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

## WATER METER REQUIRED

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

	100 feet, or if s) of diversion					igea, i	riciude	αιορ	ograpi	110	ip or c		piat	SHOWII	ig the	dutilo	KE	CEIVED
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uı	nder the water	right w	hich is	the su	ubject	of this	applic	ation i	n acco	rdance	with t	he cor	ndition	s desc	ribed b	elow.		
T	he source of s	apply is	3:		■ G	round	water			Surfac	e wate	er						
NI	Name and address of Applicants. Harvey County Cattle Co. L.C. Attn: David Chacks Managing Portner																	
IN	Name and address of Applicant: Harvey County Cattle Co. LLC, Attn: David Chacko, Managing Partner  655 N. Woodlawn, Wichita, KS 67208																	
P	hone Number:	13/6		THE PERSON NAMED IN COLUMN					addres	ss.				m Q.				
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0	wner of Land -	NA	ME:	Harvey	County	Cattle	Co. LL	С					,					
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(If	f there is more th	an one	landov	vner, at	tach su	ppleme	ental sh	eets as	necess	sary.)								
	NE1/4		NW1/4				SW1/4			SE1/4			TOTAL					
		NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	ACRES
). 	Twp. Range	141-74					0.4	_		40			100,717-171	111111111111111111111111111111111111111	111 1111	SWITTER TOWN		
	Twp. Range 26-22S-3W	11274		40	40		34	7	20	40	40	40	40	1400	4	and or or a	200	301
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2 If	26-22S-3W	n is for	a chai	nge in	place	of use	, it is p	ropose					-	ged to		Tolars	Sin los	mar ent tr
2 If	26-22S-3W  this application	n is for	AME:	nge in	place	/ Cattle	, it is p	ropose	ed that				-	ged to		Holans Turque	AND TO SERVICE AND TO	man ent ti
If O	26-22S-3W  this application	n is for	AME: .	nge in Harvey PO Box	place Count x 3, Me	y Cattle dicine L	, it is p Co. LL	ropose C Kansas	ed that	the pl			-	ged to		Tolais Trong o	200 TO 10	man ent ti
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5.	Presently authorized	point of diversion:			The state of the s
	One in the SW	Quarter of the SW		Quarter of the SW	Quarter
	of Section 26	, Township <sup>22</sup>	n late o	South, Range 3W	(E/W).
	in Harvey	County, Kansas, <sup>250</sup>	feet No	rth 5180 feet West of Sout	heast corner of section.
	Authorized Rate 1000 G	PM Authorized Quantity	391.30 AF	Depth of well	(feet)
	(DWR use only: Com	outer ID No. 2 GP	s -	feet North	feet West)
		be changed			
-	-	ersion: (Complete only if change			
				Quarter of the	Quarter
				South, Range	
				rth feet West of Sout	
1				Proposed well depth (feet	
1				r rights that will use this point	
L	This point is.   Addition	orial vveil Geo Cerrier List o	ullel wate	riigiits tilat will use tilis poliit	
Г	Drocently outhorized	soint of diversion			
	Presently authorized			0	0 1
				Quarter of the	
1	of Section	, Township	k	South, Range	(E/VV),
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1	-			feet North	feet West)
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1	Proposed point of div	ersion: (Complete only if chang	ge is requ	iested)	
1	One in the	Quarter of the		Quarter of the	Quarter
	of Section	, Township		South, Range	(E/W),
1				rth feet West of Sout	
	Proposed Rate	Proposed Quantity _		Proposed well depth (feet	
	This point is:  Addition	onal Well Geo Center List of	ther wate	r rights that will use this point	
		point of diversion? NA		If the proposed point of diversion feet of the existing point of divers the diagram below in relation to the (PLEASE NOTE: The "X" in represents presently authorized	ion, indicate its location or e existing point of diversion center of diagram below
3.	If a well, is the test hole I	og attached?  Yes No		North 10 <u>0 50 0</u>	50 100
9.		e to complete the new point	of		
	diversion?			50 - + -	+ = 150
	NA			∞F . =	'
_	To the control of all control of the			F =	7
U.	If the point of diversion is			West O ⊏III IIII X II	
	(a) What are you going	to do with the old well?		E ' =	
	NA			E = 1	7
	101			50 F + =	+ 750
	/EN NAMES - 211 (12 )	O NA			
	(b) When will this be do	ne? NA		Ė.,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,	
11.	Groundwater Manage		ion	100 50 0	50 100
	attached?	■ No		South Scale 1" =	100'
12.	Assisted by T. Boese, GMI	02	13b.	If the proposed point of diversion 100 feet but within 1320 feet diversion, attach a topographic For groundwater sources, show a within one-half mile of the propose	will be relocated more that from the existing point of map or aerial photograph Il wells (including domestic ad point of diversion and the
-	- C - C - C - C - C - C - C - C - C - C			names and mailing addresses of water sources, show the name	tne owners. For surfaces and addresses of the
RE	ECEIVED			landowner(s) one-half mile down upstream from your property lines.	nstream and one-half mile

DWR 1122 (Revised 06/16/2014)

File No. 45672

14. If the proposed groundwater point of diversion is 300 or fewer feet from	n existing point of diversion, complete the foil	owing.
(a) Does the undersigned represent all owners of the currently autho ☐ Yes ☐ No (If no, all owners must sign this applications)		ion?
<ul> <li>(b) Will the ownership interest of any owner of the currently authori affected if this application is approved as requested?</li> <li>☐ Yes</li> <li>☐ No</li> <li>(If yes, all owners must sign this applied to the currently authorized to the currently autho</li></ul>		on be adversely
(c) If this application is not approved expeditiously, will there be subs ☐ Yes ☐ No (If no, all owners must sign this applic	stantial damage to property, public health or s	afety?
If the application proposes a surface water change in point of diversion, a or a change in place of use, the application must be signed by all owners agent (attach notarized statement authorizing representation).		
I hereby verify, being first duly sworn upon my oath or affirmating age and the owner, the spouse of the owner, or a duly authorize their behalf, in regard to the water right(s) to which this application are true, correct and complete.	zed agent of the owner(s) to make this ication pertains. I further verify that	application on
Dated at, Kansas, this _	4th day of January	, 20
Helioth	- CallygA Joth [1]	dr. Box trust XII
(Owner)	(Spouse)	
David Chacko, Managing Partner, Harvey County Cattle Co. LLC	ră, maci e mun a sel enterinead self nele si	vibriot autor
(Please Print)	(Please Print)	
- Company of the Comp	(0,-,,,,)	naeveno lit
(Owner)	(Spouse)	
(Please Print)	(Please Print)	O FIGURE V
(Owner)	(Spouse)	3 - 1 - 1 - 1 - 1 - 1 - 1 - 1 - 1 - 1 -
(Please Print)	(Please Print)	Citize No. 1 - 1860 c
State of Kansas		
County of Section SS		
I hereby certify that the foregoing application was signed in my	presence and sworn to before me this	44 day of
My Commission Expire MARSHA R. ALLAM My Appt Expires S-10-17	Notary Public	@00an
ONLY COMPLETE APPLICATIONS WILL BE PROCESSED. To be complete, all caccurate information; maps, if necessary, must be included; signatures of all the appropriate fee must be paid.		
FEE SCHEDU	LE	
Each application to change the place of use or the point of diversion under forth in the schedule below: Make checks payable to: <b>Kansas Departme</b> (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	this section shall be accompanied by the app nt of Agriculture	\$100 \$200

RECEIVED

DWA1121 (Revised 06/16/2014)

## 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. 5-14-3 and other applicable provisions of the *Kansas Water Appropriation Law, K.S.A. 82a-701 et. seq.*, and rules and regulations promulgated thereunder, K.A.R. 5-1-1 *et.seq.* With the exception of those conditions expressly contained herein, this Summary Order does not change the terms, conditions and limitations of File No. 45,672. A change application was received on 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. 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 2. 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 \_\_\_\_\_\_\_ foot radius of the authorized point(s) of diversion. 

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 K.A.R. 5-6-13. 

Applicable 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\_17, 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. ☐ Not Applicable 7. Installation of the works for diversion of water shall be completed on or before December 31, 20\_\_\_\_\_, or within any 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
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 The completed well log shall be submitted with the required notice. ☐ Applicable Not Applicable 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 10. Additional Conditions are attached. ☐ Yes ☐ No 11. 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 You have the right to a hearing in accordance with K.A.R. 5-14-3 SUMMARY ORDER ISSUED before this Summary Order becomes final action of the Kansas Department of Agriculture. Any request for a hearing must be filed with the **Chief Engineer**, **Division of Water Resources**, Kansas Department of Agriculture, 1320 Research Park
Drive, Topeka, Kansas 66502, within 15 days after the date
shown on the Certificate of Service attached hereto. If a hearing Duly Authorized Designee of the Chief Engineer (Print Name): - 0\_809 YAATOW is not requested in accordance with K.A.R. 5-14-3, this Summary Order will become effective on the 15<sup>th</sup> day after the date shown Division of Water Resources - Kan Department of Agriculture on the Certificate of Service. Date of Issuance: \_\_\_ 88 Idx3 tggA vis For Use by Register of Deeds State of Kansas SS County of \_\_\_ Acknowledged before me on \_\_\_ by \_ Signature: \_\_ **Notary Public** My commission expires: \_\_\_ RECEIVED (Notary Seal) DWR 1-121 (Revised 06/16/2014)

Page 4

Stafford Field Office

File No. 45672

Change in Place of Use Application No. 45672



I declare that all water wells or diversion sites using the same source of supply and within 1/2 mile of the proposed point of diversion have been plotted on the application map.

New Application

New Application

Application No. 45672 To Change

Application No. 45672 To Change:

Point of Diversion

Place of Use

RECEIVED Use Made of Water

Ose Made of Wa

JAN 1 2 2017

See attached list for surrounding well owners

Proposed Point of Diversion

▲ Existing Points of Diversion

Proposed Place of Use

Authorized Place of Use

## Water Wells Within 1/2 Mile

- Domestic Well
   Richard Stucky & Allyson Hughes
   4513 N. Sand Hill Road
   Burrton, KS 67020
- Domestic Well
   William Toews
   4361 N. Sand Hill Road
   Burrton, KS 67020