

Kansas Department of Agriculture
Division of Water Resources
CHANGE: P/D WORKSHEET

1. File Number: <b style="text-align: center;">9260	2. Status Change Date:	3. Change Num: <b style="text-align: center;">C1	4. Field Office: <b style="text-align: center;">4	5. GMD: <b style="text-align: center;">3
6. Status: <input checked="" type="checkbox"/> Approved <input type="checkbox"/> Denied by DWR/GMD <input type="checkbox"/> Dismiss by Request/Failure to Return				7. Filing Date of Change: <b style="text-align: center;">9/14/2023
8a. Applicant(s) New to system <input type="checkbox"/> RICHFIELD ACRES LLC PO BOX 501 JOHNSON, KS 67855-0501		Person ID 68896 Add Seq# _____		8c. Landowner(s) New to system <input type="checkbox"/> BASED ON ATTACHED DEED RICHFIELD ACRES OWNS THE WATER RIGHT. WARREN & TRACIE BOWKER OWNS THE LAND.
8b. Landowner(s) New to system <input type="checkbox"/> WARREN C & TRACIE BOWKER 1675 RD R RICHFIELD, KS 67953		Person ID 1682 Add Seq# _____		8d. WUC New to system <input type="checkbox"/> 8a
9. Documents and Enclosure(s): <input checked="" type="checkbox"/> DWR Meter(s) Date to Comply: 12/31/2023 <input checked="" type="checkbox"/> N & P Date to Comply: 3/1/2024				
<input type="checkbox"/> Anti-Reverse Meter <input type="checkbox"/> Meter Seal <input checked="" type="checkbox"/> Check Valve <input checked="" type="checkbox"/> N & P Form <input checked="" type="checkbox"/> Water Tube <input checked="" type="checkbox"/> Driller Copy <input checked="" type="checkbox"/> H & E Letter <input type="checkbox"/> Conservation Plan Date Required: _____ Date Approved: _____ Date to Comply: _____				
10. Use Made of Water From: _____ To: _____				
Date Prepared: 9/27/2023 By: AM Date Entered: _____ By: _____				

File No. **9260** 11. County: **MT** Basin: **CIMARRON RIVER** Stream: Formation Code: **211/500** Special Use:

12. Points of Diversion Rate and Quantity
 CHK MOD PDIV Qualifier S T R ID 'N 'W Comment (AKA Line) Authorized Additional
 DEL ENT Rate gpm Quantity af Rate gpm Quantity af Overlap PD Files

DEL 16570

ENT **LOT 1 (NE NE)** **3** **33S 41W** **4635** **135** **NONE**

DEL 19532

ENT **SW SW NE** **3** **33S 41W** **2713** **2620** **NONE**

CHK 51618 **SE SE NE** **3** **33S 41W** **2** **2785** **85** **NONE**

**** BLANKET R & Q **** **1370** **801** **1370** **801**

13. Storage: Rate _____ NF Quantity _____ ac/ft Additional Rate _____ NF Additional Quantity _____ ac/ft

14. Limitation: _____ af/yr at _____ gpm (_____ cfs) when combined with file number(s) _____
 Limitation: _____ af/yr at _____ gpm (_____ cfs) when combined with file number(s) _____

15. 5YR Allocation: Allocation Type _____ Start Year _____ 5 YR Amount _____ Amount Unit _____ Base Acres _____ Comment _____

16. Place of Use CHK MOD DEL ENT	PUSE	S	T	R	ID	NE¼				NW¼				SW¼				SE¼				Total	Owner	Chg?	Overlap Files
						NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼				
CHK 16684																									
CHK 20765																									
CHK 25687																									
CHK 32685																									

Base Acres: Year: Minimum Reasonable Quantity:

Comments: **UPDATE WUC PER WATER RIGHT DEED SUBMITTED WITH CHANGE APP**

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

September 27, 2023

RICHFIELD ACRES LLC
PO BOX 501
JOHNSON, KS 67855-0501

RE: Filed Office Application for Change
Water Right, File No. 9260

Dear Sir or Madam:

Enclosed is the order executed by the designee of the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, approving the application for change under the above referenced file number.

Your attention is directed to the enclosures and to the terms, conditions, and limitations specified in this approval for change. A condition of this approval is that an acceptable water flow meter must be installed on the diversion works authorized under the referenced file number 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.

The abandoned well must be plugged in accordance with the requirements of Article 30 of the Rules and Regulations as adopted by the Kansas Department of Health and Environment.

Should you have any questions, please feel free contact this office. If you would prefer, you could arrange an appointment for additional assistance.

Sincerely,

A handwritten signature in blue ink, appearing to read "Austin J. McColloch".

Austin J. McColloch
Assistant Water Commissioner

AM:
enclosures

pc: Warren & Tracie Bowker

CERTIFICATE OF SERVICE

On this 27th day of September, 2023, I hereby certify that the foregoing Approval of Application for Change in Point of Diversion, Water Right, File No. 9,260 dated 27th day of September, 2023 was mailed postage prepaid, first class, US mail to the following:

RICHFIELD ACRES LLC
PO BOX 501
JOHNSON, KS 67855-0501

Pc:

WARREN C & TRACIE BOWKER
1675 RD R
RICHFIELD, KS 67953



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.

File No. 9260

RECEIVED
 11:46 AM
 SEP 14 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

under the water right which is the subject of this application in accordance with the conditions described below.

The source of supply is: Groundwater Surface water

Garden City Field Office
 Division of Water Resources

2. Name and address of Applicant: WARREN C & TRACIE BOWKER Richfield Acres LLC
1675 RD R, RICHFIELD, KS 67953 PO Box 501 Johnson KS 67855-0501
 Phone Number: () Email address: _____
 Name and address of Water Use Correspondent: Same

Phone Number: () Email address: _____

3. The presently authorized place of use is:

Owner of Land ---- NAME: _____
 ADDRESS: _____

(If there is more than one landowner, attach supplemental sheets as necessary.)

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		

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: _____
 ADDRESS: _____

(If there is more than one landowner, attach supplemental sheets as necessary.)

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		

For Office Use Only: Code _____ Fee \$ 100.00 TR # _____ Receipt Date 9-14-23 Check # 9410

5. **Presently authorized point of diversion:**
 One in the _____ Quarter of the _____ Quarter of the _____ Lot 1 (NE NE) Quarter
 of Section _____ 3 _____, Township _____ 33 _____ South, Range _____ 41 _____ W,
 in MT _____ County, Kansas, _____ 4416 _____ feet North _____ 40 _____ feet West of Southeast corner of section.
 Authorized Rate No change Authorized Quantity No change Depth of well N/A (feet)
(DWR use only: Computer ID No. 1 _____ GPS _____ feet North _____ feet West)
 This point will not be changed This point will be changed as follows: No change, point better described with GPS as follows:
Proposed point of diversion: (Complete only if change is requested or if existing point is better described by GPS)
 One in the _____ Quarter of the _____ Quarter of the _____ Lot 1 _____ Quarter
 of Section _____ 3 _____, Township _____ 33 _____ South, Range _____ 41 _____ W,
 in MT _____ County, Kansas, _____ 4635 _____ feet North _____ 135 _____ feet West of Southeast corner of section.
 Proposed Rate No change Proposed Quantity No change Proposed well depth (feet) 360
 This point is: Additional Well Geo Center List other water rights that will use this point N/A

6. **Presently authorized point of diversion:**
 One in the _____ SW _____ Quarter of the _____ SW _____ Quarter of the _____ NE _____ Quarter
 of Section _____ 3 _____, Township _____ 33 _____ South, Range _____ 41 _____ W,
 in MT _____ County, Kansas, _____ 2685 _____ feet North _____ 2610 _____ feet West of Southeast corner of section.
 Authorized Rate NO change Authorized Quantity No change Depth of well _____ (feet)
(DWR use only: Computer ID No. 3 _____ GPS _____ feet North _____ feet West)
 This point will not be changed This point will be changed as follows: No change, point better described with GPS as follows:
Proposed point of diversion: (Complete only if change is requested or if existing point is better described by GPS)
 One in the _____ SW _____ Quarter of the _____ SW _____ Quarter of the _____ NE _____ Quarter
 of Section _____ 3 _____, Township _____ 33 _____ South, Range _____ 41 _____ W,
 in MT _____ County, Kansas, _____ 2713 _____ feet North _____ 2620 _____ feet West of Southeast corner of section.
 Proposed Rate No change Proposed Quantity No change Proposed well depth (feet) 700
 This point is: Additional Well Geo Center List other water rights that will use this point _____

7. The changes herein are desired for the following reasons?
 (please be specific) _____

8. If a well, is the test hole log attached? Yes No

9. The change(s) (was)(will be) completed by?

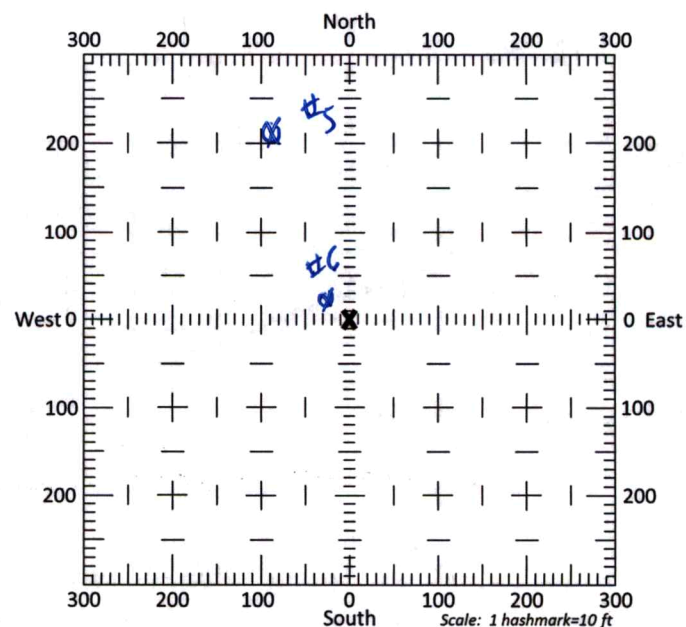
10. If the point of diversion is a well:
 (a) What are you going to do with the old well?

 (b) When will this be done? _____

11. Groundwater Management District recommendation attached?
 Yes No

12. Assisted by mdf/GCFO

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 lines



13b. If the proposed point of diversion will be relocated within 300 feet of the existing point of diversion, indicate its location on the diagram shown above in relation to the existing point of diversion. (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. 9260

Presently authorized point of diversion:

One in the SE Quarter of the SE Quarter of the NE Quarter
of Section 3, Township 33 South, Range 41 W,
in MT County, Kansas, 2785 feet North 85 feet West of Southeast corner of section.
Authorized Rate No change Authorized Quantity No change Depth of well N/A (feet)
(DWR use only: Computer ID No. 2 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 Proposed well depth (feet)
This point is: Additional Well Geo Center List other water rights that will use this point

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 Depth of well (feet)
(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 Proposed well depth (feet)
This point is: Additional Well Geo Center List other water rights that will use this point

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 Depth of well (feet)
(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 Proposed well depth (feet)
This point is: Additional Well Geo Center List other water rights that will use this point

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 Depth of well (feet)
(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 Proposed well depth (feet)
This point is: Additional Well Geo Center List other water rights that will use this point

14. 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 authorized place(s) of use identified in this application?
 Yes No (If no, all owners must sign this application.)
 - (b) Will the ownership interest of any owner of the currently authorized place(s) of use identified in this application be adversely 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 substantial damage to property, public health or safety?
 Yes No (If no, all owners must sign this application.)

If the application proposes a surface water change in point of diversion, a groundwater change in point of diversion greater than 300 feet, or a change in place of use, the application must be signed by all owners of the currently authorized place of use, or their duly authorized agent (attach notarized statement authorizing representation).

I hereby verify, being first duly sworn upon my oath or affirmation and under penalty of perjury, that I am of lawful age and the owner, the spouse of the owner, or a duly authorized agent of the owner(s) to make this application on their behalf, in regards to the water right(s) to which this application pertains. I further verify that the statements contained in this application are true, correct and complete.

Dated at Garden City, Kansas, this 14th day of September, 2023.

<p><u>AN</u> _____ (Owner)</p> <p><u>Abram Nelson</u> _____ (Please Print)</p> <p>_____ (Owner)</p> <p>_____ (Please Print)</p> <p>_____ (Owner)</p> <p>_____ (Please Print)</p>	<p>_____ (Spouse)</p> <p>_____ (Please Print)</p> <p>_____ (Spouse)</p> <p>_____ (Please Print)</p> <p>_____ (Spouse)</p> <p>_____ (Please Print)</p>
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State of Kansas }
 County of Finney } SS

I hereby certify that the foregoing application was signed in my presence and sworn to before me this 14th day of September, 2023.



My Commission Expires _____ Julie Jones Notary Public

ONLY COMPLETE APPLICATIONS WILL BE PROCESSED. To be complete, all of the applicable portions of the application form must be completed with accurate information; maps, if necessary, must be included; signatures of all the appropriate owners' must be affixed to the application and notarized; and the appropriate fee must be paid.

FEE SCHEDULE

Each application to change the place of use or the point of diversion under this section shall be accompanied by the application fee set forth in the schedule below: Make checks payable to: **Kansas Department of Agriculture**

(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

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. 9620

1. A change application was received on September 14, 2023 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.
2. 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
3. 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 50 foot radius of the authorized point(s) of diversion. Applicable Not Applicable
4. 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
5. The point(s) of diversion authorized herein shall not actually be located more than 300 feet from the previously authorized point(s) of diversion. Applicable Not Applicable
6. 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. Applicable Not Applicable
7. The owner of the authorized place(s) of use shall properly install an acceptable water flow meter on or before December 31, 2023, 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, 2023, or within any authorized extension of time. By March 1, 2024 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. Applicable 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.

Administrative Appeal and Effective Date of Order

If you are aggrieved by this order, pursuant to K.S.A. 82a-1901, 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.

For Use by Register of Deeds

FOR OFFICE USE ONLY
**APPLICATION APPROVED AND
SUMMARY ORDER ISSUED**

By: Austin McCulloch
Duly Authorized Designee of the Chief Engineer

(Print Name): Austin McCulloch
Division of Water Resources - Kansas Department of Agriculture

Date of Issuance: September 27, 2023

State of Kansas)

) SS

County of Stinson)

Acknowledged before me on September 27, 2023

by Austin McCulloch

Signature: Julie Jones
Notary Public

My commission expires: _____

(Notary Seal)

#5

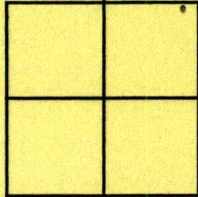
Sec. 3 Blk T-33
Survey R-41 Co. Morton
N. 37.21263° W. 101.75553°



No. 30219

P.O. Box 784
Sunray, Texas 79086
(806) 948-4421

Seth Nelson
Drill



Test Waterwell

DATE 5-10-23

NO. 3-23

FROM	TO	DESCRIPTION	SAND
0	46	Surface top soil fine sand w/ sandy clay strip'	
46	140	Brown sandy clay + clay w/ sand strip' + gray clay strip'	
140	160	Gray clay w/ fine fairly loose sand	8
160	180	Gray clay to fine fairly loose sand w/ clay mix	7
180	200	fine fairly loose sand w/ some red clay mix + sandy clay strips	15
200	220	fine to med to coarse little tight sand w/ red clay mix	20
220	240	med to coarse little tight sand w/ gravel + brown clay mix	20
240	260	fine to med fairly loose sand w/ red clay mix	20
260	280	fine little tight sand w/ red clay mix + red sandy clay strips	9
280	300	Tight to firm tan sand/sandstone	20
300	320	Tight to firm tan sand/sandstone	20
320	340	Tight to firm tan sand/sandstone <small>USED LOT WATER 336</small>	20
340	360	Tight to firm tan sand/sandstone loose core 354'	
		free fall 354'-355'	
		1 sk holls 1/2 3/4 Platinum pac.	

RECEIVED

SEP 14 2023

Garden City Field Office
Division of Water Resources

Sec. 3 Blk. T-335

Survey R-41W Co. Morton

N. 37.20735 W. 101.76406

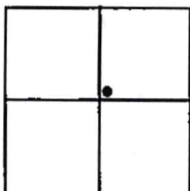


Hydro
resources

P.O. Box 784
Sunray, Texas 79086
(806) 948-4421

No. 30536

Seth Nelson



Test Waterwell

DATE 8-15-23

NO. 9-23

FROM	TO	DESCRIPTION	SAND
0	140	Surface top soil brown clay w/ sandy clay strips	
140	160	Fine fairly loose sand w/ some brown clay mix	20
160	180	Fine fairly loose sand w/ brown clay mix + clay strip	16
180	200	Fine fairly loose sand w/ little brown clay mix to red clay	15
200	220	Red clay to fine tight tan sand w/ clay mix	6
220	240	Fine tight tan sand w/ clay mix	20
240	260	Fine tight tan sand w/ clay mix	20
260	280	Fine tight tan sand w/ clay mix + red clay strip	16
280	300	Fine tight to firm sand w/ tan strips + some clay mix	20
300	320	Fine tight tan sand w/ some clay mix	20
320	340	Fine tight tan sand w/ some clay mix	20
340	360	Fine tight tan sand w/ clay mix to red clay	19
360	380	Tight red clay w/ fine dirty sand strip	2
380	400	Tight red clay w/ fine dirty sand strips	5
400	420	Tight to firm red silty shale w/ very fine red sand strips	7
420	440	Tight red clay + shale w/ fine dirty sand strips	2
440	460	Tight red clay + shale w/ fine dirty sand strips	3
460	480	Tight red clay + shale w/ fine dirty sand strips	4
480	500	Tight red clay + shale w/ rock strips + fine dirty sand strips	3
500	520	Tight to firm red clay + shale w/ rock strips + fine dirty sand strip	2
520	540	Tight red clay + shale w/ hard rock strips + fine dirty sand strips	4

Sec. _____ Blk _____

Survey _____ Co. _____

N. _____ W. _____

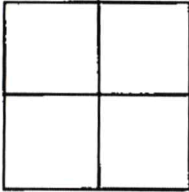


Hydro
resources

No. 30537

P.O. Box 784
Sunray, Texas 79086
(806) 948-4421

Seth Nelson



Test Waterwell

DATE 8-15-23

2nd page

NO. 9-23

FROM	TO	DESCRIPTION	SAND
540	560	Tight red clay w/ hard rock strips + fine dirty sand strips	3
560	580	Tight red clay + shale w/ hard rock + fine dirty sand strips	5
580	600	Red and brown soft. clay + shale w/ fine dirty sand strips	6.
600	620	Red and brown clay + shale w/ hard rock strips + fine sand strip	2.
620	640	Very fine little tight w/ hard rock strips to red <u>clay 6-26'</u> ^{USED LOT WATER}	16.
640	660	Soft red clay w/ gyp rock strips	
660	680	Soft red clay + shale	
680	700	Red clay w/ gyp rock strips	
		1 Drag bit.	
		1 sk hulls 1/2 SK platinum Pac.	
		1/2 BKT Hydro pac regular.	

McColloch, Austin [KDA]

From: Meyer, Mike [KDA]
Sent: Tuesday, September 26, 2023 2:48 PM
To: McColloch, Austin [KDA]
Subject: FW: deed

-----Original Message-----

From: Kramer, Stephanie [KDA] <Stephanie.Kramer@ks.gov>
Sent: Tuesday, September 26, 2023 2:48 PM
To: Meyer, Mike [KDA] <Mike.Meyer@ks.gov>
Subject: RE: deed

Yes, I believe the deed conveys the water right and all associated physical fixtures (other than the fixtures for the one well that's exempted) but not the land.

Stephanie A. Kramer | Chief Counsel

Kansas Department of Agriculture

1320 Research Park Drive

Manhattan, Kansas 66502

Phone: (785) 564-6714 | Fax: (785) 564-6777 stephanie.kramer@ks.gov |

<https://gcc02.safelinks.protection.outlook.com/?url=http%3A%2F%2Fwww.agriculture.ks.gov%2F&data=05%7C01%7CAustin.McColloch%40ks.gov%7Cf69085ea6700466c070108dbbec98d57%7Cdcae8101c92d480cbc43c6761ccccc5a%7C0%7C0%7C638313545085349286%7CUnknown%7CTWFpbGZsb3d8eyJWljoIMC4wLjAwMDAiLCJQIjoiV2luMzliLCJBTiI6I1haWwiLCJXVCi6Mn0%3D%7C3000%7C%7C%7C&sdata=8WRHoJ%2BbnyfoFIYmGkW01ki5BE%2BeDyBfJIHppPIIEqk%3D&reserved=0>

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-----Original Message-----

From: Meyer, Mike [KDA] <Mike.Meyer@ks.gov>
Sent: Monday, September 25, 2023 2:58 PM
To: Kramer, Stephanie [KDA] <Stephanie.Kramer@ks.gov>
Subject: deed

Stephanie, does this trustees deed withhold the water rights from the land referenced in the deed? File no. 9260 covers wells not on that ground, and it appears they took ownership of the water rights and not the land.

Can you confirm?

thanks

R Langley
COUNTY CLERK

TRUSTEE'S WARRANTY DEED

Book: 214 Page: 238

Receipt #: 40421
Pages Recorded: 2

Total Fees: \$38.00

(WATER RIGHTS)

Date Recorded: 8/22/2023 10:30:30 AM

THIS DEED, made this 3 day of ~~March~~ ^{August 20 23} 2023, between **TRACIE KAY SLEEPER BOWKER, TRUSTEE OF THE WARREN BOWKER, JR. REVOCABLE TRUST U/A DATED DECEMBER 31, 2021** (the "Grantor"), and **RICHFIELD ACRES, LLC**, a Kansas limited liability company ("Grantee"),



WITNESSETH:

WHEREAS, Warren Bowker, Jr. established a revocable trust known as the "Warren Bowker, Jr. Revocable Trust" pursuant to a trust agreement dated December 31, 2021, wherein Tracie Kay Sleeper Bowker is the designated trustee thereof;

AND WHEREAS, the Warren Bowker, Jr. Revocable Trust is a trust which is in full force and effect; and under the provisions of said trust agreement, the trustees are authorized to sell, transfer or otherwise dispose of any property, real or personal, of the trust estate;

AND WHEREAS, the undersigned trustees desire to assign and convey the water rights, including fixtures, hereinafter described and are vested with the full right and authority by virtue of law and the trust agreement to transfer and convey said water rights,

NOW, THEREFORE, the Grantor, for and in consideration of the sum of \$1 and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, have granted, bargained, sold, and conveyed, and by these presents do grant, bargain, sell, convey, and confirm unto the Grantee and Grantee's successors and assigns, all of the Grantor's interest in the following real property:

WATER RIGHT FILE NO. 9,260, with an authorized place of use as follows:

WR 9260, ~~1101~~

320 acres in the West Half (W/2) of Section 35, Township 32 South, Range 41 West of the 6th P.M., Morton County, Kansas; and

320 acres in the East Half (E/2) of Section 34, Township 32 South, Range 41 West of the 6th P.M., Morton County, Kansas; and

160 acres in the Southwest Quarter (SW/4) of Section 26, Township 32 South, Range 41 West of the 6th P.M., Morton County, Kansas; and

160 acres in the Southeast Quarter (SE/4) of Section 27, Township 32 South, Range 41 West of the 6th P.M., Morton County, Kansas.

RECEIVED

SEP 14 2023

Garden City Field Office
Division of Water Resources

TOGETHER WITH the fixtures described as the pump, column pipe, discharge and motor, well casing, underground wiring, electric control panel, and all attachments and accessories located at the authorized points of diversion of the Water Right, EXCEPT the fixtures located at the point of diversion located in Section 35, Township 32 South, Range 41 West of the 6th P.M., Morton County, Kansas. Title to the Water Right and fixtures shall be in Grantee and remain severed from the real estate.

SUBJECT TO THE FOLLOWING:

I) **MATTERS OF RECORD.** All easements, rights of way, leases, licenses, setbacks, protective and restrictive covenants, reservations, and restrictions of record, if any.

IN WITNESS WHEREOF, the Grantor has caused this Trustee's Warranty Deed to be executed on the date set forth above.

**WARREN BOWKER, JR. REVOCABLE TRUST
U/A DATED December 31, 2021**

By: Tracie Kay Sleeper Bowker Trustee
Tracie Kay Sleeper Bowker, Trustee

STATE OF KANSAS

COUNTY OF Stanton

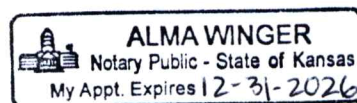
}
} ss: AW
} August

BE IT REMEMBERED that on this 3 day of March 2023, before me, the undersigned, a Notary Public in and for the County and State aforesaid, came **Tracie Kay Sleeper Bowker**, in her respective capacities as the Trustee of the **Warren Bowker, Jr. Revocable Trust u/a dated December 31, 2021**, who is personally known to me to be the same persons who executed the foregoing instrument on behalf of the said Grantor and who duly acknowledged the execution of the same as the act and deed of the said Grantor.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal on the day and year last above written.

Alma Winger
Notary Public

My appointment expires:
12-31-2026



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SEP 14 2023
Garden City Field Office
Division of Water Resources