Kansas Department of Agriculture Division of Water Resources

CHANGE: P/U WORKSHEET

1. File Number:	2. Status Change Date:	3. Change Num:		5. GMD:
HM 17	6/5/18	C1	04	
6. Status: Approved Den	ed by DWR/GMD	Dismiss by Reques	t/Failure to Return	7. Filing Date of Change:
				5/2/18
8a. Applicant(s) New to system □	Person ID Add Seq#			Person ID 40860 Add Seq# 1
CAROL BROWNLEE FORT AUBREY RANCH PO BOX 962 SYRACUSE KS 67878			NSAS RIVER	R IN 00000
8b. Landowner(s) New to system I DAVID BROWNLEE FORT AUBREY RANCH PO BOX 962 SYRACUSE KS 67878	Person ID 2106 Add Seq# 1	FORT A	D BROWNLEE AUBREY RANCI	Person ID 2106 Add Seq# 1
9. Documents and Enclosure(s): ⊠ D\	VR Meter(s) Date to Comp	iy: <u>12/31/18</u>	N & P Date to	Comply:
☐ Anti-Reverse Meter ☐ Meter				Driller Copy ☐ H & E Letter
☐ Conservation Plan	red: Da	ate Approved:	Date to	o Comply:
10. Use Made of Water From:		То:		
			Date Prepared: 6/5/1 Date Entered:	8 ву: ТРМ Ву:

	11. County: HM	¥	Bä	Basin: ARK	¥					Stream:	;;						Foi	Formation Code:		Special Use: IGUCA
12. Points of Diversion CHK	примамент в менен ме												Rate a	Rate and Quantity	rantity red		Ą	Additional	and the state of t	
DEL PDIV Qualifier	ω	-	œ	Ω	Z	· ·	≱	J	Comme	Comment (AKA Line)	4 Line)		Rate gpm/cfs		Quantity af/mgy	2:	Rate gpm/cfs	Quantity s af/mgy	ity y Overlap PD Files	
NC																				

13. Storage: Rate	N N		Quantity	atity				<u> </u>	ac/ft	Additi	Additional Rate	ate				NF	Additi	Additional Quantity	tyt	ac/ft
14. Limitation:	af/yr at				5) mdb			gs	cfs) when combined with file number(s)	combin	led with	file nt	mber((s)				1	
Limitation:	af/yr at				מ) mdb			cfs	cfs) when combined with file number(s)	combin	led wit	file nu	mber((s)				***	
15. 5YR Allocation: Alloca	Allocation Type	Star	Start Year			5 YR A	5 YR Amount		`	Amount Unit	L Unit		Base,	Base Acres		हें ।	Comment			
16. Place of Use CHK			N	NE%			NW7/2	4			SW/⁄4			s s	SE¼		Total	Owner (Chg? Overlap Files	
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ENT 25 24	40w	<u>.</u>					rv.										.5	8c y	The state of the s	
Base Acres: 870 Year:		ium Re	asona	able Q	Minimum Reasonable Quantity:															
Comments: *21 acres lot2 e/2sw, 10 acres lot1 nwsw, 17acres lot3 swse, 24.5 acres lot4 sese. ** 23 acres lot2 e/2sw, 4 acres lot1 swsw.	ot2 e/2sw, 10	acre	ol s	Ē	wsw,	17a	cres	lot3	SMS	e, 24.	5 acı	es Ic	ot4 se	ese.	** 23	acres	lot2 (3/2sw, 4	acres lot1 swsw	''

File No. HM 17	11. County: HM	Ξ	6	Basin: ARK	AR X						Stream:	ير							Formation Code:	Code:	Special Use: IGUCA	4
12. Points of Diversion												and the same of th		Rate	Rate and Quantity	uantity						
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13. Storage: Rate	Ą	1,	Que	Quantity					ac/ft		Additional Rate	inal Ra	ife	- The second sec			z 	NF Ad	Additional Quantity	antity	ac/ft	
14. Limitation:	af/yr at) mdb				_ cfs)	cfs) when combined with file number(s)	ombin	ed with	Ifle n	nmber	(s)						
Limitation:	af/yr at) mdb =				cfs)	cfs) when combined with file number(s)	ombin	ed with	file n	umber	(s)			***************************************			
15. 5YR Allocation: Allocation Type		Sta	Start Year	ař.		5.	5 YR Amount	ount		- A	Amount Unit	Jnit		Base	Base Acres			Comment	t l			
16. Place of Use CHK			_	NE%				NW7/4			63	SW%			0)	SE1/4		Total	Owner	Chg?	Overlap Files	
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DEL 11497																						
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Comments: *11 acres lot 3 nene, 3.5 acres lot2 nwne.	3.5 nene,	acr	es	lot2	nwn	je.																
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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

June 5, 2018

CAROL BROWNLEE FORT AUBREY RANCH PO BOX 962 SYRACUSE KS 67878

RE: Change the Place of Use, File Nos HM17 1501 11649 29461

Dear Mrs. Brownlee;

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 day of June 2018, I hereby certify that the attached original Approval of Application to Change the Place of Use under Water Right File HM17 1501 11649 29461 dated June 5, 2018, was mailed postage prepaid, first class, US mail to the following:

CAROL BROWNLEE FORT AUBREY RANCH PO BOX 962 SYRACUSE KS 67878

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.

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	Phone I	K 962 <u>, S'</u> Number: and addre	()															
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	For Off	ice Use	Only:	Code		Fee	s <u>Z</u>	00	_ TR ‡	#		Re	ceipt L	Date	5/2/	18	Chec	k#_10	150

5.	Presently authorized p	oint of diversion:			
	One in the	Quarter of the		Quarter of the	Quarter
	of Section	, Township		South, Range	(E/W),
	in	County, Kansas,	feet No	orth feet West of	Southeast corner of section.
		Authorized Quantity			
		outer ID No GP			
		anged This point will be change			
		ersion: (Complete only if change		= : :	
		Quarter of the			
	of Section	, Township		South Range	(FAM)
	in	County, Kansas,	feet No	orth feet West of S	Southeast corner of section
	Proposed Rate	Proposed Quantity		Proposed well denth	(feet)
	This point is: Additio	nal Well Geo Center List o	ther wate	er rights that will use this point	
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آ م	Presently authorized p	oint of diversion:			
6.		· · · · · · · · · · · · · · · · · · ·		O	0
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		, Township			
	in	County, Kansas,	_ teet No	orth feet West of S	Southeast corner of section.
	Authorized Rate	Authorized Quantity		Depth of well	(feet)
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	One in the	Quarter of the		Quarter of the	Quarter
	of Section	, Township		South, Range	(E/W),
		County, Kansas,			
		Proposed Quantity			
	This point is: Addition	nal Well 🔲 Geo Center List of	ther wate	r rights that will use this point	
7.	-	desired for the following reasons	_{\$} ? 13a.	feet of the existing point of di the diagram below in relation t (PLEASE NOTE: The "X" represents presently authori Nor	version, indicate its location on o the existing point of diversion. in center of diagram below ized point of diversion.) th
8.	If a well, is the test hole lo	g attached? Yes No		<u> </u>	
9.	The change(s) (was)(will l	oe) completed by?		50 + =	· + = 50
10.	If the point of diversion is	a well:		West Ü⊟III IIIIX	
	(a) What are you going to				
	(a) What are you going to	o do with the old well?			<u> </u>
				50 +	- + - 50
				<u> </u>	\exists
	(b) When will this be don	e?		- 	11111
	(-)			100 50 0	
11.	Groundwater Manager attached? Yes		on	100 50 0 Sou <i>Scale: 1</i>	ith "= 100 '
12	Assisted by <u>BSC</u>	- ·	13b.	100 feet but within 1320 fe	ion will be relocated more than et from the existing point of
14.	Andoloted by BOO			diversion, attach a topograph For groundwater sources, sho within one-half mile of the prop names and mailing addresse water sources, show the n	nic map or aerial photograph. wall wells (including domestic) cosed point of diversion and the softhe owners. For surface ames and addresses of the lownstream and one-half mile

APPLICATION FOR APPROVAL TO CHANGE THE PLACE OF USE AND/OR POINT OF DIVERSION SUPPLEMENTAL SHEET

FILE NO. <u>HM 17</u> MAKE ADDITIONAL COPIES AS NECESSARY

		l		NE	1/.			NΛ	11/4			SV	V1/4			SE	1/4		TOTA
ec.	Tiun	Range	NE¼	1	SW1/4	SE1/4	NE%	NW1/4		SE1/4	NE¼	NW¼		SE1/4	NE14	NW¼	SW1/4	SE1/4	ACRE
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Ov	vner of	Land -																	
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Onec. 226 Onec. 223 224 225 Onec.	Twp. 24 wner o Twp. 24 24 24 24	Range 40W f Land Range 40W 40W 40W 5f Land	NE½ 11 LOT; 3 NE½ NE½ ADDR	AME: ESS: NI NW1/4 3.5 LOT 2 AME: ESS: N NW2/4 AME: RESS:	EW STATI	SE% SE% SE%	NE% NE% NE% NE%	NW% AS (OF NW% AS (OF	RIGINA RIGINA	SE½ SE½ SE½	VERNI	MENT ST	SURV SW4 SW4 SW4 SW4	SE¼ EY) SE¼	NE½	S NW%	E¼ SW½ 11	SE1/4 SE1/4 15.5	14.
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O ec. 23 24 25 O	Twp. 24 wner o Twp. 24 24 24 24 wner o	Range 40W f Land Range 40W 40W 40W of Land Range	NE½ 11 LOT,2 3 ADDR NE½ NE½ NE½ NE½	AME: AME: AME: AME: AME: AME: AME: AME:	EW STATI	SE% SE% SE% SE%	NE% NE% NE% NE%	NW% AS (OF NW% AS (OF	RIGINA RIGINA	SE½ SE½ SE½	VERNI	MENT ST	SURV SW4 SW4 SW4 SW4	SE¼ EY) SE¼	NE½	S NW%	E¼ SW½ 11	SE1/4 SE1/4 15.5	TOT ACR

APPLICATION FOR APPROVAL TO CHANGE THE PLACE OF USE AND/OR POINT OF DIVERSION SUPPLEMENTAL SHEET

FILE NO.

One in the Ouarter of the Ouarter of the Oscillon Trownship South, Range W In Countly, Kansas, Feet North Get West of Southeast corner of section. Authorized Rate Authorized Quantity Depth of well (DWR use only: Computer ID No. GPS Feet North Get West of Southeast corner of section. This point will not be changed a Follows: Proposed point of diversion; (Complete only if change is requested)	Presently authorized p	oint of diversion:			
of Section	One in the	Quarter of t	he	Quarter of the	Quarter
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Authorized Rate Get North Get West Get North Get West	in	County Kansas	feet Nortl	h feet West of So	Litheast corner of section
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	This point is: Addition	nal Well 🔲 Geo Center	List other water ri	ights that will use this point `	

14. If the proposed groundwater point of diversion	n is 300 or fewer feet from existing	point of diversion, complete the	following:
(a) Does the undersigned represent all owner	ers of the currently authorized plac ers must sign this application.)	e(s) of use identified in this applic	cation?
(b) Will the ownership interest of any owner	r of the currently authorized place	(s) of use identified in this applic	cation be adversely
affected if this application is approved as ☐ Yes ☐ No (If yes, all ow	requested? ners must sign this application.)		
(c) If this application is not approved expedit ☐ Yes ☐ No (If no, all own	tiously, will there be substantial da ers must sign this application.)	mage to property, public health o	r safety?
If the application proposes a surface water changor a change in place of use, the application must agent (attach notarized statement authorizing repr	be signed by all owners of the curl	ter change in point of diversion of the change in point of diversion of the change of use, or	reater than 300 feet, their duly authorized
I hereby verify, being first duly sworn upo age and the owner, the spouse of the owr their behalf, in regards to the water right contained in this application are true, cor	ier, or a duly authorized agei (s) to which this application	It of the owner(5) to make u	ιμο αρριισατίστι στι
Dated at	, Kansas, this	_ day of	, 20
Carol Brownles			
(Owner)		(Spouse)	
(Please Print)		(Please Print)	
(Owner)		(Spouse)	
(Please Print)		(Please Print)	4
(Owner)		(Spouse)	
(Please Print)		(Please Print)	
State of Kansas			
County of TSWB9 SS			and
I hereby certify that the foregoing applica	tion was signed in my presen	ce and sworn to before me	this <u>L</u> day of
NOTANY KEVIN L. SA		AA	
My Appointmen November 2		Notary Public	
ONLY COMPLETE APPLICATIONS WILL BE PROCE accurate information; maps, if necessary, must be incline appropriate fee must be paid.	SSED. To be complete, all of the appuded; signatures of all the appropriate	licable portions of the application form owners' must be affixed to the applic	n must be completed wit ation and notarized; and
	FEE SCHEDULE		
Each application to change the place of use or the forth in the schedule below: Make checks payal (1) Application to change a point of diversity (2) Application to change a point of diversity (3) Application to change the place of the schedule of the sch	ble to: Kansas Department of Agersion 300 feet or less	inculture	
			PU- NI-
DWR 1-121 (Revised 07/10/2017)	Page 3		File No

SUMMARY ORDER APPROVING APPLICATION FOR CHANGE AND IMPOSING CONDITIONS

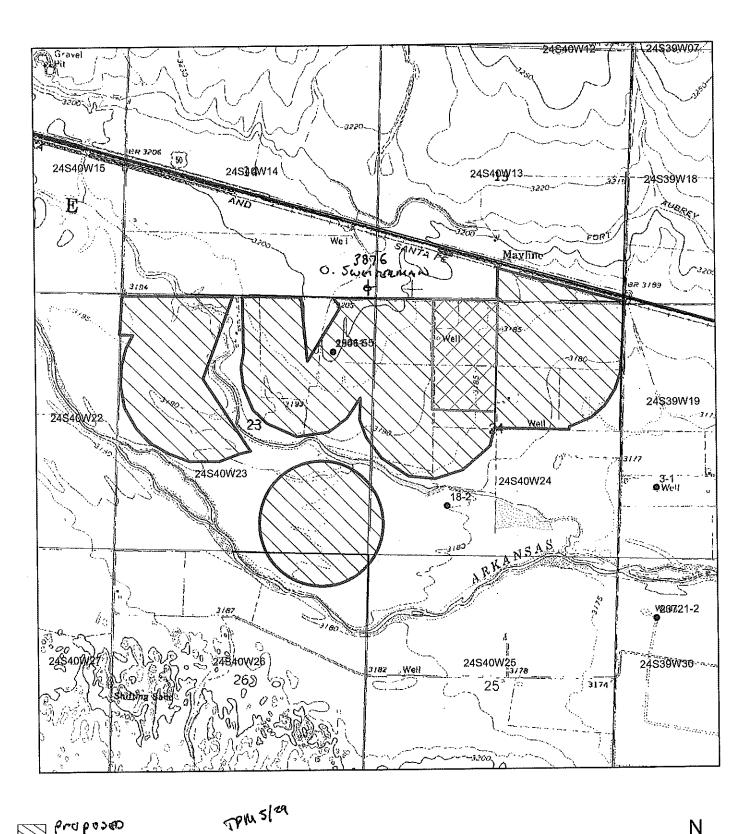
			708b, as amended, and K.A.R. 5-5-1, <i>et seq.</i> and other applicable a-701 et. seq., and rules and regulations promulgated thereunder brein, this Summary Order does not change the terms, conditions
	1.	A change application was received on MAY 2, a diversion authorized under the above-referenced file num	ZOI8 requesting that the place of use and / or point on ber be changed as described in the application.
	2.	On and after the effective date of this summary order, the on the topographic map accompanying the application to	authorized place(s) of use shall be located substantially as shown change the place of use. 🔀 Applicable 🔲 Not Applicable
	3.	The change in point of diversion shall not impair existing right	phts and shall be limited to the same source or sources of water as by this summary order shall be located within a foot ble 图 Not Applicable
	4.		be located more than feet from the previously of 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 measurements shall be installed, operated and maintained in
	,	operated and maintained in accordance with K.A.R. 5-1-and K.A.R. 5-3-5e, the owner shall maintain records and water diverted annually to the Chief Engineer by March 1 Applicable Not Applicable	·
	7.	Installation of the works for diversion of water shall be authorized extension of time. By March 1, 20 the works for diversion has been completed, on the form proved Applicable Not Applicable	completed on or before December 31, 20, or within any applicant shall notify the Chief Engineer that construction of the vided by the Chief Engineer, as required by K.A.R. 5-8-4e.
	8.	The completed well log shall be submitted with the requ	rired notice. Applicable Applicable
	9.	All diversion works into which any type of chemical or other	foreign substance will be injected into the water shall be equipped able of preventing pollution of the source of the water supply. The lined in accordance with K.A.R. 5-3-5c. 🛛 Applicable 📋 Not
	10.	Additional Conditions are attached. Yes No	
		In accordance with K.S.A. 82a-708a, as amended, and K.A. water appropriated under the above-referenced file numl limitations, as amended and/or supplemented by this Sur Appropriation Law and the Rules and Regulations promu	A.R. 5-5-14, all of the owners of the authorized place(s) of use of ber are responsible for compliance with its terms, conditions and mmary Order, and with applicable provisions of the <i>Kansas Water</i> ulgated thereunder. Failure to comply with these provisions may nended, and/or the suspension or revocation and dismissal of the ons authorized by law.
	į	Administrative Appeal and Effective Date of Order	FOR OFFICE USE ONLY
	lf yc	ou are aggrieved by this order, pursuant to K.S.A. 82a-1901,	APPLICATION APPROVED AND SUMMARY ORDER ISSUED
	Eng	may request an evidentiary hearing before the Chief ineer or request administrative review by the Secretary of	SUMMART ORDER ISSUED
	Agri	culture. A request for hearing by the Chief Engineer must be I within 15 days of service of this Order and a request for	M
	adm	ninistrative review by the Secretary must be filed within 30 s pursuant to K.S.A. 77-531. Any request for administrative	By: Duly Authorized Designee of the Chief Engineer
	revi	ew must state a basis for review pursuant to K.S.A. 77-527.	(Print Name): THOMAS P. MAKENS
	Lea	any request with Kansas Department of Agriculture, al Division, 1320 Research Park Drive, Manhattan, KS	Division of Water Resources - Kansas Department of Agriculture
	665 pred	02. Failure to timely request a hearing or review may clude review under the Kansas Judicial Review Act.	Date of Issuance: Jung 5, 2018
,		For Use by Register of Deeds	State of Kansas) SS County of Figure)
			X .
			Acknowledged before me on June 5, 2018 by Thomas P. Makens
			Signature: She Keemi
			Notary Public
			My Appointment Expires My Commission expires: My Appointment Expires June 8, 2018
	31 A (P)	3.4.404 (D.)	(Notary Seal)

Page 4

File No. ____

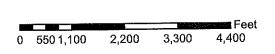
DWR 1-121 (Revised 07/10/2017)

Change in Place of Use WR HM 17 Sections 13, 23, 24, 25, 26 - Township 24 S - Range 40 W





Proposed Place of Use
Proposed Place of Use





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STATE OF KANSAS

DEPARTMENT OF AGRICULTURE 1320 RESEARCH PARK DRIVE MANHATTAN, KS 66502 PHONE: (785) 564-6700 FAX: (785) 564-6777



900 SW Jackson, Room 456 Topeka, KS 66612 Phone: (785) 296-3556 www.agriculture.ks.gov

GOVERNOR JEFF COLYER, M.D.

JACKIE McClaskey, Secretary of Agriculture

May 2, 2018

OMER & TAA SCHWIETERMAN PO BOX 330 SYRACUSE KS 67878

RE: Water Right HM17, 1501, 11649, 29461.

Dear Mr. & Mrs. Schwieterman:

This is to advise you that the Thomas Trust 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,

Thomas P. Makens

Environmental Scientist III

pc: GMD#3

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