Kansas Department of Agriculture Division of Water Resources

CHANGE: P/U WORKSHEET

1. File Number:	2. Status Change Date:	3. Change Num:	4. Field Office:	5. GMD:
9949	4/18/10	C1	04	03
6. Status: ⊠ Approved ☐ Der	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 Seg#	8c. Landown		Person IDAdd Seq#
WESTEMAN LAND LLC 3421 SW CR I SYRACUSE KS 67878-7	809			
8b. Landowner(s) New to system ⊠	Person IDAdd Seq#	8d. WUC New to sy	stem ⊠	Person ID Add Seq#
WESTEMAN LAND LLC 3421 SW CR I SYRACUSE KS 67878-7	809	3421 S	EMAN LAND LLC W CR I CUSE KS 67878-	
9. Documents and Enclosure(s): X D	WR Meter(s) Date to Compl	y: 12/31/18	☐ N & P Date to	Comply:
☐ Anti-Reverse Meter ☐ Meter	Seal	□ N & P Form	☐ Water Tube ☐ D	riller Copy
Conservation Plan Date Requi	red: Da	te Approved:	Date to	Comply:
10. Use Made of Water From:		To: _		
			Date Prepared: 4/5/18 Date Entered:	ву: ТРМ Ву:

File No. 9949	11. County: HIM	HM.	Ba	sin: B	EAR C	Basin: BEAR CREEK				Stre	Stream:							Format	Formation Code:	Š	Special Use:	Jse:	
12. Points of Diversion CHK MOD DEL PDIV Qualifier	w.	ļ	<u>~</u>	Ω.		Z	W.	V	Comi	Comment (AKA Line)	KA Li	(ә.	- R - R - E	Rate and Autho	Rate and Quantity Authorized Rate Quant	uantity zed Quantity	7 6	Additional Rate Q	ional Quantity	Overfan PD Files	ii G	٧ <u>ط</u>	
nc													7		3	5	<u> </u>		S. C.		3	3	

13. Storage: Rate	IN The second se	u.	Que	Quantity_				***************************************	ac/ft	Ağ	Additional Rate	Rate					N TN	ddition	Additional Quantity_				ac/ft
14. Limitation: Limitation:	af/yr at af/vr at) map				ofs) when combined with file number(s) ofs) when combined with file number(s)	en con	tbined bined	with file	a numč									
15. 5YR Allocation: Allocation Type	1 51	18	Start Year	# J	***************************************	5.YR	5 YR Amount	t l		Amou	Amount Unit		Ba	Base Acres	\$.		Comment	 	Comment				
16. Place of Use CHK	The state of the s		Z	NE%			NW1/2	7.			SW1/4				SE1/4		Total	l Owner	mer Chg?		Overlap Files	"	
MOD DEL ENT PUSE S T F	R 0	N E Z Z	WW %	sw %	SE %	NE %	WW %	SW %	SE %	NE %	NW S	SW S	SE NE	MW %	NS %	SE %							
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NC 4456 24 26	42W					32.5	32.5	32.5	32.5								130	98 0	yes	9074 9117	1	9949 1	10983
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DEL 17336																							
			,,,,,																				
Base Acres: Year:		nimurr	ı Rea	sonab	Minimum Reasonable Quantity:	ntity:																	
Comments:												Market Street,											

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 2014 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	use wi	i t be c Il be cl	omple nanged	ted. 0 I, inclu	Compl de a to	ete al opogra	I other phic m	r appli iap or c	cable detaile	portio d plat ध	ns. If showin	chang g the a	je in p authori	oint of zed ar	divers d prop	ion is greater osed point(s)
of div	ersion a	nd/or pl	ace of	use.						· •								JEIV	Comme / Comme
						F	ile No	. <u>9949</u>									MAR	052	2018
1. /	Application	on is he	reby m	nade fo	or appi				nginee					e or b	oth):	Gar	den C	ity Fie	ld Office Resources
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	under the				i lile si		or uns round		auon		Surfac			MINOLE	s ucac	IID e u L	CIOW.		
	The sour	C e oi sc	ThhiA is	š.		Дυ	Tourier	Natei		ii	Suriac	A Wate	31						
2. 1	Name an	d addre	ess of /	Applica	ant: <u>V</u>	<u>/estem</u>	an Laı	nd LLC)										
_	3421 SW					8													
	Phone N									addres	38: <u>sm</u>	mw@r	old.cor	<u>n</u>					
1	Name an	d addre	ess of \	Water	Use C	orresp	onden	t: <u>San</u>	ne										
-	Phone N	umhari		<u> </u>					⊏mail	addres									
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	J		ADDRE						KS 67	7878							.,.,.		
(If there is	more th	an one	landov	vner, at	tach su	ppleme	ntal sh	eets as	neces	sary.)								
				NE	=1⁄ 4			NV	V¼			SW	٧%			SE	1/4		TOTAL
Sec.	Twp.	Range	NE¼	NW¼	sw _{1/4}	SE1/4	NE¼	NW1/4	SW1/4	SE%	NE1/4	NW¼	SW1/4	SE¼	NE1/4	NW14	SW1/4	SE1/4	ACRES
23	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					360.0
24	26s	42w		·			32.5	32.5	32.5	32.5									130.0
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			ADDRE																····
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24	26s	42w	 	 -			32.5			32,5									130.0
14	26s	42w	<u> </u>				40.0	40.0	40.0	40.0					40.0	40.0	40.0	40.0	320.0
	For Offic	ce Use	Only:	Code		Fe	 e \$_2	00	TR	#		Re		Date _	3/5	18	Chec	k#_	036

5.	Presently authorized point of diversion:				·		
İ	One in the Quarter of the	NW		Quarter of the	SW		Quarter
	of Section 23, Township						
	in HAMILTON County, Kansas, 2365						
	Authorized Rate 1325gpm Authorized Quantity						
	(DWR use only: Computer ID No GPS		fe	et North	f∈	et West)	
	☐ This point will not be changed ☐ This point will b					•	
	Proposed point of diversion: (Complete only if change	is requ	ested)				
	One in the Quarter of the		·	Quarter of the			Quarter
	of Section, Township						
	in County, Kansas, 1						
	Proposed Rate Proposed Quantity						
	This point is: Additional Well Geo Center List other						
i.			 7	·			
6.	Presently authorized point of diversion:						
-	One in the Quarter of the		(Quarter of the			Quarter
	of Section, Township						
ŀ	in County, Kansas,1						
	Authorized Rate Authorized Quantity		De	epth of well		(feet)	
	(DWR use only: Computer ID No GPS		fe	et North	fe	et West)	
	☐ This point will not be changed ☐ This point will b	e chan	ged as foll	ows:			
	Proposed point of diversion: (Complete only if change	is requ	ested)				
	One in the Quarter of the			Quarter of the			Quarter
	of Section, Township						
	in County, Kansas, f						
ĺ	Proposed Rate Proposed Quantity						
	This point is: Additional Well Geo Center List other	er wate	r rights that	will use this p	oint		
_					.) 4 41		·
7.	Why do you need a new point of diversion?		the diagrar	n below in relai NOTE: The	tion to the exist "X" in center	ing point of	r aiversion. am below
			represents	s presently au	thorized point	of diversi	on.)
					North		
			10	<u>0 50 </u>		<u>10</u> 0	
8	If a well, is the test hole log attached? Yes No				11711111		
O.	The Work, is the test hole log attached? [] Tes [] No			_	_		
9.	When do you propose to complete the new point of diversion?		50	F +	_ +	- 1 50	
						_	
				E .	Ξ.	_	_
10.	If the point of diversion is a well:		West 0	<u> </u>	<u>X</u>		⊒ast
	(a) What are you going to do with the old well?			L	_		
			50	Ε,	= ,	三 50	
			JU		_ +	コヅ	
	(II.) AMbana alli fata la la con			- .	<u> </u>	7	
	(b) When will this be done?				<u> † </u>		
	One and the Management District as a second of the self-self-self-self-self-self-self-self-		10)0 50	_0 _ 50	100	
73.	Groundwater Management District recommendation attached? Yes No			5ca	South 1e 1" = 100"		
	⊠ 1e2 []140	13b.	If the propo	osed point of d	liversion will be	relocated	more than
12.	Assisted by GMD3/JLN		100 feet 1	but within 132	20 feet from t	he existino	o point of
	,		aroundwate	attach a topogra er sources si	aphic map or a how all wells	eriai photog Tincludina	grapn. For domestic)
			within one-	half mile of the	proposed point esses of the o	t of diversion	on and the
			names and	d mailing addr	esses of the one names and	wners. F	or surface
			landowner((s) one-half m	ille downstrear	n and one	-half mile
132	. If the proposed point of diversion will be relocated within 10	n	upstream f	rom your prope	erty lines.		
, 00	feet of the existing point of diversion, indicate its location of	n					

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

24 26s 42w

14 26s 42w

For Office Use Only: Code

Submit completed application to: DWR FIELD OFFICE Kansas Department of Agriculture Division of Water Resources APPLICATION FOR APPROVAL TO CHANGE THE PLACE OF **USE AND/OR THE POINT OF DIVERSION**



130.0

Check #

40.0 40.0 40.0 40.0 320.0

Receipt Date

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.

	İ	File No	o. <u>994</u>	<u>9</u>																	
1. A	pplic		s here		ade fo	r appr				f Eng	ineer	to ch	ang	ge the	(ch	eck o	ne or	both):			
	unde				/hich i					pplica	ition i	n acc	ord	ance	with	the c	onditi	ons d	escrib	ed l	below.
	The	source	e of su	pply is	s :		Grour	ndwat	er		Su	rface	wa	ter							
2. N	lame	and a	ddres	s of A	pplica	nt: <u>W</u>	estem	an La	and L	<u>LC</u>											
	<u>3421</u>	SW 0	OR I, 8	Syracu	ise, K	S 678	<u>78</u>														
	Phor	ne Nur	nber:	(620)	384 <u>-4</u>	<u> 278</u>				Emai	l add	ress;	sm	nmw@	opld.	com					
	Nam	e and	addre	ss of	Water	Use (Corres	pond	ent:	Sam	<u>e</u>										
	Phor	 ne Nur	nber:	(}				E	mail a	addre	ss:									
3. т			ly auth	.,		_	se is:		-					-							
	Owner of Land NAME: Westernan Land LLC																				
	ADDRESS: 3421 SW CR I, Syracuse, KS 67878																				
	(If the	ere is n	nore th	an one	lando									ry.)							
Sec.	Twp.	Range		NE	14			NW	%			s	W%				SE	<u> </u>			OTAL. CRES
			NE%	NW%	SW1/4	SE¼	NE%	NWX:	swx.	SE%	NE%	NWX	sv	₩ s	E¼	NE%	NW%	SW1/4	SE1/4	L	
23	26s	42W	11.4	34.3	40.0	34.3	-	11.4	_	 #	40.0	34.3	11	1.4 3	4.3						0.0
14	26s 26s	42w 42w						32.5 40.0				_	╀	+	╢	40 O	40.0	40.0	40.0	-	30.0 20.0
<u> </u>	200		<u> </u>				1010	10.0	10.0			<u> </u>	1		!						
4.1	this	applic	ation i	s for a	chan	ge in	place	of us	e, it i	s pro	oose	d that	the	plac	e of I	use b	e cha	nged	to:		
	Own	er of L	and -			NAME	≣:	7	<u>Vest</u>	eman	Land	J LLC	<u>:</u>								
		Α	DDRE	SS:		342	1 SW	CR I,	Syra	cuse	KS	6787	3								
	(If the	ere is n	nore th	an one	lando	wner, a	ittach :	supple	ment	al she	ets as	nece	ssa	ry.)							
Sec.	Twp.	Range		NE	1/4			N	N¼				sw	11/4				SE¼			TOTAL ACRES
			NE%	NW/4	SW%	SE¼	NE%	NW7	sw	14 SE	4 NE	% N\	V%	SW%	SE1/	NE	14 NW	/¼ SV	/¼ SE	14	
23	26s	42w	11.40	34.30	40.0	34.30	34.30	11.40	34.3	30 40.	0 40	.0 34	.30	11.40	34.3	0 40	.0 40	.0 40	.0 40	.0	520,0

32.5 32.5 32.5 32.5

40.0 40.0 40.0 40.0

Fee \$

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Page 1

File No.

Presently authorized point of diversion:

One in the	<u>NW</u>	Quarter of	the	NW	Quarter of	the	<u>sw</u>	Quarter	
of Section	<u>23</u>	, Township	<u>26</u>	Sout	n, Range	<u>42</u>	W,		
in <u>HAMILTON</u> section.	County	, Kansas,	<u>2365</u>	feet	North	<u>5200</u>	feet We	st of Southeast	corner o
Authorized Rate (feet)	132	<u>5gpm</u>	Authorize	ed Quantity	640	AE	Depth of well		•
(DWR use only:	Computer II	D No	Gi	PS _	 	feet Nor	th	fee	t West)
This point will no	t be change	ed Th	is point w	ill be change	d as follow	s:			
Proposed point o	of diversion	: (Complete o	nly if char	ige is reques	ted)				
One in the		Quarter o	of the		Quarte	er of the		Quarter	·
of Section		, Township	<u> </u>		South, Rar	nge		\$	
in section.	County, Kar	nsas,		feet No	th		feet West	t of Southeast	corner o
Proposed Rate	-	_	Proposed	•	·		Proposed well	depth (feet)	
This point is: Add		Geo Center					<u> </u>		
3									
Presently author	ized point c	f diversion:							
One in the		Quarter o	of the		Quarte	er of the		Quarter	
of Section		, Township	, .		South, Rar	nge		1	
in section.	County, Kar	nsas,		feet No	th		feet West	t of Southeast	corner o
Authorized Rate		_ Au	thorized Q	uantity		Dept	h of well		(feet)
(DWR use only:	Computer II	D No	Gi	PS _		feet Nor	th	fee	t West)
This point will no	ot be change	ed Th	is point w	ill be change	d as follow	s:			
Proposed point	····								
One in the		Quarter o	of the		Quarte	er of the		Quarter	
of Section		, Township)		South, Rar	nge		(E/W),	-
in section.	County, Kar	nsas,		feet No			feet West	of Southeast	corner o
Proposed Rate	<u> </u>	1	roposed	Quantity			Proposed well	depth (feet)	
					······································				
This point is: Add	fitional Well	Geo Center	List other v	water rights th	at will use th	nis point			***************************************

- 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?

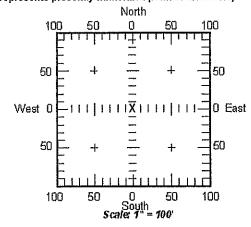
11. Groundwater Management District recommendation attached?

Yes

No

12. Assisted by 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____

ke w	(Owner) ESTEMPW (Please Print)	(Spouse) Stephanie Swesteman (Please Print)
	(Owner)	(Spouse)
	(Please Print)	(Please Print)
	(Owner)	(Spouse)
	(Please Print)	(Please Print)
State o	f Kansas)	
) SS	
County	of)	
	NOTARY MAP	PUBLIC - State of Kansas RGARET J CHENEY Expires 4-9-2019
	nmission Expires	Notary Public margaret J. Chenery
ONLY C	H. G. 2019 OMPLETE APPLICATIO Information; maps, if ne- opriate fee must be paid.	NS WILL BE PROCESSED. To be complete, all of the applicable portions of the application form must be completed with ressary, must be included; signatures of all the appropriate owners' must be affixed to the application and notarized; and
	the schedule below: I (1) Application to ch	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 flampe a point of diversion 300 feet or less
	. \$100	a maint of discovering prove them 200 feet
	(2) Application to ch	ange a point of diversion more than 300 feet
	\$200	
	(3) Application to ch	ange the place of use
	\$200	
DWR 1-	121 (Revised 01/05/2010) Page 1 File No.
	SUMMARY ORD	ER APPROVING APPLICATION FOR CHANGE AND IMPOSING CONDITIONS
the <i>Kai</i> With th	nsas Water Approprial	ed 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
	nange application was ove-referenced file nu	received on requesting that the place of use and / or point of diversion authorized under the nber 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
top	ographic map accomp	anying the application to change the place of use. Applicable Not Applicable
pre	eviously authorized. T	iversion shall not impair existing rights and shall be limited to the same source or sources of water as 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 a	uthorized herein shall not actually be located more than feet from the previously authorized

Applicable

Not Applicable

point(s) of diversion.

6-13.	Applicable	Not Applicable		
20, o accordanc maintain n	r before the first us e with K.A.R. 5-1-4 ecords and report	place(s) of use shall properly install ar e of water, whichever occurs first. The wa through 5-1-12. As required by K.S.A. the reading of the water flow meter an the end of each calendar year.	ater 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 Applic	able		
extension	of time. By March	iversion of water shall be completed of 1, 20 the applicant shall notify the Corovided by the Chief Engineer, as require	hief Engineer that constru	, 20, or within any authorized clion of the works for diversion has
Applicable	Not Applic	able		
8. The comple	eted well log shall	be 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 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. Fallure 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, 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

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. 9949 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. the topographic map accompanying the application to change the place of use. 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 K.A.R. 5-6-13. □ 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 Installation of the works for diversion of water shall be completed on or before December 31, 20 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 The completed well log shall be submitted with the required notice. ☐ 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 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 By: 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. File any request with Kansas Department of Agriculture, Division of Water Resources - Kansas Department of Agriculture ZO18) Date of Issuance: Legal Division, 1320 Research Park Drive, Manhattan, KS 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 Signature: Notary Public JULIE JONES NOTARY PUBLIC My Appointment Expires My commission expires: (Notary Seal) Mines.

9074, 9117 & 9949 PU Change

