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.

than	100 feet	t, or if p	olace o	of use	will be	e char													ion is greater ind proposed
point	(s) of div	ersion a	and/or	place	of use.	•												CEIV	ED Pm
						F	ile No	. <u>4694</u>	4								•	30	
1. /	Application is hereby made for approval of the Chief Engineer to change the (check one or both):												Stafford Field Office Division of Water Resources						
	☐ Point of Diversion  Under the water right which is the subject of this application in accordance with the conditions described.																		
					the su				ation i					ndition	s desc	ribed b	pelow.		
7	The sour	ce of su	ipply is	<b>S</b> :		⊠G	round	water			Surfac	ce wate	er						
	Name ar																		
_	<u>100082 SE 40<sup>th</sup> Ave, Sawyer KS 67134-9560</u> Phone Number: (620)770-0553																		
	Name ar					orresp	onden											244	
_	100082 \$	SE 40th	Ave, S	Sawye	r KS 6	7134-9	9560												
F	Phone N	umber:	(620)	770-05	553				Email	addre	ss: <u>vd</u>	hirt@y	ahoo.c	om					
3.	The pres	ently au	ıthoriz	ed plac	ce of u	se is:													
(	Owner o	f Land -	NA	ME:	Hirt Fa	ırms Ir	ıc, Ver	non H	irt Pres	3									
					10008							0							
	If there is	more th	an one	landow	ner, att	tach su	ppleme	ental sh	eets as	neces	sary.)								
			NE1/4				NW1/4			SW¼			SE¼				TOTAL		
Sec.	Twp.	Range	NE1/4	NW1/4	SW1/4	SE¼	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE¼	NE1/4	NW1/4	SW1/4	SE1/4	ACRES
15	298	15W									2.5					4	4.5		11
								5, 15											
	f this ap Owner o	f Land -	NA	AME:	Hirt Fa	arms Ir	nc, Ver	non H	irt Pres	5			use be	e chan	ged to	:			
					10008							80							
	(If there is	more th	an one	landov	ner, at	tach su	ippieme	entai sn	eets as	neces	sary.)				1			T	
			NE1/4				NW1/4				SW¼			SE1/4				TOTAL ACRES	
Sec		Range	NE1/4	NW¼	SW1/4	SE¼	NE1/4	NW1/4	SW¼	SE1/4	NE1/4	NW1/4	SW1/4		NE1/4	111174	-	SE1/4	
15	298	15W									3.5			5.6		2.7	0.2		12
										-									
	F Off:			On de	-		- 0 7	200	- TD	ш				Dete			06	/	1100
1	For Offic	ce Use	Only:	Code		ге	e 🏂 🙀	00-	TR	#		Re	eceipt	∪ate _			Cnec	K#/	489

5. <b>Г</b>	Presently authorized point of diversion:			
	One in the NE Quarter of the	SW Quarter of	the SE	Quarter
	of Section15, Township2	9 South, Rai	nge15	W,
	in <u>Pratt</u> County, Kansas, <u>1254</u> fee	North1966 feet \	West of Southeast corner	of section.
	Authorized Rate 200 GPM Authorized Quantity			
	(DWR use only: Computer ID No. 2 GPS			
	☐This point will not be changed ☐This point will be changed as t	ollows: 🛛 No change, poin	it 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 NE Quarter of the	SW Quarter of	the SE	Quarter
	of Section15, Township2	9 South, Ra	nge 15	W,
	in Pratt County, Kansas, 1241 fee	North 1971 feet	Nest of Southeast corner	of section.
	Proposed Rate No Change Proposed Quantity No			
	This point is: Additional Well Geo Center List other			
L	This point is. Additional Well Good Contain List other	vator riginto triat will acc t	no point <u>itorio</u>	
_ Г	Drespythy sutherized point of diversion:			
6.	Presently authorized point of diversion:	Quarter of	tho	Quarter
	One in the Quarter of the	Quarter or	ngo	(E/M/)
	of Section, Township	t North foot	Nost of Southoast corner	of section
	in County, Kansas, fee			
	Authorized Rate Authorized Quantity	Depth of we	(leet	,
	(DWR use only: Computer ID No GPS	teet North	reet vve:	oo follower
	☐ This point will not be changed ☐ This point will be changed as			
	Proposed point of diversion: (Complete only if change is			
	One in the Quarter of the	Quarter of	the	Quarter
	of Section, Township	South, Ra	inge	(E/VV),
	in County, Kansas, fee			
	Proposed Rate Proposed Quantity			
	This point is: ☐ Additional Well ☐ Geo Center List other	water rights that will use t	his point	
7.	The changes herein are desired for the following reasons? (please be specific) Modifying place of use to accomodate a new pivot configuration. Do to and well bounded for first place of use	300 200 100	North 100 200	300 
8.	If a well, is the test hole log attached? ☐ Yes ☐ No	200 + + + +	1 = 1 + 1 +	200
9.	The change(s) (was)(will be) completed by?	<b>E</b>	=	
	<u>ASAP</u>	100 -   +   +	1=1+1+	100
10	If the point of diversion is a well:	F		=
10.		West 0	ուիս 🕱 արախուխուխուխ	1 H
	(a) What are you going to do with the old well?	E ' ' '		=
	NA	E		=
	(b) When will this be done? NA	100 = 1 + 1 +	1 = 1 + 1 +	100
	(b) When will this be done:	E	<u> </u>	킠
11.	Groundwater Management District recommendation attached?	200   +   +		200
12	Assisted by TJS - SFFO			
	a. 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	<u>feet</u> of the existing po diagram shown abo diversion. (PLEASE	South Scale: 1 hashma	ated within 300 location on the isting point o er of diagram zed point o

Page 2

## 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. 46944 A change application was received on August 30 20 19 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.  $\boxtimes$  Applicable  $\square$  Not 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 \_\_\_\_\_\_foot radius of the authorized point(s) of diversion. 

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 5. 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 The owner of the authorized place(s) of use shall properly install an acceptable water flow meter on or before December 31, 2019, 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 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 The completed well log shall be submitted with the required notice. ☐ 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 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 By: \_\_\_\_ 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, Legal Division, 1320 Research Park Drive, Manhattan, KS Division of Water Resources - Kansas Department of Agriculture Date of Issuance: **66502**. Failure to timely request a hearing or review may preclude review under the Kansas Judicial Review Act. State of Kansas ) SS For Use by Register of Deeds Acknowledged before me on \_\_\_\_\_ RECEIVED AUG 3 0 2019 Signature: Notary Public Stafford Field Office My commission expires: \_\_\_\_ Division of Water Resources

(Notary Seal)

14. If the proposed groundwater point of diversion is 300 or fewer feet f	rom 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.)								
affected if this application is approved as requested?								
(c) If this application is not approved expeditiously, will there be su ☐ Yes ☐ No (If no, all owners must sign this app								
If the application proposes a surface water change in point of diversion, or a change in place of use, the application must be signed by all owne agent (attach notarized statement authorizing representation).	a groundwater change in point of diversion greater than 300 feet, rs of the currently authorized place of use, or their duly authorized							
I hereby verify, being first duly sworn upon my oath or affin age and the owner, the spouse of the owner, or a duly autho their behalf, in regards to the water right(s) to which this a contained in this application are true, correct and complete.	orized agent of the owner(s) to make this application on pplication pertains. I further verify that the statements							
Dated at Sawye, Kansas, thi	is <u>30</u> day of <u>Aug</u> , 20 <u>19</u> .							
Meiner Dut	day of aug , 20 19.							
(Owner)	(Spouse)							
(Please Print)	(Please Print)							
(Owner)	(Spouse)							
(Please Print)	(Please Print)							
(Owner)	(Spouse)							
(Please Print)	(Please Print)							
State of Kansas ) SS								
County of Fatt	my presence and sworn to before me this $30$ day							
I hereby certify that the foregoing application was signed in of	my presence and sworn to before the this day							
KIMBERLY TRITT	K h. A							
My Commission Expires My Appt. Expires 5'-23-2	Notary Public							
ONLY COMPLETE APPLICATIONS WILL BE PROCESSED. To be complete, accurate information; maps, if necessary, must be included; signatures of all the the appropriate fee must be paid.	all of the applicable portions of the application form must be completed witler appropriate owners' must be affixed to the application and notarized; and							
FEE SCHE	DULE							
Each application to change the place of use or the point of diversion ur forth in the schedule below: Make checks payable to: <b>Kansas Depart</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 or less  (3) Application to change the place of use	tment of Agriculture \$100							
	AUG 3 A 2010							

AUG 3 0 2019



