Kansas Department of Agriculture Division of Water Resources

CHANGE: P/D WORKSHEET

1. File Number:	2. Status Change Date:	3. Change Num:	4. Field Office:	5. GMD:
10871	12-1-2023	C2	04	03
6. Status: ☐ Approved ☐ Deni	ed by DWR/GMD	Dismiss by Reques	t/Failure to Return	7. Filing Date of Change:
				11/28/2023
8a. LANDOWNER, New to system □	Person ID 57794 Add Seq#	8c. Correspond		Person IDAdd Seq#
MCCLUNG LAND CO LLO PO BOX 427 ELKHART, KS 67450-042				
				: · · · ·
8b. Landowner(s), New to system □	Person ID	8d. correspor		Person ID 38730 Add Seg#
The state of the s		MITCH ATTN: PO BO	ELL FARMS HAAR WEST UN	IIT
9. Documents and Enclosure(s): ⊠ DV	VR Meter(s) Date to Comp	lv: 12/31/2024	☑ N & P Date to	Comply: 3/1/2025
☐ Anti-Reverse Meter ☐ Meter	1 <u>*</u>			Oriller Copy ☐ H & E Letter
	ed: Da			o Comply:
10. Use Made of Water From:		To: _		
			Date Prepared: 12/01 Date Entered:	I/2023 By: MAM By:

File No. 10871		11. Cour	nty: N	ſΤ	Bas	sin: CI	MARF	RON R	IVER			S	tream:	,						Formation Code: 211 Special Use:				
12. Points of Diversi CHK MOD DEL PDIV ENT	ion Qualifier	s	ר	Г Б	2	ID	¢	N	ʻW	,	Com	nment	(AKA I	_ine)				,	ty	Ad Rate gpm		uantity	Overlap PD Files	
DEL 39367 DEL 49768																				ē				
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CHK 11627 S	SWNWSW	17	35	39W		1	15	70	527	0	-					COM	BINE	D RAT	E ANI	D QUAN	NTITY)		none	er .
La di Laboratoria di Caratta di C	SW NW SE			39V		2		52	247											D QUAN			none	
CHK 70270 S	OT 4 (SWS WNWSE ot 3 (NWSW	13	35 35 35		/	4 7	2	73 162 697	506 240 513	4			-			(CON	IBINE	D RA	TE AN	D QUAN ID QUAI) QUAN	NTITY)	_	none none	
13. Storage: Rate			_ NF	:	Quan	tity			- !'	-	ac/ft	A	ddition	al Rat	e			1	NF	Addi	tional Qu	uantity		_ac/ft
14. Limitation:								gpm (_ gpm (_													7			
15. 5YR Allocation:	Allocation -									nt														
16. Place of Use CHK				- 2	NE	:1/4		l.	NV	V¹/₄	,	,	sv	V¹/₄	- 1_ à		s	E¼		Total	Owner	Chg?	Overlap Files	
MOD DEL ENT PUSE S	TR	ID		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 ¼	NE ¼	NW 1⁄4	SW 1/4	SE 1/4	1		Janes .		
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Base Acres: Comments:	Year:		Min	imum	Reaso	onable	Quan	itity:																

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

December 1, 2023

MITCHELL FARMS Attn: HAAR WEST UNIT PO BOX 427 ELKHART, KS 67950-0427

RE:

Water Right, File Nos. 10871 & 18827

Dear Sir or Madam:

Enclosed are orders 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 this enclosure and to the terms, conditions, and limitations specified in this approval for change. A condition of this approval is that acceptable water flowmeter 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 installation of the required meter as soon as these actions are completed.

Since these orders modify the original documents referred to above, they should be recorded with the Register of Deeds as other instruments affecting real estate.

The abandoned wells must be plugged in accordance with the requirements of Article 30 of the Rules and Regulations as adopted by the Kansas Department of Health and Environment.

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

Sincerely,

Michael A. Meyer

Water Commissioner

MAM: enclosures

pc:

MCCLUNG LAND CO LLC PO BOX 427 ELKHART, KS 67450-0427

CERTIFICATE OF SERVICE

On this 1st day of December 2023, I hereby certify that the foregoing Approval of Application for Change in Point of Diversion, Water Right, File Nos. 10,871 and 18,827, dated 1st day of December 2023 was mailed postage prepaid, first class, US mail to the following:

MITCHELL FARMS Attn: HAAR WEST UNIT PO BOX 427 ELKHART, KS 67950-0427

With photocopies to:

MCCLUNG LAND CO LLC PO BOX 427 ELKHART, KS 67450-0427

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.

Sec. Twp. Range NE½ NW½ SE½ NE½ NE½ NW½ SE½ NE½ NE½ NW½ SE½ NE½ NW½ SE½ NE½ NW½ SE½ NE½ NW½ SE½ NW½ SE½ NW½ SE½ NE½ NW½ SE½ NW½ SE½ NW½ SE½ NW½ SE½ NE½ NW½ SE½ NW½ SE½ NE½ NW½ SE½ NW½ SE½ NE½ NE½ NW½ SE½ NE½ NW½ SE½ NE½ NE½ NE½ NW½ SE½ NE½ NE½ NW½ SE½ NE½ NE½ NE½ NW½ SE½ NE½ NE½ NE½ NW½ SE½ NE½ NE½ NE½ NW½ SE½ NE½ NE½ NE½ NE½ NE½ NE½ NE½ NE½ NE½ N	of diversion and/or p	olace of	f use.								_							EIVED
Place of Use Point of Diversion						File No	. 1087	1									NOV 2	8 2023
The source of supply is:	Application is h	ereby n	nade f	or app				ingine					ne or b	oth):	D	Gard ivisio	len City n of Wa	/ Field Offic ater Resour
2. Name and address of Applicant: McClung Land Co LLC PO Box 427, Elkhart, KS 67950 Phone Number: () Email address: Name and address of Water Use Correspondent: Mitchell Farms, Haar West Unit PO Box 427, Elkhart, KS 67950 Phone Number: () Email address: 3. The presently authorized place of use is: Owner of Land NAME: ADDRESS: (If there is more than one landowner, attach supplemental sheets as necessary.) Sec. Twp. Range NE½ NW½ SW½ SE½ NE½ NW½ SW½ SE½ NE½ NW½ SW½ SE½ ACM NE½ NW½ SW½ SE½ NE½ NW½ SW½ SE½ ACM NE½ NW½ SW½ SE½ (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: ADDRESS: (If there is more than one landowner, attach supplemental sheets as necessary.)				s the s									ndition	s desc	ribed b	pelow.		
PO Box 427, Elkhart, KS 67950 Phone Number: ()	The source of s	supply is	s:			Fround	water			Surfa	ce wat	er						
Name and address of Water Use Correspondent: Mitchell Farms, Haar West Unit PO Box 427, Elkhart, KS 67950 Phone Number:				100	lcClun	g Land	Co LI	LC										
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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: ADDRESS: (If there is more than one landowner, attach supplemental sheets as necessary.) NE½ NW½ SW½ SE½ T								1	I		T					7.7		TOTAL
Owner of Land NAME: ADDRESS: (If there is more than one landowner, attach supplemental sheets as necessary.) NE½ NW½ SW½ SE½ T	Sec. Twp. Range	NE%	NVV/4	SVV%	SE%	NE%	NVV/4	SWA	SE%	NE%	NVV/4	SVV/4	SE%	NE%	NVV/4	SVV%	SE%	
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NE¼ NW¼ SW¼ SE½ T	Owner of Land	ADDR	AME: ESS:								ace of	use be	chan	ged to				
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	1																	
For Office Use Only: Code Fee \$ 100.00 TR # Receipt Date 11 · 28 · 23 Check # 183	For Office Use	Only	Code		Fo	e \$ 1/-	20 00	TP	#		R	eceint	Date	11.25	2.72	Chec	k# 7	738

5.	Presently authorized point of diversion:				
	One in the SW Quarter of the	SW	Quarter of the	sw	Quarter
	of Section 8, Township	35	South, Range	39	West,
	of Section 8 , Township in Morton County, Kansas, 156	feet North	5250 feet West of S	Southeast corner	of section.
1714	Authorized Rate 3260 GPM Authorized Quantity	2166 AF	Depth of well	(feet)
-	(DWR use only: Computer ID No. 3 GI				
	☐This point will not be changed ☐This point will be change	ged as follows: [No change, point better d	escribed with GPS	as follows:
	Proposed point of diversion: (Complete only if chan	ge is requeste	ed or if existing point is	better describe	d by GPS)
	One in the Quarter of the				
	of Section, Township				
	in Morton County, Kansas, 5118				
	Proposed Rate <u>no change</u> Proposed Quantity _	no change	Proposed well depth	(feet)50	0
L	This point is: Additional Well Geo Center List	other water rigl	nts that will use this point		
. [Description of the selection of the sele				
6.	Presently authorized point of diversion:		Out the state		0
	One in the Quarter of the				
	of Section, Township in County, Kansas,	fact North	South, Range	Pouthanat corner	of acction
	Authorized Rate Authorized Quantity	teet North _	Donth of well	foot	of section.
	(DWR use only: Computer ID No GI	ne /	foot North	foot Mos	+1
	☐ This point will not be changed ☐ This point will be changed				
	Proposed point of diversion: (Complete only if chan				
	One in the	ge is requeste	Ouarter of the	better describe	Quarter
	One in the Quarter of the of Section, Township		South Range		Quarter
	in County, Kansas,	feet North	feet West of S	Southeast corner	of section
	Proposed Rate Proposed Quantity _	1001 1401111 _	Proposed well depth	(feet)	or ocolion.
15	This point is: Additional Well Geo Center List				
7.	The changes herein are desired for the following reasons?				
	(please be specific)		300 200 100 No	rth	n 300
		- 1	Emlindindindindindindindindindindindindindi	indentification of	, Emling
			300 200 100 No 	-	. =
8.	If a well, is the test hole log attached? X Yes No	20	10 L L L L L	$\begin{bmatrix} 1 & 1 & 1 & 1 \end{bmatrix}$	1 = 200
0	The change(s) (was)(will be) completed by?				/ 3
9.	The change(s) (was)(will be) completed by?		E/		
	As soon as possible	. 10		- 1 + 1 +	100
10.	If the point of diversion is a well:		₽ =		
	(a) What are you going to do with the old well?	West	o tindinalandanda	Dudun mini	O East
	(a) Jou going to do milit the old from				=
	plug		A		1 1
	(b) When will this be done? As soon as possible	. 10	1 + 1 + 1		1 100
			F		/=
11.	Groundwater Management District recommendation	20	0=1+1+1	- 1 + 1 +	200
	attached? Yes No		E -\ -	/	

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.)

South

Endudanton tonton

100

200

300

12. Assisted by CI, GCFO

100 200 30 Scale: 1 hashmark=10 ft

300

5.	Presently authorized	point of dive	ersion:	1			1
100	One in the	SW	Quarter of the	SW	Quarter of the	Lot 4	(SWSW) Quarter
	of Section		, I ownship	35	South, Range	39	vvest,
	in Morton						
	Authorized Rate	O-GPM	Authorized Quantity	2166 AF	Depth of well		_ (feet)
1-6	(DWR use only: Com						
	☐This point will not be o						
	Proposed point of div	version: (Con	nplete only if chang	e is request	ed or if existing poi	nt is better des	cribed by GPS)
	One in theS	SWV	Quarter of the	SW	Quarter of the	Lot 4	(3W3W) Quarter
7.4	of Section	7	_, Township	35	South, Range	39	West,
	in Morton						
	Proposed Rate no						
L	This point is: Additi	onal Well L	Geo Center List o	ther water rig	hts that will use this p	point	
г							,
6.	Presently authorized	point of dive	rsion:			1072/	1115/11
	One in the of Section	V	Quarter of the		Quarter of the	2013 (1	Quarter
	of Section		_, Township	3	South, Range		West,
	In	County,	Kansas,	_ feet North _	teet Wes	st of Southeast of	corner of section.
	Authorized Rate						
	(DWR use only: Com	The state of the s					
	This point will not be o						
	Proposed point of div						
	One in the		Quarter of the		Quarter of the		Quarter
	of Section		_, Township	/	South, Range		West,
	of Sectionin Proposed Rate	County,	Kansas,	_ feet North _	feet Wes	st of Southeast o	corner of section.
	Proposed Rate	 	Proposed Quantity _		Proposed well d	epth (feet)	
L	This point is: Additi	onal Well L	Geo Center List o	ther water rig	nts that will use this p	point	•
7.	The changes herein ar	e desired for	the following reason	2			
	(please be specific)			31		North	
				300	200 100	0 100	200 300
						Ī.,	
8.	If a well, is the test hole	log attached?	⊠Yes □No				
				200	-1/1/1+1	= 1+1	+1==200
9.	The change(s) (was)(wil	l be) complete	d by?		-1/	= -	- \=
				100	1+1+1	三十十	+ 1 100
						E	
10.	If the point of diversion i				and and and a second	Ē	
	(a) What are you going	to do with the	old well?	West 0	ո վավավավուվուլ		THE C East
						= -	- 1
	(b) Mhon will this be de	222		100	+1+1+1	= 1 + 1	+ 1 100
	(b) When will this be do	one?				E	_ /4
11	Groundwater Manager	ant Diatrict	ammandation attacks	42 200		= + = + = +	1 = 200
11.	Groundwater Manageme	ent District reco	ommendation attached	d? 200	1 4 1 + 1	= + + 1	1 200
	□ 162					= -/	7 =
12.	Assisted by			5	300 100	0 100	
				300	0 200 100		200 300 hashmark=10 ft
13a	a. If the proposed point of c feet but within 2,640 feet	iversion will be t of the existing	relocated more than point of diversion, att	ach 13b If the	proposed point of di	version will be re	located within a 300
	a topographic map or	aerial photog	raph. For groundwa	ater foot	radius of the existing	point of diversion	indicate its location
	sources, show all wells (of the proposed point o	Including dom	estic) within one-half i	nile on th	ne diagram shown aborsion. The proposed	ove in relation to	the existing point of
	addresses of the owners	s For surface	water sources show	the withi	n the circle shown at	ove. (PLEASE	NOTE: The "X" in
	names and addresses downstream and one-h	s of the land	downer(s) one-half i	mile cent	er of diagram a orized point of diver	bove represen	ts the presently
	lines	upstr	can nom your prop	orty autil	onzed point of diver	5.01.,	

THE PLACE OF USE AND/OR POINT OF DIVERSION SUPPLEMENTAL SHEET

FILE NO. 10871

Presently author	rized point of dive	ersion:				ELECTRIC POPULATION
			NW	Quarter of the	NE	Quarter
of Section	18	Township	35	South Range	39	West
in Morton	County	Kansas 5090	feet North	South, Range South, Rest o	f Southeast corne	er of section
Authorized Rate	3260 GPM	Authorized Quantity	2166 AF	Denth of well	(fee	et)
(DWR use only:	Computer ID No.	1 GI	PS	Depth of well feet North	feet We	est)
This point will n	ot be changed	This point will be cha	nged as follows:	☐ No change, point bette	er described with G	PS as follows:
		nplete only if chan			or accompca vittin c	. • • • • • • • • • • • • • • • • • • •
One in the	or arversion: (ooi	Quarter of the	ge is requeste	Ouerter of the		Quarter
of Section		_ Quarter of the		South Pange		Quarter
in Section	County	rownship	foot North	South, Range	f Coutboost corns	or of coation
Proposed Pate	County	Proposed Quantity	ieet North	Proposed well den	th (foot)	ei oi section.
This point is:	Additional Well F	7 Geo Center Liet	other water righ	te that will use this noir	nt (leet)	
This point is.	Additional VVCII L	J OCO OCINCI LIST	other water right	Quarter of theSouth, Rangefeet West o Proposed well deputs that will use this poin	"	•
One in the	rized point of dive	Overden (1)		0	6)44	0
One in the	SW	Quarter of the	NW	Quarter of the	SW	Quarter
of Section	1/	, Township	35	South, Range	39	vvest,
In Morton	County	, Kansas,15/0	feet North	5270 feet West of	r Southeast corne	er of section.
Authorized Rate	3260 GPM	Authorized Quantity	2166 AF	Depth of well	(100	et)
(DWR use only:	Computer ID No.	This resistant the share	PS	Quarter of the South, Range 5270 feet West of Depth of well feet North	teet vve	est)
I nis point will n	of be changed	This point will be cha	nged as follows:	Mo change, point bette	er described with G	PS as follows:
		nplete only if chan				
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of Section		, Township		South, Range feet West o Proposed well dep		(E/W),
In	County	, Kansas,	feet North _	teet vvest o	f Southeast corne	er of section.
Proposed Rate _	A -1 -1141 1 \ \ \ \ - \ \ \ \ \ \ \ \ \ \	Proposed Quantity_	. 11 11	Proposed well dep	th (feet)	·
This point is:	Additional vveil L	J Geo Center List o	otner water righ	ts that will use this poir	11	•
	rized point of dive	ersion:				
One in the	SW	ersion: Quarter of the	NW	Quarter of the	SE	Quarter
One in the	SW	ersion: Quarter of the	NW 35	Quarter of the South, Range	SE 39	Quarter West,
One in the of Section in Morton	SW 18 County	ersion: _ Quarter of the, Township, Kansas. 1352	35 feet North	South, Range 2478 feet West o	39 f Southeast corne	West, er of section.
One in the of Section in Morton	SW 18 County	ersion: _ Quarter of the, Township, Kansas. 1352	35 feet North	South, Range 2478 feet West o	39 f Southeast corne	West, er of section.
One in the of Section in Morton Authorized Rate (DWR use only:	SW 18 County 3260 GPM Computer ID No.	ersion: _ Quarter of the, Township, , Kansas,1352 Authorized Quantity 2 GI	35 feet North 2166 AF	South, Range 2478 feet West o Depth of well feet North	39 f Southeast corne(fee	West, er of section.
One in the of Section in Morton Authorized Rate _ (DWR use only: This point will n	SW 18 County 3260 GPM Computer ID No. ot be changed	ersion: _ Quarter of the, Township , Kansas,1352 Authorized Quantity 2 GI This point will be cha	35 feet North 2166 AF PS nged as follows:	South, Range	39 f Southeast corne(fee	West, er of section.
One in the of Section in Morton Authorized Rate (DWR use only: This point will n Proposed point	SW 18 County 3260 GPM Computer ID No. of be changed of diversion: (Cor	ersion: _ Quarter of the, Township , Kansas,1352 Authorized Quantity 2 GI This point will be champlete only if cham	35feet North2166 AF PSnged as follows: ge is requeste	South, Range	39 f Southeast corne (feefeet We er described with G	West, er of section. et) est) est) eps as follows:
One in the of Section in Morton Authorized Rate (DWR use only: This point will n Proposed point	SW 18 County 3260 GPM Computer ID No. of be changed of diversion: (Cor	ersion: _ Quarter of the, Township , Kansas,1352 Authorized Quantity 2 GI This point will be champlete only if cham	35feet North2166 AF PSnged as follows: ge is requeste	South, Range	39 f Southeast corne (feefeet We er described with G	West, er of section. et) est) est) eps as follows:
One in the of Section in Morton Authorized Rate (DWR use only: This point will n Proposed point	SW 18 County 3260 GPM Computer ID No. of be changed of diversion: (Cor	ersion: _ Quarter of the, Township , Kansas,1352 Authorized Quantity 2 GI This point will be champlete only if cham	35feet North2166 AF PSnged as follows: ge is requeste	South, Range	39 f Southeast corne (feefeet We er described with G	west, er of section. et) est) est) eps as follows:
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One in the	SW 18 County 3260 GPM Computer ID No. ot be changed of diversion: (Cor	ersion: _ Quarter of the, Township, Kansas, 1352 Authorized Quantity GF This point will be chan Quarter of the, Township, Kansas, Proposed Quantity		South, Range	f Southeast corne feet We r described with G f Southeast corne th (feet)	West, er of section. et) est) est) est Guarter (E/W), er of section.
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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 current ☐ Yes ☐ No (If no, all owners must sign thi	
affected if this application is approved as requested?	authorized place(s) of use identified in this application be adversely
☐ Yes ☐ No (If yes, all owners must sign th	그 그리아 가는 그 그리가 하셨다. 내가 하고 있는 가 들었다. 나는 내가 없는 사람들이 없다. 그 나는 것이다.
(c) If this application is not approved expeditiously, will there Yes No (If no, all owners must sign this	
If the application proposes a surface water change in point of diversor a change in place of use, the application must be signed by all agent (attach notarized statement authorizing representation).	rsion, a groundwater change in point of diversion greater than 300 feet, owners of the currently authorized place of use, or their duly authorized
age and the owner, the spouse of the owner, or a duly a	affirmation and under penalty of perjury, that I am of lawful authorized agent of the owner(s) to make this application on its application pertains. I further verify that the statements lete.
Dated at EIKhar+ Kansa	is, this 17 day of November, 20,23.
	0
In Milotel	Hosa Mitchell
(Owner)	(Spouse)
BRIAN MITEHELL	ROSAMITCHELL
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
State of Kansas County of Morton	NOTARY PUBLIC - State of Kansas LINDSEY RENEE WHITE My Appt. Exp. 11-2-24
I hereby certify that the foregoing application was signed	d in my presence and sworn to before me this day
01 1000111001 , 20 005 .	Lindsey Bence White
My Commission Expires 11-02-2024	Notary Public
ONLY COMPLETE APPLICATIONS WILL BE PROCESSED. To be complete accurate information; maps, if necessary, must be included; signatures of a the appropriate fee must be paid.	lete, all of the applicable portions of the application form must be completed with all the appropriate owners' must be affixed to the application and notarized; and
FEE SO	CHEDULE /
forth in the schedule below: Make checks payable to: Kansas De (1) Application to change a point of diversion 300 feet or I (2) Application to change a point of diversion more than 3	on under this section shall be accompanied by the application fee set the partment of Agriculture ess

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. 10871 requesting that the place of use and / or point of A change application was received on 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 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 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 The point(s) of diversion authorized herein shall not actually be located more than authorized point(s) of diversion. Applicable \(\Boxed{D}\) 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 K.A.R. 5-6-13. Applicable Not Applicable The owner of the authorized place(s) of use shall properly install an acceptable water flow meter on or before **December 31, 20** 7, 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 Installation of the works for diversion of water shall be completed on or before December 31, 20 2/2, or within any authorized extension of time. By March 1, 20 2/2 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 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 \(\subseteq \) Not Applicable 11. Additional Conditions are attached. ☐ Yes X 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. 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 MICHAEZ days pursuant to K.S.A. 77-531. Any request for administrative (Print Name): review must state a basis for review pursuant to K.S.A. 77-527. File any request with **Kansas Department of Agriculture**, Division of Water Resources - Kansas Department of Agriculture Date of Issuance: Legal Division, 1320 Research Park Drive, Manhattan, KS 66502. Failure to timely request a hearing or review may State of Kansas preclude review under the Kansas Judicial Review Act. For Use by Register of Deeds Acknowledged before me on December 1, 2023 Signature Motary AARON T. HOLSTED My Appointment Expires My commission expires: (Notary 1823 at 8) 2027 TANSAS

Page 4

DWR 1-121 (Revised 09/11/2019)

File No. _

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Sec	-35-BIK 3		100
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WATER BRONT # 10871 Sec. 8-35-39 Co. MORTON Survey_ No. 31387 N3701001 W-101.59122 P.O. Box 784 Sunray, Texas 79086 (806) 948-4421 KEDNY MITCHER TARMS Test 🖾 Waterwell Q DATE A FROM TO DESCRIPTION SAND 150 200 440 (10) 300 MO Llun 460 (dia) Red alow 50 4/11

IAS PRINTING CO.