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



Phone: (620) 276-2901 Fax: (620) 276-9315 www.agriculture.ks.gov

Sam Brownback, Governor

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

May 9, 2017

RYAN KARL & KEYLA RAE MAYESKE 497 ROAD T LAKIN KS 67860

RE: Change the Place of Use, File Nos 14286D1 & 14286D2

Dear Mr. & Mrs. Mayeske;

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.

An acceptable water flow meter was required to be installed on the diversion works by earlier requirement of the Chief Engineer. These water flow meters shall be used to provide information required on the annual water use report.

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 C: GMD3

CERTIFICATE OF SERVICE

On this / day of May 2017, I hereby certify that the attached original Approval of Application to Change the Place of Use under Water Right File 14286D1 & 14286D2 dated May 9, 2017, was mailed postage prepaid, first class, US mail to the following:

RYAN KARL & KEYLA RAE MAYESKE 497 ROAD T LAKIN KS 67860

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.

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							File No	o. <u>1428</u>	36 D2		/								
Carden City Field Off 1. Application is hereby made for approval of the Chief Engineer to change the (check one or both): Edition of Water Report																			
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ι	under th	e water	right v	which i	s the s	ubject	of this	applie	cation	in acco	ordanc	e with	the co	ndition	is desc	cribed	below		
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5.	Presently authorized point of diversion:						
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	No CHANGE TO WELL LOCATION		the diagram be	elow in relat	ion to the e	xistina poin	t of diversion.
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8.	If a well, is the test hole log attached? Yes No				7 <u>.</u> 77.77		- '
9	When do you propose to complete the new point of		-	ł			
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	(b) When will this be done?		F		-	. =	
11.	Groundwater Management District recommendation		100	50	_0	50 100)
	attached? Yes No		•	Cn2	South le: 1" = 100	ימ	
		13h	If the proposed				nd mara than
12.	Assisted by BC/DWR		100 feet but	within 132	0 feet fror	m the exis	ting point of
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			For groundwat within one-half	er sources, mile of the	proposed r	ens (inclual point of dive	rsion and the
			within one-half names and m	ailing addre	esses of th	e owners.	For surface
			water sources landowner(s)	s, show th	e names	and addre	sses of the
			upstream from	your prope	rty lines.	cam allu (one-nan IIIIB

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

FILE NO. <u>14286 D2</u>
MAKE ADDITIONAL COPIES AS NECESSARY

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

Page ____

File No. _____

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

FILE NO. _____

Presently authorized point of diversion:	
One in the Quarter of the	Quarter of the Quarter
of Section, Township in County, Kansas, feet N Authorized Rate Authorized Quantity (DWR use only: Computer ID No GPS	South, Range W,
in County, Kansas, feet N	lorth feet West of Southeast corner of section.
Authorized Rate Authorized Quantity	Depth of well (feet)
(DWR use only: Computer ID No. GPS GPS	reet North reet vvest)
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Proposed point of diversion: (Complete only if change is re	quested)
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of Section . Township	South, Range (E/W),
in County, Kansas, teet r	lorth feet west of Southeast corner of section.
Proposed Rate Proposed Quantity Proposed Quantity	Proposed well depth (feet)
This point is: Additional Well Geo Center List other wa	ter rights that will use this point
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Presently authorized point of diversion:	•
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Presently authorized point of diversion:	
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Proposed Rate Proposed Quantity	Proposed well depth (feet)
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Presently authorized point of diversion:	
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	lorth feet West of Southeast corner of section.
Proposed Rate Proposed Quantity This point is: Additional Well Geo Center List other wa	F10p0sed Well depth (reet)

(a) Does the undersigned represent all owners of the currently authorized place(s) of use identified in this application? Yes	14. If the proposed groundwater point of diversion is 300 or fewer fe	et from existing point of diversion, complete the following:
affected if this application is approved as requested? Yes	(a) Does the undersigned represent all owners of the currently a ☐ Yes ☐ No (If no, all owners must sign this a	authorized place(s) of use identified in this application?
Yes No	affected if this application is approved as requested?	•
or a change in place of use, the application must be signed by all owners of the currently authorized place of use, or their duly authorized agent (attach notarized statement authorizing representation). I hereby verify, being first duly sworn upon my oath or affirmation and under penalty of perjury, that I am of lawfr age and the owner, the spouse of the owner, or a duly authorized agent of the owner(s) to make this application or their behalf, in regard to the water right(s) to which this application portains. I further verify that the statement contained in this application are true, correct and complete. **CRADIANA** Agency** Ag	(c) If this application is not approved expeditiously, will there be ☐ Yes ☐ No (If no, all owners must sign this a	substantial damage to property, public health or safety? application.)
age and the owner, the spouse of the owner, or a duly authorized agent of the owner(s) to make this application or their behalf, in regard to the water right(s) to which this application pertains. I further verify that the statement contained in this application are true, correct and complete. Dated at Magnetic Contained or a change in place of use, the application must be signed by all ow	on, a groundwater change in point of diversion greater than 300 fee ners of the currently authorized place of use, or their duly authorize	
(Please Print) (Owner) (Spouse) (Please Print) (Please Print) (Please Print) (Please Print) (Please Print) (Spouse) (Please Print) (age and the owner, the spouse of the owner, or a duly aut their behalf, in regard to the water right(s) to which this contained in this application are true, correct and complet Oklahon Dated at Olluly, Kansas,	horized agent of the owner(s) to make this application or application pertains. I further verify that the statements
(Please Print) (Owner) (Spouse) (Please Print) (Please Print) (Please Print) (Please Print) (Please Print) (Spouse) (Please Print) (Mark Dal Workel	DAM S. Medel (Spouse)
(Please Print) (Owner) (Spouse) (Please Print) (Please Pri	Mαrk Dale Weder (Please Print)	Diane G. Wedel (Please Print)
(Owner) (Spouse) Chickery (Please Print) State of Kansas County of My Commission Expires ONLY COMPLETE APPLICATIONS WILL BE PROCESSED. To be complete, all of the applicable portions of the application form must be completed with accurate information; maps, if necessary, must be included; signatures of all the appropriate owners' must be affixed to the application and notarized; and the appropriate fee must be paid. FEE SCHEDULE Each application to change the place of use or the point of diversion under this section shall be accompanied by the application fee set forth in the schedule below: Make checks payable to: Kansas Department of Agriculture (1) Application to change a point of diversion 300 feet or less. \$100 (2) Application to change a point of diversion more than 300 feet. \$200	(Owner)	(Spouse)
Country of Myton I hereby certify that the foregoing application was signed in my presence and sworn to before monogribary of Public Notary Public AHONN	(Please Print)	(Please Print)
State of Kansas County of	(Owner)	(Spouse)
My Commission Expires Notary Public, AHO Notary Public AHO Notary Public Nota	State of Kansas County of Mufty SS	SERVICE OF OKING OF SERVICES
ONLY COMPLETE APPLICATIONS WILL BE PROCESSED. To be complete, all of the applicable portions of the application form must be completed wit accurate information; maps, if necessary, must be included; signatures of all the appropriate owners' must be affixed to the application and notarized; and the appropriate fee must be paid. FEE SCHEDULE Each application to change the place of use or the point of diversion under this section shall be accompanied by the application fee set forth in the schedule below: Make checks payable to: Kansas Department of Agriculture (1) Application to change a point of diversion 300 feet or less	17/11/1/1 120 1 7.	my presence and sworn to begind may riskly / LV. acay of PUBLIC Acay of
accurate information; maps, if necessary, must be included; signatures of all the appropriate owners' must be affixed to the application and notarized; and the appropriate fee must be paid. FEE SCHEDULE Each application to change the place of use or the point of diversion under this section shall be accompanied by the application fee set forth in the schedule below: Make checks payable to: Kansas Department of Agriculture (1) Application to change a point of diversion 300 feet or less	My Commission Expires $8/14/20$.	Notary Public AHO
Each application to change the place of use or the point of diversion under this section shall be accompanied by the application fee set forth in the schedule below: Make checks payable to: Kansas Department of Agriculture (1) Application to change a point of diversion 300 feet or less	accurate information; maps, if necessary, must be included; signatures of all th	all of the applicable portions of the application form must be completed with e appropriate owners' must be affixed to the application and notarized; and
forth in the schedule below: Make checks payable to: Kansas Department of Agriculture (1) Application to change a point of diversion 300 feet or less	FEE SCHE	EDULE
	Each application to change the place of use or the point of diversion use forth in the schedule below: Make checks payable to: Kansas Depar (1) Application to change a point of diversion 300 feet or less (2) Application to change a point of diversion more than 300 f	nder this section shall be accompanied by the application fee set the thin the thin the section shall be accompanied by the application fee set the thin the thin the thin the section shall be accompanied by the application fee set the thin the thin the thin the section shall be accompanied by the application fee set the thin the thin the section shall be accompanied by the application fee set the thin the thin the thin the section shall be accompanied by the application fee set the thin the thin the thin the section shall be accompanied by the application fee set the thin

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. 14286 122-2017 MARCH 27 requesting that the place of use and / or point of A change application was received on 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 2. on the topographic map accompanying the application to change the place of use. ☐ 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 Not 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 ☑ Not 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 with K.A.R. 5-6-13.

Applicable
Not Applicable The owner of the authorized place(s) of use shall properly install an acceptable water flow meter on or before December 31, 20_____, 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 cwner 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. ☑ Not Applicable ☐ Applicable Installation of the works for diversion of water shall be completed on or before December 31, 20 authorized extension of time. By March 1, 20____ 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. Not Applicable Applicable ☐ Applicable Not Applicable The completed well log shall be submitted with the required notice. All diversion works into which any type of chemical or other foreign substance will be injected into the water shall be equipped with an in-line, automatic, quick-closing check valve capable of preventing pollution of the source of the water supply. The check valve(s) shall be installed, operated and maintained in accordance with K.A.R. 5-3-5c. 🖸 Applicable 🗌 Not Applicable 10. Additional Conditions are attached. ☐ Yes No 🗹 11. In accordance with K.S.A. 82a-708a, as amended, and K.A.R. 5-5-14, all of the owners of the authorized place(s) of use of water appropriated under the above-referenced file number are responsible for compliance with its terms, conditions and limitations, as amended and/or supplemented by this Summary Order, and with applicable provisions of the *Kansas Water Appropriation Law* and the *Rules and Regulations* promulgated thereunder. Failure to comply with these provisions may result in civil penalties pursuant to K.S.A. 82a-737, as amended, and/or the suspension or revocation and dismissal of the water or appropriation right or any other enforcement actions authorized by law. 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 Duly Authorized Designee of the Chief Engineer shown on the Certificate of Service attached hereto. If a hearing is not requested in accordance with K.A.R. 5-14-3, this Summary Order will become effective on the 15th day after the date shown (Print Name): THOMAS C. MAKEUS

Division of Water Resources - Kansas Department of Agriculture on the Certificate of Service. **てひじ** Date of Issuance: For Use by Register of Deeds State of Kansas

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county of Signature) SS	
cknowledged before me on 7/1 cut 9.2011	
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Signature: Signature:	
/ philippe Difference on the control of the control	2
JULIE JONES	
My Appointment Expires December 15, 2018	2
My commission expires:	Ş
(Notary Seal)	
File No.	

\cdot 14. If the proposed groundwater point of diversion is 300 or fewer feet from	om existing point of diversion, complete the following:
(a) Does the undersigned represent all owners of the currently auth☐ Yes☐ No(If no, all owners must sign this application)	orized place(s) of use identified in this application? cation.)
 (b) Will the ownership interest of any owner of the currently author affected if this application is approved as requested? Yes ☐ No (If yes, all owners must sign this application) 	•
(c) If this application is not approved expeditiously, will there be sub ☐ Yes ☐ No (If no, all owners must sign this applic	
If the application proposes a surface water change in point of diversion, a or a change in place of use, the application must be signed by all owners agent (attach notarized statement authorizing representation).	groundwater change in point of diversion greater than 300 feet, of the currently authorized place of use, or their duly authorized
I hereby verify, being first duly sworn upon my oath or affirm age and the owner, the spouse of the owner, or a duly authori their behalf, in regard to the water right(s) to which this app contained in this application are true, correct and complete.	zed agent of the owner(s) to make this application on lication pertains. I further verify that the statements
Dated at, Kansas, this	27^{17} day of $Maxh$, 2017 .
Dated at	
× Yuan Mills	* Klina Mayalee.
(Owner)	(Spouse)
(Please Print)	(Please Print)
(Owner)	(Spouse)
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(Owner)	(Spouse)
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State of Kansas County of Tinney SS	
I hereby certify that the foregoing application was signed in my	presence and sworn to before me this $27^{\frac{1}{2}}h$ day of
NOTION JULIE JONES	
My Appointment Expires My Appointment Expires December 15, 2018	() Notary Public
ONLY COMPLETE APPLICATIONS WILL BE PROCESSED. To be complete, all o accurate information; maps, if necessary, must be included; signatures of all the app the appropriate fee must be paid.	f the applicable portions of the application form must be completed with propriate owners' must be affixed to the application and notarized; and
FEE SCHEDUL	.E
Each application to change the place of use or the point of diversion under forth in the schedule below: Make checks payable to: Kansas Departmer (1) Application to change a point of diversion 300 feet or less (2) Application to change a point of diversion more than 300 feet	this section shall be accompanied by the application fee set nt of Agriculture \$100

