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:
6609	1218-2023	C4	4	3
6. Status: ⊠ Approved ☐ Deni	ed by DWR/GMD	Dismiss by Reques	t/Failure to Return	7. Filing Date of Change:
		· ·	į	12/08/2023
8a. Landowner, applicant New to system □	Person ID 29267 Add Seq#	8c. Landowne		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 ☐ □	Driller Copy ☐ H & E Letter
☐ Conservation Plan Date Requir	ed: Da	ite 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. 6609	11. County: h	KE Basir	n: ARKANSAS	RIVER	Strea	am:		I	Formation Code:	Special Use:
12. Points of Diversion							Rate and Quan	tity		,
CHK MOD DEL PDIV							Authorized		Additional	
ENT Qualifier	S	T R I	ID 'N	'W (Comment (Al	,		antity Ra /mgy gpm	ate Quantity a/cfs af/mgy	Overlap PD Files
CHK 75982										
-										
			,					-	1	
13. Storage: Rate	NF	= Quantit	ty	a	ac/ft Addi	tional Rate		NF Ad	ditional Quantity _	ac/ft
14. Limitation:										
Limitation:	af/yr at	Į.	gpm	1 (cfs) wher	n combined with	file number(s)		. (^	
15. 5YR Allocation: Allocation	Туре	Start Year	5 Y	R Amount	Amoun	t Unit	Base Acres	Commen	t	
16. Place of Use CHK		NE½	4	NW½	-	SW1/4	SE ¹	4 Total	Owner Chg	? Overlap Files
MOD DEL ENT PUSE S T R	ID		SW SE NE			NW SW SE 1/4 1/4	NE NW	SW SE 1/4	4,	<u>.</u>
MOD 11227 28 32 35	N 3				22.5 2	2.5 22.5 22.5	31.5 31.5	31.5 31.5 216	8a N 26249, 2770	7362, 21239, 23453, 3
CHK 12853 27 35 35	W 3		40	0 40 40	40 40	40 40 40		320	8a N 26249, 2770	7362, 21239, 23453, 3
MOD 16900 21 23 35	W 3				31.25 31	1.25 31.25 31.25	31.25 31.25 3	1.25 31.25 250	8a N 26249, 2770	7362, 21239, 23453, 3
MOD 30907 20 23 35	W 1	31.25 31.25 31	1.25 31.25 31.2	25 31.25 31.25 31	1.25 31.25 3	1.25 31.25 31.25	31.25 31.25 3	1.25 31.25 500	8a N 26249, 2770	7362, 21239, 23453, 3
CHK 33322 28 23 35	W 2	34 34 3	34 34 34	4 34 34	34			272	8b N 26249, 2770	7362, 21239, 23453, 3
MOD 39092 34 23 3	5W 7		31.	.5 31.5 31.5 3	31.5	* E		126	8a N 26249, 2770	7362, 21239, 23453, 3
ş -	1 -			(°)					- 4	
Base Acres: 307 Year: Comments:	Minimun	n Reasonable	Quantity:		,					

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.

Michael A. Meyer 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.

	00 feet,	or if pla	ace of	use wi															on is greater sed point(s)
of div	ersion a	nd/or p	ace of	use.							1						R	RECE	EIVED
						F	ile No	_6	60	9								DEC 0	8 2023
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						XX	Place	of Use			Point	of Dive	ersion			D	ivisior	of Wa	Field Office ter Resource
U	nder the	water	right w	hich is	the s	ubject	of this	applic	ation i	n acco	rdance	with t	he cor	nditions	desc				
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		,	ADDRE	SS:	2413 F	Road Y	are a superior and a	ntal sh	Market Street,	***************************************	sary.)	sv	V¼			SE	· 1/4		TOTAL
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APPLICATION FOR APPROVAL TO CHANGE THE PLACE OF USE AND/OR POINT OF DIVERSION

SUPPLEMENTAL SHEET
FILE NO. 60 9
MAKE ADDITIONAL COPIES AS NECESSARY

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			NE	1/4	·	NW¼					SW¼			SE%				TOTAL		
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or Section	, rownship	fact NI	South, Range rth feet West of	of Courth and account of a set
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			uested or if existing point	
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Presently authorized p				the state of the s
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Authorized Rate	Authorized C	Quantity	Depth of well	(feet)
			feet North	
☐This point will not be ch	anged This point will I	be changed as follo	ws: 🗌 No change, point better	described with GPS as follow
			inetad or if avieting point	is better described by GF
Proposed point of dive	ersion: (Complete only	if change is regi	rested of it existing point	
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foot radius of the existing point of diversion will be relocated within a 300 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.)

lines

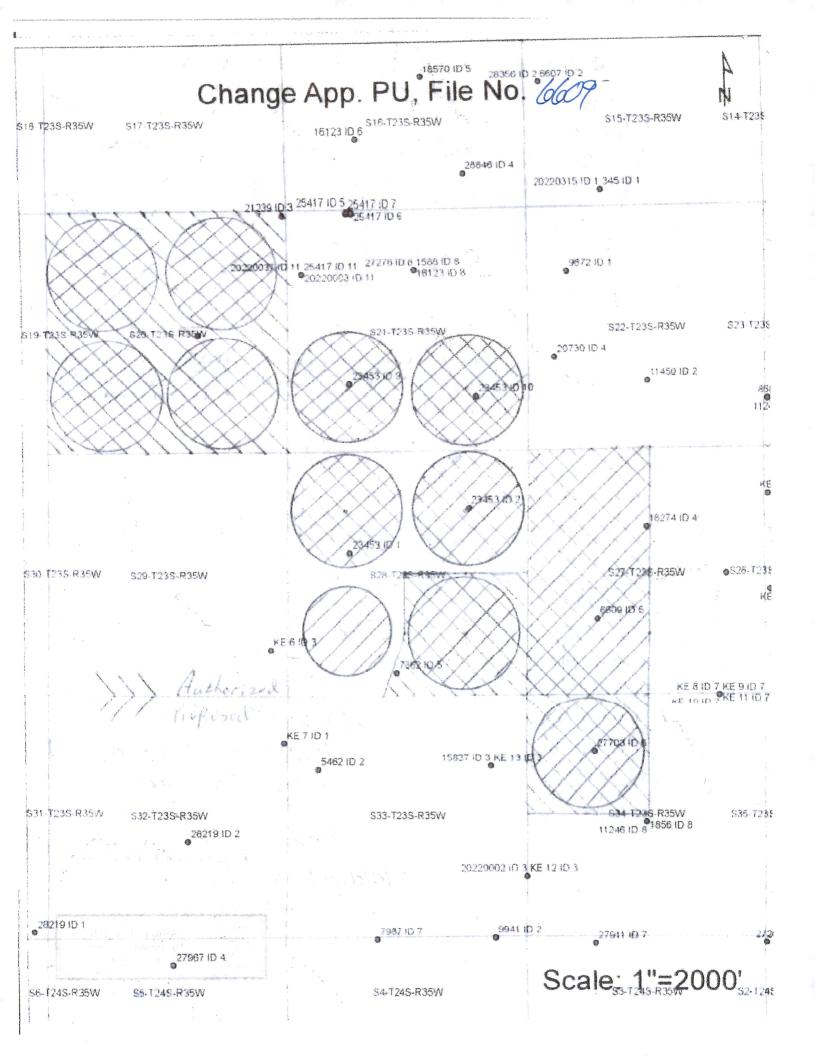
sources, show all wells (including domestic) within one-half mile of the proposed point of diversion and the names and mailing addresses of the owners. For surface water sources, show the names and addresses of the landowner(s) one-half mile downstream and one-half mile upstream from your property

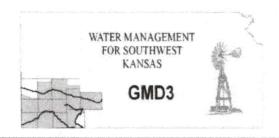
14. If the proposed groundwater point of diversion is 300 of fewer feet from the	existing point of diversion, complete the following.
(a) Does the undersigned represent all owners of the currently authorized particles. In the currently authorized particles are considered in the currently authorized particles.	
 (b) Will the ownership interest of any owner of the currently authorized plaffected 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 substantia Yes No (If no, all owners must sign this application.)	
If the application proposes a surface water change in point of diversion, a ground or a change in place of use, the application must be signed by all owners of the agent (attach notarized statement authorizing representation).	
I hereby verify, being first duly sworn upon my oath or affirmation age and the owner, the spouse of the owner, or a duly authorized a their behalf, in regards to the water right(s) to which this application contained in this application are true, correct and complete.	gent of the owner(s) to make this application on
Dated at, Kansas, this	The day of November 2023
Worte Miller	
Manto Millor	(Spouse)
(Please Print)	(Please Print)
Specific (Owner)	(Spouse)
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
State of Kansas	
County of Grant SS	
of <u>Vectors</u> that the foregoing application was signed in my proof	esence and sworn to before me this 8th day
My Commission Expires 6 25 24 My Comm. Exp. 6 25/24	Notary Public
<u>ONLY COMPLETE APPLICATIONS WILL BE PROCESSED</u> . To be complete, all of the a accurate information; maps, if necessary, must be included; signatures of all the appropriate appropriate fee must be paid.	
FEE SCHEDULE	
Each application to change the place of use or the point of diversion under this structure forth in the schedule below: Make checks payable to: Kansas Department of (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	Agriculture \$100 \$200

SUMMARY ORDER APPROVING APPLICATION FOR CHANGE AND IMPOSING CONDITIONS

prov With limit	visions of the Kansas Water Appropriation Law, K.S.A. 82a-70 th the exception of those conditions expressly contained herein, itations of File No	Bb, as amended, and K.A.R. 5-5-1, et seq. and other applicable 701 et. seq., and rules and regulations promulgated thereunder, this Summary Order does not change the terms, conditions and
1.	A change application was received on diversion authorized under the above-referenced file number	requesting that the place of use and / or point of er be changed as described in the application.
2.	On and after the effective date of this summary order, the auth the topographic map accompanying the application to chan	norized place(s) of use shall be located substantially as shown on nge the place of use.
	previously authorized. The point of diversion authorized by radius of the authorized point(s) of diversion. Applicable	
	Positioning System (GPS), as described in the application.	
	authorized point(s) of diversion.	and the second s
	or other device suitable for making water level measuremen K.A.R. 5-6-13. Applicable Not Applicable	ell with a diversion rate of 100 gallons per minute or more, a tube its shall be installed, operated and maintained in accordance with
7.	December 31, 20,29, or before the first use of water, operated and maintained in accordance with K.A.R. 5-1-4 th	perly install an acceptable water flow meter on or before 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 watering the end of each calendar year.
8.	Installation of the works for diversion of water shall be a authorized extension of time. By March 1, 20 the a 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 requir	red notice. Applicable Not Applicable
10.	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 \(\Boxed{\text{\te}\text{\text{\text{\text{\text{\text{\text{\text{\text{\text{\text{\text{\text{\text{\text{\text{\text{\text{\texi{\text{\text{\text{\text{\text{\text{\text{\text{\text{\text{\text{\text{
	. Additional Conditions are attached. Yes No	
12.	water appropriated under the above-referenced file number limitations, as amended and/or supplemented by this Summan Appropriation Law and the Rules and Regulations promule	R. 5-5-14, all of the owners of the authorized place(s) of use of er are responsible for compliance with its terms, conditions and many Order, and with applicable provisions of the <i>Kansas Water</i> lgated thereunder. Failure to comply with these provisions may ended, and/or the suspension or revocation and dismissal of the ns authorized by law.
į	Administrative Appeal and Effective Date of Order	FOR OFFICE USE ONLY
you Eng Agr filed adn day revi	ou are aggrieved by this order, pursuant to K.S.A. 82a-1901, a may request an evidentiary hearing before the Chief gineer or request administrative review by the Secretary of riculture. A request for hearing by the Chief Engineer must be d within 15 days of service of this Order and a request for ministrative review by the Secretary must be filed within 30 ys pursuant to K.S.A. 77-531. Any request for administrative riew must state a basis for review pursuant to K.S.A. 77-527.	By: Duly Authorized Designee of the Chief Engineer (Print Name): Division of Water Resources - Kansas Department of Agriculture
Leg	e any request with Kansas Department of Agriculture, gal Division, 1320 Research Park Drive, Manhattan, KS	Date of Issuance: 18,2023
pre	502. Fallure to timely request a hearing or review may clude review under the Kansas Judicial Review Act.	State of Kansas)
MITTALIAN	For Use by Register of Deeds	County of Linney) SS
		Acknowledged before me on December 18, 2023
		by Michael A. Muyer
		Signature Aron holsted
		My commission expires: My commission expires: My commission expires: My commission expires: My Appointment Expires (Notary Beatls, 2027

File No. 6609





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

(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:

6609 - 307

7362 - 312

21239 - 275

23453 - 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