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.

or aive	70011 41	ia, or pic	100 01																
						F	ile No.	<u>49257</u>								01	REC 9	EIVED 5 2023	
1. A	pplicatio	n is hei	eby m	ade fo	r appro	oval of	the Cl	nief En	ginee	r to ch	ange tl	ne (che	eck on	e or bo	oth):		12	5 202	2
	Place of Use Point of Diversion  Stafford Field Office  under the water right which is the subject of this application in accordance with the conditions described below.  Place of Use Point of Diversion  Division Stafford Field Office  Under the water right which is the subject of this application in accordance with the conditions described below.																		
u	nder the	water i	ight w	hich is	the su	bject (	of this	applica	ation in	accor	rdance	with tl	he con	ditions	descri	bed be	elow.	RESOL	
Т	he sour	ce of su	si vlaa			ΠG	roundv	vater			Surfac	e wate	er					1001	RCES
2. N	lame an	d addre	ss of A	Applica	nt: Ma	ark E 8	& Karla	Lawle	SS							-9			
5	73 N Mc	ount Zio	n Rd, I	Belle P	laine l	(S 67	013		A 4								2		
Р	Phone Number: (316)617-3126 Email address: marklawless95@gmail.com																		
N	lame an	d addre	ss of V	Vater l	Jse Co	rresp	ondent	: <u>Mark</u>	(E&I	Karla L	awles	3			Long.				
<u>5</u>	73 N Mc	ount Zio	n Rd, I	Belle F	Plaine l	(S 67	013											7	
	hone N							F	Email	addres	s: <u>ma</u>	rklawle	ess95(	<u>@gmai</u>	l.com		000	14.	<u> </u>
3. T	. The presently authorized place of use is:																		
C	wner of			-						4					D Lawle				
							Zion F					// 53	<u>32 N O</u>	liver R	d, Belle	<u>e Plain</u>	e KS 6	<u> </u>	
(I	f there is	more th	an one	landow	ner, att	ach su	ppleme	ntal she	eets as	necess	sary.)	13-			II	1 1 1			Ewan 1
				N	E¼			N\	N1/4	377			W¼			111111	Ξ¼ Ι		TOTAL ACRES
Sec.	Twp.	Range	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW¼	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE¼	NW¼	SW1/4	SE¼	AONEO
13_	31S	1E							21.16	-	0.5	9	23	24.5				C2-7.	57
23	31S	1E								_			_	_	12.5	14	9.8	29.2	65.5
24	315	1E	11111			-1, 1	21.5	34.5	25	32	40	3	33	34				100	223
26	31S	1E	29.5	34.5	31	14				33					16			40	198
4. 11	f this ap	olication	is for	a char	nge in	place	of use,	it is pr	ropose	d that	the pla	ace of	use be	chang	ged to:				
	Owner of														D Lawl	ess		il dop	on the
		A	ADDRE	ESS:	573 N	Mount	Zion F	Rd, Bel	lle Pla	ine KS	67013	3 // 53	32 N C	liver R	d, Bell	e Plair	ne KS	<u>67013</u>	
(	If there is	more th	an one	landow	ner, att	ach su	ppleme	ntal she	eets as	neces	sary.)							1 - 95	are de la constantina
	NE1/4			NW¼				SW¼				SE1/4				TOTAL			
Sec.	Twp.	Range	NE¼	NW¼	SW1/4	SE1/4	NE¼	NW¼	SW1/4	SE1/4	NE1/4	NW¼	SW1/4	SE1/4	NE1/4	NW¼	SW1/4	SE¼	ACRES
13	31S	1E	1	i i	1 1	1				2.0	0.5	12	22.5	27.25					62.25
23	31S	1E	* [2]	Park	5	r. je	17, 24 15	3.2		1 4 8 1		131		r1.	13.25	3.5	9.5	28.5	54.75
24	31S	1E	3, 5	1 12			24.25	34.5	29	27	38.75	3.5	25.5	30.75	1			(*)	213.25
26	31S	1E	29,25	38.5	39.25	17.5	1	,1 T 1.		32.25		14		G F B	18.5	71 × 11		38	213.25

5.	Presently authorized point of diversion						
	One in the <u>Southwest</u> Quar	er of the	Notheast	Quarter of	f the S	Southeast	Quarter
	of Section 23, Tov	nship	31	South. Ra	inge	1	EAST.
	in <u>Sumner</u> County, Kans	as, 1,326	feet North	872 feet	West of Sou	theast corner	of section
	Authorized Rate 1,100 gpm Author						
	(DWR use only: Computer ID No. 1	GP	S 1.326	feet North	872	feet We	ct)
	☑This point will not be changed ☐This point						
	Proposed point of diversion: (Complete						
	One in the Quar						
	of Section, Tov	nshin	17 - 1	South Ra	nge		Quarter
	in County, Kans	ae	feet North	Coulti, Ita	Mest of Sou	thoast cornor	of costion
	Proposed Rate Propos	ed Quantity	_ 1661 1401111 _	Proposed w	oll donth (foo	meast comer	or section.
	This point is: Additional Well Geo	Center List of	hor water rig	Flopused w	eli deptii (lee bio point No	·)	
	This point is. Additional Well Geo	Center List of	iller water rig	ils triat will use t	riis poirit <u>ivoi</u>	<u>ie</u>	<u>'</u>
ا ہ	Presently authorized point of diversion:						
b.							_
	One in the Quart	er of the		Quarter of	the		Quarter
	of Section, Tow	nsnip		South, Ra	nge		(E/W),
	in County, Kansa	as,	_ feet North _	feet \	West of Sou	theast corner	of section.
	Authorized Rate Authori	zed Quantity _		Depth of we	II	(feet	t)
	(DWR use only: Computer ID No	GPS	3	feet North		feet Wes	st)
	☐This point will not be changed ☐This poin						
	Proposed point of diversion: (Complete						
- 1	One in the Quart	er of the		Quarter of	the		Quarter
	of Section, Tow	nship		South, Ra	nge		(E/W),
	in County, Kansa	ıs,	_feet North _	feet \	West of Sout	heast corner	of section.
-	Proposed Rate Propos	ed Quantity		Proposed we	ell depth (fee	t)	
L	This point is: Additional Well Geo	Center List ot	her water rigl	nts that will use th	nis point		
				= 1 2			
7.	The changes herein are desired for the folloplease be specific) Modify place of use to co	lowing reasons	? ENED				
	(please be specific) Modify place of use to co	ver new 🥦	EC 0033	200 100	North	100 200	300
	acres being irrigated		1 9 5 TO E	<u> </u>	$\frac{1}{1}$	<del>100 200</del>	TITI 900
	If a well, is the test hole log attached? Ye  The change(s) (was)(will be) completed by?	0	CLA 2 2 10305	SOURCE	<u> </u>		4
В.	If a well, is the test hole log attached?   Ye	s 🗌 No 🔯 N/A	A Word Field		· , 🚊 , ,		1 = 300
_	TI		Stat. OF W.200		<del> </del>	T 1 T	1 = 200
9.	The change(s) ( <del>was</del> )(will be) completed by?	DIV	E		Ē		=
	Upon approval of change		100	-1 + 1 +	I 흔 L	+ + +	100
10	If the product of all constant to a constitution		E		<u>=</u>		直
10.	If the point of diversion is a well:		[		. <u>E</u> .		. 🗐
	(a) What are you going to do with the old we	II?	West 0	<del>+</del> duu mdm n	= =	dominidan	0 East
	N/A		E		Ē		늴
			100	-1 + 1 +	1 = 1	+ + +	100
	(b) When will this be done? N/A		Ē		<u>=</u>		
			_		Ī		3
11.	Groundwater Management District recommen	dation attached	? 200 =	-   +   +	그 글 !	+   +	1 = 200
	☐ Yes ☐ No ☒ N/A		E		른		4
12	Assisted by <u>EKF/SFFO</u>		Ē.	. <u> </u>	ահուս‡ուսիու	dantanlaa	I.I.I.
	recorded by <u>ERRIFOLL</u>		300			100 200 Scale: 1 hashmark	300
13a	a. If the proposed point of diversion will be reloca	ted <u>more than 3</u>	00				• • • • • • • • • • • • • • • • • • • •
	feet but within 2,640 feet of the existing point of a topographic map or aerial photograph.	t diversion, atta	ich 13b.lfthe	proposed point of existing point of	diversion will	be relocated	within 300 feet
	sources, show all wells (including domestic) w	ithin one-half m	ile diagr	am shown abov	e in relation	ndicate its io	sting point of
	of the proposed point of diversion and the n	ames and maili	ing divers	sion. <b>(PLEASE I</b>	NOTE: The	"X" in cente	er of diagram
	addresses of the owners. For surface water names and addresses of the landowner	sources, show t s) one-half m	ne abov nile diver	e represents t sion.)	ne present	ly authorize	ed point of
	downstream and one-half mile upstream fr	om your prope	rty	,			
	lines			COCNET	1 1 1		

<ol><li>If the proposed groundwater point of diversion is 300 or fewer fee</li></ol>	t from the existing point of diversion, complete the following:
(a) Does the undersigned represent all owners of the currently a ☐ Yes ☐ No (If no, all owners must sign this ap	
<ul> <li>(b) Will the ownership interest of any owner of the currently au affected if this application is approved as requested?</li> <li>☐ Yes</li> <li>☐ No</li> <li>(If yes, all owners must sign this approved in the currently au affected if the currently au affected in the currently au affected if this application is approved as requested?</li> </ul>	thorized place(s) of use identified in this application be adversely application.)
(c) If this application is not approved expeditiously, will there be ☐ Yes ☐ No (If no, all owners must sign this a	
If the application proposes a surface water change in point of diversion or a change in place of use, the application must be signed by all own agent (attach notarized statement authorizing representation).	n, a groundwater change in point of diversion greater than 300 feet, ers of the currently authorized place of use, or their duly authorized
I hereby verify, being first duly sworn upon my oath or aff age and the owner, the spouse of the owner, or a duly autitheir behalf, in regards to the water right(s) to which this contained in this application are true, correct and complet Dated at, Kansas, to	norized agent of the owner(s) to make this application on application pertains. I further verify that the statements
Mule Ime	Kaula Tawless (Spouse)
(Owner)  A LAW LOSS (Please Print)	Karla J. Lawless (Please Print)
Want & Lanler (Owner)	(Spouse)
(Please Print)	(Please Print)
(Owner)	(Spouse) RECEIVED
(Please Print)	(Please Print) 0CT 2 5 2023
State of Kansas County of Summer SS	Stafford Field Office DIVISION OF WATER RESOURCES
I hereby certify that the foregoing application was signed of, 20	in my presence and sworn to before me this 16 day
LINDA J. NORRIS  Notary Public - State of Kansas  My Commission Expires 9-19-2036	Lenda Notary Public
ONLY COMPLETE APPLICATIONS WILL BE PROCESSED. To be complete accurate information; maps, if necessary, must be included; signatures of all the appropriate fee must be paid.  FEE SCH	he appropriate owners' must be affixed to the application and notarized; and
(2) Application to change a point of diversion more than 300	
DWR 1-121 (Revised 04/5/2018) Pag	e 3 File No. <u>49257</u>

# SUMMARY ORDER APPROVING APPLICATION FOR CHANGE AND IMPOSING CONDITIONS

With the exception of those conditions expressly contained hereir limitations of File No. 49257	8b, as amended, and K.A.R. 5-5-1, et seq. and other applicable 701 et. seq., and rules and regulations promulgated thereunder, n, this Summary Order does not change the terms, conditions and
A change application was received on	requesting that the place of use and / or point of per be changed as described in the application.
2. On and after the effective date of this summary order, the aut the topographic map accompanying the application to cha	horized place(s) of use shall be located substantially as shown on nge the place of use.   Applicable   Not Applicable
<ol> <li>The change in point of diversion shall not impair existing right previously authorized. The point of diversion authorized by radius of the authorized point(s) of diversion. ☐ Applicab</li> </ol>	ats and shall be limited to the same source or sources of water as y this summary order shall be located within a foot le ⊠ Not Applicable
4. The point(s) of diversion described herein is administrative Positioning System (GPS), as described in the application	ely corrected to be more accurately described using the Global . ☐ Applicable ☒ Not Applicable
5. The point(s) of diversion authorized herein shall not actually authorized point(s) of diversion. ☐ Applicable ☒ No	be located more than feet from the previously of Applicable
6. As required by K.A.R. 5-3-5d, if the works for diversion is a wor other device suitable for making water level measureme K.A.R. 5-6-13. ☐ Applicable ☒ Not Applicable	rell with a diversion rate of 100 gallons per minute or more, a tube nts shall be installed, operated and maintained in accordance with
and maintained in accordance with K.A.R. 5-1-4 through 5	ever occurs first. The water flow meter shall be installed, operated 5-1-12. As required by K.S.A. 82a-732, as amended, and K.A.R. ding of the water flow meter and the total quantity of water diverted
<ol> <li>Installation of the works for diversion of water shall be authorized extension of time. By March 1, 20 the works for diversion has been completed, on the form provi ☐ Applicable ☑ Not Applicable</li> </ol>	completed on or before December 31, 20, or within any applicant shall notify the Chief Engineer that construction of the ded by the Chief Engineer, as required by K.A.R. 5-8-4e.
9. The completed well log shall be submitted with the requi	red notice. ☐ Applicable
<ol> <li>All diversion works into which any type of chemical or other for with an in-line, automatic, quick-closing check valve capak check valve(s) shall be installed, operated and maintained in the control of t</li></ol>	oreign substance will be injected into the water shall be equipped ble of preventing pollution of the source of the water supply. The n accordance with K.A.R. 5-3-5c. ☒ Applicable ☒ Not Applicable
11. Additional Conditions are attached. ☐ Yes ☒ No	
Imitations, as amended and/or supplemented by this Sum Appropriation Law and the Rules and Regulations promu	er are responsible for compliance with its terms, conditions and mary Order, and with applicable provisions of the <i>Kansas Water</i> lgated thereunder. Failure to comply with these provisions may ended, and/or the suspension or revocation and dismissal of the
Administrative Appeal and Effective Date of Order	FOR OFFICE USE ONLY
If you are aggrieved by this order, pursuant to K.S.A. 82a-1901, you may request an evidentiary hearing before the Chief Engineer or request administrative review by the Secretary of	APPLICATION APPROVED AND SUMMARY ORDER ISSUED  By:
Agriculture. A request for hearing by the Chief Engineer must be filed within 15 days of service of this Order and a request for 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. File any request with Kansas Department of Agriculture, 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.	Duly Authorized Designee of the Chief Engineer  (Print Name):  Division of Water Resources - Kansas Department of Agriculture  Date of Issuance:  State of Kansas  )  SS
For Use by Register of Deeds	County of
and the second of the	Acknowledged before me on
4 . % *	by Faith Curtis
	Signature: <u>Fauth Cuntia</u> Notary Public
	My commission expires:
	(Notary Seal)
	.,undern,

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 <u>Certified Water Flowmeters</u> as well as <a href="http://agriculture.ks.gov/divisions-programs/dwr/water-appropriation/water-flowmeters">http://agriculture.ks.gov/divisions-programs/dwr/water-appropriation/water-flowmeters</a>. If you do not have access to the internet, please contact this office and we will send you a paper copy of the referenced in formation.

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 Centie