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.

□ Place of Use □ Point of Diversion □ Division of Water Resourn 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: HATCHER LAND CO LP  1701 N KANSAS AVE STE 102 LIBERAL KS 67901 Phone Number: (620)624-1186 □ Email address:  Name and address of Water Use Correspondent: HATCHER LAND CO LP  1701 N KANSAS AVE STE 102 LIBERAL KS 67901 Phone Number: (	than	100 feet,	or if pla	ace of	use wi															ion is greater osed point(s)
File No. 45304  JUL 1 3 2018  1. Application is hereby made for approval of the Chief Engineer to change the (check one or both):    Place of Use   Point of Diversion   Owision of Water Resource under the water right which is the subject of this application in accordance with the conditions described below. The source of supply is:   3 Groundwater   Surface water	ot all	ersion a	na/or pi	ace of	use.							·····								
□ Place of Use □ Point of Diversion □ Division of Water Resourn 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: HATCHER LAND CO LP 1701 N KANSAS AVE STE 102 LIBERAL KS 67901 Phone Number: (620)624-1186 □ Email address: Name and address of Water Use Correspondent: HATCHER LAND CO LP 1701 N KANSAS AVE STE 102 LIBERAL KS 67901 Phone Number: □ Email address:  3. The presently authorized place of use is: Owner of Land ··· NAME: HATCHER LAND CO LP ADDRESS: 1701 N KANSAS AVE STE 102 LIBERAL KS 67901  (if there is more than one landowner, attach supplemental sheets as necessary.)  Sec. Twp. Range NEW NWW SWW SEW NEW NWW SWW S							F	ile No	. <u>4530</u>	4										•
under the water right which is the subject of this application in accordance with the conditions described below.  The source of supply is:	1.	The state of the s									Field Office									
The source of supply is: Signal Groundwater Surface water  2. Name and address of Applicant: HATCHER LAND CO LP  1701 N KANSAS AVE STE 102 LIBERAL KS 67901  Phone Number: (620)624-1186 Email address: Name and address of Water Use Correspondent: HATCHER LAND CO LP  1701 N KANSAS AVE STE 102 LIBERAL KS 67901  Phone Number: ( ) Email address:  3. The presently authorized place of use is: Owner of Land NAME: HATCHER LAND CO LP  ADDRESS: 1701 N KANSAS AVE STE 102 LIBERAL KS 67901  (If there is more than one landowner, attach supplemental sheets as necessary.)  NEX NWX SWX SEX NEX NWX		under the	water	riaht w	/hich is	the s	_			ation i					ndition	s desc			or race	or resources
1701 N KANSAS AVE STE 102 LIBERAL KS 67901   Phone Number: (620)624-1186   Email address:   Name and address of Water Use Correspondent:   HATCHER LAND CO LP   1701 N KANSAS AVE STE 102 LIBERAL KS 67901   Phone Number: (				-						_,										
1701 N KANSAS AVE STE 102 LIBERAL KS 67901   Phone Number: (		Name and address of Applicant: HATCHER LAND CO LP  1701 N KANSAS AVE STE 102 LIBERAL KS 67901																		
Owner of Land NAME: HATCHER LAND CO LP  ADDRESS: 1701 N KANSAS AVE STE 102 LIBERAL KS 67901  (If there is more than one landowner, attach supplemental sheets as necessary.)  NEX NWX SWX SEX NEX NWX SEX NEX NWX SWX SEX NEX NWX SEX TOTAL ACRES  (If there is more than one landowner, attach supplemental sheets as necessary.)  NEX NWX SWX SEX NEX NWX SEX NEX NWX SWX SEX NEX NWX SWX SEX NEX NWX SWX SEX ACRES		Phone Number: ( ) Email address:																		
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5.	Presently authorize				Quarter of the	ma	Ouarter
	of Section	se	Quarter of the , Township	<u> </u>	Quality of the	2E	Qualital
	or Section		unty, Kansas, <u>2790</u>	foot North	2800 foot Mes	t of Southeast or	orner of section
	Authorized Rate	IT	Authorized Quantity No. 1 G		Depth of Well	2023 foot	(Noct)
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			Proposed Quantity . Ⅱ □ Geo Center List				
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7.			d for the following reasc urry w/o test hole.			North	
				3/	00 200 100 <u>Emilianlandanda</u>	0 100	200 300
	20 feet north of old w	rell			=	<u> </u>	
8.	If a well, is the test he	ole log attad	hed? 🗌 Yes 🛮 No	200		= + 1	+   = 200
9,	The change(s) (was)	(will be) cor	npleted by?			<u> </u>	- =
	July 4, 2018			100			+   = 100
	Duly 7, 2010		***********		- ' <b>!</b> ' ! '	= ' ' '	'
10.	If the point of diversion	on is a well:			<del>_</del> <del>_</del> _	-	= =
	(a) What are you go	ing to do w	th the old well?	West 0	<del>]                                      </del>	_ `	* ***
	plug				<del>-</del>	- + I	
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12	Assisted by fom					<u>սա‡ստհավասհո</u>	
				•	00 200 100	0 100 South <i>Scale: 11</i>	200 300 hashmork=10 ft
13a	feet but within 2,640 a topographic map sources, show all we of the proposed poin addresses of the ow names and address	feet of the e or aerial polls (includin nt of diversiners, For sees of the	will be relocated more that xisting point of diversion, a photograph. For ground g domestic) within one-hat on and the names and murface water sources, sho e landowner(s) one-half upstream from your pro	attach 13b.if thickness of the later of the	e proposed point of div he existing point of o gram shown above ersion. (PLEASE NO ove represents the ersion.)	fiversion, indicate in relation to the TE: The "X" in	its location on the e existing point o center of diagram

	the second of all the second of the followings
14. If the proposed groundwater point of diversion is 300 or fewer feet from the	
<ul> <li>(a) Does the undersigned represent all owners of the currently authorized</li> <li>☐ Yes</li> <li>☐ No</li> <li>(If no, all owners must sign this application)</li> </ul>	n.)
<ul> <li>(b) Will the ownership interest of any owner of the currently authorized affected if this application is approved as requested?</li> <li>☐ Yes</li> <li>☐ No</li> <li>(If yes, all owners must sign this application)</li> </ul>	
(c) If this application is not approved expeditiously, will there be substan ☐ Yes ☐ No (If no, all owners must sign this applicatio	tial damage to property, public health or safety? n.)
If the application proposes a surface water change in point of diversion, a gro or a change in place of use, the application must be signed by all owners of the agent (attach notarized statement authorizing representation).	undwater change in point of diversion greater than 300 feet, ne currently authorized place of use, or their duly authorized
I hereby verify, being first duly sworn upon my oath or affirmation age and the owner, the spouse of the owner, or a duly authorized their behalf, in regards to the water right(s) to which this application are true, correct and complete.	ation pertains. I further verify that the statements
$f^{*}l$ $l$	O day of July 20 18.
Dated at, Kansas, this _/	<u> </u>
(Owner)	(Spouse)
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
State of Kansas  County of SEWARD SS	d.
I hereby certify that the foregoing application was signed in my of July, 20_18	presence and sworn to before me this 10 day
A JOYCE E. BEGLEY  Notary Public - State of Kansas  My Appt. Expires 9/39/18	Joyce & Be Cuy Notary Public
My Commission Expires 9/39/18 ( My Appl. Expires 9/19/18)	,
ONLY COMPLETE APPLICATIONS WILL BE PROCESSED. To be complete, all of taccurate information; maps, if necessary, must be included; signatures of all the appropriate fee must be paid.	he applicable portions of the application form must be completed with opriate owners' must be affixed to the application and notarized; and
FEE SCHEDULE	
Each application to change the place of use or the point of diversion under t	his section shall be accompanied by the application fee set
forth in the schedule below: Make checks payable to: Kansas Department (1) Application to change a point of diversion 300 feet or less (2) Application to change a point of diversion more than 300 feet	\$100 \$200

## 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. 5-5-1, et seq. and other applicable provisions of the Kansas Water Appropriation Law, K.S.A. 82a-701 et. seq., and rules and regulations promulgated thereunder, With the exception of those conditions expressly contained herein, this Summary Order does not change the terms, conditions and limitations of File No. 45304 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 point(s) of diversion described herein is administratively corrected to be more accurately described using the Global Positioning System (GPS), as described in the application. 

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. ☐ Not Applicable 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. ☐ Not Applicable ☐ Applicable The completed well log shall be submitted with the required notice. ☐ Applicable ☐ Not Applicable 10. 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 11. Additional Conditions are attached. ☐ Yes □ No 12. 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 If you are aggrieved by this order, pursuant to K.S.A. 82a-1901, SUMMARY ORDER ISSUED you may request an evidentiary hearing before the Chief Engineer or request administrative review by the Secretary of Agriculture. A request for hearing by the Chief Engineer must be filed within 15 days of service of this Order and a request for Duly Authorized Designee of the Chief Engineer administrative review by the Secretary must be filed within 30 days pursuant to K.S.A. 77-531. Any request for administrative (Print Name): review must state a basis for review pursuant to K.S.A. 77-527. File any request with Kansas Department of Agriculture, Legal Division, 1320 Research Park Drive, Manhattan, KS Division of Water Resources - Kansas Department of Agriculture Date of Issuance: 66502. Failure to timely request a hearing or review may preclude review under the Kansas Judicial Review Act. State of Kansas ) SS For Use by Register of Deeds County of \_\_\_\_\_ Acknowledged before me on \_\_\_\_\_ Signature: Notary Public My commission expires: \_\_\_\_\_ (Notary Seal)

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File No.

DWR 1-121 (Revised 04/5/2018)