

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

1. File Number: 9754	2. Status Change Date:	3. Change Num: C3	4. Field Office: 4	5. GMD: 3
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6. Status: <input checked="" type="checkbox"/> Approved <input type="checkbox"/> Denied by DWR/GMD <input type="checkbox"/> Dismiss by Request/Failure to Return	7. Filing Date of Change: 8/6/2019
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8a. Applicant(s) New to system <input checked="" type="checkbox"/>	Person ID _____ Add Seq# _____
JOHAN & MARIA GIESBRECHT 3558 N HWY 25 ULYSSES KS 67880	

8c. Landowner(s) New to system <input type="checkbox"/>	Person ID _____ Add Seq# _____
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8b. Landowner(s) New to system <input type="checkbox"/>	Person ID _____ Add Seq# _____
8a ← NEW OWNERSHIP	

8d. WUC New to system <input type="checkbox"/>	Person ID _____ Add Seq# _____
8a	

9. Documents and Enclosure(s): <input checked="" type="checkbox"/> DWR Meter(s) Date to Comply: <u>12/31/2019</u> <input type="checkbox"/> N & P Date to Comply: _____	
<input type="checkbox"/> Anti-Reverse Meter <input type="checkbox"/> Meter Seal <input checked="" type="checkbox"/> Check Valve <input type="checkbox"/> N & P Form <input type="checkbox"/> Water Tube <input type="checkbox"/> Driller Copy <input type="checkbox"/> H & E Letter	
<input type="checkbox"/> Conservation Plan Date Required: _____ Date Approved: _____ Date to Comply: _____	

10. Use Made of Water From: _____ To: _____

	Date Prepared: 8/28/2019	By: AM
	Date Entered: _____	By: _____

File No. **9754** 11. County: **GT** Basin: **BEAR CREEK** Stream: _____ Formation Code: _____ Special Use: _____

12. Points of Diversion
 Rate and Quantity
 Authorized Additional
 Rate Quantity Rate Quantity
 gpm/cfs af/mgy gpm/cfs af/mgy Overlap PD Files

CHK	PDIV	Qualifier	S	T	R	ID	'N	'W	Comment (AKA Line)	Rate gpm/cfs	Quantity af/mgy	Rate gpm/cfs	Quantity af/mgy	Overlap PD Files
CHK 68799														

13. Storage: Rate _____ NF Quantity _____ ac/ft Additional Rate _____ NF Additional Quantity _____ ac/ft

14. Limitation: _____ af/yr at _____ gpm (_____ cfs) when combined with file number(s) _____
 Limitation: _____ af/yr at _____ gpm (_____ cfs) when combined with file number(s) _____

15. 5YR Allocation: Allocation Type _____ Start Year _____ 5 YR Amount _____ Amount Unit _____ Base Acres _____ Comment _____

16. Place of Use CHK MOD DEL ENT	PUSE	S	T	R	ID	NE¼				NW¼				SW¼				SE¼				Total	Owner	Chg?	Overlap Files	
						NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼					
MOD 16075	31	27S	36W	1		40	40	40	40	40	40	40	40									320	8a	Y	27171	

Base Acres: _____ Year: _____ Minimum Reasonable Quantity: _____

Comments: **CREATE A COMPLETE OVERLAP IN PU W/ WR FILE NO. 27171 (ALSO CHANGE IN OWNERSHIP TO 8a)**

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 29, 2019

JOHAN & MARIA GIESBRECHT
3558 N HWY 25
ULYSSES KS 67880

RE: Water Right, File No. 9754

Dear Sir or Madam:

Enclosed is the 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 an acceptable water flow meter 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/or installation of the required meter as soon as these actions are completed.

Since the 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 contact this office. If you would prefer, you could arrange an appointment for additional assistance.

Sincerely,

A handwritten signature in blue ink, appearing to read "Austin J. McColloch".

Austin J. McColloch
Assistant Water Commissioner

AM:
enclosures

pc:
GROUNDWATER MANAGEMENT DISTRICT NO. 3

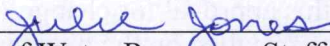
CERTIFICATE OF SERVICE

On this 29th day of August, 2019, I hereby certify that the foregoing Approval of Application for Change in Place of Use, Water Right, File No. 9754 dated 28th day of August, 2019 was mailed postage prepaid, first class, US mail to the following:

JOHAN & MARIA GIESBRECHT
3558 N HWY 25
ULYSSES KS 67880

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.

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. 9754

RECEIVED
 3:30 pm
AUG 06 2019

**Garden City Field Office
 DIVISION OF WATER RESOURCES**

1. 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

2. Name and address of Applicant: Johan F. Giesbreght

3558 North Highway 25, Ulysses, KS 67880

Phone Number: (620)271-4355 Email address: _____

Name and address of Water Use Correspondent: SAME

Phone Number: () _____ Email address: _____

3. The presently authorized place of use is:

Owner of Land ---- NAME: Johan F. Giesbreght (new ownership)

ADDRESS: 3558 North Highway 25, Ulysses, KS 67880

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

Sec.	Twp.	Range	NE¼				NW¼				SW¼				SE¼				TOTAL ACRES
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
31	27s	36w	40.0	40.0	40.0	40.0													160.0

4. If this application is for a change in place of use, it is proposed that the place of use be changed to:

Owner of Land ---- NAME: Johan F. Giesbreght

ADDRESS: 3558 North Highway 25, Ulysses, KS 67880

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

Sec.	Twp.	Range	NE¼				NW¼				SW¼				SE¼				TOTAL ACRES
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
31	27s	36w	40.0	40.0	40.0	40.0	40.0	40.0	40.0										320.0

For Office Use Only: Code _____	Fee \$ <u>200.00</u>	TR # _____	Receipt Date <u>8-6-19</u>	Check # <u>1441</u>
--	-----------------------------	-------------------	-----------------------------------	----------------------------

5. **Presently authorized point of diversion:**
 One in the SE Quarter of the NE Quarter of the NE Quarter of the NE Quarter of Section 31, Township 27 South, Range 36 W, in GRANT County, Kansas, 4618 feet North 95 feet West of Southeast corner of section.
 Authorized Rate 750gpm Authorized Quantity 320AF Depth of well _____ (feet)
(DWR use only: Computer ID No. _____ GPS _____ feet North _____ feet West)
 This point will not be changed This point will be changed as follows: No change, point better described with GPS as follows:
Proposed point of diversion: (Complete only if change is requested or if existing point is better described by GPS)
 One in the _____ Quarter of the _____ Quarter of the _____ Quarter of Section _____, Township _____ South, Range _____ (E/W), in _____ County, Kansas, _____ feet North _____ feet West of Southeast corner of section.
 Proposed Rate _____ Proposed Quantity _____ Proposed well depth (feet) _____
 This point is: Additional Well Geo Center List other water rights that will use this point _____

6. **Presently authorized point of diversion:**
 One in the _____ Quarter of the _____ Quarter of the _____ Quarter of the _____ Quarter of Section _____, Township _____ South, Range _____ (E/W), in _____ County, Kansas, _____ feet North _____ feet West of Southeast corner of section.
 Authorized Rate _____ Authorized Quantity _____ Depth of well _____ (feet)
(DWR use only: Computer ID No. _____ GPS _____ feet North _____ feet West)
 This point will not be changed This point will be changed as follows: No change, point better described with GPS as follows:
Proposed point of diversion: (Complete only if change is requested or if existing point is better described by GPS)
 One in the _____ Quarter of the _____ Quarter of the _____ Quarter of Section _____, Township _____ South, Range _____ (E/W), in _____ County, Kansas, _____ feet North _____ feet West of Southeast corner of section.
 Proposed Rate _____ Proposed Quantity _____ Proposed well depth (feet) _____
 This point is: Additional Well Geo Center List other water rights that will use this point _____

7. The changes herein are desired for the following reasons?
 (please be specific) _____
Make a complet PU overlap w/27171

8. If a well, is the test hole log attached? Yes No

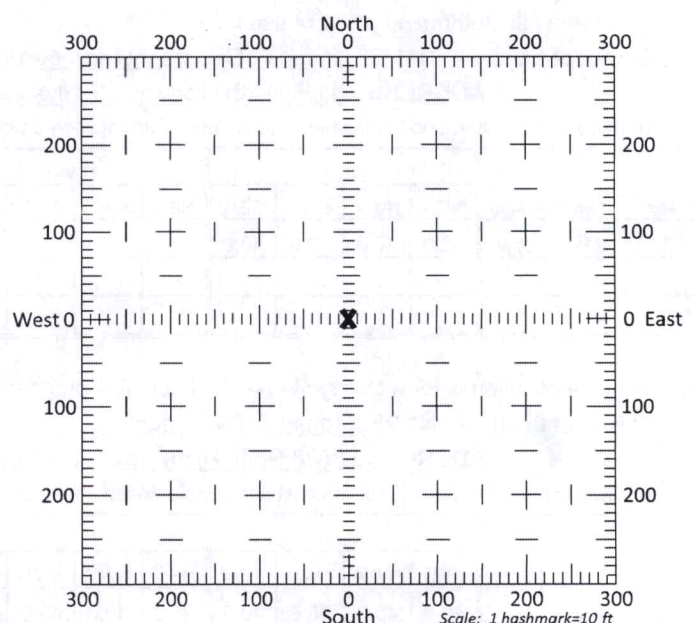
9. The change(s) (was)(will be) completed by?

10. If the point of diversion is a well:
 (a) What are you going to do with the old well?
NA
 (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 more than 300 feet but within 2,640 feet of 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



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.)**

14. If the proposed groundwater point of diversion is 300 or fewer feet from the 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 regards 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 GMD 3 office, Kansas, this 6th day of August, 20 19.

[Signature]

 (Owner)

[Signature]

 (Spouse)

 (Please Print)
Johan Giesbrecht

 (Owner)

 (Please Print)
Maria Giesbrecht

 (Spouse)

 (Please Print)

 (Owner)

 (Please Print)

 (Spouse)

 (Please Print)

 (Please Print)

State of Kansas }
 County of Finney } SS



I hereby certify that the foregoing application was signed in my presence and sworn to before me this 6th day of August, 20 19.

[Signature]

 Notary Public

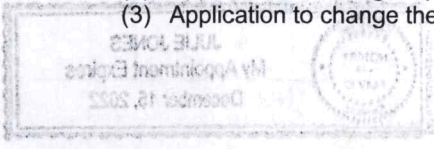
My Commission Expires 10/01/2019.

ONLY COMPLETE APPLICATIONS WILL BE PROCESSED. To be complete, all of the applicable portions of the application form must be completed with accurate information; maps, if necessary, must be included; signatures of all the appropriate owners' must be affixed to the application and notarized; and the appropriate fee must be paid.

FEE SCHEDULE

Each application to change the place of use or the point of diversion under this section shall be accompanied by the application fee set forth in the schedule below: Make checks payable to: **Kansas Department of Agriculture**

- (1) Application to change a point of diversion 300 feet or less \$100
- (2) Application to change a point of diversion more than 300 feet \$200
- (3) Application to change the place of use \$200



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. 9754.

1. A change application was received on August 6, 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 Not 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, 2019**, 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 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
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 *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

If you are aggrieved by this order, pursuant to K.S.A. 82a-1901, 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 administrative review by the Secretary must be filed within **30 days** pursuant to K.S.A. 77-531. Any request for administrative review must state a basis for review pursuant to K.S.A. 77-527. File any request with **Kansas Department of Agriculture, Legal Division, 1320 Research Park Drive, Manhattan, KS 66502**. Failure to timely request a hearing or review may preclude review under the Kansas Judicial Review Act.

For Use by Register of Deeds

FOR OFFICE USE ONLY

APPLICATION APPROVED AND SUMMARY ORDER ISSUED

By: Austin McCulloch
Duly Authorized Designee of the Chief Engineer

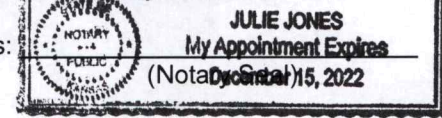
(Print Name): Austin McCulloch
Division of Water Resources - Kansas Department of Agriculture

Date of Issuance: August 28, 2019

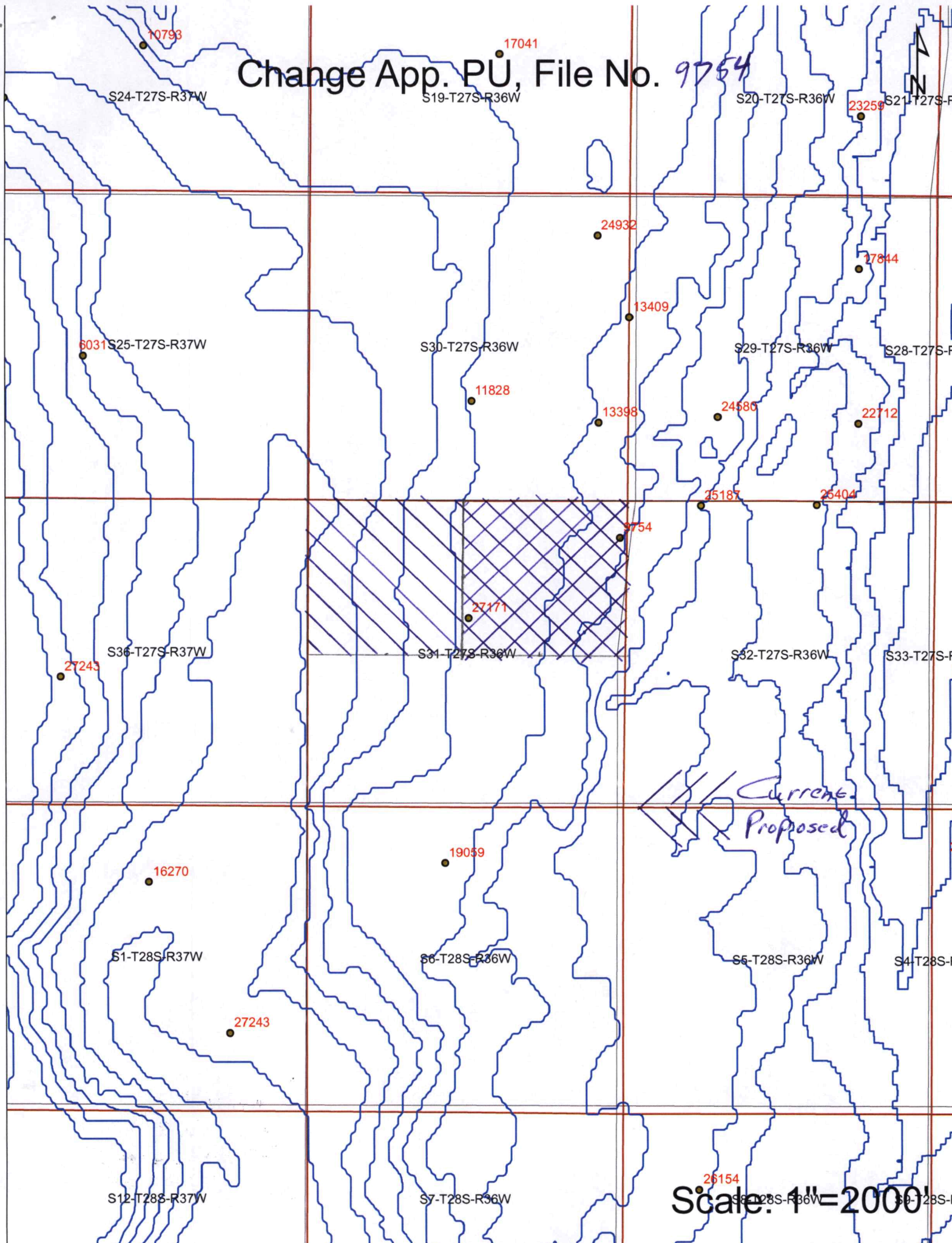
State of Kansas)
) SS
County of Tinney)

Acknowledged before me on August 28, 2019
by Austin McCulloch

Signature: Julie Jones

My commission expires: 

Change App. PU, File No. 9754



Scale: 1"=2000'

RECEIVED

AUG 6 2019

Garden City Field Office
Division of Water Resources



DD

STATE OF KANSAS, GRANT COUNTY

This instrument was filed for record on June 28, 2019 9:40 AM
and duly recorded in DD Book 88, Page 381-382

Fees: \$38.00 Instrument# 201900575

Entered in transfer record in my office on
June 28, 2019

Dana Y. McDaniel
Dana Y. McDaniel Register of Deeds



Sheila Brown
Sheila Brown Grant County Clerk

Trustee's Deed

This deed, made this 26th day of June, 2019 between

Vernon J. Koehn and Frances L. Koehn Trust dated April 6, 1993

CONVEY and WARRANT to:

Johan F. Giesbrecht and Maria Giesbrecht
as JOINT TENANTS with full rights of survivorship and not as tenants in common, Grantee
party of the second part,

All the following described real estate situated in the GRANT COUNTY, KANSAS, TO-WIT:

Lots One (1) and Two (2), and, the East One-Half (E/2) of the Northwest Quarter (NW/4) of Section Thirty-one (31), Township Twenty-seven (27) South, Range Thirty-six (36) West, of the Sixth Principal Meridian, Grant County, Kansas;

AND

All of the Northeast Quarter (NE/4) of Section Thirty-one (31), Township Twenty-seven (27) South, Range Thirty-six (36) West, of the Sixth Principal Meridian, Grant County, Kansas;

LESS AND EXCEPT

A parcel of land located in the Northeast Quarter (NE 1/4) of Section 31, Township 27 South, Range 36 West of the Sixth Principal Meridian, Grant County, Kansas, described as follows: Beginning at the Northwest corner of said NE 1/4 of Section 31; thence NORTH 89°55'11" EAST (assumed bearing) along the north line of said NE 1/4 a distance of 1035.17 feet; thence SOUTH 00°04'49" EAST a distance of 30.00 feet to the beginning of a non-tangent curve, concave southeasterly, having a radius of 1337.00 feet and to which beginning of curve a radial bears NORTH 10°51'15" WEST; thence westerly, southwesterly and southerly along said curve a distance of 1460.39 feet through a central angle of 66d12'22" to the west line of said NE 1/4; thence NORTH 00°52'59" EAST a distance of 1042.36 feet to the Point of Beginning. This parcel contains 7.81 acres more or less including the county road easement along the north line of said NE 1/4.

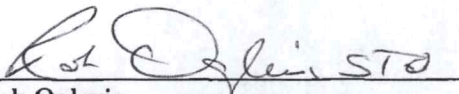
Except the coal, oil, gas and other minerals underlying the surface of said land and all right and easements in favor of the estate of said coal, oil, gas and other minerals.

For the sum of Ten Dollars (\$10.00) and other valuable consideration

EXCEPT AND SUBJECT TO: Easements, restrictions and reservations of record.

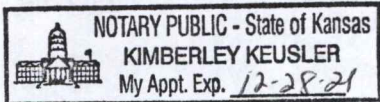
THE GRANTOR TRUSTEE covenants that the above captioned trust dated April 6, 1993, remains in full force and effect at the time of the signing of this deed; that the trustee had total and complete authorization without limitation to convey all the above described real estate.

Vernon J. Koehn and Frances L. Koehn Trust dated April 6, 1993

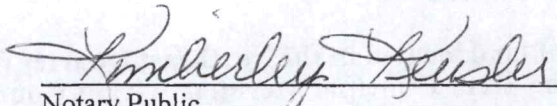

Rob Oglevie
Senior Trust Officer for Grant County Bank

STATE OF Kansas, COUNTY OF Grant

The above instruments was signed and acknowledged before me on this 26th of June, 2019 by Rob Oglevie, Senior Trust Officer for Grant County Bank, Trustee for Vernon J. Koehn and Frances L. Koehn Trust dated April 6, 1993.



(Seal)


Notary Public
My appointment expires: 12-28-21

RECEIVED

AUG 6 2019

Garden City Field Office
Division of Water Resources

RECEIVED

AUG 27 2019

Garden City Field Office
Division of Water Resources

Entered in transfer record in my office on
August 1, 2019



DD

STATE OF KANSAS, GRANT COUNTY

This instrument was filed for record on August 1, 2019 8:00 AM
and duly recorded in DD Book 88, Page 459-459

Fees: \$21.00 Instrument# 201900683

Dana Y. McDaniel
Dana Y. McDaniel Register of Deeds



Sheila Brown
Sheila Brown Deputy Grant County Clerk

Pursuant to K.S.A. 79-1437e, a real estate validation
questionnaire is not required due to Exception No. 12

QUIT CLAIM WATER RIGHT DEED

COPY

BILL RAY KOEHN and GLORIA KOEHN, husband and wife,

quit claims to

Grant County Bank of Ulysses, Kansas, as Trustee of the VERNON J. KOEHN AND FRANCES L.
KOEHN TRUST, dated April 6, 1993, as amended,

all the following described WATER RIGHTS and WATER RIGHTS ONLY in the below-described
real estate in the County of Grant and the State of Kansas, to-wit:

North half (N/2) of Section Thirty-one (31), Township Twenty-seven (27)
South, Range Thirty-six (36) West of the 6th P.M., Grant County,
Kansas.

for the sum of \$1.00 and other good and valuable consideration.

Dated July 18, 2019

Bill Koehn
BILL RAY KOEHN

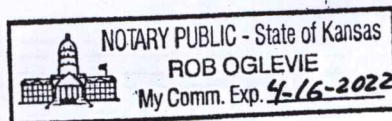
Gloria Koehn
GLORIA KOEHN

STATE OF KANSAS, COUNTY OF GRANT) ss:

The foregoing instrument was acknowledged before me this 18 day of July, 2019, by
Bill Ray Koehn and Gloria Koehn, husband and wife.

Rob Oglevie
Notary Public

My Appointment Expires: 4-16-2022



RECEIVED

AUG 27 2019

Garden City Field Office
Division of Water Resources

COPY



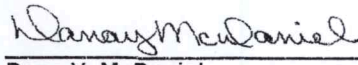
DD

STATE OF KANSAS, GRANT COUNTY

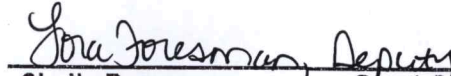
This instrument was filed for record on August 1, 2019 8:02 AM
and duly recorded in DD Book 88, Page 462-463

Fees: \$38.00 Instrument# 201900685

Entered in transfer record in my office on
August 1, 2019


Dana Y. McDaniel Register of Deeds




Sheila Brown Deputy Grant County Clerk

Pursuant to K.S.A. 79-1437e, a Real Estate Sales Validation Questionnaire is not required due to Exception No. 7

TRUSTEE'S DEED

THIS INDENTURE made by and between Grant County Bank of Ulysses, Kansas, as Trustee of the Vernon J. Koehn and Frances L. Koehn Trust dated April 6, 1993, as amended, Grantor, and Bill Ray Koehn and Gloria Koehn, husband and wife, as joint tenants with full right of survivorship, and not as tenants in common, Grantee.

THE GRANTOR, by virtue of the terms and provisions of said Trust agreement, for and in consideration of the sum of One Dollar (\$1.00) and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged do by these presents grant, bargain, sell, convey, and quitclaim unto the GRANTEE, the following-described real estate, situated in Grant County, Kansas, to wit:

A parcel of land located in the Northeast Quarter (NE 1/4) of Section 31, Township 27 South, Range 36 West of the Sixth Principal Meridian, Grant County, Kansas, described as follows: Beginning at the Northwest corner of said NE 1/4 of Section 31; thence NORTH 89°55'11" EAST (assumed bearing) along the north line of said NE 1/4 a distance of 1035.17 feet; thence SOUTH 00°04'49" EAST a distance of 30.00 feet to the beginning of a non-tangent curve, concave southeasterly, having a radius of 1337.00 feet and to which beginning of curve a radial bears NORTH 10°51'15" WEST; thence westerly, southwesterly and southerly along said curve a distance of 1460.39 feet through a central angle of 66d12'22" to the west line of said NE 1/4; thence NORTH 00°52'59" EAST a distance of 1042.36 feet to the Point of Beginning. This parcel contains 7.81 acres more or less including the county road easement along the north line of said NE 1/4.

LESS AND EXCEPT AND RESERVING any and all mineral rights whatsoever and any and all water rights, whatsoever, as described in K.S.A. 58a-701, and also subject to easements, oil and gas leases, right-of-ways, mineral reservations and restrictions if any, as shown of record.

TO HAVE AND TO HOLD the above granted premises, together with the appurtenances and hereditaments and every part thereof, unto Bill Ray Koehn and Gloria Koehn.

Grantors covenants that the trust remains in full force and effect at this time, that the same has not been revoked, and that pursuant to the terms of said trust agreement the Trustee has the authority without limitation to transfer and convey all of the above-described real estate.

IN WITNESS WHEREOF, Grantor has executed this Trustee's Deed.

Grant County Bank, Trustee of the Vernon J. Koehn and Frances L. Koehn Trust dated, April 6, 1993

By: Thomas R. Oglevie, Jr. S.T.O.

Name: Thomas R. Oglevie, Jr.

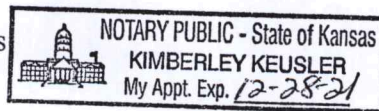
Title: Sr. Trust Officer.

STATE OF KANSAS, GRANT COUNTY } ss:

This deed was **SWORN** and **SUBSCRIBED** and **ACKNOWLEDGED** to before me on the 18 day of July, 2019, by Thomas R. Oglevie, Jr., Senior Trust Officer of Grant County Bank, on behalf of Grant County Bank, the Trustee of the Vernon J. Koehn and Frances L. Koehn Trust, dated April 6, 1993.

Kimberley Keusler
Notary Public

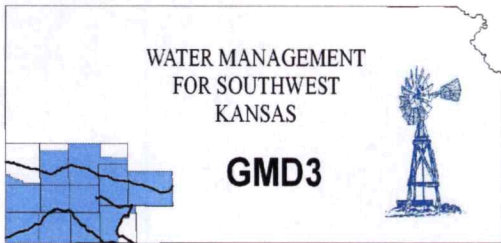
My Appointment Expires



RECEIVED

AUG 27 2019

Garden City Field Office
Division of Water Resources



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

July 22, 2019

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

RECEIVED

AUG 6 2019

RE: Applications for Change in Place of Use
Water Right, File No. 9754

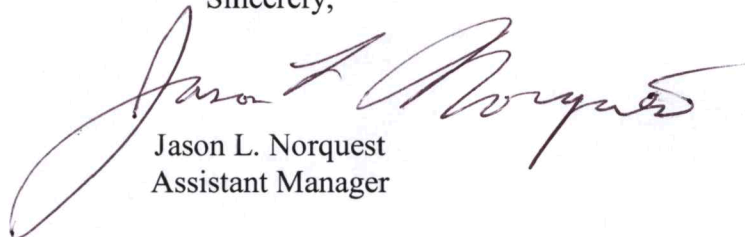
Garden City Field Office
Division of Water Resources

Dear Mike:

We have completed a review and assisted with the application for the above referenced water right. The proposal is not in conflict with the Management Program of the Southwest Kansas Groundwater Management District No. 3 (GMD3). The proposal will make a complete overlap in place of use with water right, File No. 27171. Currently the two water rights have an incomplete overlap. The proposal is in accordance with K.A.R. 5-5-11. It is therefore recommended that the application 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