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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

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. 47,476 DEC 2 3 2019 3: d Spm Stockton Field Office 1. Application is hereby made for approval of the Chief Engineer to change the (check one or both): ☐ Place of Use □ Point of Diversion Division of Water Resources under the water right which is the subject of this application in accordance with the conditions described below. The source of supply is: ☐ Surface water Name and address of Applicant: LOST CREEK LLC KEN BERRY 1624 N 70TH RD MINNEAPOLIS, KS 67467 Phone Number: (745) 342 - 7374 Email address: berryseeds@nckcn.com Name and address of Water Use Correspondent: SAME Phone Number: () Email address: The presently authorized place of use is: Owner of Land ---- NAME: LOST CREEK LLC ADDRESS: KEN BERRY 1624 N 70TH RD MINNEAPOLIS, KS 67467 (If there is more than one landowner, attach supplemental sheets as necessary.) NW1/4 SW1/4 SE1/4 NE1/4 TOTAL **ACRES** NE1/4 NW1/4 SW1/4 SE1/4 NE1/4 NW1/4 SW1/4 SE1/4 NE1/4 NW1/4 SW1/4 SE1/4 NE1/4 NW1/4 SW1/4 Range Twp. 10S 05W 20 20 40 40 40 20 14 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: NO CHANGE ADDRESS: ___ (If there is more than one landowner, attach supplemental sheets as necessary.) SW1/4 SE1/4 TOTAL **ACRES** Sec. Twp. Range NE1/4 NW1/4 SW1/4 SE1/4 NE1/4 NW14 SW14 SE1/4 NW1/4 SW1/4 For Office Use Only: Code _____ Fee \$___ TR # ____ ____ Receipt Date ____ Check # ___

5. Г	Presently authorized point of diversion: SINGL	E WELL			
٠. ا	One in the NW Quarter of the	NE	Quarter of the	NW Qua	arter
	of Section14, Township	10	South, Range	05	_W,
	in OT County, Kansas, 4700	feet North	3350 feet West of So	utheast corner of section	on.
	Authorized Rate 800 GPM Authorized Quantity _	182 AF	Denth of well	(feet)	
	(DWR use only: Computer ID No. 1 GPS	102711	feet North	feet West)	
	☐ This point will not be changed ☐ This point will be changed	d as follows:	No change point better des	cribed with GPS as follow	vs:
- 1				icribed with Gr G as follow	·
	Proposed point of diversion: GEO CE	NE	Ouarter of the	NW Oua	arter
- 1	One in the SE Quarter of the	10	Quarter of the	Qua	101
- 1	of Section 14 , Township	for at Nigarth	South, Range	uthoast corner of section	- ^{v v} ,
	in OT County, Kansas, <u>4376</u>	teet North _	leet west of Sc		лі.
	Proposed Rate 800 GPM Proposed Quantity				
L	This point is: ☐ Additional Well ☐ Geo Center List ot	ner water rig	nts that will use this point _		<u> </u>
_					
6.	Presently authorized point of diversion: BATT 1	OF 2 WEL	<u>LS</u>	_	.
	One in the Quarter of the		Quarter of the	Qua	arter
	of Section, Township		South, Range		- W,
	in OT County, Kansas,	_feet North _	feet West of So	outheast corner of section	on.
- 1	Authorized Rate Authorized Quantity _	1	Depth of well	(feet)	
	(DWR use only: Computer ID No. NEW GPS	S	feet North	feet West)	
	☐This point will not be changed ☐This point will be changed				
- 1	Proposed point of diversion: (Complete only if change				
	One in the Quarter of the	NE	Quarter of the	NW Qua	arter
	of Section 14 , Township	10	South, Range	05	_W,
- 1	in OT County, Kansas, 4638	feet North	2997 feet West of So	outheast corner of section	on.
	Proposed Rate Proposed Quantity		Proposed well depth (f	eet)	
	This point is: Additional Well Geo Center List of	her water rig	hts that will use this point _		
,,	The changes herein are desired for the following reasons (please be specific) TO CONVERT SINGLE WELL INTO BATTERY OF 2 WELLS AND MOVE LOCATION		North 00 200 100 0	100 200 300	
8.	If a well, is the test hole log attached? Yes No				
9.	The change(s) (was)(will be) completed by?			-	
	12/31/20	100		+ + 100)
10.	If the point of diversion is a well:				
	(a) What are you going to do with the old well?	West 0	[-t mu mu mu mu m % m	//////////////////////////////////////	East
	()		E – – =	·	
	<u>N/A</u>	100		+ + = 100	1
	(b) When will this be done? N/A	100		1 + 1 + 1 = 100	,
			= - =	=	
11.	Groundwater Management District recommendation attached	d? 200		+ + = 200)
	☐ Yes ⊠ No				
			<u> </u>	III	
12.	Assisted by BILLINGER		00 200 100 0	100 200 300	
13a	a. If the proposed point of diversion will be relocated more than a feet but within 2,640 feet of the existing point of diversion, atta a topographic map or aerial photograph. For groundwa sources, show all wells (including domestic) within one-half rof the proposed point of diversion and the names and mai addresses of the owners. For surface water sources, show names and addresses of the landowner(s) one-half rownstream and one-half mile upstream from your propolities	ach 13b.Ifth ater of t mile diag ling dive the abo mile dive	South the proposed point of diversion the existing point of diversion gram shown above in relatersion. (PLEASE NOTE: Tove represents the presents) RECEIVED	on, indicate its location of ition to the existing po The "X" in center of dia	on the pint of agram
DW	/R 1-121 (Revised 04/5/2018)	Page 2	DEC 2 3 2019	File No	

14. If the proposed groundwater point of diversion is 300 or t	ewer feet from the	ne existing point of diversion, comple	ete the following:
(a) Does the undersigned represent all owners of the cu ☐ Yes ☐ No (If no, all owners must sign	ırrently authorize gn this applicatio	ed place(s) of use identified in this ap n.)	plication?
 (b) Will the ownership interest of any owner of the cur affected if this application is approved as requested ☐ Yes ☐ No (If yes, all owners must see the current of the cur	?		plication be adversely
(c) If this application is not approved expeditiously, will ☐ Yes ☐ No (If no, all owners must si	there be substar gn this applicatio	ntial damage to property, public healt n.)	h or safety?
If the application proposes a surface water change in point or a change in place of use, the application must be signed by agent (attach notarized statement authorizing representation)	y all owners of t	undwater change in point of diversic he currently authorized place of use	n greater than 300 feet, or their duly authorized
I hereby verify, being first duly sworn upon my oat age and the owner, the spouse of the owner, or a d their behalf, in regards to the water right(s) to whi contained in this application are true, correct and contained at	uly authorized ch this applic complete.	agent of the owner(s) to make	that the statements
\sim \sim \sim	Kansas, this	day of stropy to the	, 20
V Brager		(Spouse)	
(Please Print)		(Please Print)	
(Owner)		(Spouse)	1
(Please Print)		(Please Print)	
(Owner)		(Spouse)	
(Please Print)	- 1	(Please Print)	
State of Kansas County of DHawa			مله
I hereby certify that the foregoing application was of December, 20 i 1 REBECTION OF THE PROPERTY OF THE PROPE	signed in my CCAK. MYERS Pp. 9 (14 (23	Presence and sworn to before Robert 42 Uten Notary Public	
My Commission Expires 9 14 2023		,	
ONLY COMPLETE APPLICATIONS WILL BE PROCESSED. To be accurate information; maps, if necessary, must be included; signatus the appropriate fee must be paid.	e complete, all of t ires of all the appro	he applicable portions of the application opriate owners' must be affixed to the ap	form must be completed with plication and notarized; and
Each application to change the place of use or the point of control in the schedule below: Make checks payable to: Kane (1) Application to change a point of diversion 300 f (2) Application to change a point of diversion more (3) Application to change the place of use	sas Department eet or less than 300 feet	nis section shall be accompanied by t of Agriculture	\$100 \$200
		RECEIVED	
DWR 1-121 (Revised 04/5/2018)	Page 3	DEC 2 3 2019	File No

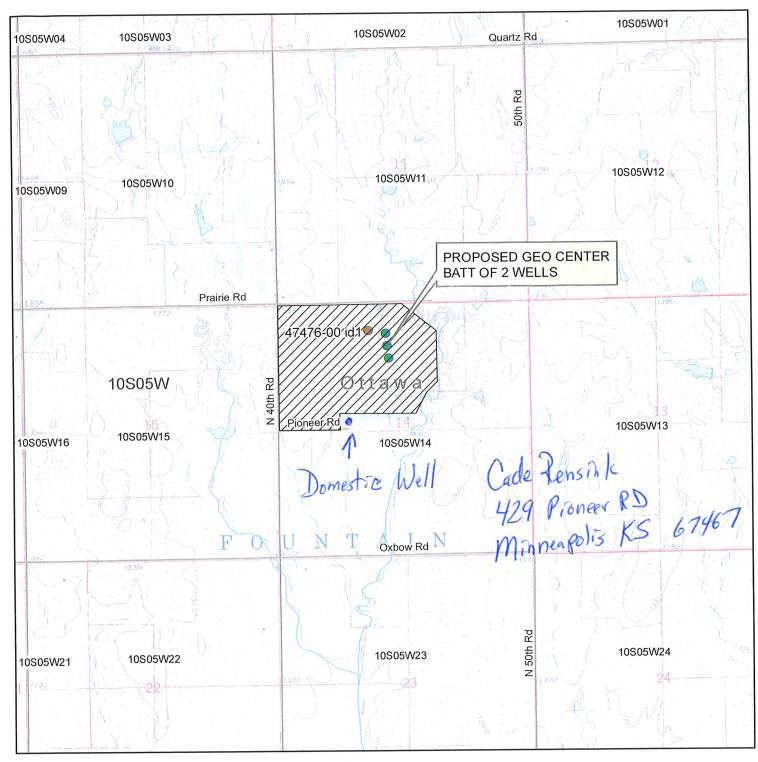
DEC 2 3 2019

APPLICATION FOR APPROVAL TO CHANGE THE PLACE OF USE AND/OR POINT OF DIVERSION SUPPLEMENTAL SHEET FILE NO. 47.476

Stockton Field Office Division of Water Resources

Presently authorize	ed point of diversion:	BATT 1 OF 2 WE	<u>LLS</u>	
One in the	Quarter o	of the	Quarter of the	Quarter
of Soction	Lownsh	air	South, Range	(Ľ/٧٧),
in	County Kansas	feet No	th feet west of s	Southeast corner of section.
Authorized Pate	Authorized	Quantity	Depth of wellfeet North	(feet)
Authorized Nate		GPS	feet North	feet West)
(DWR use only: Co	omputer ID No	II he changed as follow	vs: No change, point better d	escribed with GPS as follows:
This point will not b	disconsisce (Complete on	ly if change is rout	ested or if existing point is	better described by GPS)
Proposed point of	diversion: (Complete on	t the	Quarter of the	NW Quarter
				NW Quarter 05 W,
of Section	14 , I ownsr	11p 10	rth 2941 feet West of S	Southeast corner of section
in <u>OT</u>	County, Kansas, .	4113 teet No	mnleet west of the	(foot)
Proposed Rate	Proposed	Quantity	i toposca won dopan	(1001)
This point is: Ad	ditional Well 🔲 Geo Cer	nter List other wate	r rights that will use this point	·
- " " .	1			
Presently authoriz	ed point of diversion:	6.0	Quarter of the	Quarter
One in the	Quarter o	of the	Quarter of the	Quarter
of Section	, I ownsi	nip	South, Range	(E/W),
in	County, Kansas,	feet No	rth feet West of	Southeast comer of section.
Authorized Rate	Authorized	d Quantity	Depth of well	(leet)
I IDMD use only: C	omnuter ID No	GPS	ieet nortii	1661 44634
This point will not	he changed This point w	ill be changed as follo	ws: 🔲 No change, point better (described with GP3 as follows.
Proposed point of	diversion: (Complete on	dy if change is regu	iested or if existing point is	better described by GPS)
O ! 4b	Ouarter (of the	Quarter of the	Quarter
of Section	Towns	hin	South, Range	(Ľ/VV),
in	County Kansas	teet ivo	Inn leet west of	Southeast corner of scottori.
Proposed Rate	Proposed	Quantity	Proposed well depth	(feet)
This point is:	Iditional Well Geo Ce	nter List other water	er rights that will use this point	
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	aditional vvoii a coc co		ingrito triat will add time period	
Presently authoriz	red point of diversion:			
Presently authoriz	zed point of diversion:	of the	Quarter of the	Quarter
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Application to Change the Point of Diversion For Water Right File # 47,476





Authorized Place of Use

- Surface Water Point of Diversion
- Groundwater Point of Diversion

avageV

1:24,000

RECEIVED

DEC 2 3 2019

Stockton Field Office Division of Water Resources Signature Required

By signing this I am stating that to the best of my knowledge that all wells within 1/2 mile of proposed well location are identified on this map.

