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.

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						F	ile No	. <u>5017</u>	1							9'.30am MAY <b>0'9</b> 2022			
											41			- 1-			M	AY O	9 2022
1. /	Application	on is he	reby m	ade fo	or appr				nginee					e or bo	oth):		01.7		
						_	lace of				Point c					Di	Mision	ford Fi	ield Office ter Resource:
ı	under the	water i	right w	hich is	the su	ubject	of this	applica	ation ir	n accor	rdance	with th	ne con	ditions	desci	ribed b	elow.	01 112	101 1100001100
	The sour	ce of su	ipply is	:		⊠G	round	water			Surfac	e wate	er						
2.	Name and address of Applicant: Mark Lawless																		
5	573 N M	ount Zio	n Rd,	Belle F	Plaine,	KS 67	013												
	Phone N	umber:	(316)	<u>317-31</u>	26				Email	addres	s: <u>ma</u>	<u>rklawle</u>	ess95(	@gmai	l.com				
1	Name an	d addre	ess of \	Nater	Use C	orresp	onden	t: Mar	kE&I	Karla L	<u>awles</u>	<u>s</u>							
	573 N M	ount Zio	n Rd,	Belle F	Plaine,	KS 67	013		,										
Phone Number: (316)617-3126 Email address: marklawless95@gmail.com  3. The presently authorized place of use is:																			
Owner of Land NAME: *Mark E & Karla Lawless, **David E & Joi D Lawless																			
ADDRESS: *573 N Mount Zion Rd, Belle Plaine, KS 67013 // **532 N Oliver Rd, Belle Plaine, KS 67013						13													
	(If there is	more th	an one	landow	vner, at	tach su	ppleme	ental sh	eets as	necess	sary.)								
			NE1/4		NW¼			SW¼				SE	1/4		TOTAL ACRES				
Sec	. Twp.	Range	NE1/4	NW¼	SW1/4	SE1/4	NE1/4	NW¼	SW¼	SE1/4	NE¼	NW¼	SW1/4	SE1/4	NE¼	NW¼	SW¼	SE1/4	ACKES
* **1	13 31S	1E									0.5	9.0	23.0	24.5					57.0
* **2	23 31S	1E													12.5	14.0	9.8	29.2	65.5
* **2	24 318	1E					21.5	34.5	25.0	32.0	40.0	3.0	33.0	34.0					223.0
* **2	26 31S	1E	29.5	34.5	31.0	14.0				33.0					16.0			40.0	198.0
	If this ap Owner o	f Land -	NA ADDRI	AME:	NO CH	HANGE	Ε					ace of	use be	e chan	ged to	:			
(If there is more than one landowner, attach supplemental sheets as necessary.)  NE½ NW½ SW½ SE½ TOTA						TOTAL													
Sec	c. Twp.	Range	NE¼	I	SW1/4	SE1/4	NE1/4		T	SE1/4	NE¼	NW¼		SE1/4	NE1/4	NW¼		SE1/4	ACRES
	For Offi	ce Use	Only:	Code	CG		e \$	2009	O TR	#		Re	ceipt	Date _			Chec	ck#_\	0982

5.	Presently authorized point of diversion:				
	One in the Quarter of the	NW	Quarter of the	SW	Quarter
- 1	of Section, Township	31	South, Range	1	(E),
	in <u>Sumner</u> County, Kansas, <u>1,373</u> fee	et North _	4,245 feet West of	Southeast corne	er of section.
- 1	Authorized Rate 800 gpm Authorized Quantity 4				
- 1	(DWR use only: Computer ID No. 7 GPS	N/A	feet NorthN/	A feet W	est)
- 1	☐This point will not be changed ☐This point will be changed as	follows:	☐ No change, point better	described with GF	PS as follows:
- 1	Proposed point of diversion: (Complete only if change is	requeste	ed or if existing point is	better describ	ed by GPS)
	One in the Quarter of the	NW	Quarter of the	SW	Quarter
	of Section, Township	31	South, Range	1	(E),
- 1	in Sumner County, Kansas, 1,743 fee	et North _	4,237 feet West of	Southeast corn	er of section.
- 1	Proposed Rate <u>no change</u> Proposed Quantity <u>no</u>				
	This point is: ☐ Additional Well ☐ Geo Center List other	water righ	nts that will use this poin	t_None	
-	*Only the GEOCENTER is listed, as actual well locations are unkr	nown at thi	is timeTMA		
6. [	Presently authorized point of diversion:				
	One in the Quarter of the		Quarter of the		Quarter
	of Section , Township		South, Range		(E/W),
- 1	in County, Kansas, fee	et North _	feet West of	Southeast corn	er of section.
- 1	Authorized Rate Authorized Quantity		Depth of well	(fe	et)
- 1	(DWR use only: Computer ID No GPS		feet North	feet W	est)
	☐ This point will not be changed ☐ This point will be changed as	follows:	☐ No change, point better o	described with GP	S as follows:
	Proposed point of diversion: (Complete only if change is	requeste	ed or if existing point is	s better describ	ed by GPS)
	One in the Quarter of the		Quarter of the		Quarter
	of Section, Township		South, Range		(E/W),
	in County, Kansas, fee	et North _	feet West of	Southeast corn	er of section.
	Proposed Rate Proposed Quantity		Proposed well depth	ı (feet)	·
	This point is: Additional Well Geo Center List other	water rigl	hts that will use this poin	t	
7.	The changes herein are desired for the following reasons?				
	(please be specific) <u>Applicant desires to not drill here</u> because the production would take a hit from what it was	300	Nort 0 200 100 0	100 200	300
	before the previous change application.	E		ակավափակ	пппп
		E			큌
8.	If a well, is the test hole log attached?   Yes   No	200	-+++=	1+1+	200
9.	The change(s) (was)(will be) completed by?	E			4
٥.		100	-1+1+1=	1 1 1 1	1 = 100
	As soon as possible	100	_		100
10.	If the point of diversion is a well:	E	<del>-</del>		=
	(a) What are you going to do with the old well?	West 0	<del>**</del> **********************************	ախախանավ	।।।।।।। 0 East
	(a) That are you going to us man are our men.	E			3
	Plug it / Not drill at this location.	400	-+++=		100
	(b) When will this be done? As soon as possible.	100	-		100
		E	-		
11.	Groundwater Management District recommendation attached?	200	-1+1+1=	++++	200
	Yes No		: =		4
				antandan tanda	Emlin
12.	Assisted by TMA SFFO	300		100 200	300
13	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	13b.If the	e proposed point of diversine existing point of diversing	on will be relocate	ed <u>within 300 feet</u>
	sources, show all wells (including domestic) within one-half mile	diag	ram shown above in re	elation to the e	existing point of
	of the proposed point of diversion and the names and mailing addresses of the owners. For surface water sources, show the	dive	rsion. (PLEASE NOTE:	The "X" in ce	nter of diagram
	names and addresses of the landowner(s) one-half mile	dive	ve represents the pression.)	CEIVED	point of
	downstream and one-half mile upstream from your property			An are an area of the second	

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lines

14. If the proposed groundwater point of diversion is 300 or fewer feet from	om the existing point of diversion, complete the following:						
<ul> <li>(a) Does the undersigned represent all owners of the currently authorized place(s) of use identified in this application?</li> <li>☐ Yes</li> <li>☐ No</li> <li>(If no, all owners must sign this application.)</li> </ul>							
<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 application)							
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).	a 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 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 BEILE Place , Kansas, this	7+4 day of Hart MAY, 2022.						
Dated at 1/20 /10 / Mills as, tills	A 1 D 1						
(Owner)	(Spouse)						
PANK E LAW 1855	Karla el Lawless						
(Please Print)	(Please Print)						
Naul Saule	A DOUL						
(Owner)	(Spoyse)						
David E Lawless	Joi Lawitss						
(Please Print)	(Please Print)						
(Owner)	(Spouse)						
(Please Print)	(Please Print)						
State of Kansas  County of Jumner							
I hereby certify that the foregoing application was signed in	my presence and sworn to before me this $\frac{1}{2}$ day						
of May, 20,702.	$\mathcal{A}_{\mathcal{A}}$						
KAYLA R. ENGEL	Kanda TETAAN						
My Commission Expires 4/15/2025.	Notary Public						
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.							
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							
	RECEIVED						

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

MAY 0 9 2022

#### SUMMARY ORDER APPROVING APPLICATION FOR CHANGE AND IMPOSING CONDITIONS

oro\ With limit	visions of the Kansas Water Appropriation Law, K.S.A. 82a of the exception of those conditions expressly contained here lations of File No. 50171	708b, as amended, and K.A.R. 5-5-1, <i>et seq.</i> and other applicable a-701 <i>et. seq.</i> , and rules and regulations promulgated thereunder, sin, this Summary Order does not change the terms, conditions and
1.	A change application was received on	requesting that the place of use and / or point of nber be changed as described in the application.
2.	On and after the effective date of this summary order, the at the topographic map accompanying the application to ch	uthorized place(s) of use shall be located substantially as shown on lange the place of use.   Applicable  Not Applicable
3.	The change in point of diversion shall not impair existing rigpreviously authorized. The point of diversion authorized radius of the authorized point(s) of diversion.   ☐ Application	ghts and shall be limited to the same source or sources of water as by this summary order shall be located within a 300 foot ble    Not Applicable
4.	The point(s) of diversion described herein is administrative Positioning System (GPS), as described in the application	vely corrected to be more accurately described using the Global on.  ☐ Applicable ☑ Not Applicable
5.	The point(s) of diversion authorized herein shall not actuall authorized point(s) of diversion.   ☐ Applicable ☐	y be located more than <u>670</u> feet from the previously Not Applicable
6.	As required by K.A.R. 5-3-5d, if the works for diversion is a or other device suitable for making water level measurem K.A.R. 5-6-13.   Applicable   Not Applicable	well with a diversion rate of 100 gallons per minute or more, a tube nents shall be installed, operated and maintained in accordance with
7.	December 31, 2022, or before the first use of water, which	roperly install an acceptable water flow meter on or before thever occurs first. The water flow meter shall be installed, operated in 5-1-12. As required by K.S.A. 82a-732, as amended, and K.A.R. eading of the water flow meter and the total quantity of water diverted end of each calendar year.
8.	Installation of the works for diversion of water shall authorized extension of time. By March 1, 2023 the appropriate the form provided ⊠ Applicable ☐ Not Applicable	be completed on or before December 31, 2022, or within any blicant shall notify the Chief Engineer that construction of the works by the Chief Engineer, as required by K.A.R. 5-8-4e.
9.	The completed well log shall be submitted with the req	uired notice. 🛛 Applicable 🔲 Not Applicable
10.	with an in-line automatic quick-closing check valve car	r foreign substance will be injected into the water shall be equipped bable of preventing pollution of the source of the water supply. The d in accordance with K.A.R. 5-3-5c. ☑ Applicable ☐ Not Applicable
11.	Additional Conditions are attached. $\ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \$	
12.	water appropriated under the above-referenced file nur limitations, as amended and/or supplemented by this Supplementations are appropriation. Law and the Rules and Regulations propriet.	A.R. 5-5-14, all of the owners of the authorized place(s) of use of other are responsible for compliance with its terms, conditions and ummary Order, and with applicable provisions of the <i>Kansas Water</i> mulgated thereunder. Failure to comply with these provisions may amended, and/or the suspension or revocation and dismissal of the tions authorized by law.
	Administrative Appeal and Effective Date of Order	FOR OFFICE USE ONLY
you Eng Agrifiled adr day rev File Leg 665	ou are aggrieved by this order, pursuant to K.S.A. 82a-1901, a may request an evidentiary hearing before the Chief gineer or request administrative review by the Secretary of iculture. A request for hearing by the Chief Engineer must be divithin 15 days of service of this Order and a request for ministrative review by the Secretary must be filed within 30 ys pursuant to K.S.A. 77-531. Any request for administrative iew must state a basis for review pursuant to K.S.A. 77-527. eany request with Kansas Department of Agriculture, gal Division, 1320 Research Park Drive, Manhattan, KS 502. Failure to timely request a hearing or review may acclude review under the Kansas Judicial Review Act.	By:    Duly Authorized Designee of the Chief Engineer
	roi Ose by Register of Deeds	County of Stattord )
		Acknowledged before me on 01510000000000000000000000000000000000
		7.74 C +
		Signature: Notary Public
	RECEIVED	My commission expires:
	MAY <b>0 9 202</b> 2	(Notar) (Seal)

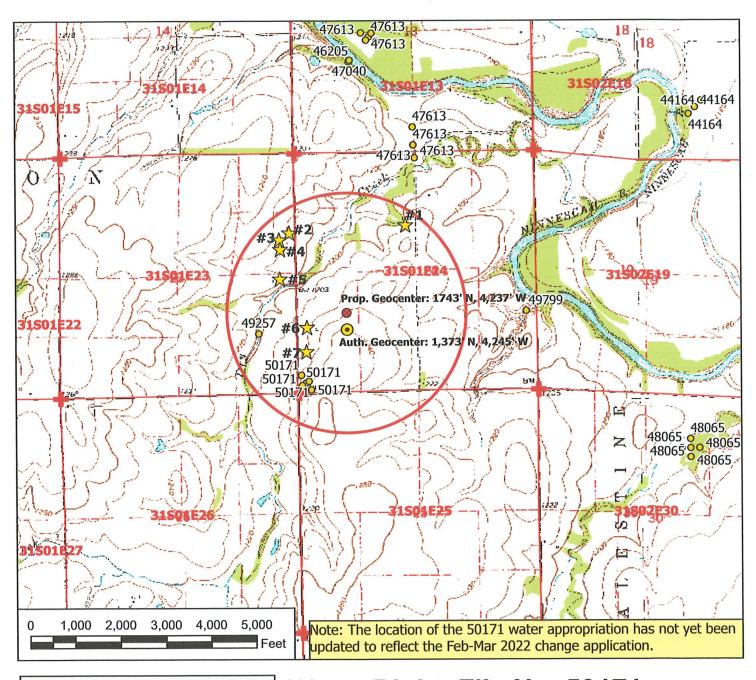
DWR 1-121 (Revised 04/5/2018)

Stafford Field Office
Division of Water Resources

Page 4

FAITH CURTIS My Appointment Expires April 29, 2023

le No. <u>50171</u>



#### Legend

- Water Appropriation
- Proposed Point of Diversion
- Authorized Point of Diversion
- ☆ Domestic Well

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Section Corner

Section Line

Half Mile Circle Stafford Field.

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# Water Right, File No. 50171

Change in Point of Diversion Map 24-31-1E // Sumner County

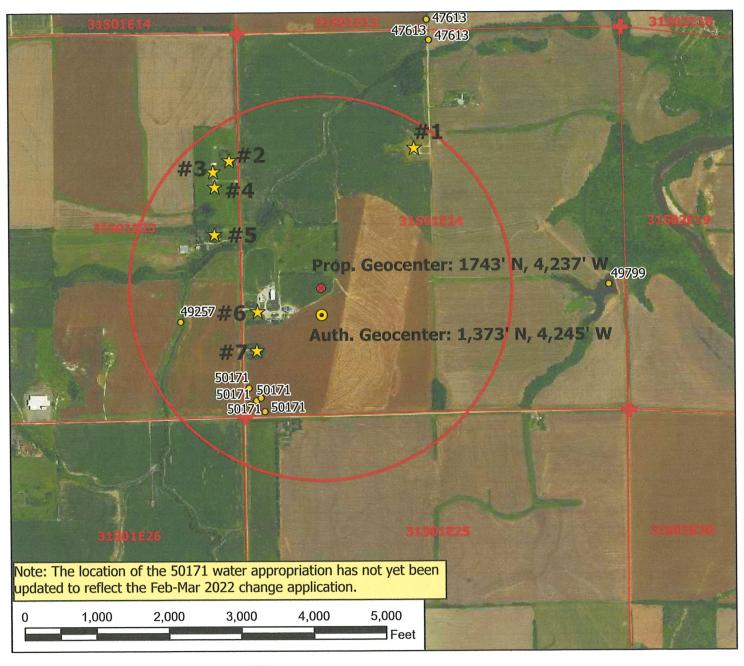


To the best of my knowledge, all points of diversion within one-half mile of the proposed point of diversion have been shown.

Thul Jahren

5-6-2022 MANK LAW1888

05/04/0000 TMANIOTEO 4:04.000



### Legend

- Water Appropriation
- **Proposed Point of Diversion**
- **Authorized Point of Diversion**
- **Domestic Well**
- Section Corner

Section Line

Half Mile Circle

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## Water Right, File No. 50171

Change in Point of Diversion Map 24-31-1E // Sumner County



To the best of my knowledge, all points of diversion within one-half mile of the proposed point of diversion have been shown.

Stafford Field Office Division of Water Resources