

Kansas Department of Agriculture
 Division of Water Resources
CHANGE: P/U WORKSHEET

1. File Number: 7054	2. Status Change Date: 4/11/18	3. Change Num: C1	4. Field Office: 04	5. GMD: 03
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6. Status: <input checked="" type="checkbox"/> Approved <input type="checkbox"/> Denied by DWR/GMD <input type="checkbox"/> Dismiss by Request/Failure to Return	7. Filing Date of Change: 2/23/18
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8a. Applicant(s) New to system <input type="checkbox"/>	Person ID 24579 Add Seq# 1
THOMAS J JOHNSON 4720 ACORN CIR SARASO FL 34233	

8c. Landowner(s) New to system <input type="checkbox"/>	Person ID 54359 Add Seq# 1
ROME BROS PTN 7925 W 9 MILE RD HOLCOMB KS 67851	

8b. Landowner(s) New to system <input type="checkbox"/>	Person ID 24579 Add Seq# 1
THOMAS J JOHNSON 4720 ACORN CIR SARASO FL 34233	

8d. WUC New to system <input type="checkbox"/>	Person ID 24579 Add Seq# 1
THOMAS J JOHNSON 4720 ACORN CIR SARASO FL 34233	

9. Documents and Enclosure(s): <input checked="" type="checkbox"/> DWR Meter(s) Date to Comply: 12/31/18 <input checked="" type="checkbox"/> N & P Date to Comply: 12/31/18	
<input type="checkbox"/> Anti-Reverse Meter <input type="checkbox"/> Meter Seal <input type="checkbox"/> Check Valve <input type="checkbox"/> N & P Form <input type="checkbox"/> Water Tube <input type="checkbox"/> Driller Copy <input type="checkbox"/> H & E Letter <input type="checkbox"/> Conservation Plan Date Required: _____ Date Approved: _____ Date to Comply: _____	

10. Use Made of Water From: _____	To: _____
--------------------------------------	-----------

Date Prepared: 3/27/18	By: tpm
Date Entered: _____	By: _____

File No. 7054	11. County: FI	Basin: ark	Stream:	Formation Code:	Special Use:															
12. Points of Diversion CHK MOD DEL PDIV ENT																				
Qualifier	S	T	R	ID	'N	'W	Comment (AKA Line)	Rate gpm/cfs	Quantity af/mgy	Rate gpm/cfs	Quantity af/mgy	Overlap PD Files								
Rate and Quantity Authorized Additional																				
13. Storage: Rate _____ NF _____ Quantity _____ ac/ft Additional Rate _____ NF _____ Additional Quantity _____ ac/ft																				
14. Limitation: _____ af/yr at _____ gpm (_____ cfs) when combined with file number(s) _____ Limitation: _____ af/yr at _____ gpm (_____ cfs) when combined with file number(s) _____																				
15. 5YR Allocation: Allocation Type _____ Start Year _____ 5 YR Amount _____ Amount Unit _____ Base Acres _____ Comment _____																				
16. Place of Use CHK MOD DEL ENT																				
PUSE	S	T	R	ID	NE 1/4			NW 1/4			SW 1/4			SE 1/4			Total	Owner	Chg?	Overlap Files
MOD 29374	18	22	34W		NE 1/4	NW 1/4	SE 1/4	NW 1/4	NW 1/4	NE 1/4	SE 1/4	NW 1/4	SW 1/4	SE 1/4	135.9	8b	no			
CHK 25131	18	22	34W							20	30	40	40	40	130	8c	yes			
Base Acres: 2.60 Year: _____ Minimum Reasonable Quantity: _____ Comments: _____																				

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

April 11, 2018

ROGER G UNRUH
625 S COWGILL DR
GARDEN CITY KS 67846-8911

RE: Change the Place of Use, File Nos 7054

Dear Mr. Unruh;

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

CERTIFICATE OF SERVICE

On this 12th day of April 2018, I hereby certify that the attached original Approval of Application to Change the Place of Use under Water Right File 7054 dated April 11, 2018, was mailed postage prepaid, first class, US mail to the following:

ROGER G UNRUH
625 S COWGILL DR
GARDEN CITY KS 67846-8911

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.

RECEIVED
 10:22
 FEB 23 2018

File No. 7054

1. Application is hereby made for approval of the Chief Engineer to change the (check one or both): Garden City Field Office
Division of Water Resources
- 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: THOMAS J JOHNSON
- 4720 ACORN CIR SARASO FL 34233
- Phone Number: () Email address: _____
- Name and address of Water Use Correspondent: THOMAS J JOHNSON
- 4720 ACORN CIR SARASO FL 34233
- Phone Number: () Email address: _____

3. The presently authorized place of use is:
- Owner of Land ---- NAME: THOMAS J & PATRICIA JOHNSON
- ADDRESS: 4720 ACORN CIR SARASO FL 34233
- (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	
18	22	34w									35	15	40	40					130

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: THOMAS J & PATRICIA JOHNSON
- ADDRESS: 4720 ACORN CIR SARASO FL 34233
- (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	
18	22	34w									31.5	28.5	25	25					130
													35.9	40					135.9

For Office Use Only: Code _____ Fee \$ 200 TR # _____ Receipt Date 2/23/18 Check # 1122

5. **Presently authorized point of diversion:**
 One in the secr Quarter of the se Quarter of the sw Quarter of Section 18, Township 22 South, Range 34 (W), in Finney County, Kansas, 90 feet North 2680 feet West of Southeast corner of section. Authorized Rate 693 Authorized Quantity 327 Depth of well _____ (feet)
 (DWR use only: Computer ID No. 3 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 water well

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

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

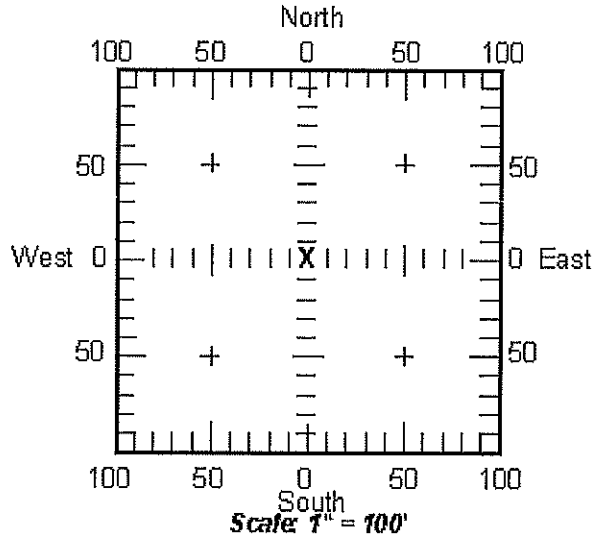
10. If the point of diversion is a well:
 (a) What are you going to do with the old well?

 (b) When will this be done? _____

11. Groundwater Management District recommendation attached? Yes No

12. Assisted by tpm / az _____

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.)



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. 7054
MAKE ADDITIONAL COPIES AS NECESSARY

3. *Continued:* The presently authorized place of use is:

Owner of Land ---- NAME: ALICE ANN BAILEY Rome Brothers
ADDRESS: 202 COLORADO AVE ORDWAY CO 81063 7925 W 9 MILE RD HOLCOMB

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					
18	22	34w																	20	30	40	40	130

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					

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: ALICE ANN BAILEY Rome Brothers
ADDRESS: 202 COLORADO AVE ORDWAY CO 81063

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					
18	22	34w																	20	30	40	40	130

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					

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 SARASOTA ^{FLORIDA} ~~Kansas~~, this 15 day of Feb, 2018.

X Thomas Johnson _____
 (Owner) (Spouse)

THOMAS J. JOHNSON _____
 (Please Print) (Please Print)

 (Owner) (Spouse)

 (Please Print) (Please Print)

 (Owner) (Spouse)

 (Please Print) (Please Print)

State of ~~Kansas~~ FLORIDA }
 County of SARASOTA } SS



I hereby certify that the foregoing application was signed in my presence and sworn to before me this 15 day of Feb, 2018.

Stephanie M Bedgio
 Notary Public

My Commission Expires 1/11/2022.

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

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. 7054.


1. A change application was received on FEBRUARY 23, 2018 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.
2. 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
3. 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 Not Applicable
4. 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
5. 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
6. **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
7. **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
8. **The completed well log shall be submitted with the required notice.** Applicable Not Applicable
9. 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
10. Additional Conditions are attached. Yes No
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.

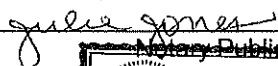
Administrative Appeal and Effective Date of Order

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 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 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 Order will become effective on the 15th day after the date shown on the Certificate of Service.

For Use by Register of Deeds

FOR OFFICE USE ONLY
APPLICATION APPROVED AND SUMMARY ORDER ISSUED

By: 
Duly Authorized Designee of the Chief Engineer
(Print Name): THOMAS P. MAKENS
Division of Water Resources - Kansas Department of Agriculture
Date of Issuance: April 11, 2018
State of Kansas)
County of Finney) SS
Acknowledged before me on April 11, 2018
by Thomas P. Makens

Signature: 
Notary Public



My commission expires: _____
(Notary Seal)

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 Garden City, Kansas, this 7 day of March, 2018.

[Signature]
 (Owner)
 RECEIVED
MIKE LOMIS
 (Please Print)
 MAR 07 2018

Garden City Field Office
 Division of Water Resources
 (Please Print)

(Owner)
 (Please Print)

(Spouse)

(Please Print)

(Spouse)

(Please Print)

(Spouse)

(Please Print)

State of Kansas }
County of Finney } SS

I hereby certify that the foregoing application was signed in my presence and sworn to before me this 7th day of March, 2018.



My Commission Expires _____

[Signature]
Notary Public

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

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 25, 2018

KIRK A & KENT A MADDUX
2243 ROAD 190
DEERFIELD KS 67838-3816

RE: Water Right file no. 7054

This is to advise you that Roger Unruh 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,

A handwritten signature in black ink, appearing to read "Thomas P. Makens".

Thomas P. Makens
Environmental Scientist III

pc: GMD#3

#1881

TO

Entered in Transfer Record in my office this 10 day of March 1999. [Signature] County Clerk

STATE OF KANSAS, Finney County, ss:

This instrument was filed for record on the 9 day of March A.D. 1999 at 9:47 o'clock p.m., and duly recorded in Book 956 224 of Deeds, at page 956 224

[Signature] RITA ALSOP Register of Deeds Deputy

FEES Register of Deeds, for recording, \$ 6.00

THIS INDENTURE, Made this 2nd day of March, 1999, between ALICE B. SMITH, f/k/a ALICE ANNE BAILEY, a/k/a ALICE ANN BAILEY SMITH, and JAMES R. SMITH, her Husband, of Greeley, Weld County, in the State of Colorado, of the first part, and MICHAEL E. ROME, GREGORY ALLEN ROME, and DONALD L. ROME, d/b/a ROME BROTHERS of Finney County, in the State of Kansas, of the second part,

WITNESSETH, That said parties of the first part, in consideration of the sum of Ten and 00/100 Dollars (\$10.00), and other good and valuable considerations, the receipt whereof is hereby acknowledged, do by these presents grant, bargain, sell, and convey unto said parties of the second part, their heirs and assigns, all the following described real estate, situated in the County of Finney, and State of Kansas, to wit:

The surface estate and interest only, in the Southeast One Quarter (SE/4) of Section Eighteen (18), Township Twenty-two (22) South, Range Thirty-four (34) West of the 6th P.M.,

7054

TOGETHER with all improvements, appurtenances and hereditaments pertaining thereto,

SPECIFICALLY, RESERVING AND EXCEPTING unto the grantor, their heirs, executors, administrators and assigns, all of the oil, gas, and minerals in and under the surface of said land, together with full and free right to enter upon said premises and use so much of the surface thereof as may be reasonably necessary for operating, drilling, and marketing the production thereof,

DATA ENT... LAND INDEX... MICROFILM...

And said parties for themselves, their heirs, executors, or administrators, do hereby covenant, promise, and agree, to and with said party of the second part, that at the delivery of these presents they are lawfully seized in their own right, of an absolute and indefeasible estate of inheritance, in fee simple, of and in all and singular the above granted and described premises, with the appurtenances; that the same are free, clear, discharged, and unincumbered of and from all former and other grants, titles, charges, estates, judgments, taxes, assessments, and incumbrances, of what nature or kind soever, EXCEPT ANY EASEMENTS, RESTRICTIONS, OR RESERVATIONS, AND OIL AND GAS LEASES OF RECORD and that they will warrant and forever defend the same unto said party of the second part, their heirs and assigns, against said parties of the first part, their heirs, and all and every person or persons whomsoever, lawfully claiming or to claim the same.

IN WITNESS WHEREOF, the said parties of the first part have hereunto set their hand, the day and year first above written.

[Signature] ALICE B. SMITH

[Signature] JAMES R. SMITH

STATE OF COLORADO, WELD COUNTY, ss:

BE IT REMEMBERED, That on this 5 day of March, 1999, before me, the undersigned, a notary public in and for the County and State aforesaid, came ALICE B. SMITH and JAMES R. SMITH, who are personally known to me to be the same persons, and Husband and Wife, who executed the foregoing instrument of writing, and duly acknowledged the execution of the same.

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



MY COMMISSION EXPIRES FEBRUARY 4, 2003

[Signature] Notary Public Anthony McCue

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 13, 2018

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

Re: Water Right file number 7054

Dear Mr. Norquest;

Roger Unruh has applied to alter the acres authorized to correct his pivot location. The Base acres are 260. There is one neighboring well.

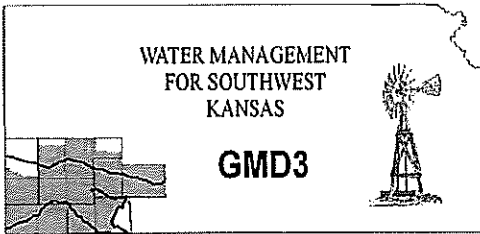
We are delaying action for 15 days on the change application to allow you time to review and provide a recommendation if you feel one is warranted. I have enclosed a copy of the change for your perusal.

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

March 23, 2018

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

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Garden City Field Office
Division of Water Resources

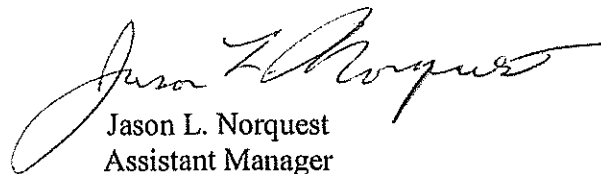
RE: Applications for Change in Place of Use
Water Rights, File Nos. 7054

Dear Thomas:

We have completed a review of the application for the above referenced water right. The proposal is 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 cover the pivot in the SW 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 application 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

GMD3 Change Review

File No(s): 7054.

DWR office: GC.

App filed to change: PU.

Is Landowner(s) correct in WRIS: ___.

If NO, is documentation included?

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Is Water Use Correspondent correct in WRIS? ___.

If NO, is documentation included?

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Regulation(s) Reviewed: KAR 5-5-11

Point of diversion ID No(s) ___ being changed.

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	ft. North	ft. West	
Authorized PD			
Proposed PD			
Difference	0	0	
$a^2 + b^2 = c^2$	0	0	0

GPS for proposed PD: Lat: ___ Long: ___.

Is proposed PD stacking on existing WRs? ___.

Is Proposed PU overlapping existing WRs? No.

Land Owner(s) notified: ___.

Name ___ Name ___.

Address ___ Address ___.

Zip ___ Zip ___.

Neighboring certified well(s) notified: ___.

Name ___ Name ___.

Address ___ Address ___.

Zip ___ Zip ___.

Domestic well(s) notified: ___.

Name ___ Name ___.

Address ___ Address ___.

Zip ___ Zip ___.

Base Acres: 260 (1973).

Perfected Acres: ___.

Irr. Return-Flow ___%

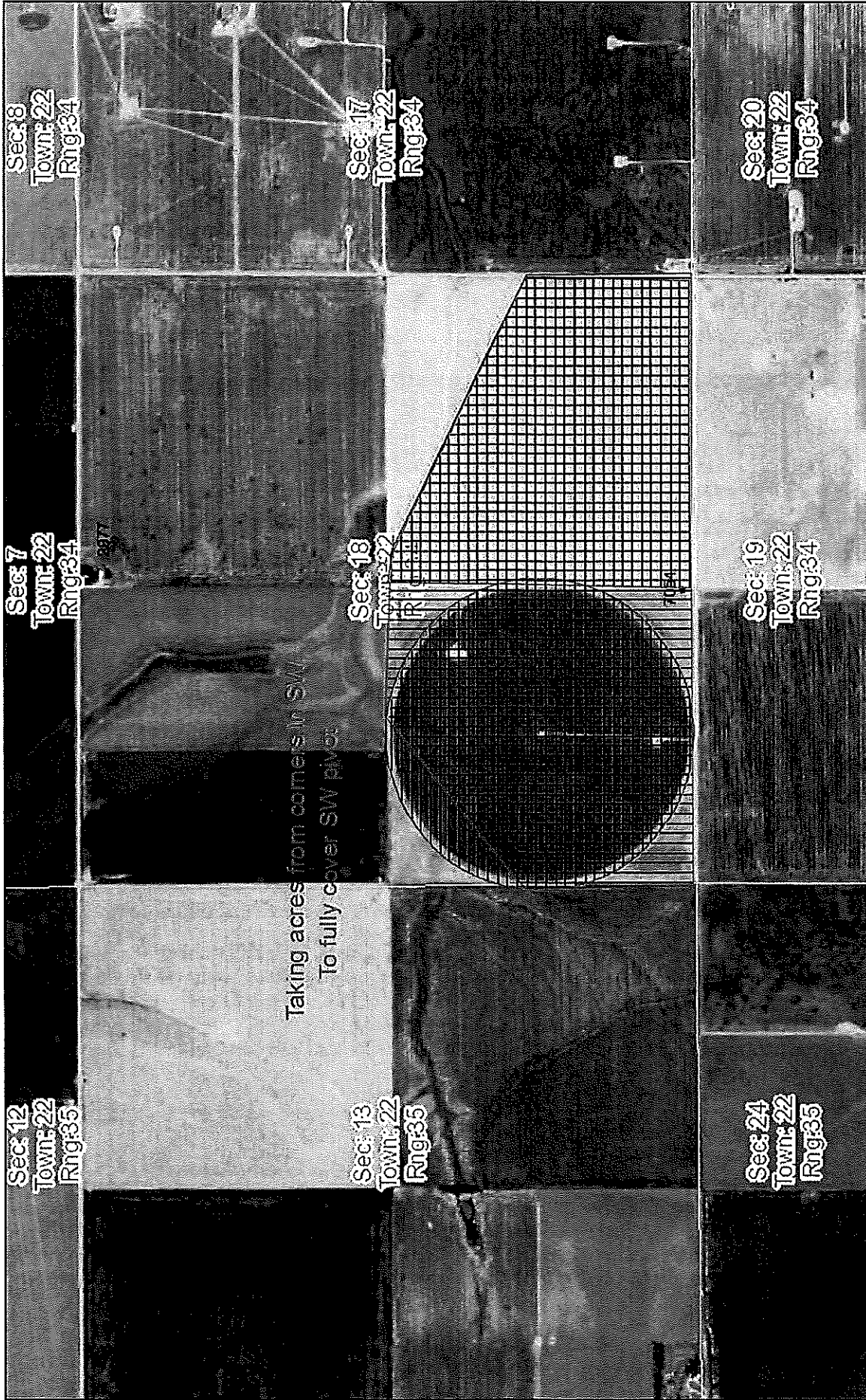
Currently authorized 260 acres and the proposed acres are 230. A portion of the pivot in SW is currently not covered. This proposed reallocation of acres will allow the pivot to be authorized.

Is a waiver needed: No.

Final Recommendation: After review of all available information, it appears the current area rules are met. Staff therefore recommends approval of the application.



7054 Change Review, PU



March 23, 2018
10:40 AM

DISCLAIMER: This map is not intended for conveyances, nor is it a legal survey. The information is presented on a best-efforts basis, and should not be relied upon for making financial, survey, legal or other commitments.

- Wells
- ? Other
 - IRR
 - + CON
 - ☒ DEW
 - DOM
 - ▲ FPR
 - HYD
 - ★ IND
 - ▲ MUN
 - REC
 - STK
 - THX
 - Empty
 - Sections

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