NOTICE

This scan only represents the application as filed. The information contained herein meets the requirements of K.A.R. 5-3-1 or K.A.R. 5-5-1, and has been found acceptable for filing in the office of the Chief Engineer. The application should not be considered to be a complete application as per K.A.R. 5-3-1b or K.A.R. 5-5-2a.

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.

of c	diversion	and/or p	lace o	f use.				E CONTRACTOR OF THE STATE OF T										The state of the s	IVED
						1	File No	. <u>1526</u>	32					-			FE	3:31 EB 0	2 2023
1.	Application is hereby made for approval of the Chief Engineer to change the (check one or both): □ Place of Use □ Point of Diversion □ Division of Water Resource.								Field Office er Resources										
under the water right which is the subject of this application in accordance with the conditions described below.																			
	The sou	rce of s	upply i	s:		\boxtimes G	Fround	water			Surfa	ce wat	er						
Name and address of Applicant: RUSTIN SEGER																			
4469 NORTH BIG BOW GRADE, JOHNSON, KS 67855																			
	Phone N	Number:	()					Email	addre	ss:								
	Name a	nd addr	ess of	Water	Use C	orresp	onder	it: <u>Sar</u>	ne							·····			
	Phone N	Number:	()			***************************************		Email	addre	ss:								
3.	Phone Number: (Email address:																		
Owner of Land NAME: Same																			
ADDRESS:																			
	(If there is	s more th	nan one	landov	vner, at	tach su	ıppleme	ental sh	eets as	neces	sary.)								
			NE¼				NW¼				SW¼				SE1/4			TOTAL	
Se	c. Twp.	Range	NE1/4	NW¼	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE¼	NE1/4	NW¼	SW1/4	SE1/4	NE1/4	NW¼	SW1/4	SE1/4	ACRES
-	***************************************																		
4.	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:																		
	(If there is more than one landowner, attach supplemental sheets as necessary.)																		
-					=1/4				V1/4			SV	V72			SE	Ξ1/4		TOTAL
Se	c. Twp.	Range	NE1/4	NW¼	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	I		SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	ACRES
									1										
-																			
	For Office Use Only: Code Fee \$\frac{200.00}{200.00} TR # Receipt Date \frac{2-2-23}{2-23} Check # \frac{1271}{271}																		

5.	Presently authorized point of diversion:	-			
	One in the NW Quarter of the	NW	Quarter of the	Lot 4 NW	Quarter
	of Section, Township	30	South, Range	39	W,
	in <u>ST</u> County, Kansas, <u>5250</u> fe	eet North	5100 feet West of	Southeast corner	of section.
	Authorized Rate No change Authorized Quantity N				
	(DWR use only: Computer ID No. 1 GPS		•		
	☐This point will not be changed ☐This point will be changed a				
	Proposed point of diversion: (Complete only if change is				
	One in the Quarter of the				
	of Section3, Township				
	in ST County, Kansas, 2798 fe				
	Proposed Rate No change Proposed Quantity N				
	This point is: Additional Well Geo Center List othe				
6.	Presently authorized point of diversion:			material of the Ports and all the Control of the Co	
٥.	One in the Quarter of the		Quarter of the		Quarter
	of Section, Township		South Range		(F/\/\)
	in County, Kansas, fe	et North	feet West of	Southeast corner	of section
	Authorized Rate Authorized Quantity	_	Depth of well	(feet)	01 00001011.
	(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				
	of Section, Township				
	in County, Kansas, fe	et North	feet West of	Southeast corner	of section
	Proposed Rate Proposed Quantity				
	This point is: Additional Well Geo Center List other				
L	This point is. Additional Well Geo Center Elst other	water rigi	its that will use this point	k	
7.	The changes herein are desired for the following reasons?				
	(please be specific)		North	1	
		300	200 100 0	100 200	300 11119
		Ē	. ' <u>L</u> ' <u>±</u> '		3
8.	If a well, is the test hole log attached? ☒ Yes ☐ No	E	-, , , , <u>, , , </u>		∄
		200	-1+1+1=	1 + 1 + 1	3200
9.	The change(s) (was)(will be) completed by?	E	. – – –		뒴
		100	-1+1+1=	1 + 1 + 1	100
		E			3
10.	If the point of diversion is a well:	E			3
	(a) What are you going to do with the old well?	West 0	ավումիումում(ում)ու ձ յ։	u uu uu uu uu	0 East
		E	=		4
		100	-1+1+1를	1 + 1 + 1	100
	(b) When will this be done?	E	· ' ' ' Ē	, , , , ,	3
		E	<u> </u>		Ī
11.	Groundwater Management District recommendation attached?	200	-1 + 1 + 1 =	1 + 1 + 1	200
	Yes No	E	=		4
12	Assisted by mdf/GCEO	Ē.		ուսահամասկում	ᇤ
12.	Assisted by mdf/GCFO	300		100 200	300
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	13b.If the	proposed point of diversio e existing point of divers	n will be relocated v	vithin 300 feet
	sources, show all wells (including domestic) within one-half mile	diagra	am shown above in re	lation to the exist	ting point of
	of the proposed point of diversion and the names and mailing	divers	sion. (PLEASE NOTE:	The "X" in center	r of diagram
	addresses of the owners. For surface water sources, show the names and addresses of the landowner(s) one-half mile	diver	e represents the presion.)	sently authorize	a point of
	downstream and one-half mile upstream from your property				
	lines				

14. If the proposed groundwater point of diversion is 300 of lewer feet from	the existing point of diversion, complete the following.
(a) Does the undersigned represent all owners of the currently author Yes ☐ No (If no, all owners must sign this applica	
 (b) Will the ownership interest of any owner of the currently authoriz affected if this application is approved as requested? ☐ Yes ☑ No (If yes, all owners must sign this applic 	
(c) If this application is not approved expeditiously, will there be subst ☐ Yes ☐ No (If no, all owners must sign this application)	
If the application proposes a surface water change in point of diversion, a gor a change in place of use, the application must be signed by all owners of agent (attach notarized statement authorizing representation).	
I hereby verify, being first duly sworn upon my oath or affirmating age and the owner, the spouse of the owner, or a duly authorize their behalf, in regards to the water right(s) to which this applicant on the contained in this application are true, correct and complete.	ed agent of the owner(s) to make this application on
Dated at, Kansas, this	day of, 20
(Owner)	(Spouse)
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
State of Kansas County of Stanton SS	
I hereby certify that the foregoing application was signed in my of February 20 23	presence and sworn to before me this $\frac{2^{hcl}}{}$ day
MEGAN WILLIAMSON Notary Public - State of Kansas	- Mills
My Commission Expires 4 23 2023	Notary Public
<u>ONLY COMPLETE APPLICATIONS WILL BE PROCESSED</u> . To be complete, all of accurate information; maps, if necessary, must be included; signatures of all the appropriate fee must be paid.	
FEE SCHEDUL	E
Each application to change the place of use or the point of diversion under the forth in the schedule below: Make checks payable to: Kansas Departmen (1) Application to change a point of diversion 300 feet or less (2) Application to change a point of diversion more than 300 feet	t of Agriculture \$100

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. 15262 change application was received on _____ 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. A change application was received on 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 ____ radius of the authorized point(s) of diversion.

Applicable

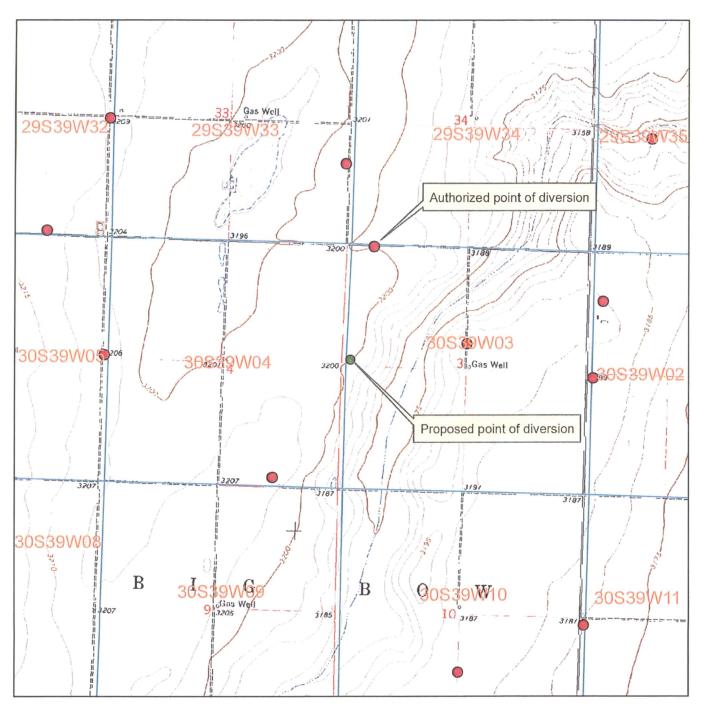
Not Applicable The point(s) of diversion described herein is administratively corrected to be more accurately described using the Global Positioning System (GPS), as described in the application.

Applicable
Not Applicable feet from the previously 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. ☐ 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 , 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. ☐ Not Applicable 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 Installation of the works for diversion of water shall be completed on or before December 31, 20_ 9. The completed well log shall be submitted with the required notice. ☐ 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. 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 By: ____ Duly Authorized Designee of the Chief Engineer 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. (Print Name): Division of Water Resources - Kansas Department of Agriculture File any request with Kansas Department of Agriculture, Legal Division, 1320 Research Park Drive, Manhattan, KS Date of Issuance: 66502. Failure to timely request a hearing or review may preclude review under the Kansas Judicial Review Act. State of Kansas) SS For Use by Register of Deeds County of __ Acknowledged before me on _____ Signature: Notary Public My commission expires: _____ (Notary Seal)

Change in point of diversion for water right 15262



Authorized point of diversion

 $W \stackrel{N}{\underset{S}{\longleftrightarrow}} E$

Proposed point of diversion

Miles

0.6

0.8

0.4

X

All wells within 1/2 mile are on this map.

0 0.1 0.2

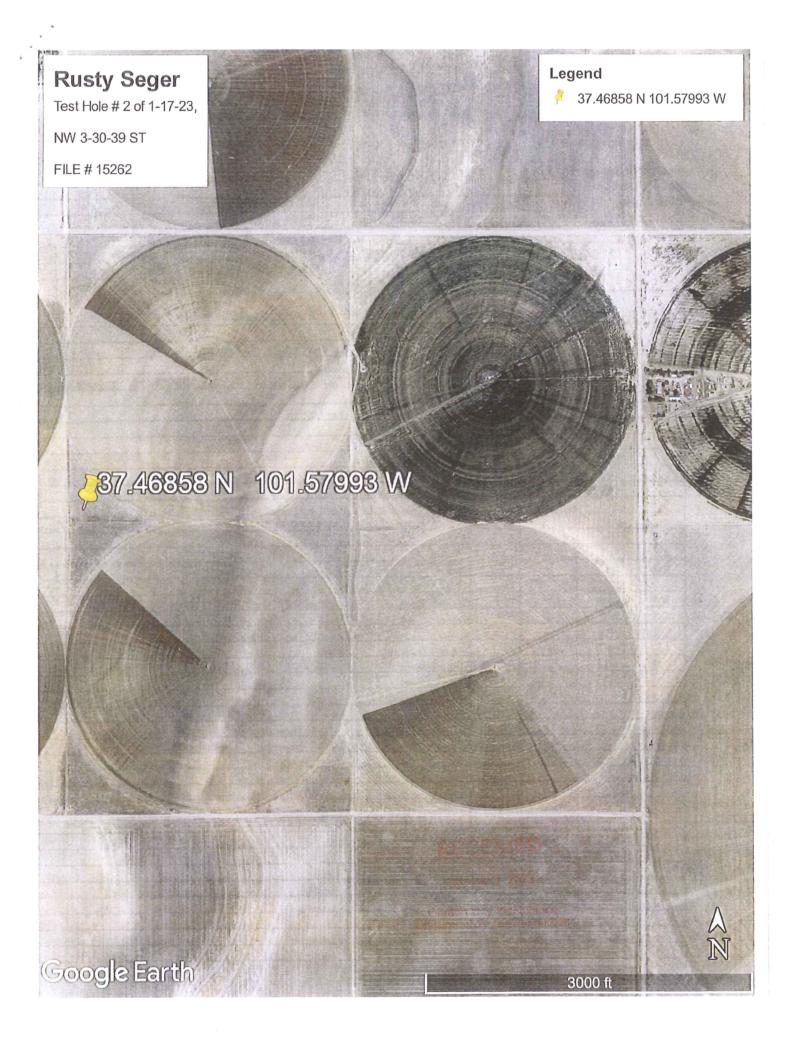
3795 W. Jones Ave. Garden City, KS 67846 PH: 620-277-2389



PO Box 639 Garden City, KS 67846

Fax: 620-277-0224

Customer Street Add	Name: dress:	Busty S	SEGER 441	Rusty Seger Wo#: 24789 Date: 1-17-23
City, State	: :		ZUHOC	Driller: 0 1. C.
County:	Stanton	Quarter	: Nh/	Section: 3 Township: 3(2) Bange: 30
Location:	Burney Comment of the	-	generalized physicisms o	GPS: N 27. 4/8/59 1/10/ 5799/2
Rig #:	10002	and the second s	The second secon	Elevation: 3173' Static WL: Estimated? 340FT
			-	Proposed Well Depth 529
				REPLACEMENT WELL LOCATION 24 SAMP
And the second s		Footage	Middle of the property of the Print, of	· · · · · · · · · · · · · · · · · · ·
%	From	Pay	To	Description of Strata / うえりえ
	0		1 2	Top Soil
	2		39	Brown Sandy Clay v / Little Calich
	39	Annual Commission of the Commi	84	Calich + Fine Sand
	84		102	Sand Fine Mad Course Small Count w/ couple Clay Layers
Angle or community of the property of the prop	102	AND THE REAL PROPERTY OF THE PARTY OF THE PA	119	Brown Sandy Clay
1 1 100 100 100 100 100 100 100 100 100	119	The same of the sa	126	Sand Fine Med Course
	126		140	Tan Sandy Clay
	140	The state of the s	159	Sand Fire Mest Course
in more processed in annual state and	159	AND THE PERSON AND ADDRESS OF THE PERSON ADDRESS OF THE PERSON AND ADDRESS OF THE PERSON AND ADDRESS OF THE PERSON ADDRESS OF TH	165	Ton Sandy Clay
	165		199	Sand Fine Med Course V/Brown & Ton Bock
	199		215	Ton Sundy Clay
	215	THE REAL PROPERTY AND ADDRESS OF THE PERSON NAMED AND ADDRESS	235	Sand Fine Mad Comesic W/Some Clay Ledges
	235		311	Sand Fine Med Course w/Brown & For Rock & Courte Clay Layer
modernment from the state of the	311	NAME OF THE OWNERS ASSESSED ASSESSED FOR	319	Brown Snowly Clay
3.5	319	28	368	Sand Fine Mad Course of Brown & Tow Rock
20	368	19	387	Sand Fine Med Course W/Many Clay Layras
	387		400	Brown Sandy Clay
30	400	18	418	Sand Fine Med Course w/ Room & Ton Rock
20	4-18	22	440	Sand Fine Med Course w/Brown & Ton Rock Tight"
30	440	17	457	Sand Fine Mad Course w/ Brown & Ton Rock
15	457	26	483	Sandstone
10	483	26	509	Sandstone + Four Soup Stome Strips
	509	-14	520	Red Bed
				1100. 1200
an incention property and shares				
				Super Gel X -4
				Super Gel X -4 Grant -5
				11 Place -6
				Hole Plas -6 Remoner Plans -1 43/4 Dans Blacks -1
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				177 Sulfas Litadia
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				JAN 2 7 2023
				NEIN - CUCI
			G	arden City Field Office
			DIVI	sion of Water Resources



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 7, 2023

G AND N BARSTOW LLC PO BOX 54864 HURST, TX 76054

RE: Application for Change

Water Right, File Nos. 15261 & 15262

Dear Sir or Madam:

This is to advise you that Rustin Seger has filed an application for approval of the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, to change the point of diversion under the above referenced applications. An irrigation well is proposed to be relocated to the SW½ SW¼ NW¼ of Section 3, Township 30 South, Range 39 West, Stanton County.

You can find the complete applications posted by water right file number as referenced above at: www.Agriculture.ks.gov/DWRNotices

You are notified on this proposed point of diversion (well) so that you may furnish this office with any comments or other information you want to submit. Such comments or other information must be received in this office within 15 days from the date of this letter.

Should you have any questions, please feel free contact this office. If you would prefer, you could arrange an appointment for additional assistance. Please refer to the file number when you contact us if you wish to discuss a specific file.

Sincerely,

Sincerely,

Mulle

Austin J. McColloch

Assistant Water Commissioner

AM:

pc: