

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 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. 20144

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**SEP 20 2021**

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

Stafford Field Office  
 DIVISION OF WATER RESOURCES

2. Name and address of Applicant: Randy Norris

PO Box 2135, Lake Dallas, TX 75065

Phone Number: (940)279-1152

Email address: rknorris1964@gmail.com

Name and address of Water Use Correspondent: Robert L. Hixson Jr.

PO Box 2135, Lake Dallas, TX 75065

Phone Number: (940)279-1152

Email address: rknorris1964@gmail.com

3. The presently authorized place of use is:

Owner of Land ---- NAME: Robert L. Hixson Jr.

ADDRESS: PO Box 2135, Lake Dallas, TX 75065

(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	
1	29S	17W									40	40	40	40					160

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: Robert L. Hixson Jr.

ADDRESS: PO Box 2135, Lake Dallas, TX 75065

(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	
1	29S	17W									30	30	30	30					120
2	29S	17W	29.96	29.96	29.97	29.97									29.05	29.05	29.05	29.05	236.06
12	29S	17W	30.4	30.4	30.4	30.4									30.4	30.4	30.4	30.4	243.2
13	29S	17W	26.44	26.44	26.43	26.43													105.74

For Office Use Only: Code P111 Fee \$ 200 TR # \_\_\_\_\_ Receipt Date \_\_\_\_\_ Check # 6129

5. **Presently authorized point of diversion:**  
 One in the     --     Quarter of the     --     Quarter of the     NC SW     Quarter  
 of Section     1    , Township     29     South, Range     17     (W),  
 in     Kiowa     County, Kansas,     1320     feet North     3960     feet West of Southeast corner of section.  
 Authorized Rate     980 GPM     Authorized Quantity     192 acre-feet     Depth of well     --     (feet)  
**(DWR use only: Computer ID No.     1     GPS     1249     feet North     3955     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     NC SW     Quarter  
 of Section     1    , Township     29     South, Range     17     (W),  
 in     Kiowa     County, Kansas,     1249     feet North     3955     feet West of Southeast corner of section.  
 Proposed Rate     no change     Proposed Quantity     no change     Proposed well depth (feet)     --    .  
 This point is:  Additional Well  Geo Center List other water rights that will use this point     none    .

6. **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:  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                      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                     .

7. The changes herein are desired for the following reasons?  
 (please be specific) To completely overlap File Nos.  
20144, 20145, 20146, 27872, & 35201 and also to add  
a 105.76 acre pivot in the NE 1/4 of Sec 13-T29S-R17W.

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

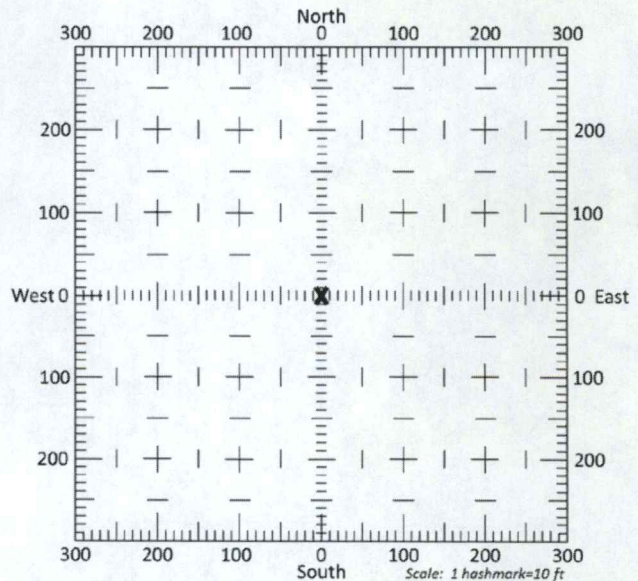
9. The change(s) (was)(will be) completed by?  
as soon as application is approved and crops harvested

10. If the point of diversion is a well:  
 (a) What are you going to do with the old well?  
N/A  
 (b) When will this be done? N/A

11. Groundwater Management District recommendation attached?  
 Yes  No

12. Assisted by CRC-SFFO

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.)

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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 3135 Shady Shores <sup>Denton Texas</sup> Kansas, this 15 day of September, 2021.

[Signature]  
(Owner)

Amanda Hixson  
(Spouse)

Robert L Hixson Jr  
(Please Print)

Amanda Hixson  
(Please Print)

(Owner)

(Spouse)

(Please Print)

(Please Print)

(Owner)

(Spouse)

(Please Print)

(Please Print)

State of Kansas Texas }  
County of Dallas } SS



I hereby certify that the foregoing application was signed in my presence and sworn to before me this 15th day of September, 2021.

[Signature]  
Notary Public

My Commission Expires 2/15/23

**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

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**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. 20144.

1. A change application was received on September 20, 2021 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 \_\_\_\_\_ 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 \_\_\_\_\_ 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, 2021**, 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\_\_\_\_**, 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
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: Cameron R. Conant  
Duly Authorized Designee of the Chief Engineer  
(Print Name): Cameron R. Conant  
Division of Water Resources - Kansas Department of Agriculture  
Date of Issuance: October 1, 2021  
State of Kansas )  
County of Stafford ) SS  
Acknowledged before me on October 1, 2021  
by Cameron Conant  
Signature: Chelsi Snodgrass  
Notary Public

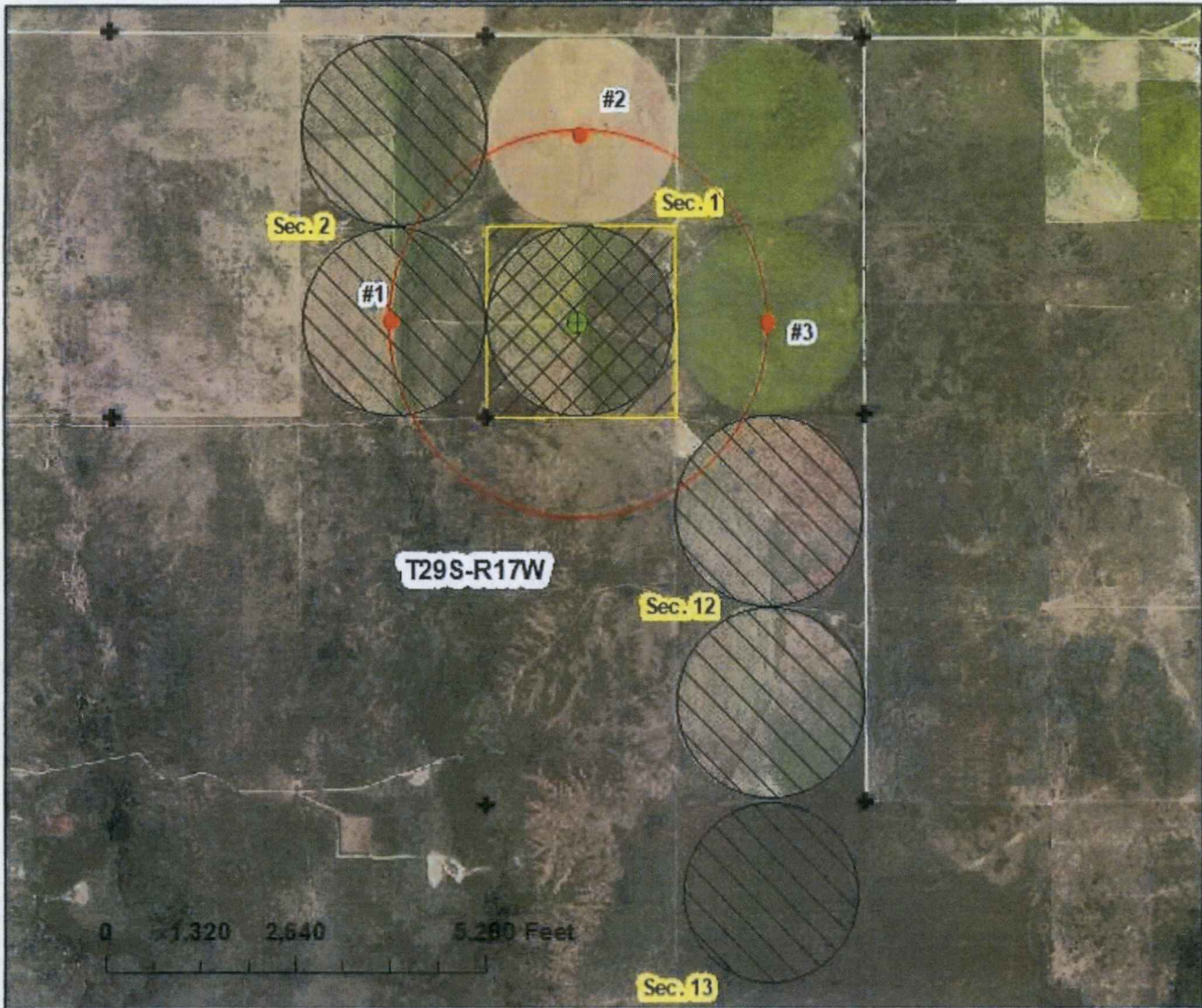
My commission expires \_\_\_\_\_



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**PU Change Application Map**  
**Water Right, File No. 20144**  
**Sections 1, 2, 12, 13 -29S-17W in Kiowa County**



- point of diversion for 20144 (1249'N & 3955'W)
- authorized place of use covering 160 acres
- proposed place of use covering 705 acres (complete overlap w/ 20144, 20145, 20146, 27872, 35201)
- nearby wells w/in 1/2 mile
- 1/2 mile circle around authorized well
- section corners

--nearby well owners--

#1: File No. 20145  
owned by applicant

#2: File No. 25702  
J&D Partners LC  
1300 Bristol RD  
Hutchinson, KS 67502-2536

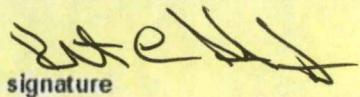
#3: File No. 25703  
same as File No. 25702

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*By signing below I agree that nearby well owners are properly shown on the map.*

  
signature

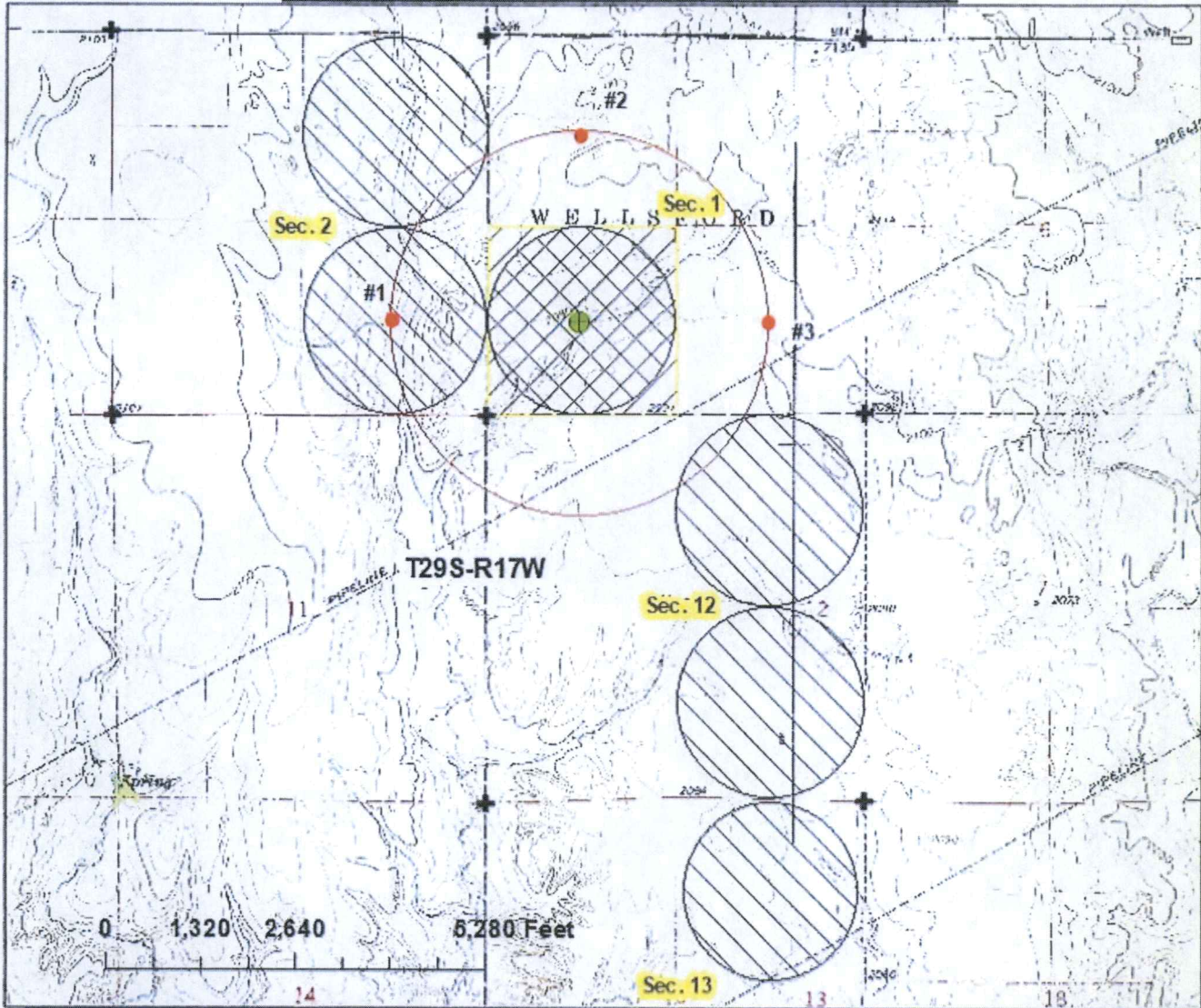
9-15-21  
date



1 inch = 2,167 feet

map created on 9/8/21 scale 1:26,000

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**Water Right, File No. 20144**  
**Sections 1, 2, 12, 13 -29S-17W in Kiowa County**



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- nearby wells w/in 1/2 mile
- 1/2 mile circle around authorized well
- section corners

--nearby well owners--

- #1: File No. 20145  
owned by applicant
- #2: File No. 25702  
J&D Partners LC  
1300 Bristol RD  
Hutchinson, KS 67502-2536
- #3: File No. 25703  
same as File No. 25702

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1 inch = 2,167 feet

map created on 9/8/21 scale 1:26,000

*By signing below I agree that nearby well owners are properly shown on the map.*

signature      9-15-21 date