CHECK SHEET Short Change

(To be completed and attached to each application)

ļ	File N	No. <u>248</u>	313			Fie	ld Office	No. <u>4</u>			GMD No. 3	<u>i</u>			
1.	Plu	gging	agreement	t obtained fo	or GMD?	Yes □	No		Non Appli	cable ⊠					
2.							in WRIS? Yes ⊠ os				Address Change? NO				
3.				_		=						Change? <u>NO</u>			
4.								for point(s) being changed.							
	b.	Show	feet distar	nces from th	e		cor	corner of the section for the new point(s) of diversion:							
	Α	ction	PDIV ID	Geo Ctr?	Sec	Twp	Rng	'n	w	Coun	ty	Qualifiers			
	NC	CHG													
	C.	If mult	iple points	s of diversio	n exist a	nd rates a	nd quar	itities ar	e individua	ally assigne	d, show:				
		Old PE	IV ID	Authorized 1	Rate	Additi	onal Rat	е	Authorized	I Quantity	Addition	al Quantity			
												af			
												af/mgy			
					gpm/cfs		gpi	m/cfs _		af/mgy		af/mgy			
	d. Name of <u>Drainage Basin</u>						Is this correctly shown in WRIS? ⊠ Yes ☐ N								
e. Formation Name & No.								Special Use Area							
5.	Dist	tances	from the	original p/d:					, N		, v	V			
6.	<u>WA</u>	TER R	GHT ACT	ION TRAIL (OMMEN	<u>TS</u>									
	<u>10/3</u>						Change Application Received (date accepted for priority)								
	17	211	/17				Approve								
		/	/							 (Change No.	. C)				
7.	ME	ΓER AC	CTION TRA	AIL COMME	NTS	-	·			-	·				
		2/1				DWR M	leter Rec	juired by	<u>12/31/18</u>						
8.	Bas	e Acres	>		Ye	ar		Mir	nimum Rea	sonable Qua	ntity				
									Date Create	ed 11/15/17	by tpm				
									Date Entere	ed	by				

CHECK SHEET ATTACHMENT

File Number 24813

Changes to the place of use will be:

-	ES A	2							
} {	ACRES	272							
	NEW NWW SWW SEW	34							
1/4	SW74	34							
SE1/4	NW74	34							
	NE1/4	34							
	SE%	34							
17.4	SW74	34							
SW%	NE% NW% SW% SE%	34							
	NE74	34							
	SE14								
NW%	SW1/4								
N	NW74								
	NE% NW% SW% SE%								
	SE1/4								
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	NE%								
		Acres Authorized	New Acres						
Place Use ID# Sec. Twp. Range		2411	34w		L				•
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		70.4	/ 04	00,70,7	10193				
	Owner Person ID	00000	05050						
	Action	H	EN	Ī.	DEL				

Names and Address:					
1. Person ID # <u>62080</u>	C	2.	Person ID #	3	Person ID #
JOHAN P & MARGARET LOEWEN		WATER PARTY TO THE	NATION CONTINUES AND ASSESSMENT OF THE PROPERTY OF THE PROPERT		
PO BOX 1098					
SUBLETTE KS 6/8//					

- b. Original receipt (one for each application)

a. Original application/approval

Give to Applicant:

- 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)

- **GENERAL INSTRUCTIONS**
- a. Good, microfilmable copy of application and/or approval and this check sheet Send to headquarters:
- 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 location of abandoned well. က်

CONDITIONS

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

- Date stamp received and approved.
- Complete ownership and WUC change information. 5.

ADDITIONAL PHOTOCOPIES

	oę		



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

December 1, 2017

JOHAN P & MARGARET LOEWEN PO BOX 1098 SUBLETTE KS 67877

RE: Change the Place of Use, File Nos File 22233, 24813

Dear Mr. & Mrs. Loewen;

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 4th day of December 2017, I hereby certify that the attached original Approval of Application to Change the Place of Use under Water Right File 22233, 24813, dated December 1, 2017, was mailed postage prepaid, first class, US mail to the following:

JOHAN P & MARGARET LOEWEN PO BOX 1098 SUBLETTE KS 67877

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

Filling 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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	Applicati					⊠ PI	lace of	Use			Point o	of Dive	rsion			Di	vision	n City of Wat	Field Office er Resources
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	PO BOX Phone N				(8 67				Email	addres	 ss:								
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	Owner o																		
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5.	Presently authorized point of diversion:								
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	in County, Kansas,	†	feet No	rth	feet We	est of Sou	utheast o	corner of s	ection.
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	no change to water wells			the diagram	ı below in re	lation to tl	ne existir	ng point of	diversion.
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გ .	If a well, is the test hole log attached? Yes	No) 50 				
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If the proposed groundwater point of divers		
☐ Yes ☐ No (If no, all ov	vners of the currently authorized place(s) of use wners must sign this application.)	
affected if this application is approved	ner of the currently authorized place(s) of use as requested? owners must sign this application.)	identified in this application be adversely
(c) If this application is not approved expe ☐ Yes ☐ No (If no, all o	editiously, will there be substantial damage to p wners must sign this application.)	roperty, public health or safety?
If the application proposes a surface water cha or a change in place of use, the application mu agent (attach notarized statement authorizing r	ist be signed by all owners of the currently auth	e in point of diversion greater than 300 feet, orized place of use, or their duly authorized
I hereby verify, being first duly sworn u age and the owner, the spouse of the o their behalf, in regard to the water righ contained in this application are true, c	wner, or a duly authorized agent of the nt(s) to which this application pertains.	owner(s) to make this application on I further verify that the statements
Dated at Sanden City	, Kansas, this <u>31 ﷺ</u> day of _	October 2017.
	17.7	1 2
(Owner)	meet and complete, Kansas, this 31 st day of	(Spouse)
, ,	, , ,	AAROARDT LOEWEN
JOHAN P LOEWEN (Please Print)	- Magaei *	(Please Print)
(Owner)		(Spouse)
(Please Print)		(Please Print)
(Owner)		(Spouse)
(Please Print)		(Please Print)
State of Kansas ,	SS	
County of Finner)		- As
hereby certify that the foregoing appli	ication was signed in my presence and so	worn to before me this $31 - day$ of
SUE KEEN	Y 3 V	
My Appointment E	Expires	Notary Public
My Commission Expired (a)		
ONLY COMPLETE APPLICATIONS WILL BE PROCaccurate information; maps, if necessary, must be in the appropriate fee must be paid.	<u>CESSED</u> . To be complete, all of the applicable portion included; signatures of all the appropriate owners' must	ons of the application form must be completed with st be affixed to the application and notarized; and
	FEE SCHEDULE	
forth in the schedule below: Make checks pay (1) Application to change a point of d	liversion 300 feet or less	\$100 (\$200)~
(3) Application to change the place o	f use	
DMP 1.121 (Payised 06/16/2014)	Page 3	File No

Page 3

DWR 1-121 (Revised 06/16/2014)

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. **24813**... 31 2017 A change application was received on October 2 A change application was received on OctoRenZ 31, 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. 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. 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 3. 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 sultable 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, 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. 5-5e, 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 Installation of the works for diversion of water shall be completed on or before December 31, 20 or within any 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. 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 Not Applicable 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. Administrative Appeal and Effective Date of Order FOR OFFICE USE ONLY 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 MAKENS Division of Water Resources - Kansas Department of Agriculture on the Certificate of Service. DECEMBOR Date of Issuance: For Use by Register of Deeds State of Kansas SS County of Firmen Acknowledged before me on by Dhomus Signature: Notally Public 必難等 SUE KEENY NOTARY PUBLIO My Appointment Expires My commission expires June 8, 201B Taliens.

