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:
21239	12-18-2023	С3	4	3
6. Status: ☐ Approved ☐ Deni	ed by DWR/GMD	Dismiss by Reques	t/Failure to Return	7. Filing Date of Change:
	· · · · · · · · · · · · · · · · · · ·			12/08/2023
8a. Landowner, applicant New to system □	Person ID 29267 Add Seq#	8c. Landowno		Person IDAdd Seq#
MILLER FARMS OF DEE Attn: MONTE R MILLER 2413 ROAD Y DEERFIELD, KS 67838	RFIELD INC			
8b. Landowner(s) New to system SHIRLEY A TILLOTSON PO BOX 366 ULYSSES, KS 67880-036		8d. WUC New to sy 8a	stem 🗌	Person ID <u>29267</u> Add Seq#
9. Documents and Enclosure(s): 🛛 DV	VR Meter(s) Date to Comp	ly: <u>12/31/2024</u>	N & P Date to	Comply:
☐ Anti-Reverse Meter ☐ Meter	Seal 🛚 Check Valve	□ N & P Form	☐ Water Tube ☐ [Oriller Copy
☐ Conservation Plan Date Requir	ed: Da	te Approved:	Date to	o Comply:
10. Use Made of Water From:		To: _		
			Date Prepared: 12/18 Date Entered:	B/2023 By: MAM By:

File No. 21239	11. County:	KE Ba	asin: ARKAN	SAS RIVER		Stre	eam:					Fo	ormation Code:	Special Use:
12. Points of Diversion CHK MOD DEL PDIV ENT Qualifier	s	T R	ID	'N 'V	I Co	omment (A	NKA Line)	Rate and Aut Rate gpm/cfs	horized	•	Ad Rate gpm/d		Overlap PD Files
CHK 86798			:											
	,74° '		2	-		-								
·	<u> </u>													
13. Storage: Rate	N	F Qua	ntity		ac/f	ft Add	ditional R	ate	1 -		NF	Addi	tional Quantity	ac/ft
14. Limitation:														
Limitation:	af/yr at			gpm (_ cfs) whe	en combi	ned with	file num	ber(s)				
15. 5YR Allocation: Allocation	Туре	Start Yea	r	5 YR Amou	int	_ Amou	nt Unit	E	Base Ac	res _	C	omment _	-	2
16. Place of Use CHK	-	N	E1/4	NV	N ¹/₄		SW1/4			SE½	4	Total	Owner Chg?	Overlap Files
MOD DEL ENT PUSE S T R	ID	NE NW 1/4	SW SE 1/4	NE NW 1/4	SW SE 1/4		NW SI	W SE 1/4	NE 1/4		SW SE 1/4			
MOD 11227 28 32 35\						22.5	22.5 22	.5 22.5	31.5	31.5	31.5	216	8a N 26249, 27703	6609, 7362, 23453,
CHK 12853 27 35 35	W 3			40 40	40 40	40	40 4	0 40	i i			320		6609, 7362, 23453,
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CHK 33322 28 23 35	W 2	34 34	34 34	34 34	34 34					L A	E	272	8b N 26249, 27703	6609, 7362, 23453,
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\$									74	na k				
Base Acres: 275 Year: Comments:	Minimu	um Reasona	ble Quantity:					+		-			24	

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 18, 2023

MILLER FARMS OF DEERFIELD INC Attn: MONTE R MILLER 2413 ROAD Y DEERFIELD, KS 67838

RE:

Field Office Application for Change

Water Right, File Nos. 6609, 7362, 21239, 23453, 26249, 27703

Dear Sir:

Enclosed are orders executed by the designee of the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, approving the applications 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. Conditions of these approvals are that an acceptable water flow meter must be installed on the diversion works authorized under the referenced file numbers 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. Please note the additional condition attached to File No. 26,249 that effectively reduced the annual authorized quantity as requested.

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,

Water Commissioner

MAM: enclosures

pc:

SHIRLEY A TILLOTSON REV TRUST GMD3

CERTIFICATE OF SERVICE

On this 18th day of December 2023, I hereby certify that the foregoing Approvals of Application for Change in Place of Use, Water Right, File Nos. 6609, 7362, 21239, 23453, 26249, 27703 dated 18th day of December 2023 was mailed postage prepaid, first class, US mail to the following:

MILLER FARMS OF DEERFIELD INC Attn: MONTE R MILLER 2413 ROAD Y DEERFIELD, KS 67838

Pc:

SHIRLEY A TILLOTSON REV TRUST PO BOX 366 ULYSSES, KS 67880-0366

GMD3

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.

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

SUPPLEMENTAL SHEET

FILE NO. 21239

MAKE ADDITIONAL COPIES AS NECESSARY

NE										-							DDRE		-	-
28	TOT	SE¼				SW¼			NW¼				1/4	NE						
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Owner of Land — NAME: Shirley A Tillotson Rev Trust ADDRESS: PO Box 366, Ulysses, KS 67880 NE½ NW½ SE½ NE½ NE½ NW½ SE½ NE½ NW½ SE½ NE½ NW½ SE½ NE½ NW½ SE½ NE½ NE½ NW½ SE½ NE½ NW½ SE½ NE½ NE½ NE½ NW½ SE½ NE½ N	162	40.0	40.0	36.0	36.0	9.0	4	A MA	1.0		11							35w	23s	28
ADDRESS: PO Box 366, Ulysses, KS 67880 NEW NWW SWW SEW NEW NWW SEW	160									40.0	40.0	40.0	40.0					35w	23s	34
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	216 126 TOT ACR	31.5	SW% 31.5	SE NW% 31.5	NE½ 31.5	SE½ 22.5	v/4 sw/4 22.5	SV NW% 22.5	Miller NE% 22.5	Monte 38 SE¼ 31.5	sw/ ₄ 31.5 ust 6788(nw/s 31.5 Rev Tres, KS	of Deer , Deer NE% 31.5 otson Ulyss	SE¼	Miller 2413 F	AME: ESS: NE NW¼ AME: ESS: NE NW¼ 34.0	NE% NE% NE% NE% NE% NE% NE% NE%	Range 35w 35w Land -	Twp. 23s 23s vvner of Twp. 23s	On ec. 88
ec. Twp. Range NE¼ NW¼ SW¼ SE¼	216 126 TOT ACR	31.5	SW% 31.5	SE NW% 31.5	NE½ 31.5	SE½ 22.5	v/4 sw/4 22.5	SV NW% 22.5	Miller NE% 22.5	Monte 38 SE¼ 31.5	sw/ ₄ 31.5 ust 6788(nw/s 31.5 Rev Tres, KS	of Deer , Deer NE% 31.5 otson Ulyss	SE¼	Miller 2413 F	AME: ESS: NE NW½ AME: ESS: NE NW½ 34.0	NE% NE% NE% NE% NE% NE% NE% NE%	Range 35w 35w Land - Range 35w	Twp. 23s 23s vvner of Twp. 23s	On
	ACR 216 126 126 272 1701	31.5	SW% 31.5	SE NW%	NE½ 31.5	SE½ 22.5	V/4 SW/4 22.5	SV NW% 22.5	Miller NE% 22.5	Monte 38 SE¼ 31.5	nc. % (S 678	nw/4 31.5 Rev Tres, KS	of Deer , Deer NE% 31.5 otson Ulyss	SE¼	Miller 2413 F 2413 F 34.0	AME: ESS: NE NW/4 AME: ESS: NE NW/4 34.0	NE% NE% NE% NE% NE% NE% NE% NE%	Range 35w 35w Land - Range 35w	Twp. 23s 23s vvner of Twp. 23s	On
	ACR 216 126 126 272	31.5	SW1/4 31.5	SE NW% 31.5	NE½ 31.5	SE1/4 22.5	V/4 SW/4 22.5	SV NW1/4 22.5 SV NW1/4	NE%	Monte 38 SE¼ 31.5	nc. % (S 678 V/4 SW/4 SW/4 SW/4 SW/4 SW/4 SW/4 SW/4 SW	nw// 31.5 Rev Tres, KS	of Deer , Deer NE% 31.5 Otson Ulyss NE% 34.0	SE1/4 SE1/4 A Till x 366, SE1/4 34.0	Miller 2413 F 2413 F SW4 Shirley PO Bo SW4 34.0	AME: ESS: NE NW/4 AME: ESS: NE NW/4 AME: ESS: NH	NE% NE% NE% ADDRI NE% 34.0	Range 35w 35w Land Range 35w Land	Twp. 23s 23s vner of	On
	ACR 216 126 126 272 1701	31.5	SW1/4 31.5	SE NW% 31.5	NE½ 31.5	SE1/4 22.5	V/4 SW/4 22.5	SV NW1/4 22.5 SV NW1/4	NE%	Monte 38 SE¼ 31.5	nc. % (S 678 V/4 SW/4 SW/4 SW/4 SW/4 SW/4 SW/4 SW/4 SW	nw// 31.5 Rev Tres, KS	of Deer , Deer NE% 31.5 Otson Ulyss NE% 34.0	SE1/4 SE1/4 A Till x 366, SE1/4 34.0	Miller 2413 F 2413 F Sw/4 Shirley PO Bo Sw/4 34.0	AME: ESS: NE NW/4 AME: ESS: NE NW/4 AME: ESS: NH	NE% NE% NE% ADDRI NE% 34.0	Range 35w 35w Land Range 35w Land	Twp. 23s 23s vner of	On

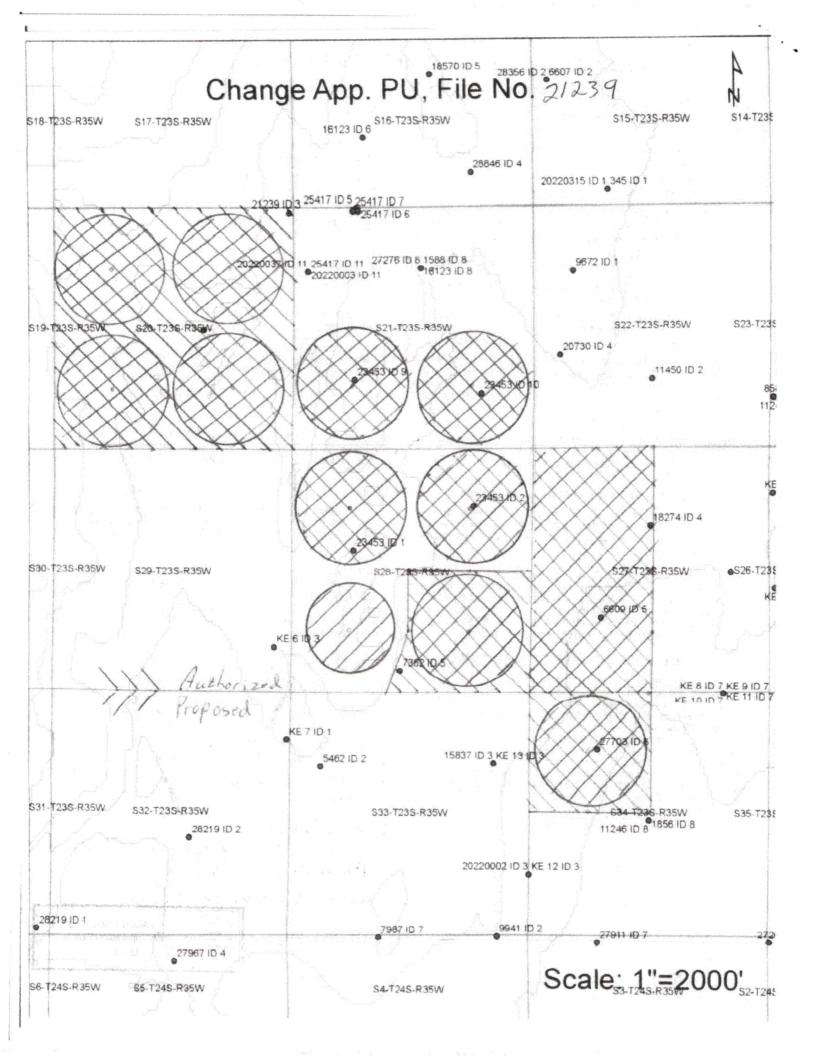
Presently authoriz	zed point of diversion:		and the same of th
One in the	Quarter of the	Quarter of the	Quarte
		South, Range	
		eet North feet West of Southeas	
Authorized Rate	Authorized Quantity	Depth of well	(feet)
(DWR use only: C	Computer ID No. GPS	Depth of well1	feet West)
☐ This point will not	be changed This point will be changed a	as follows: No change, point better described	with GPS as follows:
		is requested or if existing point is better d	
		Quarter of the	
of Section	. Township	South, Range	
in	County, Kansas.	feet Northfeet West of Southeas	
Proposed Rate	Proposed Quantity	Proposed well depth (feet)	
		er water rights that will use this point	
			and the second second
Presently authoriz	zed point of diversion:		11-34 to 14 long to 15
One in the	Quarter of the	Quarter of the	Quart
		South, Range	
in	County, Kansas	feet North feet West of Southeas	st corner of section
(DWR use only: C	Computer ID No. GPS	Depth of well	feet West)
This point will not	he changed This point will be changed	as follows: No change, point better described	with GPS as follows:
The second control of the second control of the second	the state of the s	is requested or if existing point is better d	
A TOTAL CONTRACTOR OF THE PROPERTY OF THE PROP		Quarter of the	
		South, Range	
		feet Northfeet West of Southeas	
Proposed Rate	Proposed Quantity	Proposed well depth (feet)	st comer or section
		er water rights that will use this point	
Tills politie A	dditional Well Geo Center List of the	er water rights that will use this point	
The changes herein	n are desired for the following reasons?		
	Rearrange the acres to better	North	
	on some of the pivot and	300 200 100 0 100	200 300 HTTTTTTTTTT
add 90acre pivot in	SW of 28	E	
If a wall is the test h	nole log attached? Yes No	position represent segment Assessed	/
il a well, is the test i	lole log attached? Thes Tho	200 + + + + + + + + + + + + + + + + + +	200
The change(s) (was)(will be) completed by?	E/_ = _	- \∃
NA		100	1 + 1 100
110		100 7 1 1 1 1 1 1 1 1	100
If the point of diversi	ion is a well:		
(a) What are you g	oing to do with the old well?	West 0 1111	
		processor described controlled co	Special Section (Special Section Secti
NA		A	A.00
(b) When will this b	pe done?	100	1 + 1 1 100
		The second secon	- /=
Groundwater Manag	gement District recommendation attached?	200 + + + + + + + + + + + + + + + + + +	200
	es No		
		E.I.Y. F. J	17.1
Assisted by GMD3/L	JLN	300 200 100 0 100	200 300
True Manager and Artists of	park francisch sättlich filmstätt bisklanden aus auf der eine eine		e: 1 hashmark=10 ft

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

 If the proposed groundwater point of diversion is 300 or fewer feet from 	in the existing point of diversion, complete the following.
(a) Does the undersigned represent all owners of the currently autho Yes No (If no, all owners must sign this applica-	
 (b) Will the ownership interest of any owner of the currently authorized affected if this application is approved as requested? Yes No (If yes, all owners must sign this applied) 	
(c) If this application is not approved expeditiously, will there be subs ☐ Yes ☐ No (If no, all owners must sign this application)	
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).	
I hereby verify, being first duly sworn upon my oath or affirmage and the owner, the spouse of the owner, or a duly authoritheir behalf, in regards to the water right(s) to which this appropriation are true, correct and complete.	zed agent of the owner(s) to make this application on lication pertains. I further verify that the statements
Dated at, Kansas, this	8th day of Necember 2023
Monte Mille	
Man to Mills	(Spouse)
(Please Print)	(Please Print)
(Ovner)	(Spouse)
(Please Priht)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
State of Kansas County of Grand	
of December, 20 23 NOTARY PUBLIC THERESA My Comm. Exp.	- State of Kansas L. PUCKET
My Commission Expires 10)25/24	Notary Public
ONLY COMPLETE APPLICATIONS WILL BE PROCESSED. To be complete, all caccurate information; maps, if necessary, must be included; signatures of all the apthe appropriate fee must be paid.	of the applicable portions of the application form must be completed with propriate owners' must be affixed to the application and notarized; and
FEE SCHEDU	
Each application to change the place of use or the point of diversion undeforth in the schedule below. Make checks payable to: Kansas Departme (1) Application to change a point of diversion 300 feet or less (2) Application to change a point of diversion more than 300 feet (3) Application to change the place of use	r this section shall be accompanied by the application fee set ent of Agriculture \$100 \$200

SUMMARY ORDER APPROVING APPLICATION FOR CHANGE AND IMPOSING CONDITIONS

This Summary Order is issued under authority of K.S.A. 82a-708 provisions of the <i>Kansas Water Appropriation Law, K.S.A.</i> 82a-708 With the exception of those conditions expressly contained herein limitations of File No.	'01 et. seg., and rules and regulations promulgated thereunder,
A change application was received on	er be changed as described in the application.
On and after the effective date of this summary order, the auth the topographic map accompanying the application to char	norized place(s) of use shall be located substantially as shown on nge the place of use. Applicable \(\subseteq \text{Not Applicable} \)
 The change in point of diversion shall not impair existing right previously authorized. The point of diversion authorized by radius of the authorized point(s) of diversion.	
 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
 The point(s) of diversion authorized herein shall not actually be authorized point(s) of diversion. 	pe located more than feet from the previously of Applicable
 As required by K.A.R. 5-3-5d, if the works for diversion is a word or other device suitable for making water level measuremer K.A.R. 5-6-13. ☐ Applicable 	ell with a diversion rate of 100 gallons per minute or more, a tube nts shall be installed, operated and maintained in accordance with
operated and maintained in accordance with K.A.R. 5-1-4 to	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
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 provided Applicable Not Applicable	applicant shall notify the Chief Engineer that construction of the
9. The completed well log shall be submitted with the requi	red notice. Applicable Not Applicable
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 n accordance with K.A.R. 5-3-5c. Applicable \(\subseteq \) Not Applicable
11. Additional Conditions are attached. Yes No	
limitations, as amended and/or supplemented by this Sum Appropriation Law and the Rules and Regulations promul	er are responsible for compliance with its terms, conditions and mary Order, and with applicable provisions of the Kansas Water gated thereunder. Failure to comply with these provisions may ended, and/or the suspension or revocation and dismissal of the
Administrative Appeal and Effective Date of Order	FOR OFFICE USE ONLY
If you are aggrieved by this order, pursuant to K.S.A. 82a-1901,	APPLICATION APPROVED AND
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.	By: Duly Authorized Designee of the Chief Engineer (Print Name): Division of Water Resources - Kapsas Department of Agriculture Date of Issuance: State of Kansas
For Use by Register of Deeds	County of finney) SS
	Acknowledged before me on December 18, 2023
	by Michael A. Meyer
	Signature: Varon holsted
	My commission expires: My commission expires: My Appointment Expires (Notary Meal 8, 2027





Southwest Kansas Groundwater Management District No. 3 2009 E. Spruce Street Garden City, Kansas 67846 (620) 275-7147 phone

www.gmd3.org

December 7, 2023

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

RE:

Applications for Change in Place of Use

Water Right, File Nos. 6609, 7362, 21239, 23453, 26249, & 27703

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 the acres to more accurately describe the wetted acres and bring in a new reduced pivot while maintaining a complete overlap in authorized place of use 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

RECEIVED

DEC 08 2023

Garden City Field Office Division of Water Resources

Meyer, Mike [KDA]

To:

Jason Norquest; McColloch, Austin [KDA]

Subject:

RE: Miller

See below Bro

From: Jason Norquest <norquest@gmd3.org> Sent: Friday, December 1, 2023 1:38 PM

To: Meyer, Mike [KDA] <Mike.Meyer@ks.gov>; McColloch, Austin [KDA] <Austin.McColloch@ks.gov>

Subject: Miller

EXTERNAL: This email originated from outside of the organization. Do not click any links or open any attachments unless you trust the sender and know the content is safe.

Afternoon gentlemen (and I say that with a straight face).

Got thrown some possible change apps for Monte Miller. Wanting to add a small pivot on a quarter he just bought. When you get a chance, could you get me the base acres for:

66<mark>0</mark>9 - **307**

73<mark>6</mark>2 - **312**

21<mark>2</mark>39 - **275**

23<mark>4</mark>53 - **520**

26249 – 315 but only 260 acres additional to File No. 21239 when combined.

27703 – 152 but 0 additional, same acres under File No. 7362

Total base = 1674 total base combined acres.

He had change apps approved on these in 2020, but that was just for a complete overlap at the time.

Thank you much.

Jason Norquest

Assistant Manager, GMD3

Cell: 620-271-1289