Kansas Department of Agriculture Division of Water Resources

CHANGE: P/U WORKSHEET

| 1. File Number: 2790 | The second second second | atus Change Date: | 3. Change Num: | 4. Field Office: 01 | 5. GMD: |
|--|---------------------------------|--------------------|---------------------------|---|-----------------------------------|
| 6. Status: Approved | ☐ Denied by [| OWR/GMD | Dismiss by Reques | st/Failure to Return | 7. Filing Date of Change: 7/23/18 |
| 8a. Applicant(s) New to system ROBERT J & DEI TRUSTS ROBERT WIETHA 1925 KIOWA RD CLAY CENTER K | Add BORAH A WI ARN TRUSTE | | ROBEI MEMB 1925 K | ARN INVESTMI | MANAGING |
| 8b. Landowner(s) New to system GALEN F WIETH 211 WEBSTER S CLAY CENTER K | ARN TRUST T | #1 | 8d. WUC New to sy | vstem □ | Person ID 28589 Add Seq# 1 |
| 9. Documents and Enclosure | e(s): DWR Met | er(s) Date to Comp | ly: <u>12/31/18</u> | N & P Date t | o Comply: |
| ☐ Anti-Reverse Meter ☐ Conservation Plan D | ☐ Meter Seal | Check Valve | □ N & P Form te Approved: | | Driller Copy |
| 10. Use Made of Water F | rom: | | To: | | |
| | | | | Date Prepared: 8/1/ 1 Date Entered: | By: LHH/TFO By: |

| | | 11. County | : CLAY | Bas | in: Re | publican | | | | Stream | 1: | | | | | 11 | Fo | ormation Code: 113 Special Use: |
|-----------------------------|---------------|--------------------|----------|-----------------|---------|----------|----------|-------------------------------|---------|------------|--------|---------|---------|--------|--------------------|------|--------------|---|
| 12. Points of Div | version | | | 6.19 | | 32 | | | | | | | Rate a | and Q | uantity | | | |
| T MOD | | | | | | | | | | | | | А | uthori | zed | | Ad | dditional |
| DEL PDIV ENT | Qualifier | S | Т | R | ID | 'N | 'W | , | Comn | nent | | | Rate | | Quantity af/mgy | | Rate gpm/c | |
| MOD 41947 | NE SW NE | 1 | 8S 2 | E | 6 | 3440 | 146 | 8 | | | N | o cha | nge i | n R o | r Q | | | 40064 |
| *Note: P/D i | s not being ı | noved, onl | y updat | ing qu | ualifie | rs and | feet dis | tance | es bas | ed on G | PS da | ta. | | | | | | |
| | | | 779 | | | | | | | | W. | | | | E.W. | | 19 | |
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| | - 175 | | | 0000 | | | | | | Thirt | | | | | 3-WE | | ter bu | |
| 13. Storage: Rat | te | | NF | Quan | tity | 131.1 | 13.1 | | ac/ft | Additio | nal Ra | te | | 61 | | _ NF | Addit | tional Quantity ac/ft |
| 14. Limitation: | | af/vr | at | | | apm | (| - rujn | c | fs) when c | ombine | ed with | file nu | ımber | (s) | | | |
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| | | | -1 1-10- | | | Police | | | 4-1-1-1 | | | | | | | | | |
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| | | | | 777 | 1 1-18 | | | | | Amount l | Jnit | | Base / | Acres | | 4 | - | A 1 |
| 16. Place of Use | | | | NE | 1/4 | | NV | N ¹ / ₄ | | | Jnit | | Base / | | | 4 | mment _ | |
| T MOD DEL | | | NE 1/4 | NE NW 1/4 | | SE NE | NW | | | | W1/4 | SE 1/4 | Base / | | | 4 | mment _ | |
| T MOD DEL ENT PUSE | S T F | R ID | 1/4 | NW 1/4 | SW 1/4 | | NW | N1/4 | SE | S NE NW | W1/4 | SE | NE | S | E1/4 | Co | mment _ | Owner Chg? Overlap Files 8c. Yes 5943; 38534; 40064 |
| MOD DEL PUSE | S T F | R ID | 1/4 | NW 1/4 | SW 1/4 | 1/4 1/4 | E NW 1/4 | N1/4 | SE | S NE NW | W1/4 | SE | NE | S | E1/4 | Co | Total | Owner Chg? Overlap Files |
| MOD DEL PUSE | S T F | R ID | 1/4 | NW 1/4 | SW 1/4 | 1/4 1/4 | NW | N1/4 | SE | S NE NW | W1/4 | SE | NE | S | E1/4 | Co | Total | Owner Chg? Overlap Files 8c. Yes 5943; 38534; 40064 42703; & 42438 8c. Yes 5943; 38534; 40064 42703; & 42438 |
| MOD DEL PUSE MOD 26586 ENT | S T F 1 8S 2 | R ID E 1 | 1/4 | NW 1/4 | SW 1/4 | 1/4 1/4 | E NW 1/4 | N1/4 | SE 1/4 | S NE NW | W1/4 | SE | NE | S | E1/4 | Co | Total | Owner Chg? Overlap Files 8c. Yes 5943; 38534; 40064 42703; & 42438 8c. Yes 5943; 38534; 40064 |
| MOD DEL PUSE MOD 26586 ENT | S T F 1 8S 2 | R ID E 1 | 1/4 | NW 1/4 | SW 1/4 | 1/4 1/4 | E NW 1/4 | N1/4 | SE 1/4 | NE NW ¼ | W1/4 | SE 1/4 | NE | NW 1/4 | E1/4 SW 1/4 | Co | Total 159.45 | Owner Chg? Overlap Files 8c. Yes 5943; 38534; 40064 42703; & 42438 8c. Yes 5943; 38534; 40064 42703; & 42438 8b & 8c. Yes 5943; 38534; 40064 |
| MOD DEL PUSE MOD 26586 ENT | S T F 1 8S 2 | R ID E 1 | 1/4 | NW 1/4 | SW 1/4 | 1/4 1/4 | E NW 1/4 | N1/4 | SE 1/4 | NE NW ¼ | W1/4 | SE 1/4 | NE | NW 1/4 | E1/4 SW 1/4 | Co | Total 159.45 | Owner Chg? Overlap Files 8c. Yes 5943; 38534; 40064 42703; & 42438 8c. Yes 5943; 38534; 40064 42703; & 42438 8b & 8c. Yes 5943; 38534; 40064 |

DEPARTMENT OF AGRICULTURE
DIVISION OF WATER RESOURCES
TOPEKA FIELD OFFICE
6531 SE FORBES AVE., SUITE B
TOPEKA, KS 66619

STATE OF KANSAS

The state of the s

Phone: (785) 296-5733 Fax: (785) 296-8298 www.agriculture.ks.gov

GOVERNOR JEFF COLYER, M.D.

JACKIE McClaskey, Secretary of Agriculture

August 8, 2018

WIETHARN INVESTMENTS LLC ROBERT WIETHARN - MANAGING MEMBER 1925 KIOWA RD CLAY CENTER KS 67432

Re:

Water Right, File Nos. 2,790; 5,943;

38,534; 40,064; 42,438; & 42,703

Dear Sir:

Enclosed are the orders executed by David W. Barfield, Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, approving the applications for change under the above referenced file numbers.

Your attention is directed to the terms, conditions, and limitations specified in these approvals for change. A condition of these orders requires the installation of a water flow meter(s) before the first use of water in accordance with the Chief Engineer's specifications found in K.A.R. 5-1-4 through K.A.R. 5-1-12. A copy of these specifications and a list of acceptable meters can be obtained from our website at the following web address:

http://agriculture.ks.gov/meters

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.

Because these orders modify the original certificates issued under your water right files, they should be recorded with the Register of Deeds as other instruments affecting real estate.

These documents are summary orders by this agency regarding this matter. These orders 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 these orders.

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,

Katherine A. Tietsort Water Commissioner

KAT:Ihh Enclosures

PC: Galen F Wietharn Trust No. 1

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.

| than | | et, or if | place | of use | will b | e cha | | | | | | | | | | | | | ion is greater and proposed |
|------|--------------------------------|-----------------|---------|----------|---------|---------------|----------|---------------|---------------|----------|-------------------------|-------------|---------------|---------|--------|---------|-----------|---------------------|--------------------------------|
| pom | i(s) or an | version | and/or | place | or use | | | | | | | | | | | | R | ECEIVE | D |
| | | | | | | ı | File No | . <u>2790</u> |) | | | | | | | | 3: | 23 2 01 PM | |
| 1. | Applicati | ion is he | ereby r | nade f | or app | roval c | of the C | Chief E | ngine | er to cl | nange | the (ch | neck or | ne or b | oth): | DIVI | SION O | ka Field (WATER | Office RESOURCES |
| | | | | | | ⊠ P | lace o | f Use | | | Point | of Dive | ersion | | | | | | |
| | under th | e water | right v | which is | s the s | ubject | of this | applic | cation i | in acco | ordance | e with | the co | ndition | s desc | ribed l | below. | | |
| | The sou | rce of s | upply i | s: | | \boxtimes G | round | water | | | Surfa | ce wat | er | | | | | | |
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| | Name ar | nd addr | ess of | Water | Use C | orresp | onden | t: <u>Sar</u> | ne as | above | | | | | | | | | - 94 |
| 3. | Phone N | sently a | uthoriz | ed pla | | | | | | | ss: | | | | | | | | |
| | Owner o | he s | ADDR | ESS: | 1925 k | (IOWA | RD | CLAY | CENT | ER, K | S 674 | | | | | | | | -42 |
| | (If there is | s more tr | lan one | | | tach su | ppieme | | | s neces | sary.) | | | | | | | П | |
| Sec | . Twp. | Range | NE1/4 | T | 5W1/4 | SE1/4 | NE¼ | NW1/4 | N1/4 SW1/4 | SE1/4 | NE¼ | SV NW1/4 | N1/4 SW1/4 | SE1/4 | NE1/4 | NW1/4 | E¼ SW¼ | SE1/4 | TOTAL ACRES |
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| | If this ap | f Land - | NA | AME: | ROBE | RTJ8 | DEB | ORAH | A WIE | THAR | N TRU | JSTS | use be | e chan | ged to | : | | | |
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| - | For Offic | ce Use | Only: | Code | | Fee | e \$ | | TR | # | | Re | ceipt | Date | | | Chec | k# | |

APPLICATION FOR APPROVAL TO CHANGE THE PLACE OF USE AND/OR POINT OF DIVERSION SUPPLEMENTAL SHEET FILE NO. 2790_____

MAKE ADDITIONAL COPIES AS NECESSARY

| | | | NE1/4 | | | NV | V1/4 | | | SV | V1/4 | | | SE | 1/4 | | TOTAL | | | |
|----------|----------------------|---|--------------------|--|--|-----------------|--------|-----------------------------------|--------------------------------------|---------|--------------|--|-------------|--------------|------------------------|-----------------------------|---------------------------------------|-----------------|------------------------------------|--|
| ec. | Twn | Range | | | | SE1/4 | NE1/4 | | SW1/4 | SE1/4 | NE1/4 | | SW1/4 | SE1/4 | NE1/4 | NW1/4 | SW1/4 | SE1/4 | ACRES | |
| C. | TWP. | range | 14274 | 144474 | 00074 | OL/4 | 14274 | 111174 | 01174 | 52/4 | 11=/1 | | | | | | | | | |
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| C. | Twp. | Range | 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 | SE1/4 | ACRES | |
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| ec. | Twn | Range | NE1/4 | T | 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 | SE1/4 | ACRE | |
| | TWP. | range | 14274 | 14474 | 01174 | OL/4 | 1112/4 | | 01174 | - | | | | | | | | | | |
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| _ | | 4 1541 | | | : | | | -1 | -6 | it in m | | d that | the pla | oo of | uso bo | chan | and to | | | |
| C | ontinue | ed: If th | is app | lication | is for | a char | nge in | place o | of use, | it is p | ropose | ed that | the pla | ice of | use be | chang | ged to: | : HARN 1 | RUSTS | |
| CO | ontinue wner o | fland. | N/ | AMF. | ROBE | RT.I8 | DFB | ORAH | A WIF | THAR | N TRI | JSTS | / G | ALEN | F&C | LETA \ | WIETH | HARN T | RUSTS , KS 674 | |
| CO | ontinue wner o | fland. | N/ | AMF. | ROBE | RT.I8 | DFB | ORAH CLAY | A WIE | THAR | N TRI | JSTS 32 / | / G. | ALEN | F&C | ST, CL | AY CE | HARN T | , KS 674 | |
| 0 | ontinue wner o | fland. | N/ | AME: ESS: | ROBE | RT.I8 | DFB | ORAH CLAY | A WIF | THAR | N TRI | JSTS 32 / | / G. 211 | WEBS | F&C | ST, CL | AY CE | HARN TENTER | , KS 674 TOTA | |
| 0 | ontinue wner o | f Land - | N/ | AME: ESS: | 1925 H | RT J 8 | DFB | ORAH CLAY NV | A WIE | ER, K | N TRI | JSTS 32 / | / G. | WEBS | F&C | ST, CL | AY CE | SE1/4 | , KS 674 TOTA | |
| O ec. | wner o | f Land - | ADDR | AME: ESS: | ROBE 1925 I | RT J 8 | RD RD | ORAH CLAY NV | A WIE | ER, K | S 674 | JSTS 32 / | / G. 211 | WEBS | F & C | ST, CL | AY CE | SE1/4 | TOTA ACRE | |
| O ec. | wner o | f Land | ADDR | AME: ESS: | ROBE 1925 I | RT J 8 KIOWA | RD RD | ORAH CLAY NV NW¼ | A WIE CENT V¼ SW¼ | ER, K | S 674 | JSTS 32 / SI NW1/4 | / G. 211 | ALEN WEBS | F & C | ST, CL | AY CE | SE1/4 | TRUSTS , KS 674 TOTA ACRE | |
| O ec. | wner o | f Land | ADDR | AME: ESS: | ROBE 1925 I | RT J 8 KIOWA | RD RD | ORAH CLAY NV NW¼ | A WIE CENT V¼ SW¼ | ER, K | S 674 | JSTS 32 / SI NW1/4 | / G. 211 | ALEN WEBS | F & C | ST, CL | AY CE | SE1/4 | TOTA ACRE | |
| O ec. | Twp. | Range 3E | ADDR | AME: ESS: NI NW1/4 | ROBE 1925 I | RT J 8 KIOWA | RD RD | ORAH CLAY NV NW¼ | A WIE CENT V¼ SW¼ | ER, K | S 674 | JSTS 32 / SI NW1/4 | / G. 211 | ALEN WEBS | F & C | ST, CL | AY CE | SE1/4 | TOTA ACRE | |
| O ec. | Twp. | Range 3E | NE1/4 | AME: ESS: NI NW1/4 | ROBE 1925 I E¼ SW¼ | RT J & | RD RD | ORAH CLAY NV NW¼ | A WIE CENT V¼ SW¼ | ER, K | S 674 | JSTS 32 / SI NW1/4 | / G. 211 | ALEN WEBS | F & C | ST, CL | AY CE | SE1/4 | TOTA ACRE | |
| ec. 6 | Twp. | Range 3E | NE1/4 | AME: ESS: NI NW1/4 | ROBE 1925 I E¼ SW¼ | RT J & | RD RD | ORAH CLAY NV NW¼ | A WIE CENT V¼ SW¼ | ER, K | S 674 | JSTS 32 / SI NW1/4 | / G. 211 | ALEN WEBS | F & C | ST, CL | AY CE | SE1/4 | TOTA ACRE | |
| ec. 6 | Twp. | Range 3E | NE1/4 | AME: ESS: NI NW1/4 AME: ESS: | ROBE 1925 I E¼ SW¼ | RT J & | RD RD | NW NW 22 | A WIE CENT V¼ SW¼ | ER, K | S 674 | JSTS 32 / SI NW¼ 0.5 | / G. 211 | ALEN WEBS | F & C | ST, CL SI NW% 27 | AY CE | SE1/4 | TOTA ACRE 114 | |
| O ec. 6 | Twp. 8S | Range 3E | NE½ | AME: ESS: NI NW1/4 AME: ESS: | ROBE 1925 H 5W/4 SW/4 | SE% | A RD | NW NW 22 | A WIE CENT V¼ SW¼ 26 | SE% | S 674 | SI S | / G. 211 | ALEN WEBS | F & C | ST, CL SI NW½ 27 | WIETH AY CE 5/4 SW/4 11.5 | SE1/4 | TOTA ACRE 114 | |
| O ecc. | Twp. 8S | Range 3E | NE½ | AME: ESS: NI NW1/4 AME: ESS: | ROBE 1925 H 5W/4 SW/4 | SE% | A RD | NW NW 22 | A WIE CENT | SE% | NE% 26 | SI S | / G. 211 | SE% | F & C | ST, CL SI NW½ 27 | WIETH AY CE 5/4 SW/4 11.5 | SE% | TOTA ACRE 114 | |
| O ec. 6 | Twp. 8S | Range 3E | NE½ | AME: ESS: NI NW1/4 AME: ESS: | ROBE 1925 H 5W/4 SW/4 | SE% | A RD | NW NW 22 | A WIE CENT | SE% | NE% 26 | SI S | / G. 211 | SE% | F & C | ST, CL SI NW½ 27 | WIETH AY CE 5/4 SW/4 11.5 | SE% | TOTA ACRE 114 | |
| O ec. | Twp. 8S | Range 3E | NE½ | AME: ESS: NI NW1/4 AME: ESS: | ROBE 1925 H 5W/4 SW/4 | SE% | A RD | NW NW 22 | A WIE CENT | SE% | NE% 26 | SI S | / G. 211 | SE% | F & C | ST, CL SI NW½ 27 | WIETH AY CE 5/4 SW/4 11.5 | SE% | TOTA ACRE | |
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| O ec. | Twp. 8S wner o | Range 3E f Land | NE½ | AME: ESS: NI NW¼ AME: ESS: NI NW¼ | ROBE 1925 I 5W/4 SW/4 | SE% | NE% | NW1/4 22 NW NW1/4 | A WIE CENT | SE% | NE% 26 | SI S | / G. 211 | SE% | F & C | ST, CL SI NW½ 27 | WIETH AY CE 5/4 SW/4 11.5 | SE% | TOTA ACRE 114 | |
| O ec. | Twp. 8S wner o | Range 3E f Land | NE½ NE½ NE½ | AME: NW1/4 AME: ESS: NI NW2/4 AME: AME: | ROBE 1925 I 5W/4 SW/4 | SE% | NE% | NW1/4 22 NW NW1/4 | A WIE CENT | SE% | NE% 26 | SI S | / G. 211 | SE% | F & C | ST, CL SI NW½ 27 | WIETH AY CE 5/4 SW/4 11.5 | SE% | TOTA ACRE 114 | |
| O ec. | Twp. 8S wner o | Range 3E f Land | NE½ NE½ NE½ | AME: ESS: NI NW¼ AME: ESS: NI NW¼ | ROBE 1925 I 5W/4 SW/4 | SE% | NE% | NW1/4 22 NW/4 NW3/4 | A WIE CENT V/4 SW/4 26 V/4 SW/4 | SE% | NE% 26 | JSTS 32 / SI NW1/4 0.5 | / G. 211 | SE% | F & C | SI NW% | WIETH AY CE 5/4 SW/4 11.5 | SE% | TOTA ACRE 114 | |
| O eec. | Twp. 8S wner o | Range 3E f Land - | NE% NE% NE% NE% | AME: ESS: NIII NW¼ AME: ESS: NIII NW¼ | ROBE 1925 I 5W/4 SW/4 SW/4 | SE% | NE% | NW1/4 22 NW/4 NW3/4 | A WIE CENT | SE% | NE1/4 NE1/4 | JSTS 32 / SI NW1/4 0.5 | / G. 211 | SE¼ | F & C STER S NE% | ST, CL SI NW1/4 27 SI NW1/4 | WIETH AY CE 54/ 11.5 | SE1/4 | TOTA ACRE | |
| O ec. | Twp. 8S wner o | Range 3E f Land | NE% NE% NE% NE% | AME: ESS: NIII NW¼ AME: ESS: NIII NW¼ | ROBE 1925 I 5W/4 SW/4 SW/4 | SE% | NE% | NW1/4 NW1/4 NW1/4 NW1/4 NW1/4 | A WIE CENT V/4 SW/4 26 V/4 SW/4 | SE% | NE1/4 NE1/4 | JSTS 32 / SI NW1/4 0.5 | / G. 211 | SE¼ | F & C STER S NE% | SI NW% | WIETH AY CE 54/ 11.5 | SE1/4 | TOTA ACRE 114 | |
| O eec. | Twp. 8S wner o | Range 3E f Land - | NE% NE% NE% NE% | AME: ESS: NIII NW¼ AME: ESS: NIII NW¼ | ROBE 1925 I 5W/4 SW/4 SW/4 | SE% | NE% | NW1/4 NW1/4 NW1/4 NW1/4 NW1/4 | A WIE CENT V/4 SW/4 26 V/4 SW/4 SW/4 | SE% | NE1/4 NE1/4 | JSTS 32 / SI NW1/4 0.5 | / G. 211 | SE¼ | F & C STER S NE% | ST, CL SI NW1/4 27 SI NW1/4 | WIETH AY CE 54/ 11.5 | SE1/4 | TOTA ACRE | |
| O ec. | Twp. 8S wner o | Range 3E f Land - | NE% NE% NE% NE% | AME: ESS: NIII NW¼ AME: ESS: NIII NW¼ | ROBE 1925 I 5W/4 SW/4 SW/4 | SE% | NE% | NW1/4 NW1/4 NW1/4 NW1/4 NW1/4 | A WIE CENT V/4 SW/4 26 V/4 SW/4 SW/4 | SE% | NE1/4 NE1/4 | JSTS 32 / SI NW1/4 0.5 | / G. 211 | SE¼ | F & C STER S NE% | ST, CL SI NW1/4 27 SI NW1/4 | WIETH AY CE 54/ 11.5 | SE1/4 | TOTA ACRE | |

| 5. | Presently authorized | point of c | diversion: | | | | |
|-----|--|---|---|---|--|--|---|
| | One in the | NE | Quarter of the | SW | Quarter of the _ | NE | Quarter |
| | | | | | South, Range _ | | |
| | | | | | 1540 feet West | | |
| | | | | | | | |
| | (DWR use only: Con | nputer ID I | No. 41947 | GPS 3440 | Depth of well feet North146 | 8 feet | West) |
| | | | | | No change, point better | | |
| | | | | | ed or if existing point | | |
| | | | | | Quarter of the | | |
| | | | | | South, Range _ | | |
| | | | | | 1468 feet West | | |
| | | | | | Proposed well dep | | |
| | | | | | hts that will use this po | | |
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| Γ | Dung a with a wine of | l maint of a | llamalam. | | | | |
| 3. | Presently authorized | | | | | | |
| | | | | | Quarter of the _ | | |
| | | | | | South, Range _ | | |
| | | | | | feet West | | |
| | | | | | Depth of well | | |
| | | - | | | feet North | | |
| | ☐This point will not be | changed [| This point will be cha | nged as follows: [| No change, point bette | er described with | GPS as follows: |
| - | Proposed point of di | version: (0 | Complete only if cha | ange is request | ed or if existing point | is better desc | ribed by GPS) |
| | One in the | | Quarter of the | | Quarter of the _ | | Quarter |
| | of Section | | | | | | |
| | | | | | | | |
| - 1 | in | Cou | nty, Kansas, | | | | |
| | | | | feet North _ | feet West | of Southeast co | orner of section. |
| | Proposed Rate | | _ Proposed Quantity | feet North _ | feet West | of Southeast co | orner of section. |
| | Proposed Rate | | _ Proposed Quantity | feet North _ | feet West | of Southeast co | orner of section. |
| 7. | Proposed Rate This point is: Addit | tional Well | Proposed Quantity Geo Center Lis | feet North _ / et other water rig | feet West | of Southeast co | orner of section. |
| 7. | Proposed Rate This point is: Addit The changes herein at (please be specific) | re desired | Proposed Quantity Geo Center Lis for the following reas | feet North _ / st other water rig | feet West of the proposed well dependent that will use this po | of Southeast co oth (feet) int | orner of section. |
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| 7. | Proposed Rate This point is: Addit The changes herein at (please be specific) | re desired | Proposed Quantity Geo Center Lis for the following reas NE rners of the NW1/4 of | feet North _ / st other water rig | feet West of the proposed well dependent that will use this po | of Southeast co | orner of section. |
| 7. | This point is: Addit The changes herein at (please be specific) Add acreage in the SW | re desired | Proposed Quantity Geo Center Lis for the following reas NE rners of the NW1/4 of | reet North _ / st other water rig sons? | feet West | of Southeast control (feet) | 200 300 |
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I3a.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 500 or lewer feet i | form the existing point of diversion, complete the following. |
|--|---|
| (a) Does the undersigned represent all owners of the currently aut ☐ Yes ☐ No (If no, all owners must sign this app | |
| (b) Will the ownership interest of any owner of the currently authoral 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 su ☐ Yes ☐ No (If no, all owners must sign this appl | |
| 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 owner agent (attach notarized statement authorizing representation). | |
| I hereby verify, being first duly sworn upon my oath or affirr age and the owner, the spouse of the owner, or a duly autho their behalf, in regards to the water right(s) to which this ap- contained in this application are true, correct and complete. | rized agent of the owner(s) to make this application on oplication pertains. I further verify that the statements |
| Dated at Clay Center , Kansas, this | 3 20th day of July , 2018. |
| Robert J. White | Deborah S. Wietharn |
| (Qwner) | (Spouse) |
| (Please Print) | Deborah A. Wietharn (Please Print) |
| Galen J. Writham | Cleto ? Wietharn |
| (Owner) Calen F. Wietharn (Please Print) | Cleta J. Wietharn (Please Print) |
| (Owner) | (Spouse) |
| (Please Print) | (Please Print) |
| State of Kansas | |
| County of | my processes and sworn to before me this |
| of, 20 | my presence and sworn to before the this day |
| A. KRIS KISSI | |
| My Commission Expires 8/12/2021 Notary Public - State My Appt. Expires 8/12 | te of Kansas Notary Public |
| ONLY COMPLETE APPLICATIONS WILL BE PROCESSED. To be complete, all accurate information; maps, if necessary, must be included; signatures of all the at the appropriate fee must be paid. | I of the applicable portions of the application form must be completed with appropriate owners' must be affixed to the application and notarized; and |
| FEE SCHED | <u>ULE</u> |
| Each application to change the place of use or the point of diversion und forth in the schedule below: Make checks payable to: Kansas Departm (1) Application to change a point of diversion 300 feet or less (2) Application to change a point of diversion more than 300 feet (3) Application to change the place of use | nent of Agriculture \$100 et \$200 |
| | |

SUMMARY ORDER APPROVING APPLICATION FOR CHANGE AND IMPOSING CONDITIONS

| pro | s 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 visions of the Kansas Water Appropriation Law, K.S.A. 82a-701 et. seq., and rules and regulations promulgated thereunder, h the exception of those conditions expressly contained herein, this Summary Order does not change the terms, conditions I limitations of File No. 2,790 |
|--|---|
| 1. | A change application was received on July 23, 2018 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 |
| 3. | on the topographic map accompanying the application to change the place of use. Applicable 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. |
| 7. | The owner of the authorized place(s) of use shall properly install an acceptable water flow meter on or before December 31, 20 \(\frac{1}{8} \), 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. |
| 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. |
| 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 <i>Kansas Water Appropriation Law</i> and the <i>Rules and Regulations</i> 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. |
| | Administrative Appeal and Effective Date of Order |
| you Eng Agr filed adn day revi File Leg 665 | The provided by this order, pursuant to K.S.A. 82a-1901, may request an evidentiary hearing before the Chief ineer or request administrative review by the Secretary of iculture. A request for hearing by the Chief Engineer must be a within 15 days of service of this Order and a request for inistrative review by the Secretary must be filed within 30 s pursuant to K.S.A. 77-531. Any request for administrative ew must state a basis for review pursuant to K.S.A. 77-527. any request with Kansas Department of Agriculture, all Division, 1320 Research Park Drive, Manhattan, KS on the Kansas Judicial Review Act. For Use by Register of Deeds For Use by Register of Deeds |
| DWI | My commission expires: 1-121 (Revised 04/5/2018) Page 4 AHABIM W NNV |

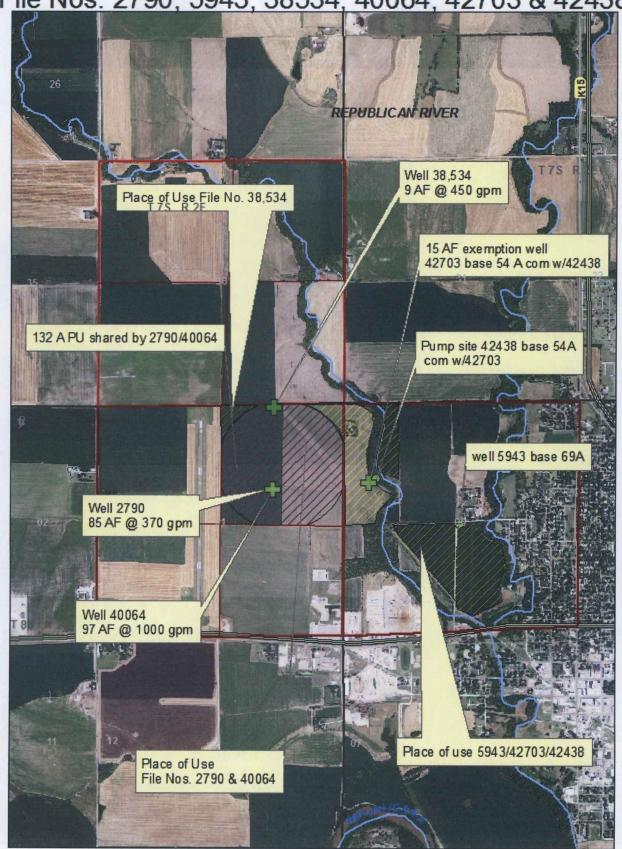
CERTIFICATE OF SERVICE

On this 8th day of August, 2018, I hereby certify that the attached <u>APPROVAL OF APPLICATION FOR CHANGE IN PLACE OF USE</u>, Water Right, File No. 2,790, dated August 8, 2018 was mailed postage prepaid, first class, US mail to the following:

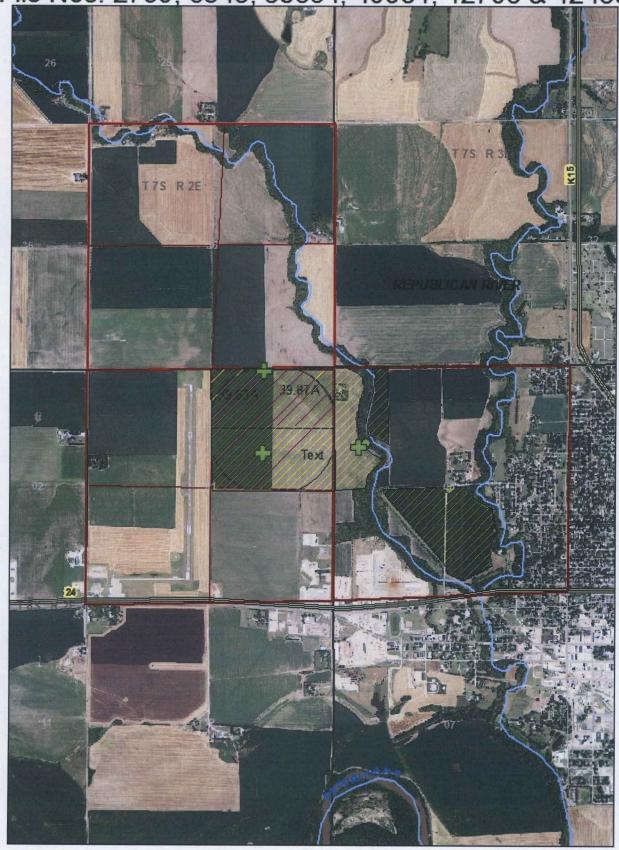
WIETHARN INVESTMENTS LLC ROBERT WIETHARN - MANAGING MEMBER 1925 KIOWA RD CLAY CENTER KS 67432

Staff

Wietharn Authorized Place of Use File Nos. 2790, 5943, 38534, 40064, 42703 & 42438



Wietharn Proposed Place of Use File Nos. 2790, 5943, 38534, 40064, 42703 & 42438



All wells within 1/2 mile have been plotted:

1:24,000

Signature