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

Department of Agriculture

Division of Water Resources

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

March 16, 2017

MERLE BLOOD 13555 N SCOTT RD GARDEN CITY KS 67846

RE: Change the Place of Use, File Nos 13851, 16757, 30544

Dear Mr. Blood;

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 18 day of March 2017, I hereby certify that the attached original Approval of Application to Change the Place of Use under Water Right File 13851, 16757, 30544 dated March 16, 2017, was mailed postage prepaid, first class, US mail to the following:

MERLE BLOOD 13555 N SCOTT RD GARDEN CITY KS 67846

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) 862-6300 Stafford -- (620) 234-5311 Stockton -- (785) 425-6787 Garden City -- (620) 276-2901 www.ksda.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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APPLICATION FOR APPROVAL TO CHANGE THE PLACE OF USE AND/OR POINT OF DIVERSION SUPPLEMENTAL SHEET

FILE NO. 16757

MAKE ADDITIONAL COPIES AS NECESSARY

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

FILE NO.

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(a) Does the undersigned represent all owners of the currently Yes No (If no, all owners must sign this	y authorized place(s) of use identified in this application? application.)
 (b) Will the ownership interest of any owner of the currently affected if this application is approved as requested? ☐ Yes ☐ No (If yes, all owners must sign thing) 	authorized place(s) of use identified in this application be adversely sapplication.)
(c) If this application is not approved expeditiously, will there t ☐ Yes ☐ No (If no, all owners must sign this	pe substantial damage to property, public health or safety? application.)
If the application proposes a surface water change in point of divers or a change in place of use, the application must be signed by all or agent (attach notarized statement authorizing representation).	sion, a groundwater change in point of diversion greater than 300 feet wners of the currently authorized place of use, or their duly authorized
age and the owner, the spouse of the owner, or a duly autheir behalf, in regard to the water right(s) to which this contained in this application are true, correct and comple	this 26th day of January , 2017.
(Owner)	Michael Telons (Spotse) MICHAEL Telons (Please Print)
Scot Winters (Please Print)	MICHAEL TCHONG
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
State of Kansas you County of Was hington SS	
I hereby certify that the foregoing application was signed. OFF OFF OFF OFF OFF OFF OFF OFF OFF OF	CIAL SEAL TOTAL SEAL TO SWORN to before me this 26 day DUBLIC - OREGON SION NO. 942068 RES AUGUST 21, 2019 Notary Public
vly Commission Expires 3/31/2019.	Hotaly Fublic
ONLY COMPLETE APPLICATIONS WILL BE PROCESSED. To be complete accurate information; maps, if necessary, must be included; signatures of all the appropriate fee must be paid.	e, all of the applicable portions of the application form must be completed with the appropriate owners' must be affixed to the application and notarized; and
FEE SCH	
(2) Application to change a point of diversion more than 300	under this section shall be accompanied by the application fee set artment of Agriculture s

14. If the proposed groundwater point of diversion is 300 or fewer feet from existing point of diversion, complete the following:

hereby verify, being first duly sworn upon my oath or affirmation and under penalty of perjury, that I am of lawful age and the owner, the spouse of the owner, or a duly authorized agent of the owner(s) to make this application on heir behalf, in regard to the water right(s) to which this application pertains. I further verify that the statements contained in this application are true, correct and complete. Dated at	14. If the proposed groundwater point of diversion is 300 or to	ewer teet from existing p	oint of diversion, complete	the following:
affactod if this application is approved as requested? Yes No (if yes, all owners must sign this application.)			(s) of use identified in this a	pplication?
Yes	affected if this application is approved as requested?	•	s) of use identified in this a	oplication be adversely
breeby verify, being first duly sworn upon my oath or affirmation and under penalty of perjury, that I am of lawful agent (attach notarized statement authorizing representation). hereby verify, being first duly sworn upon my oath or affirmation and under penalty of perjury, that I am of lawful agent of the owner(s) to make this application on helr behalf, in regard to the water right(s) to which this application pertains. I further verify that the statements contained in this application are true, correct and complete. Dated at			age to property, public heal	th or safety?
age and the owner, the spouse of the owner, or a duly authorized agent of the owner(s) to make this application on help rebalist, in regard to the water right(s) to which this application pertains. I further verify that the statements contained in this application are true, correct and complete. Dated at	If the application proposes a surface water change in point of or a change in place of use, the application must be signed by agent (attach notarized statement authorizing representation).	all owners of the current	er change in point of diversiontly authorized place of use	on greater than 300 feet , or their duly authorized
(Owner) (Spouse) (Spouse) (Please Print) (Please Print) (Please Print) (Owner) (Owner) (Owner) (Owner) (Owner) (Owner) (Owner) (Please Print) (Please Print) (Spouse) (Spo	age and the owner, the spouse of the owner, or a du their behalf, in regard to the water right(s) to which contained in this application are true, correct and co	ily authorized agent n this application pe omplete.	of the owner(s) to make ertains. I further verify	e this application on
(Owner) (Spouse) (Spouse) (Please Print) (Please Print) (Please Print) (Owner) (Owner) (Owner) (Owner) (Owner) (Owner) (Owner) (Please Print) (Please Print) (Spouse) (Spo	Dated at, ka	ansas, this 23	day of JAW	.2017 .
(Spouse) (Spouse) (Owner) (Please Print) (Spouse) (Please Print) (Spouse) (Please Print) (Spouse) (Please Print) (Spouse) (Sp	Lon	uqui'ew, WA	·	· ·
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(Owner) (Please Print) (Please Print) (Please Print) (Please Print) (Spouse) (Please Print) (Application form must be completed with applicable portions of the application form must be completed with courate Information; maps, if necessary, must be included; signatures of all the appropriate owners' must be affixed to the application and notarized; and e appropriate fee must be paid. (Spouse) (Please Print) (Application to before me this 23 be day (Application to change the place of use or the point of diversion under this section shall be accompanied by the application fee set with in the schedule below: Make checks payable to: Kansas Department of Agriculture (1) Application to change a point of diversion more than 300 feet	heis M. Sharee			
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Notary Pulm Notar	(Owner)	SILLING COTARL	(Spouse)	
Notary Pulm Notar	(Please Print) WASHVUSTON State of Kansas Country of Ceulitz	Think 09.18 in the WASHIT	(Please Print)	
NLY COMPLETE APPLICATIONS WILL BE PROCESSED. To be complete, all of the applicable portions of the application form must be completed with courate information; maps, if necessary, must be included; signatures of all the appropriate owners' must be affixed to the application and notarized; and e appropriate fee must be paid. FEE SCHEDULE ach application to change the place of use or the point of diversion under this section shall be accompanied by the application fee set with in the schedule below: Make checks payable to: Kansas Department of Agriculture (1) Application to change a point of diversion 300 feet or less	I hereby certify that the foregoing application was signif	gned in my presence	and sworn to before	me this 23 day
NLY COMPLETE APPLICATIONS WILL BE PROCESSED. To be complete, all of the applicable portions of the application form must be completed with courate information; maps, if necessary, must be included; signatures of all the appropriate owners' must be affixed to the application and notarized; and e appropriate fee must be paid. FEE SCHEDULE ach application to change the place of use or the point of diversion under this section shall be accompanied by the application fee set with in the schedule below: Make checks payable to: Kansas Department of Agriculture (1) Application to change a point of diversion 300 feet or less		Mu	ele a Su	1116
Exercise information; maps, if necessary, must be included; signatures of all the appropriate owners' must be affixed to the application and notarized; and e appropriate fee must be paid. FEE SCHEDULE ach application to change the place of use or the point of diversion under this section shall be accompanied by the application fee set with 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 7-9-26/8.		Notary Public	
ach application to change the place of use or the point of diversion under this section shall be accompanied by the application fee set or the in the schedule below: Make checks payable to: Kansas Department of Agriculture (1) Application to change a point of diversion 300 feet or less	ONLY COMPLETE APPLICATIONS WILL BE PROCESSED. To be concourate information; maps, if necessary, must be included; signatures the appropriate fee must be paid.	omplete, all of the applicable of all the appropriate owns	e portions of the application for ers' must be affixed to the appli	m must be completed with cation and notarized; and
rth in the schedule below: Make checks payable to: Kansas Department of Agriculture (1) Application to change a point of diversion 300 feet or less	<u>FEE</u>	SCHEDULE		
	orth in the schedule below: Make checks payable to: Kansas (1) Application to change a point of diversion 300 feet (2) Application to change a point of diversion more tha	Department of Agricu or less	Iture	\$100 \$200

14. If the proposed groundwater point of diversion is 300 or fewer feet for	rom 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 appl 	
 (b) Will the ownership interest of any owner of the currently authoraffected 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 su ☐ Yes ☐ No (If no, all owners must sign this appl	
If the application proposes a surface water change in point of diversion, or a change in place of use, the application must be signed by all owner agent (attach notarized statement authorizing representation).	a groundwater change in point of diversion greater than 300 feet, s of the currently authorized place of use, or their duly authorized
I hereby verify, being first duly sworn upon my oath or affirm	nation and under penalty of perjury, that I am of lawful
age and the owner, the spouse of the owner, or a duly author their behalf, in regard to the water right(s) to which this app	rized agent of the owner(s) to make this application on plication pertains. I further verify that the statements
contained in this application are true, correct and complete. AFIZONA Canada To AFIZONA Kansas, this	
Dated at TIVENIX , Kansas, this	17thday of January , 2017.
David Water	V
(Owner)	(Spouse)
DAVID WINTERS (Please Print)	(Please Print)
(Freedock Tille)	(Fledse Filing)
(Owner)	(Spouse)
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
State of Kansas	
county of MariLapa ss	. 550
I hereby certify that the foregoing application was signed in report of the si	my presence and sworn to before me this 1 day
	Dusko Kleut Notary Publio
Wy Commission Expires 2.18.20	Mericopa County, Artzona My Comm. Expires 02-10-20
ONLY COMPLETE APPLICATIONS WILL BE PROCESSED. To be complete, all accurate information; maps, if necessary, must be included; signatures of all the appropriate fee must be paid.	
Each application to change the place of use or the point of diversion undeforth in the schedule below: Make checks payable to: Kansas Departme (1) Application to change a point of diversion 300 feet or less (2) Application to change a point of diversion more than 300 feet (3) Application to change the place of use	er this section shall be accompanied by the application fee set ent of Agriculture
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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. 16757 9 2017 requesting that the place of use and / or point of FEBRUARY 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 on the topographic map accompanying the application to change the place of use. Applicable ☐ Not Applicable ☑ Not Applicable radius of the authorized point(s) of diversion. ☐ Applicable feet from the previously The point(s) of diversion authorized herein shall not actually be located more than Not Applicable 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 Not Applicable with K.A.R. 5-6-13. ☐ 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 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, 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 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 Additional Conditions are attached. ☐ Yes OVEZ 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-SUMMARY ORDER ISSUED You have the right to a hearing in accordance with K.A.K. 5-14-3 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 Respurces, Kansas Department of Agriculture, 109 SW 9th Street, Topeka, Kansas 66612, within 15 days after the thate 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 Duly Authorized Designee of the Chief Engineer (Print Name): THOWNES this Summary Order will become effective on the 15th day Division of Water Resources - Kansas Department of Agriculture after the date shown on the Certificate of Service. Date of Issuance: For Use by Register of Deeds State of Kansas County of Acknowledged before me on Signature: <u> Matarably</u> KEVIN L. SALTER NOTARY My Appointment Explres PUBLIC November 2, 2017

(Notary Seal)

My commission expires:

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