

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.

JUN 05 2023

1312



DEPT OF AGRICULTURE

State of Kansas

Submit To: CHIEF ENGINEER
Division of Water Resources
Kansas Department of Agriculture
1320 Research Park Drive
Manhattan, Kansas 66502
http://agriculture.ks.gov/dwr

APPLICATION FOR APPROVAL TO CHANGE THE PLACE OF USE, THE POINT OF DIVERSION OR THE USE MADE OF THE WATER UNDER AN EXISTING WATER RIGHT

Filing Fee Must Accompany the Application
(Please refer to Fee Schedule on signature page of application form.)

Paragraph Nos. 1, 2, 3, 4 & 8 must be completed. Complete all other applicable portions. A topographic map or detailed plat showing the authorized and proposed points(s) of diversion and /or place of use must accompany this application.

1. Application is hereby made for approval of the Chief Engineer to change the

[X] Place of Use

(Check one or more) [] Point of Diversion

[] Use Made of Water

File No. 21253

2. Name of applicant: DANA L SWAN ET AL

Address: 1105 S JEFFERSON

City, State and Zip: HUGOTON KS 67951

Phone Number: () E-mail address:

What is your relationship to the water right; [X] owner [] tenant [] agent [] other? If other, please explain.

Name of water use correspondent: SAME AS ABOVE - CHANGE TO DANA L SWAN ET AL

Address:

City, State and Zip:

Phone Number: () E-mail address:

3. The change(s) proposed herein are desired for the following reasons (please be specific): REMOVE OVERLAP WITH

WR FILE NOS. 10790 & 17504

The change(s) (was) (will be) completed by UPON APPROVAL

(Date)

For Office Use Only:

F.O. 4 GMD 3 Meets K.A.R. 5-5-1 (YES/NO) Use IRR Source G/S County SV By ALB Date 6/6/23
Code CPU Fee \$ 200 TR # Receipt Date 6/5/23 Check # 4775

6/9/2023
KAnderson

4. The presently authorized place of use is:

Owner of Land — NAME: DANA L SWAN ET AL

KS DEPT OF AGRICULTURE

ADDRESS: 1105 S JEFFERSON HUGOTON KS 67951

Sec.	Twp.	Range	NE¼				NW¼				SW¼				SE¼				TOTAL ACRES
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
17	31S	35W					40	40			4								84

List any other water rights that cover this place of use. 10790 & 17504

Owner of Land — NAME: JERRY STUCKEY

ADDRESS: 2581 ROAD 24 MOSCOW KS 67952-5214

Sec.	Twp.	Range	NE¼				NW¼				SW¼				SE¼				TOTAL ACRES
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
8	31S	35W										30	30	30	30	30	30	30	240

List any other water rights that cover this place of use. 10790 & 17504

(If there are more than two landowners, attach additional sheets as necessary.)

5. It is proposed that the place of use be changed to:

Owner of Land — NAME: DANA L SWAN ET AL

ADDRESS: 1105 S JEFFERSON HUGOTON KS 67951

Sec.	Twp.	Range	NE¼				NW¼				SW¼				SE¼				TOTAL ACRES
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
17	31S	35W					40	40	38	12									130

List any other water rights that cover this place of use. NONE

Owner of Land — NAME: _____

ADDRESS: _____

Sec.	Twp.	Range	NE¼				NW¼				SW¼				SE¼				TOTAL ACRES
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

List any other water rights that cover this place of use. _____

IF MORE SPACE IS NEEDED, ATTACH ADDITIONAL SHEETS AS NECESSARY

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KS DEPT OF AGRICULTURE

- 6. The presently authorized point(s) of diversion (is) (are) ONE WELL; PUMP & MOTOR
(Provide description and number of points)
- 7. The proposed point(s) of diversion (is) (are) ONE WELL; PUMP & MOTOR
(Provide description and number of points)

List all presently authorized point(s) of diversion:

8. **Presently authorized point of diversion:**
 One in the SW Quarter of the SW Quarter of the NW Quarter of Section 17, Township 31 South, Range 35 (W), in STEVENS County, Kansas, 2710 feet North 4840 feet West of Southeast corner of section.
 Authorized Rate 240 GPM Authorized Quantity 223 AF
 (DWR use only: Computer ID No. 02 GPS _____ feet North _____ feet West)
 This point will not be changed This point will be changed as follows:
Proposed point of diversion: (Complete only if change is requested)
 One in the _____ Quarter of the _____ Quarter of the _____ Quarter of Section _____, Township _____ South, Range _____ (E/W), in _____ County, Kansas, _____ feet North _____ feet West of Southeast corner of section.
 Proposed Rate _____ Proposed Quantity _____
 This point is: Additional Well Geo Center List other water rights that will use this point _____

9. ~~**Presently authorized point of diversion:**
 One in the _____ Quarter of the _____ Quarter of the _____ Quarter of Section _____, Township _____ South, Range _____ (E/W), in _____ County, Kansas, _____ feet North _____ feet West of Southeast corner of section.
 Authorized Rate _____ Authorized Quantity _____
 (DWR use only: Computer ID No. _____ GPS _____ feet North _____ feet West)
 This point will not be changed This point will be changed as follows:
Proposed point of diversion: (Complete only if change is requested)
 One in the _____ Quarter of the _____ Quarter of the _____ Quarter of Section _____, Township _____ South, Range _____ (E/W), in _____ County, Kansas, _____ feet North _____ feet West of Southeast corner of section.
 Proposed Rate _____ Proposed Quantity _____
 This point is: Additional Well Geo Center List other water rights that will use this point _____~~

10. ~~**Presently authorized point of diversion:**
 One in the _____ Quarter of the _____ Quarter of the _____ Quarter of Section _____, Township _____ South, Range _____ (E/W), in _____ County, Kansas, _____ feet North _____ feet West of Southeast corner of section.
 Authorized Rate _____ Authorized Quantity _____
 (DWR use only: Computer ID No. _____ GPS _____ feet North _____ feet West)
 This point will not be changed This point will be changed as follows:
Proposed point of diversion: (Complete only if change is requested)
 One in the _____ Quarter of the _____ Quarter of the _____ Quarter of Section _____, Township _____ South, Range _____ (E/W), in _____ County, Kansas, _____ feet North _____ feet West of Southeast corner of section.
 Proposed Rate _____ Proposed Quantity _____
 This point is: Additional Well Geo Center List other water rights that will use this point _____~~

- 11. Describe the current condition of and future plans for any point(s) of diversion which will no longer be used. N / A

IF MORE SPACE IS NEEDED, ATTACH ADDITIONAL SHEETS AS NECESSARY

12. The presently authorized use of water is for IRRIGATION purposes.
It is proposed that the use be changed to IRRIGATION / NO CHANGE purposes.

13. If changing the place of use and/or use made of water, describe how the consumptive use will not be increased.
NO CHANGE IN CONSUMPTIVE USE – REVERTING BACK TO ORIGINAL CONDITIONS OF WATER RIGHT

(Please show any calculations here.)

14. It is requested that the maximum annual quantity of water be reduced to N / A (acre-feet or million gallons).

15. It is requested that the maximum rate of diversion of water be reduced to N / A gallons per minute (____ c.f.s.).

16. The application must include either a topographic map or detailed plat. A U.S. Geological Survey Topographic Map, scale 1:24,000, is available through the Kansas Geological Survey, 1930 Constant Avenue, University of Kansas, Lawrence, Kansas 66047-3726 (www.usgs.gov). The map should show the location of the presently authorized point(s) of diversion. Distances North and West of the Southeast corner of the section must be shown. The presently authorized place of use should also be shown. Identify the center of the section, the section lines and the section corners and show the appropriate section, township, and range numbers on the map. In addition the following information must also be shown on the map.

- a. If a change in the location of the point(s) of diversion is proposed, show:
 - 1) The location of the proposed point(s) of diversion. Distances North and West of the Southeast corner of the section must be shown. Please be certain that the information shown on the map agrees with the information shown in Paragraph Nos. 9, 10 and 11 of the application.
 - 2) If the source of supply is groundwater, please show the location of existing water wells of any kind, including domestic wells, within 1/2 mile of the proposed well or wells. Identify each well as to its use and furnish name and mailing address of the property owner or owners. If there are no wells within 1/2 mile, please indicate so on the map.
 - 3) If the source of supply is surface water, the names and mailing addresses of all landowner(s) 1/2 mile downstream and 1/2 mile upstream from your property lines must be shown.
- b. If a change in the place of use is desired, show the proposed place of use by crosshatching on the map. Please be certain that the information shown on the map agrees with the information shown in Paragraph No. 5 of the application.

17. Attach documentation to show the change(s) proposed herein will not impair existing water rights and relates to the same local source of supply as to which the water right relates. This information may include statements, plats, geology reports, well logs, test hole logs, and other information as necessary information to show the above. Additional comments may be made below.

NO CHANGE IN LOCAL SOURCE OF SUPPLY

18. If the proposed change(s) does not meet all applicable rules and regulations of the Kansas Water Appropriation Act, please identify the rules and regulations for which you request a waiver. State the reason why a waiver is needed and why the request should be granted. Attach documentation showing that granting the request will not impair existing water rights and will not prejudicially and unreasonably affect the public interest.

MEETS ALL RULES & REGULATIONS

IF MORE SPACE IS NEEDED, ATTACH ADDITIONAL SHEETS AS NECESSARY

Any use of water that is not as authorized by the water right or permit to authorize water **before** the chief engineer approves this application is a violation of the Kansas Water Appropriation Act for which criminal or civil penalties may be assessed. Such violation is a class C misdemeanor, punishable by a fine not to exceed \$500 and/or a term of confinement not to exceed one month in the county jail. K.S.A. 82a-728(b). Civil penalties shall be not less than \$100 nor more than \$1,000 per violation. In the case of a continuing violation, each day such violation continues may be deemed a separate violation. In addition to these penalties the water right may be modified or suspended. K.S.A. 82a-737, as amended.

The application must be signed by all owners of the place of use authorized under the water right and his or her spouse, if married. Please indicate if there is no spouse. If land is being purchased under contract, the seller must sign as landowner until such time as the contract is completed.

In the event that all applicants cannot appear before one notary public, they may as necessary sign separate copies of the application before any notary public conveniently available to them. All copies signed in this manner shall be considered to be valid parts of the application.

If the request is signed on behalf of any Owner by someone with legal authority to do so (for example, an agent, one who has power of attorney, or an executor, executrix, conservator), it will be necessary to attach proper documents showing such authority.

I declare that I am an owner of the currently authorized place of use as identified herein, or that I represent all such owners and am authorized to make this application on their behalf, and declare further that the statements contained herein are true, correct, and complete. By filing this application I authorize the chief engineer to permanently reduce the quantity of water and/or rate of diversion as specified in sections 14 and 15 of this application.

Dated at Shreveport, Louisiana, Kansas, this 2nd day of June, 20 23.

Robert W. Fox
(Owner)

Joanna L. Fox
(Spouse)

Robert W. Fox
(Please Print)

Joanna L. Fox
(Please Print)

(Owner)

(Spouse)

(Please Print)

(Please Print)

(Owner)

(Spouse)

(Please Print)

(Please Print)

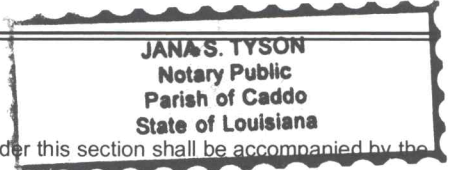
State of Louisiana }
~~State of Kansas~~ } SS
Parish of Caddo }
County of _____ }

I hereby certify that the foregoing application was signed in my presence and sworn to before me this 2nd day of June, 20 23.

Jana S. Tyson
Notary Public

My Commission Expires My Commission is for Life

FEE SCHEDULE



Each application to change the place of use, the point of diversion or the use made of the water under this section shall be accompanied by the application fee set forth in the schedule below:

- (1) Application to change a point of diversion 300 feet or less \$100
- (2) Application to change a point of diversion more than 300 feet \$200
- (3) Application to change the place of use \$200
- (4) Application to change the use made of the water \$300

Make check payable to **Kansas Department of Agriculture.**

WATER RESOURCES
RECEIVED

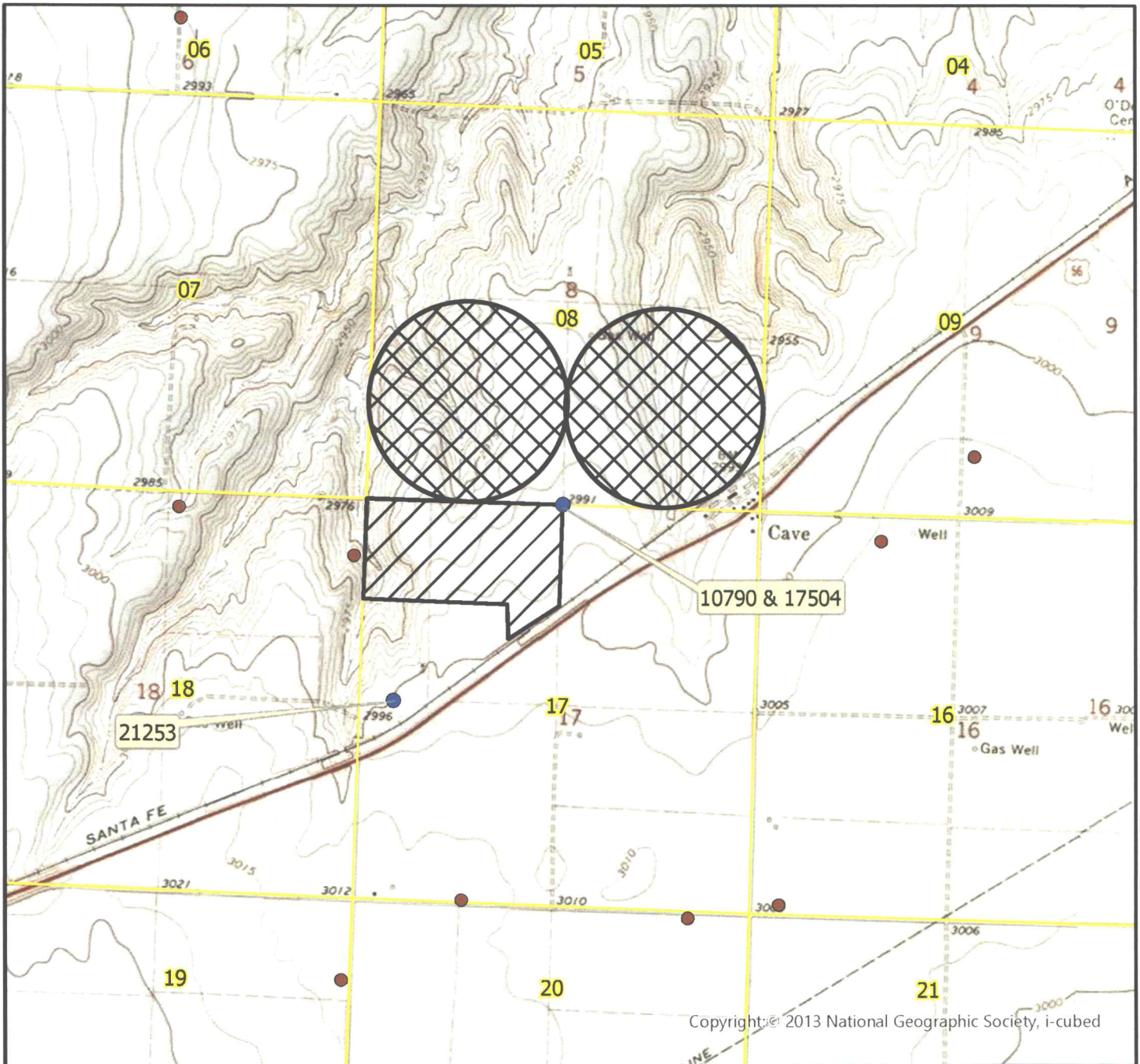
JUN 05 2023





KS DEPT OF AGRICULTURE



CHANGE IN PLACE OF USE WATER RIGHT, FILE NOS. 10790 & 17504

Section 17 Township 31 South Range 35 West Stevens County



	Authorized Point of Diversion
	Permitted Water Right
	Domestic Well within 1/2 mile
	Authorized Place of Use
	Proposed Place of Use

List of owner name and addresses within 1/2 mile:

WATER RESOURCES RECEIVED

JUN 05 2023

KS DEPT OF AGRICULTURE



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

Robert W. Fox

6/2/2023

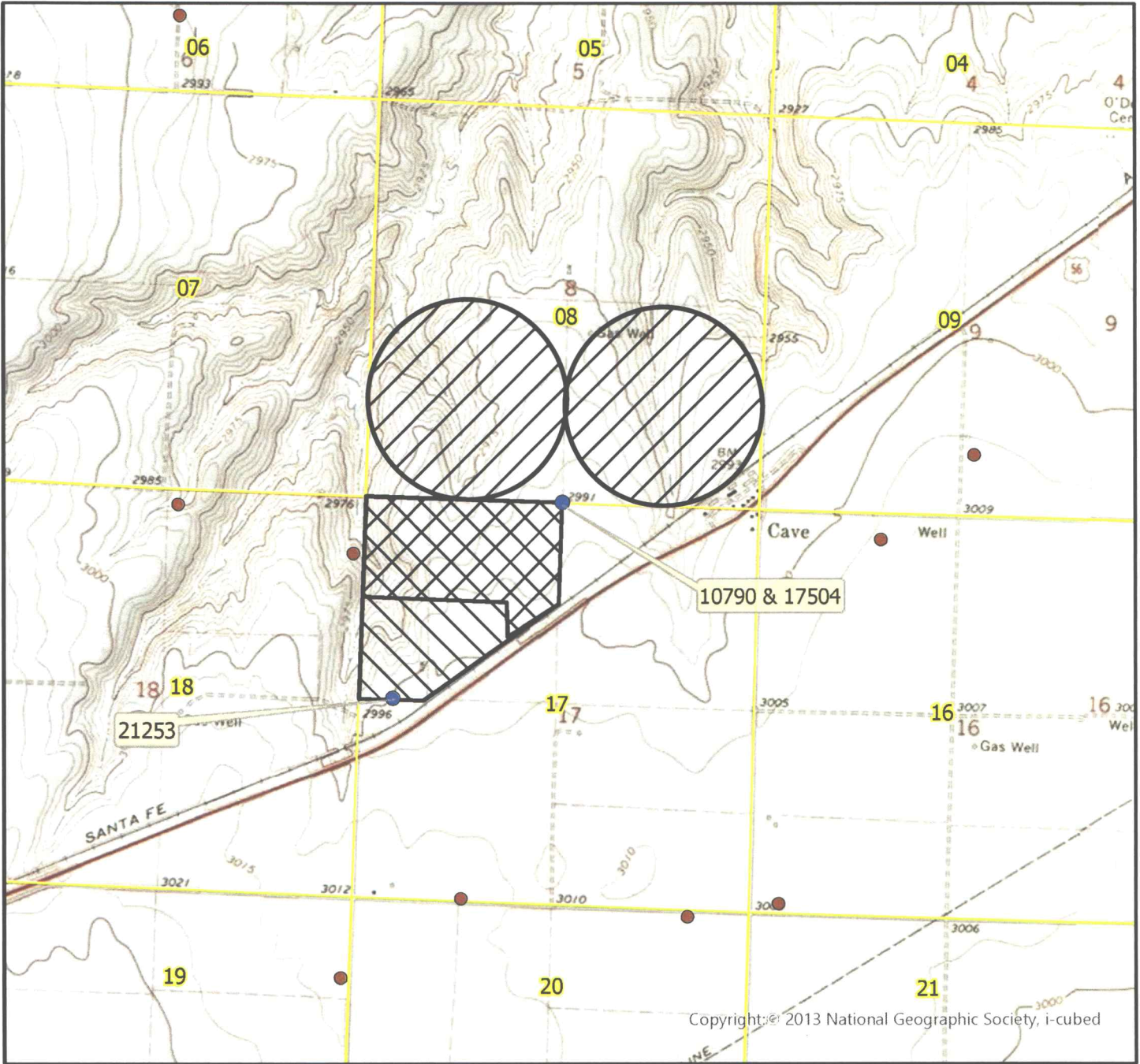
(Signature)




Date

Date AM/GCFO
1:24,000 Scale

CHANGE IN PLACE OF USE WATER RIGHT, FILE NO. 21253

Section 17 Township 31 South Range 35 West Stevens County



	Authorized Point of Diversion
	Permitted Water Right
	Domestic Well within 1/2 mile
	Authorized Place of Use
	Proposed Place of Use

List of owner name and addresses within 1/2 mile:

WATER RESOURCES RECEIVED

JUN 05 2023

KS DEPT OF AGRICULTURE

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

Robert W. Jay

6/2/2023

(Signature)

Date

Date AM/GCFO
1:24,000 Scale





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JUN 05 2023

KS DEPT OF AGRICULTURE

James C. Dodge
419 N. Kansas Avenue
P.O. Box 2619
Liberal, Kansas 67905
Telephone: (620) 624-2548
Facsimile: (620) 624-9526
jdodge@sharpmcqueen.com

February 15, 2021

Wayne Fox
1862 Missile Base Rd.
Stonewall, LA 71078

Dear Wayne:

Enclosed you will find recorded Death Certificates for Stevens, Meade, and Hamilton Counties. This is enough to clear title on the property. Under the laws of the State of Kansas, the property is now owned by you and your brother. Should you need anything else regarding this property, please let me know.

Very truly yours,

SHARP MCQUEEN, P.A.


James C. Dodge

JCD/ejb

Enclosures

STATE OF LOUISIANA

CERTIFICATION OF VITAL RECORD

CERTIFICATION OF DEATH

BIRTH NUMBER:

STATE FILE NUMBER: 2020-046-00628

7620082

DECEDENT	DECEDENT'S NAME - (LAST, FIRST, MIDDLE, SUFFIX) FOX, ROBERT LEWIS		DATE OF BIRTH 08/11/1947	DATE OF DEATH 10/29/2020	TIME OF DEATH 02:21 AM
	PLACE OF BIRTH - (CITY, STATE, COUNTRY) LIBERAL, KS UNITED STATES		SEX MALE	SOCIAL SECURITY NUMBER 509-56-9263	AGE 73 YEARS
	DECEDENT'S ALIAS NAME(S) - (LAST, FIRST, MIDDLE, SUFFIX):				
	RESIDENCE OF DECEDENT - (STREET ADDRESS, CITY, STATE, ZIP CODE, COUNTRY) 1862 MISSILE BASE RD. , STONEWALL, LA 71078 UNITED STATES			WITHIN CITY LIMITS? YES	PARISH/COUNTY DE SOTO
PERSONAL	EVER IN U.S. ARMED FORCES? NO		OCCUPATION FARMER	INDUSTRY OF OCCUPATION AGRICULTURE	
	MARITAL STATUS DIVORCED	NAME OF SURVIVING SPOUSE (LAST, FIRST, MIDDLE, SUFFIX)			
	FATHER/PARENT NAME - (LAST, FIRST, MIDDLE, SUFFIX) FOX, ROBERT BENJAMIN	FATHER/PARENT PLACE OF BIRTH - (CITY, STATE, COUNTRY) UNKNOWN, KS UNITED STATES			
	MOTHER/PARENT NAME - (LAST, FIRST, MIDDLE, SUFFIX) ELLEDGE, FLORENCE LUETTA	MOTHER/PARENT PLACE OF BIRTH - (CITY, STATE, COUNTRY) UNKNOWN, KS UNITED STATES			
	INFORMANT'S NAME - (LAST, FIRST, MIDDLE, SUFFIX) FOX, ROBERT WAYNE	RELATIONSHIP TO DECEDENT SON	INFORMANT'S ADDRESS 1862 MISSILE BASE RD. , STONEWALL, LA 71078 UNITED STATES		
	EDUCATION: HIGH SCHOOL GRADUATE, OR GED COMPLETED				
	OF HISPANIC ORIGIN?: NO, NOT SPANISH/HISPANIC/LATINO				
	RACE: WHITE				
DEATH INFO	PLACE OF DEATH		FACILITY NAME		
	DECEDEDNT'S HOME				
	FACILITY ADDRESS - (STREET ADDRESS, CITY, STATE, ZIP CODE, COUNTRY) 1862 MISSILE BASE RD. , STONEWALL, LA 71078 UNITED STATES				PARISH/COUNTY DE SOTO
DISPOSITION	METHOD OF DISPOSITION REMOVAL FROM STATE		PLACE OF DISPOSITION PLAINS CEMETERY		
	PLACE OF DISPOSITION - (CITY, STATE, COUNTRY) PLAINS, KS UNITED STATES		DATE OF DISPOSITION 11/07/2020		
FUNERAL FACILITY	FUNERAL FACILITY NAME AULDS FUNERAL HOME		ADDRESS OF FUNERAL FACILITY 7849 E. KINGS HWY. , SHREVEPORT, LA 71115 UNITED STATES		
	NAME OF FUNERAL DIRECTOR (LAST, FIRST, MIDDLE, SUFFIX) MATTHEWS, ROBERT W	LICENSE NUMBER E2664	CORONER NOTIFIED? Y		
	SIGNATURE OF FUNERAL DIRECTOR "e-sign"		DATE 11/18/2020		
MEDICAL INFO	MANNER OF DEATH		NATURAL		
	IF FEMALE?		NOT APPLICABLE		
	DID TOBACCO USAGE CONTRIBUTE TO DEATH?		UNKNOWN		
CAUSE OF DEATH	PART I. Enter the chain of events - diseases, injuries, or complications - that directly caused the death. DO NOT enter terminal events such as cardiac arrest, respiratory arrest, or ventricular fibrillation without showing the etiology. DO NOT ABBREVIATE.				APPROXIMATE INTERVAL: Onset to Death
	IMMEDIATE CAUSE - (Final disease or condition resulting in death)		a. END STAGE CONGESTIVE HEART FAILURE		UNK
	Sequentially list conditions, if any, leading to the cause listed on line a.				
	Enter the UNDERLYING CAUSE (disease or injury that initiated the events resulting in death) LAST				
	PART II. Enter other significant conditions contributing to death but not resulting in the underlying cause given in PART I.				
	WAS AN AUTOPSY PERFORMED? NO		FINDINGS USED IN DETERMINING CAUSE? NOT APPLICABLE		
INJURY INFORMATION	PLACE OF INJURY	DATE OF INJURY	TIME OF INJURY	INJURY AT WORK	IF TRANSPORTATION INJURY, SPECIFY:
	LOCATION OF INJURY - (STREET ADDRESS, CITY, STATE, ZIP CODE, COUNTRY)				PARISH/COUNTY
	DESCRIBE HOW INJURY OCCURED				
CERTIFIER	I CERTIFY THIS 'CORONER CASE' BASED ON MY EXAMINATION OR INVESTIGATION AND, IN MY OPINION, DEATH OCCURRED AT THE TIME, DATE, AND PLACE, AND DUE TO THE CAUSE(S) AND MANNER STATED.				
	SIGNATURE OF CERTIFIER: "e-sign"		DATE 11/16/2020		
	CERTIFIER NAME - (LAST, FIRST, MIDDLE, SUFFIX) EVANS, JEFFREY L				
	CERTIFIER TITLE: CORONER				
	CERTIFIER ADDRESS - (STREET ADDRESS, CITY, STATE, ZIP CODE, COUNTRY) 120 MCENERY ST. , MANSFIELD, LA 71052 UNITED STATES				
	BURIAL TRANSIT PERMIT 389944	PARISH OF ISSUE ORLEANS	DATE OF ISSUE 10/30/2020	DATE FILED WITH REGISTRAR 11/16/2020	
REGISTRAR	SIGNATURE OF REGISTRAR DEVIN GEORGE "e-sign"				

WATER RESOURCES RECEIVED
 JUN 05 2023
 KS DEPT. OF AGRICULTURE



007620082

I CERTIFY THAT THIS IS A TRUE AND CORRECT COPY OF A CERTIFICATE OR DOCUMENT REGISTERED WITH THE VITAL RECORDS REGISTRY OF THE STATE OF LOUISIANA, PURSUANT TO LSA - R.S.40:32, ET SEQ.

DEVIN GEORGE
 STATE REGISTRAR



A REPRODUCTION OF THIS DOCUMENT IS VOID AND INVALID. DO NOT ACCEPT

JUN 05 2023

KS DEPT OF AGRICULTURE

PLEASE INDEX DEATH CERTIFICATE TO THE FOLLOWING DESCRIBED PROPERTY:

ALL OF LOT THIRTY-ONE (31) IN BLOCK NINETY-ONE (91), IN THE ORIGINAL CITY OF HUGOTON, STEVENS COUNTY, KANSAS, FOR LIFE, WITH THE REMAINDER TO ROBERT WAYNE FOX AND SHAYNE LEWIS FOX

AN UNDIVIDED ONE-THIRD (1/3) INTEREST IN THE NORTHWEST QUARTER (NW/4) LYING NORTH OF THE RAILROAD RIGHT-OF-WAY IN SECTION SEVENTEEN (17), TOWNSHIP THIRTY-ONE (31) SOUTH, RANGE THIRTY-FIVE (35) WEST OF THE 6TH P.M., STEVENS COUNTY, KANSAS, FOR LIFE, WITH THE REMAINDER TO ROBERT WAYNE FOX AND SHAYNE LEWIS FOX

AN UNDIVIDED ONE-THIRD (1/3) INTEREST IN THE SOUTHEAST QUARTER (SE/4) OF SECTION TWENTY-THREE (23), TOWNSHIP THIRTY-THREE (33) SOUTH, RANGE THIRTY-SEVEN (37) WEST OF THE 6TH P.M., STEVENS COUNTY, KANSAS, FOR LIFE, WITH THE REMAINDER TO ROBERT WAYNE FOX AND SHAYNE LEWIS FOX



Book 342 Page 231

STATE OF KANSAS SS
COUNTY OF STEVENS

This instrument was filed for record on the 5
day of February A.D. 2021
at 10:00 o'clock A.M. and duly recorded in
Book 342 on page 231 Fee \$38.45

Jelsha Rose
Register of Deeds

WATER RESOURCES
RECEIVED

JUN 05 2023

KS DEPT OF AGRICULTURE

June 2, 2023

RE: File # 21253

Dear Chief Engineer,

Enclosed is 1 of 4 applications you will receive for File 21253 to restore the shared water rights back to the original property place of use and remove them from Files 10790 & 17504. I have attached the \$200 application to change the place of use fee.

You will also receive a signed and notarized application from Roberta Carrier-Cross, Dana Swan and Shayne Fox.

We are the 4 current owners of this property.

My father (Robert L. Fox) passed away in 2020. His 1/3rd of the property is now owned by my brother, Shayne L. Fox and myself (Robert W. Fox). I have attached a copy of his death certificate showing the transfer of property highlighted on the rear of it.

If you have any questions you can contact me at:

Robert W. Fox
1862 Missile Base Road
Stonewall, LA 71078
Rfox322506@aol.com
318-210-3228

When this is applicate is approved, can you please email copies to myself at rfox322506@aol.com, Roberta Carrier-Cross at rscarrier@cox.net, Shayne Fox at Mfox89@gmail.com, and Dana Swan at Danalou45@gmail.com .

Thank you,



Robert W. Fox

Any use of water that is not as authorized by the water right or permit to authorize water **before** the chief engineer approves this application is a violation of the Kansas Water Appropriation Act for which criminal or civil penalties may be assessed. Such violation is a class C misdemeanor, punishable by a fine not to exceed \$500 and/or a term of confinement not to exceed one month in the county jail. K.S.A. 82a-728(b). Civil penalties shall be not less than \$100 nor more than \$1,000 per violation. In the case of a continuing violation, each day such violation continues may be deemed a separate violation. In addition to these penalties the water right may be modified or suspended. K.S.A. 82a-737, as amended.

The application must be signed by all owners of the place of use authorized under the water right and his or her spouse, if married. Please indicate if there is no spouse. If land is being purchased under contract, the seller must sign as landowner until such time as the contract is completed.

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If the request is signed on behalf of any Owner by someone with legal authority to do so (for example, an agent, one who has power of attorney, or an executor, executrix, conservator), it will be necessary to attach proper documents showing such authority.

I declare that I am an owner of the currently authorized place of use as identified herein, or that I represent all such owners and am authorized to make this application on their behalf, and declare further that the statements contained herein are true, correct, and complete. By filing this application I authorize the chief engineer to permanently reduce the quantity of water and/or rate of diversion as specified in sections 14 and 15 of this application.

Dated at 6/5/23, Kansas, this 5 day of June, 2023.

Robert S. Steamer-Cross
(Owner)

(Spouse)

ROBERTA S. CARRIER-CROSS
(Please Print)

(Please Print)

(Owner)

(Spouse)

(Please Print)

(Please Print)

(Owner)

(Spouse)

(Please Print)

(Please Print)

Oklahoma
State of ~~Kansas~~ }
County of Oklahoma } SS

I hereby certify that the foregoing application was signed in my presence and sworn to before me this 5 day of June, 2023.

My Commission Expires Aug 21, 2025

Christina Coburn
Notary Public
CHRISTINA COBURN
Notary Public - State of Oklahoma
Commission Number 17007773
My Commission Expires Aug 21, 2025

FEE SCHEDULE

Each application to change the place of use, the point of diversion or the use made of the water under this section shall be accompanied by the application fee set forth in the schedule below:

- (1) Application to change a point of diversion 300 feet or less \$100
- (2) Application to change a point of diversion more than 300 feet \$200
- (3) Application to change the place of use \$200
- (4) Application to change the use made of the water \$300

Make check payable to **Kansas Department of Agriculture.**