

Kansas Department of Agriculture / Division of Water Resources  
Stockton Field Office

TO: HEADQUARTERS

RE  Vested Right;  Water Right;  Appropriation of Water;  Application

File No(s), 11,676 County SA

Enclosed are the following checked items:

A                                  FIR  Full  Partial Inspection  Return to Field Office  
 Proposed Certificate to deliver to Certificate Unit

Meter Order:  GMD#4  
 Lower Smoky  
 Other                                 

A Compliance Check Inspection on                                   
 Meter Install  New App  Chg App  Other                                   
 In Compliance  Not in Compliance, why                                   
Modify Point of Diversion  No  Yes, document attached  
Indicate all overlapping p/d files                                 

- An application and judgment sheet with recommendation.
- A memorandum dated
- A request for an extension of time to perfect or complete.
- A verified report.
- A closure request.
- A field investigation report.
- Notice of Non-Compliance

Violation                                  Date                                 

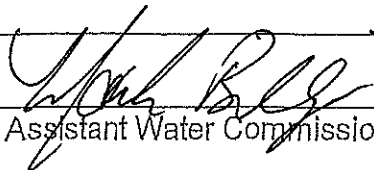
- An ownership change (name(s) and address(es) below).
- A water use report for
- A letter dated

A copy of an Approval to Change the  place of use and/or  point of diversion,  
 Filing Fee attached. #1282  
\$ 200

An Advanced copy of a change application and the filing fee, to be processed at the field office.

An original field office change application and the filing fee needing headquarters office review and further processing.

Other:                                 

  
Assistant Water Commissioner

3-21-19  
Date

Kansas Department of Agriculture  
 Division of Water Resources  
**CHANGE: P/U WORKSHEET**

1. File Number: <b>11,676</b>	2. Status Change Date:	3. Change Num: <b>C1</b>	4. Field Office: <b>03</b>	5. GMD:
6. Status: <input checked="" type="checkbox"/> Approved <input type="checkbox"/> Denied by DWR/GMD <input type="checkbox"/> Dismiss by Request/Failure to Return				7. Filing Date of Change: <b>3/19/19</b>
8a. Applicant(s) New to system <input type="checkbox"/>  <b>TYLER M ASH 500 W SUNDGREN RD ASSARIA, KS 67416-8813</b>		Person ID <u><b>58489</b></u> Add Seq# _____		
8b. Landowner(s) New to system <input type="checkbox"/>  <b>TYLER M ASH 500 W SUNDGREN RD ASSARIA, KS 67416-8813</b>		Person ID <u><b>58489</b></u> Add Seq# _____		
8c. Landowner(s) New to system <input type="checkbox"/>		Person ID _____ Add Seq# _____		
8d. WUC New to system <input type="checkbox"/>  <b>TYLER M ASH 500 W SUNDGREN RD ASSARIA, KS 67416-8813</b>		Person ID <u><b>58489</b></u> Add Seq# _____		
9. Documents and Enclosure(s): <input type="checkbox"/> DWR Meter(s) Date to Comply: _____ <input type="checkbox"/> N & P Date to Comply: _____				
<input type="checkbox"/> Anti-Reverse Meter <input type="checkbox"/> Meter Seal <input type="checkbox"/> Check Valve <input type="checkbox"/> N & P Form <input type="checkbox"/> Water Tube <input type="checkbox"/> Driller Copy <input type="checkbox"/> H & E Letter				
<input type="checkbox"/> Conservation Plan    Date Required: _____    Date Approved: _____    Date to Comply: _____				
10. Use Made of Water    From: _____    To: _____				
Date Prepared: <b>3/21/19</b>				By: <b>BILLINGER</b>
Date Entered:				By:

File No. **11,676**      11. County: **SA**      Basin: **SMOKY HILL RIVER**      Stream:      Formation Code: **112**      Special Use:

12. Points of Diversion											Rate and Quantity						
CHK	MOD	DEL	ENT	PDIV	Qualifier	S	T	R	ID	'N	'W	Comment (AKA Line)	Authorized		Additional		Overlap PD Files
													Rate gpm	Quantity af	Rate gpm	Quantity af	
	<b>MOD</b>				<b>22336 SW SE SE</b>	<b>23</b>	<b>16S</b>	<b>03W</b>	<b>1</b>	<b>411</b>	<b>1291</b>		<b>500</b>	<b>47</b>	<b>500</b>	<b>47</b>	

13. Storage: Rate \_\_\_\_\_ NF      Quantity \_\_\_\_\_ ac/ft      Additional Rate \_\_\_\_\_ NF      Additional Quantity \_\_\_\_\_ ac/ft

14. Limitation: \_\_\_\_\_ af/yr at \_\_\_\_\_ gpm ( \_\_\_\_\_ cfs) when combined with file number(s) \_\_\_\_\_  
 Limitation: \_\_\_\_\_ af/yr at \_\_\_\_\_ gpm ( \_\_\_\_\_ cfs) when combined with file number(s) \_\_\_\_\_

15. 5YR Allocation:    Allocation Type \_\_\_\_\_    Start Year \_\_\_\_\_    5 YR Amount \_\_\_\_\_    Amount Unit \_\_\_\_\_    Base Acres \_\_\_\_\_    Comment \_\_\_\_\_

16. Place of Use										NE¼								NW¼				SW¼				SE¼				Total	Owner	Chg?	Overlap Files
CHK	MOD	DEL	ENT	PUSE	S	T	R	ID		NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼								
	<b>MOD</b>				<b>17896</b>	<b>23</b>	<b>16S</b>	<b>03W</b>	<b>1</b>																								

Base Acres:      Year:      Minimum Reasonable Quantity:  
 Comments:

Stockton Field Office  
820 S. Walnut  
Stockton, KS 67669-0192



Phone: 785-425-6787  
Fax: 785-425-6842  
www.agriculture.ks.gov

Mike Beam, Interim Secretary

Laura Kelly, Governor

March 21, 2019

Tyler M Ash  
500 W Sundgren RD  
Assaria, KS 67416-8813

Re: Water Right, File No. 11,676

Dear Mr. Ash:

Enclosed is the order executed by David W. Barfield, Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, approving the application for change under the above referenced file number.

Your attention is directed to the terms, conditions, and limitations specified in this approval for change.

Since this order modifies the original certificate, it should be recorded with the Register of Deeds as other instruments affecting real estate.

**This document is a summary order by this agency regarding this matter.** This order shall become final if a request for a hearing is not filed with the Chief Engineer within 15 days of the date of service of this order.

If 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,

A handwritten signature in black ink, appearing to read "Mark Billinger".

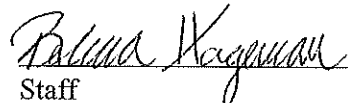
Mark Billinger  
Assistant Water Commissioner

MB:rh  
Enclosures

**CERTIFICATE OF SERVICE**

On this 21<sup>st</sup> day of March, 2019, I hereby certify that the attached **SUMMARY ORDER APPROVING APPLICATION FOR CHANGE in PLACE OF USE** for water right, File No. 11,676, dated on the 21<sup>st</sup> day of March, 2019, was mailed postage prepaid, first class, U.S. mail, to the following:

Tyler M Ash  
500 W Sundgren RD  
Assaria, KS 67416-8813

  
Staff

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

APPLICATION COMPLETE  
 3/21/19  
 Reviewer: MB

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.

RECEIVED

File No. 11,676

MAR 19 2019  
 3:30 p.m.  
 Stockton 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: Tyler M. Ash

500 W Sundgren Rd Assaria, KS 67416-8813

Phone Number: (      )      Email address: \_\_\_\_\_

Name and address of Water Use Correspondent: Tyler M. Ash

500 W Sundgren Rd Assaria, KS 67416-8813

Phone Number: (785)906-0105      Email address: \_\_\_\_\_

3. The presently authorized place of use is:

Owner of Land --- NAME: Tyler M. Ash

ADDRESS: 500 W Sundgren Rd Assaria, KS 67416-8813

(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					
23	16	3 W																	15	1	30	9	55

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: Tyler M. Ash

ADDRESS: 500 W Sundgren Rd Assaria, KS 67416-8813

(If there is more than one landowner, attach supplemental sheets as necessary.)

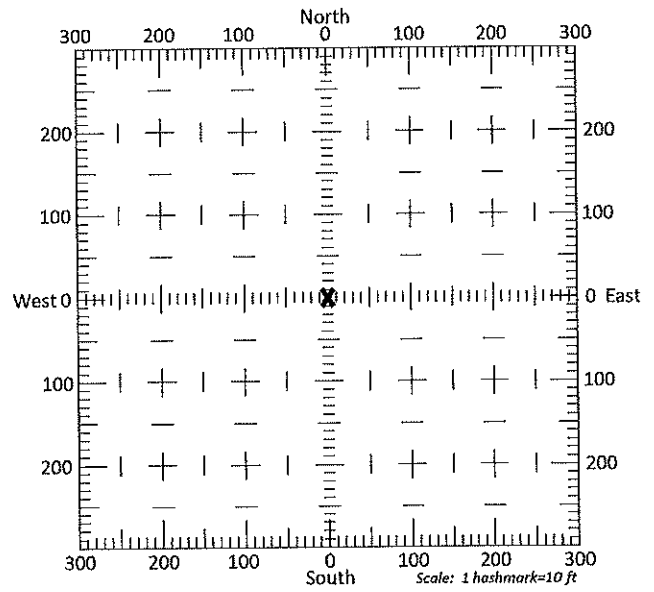
Sec.	Twp.	Range	NE¼				NW¼				SW¼				SE¼				TOTAL ACRES				
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼					
23	16	3 W																	5	16	25	12	58

For Office Use Only: Code _____	Fee \$ _____	TR # _____	Receipt Date _____	Check # _____
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5. **Presently authorized point of diversion:**  
 One in the NC Quarter of the S2 Quarter of the SE Quarter  
 of Section 23, Township 16 South, Range 3 W,  
 in Saline County, Kansas, \_\_\_\_\_ feet North \_\_\_\_\_ feet West of Southeast corner of section.  
 Authorized Rate 500 gpm Authorized Quantity 47 AF Depth of well \_\_\_\_\_ (feet)  
 (DWR use only: Computer ID No. 1 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 SW Quarter of the SE Quarter of the SE Quarter  
 of Section 23, Township 16 South, Range 3 W,  
 in Saline County, Kansas, 411 feet North 1,291 feet West of Southeast corner of section.  
 Proposed Rate 500 gpm Proposed Quantity 47 AF Proposed well depth (feet) \_\_\_\_\_  
 This point is:  Additional Well  Geo Center List other water rights that will use this point \_\_\_\_\_

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) \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_
8. If a well, is the test hole log attached?  Yes  No
9. The change(s) (was)(will be) completed by?  
 \_\_\_\_\_
10. If the point of diversion is a well:  
 (a) What are you going to do with the old well?  
 \_\_\_\_\_  
 (b) When will this be done? \_\_\_\_\_
11. Groundwater Management District recommendation  
 attached?  Yes  No
12. Assisted by \_\_\_\_\_



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.)

RECEIVED

Stockton Field Office  
 Division of Water Resources

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 Lindsborg, Kansas, this 15 day of March, 2019.

[Signature]  
 \_\_\_\_\_  
 (Owner)

Tyler Ash  
 \_\_\_\_\_  
 (Please Print)

[Signature]  
 \_\_\_\_\_  
 (Owner)

\_\_\_\_\_  
 (Please Print)

\_\_\_\_\_  
 (Owner)

\_\_\_\_\_  
 (Please Print)

[Signature]  
 \_\_\_\_\_  
 (Spouse)

Sarah ASA  
 \_\_\_\_\_  
 (Please Print)

\_\_\_\_\_  
 (Spouse)

\_\_\_\_\_  
 (Please Print)

\_\_\_\_\_  
 (Spouse)

\_\_\_\_\_  
 (Please Print)

State of Kansas  
County of McPherson } SS

I hereby certify that the foregoing application was signed in my presence and sworn to before me this 15<sup>th</sup> day of March, 2019.

 ELAINE I. BEAN  
 Notary Public - State of Kansas  
 My Commission Expires 7-29-2019

[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

RECEIVED  
MAR 19 2019

Stockton Field Office  
Division of Water Resources



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.)

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Dated at Lindsborg, Kansas, this 15 day of March, 2019.

[Signature]  
 \_\_\_\_\_  
 (Owner)

[Signature]  
 \_\_\_\_\_  
 (Spouse)

Tyler Ash  
 \_\_\_\_\_  
 (Please Print)

Sarah ASA  
 \_\_\_\_\_  
 (Please Print)

[Signature]  
 \_\_\_\_\_  
 (Owner)

\_\_\_\_\_  
 (Spouse)

\_\_\_\_\_  
 (Please Print)

\_\_\_\_\_  
 (Please Print)

\_\_\_\_\_  
 (Owner)

\_\_\_\_\_  
 (Spouse)

\_\_\_\_\_  
 (Please Print)

\_\_\_\_\_  
 (Please Print)

State of Kansas }  
 County of McPherson } SS

I hereby certify that the foregoing application was signed in my presence and sworn to before me this 15<sup>th</sup> day of March, 2019.

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 Notary Public - State of Kansas  
 My Commission Expires 7-29-2019

[Signature]  
 \_\_\_\_\_  
 Notary Public

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**FEE SCHEDULE**

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- (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

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 those conditions expressly contained herein, this Summary Order does not change the terms, conditions and limitations of File No. 11,676

1. A change application was received on 3-19-19 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.
2. 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
3. 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 \_\_\_\_\_ foot radius of the authorized point(s) of diversion.  Applicable  Not Applicable
4. 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
5. The point(s) of diversion authorized herein shall not actually be located more than \_\_\_\_\_ feet from the previously authorized point(s) of diversion.  Applicable  Not Applicable
6. 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
7. The owner of the authorized place(s) of use shall properly install an acceptable water flow meter on or before December 31, 20\_\_\_\_, 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
8. Installation of the works for diversion of water shall be completed on or before December 31, 20\_\_\_\_, or within any authorized extension of time. By March 1, 20\_\_\_\_ 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.  Applicable  Not Applicable
9. The completed well log shall be submitted with the required notice.  Applicable  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  Not 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 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.

RECEIVED

**Administrative Appeal and Effective Date of Order**

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 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.

*For Use by Register of Deeds*

MAR 19 2019

FOR OFFICE USE ONLY  
**APPLICATION APPROVED AND** \_\_\_\_\_ Division Field Office  
**SUMMARY ORDER ISSUED** \_\_\_\_\_ Division of Water Resources

By: Mark Billinger  
 \_\_\_\_\_  
 Duty Authorized Designee of the Chief Engineer

(Print Name): MARK BILLINGER  
 \_\_\_\_\_  
 Division of Water Resources - Kansas Department of Agriculture

Date of Issuance: 3-21-19

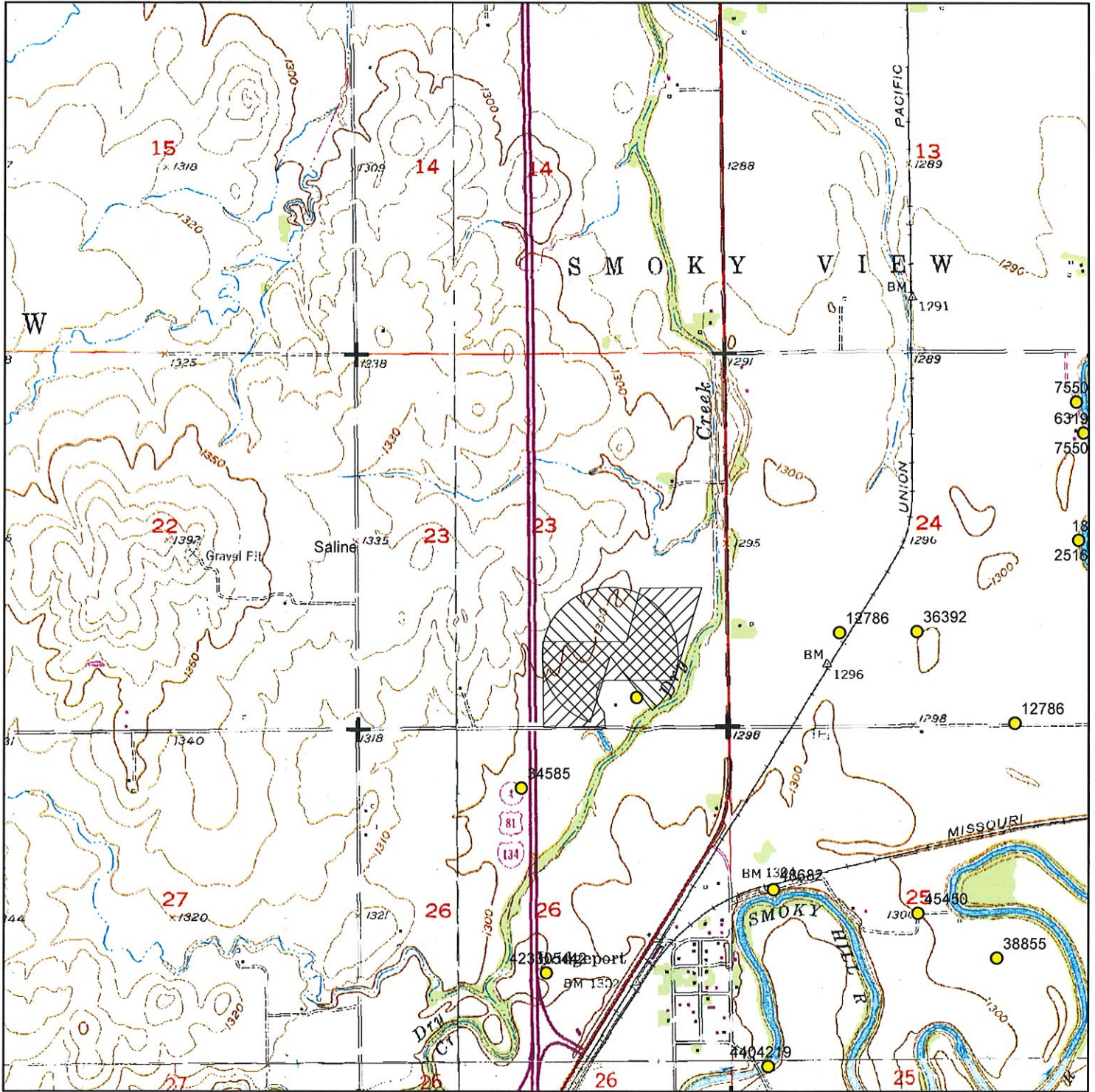
State of Kansas \_\_\_\_\_ )  
 County of ROOKS \_\_\_\_\_ ) SS

Acknowledged before me on 3-21-19  
 by Mark Billinger

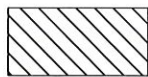
Signature: Rebecca F. Hageman  
 \_\_\_\_\_  
 Notary Public



# Application to Change the Place of Use For Water Right File No. 11,676



Authorized Place of Use



Proposed Place of Use

1:24,000



Entered in Transfer Record in my office this 13th day of February A.D. 2015  
Denard R. Williams  
STATE OF KANSAS County Clerk



REBECCA SEEMAN  
REGISTER OF DEEDS SALINE COUNTY KANSAS  
Book: 1292 Page: 693-694  
Receipt #: 100438  
Pages Recorded: 2  
Recording Fee: \$20.00  
CNN  
Rebecca Seeman

Date Recorded: 2/12/2015 4:08:50 PM

**JOINT TENANCY WARRANTY DEED**  
(Kansas Statutory Form)

Land Title Services, Inc.  
TI14-11513C

This 3<sup>rd</sup> day of February, 2015

Robert W. Ash and Jacqueline M. Ash, husband and wife

CONVEY(S) AND WARRANT(S) TO

Tyler Magnuson Ash and Sarah Ann Ash

as joint tenants and not as tenants in common, with full rights of survivorship, the whole estate to vest in the survivor in the event of the death of either, all the following described REAL ESTATE in the County of Saline and the State of Kansas, to-wit:

See Exhibit A attached hereto and made a part hereof.

for the sum of One Dollar (\$1.00) and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged,

EXCEPT AND SUBJECT TO: Easements and Restrictions of Record, If Any

Robert W. Ash  
Robert W. Ash

Jacqueline M. Ash  
Jacqueline M. Ash

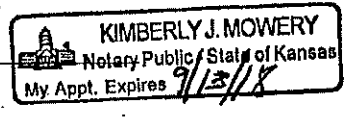
STATE OF KANSAS )  
COUNTY OF SALINE )SS.

BE IT REMEMBERED, That on this 3rd day of February, 2015, before me a Notary in and for the County and State aforesaid, came Robert W. Ash and Jacqueline M. Ash who is/are personally known to me to be the same person(s) who executed the within instrument of writing and such person(s) duly acknowledged the execution of the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal, the day and year last above written.

Kimberly J. Mowery  
Notary Public  
Kimberly J. Mowery

Commission expires:



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MAR 19 2019

Stockton Field Office  
Division of Water Resources

EXHIBIT A

Tract #1

The West Half (W/2) of the North Half (N/2) of the Northeast Quarter (NE/4) of Section Twenty-six (26), Township Sixteen (16) South, Range Three (3) West of the 6th P.M., subject to the County Road along the North side thereof, in Saline County, Kansas, less

A tract of land in the West Half (W/2) of the North Half (N/2) of the Northeast Quarter (NE/4) of Section Twenty-six (26), Township Sixteen South (T16S), Range Three West (R3W) of the Sixth Principal Meridian in Saline County, Kansas, more particularly described as follows:

Commencing at the Northwest Corner of the West Half (W/2) of the North Half (N/2) of the Northeast Quarter (NE/4) of Section Twenty-six (26), Township Sixteen South (T16S), Range Three West (R3W); thence East along the North line of said West Half (W/2), on an assumed bearing of N 90 degrees 00' 00" E, a distance of 1108.01 feet to the point of beginning; thence S 0 degrees 00' 00" W a distance of 25.00 feet to a point on the existing right-of-way line; thence continuing S 0 degrees 00' 00" W a distance of 55.00 feet; thence N 90 degrees 00' 00" E, parallel with the North line of said West half, a distance of 217.60 feet to the East line of said West half; thence N 00 degrees 00' 00" E, along the East line of said West Half (W/2), a distance of 80.00 feet to the Northeast Corner of said West Half (W/2); thence N 90 degrees 00' 00" W along the North line of said West Half (W/2) a distance of 217.60 feet to the point of beginning (except that part taken for roads, highways and right-of-ways)

Tract #2

The South Half of the North Half of the Southeast Quarter (S/2 N/2 SE/4) and the South Half of the Southeast Quarter (S/2 SE/4) of Section Twenty-three (23), Township Sixteen (16) South, Range Three (3) West of the 6th P.M., Saline County, Kansas, less

A portion of the Southeast Quarter (SE/4) of Section Twenty-three (23), Township Sixteen (16) South, Range Three (3) West of the 6th P.M., Saline County, Kansas, being more particularly described as follows:

Commencing at the South Quarter Corner of said Section Twenty-three (23), thence S 89 degrees 50' 56" E along the South line of said Southeast Quarter (SE/4), a distance of 893.61 feet to the point of beginning, thence N 00 degrees 09' 04" E a distance of 661.69 feet; thence S 84 degrees 11' 53" E a distance of 404.27 feet; thence S 00 degrees 09' 04" W a distance of 621.88 feet to a point on said South line; thence N 89 degrees 50' 56" W a distance of 402.31 feet to the point of beginning (except that part taken for roads, highways and right-of-ways)

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