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

1. File Number: 13279	2. Status Change Date:	3. Change Num:	4. Field Office:	5. GMD:
6. Status: Approved De	enied by DWR/GMD	Dismiss by Reques	st/Failure to Return	7. Filing Date of Change: 5/19/2023
8a. Applicant(s) New to system TRL LAND CO LLC 21506 12 ROAD MONTEZUMA, KS 6786	Person ID 67764 Add Seq#	11235		RD
8b. Landowner(s) New to system 8a	Person IDAdd Seq#	8d. WUC New to sy	vstem □	Person IDAdd Seq#
9. Documents and Enclosure(s): Anti-Reverse Meter	er Seal	⊠ N & P Form		Driller Copy
10. Use Made of Water From:		To: _		
			Date Prepared: 6/2/2 Date Entered:	2023 By: AM By:

File No. 13279	1	1. County: I	FI	Bas	sin: AF	RKAN	SASF	RIVER			S	tream				1	-		F	ormation	Code:	Special Use:
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Limitation:		af/yr at					gpm (_				cfs) w	hen co	mbine	d with	file nu	umber	(s)					
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Place of Use K			- E	NE	1/4	L		NW	11/4			sv	V ¹ / ₄			s	E1/4	1	Total	Owner	Chg?	Overlap Files
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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 6, 2023

TRL LAND CO LLC 21506 12 ROAD MONTEZUMA, KS 67867

RE: Filed Office Application for Change

Water Right, File Nos. 5953; 7520; 8975; 11369; 13279;

20391; 23788; 29807 & 29808

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. **Note:** this approval does not allow any single point of diversion to exceed its annual authorized quantity. All pivots must be adjusted to the now authorized acres per pivot.

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:

Mike & Carol Deaver

GMD 3

CERTIFICATE OF SERVICE

On this 6th day of June, 2023, I hereby certify that the foregoing Approval of Application for Change in Place of Use, Water Right, File Nos. 5,953, 7,520, 8,975, 11,369, 13,279, 20,391, 23,788, 29,807 and 29,808 dated 6th day of June, 2023 was mailed postage prepaid, first class, US mail to the following:

TRL LAND CO LLC 21506 12 ROAD MONTEZUMA, KS 67867

Pc:

MICHAEL R & CAROL A DEAVER 11235 S WEST FORK RD GARDEN CITY, KS 67846

GMD 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.

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of div	ersion a	nd/or p	lace of	use.												F	REC	CEIV	/ED
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Receipt Date 5-19-23 Check # 1/22

For Office Use Only: Code

Fee \$ 200.00 TR #_

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	The changes herein are desire (please be specific) 100% PU overlap and move a irrigated to NE 23 that is not curr	authorized acres that are			- -	щ	100		0		100		200	Пп	300
	If a well, is the test hole log attac	ched? Yes No	200	-	+	1	+	1	=	1	+	1	+	1-	200
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	(b) When will this be done:						- (Ξ	77		10	4		3
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	If the proposed point of diversion feet but within 2,640 feet of the ear topographic map or aerial psources, show all wells (including of the proposed point of diversions)	xisting point of diversion, a photograph. For groundy g domestic) within one-half	ttach of the water diag f mile dive	ram rsion	show (Pl	yn LEA	oint of abov	of di e in	vers re re:	ion, latic	indion to	cate th	e its e ex cent	loca istir ter	hin 300 feet tion on the og point of of diagrai point of

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

FILE NO. 13279

MAKE ADDITIONAL COPIES AS NECESSARY

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14. If th	ne proposed groundwater point of diversion is 300 or fewer fee	et from the existing point of diversion, complete	the following:
(a)	Does the undersigned represent all owners of the currently a Yes No (If no, all owners must sign this a		ication?
(b)	Will the ownership interest of any owner of the currently au affected if this application is approved as requested? ☐ Yes ☐ No (If yes, all owners must sign this approved)		cation be adversely
(c)	If this application is not approved expeditiously, will there be ☐ Yes ☐ No (If no, all owners must sign this a		or safety?
or a cha	oplication proposes a surface water change in point of diversicange in place of use, the application must be signed by all own attach notarized statement authorizing representation).		
age an their b	by verify, being first duly sworn upon my oath or aff and the owner, the spouse of the owner, or a duly aut ehalf, in regards to the water right(s) to which this ned in this application are true, correct and complet	horized agent of the owner(s) to make t application pertains. I further verify the	his application on
Dated a	ıt, Kansas,	this day of	, 20
	101120 810000		
	Caro Deaver	(Spouse)	
	(Please Print)	(Please Print)	
	Michael Deaver	(Spouse)	
	(Please Print)	(Please Print)	
	(Owner)	(Spouse)	
	(Please Print)	PATRICIA STAPLETON (Please Print)	
State of	f Kansas of Finney	STATE OF KANSAS MY COMM. EXPINES 0.5 P. 1. 2025	
	reby certify that the foregoing application was signed		e this 11 day
of	Y ray , 20 33.	Dtions	
My Con	nmission Expires <u>05 - 21 - 2025</u> .	Notary Public	CPLUTA)
accurate	OMPLETE APPLICATIONS WILL BE PROCESSED. To be complete information; maps, if necessary, must be included; signatures of all topriate fee must be paid.	, all of the applicable portions of the application form ne appropriate owners' must be affixed to the applica	must be completed with tion and notarized; and
	FEE SCH	EDULE	
forth in	oplication to change the place of use or the point of diversion of the schedule below: Make checks payable to: Kansas Depa (1) Application to change a point of diversion 300 feet or less (2) Application to change a point of diversion more than 300 (3) Application to change the place of use	under this section shall be accompanied by the rtment of Agriculture s	\$100 \$200

the appropriate fee must be paid.	FEE	SCHEDULE		
accurate information; maps, if neces	ssary, must be included; signatures	of all the appropriate owners' must be	pe affixed to the application and notarize	d; and
ONLY COMPLETE APPLICATIONS	S WILL BE PROCESSED. To be co	omplete, all of the applicable portions	s of the application form must be comple	ted with
My Commission Expires 15	-91-919p		La state de la companya de la compan	
	21212	asserta	Notary Public	No.
	Part of the second	D1	M al ba	
of Court that the	foregoing application was signal 20	gned in my presence and s	worn to before me this 19	day
County of <u>Finney</u>		05 A113035	ICT	n
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	on are true correct and cor	mulata	I further verify that the staten	nents
age and the owner, the spe	ouse of the owner, or a dul	y authorized agent of the o	wner(s) to make this application	on on
I hereby verify, being first	duly sworn upon my oath	or affirmation and under ne	enalty of perjury, that I am of I	awful
agent (attach notarized stateme	authorizing representation).	es albed in the replication.	o en 1890) mer vorennouise (
or a change in place of use, the	application must be signed by		rized place of use, or their duly auth	
If the application proposes a su	ecol ording a subject and a	The description of the second	in point of diversion greater than 30	0 feet
(c) If this application is not ☐ Yes ☐ No	t approved expeditiously, will the (If no, all owners must sign	ere be substantial damage to pro this application.)	operty, public health or safety?	
☐ Yes ☐ No	(If yes, all owners must sign		li jo um evitoto odradla bis oC	
affected if this applicat	ion is approved as requested?	n - conuce off the internet cive at	dentified in this application be adve	rsely
(1.) 10(1) (1			1 (CC 1 1 1 1 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1 - 1 1	
☐ Yes ☐ No		this application.)		
(a) Does the undersigned Yes No	(If no, all owners must sign	ently authorized place(s) of use in this application.)	identified in this application?	

SUMMARY ORDER APPROVING APPLICATION FOR CHANGE AND IMPOSING CONDITIONS

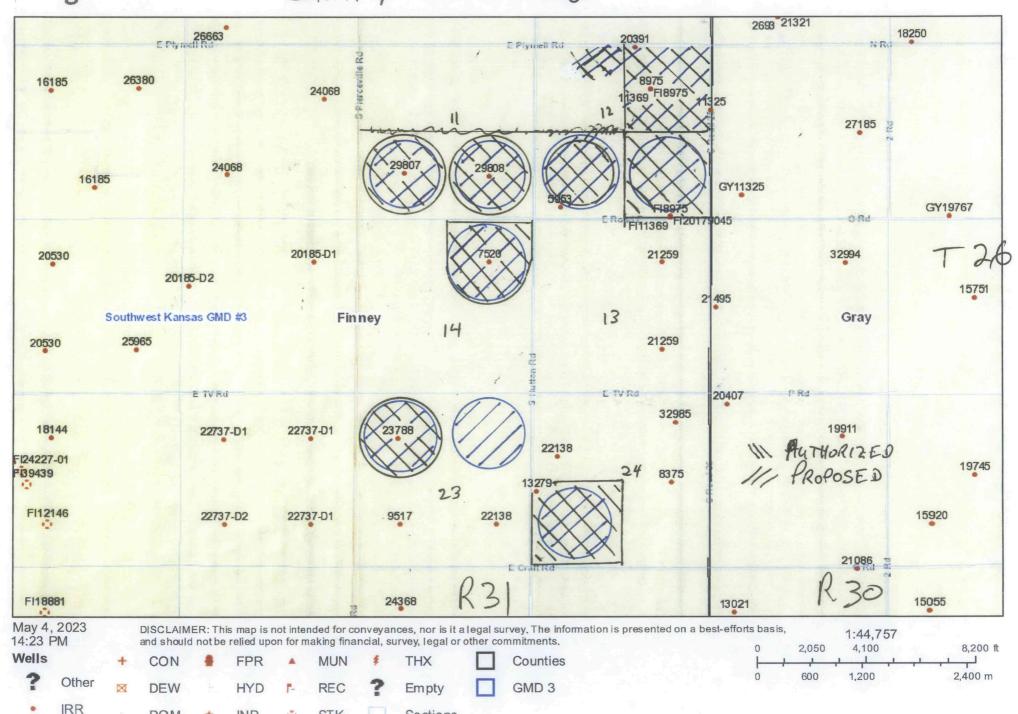
pro Wit	nis Summary Order is issued under authority of K.S.A. 82a-70 rovisions of the Kansas Water Appropriation Law, K.S.A. 82a-70 ith the exception of those conditions expressly contained herein nitations of File No.	701 et. seg., and rules and regulation	ns promulgated thereunder.
	A change application was received on diversion authorized under the above-referenced file number	requesting that the p	lace of use and / or point of
	On and after the effective date of this summary order, the autithe topographic map accompanying the application to char	norized place(s) of use shall be locate	ed substantially as shown on
3.	The change in point of diversion shall not impair existing righ previously authorized. The point of diversion authorized by radius of the authorized point(s) of diversion. Applicable	ts and shall be limited to the same so	ource or sources of water as
4.			described using the Global
5.	The point(s) of diversion authorized herein shall not actually to	be located more than	
6	authorized point(s) of diversion. Applicable No As required by K.A.R. 5-3-5d, if the works for diversion is a w		s per minute or more, a tube
0.	or other device suitable for making water level measuremen K.A.R. 5-6-13. Applicable \(\square\) Not Applicable	nts shall be installed, operated and m	aintained in accordance with
7.	The owner of the authorized place(s) of use shall pro December 31, 20 → , or before the first use of water, operated and maintained in accordance with K.A.R. 5-1-4 t K.A.R. 5-3-5e, the owner shall maintain records and report diverted annually to the Chief Engineer by March 1 following Applicable Not Applicable	whichever occurs first. The water fl hrough 5-1-12. As required by K.S.A the reading of the water flow meter a	low meter shall be installed, 82a-732, as amended, and
8.	Installation of the works for diversion of water shall be authorized extension of time. By March 1, 20 → the works for diversion has been completed, on the form provi Applicable □ Not Applicable	applicant shall notify the Chief Engir	neer that construction of the
9.	The completed well log shall be submitted with the requi	red notice.	Not Applicable
10.	 All diversion works into which any type of chemical or other for with an in-line, automatic, quick-closing check valve capat check valve(s) shall be installed, operated and maintained in 	ole of preventing pollution of the sour	ce of the water supply. The
11.	I. Additional Conditions are attached. Yes No		
12.	2. In accordance with K.S.A. 82a-708a, as amended, and K.A. water appropriated under the above-referenced file numb limitations, as amended and/or supplemented by this Sum Appropriation Law and the Rules and Regulations promuresult in civil penalties pursuant to K.S.A. 82a-737, as amwater or appropriation right or any other enforcement actio	er are responsible for compliance w mary Order, and with applicable pro gated thereunder. Failure to compl ended, and/or the suspension or rev	ith its terms, conditions and visions of the <i>Kansas Water</i> y with these provisions may
	Administrative Appeal and Effective Date of Order	FOR OFFICE US APPLICATION APP	
If you	you are aggrieved by this order, pursuant to K.S.A. 82a-1901, ou may request an evidentiary hearing before the Chief	SUMMARY ORDE	
Agr filed adn day revi File Leg 665	ngineer or request administrative review by the Secretary of griculture. A request for hearing by the Chief Engineer must be end within 15 days of service of this Order and a request for diministrative review by the Secretary must be filled within 30 days pursuant to K.S.A. 77-531. Any request for administrative view must state a basis for review pursuant to K.S.A. 77-527. The leany request with Kansas Department of Agriculture, degal Division, 1320 Research Park Drive, Manhattan, KS descriptions of the Secretary and the second review under the Kansas Judicial Review Act.	By:	100/102M
	For Use by Register of Deeds	County of Linney)
		Acknowledged before me on	ine 6, 2023
		by Mustin McColloc	<u>h</u>
		Signature: Novov No	tary Public AARON T. HOLSTED My Appointment Expires (Notally \$621)7
DW	NR 1-121 (Revised 04/5/2018) Page	1	File No. 13279



DOM

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DEAVER & TRL PU Change



Sections

RECEIVED

APPLICATION FOR APPROVAL TO CHANGE THE PLACE OF USE AND/OR POINT OF DIVERSION SUPPLEMENTAL SHEET FILE NO. 13279 MAKE ADDITIONAL COPIES AS NECESSARY

MAY 26 2023

Garden City Field Office Division of Water Resources

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Onec. 11	Twp. 26 26	Range 31 31	NE%	AME: ESS: NE NW//	TRL L 21506	se¼	NE%	NW%	KS 67	7867	NE% 27.3 30.5	NW1/4 27 · 3 30.5	SW% 27.5 30.5	SE% 27.5 30.5	NE¼ 30.5	SI NW1/4 30.5	E¼ SW¼ 30.5	SE¼ 30.5	ACRES
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On ecc. 111 112 On Sec.	Twp. 26 26 wner o	Range 31 31	NE%	AME: ESS: NW% AME: ESS: N	TRL L 21506 54 SW% Mike 8 11235 E%	SE% SE% SE%	NE%	NW/4 NW/4 er Rd G	KS 67	7867 SE¼	NE½ 27.3 30.5 21.13 26.38	SV NW% 30.5 26.38	SW% 30.5 30.5 26.38	SE% 30.5 26.38 26.38	NE% 30.5 28.75	SI NW¼ 30.5 28.75	E% SW% 30.5 28.75	SE¼ 30.5 28.75	ACRES 944 2 220.52 TOTAL ACRES
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ENTERED IN TRANSFER RECORD IN MY OFFICE, COUNTY CLERK







STEPHANIE SHOCKLEY REGISTER OF DEEDS - FINNEY COUNTY KANSAS

Book: 357 Page: 581

Receipt #: 175817

Recording Fee: \$38.00

Pages Recorded: 1 of 2

Stephanie Snockley

Date Recorded: 3/17/2023 8:34:30 AM
[ELECTRONICALLY FILED]

First American Tifle 417 N. 8th Gerden City, KS 67846 620-275-7441

KANSAS WARRANTY DEED

Joint Tenants

THIS DEED, made and entered into this 16 day of March, 2023, by and between Rundell Land and Cattle LLC, a Kansas Limited Liability Company as Grantor(s), and Mike Deaver and Carol Deaver, as Grantee(s), whose mailing address is NE/4 12-26-31, Garden City, KS 67846.

WITNESSETH, that the Grantor(s), for and in consideration of the sum of One Dollar and other good and valuable consideration paid by the Grantee(s), the receipt and sufficiency of which is hereby acknowledged by Grantor(s), do/does by these presents **GRANT, BARGAIN AND SELL, CONVEY AND WARRANT** unto the Grantee(s), AS JOINT TENANTS WITH RIGHT OF SURVIVORSHIP, AND NOT AS TENANTS IN COMMON, the following described Real Estate, situated in the County of **Finney** and State of Kansas, to-wit:

The Northeast Quarter (NE/4) of Section Twelve (12), Township Twenty-six (26) South, Range Thirty-one (31) West of the 6th P.M., Finney County, Kansas.

Subject to all easements, restrictions and reservations, if any, now of record.

TO HAVE TO HOLD the same, together with all rights and appurtenances to the same belonging, unto the Grantee(s), and to the heirs and assigns of such Grantee(s) forever.

The Grantor(s) hereby covenanting that the Grantor(s), and the heirs, executors, administrators and assigns of the Grantor(s), shall and will **WARRANT AND DEFEND** the title to the premises unto the Grantee(s), and to the heirs and assigns of Grantee(s) forever, against the lawful claims of all persons whomsoever, excepting, however, the general taxes for the current calendar year and thereafter, and special taxes becoming a lien after the date of this deed.

RECEIVED

APR 25 2023

Garden City Field Office Division of Water Resources Fited By Fixet American Tiffe 417 N. 8th Gerden City, K\$ 67846 620-275-7441

KANSAS WARRANTY DEED

Joint Tenants

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RECEIVED

APR 2 5 2023

File No.: 1633215

Dated: Myrch 15, 2023
Rundell Land and Cattle LLC
By: Sregory K. Rundell Title: Member
By: All Birnacki Name: Celeste Rundell-Biernacki Title: Member
STATE OF Kansas)) ss.
COUNTY OF Finney)
On
Liability Company, Grantor(s).
My appointment expires:
ANN MCDOWELL Notary Public, State of Kansas My Appointment Expires

RECEIVED

APR 25 2023

Garden City Field Office Division of Water Resources

File No.: 1633215



Southwest Kansas Groundwater Management District

2009 E. Spruce Street Garden City, Kansas 67846-6158 (620) 275-7147 www.gmd3.org

May 31, 2023

RECEIVED

JUN 1 2023

Mike Meyer Kansas Department of Agriculture Division of Water Resources 4532 W Jones Ave Suite B Garden City, KS 67846 Garden City Field Office Division of Water Resources

RE:

Application for Change in Place of Use Water Right Files: 5953, 7520, 8975 (1369) (13279, 20391, 23788, 29807) & 20000

29808

Dear Mike.

We have assisted with and completed a review of 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. The changes in place of use will rearrange acres to better suit the operations. At the same time it will create complete overlap of irrigated acres in accordance with K.A.R. 5-5-11(b)(1). 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 Asst. Manager