

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. 49257

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 9:48
 OCT 25 2023
 Stafford Field Office
 DIVISION OF WATER RESOURCES

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

2. Name and address of Applicant: Mark E & Karla Lawless

573 N Mount Zion Rd, Belle Plaine KS 67013

Phone Number: (316)617-3126 Email address: marklawless95@gmail.com

Name and address of Water Use Correspondent: Mark E & Karla Lawless

573 N Mount Zion Rd, Belle Plaine KS 67013

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

(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	
13	31S	1E									0.5	9	23	24.5					57
23	31S	1E													12.5	14	9.8	29.2	65.5
24	31S	1E					21.5	34.5	25	32	40	3	33	34					223
26	31S	1E	29.5	34.5	31	14				33					16			40	198

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: 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

(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	
13	31S	1E									0.5	12	22.5	27.25					62.25
23	31S	1E													13.25	3.5	9.5	28.5	54.75
24	31S	1E					24.25	34.5	29	27	38.75	3.5	25.5	30.75					213.25
26	31S	1E	29.25	38.5	39.25	17.5				32.25					18.5			38	213.25

For Office Use Only: Code CPU Fee \$ 200 TR # _____ Receipt Date _____ Check # 11794

5. **Presently authorized point of diversion:**
 One in the Southwest Quarter of the Notheast Quarter of the Southeast Quarter of Section 23, Township 31 South, Range 1 EAST, in Sumner County, Kansas, 1,326 feet North 872 feet West of Southeast corner of section. Authorized Rate 1,100 gpm Authorized Quantity 90.4 AF Depth of well N/A (feet)
(DWR use only: Computer ID No. 1 GPS 1,326 feet North 872 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 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) Modify place of use to cover new acres being irrigated

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

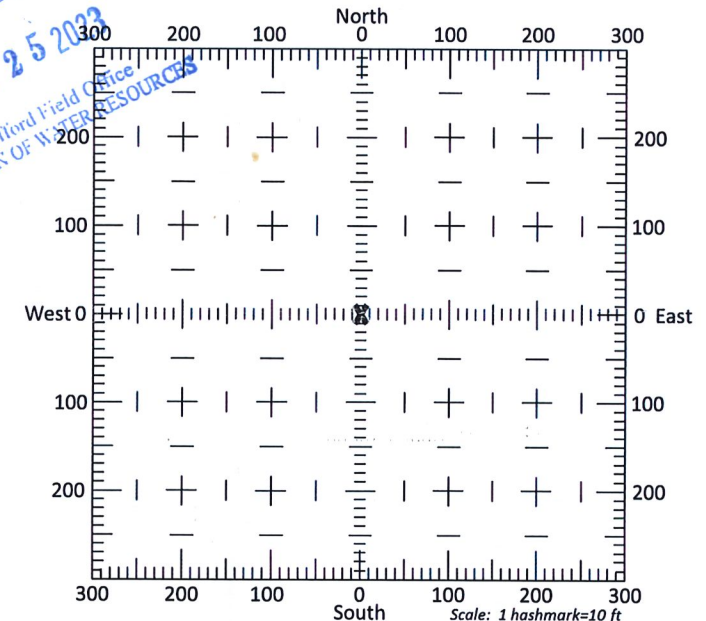
9. The change(s) (was)(will be) completed by?
Upon approval of change

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 N/A

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 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.)

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 Wellington, Kansas, this 16 day of October, 2023.

<p><u>[Signature]</u> (Owner)</p> <p><u>Mark E. Lawless</u> (Please Print)</p> <p><u>[Signature]</u> (Owner)</p> <p><u>David E. Lawless</u> (Please Print)</p> <p>_____ (Owner)</p> <p>_____ (Please Print)</p>	<p><u>[Signature]</u> (Spouse)</p> <p><u>Karla J. Lawless</u> (Please Print)</p> <p><u>[Signature]</u> (Spouse)</p> <p><u>[Signature]</u> (Please Print)</p> <p>_____ (Spouse)</p> <p>_____ (Please Print)</p>
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RECEIVED

OCT 25 2023

Stafford Field Office
DIVISION OF WATER RESOURCES

State of Kansas }
County of Sumner } SS

I hereby certify that the foregoing application was signed in my presence and sworn to before me this 16th day of Oct, 2023.

LINDA J. NORRIS
Notary Public - State of Kansas
My Appt. Expires 9-19-2026

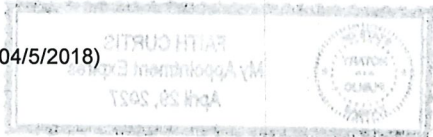
[Signature]
Notary Public

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.

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



Stafford Field Office
300 S. Main Street
Stafford, KS 67578-1521



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

Mike Beam, Secretary

Laura Kelly, Governor

November 14, 2023

Mark and Karla Lawless
573 N Mount Zion Rd
Belle Plaine, KS 67013

Re: Water Right, File No(s). 47040, 46205, 47613, 49257, 50171

Dear Water Right Owner:

Enclosed is an order executed by the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, approving the application for change under the 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 Certified Water Flowmeters as well as <http://agriculture.ks.gov/divisions-programs/dwr/water-appropriation/water-flowmeters>. 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.

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.

CERTIFICATE OF SERVICE

On this **14th** day of **November, 2023**, I hereby certify that the attached Change in Place of Use for Water Right, File No. **47040, 46205, 47613, 49257, 50171** dated **November 14, 2023** was mailed via First Class U.S. mail to the following:

Mark and Karla Lawless
573 N Mount Zion Rd
Belle Plaine, KS 67013

A copy of the letter was sent via electronic mail to the following:

Faith Curtis

Staff