Kansas Department of Agriculture Division of Water Resources

CHANGE: P/D WORKSHEET

1. File Number:	2. Status Change Date:	3. Change Num:	4. Field Office:	5. GMD:
6574	4-5-19	C3	04	03
6. Status: Approved Deni	ied by DWR/GMD	Dismiss by Reques	t/Failure to Return	7. Filing Date of Change:
				3/7/19
8a. Landowner,WUC, New to system □	Person ID 64786 Add Seq# 1	8c. applicant New to sy		Person ID Add Seq# 1
MAELKATY RANCH LLC 10566 US HWY 50 DODGE CITY KS 67801-				
8b. Landowner(s) New to system □	Person IDAdd Seq#	8d. LANDOW New to sy		Person IDAdd Seq#
9. Documents and Enclosure(s): 🛛 DV	VR Meter(s) Date to Compl	y: 12/31/19	N & P Date to	Comply:12/31/20
☐ Anti-Reverse Meter ☐ Meter	Seal Check Valve	⊠ N & P Form	⊠ Water Tube ⊠ D	riller Copy
☐ Conservation Plan Date Require	ed: Da	te Approved:	Date to	Comply:
10. Use Made of Water From:		To: _		
			Date Prepared: 4/5/19 Date Entered:	ву: МАМ Ву:

File No. 6574		11. County	: GY	Bas	in: AR	KANS	AS RI	VER			St	ream:							Fo	rmation (Code: 21	1 Special Use:	
12. Points of Div	ersion													Ī	Rate a	ınd Qı	uantity						
MOD															Α	uthoriz	zed		Ad	dditional			
DEL PDIV	Qualifier	S	Т	R	ID	۱,	1	'W		Comr	ment (AKA L	.ine)		Rate gpm		Quantity af	y	Rate gpm		antity af	Overlap PD Files	
ENT	LOT 5 (SWS	SE) 7	26	27 W		127	5'	1345	'						116	0	96		116	0	96	14679	
DEL 83104																							
CHK 75458	LOT 2 (SW	NW) 7	26	27 W	5	3	3710'	49	78'						7	75	64		775	6	4 ′	14679	
13. Storage: Rat	e		NF	Quan	tity					ac/ft	Ac	ddition	al Rate	e				NF	Addi	tional Qu	antity		_ ac/ft
14. Limitation:		af/yr	at			g	pm (c	cfs) wh	nen co	mbine	d with	file nu	ımber	(s)						
Limitation: af/yr at gpm (cfs) when combined with file number(s)																							
15. 5YR Allocation	on: Allocation	туре	_ Sta	art Year		_	5 YR A	mour	nt		Amo	unt Ur	nit	_	Base /	Acres		_ Co	mment _				
16. Place of Use)			NE	1/4			NW	11/4			SV	V ¹ / ₄			S	E1/4		Total	Owner	Chg?	Overlap Files	
MOD DEL ENT PUSE	S T D	ID	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4					
CHK 19750		10																		8A	NO	14679	
CHK 35702	2																			8A	NO	14679	
Base Acres: Comments:	Year:	į	Minimun	n Reaso	onable	Quan	tity:																
Comments.																							

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, Acting Secretary

Laura Kelly, Governor

April 5, 2019

MAELKATY RANCH LLC 10566 US HWY 50 DODGE CITY KS 67801-6526

> RE: Water Right, File Nos. 6574 and 14679

Dear Sir:

Enclosed is an order executed by the designee of the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, approving the application for change under the above referenced file number.

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

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

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

Sincerely,

Michael A. Mever

Water Commissioner

MAM: enclosures

pc:

GROUNDWATER MANAGEMENT DISTRICT NO. 3

CERTIFICATE OF SERVICE

On this 5th day of April, 2019, I hereby certify that the foregoing Approval of Application for Change in Point of Diversion, Water Right, File Nos. 6,574 and 14,679, dated 5th day of April, 2019 was mailed postage prepaid, first class, US mail to the following:

MAELKATY RANCH LLC 10566 US HWY 50 DODGE CITY KS 67801-6526 With photocopies to:

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.

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.

						F	File No	6574	ļ	ă								3	CEIVED : 40 Pm 14 2019
1. <i>F</i>	Applicati	on is he	ereby r	nade f	or app	roval c	of the C	Chief E	ngine	er to ch	nange	the (ch	neck o	ne or b	oth):		-		
	☐ Place of Use ☐ Point of Diversion														Garden City Field Office DIVISION OF WATER RESOUR				
L	inder th	e water	right v	vhich i	s the s	ubject	of this	applic	cation i	n acco	rdanc	e with	the co	ndition	s desc	ribed			
Т	he soul	rce of su	upply i	s:		\boxtimes G	round	water			Surfa	ce wat	er						
2 N	Jame ar	nd addre	ess of	Annlic	ant l	AMES	MOFF	IT MC)										
 Name and address of Applicant: <u>JAMES MOFFIT MD</u> 10566 EAST HWY 50 DODGE CITY, KS. 67801 																			
_	Phone Number: ()																		
	Name and address of Water Use Correspondent: MAELKATY RANCH LLC																		
	10566 US HWY 50 DODGE CITY, KS. 67801																		
	hone N								Email	addre	SS:								
3. T	he pres	ently a	uthoriz	ed pla	ce of u	se is:													
	Owner of Land NAME: MAELKATY RANCH LLC																		
		1	ADDRI	ESS:	10566	US H	NY 50	DOD	GE CI	ΓΥ, KS	. 6780	1							
(If there is	more th	an one	landov	vner, at	tach su	ppleme	ental sh	eets as	neces	sary.)								
	NE¼							NV	N1/4			SV	V1/4		SE1/4				TOTAL
Sec.	c. Twp. Range NE1/4 NW1/4 SW1/4 SE1					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	ACRES	
	f this ap Owner o	f Land -		AME:	NO CH	•		, it is p	ropose	ed that	the pl	ace of	use be	e chan	ged to	:			
(1	f there is	more th	an one	landov	vner, at	tach su	ppleme	ental sh	eets as	neces	sary.)								
				NE	=1/4			NV	V1/4			SV	V1/4			SI	Ξ1/4	TOTAL	
Sec.	Twp.	Range	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4		SE1/4	NE1/4	NW1/4		SE1/4	ACRES
									_										
															IL			0 4	٠.
																		Cred	1

5.	Presently authorized point of diversion:			100	5	
	One in the Quarter of the	SW	Quarter o	the) <u>SE</u>	Quarter
	of Section, Township					- //
	in <u>GRAY</u> County, Kansas, <u>1305</u> fee					
	Authorized Rate1160 PM Authorized Quantity					
	(DWR use only: Computer ID No. 6 GPS					
	☐This point will not be changed ☐This point will be changed as					
	Proposed point of diversion: (Complete only if change is	request	<u>ed or if existing</u>	point is be	tter describ	ed by GPS)
	One in the Quarter of the of Section , Township 26		Quarter o	the Lo7	5 (SW	3 Quarter
	of Section, Township26	>	South, Ra	nge	27	(W),
	in County, Kansas,/375_ fee	et North _	/375 feet	West of Sou	itheast corn	er of section.
	Proposed Rate Proposed Quantity		Proposed w	ell depth (fee	et)	·
L	This point is: Additional Well Geo Center List other	water rig	hts that will use t	his point		·
г						
6.	Presently authorized point of diversion: One in the Quarter of the			207	(SWN	w
	One in the Quarter of the	GW	Quarter o	f the		Quarter
	of Section, Township					
	in GRAY County, Kansas, 3710 fee					1
	Authorized Rate 775 GPM Authorized Quantity					
	(DWR use only: Computer ID No. 5 GPS					
	☐ This point will not be changed ☐ This point will be changed as					1
	Proposed point of diversion: (Complete only if change is					
	One in the Quarter of the		Quarter of	the		Quarter
	of Section, Township					
	in County, Kansas, fee					
	Proposed Rate Proposed Quantity					
L	This point is: Additional Well Geo Center List other	water rig	nts that will use t	nis point		·
7.	The changes herein are desired for the following reasons?					
	(please be specific) lack of production on current PD			North		
		300	200 100	0	100 200	300
		E		<u> </u>		<u> </u>
8.	If a well, is the test hole log attached? ⊠ Yes ☐ No			Ξ.		. 🖥 _
	a mon, to the test hele log attached.	200	-1 + 1 +		+ +	200
9.	The change(s) (was)(will be) completed by?			듣		=
	4/14/2019	100	-1+1+	<u>=</u>	+ + +	100
				Ξ		3
10.	If the point of diversion is a well:		1 1 1 1	=	. I t I .	. = .
	(a) What are you going to do with the old well?	West 0	[m duu nuluu n :	=	nliiminini	0 East
	To be plugged	E		Ξ		=
		100	-1 + 1 + 1	1 = 1	+ 1 +	100
	(b) When will this be done? <u>4/14/2019</u>			Ξ		4
11	Crowndwater Management District recommendation attached?	200				200
HI.	Groundwater Management District recommendation attached? Yes No	200		 	十 1 十	3200
		E	-	. -		. 🗐
12.	Assisted by CAC	300	0 200 100	<u> 111111-111111</u>	100 200	300 Eurliu
		300	200 100	South	Scale: 1 hashm	
13a	.If the proposed point of diversion will be relocated more than 300 feet but within 2,640 feet of the existing point of diversion, attach	13b.If the	e proposed point o	f diversion wi	II be relocate	ed within 300 feet
	a topographic map or aerial photograph. For groundwater	of th	ne existing point	of diversion,	indicate its	location on the
	sources, show all wells (including domestic) within one-half mile of the proposed point of diversion and the names and mailing	diag	ram shown aboversion. (PLEASE	/e in relation NOTE: The	in to the e ∍ "X" in cer	existing point of
	addresses of the owners. For surface water sources, show the	abo	ve represents	the preser	itly author	ized point of
	names and addresses of the landowner(s) one-half mile	dive	rsion.)			

lines

downstream and one-half mile upstream from your property

5. Presently authorized point of diversion:

14. If the proposed groundwater point of diversion is 300 or fewer feet from	om the existing point of diversion, complete the following:
(a) Does the undersigned represent all owners of the currently auth ☐ Yes ☐ No (If no, all owners must sign this applied	
 (b) Will the ownership interest of any owner of the currently author 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 sub ☐ Yes ☐ No (If no, all owners must sign this applied	
If the application proposes a surface water change in point of diversion, a or a change in place of use, the application must be signed by all owners 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 true, correct and complete.	ized agent of the owner(s) to make this application or plication pertains. I further verify that the statements
Dated at, Kansas, this	14th day of March, 2019.
James W May 1	(Spouse)
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
State of Kansas County of	, ith
I hereby certify that the foregoing application was signed in r of, 20	ny presence and sworn to before me this \underline{H} day
JULIE JONES My Appointment Expires Pecember 15, 2022	Notary Public
ONLY COMPLETE APPLICATIONS WILL BE PROCESSED. To be complete, all accurate information; maps, if necessary, must be included; signatures of all the appropriate fee must be paid.	
FEE SCHEDU	<u>JLE</u>
Each application to change the place of use or the point of diversion under forth in the schedule below: Make checks payable to: Kansas Departmeter (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	er this section shall be accompanied by the application fee set ent of Agriculture \$100 \$200
Common 16, 2022	

SUMMARY ORDER APPROVING APPLICATION FOR CHANGE AND IMPOSING CONDITIONS

pro Wit	visions of the Kansas Water Appropriation Law, K.S.A. 82a	708b, as amended, and K.A.R. 5-5-1, <i>et seq.</i> and other applicable a-701 <i>et. seq.</i> , and rules and regulations promulgated thereunder, sin, 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 point of other be changed as described in the application.
2.	On and after the effective date of this summary order, the at the topographic map accompanying the application to ch	uthorized place(s) of use shall be located substantially as shown on ange the place of use. Applicable You Applicable
3.	The change in point of diversion shall not impair existing rig previously authorized. The point of diversion authorized radius of the authorized point(s) of diversion. Applica	ghts and shall be limited to the same source or sources of water as by this summary order shall be located within a foot ble Not Applicable
4.	The point(s) of diversion described herein is administrative Positioning System (GPS), as described in the application	vely corrected to be more accurately described using the Global n. ☐ Applicable
5.	The point(s) of diversion authorized herein shall not actually authorized point(s) of diversion. ☐ Applicable ☐	y be located more than feet from the previously Not Applicable
6.	As required by K.A.R. 5-3-5d, if the works for diversion is a or other device suitable for making water level measurem K.A.R. 5-6-13. Applicable Not Applicable	well with a diversion rate of 100 gallons per minute or more, a tube ents shall be installed, operated and maintained in accordance with
7.	December 31, 20_/f_, or before the first use of water operated and maintained in accordance with K.A.R. 5-1-4	roperly install an acceptable water flow meter on or before r, whichever occurs first. The water flow meter shall be installed, 4 through 5-1-12. As required by K.S.A. 82a-732, as amended, and it the reading of the water flow meter and the total quantity of water ving the end of each calendar year.
8.	authorized extension of time. By March 1, 20 20 the	e completed on or before December 31, 20 19, or within any a applicant shall notify the Chief Engineer that construction of the vided by the Chief Engineer, as required by K.A.R. 5-8-4e.
9.	The completed well log shall be submitted with the requ	uired notice. 🗘 Applicable 🗌 Not Applicable
10.	with an in-line, automatic, quick-closing check valve capa	foreign substance will be injected into the water shall be equipped able of preventing pollution of the source of the water supply. The d 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. water appropriated under the above-referenced file numlimitations, as amended and/or supplemented by this Su Appropriation Law and the Rules and Regulations prom	A.R. 5-5-14, all of the owners of the authorized place(s) of use of other are responsible for compliance with its terms, conditions and immary Order, and with applicable provisions of the <i>Kansas Water</i> sulgated thereunder. Failure to comply with these provisions may mended, and/or the suspension or revocation and dismissal of the ions authorized by law.
	Administrative Appeal and Effective Date of Order	FOR OFFICE USE ONLY
lf yo	ou are aggrieved by this order, pursuant to K.S.A. 82a-1901,	APPLICATION APPROVED AND
you	may request an evidentiary hearing before the Chief jineer or request administrative review by the Secretary of	SUMMARY ORDER ISSUED
Agr	iculture. A request for hearing by the Chief Engineer must be	By: Mull 4. My
	d within 15 days of service of this Order and a request for ninistrative review by the Secretary must be filed within 30	Duly Authorized Designee of the Chief Engineer
day	s pursuant to K.S.Á. 77-531. Any request for administrative ew must state a basis for review pursuant to K.S.A. 77-527.	(Print Name):
File	any request with Kansas Department of Agriculture,	Date of Issuance: April 5, 2019
665	pal Division, 1320 Research Park Drive, Manhattan, KS 02. Failure to timely request a hearing or review may	State of Kansas
pre	clude review under the Kansas Judicial Review Act. For Use by Register of Deeds) SS
	Torose by Negister or Deeds	County of tinney
		Acknowledged before me on April 5, 2019
		by Michael A. Meyer.
		Signature: Alexandre Dubling
		My commission expires My Appointment Expires (No per la comment expires), 2022