# Kansas Department of Agriculture Division of Water Resources

CHANGE: P/U WORKSHEET

. File Number: 9108	2. Status Change Date:	3. Change Num:	4. Field Office: <b>04</b>	5. GMD:
. Status: Approved Deni	ed by DWR/GMD	Dismiss by Reques	t/Failure to Return	7. Filing Date of Change: 12/9/2019
a. LANDOWNER, applicant, WUC New to system □	Person ID 23029 Add Seq# 1	8c. Correspo		Person IDAdd Seq#
MARY E HUGHES TRUS 1813 KINGS ISLE DR PLANO TX 75093				
b. Landowner(s), New to system  STURGEON-HUGHS LLC 1813 KINGS ISLE DR PLANO TX 75093	Person ID Add Seq#	8d. corresponding New to sy		Person ID Add Seq#
. Documents and Enclosure(s): 🛛 DV	VR Meter(s) Date to Comp	y: <b>12/31/202</b> 0	N & P Date t	o Comply: 3/1/2021
☐ Anti-Reverse Meter ☐ Meter ☐ ☐ Conservation Plan ☐ Date Require		⊠ N & P Form te Approved:		Driller Copy
0. Use Made of Water From:		To: _		
			Date Prepared: <b>4/20</b> Date Entered:	<b>/20</b> By: <b>MAM</b> By:

File No	9108		11. Count	ty: <b>GT</b>	Ва	sin: AF	RKAN	SAS R	IVER		1,	S	tream:							For	mation Code:	Special Use:
12. Po	oints of Diver	sion											, - <del></del>	7	- 19-		and Qu	-		Δd	ditional	
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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

April 27, 2020

MARY E HUGHES TRUST 1813 KINGS ISLE DR PLANO TX 75093

RF.

Water Right, File No. 9108

Dear Sir:

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

Your attention is directed to the enclosures and to the terms, conditions, and limitations specified in the approval for change. A condition of the approval is that acceptable water flow meters must be installed on the diversion works authorized under the referenced file number and meet current specification. Please return the required notification of completion of the diversion works and installation of the required meters 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 to call this office. If you would prefer, you could arrange an appointment for additional assistance.

Sincerely,

Michael A. Meyer Water Commissioner

MAM: enclosures

Pc:

STURGEON-HUGHS LLC 1813 KINGS ISLE DR PLANO TX 75093

STEVEN BETTS PO BOX 16184 LUBBOCK TX 79490

GMD3

#### **CERTIFICATE OF SERVICE**

On this 27<sup>th</sup> day of April 2020, I hereby certify that the foregoing Approval of Application for Change in Place of Use, Water Right, File No. 9,108 dated 27<sup>th</sup> day of April 2020 were mailed postage prepaid, first class, US mail to the following:

MARY E HUGHES TRUST 1813 KINGS ISLE DR PLANO TX 75093

With photocopies to:

STURGEON-HUGHS LLC 1813 KINGS ISLE DR PLANO TX 75093

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.

preserver of	Range 38W 38W	NE% 40 40 is for NA	NE: ESS: NE NW% 40 40 a cha AME: ESS:	Mary E 1813 k 5% 50% 40 40 40 Mary E 1813 k	SE% 40 40 place Hugh	NE%  Of use, nes sle Dr.	NW%  WW%  it is p	TX 75	SE% 40 ed that	NE%	SV NW%	w// SW// 40 use be	SE%	NE% 40 50 NE% 7 40	NW% 40 40	SW% 40 40 5W% 5W% 7 40 5W%	SE¼ 40 40	TOTAL ACRES  320 640  TOTAL ACRES  320 2
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+mm/owr

ne in the SW Quarter of the Section 1 , Township Grant County, Kansas, uthorized Rate 1535 GPM Authorized Quanti DWR use only: Computer ID No This point will not be changed This point will be charped in the Quarter of the	feet North  800 AF  GPS  Inged as follows:  ange is requested  feet North	South, Range feet West of S Depth of well feet North  No change, point better of dor if existing point is Quarter of the South, Range	38 Southeast corno (fe feet W escribed with GF better describ	er of section et) est) PS as follows eed by GPS
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SCANNED

Owner of Land ---- NAME: Sturgeon-Hughes LLC

ADDRESS: 1813 Kings Isle Dr. Plano TX 75093

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Presently author	ized point	of diversion:				
One in the	NE	Quarter of the	NE	Quarter of the	NW	Quarter
of Section	2	, Township	28	South, Range	38	W,
in Grant		County, Kansas,	feet North _	feet West of	Southeast corner	of section.
Authorized Rate _	50	Authorized Quantity	/	Depth of well	(feet	t)
(DWR use only:	Computer	ID No. 01 GPS	feet Nor	th feet V	Vest)	
⊠This point will no	t be change	d This point will be chan	ged as follows:	No change, point better of	described with GPS	as follows:
Proposed point of	of diversion	n: (Complete only if char	nge is requeste	ed or if existing point is	better describe	d by GPS)
One in the		Quarter of the		Quarter of the LO	T 3 (NENW)	Quarter
of Section	2	, Township	28	South, Range	38	W,
inG	Τ	County, Kansas, 5102	feet North _	2708 feet West of	Southeast corner	of section.
Proposed Rate		Proposed Quantity		Proposed well depth	(feet)	
This point is: $\square A$	Additional \	Vell ☐ Geo Center List	other water right	nts that will use this point		

New Revised

MM/OWR 4-17-2020

Page 2 a

File No. 9/08

Owner of Land ---- NAME: Sturgeon-Hughes LLC

ADDRESS: 1813 Kings Isle Dr. Plano TX 75093

				NE	1/4	No.		NV	V%			SV	V1/4			SE	1/4		TOTAL
Sec.	Twp.	Range	NE%	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE%	NW%	SW1/4	SE¼	NE%	NW1/4	SW1/4	SE1/4	ACRES
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See Revised Mm/DWR (page 20)

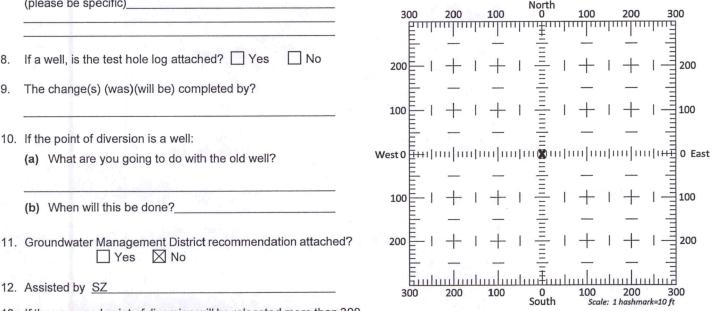
Water Resources Received

DEC 0 9 2019

KS Dept Of Agriculture

Revised - supplemental Presently authorized point of diversion: One in the \_\_\_\_\_ Quarter of the \_\_\_\_ Quarter of the \_\_\_\_ Quarter of Section \_\_\_\_\_\_1 \_\_\_, Township \_\_\_\_\_28 \_\_\_South, Range \_\_\_\_38 \_\_\_\_W, in Grant 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. 01 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 \_\_\_\_\_ NW \_\_\_ Quarter of the \_\_\_\_\_ NE \_\_\_ Quarter of Section \_\_\_\_\_\_1 \_\_\_\_, Township \_\_\_\_\_\_28 \_\_\_\_South, Range \_\_\_\_\_38 \_\_\_\_\_W, in GT County, Kansas, 4347 feet North 2600 feet West of Southeast corner of section. Proposed Quantity Proposed well depth (feet) This point is: Additional Well Geo Center List other water rights that will use this point \_\_\_\_\_ Presently authorized point of diversion: One in the \_\_\_\_\_ SW \_\_\_ Quarter of the \_\_\_\_ SW \_\_\_ Quarter of the \_\_\_\_ SW \_\_\_ Quarter of Section \_\_\_\_\_\_2 \_\_\_\_, Township \_\_\_\_\_\_28 \_\_\_\_South, Range \_\_\_\_\_38 \_\_\_\_\_W, in GT \_\_\_\_\_ 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. 02 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 \_\_\_\_ SW \_\_\_ Quarter of the \_\_\_\_ SW \_\_\_ Quarter of Section \_\_\_\_\_\_2 \_\_\_\_, Township \_\_\_\_\_\_28 \_\_\_\_South, Range \_\_\_\_\_38 \_\_\_\_W, in GT County, Kansas, 598 feet North 5227 feet West of Southeast corner of section. 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) If a well, is the test hole log attached? Yes No The change(s) (was)(will be) completed by? 10. If the point of diversion is a well:



13a. If the proposed point of diversion will be relocated more than 300 feet but within 2,640 feet of the existing point of diversion, attach 13b. If the proposed point of diversion will be relocated within 300 feet 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

(a) What are you going to do with the old well?

Yes No

(b) When will this be done?

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.)

12. Assisted by SZ

14. If the proposed g	groundwater point of diversion is	s 300 or fewer feet from	n the existing point of	diversion, complete t	he following:
(a) Does the un	ndersigned represent all owners  No (If no, all owners	of the currently authors must sign this applica		dentified in this applic	ation?
	nership interest of any owner on application is approved as real No (If yes, all owne			entified in this applica	ation be adversely
(c) If this applic ☐ Yes	eation is not approved expedition  No (If no, all owners)	usly, will there be subs s must sign this applica		perty, public health or	safety?
or a change in place	poses a surface water change in of use, the application must be ad statement authorizing repres	signed by all owners	groundwater change in If the currently authori	n point of diversion gr ized place of use, or t	eater than 300 fe heir duly authoriz
age and the owne their behalf, in re	eing first duly sworn upon r, the spouse of the owner gards to the water right(s)	r, or a duly authorize to which this app	ed agent of the ow	vner(s) to make th	is application
Dated atv. Plan	application are true, correct	ct and complete. Texas Kansas, this⊻	25th day of x 1	November	20x 19
100	211.1				
, many	(Owner)	-		(Spouse)	
Mary Hugh	es Trust by: Mary Hughes, Tru	stee			
Ivial y Hughi	(Please Print)	siee		(Please Print)	
	(Owner)			(Spouse)	
	(Please Print)	-		(Please Print)	Western Street Land Company
	(Owner)	-		(Spouse)	
	(Please Print)			(Please Print)	
State of Kansas  County of	Il IN ss				
I hereby certify of	that the foregoing application	NOTARY PUBLIC STA ID # 5883 COMM. EXP.0	TE OF TEXAS	vorn to before me	this Z5 da
My Commission Expi	res 2/6/2010		ate etc. et es ten d'Alais de etc	Notary Fublic	
ONLY COMPLETE APP accurate information; ma the appropriate fee mus	PLICATIONS WILL BE PROCESSE aps, if necessary, must be included to be paid.	D. To be complete, all o ; signatures of all the app	the applicable portions or the applicable portions or the applicable portions of the applicable portio	of the application form ne affixed to the application	nust be completed on and notarized; a
		FEE SCHEDUL	E		
forth in the schedule (1) Application (2) Application (2)	hange the place of use or the postelow: Make checks payable to on to change a point of diversion to change a point of diversion to change the place of use.	o: Kansas Department on 300 feet or less on more than 300 feet .	nt of Agriculture Water Resource	ės'	\$100 \$200
			DEC 0 9 2019		
			D20		
		10	a Dont Of Agrici	IIIIII	

Page 4

SCANNED

File No. \_

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

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 of (Spouse) (Please Print) (Spouse) (Please Print) (Please Print) (Owner) (Spouse) (Please Print) (Please Print) State of Kansas FEXAS SS County of **Notary Public** My Commission Expires

I hereby verify, being first duly sworn upon my oath or affirmation and under penalty of perjury, that

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.



RECEIVED

APR 27 2020

Garden City Field Office
Division of Water Resources

#### SUMMARY ORDER APPROVING APPLICATION FOR CHANGE AND IMPOSING CONDITIONS

pro Wit limi	visions of the Kansas Water Appropriation Law, K.S.A. 82a h the exception of those conditions expressly contained here tations of File No.	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 <u>December</u> diversion authorized under the above-referenced file num	requesting that the place of use and / or point of other be changed as described in the application.
2.	On and after the effective date of this summary order, the authe topographic map accompanying the application to ch	uthorized place(s) of use shall be located substantially as shown on ange the place of use.   Applicable   Not Applicable
3.		this summary order shall be located within a foot ble Not Applicable
4.	The point(s) of diversion described herein is administrative Positioning System (GPS), as described in the application	vely corrected to be more accurately described using the Global in. Applicable \( \subseteq \text{Not Applicable} \)
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 previously Not Applicable
6.	As required by K.A.R. 5-3-5d, if the works for diversion is a or other device suitable for making water level measurem K.A.R. 5-6-13.   Applicable Not Applicable	well with a diversion rate of 100 gallons per minute or more, a tube ents shall be installed, operated and maintained in accordance with
7.	December 31, 20 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, 4 through 5-1-12. As required by K.S.A. 82a-732, as amended, and at 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 a applicant shall notify the Chief Engineer that construction of the vided by the Chief Engineer, as required by K.A.R. 5-8-4e.
9.	The completed well log shall be submitted with the requ	uired notice.  Applicable  M 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 ober are responsible for compliance with its terms, conditions and immary Order, and with applicable provisions of the <i>Kansas Water</i> sulgated thereunder. Failure to comply with these provisions may mended, and/or the suspension or revocation and dismissal of the ions authorized by law.
	Administrative Appeal and Effective Date of Order	FOR OFFICE USE ONLY
lf 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
Agr	ineer or request administrative review by the Secretary of iculture. A request for hearing by the Chief Engineer must be	By: Medal Kille
filed	d within 15 days of service of this Order and a request for ninistrative review by the Secretary must be filed within 30	Duly Authorized Designee of the Chief Engineer
day	s pursuant to K.S.A. 77-531. Any request for administrative	(Print Name): MICHART AT MEYER
File	ew must state a basis for review pursuant to K.S.A. 77-527. any request with Kansas Department of Agriculture,	Division of Water Resources - Kansas Department of Agriculture
Leg	al Division, 1320 Research Park Drive, Manhattan, KS 02. Failure to timely request a hearing or review may	Date of Issuance: APRIL 27, 2010
pre	clude review under the Kansas Judicial Review Act.	State of Kansas ) ss
	For Use by Register of Deeds	County of Ainney
		Acknowledged before me on Opril 27, 2020
	Water Resources Received	by Michael A. Meyer.
	DEC 0 9 2019	Signature: Notal Public
	KS Dept Of Agriculture	My commission expires:    JULIE JONES   My Appointment Expires
		(Notaneo (Notaneo) 15, 2022

Page 5

SCANNED

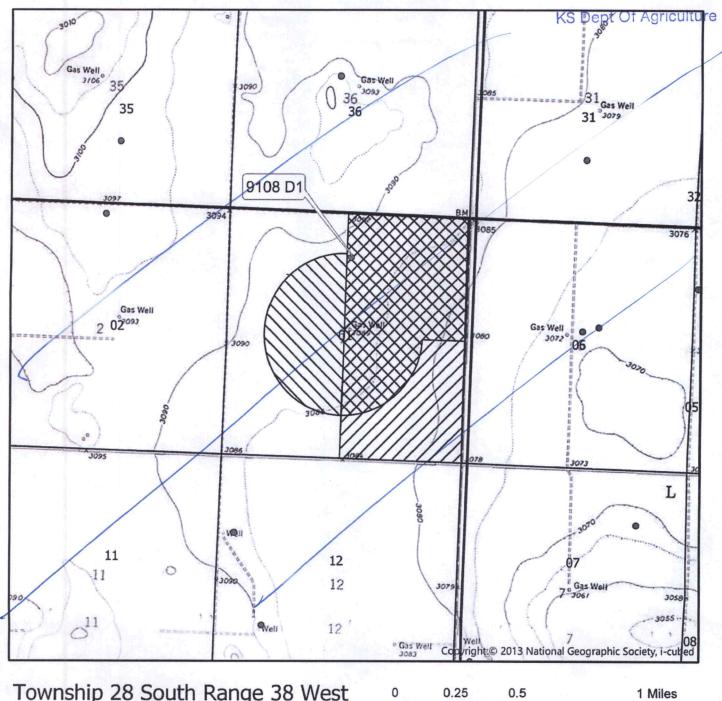
File No. \_\_\_

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

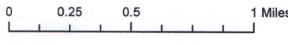
# **CHANGE IN PLACE OF USE** WATER RIGHT, FILE NO. 9108 D1

Water Resources Received

DEC 0 9 2019



Township 28 South Range 38 West **Grant County** 





Authorized Place of Use



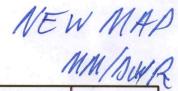
Proposed Place of Use

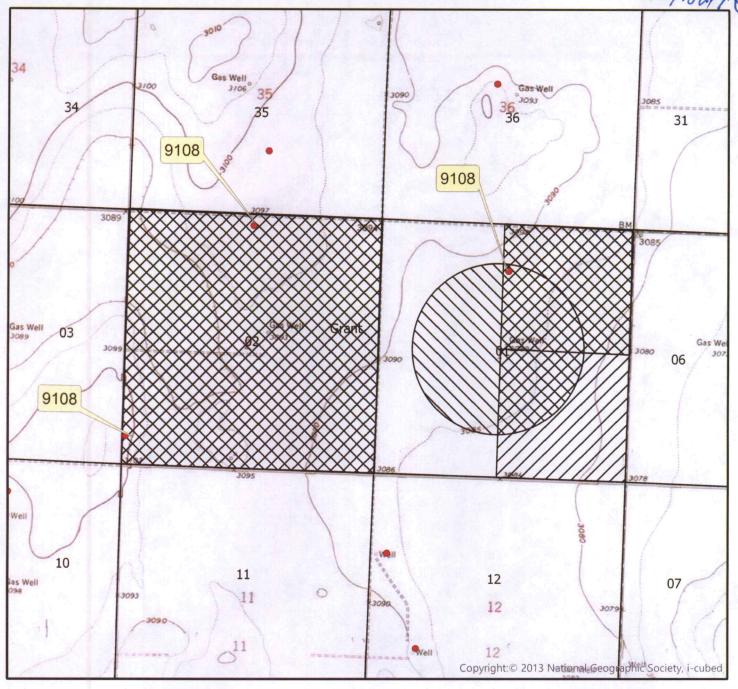
All wells of any kind within 1/2 mile of the requested place of use have been plotted.



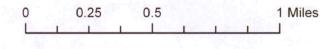
Created by: SZ/GCFO

# **CHANGE IN PLACE OF USE**WATER RIGHT, FILE NO. 9108





Township 28 South Range 38 West Grant County





Authorized Place of Use



Proposed Place of Use

All wells of any kind within 1/2 mile of the requested place of use have been plotted.



(Signature)

Created by: SZ/GCFO

### STURGEON HUGHES, LLC.

# MINUTES OF THE ORGANIZATIONAL MEETING OF MANAGERS

The organizational meeting of the Managers was held at 1813 Kings Isle Dr., Plano, on November 21, 2005.

The following managers attended:

BRIAN HUGHES MARY HUGHES

being the Managers of STURGEON HUGHES, LLC.

Brian Hughes was appointed chairman and Mary Hughes was appointed secretary of the meeting.

The secretary then presented and read to the meeting a copy of the Articles of Organization and reported that on September 30, 2005, the original thereof was filed in the office of the Secretary of State of the State of Texas and that the Secretary of State issued a formal Certificate of Organization to the company on that date.

Upon motion duly made, seconded and carried, it was

**RESOLVED,** that the Articles of Organization be accepted and approved in all respects.

The secretary then presented a proposed form of regulations for the regulation and management of the affairs of STURGEON HUGHES, LLC. The proposed regulations were considered and upon motion duly made, seconded and unanimously adopted, it was:

**RESOLVED**, that the form of Regulations submitted and reviewed at this meeting are adopted as the Regulations of STURGEON HUGHES, LLC.

The secretary presented a record book of STURGEON HUGHES, LLC containing a copy of the Articles of Organization, the Certificate of Organization, the Regulations previously approved at the meeting, the Membership Interest Certificate stubs, and the Membership Interest transfer ledger. On motion duly made, seconded and unanimously adopted, it was:

RESOLVED, that (1) the record book presented to this meeting by the Secretary is approved and adopted, and the action of the Secretary in inserting in it the Articles of Organization, the Certificate of Organization, and the regulations, is ratified and approved, and (2) the Secretary is instructed to authenticate the record book, to retain custody of it, and to insert in it the minutes of this meeting and of other proceedings of the Members, Managers, and any committee established by the Managers, and to keep records pertaining to the issuance and transfer of Membership Interest in the Membership Interest Certificate stubs and Membership Interest transfer book respectively.

The chairman announced that consideration had been received for the issuance of all of the outstanding Membership Interests, and that STURGEON HUGHES, LLC consequently was able to commence and transact business and to incur indebtedness.

Upon motion duly made, seconded and carried, it was

**RESOLVED**, that the Managers of STURGEON HUGHES, LLC be and hereby is authorized to pay all charges and expenses incident to or arising out of the organization of and to reimburse any person who has made any disbursement therefor.

The chairman then stated that it was desirable to maintain a depository for the funds of STURGEON HUGHES, LLC. Thereupon, on motion duly made, seconded and unanimously adopted, it was

**RESOLVED**, that the treasurer be and hereby is authorized to open a bank account on behalf of STURGEON HUGHES, LLC with any banks the president deems appropriate.

Upon motion duly made, seconded and carried, it was

**RESOLVED**, that an office of STURGEON HUGHES, LLC be established and maintained at 1813 Kings Isle Dr., Plano, and that meetings of the Managers from time to time may be held either at the principal office or at such other place as the Managers shall from time to time order.

Additionally, the Managers were directed to obtain in the name of STURGEON HUGHES. LLC such other licenses and tax permits as may be required for the conduct of the business of STURGEON HUGHES, LLC by any federal, state, county, or municipal governmental statute, ordinance, or regulations, and to do all things necessary or convenient to qualify to transact its business in compliance with the laws and regulations of any appropriate federal, state, or municipal governmental authority.

Upon motion duly made, seconded and carried, it was

**RESOLVED**, that for the purpose of authorizing STURGEON HUGHES, LLC to do business in any state, territory or dependency of the United States or any foreign country in which it is necessary or expedient for STURGEON HUGHES, LLC to transact business, the proper officers of STURGEON HUGHES, LLC are hereby authorized to appoint and substitute all necessary agents or attorneys for service of process, to designate and change the location of all necessary statutory offices and to make and file all necessary certificates, reports, powers of attorney and other instruments as may be required by the laws of such state, territory, dependency or country to authorize STURGEON HUGHES, LLC to transact business therein.

On motion duly made, seconded and carried, it was

RESOLVED, that the fiscal year of STURGEON HUGHES, LLC shall be the calendar year ending December 31 subject to change, as appropriate, at the discretion of the Managers by resolution.

Upon motion duly made, seconded and carried, it was

RESOLVED, that the signing of these minutes shall constitute full consent, confirmation, ratification, adoption and approval of the holding of the above meeting, the actions hereby taken, the resolutions herein adopted and waiver of notice of the meeting by the signatories.

There being no further business before the meeting, on motion duly made, seconded and carried, the meeting was adjourned.

Dated at	, Kansas, this day of
Sturgeon Hughes LLC 1	by: Brian Hoha
BRIAN A. Hu66	(Spouse)
Sturgeon Huches LLC & BRIAN A. HUGG  (Please Print)  X Brian M. Le	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
State of Kansas FEXAS  County of Collin ss	
I hereby certify that the foregoing application was	is signed in my presence and sworn to before no this 17 day
1, 1,	COULLAUNT)
My Commission Expires 2 (1) 20	Notary Public Notary Public

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)

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 recessary, must be included; alguatures of all the appropriate owners' must be affixed to the application and notarized; and the appropriate fee must be paid.



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

April 21, 2020

MARY E HUGHES REVOCABLE TRUST Attn: STEVEN BETTS PO BOX 16184 LUBBOCK, TX 79490

Re: Water Right, File No. 9,108

Dear Mr. Betts:

As per your conversation with Mike Meyer, Water Commissioner of the Garden City Field Office, please find enclosed the application to divide a water right, File No. 9,108, since you do not wish to pursue a division of the water right. The division application will be dismissed 15 days from the date of this letter and no further action will be taken.

If you have any questions, please contact me at (785) 564-6635. 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 Enclosures

pc: Garden City Field Office

Groundwater Management District No. 3

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

April 17, 2020

SOUTHWEST KANSAS GROUNDWATER MANAGEMENT DISTRICT NO. 3 2009 E SPRUCE ST GARDEN CITY KS 67846

Re:

Water Right, File No. 9108

Dear Mr. Norquest:

This is to advise you that Steve Betts (Mary E Hughes Trust), has filed an application for approval of the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, to change the place of use for the above referenced file. The application is proposing an installation of a center pivot thru NRCS funding. One thing to note is that we are still waiting on signature for Sturgeon-Hughs LLC, but documentation is attached to show where Mary E Hughs can sign for that LLC.

We are delaying action on the change application to allow you time to review and provide a recommendation. Please submit a recommendation within 15 days from the date of this letter.

Thank you and as always feel free to contact this office at any time.

Sincerely,

Michael A. Meyer

Water Commissioner

MAM Enclosures

#### Meyer, Mike [KDA]

To: Subject: Norquest, Jason (Norquest@gmd3.org)

request for recommendation, File No. 9108, change in place of use

#### Good afternoon

Attached is an application to change the place of use for modification of base acres to allow a full center pivot. This is a result of NRCS funding. Therefore, this application is being requested to be expedited since it has been pending at our headquarters since December. There was some confusing from the application on filing other paperwork. There is a deadline for the funding.

Base acres = 960 acres. There are a total of 960 acres being proposed.

Please provide a recommendation within 15 days (or sooner).

Thank you

Mike



#### 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

April 17, 2020

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

RE: Application for Change in Place of Use

Water Right, File No. 9108

Dear Mike:

We have reviewed 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 proposed change in place of use will rearrange the acres to better suit the operation and allow the applicant to take advantage of government programs, which is in accordance with K.A.R. 5-5-11. It is therefore recommended that the application be approved at this time.

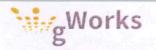
Thank you for the opportunity to review the applications and to provide a recommendation. If you have any questions, please don't hesitate to contact us.

Sincerely,

Jason L. Norquest Assistant Manager

# GMD3 Change Review

THE NO(S) 9108.		DWI	K office. <u>GC</u> .
App filed to change:	PU.		
Is Landowner(s) corr	ect in WRIS:	Mary Hughes	s Revocable Trust .
If NO, is doc	umentation inc	luded?	
Is Water Use Corresp	ondent correct	t in WRIS? S	tevens Betts .
	umentation inc		
Regulation(s) Review	ved: KAR 5-5-	11	
Point of diversion ID			
f	t. North ft.	West	
Authorized PD			
Proposed PD			
Difference	0	0	
a2 + b2 = c2	0	0	0
GPS for proposed PI	): Lat:	Long:	
Is proposed PD stack	ing on existing	WRs? NA	
Is Proposed PU over	lapping existin	g WRs? No	_
Neighboring certified	l well(s) notifie	ed:	
Name			
Address			
Zip			
Domestic well(s) not	ified:		
Name			
Address			
Zip			
Base Acres: 960 .			
Perfected Acres:			
Irr. Return-Flow			
Currently authorize			
Proposed shifting a	cres to 960. D	oing this to u	tilize government program and bring
			Not looking at a half mile pivot, but
will match the syste			
Is a waiver needed:			
			information, it appears that area rules
			erefore recommends approval as long as
all landares in all			



# 9108 Review PU Change

