CHECK SHEET Short Change

(To be completed and attached to each application)

Fi	le No. <u>11</u>	923		_	Fiel	d Office	No. <u>4</u>			GMD No.	<u>3</u>	
1. 1	Plugging	agreement	t obtained fo	or GMD?	Yes 🗌	No		Non App	licable ⊠			
2. I	s Lando	wner correc	ct as current	lly shown	in WRIS?	? Ye	s 🔲	No 🏻	⊴	Addres	s Chan	ge? <u>NO</u>
1	f applicat	ole, list Plac	e of Use Ove	rlap File I	los		.					
									No 🗌			
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			n computer						.			_
, t). Show	r feet distar	ices from th	e		cor	ner of t	he sectior	n for the new	point(s)	of diver	sion:
	Action	PDIV ID	Geo Ctr?	Sec	Twp	Rng	'N	W	Cour	nty	Qua	lifiers
		5										
										,		
(gpm gpm/cfs gpm/cfs		gpr gpr	gpm _ n/cfs _ n/cfs _		d Quantityafaf/mgyaf/mgy ctly shown in			af af/mgy af/mgy
e	. Forma	ation Name	& No				Speci	al Use Are	ea			
5. I	Distances	s from the o	original p/d:					' N		1	W	
6. N	VATER F	RIGHT ACTI	ON TRAIL C	OMMEN	гѕ							
	1/22/17					Applicat	ion Rec	eived (date	e accepted for	priority)		
	12/8	<u>} /17</u>			Change Notice a							
_					Complet	ion Requ	uiremen	t Removed	d (Change No	. C))	
7. <u>I</u>	IETER A	CTION TRA	AIL COMME	<u>NTS</u>								
_	1218	<u>} /17</u>			DWR Me	eter Req	uired by	<u>12/31/18</u>				
8. E	Base Acre	es <u>270</u>		Yea	ar		_ Mii	nimum Rea	asonable Qua	intity		
								Date Crea	ted 11/29/17	by tpm		
								Date Ente	red	by		

CHECK SHEET ATTACHMENT

File Number 11923

9. Changes to the place of use will be:

		i						Z	NE%		N	NW74			SW7/4	1/4			SE1/4	1/4	- - - - -
Action	Owner Person ID	Place Use	Sec.		Twp. Range		NE%	_	SW1/4	NW% SW% SE%	NW74	SW74	SE%	NE%	NW72	NE% NW% SW% SE% NE% NW% SW% SE%		NE%	NW74	NE% NW% SW% SE%	ACRES
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i i	1 007	Me.W	જે	30 05	Z 3 W	New Acres								20			20		37.5	37.5	115
						Acres Authorized															
						New Acres															

	Person ID#			Advanced to the second	
	رن ا				
	2. Person ID # <u>63023</u>	PARITY INVESTMENTS INC	303 MAIN	KISMET KS 67859-9612	
Names and Address:	1. Person ID # <u>25811</u>	LAYNE ANGELL	P O BOX 249	PLAINS KS 67869	ONNOVARIABILITY OF THE PROPERTY OF THE PROPERT

GENERAL INSTRUCTIONS

a. Original application/approval

Give to Applicant:

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- b. Original receipt (one for each application)
- c. Information packet containing:
- Notice and Proof form
- Water Meter Specifications
 - Acceptable Meter list
- Water level measurement tube specifications
- Check Valve specifications
- Pink Sheet K.S.A. 82a-728 letter
- Form stating to record in Register of Deeds Office (OPTIONAL AS NEEDED)

Send to headquarters:

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- a. Good, microfilmable copy of application and/or approval and this check sheet
- b. Original check and copy of receipt
 - c. Test hole log
- d. GMD recommendation, if any
- e. Map or aerial photograph, if any
- Send to KDHE: Letter (KDHE.LT) advising of location of abandoned well. <u>რ</u>

CONDITIONS

- Insert notice and proof date.
- Type or print applicant's/owner's name on line. ાં જં
 - Complete notary statement.

approve
and
received
Date stamp
4.

Complete ownership and WUC change information. ιΩ

ADDITIONAL PHOTOCOPIES

]		l



Garden City Field Office 2508 Johns Street Garden City, Kansas 67846-2804

Jackie McClaskey, Secretary David W. Barfield, Chief Engineer Michael A. Meyer, Water Commissioner

Fax: (620) 276-9315 www.agriculture.ks.gov

Phone: (620) 276-2901

Sam Brownback, Governor

December 8, 2017

LAYNE ANGELL P O BOX 249 PLAINS KS 67869

> RE: Change the Place of Use, File Nos File 11923

Dear Mr. Angell;

Enclosed you will find a Summary Order Approving Application for Change in Place of Use for the above referenced files. Since these orders modify the original documents, it should be recorded at the County Register of Deeds.

These orders modify the authorized acres that can be irrigated by these files. The authorized place of use is as shown on the plats within the change approvals.

A condition of this order is that an acceptable flow meter must be properly installed on the diversion works authorized under the referenced file number in accordance with the Kansas Administrative Regulations 5-1-4 through 5-1-12. This water flow meter shall be used to provide information required on the annual water use report (including the meter reading at the beginning and end of the report year).

This order shall become final if a request for a hearing is not filed with the Chief Engineer within 15 days of the date of service of this order. The date of service is the date listed on the enclosed Certificate of Service.

Should you have any questions, please feel free to call this office or arrange an appointment for additional assistance. Please refer to the file number when you contact us if you wish to discuss a specific file.

Sincerely,

Thomas P. Makens

Assistant Water Commissioner

TPM:tpm Enclosures GMD#3

CERTIFICATE OF SERVICE

On this \int \(\textstyle \texts

LAYNE ANGELL P O BOX 249 PLAINS KS 67869

Copy provided to GMD#3

Division of Water Resources

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

Call for address:

Topeka -- (785) 296-5733 Stafford -- (620) 234-5311 Stockton - (785) 425-6787 Garden City -- (620) 276-2901 http://agriculture.ks.gov/dwr

DWR FIELD OFFICE APPLICATION FOR APPROVAL TO CHANGE THE PLACE OF **USE AND/OR THE** POINT OF DIVERSION



STATE OF KANSAS

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

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

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						F	ile No	. <u>1192</u>	3			###P##################################					•	9AM 2 201	
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F	or Offic	e Use	Only:	Code		Fe	e \$	<u> </u>	TR	#		Re	ceipt	Date _	11/2	417	Chec	k#_/	5//

APPLICATION FOR APPROVAL TO CHANGE THE PLACE OF USE AND/OR POINT OF DIVERSION SUPPLEMENTAL SHEET

FILE NO. 11923
MAKE ADDITIONAL COPIES AS NECESSARY

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Page ____

DWR 1-121-2 (Rev. 01/23/2008)

File No. _____

5.	Presently authorized				
	One in the	Quarter of the		Quarter of the	Quarter
	of Section	, Township		South, Range	(E/W),
		County, Kansas,			
	Authorized Rate	Authorized Quantity_		Depth of well	(feet)
	(DWR use only: Con	nputer ID No GP:	3	feet North	_ feet West)
	This point will not be	changed This point will be change	d as follow	s: 🔲 No change, point better describe	ed with GPS as follows:
		version: (Complete only if chang			
		Quarter of the			
	of Section	, Township		South, Range	(E/W),
ŀ	in	County, Kansas,	feet Nor	th feet West of Southe	east corner of section.
	Proposed Rate	Proposed Quantity	_	Proposed well depth (feet)	•
	This point is: Addit	ional Well Geo Center List of	her water	rights that will use this point	*
L					
6.	Presently authorized	point of diversion:			the state of the s
٥.	= '	Quarter of the		Quarter of the	Quarter
•		, Township			
ļ	in	County, Kansas,	feet Nor	th feet West of Southe	east corner of section.
		Oounty, Ransas,			
	/DWR use only: Con	nputer ID No GPS	3	feet North	feet West)
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	of Section	Quarter of the		South Range	(EAAA
	in	County, Kansas,	feet Nor	th feet West of Souths	east corner of section
		Proposed Quantity			
		tional Well ☐ Geo Center List of			
L	Tills politicis. I Addit	(io) a) vveii Geo Centel List of	IIO WALO	rights that will decide point	
7.	The changes herein a	re desired for the following reasons	3? 13a.	If the proposed point of diversion wi	ll be relocated within 100
				feet of the existing point of diversio the diagram below in relation to the	n, indicate its location on
	(please be specific)	No CHANGE TO NECT		(PLEASE NOTE: The "X" in ce represents presently authorized p	enter of diagram below
		•		represents presently authorized p	oint of diversion.)
	Market Advisor			North	
					<u>50 10</u> 0
_					
8.	If a well, is the test hole	log attached? Yes No		F =	
9.	The change(s) (was)(w	ill ha) completed by?		50	+ $-\frac{1}{50}$
v.	The change(s) (was)(w	in bey completed by t			1
					=
10.	If the point of diversion	is a well:		West 0	
	•			<u> </u>	
	(a) vynat are you gon	g to do with the old well?			= = = = = = = = = = = = = = = = = = =
				50 _ + _	+ = 50
				<u> </u>	<u>-</u>
	(b) When will this be d	lone?			ılııı
	• •			100 60 0	50 100
11	. Groundwater Manag	gement District recommendation	on	South Scale: 1" = 10	- 100 - 100
	attached?				
			13b.	If the proposed point of diversion with 100 feet but within 1320 feet from	III be relocated more than
12.	. Assisted by <u>BAC</u>	/		diversion, attach a topographic me For groundwater sources, show all	ap or aerial photograph.
				For groundwater sources, show all within one-half mile of the proposed	wells (including domestic)
				names and mailing addresses of t	he owners. For surface
				water sources, show the names	and addresses of the
				landowner(s) one-half mile downs upstream from your property lines.	ucani and uncanan mile

14.	If the pro	oposed gro	oundwater	point of c	liversion is 300	or fewer feet t	rom existin	g point of diversi	on, complete the fo	ollowing:
	(a) Doe		ersigned r ∐ No	epresent : (If no,	all owners of th all owners mu	e currently aut st sign this app	horized pla lication.)	ce(s) of use iden	tified in this applic	ation?
	(b) Will affe □ `	cted if this	rship inter applicatio ∐ No	on is appro	oved as reques	currently auth sted? ust sign this ap		e(s) of use ident	ified in this applica	ation be adversely
	(c) If th		ion is not ∐ No	approved (If no,	expeditiously, all owners mu	will there be so st sign this app	ibstanflal d lication.)	amage to proper	ty, public health or	safety?
or a	change	in place of	fuse, the	application	r change in poi n must be sign ing represente	ed by all owne	a groundwrs of the cu	/ater change in p irrently authorized	oint of diversion gi d place of use, or t	eater than 300 feet, heir duly authorized
age the	and the	e owner. If, in reg	the spo ards to t	use of the	ne owner, or r right(s) to	a duly author	rized age oplication	ent of the own	er(s) to make th	nat I am of lawful is application on It the statements
Date	ed at	Plain	C.			, Kansas, thi	s 23	day ofO	venber	, 20_17
Date	4	on_C	مويا					Willie	Masl	
	L	علالم	WO)	j				Billy	(Spouse)	
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		certify th	at the fo	regoing	application wa	as signed in	my preser	nee and aworn	to before me th	is 22^{NQ} day of
	KIOVE	<u>'MVEY</u>	, 20_	1 1	A. BRITT	TANY GRANCE blic - State of Kan		Hlan	eriout	}
Му	Commis	sion Expir	es <u> -</u>	23-21)	iles ([-1/3-1]			lotary Public	
acc	urate infor	LETE APP rmation; ma te fee must	ips, if nece	S WILL BE ssary, must	PROCESSED. be included; sig	To be complete, matures of all the	all of the app appropriate	olicable portions of owners' must be a	the application form affixed to the applicat	must be completed wit ion and notarized; and
						FEE SCHE				
-Eac	ch applica	ation to ch	ange the	place of u	se or the point	of diversion ur Kansas Deparl	der this se	ction shall be acc oriculture	companied by the	application fee set
tort	(1) (2)	Application Application	on to chan on to chan	ge a point ge a point	of diversion 3 of diversion m	00 feet or less ore than 300 f		,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,		\$200

SUMMARY ORDER APPROVING APPLICATION FOR CHANGE AND IMPOSING CONDITIONS

This Summary Order is issued under authority of K.S.A. 82a-708b, as amended, and K.A.R. 5-14-3 and other applicable provisions of the *Kansas Water Appropriation Law, K.S.A. 82a-701 et. seq.*, and rules and regulations promulgated thereunder, K.A.R. 5-1-1 *et.seq.* With the exception of those conditions expressly contained herein, this Summary Order does not change the terms, conditions and limitations of File No. 11923 requesting that the place of use and / or point of A change application was received on <u>November 22, 2017</u> requesting that the place of diversion authorized under the above-referenced file number be changed as described in the application. On and after the effective date of this summary order, the authorized place(s) of use shall be located substantially as shown on the topographic map accompanying the application to change the place of use.

Applicable In Not Applicable The change in point of diversion shall not impair existing rights and shall be limited to the same source or sources of water as previously authorized. The point of diversion authorized by this summary order shall be located within a ______ foot radius of the authorized point(s) of diversion.

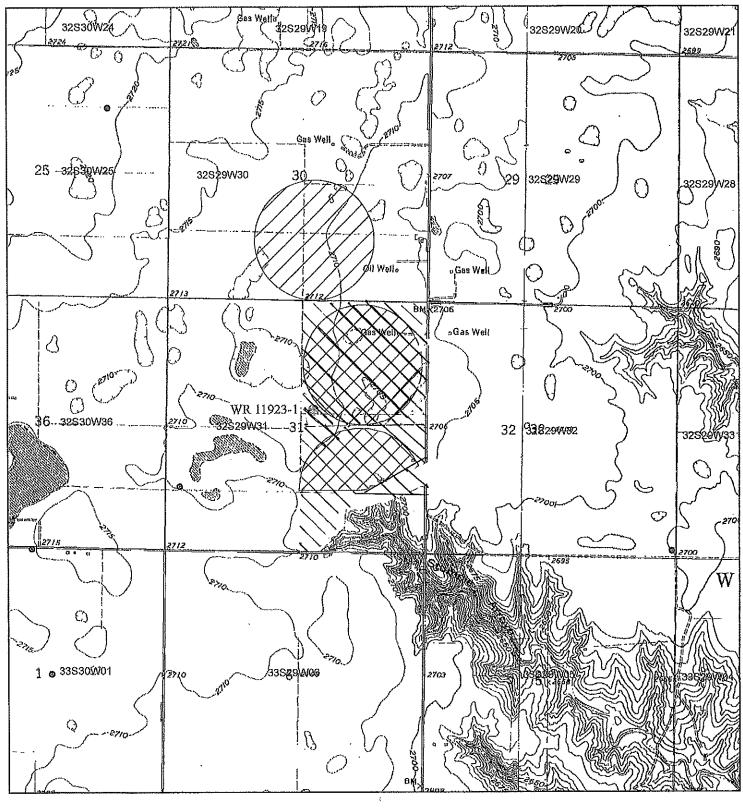
Applicable The point(s) of diversion authorized herein shall not actually be located more than ___ feet from the previously authorized point(s) of diversion. ☐ Applicable As required by K.A.R. 5-3-5d, if the works for diversion is a well with a diversion rate of 100 gallons per minute or more, a tube or other device suitable for making water level measurements shall be installed, operated and maintained in accordance ☐ Applicable Not Applicable with K.A.R. 5-6-13. The owner of the authorized place(s) of use shall properly install an acceptable water flow meter on or before December 31, 2018, or before the first use of water, whichever occurs first. The water flow meter shall be installed, operated and maintained in accordance with K.A.R. 5-1-4 through 5-1-12. As required by K.S.A. 82a-732, as amended, and K.A.R. 5-3-5e, the owner shall maintain records and report the reading of the water flow meter and the total quantity of water diverted annually to the Chief Engineer by March 1 following the end of each calendar year.

Applicable

Not Applicable Installation of the works for diversion of water shall be completed on or before December 31, 2018, or within any authorized extension of time. By March 1, 2019 the applicant shall notify the Chief Engineer that construction of the works for diversion has been completed, on the form provided by the Chief Engineer, as required by K.A.R. 5-8-4e.

☐ Applicable ☑ Not Applicable The completed well log shall be submitted with the required notice. Not Applicable ☐ Applicable All diversion works into which any type of chemical or other foreign substance will be injected into the water shall be equipped with an in-line, automatic, quick-closing check valve capable of preventing pollution of the source of the water supply. The check valve(s) shall be installed, operated and maintained in accordance with K.A.R. 5-3-5c. 🛛 Applicable 🔲 Not Applicable ☐ Yes ⊠ No Additional Conditions are attached. 11. In accordance with K.S.A. 82a-708a, as amended, and K.A.R. 5-5-14, all of the owners of the authorized place(s) of use of water appropriated under the above-referenced file number are responsible for compliance with its terms, conditions and limitations, as amended and/or supplemented by this Summary Order, and with applicable provisions of the *Kansas Water Appropriation Law* and the *Rules and Regulations* promulgated thereunder. Failure to comply with these provisions may result in civil penalties pursuant to K.S.A. 82a-737, as amended, and/or the suspension or revocation and dismissal of the water or appropriation right or any other enforcement actions authorized by law. FOR OFFICE USE ONLY Administrative Appeal and Effective Date of Order APPLICATION APPROVED AND You have the right to a hearing in accordance with K.A.R. 5-14-3 SUMMARY ORDER ISSUED before this Summary Order becomes final action of the Kansas Department of Agriculture. Any request for a hearing must be filed with the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, 1320 Research Park Drive, Topeka, Kansas 66502, within 15 days after the date shown on the Certificate of Service attached hereto. If a hearing Duly Authorized Designee of the Chief Engineer is not requested in accordance with K.A.R. 5-14-3, this Summary Order will become effective on the 15th day after the date shown (Print Name): Thomas P Makens Division of Water Resources - Kansas Department of Agriculture on the Certificate of Service. Date of Issuance: <u>VECEMBER 8</u> For Use by Register of Deeds State of Kansas Acknowledged before me on December 8 by Thomas Y. Notaky Public Signature: _ **SUE KEENY** HOTARY My Appointment Expires June 8, 2018 My commission expires: (Notally Seal)

CHANGE IN PLACE OF USE WR 11923-1 SECTIONS 30 & 31 - T 33 S - R 29 W





EXISTING PLACE OF USE

Feet 0 7001,400 2,800 4,200 5,600



PROPOSED PLACE OF USE





Garden City Field Office 2508 Johns Street Garden City, Kansas 67846-2804

Jackie McClaskey, Secretary David W. Barfield, Chief Engineer Michael A. Meyer, Water Commissioner Phone: (620) 276-2901 Fax: (620) 276-9315 www.agriculture.ks.gov Sam Brownback, Governor

November 29, 2017

Southwest Kansas Groundwater Management District No 3 409 Campus Drive, Suite 106 Garden City KS 67846

Re: Water Right file number 11923

Dear Mr. Norquest;

Layne Angell has applied to alter the acres authorized to add a pivot to the place of use. The base acres are 270.

We are delaying action for 15 days on the change application to allow you time to review and provide a recommendation if you feel one is warranted. I have enclosed a copy of the change for your perusal.

Thank you and as always feel free to call or write us at any time.

Sincerely;

Thomas P Makens

encs.



Southwest Kansas Groundwater Management District No. 3 2009 E. Spruce Street

Garden City, Kansas 67846 (620) 275-7147 phone (620) 275-1431 fax www.gmd3.org

December 1, 2017

RECEIVED

Thomas P. Makens Division of Water Resources 2508 N Johns Street Garden City, Kansas 67846

DEC 01 2017

Garden City Field Office Division of Water Resources

RE:

Application for Change in Place of Use

Water Right, File No. 11923

Dear Thomas:

We have completed a review of the application for the above referenced water right. The proposal is not in conflict with the Management Program of the Southwest Kansas Groundwater Management District No. 3 (GMD3). The proposed change in place of use is in accordance with K.A.R. 5-5-11(b). It is therefore recommended that the applications be approved at this time.

Thank you for the opportunity to review the applications and to provide a recommendation. If you have any questions, please don't hesitate to contact us.

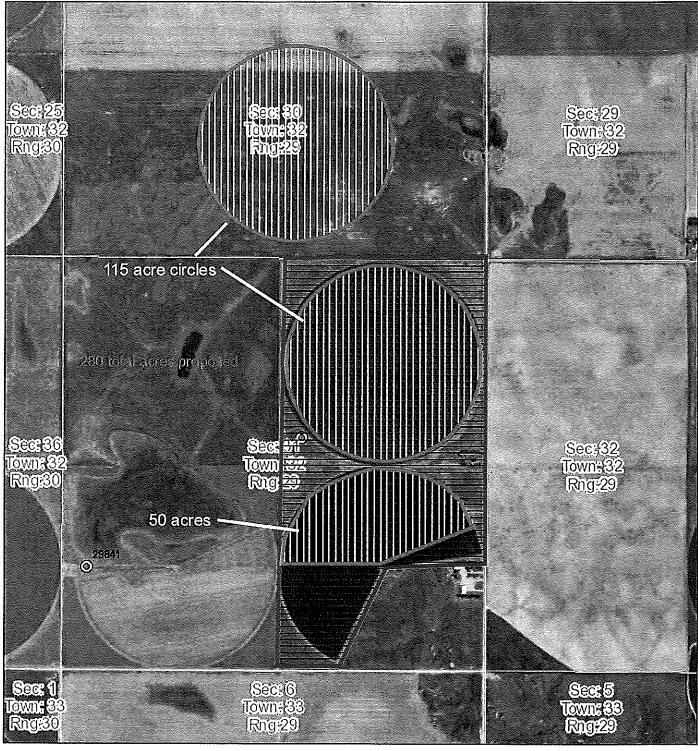
Sincerely,

Jason L. Norquest

Assistant Manager



11923 PU Change Review



December 1, 2017 Legend DISCLAIMER: This map is not intended for conveyances, nor is it a legal survey. The information is presented on a best-efforts basis, and should not be relied upon for making financial, survey, legal or other commitments.

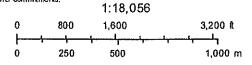
Meters

O Wells

Sections

RECEIVED

DEC **01** 2017



GMD FSA 2016

Garden City Field Office Division of Water Resources

GMD3 Change Review

File No(s).: 11923.		DWF	Coffice: <u>GC</u>	_•	
App filed to change: PI	<u>U</u> .				
Is Landowner(s) correct	in WRIS: _	<u>In trusts</u> .			RECEIVED
If NO, is docume	ntation incl	uded?			1 1 Lucia V Lucia
Is Water Use Correspond			<u>ES_</u> .		DEC 01 2017
If NO, is docume				_	other Field Office
Regulation(s) Reviewed:				G: Divi	arden City Field Office sion of Water Resources
Point of diversion ID No	(s) oem	g changed.		DIVI	Ordiv ov Traile
ft. No	orth ft.	West		:	
Authorized PD					
Proposed PD					
Difference	0	0	•	:	
a2 + b2 = c2	0 .	0 ;	0		
GPS for proposed PD: I	_at:	Long:			
Is proposed PD stacking	on existing	WRs?		•	
Is Proposed PU overlapp	ing existing	g WRs?			
Land Owner(s) notified:	.				
Name	Name	•			
Address	Addre	ess			•
Zip	Zip	*			
Neighboring certified we	ell(s) notifie	ed:			
Name	Name	·			
Address	Addre	ess			
Zip	Zip	-			
Domestic well(s) notifie	d:				
Name	Name	•			
Address	Addre	ess			
Zip	Zip				
Base Acres: 270 (agree	with DWR				
Perfected Acres:					
Irr. Return-Flow%					
Currently authorized 270	acres. Ap	plication is re	questing 280 a	cres, which i	s an increase
of 10 acres, within the ru		•			
Is a waiver needed: NO	<u>)</u> .				
Final Recommendation:	After revi	ew of all avai	lable informati	on, it appear	s the area
rules are met. Staff ther					

10

1 v

And the second s



Southwest Kansas Groundwater Management District No. 3 2009 E. Spruce Street

Garden City, Kansas 67846

(620) 275-7147 phone (620) 275-1431 fax www.gmd3.org

December 1, 2017

Thomas P. Makens Division of Water Resources 2508 N Johns Street Garden City, Kansas 67846

RE: Application for Change in Place of Use

Water Right, File No. 11923

Dear Thomas:

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Sincerely,

Jason L. Norquest Assistant Manager

RECEIVED

DEC 0 5 2017

GAMEN CIN TRUM OFFICES