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

1. File Number: 27702	2. Status Change Date:	3. Change Num:	4. Field Office:	5. GMD:
6. Status: Approved D	enied by DWR/GMD	Dismiss by Reques	st/Failure to Return	7. Filing Date of Change: 8/7/2019
8a. Applicant(s) New to system GREGORY C & SUE LO 24506 13 RD MONTEZUMA KS 6786		GREG 24506	AG COMPANY LOVE	Person ID 41565 Add Seq# 67-9073
8b. Landowner(s) New to system CARL L LOVE POA GREG LOVE OR 0 24506 13 ROAD MONTEZUMA KS 6786		8d. WUC New to sy	/stem □	Person IDAdd Seq#
8a				
	er Seal	ly:12/31/19 ☐ N & P Form ate Approved:	☐ Water Tube ☐	o Comply: Driller Copy
10. Use Made of Water From:		To: _		
The Context of the Co			Date Prepared: 8/14 / Date Entered:	/2019 By: AM By:

File No. 27702	11. County:	GY	Bas	in: AR	KAN	SAS R	RIVER			S	tream							F	ormation Code: 2	Special Use:
12. Points of Diversion CHK														Rate	and Q	uantity				
MOD														F	Authori	ized		Α	dditional	
DEL PDIV ENT Qualifier	S	Т	R	ID	•	N	ʻW		Com	ment	(AKA	Line)		Rate gpm/c		Quanti af/mg		Rate gpm/e		Overlap PD Files
HK 86731																				
			5-11 7-13																	
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Limitation:																				
5. 5YR Allocation: Allocation			9,44,11			TAKE:							No. of the				0			
6. Place of Use			NE	1/4			NN	11/4			sv	V1/4			s	E1/4		Total	Owner Cho	? Overlap Files
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	W 2	32	32	32	32	32	32	32	32					30	30	30	30	376	8c	MULTIPLE
NT 9805 36 27S29																				

Garden City Field Office 4532 W. Jones, Suite B Garden City, KS 67846



Phone: 620-276-2901 Fax: 620-276-9315 www.agriculture.ks.gov

Mike Beam, Secretary

Laura Kelly, Governor

August 15, 2019

GREGORY C & SUE LOVE 24506 13 RD MONTEZUMA KS 67867-9073

RE: Water Right, File Nos. 14536; 14703; 17891; 21362; 26293; 27702; 28636; 28648; 31626

Dear Sir or Madam:

Enclosed are the orders executed by the designee of the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, approving the applications for change under the above referenced file numbers.

Your attention is directed to the enclosures and to the terms, conditions, and limitations specified in these approvals for change. A condition of these approvals is that an acceptable water flow meter must be installed on the diversion works authorized under the referenced file numbers and meet current specifications. Please return the required notifications of completion of the diversion works and/or installation of the required meter as soon as these actions are completed.

Since the order modifies the original documents referred to above, they should be recorded with the Register of Deeds as other instruments affecting real estate.

Should you have any questions, please feel free contact this office. If you would prefer, you could arrange an appointment for additional assistance.

Sincerely,

Austin J. McColloch

Assistant Water Commissioner

AM: enclosures

pc:

GROUNDWATER MANAGEMENT DISTRICT NO. 3

CERTIFICATE OF SERVICE

On this 15th day of August, 2019, I hereby certify that the foregoing Approval of Application for Change in Place of Use, Water Right, File Nos. 14536; 14703; 17891; 21362; 26293; 27702; 28636; 28648; 31626 dated 15th day of August, 2019 was mailed postage prepaid, first class, US mail to the following:

GREGORY C & SUE LOVE 24506 13 RD MONTEZUMA KS 67867-9073

Pc:

GROUNDWATER MANAGEMENT DISTRICT NO. 3

Division of Water Resources Staff

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.

1. Application under The set 24506 Phone Name Phone 3. The p	cation is he the water source of sue and address and a	right wupply is ess of / (620); ess of /	nade fo which is s: Applica uma, K	ant: <u>Lo</u>	roval or X 1 1 1 1 1 1 1 1 1	of the C Place of this Groun	of Use applic ndwate pany	enginee eation i	in acco	Point ordance	of Dive	ersion the con	nditions		ribed b	Gard Divisio	AUG (7 2019 Y Field Officater Resource
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13b. If the proposed point of diversion will be relocated within 300 feet of the existing point of diversion, indicate its location on the diagram shown above in relation to the existing point of diversion. (PLEASE NOTE: The "X" in center of diagram above represents the presently authorized point of diversion.)

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

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

FILE NO. ______ MAKE ADDITIONAL COPIES AS NECESSARY

								No.							100				11
				NE	1/4			NV	V1/4			SV	V1/4			SE	=1/4		TOTAL
ec.	Twp.	Range	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	ACINEC
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DWR 1-121-2 (Revised 5/1/2019)

File No. ___

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(b)	Will the ownership interest of any owner of affected it this application is approved as re	the currently authori quested? s must sign this applic		entified in this application be adversely
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or a cha	oplication proposes a surface water change in ange in place of use, the application must be attach notarized statement authorizing representations.	signed by all owners		
age an	by verify, being first duly sworn upon the owner, the spouse of the owner, ehalf, in regards to the water right(s) and in this application are true, correc	, or a duly authorize to which this app	zed agent of the ov	rner(s) to make this application on
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	(Owner)	POTADV PLIP H	ETT SHULVAN DNOTET A SEAL DRIVER COUNTY	85 50 3 4 5 0 5 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0
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14. If the proposed groundwater point of diversion is 300 or fewer feet f	rom the existing point of diversion, complete the following:
(a) Does the undersigned represent all owners of the currently auti ☐ Yes ☐ No (If no, all owners must sign this appl	
 (b) Will the ownership interest of any owner of the currently authoraffected 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 su ☐ Yes ☐ No (If no, all owners must sign this appl	
If the application proposes a surface water change in point of diversion, or a change in place of use, the application must be signed by all owner agent (attach notarized statement authorizing representation).	
I hereby verify, being first duly sworn upon my oath or affirm age and the owner, the spouse of the owner, or a duly author their behalf, in regards to the water right(s) to which this appropriate contained in this application are true, correct and complete. Dated at	rized agent of the owner(s) to make this application or plication pertains. I further verify that the statements
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State of Kansas County of Finney SS	NOTARY PUBLIC STATE OF KANSAS MY COMM. EXPIRES
I hereby certify that the foregoing application was signed in of	sworn to before me this day
Same and the same of the same	Patricia Faplet on
My Commission Expires $5 - 21 - 202$.	Notary Public
ONLY COMPLETE APPLICATIONS WILL BE PROCESSED. To be complete, a accurate information; maps, if necessary, must be included; signatures of all the atthe appropriate fee must be paid.	
Each application to change the place of use or the point of diversion und forth in the schedule below: Make checks payable to: Kansas Departn (1) Application to change a point of diversion 300 feet or less. (2) Application to change a point of diversion more than 300 feet (3) Application to change the place of use	ler this section shall be accompanied by the application fee set ment of Agriculture \$100 et\$200
DWR 1-121 (Revised 04/5/2018) Page 3	File No.

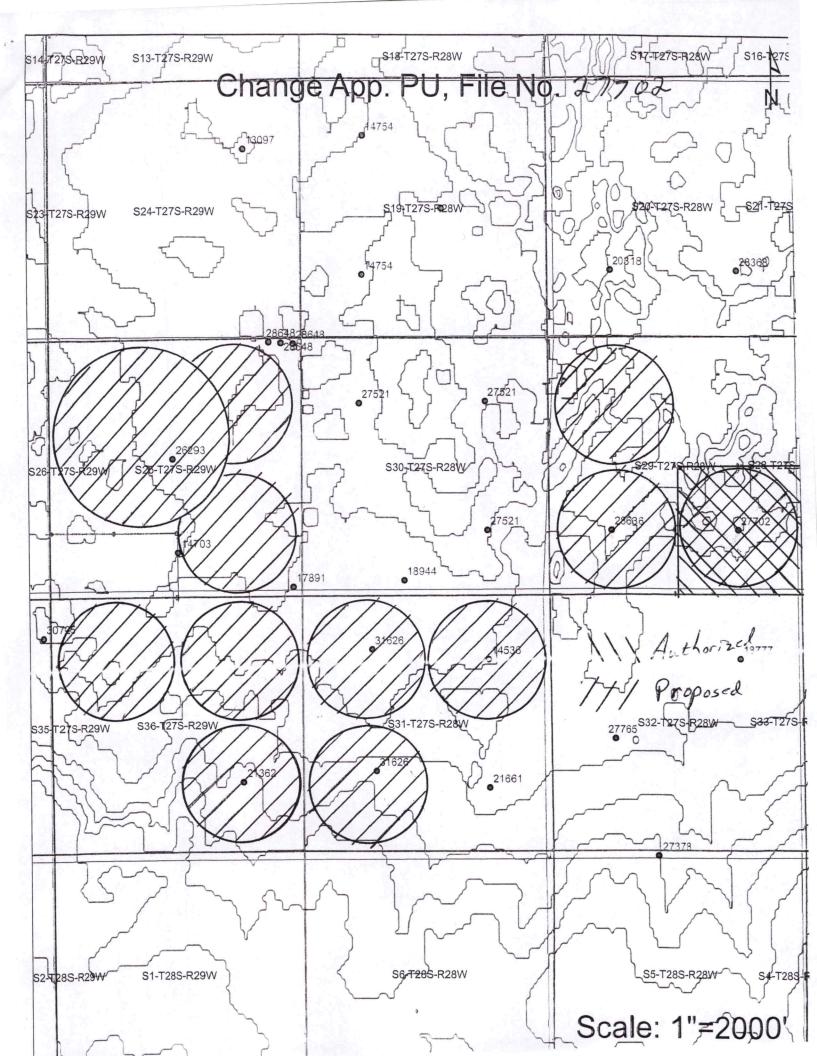
SUMMARY ORDER APPROVING APPLICATION FOR CHANGE AND IMPOSING CONDITIONS

pro	s 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 visions of the Kansas Water Appropriation Law, K.S.A. 82a-701 et. seq., and rules and regulations promulgated thereunder, in the exception of those conditions expressly contained herein, this Summary Order does not change the terms, conditions and tations of File No.
1.	A change application was received on Rougest 7 2019 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
4.	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
5.	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
6.	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
7.	The owner of the authorized place(s) of use shall properly install an acceptable water flow meter on or before December 31, 20, 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
8.	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
9.	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
11.	Additional Conditions are attached. ☐ Yes ☑ No
12.	In accordance with K.S.A. 82a-708a, as amended, and K.A.R. 5-5-14, all of the owners of the authorized place(s) of use of water appropriated under the above-referenced file number are responsible for compliance with its terms, conditions and limitations, as amended and/or supplemented by this Summary Order, and with applicable provisions of the <i>Kansas Water Appropriation Law</i> and the <i>Rules and Regulations</i> 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.
If you Eng Agr filed adn day revi File Leg 665	Administrative Appeal and Effective Date of Order ou are aggrieved by this order, pursuant to K.S.A. 82a-1901, may request an evidentiary hearing before the Chief jineer or request administrative review by the Secretary of iculture. A request for hearing by the Chief Engineer must be divithin 15 days of service of this Order and a request for inistrative review by the Secretary must be filled within 30 is pursuant to K.S.A. 77-531. Any request for administrative ew must state a basis for review pursuant to K.S.A. 77-527. any request with Kansas Department of Agriculture, pal Division, 1320 Research Park Drive, Manhattan, KS 302. Failure to timely request a hearing or review may clude review under the Kansas Judicial Review Act. For Use by Register of Deeds FOR OFFICE USE ONLY APPLICATION APPROVED AND SUMMARY ORDER ISSUED Duly Authorized Designee of the Chief Engineer Duly Authorized Designee of the Chief Engineer normal Manhattan, KS Original Park Public Signature: Signature: My commission expires: My Appointment Expires
	My commission expires: My Appointment Expires Notary Describer 15, 2022

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

Page 4

File No. _____





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

June 14, 2019

RECEIVED

Michael A. Meyer Division of Water Resources 4532 W Jones Ave., Sutie B Garden City, Kansas 67846

AUG 07 2019

Garden City Field Office Division of Water Resources

RE: Applications for Change in Place of Use

Water Right, File Nos. 14536, 14703, 17891, 21362, 26293, 27702, 28636, 28648 &

31626

Dear Mike:

We have assisted with the applications for the above referenced water rights. 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 for a complete overlap in irrigation acres is in accordance with K.A.R. 5-5-11. No new acres are being proposed. It is therefore recommended that the applications 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 Entered on Record in this office this 13th day of Nov 2017

Gray Co. Clk Mega- Wonden

On Out to Man Control Man Control



PHOTO-COPIED INDEXED

State of Kansas, Gray County SS.
This instrument was filed for
Record on 11/13/2017 at 10:54 AM and
Recorded in Book 135
Page 120-121 Fee: \$32.00

Markanko Deputy Reneg L Shriner, Register of Deeds

NC# SJOS

TRUSTEE'S DEED

SE29-27-28 Love Ag Co

THIS INDENTURE, made on 11 1 , 2017 by and between EDWARD L. ZIMMERMAN as Trustee of THE TRUSE OF EDWARD L. ZIMMERMAN AND DOROTHY J. ZIMMERMAN, under agreement dated February 22, 1992 as GRANTOR, and

LOVE AG CO., , as GRANTEE:

GRANTOR, by virtue of the terms and provisions of said trust agreement, in consideration of the sum of \$10 and other valuable consideration, the receipt of which is hereby acknowledged, does hereby grant, bargain, sell and convey unto Grantee all of the following described property in GRAY County, Kansas:

The Southeast Quarter (SE/4) of Section Twenty-nine (29), Township Twenty-seven (27) South, Range Twenty-eight (28) West of the 6th P.M., Gray County, Kansas.

GRANTOR covenants that the trust remains in full force and effect at this time, and the Trustee has authorization without limitation to sell and convey all of the above described real estate.

By Solvard Zenverung
EDWARD L. ZIMMERMAN, Trustee

RECEIVED

AUG 07 2019

Garden City Field Office

Division of Water Resources

STATE OF Colors
COUNTY OF Sacramula

BE IT REMEMBERED, That on _______, 2017, the foregoing instrument was acknowledged by

EDWARD L. ZIMMERMAN as Trustee of THE TRUST OF Edward L. ZIMMERMAN AND DOROTHY J. ZIMMERMAN, under agreement dated February 22, 1992

above written.

See attacked California for Acknowl agament

Notary Public

My	Term	Expires:	

SE29-27-28

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

CIVIL CODE § 1189

State of California)	
County of Sacramento	
111-	· · · · · · · · · · · · · · · · · · ·
on ulll7 before me, Oc	mantha Dennis
Date	Here Insert Name and Title of the Officer
personally appeared Edward Zim	merman
	Name(s) of Signer(s)
subscribed to the within instrument and acknowledge	evidence to be the person(s) whose name(s) is/are ledged to me that he/she/they executed the same in is/her/their signature(s) on the instrument the person(s) eted, executed the instrument.
	I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.
2 B 3 2 D 4 D	WITNESS my hand and official seal
Sacramento County Sacramento County Commission # 2213386	
My Comm Suning Son 0 2023	Signature
	Signature of Notary Public
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15	
101	11-40
Place Notary Seal Above	97.79
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	information can deter alteration of the document or
	s form to an unintended document.
Description of Attached Document	
Title or Type of Document: TWEELS Dee	
Document Date: 111117	Number of Pages:
Signer(s) Other Than Named Above:	
Capacity(ies) Claimed by Signer(s)	
Signer's Name:	Signer's Name:
☐ Corporate Officer — Title(s):	
□ Partner — □ Limited □ General	☐ Partner — ☐ Limited ☐ General
	☐ Individual ☐ Attorney in Fact
☐ Individual ☐ Attorney in Fact	
☐ Trustee ☐ Guardian or Conservator	☐ Trustee ☐ Guardian or Conservator
	☐ Other:

RECEIVED

AUG 07 2019