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 div	ersion a	nd/or pl	ace of	use.															
											RECEIVED								
	File No. <u>27605</u>							9:30 AM											
1. /	Applicati	on is he	reby m	ade fo	r appr	oval o	f the C	hief Eı	nginee	r to ch	ange t	he (ch	eck on	e or b	oth):		Αl	JG 0 6	2021
						□Р	ace of	Use		$\boxtimes$	Point o	of Dive	rsion				Stafford Field Office		
under the water right which is the subject of this application in accordance with the conditions described below.								er Resources											
	The sour						round				Surfac								
	Name and address of Applicant: Dakota Allison																		
911 160 <sup>th</sup> Avenue, Lewis, KS 67552																			
Phone Number: (620)357-1211 Email address: allison91413@outlook.com																			
Name and address of Water Use Correspondent: <u>Alvin L &amp; Barbara Judy Wheaton Trust</u>																			
	1095 150			ewis, K	S 675	52													
	Phone Number: () Email address:																		
	The presently authorized place of use is:  Owner of Land NAME: Alvin L & Barbara Judy Wheaton Trust																		
,	Owner o																		
			ADDRE	_															
	(If there is	more th	an one	landow	ner, at	tach su	ppleme	ntal sh	eets as	neces	sary.)								
	NE¼			NW¼				SW¼				SE1/4				TOTAL			
Sec	. Twp.	Range	NE1/4	NW¼	SW1/4	SE1/4	NE1/4	NW¼	SW1/4	SE1/4	NE1/4	NW¼	SW1/4	SE¼	NE1/4	NW¼	SW1/4	SE1/4	ACRES
15	248	18W					40	40	40	40									160
														,	1				
4.	If this ap	plication	n is for	a chai	nge in	place	of use	it is p	ropose	ed that	the pla	ace of	use be	chan	ged to	:			
	Owner o	f Land -	NA	ME:	NO CH	HANGE	<u> </u>												
		,	ADDRI	ESS:	NO CH	HANGE	Ξ												
	(If there is	s more th	an one	landov	vner, at	tach su	ppleme	ental sh	eets as	neces	sary.)								
				NE	=1/4			N۷	V1⁄4		SW¼				SE1/4			TOTAL	
Sec	. Twp.	Range	NE1⁄4	NW¼	SW1/4	SE1/4	NE1/4	NW¼	SW1/4	SE1/4	NE¼	NW¼	SW1/4	SE1/4	NE¼	NW¼	SW1/4	SE1/4	ACRES
	Ear Offi	ce Hee	Only	Code	(1)	Fo	0 \$ 1	CXSO	d TD	#		Re	ceint	Date			Cher	k#	MS
	For Office Use Only: Code CUT Fee \$ 100 od TR # Receipt Date Check # 1075																		

5.	Presently authorized point of diversion:				
- 1	One in the Quarter of the	<u>VC</u> Quar	ter of the	NW	Quarter
- 1	of Section 15 , Township2	4 Sout	h, Range	18	(VV),
- 1	in Edwards County, Kansas, 3928 feet	North3961	feet West of So	utheast corner	of section.
	Authorized Rate 395 GPM Authorized Quantity 110	acre-feet Depth	of well~7	<u>'0</u> (feet)	
	(DWR use only: Computer ID No. 4 GPS	feet N	lorth	feet Wes	t)
1	☐This point will not be changed ☑This point will be changed as f	ollows: No chang	e, point better des	cribed with GPS	as follows:
	Proposed point of diversion: (Complete only if change is	requested or if exis	sting point is b	etter described	by GPS)
	One in the Quarter of the	NC Qua	rter of the	NW	Quarter
	of Section 15 , Township 2	4 Sout	h. Range	18	(W),
	in Edwards County, Kansas, 3948 fee	North 3945	feet West of Sc	utheast corner	of section.
- 1	Proposed Rate <u>no change</u> Proposed Quantity <u>no</u>	change Prono	sed well denth (fe	eet) ~70	)'
-	This point is: Additional Well Geo Center List other				
L	This point is: Additional vveil Geo Center List other v	vater rights that will	use this point in	3110	· ·
г					
6.	Presently authorized point of diversion:	0			Quarter
	One in the Quarter of the	Qua	rter of the		Quarter
1	of Section, Township	Sou	h, Range		(E/VV),
	in County, Kansas, fee	t North	feet West of Sc	outheast corner	of section.
	Authorized Rate Authorized Quantity	Depth	of well	(feet)	)
- 1	(DWR use only: Computer ID No GPS	feet l	North	feet Wes	st)
	☐This point will not be changed ☐This point will be changed as	follows: 🔲 No chang	e, point better des	cribed with GPS	as follows:
-	Proposed point of diversion: (Complete only if change is	<u>requested or if exi</u>	<u>sting point is b</u>	<u>etter describe</u>	d by GPS)
	One in the Quarter of the				
	of Section Township	Sou	th, Range		(E/W),
	in County, Kansas, fee	t North	feet West of So	outheast corner	of section.
	Proposed Rate Proposed Quantity	Propo	sed well depth (f	eet)	
	This point is: Additional Well Geo Center List other				
ı	This point is: Distance is: The Distance is:				
7.	The changes herein are desired for the following reasons?				
•	(please be specific) The old well casing has collapsed to a		Nor	th	
	point that water supply is too limited for irrigation.	300 200	100 0		200 300
		E	ıll.		.1∃
0	If a well, is the test hole log attached? ☐ Yes ☐ No		_ =		- =
Ο.	if a well, is the test hole by attached: These Market	200 = 1 +	1 + 1 =	- 1 + 1	十   = 200
9.	The change(s) (was)(will be) completed by?	E ' '	· ' ' =		· 🖠
			_ =	_	- 3
	as soon as possible	100	1+1=	- 1 + 1	+   - 100
10.	If the point of diversion is a well:	E '	΄ Ξ	,	· 🗎
	(a) What are you going to do with the old well?	E -	_ =		_ ]
	(a) What are you going to do with the old won.	West 0 111   111   11		)in nn nn n	।।।।।।। <del>।। ।</del> 0 East
	keep and equip for domestic stock use.	E '			
	(b) When will this be done? when new well is completed	E -		_	. =
	(b) When will the be done.	100 -   +	1+1	<del>-</del> 1 + 1	十   = 100
11	. Groundwater Management District recommendation attached?	Ē _	_ =		_ =
11.	Yes No	E .	. =		. =
		200	十   =	-   +	十   一 200
12	. Assisted by CRC-SFFO	E _	_ =		_ =
	•	E.,I.	<u> </u>		
13	a. If the proposed point of diversion will be relocated more than 300	300 200			200 300
	feet but within 2,640 feet of the existing point of diversion, attach a topographic map or aerial photograph. For groundwater	300 200	Sou		nashmark=10 ft
	and a show all walls (including domestic) within one half mile	12h litha proposed	noint of divorcion	will be relocated	within 300 feet
	of the proposed point of diversion and the names and mailing addresses of the owners. For surface water sources, show the	of the existing	point of diversic	n, indicate its l	ocation on the
	names and addresses of the landowner(s) one-half mile	diagram show	point of diversion above in February point of diversion in February points.	tion to the ex	isting point of
	downstream and one-half mile upstream from your property	diversion. (PL	EASE NOTE: T sents the pres	ne "X" in cent sently authoriz	er or diagram zed point of
	lines			,	

diversion.)

AUG 0 6 2021

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 authoriz affected if this application is approved as requested?  ☐ Yes ☑ No (If yes, all owners must sign this applic	ation.)						
(c) If this application is not approved expeditiously, will there be substacted Yes ☐ No (If no, all owners must sign this application)	antial damage to property, public health or safety? tion.)						
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 affirmating age and the owner, the spouse of the owner, or a duly authorize their behalf, in regards to the water right(s) to which this application are true, correct and complete.  Dated at	ed agent of the owller(2) to make this approach on						
Dakota Pllison  Ogkota Allison	(Spouse)						
Dakota Allison (Please Print)	(Please Print)						
(Owner)	(Spouse)						
(Please Print)	(Please Print)						
(Owner)	(Spouse)						
(Please Print)	(Please Print)						
State of Kansas State of Kansas	and a						
County of Stafford  I hereby certify, that the foregoing application was signed in r	ny presence and sworn to before me this day						
FAITH CURTIS My Appointment Expires April 29, 2023	Faith C. Notary Public						
My Commission Expires							
ONLY COMPLETE APPLICATIONS WILL BE PROCESSED. To be complete, all accurate information; maps, if necessary, must be included; signatures of all the athe appropriate fee must be paid.	of the applicable portions of the application form must be completed with opropriate owners' must be affixed to the application and notarized; and						
FEE SCHEDU	<u>JLE</u>						
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							
	AUG 0 6 2021						

# SUMMARY ORDER APPROVING APPLICATION FOR CHANGE AND IMPOSING CONDITIONS

prov With Iimit	This Summary Order is issued under authority of K.S.A. 82a-708b, as provisions of the <i>Kansas Water Appropriation Law, K.S.A. 82a-701 e</i> With the exception of those conditions expressly contained herein, this limitations of File No. 27605	Summary Order does not change the terms, conditions and
1.	<ol> <li>A change application was received on Avg vst 6, 202 diversion authorized under the above-referenced file number be</li> </ol>	requesting that the place of use and / or point of changed as described in the application.
	<ol><li>On and after the effective date of this summary order, the authorize the topographic map accompanying the application to change the</li></ol>	ne place of use.
3.	<ol> <li>The change in point of diversion shall not impair existing rights an previously authorized. The point of diversion authorized by this radius of the authorized point(s) of diversion.</li></ol>	d shall be limited to the same source or sources of water as summary order shall be located within a 50 <b>foot</b> Not Applicable
4.	<ol> <li>The point(s) of diversion described herein is administratively co Positioning System (GPS), as described in the application.</li> </ol>	rrected to be more accurately described using the Global Applicable ☑ Not Applicable
5.	<ol> <li>The point(s) of diversion authorized herein shall not actually be locauthorized point(s) of diversion.</li> <li>Applicable ☐ Not Applicable</li> </ol>	cated more than <u>76</u> feet from the previously plicable
6.	<ol> <li>As required by K.A.R. 5-3-5d, if the works for diversion is a well wi or other device suitable for making water level measurements sh K.A.R. 5-6-13.</li></ol>	th a diversion rate of 100 gallons per minute or more, a tube
	7. The owner of the authorized place(s) of use shall properly December 31, 2021, or before the first use of water, whichever and maintained in accordance with K.A.R. 5-1-4 through 5-1-15-3-5e, the owner shall maintain records and report the reading annually to the Chief Engineer by March 1 following the end of Applicable ☐ Not Applicable	2. As required by K.S.A. 82a-732, as amended, and K.A.R. of the water flow meter and the total quantity of water diverted each calendar year.  AUG 0 6 2021
8.	8. Installation of the works for diversion of water shall be conformal authorized extension of time. By March 1, 2022 the applicant of for diversion has been completed, on the form provided by the Applicable ☐ Not Applicable	Chief Engineer, as required by KAR: 5-8:44eater
	· ·	
10.	<ol> <li>All diversion works into which any type of chemical or other foreig with an in-line, automatic, quick-closing check valve capable of check valve(s) shall be installed, operated and maintained in according to the control of the contro</li></ol>	r preventing policiton of the source of the water supply. The
	11. Additional Conditions are attached. ☐ Yes ☐ No	
12.	12. In accordance with K.S.A. 82a-708a, as amended, and K.A.R. 5 water appropriated under the above-referenced file number at limitations, as amended and/or supplemented by this Summan Appropriation Law and the Rules and Regulations promulgate result in civil penalties pursuant to K.S.A. 82a-737, as amende water or appropriation right or any other enforcement actions a	re responsible for compliance with its terms, conditions and y Order, and with applicable provisions of the <i>Kansas Watel</i> ed thereunder. Failure to comply with these provisions may ed, and/or the suspension or revocation and dismissal of the
	Administrative Appeal and Effective Date of Order	FOR OFFICE USE ONLY  APPLICATION APPROVED AND
lf y	If you are aggrieved by this order, pursuant to K.S.A. 82a-1901,	SUMMARY ORDER ISSUED
you En	you may request an evidentiary hearing before the Chief Engineer or request administrative review by the Secretary of	P A
Aa	Agriculture. A request for hearing by the Chief Engineer must be filed within <b>15 days</b> of service of this Order and a request for	Duly Authorized Designee of the Chief Engineer
ad	administrative review by the Secretary must be filed within 30	(Print Name): Cameran R. Conant
re۱	days pursuant to K.S.Á. 77-531. Any request for administrative review must state a basis for review pursuant to K.S.A. 77-527.	Division of Water Resources - Kansas Department of Agriculture
File Le	File any request with Kansas Department of Agriculture, Legal Division, 1320 Research Park Drive, Manhattan, KS	ate of Issuance: Avg v st 6, 2021
66		ate of Kansas )
		ounty of <u>Stafferd</u> )
	Ac	sknowledged before me on
	by	Faith Curtis
	8	Signature: — Faith Construction Notary Public
	· ·	My commission expires:
		FAITH CURTIS  MY Appointment F
DV	DWR 1-121 (Revised 04/5/2018) Page 4	April 29, 2023

April 29, 2023





Phone: 620-234-5311 Fax: 620-234-6900 www.agriculture.ks.gov

Mike Beam, Secretary

Laura Kelly, Governor

August 6, 2021

Dakota Allison 911 160<sup>th</sup> Ave Lewis, KS 67552

Re: Water Right, File No(s). 27605

Dear Water Right Owner:

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

Your attention is directed to the enclosures and to the terms, conditions and limitations specified in this approval for change. An acceptable water flow meter must be installed on your well before any water is applied as authorized under this change approval. A copy of the approved list of <u>Certified Water Flowmeters</u> as well as the regulations regarding the installation of flowmeters, measurement tubes and check valves can be found at <u>www.ksda.gov/includes/document\_center/dwr/Forms/ApprovalPack.pdf</u>. If you do not have access to the internet, please contact this office and we will send you a paper copy of the referenced information.

Since this order modifies the original document referred to above, it should be recorded with the Register of Deeds as other instruments affecting real estate.

Any 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 to contact this office. If you wish to refer to a specific file, please reference it when you contact us.

Sincerely,

Jeff Lanterman

Water Commissioner

Enclosures

pc: Water Rights Section

Groundwater Management District No.5

## **CERTIFICATE OF SERVICE**

On this **6** August 2021, I hereby certify that the attached Change in Point of Diversion, File No. 27605 dated 8/6/2021 was hand delivered to the following:

Dakota Allison 911 160<sup>th</sup> Ave Lewis, KS 67552

pc: Water Rights Section GMD #5

Staff