Kansas Department of Agriculture Division of Water Resources

CHANGE: P/U WORKSHEET

1. File Number:	2. Status Change Date:	_		5. GMD:
9117	4/18/18	C1	04	03
6. Status: ⊠ Approved □ Den	ied by DWR/GMD ☐	Dismiss by Reques	t/Failure to Return	7. Filing Date of Change: $3/5/18$
8a. Applicant(s) New to system ⊠	Person ID Add Seq#	8c. Landown New to sy	• •	Person IDAdd Seq#
WESTEMAN LAND LLC 3421 SW CR I SYRACUSE KS 67878-7	809			
8b. Landowner(s) New to system ⊠ WESTEMAN LAND LLC 3421 SW CR I SYRACUSE KS 67878-7	Person ID Add Seq# 809	3421 S	EMAN LAND LLC	
9. Documents and Enclosure(s): ⊠ D\	VR Meter(s) Date to Comp	ly: 12/31/18	□ N & P Date to	Comply:
☐ Anti-Reverse Meter ☐ Meter	Seal	□ N & P Form	☐ Water Tube ☐ D	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: 4/5/18 Date Entered:	В ву: ТРМ Ву:

File No. 9117	11. County: HM	_	Bas	Basin: BEAR CREEK	AR CF	HEK				Stream:	m:						"	ormatic	Formation Code:	Spe	Special Use:	
12. Points of Diversion CHK NOD DEI													Rati	e and Quant Authorized	Rate and Quantity Authorized	,		Additional				
	⊢		α	Ω .	ž	_	٤		Comr	Comment (AKA Line)	KA Lin	<u></u>	Regpm	Rate gpm/cfs	Quantity af/mgy	etity 9y	R gpn	Rate gpm/cfs	Quantity af/mgy	Overlap PD Files	PD Files	
nc																						

13. Storage: Rate	불		Quantity	Ifify					ac/ft	Add	Additional Rate	Rate					RN A A	fditiona	Additional Quantity _			ac/ft
14. Limitation:	af/yr at				6) mdg			"	cfs) when combined with file number(s)	n comb	ined w	ith file	numbe	er(s)							
Limitation;	at/yr at				5) mdg			ا	cts) when combined with file number(s)	COME	ined w	ith file	numbe	'11							
15. 5YR Allocation: Allocation Type		Start	Start Year			5 YR /	5 YR Amount			Amount Unit	t Unit		Bas	Base Acres	S)	Comment	14				
16. Place of Use CHK			NE%	1/4			NW1/4	4	,		SW%			v)	SE%		Total	Owner	er Chg?	overlap Files	Files	
MOD DEL ENT PUSE S T R	Ω	EN.	NW %	SW 72	SE %	NE %	WW 7,	SW %	SE %	NE NW	MS N	SE //	BN %	NW %	SW %	SE %						
ENT 3717 23 26 4	42W	11.4	34.3	40.3	34.3	34.3	11.4	34.3	40	40 34.3	.3 11.4	4 34.3	3 40	40	40	40	420	9b	yes 90	9074 9117	7 9949	10983
NC 4456 24 26 4	42W				.,,	32.5	32.5	32.5 3	32.5								130	9b	yes 90	9074 9117	9949	10983
NC 34813 14 26 4	42W					40	40	40 ,	40				40	40	40	40	320	98	yes 90	9074 9117	7 9949	10983
DEL 17336																						
								\dashv														
Base Acres: Year.	Minin	mum	Reas	Minimum Reasonable Quantity:	Quan	: <u>i</u>																
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 18, 2018

MICHAEL R & STEPHANIE S WESTEMAN 3421 SW CR I SYRACUSE KS 67878-780

RE: Change the Place of Use, File Nos 9074 9117 9949 10983

Dear Mr. & Mrs Westeman;

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 Zo to day of April 2018, I hereby certify that the attached original Approval of Application to Change the Place of Use under Water Right File 9074, 9117, 9949, 10983 dated April 18, 2018, was mailed postage prepaid, first class, US mail to the following:

MICHAEL R & STEPHANIE S WESTEMAN 3421 SW CR I SYRACUSE KS 67878-7809

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) 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.

than	100 feet,	or if pla	ace of a	use wil	t be c l be ch	omple anged	ted.(, inclu	Compl de a to	ete all pogra	l other phic m	appli ap or c	cable letaile	portio d plat s	ns. If showin	chang g the a	e in pa authori	oint of zed ar	diversi d prop	ion is greater osed point(s)
of div	ersion a	nd/or pl	ace of	use.		F	ile No.	9117	•								\mathcal{A}	ECEI Ylai R 05	n
	Application					⊠ P	ace of	Use			Point o	of Dive	rsion			Div	ision o		ield Office r Resources
	under the				the s				ation II		raance Surfac			laitions	s desc	nbea n	elow.		
	The sour	ce of su	ibbly is	S:		⊠ G	round	vater		Ш	Suriac	e wate	ŧi						
:	Name ar 3421 SW	CR 1, 8	Syracu	se, KS	6787		an Lar												
	Phone N										-								
1	Name ar	d addre	ess of \	vvater	Use C	orresp	onaen	ı: <u>San</u>	10										
•	Phone N	umber:	()		,,			 Email	addres	ss:								
	The pres				ce of u	se is:													
	Owner o																		
				ESS: 3									,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,						
	(If there is	more th	an one	landow	ner, at	tach su	ppleme			necess	sary.)								
		_		NE		0774		NV		0514	NET	SW NW14		SE¼	NE1/	SE NW¼	:¼ SW¼	SE¼	TOTAL ACRES
Sec		Range	NE1/4	NW¼ 34.3	SW¼ 40.0	SE¼ 34.3	NE1/4 34.3	NW¼ 11.4	SW1/4 34.3	SE1/4 40.0	NE¼ 40.0	34.3	11.4	34.3	INE/4	1444/4	OVV74	OL74	360.0
23 24		42w 42w	11.4	34.3	40.0	34.3	32.5	32.5	32.5	32.5	70.0	04.0	117	01.0					130.0
14		42w					40.0	40.0	40.0	40.0					40.0	40.0	40.0	40.0	320.0
4.	If this ap Owner o	plication f Land -	NA		<u>Weste</u>	<u>man L</u>	and LL	.C			the pla	ace of	use be	e chan	ged to				
	(If there is	more th	an one	landov	ner, at	tach su	ppleme	ntal sh	eets as	neces	sary.)				·				
	• "			NE	1/4			NV	V1/4	1			V1⁄4				E1/4		TOTAL ACRES
Sec	. Twp.	Range		NW1/4		I		NW1/4	l					SE¼			l		
23	26s	42w	11.40	34.30	40.0	34.30					40.0	34.30	11.40	34.30	40.0	40.0	40.0	40.0	520.0
24		42w					32.5		32.5	32.5					40.0	40.0	40.0	40.0	130.0
14	26s	42w					40.0	40.0	40.0	40.0			<u> </u>	<u> </u>	40.0	40.0	40.0	40.0	320.0
	For Offi	ce Use	Only:	Code		Fe	e \$_2	00	TR	#		Re	ceipt	Date ,	3/5	/ _{/8} _	Chec	k# <u>/</u>	036

5.	Presently authorized point of diversion							
	One in the Qua							
	of Section 14, To	ownship	26		South, Rang	e	42	W,
	in <u>HAMILTON</u> County, Kan							
	Authorized Rate <u>1500gpm</u> Authorized Rate	prized Quantity _	480/	\ F D	epth of well _		(feet)	,
	(DWR use only: Computer ID No	<u>\</u> GP	S	f	eet North		feet Wes	t)
		This point will	be char	iged as fol	lows:			
	Proposed point of diversion: (Complet	e only if chang	e is requ	uested)				
	One in theQua			•	Quarter of the	e		Quarter
	of Section, To	wnship			South, Range	3		
	in County, Kan							
	Proposed Rate Propo							
	This point is: Additional Well Geo	o Center List of	her wate	r rights tha	t will use this	point		*
L								*
6.	Presently authorized point of diversion							
0.					Ouartar of the	_		Orienten
	One in the Qua	uter of the			Courts Dans	J		Quarter
	of Section, To	waterith	foot No	th	South, Range	ot of Courtle		
	in County, Kan	sas,	_ 1eet 140		ieet vve	st of South	east comen	or section.
	Authorized Rate	nized Quantity _		D	eptn of well		(Teet)	
	(DWR use only: Computer ID No						_ teet wes	τ)
ĺ	☐ This point will not be changed ☐	-		-	iows:			
	Proposed point of diversion: (Complet							
	One in the Qua	rter of the			Quarter of the			Quarter
	of Section, To	wnship			South, Range			(E/W),
	in County, Kan	sas,	_feet No	rth	feet We	st of Southe	east corner	of section.
ĺ	Proposed RatePropo	sed Quantity		Pi	roposed well o	lepth (feet) _		
L	This point is: Additional Well Geo	Center List ot	her wate	r rights that	will use this	point		
7.	Why do you need a new point of diversion?			(PLEASE represent	m below in relander. NOTE: The spresently a	"X" in ce uthorized p North	enter of dia	gram below rsion.)
8.	If a well, is the test hole log attached?	es No		10	Emin F			,
9,	When do you propose to complete the new	point of diversion	?	50	<u> </u>		+ =	50
10.	If the point of diversion is a well:			West 0	<u>-</u> -	_ 	- -) East
	(a) What are you going to do with the old w	rell?				_	' =	
	(c)					-		
				50	-+		+ -	50
						_		
	(b) When will this be done?		•		5	11+111		
				10	10 50		50 100	1
11.	Groundwater Management District recomme	ndation attached	?	16	טט טט	South ale: 1" = 10	50 100	,
	Yes □ No							
			13b.	If the proper	osed point of	diversion wi	Il be relocate	ed more than
	Assisted by GMD3/JLN If the proposed point of diversion will be re	elocated within 1	οο	diversion, a groundwate within one- names and water sou landowner(out within 13 attach a topog er sources, s half mile of th d mailing add rces, show t (s) one-half r rom your prop	raphic map show all we be proposed resses of the names nile downst	or aerial pho ells (includir point of dive he owners. and addre	tograph. For ng domestic) rsion and the For surface sses of the
, σα.	feet of the existing point of diversion, indi	cate its location	on					

Submit completed application to: Kansas Department of Agriculture Division of Water Resources Field Office for your area. Call for address:

www.ksda.gov/dwr

DWR FIELD OFFICE APPLICATION FOR APPROVAL TO CHANGE THE PLACE OF Topeka -- (785) 862-6300 Stafford -- (620) 234-5311 Stockton -- (785) 425-6787 Garden City -- (620) 276-2901 **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.

File No. <u>9117</u>							
Application is hereby made for approval of the Chief Engineer to change the (check one or both);							
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							
Name and address of Applicant: Westeman Land LLC							
3421 SW CR I, Syracuse, KS 67878							
Phone Number: (620)384-4278 Email address: smmw@pld.com							
Name and address of Water Use Correspondent: Same							
							
Phone Number: () Email address:							
The presently authorized place of use is:							
Owner of Land NAME: Westeman Land LLC							
ADDRESS: 3421 SW CR I, Syracuse, KS 67878							
(If there is more than one landowner, attach supplemental sheets as necessary.)							
c. Twp. Range NE¼ NW¼ SW¼ SE¼ ACRES							
NEX NWX SWX SEX NEX NWX SWX SEX NEX NWX SWX SEX NEX NWX SWX SEX							
3 26s 42w 11.4 34.3 40.0 34.3 34.3 11.4 34.3 40.0 40.0 34.3 11.4 34.3 40.0 34.3 34.3 11.4 34.3 360.0							
1 26s 42w 32.5 32.5 32.5 32.5 32.5 32.5 32.5 32.5							
1 26s 42w 40.0 40.0 40.0 40.0 40.0 40.0 40.0 40.							
If this application is for a change in place of use, it is proposed that the place of use be changed to:							
NAME: Western Lond U.O.							

Owner of Land ----

NAME:

Westeman Land LLC

ADDRESS:

3421 SW CR I, Syracuse, KS 67878

(if there is more than one landowner, attach supplemental sheets as necessary.)

Sec.	Twp.	Range		NE	1/4			ΝV	1%			sv	٧%			SE	14		TOTAL ACRES
Г			NE%	NW%	sw¼	SE14	NE%	NW14	SW1/4	SE14	NE14	NW%	SW%	SE¼.	NE14	NW%	sw%	SE¼	
23	26s	42w	11.40	34.30	40.0	34.30	34.30	11.40	34.30	40.0	40.0	34.30	11.40	34.30	40.0	40.0	40.0	40.0	520.0
24	26s	42w					32.5	32.5	32.5	32.5									130.0
14	26s	42w					40.0	40.0	40.0	40.0					40.0	40.0	40.0	40.0	320.0

Receipt Date

Check #

For Office Use Only: Code Fee \$ TR# Page 1

File No.

Presently authorized point of diversion:

One in the	NW	Quarter of t	he <u>SV</u>	<u>/</u> Qı	uarter of the		<u>NW</u>	Quarter
of Section	<u>14</u>	, Township	<u>26</u>	South, R	ange	<u>42</u>	W,	
in <u>HAMILTON</u> section.	Count	y, Kansas,	<u>3850</u>	feet Nort	h <u>5</u>	5150	feet We	st of Southeast corner
Authorized Rate (feet)	<u>150</u>) <u>Ogpm</u>	Authorized Qu	uantity	480AF		Depth of well	
(DWR use only:	Computer	D No	GPS		, fe	et Nor	h	feet West)
This point will no	ot be chang	ed Th	is point will be	changed as	follows:			
Proposed point	of diversion	: (Complete o	nly if change is	requested)				
One in the		Quarter o	f the _		Quarter of	the		Quarter
of Section		, Township	·	So	uth, Range	***************************************		,
in section.	County, Ka	nsas,		feet North			feet West	of Southeast corner
Proposed Rate		F	Proposed Quan	tity			Proposed well	depth (feet)
This point is: Ad	ditional Well	Geo Center	List other water	rights that w	ill use this p	oint		
Presently autho	rized point	of diversion: Quarter o	f the _		Quarter of	the		Quarter
of Section		, Township	ı.	So	uth, Range			
in section.	County, Ka	nsas,		feet North		_	feet West	of Southeast corner
Authorized Rate		_ Aul	horized Quantit	у _	· · · · ·	Dept	n of well	(feet
(DWR use only:	Computer !	D No	GPS		fe	et Nort	h	feet West)
This point will no	ot be chang	ed Th	is point will be	changed as	follows:			,
Proposed point	of diversion	: (Complete or	nly if change is	requested)				· ·
One in the		Quarter o	f the		Quarter of	the		Quarter
of Section		, Township		So	uth, Range			(E/W),
in section.	County, Ka	nsas,		feet North			feet West	of Southeast corner
Proposed Rate		F	roposed Quan	tity		į	Proposed well	depth (feet)
								
This point is: Add	ditional Well	Geo Center	List other water	rights that w	ill use this p	oint		
Vny do you need a	new point c	f diversion?						
f a well, is the test	_	ched? Yes ete the new noi	No					

10. If the point of diversion is a well:

7.

8. 9. (b) When will this be done? ____

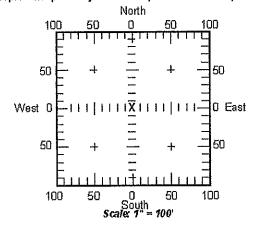
11. Groundwater Management District recommendation attached?

Yes

Νo

12. Assisted by GMD3/JLN

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 6, 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.

DWR 1-121 (Revised 01/05/2010)

Page 1 File No.

- 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 _____ , Kansas, this ____ day of ____ , 20____

(Owner) NIKE <u>UEF</u> STEMA U (Please Print)	(Spouse) <u>Stephanie</u> 5 Westernan (Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
State of Kansas)	
) SS .	
County of)	
March 2	oregoing application was signed in my presence and sworn to before me this 544. day of 0.18. PUBLIC - State of Kansas IRGARET J CHENEY Expires 4-9.2019
,	Notary Public margaret J. Cheney
accurate information; maps, if ne the appropriate fee must be paid.	NS WILL BE PROCESSED. To be complete, all of the applicable portions of the application form must be completed with bessary, must be included; signatures of all the appropriate owners' must be affixed to the application and notarized; and
forth in the schedule below: N	e place of use or the point of diversion under this section shall be accompanied by the application fee set flake checks payable to: Kansas Department of Agriculture ange a point of diversion 300 feet or less
. \$100	
(2) Application to ch	ange a point of diversion more than 300 feet
\$200	
(3) Application to che \$200	ange the place of use
DWR 1-121 (Revised 01/05/2010	
SUMMARY ORD	ER APPROVING APPLICATION FOR CHANGE AND IMPOSING CONDITIONS
the Kansas Water Appropriat	d under authority of K.S.A. 82a-708b, as amended, and K.A.R. 5-14-3 and other applicable provisions of ion Law, K.S.A. 82a-701 et. seq., and rules and regulations promulgated thereunder, K.A.R. 5-1-1 et.seq. conditions expressly contained herein, this Summary Order does not change the terms, conditions and
1. A change application was	received on requesting that the place of use and / or point of diversion authorized under the other be changed as described in the application.
	date of this summary order, the authorized place(s) of use shall be located substantially as shown on the
	anying the application to change the place of use. Applicable Not Applicable
3. The change in point of di	version shall not impair existing rights and shall be limited to the same source or sources of water as ne point of diversion authorized by this summary order shall be located within a
of the authorized point(s)	of diversion. Applicable Not Applicable
4. The point(s) of diversion a	uthorized herein shall not actually be located more than feet from the previously authorized

point(s) of diversion.

Applicable

Not Applicable

6-13.	Applicable	Not Applicable		
20, o accordance maintain re	r before the first use e with K.A.R. 5-1-4 ecords and report ti	ace(s) of use shall properly install an of water, whichever occurs first. The we through 5-1-12. As required by K.S.A. he reading of the water flow meter and he end of each calendar year.	iter flow meter shall be in: 82a-732, as amended, a	stalled, operated and maintained in and K.A.R. 5-3-5e, the owner shall
Applicable	Not Applica	ble		
extension (of time. By March 1.	version of water shall be completed or 20 the applicant shall notify the C ovided by the Chief Engineer, as require	hief Engineer that constru	, 20, or within any authorized ction of the works for diversion has
Applicable	Not Applica	ble		
8. The comple	eted well log shall b	e submitted with the required notice.	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-

- 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
- 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 filled 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 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

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. 9117 A change application was received on March 5, 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. 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. ☐ 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 _____radius of the authorized point(s) of diversion.

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 ☐ Applicable Not Applicable K.A.R. 5-6-13. 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 properly to the water flow meter and the total quantity of water diverted approach to the Chief Engineer by March 1 following the end of each colondary water. 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 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 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. Administrative Appeal and Effective Date of Order FOR OFFICE USE ONLY 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): Thomas P Makens review must state a basis for review pursuant to K.S.A. 77-527. Division of Water Resources - Kansas Department of Agriculture File any request with Kansas Department of Agriculture, Legal Division, 1320 Research Park Drive, Manhattan, KS Date of Issuance: 66502. Failure to timely request a hearing or review may State of Kansas preclude review under the Kansas Judicial Review Act. SS For Use by Register of Deeds County of Acknowledged before me on Notary Public JULIE JONES Signature: My Appointment Expires PUBLIC December 15, 2018 My commission expires: Votary Seal)

9074, 9117 & 9949 PU Change

