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.

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☐ Place of Use ☐ Point of Diversion ☐ Division of Water Resources										sources										
under the water right which is the subject of this application in accordance with the conditions described below.																				
The source of supply is:																				
	Name an						) Hay				*			-					1	
_	9171 S West St, Haysville KS 67060  Phone Number: (316)734-8277 Email address: hayfarms1@gmail.com																			
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(please be specific) To add third well to a completed battery of two (2) wells. The two (2) completed wells are not maintaining expected yield  8. If a well, is the test hole log attached?  Yes No  9. The change(s) (was)(will be) completed by?  12/31/2022  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 EKF/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 of the proposed point of diversion. For surface water sources, show the names and addresses of the landowner(s) one-half mile of the proposed point of diversion to the existing point diversion. (PLEASE NOTE: The "X" in center of diagram shown above in relation to the existing point adversion.)	5.	Presently authorized point of diversion: Geographic Cen	iter of a B	attery of Four (4) We	ells	2 - 2 <b>4</b> 14.
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In Sedgwick County, Kansas, 3,000 feet North 2,650 feet West of Southeast corner of section.  Authorized Rate 800 appm Authorized Quantity 176.8 AF pepth of well N/A feet West)  (DWR use only: Computer ID No. 8 GPS N/A feet North N/A feet West)  This point will not be changed ⊠This point will be changed as follows: □ No change, point better described with OPS as follows: Proposed point of diversion: (Complete only if change is requested of if existing point is better described by GPS)  Geographic Center of a Battery of 17wo-62 Wells Three (3) Wclfs - TwA 1/GFU  One in the SE Quarter of the SE Quarter of the SE Quarter of the NR Quarter of Section 13 Township 29 South, Range 1 www. Quarter of Section 13 Township 29 South, Range 1 www. Quarter of Section 13 Township 29 South, Range 1 www. Quarter of Section 13 Township 29 South, Range 1 www. Quarter of Section 13 Township 29 South, Range 1 www. Quarter of Section 13 Township 29 South, Range 20 Section 14 Section 15 work 15 wor	C.	of Section, Township	29	South, Range _	1	W,
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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	12.	Assisted by EKF/SFFO				
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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 of the existing point of diversion, indicate its location on the diagram shown above in relation to the existing point of diversion, indicate its location on the diagram shown above in relation to the existing point of diversion, indicate its location on the diagram shown above in relation to the existing point of diversion, indicate its location on the diagram shown above in relation to the existing point of diversion, indicate its location on the diagram shown above in relation to the existing point of diversion to the existing point of diversion, indicate its location on the diagram shown above in relation to the existing point diversion.	136	feet but within 2,640 feet of the existing point of diversion. attach	13b.If the	oroposed point of diver	sion will be relo	cated within 300 feet
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 diversion. (PLEASE NOTE: The "X" in center of diagra above represents the presently authorized point diversion.)	7.	a topographic map or aerial photograph. For groundwater	of the	existing point of div	ersion, indicate	its location on the
addresses of the owners. For surface water sources, show the above represents the presently authorized point names and addresses of the landowner(s) one-half mile diversion.)		of the proposed point of diversion and the names and mailing	divers	ion. (PLEASE) HOTE	The "X" in	center of diagram
		addresses of the owners. For surface water sources, show the	above	e represents the	presently aut	horized point of
		downstream and one-half mile upstream from your property	uiver		022	

14. If the proposed groundwater point of diversion is 300 or fewer feet fro	m the existing point of diversion, complete the following:
(a) Does the undersigned represent all owners of the currently author ⊠ Yes ☐ No (If no, all owners must sign this application)	rized place(s) of use identified in this application? ation.)
<ul> <li>(b) Will the ownership interest of any owner of the currently author affected if this application is approved as requested?</li> <li>☐ Yes</li> <li>☒ No</li> <li>(If yes, all owners must sign this application)</li> </ul>	
(c) If this application is not approved expeditiously, will there be sub ⊠ Yes □ No (If no, all owners must sign this applic	
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).	groundwater change in point of diversion greater than 300 feet, of the currently authorized place of use, or their duly authorized
I hereby verify, being first duly sworn upon my oath or affirm age and the owner, the spouse of the owner, or a duly authoritheir behalf, in regards to the water right(s) to which this appropriate the contained in this application are true, correct and complete.  Dated at Hays Ville, Kansas, this	zed agent of the owner(s) to make this application on dication pertains. I further verify that the statements
Robert D Hay POA	
Rahat D Hay	(Spouse)
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
Of Bodies  Alter 19	(Spouse)
(Please Print)	(Please Print)
State of Kansas	
I hereby certify that the foregoing application was signed in rof	ny presence and sworn to before me this day
My Commission Expires 5 108 2022.	Madaly Boumaker  Notary Public
ONLY COMPLETE APPLICATIONS WILL BE PROCESSED. To be complete, all accurate information; maps, if necessary, must be included; signatures of all the appropriate fee must be paid.	of the applicable portions of the application form must be completed with propriate owners' must be affixed to the application and notarized; and
FEE SCHEDU	ILE
Each application to change the place of use or the point of diversion under	r this section shall be accompanied by the application fee set
forth in the schedule below: Make checks payable to: Kansas Departmeter (1) Application to change a point of diversion 300 feet or less	ent of Agriculture
(1) Application to change a point of diversion more than 300 feet	\$200
(3) Application to change the place of use	
	MAR <b>0 4</b> 2022

## 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. 47535 A change application was received on March 4 2022 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 Not Applicable the topographic map accompanying the application to change the place of use. ☐ 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 radius of the authorized point(s) of diversion. 🛛 Applicable ☐ Not 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 307 feet from the previously 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. Applicable 

Not Applicable Applicable 8. 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 The completed well log shall be submitted with the required notice. ☐ 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 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 Imitations, 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 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 review must state a basis for review pursuant to K.S.A. 77-527. Lantesma (Print Name): Division of Water Resources - Kansas Department of Agriculture File any request with Kansas Department of Agriculture, Date of Issuance: Legal Division, 1320 Research Park Drive, Manhattan, KS 66502. Failure to timely request a hearing or review may State of Kansas preclude review under the Kansas Judicial Review Act. SS For Use by Register of Deeds County of Acknowledged before me on RECEIVED Signature: Notary Public MAR 0 4 2022 My commission expires: Seal) Notan **FAITH CURTIS** Stafford Field Office Division of Water Resources My Appointment Expires

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April 29, 2023

le No. 47535

DWR 1-121 (Revised 04/5/2018)