## Kansas Department of Agriculture Division of Water Resources

### **CHANGE: P/U WORKSHEET**

1. File Number:	2. Status Change Date:	3. Change Num:	4. Field Office:	5. GMD:					
9643		C1	4	1					
6. Status: Approved Den	ied by DWR/GMD	Dismiss by Reques	st/Failure to Return	7. Filing Date of Change:					
8a. Applicant(s)  New to system □	Person ID 61407 Add Seq#	8c. Landown New to sy	7 7	Person ID 1999 Add Seq#					
CHRIS & SHAWN HOLO 2730 E ROAD 240 SCOTT CITY, KS 67871-4		4000 E	BROOKOVER CATTLE CO INC 4000 E ROAD 200 SCOTT CITY, KS 67871-4061						
8b. Landowner(s) New to system ☐  RICHARD L & PATRICIA 8912 MILLSTONE DR LENEXA, KS 66220-2552		8d. WUC New to sy	rstem 🗌	Person ID Add Seq#					
9. Documents and Enclosure(s): DWR Meter(s) Date to Comply: 12/31/2022									
10. Use Made of Water From:		To: _		_					
			Date Prepared: <b>2/9/20</b> Date Entered:	<b>22</b> By: <b>AM</b> By:					

File No.	9643			11. 0	County	SC	Ва	sin: W	HITE	NOMA	N CRI	EEK		St	tream:							Fo	rmation C	Code: <b>211</b>	Special Use:	
12. Poi CHK MOD	ints of Dive	ersio	n																and Qu			A	dditional			
DEL ENT	PDIV	Q	ualifier		S	Т	R	ID		'n	ʻW		Com	ment	(AKA I	_ine)	į	Rate		Quantit af/mgy		Rate gpm/c		antity /mgy C	Overlap PD Files	
СНК	18705																									
																						-		<u> </u>		
13. Sto	rage: Rate	e				NF	Qua	ntity					ac/ft	A	ddition	al Rat	e				NF	Addi	tional Qua	antity		_ ac/ft
14. Lim	itation:				_af/yr	at				gpm (_				cfs) w	hen co	mbine	d with	file nu	umber(	s)						
Lim	itation:				_af/yr	at				gpm (_				cfs) w	hen co	mbine	d with	file nu	umber(	s)						
15. 5YF	R Allocatio	n:	Allocation	Туре		_ Sta	art Yea	r		5 YR	Amou	nt		Amo	unt Ur	nit	_	Base	Acres		_ C	omment.				
16. Pla	ce of Use				NE1/4				NW¹/4				SW1/4				SE1/4			Total	Owner	Chg?	Overlap Files			
MOD DEL ENT	PUSE	S	T R		D	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1⁄4	NW 1/4	SW 1/4	SE 1/4					
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MOD 2	2007	12	18S33	W :	3							3	20	25	40	40	40					168	8c	N	MULTIPLE	
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Base A	cres:		Year:		N	/linimur	n Reas	onable	e Qua	ntity:																
Comme	ents: <b>OV</b>	ERI	LAP FIL	.ES	ON F	U: S	C-32	; 224	l; 55	54D1	l; 55	54D	2; 96	643;	2514	19	CC	OMB	INE	PUSE	IDS	2007	(KEEP	) & 349	56 (DELETE)	

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

February 9, 2022

BROOKOVER CATTLE CO INC 4000 E ROAD 200 SCOTT CITY, KS 67871-4061

RE:

Filed Office Application for Change Vested Right, File No. SC-032 and

Water Right, File Nos. 224; 5,554-D1; 5,554-D2; 9,643 & 25,149

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 9<sup>th</sup> day of February, 2022, I hereby certify that the foregoing Approval of Application for Change in Place of Use, Vested Right, File No. SC-032 and Water Right, File Nos. 224; 5,554-D1; 5,554-D2; 9,643 & 25,149 dated 9<sup>th</sup> day of February, 2022 was mailed postage prepaid, first class, US mail to the following:

BROOKOVER CATTLE CO INC 4000 E ROAD 200 SCOTT CITY, KS 67871-4061

Pc:

RICHARD L & PATRICIA A SCHRODER 8912 MILLSTONE DR LENEXA, KS 66220-2552

CHRIS & SHAWN HOLOVACH 2730 E ROAD 240 SCOTT CITY, KS 67871-4152

GROUNDWATER MANAGEMENT DISTRICT NO. 1

Division of Water Resources Staff

SAM #10

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.	f 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	ng the authorized and proposed point(s)
of diversion and/or place of use.	
	RECEIV
File No. 9643	_110:19 A
File No. 9043	EED AR -

						F	ile No	. <u>9643</u>											FEB 07 202	
1.	Applica	tion is he	reby n	nade fo	or appi	oval o	f the C	hief E	nginee	r to ch	ange t	the (ch	eck or	ne or b	oth):		_	Gard		
						⊠ P	lace of	Use			Point (	of Dive	ersion				D	Ivision	en City Field C of Water Res	
1	under th	ne water	right v	vhich is	s the s	ubject	of this	applica	ation in	n acco	rdance	with t	he cor	ndition	s desc	ribed b	elow.			
	The sou	irce of si	apply is	s:		⊠ G	round	water			Surfac	ce wat	er							
).	Name a	ind addre	ess of	Applica	ant: C	HRIS	& SHA	WN H	OLOV	ACH										
			ress of Applicant: CHRIS & SHAWN HOLOVACH 240 SCOTT CITY KS 67871-4152																	
	Phone Number: () Email address:																			
		ROAD 2																		
	Phone I	Number:	(	)					Email	addres	SS:									
	The pre	sently a	uthoriz	ed pla	ce of u	se is:														
		of Land -					HMEN	Т												
				ESS:																
	(If there	is more th						ntal sh	eets as	neces	sary.)									
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Sec	. Twp.	Range	NE1/4	NW1/4		SE1/4	NE1/4			SE1/4	NE1/4		SW1/4	SE1/4	NE1/4	NW1/4		SE1/4	ACRES	
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		pplication of Land -			-															
9	Owner						HIVIEN													
	(If there	is more th									sary)								-	
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5.	Presently authorized point of diversion:		
	One in the Quarter of the	Quarter of the	Quarter
	of Section, Township		
	in County, Kansas, fe	et North feet West of Southeast corn	er of section.
	Authorized Rate Authorized Quantity	Depth of well (fe	eet)
	(DWR use only: Computer ID No GPS _		
	☐This point will not be changed ☐This point will be changed as		
	Proposed point of diversion: (Complete only if change is		
	One in the Quarter of the	Quarter of the	Quarter
	of Section, Township	South, Range	(W),
	in County, Kansas, fe	et North feet West of Southeast corn	er of section.
	Proposed Rate Proposed Quantity	Proposed well depth (feet)	
L	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 of Section, Township	Quarter of the	Quarter
	of Section, Township	South, Range	(W),
	in County, Kansas, fe	et Northfeet West of Southeast corn	er of section.
1	Authorized Rate Authorized Quantity		
	(DWR use only: Computer ID No GPS _		
- 1	☐ This point will not be changed ☐ This point will be changed as		
	Proposed point of diversion: (Complete only if change is		
	One in the Quarter of the	Quarter of the	Quarter
	of Section, Township		(W),
1	in County, Kansas, fe		
	Proposed Rate Proposed Quantity		——————.
L	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?		
٠.	(please be specific) CREATE A COMPLETE OVERLAP	North	
	IN PLACE OF USE UNDER FILE NOS. SC-32; \$8-224;	300 200 100 0 100 200 prinning	
	5554-D1; 5554-D2; 9643 & 25149		
8	If a well, is the test hole log attached?  Yes  No	200 + + + + + + + + + + + + + + + + + +	. 3
0.	in a moni, to the took more roy attackness. In 1950	200 + + + = + + +	200
9.	The change(s) (was)(will be) completed by?	E/ =	100
	UPON APPROVAL	100	100
			1
10.	If the point of diversion is a well:		3
	(a) What are you going to do with the old well?	West 0	0 East
	N / A	<u> </u>	1
		100 1 +   +   =   +   +	100
	(b) When will this be done? N / A		/=
4.4	O		300
11.	Groundwater Management District recommendation attached?  Yes No	200 + + + + + + + + + + + + + + + + + +	200
	Lifes Mino		크
12.	Assisted by AM / GCFO	300 200 100 0 100 200	717777 117777 117777
40	15th	South Scale: 1 hashr	
13a	I.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 reloca	ated within a 300
	a topographic map or aerial photograph. For groundwater	foot radius of the existing point of diversion, inc	dicate its location
	sources, show all wells (including domestic) within one-half mile of the proposed point of diversion and the names and mailing	on the diagram shown above in relation to the diversion. The proposed point of diversion	
	addresses of the owners. For surface water sources, show the	within the circle shown above. (PLEASE NO	TE: The "X" in
	names and addresses of the landowner(s) one-half mile downstream and one-half mile upstream from your property		tne presently
	P	and the second s	

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 NOS. 9643 & 25149

MAKE ADDITIONAL COPIES AS NECESSARY

		ed: The f Land		AME:	BROC	KOVE	R CA	TTLE (			37871-	4061								
				NII.	-1/			N.II.	8.M./			01	A # /				-1/		TOTAL	
Sec.	Twp.	Range	NE1/4		5W1/4	SE1/4	NE1/4		N1/4 SW1/4	SE1/4	NE1/4		N1/4 SW1/4	SE1/4	NE1⁄4		5W1/4	SE1/4	TOTAL ACRES	
12	18S	33W	INE/4	1900/4	30074	JE/4	INE 74	1977/4	300/4	SE/4	25	40	40	40	INE /4	1999/4	300/4	JL/4	145	
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			ADDR	ESS.																
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Sec.	Twp.	Range	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1⁄4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	ACRES	
		ed: If the f Land -		AME:	BROC	KOVE	R CA	TTLE	COINC				the pla	ace of	use be	chan	ged to:			
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					=1/4				V <sup>1</sup> / <sub>4</sub>		SW1/4					SI	TOTAL ACRES			
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Sec.	Twp.	Range	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW <sup>1</sup> / <sub>4</sub>	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	ACRES	
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			-											-	-	•		•		

Page \_\_\_\_\_

File No. \_\_\_\_\_

DWR 1-121-2 (Revised 5/1/2019)

14. If the proposed groundwater point of diversion is 300 or fewer feet from	om the existing point of diversion, complete the following:						
<ul> <li>(a) Does the undersigned represent all owners of the currently auth</li> <li>☐ Yes</li> <li>☐ No</li> <li>(If no, all owners must sign this applied)</li> </ul>							
<ul> <li>(b) Will the ownership interest of any owner of the currently author affected if this application is approved as requested?</li> <li>Yes</li> <li>No</li> <li>(If yes, all owners must sign this application)</li> </ul>							
(c) If this application is not approved expeditiously, will there be sub ☐ Yes ☐ No (If no, all owners must sign this applie							
If the application proposes a surface water change in point of diversion, a or a change in place of use, the application must be signed by all owners agent (attach notarized statement authorizing representation).	a groundwater change in point of diversion greater than 300 feet, of the currently authorized place of use, or their duly authorized						
I hereby verify, being first duly sworn upon my oath or affirm age and the owner, the spouse of the owner, or a duly author their behalf, in regards to the water right(s) to which this appropriate true, correct and complete.	ized agent of the owner(s) to make this application on plication pertains. I further verify that the statements						
Dated at Scott City, Kansas, this	7 day of 7 E Dr. VARY, 2022.						
San Burkoner							
(Owner)	(Spouse)						
SAM Brookover							
(Please Print)	(Please Print)						
Patricia Schrador	(Spouse)						
(Please Print)	(Please Print)						
(Owner)	(Spouse)						
(Please Print)	(Please Print)						
State of Kansas							
County of Scott							
I hereby certify that the foregoing application was signed in of FEBRUARY 20 12	my presence and sworn to before me this 774 day						
THOMAS R. SHIRLEY Notary Public, State of Kan	sas ( )						
My Commission Expires 5/18/24 My Appointment Expires	Notary Public						
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 SCHEDU	JLE						
Each application to change the place of use or the point of diversion under forth in the schedule below: Make checks payable to: <b>Kansas Departm</b> (1) Application to change a point of diversion 300 feet or less  (2) Application to change a point of diversion more than 300 feet	er this section shall be accompanied by the application fee set ent of Agriculture\$100						
(3) Application to change the place of use							

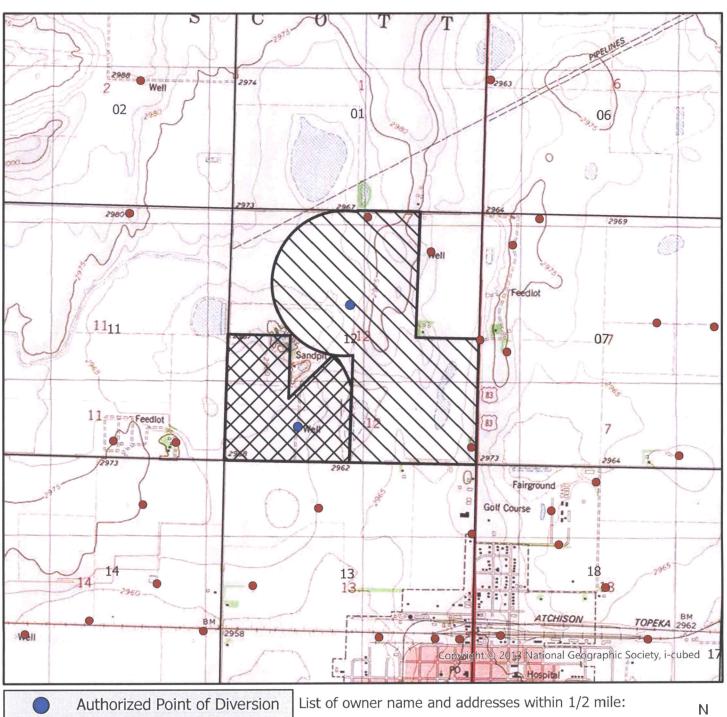
### SUMMARY ORDER APPROVING APPLICATION FOR CHANGE AND IMPOSING CONDITIONS

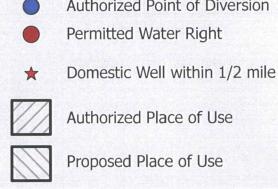
pro	visions of the Kansas Water Appropriation Law, K.S.A. 82a-7	8b, as amended, and K.A.R. 5-5-1, et seq. and other applicable 701 et. seq., and rules and regulations promulgated thereunder, this Summary Order does not change the terms, conditions and							
1.	A change application was received on	requesting that the place of use and / or point of er be changed as described in the application.							
2.		norized place(s) of use shall be located substantially as shown on ange the place of use. Applicable \(\simeg\) Not Applicable							
3.		ts and shall be limited to the same source or sources of water as y this summary order shall be located within a foot e Not Applicable							
4.	The point(s) of diversion described herein is administrative Positioning System (GPS), as described in the application.	ly corrected to be more accurately described using the Global ☐ Applicable ☒ Not Applicable							
5.	The point(s) of diversion authorized herein shall not actually be authorized point(s) of diversion.   Applicable	pe located more than feet from the previously of Applicable							
6.		ell with a diversion rate of 100 gallons per minute or more, a tube nts shall be installed, operated and maintained in accordance with							
7.	<b>December 31, 20</b> —, or before the first use of water, operated and maintained in accordance with K.A.R. 5-1-4 to	perly install an acceptable water flow meter on or before whichever occurs first. The water flow meter shall be installed, hrough 5-1-12. As required by K.S.A. 82a-732, as amended, and the reading of the water flow meter and the total quantity of water ag the end of each calendar year.							
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 requir	red notice.   Applicable   Not Applicable							
10.	with an in-line, automatic, quick-closing check valve capab	oreign substance will be injected into the water shall be equipped ole of preventing pollution of the source of the water supply. The naccordance 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 number limitations, as amended and/or supplemented by this Sum Appropriation Law and the Rules and Regulations promul	R. 5-5-14, all of the owners of the authorized place(s) of use of er are responsible for compliance with its terms, conditions and mary Order, and with applicable provisions of the <i>Kansas Water</i> lgated thereunder. Failure to comply with these provisions may ended, and/or the suspension or revocation and dismissal of the ns authorized by law.							
4	Administrative Appeal and Effective Date of Order	FOR OFFICE USE ONLY							
If vo	ou are aggrieved by this order, pursuant to K.S.A. 82a-1901,	APPLICATION APPROVED AND							
you	may request an evidentiary hearing before the Chief	SUMMARY ORDER ISSUED							
	ineer or request administrative review by the Secretary of iculture. A request for hearing by the Chief Engineer must be	By: Int. Malh							
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): Austin Mollock							
revi 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	Date of Issuance: Tebruary 1, 2022							
pred	02. Failure to timely request a hearing or review may clude review under the Kansas Judicial Review Act.	State of Kansas ) ) SS							
	For Use by Register of Deeds	County of Stenney )							
		Acknowledged before me on Gebruary 9, 2022							
		by Austin McColloch							
		Signature: Alexander Alexa							
		STATE ONLY							
		My commission expires    My Appointment Expires   Wy Appointment Expires   December 15, 2022							

File No. 9643

# CHANGE IN PLACE OF USE WATER RIGHT, FILE NO. 9643 & 25149

Section 12 Township 18 South Range 33 West Scott County





0.5 Miles

0.13 0.25



By signing below I agree that all wells, including domestic, and owners names and addresses within 1/2 mile of the proposed point of diversion have been shown on the map

(Signature) Date AM/GCFO 1:24,000 Scale