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

March 30, 2018

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

Re: Water Right file number 27702

Dear Mr. Norquest;

Greg Love has applied to relocate the well authorized by the above water right number. There are two neighboring wells within $\frac{1}{2}$ mile of the requested.

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.

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

Sincerely;

Thomas P Makens

TPM:tpm

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



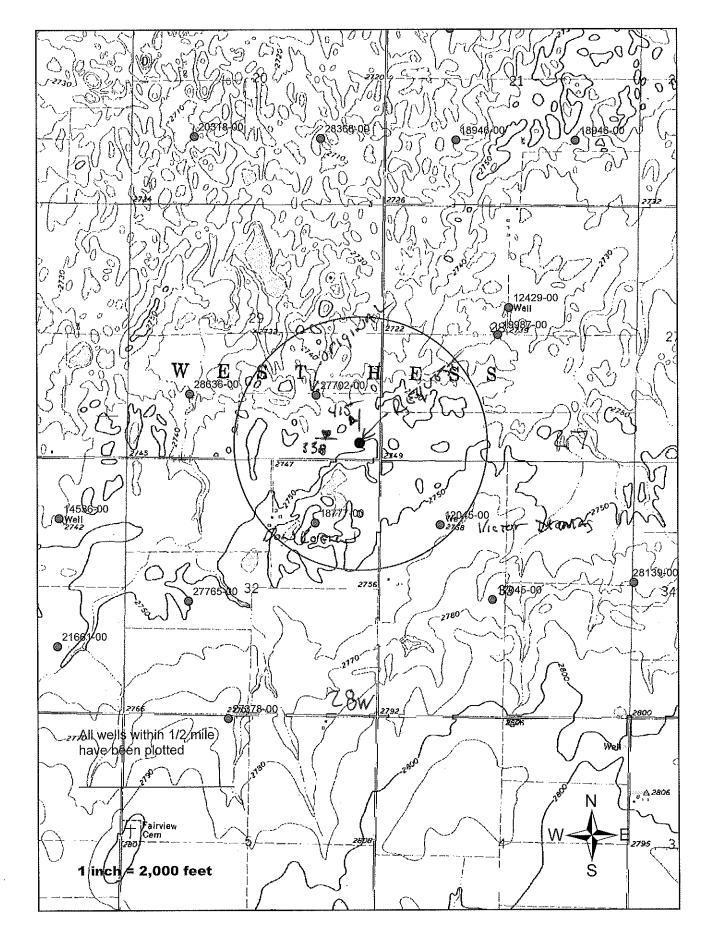
STATE OF KANSAS

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.

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.

						F	ile No	2770	2								ECE	IVED am)
. <i>F</i>	Application is hereby made for approval of the Chief Engineer to change the (check one or both):											MΔ	MAR 1 5 2018						
	The state of Discouries												ardon	ı Citu l	Elak o				
11	ınder the	Garden City Field Office ander the water right which is the subject of this application in accordance with the conditions described below ter Resources																	
	The sour						round				Surfac							o. 11000	rai 068
			F F - 7 -			_													
. 1	lame and address of Applicant: LOVE AG COMPANY GREG LOVE																		
	24506 13 RD MONTEZUMA KS 67867-9073																		
	Phone Number: <u>(620)846-0222</u> Email address:																		
1	Name and address of Water Use Correspondent: LOVE AG COMPANY GREG LOVE																		
2	24506 13 RD MONTEZUMA KS 67867-9073																		
	Phone Number: () Email address:																		
		he presently authorized place of use is: byner of Land NAME: EDWARD LERGY ZIMMERMAN JR Love A G. Co.																	
(Owner of										<u> </u>	9 / G	14 (3	<u>. </u>	·		<u></u>		
(If there is	more th	an one	landow	ner, att	ach su	ppleme	ntal sh	eets as	neces	sary.)			- ' 1	T			<u>.</u> 11	
	NE1/4			NW¼				SW¼			SE1/4			TOTAL ACRES					
Sec.	Twp.	Range	NE1/4	NW¼	SW1/4	SE1/4	NE¼	NW1/4	SW1/4	SE1/4	NE1/4	NW¼	SW¼	SE¼	NE1/4	NW¼	SW1/4	SE1/4	7.07.00
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(f this ap _l Owner of	Land -	NA Addri	ME: <u>i</u> ESS: <u>.</u>	no cha	nge to	acres	irrigat	ed			ace of	use be	chan	ged to	•			
((If there is	more th	an one	landow	ner, at	tach su	ppleme	ental sh	eets as	neces	sary.)								
		NE%			NW¼				SW¼			SE1/4			TOTAL				
Sec	. Twp.	Range	NE1/4	NW1/4	SW1/4	SE1/4	NE¼	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	ACRES
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			<u></u>				II	<u> </u>		<u> </u>	! !								
	For Offic	ce Use	Only:	Code		Fe	e \$	0O	TR	#		Re	eceipt	Date _	3/15	/10	Chec	ck#_5	641

5. Г	Presently authorized point of diversion:				
	One in the Quarter of the	nc	Quarter of the	se	Quarter
	of Section 29, Township	27	South, Range _	28	W,
	in Gray County, Kansas, 1320	feet Nor	th <u>1340</u> feet West	of Southeast co	orner of section.
	Authorized Rate Authorized Quantity _		Depth of well		(feet)
	(DWR use only: Computer ID No. 1 GP	s	feet North	feet	West)
	☐ This point will not be changed ☐ This point will	be chanç	ged as follows:		
	Proposed point of diversion: (Complete only if change	e is requ	ested)		
	One in the Quarter of the	SE	Quarter of the _	SE	Quarter
	of Section, Township	27	South, Range _	28	W,
	in Gray County, Kansas, 338	_ feet Nor	th <u>415</u> feet West	of Southeast co	orner of section.
	Proposed Rate Proposed Quantity _		Proposed well de	pth (feet)	*
	This point is: ☐ Additional Well ☐ Geo Center List o	ther water	rights that will use this po	oint	
6.	Presently authorized point of diversion:				
	One in the Quarter of the		Quarter of the _		Quarter
	of Section, Township		South, Range _		W,
	of Section, Township in County, Kansas,	_ feet Nor	th feet West	of Southeast co	orner of section.
	Authorized Rate Authorized Quantity _		Depth of well		(feet)
	(DWR use only: Computer ID No GP	S	feet North	feet	: West)
	oximes This point will not be changed $oximes$ This point will	be chang	ged as follows:		
	Proposed point of diversion: (Complete only if change	<u>le is requ</u>	<u>ested)</u>		
	One in the Quarter of the		Quarter of the		Quarter
	of Section, Township		South, Range		(E/W),
	in County, Kansas,	_ feet Nor	th feet West	of Southeast co	orner of section.
	Proposed Rate Proposed Quantity _				
	This point is: Additional Well Geo Center List of	ther water	rights that will use this p	oint	*
7.	Why do you need a new point of diversion?	13a.	If the proposed point of d	iversion will be re	elocated within 100
•			feet of the existing point the diagram below in relat	of diversion, indi	cate its location on
	old well needs fo be replaced		(PLEASE NOTE: The	"X" in center of	of diagram below
			represents presently aut	thorized point o	f diversion.)
				North	
8.	If a well, is the test hole log attached? X Yes No		100 50	0 50	100
			100 30	<u>'+</u> ''''	\ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \
9.	When do you propose to complete the new point	of	F	-	4
	diversion?		50 F +	_ +	∃50
	<u>April 1, 2018</u>			=	
10	If the point of diversion is a well:				
10.	(a) What are you going to do with the old well?		West 0 - 111 111	1 <u>x</u> 1 1 1 1 1 1	I─O East
	(a) What are you going to do with the old well?			_	_
	plug		50 E +	= .	马 50
			- +	_ +	7"
	(b) When will this be done? 2018		-		
	•••			<u> 1†111111</u>	
11.	Groundwater Management District recommendati	ion	100 50	_0 _ 50	100
	attached? Xes No		Sca	South le: 1" = 100'	
		13h	If the proposed point of d		elocated more than
12.	Assisted by tpm	100.	100 feet but within 132	20 feet from the	e existing point of
			diversion, attach a topogram for groundwater sources	grapnic map or , show all wells (aeriai pnotograph. 'includina domestic'i
			within one-half mile of the	proposed point	of diversion and the
			names and mailing addr water sources, show the	esses of the owner and	ners. For surface addresses of the
			landowner(s) one-half m	ile downstream	and one-half mile
			upstream from your prope	erty lines.	



3795 W. Jones Ave. Garden City, KS 67846 PH: 620-277-2389

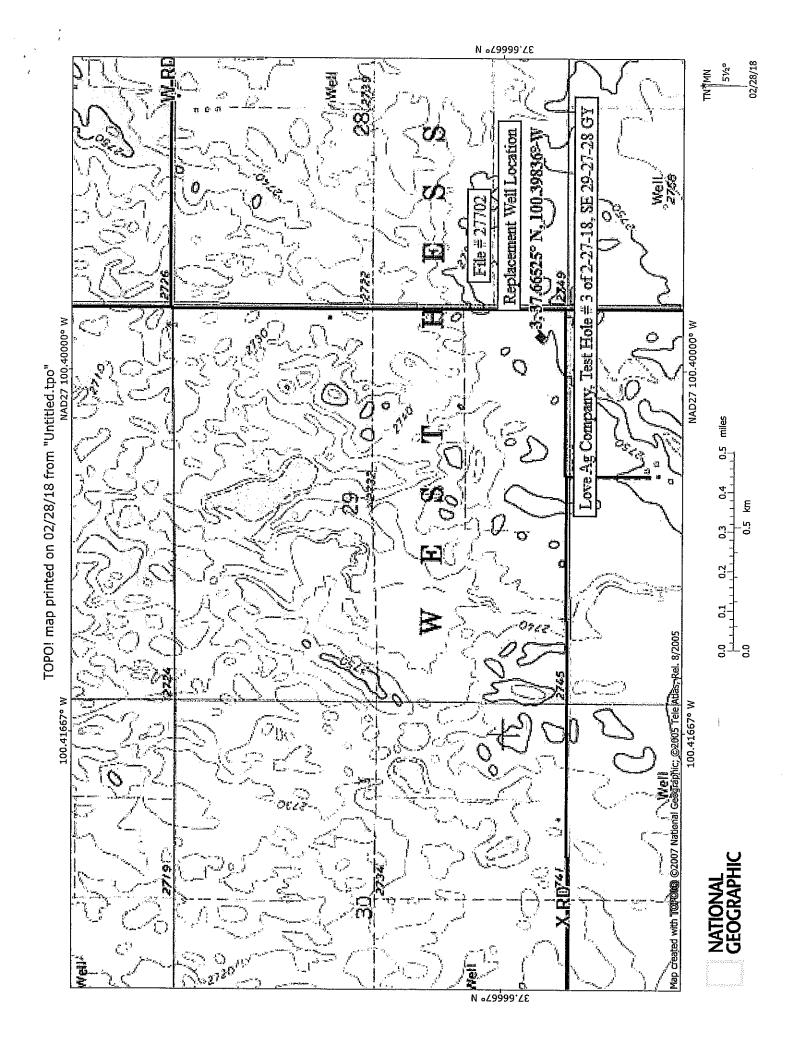


PO Box 639 Garden City, KS 67846 Fax: 620-277-0224

GREG LOVE 620-846-0222

Customer Name Street Address: City, State:		Love 1	506 R	SOAD 13	WO#: <u> 3204</u> Date: <u>2-27</u> Test #: <u>3</u> E LOG:					
County:		Quarter	<u>rezum</u>	A Kr. 67867.	Driller: Dale Guil	79				
Location:		- Guarter	<u>عد_</u> :	Section: <u>এপ</u>	Township: 27	Range: 28				
				U	PS: <u>N37,66525</u> W100.39836					
Rig#:	10002		-	Elevation: 2748	Static WL: 1921	Estimated?				
				,	Proposed Well Depth	メソス				
				<u></u>	WELL LOCATION	201 Sump				
-,	1_	Footage								
%	From	Pay	To		Description of Strata					
	0	<u> </u>	12	Top Soil - Sondy						
	2	<u> </u>	6	Fine Sand						
	6	<u>[</u>	23	Brown Sandy clay						
	23	Í	59	ITINE Sand						
	59		75	Brown Sandy clay	w/fer line rock strips					
	75		80	Fine sonol few mo	White were strong					
-	80	Ī	100	Brown sandy cla						
	100	<u> </u>	167	Q 101 L	7					
35	167	₹ 5/3/	243	C 191 1	1 course small gravel					
<u>აა</u> 5	243	9		Jand Tine To Med	CONFUT Small med larg	e grove/				
<u> </u>		i———'	252	Joapstone W/Some	e fine sand mixed & few	vock ledges				
	252	,—— ⁾	260	Black Shale						
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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. 27702 A change application was received on ______ 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.

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 300 foot 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.

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.

Applicable

Not Applicable Installation of the works for diversion of water shall be completed on or before December 31, 2018, or within any authorized extension of time. By March 1, 2019 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 ☐ Applicable The completed well log shall be submitted with the required notice. ☐ 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 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 SUMMARY ORDER ISSUED 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 Duly Authorized Designee of the Chief Engineer hearing is not requested in accordance with K.A.R. 5-14-3, (Print Name): this Summary Order will become effective on the 15th day Division of Water Resources - Kansas Department of Agriculture after the date shown on the Certificate of Service. Date of Issuance: __ For Use by Register of Deeds State of Kansas County of _____ Acknowledged before me on _____ Signature: **Notary Public** My commission expires: _____ (Notary Seal) DWR 1-121 (Revised 01/05/2010) File No. _____ Page 4

Entered on Record in this State of Kansas, Gray County SS. office this 13th day of Nov 2017 This instrument was filed for Record on 11/13/2017 at 10:54 AM and Gray Co. CIK Moge BUON Recorded in Book 135 Fee: \$32.00 Page 120-121 PHOTO-COPIED Register of INDEXED SE29-27-28 TRUSTEE'S DEED Love Ag Co THIS INDENTURE, made on 11 , 2017 by and between EDWARD L. ZIMMERMAN as Trustee of THE TRUSE OF EDWARD L. ZIMMERMAN AND DOROTHY J. ZIMMERMAN, under agreement dated February 22, 1992 as GRANTOR, and LOVE AG CO., , as GRANTEE: GRANTOR, by virtue of the terms and provisions of said trust agreement, in consideration of the sum of \$10 and other valuable consideration, the receipt of which is hereby acknowledged, does hereby grant, bargain, sell and convey unto Grantee all of the following described property in GRAY County, Kansas: The Southeast Quarter (SE/4) of Section Twenty-nine (29), Township Twenty-seven (27) South, Range Twenty-eight (28) West of the 6th P.M., Gray County, Kansas. GRANTOR covenants that the trust remains in full force and effect at this time, and the Trustee has authorization without limitation to sell and convey all of the above described real estate. RECEIVED MAR 1 4 2018 Garden City Field Office Division of Water Resources **EDWARD L. ZIMMERMAN, Trustee** COUNTY OF Sacramula BE IT REMEMBERED, That on _ , 2017, the foregoing instrument was acknowledged by EDWARD L. ZIMMERMAN as Trustee of THE TRUST OF Edward L. ZIMMERMAN AND DOROTHY J. ZIMMERMAN, under agreement dated February 22, 1992 IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal, the day and year last above written. # See attached California for Acknowledgement

Notary Public

My Term Expires:

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

/#####################################	
A notary public or other officer completing this certificat document to which this certificate is attached, and not the	te verifies only the identity of the individual who signed the e truthfulness, accuracy, or validity of that document.
Date	MAR 14 2018 MAR 14 2018 Marcha Dennis Garden City Fier and Here Insert Name and Title of the Officer of Water Resource Name(s) of Signer(s)
ubscribed to the within instrument and acknowl is/her/their authorized capacity(ies), and that by hi ir the entity upon behalf of which the person(s) ac	evidence to be the person(s) whose name(s) is/are ledged to me that he/she/they executed the same in is/her/their signature(s) on the instrument the person(s), eted, executed the instrument. I certify under PENALTY OF PERJURY under the laws
SAMANTHA DENNIS Notary Public - California Sacramento County Commission # 2213386 My Comm. Expires Sep 9, 2021 Place Notary Seal Above	of the State of California that the foregoing paragraph is true and correct. WITNESS my hand and official seal. Signature Signature of Notary Public
Though this section is optional completing this	PTIONAL s information can deter alteration of the document or is form to an unintended document.
Description of Attached Document Title or Type of Document: TWEELS Dec Document Date: 11117 Signer(s) Other Than Named Above:	Number of Pages:
Capacity(ies) Claimed by Signer(s) Signer's Name: Corporate Officer — Title(s): Partner — Limited General Individual Attorney in Fact Trustee Guardian or Conservator Other: Signer Is Representing:	☐ Corporate Officer — Title(s). ☐ Partner — ☐ Limited ☐ General ☐ Individual ☐ Attorney in Fact ☐ Trustee ☐ Guardian or Conservator ☐ Other:

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

March 15, 2018

DONALD KOEHN II 18502 X RD CIMARRON KS 67835

RE: Water Right 27702

Dear Mr. Koehn;

This is to advise you that Greg Love has filed an application for approval of the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, to change the point of diversion under the above referenced application.

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

You are notified on this proposed change in point of diversion so that you may furnish this office with any comments or other information you may want to submit. Such comments or other information must be received in this office within 15 days from the date of this letter.

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

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

March 15, 2018

VICTOR V & LOUISE M THOMAS TR ET AL PO BOX 381 MONTEZUMA KS 67867-0381

RE: Water Right 27702

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Sincerely,

Thomas P. Makens

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