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:							
28636	1-25-2023	C4	4	3							
6. Status: Approved Deni	ied by DWR/GMD	Dismiss by Reques	smiss by Request/Failure to Return 7. Filing Date of Change:								
8a. Applicant(s) New to system □	Person ID 25213 Add Seq#		8c. Landowner(s) Person ID 41565 New to system Add Seq#								
GREGORY C & SUE LOV 24506 13 RD MONTEZUMA KS 67867		GREG 24506	LOVE AG COMPANY GREG LOVE 24506 13 RD MONTEZUMA KS 67867-9073								
8b. Landowner(s) New to system □	Person ID 10737 Add Seq#	8d. WUC New to sy	stem 🗌	Person IDAdd Seq#							
CARL L LOVE POA GREG LOVE OR CA 24506 13 ROAD MONTEZUMA KS 67867		8a	8a								
8a											
9. Documents and Enclosure(s): 🛛 DV	VR Meter(s) Date to Comp	y: 12/31/2023	N & P Date to C	omply:							
☐ Anti-Reverse Meter ☐ Meter	Seal	□ N & P Form	☐ Water Tube ☐ Drill	er Copy							
☐ Conservation Plan Date Requir	ed: Da	te Approved:	Date to C	omply:							
10. Use Made of Water From:		To: _									
			Date Prepared: 1/12/20 Date Entered:	23 By: MAM By:							

File No.	28636	<u> </u>		11. County:	GY	Ва	sin: Al	RKAN	SAS	RIVER			S	tream	:						Fo	ormation	Code: 2	11 Special Use:	
12. Points	of Dive	rsion	1														Rate	and Q	uantity	=					
CHK MOD	יחוי										Authorized						zed		A	dditional					
DEL PI ENT	DIV	Qι	ıalifier	S	Т	R	ID		'N	ʻW	ć	Com	nment	(AKA	Line)		Rate gpm/c		Quantit af/mgy	,	Rate gpm/c		antity f/mgy	Overlap PD Files	
CHK 88671																									
										1															
										<u></u>															
13. Storage: RateNF Quantity						}		ac/ft	Α	dditior	nal Rat	e				NF	Addi	tional Qu	antity _		ac/ft				
14. Limitati	ion:			af/yr a	t				gpm (_				cfs) w	hen co	mbine	d with	file nu	umber	(s)						
Limitati	ion:			af/yr a	t				gpm (_		cfs) when combined with file number(s)														
15. 5YR AI	llocation	: 1	Allocation ⁻	Гуре	Sta	rt Yea	r		5 YR	Amou	mount Amount Unit Base Acres Comment														
16. Place CHK	of Use					N	≣1⁄4			NV	NW¹/4				SW1/4			SE1/4			Total	Owner	Chg	? Overlap Files	
MOD DEL ENT PL	USE	S	T R	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 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4					
CHK 26			27S28V						32.5	L-1 32.5	L-2 32.5	32.5	32.5	L-3 32.5	L-4 32.5	32.5					260	8a		MULTIPLE	
MOD 31	341	31	27\$28\	V 1	32.5	32.5	32.5										34	34	34	34	266	8b		MULTIPLE	
CHK 256	628	25	27\$29\	V 3	29	33	40	24	38	23	33	40	38	23			34	40	34	34	463	8a	-	MULTIPLE	
CHK 980	05	36	27\$29\	V 2	32	32	32	32	32	32	32	32					30	30	30	30	376	8c		MULTIPLE	
CHK 300	6	29	27\$28\	V 1					31	31	31	31	31	31	31	31	31	31	31	31	372	8c		MULTIPLE	

Base Acres: **272** Year:

Minimum Reasonable Quantity:

Comments: OVERLAPPING WR ON PLACE OF USE: 14536; 14703; 17891; 21362; 26293; 27702; 28636; 28648; 31626

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

January 25, 2023

GREGORY C & SUE LOVE 24506 13 RD MONTEZUMA, KS 67867-9073

RE:

Field Office Application for Change

Water Right, File Nos. 14536, 14703, 17891, 21362, 21661, 26293, 27702,

28636, 28648, 31626

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.

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,

Michael A. Meyer

Water Commissioner

MAM: enclosures

pc:

GMD3

CERTIFICATE OF SERVICE

On this 25th day of January 2023, I hereby certify that the foregoing Approvals of Application for Change in Place of Use, Water Right, File Nos. 14536, 14703, 17891, 21362, 21661, 26293, 27702, 28636, 28648, 31626 dated 25th day of January 2023 was mailed postage prepaid, first class, US mail to the following:

GREGORY C & SUE LOVE 24506 13 RD MONTEZUMA, KS 67867-9073

Pc:

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.

						r	Eile No	2863	6									12:1	NED
	File No. <u>28636</u> JAN 1 2 2023												2 2023						
1. <i>A</i>	Application	on is he	reby n	nade fo	or appr				_	_	_	*,		e or b	oth):	Div	Garde /ision	n City of Wat	Field Office er Resources
	Flace of ose																		
	under the water right which is the subject of this application in accordance with the conditions described below.																		
7	The source of supply is: X Groundwater Surface water																		
2. 1	. Name and address of Applicant: Gregory C & Sue Love																		
	24506 13 RD, Montezuma, KS 67867																		
_	Phone N					01			Email	addres	ss: gre	ea.c.lo	ve@gr	nail.co	m				
	Name an		-			orresp	onden												
_	_																		
F	Phone Number: () Email address:																		
3.	. The presently authorized place of use is:																		
(Owner of Land NAME: Greg C & Sue Love																		
	ADDRESS: 24506 13 RD, Montezuma, KS 67867																		
((If there is more than one landowner, attach supplemental sheets as necessary.)																		
NE¼ NW¼							SW1/4					SI	Ξ1/4		TOTAL				
Sec.	. Twp.	Range	NE¼	NW¼	SW¼	SE¼	NE¼				NE¼		SW1/4	SE¼	NE¼	NW¼	SW1/4	SE1/4	ACRES
31	27s	28w					32.5	32.5	32.5	32.5	32.5	32.5	32.5	32.5					260.0
25	27s	28w	29.0	33.0	40.0	24.0	38.0	23.0	33.0	40.0	38.0	23.0			34.0	40.0	34.0	34.0	463.0
(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: Gregory C & Sue Love ADDRESS: 24506 13 RD, Montezuma, KS 67867 (If there is more than one landowner, attach supplemental sheets as necessary.)																		
				NE	E¼			N\	N1/4			SV	N¹/4			SI	Ξ1/4		TOTAL
Sec.	. Twp.	Range	NE¼	NW1/4	SW1/4	SE¼	NE¼	T	T	SE¼	NE1/4	NW¼	T	SE¼	NE¼	NW¼		SE1/4	ACRES
25	27s	29w	29.0	33.0	40.0	24.0	38.0	23.0	33.0	40.0	38.0	23.0			34.0	40.0	34.0	34.0	463.0
31	27s	28w					32.5	32.5	32.5	32.5	32.5	32.5	32.5	32.5					260.0
										1									
	For Office Use Only: Code Fee \$ 200.00 TR # Receipt Date 1-12-23 Check # 73 63																		

5.	Presently autho	rized poir	nt of diversion:					
	One in the	NE	Quarter of the	SE	Quarter of the	SW	Quarter	
	of Section	29	, Township	27	South, Range	28	(W),	
	in Gray		County, Kansas, <u>778</u>	feet North	2726 feet West of	Southeast corner	of section.	
			Authorized Quantity _					
			er ID No GP:					
	X☐This point will	not be char	nged This point will be chang	ged as follows:	☐ No change, point better	er described with GPS	as follows:	
	Proposed point	of diversi	on: (Complete only if chang	e is request	ed or if existing point is	s better described	by GPS)	
			Quarter of the					
	of Section		, Township		South, Range		(W),	
	in		County, Kansas,	_ feet North _	feet West of	Southeast corner	of section.	
	Proposed Rate _		Proposed Quantity		Proposed well depth	n (feet)		
	This point is:	Additional	Well Geo Center List of	ther water rig	hts that will use this poin	t		
						ω/ ·		
6.	Presently author	rized poir	nt of diversion:		/			
	One in the		Quarter of the		Quarter of the		Quarter	
	of Section		Quarter of the , Township		South, Range		(W),	
	in		County, Kansas,	_ feet North _	feet West of	Southeast corner	of section.	
	Authorized Rate	<u> </u>	Authorized Quantity _		Depth of well	(feet)		
	(DWR use only:	Compute	er ID No GP	s	feet North	feet Wes	t)	
			ged This point will be change					
	Proposed point	of diversi	on: (Complete only if chang	e is request	ed or if existing point is	s better described	by GPS)	
	One in the		Quarter of the		Quarter of the		Quarter	
	of Section		, Township		South, Range	, -+ -	(W),	
	in		County, Kansas,	feet North	feet West of	Southeast corner	of section.	
			Proposed Quantity					
			Well Geo Center List of					
٠					·			
7.			sired for the following reasons	s?				
			complete overlap in	30	Nort 0 200 100 0	h 100 200	300	
	Authorized place	oruse					TTTT	
					= -/- =	- + + + + + + + + + + + + + + + + + + +	=	
8.	If a well, is the tes	st hole log a	attached? Yes No	300	- + =		300	
				200		1 + 1 + 1		
9.	The change(s) (w	as)(will be)	completed by?		_/ =		\=	
	As soon as appro	ved		100	∤	+ + + + + + + + + + + + + + + + + + +	100	
10	If the point of dive	reion ie a w	voll:		! =		4	
10.				West 0	: !!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!	natarahan darahan d	O Fact	
	(a) What are you	i going to d	o with the old well?	Westo	=	troulantonhan	East	
	NA				T =		7	
		s he done?		100	+ + + + + =	+ + + + + + + + + + + + + + + + + + +	100	
	(b) When will this	s be dolle:					/=	
11	Groundwater Man	agament D	vistrict recommendation attached	42 200			300	
11.		Yes N		d? 200			200	
		1 100 🗀 1					=	
12.	Assisted by GMD	3/JLN	-7		100 100 0	100 300	<u>Б</u> ш	
				30	0 200 100 0 Sout	h Scale: 1 hashmark	300 =10 ft	
138	i.it the proposed po	int of divers	sion will be relocated more than 3	300			10 S.	

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

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.)

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

FILE NO.______MAKE ADDITIONAL COPIES AS NECESSARY

	ontinue wner of	Land -	NA	ME:		g Con	npany	%Greg													
				NE	E1/4			NV	V1/4			SV	V1/4			SE	TOTAL				
Sec.	Twp.	Range	NE¼	NW1/4	SW1/4	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW1/4	SE¼	ACRES		
29	27s	28w					31.0	31.0	31.0	31.0	31.0	31.0	31.0	31.0	31.0	31.0	31.0	31.0	372.0		
31	27s	28w	32.5	32.5	32.5	32.5													130.0		
36	27s	29w	32.0	32.0	32.0	32.0	32.0	32.0	32.0	32.0					30.0	30.0	30.0	30.0	376.0		
0	wner of			AME: ESS:																	
				NE	Ξ¼			NV	V1/4				V1/4			SE	TOTAL ACRES				
Sec.	Twp.	Range	NE1/4	NW¼	SW1/4	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW1/4	SE¼	NE¼	NW¼	SW¼	SE¼	ACINES		
0	wner o	f Land -	NA	AME:			- 111														
		,	ADDRI	ESS:																	
				NE	E1/4			NV	V1⁄4		SW¼					SI	Ξ1/4		TOTAL		
Sec.	Twp.	Range	NE1/4	NW1/4		SE¼	NE¼	NW1/4	SW1/4	SE1/4	NE¼	NW1/4	SW1/4	SE¼	NE¼	NW1/4	SW1/4	SE¼	ACRES		
 Continued: 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: Love Ag Company %Greg Love ADDRESS: 24506 13 RD, Montezuma, KS 67867 																					
				N	E¼			NV	V¹/4			SV	N¹/4			SI	TOTAL				
Sec.	Twp.	Range	NE1/4		SW1/4	SE1/4	NE1/4			SE1/4	NE¼	NW1/4		SE¼	NE1/4	NW1/4		SE¼	ACRES		
29	27s	28w					31.0		31.0	31.0	31.0	31.0	31.0	31.0	31.0	31.0	31.0	31.0	372.0		
31	27s	28w	32.5	32.5	32.5	32.5									34.0	34.0	34.0	34.0	266.0		
36	27s	29w	32.0		32.0	32.0	32.0	32.0	32.0	32.0					30.0	30.0	30.0	30.0	376.0		
	wner o	f Land	N/	AME:		Ag Cor	npany	%Gre	g Love)											
			TODIN		24000	TOTAL), IVIOII	tozam	a, no	01001	1										
				T	E¼	1		T T	N¼		-	T	N ¹ / ₄				E¼ T		TOTAL ACRES		
Sec.	Twp.	Range	NE¼	NW1/4	SW1/4	SE1/4	NE¼	NW¼	SW1/4	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW1/4	SE¼			
			-	-	-			-			-	-									
			-	-	-			-	_	_	-	-	-		-						
0	wner o	f Land	N	AME:																	
			ADDR	ESS:			/														
				N	E¼			N\	N1/4			SI	W1/4			S	E¼		TOTAL		
Sec.	Twp.	Range	NE¼	T	SW1/4	SE1/4	NE¼		T	SE1/4	NE1/4	T	SW1/4	SE1/4	NE¼	NW1/4	SW1/4	SE¼	ACRES		
				-			-		-	-											

 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 currently authorion ☐ Yes ☐ No (If no, all owners must sign this application)	
 (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 application) 	
(c) If this application is not approved expeditiously, will there be substa ☐ Yes ☐ No (If no, all owners must sign this applicat	
If the application proposes a surface water change in point of diversion, a g or 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 affirmat 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 application are true, correct and complete.	ed agent of the owner(s) to make this application on
Dated at 6m23 Office, Kansas, this	day of January, 2023.
Vay(cf	Sleson myou
Therpar E. Cove	Susa Male
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
State of Kansas County of Finney SS NOTARY PUBLIC - SI BRANDI SN My Appt Expires	tate of Kansas
I hereby certify that the foregoing application was signed in my	presence and sworn to before me this Lathday
	Par Ladi Sunati
My Commission Expires	Notary Public
ONLY COMPLETE APPLICATIONS WILL BE PROCESSED. To be complete, all of accurate information; maps, if necessary, must be included; signatures of all the apprehence appropriate fee must be paid.	
FEE SCHEDUL	<u>E</u>
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\$200
JULIE JONES Wy Appointment Expires August December 16 2026	

SUMMARY ORDER APPROVING APPLICATION FOR CHANGE AND IMPOSING CONDITIONS

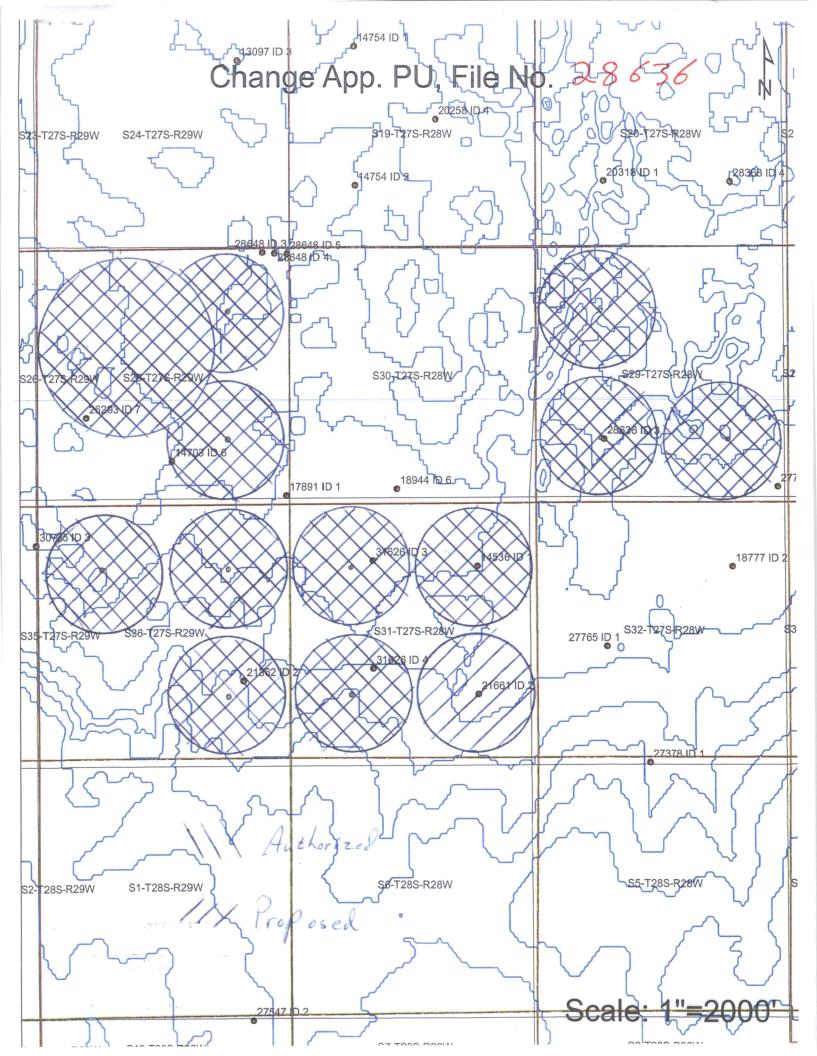
This Summary Order is issued under authority of K.S.A. 82a-708b, as amended, and K.A.R. 5-5-1, et seq. and other applicable provisions of the Kansas Water Appropriation Law, K.S.A. 82a-701 et. seq., and rules and regulations promulgated thereunder, With the exception of those conditions expressly contained herein, this Summary Order does not change the terms, conditions and limitations of File No. 28,636 change application was received on <u>January 13, 2023</u> requesting that the place of use diversion authorized under the above-referenced file number be changed as described in the application. requesting that the place of use and / or point of 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 ■ Not Applicable the topographic map accompanying the application to change the place of use. 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 The point(s) of diversion authorized herein shall not actually be located more than authorized point(s) of diversion.

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 ☐ Applicable 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_23**, 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 8. Installation of the works for diversion of water shall be completed on or before December 31, 20 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 9. The completed well log shall be submitted with the required notice. Not Applicable ☐ 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 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 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, 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. SS For Use by Register of Deeds County of Acknowledged before me on Signature: goves Notary Public TATE OF **JULIE JONES** My commission expires: NOTARY ppointment Expires PUBLIC 15, 2026

File No. 28636





Southwest Kansas Groundwater Management District No. 3 2009 E. Spruce Street

Garden City, Kansas 67846

(620) 275-7147 phone www.gmd3.org

January 11, 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. 14536, 14703, 17891, 21362, 21661, 26293, 27702, 28636, 28648

& 31626

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 make a complete overlap in currently 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