

Kansas Department of Agriculture
 Division of Water Resources
CHANGE: P/U WORKSHEET

Document Signature LPL

1. File Number: 25,272	2. Status Change Date: 3/13/2019	3. Change Num: 2	4. Field Office: 01	5. GMD:
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6. Status: <input checked="" type="checkbox"/> Approved <input type="checkbox"/> Denied by DWR/GMD <input type="checkbox"/> Dismiss by Request/Failure to Return	7. Filing Date of Change:
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8a. Applicant(s) New to system <input type="checkbox"/> OHLDE DAIRY LLC 1814 9TH RD LINN KS 66953 Person ID <u>59652</u> Add Seq# _____	8c. Landowner(s) New to system <input type="checkbox"/> VERNON H & SYLVIA Y MAI PO BOX 341 LINN KS 66953 Person ID <u>54425</u> Add Seq# _____
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8b. Landowner(s) New to system <input checked="" type="checkbox"/> CYNTHIA OHLDE 898 QUIVIRA RD LINN KS 66953 8E OHLDE LEGACY LAND LP 66497 1814 9TH ROAD LINN KS 66953 Person ID <u>66515</u> Add Seq# _____	8d. WUC New to system <input checked="" type="checkbox"/> SAME AS 8A Person ID <u>22426</u> Add Seq# _____
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9. Documents and Enclosure(s): <input checked="" type="checkbox"/> DWR Meter(s) Date to Comply: <u>12/31/18</u> 20 <input type="checkbox"/> N & P Date to Comply: _____	
<input checked="" type="checkbox"/> Check Valve	<input type="checkbox"/> N & P Form
<input type="checkbox"/> Water Tube	<input type="checkbox"/> Driller Copy
<input type="checkbox"/> H & E Letter	<input type="checkbox"/> Conservation Plan
Date Required: _____ Date Approved: _____ Date to Comply: _____	

10. Use Made of Water From: _____ To: _____

Date Prepared: 2/26/19 By: BAT
Date Entered: 3/13/2019 By: LLM

File No. **25272** 11. County: **WS** Basin: Stream: Formation Code: Special Use:

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

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

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

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

16. Place of Use										NE¼				NW¼				SW¼				SE¼				Total	Owner	Chg?	Overlap Files			
T										NE ¼				NW ¼				SW ¼				SE ¼										
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	23658	24	4S	3E	1							35	10	37	33														115	8e	YES	50168
ENT	69203	13	4S	3E	1											34	34	34	34										136	8c 8d	NO	50168

Comments:

KANSAS DEPARTMENT OF AGRICULTURE
Division of Water Resources

M E M O R A N D U M

TO: Files

DATE: March 7, 2019

FROM: Brent A. Turney

RE: Water Right
File No. 25,272

Steven K. Ohlde on behalf of Ohlde Legacy Land, LP, owner of the above referenced water right has filed an application for approval to change the place of use. The application proposes to create a complete overlap in the place of use with new Application, File No. 50,168.

The referenced file number does not appear to be abandoned as per K.S.A. 82a-718.

The change in place of use proposes to create a complete overlap in the place of use with new Application, File No. 50,168, for a total of 251 irrigated acres. The quantity of water when combined with new Application, File No. 50,168, appears to be reasonable to irrigate the proposed place of use with 1.2 acre-feet of water per acre as per KAR 5-3-23, assuming that all of the proposed acres can be irrigated.

Because the application only proposes a complete overlap in the place of use, no notifications were sent.

In an email dated today's date, Katie Tietsort, Water Commissioner, Topeka Field Office recommended approval of the referenced change.

A check valve will be required if any chemical or foreign substance is injected into the water through the diversion works.

Based on the above discussion, that the Topeka Field Office recommends approval, that impairment to existing water rights is unlikely, that no change in the local source of supply will occur and that the new application will account for any increase in the consumptive use, the referenced applications should be approved.


Brent A. Turney, P.E.
Change Application Unit Supervisor

1320 Research Park Drive
Manhattan, KS 66502
785-564-6700
www.agriculture.ks.gov



900 SW Jackson, Room 456
Topeka, KS 66612
785-296-3556

Mike Beam, Acting Secretary

Laura Kelly, Governor

OHLDE DAIRY LLC
1814 9TH RD
LINN KS 66953

March 15, 2019

RE: Water Right
File No. 25,272

FILE COPY


Dear Sir or Madam:

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

Your attention is directed to the enclosures and to the terms, conditions, and limitations specified in the approval for change. A condition of the approvals is that an acceptable water flow meter must be installed on the diversion works authorized under the referenced file numbers. Please return the required notification of completion of the diversion works and installation of the required meter as soon as these actions are completed.

If you have any questions, please contact this 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
Enclosures
pc: Topeka Field Office
Vernon H and Sylvia Y Mai
Cynthia Ohlde
Ohlde Legacy Land LP

In all other respects, the Certificate of Appropriation issued pursuant to Approval of Application, File No. 25,272, for permit to appropriate water for beneficial use, is as stated and set forth in the Certificate of Appropriation dated May 12, 1986, and as modified and amended by the aforementioned order.

Ordered this 13th day of March, 2018, in Manhattan, Riley County, Kansas.

Lane P. Letourneau

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

State of Kansas)
) SS
County of Riley)

The foregoing instrument was acknowledged before me this 13th day of March, 2019, by Lane P. Letourneau, P.G., Water Appropriation Program Manager, Division of Water Resources, Kansas Department of Agriculture.



Danielle Wilson

Notary Public

RIGHT TO A HEARING AND TO ADMINISTRATIVE REVIEW

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

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

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

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

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

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

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.

CERTIFICATE OF SERVICE

On this 5th day of March, 2019, I hereby certify that the attached Approval of Application to Change the Authorized Place of Use, File No. 25,272, dated March 13th, 2019, was mailed postage prepaid, first class, US mail to the following:

OHLDE DAIRY LLC
1814 9TH RD
LINN KS 66953

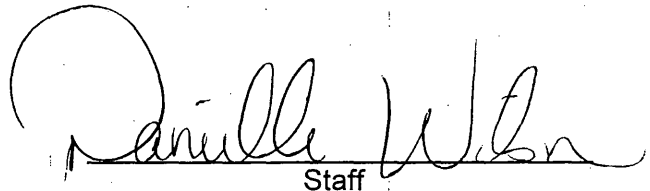
With photocopies to:

CYNTHIA OHLDE
898 QUIVIRA RD
LINN KS 66953

VERNON H & SYLVIA Y MAI
PO BOX 341
LINN KS 66953

OHLDE Legacy Land, L.P.
898 QUIVIRA ROAD
LINN KS 66953

Topeka Field Office


Staff

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

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



State of Kansas

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

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

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

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

(Check one or more)

Water Resources
Received
NOV 19 2018
12:19
KS Dept Of Agriculture

File No. 25,272

2. Name of applicant: Ohlde Dairy LLC

Address: 1814 9TH RD

City, State and Zip: Linn KS 66953

Phone Number: (785) 747-5697 E-mail address: stev@ohlde dairy.com

What is your relationship to the water right; owner tenant agent other? If other, please explain. 785-747-7649

Name of water use correspondent: same as applicant

Address: _____

City, State and Zip: _____

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

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

To form a complete overlap with a new application being filed to cover the pivot in Section 13. The owner pumps water from the well to the South pond then out to the irrigated areas.

The change(s) (was) (will be) completed by upon approval. (Date)

For Office Use Only:					
F.O. Code	<u>1</u>	GMD	<u>0</u>	Meets K.A.R. 5-5-1 (YES / NO)	Use <u>100</u>
Source	<u>G</u>	S	County	<u>WS</u>	By <u>DAW</u> Date <u>11/19/18</u>
Fee \$	<u>200</u>	TR #	Receipt Date	<u>11/19/18</u>	Check # <u>12723</u>

4. The presently authorized place of use is:

Owner of Land — NAME: Ohlde Legacy Land, LP

ADDRESS: 898 Quivira Rd Linn KS 66953

Sec.	Twp.	Range	NE¼				NW¼				SW¼				SE¼				TOTAL ACRES
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
24	4S	3E					40	27	37	30									134

List any other water rights that cover this place of use. None.

Owner of Land. — NAME: _____

ADDRESS: _____

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

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

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

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

Owner of Land — NAME: Ohlde Legacy Land LP

ADDRESS: 898 Quivira Rd Linn KS 66953

Sec.	Twp.	Range	NE¼				NW¼				SW¼				SE¼				TOTAL ACRES
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
24	4S	3E					35	10	37	33									113

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

Owner of Land — NAME: Cynthia Ohlde

Vernon & Sylvia Mai

ADDRESS: 898 Quivira Rd Linn KS 66953

PO Box 341 Linn KS 66953

Sec.	Twp.	Range	NE¼				NW¼				SW¼				SE¼				TOTAL ACRES
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
13	4S	3E					34 *	34 *	34 *	34 *	34 *	34 *	34 *	34 *					136

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

IF MORE SPACE IS NEEDED, ATTACH ADDITIONAL SHEETS AS NECESSARY

**BAT/DWIC 2-26-19
AS PER NEW APP
50,168*

6. The presently authorized point(s) of diversion (is) (are) 1 well
(Provide description and number of points)
7. The proposed point(s) of diversion (is) (are) 1 well
(Provide description and number of points)

List all presently authorized point(s) of diversion:

8. **Presently authorized point of diversion:**
 One in the NC Quarter of the NW Quarter of the _____ Quarter
 of Section 24, Township 4S South, Range 3E (E/W),
 in WS County, Kansas, 3875 feet North 3825 feet West of Southeast corner of section.
 Authorized Rate 135 gpm Authorized Quantity 57 AF
 (DWR use only: Computer ID No. _____ GPS _____ feet North _____ feet West)
 This point will not be changed This point will be changed as follows:
Proposed point of diversion: (Complete only if change is requested)
 One in the _____ Quarter of the _____ Quarter of the _____ Quarter
 of Section _____, Township _____ South, Range _____ (E/W),
 in _____ County, Kansas, _____ feet North _____ feet West of Southeast corner of section.
 Proposed Rate _____ Proposed Quantity _____
 This point is: Additional Well Geo Center List other water rights that will use this point _____

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

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

11. Describe the current condition of and future plans for any point(s) of diversion which will no longer be used. _____
 Water Resources
 Received

IF MORE SPACE IS NEEDED, ATTACH ADDITIONAL SHEETS AS NECESSARY

NOV 10 2018
SCANNED
Dept Of Agriculture

12. The presently authorized use of water is for Irrigation purposes.
It is proposed that the use be changed to No change purposes.

13. If changing the place of use and/or use made of water, describe how the consumptive use will not be increased.
A new application for more quantity will cover the increased consumptive use of the new place of use to be authorized.

(Please show any calculations here.)

14. It is requested that the maximum annual quantity of water be reduced to NO reduction (acre-feet or million gallons).

15. It is requested that the maximum rate of diversion of water be reduced to NO reduction gallons per minute (____ c.f.s.).

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

- a. If a change in the location of the point(s) of diversion is proposed, show:
 - 1) The location of the proposed point(s) of diversion. Distances North and West of the Southeast corner of the section must be shown. Please be certain that the information shown on the map agrees with the information shown in Paragraph Nos. 9, 10 and 11 of the application.
 - 2) If the source of supply is groundwater, please show the location of existing water wells of any kind, including domestic wells, within 1/2 mile of the proposed well or wells. Identify each well as to its use and furnish name and mailing address of the property owner or owners. If there are no wells within 1/2 mile, please indicate so on the map.
 - 3) If the source of supply is surface water, the names and mailing addresses of all landowner(s) 1/2 mile downstream and 1/2 mile upstream from your property lines must be shown.
- b. If a change in the place of use is desired, show the proposed place of use by crosshatching on the map. Please be certain that the information shown on the map agrees with the information shown in Paragraph No. 5 of the application.

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

N/A.

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

All rules and regulations of the KWAA are met.

IF MORE SPACE IS NEEDED, ATTACH ADDITIONAL SHEETS AS NECESSARY

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

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

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

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

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

Dated at Linn-Washington County, Kansas, this 15 day of November, 2018.

<u>Steen Kohde</u> (Owner)	_____	(Spouse)
<u>Steen Kohde</u> (Please Print)	_____	(Please Print)
_____	_____	(Spouse)
_____	_____	(Please Print)
_____	_____	(Spouse)
_____	_____	(Please Print)

State of Kansas }
County of Washington } SS



I hereby certify that the foregoing application was signed in my presence and sworn to before me this 15 day of November, 2018.

Ashley Holle
Notary Public

My Commission Expires May 11, 2022

FEE SCHEDULE

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

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

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

Water Resources
Received
NOV 19 2018

Print Page

These Links May Require Adobe Acrobat Reader, Click [here](#) to Download it.
[View Tax Information](#) --- [View Sketch](#) --- [Back to Search Page](#) --- [Home](#)

The Parcel Number for this Property is 101-186-24-0-00-00-002.03-0
 Quick Ref ID: 301970

Owner Information

Owner Name	Ohlde Legacy Land,LP
Address	898 Quivira RD Linn, KS 66953

Property Situs Address

Address	QUIVIRA RD, Linn, KS 66953
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Land Based Classification System

Function	Farming / ranch land (with Ag improvements)
Activity	Farming, plowing, tilling, harvesting, or related activities
Ownership	Private-fee simple
Site	Dev Site - crops, grazing etc - with structures

General Property Information

Prop Class	Agricultural Use - A
Living Units	1
Zoning	
Neighborhood	900
Tax Unit Group	253

Property Factors

Topography	Level - 1 Rolling - 4
Utilities	Well - 5 Septic - 6
Access	Semi Improved Road - 2
Fronting	Secondary Street - 3
Location	Neighborhood or Spot - 6
Parking Type	On and Off Street - 3
Parking Quantity	Abundant - 3
Parking Proximity	On Site - 3
Parking Covered	
Parking Uncovered	

2018 Appraised Value

Class	Land	Building	Total
Agricultural Use - A	48,920	874,380	923,300
Total	48,920	874,380	923,300

Tract Description

S24, T04, R03, 6th Principal Meridian, ACRES 154.4, NW4 LESS BEG NW COR NW4 TH E270' S255' E40' S205' SW48' W62.64' S239.52' WLY175.3' N TO POB LESS R/W

Deed Information

Book1	Page1	Book2	Page2	Book3	Page3	Book4	Page4
258	376	255	416	244	408	236	171

Other Improvements

Water Resources

No	Occupancy	MSCIs	Rank	Qty	Yr Bit	Eff Yr	LBCS	Area	Perim	Hgt	Dimensions	Stories	Phys	Func	Econ	OV%	Rsn	Cls	RCN	% Gd	Value

NOV 19 2018

SCANNED

16	Farm Utility Building	P	2.00	1	1970		1,824	200	14	76 X 24	1	3	3			A	20,140	12	2,420
20	Farm Utility Storage Shed	P	1.00	1	1991		1,536	160	8	48 X 32	1	2	3			A	7,660	11	840
24	Farm Utility Storage Shed	P	1.00	1	1960		576	104	8	36 X 16	1	1	1			A	3,460	2	70
28	Farm Utility Storage Shed	P	1.00	1	1955		768	112	8	32 X 24	1	2	3			A	4,250	9	380
32	Barn, General Purpose	D	1.00	1	1930		1,536	160	16	48 X 32	1	2	3			A	24,610	5	1,230
35	Tool Shed	D	1.00	1	1940		84	38	8	12 X 7	1	2	3			A	1,140	15	170
38	Farm Utility Storage Shed	P	1.00	1	1970		1,916		8		1	1	2			A	8,800	3	260
42	Milkhouse Shed	C	1.00	1	1965		252	64	10	18 X 14	1	1	2			A	10,150	10	1,010
45	Dairy	C	1.00	1	1965		504	92	10	28 X 18	1	1	2			A	18,550	10	1,860
48	Farm Utility Building	P	1.00	1	1970		1,440	168	14	60 X 24	1	1	2			A	9,480	5	470
52	Site Improvements	C	2.00	1	1965		10		8	42 X 26	1	2	3			A	5,600	6	340
55	Farm Utility Building	P	1.00	1	1970		3,000	220	14	60 X 50	1	1	2			A	17,760	5	890
59	Farm Utility Storage Shed	D	2.00	1	1965		5,964	368	8	142 X 42	1	2	3			A	35,310	9	3,180
63	Farm Utility Shelter	D	2.00	1	1992		4,000	280	18	100 X 40	1	3	3			A	17,600	15	2,640
65	Farm Utility Building	S	2.00	1	1993		3,200	240	14	80 X 40	1	3	3			A	39,780	16	6,360
69	Farm Utility Storage Shed	P	2.00	1	1996		1,000	140	8	50 X 20	1	3	3			A	6,040	19	1,150
73	Farm Utility Building	P	2.00	1	1996		264	68	14	22 X 12	1	2	3			A	3,990	14	560
77	Farm Utility Building	P	2.00	1	2000		360	76	14	20 X 18	1	3	3			A	5,050	24	1,210
81	Farm Utility Storage Shed	P	1.00	1	1960		2,459		8		1	2	3			A	10,970	9	990
85	Lean-to, Farm Utility	D	2.00	1	1960		48	28	10	8 X 6	1	2	3			A	790	5	40
88	Site Improvements	C	2.00	1	1960		10	172	8	62 X 24	1	1	1			A	41,170	2	820
91	Site Improvements	C	2.00	1	1960		10	164	8	62 X 20	1	1	1			A	30,910	2	620
94	Site Improvements	C	2.00	1	1970		10	240	8	112 X 8	1	1	2			A	18,880	3	570
97	Tool Shed	D	0.60	1	1970		49	28	8	7 X 7	1	1	2			A	580	6	30
00	Farm Utility Building	S	2.00	1	1975		4,500	280	14	90 X 50	1	1	2			A	53,690	5	2,680
04	Site Improvements	C	2.00	1	1970		10	84	8	20 X 22	1	2	3			A	13,410	6	800
08	Site Improvements	C	2.00	1	1970		10	76	8	17 X 21	1	2	3			A	21,980	6	1,320
12	Farm Utility Building	P	1.00	1	1980		720	108	14	30 X 24	1	1	2			A	5,150	5	260
16	Farm Utility Building	P	1.00	1	1980		900	120	14	30 X 30	1	1	2			A	6,180	5	310
20	Farm Utility Building	P	1.00	1	1985		540	96	14	30 X 18	1	2	3			A	4,120	9	370
24	Site Improvements	C	2.00	1	1996		10	240	8	112 X 8	1	1	2			A	17,170	3	510
27	Tool Shed	D	2.00	1	2000		156	50	8	13 X 12	1	3	3			A	2,830	41	1,160
30	Farm Utility Storage Shed	P	1.00	1	1970		1,248	148	8	48 X 26	1	3	3			A	6,440	12	770
34	Tool Shed	D	1.00	1	1960		80	36	8	10 X 8	1	1	1			A	1,080	5	50
37	Freestall Barn	D	2.00	1	2005		11,520	432	8	120 X 96	1	2	3			A	140,430	14	19,660
41	Site Improvements	C	2.00	1	1997		10		8	475 X 12	1	3	3			A	29,240	8	2,340
44	Freestall Barn	D	2.00	2	1997		8,800	520	8	220 X 40	1	2	3			A	114,400	7	8,010
48	Site Improvements	C	2.00	1	1998		10		8	75 X 14	1	3	3			A	5,390	8	430
51	Freestall Barn	D	2.00	1	1998		8,800	520	8	220 X 40	1	2	3	Water Respon	Respon	A	114,400	7	8,010
55	Site Improvements	C	2.00	1	1999		10		8		1	3	3	Received		A	45,140	9	4,060
58	Site Improvements	C	2.00	1	1999		10		8		1	3	3	NOV 19 2018		A	1,520	9	1,040
61	Freestall Barn	D	2.00	2	1999		8,800	520	8	220 X 40	1	2	3			A	114,400	8	9,150

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68	Dairy	D	4.00	1	2000		6,970		10		1	3	3			A	322,920	35	113,020
71	Freestall Barn	D	2.00	1	2000		5,124		18		1	2	3			A	77,010	8	6,160
73	Freestall Barn	D	2.00	1	2000		7,654		18		1	2	3			A	112,510	8	9,000
22	Farm Utility Building	S	2.33	1	2015		68,376	1150	14	407 X 168	1	3	4			A	853,330	75	640,000

Other Improvement Components

No	Code	Units	Pct	Size	Other	Rank	Year
16	No HVAC						
16	Single -Metal on Wood Frame		100				
20	No HVAC						
20	Single -Metal on Wood Frame		100				
24	No HVAC						
24	Single -Metal on Wood Frame		100				
28	No HVAC						
28	Single -Metal on Wood Frame		100				
32	Single -Wall-Boards on Wood		100				
35	Single -Wall-Boards on Wood		100				
38	No HVAC						
38	Single -Metal on Wood Frame		100				
42	Concrete Block		100				
45	Concrete Block		100				
48	No HVAC						
48	Single -Metal on Wood Frame		100				
52	Paving, Concrete w/Base	1092					
55	No HVAC						
55	Single -Metal on Wood Frame		100				
59	No HVAC						
59	Single -Metal on Wood Frame		100				
65	No HVAC						
65	Single -Metal on Steel Frame		100				
69	No HVAC						
69	Single -Metal on Wood Frame		100				
73	No HVAC						
73	Single -Metal on Wood Frame		100				
77	No HVAC						
77	Single -Metal on Wood Frame		100				
81	No HVAC						
81	Single -Metal on Wood Frame		100				
85	Single -Wall-Boards on Wood		100				
88	Silo, Concrete Stave, 24' - 30' Dia.	1		62	24		
91	Silo, Concrete Stave, 16' - 23' Dia.	1		62	20		
94	Bunker Silo, Wood, Cantilevered Poles	112		8	40		
97	Single -Wall-Boards on Wood		100				
00	No HVAC						
00	Single -Metal on Steel Frame		100				
04	Steel Bin, Concrete Slab Floor	1		20	22		
04	Steel Bin, without Drying, 15' - 29' Dia.	1		20	22		
08	Steel Bin, Concrete Slab Floor	2		17	21		
08	Steel Bin, without Drying, 15' - 29' Dia.	2		17	21		
12	No HVAC						
12	Single -Metal on Wood Frame		100				
16	No HVAC						
16	Single -Metal on Wood Frame		100				
20	No HVAC						
20	Single -Metal on Wood Frame		100				
24	Bunker Silo, Wood, Cantilevered Poles	112		8	30		
27	Single -Wall-Boards on Wood		100				
30	No HVAC						
30	Single -Metal on Wood Frame		100				
34	Single -Wall-Boards on Wood		100				
37	No HVAC						
37	Single -Metal on Wood Frame		100				
41	Paving, Concrete w/Base	5700					

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44	No HVAC										
44	Single -Metal on Wood Frame						100				
48	Paving, Concrete w/Base					1050					
51	No HVAC										
51	Single -Metal on Wood Frame						100				
55	Paving, Concrete w/Base					8800					
58	Paving, Concrete w/Base					2246					
61	No HVAC										
61	Single -Metal on Wood Frame						100				
68	Single -Metal on Wood Frame						100				
22	Single -Metal on Steel Frame						100				


Agricultural Land

Ag Type	Ag Acres	Soil Unit	Irr Type	Well Depth	Acre Feet	Acre Ft/Ac	Adj Code	Govt Prog	Base Rate	Adj Rate	Ag Value
Dry Land	13.7	3391				0			324	324	4,440
Dry Land	1.7	3800				0			516	516	880
Dry Land	64.1	3828				0			506	506	32,430
Dry Land	15.9	3830				0			477	477	7,580
Dry Land	0.1	9999				0			10	10	10
Native Grass	24.1	3828				0			72	72	1,740
Native Grass	6.8	3830				0			72	72	490
Native Grass	14.4	WST				0			10	10	140
Tame Grass	4.3	3391				0			105	105	450
Tame Grass	4	3828				0			88	88	350
Tame Grass	2.1	3830				0			88	88	180
Native Grass	3.2	3800				0			72	72	230

Ag Land Summary

Dry Land Acres	95.5
Irrigated Acres	0
Native Grass Acres	48.5
Tame Grass Acres	10.4
Total Ag Acres	154.4
Total Ag Use Value	48,920
Total Ag Market Value	546,400

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Water Resources
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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

OHLDE DAIRY, LLC
1814 9TH RD
LINN, KS 66953

November 21, 2018

RE: File No 25272

Dear Sir or Madam:

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

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

As a matter of record, the Division of Water Resources has on hand a large number of applications awaiting processing. Therefore, to be fair to all concerned, and so that we can process those applications on hand in the order they were received, we intend to concentrate on the backlog of applications until the issue is resolved. You will be contacted regarding this application as soon as it has been examined.

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

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

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

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

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

Sincerely,

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

BAT: DLW
pc: TOPEKA Field Office GMD

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Turney, Brent [KDA]

From: Tietsort, Katie [KDA]
Sent: Thursday, March 7, 2019 11:34 AM
To: Turney, Brent [KDA]
Subject: RE: 25272 PU

Brent,

This is fine to proceed with, thanks for working it up.

Katie

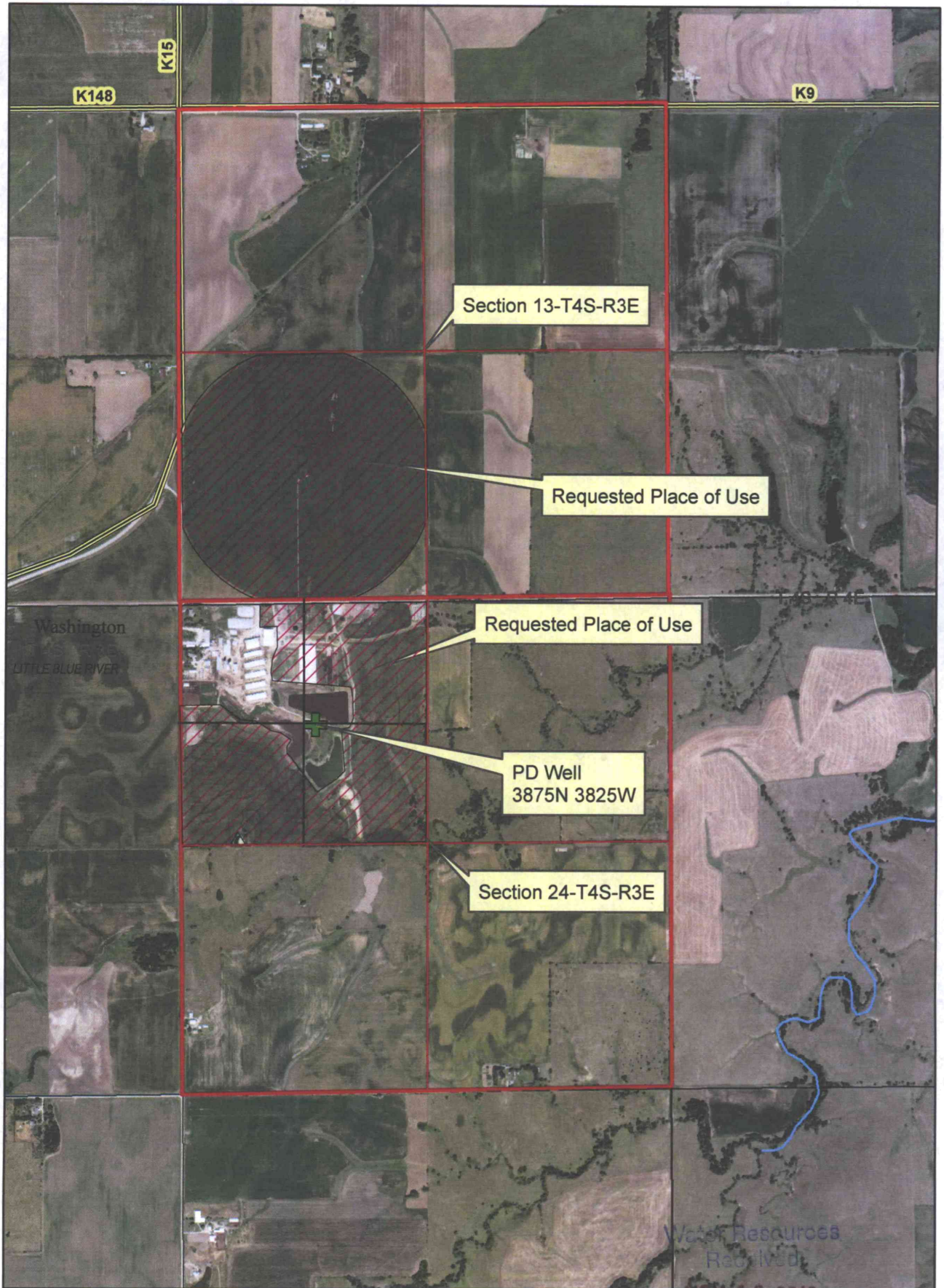
Katie Tietsort

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

From: Turney, Brent [KDA]
Sent: Wednesday, March 6, 2019 2:58 PM
To: Tietsort, Katie [KDA] <Katie.Tietsort@ks.gov>
Subject: 25272 PU

Katie,
This change goes along with new Application, File No. 50,168. Can you give it a look and give me a recommendation.
Brent

Proposed Place of Use, Ohlde, File No. 25,272



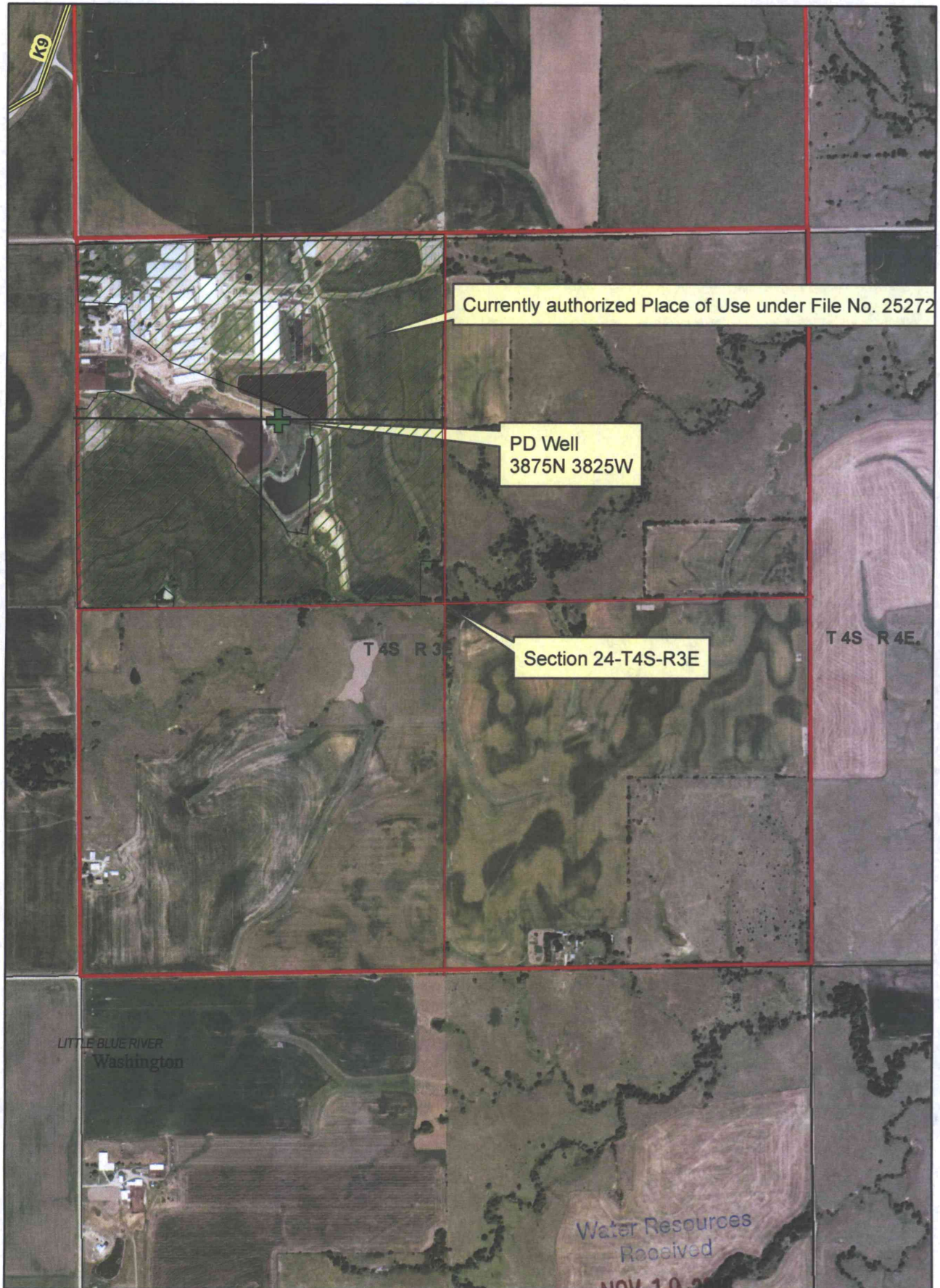
1:18,000

Signature: _____

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Authorized Place of Use, Ohlde, File No. 25,272



1:12,000

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