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

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

June 13, 2017

W R RENICK INC 6514 US HIGHWAY 50 INGALLS KS 67853-9209

RE: Change the Place of Use, File Nos 18251, 19975.

Dear Mr, Reynolds;

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: GMD#3

CERTIFICATE OF SERVICE

On this day of June 2017, I hereby certify that the attached original Approval of Application to Change the Place of Use under Water Right File 18251, 19975 dated June 13, 2017, was mailed postage prepaid, first class, US mail to the following:

W R RENICK INC 6514 US HIGHWAY 50 INGALLS KS 67853-9209

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.

tha	ragraph in 100 feo diversion	et, or if p	olace c	of use v	vill be d	comp change	leted. ed, inc	Com lude a	plete a topoga	all oth raphic	er app map o	olicabl r detai	e port led pla	ions. t show	If char ing the	nge in autho	rized a	and pro	sion is greate posed point(s IVED
							File N	o. <u>199</u>	75		V								\$ 2017
1.	Application is hereby made for approval of the Chief Engineer to change the (check one or both):						(f):	Gerdon Oth Spill Office Drygism of total if Sciences											
	under tl	ne wate	r right	which	is the	subjec	t of thi	s appli	cation	in acc	ordano	ce with	the co	onditio	ns des	cribed	below		
	The sou						Ground					ace wa							
2.	Name a 6514 U	S Highw	ay 50	, Ingali	s, KS (3785 <u>3</u>		nc %D											
	Name a							nt: <u>SA</u>	ME										
3.	Phone In the pre	sently a	uthori	zed pla	ice of i	use is:		Dave f			ess: _								
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	(11 410101					ttavii st) Jppieiii				saiy.)				ii .				
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5	26S	29W									35.0	35.0	35.0	35.0					140.0
l.	If this ap Owner o	f Land -	NA ADDR	AME: ESS:	W R R 6514 U	lenick JS Hig	Inc %[hway	Dave F 50, Inc	Reynol Ialis, K	<u>ds.</u> (S 678	53	ace of	use b	e char	ged to	•			•
	NE%			NW%			SW½			SE¼			TOTAL						
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5	26S	29W	1.0 (-/	62.0 とって	22.0		79.0 L-3	60.0 4-4	22.0	40.0	35.0	35.0	35.0	35.0	32,0	32.0	32.0	32.0	554.0
	For Offic	ce Use	Only:	Code	11000 H VANDE BOOKEN.	Fee	e \$ 2	200	TR	#		Re	ceipt	Date	4/26	117	Checi	k# []	179

5.	Presently authori	zed point of d	iversion:					. .		
	One in the	SE	Quarter of the	SE_	Qua	arter of the	SW	Quarter		
	of Section	5	, Township	26	Sot	ith, Range	29_	W,		
	in GRAY	Cour	nty, Kansas, <u>435</u>	feet Nor	th <u>3060</u>	_ feet West of	Southeast co	orner of section.		
	Authorized Rate	810GPM	Authorized Quantity	269A	F Depth	of well		(feet)		
	(DWR use only:	Computer ID N	lo Gr	PS	feet	North	fee	t West)		
1			Complete only if chan							
1	One in the		Quarter of the		Qua	arter of the		Quarter		
	of Section		, Township		Sou	ith, Range		W,		
	in	Cour	ntv. Kansas	feet Nor	th	_ feet West of	Southeast c	orner of section.		
	Proposed Rate		Proposed Quantity _		Propo	osed well depth	n (feet)			
Į	This point is: A	dditional Well	☐ Geo Center List	other water	rights that wil	Il use this poin	<u> </u>	*		
٦ ر	Presently author	zed point of d	iversion:		West of the second seco			And Annual Manager and Annual Ma		
6.			Quarter of the		Qua	arter of the		Quarter		
	of Section		Township		Sou	ith, Range				
	in	Cour	nty, Kansas,	feet Nor	th	_ feet West of	Southeast c	orner of section.		
1	Authorized Rate		_ Authorized Quantity		Dept	of well	as before the second of the second of the	(feet)		
	(DWR use only:	Computer ID N	lo GI	PS	feet	North	fee	t West)		
	☐ This point will	not be change	ed	II be chan	ged as follow	s:				
			Complete only if chan							
	One in the		Quarter of the		Qua	arter of the		Quarter		
	of Section		Township		Sou	ith, Range		(E/W),		
	in	Cour	nty, Kansas,	feet No	th	feet West of	Southeast c	orner of section.		
	Proposed Rafe		Proposed Quantity		Propo	_ osed well depth	n (feet)			
	This point is:	dditional Well	☐ Geo Center List	other water	rights that wi	Il use this poin	ıt			
L	. The Political Land	A.C. (1)				_				
7.	Why do you need a	new point of di	version? <u>NA</u>		the diagram b	elow in relation	to the existin	g point of diversion		
	• •	•			represents p	resently autho	rized point o	of diagram below of diversion.)		
					- In a grita la		orth	•		
				_	100			100		
				-		ПППП.				
8.	If a well, is the test	hole log attache	d? 🗌 Yes 🛮 No		_	' .				
_	18/16-20-1-1-1-1-1	and to assemble to	the new point of diversi-	on'2	En	L	<u> </u>	- 50		
9.	vvnen do you propo	ose to complete	the new point of diversi	OTT	50		- T	-1^{30}		
	NA		·	•	F		_ _			
10	If the point of divers				West 0 L	414 [1111]	\overline{X} \cup	I—O East		
١U،	•		the old well?		<u> </u>	1 1 1 1 1	1	\exists		
	(a) What are you	going to ao with	the old well?			•	_			
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	<u>, · · · · · · · · · · · · · · · · · · ·</u>				F			7		
	(b) When will this	be done?		_	<u> </u>		_ +,,,,,			
	Val. Trian in and				400 L.L.	<u></u>		100		
11	Groundwater Mana	gement District	recommendation attach	ed?	100	~~ S	outh	100		
4 [,	Storigandio malic	es No				\$ cale:	1" = 100'			
		— ·		13b.	If the propose	ed point of dive	ersion will be a	relocated more that e existing point of		
12.	Assisted by GMD3	/JLN		_	diversion, atta	ich a topograpi	hic map or aeı	rial photograph. Fo		
					aroundwater	sources, show	n all wells (!	including domestic		
					mames and n	it mile of the pr nailing address	oposea point ses of the ov	of diversion and the vners. For surfact		
					water source	s, show the	names and	addresses of th		
					landowner(s)	one-half mile n your property	downstream lines.	and one-half mil		
					upstream fron	n your property	/ Ilnes.			

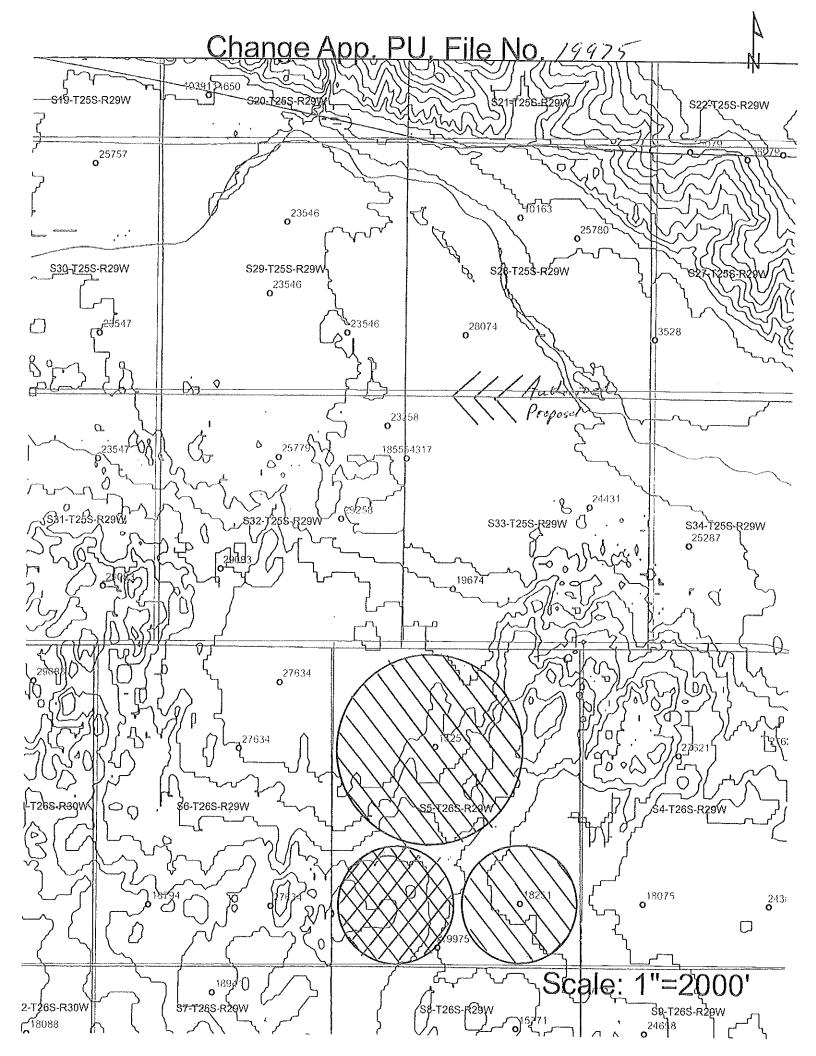
13a. If the proposed point of diversion will be relocated within 100 feet of the existing point of diversion, indicate its location on

14. If the proposed groundwater point of diversion is 300 or fewer feet	from existing point of diversion, complete the following:
 (a) Does the undersigned represent all owners of the currently aut ☐ Yes ☐ No (If no, all owners must sign this approximately automated) 	horized place(s) of use identified in this application? vilication.)
 (b) Will the ownership interest of any owner of the currently auth affected if this application is approved as requested? ☐ Yes ☐ No (If yes, all owners must sign this approved as requested?) 	•
(c) If this application is not approved expeditiously, will there be su ☐ Yes ☐ No (If no, all owners must sign this app	
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 feers of the currently authorized place of use, or their duly authorize
I hereby verify, being first duly sworn upon my oath or affire 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 appoint in this application are true, correct and complete.	rized agent of the owner(s) to make this application or plication pertains. I further verify that the statements
Dated at <u>GND3</u> Office, Kansas, this	$s = \frac{26 \text{e}^{L}}{26 \text{day of}} \frac{April}{20 \text{log}} , 20 \text{log}$
WR Renick Inchy Duil J. Ropuston V. P.	(Spouse)
Onvid L. Reynalds (Please Print)	
(Please Print)	(Please Print)
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(Owner)	(Spouse)
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State of Kansas	(Please Print) C - State of Kansas DI SNEATH es IO (OI ZOIG
I hereby certify that the foregoing application was signed in of	and the same of th
	Manor shear
My Commission Expires 1010112019.	Notary Public
ONLY COMPLETE APPLICATIONS WILL BE PROCESSED. To be complete, all accurate information; maps, if necessary, must be included; signatures of all the at the appropriate fee must be paid.	of the applicable portions of the application form must be completed with ppropriate owners' must be affixed to the application and notarized; and
FEE SCHEDU	
Each application to change the place of use or the point of diversion undeforth in the schedule below: Make checks payable to: Kansas Departm (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	ent of Agriculture \$100 t \$200

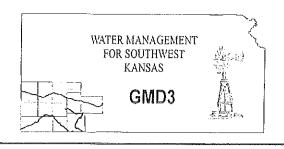
SUMMARY ORDER APPROVING APPLICATION FOR CHANGE AND IMPOSING CONDITIONS

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. 19975 A change application was received on 14016 76, 2017 requesting that the place of use and / or point of diversion authorized under the above-referenced file number be changed as described in the application. 26, 2017 On and after the effective date of this summary order, the authorized place(s) of use shall be located substantially as shown on 2. the topographic map accompanying the application to change the place of use. □ Applicable ☐ 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 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. M Not Applicable 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. ☑ Not Applicable ☐ Applicable Installation of the works for diversion of water shall be completed on or before December 31, 20 the applicant shall notify the Chief Engineer that construction of the works authorized extension of time. By March 1, 20_ 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. ☐ Applicable Not 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 \(\subseteq \) Not Applicable 冈 No 10. Additional Conditions are attached. ☐ Yes 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 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, 109 SW 9th Street, Topeka, Kansas 66612, within 15 days after the date shown on the Certificate of Service attached hereto. If a hearing is not requested in accordance with K A R. 5-14-3 SUMMARY ORDER ISSUED Duly Authorized Designee of the Chief Engineer hearing is not requested in accordance with K.A.R. 5-14-3, this Summary Order will become effective on the 15th day (Print Name): T 山のバイン MAKONI Division of Water Resources - Kansas Department of Agriculture after the date shown on the Certificate of Service. JUNG 2017 Date of Issuance: For Use by Register of Deeds State of Kansas SS Acknowledged before me on by Thimas Signature: √Notary Rublic 心讲书说 SUE KEENY inotary's My Appointment Expires June 8, 2018 My commission expires: જાયું કે હે.

(Notary Seal)



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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

April 20, 2017

Michael A. Meyers Division of Water Resources 2508 N Johns Street Garden City, Kansas 67846 RECEIVED

APR 2 6 2017

- Gurdua Chartar II garag Divorsa al luatar fa interess

RE:

Application for Change in Place of Use Water Right, File Nos. 18251 & 19975

Dear Mike:

We have assisted with the applications for the above referenced water rights. The proposal is not in conflict with the Management Program of the Southwest Kansas Groundwater Management District No. 3 (GMD3). The proposed complete overlap in place of use for irrigation is in accordance with K.A.R. 5-5-11. 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

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