

Kansas Department of Agriculture
Division of Water Resources
PERMIT OF NEW APPLICATION WORKSHEET

1. File Number: <p style="text-align: center;">49,940</p>	2. Status Change Date: <p style="text-align: center;">3/25/2018</p>	3. Field Office: <p style="text-align: center;">01</p>	4. GMD: <p style="text-align: center;">0</p>
5. Status: <input checked="" type="checkbox"/> Approved <input type="checkbox"/> Denied by DWR/GMD <input type="checkbox"/> Dismiss by Request/Failure to Return			
6. Enclosures: <input checked="" type="checkbox"/> Check Valve <input checked="" type="checkbox"/> N of C Form <input type="checkbox"/> Water Tube <input type="checkbox"/> Driller Copy <input checked="" type="checkbox"/> Meter			
<p>7a. Applicant(s) New to system <input checked="" type="checkbox"/> Person ID _____ Add Seq# <u>65970</u></p> <p style="text-align: center;">STEVEN R MOSER 1215 GRANITE RD MARYSVILLE KS 6650</p>	<p>7c. Landowner(s) New to system <input type="checkbox"/> Person ID <u>65587</u> Add Seq# _____</p> <p style="text-align: center;">STEVEN R MOSER PATRICIA DOLLARHIDE 1215 GRANITE RD MARYSVILLE KS 6650</p>		
<p>7b. Landowner(s) New to system <input type="checkbox"/> Person ID _____ Add Seq# _____</p> <p>7a.</p>	<p>7d. Misc. New to system <input type="checkbox"/> Person ID _____ Add Seq# _____</p>		
<p>8. WUR Correspondent New to system <input type="checkbox"/> Person ID _____ Add Seq# _____ Overlap File (s) WUC Agree <input type="checkbox"/> Yes <input type="checkbox"/> No Notarized WUC Form <input type="checkbox"/></p> <p>7a.</p>	<p>9. Use of Water: Changing? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p style="padding-left: 40px;"><input type="checkbox"/> Groundwater <input checked="" type="checkbox"/> Surface Water</p> <p><input checked="" type="checkbox"/> IRR <input type="checkbox"/> REC <input type="checkbox"/> DEW <input type="checkbox"/> MUN</p> <p><input type="checkbox"/> STK <input type="checkbox"/> SED <input type="checkbox"/> DOM <input type="checkbox"/> CON</p> <p><input type="checkbox"/> HYD DRG <input type="checkbox"/> WTR PWR <input type="checkbox"/> ART RECHRG</p> <p><input type="checkbox"/> IND SIC: _____ <input type="checkbox"/> OTHER: _____</p>		
10. Completion Date: <u>12/31/2019</u>		11. Perfection Date: <u>12/31/2023</u>	
12. Exp Date: _____			
13. Conservation Plan Required? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Date Required: _____ Date Approved: _____ Date to Comply: _____			
14. Water Level Measuring Device? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Date to Comply: _____ Date WLMD Installed: _____			
<p>Date Prepared: 2/8/2018 By: DWS Date Entered: <u>3/7/2018</u> By: <u>UCM</u></p>			

File No. **49,940** 15. Formation Code: Drainage Basin: BIG BLUE RIVER County: MS Special Use: Stream: BIG BLUE RIVER

16. Points of Diversion										17. Rate and Quantity					
T MOD DEL ENT	PDIV	Qualifier	S	T	R	ID	'N	'W			Authorized		Additional		
										Rate gpm	Quantity af	Rate gpm	Quantity af	Overlap PD Files	
√	42853	NW NW NW	26	1	7E	2	5220	5040		1625	191.4	1625	191.4	22,981	
√	44100	SE NE NW	26	1	7E	1	4150	3240						22,981	
							4128	3153							

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

19. Limitation: _____ af/yr at _____ gpm (_____ cfs) when combined with file number(s) _____
 Limitation: _____ af/yr at _____ gpm (_____ cfs) when combined with file number(s) _____

20. Meter Required? Yes No To be installed by 12/31/2019 Date Acceptable Meter Installed _____

21. Place of Use							NE¼				NW¼				SW¼				SE¼				Total	Owner	Chg? .yes	Overlap Files	
T MOD DEL ENT	PUSE	S	T	R	ID		NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼					
MOD	68638	23	1	7E	1									16	36	10	28	40						130	7a.	yes**	NONE
ENT	08767	26	1	7E	1						19	25												44	7c.	No	NONE
DEL	19415*																										
																								174			

Comments: *Water Right, File No. 22,981 is reducing place of use to eliminate any overlap with new application.
 **Per property records and discussion with applicant, Steve is sole owner of the property in Section 23.

KANSAS DEPARTMENT OF AGRICULTURE
Division of Water Resources

M E M O R A N D U M

TO: Files

DATE: February 8, 2018

FROM: Doug Schemm

RE: New Application, File No. 49,940,
and Water Right, File No. 22,981

Steve Moser has filed the above referenced new application to appropriate 191.4 acre-feet of surface water directly from the Big Blue River for irrigation use from two existing pump sites, at a diversion rate of 1,625 gallons per minute to irrigate 174 acres in Marshall County. The place of use is owned by the applicant and Patricia Dollarhide, and the applicant has signed the application form stating he has access to the points of diversion. The requested quantity of water, 191.4 acre-feet, is reasonable to irrigate the proposed 174 acres with 1.1 acre-feet per acre allowable in Marshall County, Kansas.

File No. 22,981 overlaps the same points of diversion, and a portion of the proposed place of use. However, in conjunction with the new application the owner has filed a reduction request for Water Right, File No. 22,981, which proposes to reduce the authorized place of use from 198 acres to 161 acres. This proposed reduction in acreage **will eliminate any place of use overlap** with the new application. Landowners Patricia Dollarhide and Steven Moser have signed the voluntary reduction form. No reduction in quantity of water is necessary, because File No. 22,981 is authorized 155 acre-feet for use on the proposed 161 acres, which is less than the maximum allowable quantity. The rate of diversion remains reasonable as well. A Findings and Order will be prepared to reduce this water right as requested.

The applicant provided a list of landowners, and notification letters were sent to upstream and downstream landowners on January 2, 2018. No comments of any kind were received. There are no other surface water rights located within a two-mile radius. Therefore, approval of this application will not impair any senior water rights.

Per K.A.R. 5-3-15, Availability of water for appropriation - safe yield; surface water. (a) Each application filed to directly divert the natural flow of the Kansas river, the Missouri river, the Big Blue river, the Spring river, or their tributaries, shall:

- (1) be processed in accordance with K.A.R. 5-3-9; and
- (2) meet all other requirements for the approval of a new application.

(b) The water right owner shall be required by the chief engineer to meet minimum desirable streamflows (MDS), assurance district target flows (assurance target flows) and division of water resources (DWR) target flows where applicable.

The application meets these safe yield criteria. The permit will also contain the condition that streamflow cannot be stopped at the first riffle below the point of diversion while diversion is taking place.

In accordance with K.S.A. 82a-706c, the Chief Engineer retains full authority to require any water user to install meters, gages, or other measuring devices, which devices he or she or his or her agents may read at any time. Water flowmeter requirements are further described in K.A.R. 5-1-4 through K.A.R. 5-1-12. If any chemical or foreign substance is injected into the water pumped under this permit, a check valve will also need to be installed.

Steve Moser – Memorandum
File Nos. 49,940 and 22,981
Page 2

Katie Tietsort, Water Commissioner, Topeka Field Office, gave a recommendation that the application should be approved in a February 7, 2018 e-mail. Based on the above discussion, the Big Blue River is open to new appropriations, the new application complies with all regulations, and approval of the application will not impair senior water rights nor prejudicially or unreasonably affect the public interest, it is recommended that the referenced new application be approved, in conjunction with the reduction in acreage under Water Right, File No. 22,981.

Doug Schemm
Environmental Scientist
Topeka Field Office

STATE OF KANSAS

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



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

GOVERNOR JEFF COLYER, M.D.
JACKIE McCLASKEY, SECRETARY OF AGRICULTURE

March 8, 2018

FILE COPY

STEVEN R MOSER
1215 GRANITE RD
MARYSVILLE KS 66508

RE: Appropriation of Water, File No. 49,940 and Water Right, File No. 22,981

Dear Mr. Moser:

There is enclosed a permit to appropriate water (File No. 49,840) 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.

Please note that your annual water use report will ask you to report water pumped under File No. 49,940 under your senior water right, File No. 22,981. Please make sure you provide your water flowmeter readings for the original pivot next to File No. 22,981 on the annual report, and your water flowmeter readings for the new pivot next to File No. 49,940 on the annual water use report. You need to do this because although you are using the same pump sites, your authorized places of use are different (unique) for each file. If you have any questions about water use reporting, please contact the Topeka Field Office at 785-296-5733.

Your attention is directed to the enclosures and to the terms, conditions, and limitations specified in these approval documents. A water meter is required on the proposed diversion works and you must install it prior to water being put to beneficial use in order for you to maintain accurate records of water use. The meter should be used to provide the information required on the annual water use report.

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

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

File Nos. 49,940 and 22,981

Page 2

In addition, enclosed is the Findings and Order by the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, which sets forth the authorized Place of Use under Water Right, File No. 22,981, as you requested in your "Request to Reduce a Portion of an Existing Water Right" form received in our office on November 17, 2017. This reduction in acreage eliminates any place of use overlaps with your new application.

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,



Kristen A. Baum
New Application Unit Supervisor
Water Appropriation Program

KAB:dws
Enclosures

pc: Topeka Field Office
Patricia Dollarhide %Steve Moser



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. **49,940** of the applicant

**STEVEN R MOSER
1215 GRANITE RD
MARYSVILLE KS 66508**

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 **November 17, 2017**.
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	
23	1S	7E							16	36	10	28	40					130	
26	1S	7E					19	25										44	

3. That the authorized source from which the appropriation shall be made is surface water from the Big Blue River, to be diverted at two (2) pump sites located as follows: one in the Northwest Quarter of the Northwest Quarter (NW¼ NW¼ NW¼) of Section 26, more particularly described as being near a point 5,220 feet North and 5,040 feet West of the Southeast corner of said section, and one in the Southeast Quarter of the Northeast Quarter of the Northwest Quarter (SE¼ NE¼ NW¼) of Section 26, more particularly described as being near a point 4,128 feet North and 3,153 feet West of the Southeast corner of said section, both in Township 1 South, Range 7 East, Marshall County, Kansas, located substantially as shown on the topographic map accompanying the application.

4. That the appropriation sought shall be limited to a maximum diversion rate not in excess of **1,625 gallons per minute (3.62 c.f.s.)** and to a quantity not to exceed **191.4 acre-feet** of water for any calendar year.

5. That installation of works for diversion of water shall be completed on or before **December 31, 2019** or within any authorized extension thereof. The applicant shall notify the Chief Engineer and pay the statutorily required field inspection fee of \$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 of \$100.00.

6. That the proposed appropriation shall be perfected by the actual application of water to the proposed beneficial use on or before **December 31, 2023** 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 of \$100.00.
7. That the applicant shall not be deemed to have acquired a water appropriation for a quantity in excess of the amount approved herein nor in excess of the amount found by the Chief Engineer to have been actually used for the approved purpose during one calendar year subsequent to approval of the application and within the time specified for perfection or any authorized extension thereof.
8. That the use of water herein authorized shall not be made so as to impair any use under existing water rights nor prejudicially and unreasonably affect the public interest.
9. That the right of the appropriator shall relate to a specific quantity of water and such right must allow for a reasonable raising or lowering of the static water level and for the reasonable increase or decrease of the streamflow at the appropriator's point of diversion.
10. That this permit does not constitute authority under K.S.A. 82a-301 through 305a to construct any dam or other obstruction; nor does it grant any right-of-way, or authorize entry upon or injury to, public or private property.
11. That all diversion works constructed under the authority of this permit into which any type of chemical or other foreign substance will be injected into the water pumped from the diversion works shall be equipped with an in-line, automatic quick-closing, check valve capable of preventing pollution of the source of the water supply. The type of valve installed shall meet specifications adopted by the Chief Engineer and shall be maintained in an operating condition satisfactory to the Chief Engineer.
12. That an acceptable water flow meter shall be installed and maintained on the diversion works authorized by this permit in accordance 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).
13. That the applicant shall maintain accurate and complete records from which the quantity of water diverted during each calendar year may be readily determined and the applicant shall file an annual water use report with the Chief Engineer by March 1 following the end of each calendar year. Failure to file the annual water use report by the due date shall cause the applicant to be subject to a civil penalty.
14. That no water user shall engage in nor allow the waste of any water diverted under the authority of this permit.
15. That failure without cause to comply with provisions of the permit and its terms, conditions and limitations will result in the forfeiture of the priority date, revocation of the permit and dismissal of the application.
16. That the stream flow shall not be stopped at the first riffle below the point of diversion while diversion is taking place under the authority of this water right or permit.
17. That the right to appropriate water under authority of this permit is subject to any minimum desirable streamflow requirements identified and established pursuant to K.S.A. 82a-703c for the source of supply to which this water right applies.

CERTIFICATE OF SERVICE

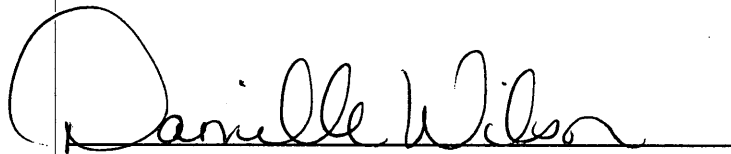
On this 5th day of March, 2018, I hereby certify that the foregoing Approval of Application, File No. 49,940, dated March 5th 2018 was mailed postage prepaid, first class, US mail to the following:

STEVEN R MOSER
1215 GRANITE RD
MARYSVILLE KS 66508

With photocopies to:

STEVEN R MOSER
PATRICIA DOLLARHIDE
1215 GRANITE RD
MARYSVILLE KS 66508

Topeka Field Office



Division of Water Resources

THE STATE OF KANSAS



KANSAS DEPARTMENT OF AGRICULTURE
Jackie McClaskey, Secretary of Agriculture

DIVISION OF WATER RESOURCES
David W. Barfield, Chief Engineer

File Number 49940
This item to be completed by the Division of Water Resources.

WATER RESOURCES
RECEIVED
NOV 17 2017
11:10
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): STEVE MOSER
Address: 1215 GRANITE RD
City: MARYSVILLE State: KS Zip Code 66508
Telephone Number: (785) 562-8053

2. The source of water is: surface water in BIG BLUE RIVER (stream)
OR groundwater in BIG BLUE RIVER # 13 (drainage basin)

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

3. The maximum quantity of water desired is 191.4 acre-feet OR _____ gallons per calendar year, to be diverted at a maximum rate of 1625 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.	<u>1</u>	GMD	<u>0</u>	Meets K.A.R. 5-3-1 (YES) NO	Use	<u>Free</u>	Source	G/S	County	<u>MS</u>	By	<u>AW</u>	Date	<u>11/17/17</u>
Code	<u>REG</u>	<u>REG</u>	Fee \$	<u>300</u>	TR #		Receipt Date	<u>11/17/17</u>	Check #	<u>1413</u>				

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 **NW** quarter of the NW quarter of the **NW** quarter of Section 26, more particularly described as being near a point 5220 feet North and 5040 feet West of the Southeast corner of said section, in Township 1 South, Range 7 East, MARSHALL County, Kansas. (**NORTH PUMP SITE**)
- (B) One in the **SE** quarter of the NE quarter of the **NW** quarter of Section 26, more particularly described as being near a point 4128 feet North and 3153 feet West of the Southeast corner of said section, in Township 1 South, Range 7 East, MARSHALL County, Kansas. (**SOUTH PUMP SITE**)
- (C) One in the _____ quarter of the _____ quarter of the _____ quarter of Section _____, more particularly described as being near a point _____ feet North and _____ feet West of the Southeast corner of said section, in Township _____ South, Range _____ East/West (circle one), _____ County, Kansas.
- (D) One in the _____ quarter of the _____ quarter of the _____ quarter of Section _____, more particularly described as being near a point _____ feet North and _____ feet West of the Southeast corner of said section, in Township _____ South, Range _____ East/West (circle one), _____ County, Kansas.

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

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

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

PATRICIA DOLLARHIDE, 1215 GRANITE RD, MARYSVILLE, KS 66508
(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 _____, 2017. Stuart R. Moore
Applicant's Signature

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

and (was) completed (by) Existing Since 1970's _____
(Month/Day/Year - each was or will be completed)

8. The first actual application of water for the proposed beneficial use was estimated to be Spring 2018
(Mo/Day/Year)

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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 _____

• If no, explain here why a Water Structures permit is not required _____

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

(a) The location of the proposed point(s) of diversion (wells, stream-bank installations, dams, or other diversion works) should be plotted as described in Paragraph No. 5 of the application, showing the North-South distance and the East-West distance from a section line or southeast corner of section.

(b) If the application is for groundwater, please show the location of any existing water wells of any kind within 1/2 mile of the proposed well or wells. Identify each existing well as to its use and furnish the name and mailing address of the property owner or owners. If there are no wells within 1/2 mile, please advise us.

~~(c) If the application is for surface water, the names and addresses of the landowner(s) 1/2 mile downstream and 1/2 mile upstream from your property lines must be shown.~~

(d) The location of the proposed place of use should be shown by crosshatching on the topographic map, aerial photograph or plat.

(e) Show the location of the pipelines, canals, reservoirs or other facilities for conveying water from the point of diversion to the place of use.

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

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

~~Water Right, File No. 22,981 overlap in Points of Diversion and Place of Use (after change).~~

~~New Application will be a complete overlap in pd and PU, and is requesting additional quantity of water only.~~

No PU overlap on Pd overlap

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NOV 17 2017

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

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

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

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

15. The owner(s) of the property where the water is used, if other than the applicant, is (please print):
PATRICIA DOLLARHIDE, 1215 GRANITE RD, MARYSVILLE, KS 66508
(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 _____, 2017
(month) (year)

[Signature]
(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 KAT

Revised
TOPEKA FO
(office/title)

9/22/17
Date: 9/12/2017

WATER RESOURCES RECEIVED
NOV 17 2017
KS DEPT OF AGRICULTURE

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

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

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

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

15. The owner(s) of the property where the water is used, if other than the applicant, is (please print):
PATRICIA DOLLARHIDE, 1215 GRANITE RD, MARYSVILLE, KS 66508
(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 _____, 2017
(month) (year)

Steve R. ...
(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 KAT

Revised
TOPEKA FO
(office/title)

Date: 9/22/17
~~9/12/2017~~

WATER RESOURCES RECEIVED

NOV 17 2017

KS DEPT OF AGRICULTURE

SCANNED

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

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

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

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

15. The owner(s) of the property where the water is used, if other than the applicant, is (please print):
PATRICIA DOLLARHIDE, 1215 GRANITE RD, MARYSVILLE, KS 66508
(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 Newton, Kansas, this 5th day of October, 2017.
(month) (year)

Patti Dollarhide
(Applicant Signature)

513-64-0451
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~~ WAT

Revised
TOPEKA FO
(office/title)

9/22/17
Date: 9/22/2017

WATER RESOURCES RECEIVED

NOV 17 2017

KS DEPT OF AGRICULTURE

SCANNED

WATER RESOURCES
RECEIVED

**IRRIGATION USE
SUPPLEMENTAL SHEET**

NOV 17 2017

File No. 49940

KS DEPT OF AGRICULTURE

Name of Applicant (Please Print): STEVE MOSER

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: STEVEN R MOSER

ADDRESS: 1215 GRANITE RD, MARYSVILLE, KS 66508

*Per
Site
Map*

S	T	R	NE¼				NW¼				SW¼				SE¼				TOTAL			
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE				
23	1	7E				16				16				36	10	28	40					130

Landowner of Record NAME: STEVEN R MOSER & PATRICIA DOLLARHIDE

ADDRESS: 1215 GRANITE RD, MARYSVILLE, KS 66508

S	T	R	NE¼				NW¼				SW¼				SE¼				TOTAL			
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE				
26	1	7E					19	25														44

TOTAL ACRES = 174

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				

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

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

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

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

15. The owner(s) of the property where the water is used, if other than the applicant, is (please print):
PATRICIA DOLLARHIDE, 1215 GRANITE RD, MARYSVILLE, KS 66508
(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 Newton, Kansas, this 5th day of October, 2017
(month) (year)

Patti Dollarhide
(Applicant Signature) 513-64-0451
APPLICANT(S) SOCIAL SECURITY IDENTIFICATION NUMBER(S)

By _____ and/or
(Agent or Officer Signature) APPLICANT(S) TAXPAYER I.D. NO.(S)

(Agent or Officer - Please Print)

Assisted by DWS MAJ Revised 9/22/17
TOPEKA FO Date: 9/22/2017
(office/title)

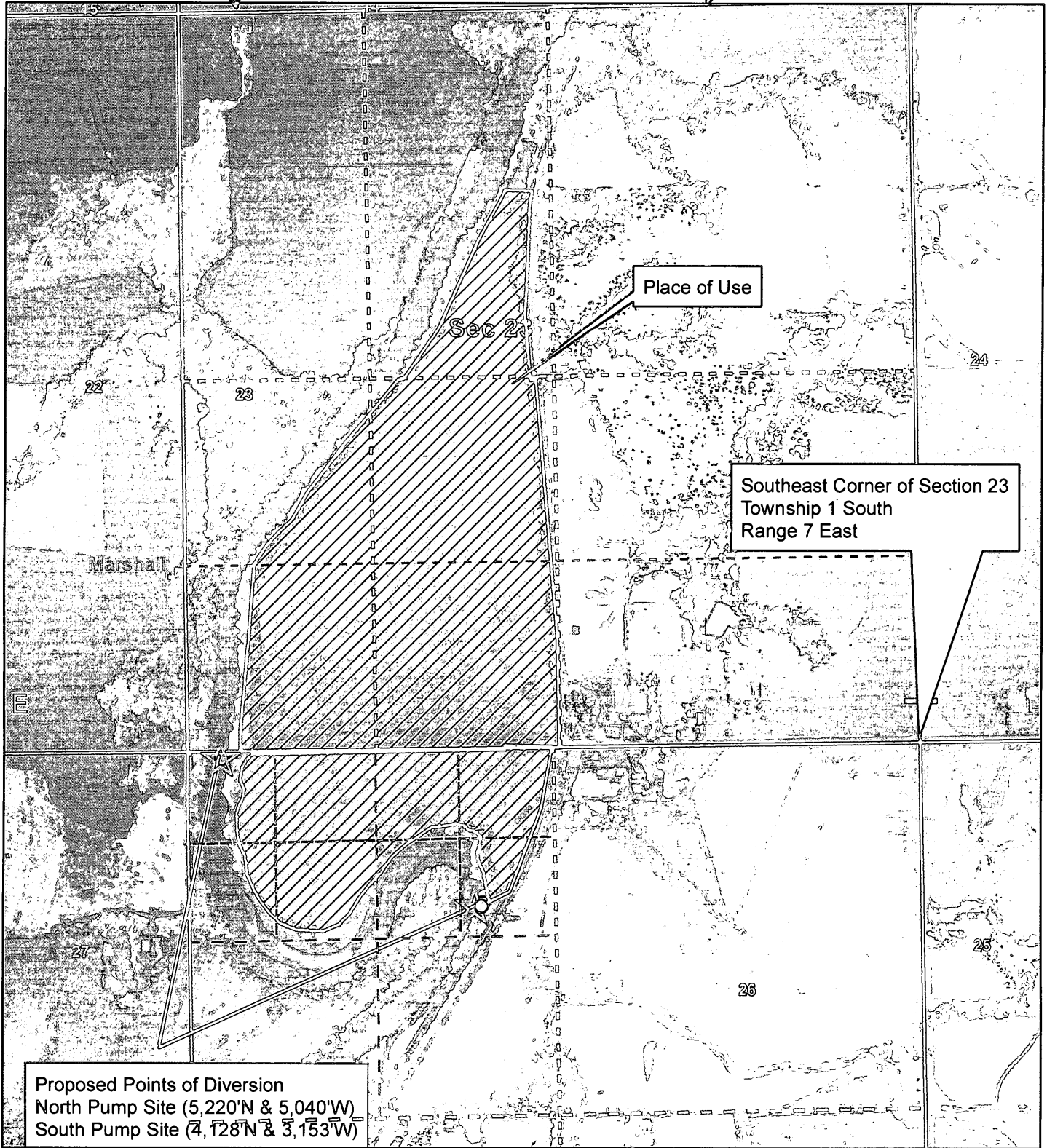
WATER RESOURCES RECEIVED
NOV 17 2017
KS DEPT OF AGRICULTURE

STEVE MOSER - NEW APPLICATION
SECS. 23 & 26, T1S, R7E
MARSHALL COUNTY

49940

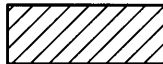
Bill
Jenkins

Robert
Young



Proposed Points of Diversion
North Pump Site (5,220'N & 5,040'W)
South Pump Site (4,128'N & 3,153'W)

1:12,000



Proposed Place of Use RECEIVED

All landowners adjacent to stream within
1/2 mile of property lines are shown on this map.

○ Point of Diversion

NOV 17 2017

Schemm, Doug [KDA]

Subject: Steve Moser 49,940 and 22,981

From: Tietsort, Katie [KDA]

Sent: Wednesday, February 7, 2018 4:15 PM

To: Schemm, Doug [KDA] <Doug.Schemm@ks.gov>

Subject: RE: Steve Moser 49,940 and 22,981

Doug,

Please identify in a paragraph of the Cover Letter something like as follows:

Please note that your annual water use report will tell you to report the use under File No. 49940 under the senior file, File No. 22981. Please make sure you provide your water flowmeter readings for the original pivot next to File No. 22981 on the annual report and your water flowmeter readings for the new pivot next to File No. 49940 on the annual water use report. You need to do this because although you are using the same pump sites, your places of use are different for each file. If you have any questions about water use reporting, please contact the Topeka Field Office at &850 296-5733.

I do agree with approval. It meets all the regulations.

Katie

Katie Tietsort

Kansas Department of Agriculture

6531 SE Forbes Ave Ste B

Topeka, KS 66619

katie.tietsort@ks.gov

Phone 785-296-5733

Achiever~Responsibility~Input~Relator~Arranger


Kansas
Department of Agriculture
Division of Water Resources

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

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

Phone: (785) 296-5733
Fax: (785) 296-8298
www.agriculture.ks.gov
Sam Brownback, Governor

January 2, 2018

WILLIAM JENKINS
1099 DEER TRAIL RD
MARYSVILLE KS 66508

Re: Pending Application, File No. 49,940

Dear Sir or Madam:

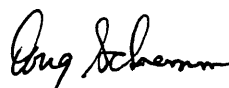
This is to advise you that Steve Moser has filed the application referred to above for a permit to appropriate 191.4 acre-feet of surface water per calendar year from the Big Blue River, for irrigation use to be diverted at a maximum rate of 1,625 gallons per minute from two pump sites. Please note that these two pump sites are currently authorized under Water Right, File No. 22,981, and both are located in the Northwest Quarter of Section 26, in Township 1 South, Range 7 East, Marshall County, Kansas.

Records in this office indicate that you own land along the stream in this vicinity and you are being notified of receipt of this application in order that you may be fully informed of the proposed location of the applicant's points of diversion and proposed use of water. Consideration will be given to comments or other information which you desire to submit to this office **within 15 days** from the date of this letter.

You can find the application and site map posted by the file number referenced above at:
<http://agriculture.ks.gov/divisions-programs/dwr/water-appropriation/notices>

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

Sincerely,



Douglas W. Schemm
Environmental Scientist
Topeka Field Office

pc: Steve Moser


Kansas
Department of Agriculture
Division of Water Resources

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

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

Phone: (785) 296-5733
Fax: (785) 296-8298
www.agriculture.ks.gov
Sam Brownback, Governor

January 2, 2018

ROBERT YOUNG
c/o PATRICIA SCHRAMM
1300 OTOE
MARYSVILLE KS 66508

Re: Pending Application, File No. 49,940

Dear Sir or Madam:

This is to advise you that Steve Moser has filed the application referred to above for a permit to appropriate 191.4 acre-feet of surface water per calendar year from the Big Blue River, for irrigation use to be diverted at a maximum rate of 1,625 gallons per minute from two pump sites. Please note that these two pump sites are currently authorized under Water Right, File No. 22,981, and both are located in the Northwest Quarter of Section 26, in Township 1 South, Range 7 East, Marshall County, Kansas.

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Sincerely,



Douglas W. Schemm
Environmental Scientist
Topeka Field Office

pc: Steve Moser



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

January 2, 2018

THEODORE NEMEC
607 12TH ROAD
MARYSVILLE KS 66508

Re: Pending Application, File No. 49,940

Dear Sir or Madam:

This is to advise you that Steve Moser has filed the application referred to above for a permit to appropriate 191.4 acre-feet of surface water per calendar year from the Big Blue River, for irrigation use to be diverted at a maximum rate of 1,625 gallons per minute from two pump sites. Please note that these two pump sites are currently authorized under Water Right, File No. 22,981, and both are located in the Northwest Quarter of Section 26, in Township 1 South, Range 7 East, Marshall County, Kansas.

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You can find the application and site map posted by the file number referenced above at:
<http://agriculture.ks.gov/divisions-programs/dwr/water-appropriation/notices>

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

Sincerely,

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

Douglas W. Schemm
Environmental Scientist
Topeka Field Office

pc: Steve Moser

23-15-7E

Print Page

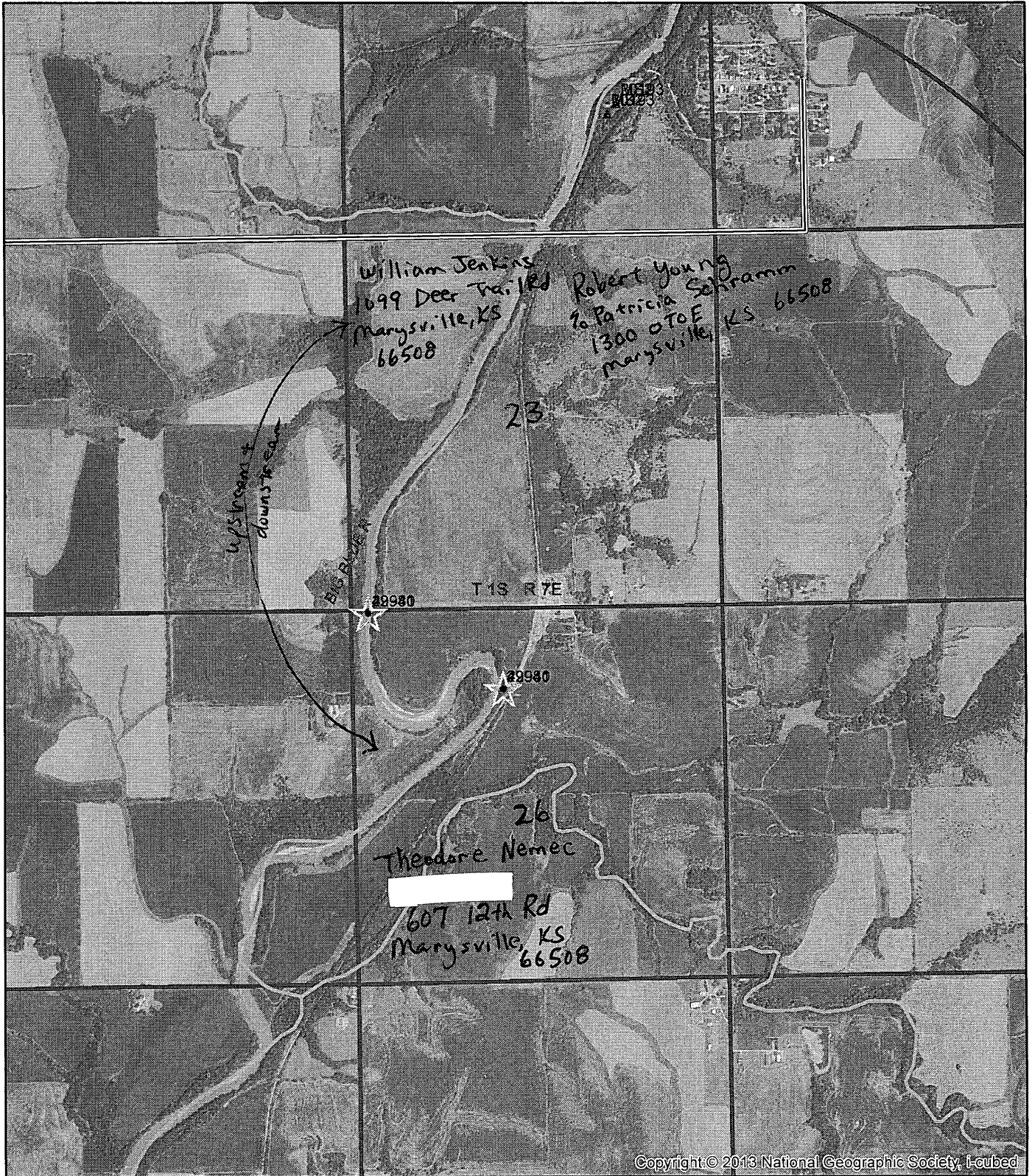
[Back to Search Page](#) --- [Home](#)

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

Owner Information	Property Address	Property Description	Apr Amount	Prop Class
<p>058-046-23-0-00-01-001.00-0 Quick Ref ID = 1016 Tax Year = 2017 YOUNG, ROBERT L. & MARY D.</p> <p>Owner Mailing Address: Attn: PATRICIA SCHRAMM 1300 OTOE MARYSVILLE, KS 66508</p>	<p>00000 CHEROKEE RD, Oketo, KS 66518 ACRES=73.8 Neighborhood=675</p>	<p>S23, T01, R07, ACRES 73.8, N2 NE4 E OF RIVER LESS R/W</p>	<p>\$ V \$24,310 A</p>	Agricultural Use
<p>058-046-23-0-00-01-002.00-0 Quick Ref ID = 1018 Tax Year = 2017 JENKINS, WILLIAM</p> <p>Owner Mailing Address: 1099 DEER TRAIL RD MARYSVILLE, KS 66508</p>	<p>00000 CHEROKEE RD, Oketo, KS 66518 ACRES=131.5 Neighborhood=675</p>	<p>S23, T01, R07, ACRES 131.5, N2 NW4 & S2 NW4 W OF RIVER LESS R/W</p>	<p>\$61,940 A \$ V</p>	Agricultural Use
<p>058-046-23-0-00-01-003.00-0 Quick Ref ID = 1020 Tax Year = 2017 ROMBECK, BECKY L</p> <p>Owner Mailing Address: 1004 TOBIAS LYONS, KS 67554</p>	<p>00000 Landlocked, , KS ACRES=19 Neighborhood=675</p>	<p>S23, T01, R07, ACRES 19, SW4 LYING W OF RIVER & S OF BRANCH LESS R/W</p>	<p>\$490</p>	Agricultural Use
<p>058-046-23-0-00-01-004.00-0 Quick Ref ID = 1021 Tax Year = 2017 MOSER, STEVEN R</p> <p>Owner Mailing Address: 1215 GRANITE RD MARYSVILLE, KS 66508</p>	<p>00000 Landlocked, , KS ACRES=160 Neighborhood=675</p>	<p>S23, T01, R07, ACRES 160.2, S2 LYING W OF RR LESS PORTION LYING W OF RIVER & S OF BRANCH & SE4 NW4 LYING E OF RIV & W OF RR & 1/2 VAC RD LESS R/W</p>	<p>\$82,360 A \$ V</p>	Agricultural Use
<p>058-046-23-0-00-01-005.00-0 Quick Ref ID = 1022 Tax Year = 2017 NICKELSON, LEE W. & MARTHA J.</p>	<p>306 MAIN-MARIETTA, Oketo, KS 66518 ACRES=6.9 Neighborhood=603</p>	<p>MARIETTA, S23, T01, R07, ACRES 6.9, LOTS 1 & 11 & 12 BLK 1 & ADJ VAC ALLEY & BEG NW COR LOT 1 TH N320'</p>	<p>\$38,870</p>	Residential

only Steve as OWNER

STEVE MOSER - SITE MAP NEARBYS



1:24,000

● Proposed Point of Diversion

AMOUNT STATISTICS REPORT FOR POINTS OF DIVERSION UNDER A 49940 00

#####

AMOUNT STATISTICS REPORT FOR POINTS OF DIVERSION UNDER A 49940 00 IRR

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

5220 Feet North and 5040 Feet West of the Southeast Corner of Section 26 T 1S R 7E

SURFACE WATER 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__ 22981 00 IRR NK S      2106 -- SE NE NW 4150 3240 26 1 7E 1      155.00 155.00 AF
Same          0 -- NW NW NW 5220 5040 26 1 7E 2
A__ 49940 00 IRR AY S      2106 -- SE NE NW 4150 3240 26 1 7E 1      191.40 .00 AF
Same          0 -- NW NW NW 5220 5040 26 1 7E 2
=====

```

```

=====
Total Net Quantities Authorized:   Direct           Storage
Total Requested Amount (AF) =      .00              .00
Total Permitted Amount (AF) =      .00              .00
Total Inspected Amount (AF) =      .00              .00
Total Pro_Cert Amount (AF) =       .00              .00
Total Certified Amount (AF) =     155.00           .00
Total Vested Amount (AF) =         .00              .00
TOTAL AMOUNT (AF) =                155.00           .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:

5220 Feet North and 5040 Feet West of the Southeast Corner of Section 26 T 1S R 7E

SURFACE WATER ONLY

WATER USE CORRESPONDENTS:

```

=====
File Number   Use ST SR
A__ 22981 00 IRR NK S
> STEVEN R MOSER
> PATRICIA DOLLARHIDE
> 1215 GRANITE RD
> MARYSVILLE KS 66508
>-----
A__ 49940 00 IRR AY S
> STEVEN R MOSER
> PATRICIA DOLLARHIDE
> 1215 GRANITE RD
> MARYSVILLE KS 66508
>-----
=====

```

#####

AMOUNT STATISTICS REPORT FOR POINTS OF DIVERSION UNDER A 49940 00 IRR

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

4150 Feet North and 3240 Feet West of the Southeast Corner of Section 26 T 1S R 7E

SURFACE WATER 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__ 22981	00	IRR	NK	S	0	--	SE	NE	NW	4150	3240	26	1	7E	1	155.00	155.00	AF
Same					2106	--	NW	NW	NW	5220	5040	26	1	7E	2			
A__ 49940	00	IRR	AY	S	0	--	SE	NE	NW	4150	3240	26	1	7E	1	191.40	.00	AF
Same					2106	--	NW	NW	NW	5220	5040	26	1	7E	2			

```

=====
Total Net Quantities Authorized:   Direct      Storage
Total Requested Amount (AF) =       .00         .00
Total Permitted Amount (AF) =       .00         .00
Total Inspected Amount (AF) =       .00         .00
Total Pro_Cert Amount (AF) =       .00         .00
Total Certified Amount (AF) =     155.00         .00
Total Vested Amount (AF) =         .00         .00
TOTAL AMOUNT (AF) =     155.00         .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:
 4150 Feet North and 3240 Feet West of the Southeast Corner of Section 26 T 1S R 7E
 SURFACE WATER ONLY
 WATER USE CORRESPONDENTS:

```

=====
File Number   Use ST SR
A__ 22981 00 IRR NK S
> STEVEN R MOSER
> PATRICIA DOLLARHIDE
> 1215 GRANITE RD
> MARYSVILLE KS 66508
>-----
A__ 49940 00 IRR AY S
> STEVEN R MOSER
> PATRICIA DOLLARHIDE
> 1215 GRANITE RD
> MARYSVILLE KS 66508
>-----
=====
  
```

#####

**IRRIGATION USE
SUPPLEMENTAL SHEET**

NOV 17 2017

File No. 49940

KS DEPT OF AGRICULTURE

Name of Applicant (Please Print): STEVE MOSER

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: STEVEN R MOSER

ADDRESS: 1215 GRANITE RD, MARYSVILLE, KS 66508

S	T	R	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
23	1	7E				16					36	10	28	40					130

Landowner of Record NAME: STEVEN R MOSER & PATRICIA DOLLARHIDE

ADDRESS: 1215 GRANITE RD, MARYSVILLE, KS 66508

S	T	R	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
26	1	7E					19	25											44

TOTAL ACRES = 174

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	

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 _____

• If no, explain here why a Water Structures permit is not required _____

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

(a) The location of the proposed point(s) of diversion (wells, stream-bank installations, dams, or other diversion works) should be plotted as described in Paragraph No. 5 of the application, showing the North-South distance and the East-West distance from a section line or southeast corner of section.

(b) If the application is for groundwater, please show the location of any existing water wells of any kind within 1/2 mile of the proposed well or wells. Identify each existing well as to its use and furnish the name and mailing address of the property owner or owners. If there are no wells within 1/2 mile, please advise us.

(c) If the application is for surface water, the names and addresses of the landowner(s) 1/2 mile downstream and 1/2 mile upstream from your property lines must be shown.

(d) The location of the proposed place of use should be shown by crosshatching on the topographic map, aerial photograph or plat.

(e) Show the location of the pipelines, canals, reservoirs or other facilities for conveying water from the point of diversion to the place of use.

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

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

Water Right, File No. 22,981 overlap in Points of Diversion and Place of Use (after change).

New Application will be a complete overlap in pd and PU, and is requesting additional quantity of water only.

WATER RESOURCES
RECEIVED

NOV 17 2017

SCANNED
KS DEPT OF AGRICULTURE

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
Muir			
Kensbeck			
Total:	100 %		

b. Estimate the average land slope in the field(s): 0-1/2 %

Estimate the maximum land slope in the field(s): 3 %

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: WATER RESOURCES RECEIVED
 NOV 17 2017

ii. For sprinkler systems: KS DEPT OF AGRICULTURE

- (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:

Corn + Beans

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).

When ~~plant~~ crop is stressed, and determining water capacity in the soil.

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 66619

Re: Application
File No. 49940

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.

Steve R. Moser
Signature of Applicant

Steve R. Moser
(Print Applicant's Name)

State of Kansas)
County of Marshall) ss

I hereby certify that the foregoing instrument was signed in my presence and sworn to before me this 5th day of October, 2017.

[Signature]
Notary Public

My Commission Expires: 10/1/2018

GAGE ZIERLEIN
Notary Public - State of Kansas
My Appt. Expires 10/1/2018

WATER RESOURCES
RECEIVED

NOV 17 2017

SCANNED

KS DEPT OF AGRICULTURE

49940

**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

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KS DEPT OF AGRICULTURE

SCANNED



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

November 21, 2017

STEVE MOSER
1215 GRANITE RD
MARYSVILLE KS 66508

FILE COPY

RE: Application
File No. 49940

Dear Sir or Madam:

Your application for permit to appropriate water in 26-1S-7E in Marshall 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,

Kristen A. Baum
New Applications Unit Supervisor
Water Appropriation Program

BAT: dlw
pc: TOPEKA Field Office
GMD

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