Kansas Department of Agriculture Division of Water Resources

CHANGE: PD WORKSHEET

1. File Number: 13858	2. Status Change Date: 8/20/2020	3. Change Num:	4. Field Office:	5. GMD:		
6. Status: Approved □	Denied by DWR/GMD	Dismiss by Reques	st/Failure to Return	7. Filing Date of Change: 3/12/2020		
8a. Applicant(s) New to system □	Person ID 16893 Add Seq#	8c. Landown		Person ID 16893 Add Seq#		
SOUTHWESTERN HE CONSOLIDATED SCI Attn: MAINTENANCE 17222 MUSTANG RD KISMET, KS 67859-59	HOOL E DIRECTOR	CONSC Attn: N 17222	HWESTERN HE DLIDATED SCH MAINTENANCE MUSTANG RD T, KS 67859-59	DIRECTOR		
8b. Landowner(s) New to system □ EVANS FRANCIS FA Attn: SHANNON FRA 1501 TUCKER CT LIBERAL, KS 67901				Person IDAdd Seq#		
9. Documents and Enclosure(s):	☑ DWR Meter(s) Date to Comp	ly: <u>12/31/20</u>	N & P Date	to Comply:12/31/20		
☐ Anti-Reverse Meter ☐ M☐ Conservation Plan Date R	leter Seal 🔲 Check Valve equired: Da	☑ N & P Form ate Approved:		Driller Copy		
10. Use Made of Water From:		To:				
			The state of the s	7/2020 By: li 25/2020 By: loody		

File No. 138	58	11. County	: SW	Ва	sin: C	rooke	d Cre	ek				Stream	:						F	ormati	on Code: 211	Special Use: NA
12. Points of Di	version														Rat		Quanti	ty		A 1.17		
MOD DEL PDIV																Auth	orized			Addit	ional	
ENT	Qualifier	S	Т	R	ID		'N	1	N	Co	omme	nt (AK	A Line)		ate		ntity		Rate	Quantity af/mgy	Overlap PD Files
MOD 74835	NW NW NW	/ 36	32	31W	4		4907	50	60			20			94	43	604	AF	9	43	604 AF	NONE
MOD 537	SW SE SW	25	32	31W	2		120	33	90			YIRF			1:	20	10	AF		0	10 AF	30054
MOD 537	SW SE SW	25	32	31W	2		120	33	90	PR	IMAF	Y MU	IN US	E	1:	20	1.629	mgy	1	20	1.629 mgy	30054
ENT 88365	SE SE SW	25	32	31 W			148	30	94	ST	AND	BY IRI	R USI	E	45° 45'			Total				30054
ENT 88365	SE SE SW	25	32	31 W	800		148	30	94	ST	AND	BY MU	JN US	SE		1.						30054
PDIV 74835	GPS UPDATE	FEET DIST	TANC	ES		-4	4		-87				77		g H					4	14.	
PDIV 537 MO	D IS ADDING	PRIMARY	WELI	L COM	MEN	Т									2						1 1 2 2	
13. Storage: Ra	ite		NF	Qua	antity _				T	ac/	ft	Additi	onal R	ate _		£.t	4.8		NF A	ddition	nal Quantity _	ac/ft
14. Limitation:	af/yr at _	gpm	1 (cfs	s) whe	n com	bined	with fil	e nun	nber(s	120	GPI	MAN	IY U	SE \	NEL	L SE	C 25	STATE OF THE STATE	- 3	2. F. 1. 6s	
Limitation: _		af/yr	at			A	gpm	(_ cfs)	when	combi	ned w	ith file	numb	er(s) _	4				
15. 5YR Allocati	on: Allocation	Туре	_ s	Start Yea	ar		5 Y	R Amo	unt _		_ A	mount	Unit _		Bas	se Acre	es		Comme	nt		
16. Place of Us	е			NE	Ε1/4		No.	NV	V ¹/ ₄			SI	N ¹ / ₄			5	SE1/4		Total	Own	ner Chg?	Overlap Files
MOD DEL			NE 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		In.	I part	
No Change	STR	ID			9												41			1		
No Change			18	4 44				-	-1		-		H.C.		-	No. 1	1 ALE 1			l'ar		
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Base Acres:	Year:		Minima	um Rea	aanah	lo Ou	ntitu		da		7.7		150	ļ	1 40		Tan?	LE P			A Company of the Comp	
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Comments: KE	EP 20-001	-10 SP	CUIP	AL CC	וטאו	110	N: 1	UTK	KE	VIEV	V -	ADL	אוות	IAN	_ VVE	LL	PKI	WAK	T VVE	LL IN	SEC 25)	

KANSAS DEPARTMENT OF AGRICULTURE Division of Water Resources

<u>MEMORANDUM</u>

TO: Files DATE: August 18, 2020

FROM: Leslie Ireland RE: Water Right, File Nos. 13,858 & 30,054

Elton Argo, (retired May 2020) Superintendent of Schools, USD #483, owner of File No. 30054, and Shannon Francis Manager, for Evans Francis Farms LLC, owner of File No. 13,858, have filed applications to change the point of diversion located on the school property. The applications for change received on March 11, 2020 are requesting a standby well for the irrigation and municipal uses at the school. The wells are located in the Crooked Creek Basin, Seward County.

It would appear that the referenced files are not abandoned as per K.S.A. 82a -718 and appears to meet the requirements of K.S.A. 82a -732.

The requested change is due to the casing decline of the schools well and concern for problems. The applications propose to add a standby well to the east of the school well.

Water Right, File No. 13,858 is authorized two(2) points of diversion. An irrigation well located in the (NW¼ NW¼ NW¼) approximately 4,864 feet North and 5,088 feet West of the Southeast corner of Section 36, Township 32 South, Range 31 West, Seward County, is authorized 604 acre-feet (AF) at 943 gallons per minute (GPM) for the irrigation of 316 acres. It has no overlaps or additional limitations. A 2016 Compliance Investigation determined by GPS this well to have the actual feet distances of 4,907 feet North and 5,060 feet West. The location of the irrigation well will be updated to the determined actual feet distances. The second well under this right is an additional well authorized municipal and irrigation uses and is located in the (SW¼ SE¼ SW¼) approximately 120 feet North and 3,390 feet West of the Southeast corner of Section 25, Township 32 South, Range 31 West, Seward County. It is authorized 10 AF at 120 GPM for the irrigation of 27 acres of playing fields and 5 AF at a limited 120 GPM for municipal use at the school. The point of diversion in Section 25 has been authorized as an additional well since 2010, without any known issues. This point of diversion overlaps with File No. 30,054.

Water Right File No. 30,054 is authorized 13 AF for irrigation use and 1.17 million gallons (3.6 AF) per year for municipal use at a limited 120 GPM when combined with File No. 13,858. Both uses are authorized from the Section 25 well overlapping File No. 13,858.

Under the referenced files the well in Section 25, owned by the school, USD #483, is authorized 23 acre-feet for irrigation use and 2.8 million gallons (8.6 acre-feet) for municipal use

The proposed change is to add a standby well under File Nos. 13,858 & 30,054, for irrigation and municipal uses to be located less than 300 feet from the primary well. It will be completed in the (SE¼ SE¼ SW¼) approximately 148 feet North and 3,094 feet West of the Southeast corner of Section 25, Township 32 South, Range 31 West, Seward County. A well log completed by Hydro Resources March 2020, indicated a proposed well depth of 492 feet and had a static water level of 315 feet. The lithology and depth of the well is similar to the 1977 well log of File No 30,054. It appears to be in the same local source of supply. Both logs list blue clay strata. They are located North of the Ogallala Chloride Limitation Area, so no chloride condition will be added.

As the requested change in point of diversion is less than 300 feet, no notification per K.S.A. 82a-1906 is needed. Additionally, the new Superintendent, Dan Frisby, stated with his review and signature of the map for the requested change, there are no other wells except the primary well within one-half ($\frac{1}{2}$) mile of the proposed standby well.

A condition will be placed on the approval documents limiting the standby well for use exclusively at such time the well identified as the primary well located in Section 25, is inoperable due to mechanical, maintenance or power failure. It does allow the use for fire or other similar emergency. Use of the standby well under these limiting conditions does not allow the authorized quantity of water or rate of diversion to be exceeded.

The application was submitted to the Southwest Kansas Groundwater Management District No. 3 for a recommendation. The letter of Jason Norquest, Assistant Manager, dated August 14, 2020, recommended approval of the changes.

After reviewing the summary memo Mike Meyer, Water Commissioner of the Garden City Field Office, sent an email on August 17, 2020, recommending the proposed changes be approved.

Water flowmeters and check vales will be required will be required if any chemical or foreign substance is injected through the diversion works. A water level measurement tube will be required as the primary well is authorized to operate at a rate greater than 100 gallons per minute.

Based on the above discussion, that no change in the local source of supply will occur, no increase in the consumptive use, that impairment to existing water rights is unlikely, and that the changes are reasonable, it is recommended that the referenced applications for change be approved

Leslie Ireland

Redie Ireland

Environmental Scientist

Water Appropriation Program

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 1-121 (Revised 04/5/2018)

Reviewer LI

DWR FIELD OFFICE APPLICATION FOR APPROVAL TO CHANGE THE PLACE OF USE AND/OR THE POINT OF DIVERSION



STATE OF KANSAS

Received

SCANNED

Filing Fee Must Accompany the Application, K.S.A. 82a-708b(b), as amended. MAR 1 6 2020 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 divergion 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. RECEIVED File No. 13858 MAR 1 2 2020 4:40 Am Application is hereby made for approval of the Chief Engineer to change the (check one or both): Garden City Field Office ☐ Place of Use Point of Diversion Division of Water Resources under the water right which is the subject of this application in accordance with the conditions described below. ☐ Surface water The source of supply is: 2. Name and address of Applicant: SOUTHWESTERN HEIGHTS CONSOLIDATED SCHOOL, Attn: MAINTENANCE DIRECTOR 17222 MUSTANG RD, KISMET, KS 67859-5995 Phone Number: (Email address: Water Resources Name and address of Water Use Correspondent: Same Received Email address: APR 13 2020 Phone Number: (3. The presently authorized place of use is: Owner of Land --- NAME: Same KS Dept Of Agriculture ADDRESS: (If there is more than one landowner, attach supplemental sheets as necessary.) SW1/4 TOTAL NE1/4 ACRES 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 NE1/4 Twp. Range RECEIVED 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: ADDRESS: DIVISION OF WATER RESOLRUS (If there is more than one landowner, attach supplemental sheets as necessary.) TOTAL SW1/4 ACRES NW1/4 SW1/4 NW1/4 SW1/4 NW1/4 SW1/4 NE1/4 NW1/4 SW1/4 SE1/4 Twp. Range NE1/4 Converted FO Chg to HQ Chg 3/12/2020 LLM For Office Use Only: Code CGC Fee \$ \ OO TR # Receipt Date 3-12-20 Check # 5575 N Source: G County: SW By: KIN Date: 3/16/20 FO: 4 Use: IRR/MUN File No. 13858

5.	Presently authorized point of diversion:	P	rimary MUNUS	E & IRR USE *	
	One in the Quarter of the	SE	Quarter of the _	SW	Quarter
	of Section, Township	32	South, Range	31	(W),
	in SW County, Kansas, 120	feet North _	3390 feet West of	f Southeast corner	of section.
	Authorized Rate No change Authorized Quantity	no change	Depth of well	(feet	t)
	(DWR use only: Computer ID No. 2 GPS	10-4	feet North	feet We	st)
	☐This point will not be changed ☐This point will be changed	as follows: [No change, point bette	described with GPS	s as follows:
	Proposed point of diversion: (Complete only if change	is requeste	ed or if existing point	is better describe	d by GPS)
	One in the Quarter of the	SE	Quarter of the	SW	Quarter
	of Section, Township				
	in SW County, Kansas, 148				
	Proposed Rate Stand by Proposed Quantity	Stand by	Proposed well dept	h (feet)49	92
	This point is: Additional Well Geo Center List oth	ner water rigi	nts that will use this poin	nt 30054 5 79	ndby.
			A SATE OF SAME		
6.	Presently authorized point of diversion: IRR USE *				
-	One in the Quarter of the	NW	Quarter of the	NW	Quarter
	of Section, Township				
	in SW County, Kansas, 4864				
	Authorized Rate No change Authorized Quantity				DESCRIPTION OF THE PROPERTY OF THE PARTY OF
	(DWR use only: Computer ID No. 4 GPS	4907*	feet North <u>5060</u>	feet Wes	st)
	☐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 requeste	ed or if existing point	s better describe	d by GPS)
	One in the Quarter of the		Quarter of the		Quarter
	of Section, Townshipin County, Kansas,		South, Range		(E/W),
	in County, Kansas,	feet North _	feet West o	f Southeast corner	of section.
	Proposed Rate Proposed Quantity		Proposed well dept	n (teet)	·
	This point is: Additional Well Geo Center List oth	er water righ	nts that will use this poin	nt NONE *	
7.	The changes herein are desired for the following reasons? (please be specific) To add new point of diversion as a standby well	300	200 100 North	th 100 200	300
8.	If a well, is the test hole log attached? ⊠ Yes □ No	200	-+++=	- + +	200
9.	The change(s) (was)(will be) completed by?	100	1111	- 1 + 1 +	100
	ASAP	100	-1 + 1 + 1 =		1 = 100
		E			3
10.	If the point of diversion is a well:	West 0	ավավավավավայա	ակավավավա	1 1 HT 0 East
	(a) What are you going to do with the old well?	E			4
			E Properties		
		100	-1+1+1=	- 1 + 1 +	100
	(b) When will this be done?	E			=
		200	-1 + 1 + 1 =	1+1+	1 = 200
11.	Groundwater Management District recommendation attached?	E	E CONTRACTOR E		1
	☐ Yes ☐ No	E		antanlantanlan	
40	A	300	200 100 0	100 200	300
12.	Assisted by mf/GCFO		Sou	th Scale: 1 hashman	k=10 ft
13a	If the proposed point of diversion will be relocated more than 30 feet but within 2,640 feet of the existing point of diversion, attaca a topographic map or aerial photograph. For groundwat sources, show all wells (including domestic) within one-half mi 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 midownstream and one-half mile upstream from your proper lines	ch of the diagrams of the diagrams of the diversity of the diagrams of the dia	proposed point of diversing a point of diversing a point of diversing a point of diversion. PLEASE NOTE: e represents the proposed point of Agriculture	rsion, indicate its local elation to the exi The "X" in center resently authoriz	sting point of er of diagram

* LI / DWR 8/4/2020 Page 2

File No. 13858

14. If the proposed grou	undwater point of diver	rsion is 300 or fewer feet from	n the existing point of diversion, co	mplete the following:
		wners of the currently author owners must sign this applica	rized place(s) of use identified in thation.)	is application?
affected if this a	application is approved		zed place(s) of use identified in thi action.)	s application be adversely
		editiously, will there be substances must sign this applica	tantial damage to property, public hation.)	nealth or safety?
	use, the application mu	ist be signed by all owners of	groundwater change in point of dive of the currently authorized place of	
age and the owner, t their behalf, in regar	he spouse of the o	wner, or a duly authoriz	tion and under penalty of per ed agent of the owner(s) to m ication pertains. I further ve	ake this application on
Dated at GARDE	in Ciry	Kansas this	11 th day of MARCH	. 2020
2 221	1			
4 50%	(See (U	150483)	是2000年发生 <u>1000</u>	
	(Owner)		(Spouse)	
	(Please Print)		(Please Pri	nt)
Control Control (March	(Owner)		(Spouse)	han ya Mashanda (1975) Dalam makata da (1975)
		Water Resource	000	
	(Please Print)	Received	(Please Pri	nt)
	(Owner)	APR 1 3 202	(Spouse)	
2年7年1月間e		KS Dept Of Agric	ulture	
	(Please Print)		(Please Pri	nt)
State of Kansas County of FN	vex } s	S		
		ication was signed in my	presence and sworn to befo	re me this 117H day
· / W/ VI		CATHERINE REINE NOTARY PUBLIC STATE OF KANSAS	ERT Melene Per	net
My Commission Expires	4-14-22 5	TATE OF KANSAS My App. Exp. Sept. 14,	2022	
	if necessary, must be inc		the applicable portions of the application contains a supplication of the application of	
		FEE SCHEDUL	E	
forth in the schedule belo	ow: Make checks paya o change a point of div	the point of diversion under table to: Kansas Departmen	this section shall be accompanied l	\$100
	o change a point of div o change the place of		Water Resources Received	\$200
	F	RECEIVED	MAR 1 6 2020	
	MAI	R 2 4 2020	KS Dept Of Agriculture	File No. 13858

Garden City Field Office
DIVISION OF WATER RESOURCES

SUMMARY ORDER APPROVING APPLICATION FOR CHANGE AND IMPOSING CONDITIONS

pro Wit	visions of the Kansas Water Appropriation Law, K.S.A. 828	708b, as amended, and K.A.R. 5-5-1, et seq. and other applicable a-701 et. seq., and rules and regulations promulgated thereunder ein, 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 on the specific of the described in the application.
2.	On and after the effective date of this summary order, the a the topographic map accompanying the application to ch	uthorized place(s) of use shall be located substantially as shown or nange the place of use. Applicable Not Applicable
3.	The change in point of diversion shall not impair existing rice previously authorized. The point of diversion authorized radius of the authorized point(s) of diversion. ☐ Application	ghts and shall be limited to the same source or sources of water as by this summary order shall be located within afootable \text{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 Globa on. Applicable Not Applicable
5.	The point(s) of diversion authorized herein shall not actuall authorized point(s) of diversion.	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 tents shall be installed, operated and maintained in accordance with
7.	December 31, 20, or before the first use of wate 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 of the reading of the water flow meter and the total quantity of water wing the end of each calendar year.
8.	authorized extension of time. By March 1, 20 the	e completed on or before December 31, 20, or within any e 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 cap	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.	water appropriated under the above-referenced file num limitations, 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 on the are responsible for compliance with its terms, conditions and immary Order, and with applicable provisions of the <i>Kansas Wate</i> aulgated 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
If vo	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	SUMMARY ORDER ISSUED
Eng Agri	ineer or request administrative review by the Secretary of iculture. A request for hearing by the Chief Engineer must be	By:
filed	within 15 days of service of this Order and a request for	Duly Authorized Designee of the Chief Engineer
	ninistrative review by the Secretary must be filed within 36 is pursuant to K.S.A. 77-531. Any request for administrative	VOLTORS : 1.5 A SI
revi	ew must state a basis for review pursuant to K.S.A. 17.527 any request with Kansas Department of Agriculture,	130 JAT (Print Name):
Leg	al Division, 1320 Research Park Drive, Manhattan, KS	Date of Issuance:
pred	02. Failure to timely request a hearing or review may clude review under the Kansas Judicial Review Act.	State of Kansas)
	For Use by Register of Deeds	County of) SS
		Acknowledged before me on
	Mateu Deganing	by
	Water Resources Received	Cignotura
	MAR 1 6 2020	Signature:Notary Public
	11111 70 8080	My commission expires:
	KS Dept Of Agriculture	(Notary Seal)

9795 W. Jones Ave. Garden City, KS 67846 PH: 620-277-2389



Garden City, KS 67846 Fax: 620-277-0224

Customer N	ame:	South	Jestem He	lights High School	sl	WO#: 197	143	Date: 3-	6-2020
Street Addre			3 P.O. Bo			Test #:		E LOG:	
City, State:		Plains, 1				Driller: Le	uin Fris	2211	
County: S	W	Quarter:	SW	Section: 25		Township: 32	2	Range: 3	
Location: /	59' 1	EAST 10'	NORTH	EXISTING VIEL	GPS	37.22838	N	100.64619W	
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						Proposed Well		492	

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	2		21	Brown Sady Clay, Few Fire Sand	
	2)	Library or visit	34	Brown Sondy May, Few Fire Sond, white snock Strips	
	34		44	Brown Sandy May, white rock Ferd Brain Clay	
	44		65	Fine Sand Few Sonly Class Estrips	
	65		76	Sanly Clay, Fine Soul, Few Cemental Sand	
Σ.	76		90	Fine Said	
	190		95	Fine Sond, Few Comented Rand, Sondy Clay Strips	
	95		119	Fine to man Course, Few Small gravel	
	1119		124	Reddish - Brown Sandy Clay	
	1124	10 to	163	Fine to Course Sord , Few Small gravel	
	163		180	Fine to Small aravel, he w Small mck	
	180		213	Fine to med coorse sand	
	213		220	Blue Class	
	220		2.33	Sandy May	
	233	400 St. 10 St.	240	Fine Sand, Sandy Clay Strips	
	240		250	Fine Soul, Few Coxese	4 ;
	250	- 154	268	Fine Soul , Clay 8trips	
	268		283	Brown Soul's Clay Blue Clay Str. 03	
	283		300	Blue Clay, Sandy Clay, Few F. W. Soul	
	300	-	356	Rive Clar	
10	356	24	380	Fine to mid Few Courge . Blue Clay Strips RECE	VED
5	380	16	1396	Fine Sand, Few Med. Elve Clay Mix	
10	396	25	1.112	Fine to med Few Coorse Sound, Blue Clay Mix MAR 2	1 2020
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15	455	32	1487	Fine Sand, Few med Clay Stuff Division or wan	R DECO
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			Receiv		
				C/(0)7 - 3	
			PR 13	2020 3/4HUL Plus-5	
			. 01	driculture Carden City Field Office Received	
		(3 E	ept UT	Division of Water Resources	100
				MAR 1 6 2020	
		a		KS Dept Of Agriculture	

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 1-121 (Revised 04/5/2018)

DWR FIELD OFFICE APPLICATION FOR APPROVAL TO CHANGE THE PLACE OF **USE AND/OR THE** POINT OF DIVERSION



STATE OF KANSAS

Received

Filing Fee Must Accompany the Application, K.S.A. 82a-708b(b), as amended. MAR 1 6 2020 Fee Schedule is on the third page of this application form.

Appli unde The s Name 1722 Phon Name Phon The p	ication is he er the water source of su e and addre 22 MUSTAN ne Number: e and addre ne Number: presently au er of Land	reby nright was poly is ess of a G RD, (nade for which is s: Applica KISM) Water	ant: SMET, K	roval coupled to the couple of	Place of this Ground IWEST 59-599	Chief E f Use applic water ERN I	nginee	er to ch	Point ordance	the (ch of Dive with the	neck or ersion the cor				Di pelow.	MA Garden	R 1 2 2020 City Field Of Water Reso
under The s Name 1722 Phone Name Phone The s Owne	er the water source of sue and addresse Number: e and addresse Number: presently auer of Land -	right was poly is sess of a G RD, (which is s: Applica , <u>KISM</u>) Water	ant: SMET, K	roval coupled to the couple of	of the C Place o of this Ground IWEST 59-599	Chief E f Use applic water ERN I	nginee	er to ch	Point ordance	the (ch of Dive with the	neck or ersion the cor				Di pelow.	Garden	City Field C
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Phon The I	ne Number: presently au er of Land -	(2727		orresp	onden		Email	addre	ss:		WEST TO						
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	ere is more th	an one	landow	vner, at	tach su	uppleme	ental sh	eets as	neces	sary.)			E. U. E.					
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Page 1

		diversion:		rimari		
One in the	SW	Quarter of the	SE	Quarter of the	SW	Quarter
of Section	25	, Township	32	South, Range	31	(W)
in SW	Cou	unty, Kansas, 120	uarter of the SE Quarter of the SM Township 32 South, Range 3: ansas, 120 feet North 3390 feet West of Southeas horized Quantity no change Depth of well feet North feet North SE Quarter of the SE Quarter of the SM Township 32 South, Range 3: ansas, 148 feet North 3094 feet West of Southeas posed Quantity Stand by Proposed well depth (feet) eo Center List other water rights that will use this point 30054 feet North 5088 feet West of Southeas posed Quantity No change Depth of well GPS feet North 5088 feet West of Southeas posed Quantity No change Depth of well feet North 5088 feet West of Southeas posed Quantity No change Depth of well feet North 5088 feet West of Southeas posed Quantity No change Depth of well feet North feet N	Southeast corne	er of section.	
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of Section	25	Township	32	South Range	31	(W)
in SW	Col	inty Kansas 148	feet North	3094 feet West of	Southeast corne	er of section
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in	Cou	inty, Kansas,	feet North	feet West of	Southeast corne	er of section.
Proposed Rate _		Proposed Quantity _		Proposed well depth	(feet)	for Simparker
This point is:	Additional Well	☐ Geo Center List	other water righ	ts that will use this point		
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	is)(will be) comp	neted by !	100	1+1+1=	1 + 1 + 1	1 - 100
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If the point of diver	sion is a well.		E.			
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(a) What are you	going to do with	the old well?	F	-		1
			100	1 + 1 + 1 =	1+1+	1 = 100
(b) \A/bassid Abia	h- d0	THE GOLDSTEELS				
(b) When will this	be done?		F			1
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Assisted by mf/GC	FU	the district of the second		South	Scale: 1 hashmo	ork=10 ft
feet but within 2,64 a topographic ma sources, show all v of the proposed pe	O feet of the exist por aerial photoells (including coint of diversion wners. For surfice the exist of the exist point of the e	ill be relocated more than sting point of diversion, at otograph. For groundy domestic) within one-half and the names and maface water sources, show landowner(s), one-half	tach of the diagramile divers above the divers	proposed point of diversion at the proposed point of diversion in the proposed point of diversion at the diversion at the proposed point of diversion at the	ion, indicate its lation to the ex The "X" in cen	location on the disting point of the diagram

KS Dept Of Agriculture

14. If	the proposed	groundwater p	oint of diversion is	300 or fewer feet fr	om the exi	sting poin	t of diversion,	complete the	following:
(8	Does the u	ındersigned rep ☐ No		of the currently auth must sign this appl		ce(s) of us	se identified in	this applicati	ion?
(I			is approved as req	the currently authorusted? s must sign this app		e(s) of use	e identified in	this applicati	on be adversely
(0) If this appli	ication is not ap		sly, will there be sul must sign this appli		amage to p	property, publi	c health or sa	afety?
or a c	hange in place	e of use, the ap		point of diversion, a igned by all owners entation).					
age a	and the own behalf, in re	er, the spousegards to the	se of the owner,	ny oath or affirm or a duly author to which this ap and complete.	rized age	nt of the	owner(s) to	make this	application on
Dated	at GA	RDEN Ciry		, Kansas, this	11 12	day of	MARCH		2020
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		(Own	er)	Cardin			(Spou	se)	
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		(Own	er)				(Spou	se)	Street, Ac.
		(Please	Print)	<u> </u>		March sec.	(Please	Print)	April 1919 ST
		(Own	er)	Mary Taranta			(Spou	se)	1 5
	The second second	(Please	Print)				(Please	Print)	
Count		INNEX	ss						Uzu
of	ereby certify	that the fore	egoing application	was signed in	my prese	nce and	sworn to be	efore me th	nis <u>IIIH</u> day
			STARY ALL	NOTARY PUBL		(+0)	horene P	enet	
My Co	ommission Exp	oires 9-	14-22 STATE OF KANS	STATE OF KAN My App. Exp. Sept. 1		Our.	Notary Pu	ıblic	
ONLY	COMPLETE AF	PPLICATIONS W	ILL BE PROCESSED ry, must be included;	o. To be complete, all signatures of all the a	of the appli	cable portion	ons of the applic st be affixed to t	ation form mus	st be completed with and notarized; and
the app	propriate fee mu	ıst be paid.							
				FEE SCHEDI					
forth in	(1) Applica (2) Applica	below: Make tion to change tion to change	checks payable to: a point of diversion a point of diversion	int of diversion und Kansas Departm 300 feet or less more than 300 fee	ent of Agi	riculture Water F	Weils Re		\$100
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			TO ALLENING	LULU		Action Control	a second to the later of		The second of the second of the second

KS Dept Of Agriculture

File No. 13858

SUMMARY ORDER APPROVING APPLICATION FOR CHANGE AND IMPOSING CONDITIONS

pro	ovisions of the Kansas Water Appropriation Law, K.S.A. 82a	708b, as amended, and K.A.R. 5-5-1, et seq. and other applicable a-701 et. seq., and rules and regulations promulgated thereunder bin, this Summary Order does not change the terms, conditions an
1.	A change application was received on diversion authorized under the above-referenced file nun	requesting that the place of use and / or point on the composition of the requestion requestion requestion requestion in the application.
2.	On and after the effective date of this summary order, the au	uthorized place(s) of use shall be located substantially as shown of lange the place of use. Applicable Not 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 a by this summary order shall be located within afoot 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 Globa on. ☐ Applicable ☐ Not 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 previousl 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 tubernts shall be installed, operated and maintained in accordance with
7.	December 31, 20, 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 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 wing the end of each calendar year.
8.	authorized extension of time. By March 1, 20 the	e 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.
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.	water appropriated under the above-referenced file num limitations, 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 the responsible for compliance with its terms, conditions and mmary Order, and with applicable provisions of the <i>Kansas Wate</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
If yo	ou are aggrieved by this order, pursuant to K.S.A. 82a-1901,	SUMMARY ORDER ISSUED
you	may request an evidentiary hearing before the Chief gineer or request administrative review by the Secretary of	SUMMART ORDER ISSUED
Agr	iculture. A request for hearing by the Chief Engineer must be d within 15 days of service of this Order and a request for	By:
adn	ninistrative review by the Secretary must be filed within 30	Duly Authorized Designee of the Chief Engineer WEATO(Print Name): 30 31A1 Division of Water Resources - Kansas Department of Agriculture
FIIE	any request with Kansas Department of Agriculture,	Date of Issuance:
665	gal Division, 1320 Research Park Drive, Manhattan, KS 502. 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 County of)
		Acknowledged before me on
	Water Resources	by
	Received	Signature:
	MAR 1 6 2020	Notary Public
	KS Dept Of Agriculture	My commission expires:(Notary Seal)

Page 4

9795 W. Jones Ave. Garden City, KS 67846 PH: 620-277-2389



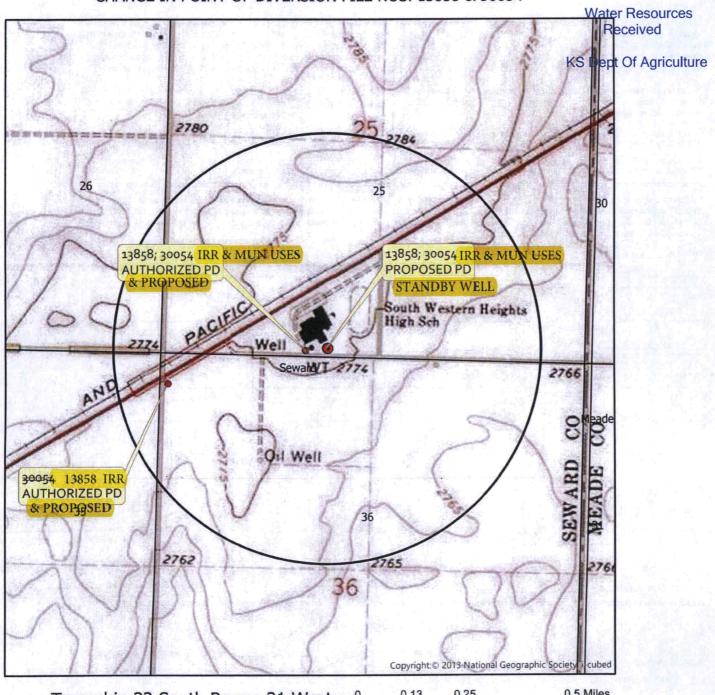
Garden City, KS 67846 Fax: 620-277-0224

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	34		44	Brown Sandy May , wahite rock Feis Brain Clay
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w. a sales	95	E. L.	119	Fine to men Conse, Few Small gravel
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	187		200	Red Beal
		131		Perma-1
		500	2 1 1 2 3 3	434 Blede - 1
	The same			Seda Ash - 1
				RECEIVED Super Gel - 2
				Groot - 5
				MAR 0 9 2020 3/4HULE Plug-5
No.	1 181 181			Water Resources
		100000		Carden City Field Office Received
			1,50 %	Division of Water Resources
1000				MAR 1 6 2020

Kansas Department of Agriculture / Division of Water Resources Garden City Field Office

TO: HEADQUARTERS PICHELLE ROUEGET
RE
Enclosed are the following checked items:
A FIR
☐ A Compliance Check Inspection on Meter Install ☐ New App ☐ Chg App ☐ Other In Compliance ☐ Not in Compliance, why Modify Point of Diversion ☐ No ☐ Yes, document attached Indicate all overlapping p/d files
☐ An application and judgment sheet with recommendation. ☐ A memorandum dated
A request for an extension of time to perfect or complete.
A verified report.
A closure request.
A field investigation report.
☐ Notice of Non-Compliance
An ownership change (name(s) and address(es) below).
A water use report for
A letter dated
☐ A copy of an Approval to Change the ☐ place of use and/or ☐ point of diversion, ☐ Filing Fee attached.
An Advanced copy of a change application and the filing fee, to be processed at the field office.
An original field office change <u>application</u> and the filing fee needing headquarters office review and further processing.
Nother: Please process- standby well
Meded A.ds 4-8-2020
Water Commissioner Date



Township 32 South Range 31 West Seward County

0 0.13 0.25 0.5 Miles

POINT OF DIVERSION

All wells of any kind within a half mile of the proposed point of diversion are shown:



PROPOSED PD

Created By: AM/GCFO & LI/DWR

X	
File No. <u>13858</u>	Water Resources
	Received

Any use of water that is not as authorized by the water right or permit to authorize water <a href="Left-new-right-n

The application must be signed by all owners of the place of use authorized under the water right and his or her spouse, if married. Please indicate if there is no spouse. If land is being purchased under contract, the seller must sign as landowner until such time as the contract is completed.

In the event that all applicants cannot appear before one notary public, they may as necessary sign separate copies of the application before any notary public conveniently available to them. All copies signed in this manner shall be considered to be valid parts of the application.

If the request is signed on behalf of any Owner by someone with legal authority to do so (for example, an agent, one who has power of attorney, or an executor, executrix, conservator), it will be necessary to attach proper documents showing such authority.

as specified in sections 14 and 15 of this application. Dated at	, Kansas, this
Shannon FRANCIS	(Spouse)
(Please Print)	(Please Print)
EVANS FRANCIS FARMS LLC	(Spouse)
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
State of Kansas County of Services Ss	
thereby certify that the foregoing application was significant to the foregoing application appli	NOTARY PUBLIC - STATE OF KANSAS
My Commission Expires 9-17-20 2-0	Notary Public My Commission Expires 9-17-2025

FEE SCHEDULE

Each application to change the place of use, the point of diversion or the use made of the water under this section shall be accompanied by the application fee set forth in the schedule below:

(1)	Application to change a point of diversion 300 feet or less	. \$1	100
(2)	Application to change a point of diversion 300 feet or less. Application to change a point of diversion more than 300 feet Application to change the place of use. Application to change the use made of the water	\$2	200
(3)	Application to change the place of use	5	200
(4)	Application to change the use made of the water	5	300

Make check payable to Kansas Department of Agriculture.

8/17/2020

ak .	
File No. <u>13858</u>	Water Resources
	Received

Any use of water that is not as authorized by the water right or permit to authorize water <u>before</u> the chief engineer approves this application is a violation of the Kansas Water Appropriation Act for which criminal or civil penalties may be assessed. Such violation is a class C misdement ept Of Agriculture punishable by a fine not to exceed \$500 and/or a term of confinement not to exceed one month in the county jail. K.S.A. 82a-728(b). Civil penalties shall be not less than \$100 nor more than \$1,000 per violation. In the case of a continuing violation, each day such violation continues may be deemed a separate violation. In addition to these penalties the water right may be modified or suspended. K.S.A. 82a-737, as amended.

The application must be signed by all owners of the place of use authorized under the water right and his or her spouse, if married. Please indicate if there is no spouse. If land is being purchased under contract, the seller must sign as landowner until such time as the contract is completed.

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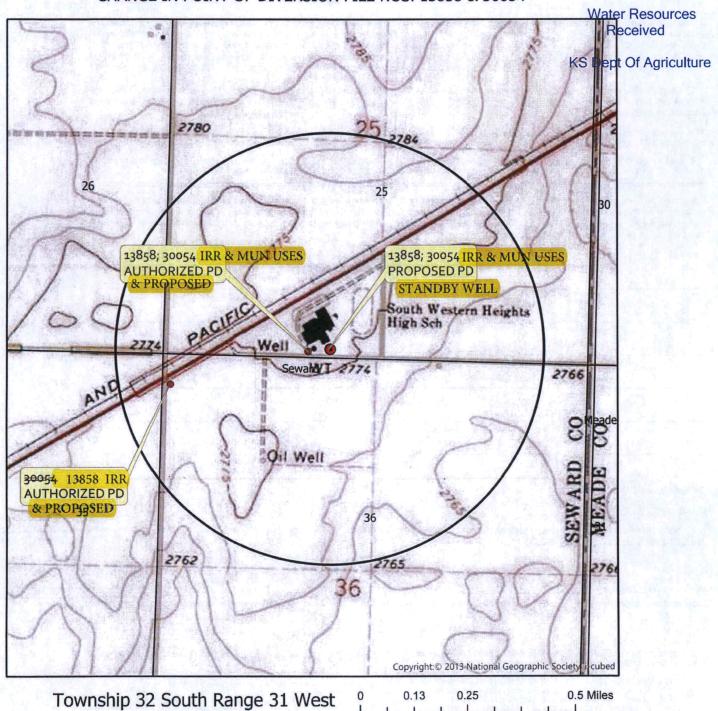
If the request is signed on behalf of any Owner by someone with legal authority to do so (for example, an agent, one who has power of attorney, or an executor, executrix, conservator), it will be necessary to attach proper documents showing such authority.

Dated at	ons 14 and 15 of this application.	, Kansas, this	// day of _	August	, 20_20	
Shannar	(Owner)			(Spouse)		
Vienn-	(Please Print) Man		1 2 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	(Please Print)	Carallia.	
EVA	ANS FRANCIS FARMS LLC	- 5 -		(Spouse)		
	(Please Print)			(Please Print)		
	(Owner)	-		(Spouse)		
	(Please Print)	· ·		(Please Print)		
State of Kansas County of Stuck	ss)					
Chereby certify the	hat the foregoing application wa			*	NOTARY PUBL	IC - STATE OF KANSAS
My Commission Expir	res 9-17-2020		Deresa	L. Blake Notary Public		TERESA L. BLAKI

Each application to change the place of use, the point of diversion or the use made of the water under this section shall be accompanied by the application fee set forth in the schedule below:

(1)	Application to change a point of diversion 300 feet or less . Application to change a point of diversion more than 300 feet . Application to change the place of use	\$100
125	Application to change a point of diversion more than 300 feet	.\$200
(3)	Application to change the place of use	.\$200
(4)	Application to change the use made of the water	.\$300

Make check payable to Kansas Department of Agriculture.



POINT OF DIVERSION

Seward County

All wells of any kind within a half mile of the proposed point of diversion are shown: W S E

PROPOSED PD

Created By: AM/GCFO & LI/DWR

¥ File No.	13858	

Any use of water that is not as authorized by the water right or permit to authorize water <u>before</u> the chief engineer approves this application is a violation of the Kansas Water Appropriation Act for which criminal or civil penalties may be assessed. Such violation is a class C misdemeanor, punishable by a fine not to exceed \$500 and/or a term of confinement not to exceed one month in the county jail. K.S.A. 82a-728(b). Civil penalties shall be not less than \$100 nor more than \$1,000 per violation. In the case of a continuing violation, each day such violation continues may be deemed a separate violation. In addition to these penalties the water right may be modified or suspended. K.S.A. 82a-737, as amended.

The application must be signed by all owners of the place of use authorized under the water right and his or her spouse, if married. Please indicate if there is no spouse. If land is being purchased under contract, the seller must sign as landowner until such time as the contract is completed.

In the event that all applicants cannot appear before one notary public, they may as necessary sign separate copies of the application before any notary public conveniently available to them. All copies signed in this manner shall be considered to be valid parts of the application.

If the request is signed on behalf of any Owner by someone with legal authority to do so (for example, an agent, one who has power of attorney, or an executor, executrix, conservator), it will be necessary to attach proper documents showing such authority.

I declare that I am an owner of the currently authorized place of use as identified herein, or that I represent all such owners and am

authorized to make this application on their behalf, and declare furt complete. By filing this application I authorize the chief engineer to p as specified in sections 14 and 15 of this application.	permanently reduce the quantity of water and/or	rate of diversion
Dated at Libera , Kansas, this	s_11th day of August	_, 20
	V	
(Owner)	(Spouse)	
Shannon trancis (Please Print)	(Please Print)	
EVANS FRANCIS FARMS LLC	(Spouse)	
(Please Print)	(Please Print)	
(Owner)	(Spouse)	
(Please Print)	(Please Print)	
State of Kansas County of Stuters		
hereby certify that the foregoing application was signed in my	presence and sworn to before me this $\underline{\hspace{1.5cm}}$	NOTARY PUBLIC - STATE OF KANSAS
	Jeresa L. Blake	TERESA L. BLAKE
My Commission Expires $9-17-2020$.	Notary Public	My Commission Expires 9-17-20-5

FEE SCHEDULE

Each application to change the place of use, the point of diversion or the use made of the water under this section shall be accompanied by the application fee set forth in the schedule below:

(1)	Application to change a point of diversion 300 feet or less	. \$1	100
(2)	Application to change a point of diversion 300 feet or less. Application to change a point of diversion more than 300 feet Application to change the place of use. Application to change the use made of the water	.\$2	200
(3)	Application to change the place of use	.\$2	200
(4)	Application to change the use made of the water	5	300

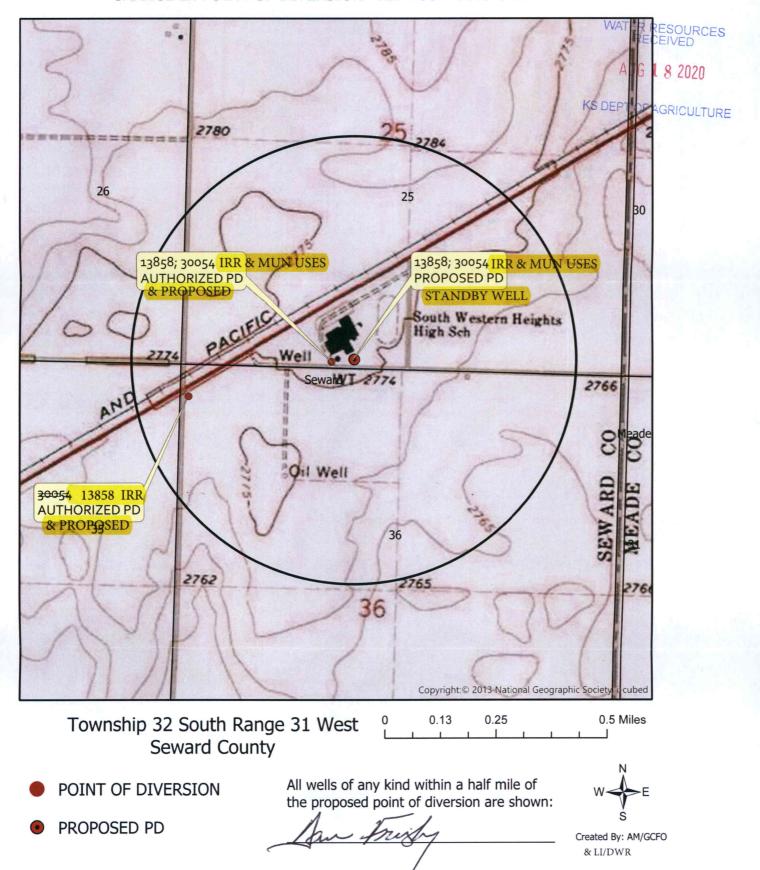
Make check payable to Kansas Department of Agriculture.

WATER RESOURCES RECEIVED

AUG 1 8 2020



CHANGE IN POINT OF DIVERSION FILE NOS. 13858 & 30054



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 1-121 (Revised 04/5/2018)

DWR FIELD OFFICE APPLICATION FOR APPROVAL TO CHANGE THE PLACE OF USE AND/OR THE POINT OF DIVERSION



STATE OF KANSAS

Received

Filing Fee Must Accompany the Application, K.S.A. 82a-708b(b), as amended. MAR 1 6 2020 Fee Schedule is on the third page of this application form.

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Phone Number:		56717						addre	ss:					W/at	or Be	esour	ces
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* DET Kevised Application marked complete 8/11/20 by LI Presently authorized point of diversion: Primary One in the SW Quarter of the SE Quarter of the SW Quarter of Section 25 , Township 32 South, Range 31 (W), in SW County, Kansas, 120 feet North 3390 feet West of Southeast corner of section. Authorized Rate No change Authorized Quantity no change Depth of well (feet) (DWR use only: Computer ID No. 2 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 SW Quarter of the SE Quarter of the SW Quarter of Section 25 , Township 32 South, Range 31 (W), in SW County, Kansas, 148 feet North 3094 feet West of Southeast corner of section. Proposed Rate Stand by Proposed Quantity Stand by Proposed well depth (feet) 492 This point is: Additional Well Geo Center List other water rights that will use this point 30054 5 79ndb/. Presently authorized point of diversion: One in the ______ NW ___ Quarter of the _____ NW ___ Quarter of the _____ NW ___ Quarter of Section _____ 36 ____, Township _____ 32 ____ South, Range _____ 31 ____ (W), Quarter in SW County, Kansas, 4864 feet North 5088 feet West of Southeast corner of section. Authorized Rate No change Authorized Quantity No change Depth of well (feet)

(DWR use only: Computer ID No. 4 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 The changes herein are desired for the following reasons? (please be specific) To add new point of diversion as a standby If a well, is the test hole log attached? X Yes No The change(s) (was)(will be) completed by? 10. If the point of diversion is a well: West 0 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 1111 | 11 (a) What are you going to do with the old well? _ | + | + | = | + | + | = 100 (b) When will this be done? 11. Groundwater Management District recommendation attached? 00 200 100 0 100 200 30 South Scale: 1 hashmark=10 ft Yes No 12. Assisted by mf/GCFO 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 of the existing point of diversion, indicate its location on the feet but within 2,640 feet of the existing point of diversion, attach 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.) 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 KS Dept Of Agriculture

* RAK/sup 8/18/20

lines

14. If t	he proposed gro	undwater point of d	iversion is 300 or fewer fe	et from the exis	sting poin	t of diversion, complet	te the following:	
(a)		rsigned represent a	all owners of the currently all owners must sign this	authorized place application.)	ce(s) of us	se identified in this app	olication?	
(b)	affected if this	application is appro	owner of the currently a ved as requested? all owners must sign this		e(s) of use	e identified in this app	olication be adve	ersely
(c)			expeditiously, will there ball owners must sign this		amage to	property, public health	or safety?	
or a cha	ange in place of		change in point of divers must be signed by all ov ng representation).					
age ar their b	nd the owner, to behalf, in rega	the spouse of th rds to the water	n upon my oath or a e owner, or a duly au right(s) to which this e, correct and comple	thorized ager application te.	nt of the pertains	owner(s) to make . I further verify t	this applicati	ion on
Dated a	at GARDE	en Ciry	, Kansas,	this //	_ day of _	MARCH	, 2020	
1.	001		(
7 <u></u>	200	(Owner)	(USD483)			(Spouse)		
s v -	,	(Please Print)	1 			(Please Print)		
		(Owner)	-		1	(Spouse)		
	<u>.</u>		Water Re	sou <u>rces</u>				181
		(Please Print)	Rece	ived		(Please Print)		
		(Owner)	APR 1	3 2020		(Spouse)		
	,	(Please Print)	KS Dept Of	Agriculture		(Please Print)		
State of	f Kansas of	VEX }	SS					
I her	reby certify that	t the foregoing a	application was signed	in my preser	nce and	sworn to before m	ne this 1774	day
My Con	nmission Expires	9-14-22	CATHERINE NOTARY STATE OF My App. Exp. S		(IM	Notary Public	H	
accurate		, if necessary, must b	ROCESSED. To be complet e included; signatures of all					
			FEE SCH	IEDULE				
forth in	the schedule below (1) Application (2) Application (3)	ow: Make checks p to change a point o to change a point o	e or the point of diversion payable to: Kansas Dep of diversion 300 feet or les of diversion more than 300 of use	artment of Agr s	iculture Water R	esources·····	\$100 \$200	0
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			MAR 2 4 2020	140				

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. <u>13858</u> A change application was received on 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.

Applicable
Not Applicable 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 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 Not Applicable 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__ 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. ☐ Not Applicable Applicable The completed well log shall be submitted with the required notice. ☐ 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 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 administrative review by the Secretary must be filed within 30 days pursuant to K.S.A. 77-531. Any request for administrative must state a basis for review pursuant to K.S.A. 77-527 days of the Chief Engineer administrative must state a basis for review pursuant to K.S.A. 77-527 days of the Chief Engineer administrative must state a basis for review pursuant to K.S.A. 77-527 days of the Chief Engineer administrative must state a basis for review pursuant to K.S.A. 77-527 days of the Chief Engineer Days of the Chief Engineer administrative must state a basis for review pursuant to K.S.A. 77-527 days of the Chief Engineer Days of the Chief En 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 _____ Water Resources Signature: Received Notary Public MAR 16 2020 My commission expires: (Notary Seal) KS Dept Of Agriculture

3795 W. Jones Ave. Garden City, KS 67846 PH: 620-277-2389



Garden City, KS 67846 Fax: 620-277-0224

Customer I	Vame:	South	Jestern H	eights High School		WO#:	19743	Date: 3-6-	2020
Street Address:		USD 483 P.O. BOX 760			Test #:		E LOG:		
City, State:		Plains, le				Driller:	Keuin Fi	122011	
County:	3W	Quarter:	SW	Section: 25		Township:		Range: 31	
Location:	159' 15	AST 10'	NORTHU	EXISTING VIELL	GPS:	37.228	38N	100.64619W	
	10002			Elevation:		Static WL:	315	Estimated?	
						Proposed W	lell Depth	492	
					PARE	WELL	ACATE.	5'Sunne	

		Footage		
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	2	1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	21	Brown Sandy Clay, Fell Fine, Sand
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	34		44	Brown Sandy Clay , white rock Few Brain Clay
	44		65	Fine Sand Few Sondy Class Strips
	65		76	Sandy Clay, Fine Soul, Few Cemental Sand
	76		90	Fine Said
	90		95	Fine Soul, Few Comented Rand, Sandy Clay Strips
	95		119	Fine to mad Coarce, Few Small gravel
	119		124	Reddish - Brown Sady Clay
	124		163	Fino to Course Send, Few Small arrivel
	163	ALL STATES	180	Fine to Small gravel, Few Small mek
	180		213	Fine to med coorse sand
	213		220	Blue Class
	220	Victorial and	2.33	Sand y clay
	233	STATE OF STATE	240	Fine Sand, Sandy Clay Strips
	240		250	Fine Soul Fers Coxing
	250		268	Fine Sand, Clay Strips
	268		283	Brown Santiclar Blue Clay Str. 05
	283		300	Blue Clay, Sandy Clay. Few Five Sand
	300	-	356	Rive Clay
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5	380	16	396	Fine Sand, Few med. Slue Clay mix
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5	455	32	487	Fire sond Few med Clay Sluff DIVISION OF WATER
	4187	1	500	Red Bed
		131		Perma-1
				4 3/4 Blade - 1
			Doc	Sida Ash -1
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			Recen	Grout - 5
			APR 13	2020 Grout - 5 2020 3/4HULE Plug - 5
			MI IX -	Water Resources
The L		101		ariculture Carden City Field Office Received
		1,5	opro	Division of Water Resources
				MAR 1 6 2020

Kansas Department of Agriculture / Division of Water Resources Garden City Field Office

TO: HEADQUARTERS RICHELLE ROUEGET
RE
File No(s)
Enclosed are the following checked items:
A FIR
☐ A Compliance Check Inspection on Meter Install ☐ New App ☐ Chg App ☐ Other In Compliance ☐ Not in Compliance, why Modify Point of Diversion ☐ No ☐ Yes, document attached Indicate all overlapping p/d files
An application and judgment sheet with recommendation.
A memorandum dated A request for an extension of time to perfect or complete. A verified report. A closure request. A field investigation report. Notice of Non-Compliance
An ownership change (name(s) and address(es) below).
A water use report for A letter dated
☐ A copy of an Approval to Change the ☐ place of use and/or ☐ point of diversion, ☐ Filing Fee attached.
☐ An Advanced copy of a change application and the filing fee, to be processed at the field office.
An original field office change <u>application</u> and the filing fee needing headquarters office review and further processing.
Other: Pregse process- standby well
Maded A.ds - 4-8-2020
Water Commissioner Date

From: Sent: Meyer, Mike [KDA]

To:

Mon 8/17/2020 6:50 AM Ireland, Leslie [KDA]

Subject:

RE: Review & Recommendation for Change in PD, File Nos. 13858 & 30054

approve thank you

did we get signatures from the irrigation owner?

Mike

From: Ireland, Leslie [KDA] <Leslie.Ireland@ks.gov>

Sent: Friday, August 14, 2020 9:56 AM

To: Meyer, Mike [KDA] < Mike. Meyer@ks.gov>

Subject: Review & Recommendation for Change in PD, File Nos. 13858 & 30054

Mike,

Please find the GMD's recommendation and my summary memo for your review and recommendation of the requested PD changes.

As always comments and concerns are welcome.

Leslie Ireland Environmental Scientist Change Application Unit 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

August 14, 2020

8/14/2020

Leslie Ireland Kansas Department of Ag Division of Water Resources 1320 Research Park Drive Manhattan, Kansas 66502

Water Resources Received

KS Dept Of Agriculture

RE:

Applications for Change in Point of Diversion

Standby well

Water Rights, File Nos. 13858 & 30054

Dear Leslie:

We have completed a review of the applications for the above referenced water rights. The proposed changes are in accordance with current area rules, K.A.R. 5-1-2, as it pertains to establishing a standby well.

The proposed standby well is less than 300' from the current well. It does actually improve spacing to the only neighboring well within a mile, which it the irrigation well under 138585. Standby wells are not required to meet minimum well spacing. In accordance to the rules we recommend that the applicant fully understands that a separate meter will be required on the standby well, it can only be operated when the primary well is not operational and if that happens they need to make every effort to fix the primary well as soon as possible. This does not authorize any additional quantity or rate under the water rights. We therefore recommend 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

GMD3 Change Review

KS Dept Of Agriculture

DWR office: HQ. File No(s): 13858 & 30054. App filed to change: PD. Is Landowner(s) correct in WRIS: Southwestern Heights Consolidated School. If NO, is documentation included? Is Water Use Correspondent correct in WRIS? __. If NO, is documentation included? Regulation(s) Reviewed: KAR 5-1-2 Point of diversion ID No(s) 02 being changed. ft. North ft. West Authorized PD 120 3390 Sect 25-32-31 Proposed PD 148 3094 Difference -28 n 296 e 784 297.3214 foot between a2 + b2 = c287616 GPS for proposed PD: Lat: 37.22838 Long: -100.64619. Is proposed PD stacking on existing WRs? Proposed as a standby. Is Proposed PU overlapping existing WRs? No Change. Neighboring certified well(s) notified: ___. Name Address . Zip Email: . Phone: . Domestic well(s) notified: __. Name Address Zip Base Acres: . Perfected Acres: . Irr. Return-Flow % This application is from the school distict. Current the school's well is covered by 13858 & 30054. BOTH have IRR & MUN use. 13858 also has another IRR well in section 36. This new well proposal is to establish a standby well for the school in case the original well has problems. In the future, if there is a major problem with the

current well the intent would be to file a change to this proposed standby. BOTH the primary and standby will be required to be metered. NO additional quantity and both wells cannot be operated at the same time.

Is a waiver needed: The proposed standby well does not meet spacing to the IRR well under 13858, BUT does improve spacing from the current school well. This is less than

GMD3 Change Review

300' from the school well, however standby wells are not subject to well spacing since they are not constantly used. So no waiver is needed.

Recommendation: After review of all available information, it appears the application meets current area rules. It should be strongly noted to applicant that the standby well will need to be metered, cannot operate at the same time as the primary and if it is needed due to the primary being down, the primary well needs to be fixed as soon as possible. Staff recommends approval of the application.

8/14/2020

Water Resources Received

KS Dept Of Agriculture

1320 Research Park Drive Manhattan, KS 66502 785-564-6700 www. agriculture.ks.gov



900 SW Jackson, Room 456 Topeka, KS 66612 785-296-3556

Mike Beam, Secretary

Laura Kelly, Governor

August 12, 2020

SOUTHWEST KANSAS GROUNDWATER MANAGEMENT DISTRICT NO 3 ATTN MARK RUDE 2009 E SPRUCE GARDEN CITY KS 67846

Email: Norquest@GMD3

Re: Applications for Change,

Water Right, File Nos. 13,858 & 30,054

Dear Mr. Rude:

We are enclosing a copy of each of the applications referred to above which appear to be in proper form.

We are delaying any further action for a period of 15 days from the date of this letter to allow you time to submit a recommendation concerning the applications referenced above.

Please submit your recommendation within the allotted time, or any authorized extension of time thereof. If you wish to refer to a specific file, please reference it when you contact our office.

Sincerely,

Leslie Ireland

Environmental Scientist

Water Appropriation Program

LI:li

Enclosures

pc: Garden City Field Office

From: Sent: Ireland, Leslie [KDA] Mon 8/10/2020 12:26 PM

To:

Dan Frisby

Subject:

Water Right, File No. 13858 Change

Attachments:

13858 chg PD app.pdf, 13858 30054 CHANGE MAP.pdf, 13858 HQ Change App signature

page.pdf

Dan,

This is the package of documents that comprise the application to change in point of diversion to create a standby well under 13,858, application, map & signature page for Shannon Francis who is the owner of 13,858. Southwest Heights USD 483 is the sole owner of File No. 30054, so his signature is not required for to change the point of diversion under that water right.

The map may be the best way to explain the project. He may ask the distance of the standby well to his primary irrigation well in Section 36. It appears to be 2,075 feet.

Just a reminder Shannon Francis will need to sign in the presence of a notary. An e-copy may be sent to me, but the original will need to go to

KANSAS DEPARTMENT OF AGRICULTURE DWR - APPROPRIATIONS 1320 RESEARCH PARK DRIVE MANHATTAN, KS 66502

Please let me know it you have any questions. My cell phone number is 785-207-7748.

Leslie Ireland Environmental Scientist Change Application Unit Division of Water Resources



8/10/2020

Water Resources Received

KS Dept Of Agriculture



KANSAS DEPARTMENT OF AGRICULTURE Mike Beam, Secretary of Agriculture

DIVISION OF WATER RESOURCES
Christopher W. Beightel, Acting Chief Engineer

APPROVAL OF APPLICATION FOR CHANGE IN POINT OF DIVERSION WATER RIGHT FILE NO. 13.858

The Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, after due consideration of the written application of Shannon Francis, Manager, Evans Francis Farms LLC, 1501 Tucker Court, Liberal, Kansas 67901 and Elton Argo, Southwestern Heights Consolidated School, USD # 483, 17222 Mustang Road, Kismet, Kansas 67859-5995, received in this office on March 12, 2020, for approval of a change in the location of the point of diversion under the certificate of appropriation issued pursuant to the application for permit to appropriate water for beneficial use, as modified and amended by the Orders of the Chief Engineer dated January 13, 2003, June 17, 2003 and December 31, 2007, approving the applications to change the point of diversion, and the Order of the Chief Engineer dated October 26, 2010, approving the application to change the use made of water, point of diversion and place of use, finds that the change is reasonable and will not impair existing rights, that the change relates to the same local source of supply and that the application should be and is hereby approved.

The effective date of the change shall be the date this order is executed by the Chief Engineer, after which the authorized location of the points of diversion shall be:

one (1) well located in the Northwest Quarter of the Northwest Quarter of the Northwest Quarter (NW1/4 NW1/4 NW1/4) Section 36, more particularly described as being near a point 4,907 feet North and 5,060 feet West of the Southeast corner of said section (primary well), and

one (1) well located in the Southwest Quarter of the Southeast Quarter of the Southwest Quarter (SW¼ SE¼ SW¼) Section 25, more particularly described as being near a point 120 feet North and 3,390 feet West of the Southeast corner of said section (additional primary well), and

one (1) well located in the Southeast Quarter of the Southeast Quarter of the Southwest Quarter (SE½ SE½ SW½) Section 25, more particularly described as being near a point 148 feet North and 3,094 feet West of the Southeast corner of said section, (standby well),

all in Township 32 South, Range 31 West, Seward County, Kansas,

located substantially as shown on the topographic map accompanying the application to change the point of diversion.



The well described herein as the standby well shall be used exclusively at such time as the well described herein as the additional primary well located in the Southwest Quarter of the Southwest Quarter (SW½ SE½ SW½) Section 25, more particularly described as being near a point 120 feet North and 3,390 feet West of the Southeast corner of said section, in Township 32 South, Range 31 West, Seward County, Kansas, is inoperable due to mechanical, maintenance or power failure. Use of the standby well under these limiting conditions does not allow the authorized quantity of water or rate of diversion under this file to be exceeded.

Installation of the works for diversion of water shall be completed on or before December 31, 2020, or within any authorized extension of time. The applicant shall notify the Chief Engineer of the Division of Water Resources, Kansas Department of Agriculture, when construction of the works for diversion has been completed.

All wells with a diversion rate of 100 gallons per minute or more drilled under the authority of this order shall have a tube or other device installed in a manner acceptable to, and in accordance with specifications adopted by, the Chief Engineer. This tube or device shall be suitable for making water level measurements and shall be maintained in a condition satisfactory to the Chief Engineer.

The water right owner shall properly install an acceptable water meter on the diversion works authorized under this water right, prior to the use of water, in strict accordance with the Kansas Administrative Regulations 5-1-4 through 5-1-12 adopted by the Chief Engineer. The water right owner shall notify the Chief Engineer when installation of the water meter has been completed. The water right owner shall maintain the water meter in an operating condition satisfactory to the Chief Engineer, at all times during diversion of water and shall maintain records from which the total quantity of water diverted may be determined. The water right owner shall also report the reading of said water meter and the total quantity of water diverted annually to the Chief Engineer. Such records shall be furnished to the Chief Engineer by March 1 following the end of each calendar year.

In all other respects, the Certificate of Appropriation issued pursuant to Approval of Application, File No. 13,858, for permit to appropriate water for beneficial use, is as stated and set forth in the Certificate of Appropriation dated April 30, 1984, as modified and amended by the aforementioned orders.

Ordered this day of August, 2020, in Manhattan, Riley County, Kansas.

Lane P. Letourneau, P.G.
Program Manager
Division of Water Resources
Kansas Department of Agriculture

State of Kansas

SS

County of Riley

The foregoing instrument was acknowledged before me this 20th day of August , 2020, by Lane P. Letourneau, P.G., Program Manager, Division of Water Resources, Kansas Department of Agriculture.



RIGHT TO A HEARING AND TO ADMINISTRATIVE REVIEW

If you are aggrieved by this Order, then pursuant to K.S.A. 82a-1901, you may:

1) request an evidentiary hearing before the Chief Engineer, or

2) request administrative review by the Secretary of Agriculture.

Failure to request an evidentiary hearing before the Chief Engineer does not preclude your right to administrative review by the Secretary.

To obtain an evidentiary hearing before the Chief Engineer, a written request for hearing must be filed within 15 days after service of this Order as provided in K.S.A. 77-531 (i.e., within a total of 18 days after this Order was mailed to you), with: Kansas Department of Agriculture, Attn: Legal Section, 1320 Research Park Drive, Manhattan, KS 66502, FAX (785) 564-6777.

If you do not file a request for an evidentiary hearing before the Chief Engineer, you may petition for administrative review of the Order by the Secretary of Agriculture. A petition for review shall be in writing and state the basis for requesting administrative review. The request for hearing may be denied if the request fails to clearly establish factual or legal issues for review. See K.S.A. 77-527. The petition must be filed within 30 days after service of this Order as provided in K.S.A. 77-531 (i.e., within a total of 33 days after this Order was mailed to you), and be filed with: Secretary of Agriculture, Attn: Legal Division, Kansas Department of Agriculture, 1320 Research Park Drive, Manhattan, KS 66502, FAX (785) 564-6777.

If neither a request for an evidentiary hearing nor a petition for administrative review is filed as set forth above, then this Order shall be effective and become a final agency action as defined in K.S.A. 77-607(b). Failure to timely request either an evidentiary hearing or administrative review may preclude further judicial review under the Kansas Judicial Review Act.

CERTIFICATE OF SERVICE

On this day of Agost, 2020, I hereby certify that the attached Approval of Application for Change in Point of Diversion, Water Right, File No. 13,858, dated downward was mailed postage prepaid, first class, US mail to the following:

EVANS FRANCIS FARMS LLC Attn: SHANNON FRANCIS MANAGER 1501 TUCKER CT LIBERAL, KS 67901

With true and correct copies to:

SOUTHWESTERN HEIGHTS CONSOLIDATED SCHOOL Attn: DAN FRISBY SUPERINTENDENT 17222 MUSTANG RD KISMET, KS 67859-5995

With photocopies to:

Garden City Field Office Groundwater Management District No. 3

Division of Water Resources

1320 Research Park Drive Manhattan, KS 66502 785-564-6700 www. agriculture.ks.gov



900 SW Jackson, Room 456 Topeka, KS 66612 785-296-3556

Mike Beam, Secretary

Laura Kelly, Governor

August 25, 2020

SOUTHWESTERN HEIGHTS CONSOLIDATED SCHOOL Attn: DAN FRISBY 17222 MUSTANG RD KISMET, KS 67859-5995

RE: Water Right, File Nos. 13,858 & 30,054

Dear Mr. Frisby:

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

Your attention is directed to the enclosures and to the terms, conditions, and limitations specified in the approvals for change. A condition of the approvals is that acceptable water flowmeters must be installed on the diversion works authorized under the referenced file numbers. Please return the required notification of completion of the diversion works and installation of the required meters as soon as these actions are completed.

The well described in the approval documents as the standby well shall be used exclusively at such time when the well authorized for municipal and irrigation use described in the approval document as the additional primary well under File No. 13,858 or primary well under File No. 30,054, is inoperable due to mechanical, maintenance or power failure. Use of the standby well under these limiting conditions does not allow the authorized quantity of water or rate of diversion to be exceeded.

Since these orders modify the original documents referred to above, they should be recorded with the Register of Deeds as other instruments affecting real estate. The additional existing limitations on the referenced files remain as detailed in the certificate and previous orders.

If you have any questions, please contract Leslie Ireland, Environmental Scientist, at (785) 564-6640, or Michael Meyer, Water Commissioner, Garden City Field Office at (620) 276-2901. If you wish to discuss a specific file, please have the file number ready so that we may help you more efficiently.

Sincerely,

Richelle A. Krueger Environmental Scientist

Water Appropriation Program

RAK:LI:li: Enclosures

pc: Garden City Field Office

Groundwater Management District No. 3

1320 Research Park Drive Manhattan, KS 66502 785-564-6700 www. agriculture.ks.gov



August 25, 2020

900 SW Jackson, Room 456 Topeka, KS 66612 785-296-3556

Mike Beam, Secretary

Laura Kelly, Governor

EVANS FRANCIS FARMS LLC Attn: SHANNON FRANCIS MANAGER 1501 TUCKER CT LIBERAL, KS 67901

RE: Water Right, File No. 13,858

Dear Mr. Francis:

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

Your attention is directed to the enclosures and to the terms, conditions, and limitations specified in the approval for change. A condition of the approval is that acceptable water flowmeters must be installed on the diversion works authorized under the referenced file number. We have informed Mr. Frisby of the requirement and requested him to return the required notification of completion of the diversion works and installation of the required meters as soon as these actions are completed.

The well described in the approval documents as the standby well shall be used exclusively at such time when the well authorized for municipal and irrigation use described in the approval document as the *additional primary well* is inoperable due to mechanical, maintenance or power failure. Use of the standby well under these limiting conditions does not allow the authorized quantity of water or rate of diversion to be exceeded.

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. The additional existing limitations on the referenced file remain as detailed in the certificate and previous orders.

If you have any questions, please contract Leslie Ireland, Environmental Scientist, at (785) 564-6640, or Michael Meyer, Water Commissioner, Garden City Field Office at (620) 276-2901. If you wish to discuss a specific file, please have the file number ready so that we may help you more efficiently.

Sincerely,

Richelle A. Krueger Environmental Scientist

Water Appropriation Program

RAK:LI:li: Enclosures

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Groundwater Management District No. 3