Kansas Department of Agriculture Division of Water Resources

CHANGE: P/U WORKSHEET

1. File Number:	2. Status Change Date:	3. Change Num:	4. Field Office:	5. GMD:
21455	6/15/18	с4	04	03
6. Status: ⊠ Approved ☐ Deni	ed by DWR/GMD	Dismiss by Reques	t/Failure to Return	7. Filing Date of Change: 4/30/18
8a. Applicant(s) New to system □	Person ID 41566 Add Seg#	8c. Landown	• •	Person ID 25213 Add Seq#
LOVE AG COMPANY GREG LOVE 24506 13 RD MONTEZUMA KS 67867	-9073	24506 ·	ORY C & SUE LO 13 RD EZUMA KS 67867	
8b. Landowner(s) New to system LOVE AG COMPANY GREG LOVE 24506 13 RD MONTEZUMA KS 67867	Person ID 41565 Add Seq# -9073	24506	ORY C & SUE LO	
9. Documents and Enclosure(s): 🛛 D\	VR Meter(s) Date to Comp	ly: <u>12/31/18</u>	□ N & P Date to	Comply:
☐ Anti-Reverse Meter ☐ Meter	_			riller Copy H & E Letter
☐ Conservation Plan Date Requir	ed: Da	ate Approved:	Date to	Comply:
10. Use Made of Water From:		To:		
			Date Prepared: 6/8/18 Date Entered:	ву: ТРМ Ву:

File No. 21455	11. County: GY		Ba	Basin: ark	¥					Stre	Stream:							Formati	Formation Code:	Special Use:	
12. Points of Diversion CHK MOD DEL PDIV Qualifier	⊢ ø		Œ.	٥		Z	×		Comm	Comment (AKA Line)	KA Lin	(e)	Rat Rg	tate and (Autho	Rate and Quantity Authorized Rate Quantity	y ritity	, az	Additional Rate Q	nal Quantity		
nc													db	gp/II/Gis	m l	dg/	gb	gpm/cis	an/mgy	Overlap PD Files	

																			***************************************	WWW.	
13. Storage: Rate	NF	,	Quantify	ntity_					ac/ft	Add	Additional Rate	Rate_					NF Ac	ditional	Additional Quantity		ac/ft
14. Limitation:	af/yr at_				,) mdg			⁵	s) whe	n com	yined v	cfs) when combined with file number(s)	numbé	3r(s)						
Limitation:	af/yr at)) mdb			ö	fs) whe	n com	oined ν	cfs) when combined with file number(s)	numb	er(s)						
15. 5YR Allocation: Allocati	Allocation Type	Star	Start Year			5 YR	5 YR Amount	 		Amour	Amount Unit		Bas	Base Acres	တ္ခ		Comment	1			
16. Place of Use CHK			Ž	NE%			Ž	NW7.4	:		SW1/4				SE1/4		Total	II Owner	ner Chg?	اج Overlap Files	
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MOD 33304 7 27	28W	31	31	31	31								31	1 31	31	31	248	8b	no		
MOD 17889 13 27	29W	31	31	31	31	31	31	31	31	31	31	31 3	31 31	31	31	31	496	48 20	ou		
MOD 6605 18 27	28W	31	33	3	33	31	31**	31**	31	31 3	31**	31** 3	31 31	1 31	31	31	496	ဆ္ထ	ou		
DEL 2498 7 27	28W																				
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Base Acres: 1496 Year:	Minim	H mur	teason	nable	Minimum Reasonable Quantity:	<u>`</u>															
Comments: * lot 6 nw sw, lot 7 sw sw.	v, lot 7 sw sı		0 **	t 1 n	** lot 1 nw nw, lot2	, lo		۷ nw,	lot3	nw:	sw, l	ot4 s	sw nw, lot3 nw sw, lot4 sw sw.	÷							

STATE OF KANSAS

DEPARTMENT OF AGRICULTURE
DIVISION OF WATER RESOURCES
GARDEN CITY FIELD OFFICE
2508 JOHNS STREET
GARDEN CITY, KS 67846-2804



PHONE: (620) 276-2901 FAX: (620) 276-9315 www.agriculture.ks.gov

GOVERNOR JEFF COLYER, M.D. JACKIE McClaskey, Secretary of Agriculture

June 15, 2018

LOVE AG COMPANY GREG LOVE 24506 13 RD MONTEZUMA KS 67867-9073

RE: Change the Place of Use, File Nos; 13145, 14101, 19622 19809, 21037, 21455, 26527

Dear Mr. Love;

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 18 day of June 2018, I hereby certify that the attached original Approval of Application to Change the Place of Use under Water Right File 13145, 14101, 19622, 19809, 21037 21455, 26527 dated June 15, 2018, was mailed postage prepaid, first class, US mail to the following:

LOVE AG COMPANY GREG LOVE 24506 13 RD MONTEZUMA KS 67867-9073

Scanned 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.

thar	agraph Nos 100 feet, o iversion and	r if pla	ice of L	ıse will	be co	omple anged	ted.(I, inclu	Compl de a to	ete ali pogra	other phic m	applic ap or c	cable letailed	portio d plat s	ns. If howin	chang g the a	e in po uthori:	zed ar RE	diversi id prop CEIV こしょ	TANK CAND
						F	ile No	2145	5								APR	302	2018
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	For Office	e Use	Only:	Code		Fe	e \$_ 2	200	TR	#		Re	eceipt	Date _	4/30	18	Chec	:k#	:0U

5.	Presently authorized				
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		County, Kansas,			
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	This point is: 🔲 Addit	ional Well 🔲 Geo Center List oth	er water rights that	t will use this point	·
7.	(please be specific)	re desired for the following reasons	300 20	North 00 100 0	100 200 300
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10.	If the point of diversion	is a well:	<u> </u>	-	=
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	(b) When will this be d	one?	100 -	-	+ + = 100 = 200
11.	Groundwater Managem Yes	ent District recommendation attached No	? 200		
12.	Assisted by tpm 4.24.18	3			100 200 300
13a	feet but within 2,640 feet a topographic map or sources, show all wells of the proposed point addresses of the owner names and addresses.	diversion will be relocated more than 3 tof the existing point of diversion, atta aerial photograph. For groundwar (including domestic) within one-half more find diversion and the names and mailings. For surface water sources, show the softhe landowner(s) one-half more malfingle upstream from your property.	ch 13b.If the propose ier of the exist ile diagram sh diversion. (he above rep ile diversion.)	ed point of diversion wing point of diversion, own above in relation	Scale: 1 hashmark=10 ft ill be relocated within 300 feet indicate its location on the on to the existing point of e "X" in center of diagram ntly authorized point of

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

FILE NO.

MAKE ADDITIONAL COPIES AS NECESSARY

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Page ____

DWR 1-121-2 (Rev. 01/23/2008)

File No.

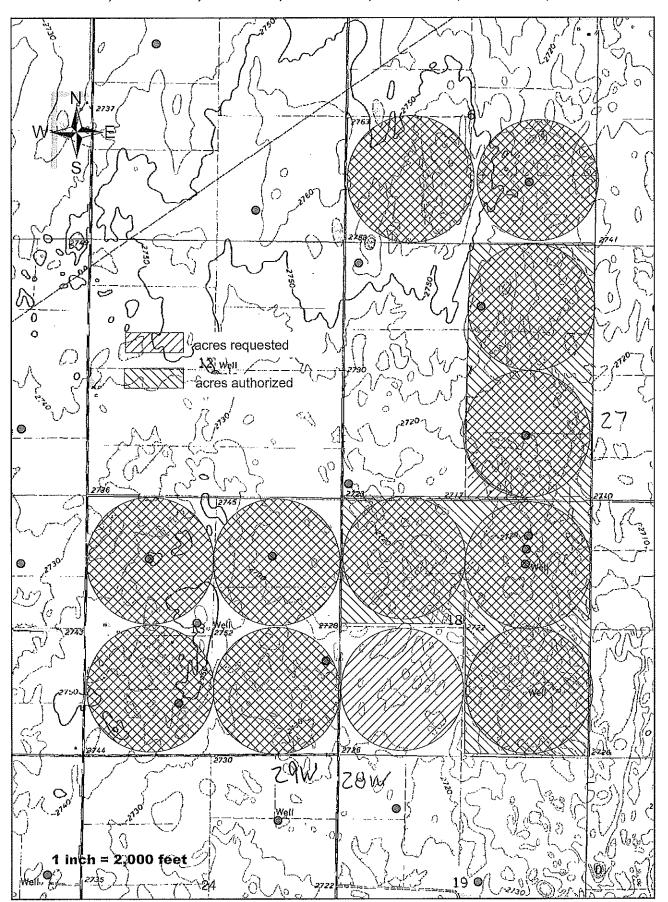
14. If	the proposed groundwater point of diversion is 30	O or fewer feet from	m the existing point of diversion, complete the following	g:
(a) Does the undersigned represent all owners of to the control of t		rized place(s) of use identified in this application? ation.)	
(b	 Will the ownership interest of any owner of the affected if this application is approved as reque ☐ Yes ☐ No (If yes, all owners meaning the content of the content	ested?	zed place(s) of use identified in this application be accation.)	iversely
(c) If this application is not approved expeditiously ☐ Yes ☐ No (If no, all owners m		stantial damage to property, public health or safety? ation.)	
or a cl	application proposes a surface water change in po nange in place of use, the application must be sign (attach notarized statement authorizing represent	ned by all owners o	groundwater change in point of diversion greater than of the currently authorized place of use, or their duly a	300 feet uthorized
age a their	nd the owner, the spouse of the owner, o behalf, in regards to the water right(s) to ined in this application are true, correct a	r a duly authoriz which this appl	ation and under penalty of perjury, that I am ozed agent of the owner(s) to make this application pertains. I further verify that the state	ation or
X	MUNICH	<u> </u>	X Sue Jones (Spouse)	,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,
<u> </u>	GREGORY C LOVE (Please Print)		SUE LOVE (Please Print)	
	(Owner)		(Spouse)	
	(Please Print)		(Please Print)	
***************************************	(Owner)		(Spouse)	······································
	(Please Print)		(Please Print)	
Count	of Kansas y of Gray	Notary Pt	NDA J. BLATTNER Public – State of Kansas LEXP. 14. 2020	_
of <u>A</u>	ereby certify that the foregoing application version version (20_18	vas signed in m	ny presence and sworn to before me this 2	<u></u> day
My Co	mmission Expires <u> </u>		Colorda Blattre	
accura	COMPLETE APPLICATIONS WILL BE PROCESSED. e information; maps, if necessary, must be included; signopriate fee must be paid.	To be complete, all of pnatures of all the app	of the applicable portions of the application form must be com- propriate owners' must be affixed to the application and notar	pleted wit ized; and
	the schedule below: Make checks payable to: (1) Application to change a point of diversion 3 (2) Application to change a point of diversion m	Kansas Departmer 00 feet or less nore than 300 feet .	· this section shall be accompanied by the application f	100
			RECEIVED	
		_	APR 27 2018	
DMR 1	-121 (Revised 04/5/2018)	Page 3	File No.	

SUMMARY ORDER APPROVING APPLICATION FOR CHANGE AND IMPOSING CONDITIONS

prov With limit	tations of File No. <u>21455</u>	this Summary Order does not change the terms, conditions and
1.	A change application was received on April 30, 2018 diversion authorized under the above-referenced file number	requesting that the place of use and / or point of er be changed as described in the application.
2.	On and after the effective date of this summary order, the author the topographic map accompanying the application to change	norized place(s) of use shall be located substantially as shown on lige the place of use. Applicable
	The change in point of diversion shall not impair existing rights previously authorized. The point of diversion authorized by radius of the authorized point(s) of diversion. Applicable	is and shall be limited to the same source or sources of water as this summary order shall be located within a foot Not Applicable
	Positioning System (GPS), as described in the application.	ly corrected to be more accurately described using the Global ☐ Applicable ☒ Not Applicable
	The point(s) of diversion authorized herein shall not actually be authorized point(s) of diversion. ☐ Applicable ☒ Not	pe located more than feet from the previously of Applicable
	As required by K.A.R. 5-3-5d, if the works for diversion is a we or other device suitable for making water level measuremen K.A.R. 5-6-13. ☐ Applicable ☒ Not Applicable	ell with a diversion rate of 100 gallons per minute or more, a tube nts shall be installed, operated and maintained in accordance with
	December 31, 2018, or before the first use of water, whiche and maintained in accordance with K.A.R. 5-1-4 through 5-3-5e, the owner shall maintain records and report the read annually to the Chief Engineer by March 1 following the end Applicable ☐ Not Applicable	
	authorized extension of time. By March 1, 20 the a works for diversion has been completed, on the form provic ☐ Applicable ☐ Not Applicable	completed on or before December 31, 20, or within any applicant shall notify the Chief Engineer that construction of the ded by the Chief Engineer, as required by K.A.R. 5-8-4e.
9.	The completed well log shall be submitted with the requir	red notice. Applicable Not Applicable
10.	 All diversion works into which any type of chemical or other for with an in-line, automatic, quick-closing check valve capab check valve(s) shall be installed, operated and maintained in 	oreign substance will be injected into the water shall be equipped ble of preventing pollution of the source of the water supply. The in accordance with K.A.R. 5-3-5c. ☑ Applicable ☐ Not Applicable
11.	. Additional Conditions are attached. Yes No	
12.	water appropriated under the above-referenced life fulfill limitations, as amended and/or supplemented by this Sum limitations, as a mended and the Pulping and Populations promul	
	Administrative Appeal and Effective Date of Order	FOR OFFICE USE ONLY APPLICATION APPROVED AND
lf v	you are aggrieved by this order, pursuant to K.S.A. 82a-1901,	SUMMARY ORDER ISSUED
VÕ	u may request an evidentiary hearing before the Chief agineer or request administrative review by the Secretary of	AL A.
Αa	riculture. A request for hearing by the Chief Engineer must be	By: Duly Authorized Designee of the Chief Engineer
file	ed within 15 days of service of this Order and a request for Iministrative review by the Secretary must be filed within 30	•
da	lys pursuant to K.S.A. 77-531. Any request for administrative view must state a basis for review pursuant to K.S.A. 77-527.	(Print Name): <u>Thomas P Makens</u> Division of Water Resources - Kansas Department of Agriculture
File	le any request with Kansas Department of Agriculture,	Date of Issuance: JUNE 15, ZO18
66	egal Division, 1320 Research Park Drive, Manhattan, KS 1502. Failure to timely request a hearing or review may eclude review under the Kansas Judicial Review Act.	State of Kansas) SS
	For Use by Register of Deeds	County of Finney)
		Acknowledged before me on
		by Thomas P. Makens
		Signature: Stee Keeny Notary Public
		My commission expires SUE KEENY SUE KEENY

File No.

13145, 14101,19622, 19809, 21037, 21455, 26527





KANSAS DEPARTMENT OF AGRICULTURE Jackie McClaskey, Secretary of Agriculture

DIVISION OF WATER RESOURCES David W. Barfield, Chief Engineer

Assisted by: lk/ tpm

REQUEST TO REDUCE A PORTION OF AN EXISTING WATER RIGHT (NO FEE REQUIRED)

Identify the file which is the subject of this request: Vested Right, File No. RECEIVED Water Right, File No. 21455 (CHECK ONE) Appropriation of Water, File No. APR 2 4 2018 To: CHIEF ENGINEER Garden City Field Office Division of Water Resources Division of Water Resources Kansas Department of Agriculture 1320 Research Park Drive Manhattan, Kansas 66502 From: (Names and addresses of owners of authorized place of use. Please see instructions on back.) Love AG Company, Atth: Greg Love, 24506 13 RD, Montezuma, KS 67867-9073 Greg & Trudy Mahin, 13792 U Road, Montezuma, KS 67867 Gregory C & Sue Love, 24506 13 RD, Montezuma, KS 67867-9073 REQUEST The above listed owners request a: [Complete only the sections that apply. Check only the boxes that apply. Fill in only the blanks that apply.] A. TREDUCTION IN AUTHORIZED MAXIMUM ANNUAL QUANTITY OF WATER. It is requested that the maximum annual quantity of water be reduced to _______ (acre-feet or million gallons; circle one) per calendar year. B. REDUCTION IN AUTHORIZED MAXIMUM **RATE** OF DIVERSION OF WATER. It is requested that the maximum rate of diversion of water be reduced to _____ gallons per minute (_____ c.f.s.).

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It is i	eques	sted tha	it the a	author	ized p	olace (of use	be re	duce	to:									
Own	er of L	and - N	IAME	: Love	AG (Compa	any												
		ADDF	RESS	: <u>Attn:</u>	Greg	Love	2450	<u>6 13 F</u>	Rd, Mo	ntezu	ıma, k	(S 678	<u> 867-90</u>	073					
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7	27	28	40	40	40	40									40	40	31	40	311
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A copy of a topographic map is attached showing the place of use after the requested reduction. D. REDUCTION IN THE NUMBER OF POINTS OF DIVERSION AUTHORIZED. (A reduction in the point(s) of diversion may result in the reduction of the rate and quantity authorized by the amounts associated with those points of diversion.)																			
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	(No	of poi	nts of	divers	sion)		(we	lls, pu	mps,	or oth	er woi	rks for	diver	sion c	f wate		Jaiou	uo 1011	o 110.
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DWR 1-669 (Revised 06/16/2014)

I, the undersigned owner of this water right or permit declare that: (1) I am freely and voluntarily choosing to reduce the water right listed; and (2) I am waiving any rights to a hearing or an appeal that I may have had regarding the reduction of the water right listed.

I declare that I am an owner, as identified herein, or that I represent an owner, as identified herein, and am authorized to make this request on his or her behalf.

Dated at <u>Figs//s</u> , (City)	Kansas, this _	<u> </u>	f <u>Apa, 1</u> (Month)	, 20/ ₄ . (Year)
X (Owner)		X	Judy L. Ma	h
			(Spouse	
Greg Mahin (Please Print)		-	Trudy Ma (Please P	
(Owner)			(Spouse	e)
(Please Print)			(Please P	rint)
(Owner)			(Spouse	e)
(Please Print)			(Please P REC	rint) EIVED
State of Kansas)	s ss		APR 2	4 2018
County of)	1		Garden City Division of Wa	/ Field Office ater Resources
I hereby certify that the foregoing		s signed in my p	presence and sworn to b	pefore me this
_24 day of(Mor	nth)	, <i>Q()</i> (Year)	<u>S</u> .	
			Marseis Wo Notary Put	olic .
My Commission expires 08 - 15	2020		A MAURINI Notary Public My Appt. Expires &	E WENDEL - State of Kensas - LS-3020

matric ...

I, the undersigned owner of this water right or permit declare that: (1) I am freely and voluntarily choosing to reduce the water right listed; and (2) I am waiving any rights to a hearing or an appeal that I may have had regarding the reduction of the water right listed.

I declare that I am an owner, as identified herein, or that I represent an owner, as identified herein, and am authorized to make this request on his or her behalf.

Dated at Montezuma KS, Kansas, this 2	4 day of Apr:\ (Month) , 2018.
Mych	x Sue Love
(Owner)	(Spouse)
(Please Print)	Sue Love (Please Print)
X Ay (Sweet)	(Spouse)
Love Ag Company	No Spouse
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
State of Kansas)	RECEIVED
County of Gray	APR 2 4 2018
,	Garden City Field Office Division of Water Resources
I hereby certify that the foregoing application was	signed in my presence and sworn to before me this
24 day of April (Month)	, <u>2018</u>
	1 plande J Blattner Notary Public
My Commission expires 11-14-2020	YOLANDA J. BLATTNER Notary Public - State of Kansas My Appt. Exp. 11-14-2020



INSTRUCTIONS:

The request must be signed by each owner of the place of use authorized by the water right or permit <u>and his or her spouse, if married</u>. All water right or permit owners, including spouses, must sign this request for it to be valid. Unless the water right or permit has been legally severed from the authorized place of use, the owners of the water right or permit are the owners of the authorized place of use. Please indicate if there is no spouse. If land is being purchased under contract, the seller must sign as owner until such time as the contract is completed.

In the event that all owners cannot sign together in front of one notary public, they may, as necessary, sign appropriate copies of the request in front of any notary public conveniently available to them. All copies signed in this manner shall be accepted as valid parts of the request.

If the request is signed on behalf of any owner by someone with legal authority to do so (for example, an agent, one who has power of attorney, or an executor, executrix, conservator), it will be necessary to attach proper documents showing such authority.

RECEIVED

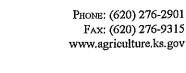
APR 2 4 2018

Garden Dity Field Office Division of Water Resources



DEPARTMENT OF AGRICULTURE DIVISION OF WATER RESOURCES GARDEN CITY FIELD OFFICE 2508 JOHNS STREET GARDEN CITY, KS 67846-2804







May 4, 2018

Southwest Kansas Groundwater Management District No 3 409 Campus Drive, Suite 106 Garden City KS 67846

Re: Water Right file number 13145, 14101, 19622, 19809, 21037, 21455, 26527

Dear Mr. Norquest;

The Love Ag has applied to alter the acres authorized to add a pivot location. The base acres are 1496. There are no neighboring wells within ½ mile.

We are delaying action for 15 days on the change application to allow you time to review and provide a recommendation if you feel one is warranted. I have enclosed a copy of the change for your perusal.

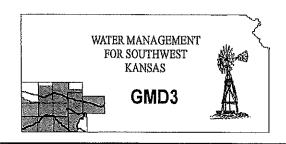
Thank you and as always feel free to call or write us at any time.

Sincerely;

Thomas P Makens

encs.

			·
			·



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

May 4, 2018

Thomas P. Makens Division of Water Resources 2508 N Johns Street Garden City, Kansas 67846

RE: Applications for Change in Place of Use

Water Rights, File Nos. 13145, 14101, 19622, 21037, 21455 & 26527

Dear Thomas:

We have completed a review of the applications for the above referenced water rights. The proposals are not in conflict with the Management Program of the Southwest Kansas Groundwater Management District No. 3 (GMD3). The proposed change in place of use, to bring in a pivot in the SE quarter by removing some of the currently authorized corners, 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

RECEIVED

MAY 09 2018

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