

Kansas

Department of Agriculture
Division of Water Resources

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

May 25, 2017

PELAJO PROPERTIES
SUSAN B. HUDSON
1861 RIDGE ROAD
POTTSTOWN PA 19465

RE: Application to Change the Place of Use
File Nos. 27993, 27994, 40961, 40979, 40992, 41004.

Dear Ms. Hudson:

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

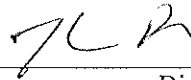
TPM:tpm
Enclosures
GMD#3

CERTIFICATE OF SERVICE

On this 26th day of May 2017, I hereby certify that the attached original Approval of Application to Change the Place of Use under Water Right, 27993, 27994, 40961, 40979, 40992, 41004 dated May 25, 2017, was mailed postage prepaid, first class, US mail to the following:

PELAJO PROPERTIES
SUSAN B. HUDSON
1861 RIDGE ROAD
POTTSTOWN PA 19465

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 point(s) of diversion and/or place of use.

File No. 40979

RECEIVED
 10:03 A.M.
 APR 18 2017

Garden City Field Office
 DIVISION OF WATER RESOURCES

1. Application is hereby made for approval of the Chief Engineer to change the (check one or both):

Place of Use Point of Diversion

under the water right which is the subject of this application in accordance with the conditions described below.

The source of supply is: Groundwater Surface water

2. Name and address of Applicant: PELAJO PROPERTIES SUSAN B. HUDSON

1861 RIDGE ROAD POTTSTOWN PA 19465

Phone Number: () Email address: _____

Name and address of Water Use Correspondent: PELAJO PROPERTIES SUSAN B. HUDSON

1861 RIDGE ROAD POTTSTOWN PA 19465

Phone Number: () Email address: _____

3. The presently authorized place of use is:

Owner of Land ---- NAME: PELAJO PROPERTIES SUSAN B. HUDSON

ADDRESS: 1861 RIDGE ROAD POTTSTOWN PA 19465

(If there is more than one landowner, attach supplemental sheets as necessary.)

Sec.	Twp.	Range	NE¼				NW¼				SW¼				SE¼				TOTAL ACRES
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
19	33	37w									34	34	34	34					136
30	33	37w	40	40	40	40	40	37.08	37.2	40	40	37.32	37.44	40	40	40	40	40	629.04
24	33	38w					36	13	36	40	40	36	13	36	34	34	34	34	386

4. If this application is for a change in place of use, it is proposed that the place of use be changed to:

Owner of Land ---- NAME: PELAJO PROPERTIES SUSAN B. HUDSON

ADDRESS: 1861 RIDGE ROAD POTTSTOWN PA 19465

(If there is more than one landowner, attach supplemental sheets as necessary.)

Sec.	Twp.	Range	NE¼				NW¼				SW¼				SE¼				TOTAL ACRES
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
19	33	37w						L1	L2		31	L3 31	L4 31	31					124
30	33	37w	13	36	40	36	40	37.08	37.2	40	40	L3 37.32	L4 37.44	37	36	40	36	13	556.04
24	33	38w	13	36	40	36	36	13	36	40	40	36	13	36	31	31	31	31	499

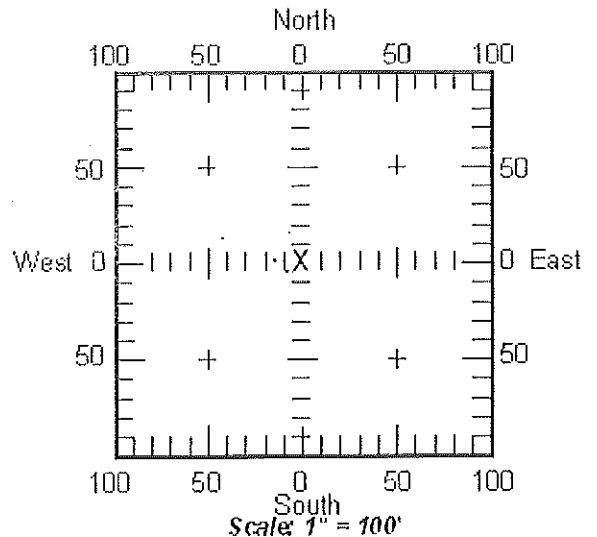
For Office Use Only: Code _____ Fee \$ <u>200.00</u> TR # _____ Receipt Date <u>4-18-17</u> Check # <u>136</u>

5. **Presently authorized point of diversion:**
 One in the _____ Quarter of the _____ Quarter of the _____ Quarter
 of Section _____, Township _____ South, Range _____ (E/W),
 in _____ County, Kansas, _____ feet North _____ feet West of Southeast corner of section.
 Authorized Rate _____ Authorized Quantity _____ Depth of well _____ (feet)
 (DWR use only: Computer ID No. _____ GPS _____ feet North _____ feet West)
 This point will not be changed This point will be changed as follows:
Proposed point of diversion: (Complete only if change is requested)
 One in the _____ Quarter of the _____ Quarter of the _____ Quarter
 of Section _____, Township _____ South, Range _____ (E/W),
 in _____ County, Kansas, _____ feet North _____ feet West of Southeast corner of section.
 Proposed Rate _____ Proposed Quantity _____ Proposed well depth (feet) _____
 This point is: Additional Well Geo Center List other water rights that will use this point _____

6. **Presently authorized point of diversion:**
 One in the _____ Quarter of the _____ Quarter of the _____ Quarter
 of Section _____, Township _____ South, Range _____ (E/W),
 in _____ County, Kansas, _____ feet North _____ feet West of Southeast corner of section.
 Authorized Rate _____ Authorized Quantity _____ Depth of well _____ (feet)
 (DWR use only: Computer ID No. _____ GPS _____ feet North _____ feet West)
 This point will not be changed This point will be changed as follows:
Proposed point of diversion: (Complete only if change is requested)
 One in the _____ Quarter of the _____ Quarter of the _____ Quarter
 of Section _____, Township _____ South, Range _____ (E/W),
 in _____ County, Kansas, _____ feet North _____ feet West of Southeast corner of section.
 Proposed Rate _____ Proposed Quantity _____ Proposed well depth (feet) _____
 This point is: Additional Well Geo Center List other water rights that will use this point _____

7. Why do you need a new point of diversion? _____
 no change to well location _____

13a. If the proposed point of diversion will be relocated within 100 feet of the existing point of diversion, indicate its location on the diagram below in relation to the existing point of diversion. (PLEASE NOTE: The "X" in center of diagram below represents presently authorized point of diversion.)



8. If a well, is the test hole log attached? Yes No

9. When do you propose to complete the new point of diversion?

10. If the point of diversion is a well:
 (a) What are you going to do with the old well?

 (b) When will this be done? _____

11. Groundwater Management District recommendation attached? Yes No

12. Assisted by tpm _____

13b. If the proposed point of diversion will be relocated more than 100 feet but within 1320 feet from the existing point of diversion, attach a topographic map or aerial photograph. For groundwater sources, show all wells (including domestic) within one-half mile of the proposed point of diversion and the names and mailing addresses of the owners. For surface water sources, show the names and addresses of the landowner(s) one-half mile downstream and one-half mile upstream from your property lines.

APPLICATION FOR APPROVAL TO CHANGE
THE PLACE OF USE AND/OR POINT OF DIVERSION
SUPPLEMENTAL SHEET
FILE NO. 40979
MAKE ADDITIONAL COPIES AS NECESSARY

3. *Continued:* The presently authorized place of use is:
Owner of Land ---- NAME: PELAJO PROPERTIES SUSAN B. HUDSON
ADDRESS: 1861 RIDGE ROAD POTTSTOWN PA 19465

Sec.	Twp.	Range	NE¼				NW¼				SW¼				SE¼				TOTAL ACRES	
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼		
25	33	38w					36	13	36	40	40	36	13	36	40	32	40	40	40	402
35	33	38w														32.5	32.5	32.5	32.5	130
36	33	38w	40	40	40	40	40	31.2	31.2	31.2	31.2	31.2	31.2	31.2	31.2	31.2	31.2	31.2	31.2	543.2

Owner of Land ---- NAME: ~~VERNA L & EDWARD C JONES 2995 HWY 50 GRAND JUNCTION CO 81503~~
ADDRESS: KENNETH M & MILDRED GREENWOOD PO BOX O HUGOTON KS 67951

Sec.	Twp.	Range	NE¼				NW¼				SW¼				SE¼				TOTAL ACRES	
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼		
25	33	38w	13	36	40	36														125

Owner of Land ---- NAME: _____
ADDRESS: _____

Sec.	Twp.	Range	NE¼				NW¼				SW¼				SE¼				TOTAL ACRES	
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼		

4. *Continued:* If this application is for a change in place of use, it is proposed that the place of use be changed to:
Owner of Land ---- NAME: PELAJO PROPERTIES SUSAN B. HUDSON
ADDRESS: 1861 RIDGE ROAD POTTSTOWN PA 19465

Sec.	Twp.	Range	NE¼				NW¼				SW¼				SE¼				TOTAL ACRES	
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼		
25	33	38w					36	13	36	40	40	36	13	36	40	28	35	38	36	387
35	33	38w														31	31	31	31	124
36	33	38w	35	37	39.56	40	31.2	31.2	31.2	31.2	31.2	31.2	31.2	31.2	31.2	31.2	31.2	31.2	31.2	525.96

Owner of Land ---- NAME: ~~VERNA L & EDWARD C JONES 2995 HWY 50 GRAND JUNCTION CO 81503~~ PELAJO
ADDRESS: KENNETH M & MILDRED GREENWOOD PO BOX O HUGOTON KS 67951

Sec.	Twp.	Range	NE¼				NW¼				SW¼				SE¼				TOTAL ACRES	
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼		
25	33	38w	13	36	40	36														125

Owner of Land ---- NAME: _____
ADDRESS: _____

Sec.	Twp.	Range	NE¼				NW¼				SW¼				SE¼				TOTAL ACRES	
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼		

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 authorized place(s) of use identified in this application?
 Yes No (If no, all owners must sign this application.)
 - (b) Will the ownership interest of any owner of the currently authorized place(s) of use identified in this application be adversely 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 substantial damage to property, public health or safety?
 Yes No (If no, all owners must sign this application.)

If the application proposes a surface water change in point of diversion, a groundwater change in point of diversion greater than 300 feet, 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 lawful age and the owner, the spouse of the owner, or a duly authorized agent of the owner(s) to make this application on their 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 Pottstown, ~~Kans~~ ^{PA}, this 29 day of September, 2014.

X Auson B. Hudson
 (Owner)

Pelajo Properties LLP
 (Spouse)

SUSAN B. HUDSON
 (Please Print)

(Please Print)

X Mildred Greenwood
 (Owner)

(Spouse)

Mildred Greenwood Revocable Trust
 (Please Print)

(Please Print)

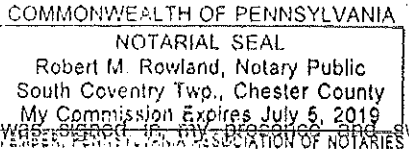
X Mildred Greenwood
 (Owner)

(Spouse)

Kenneth M. Greenwood Revocable Trust
 (Please Print)

(Please Print)

State of Kansas }
 County of Chester } SS



I hereby certify that the foregoing application was signed by the proprietor and sworn to before me this 29 day of September, 2014.

Robert M. Rowland
 Notary Public

My Commission Expires July 5, 2019.

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

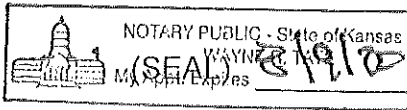
Each application to change the place of use or the point of diversion under this section shall be accompanied by the application fee set forth in the schedule below: Make checks payable to: **Kansas Department of Agriculture**

- (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
- (3) Application to change the place of use \$200

STATE OF KANSAS, STEVENS COUNTY, ss:

BE IT REMEMBERED, that on this 17th day of April, 2017, before me, the undersigned, a Notary Public in and for the County and State aforesaid, came MILDRED GREENWOOD, as Trustee of the MILDRED GREENWOOD REVOCABLE TRUST DATED DECEMBER 6, 2007, who is personally known to me to be the same person who executed the within instrument of writing and such person duly acknowledged the execution of the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal, the day and year last above written.

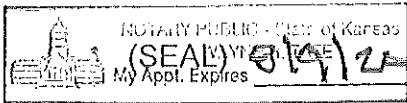


Wayne K Tate
Notary Public

STATE OF KANSAS, STEVENS COUNTY, ss:

BE IT REMEMBERED, that on this 17th day of April, 2017, before me, the undersigned, a Notary Public in and for the County and State aforesaid, came MILDRED GREENWOOD, as Trustee of the KENNETH M. GREENWOOD REVOCABLE TRUST DATED NOVEMBER 6, 2007, who is personally known to me to be the same person who executed the within instrument of writing and such person duly acknowledged the execution of the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal, the day and year last above written.



Wayne K Tate
Notary Public

Pelajo place of use

