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 APR 2 5 2023 **APPLICATION FOR APPROVAL** TO CHANGE THE PLACE OF tockton Field Office Division of Water Resources

USE AND/OR THE POINT OF DIVERSION

STATE OF KANSAS

APPLICATION COMPLETE 4 127 23 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.

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uı	nder the	e water	right v	vhich is	s the s	ubject	of this	applic	ation i	n acco	rdanc	e with	the co	ndition	s desc	ribed b	elow.		
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5. [Presently authorized point of diversion:				
٥.	One in the CS Quarter of the	SF	Quarter of the	SW	Quarter
	of Section 17, Township	1	South Range	38	W.
	in <u>Cheyenne</u> County, Kansas, <u>60</u> f	eet North	3.300 feet West of	Southeast corne	r of section.
	Authorized Rate 475 GPM Authorized Quantity				
	(DWR use only: Computer ID No. 6 GPS		feet North	feet We	est)
	☐ This point will not be changed ☐ This point will be changed a	as follows:	No change, point better	described with GP	S as follows:
	Proposed point of diversion: (Complete only if change				
	One in the Quarter of the				
	of Section, Township	1	South, Range	38	W,
	in <u>Cheyenne</u> County, Kansas, <u>60</u> f	feet North	3,300 feet West of	Southeast corne	r of section.
	Proposed Rate 475 GPM Proposed Quantity	110 AF	Proposed well depth	n (feet)	
	This point is: Additional Well Geo Center List other				
L					
6. [Presently authorized point of diversion:				
٥.	One in the SW Quarter of the	SE	Quarter of the	SW	Quarter
	of Section 17, Township	1	South, Range	38	W,
	in <u>Cheyenne</u> County, Kansas, <u>60</u> f	feet North	3,760 feet West of	Southeast corne	r of section.
	Authorized Rate 410 GPM Authorized Quantity				
	(DWR use only: Computer ID No. 2 GPS		feet North	feet We	est)
	☐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				
	One in the SW Quarter of the				
- 1	of Section 17, Township	1	South, Range	38	W,
	in <u>Cheyenne</u> County, Kansas, <u>60</u> f	feet North	3,760 feet West of	Southeast corne	r of section.
	Proposed Rate 410 GPM Proposed Quantity	92 AF	Proposed well depth	n (feet)	/a
	This point is: Additional Well Geo Center List other				
7.	The changes herein are desired for the following reasons?				
	(please be specific) Moving 35 AF from ID's 6,2,1 to ID9	300	Nort 0 200 100 0	100 200	300
	and moving 29 AF from ID's 3 & 4 to ID9.	- B	minniminnimitation#1		ппп д
		E	/- =		4
8.	If a well, is the test hole log attached? Yes No	200	- + + =	4 + 1	√ 1 = 200
9.	The change(s) (was)(will be) completed by?		-/		
	already complete.	100	/ + + + + = <u>=</u>	1+1+	100
10.	If the point of diversion is a well:				
	(a) What are you going to do with the old well?	West 0		mmulmmuln	East
	n/a	4	T		<u> </u>
	(b) When will this be done?n/a	100	$\left\{ 1 + 1 + 1 \right\}$. + +	1 7 100
	(b) Whom will also be defined.		=		/=
11.	Groundwater Management District recommendation attached?	200	- 1 + 1 =	\cdot $+$ $+$ $+$	200
	☐ Yes No				- 耳
12.	Assisted by DLM	300) 200 100 0 Sout	100 200	300

13a. If the proposed point of diversion will be relocated <u>more than 300</u>

<u>feet but within 2,640 feet</u> of the existing point of diversion, attach

13b. If the proposed point of diversion will be relocated <u>within a 300</u>

<u>foot radius</u> of the existing point of diversion, indicate its location

<u>foot radius</u> of the existing point 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

on the diagram shown above in relation to the existing point of diversion. The proposed point of diversion must be located within the circle shown above. (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 fee	et 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 approximately in the currently and the curr	
 (b) Will the ownership interest of any owner of the currently au affected if this application is approved as requested? ☐ Yes ☑ No (If yes, all owners must sign this application) 	thorized place(s) of use identified in this application be adversely
(c) If this application is not approved expeditiously, will there be ☐ Yes ☐ No (If no, all owners must sign this application)	substantial damage to property, public health or safety?
If the application proposes a surface water change in point of diversio or a change in place of use, the application must be signed by all own agent (attach notarized statement authorizing representation).	
I hereby verify, being first duly sworn upon my oath or affi age and the owner, the spouse of the owner, or a duly auth their behalf, in regards to the water right(s) to which this contained in this application are true, correct and complete	norized agent of the owner(s) to make this application on application pertains. I further verify that the statements
Dated at Benkelman , Kansas, t	his
Scott R Wiese	Delra R. Wiese
(Owner)	(Spouse)
scott Rwiese	Debra R. Wiese
(Please Print)	(Please Print)
(Owner)	(Spouse)
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(Owner)	(Spouse)
(Please Print)	(Please Print)
State of Kansas Nelovaske) SS	GENERAL NOTARY - State of Nebraska LINDSAY M. STAMM My Comm. Exp. September 19, 2024
County of Dady	17th
I hereby certify that the foregoing application was signed i of 4p/1	in my presence and sworn to before me this 11 day
My Commission Expires Syl 19, 2024	Molay Molary 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 SCHE	EDIJI E
Each application to change the place of use or the point of diversion uterston in the schedule below: Make checks payable to: Kansas Depai	under this section shall be accompanied by the application fee set
 (1) Application to change a point of diversion 300 feet or less (2) Application to change a point of diversion more than 300 (3) Application to change the place of use	s\$100 feet\$200
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gradient and the second	RECEIVED
NAMICY HAGEMAN NAMICY HAGEMAN Ny Appointment Expires	APR 2 5 2023
Page 1-121 (Revised 09/11/2019) 2222 72 2026 Page	3 Stockton Field Office Division of Water Resources

SUMMARY ORDER APPROVING APPLICATION FOR CHANGE AND IMPOSING CONDITIONS

provisions of the <i>Kansas Water Appropriation Law, K.S.A.</i> 828 With the exception of those conditions expressly contained he limitations of File No. 28,848	32a-701 et. seq., and rules and regulations promulga erein, this Summary Order does not change the terms	ted thereunder
 A change application was received on	requesting that the place of use a number be changed as described in the application.	and / or point o
On and after the effective date of this summary order, the the topographic map accompanying the application to	authorized place(s) of use shall be located substantia change the place of use. ☐ Applicable ☑ Not	illy as shown o Applicable
 The change in point of diversion shall not impair existing previously authorized. The point of diversion authorized radius of the authorized point(s) of diversion. Applied 	ed by this summary order shall be located within a	rces of water a
 The point(s) of diversion described herein is administrated Positioning System (GPS), as described in the application. 	atively corrected to be more accurately described unition. ☐ Applicable ☑ Not Applicable	sing the Globa
 The point(s) of diversion authorized herein shall not actual authorized point(s) of diversion. ☐ Applicable ■ 	ally be located more than feet from Not Applicable	n the previous
6. As required by K.A.R. 5-3-5d, if the works for diversion is or other device suitable for making water level measure K.A.R. 5-6-13. ☐ Applicable ☑ Not Applicable	a well with a diversion rate of 100 gallons per minute ements shall be installed, operated and maintained in a	or more, a tub accordance with
7. The owner of the authorized place(s) of use shall December 31, 20 23, or before the first use of wa operated and maintained in accordance with K.A.R. 5-K.A.R. 5-3-5e, the owner shall maintain records and rediverted annually to the Chief Engineer by March 1 foll Applicable	ter, whichever occurs first. The water flow meter sh 1-4 through 5-1-12. As required by K.S.A. 82a-732, as port the reading of the water flow meter and the total o	all be installed s amended, and
8. Installation of the works for diversion of water shall authorized extension of time. By March 1, 20 <u>24</u> works for diversion has been completed, on the form p Applicable Not Applicable	be completed on or before December 31, 20 23 the applicant shall notify the Chief Engineer that corprovided by the Chief Engineer, as required by K.A.R.	_, or within an estruction of the 5-8-4e.
9. The completed well log shall be submitted with the re	equired notice. 🔲 Applicable 🔟 Not Applica	ıble
 All diversion works into which any type of chemical or oth with an in-line, automatic, quick-closing check valve ca check valve(s) shall be installed, operated and maintain 	apable of preventing pollution of the source of the wa	ter supply. The
11. Additional Conditions are attached. ☐ Yes ☑ No		
12. In accordance with K.S.A. 82a-708a, as amended, and water appropriated under the above-referenced file nulimitations, as amended and/or supplemented by this 8 Appropriation Law and the Rules and Regulations processed in civil penalties pursuant to K.S.A. 82a-737, as water or appropriation right or any other enforcement as	umber are responsible for compliance with its terms, Summary Order, and with applicable provisions of the omulgated thereunder. Failure to comply with these amended, and/or the suspension or revocation and	conditions and Kansas Wate provisions ma
Administrative Appeal and Effective Date of Order	FOR OFFICE USE ONLY	up.
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	By: Duly Authorized Designee of the Chief En (Print Name): Division of Water Resources - Kansas Department Date of Issuance: State of Kansas (Print Name): Date of Issuance: 4 -27 - 23 State of Kansas	gineer
preclude review under the Kansas Judicial Review Act. For Use by Register of Deeds	.) SS	
, or coo sy riogister or Boode	County of CORS) Acknowledged before me on 4-27- by Mark Billinger	23
RECEIV	Signature Janey Hop may Notary Public	
1203030	My commission expires:	数 5
APR 2 5 2	NANCY HAGEMAN	eai)
DWR 1-121 (Revised 09/11/2019) Stockton Field Division of Water F	Page Public September 27, 2025 File N	No. <u>28,848</u>

RECEIVED

APPLICATION FOR APPROVAL TO CHANGE THE PLACE OF USE AND/OR POINT OF DIVERSION SUPPLEMENTAL SHEET

FILE NO. 28,848

APR 2 5 2023

Stockton Field Office
Division of Water Resources

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Presently author			0)4/	0 ([]	OW	0 1
One in the	SE	Quarter of the	SW	Quarter of the	SW	Quarter
of Section	1/	, Township	1	South, Range	38	VV,
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				Depth of well		
				feet North		
	_	Y-01		☐ No change, point better		
				ed or if existing point i		
				Quarter of the		
				South, Range		
				4,490 feet West of		
Proposed Rate	350 GPM	Proposed Quantity _	81 AF	Proposed well dept	h (feet)n/a	·
This point is: \[\int A	Additional Well	☐ Geo Center List of	ther water righ	nts that will use this poir	nt None.	
Presently author						
				Quarter of the		
				South, Range		
in <u>Cheyenne</u>	Cou	nty, Kansas, <u>1,060</u>	_ feet North _	3,135 feet West of	f Southeast corner	of section.
Authorized Rate _	435 GPM	_ Authorized Quantity	111 AF	Depth of well	n/a (feet)	
(DWR use only:	Computer ID N	No. <u>3</u> GF	PS	feet North	feet Wes	t)
☐This point will no	t be changed	☑This point will be chang	ed as follows:	☐ No change, point better	described with GPS	as follows:
Proposed point of	of diversion: (0	Complete only if chang	ge is requeste	ed or if existing point i	s better described	by GPS)
				Quarter of the		
of Section	17	, Township	1	South, Range	38	W,
in Chevenne	Cou	ntv. Kansas. 1.060	feet North	3,135 feet West o	f Southeast corner	of section.
				Proposed well dept		
		☐ Geo Center List o				
	taattorial TTOII		trior water rigi	ito trat will doc trilo poil	it itorio.	<u> </u>
Presently author			varior water rigi	no that will doc this poil	it itolic.	·
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Presently author One in the	ized point of d NE	liversion: Quarter of the	SE	Quarter of the	SW	Quarter
Presently author One in the of Section	ized point of d NE 17	liversion: Quarter of the _, Township	SE 1	Quarter of the South, Range	SW 38	Quarter W,
Presently author One in the of Section in Cheyenne	ized point of d NE 17 Cou	liversion: Quarter of the, Township nty, Kansas,920	SE 1 _ feet North _	Quarter of the South, Range 2,905 feet West o	SW 38 f Southeast corner	Quarter W, of section.
Presently author One in the of Section in Cheyenne Authorized Rate	ized point of d NE 17 Cour	liversion: Quarter of the, Township nty, Kansas, 920 Authorized Quantity	SE 1 _ feet North _ 115 AF	Quarter of the South, Range 2,905 feet West o Depth of well	SW 38 f Southeast corner of the first of the	Quarter W, of section.
Presently author One in the of Section in Cheyenne Authorized Rate (DWR use only:	ized point of d NE 17 Coul 425 GPM Computer ID N	liversion: Quarter of the, Township nty, Kansas,920 Authorized Quantity GF	SE 1 _ feet North _ 115 AF	Quarter of the South, Range 2,905 feet West o Depth of well feet North _	SW 38 f Southeast corner of the feet wese	Quarter W, of section.
Presently author One in the of Section in Cheyenne Authorized Rate (DWR use only:	ized point of d NE 17 Cour 425 GPM Computer ID N t be changed	liversion: Quarter of the, Township nty, Kansas,920 _ Authorized Quantity _ No. 4 GF ☑This point will be change	SE 1 _ feet North _ 115 AF PS ed as follows: [Quarter of the South, Range 2,905 feet West o Depth of well feet North No change, point better	SW 38 f Southeast corner of the following of the feet was described with GPS	Quarter W, of section. t) as follows:
Presently author One in the of Section in Cheyenne Authorized Rate (DWR use only:This point will no Proposed point of	ized point of d NE 17 Coult 425 GPM Computer ID Note the changed of diversion: (6)	liversion: Quarter of the, Township nty, Kansas, 920 _ Authorized Quantity No. 4 GF ☑This point will be change	SE 1 _ feet North _ 115 AF 2S ed as follows: [ge is requeste	Quarter of the South, Range 2,905 feet West of Depth of well feet North No change, point better	SW 38 f Southeast corner of the feet Wese of described with GPS setter described	Quarter W, of section. t) as follows:
Presently author One in the of Section in Cheyenne Authorized Rate (DWR use only:This point will no Proposed point of One in the	ized point of d NE 17 Cour 425 GPM Computer ID N t be changed © of diversion: (C	liversion: Quarter of the, Township _ nty, Kansas, 920 _ Authorized Quantity No. 4 GF ☑This point will be chang Complete only if chang	SE 1 _ feet North _ 115 AF PS _ed as follows: [ge is requeste	Quarter of the South, Range 2,905 feet West of the Depth of well feet North No change, point better of the Quarter of the	SW 38 f Southeast corner of the feet Wese described with GPS s better described SW	Quarter W, of section. t) as follows: by GPS) Quarter
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APPLICATION FOR APPROVAL TO CHANGE THE PLACE OF USE AND/OR POINT OF DIVERSION SUPPLEMENTAL SHEET

APR 2 5 2023

FILE NO. 28,848 Stockton Field Office

Division of Water Resources Presently authorized point of diversion: *Batt. 1 of 2 wells. Presently authorized point of diversion: *Batt. 1 of 2 wells.

One in the _____ SW ___ Quarter of the ____ SW ___ Quarter of the ____ SE ___ Quarter of Section _____ 17 ___, Township _____ 1 ___ South, Range ____ 38 ____ W, in Cheyenne _____ County, Kansas, ___ 360 ___ feet North ____ 2,180 ___ feet West of Southeast corner of section. Authorized Rate 0 GPM Authorized Quantity 0 AF Depth of well (feet)

(DWR use only: Computer ID No. 5 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 _____ 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 Presently authorized point of diversion: *Batt. 1 of 2 wells. One in the SW Quarter of the SW Quarter of the SE Quarter of Section 17 , Township 1 South, Range 38 W, in Cheyenne County, Kansas, 360 feet North 2,300 feet West of Southeast corner of section. Authorized Rate 0 GPM Authorized Quantity 0 AF Depth of well n/a (feet)

(DWR use only: Computer ID No. 10 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 ____ W, in _____ County, Kansas, ____ feet North ____ feet West of Southeast corner of section. Proposed Quantity _____ Proposed well depth (feet) _____ Proposed Rate This point is: Additional Well Geo Center List other water rights that will use this point ______. 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 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.

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in _____ County, Kansas, ____ feet North ____ feet West of Southeast corner of section.

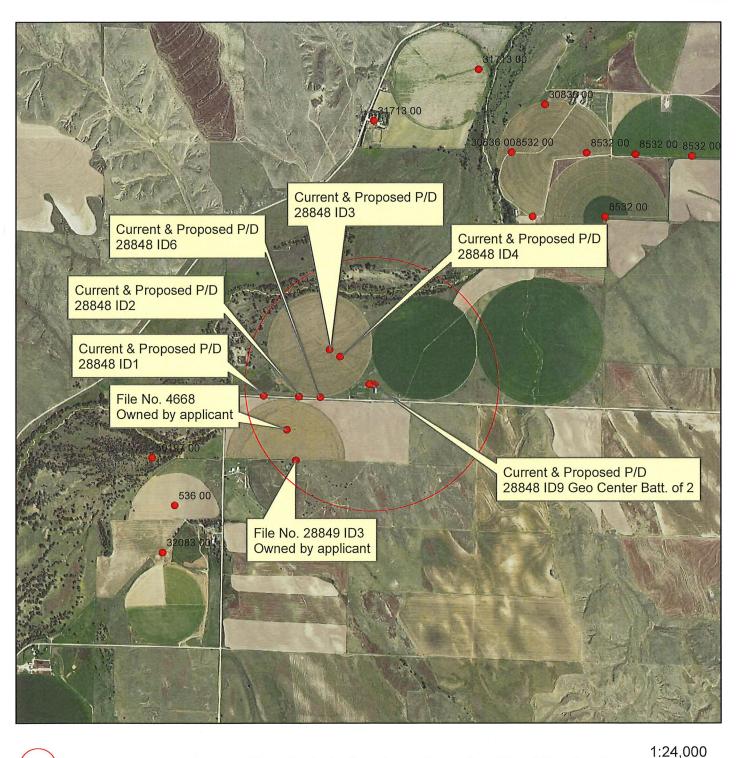
Proposed Rate ____ Proposed Quantity ____ Proposed well depth (feet) ____.

RECEIVED

Application to Change the Point of Diversion Water Right File No. 28848

APR 2 5 2023

Stockton Field Office Division of Water Resources



1/2 mile radius

All wells, including domestic wells within 1/2 mile of the proposed well location are indicated on the map.

Signature

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



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

Mike Beam, Secretary

April 27, 2023

Laura Kelly, Governor

SCOTT R & DEBRA R WIESE 70304 HIGHWAY 61 BENKELMAN, NE 69021-4011

Re: Water Right, File No. 28,848

Dear Sir or Madam:

Enclosed is the order executed by Earl Lewis, 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. Also, the approval of the order requires the installation of a water flow meter(s) on the point(s) of diversion authorized under the above referenced file number by **December 31, 2023**. Please complete and return the enclosed Notice of Completion of Diversion Works when a water flow meter has been installed. A copy of the Chief Engineer's specifications for the water flow meters are found in K.A.R. 5-1-4 through K.A.R. 5-1-12 along with a partial list of those flow meters found to be acceptable for installation in Kansas can be found on our website at the following web address:

http://agriculture.ks.gov/meters

Please note that all meters must be installed and maintained in accordance with the specifications for water flow meters referenced above.

The abandoned water well must be plugged in accordance with the requirements of Article 30 of the Rules and Regulations as adopted by the Kansas Department of Health and Environment (KDHE). If the well is to be retained by the landowner for other purposes, a copy of the legal transfer of responsibility for maintenance of the well must be forwarded to KDHE Geology Section, 1000 SW Jackson, Suite 420, Topeka, Kansas 66612, telephone number (785) 296-5524. More information is available online at: http://kdheks.gov/waterwell

Since this order modifies the original certificate, it should be recorded with the Register of Deeds just as other legal documents affecting real estate. Such records are maintained at the Register of Deeds Office in the county wherein the place of use is located.

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 at (785)425-6787. If you wish to refer to a specific file, please reference it when you contact us.

Sincerely,

Wall Bil

Mark Billinger

Assistant Water Commissioner

MB:ndh Enclosures

CERTIFICATE OF SERVICE

On this 27th day of April 2023 I hereby certify that the attached **SUMMARY ORDER APPROVING APPLICATION FOR CHANGE in Point of Diversion** for water right, File No. 28,848, dated on the 27th day of April 2023, was mailed postage prepaid, first class, U.S. mail, to the following:

SCOTT R & DEBRA R WIESE 70304 HIGHWAY 61 BENKELMAN, NE 69021-4011

Nancy Hageman

Administrative Assistant