

(name, address and telephone number)

16. The undersigned states that the information set forth above is true to the best of his/her knowledge and that this application is submitted in good faith.

Dated at _____, Kansas, this _____ day of _____, 2016.
(month) (year)

Ronald O. White
(Applicant Signature)

[REDACTED]
APPLICANT(S) SOCIAL SECURITY IDENTIFICATION NUMBER(S)

By _____
(Agent or Officer Signature)

and/or
APPLICANT(S) TAXPAYER I.D. NO.(S)

(Agent or Officer - Please Print)

Assisted by DWS TOPEKA FO Date: 10/4/2016
(office/title)

THE STATE  OF KANSAS

KANSAS DEPARTMENT OF AGRICULTURE
Jackie McClaskey, Secretary of Agriculture

DIVISION OF WATER RESOURCES
David W. Barfield, Chief Engineer

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

Date: 1-3-16

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JAN 09 2017
Topeka Field Office
DIVISION OF WATER RESOURCES

Re: **AGREEMENT** - Application For Hydra Pond Project, File No. 49,722

I understand that the diversion and storage of natural flows of surface water in a reservoir is subject to the principles of priority per K.S.A. 82a-707, namely that the date of priority of every water right of every kind, determines the right to divert and use water at any time when the supply is not sufficient to satisfy all water rights. Surface water stored in a reservoir is administered under K.A.R. 5-6-9, which states that water lawfully stored within any reservoir authorized to store water for subsequent beneficial use shall not be subject to administration unless senior water right holders downstream of the reservoir make an appropriate request to have water bypassed to satisfy their senior water right within two weeks of the runoff event, or any other time frame in which inflow to the reservoir could reasonably have been expected to be available to the downstream senior water right if the reservoir had not impounded the water.


That the owner shall bypass natural flow and/or release water from storage when directed by the Chief Engineer or his authorized representative, in order to satisfy reasonable requests by senior water rights and permits, and to comply with any applicable minimum desirable streamflow requirements. That for purposes of administration, all water contained within the primary pools of the reservoirs shall be considered to be stored from natural flows.

That acceptable water flow meters shall be installed on all Places of Use, providing the total quantity of water applied. This total quantity of water will allow the Division of Water Resources to determine the natural flow quantity that has been diverted, in conjunction with the water flow meters installed on all non-reservoir sources (i.e. pump sites and/or wells).

I also understand that if this application is approved, there could be times, as determined by the Division of Water Resources (DWR), when I would be required to bypass inflows or make releases at any or all of the proposed reservoirs, to be withdrawn, released or otherwise diverted from the reservoirs. I acknowledge and consent that all water in the reservoirs is collected natural flows for purposes of administration and that this could influence my operation and management of these reservoirs. I am aware of the above factors, and with the knowledge thereof, request that the Division of Water Resources proceed with processing and approval, if possible, of this application.

The permit if approved will contain the following condition of approval:

That the owner shall bypass natural flow and/or release water from storage when directed by the Chief Engineer or his authorized representative, in order to satisfy reasonable requests by senior water rights and permits, and to comply with any applicable minimum desirable streamflow requirements. That for purposes of water right administration, all water collected and stored in these reservoirs shall be considered to be natural flows.



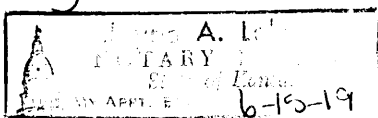
Signature of Owner or Agent

Ronald Childs

(Print Owner or Agent Name)

State of Kansas)
County of Washington) ss

I hereby certify that the foregoing instrument was signed in my presence and sworn to before me this January 3 day of January 3, 2011.





Notary Public

IRRIGATION USE SUPPLEMENTAL SHEET

File No. 49,722

Name of Applicant (Please Print): Ron Ohlde

1. Please supply the name and address of each landowner, the legal description of the lands to be irrigated, and designate the actual number of acres to be irrigated in each forty acre tract or fractional portion thereof:

Landowner of Record NAME: RONALD R & ANITA K OHLDE

ADDRESS: 1579 4TH RD PALMER, KS 66962

S	T	R	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
27	5	2E							18	8	40	40	35	40			32		213

Landowner of Record NAME: WALLACE FAMILY TRUST

ADDRESS: 2901 BEECHWOOD DR., ROGERS AR 72756

S	T	R	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
27	5	2E		12	17		5			30					23.5	27		21.5	136

TOTAL ACRES = 349

Landowner of Record NAME: _____

ADDRESS: _____

S	T	R	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

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2. Please complete the following information for the description of the operation for the irrigation project. Attach supplemental sheets as needed.

a. Indicate the soils in the field(s) and their intake rates:

Soil Name	Percent of field (%)	Intake Rate (in/hr)	Irrigation Design Group
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
Total:	100 %		

b. Estimate the average land slope in the field(s): _____ %

Estimate the maximum land slope in the field(s): _____ %

c. Type of irrigation system you propose to use (check one):

- Center pivot Center pivot - LEPA "Big gun" sprinkler
 Gravity system (furrows) Gravity system (borders) Sideroll sprinkler

Other, please describe: _____

d. System design features:

i. Describe how you will control tailwater:

ii. For sprinkler systems:

(1) Estimate the operating pressure at the distribution system: _____ psi

(2) What is the sprinkler package design rate? _____ gpm

(3) What is the wetted diameter (twice the distance the sprinkler throws water) of a sprinkler on the outer 100 feet of the system? _____ feet

(4) Please include a copy of the sprinkler package design information.

e. Crop(s) you intend to irrigate. Please note any planned crop rotations:

f. Please describe how you will determine when to irrigate and how much water to apply (particularly important if you do not plan a full irrigation).

You may attach any additional information you believe will assist in informing the Division of the need for your request.

(Date)

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

Re: Application File No. 49,722

Minimum Desirable Streamflow

Dear Sir:

I understand that a Minimum Desirable Streamflow requirement has been established by the legislature for the source of supply to which the above referenced application applies.

I understand that diversion of water pursuant to this application will be subject to regulation any time Minimum Desirable Streamflow requirements are not being met.

I also understand that if this application is approved, there could be times, as determined by the Division of Water Resources, when I would not be allowed to divert water. I realize that this could affect the economics of my decision to appropriate water.

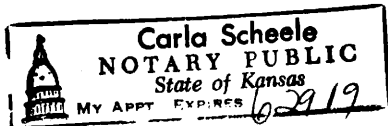
I am aware of the above factors, and with the knowledge thereof, request that the Division of Water Resources proceed with processing and approval, if possible, of the above referenced application.

Ronald O. Hilde
Signature of Applicant

State of Kansas)
County of Washington) ss

Ronald O. HILDE
(Print Applicant's Name)

I hereby certify that the foregoing instrument was signed in my presence and sworn to before me this 14th day of October, 2016.



Carla Scheele
Notary Public

My Commission Expires: 6 29 19

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**MINIMUM DESIRABLE STREAMFLOW FORM TO BE USED WHEN
APPLICABLE WHEN FILING AN APPLICATION FOR PERMIT
TO APPROPRIATE WATER FOR BENEFICIAL USE**

The Kansas Legislature has established minimum desirable streamflows for the streams listed below. If your proposed diversion of water is going to be from one of these watercourses or adjacent alluvial aquifers, please complete the back side of this page and submit it along with your application for permit to appropriate water.

Arkansas River
Big Blue River
Chapman Creek
Chikaskia River
Cottonwood River
Delaware River
Little Arkansas River
Little Blue River
Marais des Cygnes River
Medicine Lodge River
Mill Creek (Wabaunsee Co. area)
Neosho River

Ninnescah River
North Fork Ninnescah River
Rattlesnake Creek
Republican River
Saline River
Smoky Hill River
Solomon River
South Fork Ninnescah
Spring River
Walnut River
Whitewater River

49,722

Print Page

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Parcel Search Results (Click on the Parcel ID Number for Detailed Results)

Owner Information	Property Address	Property Description	Apr Amount	Prop Class
<p>101-248-34-0-00-00-001.00-0 Quick Ref ID = 7298 Tax Year = 2016 Ohlde, Shaun</p> <p>Owner Mailing Address: 1579 4th RD Palmer, KS 66962</p>	<p>00000 JADE RD, Clifton, KS 66937 ACRES=161.9 Neighborhood=900</p>	<p>S34, T05, R02, 6th Principal Meridian, ACRES 161.9, NE4 LESS RD ROW</p>	\$28,910	Agricultural Use
<p>101-248-34-0-00-00-002.00-0 Quick Ref ID = 7299 Tax Year = 2016 FIRST NATIONAL BANK CUSTODIAN FOR MARK S OHLDE</p> <p>Owner Mailing Address: PO BOX 669 ATT:TRUST DEPT ABILENE, KS 67410</p>	<p>00000 INDIAN RD, Clifton, KS 66937 ACRES=160.2 Neighborhood=900</p>	<p>S34, T05, R02, 6th Principal Meridian, ACRES 160.2, NW4 LESS RD ROW</p>	\$38,970	Agricultural Use
<p>101-248-34-0-00-00-003.00-0 Quick Ref ID = 7300 Tax Year = 2016 CRIGHTON, FRANCES</p> <p>Owner Mailing Address: 2489 Country Golf DR Wellington, FL 33414</p>	<p>00000 PARALLEL RD, Clifton, KS 66937 ACRES=154.7 Neighborhood=900</p>	<p>S34, T05, R02, 6th Principal Meridian, ACRES 154.7, SW4 LESS RD ROW</p>	\$10,170	Agricultural Use
<p>101-248-34-0-00-00-004.00-0 Quick Ref ID = 7301 Tax Year = 2016 Long, Patrick & Susan</p> <p>Owner Mailing Address: 33201 SE Pearia RD Corvallis, OR 97333</p>	<p>00000 PARALLEL RD, Clifton, KS 66937 ACRES=159 Neighborhood=900</p>	<p>S34, T05, R02, 6th Principal Meridian, ACRES 159, SE4 LESS RD ROW</p>	\$10,650	Agricultural Use


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Parcel Search powered by  THOMSON REUTERS

49,722

 Kansas
Department of Agriculture
Division of Water Resources

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

Phone: (785) 296-5733
Fax: (785) 862-2460
www.agriculture.ks.gov

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

Sam Brownback, Governor

October 11, 2016

RONALD OHLDE
1579 4TH RD
PALMER KS 66962

RE: New Application for Appropriation of Water and Related Documents


Dear Mr. Ohlde:

Enclosed is an application form related to completing a new application for permit to appropriate water for beneficial use. This new application lists both your east and west reservoirs on a single application. Please review the "Application For Permit To Appropriate Water For Beneficial Use" form, to ensure it is accurate. You **must sign the application at both Paragraph Nos. 6 and 16, and you must also sign the map where indicated.** In addition, the enclosed Minimum Desirable Streamflow form must also be **signed and notarized.** For the requested direct use quantity of 242.25 acre-feet, the filing fee would be **\$300.**

Finally, enclosed are voluntary dismissal forms for File Nos. 49,532 and 49,533, which must also be signed and notarized. As noted, these dismissals are contingent upon approval of your new application. Please submit the application, other documents and filing fee to the **Kansas Department of Agriculture, Division of Water Resources, 1320 Research Park Drive, Manhattan, KS 66502.**

You may contact the Topeka Field Office at (785) 296-5733, or myself at (785) 296-3495, for any additional assistance in completing these application forms.

Sincerely,



Douglas Schemm
Environmental Scientist
Topeka Field Office

Enclosures

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

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

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

December 9, 2016

OHLDE FARMS INC
1577 4TH RD
PALMER KS 66962

Re: Application, File No. 49,722

Dear Mr. Ohlde:

There is enclosed an Agreement that must be signed, notarized, and returned to our office in order to complete processing of your pending application referenced above. This agreement provides specific criteria related to your proposed irrigation project.

Once the form has been signed and notarized, please return it to:

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

You may contact the Topeka Field Office at (785) 296-5733, or myself at (785) 296-3495, if you have any questions regarding this agreement form.

Sincerely,

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

Douglas Schemm
Environmental Scientist
Topeka Field Office

Enclosures

THE STATE OF KANSAS



KANSAS DEPARTMENT OF AGRICULTURE
Jackie McClaskey, Secretary of Agriculture

DIVISION OF WATER RESOURCES
David W. Barfield, Chief Engineer

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

Date: _____

Re: AGREEMENT - Application For Hydra Pond Project, File No. 49,722

I understand that the diversion and storage of natural flows of surface water in a reservoir is subject to the principles of priority per K.S.A. 82a-707, namely that the date of priority of every water right of every kind, determines the right to divert and use water at any time when the supply is not sufficient to satisfy all water rights. Surface water stored in a reservoir is administered under K.A.R. 5-6-9, which states that water lawfully stored within any reservoir authorized to store water for subsequent beneficial use shall not be subject to administration unless senior water right holders downstream of the reservoir make an appropriate request to have water bypassed to satisfy their senior water right within two weeks of the runoff event, or any other time frame in which inflow to the reservoir could reasonably have been expected to be available to the downstream senior water right if the reservoir had not impounded the water.

That the owner shall bypass natural flow and/or release water from storage when directed by the Chief Engineer or his authorized representative, in order to satisfy reasonable requests by senior water rights and permits, and to comply with any applicable minimum desirable streamflow requirements. That for purposes of administration, all water contained within the primary pools of the reservoirs shall be considered to be stored from natural flows.

That acceptable water flow meters shall be installed on all Places of Use, providing the total quantity of water applied. This total quantity of water will allow the Division of Water Resources to determine the natural flow quantity that has been diverted, in conjunction with the water flow meters installed on all non-reservoir sources (i.e. pump sites and/or wells).

I also understand that if this application is approved, there could be times, as determined by the Division of Water Resources (DWR), when I would be required to bypass inflows or make releases at any or all of the proposed reservoirs, to be withdrawn, released or otherwise diverted from the reservoirs. I acknowledge and consent that all water in the reservoirs is collected natural flows for purposes of administration and that this could influence my operation and management of these reservoirs. I am aware of the above factors, and with the knowledge thereof, request that the Division of Water Resources proceed with processing and approval, if possible, of this application.

The permit if approved will contain the following condition of approval:

That the owner shall bypass natural flow and/or release water from storage when directed by the Chief Engineer or his authorized representative, in order to satisfy reasonable requests by senior water rights and permits, and to comply with any applicable minimum desirable streamflow requirements. That for purposes of water right administration, all water collected and stored in these reservoirs shall be considered to be natural flows.

Signature of Owner or Agent

(Print Owner or Agent Name)

State of Kansas)
) ss
County of)

I hereby certify that the foregoing instrument was signed in my presence and sworn to before me this _____ day of _____, 201 .

Notary Public

1320 Research Park Drive
Manhattan, Kansas 66502
Jackie McClaskey, Secretary



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

October 27, 2016

OHLDE FARMS INC
1577 4TH RD
PALMER KS 66962

FILE COPY

RE: Application
File No. 49722

Dear Sir or Madam:

Your application for permit to appropriate water in 34-5S-2E in Washington County, was received and has been assigned the file number noted above.

As a matter of record, the Division of Water Resources has on hand a large number of applications awaiting processing. Therefore to be fair to all concerned, and so that we can process those applications on hand in the order they were received, we intend to concentrate on the backlog of applications until the issue is resolved. Once review of your application has begun, we will contact you, if additional information is required.

In accordance with the provisions of the Kansas Water Appropriation Act, a portion of which is included below, the use of water as proposed prior to approval of the application is unlawful. Once approved, compliance with the terms, conditions and limitations of the permit is necessary. Conservation of the water resources of Kansas is required.

Section 82a-728 of the Kansas Water Appropriation Act, provides (a) except for the appropriation of water for the purpose of domestic use, . . . it shall be unlawful for any person to appropriate or threaten to appropriate water from any source without first applying for and obtaining a permit to appropriate water in accordance with the provisions of the Water Appropriation Act or for any person to violate any condition of a vested right, appropriation right or an approved application for a permit to appropriate water for beneficial use.

(b) (1) The violation of any provision of this section by any person is a class C misdemeanor . . .

A class C misdemeanor is punishable by a fine not to exceed \$500 and/or a term of confinement not to exceed one month in the county jail. Each day that the violation occurs constitutes a separate offense.

If you have any questions, please contact me at (785) 564-6645. If you wish to discuss a specific file, please have the file number ready so that we may help you more efficiently.

Sincerely,

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

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

BAT: dlw
pc: TOPEKA Field Office
GMD

SCANNED

IRRIGATION WATER USE REPORT 2016

This is the annual Water Use Report required to be filed for all Vested or Appropriation Rights. **IMPORTANT:** Kansas Law requires this completed report to be filed by March 1. Failure to do so will subject the owner to a civil fine not to exceed \$250 per file number. If any point of diversion shown below is permanently inoperable, please circle it. IF YOU DID NOT USE WATER, YOU MUST REPORT THE REASON FOR NON-USE TO HELP PROTECT YOUR WATER RIGHT. Information on each point of diversion must be completed. Please begin by reading the attached instructions and definitions.

FILE NUMBER	LEGAL DESCRIPTION OF POINT(S) OF DIVERSION		CIN	CHM	ACRES IRR.	INCLUDE MULTIPLICATION FACTOR			UNIT	HOURS PUMPED	PUMP RATE (GPM)	CROP CODE	TYPE OF SYSTEM	TYPE OF ENERGY	WELL DATA	
	QUALIFIERS	SEC TWP RNG				BEGINNING WATER METER READING	ENDING WATER METER READING	METERED QUANTITY OF WATER							DEPTH TO WATER	DATE MEASURED
25272-0	3960N 3960W	124-4S-3E				74901400				-	-					
	AKA PUMPSITE North															
49531-0D	5258N 1732W	234-5S-2E				00000000				-	-					
	AKA PUMPSITE South															
49531-0D	4873N 1826W	334-5S-2E				00000000				-	-					
	AKA WEST POND															
49XXX	4491N 1761W	X 34-5S-2E				000001200				←		pnot				
	AKA EAST POND															
49XXX	4553N 1016W	X 34-5S-2E								←		other area irrigated				

CALENDAR YEAR PIN NUMBER Person ID FIELD OFFICE CO GMD

_____ Total acres irrigated.

I submit the report as the best information available. I understand that knowingly falsifying the report is a violation of state law.

SIGNATURE _____ DATE _____
 CIRCLE ONE: OWNER AGENT TENANT

TELEPHONE NO. () _____
 CIRCLE ONE: CELL WORK HOME

SCANNERS DEPT OF AGRICULTURE

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 OCT 27 2016

491722

*DISMISSAL IS CONTINGENT UPON APPROVAL OF NEW APPLICATION.

VOLUNTARY WAIVER OF HEARING & DISMISSAL OF WATER RIGHT

To: Kansas Department of Agriculture
Division of Water Resources (DWR)
1320 Research Park Drive
Manhattan, Kansas 66502
<http://agriculture.ks.gov/dwr>

Re: Appropriation of Water
Water Right
Vested Right
Term Permit
(Check Appropriate Box Above)
File No. 49,532

The undersigned owner(s) and/or authorized agent(s) of the above referenced water right, or permit, freely and voluntarily request that the file be dismissed and its priority forfeited. By signing this waiver, I am indicating my understanding and agreement that I am relinquishing all right, title and interest in said water right.

The signature(s) below represent all present owners (or an authorized agent) for the file number shown above (attach duplicate copies of this document as necessary).

The signature(s) below also indicate(s) a waiver of any right to a hearing or an appeal that I/we may have had regarding the dismissal and termination of the above referenced file. I/we recognize that if this closure request is submitted to the Division of Water Resources, it will terminate this water right and forfeit any priority associated with it forever.

Indicate here if you wish to retain the well(s) for domestic use (DWR water right not required):

Ronald Ohlde

(Signature of Owner or Authorized Agent)

(Signature of Spouse or Title of Authorized Agent)

RONALD OHLDE
(Please print name here)

(Please print name here)

1579 4TH RD
(Mailing Address)

(Mailing Address)

PALMER, KS 66962
(City, State, Zip)

(City, State, Zip)

ACKNOWLEDGMENT

State of Kansas)
County of Wash)

This instrument was acknowledged before me this 14th day of October, 2016 by
(owners:) Ronald Ohlde

(Seal)



Carla Scheele

Notary Public

My appointment expires: 6 29 19

DWS
WATER RESOURCES DWR Initials
RECEIVED

*DISMISSAL IS CONTINGENT UPON APPROVAL OF NEW APPLICATION.

VOLUNTARY WAIVER OF HEARING & DISMISSAL OF WATER RIGHT

To: Kansas Department of Agriculture
Division of Water Resources (DWR)
1320 Research Park Drive
Manhattan, Kansas 66502
<http://agriculture.ks.gov/dwr>

Re: Appropriation of Water
Water Right
Vested Right
Term Permit
(Check Appropriate Box Above)
File No. 49,533

The undersigned owner(s) and/or authorized agent(s) of the above referenced water right, or permit, freely and voluntarily request that the file be dismissed and its priority forfeited. By signing this waiver, I am indicating my understanding and agreement that I am relinquishing all right, title and interest in said water right.

The signature(s) below represent all present owners (or an authorized agent) for the file number shown above (attach duplicate copies of this document as necessary).

The signature(s) below also indicate(s) a waiver of any right to a hearing or an appeal that I/we may have had regarding the dismissal and termination of the above referenced file. I/we recognize that if this closure request is submitted to the Division of Water Resources, it will terminate this water right and forfeit any priority associated with it forever.

Indicate here if you wish to retain the well(s) for domestic use (DWR water right not required):

Ronald Ohlde

(Signature of Owner or Authorized Agent)

(Signature of Spouse or Title of Authorized Agent)

RONALD OHLDE
(Please print name here)

(Please print name here)

1579 4TH RD
(Mailing Address)

(Mailing Address)

PALMER, KS 66962
(City, State, Zip)

(City, State, Zip)

ACKNOWLEDGMENT

State of Kansas)
County of Wash)

This instrument was acknowledged before me this 14th day of October, 2018 by
(owners:) Ronald Ohlde

(Seal)



Carla Scheele

Notary Public

My appointment expires: 6/29/19

WATER RESOURCES RECEIVED DWS
DWR Initials

OCT 27 2016

SCANNED

FEE SCHEDULE

1. The fee for an application for a permit to appropriate water for beneficial use, except for domestic use, shall be (see paragraph No. 2 below if requesting storage):

ACRE-FEET	FEE
0-100	\$200.00
101-320	\$300.00
More than 320	\$300.00 plus \$20.00 for each additional 100 acre-feet or any part thereof.

2. The fee for an application in which storage is requested, except for domestic use, shall be:

ACRE-FEET	FEE
0-250	\$200.00
More than 250	\$200.00 plus \$20.00 for each additional 250 acre-feet of storage or any part thereof.

Note: If an application requests both direct use *and* storage, the fee charged shall be as determined under No. 1 or No. 2 above, whichever is greater, but not both fees.

3. The fee for an application for a permit to appropriate water for water power or dewatering purposes shall be \$100.00 plus \$200.00 for each 100 cubic feet per second, or part thereof, of the diversion rate requested.

Note: The applicant shall notify the Chief Engineer and pay the statutorily required field inspection fee of \$400.00 when construction of the works for diversion has been completed, except that for applications filed on or after July 1, 2009, for works constructed for sediment control use and for evaporation from a groundwater pit for industrial use shall be accompanied by a field inspection fee of \$200.00.

MAKE CHECKS PAYABLE TO THE KANSAS DEPARTMENT OF AGRICULTURE

ATTENTION

A Water Conservation Plan may be required per K.S.A. 82a-733. A statement that your application for permit to appropriate water may be subject to the minimum desirable streamflow requirements per K.S.A. 82a-703a, b, and c may also be required from you. After the Division of Water Resources has had the opportunity to review your application, you will be notified whether or not you will need to submit a Water Conservation Plan. You also may be required to install a water flow meter or water stage measuring device on your diversion works prior to diverting water. There may be other special conditions or Groundwater Management District regulations that you will need to comply with if this application is approved.

CONVERSION FACTORS

1 acre-foot equals 325,851 gallons

1 million gallons equal 3.07 acre-feet

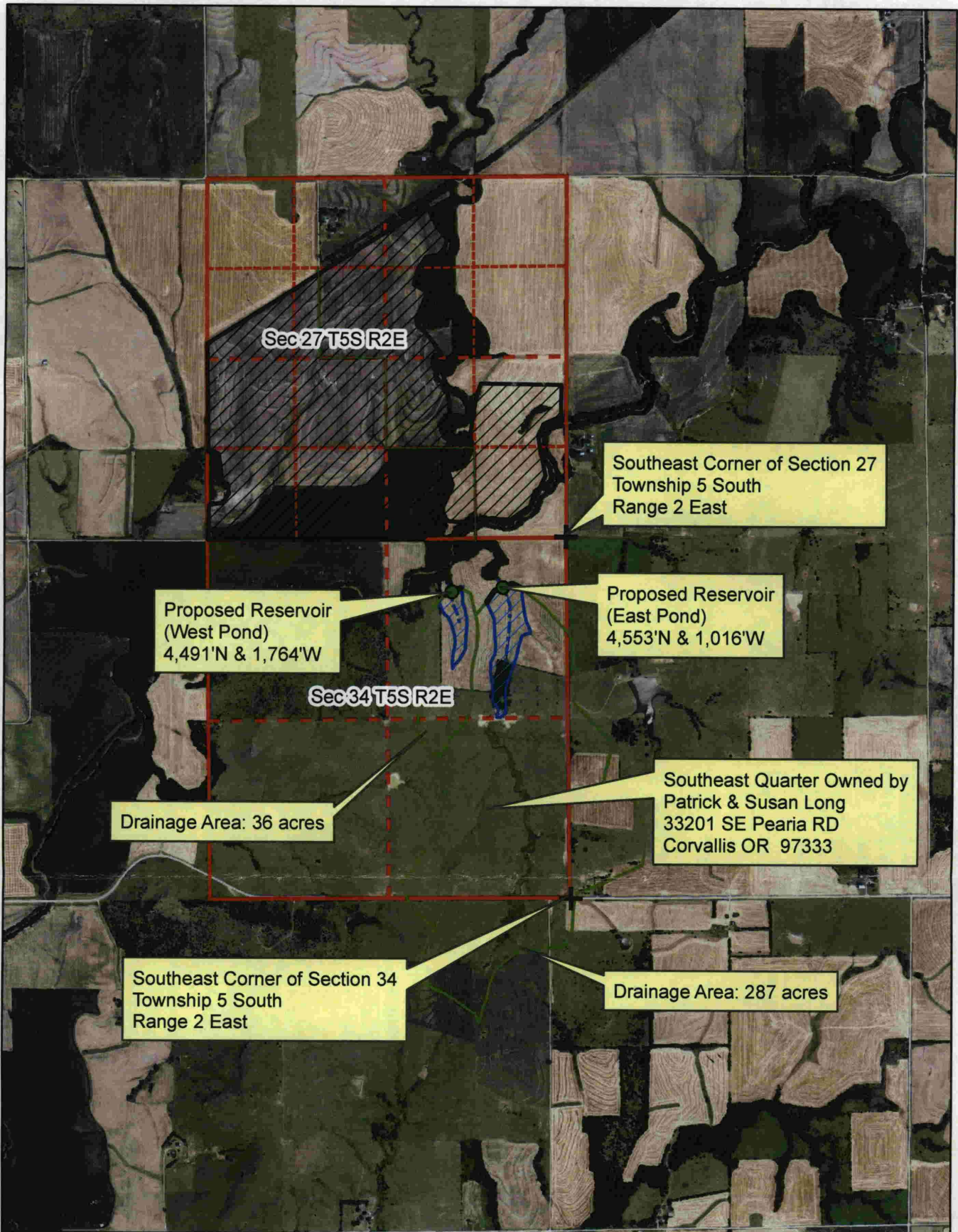
WATER RESOURCES
RECEIVED

OCT 27 2016

1:24,000

RON OHLDE NEW APPLICATION
SECS. 27 & 34, T5S, R2E
WASHINGTON COUNTY

49,722



WATER RESOURCES RECEIVED



Proposed Place of Use



Proposed Point of Diversion

OCT 27 2016

N



KS DEPT OF AGRICULTURE

All known landowners adjacent to the stream within one-half mile upstream and downstream of the property lines have been shown.

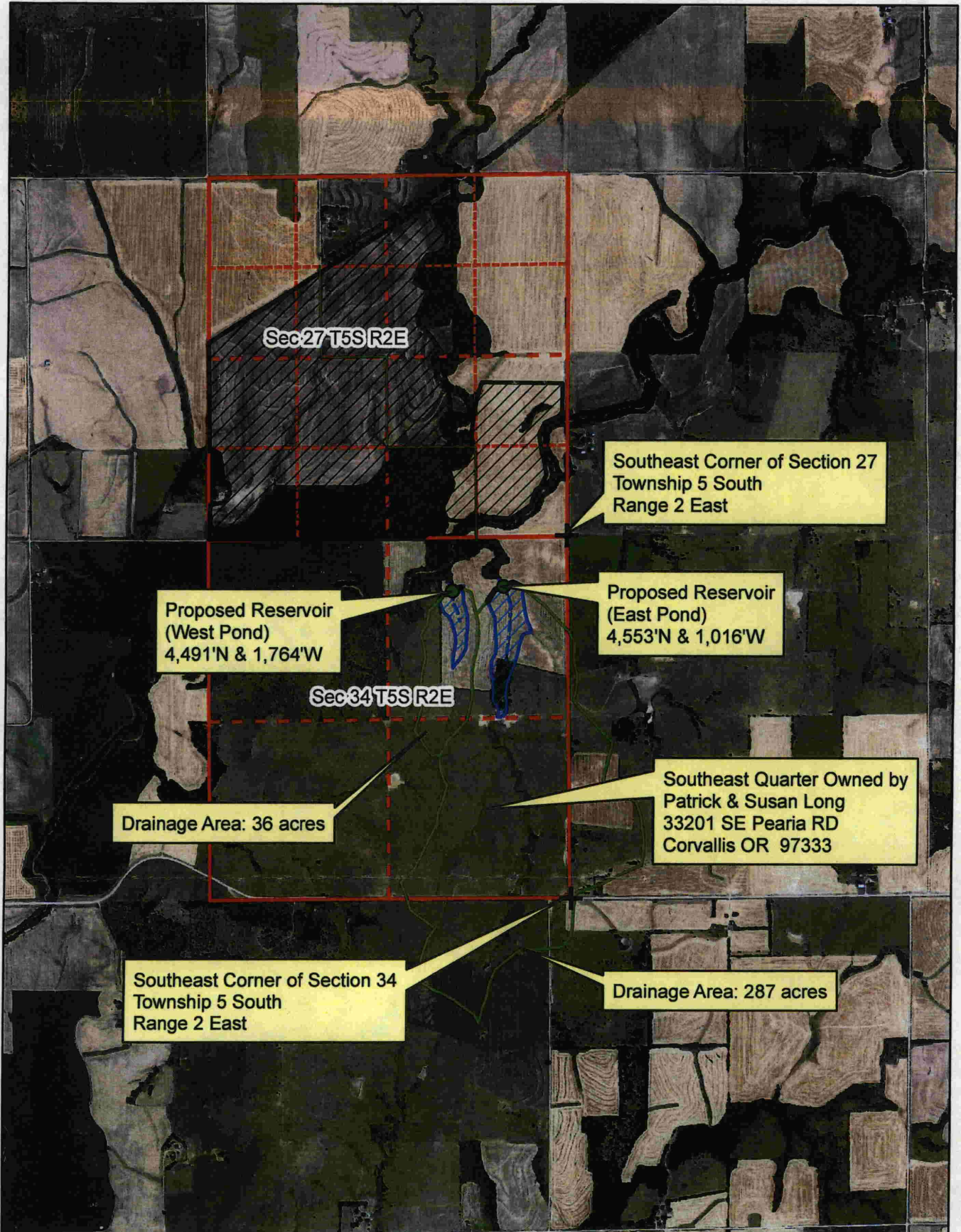
Ronald Ohlde

SCANNED

1:24,000

RON OHLDE NEW APPLICATION
SECS. 27 & 34, T5S, R2E
WASHINGTON COUNTY

49,722



Sec 27 T5S R2E

Southeast Corner of Section 27
Township 5 South
Range 2 East

Proposed Reservoir
(West Pond)
4,491'N & 1,764'W

Proposed Reservoir
(East Pond)
4,553'N & 1,016'W

Sec 34 T5S R2E

Drainage Area: 36 acres

Southeast Quarter Owned by
Patrick & Susan Long
33201 SE Pearia RD
Corvallis OR 97333

Southeast Corner of Section 34
Township 5 South
Range 2 East

Drainage Area: 287 acres

WATER RESOURCES
RECEIVED

Proposed Place of Use

Proposed Point of Diversion

OCT 27 2016

N

KS DEPT OF AGRICULTURE

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of the property lines have been shown.

Ronald Ohlde

SCANNED