

Kansas Department of Agriculture  
 Division of Water Resources  
**CHANGE: pu WORKSHEET**

1. File Number: <b>18011</b>	2. Status Change Date: <b>6-27-2022</b>	3. Change Num: <b>C4</b>	4. Field Office: <b>04</b>	5. GMD: <b>03</b>
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6. Status: <input checked="" type="checkbox"/> Approved <input type="checkbox"/> Denied by DWR/GMD <input type="checkbox"/> Dismiss by Request/Failure to Return	7. Filing Date of Change: <b>6/13/2022</b>
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8a. Landowner, applicant, WUC New to system <input checked="" type="checkbox"/> Person ID <b>60386</b> Add Seq# _____  <b>FOWLER FEEDERS LLC</b> <b>5113 23RD RD</b> <b>FOWLER KS 67844</b>	8c. Landowner(s) New to system <input type="checkbox"/> Person ID <b>63825</b> Add Seq# _____  <b>DANNY LEE HAUSER</b> <b>4127 23 ROAD</b> <b>FOWLER, KS 67844</b>
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8b. Landowner(s) New to system <input type="checkbox"/> Person ID <b>66467</b> Add Seq# _____  <b>PRAIRIE SKY FARMS LLC</b> <b>ATTN: DALE ZORTMAN</b> <b>5088 23 ROAD</b> <b>FOWLER, KS 67844</b>	8d. Landowner(s) New to system <input type="checkbox"/> Person ID <b>64575</b> Add Seq# _____  <b>HOMESTEAD 1884 LLC</b> <b>4199 22 ROAD</b> <b>FOWLER, KS 67844</b>
	8e. Landowner(s) New to system <input type="checkbox"/> Person ID <b>67078</b> Add Seq# _____  <b>JEFFREY D ZORTMAN</b> <b>5088 23 ROAD</b> <b>FOWLER, KS 67844</b>

9. Documents and Enclosure(s):  DWR Meter(s) Date to Comply: **12/31/22**     N & P Date to Comply: \_\_\_\_\_

Anti-Reverse Meter     Meter Seal     Check Valve     N & P Form     Water Tube     Driller Copy     H & E Letter

Conservation Plan    Date Required: \_\_\_\_\_    Date Approved: \_\_\_\_\_    Date to Comply: \_\_\_\_\_

10. Use Made of Water    From: \_\_\_\_\_    To: \_\_\_\_\_

Date Prepared: **6/24/2022**    By: **MAM**  
 Date Entered: \_\_\_\_\_    By: \_\_\_\_\_

File No. **18011**      11. County: **ME**      Basin: **CROOKED CREEK**      Stream:      Formation Code:      Special Use:

12. Points of Diversion  
**CHK**      Rate and Quantity  
**MOD**      Authorized      Additional  
**DEL**      PDIV      Qualifier      S      T      R      ID      'N      'W      **Comment (AKA Line)**      Rate      Quantity      Rate      Quantity  
**ENT**                                                                            gpm      af      gpm      af      Overlap PD Files

**CHK 84041**

13. Storage: Rate \_\_\_\_\_ NF      Quantity \_\_\_\_\_ ac/ft      Additional Rate \_\_\_\_\_ NF      Additional Quantity \_\_\_\_\_ ac/ft

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

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

16. Place of Use <b>CHK</b> <b>MOD</b> <b>DEL</b> <b>ENT</b>	PUSE	S	T	R	ID	NE¼				NW¼				SW¼				SE¼				Total	Owner	Chg?	Overlap Files			
						NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼							
<b>CHK</b>	<b>2018</b>	<b>26</b>	<b>30S</b>	<b>27W</b>	<b>02</b>									<b>40</b>				<b>40</b>				<b>40</b>	<b>35</b>		<b>155</b>	<b>8a</b>	<b>N</b>	<b>1062, 2392, 8809-D1, 8809-D2, 12256, 12819, 24769, 28402</b>
<b>CHK</b>	<b>24765</b>	<b>27</b>	<b>30S</b>	<b>27W</b>	<b>01</b>	<b>40</b>	<b>40</b>	<b>40</b>	<b>40</b>	<b>40</b>	<b>40</b>	<b>37</b>	<b>38</b>		<b>32</b>	<b>30</b>		<b>25</b>	<b>12.5</b>	<b>15</b>	<b>40</b>	<b>469.5</b>	<b>8a</b>	<b>N</b>	<b>1062, 2392, 8809-D1, 12256, 18011, 24769, 28402</b>			
<b>ENT</b>	<b>25317</b>	<b>26</b>	<b>30S</b>	<b>27W</b>	<b>01</b>					<b>30.75</b>	<b>30.75</b>	<b>30.75</b>	<b>30.75</b>									<b>123</b>	<b>8b</b>	<b>N</b>	<b>1062, 2392, 8809-D1, 8809-D2, 12256, 12819, 24769, 28402</b>			
<b>ENT</b>	<b>31419</b>	<b>15</b>	<b>30S</b>	<b>27W</b>	<b>01</b>													<b>40</b>	<b>31.5</b>	<b>40</b>	<b>40</b>	<b>151.5</b>	<b>8b</b>	<b>N</b>	<b>1062, 2392, 8809-D1, 8809-D2, 12256, 12819, 24769, 28402</b>			
<b>ENT</b>	<b>6377</b>	<b>22</b>	<b>30S</b>	<b>27W</b>	<b>02</b>	<b>40</b>	<b>40</b>	<b>40</b>	<b>40</b>													<b>160</b>	<b>8e</b>	<b>Y</b>	<b>1062, 2392, 8809-D1, 8809-D2, 12256, 12819, 24769, 28402</b>			
<b>ENT</b>	<b>21502</b>	<b>23</b>	<b>30S</b>	<b>27W</b>	<b>03</b>									<b>30.75</b>	<b>30.75</b>	<b>33.75</b>	<b>30.75</b>					<b>123</b>	<b>8b</b>	<b>Y</b>	<b>1062, 2392, 8809-D1, 8809-D2, 12256, 12819, 24769, 28402</b>			
<b>ENT</b>	<b>?</b>	<b>26</b>	<b>30S</b>	<b>27W</b>														<b>30.5</b>			<b>30.5</b>	<b>61</b>	<b>8e</b>	<b>Y</b>	<b>1062, 2392, 8809-D1, 8809-D2, 12256, 12819, 24769, 28402</b>			
<b>ENT</b>	<b>30507</b>	<b>22</b>	<b>30S</b>	<b>27W</b>	<b>01</b>													<b>31.8</b>	<b>30.75</b>	<b>30.75</b>	<b>30.75</b>	<b>124.05</b>	<b>8b</b>	<b>N</b>	<b>1062, 2392, 8809-D1, 8809-D2, 12256, 12819, 24769, 28402</b>			
<b>ENT</b>	<b>17311</b>	<b>26</b>	<b>30S</b>	<b>27W</b>	<b>04</b>									<b>30.75</b>	<b>30.75</b>							<b>61.5</b>	<b>8d</b>	<b>N</b>	<b>1062, 2392, 8809-D1, 8809-D2, 12256, 12819, 24769, 28402</b>			
<b>ENT</b>	<b>66054</b>	<b>22</b>	<b>30S</b>	<b>27W</b>	<b>04</b>													<b>8.2</b>				<b>8.2</b>	<b>8c</b>	<b>N</b>	<b>1062, 2392, 8809-D1, 8809-D2, 12256, 12819, 24769, 28402</b>			

Base Acres: **624.5 comb**      Year:      Minimum Reasonable Quantity:

Comments:

Garden City Field Office  
4532 W. Jones, Suite B  
Garden City, KS 67846



Phone: 620-276-2901  
Fax: 620-276-9315  
www.agriculture.ks.gov

Mike Beam, Secretary

Laura Kelly, Governor

June 27, 2022

FOWLER FEEDERS LLC  
5113 23RD RD  
FOWLER KS 67844

PRAIRIE SKY FARMS LLC  
ATTN: DALE ZORTMAN  
5088 23 ROAD  
FOWLER, KS 67844

RE: Field Office Application for Change  
Water Right, File Nos. 1062, 2392, 8809-D1, 8809-D2,  
12256, 12819, 18011, 24769, 28402

Dear Sir:

Enclosed are orders executed by the designee of the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, approving the applications 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. Conditions of these approvals are that an acceptable water flow meter must be installed on the diversion works authorized under the referenced file numbers and meet current specifications. Please return the required notification of completion of the diversion works and installation of the required meter as soon as these actions are completed.

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

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

Sincerely,

A handwritten signature in blue ink that reads "Michael A. Meyer".

Michael A. Meyer  
Water Commissioner

MAM:  
enclosures

pc: DANNY LEE HAUSER  
HOMESTEAD 1884 LLC  
JEFFREY D ZORTMAN  
GROUNDWATER MANAGEMENT DISTRICT NO. 3

### CERTIFICATE OF SERVICE

On this 27<sup>th</sup> day of June 2022, I hereby certify that the foregoing Approval of Application for Change in Point of Diversion, Water Right, File Nos. 1062, 2392, 8809-D1, 8809-D2, 12256, 12819, 18011, 24769, 28402 dated 27<sup>th</sup> day of June 2022 was mailed postage prepaid, first class, US mail to the following:

FOWLER FEEDERS LLC  
5113 23RD RD  
FOWLER KS 67844

PRAIRIE SKY FARMS LLC  
ATTN: DALE ZORTMAN  
5088 23 ROAD  
FOWLER, KS 67844

Pc:

DANNY LEE HAUSER  
4127 23 ROAD  
FOWLER, KS 67844

HOMESTEAD 1884 LLC  
4199 22 ROAD  
FOWLER, KS 67844

JEFFREY D ZORTMAN  
5088 23 ROAD  
FOWLER, KS 67844

GROUNDWATER MANAGEMENT DISTRICT NO. 3

  
Division of Water Resources Staff

Submit completed application to:  
 Kansas Department of Agriculture  
 Division of Water Resources  
 Field Office for your area.

Call for address:

Topeka -- (785) 296-5733  
 Stafford -- (620) 234-5311  
 Stockton -- (785) 425-6787  
 Garden City -- (620) 276-2901  
<http://agriculture.ks.gov/dwr>

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



STATE OF KANSAS

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

Paragraph Nos. 1, 2, 3 & 5 must be completed. Complete all other applicable portions. If change in point of diversion is greater than 100 feet, or if place of use will be changed, include a topographic map or detailed plat showing the authorized and proposed point(s) of diversion and/or place of use.

File No. 18011

**RECEIVED**  
 10:32 AM  
 JUN 13 2022

1. Application is hereby made for approval of the Chief Engineer to change the (check one or both):

Place of Use       Point of Diversion

under the water right which is the subject of this application in accordance with the conditions described below.

The source of supply is:       Groundwater       Surface water

Garden City Field Office  
 Division of Water Resources

2. Name and address of Applicant: Fowler Feeders LLC

5113 23<sup>rd</sup> RD, Fowler, KS 67844

Phone Number: (      )      Email address: \_\_\_\_\_

Name and address of Water Use Correspondent: SAME

Phone Number: (      )      Email address: \_\_\_\_\_

3. The presently authorized place of use is:

Owner of Land ---- NAME: Fowler Feeders LLC

ADDRESS: 5113 23rd RD, Fowler, KS 67844

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

Sec.	Twp.	Range	NE¼				NW¼				SW¼				SE¼				TOTAL ACRES
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
26	30s	27w									40.0			40.0			40.0	35.0	155.0
27	30s	27w	40.0	40.0	40.0	40.0	40.0	40.0	37.0	38.0		32.0	30.0		25.0	12.5	15.0	40.0	469.5

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

Owner of Land ---- NAME: Fowler Feeders LLC

ADDRESS: 5113 23rd RD, Fowler, KS 67844

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

Sec.	Twp.	Range	NE¼				NW¼				SW¼				SE¼				TOTAL ACRES
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
26	30s	27w									40.0			40.0			40.0	35.0	155.0
27	30s	27w	40.0	40.0	40.0	40.0	40.0	40.0	37.0	38.0		32.0	30.0		25.0	12.5	15.0	40.0	469.5

For Office Use Only: Code \_\_\_\_\_ Fee \$ 200.00 TR # \_\_\_\_\_ Receipt Date 6-13-22 Check # 17601

5. **Presently authorized point of diversion:**  
 One in the      NW      Quarter of the      NW      Quarter of the      NW      Quarter  
 of Section      27     , Township      30      South, Range      27      (W),  
 in Meade County, Kansas, 5135 feet North 5210 feet West of Southeast corner of section.  
 Authorized Rate 1500gpm Authorized Quantity \*\*854AF Depth of well      (feet)  
**(DWR use only: Computer ID No.      GPS      feet North      feet West)**  
 This point will not be changed     This point will be changed as follows:  No change, point better described with GPS as follows:  
**Proposed point of diversion: (Complete only if change is requested or if existing point is better described by GPS)**  
 One in the      Quarter of the      Quarter of the      Quarter  
 of Section     , Township      South, Range      (W),  
 in      County, Kansas,      feet North      feet West of Southeast corner of section.  
 Proposed Rate      Proposed Quantity      Proposed well depth (feet)     .  
 This point is:  Additional Well     Geo Center    List other water rights that will use this point     .

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

7. The changes herein are desired for the following reasons?  
 (please be specific) Arrange acres to better suit operation

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

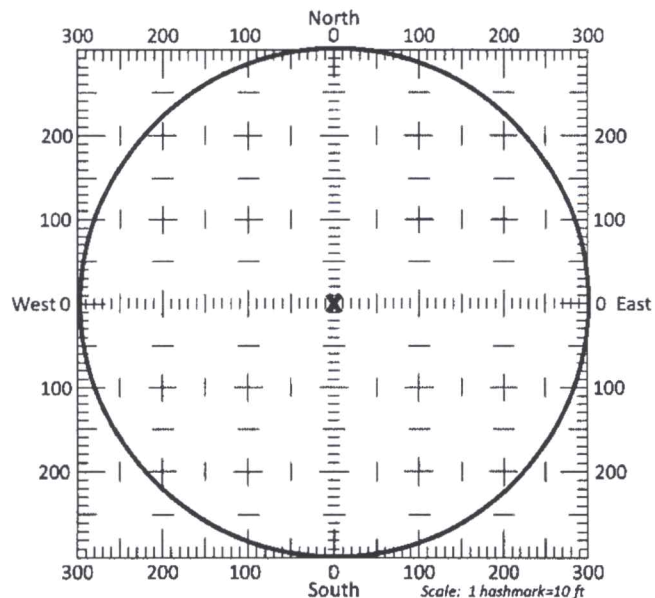
9. The change(s) (was)(will be) completed by?  
As soon as approved

10. If the point of diversion is a well:  
 (a) What are you going to do with the old well?  
      
 (b) When will this be done?     

11. Groundwater Management District recommendation attached?  
 Yes     No

12. Assisted by GMD3/JLN

13a. If the proposed point of diversion will be relocated more than 300 feet but within 2,640 feet of the existing point of diversion, attach a topographic map or aerial photograph. For groundwater sources, show all wells (including domestic) within one-half mile of the proposed point of diversion and the names and mailing addresses of the owners. For surface water sources, show the names and addresses of the landowner(s) one-half mile downstream and one-half mile upstream from your property lines



13b. If the proposed point of diversion will be relocated within a 300 foot radius of the existing point of diversion, indicate its location on the diagram shown above in relation to the existing point of diversion. The proposed point of diversion must be located within the circle shown above. **(PLEASE NOTE: The "X" in center of diagram above represents the presently authorized point of diversion.)**

APPLICATION FOR APPROVAL TO CHANGE  
THE PLACE OF USE AND/OR POINT OF DIVERSION  
SUPPLEMENTAL SHEET  
FILE NO. 1901  
MAKE ADDITIONAL COPIES AS NECESSARY

3. *Continued:* The presently authorized place of use is:

Owner of Land ---- NAME: \_\_\_\_\_  
ADDRESS: \_\_\_\_\_

Sec.	Twp.	Range	NE¼				NW¼				SW¼				SE¼				TOTAL ACRES
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Owner of Land ---- NAME: \_\_\_\_\_  
ADDRESS: \_\_\_\_\_

Sec.	Twp.	Range	NE¼				NW¼				SW¼				SE¼				TOTAL ACRES
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Owner of Land ---- NAME: \_\_\_\_\_  
ADDRESS: \_\_\_\_\_

Sec.	Twp.	Range	NE¼				NW¼				SW¼				SE¼				TOTAL ACRES
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

4. *Continued:* 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: Prairie Sky Farms %Dale Zortman  
ADDRESS: 5088 23 RD, Fowler, KS 67844

Sec.	Twp.	Range	NE¼				NW¼				SW¼				SE¼				TOTAL ACRES
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
26	30s	27w					30.75	30.75	30.75	30.75									123.0

Owner of Land ---- NAME: Jeffrey D Zortman  
ADDRESS: 5088 23 Road, Fowler, KS 67844

Sec.	Twp.	Range	NE¼				NW¼				SW¼				SE¼				TOTAL ACRES
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
22	30s	27w	40.0	40.0	40.0	40.0													160.0
26	30s	27w													30.5			30.5	61.0

Owner of Land ---- NAME: \_\_\_\_\_  
ADDRESS: \_\_\_\_\_

Sec.	Twp.	Range	NE¼				NW¼				SW¼				SE¼				TOTAL ACRES
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

APPLICATION FOR APPROVAL TO CHANGE  
THE PLACE OF USE AND/OR POINT OF DIVERSION  
SUPPLEMENTAL SHEET  
FILE NO. 18011  
MAKE ADDITIONAL COPIES AS NECESSARY

3. *Continued:* The presently authorized place of use is:

Owner of Land --- NAME: \_\_\_\_\_  
ADDRESS: \_\_\_\_\_

Sec.	Twp.	Range	NE¼				NW¼				SW¼				SE¼				TOTAL ACRES
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Owner of Land --- NAME: \_\_\_\_\_  
ADDRESS: \_\_\_\_\_

Sec.	Twp.	Range	NE¼				NW¼				SW¼				SE¼				TOTAL ACRES
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Owner of Land --- NAME: \_\_\_\_\_  
ADDRESS: \_\_\_\_\_

Sec.	Twp.	Range	NE¼				NW¼				SW¼				SE¼				TOTAL ACRES
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

4. *Continued:* 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: Homestead 1884 LLC  
ADDRESS: 4199 22 Road, Fowler, KS 67844

Sec.	Twp.	Range	NE¼				NW¼				SW¼				SE¼				TOTAL ACRES
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
26	30s	27w									30.75	30.75							61.5

Owner of Land --- NAME: Danny Lee Hauser  
ADDRESS: 4127 23 Road, Fowler, KS 67844

Sec.	Twp.	Range	NE¼				NW¼				SW¼				SE¼				TOTAL ACRES
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
22	30s	27w													8.2				8.2

Owner of Land --- NAME: Prairie Sky Farms %Dale Zortman  
ADDRESS: 5088 23 RD, Fowler, KS 67844

Sec.	Twp.	Range	NE¼				NW¼				SW¼				SE¼				TOTAL ACRES
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
15	30s	27w													40.0	31.5	40.0	40.0	151.5
22	30s	27w													31.8	30.75	30.75	30.75	124.05
23	30s	27w									30.75	30.75	30.75	30.75					123.0



14. If the proposed groundwater point of diversion is 300 or fewer feet from the existing point of diversion, complete the following:
- (a) Does the undersigned represent all owners of the currently authorized place(s) of use identified in this application?  Yes  No (If no, all owners must sign this application.)
  - (b) Will the ownership interest of any owner of the currently authorized place(s) of use identified in this application be adversely affected if this application is approved as requested?  Yes  No (If yes, all owners must sign this application.)
  - (c) If this application is not approved expeditiously, will there be substantial damage to property, public health or safety?  Yes  No (If no, all owners must sign this application.)

If the application proposes a surface water change in point of diversion, a groundwater change in point of diversion greater than 300 feet, or a change in place of use, the application must be signed by all owners of the currently authorized place of use, or their duly authorized agent (attach notarized statement authorizing representation).

I hereby verify, being first duly sworn upon my oath or affirmation and under penalty of perjury, that I am of lawful age and the owner, the spouse of the owner, or a duly authorized agent of the owner(s) to make this application on their behalf, in regards to the water right(s) to which this application pertains. I further verify that the statements contained in this application are true, correct and complete.

Dated at Fowler, Kansas, this 13 day of June, 2022.

<i>Paul E. [Signature]</i>	<u>(Homestead 1884)</u>
(Owner)	(Spouse)
<i>Paul F. Zortman</i>	
(Please Print)	(Please Print)
<i>Dan Hauser</i>	<i>Gerry Hauser</i>
(Owner)	(Spouse)
<u>DAN HAUSER.</u>	<u>Terry Hauser</u>
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)

State of Kansas  
County of Meade } SS

I hereby certify that the foregoing application was signed in my presence and sworn to before me this 13 day of June, 20 22

RHONDA MILFORD  
Notary Public, State of Kansas  
My Appointment Expires  
5/25/25

*Rhonda Milford*  
Notary Public

My Commission Expires \_\_\_\_\_

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

**FEE SCHEDULE**

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

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

14. If the proposed groundwater point of diversion is 300 or fewer feet from the existing point of diversion, complete the following:

- (a) Does the undersigned represent all owners of the currently authorized place(s) of use identified in this application?  
 Yes     No    (If no, all owners must sign this application.)
- (b) Will the ownership interest of any owner of the currently authorized place(s) of use identified in this application be adversely affected if this application is approved as requested?  
 Yes     No    (If yes, all owners must sign this application.)
- (c) If this application is not approved expeditiously, will there be substantial damage to property, public health or safety?  
 Yes     No    (If no, all owners must sign this application.)

If the application proposes a surface water change in point of diversion, a groundwater change in point of diversion greater than 300 feet, or a change in place of use, the application must be signed by all owners of the currently authorized place of use, or their duly authorized agent (attach notarized statement authorizing representation).

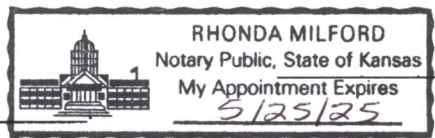
I hereby verify, being first duly sworn upon my oath or affirmation and under penalty of perjury, that I am of lawful age and the owner, the spouse of the owner, or a duly authorized agent of the owner(s) to make this application on their behalf, in regards to the water right(s) to which this application pertains. I further verify that the statements contained in this application are true, correct and complete.

Dated at Fowler, Kansas, this 13 day of June, 2022

<u>[Signature]</u> (Owner) <u>Justin Cronister</u> (Please Print)	_____ (Spouse) _____ (Please Print)
<u>[Signature]</u> (Owner) <u>Dale Zortman</u> (Please Print)	_____ (Spouse) _____ (Please Print)
<u>[Signature]</u> (Owner) <u>Jeffrey D Zortman</u> (Please Print)	<u>Catalina Zortman</u> (Spouse) <u>Catalina Zortman</u> (Please Print)

State of Kansas  
County of Meade } SS

I hereby certify that the foregoing application was signed in my presence and sworn to before me this 13 day of June, 2022.



Rhonda Milford  
Notary Public

My Commission Expires \_\_\_\_\_

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

**FEE SCHEDULE**

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

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

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

This Summary Order is issued under authority of K.S.A. 82a-708b, as amended, and K.A.R. 5-5-1, et seq. and other applicable provisions of the Kansas Water Appropriation Law, K.S.A. 82a-701 et. seq., and rules and regulations promulgated thereunder, With the exception of those conditions expressly contained herein, this Summary Order does not change the terms, conditions and limitations of File No. 18,011.

- 1. A change application was received on June 13, 2022 requesting that the place of use and / or point of diversion authorized under the above-referenced file number be changed as described in the application.
- 2. On and after the effective date of this summary order, the authorized place(s) of use shall be located substantially as shown on the topographic map accompanying the application to change the place of use.  Applicable  Not Applicable
- 3. The change in point of diversion shall not impair existing rights and shall be limited to the same source or sources of water as previously authorized. The point of diversion authorized by this summary order shall be located within a        foot radius of the authorized point(s) of diversion.  Applicable  Not Applicable
- 4. The point(s) of diversion described herein is administratively corrected to be more accurately described using the Global Positioning System (GPS), as described in the application.  Applicable  Not Applicable
- 5. The point(s) of diversion authorized herein shall not actually be located more than        feet from the previously authorized point(s) of diversion.  Applicable  Not Applicable
- 6. As required by K.A.R. 5-3-5d, if the works for diversion is a well with a diversion rate of 100 gallons per minute or more, a tube or other device suitable for making water level measurements shall be installed, operated and maintained in accordance with K.A.R. 5-6-13.  Applicable  Not Applicable
- 7. The owner of the authorized place(s) of use shall properly install an acceptable water flow meter on or before December 31, 2022, 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, 2022, or within any authorized extension of time. By March 1, 20       the applicant shall notify the Chief Engineer that construction of the works for diversion has been completed, on the form provided by the Chief Engineer, as required by K.A.R. 5-8-4e.  Applicable  Not Applicable
- 9. The completed well log shall be submitted with the required notice.  Applicable  Not Applicable
- 10. All diversion works into which any type of chemical or other foreign substance will be injected into the water shall be equipped with an in-line, automatic, quick-closing check valve capable of preventing pollution of the source of the water supply. The check valve(s) shall be installed, operated and maintained in accordance with K.A.R. 5-3-5c.  Applicable  Not Applicable
- 11. Additional Conditions are attached.  Yes  No
- 12. In accordance with K.S.A. 82a-708a, as amended, and K.A.R. 5-5-14, all of the owners of the authorized place(s) of use of water appropriated under the above-referenced file number are responsible for compliance with its terms, conditions and limitations, as amended and/or supplemented by this Summary Order, and with applicable provisions of the Kansas Water Appropriation Law and the Rules and Regulations promulgated thereunder. Failure to comply with these provisions may result in civil penalties pursuant to K.S.A. 82a-737, as amended, and/or the suspension or revocation and dismissal of the water or appropriation right or any other enforcement actions authorized by law.

**Administrative Appeal and Effective Date of Order**

If you are aggrieved by this order, pursuant to K.S.A. 82a-1901, you may request an evidentiary hearing before the Chief Engineer or request administrative review by the Secretary of Agriculture. A request for hearing by the Chief Engineer must be filed within **15 days** of service of this Order and a request for administrative review by the Secretary must be filed within **30 days** pursuant to K.S.A. 77-531. Any request for administrative review must state a basis for review pursuant to K.S.A. 77-527. File any request with **Kansas Department of Agriculture, Legal Division, 1320 Research Park Drive, Manhattan, KS 66502**. Failure to timely request a hearing or review may preclude review under the Kansas Judicial Review Act.

*For Use by Register of Deeds*

FOR OFFICE USE ONLY  
**APPLICATION APPROVED AND  
SUMMARY ORDER ISSUED**

By: Michael A. Meyer  
Duly Authorized Designee of the Chief Engineer

(Print Name): MICHAEL A. MEYER  
Division of Water Resources - Kansas Department of Agriculture

Date of Issuance: June 27, 2022

State of Kansas )

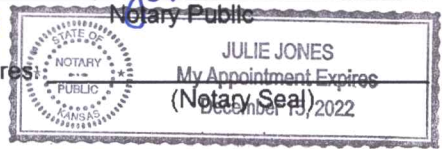
County of Timney ) SS

Acknowledged before me on June 27, 2022

by Michael A. Meyer

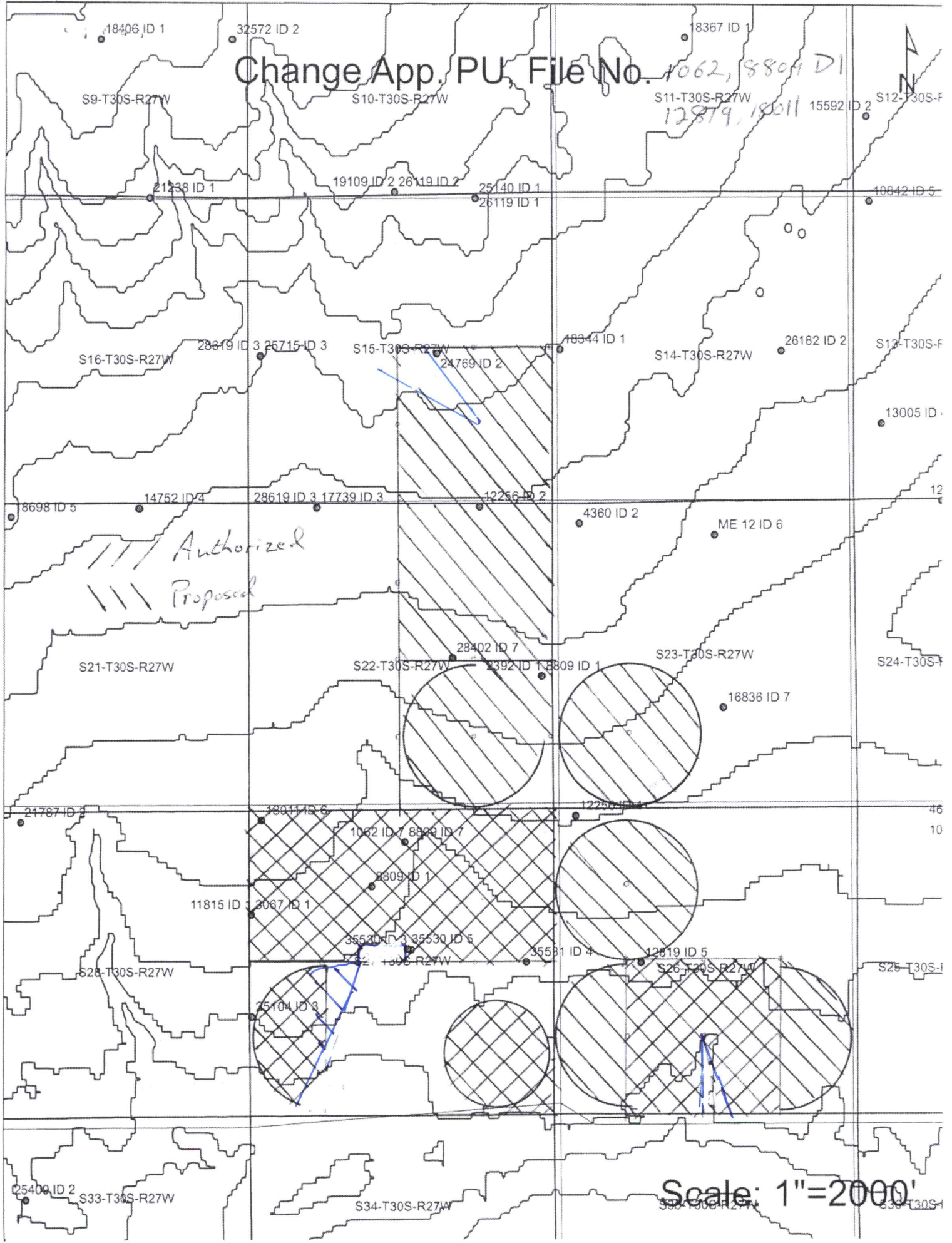
Signature: Julie Jones  
Notary Public

My commission expires: \_\_\_\_\_  
(Notary Seal) My Appointment Expires December 13, 2022



# Change App. PU, File No. 1062, 8801 D1

12879, 18011



Authorized  
Proposed

Scale: 1"=2000'

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](http://www.agriculture.ks.gov)

Mike Beam, Secretary

Laura Kelly, Governor

June 20, 2022

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

Re: Request for Recommendation  
Water Right, File Nos. 1062, 2392, 8809-D1, 8809-D2, 12256,  
12819, 18011, 24769, 28402

Dear Mr. Norquest:

This is to advise you that Folwer Feeders & Prairie Sky Farms have filed an application for approval of the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, to change the place of use. The applications meet all rules and regulations.

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

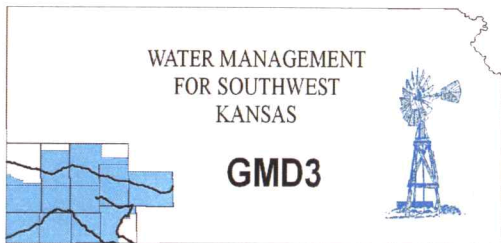
Thank you and as always feel free to contact this office at any time.

Sincerely,

A handwritten signature in blue ink that reads "Michael A. Meyer".

Michael A. Meyer  
Water Commissioner

MAM  
Enclosures



**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

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June 10, 2022

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

RE: Applications for Change in Place of Use  
Water Right, File Nos. 1062, 2392, 8809 D1, 8809 D2, 12256, 12819, 18011, 24769 &  
28402

Dear Mike:

We assisted and reviewed the applications for the above referenced water rights. The proposals are 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 current acres to better suit the operation and have a complete overlap in place of use in accordance with K.A.R. 5-5-11(b). It is therefore recommended 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

RECEIVED

JUN 21 2022

Garden City Field Office  
Division of Water Resources