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.

						F	ile No	. <u>1687</u>	8-02										
Α	pplication	n is he	reby m	nade fo	or appr	oval o	f the C	hief E	nginee	er to ch	nange t	the (ch	eck on	e or b	oth):				RECEIVED
	Application is hereby made for approval of the Chief Engineer to change the (check one or both): □ Place of Use □ Point of Diversion											2:00							
U	nder the	water	riaht w	hich is	the si	ubiect	of this	applic	ation i	n acco	rdance	e with t	he cor	ditions	s desc	ribed b	elow.	MAR	0 8 2022
	he sour						round				Surfac							Staffor NON OF	d Field Office WATER RESOL
2. Name and address of Applicant: Matthew Vaupel																			
1	164 SE	40 Rd,	Ellinw	<u>ood, K</u>	S 675	26 - 92	276												
F	hone N	umber:	(620)	<u>564-22</u>	200				Email	addres	ss: <u>ma</u>	atthew.	vaupe	@ilsb	eef.co	m			
١	lame an	d addre	ess of \	<i>N</i> ater	Use C	orresp	onden	t: <u>Bar</u>	ton Co	unty F	eeders	s Inc A	ttn: Ma	atthew	Vaupe	el			
1	164 SE	40 Rd,	Ellinw	ood, K	S 675	<u> 26 - 92</u>	276												
F	hone N	umber:	(620)	<u>564-22</u>	200				Email	addres	ss: <u>ma</u>	atthew.	vaupe	l@ilsb	<u>eef.co</u> ı	m			
T	he pres	ently au	ıthorize	ed plac	ce of u	se is:													
(wner of	Land -	NA	ME:	BART	ON CC	UNTY	FEE	DERS	INC									
		P	ADDRE	ESS: _	1164 5	SE 40 I	RD, EL	LINW	OOD,	KS 67	526								
(f there is	more th	an one	landow	ner, at	tach su	ppleme	ental sh	eets as	neces	sary.)								
				NE	1/4			NV	V1⁄4			sv	V1⁄4			SE	1/4		TOTAL
ec.	Twp.	Range	NE1/4	NW¼	SW1/4	SE1/4	NE1/4	NW¼	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW¼	SW1/4	SE1/4	ACRES
0	208	11W						STO	OCKWA	ATER U	JSE: FE	EDL01	Γ E 2						
_																			
(this appoint the thick the	Land -	NA ADDRI	AME: !	NO CH	HANGE						ace of	use be	e chan	ged to	:			
					1/4		NW%			SW¼			SE¼				TOTAL		
	T	Danas	NE1/4		SW1/4	SE1/4	NE1/4	NW1/4		SE1/4	NE1/4	NW1/4		SE1/4	NE1/4	NW1/4		SE1/4	ACRES
ec.	Twp.	Range	INE 74	190074	SVV74	SE74	INE 74	19774	344/4	SL/4	INL /4	1444/4	OVV/4	OL/4	INL/4	144474	01174	01/4	
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				1 '						⊢—	-							-	
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5.	Presently authori									
	One in the	NE	Quarter of the		NW	Quar	ter of the	N	<u> E</u>	Quarter
	of Section	20	, Township		20	Soutl	n, Range		<u>11</u>	(W),
	in <u>Barton</u>	Co	unty, Kansas, <u>5,0</u>)44 fee	et North _	1,711	feet Wes	t of Southea	ast corner of	of section.
	Authorized Rate _	4 gpm	Authorized Qua	ntity	3.6 AF	Depth	of well	40	(feet)	
	(DWR use only: (Computer ID	No. <u>5</u>	GPS _		feet N	orth		feet West	:)
- 1			⊠This point will be d							
- 1			(Complete only if o							
			Quarter of the							
- 1	of Section	20	, Township		20	Sout	h, Range		11	(W),
	in <u>Barton</u>	Co	unty, Kansas, <u>5,0</u>	044 fee	et North _	1,731	feet Wes	t of Southe	ast corner of	of section.
	Proposed Rate	no change	Proposed Quan	tity <u>no</u>	o change	Propos	sed well de	epth (feet) _	~40	<u>ft</u> .
	This point is: A	dditional Wel	I ☐ Geo Center	List other	water righ	ts that will	use this p	oint <u>41588</u>		·
_	•									
6. T	Presently authori	zed point of	diversion:							
٠. ا			Quarter of the		SW	Quar	ter of the	N	ΙE	Quarter
	of Section	20	, Township		20	Sout	h, Range		11	(W),
	in Barton	Co	unty, Kansas, <u>2,</u> 6	690 fee	et North	2.620	feet Wes	t of Southe	ast corner	of section.
			Authorized Qua							
			No. <u>2</u>							
	This point will not	t he changed	☐This point will be d	. O. O hanged as	follows:	No change	, point bet	ter described	d with GPS a	s follows:
			(Complete only if							
			Quarter of the							
	of Costion		, Township			Qual	h Range			Guarto.
	or Section		unty, Kansas,	for	et North	0001	feet Mes	t of Southe	ast corner	of section
	Dranged Date		Proposed Quar	IC	et North _	Propos	ed well de	anth (feet)	dot conner	or occitorii.
			☐ Geo Center							
L	This point is. $\square P$	dullional vve	□ Geo Center	LIST OTHER	water rigi	its that will	use tills p	70070	-00	·
7.	The changes here	in are desire	d for the following re	easons?						
۱.			mbling on old well;				1	North		
			20 ft West.		300	200	100	0 100 11±111111111111	200	300
					E.			<u> </u>		3
0	If a wall is the test	holo log attac	hed? 🗌 Yes 🔯	No	E			Ξ.,		∄
8.	ii a well, is the test	Tible log attac	ned: [res []	10	200	-1 + 1	+ 1	를 1 +	1 + 1	200
9.	The change(s) (was	s)(will be) con	pleted by?		E	_	_	- - - - +	_	4
-	•	,			100 =	- 1 + 1	+ 1	Ē 1 →	1 + 1	<u>_</u> 100
	ASAP				100 E	1 1 1	1 1	Ξ''	' ' '	3
10.	If the point of divers	sion is a well:			E	_	_	Ξ	_	킄
	(a) What are you		th the old well?		West 0	+1 1111 1111	սովումի	(3) 111 1111 1	mpudun	1 HT 0 East
	(a) What are you	going to do wi			E	_	_	Ξ _	_	4
	Plug it				E	1 1 1	1 (Ξ , ,	1 1 1	100
	(b) When will this	be done? Upo	n completion of new	well.	100	- +	+ 1	E , +	1 + 1	100
	(2) 1111011 11111 11110			-	E	-	_	- - - - - - - +	_	=
11	Groundwater Mana	agement Distri	ct recommendation a	ttached?	200	-1 + 1	+ 1	三十	1 + 1	<u>=</u> 200
		es 🛭 No			E		_	Ξ _	_	₫
	_	_			E	 		<u>.</u>		∄
12.	Assisted by TMA S	SFFO			300		100	0 100	200	300
120	If the proposed pair	nt of divorsion	will be relocated more	s than 300			:	South so	ale: 1 hashmark	=10 ft
138	feet but within 2.64	0 feet of the ex	kisting point of divers	on, attach	13b.If the	proposed p	oint of dive	ersion will be	relocated <u>v</u>	within 300 feet
	a topographic ma	p or aerial p	hotograph. For gre	oundwater	of the	e existing i	point of d	iversion, inc	licate its lo	cation on the sting point of
	of the proposed po	vells (including oint of diversion	domestic) within one on and the names a	nd mailing	aiver	sion. (PLE	ASE NO	「E: The ")	(" in cente	r of diagram
	addresses of the o	wners. For su	urface water sources	show the	abov	e represe	ents the	presently	authorize	ed point of
	downstream and	esses or the one-half mile	landowner(s) one upstream from you	r property	aivei	sion.)				
			,	, , , , , ,						

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MAR 0 8 2022

APPLICATION FOR APPROVAL TO CHANGE THE PLACE OF USE AND/OR POINT OF DIVERSION SUPPLEMENTAL SHEET FILE NO. 16878-02

Stafford Field Office
DIVISION OF WATER RESOURCES

	zed point of d	<u>iversion:<mark>Standby v</mark></u>	<mark>vell</mark>			2
One in the				Quarter of the	NE	Quarter
of Section	20	, Township	20	South, Range	11	(W),
in Barton	Cour	nty, Kansas, 4,43	9 feet North _	1,680 feet West of	Southeast corne	er of section.
Authorized Rate	0 gpm	Authorized Quant	tity 0 AF	Depth of well	35 (fee	et)
(DWR use only:	Computer ID N		GPS	feet North	feet We	est)
⊠This point will no	tbe changed	This point will be cha	anged as follows:	☐ No change, point better	described with GF	S as follows:
Proposed point of	of diversion: (C	Complete only if ch	ange is requeste	ed or if existing point is	s better describ	ed by GPS)
				Quarter of the		
of Section		, Township		South, Range		(E/W),
in	Cour	nty, Kansas,	feet North _	feet West of	Southeast corne	er of section.
Proposed Rate		Proposed Quantit	ty	Proposed well depth	(feet)	
				nts that will use this poin		
· · · · · · · · · · · · · · · · · · ·				·		
Presently author			0.47	0 ((!!	NE	0
One in the	SE	Quarter of the _	SVV	Quarter of the	NE 14	Quarter
of Section	20	, Township	20	South, Range	11	(VV),
				1,485 feet West of		
				Depth of well		
(DWR use only:	Computer ID N	No. <u>12</u>	GPS	feet North	feet W	est)
│ ☑This point will no	t be changed	_This point will be ch	anged as follows: [☐ No change, point better	described with GF	S as follows:
Proposed point of	of diversion: (C	Complete only if ch	<u>iange is requeste</u>	ed or if existing point i	s better describ	ed by GPS)
One in the		Quarter of the _		Quarter of the		Quarter
of Section		, Township		South, Range		(E/VV),
in	Cou	nty, Kansas,	feet North _	feet West of	Southeast corn	er of section.
Proposed Rate		Proposed Quanti	ty	Proposed well depth	n (feet)	·
This point is:	Additional Well	☐ Geo Center Li	ist other water rig	hts that will use this poir	it <u>9658, 2019900</u>	<u>)1 </u>
Presently author	ized point of d	liversion:				
One in the		Quarter of the _		Quarter of the		Quarter
of Section		Quarter of the _ , Township		Quarter of the South, Range		(E/W),
of Section		Quarter of the _ , Township		South, Range		(E/W),
of Section in	Cou	Quarter of the _ , Township nty, Kansas,	feet North _	South, Range feet West of	Southeast corn	(E/W), er of section.
of Section in Authorized Rate _ (DWR use only:	Computer ID I	Quarter of the _ , Township nty, Kansas, _ Authorized Quan No.	feet North _ tity GPS	South, Range feet West or Depth of well feet North	f Southeast corn	er of section. et) (E/W), est)
of Section in Authorized Rate _ (DWR use only:	Computer ID I	Quarter of the _ , Township nty, Kansas, _ Authorized Quan No.	feet North _ tity GPS	South, Range feet West or Depth of well feet North	f Southeast corn	er of section. et) (E/W), est)
of Section in Authorized Rate _ (DWR use only: □This point will no	Computer ID I	Quarter of the _ , Township nty, Kansas, _ Authorized Quan No]This point will be ch	feet North _ tity GPS anged as follows:	South, Range feet West of Depth of well feet North No change, point better	f Southeast corn (fe feet W described with Gl	(E/W), er of section. et) est) PS as follows:
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14. If the proposed groundwater point of diversion is 300 or fewer f	eet from the existing point of diversion, complete the following:					
 (a) Does the undersigned represent all owners of the currently ☑ Yes ☑ No (If no, all owners must sign this 						
 (b) Will the ownership interest of any owner of the currently affected if this application is approved as requested? ☐ Yes ☑ No (If yes, all owners must sign this 	authorized place(s) of use identified in this application be adversely s application.)					
(c) If this application is not approved expeditiously, will there bound in the last of th						
If the application proposes a surface water change in point of divers or a change in place of use, the application must be signed by all o agent (attach notarized statement authorizing representation).	sion, a groundwater change in point of diversion greater than 300 feet, wners of the currently authorized place of use, or their duly authorized					
age and the owner, the spouse of the owner, or a duly at their behalf, in regards to the water right(s) to which thi contained in this application are true, correct and compl	iffirmation and under penalty of perjury, that I am of lawful athorized agent of the owner(s) to make this application on a application pertains. I further verify that the statements ete.					
Dated at Ellinwood Kansas	s, this, 20_22.					
Barton County Feeders, Inc.	,					
By: Matthew Varpal						
(Owher)\	(Spouse)					
Barton County Feeders, Inc. By: Matthew Vaupel						
(Please Print)	(Please Print)					
(Owner)	(Spouse)					
(Owner)	(0,0000)					
(Please Print)	(Please Print)					
(Owner)	(Spouse)					
(Please Print)	(Please Print)					
State of Kansas T	e of Kansas -Notary Public CHERYL RAPP					
	ssion Expires 10-15-22					
I hereby certify that the foregoing application was signed						
of <u>Warch</u> , 20 22.	Mhund Para					
16 16 22	Notany Public					
My Commission Expires	NOTALLY I UDITO I					
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 SC	CHEDULE					
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						
	DECEMBE					

RECEIVED

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 the Control of the C limitations of File No. 16878-02 8,2022 A change application was received on March 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 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 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 feet from the previously The point(s) of diversion authorized herein shall not actually be located more than 70 □ Applicable □ Not Applicable authorized point(s) of diversion. 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, 2022, 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 Installation of the works for diversion of water shall be completed on or before December 31, 2022, or within any authorized extension of time. By March 1, 2023 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. ☐ Not Applicable Applicable Applicable Applicable ☐ Not Applicable The completed well log shall be submitted with the required notice. 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 ⊠ No 11. Additional Conditions are attached. 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 RECEIVED FOR OFFICE USE ONLY APPLICATION APPROVED AND If you are aggrieved by this order, pursuant to K.S.A. 82a 1901 3 2022 you may request an evidentiary hearing before the Chief And 1901 3 2022 Engineer or request administrative review by the Secretary of SUMMARY ORDER ISSUED Agriculture. A request for hearing by the Chief Engineer smust be doffest filed within 15 days of service of this Order and a request for Water RESOURCES 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 ameron P. a (Print Name): Division of Water Resources - Kansas Department of Agriculture review must state a basis for review pursuant to K.S.A. 77-527. File any request with Kansas Department of Agriculture, Date of Issuance: March 2027 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. State of Kansas SS For Use by Register of Deeds County of Acknowledged before me on Signature: Notary Public My commission expires: (Notan Seal) **FAITH CURTIS** My Appointment Expires e No. 16878-02 DWR 1-121 (Revised 04/5/2018)

April 29, 2023