

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

1. File Number: <b>3970</b>	2. Status Change Date: <u>1-25-2022</u>	3. Change Num: <b>C1</b>	4. Field Office: <b>04</b>	5. GMD: <b>03</b>
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>12/21/2021</b>
8a. LANDOWNER, WUC New to system <input type="checkbox"/>  <b>MIKE LEE 1161 25 RD FOWLER, KS 67844</b>		Person ID <b>38299</b> Add Seq# _____	8c. Correspondent New to system <input checked="" type="checkbox"/>	
8b. Landowner(s), New to system <input type="checkbox"/>		Person ID _____ Add Seq# _____	8d. correspondent New to system <input type="checkbox"/>	
9. Documents and Enclosure(s): <input checked="" type="checkbox"/> DWR Meter(s) Date to Comply: <b>12/31/2022</b> <input type="checkbox"/> N & P Date to Comply: _____				
<input type="checkbox"/> Anti-Reverse Meter <input type="checkbox"/> Meter Seal <input checked="" type="checkbox"/> Check Valve <input type="checkbox"/> N & P Form <input type="checkbox"/> Water Tube <input type="checkbox"/> Driller Copy <input type="checkbox"/> H & E Letter <input type="checkbox"/> Conservation Plan    Date Required: _____    Date Approved: _____    Date to Comply: _____				
10. Use Made of Water    From: _____    To: _____				
Date Prepared: <b>1/24/22</b> By: <b>MAM</b> Date Entered: _____    By: _____				

File No. **3970**      11. County: **ME**      Basin: **CIMARRON RIVER**      Stream:      Formation Code: **211**      Special Use:

12. Points of Diversion										Rate and Quantity				
CHK MOD DEL ENT	PDIV	Qualifier	S	T	R	ID	'N	'W	Comment (AKA Line)	Authorized		Additional		Overlap PD Files
										Rate gpm	Quantity af	Rate gpm	Quantity af	
MOD	23359	NENWSE	1	30S	27W	01				1365	358	1365	358	NONE

**\*\*QUANTITY VOLUNTARILY REDUCED**

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 \_\_\_\_\_

CHK MOD DEL ENT	PUSE	S	T	R	ID	NE¼				NW¼				SW¼				SE¼				Total	Owner	Chg?	Overlap Files
						NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼				
MOD	23143	1	30	27W	01			4					11	40			40		30	40	14	179	8a	N	none

Base Acres:      Year:      Minimum Reasonable Quantity:

Comments: **ADDITIONAL CONDITION ATTACHED FOR REDUCED QUANTITY**

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

January 25, 2022

MIKE LEE  
1161 25 RD  
FOWLER, KS 67844

RE: Field Office Application for Change  
Water Right, File No. 3970

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 this approval for change. 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. Also, please note the additional condition attachment to the order.

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

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

Sincerely,

A handwritten signature in blue ink, appearing to read "Michael A. Meyer".

Michael A. Meyer  
Water Commissioner

MAM  
enclosures

pc: GROUNDWATER MANAGEMENT DISTRICT NO. 3

**CERTIFICATE OF SERVICE**

On this 25<sup>th</sup> day of January 2022, I hereby certify that the foregoing Approval of Application for Change in Place of Use, Water Right, File No. 3,970 dated 25<sup>th</sup> day of January 2022 was mailed postage prepaid, first class, US mail to the following:

MIKE LEE  
1161 25 RD  
FOWLER, KS 67844

Pc:

GROUNDWATER MANAGEMENT DISTRICT NO. 3

  
\_\_\_\_\_  
Division of Water Resources Staff

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

Call for address:

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

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



**STATE OF KANSAS**

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

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

File No. 3970

**RECEIVED**  
 3:00 pm  
 DEC 21 2021

Garden City Field Office  
 Division of Water Resources

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

Place of Use       Point of Diversion

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

The source of supply is:  Groundwater       Surface water

2. Name and address of Applicant: Mike Lee

1161 25 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: Mike Lee

ADDRESS: 1161 25 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		
1	30s	27w																		320.0

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

Owner of Land ---- NAME: Mike Lee

ADDRESS: 1161 25 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			
1	30s	27w			4.0																179.0

**For Office Use Only:** Code \_\_\_\_\_ Fee \$ 200.00 TR # \_\_\_\_\_ Receipt Date 12-21-21 Check # 4926



5. **Presently authorized point of diversion:**  
 One in the NE Quarter of the SW Quarter of the SE Quarter of Section 1, Township 30 South, Range 27 W, in Meade County, Kansas,        feet North        feet West of Southeast corner of section.  
 Authorized Rate        Authorized Quantity        Depth of well 260 (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        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       .

*SEE ATTACHED REDUCTION REQUEST MM/DWR*

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

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

Reduction Request attached

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

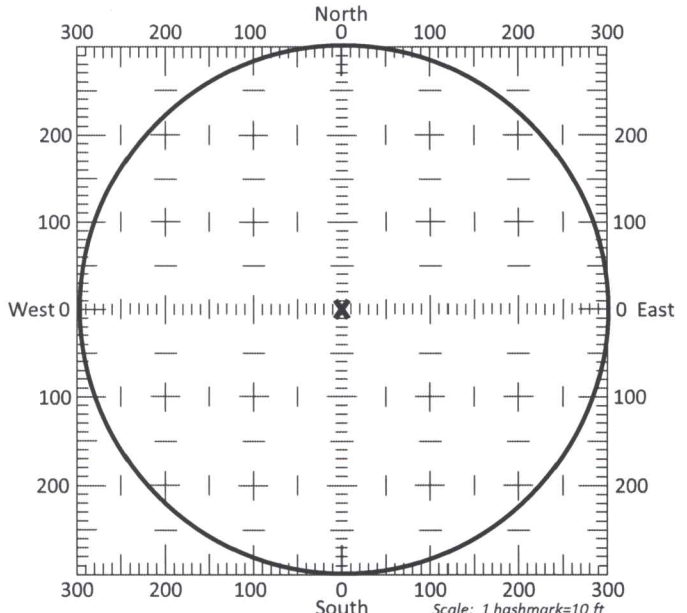
9. The change(s) (was)(will be) completed by?  
As soon as approved

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

11. Groundwater Management District recommendation attached?  
 Yes     No

12. Assisted by GMD3/JLN

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



13b. If the proposed point of diversion will be relocated within 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.)**

Submit To: CHIEF ENGINEER  
Division of Water Resources  
Kansas Department of Agriculture  
1320 Research Park Drive  
Manhattan, KS 66502-5000  
<http://agriculture.ks.gov/dwr>

WATER RESOURCES  
RECEIVED



**REQUEST TO REDUCE A PORTION OF  
AN EXISTING WATER RIGHT**  
NO FEE REQUIRED

JAN 21 2021  
11:20 AM  
KS DEPT OF AGRICULTURE  
State of Kansas

Application is hereby made for approval of the Chief Engineer to reduce a portion of **File No.** 3970.

**Names and addresses of the owners of the authorized place of use:**

- 1) MIKE LEE and ROSE LEE, 1161 25 RD, FOWLER, KS 67844
- 2) \_\_\_\_\_
- 3) \_\_\_\_\_
- 4) \_\_\_\_\_
- 5) \_\_\_\_\_

*APPLICATION FORM RECEIVED IN MANHATTAN, PROCESSED W/ CHANGE APP.*

**The above listed owner(s) request a:**

*MHW/AWR*

**A.  REDUCTION OF AUTHORIZED MAXIMUM ANNUAL QUANTITY OF WATER.**

Reduce the maximum annual quantity of water to 358  acre-feet  million gallons

**B.  REDUCTION OF AUTHORIZED MAXIMUM RATE OF DIVERSION OF WATER.**

Reduce the maximum rate of diversion to \_\_\_\_\_ gallons per minute (g.p.m.)

**C.  REDUCTION IN NUMBER OF AUTHORIZED POINTS OF DIVERSION.**

*A reduction in the point(s) of diversion may result in the reduction of the rate and quantity authorized by the amounts associated with those points of diversion.*

**\*Note: Applicant must submit a map detailing the proposed point(s) of diversion\***

It is requested that the authorized points of diversion be reduced to:

1. One in the \_\_\_\_\_ Quarter of the \_\_\_\_\_ Quarter of the \_\_\_\_\_ Quarter of Section \_\_\_\_\_, more particularly described as being near a point \_\_\_\_\_ feet North and \_\_\_\_\_ feet West of the Southeast corner of said section, in Township \_\_\_\_\_ South, Range \_\_\_\_\_  E  W, \_\_\_\_\_ County, Kansas.
2. One in the \_\_\_\_\_ Quarter of the \_\_\_\_\_ Quarter of the \_\_\_\_\_ Quarter of Section \_\_\_\_\_, more particularly described as being near a point \_\_\_\_\_ feet North and \_\_\_\_\_ feet West of the Southeast corner of said section, in Township \_\_\_\_\_ South, Range \_\_\_\_\_  E  W, \_\_\_\_\_ County, Kansas.
3. One in the \_\_\_\_\_ Quarter of the \_\_\_\_\_ Quarter of the \_\_\_\_\_ Quarter of Section \_\_\_\_\_, more particularly described as being near a point \_\_\_\_\_ feet North and \_\_\_\_\_ feet West of the Southeast corner of said section, in Township \_\_\_\_\_ South, Range \_\_\_\_\_  E  W, \_\_\_\_\_ County, Kansas.
4. One in the \_\_\_\_\_ Quarter of the \_\_\_\_\_ Quarter of the \_\_\_\_\_ Quarter of Section \_\_\_\_\_, more particularly described as being near a point \_\_\_\_\_ feet North and \_\_\_\_\_ feet West of the Southeast corner of said section, in Township \_\_\_\_\_ South, Range \_\_\_\_\_  E  W, \_\_\_\_\_ County, Kansas.



File No. 3970

D.  REDUCTION OF THE AUTHORIZED **PLACE OF USE** OF WATER.

*A reduction in place of use may result in a reduction of the authorized rate and quantity. See K.A.R. 5-3-23 for details.*

**\*Note: Applicant must submit a map detailing the proposed place of use\***

IF IRRIGATION USE

Owner(s) - 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			

*List any other water rights that cover this place of use. \_\_\_\_\_*

Owner(s) - 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				

*List any other water rights that cover this place of use. \_\_\_\_\_*

*If more space is needed, attach additional sheets as necessary.*

IF NON-IRRIGATION USE

Describe: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

E.  REDUCTION IN THE **TYPES OF BENEFICIAL USE** AUTHORIZED.

It is requested that the types of beneficial use of water be reduced to: \_\_\_\_\_

**COMMENTS:** \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_



WATER RESOURCES  
RECEIVED  
File No. 3970  
JAN 21 2022

Request to Reduce, Page 3

The request must be signed by all owners of the place of use authorized by the water right or permit and his or her spouse, if married. Please indicate if there is no spouse. Unless the water right or permit has been legally severed from the authorized place of use, the owners of the water right or permit are the owners of the authorized place of use. If land is being purchased under contract, the seller must sign as owner 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, the undersigned owner of this water right or permit declare that: (1) I am freely and voluntarily choosing to reduce the water right listed; and (2) I am waiving any rights to a hearing or an appeal that I may have had regarding the reduction of the water right listed.

I declare that I am an owner, as identified herein, or that I represent an owner, as identified herein, and am authorized to make this request on his or her behalf.

Dated at FOWLER, Kansas, this 18<sup>th</sup> day of January, 2022.  
(City) (Month) (Year)

Mike Lee  
(Owner)

Rose M Lee  
(Spouse)

Mike Lee  
(Print)

Rose M. Lee  
(Print)

\_\_\_\_\_  
(Owner)

\_\_\_\_\_  
(Spouse)

\_\_\_\_\_  
(Print)

\_\_\_\_\_  
(Print)

\_\_\_\_\_  
(Owner)

\_\_\_\_\_  
(Spouse)

\_\_\_\_\_  
(Print)

\_\_\_\_\_  
(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 18 day of January, 2022.  
(Month) (Year)

My Commission Expires: 06-22-2024

[Signature]  
Notary Public  
NOTARY PUBLIC - State of Kansas  
LeAnn Shuler

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 GMD3 Office, Kansas, this 20<sup>th</sup> day of December, 20 21.

Rae M Lee  
 \_\_\_\_\_  
 (Owner)

Mike Lee  
 \_\_\_\_\_  
 (Spouse)

Rose M. Lee  
 \_\_\_\_\_  
 (Please Print)

Mike Lee  
 \_\_\_\_\_  
 (Please Print)

\_\_\_\_\_  
 (Owner)

\_\_\_\_\_  
 (Spouse)

\_\_\_\_\_  
 (Please Print)

\_\_\_\_\_  
 (Please Print)

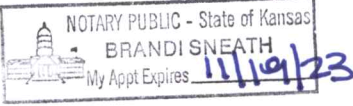
\_\_\_\_\_  
 (Owner)

\_\_\_\_\_  
 (Spouse)

\_\_\_\_\_  
 (Please Print)

\_\_\_\_\_  
 (Please Print)

State of Kansas }  
 County of Finney } SS



I hereby certify that the foregoing application was signed in my presence and sworn to before me this 20th day of December, 20 21.

Brandi Sneath  
 \_\_\_\_\_  
 Notary Public

My Commission Expires 11/19/23.

**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. 3,970.

1. A change application was received on December 21, 2021 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, 20**, or within any authorized extension of time. By March 1, 20   the applicant shall notify the Chief Engineer that construction of the works for diversion has been completed, on the form provided by the Chief Engineer, as required by K.A.R. 5-8-4e.  Applicable  Not Applicable
9. **The completed well log shall be submitted with the required notice.**  Applicable  Not Applicable
10. All diversion works into which any type of chemical or other foreign substance will be injected into the water shall be equipped with an in-line, automatic, quick-closing check valve capable of preventing pollution of the source of the water supply. The check valve(s) shall be installed, operated and maintained in accordance with K.A.R. 5-3-5c.  Applicable  Not Applicable
11. Additional Conditions are attached.  Yes  No
12. In accordance with K.S.A. 82a-708a, as amended, and K.A.R. 5-5-14, all of the owners of the authorized place(s) of use of water appropriated under the above-referenced file number are responsible for compliance with its terms, conditions and limitations, as amended and/or supplemented by this Summary Order, and with applicable provisions of the *Kansas Water Appropriation Law* and the *Rules and Regulations* promulgated thereunder. Failure to comply with these provisions may result in civil penalties pursuant to K.S.A. 82a-737, as amended, and/or the suspension or revocation and dismissal of the water or appropriation right or any other enforcement actions authorized by law.

**Administrative Appeal and Effective Date of Order**

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

*For Use by Register of Deeds*

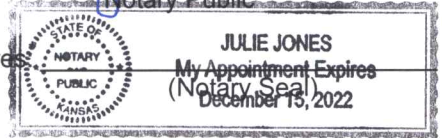
FOR OFFICE USE ONLY  
**APPLICATION APPROVED AND SUMMARY ORDER ISSUED**

By: 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: January 25, 2022  
State of Kansas )  
County of Ginney ) SS

Acknowledged before me on January 25, 2022  
by Michael A. Meyer  
Signature: Julie Jones  
Notary Public

My commission expires \_\_\_\_\_  
JULIE JONES  
My Appointment Expires  
(Notary Seal)  
December 15, 2022



ADDITIONAL CONDITION TO  
SUMMARY ORDER APPROVING APPLICATION FOR CHANGE  
AND IMPOSING CONDITIONS,  
Water Right, File Nos. 3,970

The effective date of the change shall be the date this attached order is executed by the Chief Engineer, after which the following condition is included as a condition of the approval of the attached application for change in place of use.

**This order effectively reduces the authorized maximum annual quantity of water to 358 acre feet, from the authorized point of diversion for irrigation use on the land described herein.**

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

(Print Name): Michael A. Meyer  
Division of Water Resources Kansas Department of Agriculture

Dated of Issuance: January 25, 2022

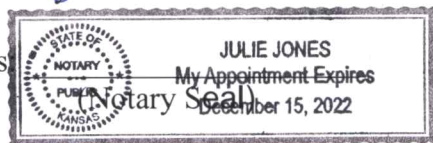
State of Kansas                     )  
  ) SS  
County of Finney                 )

Acknowledged before me on the 25<sup>th</sup> day of January 2022

By Michael A. Meyer

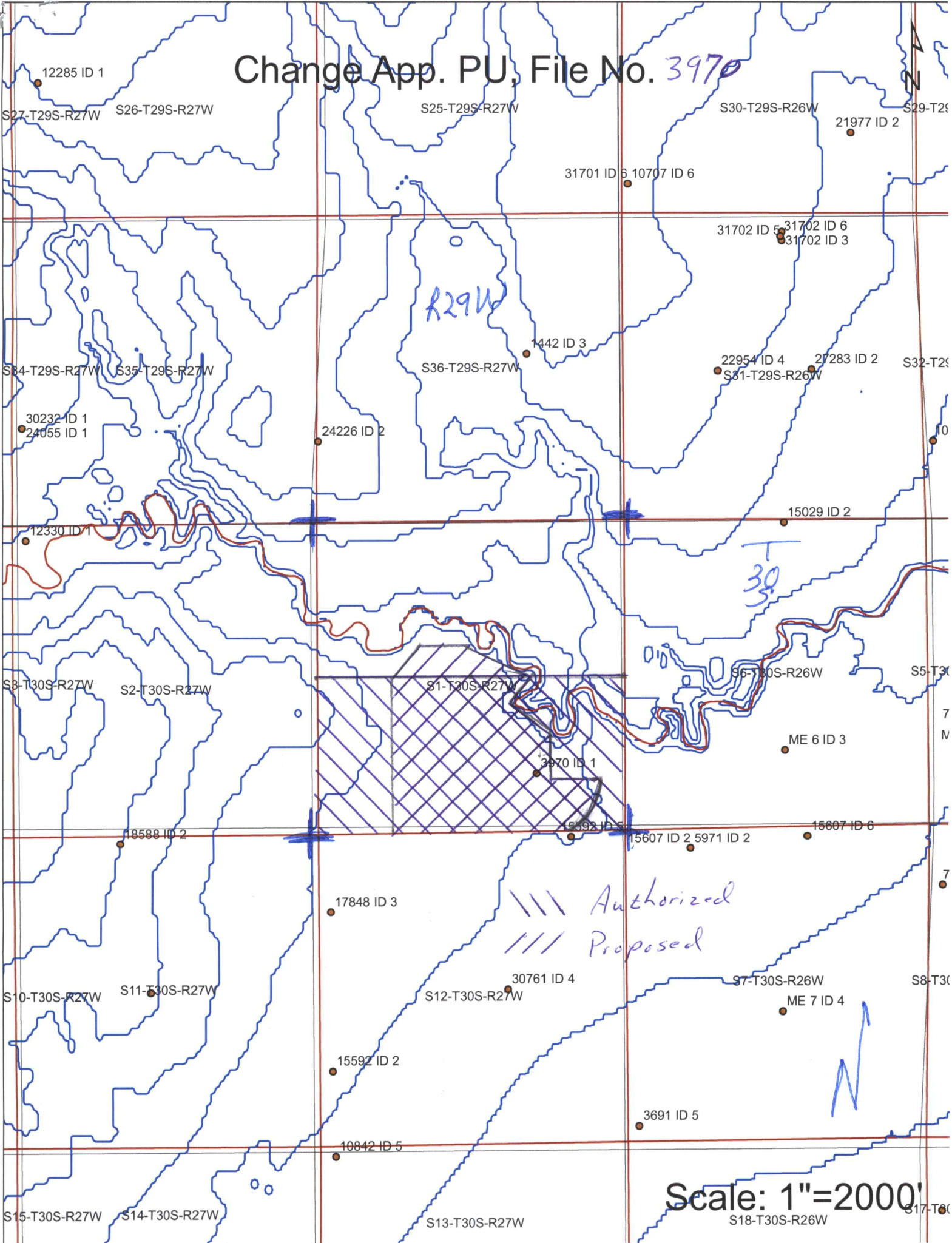
Signature *Julie Jones*  
Notary Public

My Commission expires

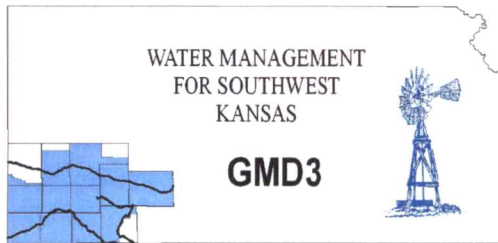




# Change App. PU, File No. 3970



Scale: 1"=2000'



**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](http://www.gmd3.org)

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December 13, 2021

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

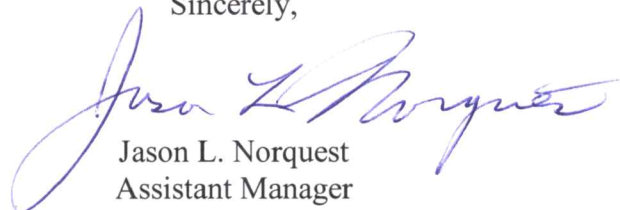
RE: Application for Change in Place of Use  
Water Right, File No. 3970

Dear Mike:

We have assisted with 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 acres to better suit the operation and create a complete overlap in place of use and is 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

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

November 23, 2021

MIKE LEE  
1161 25 RD  
FOWLER, KS 67844

RE: Field Office Application for Change  
Water Right, File No. 3970

Dear Sir:

An *Application to Change the Place of Use* was received in this office on December 21, 2021. The application proposes to decrease the authorized acres and rearrange acres for authorization for an updated farm practice.

Based on the proposal, the application shall meet the criteria under K.A.R. 5-2-23 , "*Maximum reasonable annual quantity approvable for irrigation use for an application for change in place of use...*". Under this proposal, the total maximum acres proposed are 179 acres. Based on the regulation, the maximum quantity of water reasonable to irrigate crops in this region is 2.0 acre feet per acre. Therefore, based on your proposal, the maximum acre feet shall not exceed 2.0 acre feet per acre on 179 acres or a maximum total of 358 acre feet. Please note that the current authorized acre feet quantity is 371 acre feet.

For your application to retain its priority of filing and to be in proper form to comply with the regulations, enclosed is a *Request to Reduce a Portion of an Existing Water Right* form. The form proposes the water right to be reduced to 358 acre feet. Please review the form and if you agree, please have you and your spouse sign the form in the presence of a notary and return the form to this office (address located on the top left-hand corner of the application) within 30 days. There is no fee for this form.

Please provide the requested form within **30 days or by January 24, 2022** from the date of this letter to complete the application. Failure to respond to this letter by January 24, 2022, will cause dismissal of the application.

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 black ink that reads "Michael A. Meyer".

Michael A. Meyer  
Water Commissioner

MAM  
enclosure

pc: GROUNDWATER MANAGEMENT DISTRICT NO. 3