1320 Research Park Drive Manhattan, Kansas 66502 785-564-6700



900 SW Jackson, Room 456 Topeka, Kansas 66612 785-296-3556

Secretary Jackie McClaskey

Governor Jeff Colyer, M.D.

February 19, 2018

DUANE & THELMA LAMBERT 19115 ROAD P KISMET KS 67859

RE: Water Right file no. 12680

This is to advise you that Mid America Cattle has filed an application for approval of the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, to change the place of use under the above referenced application.

You are notified on this proposed change in place of use so that you may furnish this office with any comments or other information you may want to submit.

You can find the complete application posted by water right file number as referenced above at www.agriculture.ks.gov/divisions-programs/dwr/water-appropriation/notices Should you have any questions, please feel free to call this office. If you would prefer, an appointment could be arranged 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

Environmental Scientist III

pc: GMD#3

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

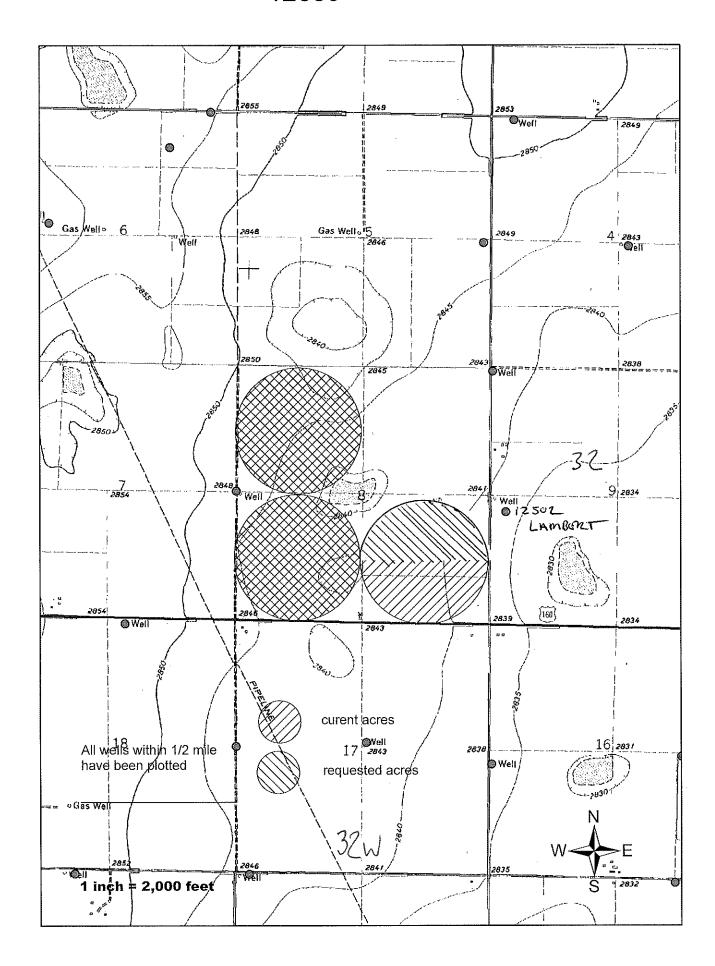


STATE OF KANSAS

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.

than	100 fee	t, or if p	place (of use	will b	e char	eted. iged, i	Comp nclude	lete al e a top	l othe ograp	r appli hic ma	cable op or c	portic letaile	ns. If d plat	chang showir	ge in p	oint of autho	divers	ion is greater and proposed
poin	t(s) of div	ersion (and/or	place	of use		File No	. 1268	0			<u> </u>					1	0:Z	IVED こ _{みM} 2018
1.	Applicati					⊠ P	lace o	f Use			Point	of Dive	ersion			Div	/Ision (n City F of Wate	Field Office er Resources
2.	The sour Name ar 20548 R	nd addre	ess of	Applica		AYLE					Surfac								
	Phone N Name ar 20548 R Phone N	lumber: nd addre OAD M	(ess of ' KISM) Water IET KS	Use C 6785	orresp 59-602	onden	t: <u>GA</u>	YLE G	REES	ON								
3.	The pres	sently au of Land - /	uthoriz NA ADDRI	ed pla \ME: ESS:	ce of u GAYL 20548	ıse is: E GRE ROAL	ESON M K	I SMET	KS 6	7859-6	3027								
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Se		Range	NE¼	NW¼	SW1/4	SE¼					NE¼	₩¼ 32	SW1/4 32	SE1/4 32	NE1/4	NW¼	SW1/4 32	SE¼ 32	320
8	32	32w					32	32_	32	32	32	32	32	32			JZ	JZ	320
4.	If this ap	f Land -	NA ADDRI	AME: ESS:	GAYL 20548	E GRE	ESON M K	I ISMET	KS 6	7859-	6027	ace of	use be	e chan	ged to	:			
	(If there i	s more tr	nan one			tach su	ippieme			neces	sary.)	cu	V1/4		<u> </u>	eı	Ξ1/4		TOTAL
Se	c. Twp.	Range	NE1/4	NW1/4	5W1/4	SE1/4	NE1/4		<i>N</i> 1/4 SW1/4	SE¼	NE1/4			SE1/4	NE1/4	T		SE1/4	ACRES
8	•	32w					32	32	32	32	32	32	32	32	32	32			320
											 								
														<u>l</u>		<u> </u>	<u> </u>		
	For Offi	ce Use	Only:	Code		Fe	e \$	200	TR	#		Re	eceipt	Date _	2/19	/18	Chec	:k#	3409

5.	Presently authorized point of diversion:		A THE STATE OF THE	A CONTRACTOR OF THE CONTRACTOR
	One in the Quarter of the		Quarter of the	Quarter
	of Section, Township		South, Range	(E/W),
	in County, Kansas,			
	Authorized Rate Authorized Quantity _			
	(DWR use only: Computer ID No GPS			
	☐ This point will not be changed ☐ This point will	be chang	ged as follows:	
	Proposed point of diversion: (Complete only if chang	e is requ	ested)	
	One in the Quarter of the			Quarter
ĺ	of Section, Township		South, Range	(E/W),
	in County, Kansas,			
	Proposed Rate Proposed Quantity			
	This point is: Additional Well Geo Center List of			
•				
6.	Presently authorized point of diversion:			
-	One in the Quarter of the		Quarter of the	Quarter
	of Section, Township			
	in County, Kansas,	feet Nor	th feet West of Sc	outheast corner of section.
	Authorized Rate Authorized Quantity _		Depth of well	(feet)
;	(DWR use only: Computer ID No GPS	S	feet North	feet West)
	☐ This point will not be changed ☐ This point will			· ,
	Proposed point of diversion: (Complete only if change			
	One in the Quarter of the			Quarter
	of Section, Township			
	in County, Kansas,			
	Proposed Rate Proposed Quantity			
	This point is: Additional Well Geo Center List of			
L	·			
7.	Why do you need a new point of diversion?	13a.	If the proposed point of diversion	on will be relocated within 100
	and the same to so that a settler		feet of the existing point of dive the diagram below in relation to	ersion, indicate its location on the existing point of diversion.
	no change to well location		(PLEASE NOTE: The "X" in	n center of diagram below
			represents presently authorize	• •
			North	
8.	If a well, is the test hole log attached? Yes No		100 50 0	50 100
0	When do you propose to complete the new point	o.f		*
9.	When do you propose to complete the new point of diversion?	OI .		<u></u>
	GIVOTOIOTT:		50 - + -	+ 50
			F =	7
10.	If the point of diversion is a well:			
	(a) What are you going to do with the old well?		West $0 = $	
	(a) What are you going to do with the old well?			-
			50 = + =	<u>+</u> ∃50
				
	(b) When will this be done?			
11.	Groundwater Management District recommendation	on	100 50 0	50 100
	attached? Yes No		Soutr Scale: 1 "	_ 100°
		13h	If the proposed point of diversion	
12.	Assisted by tpm	130.	100 feet but within 1320 fee	t from the existing point of
			diversion, attach a topographic	c map or aerial photograph.
			For groundwater sources, show within one-half mile of the propo	an wens (including domestic) ased point of diversion and the
			names and mailing addresses	of the owners. For surface
			water sources, show the national landowner(s) one-half mile do	mes and addresses of the
			upstream from your property line	98.



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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. 12680 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 on 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 ______ foot radius of the authorized point(s) of diversion.

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, 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. 5-3-5e, 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 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 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 ⊠ 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 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 (Print Name): Thomas P Makens Order will become effective on the 15th day after the date shown Division of Water Resources - Kansas Department of Agriculture on the Certificate of Service. Date of Issuance: ___ For Use by Register of Deeds State of Kansas State of Kansas) SS
County of _____) Acknowledged before me on ______ Signature: Notary Public My commission expires: _____ (Notary Seal) File No. ____ DWR 1-121 (Revised 06/16/2014) Page 4

(a) Does the undersigned represent all owners of the currently authorized place(s) of use identified in this application? Yes	lawfu ion or
affected if this application is approved as requested? Yes	lawfu ion or
Yes No	lawfu ion or
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 autagent (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 age and the owner, the spouse of the owner, or a duly authorized agent of the owner(s) to make this applicat their behalf, in regard to the water right(s) to which this application pertains. I further verify that the state contained in this application are true, correct and complete. Dated at Aurice (Owner) (Spouse) GAYLE GREESON (Please Print) (Please Print) (Owner) (Spouse) (Please Print) (Please Print)	lawfu ion or
age and the owner, the spouse of the owner, or a duly authorized agent of the owner(s) to make this applicate their behalf, in regard to the water right(s) to which this application pertains. I further verify that the state contained in this application are true, correct and complete. Dated at Saraen Litt., Kansas, this 19 day of February, 2018 (Owner) (Spouse) GAYLE GREESON (Please Print) (Please Print) (Owner) (Spouse) (Please Print) (Please Print)	ion oi ment
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State of Kansas County of Figure SS	
hereby certify that the foregoing application was signed in my presence and sworn to before me this 1924 d	ay of
My Appointment Expires June 8, 2018 My Commission Exp	
ONLY COMPLETE APPLICATIONS WILL BE PROCESSED. To be complete, all of the applicable portions of the application form must be complete accurate information; maps, if necessary, must be included; signatures of all the appropriate owners' must be affixed to the application and notariz 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 fer 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	