Kansas Department of Agriculture Division of Water Resources

CHANGE: P/U WORKSHEET

1. File Number: 10448	2. Status Change Date:	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: 2/16/2021
8a. Applicant(s) New to system C & W LIMITED PART PO BOX 327 LEOTI, KS 67861	Person ID Add Seq# TNERSHIP	8c. Landown New to sy		Person ID Add Seq#
8b. Landowner(s) New to system 8a	Person ID Add Seq#	РО ВО	WHITHAM	Person ID 65501 Add Seq#
	Meter Seal ⊠ Check Valve equired: Da	□ N & P Form	☐ Water Tube ☐	to Comply: Driller Copy
	20 20 80 72		Date Prepared: 3/10 Date Entered:)/2021 ву: АМ ву:

File No.	1044	8		11. (County	: WH	Ва	asin: V	VHIT	EWO	MAN	CRE	EK	S	tream:							Fo	rmation C	ode: 211	Special Use:	ř.
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снк	34756															K.								310		
снк	45793																									
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14. Limi	tation:																									4.4
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16. Plac	ce of Use		4-4-			1	N	E1/4			N	V ¹ / ₄			sv	V ½			S	E1/4		Total	Owner	Chg?	Overlap Files	
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Base Ac		ERL	Year:	G W		Minimum					36; 10	0448	; 14	512;	152	24; 2	164	5; 23	853	2503	35					

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

March 10, 2021

C & W LIMITED PARTNERSHIP PO BOX 327 LEOTI, KS 67861

RE: Water Right, File Nos. 9920; 10336; 10448; 14512; 15224; 21645; 23853; 25035

Dear Sir or Madam:

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

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

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

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

Sincerely,

Austin J. McColloch

Assistant Water Commissioner

AM: enclosures

pc: GROUNDWATER MANAGEMENT DISTRICT NO. 1

CERTIFICATE OF SERVICE

On this 10th day of March, 2021, I hereby certify that the foregoing Approval of Application for Change in Place of Use, Water Right, File Nos. 9,920, 10,336, 10,448, 14,512, 15,224, 21,645, 23,853 & 25,035 dated 10th day of March, 2021 was mailed postage prepaid, first class, US mail to the following:

C & W LIMITED PARTNERSHIP PO BOX 327 LEOTI, KS 67861

Pc:

GROUNDWATER MANAGEMENT DISTRICT NO. 1

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.

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

FILE NO. 10448 MAKE ADDITIONAL COPIES AS NECESSARY

			ADDRI																
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Ov.	Twp. 18 18 18 18 Twp. Twp.	Range 38W 38W 38W Range	NE½ 33 40 NE½ NE½ ADDR	AME: ESS: NW/4 33 40 AME: ESS: NW/4 AME: ESS:	Same E¼ SW¼ 33 40 E¼ SW¼ E¼ SW¼	SE¼ 33 40 SE¼	NE1/4	NW1/A	N'/4 SW'/4 SW'/4 N'/4 SW'/4 N'/4 SW'/4 S	SE¼	NE¼ 40	SI NW¼ 40 SI NW¼	W/4 40 W/4 SW/4 W/4	SE% 40	NE½ 33 40 NE½	S NW1/4 33 40 S NW1/4	E¼ SW% 33 40 E¼ SW%	SE¼ 33 40 SE¼	ACRI 424 160 160 TOTA

	Presently authorize				
	One in the	Quarter of the		Quarter of the	Quart
	of Section	, Township		South, Range	(E/M
	in	County, Kansas,	feet North	feet West of Sou	utheast corner of section
	Authorized Rate	Authorized Quantity	/	Depth of well	(feet)
	(DWR use only: Co	mputer ID No G	PS	feet North	feet West)
	This point will not be	changed This point will be chan	ged as follows:	No change, point better des	cribed with GPS as follows
	Proposed point of d	liversion: (Complete only if char	nge is requested	d or if existing point is be	tter described by GPS
	One in the	Quarter of the		Quarter of the	Quart
		, Township			
	in	County, Kansas,	feet North	feet West of Sou	utheast corner of section
	Proposed Rate	Proposed Quantity		Proposed well depth (fee	et)
	This point is: Add	litional Well Geo Center List	other water right	ts that will use this point	
	Presently authorized	d point of diversion:			
		Quarter of the		Quarter of the	Quar
		, Township			
	in	County, Kansas,	feet North	feet West of Sou	itheast corner of section
	Authorized Rate	Authorized Quantity		Denth of well	(feet)
		mputer ID No G			
		changed This point will be chan		/	
		liversion: (Complete only if char			
	One in the	Quarter of the		Quarter of the	Quar
		, Township			
		County, Kansas,			
	This point is: Add	Proposed Quantity itional Well Geo Center List are desired for the following reason	other water right		
	This point is: Add The changes herein a (please be specific) Mo	itional Well Geo Center List	other water right	ts that will use this point	100 200 300
	This point is: Add	itional Well Geo Center List	other water right	ts that will use this point	100 200 300
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14. If the proposed groundwater point of diversion is 500 of lewer lee	at from the existing point of diversion, complete the following:
(a) Does the undersigned represent all owners of the currently a Yes No (If no, all owners must sign this a	
 (b) Will the ownership interest of any owner of the currently au affected if this application is approved as requested? ☐ Yes ☐ No (If yes, all owners must sign this application) 	application.)
(c) If this application is not approved expeditiously, will there be ☐ Yes ☐ No (If no, all owners must sign this a	substantial damage to property, public health or safety?
If the application proposes a surface water change in point of diversio or a change in place of use, the application must be signed by all owr agent (attach notarized statement authorizing representation).	n, a groundwater change in point of diversion greater than 300 feet ners of the currently authorized place of use, or their duly authorized
I hereby verify, being first duly sworn upon my oath or aff age and the owner, the spouse of the owner, or a duly autl their behalf, in regards to the water right(s) to which this contained in this application are true, correct and complete	horized agent of the owner(s) to make this application of application pertains. I further verify that the statements e.
Dated at, Kansas, t	this 8 day of February, 2021.
Dated at, Karisas, t	nis day or security, 20 2.
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Jhory (- Whith	(Chausa)
D // (Owner)	(Spouse)
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
(Owner)	(Spouse)
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(Please Print)	(Please Print)
State of Kansas)	
County of ss	
I hereby certify that the foregoing application was signed in	my presence and sworn to before me this 340 day of
720 D	
JULIE JONES	July James
My Commission Expires My Appointment Expires December 15, 2022	Notary Public
** CANSAS	all of the applicable partiage of the application form must be consoleted with
ONLY COMPLETE APPLICATIONS WILL BE PROCESSED. To be complete, accurate information; maps, if necessary, must be included; signatures of all the the appropriate fee must be paid.	
FEE SCHE	EDIN E
Each application to change the place of use or the point of diversion u	######################################
forth in the schedule below: Make checks payable to: Kansas Depar (1) Application to change a point of diversion 300 feet or less	rtment of Agriculture
(2) Application to change a point of diversion more than 300(3) Application to change the place of use	

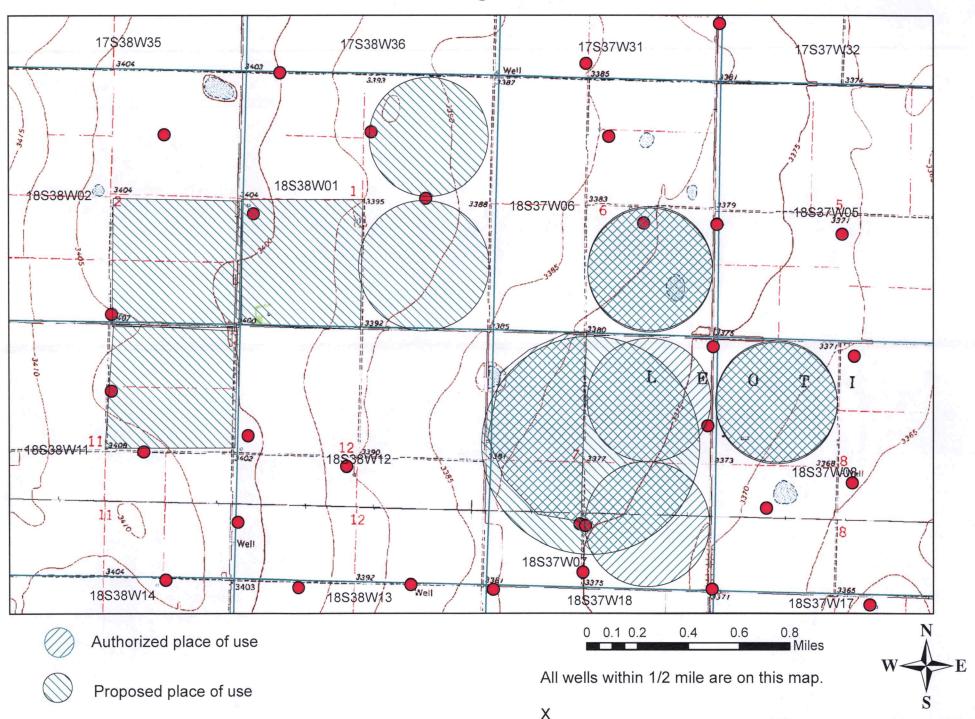
SUMMARY ORDER APPROVING APPLICATION FOR CHANGE AND IMPOSING CONDITIONS

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. 3 ppo/ A change application was received on the above-referenced file number be changed as described in the application. 2. On and after the effective date of this summary order, the authorized place(s) of use shall be located substantially as shown on the topographic map accompanying the application to change the place of use. Applicable ☐ Not Applicable The change in point of diversion shall not impair existing rights and shall be limited to the same source or sources of water as 3. previously authorized. The point of diversion authorized by this summary order shall be located within a _____ radius of the authorized point(s) of diversion.

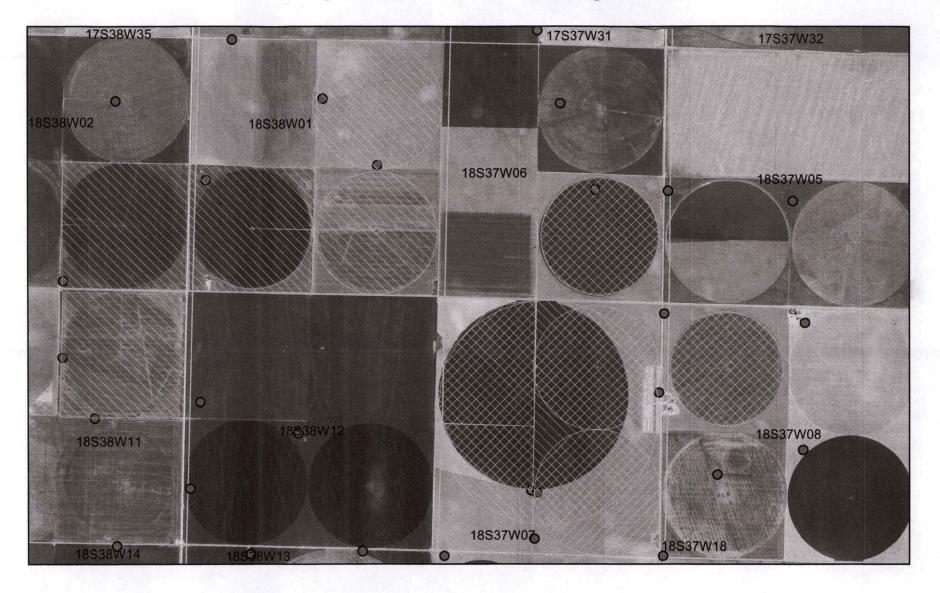
Applicable ■ Not Applicable The point(s) of diversion described herein is administratively corrected to be more accurately described using the Global Positioning System (GPS), as described in the application. ☐ Applicable Not Applicable The point(s) of diversion authorized herein shall not actually be 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 ☐ Not Applicable K.A.R. 5-6-13. 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. ☐ Not Applicable Applicable 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. ☐ Applicable Not Applicable 10. All diversion works into which any type of chemical or other foreign substance will be injected into the water shall be equipped with an in-line, automatic, quick-closing check valve capable of preventing pollution of the source of the water supply. The check valve(s) shall be installed, operated and maintained in accordance with K.A.R. 5-3-5c. 🔀 Applicable 🗌 Not Applicable Additional Conditions are attached. ☐ Yes No 12. In accordance with K.S.A. 82a-708a, as amended, and K.A.R. 5-5-14, all of the owners of the authorized place(s) of use of water appropriated under the above-referenced file number are responsible for compliance with its terms, conditions and limitations, as amended and/or supplemented by this Summary Order, and with applicable provisions of the *Kansas Water Appropriation Law* and the *Rules and Sequence* and the summary of the summa 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 Duly Authorized Designee of the Chief Engineer administrative review by the Secretary must be filed within 30 days pursuant to K.S.A. 77-531. Any request for administrative (Print Name): Hostin Wecollock review must state a basis for review pursuant to K.S.A. 77-527. Division of Water Resources - Kansas Department of Agriculture File any request with Kansas Department of Agriculture, Legal Division, 1320 Research Park Drive, Manhattan, KS Date of Issuance: 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 Signature: STATE OF JULIE JONES NOTARY My commission expires: My Appointment Expires PUBLIC & (Nota Becs | 15, 2022

File No. 10448

Change in place of use application for water right 10448



Change in Place of Use for Water Right 10448



Authorized place of use

Proposed place of use

0 0.1 0.2 0.4 0.6 0.8 Miles

All wells within 1/2 mile are on this map.

X_____

