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

Document Signature <u>LPL</u>	——	PIO WORKSI	ILL I	
1. File Number: 29,221	2. Status Change Date: 8/30/2018	3. Change Num:	4. Field Office: 01	5. GMD:
6. Status: ⊠ Approved □ De	nied by DWR/GMD	Dismiss by Reques	t/Failure to Return	7. Filing Date of Change:
8a. Applicant(s) New to system □	Person ID 22426 Add Seq#	_ 8c. PC.		Person ID 21577 Add Seq#
KEITH & CHERYL JOST 2168 K15 HWY HILLSBORO KS 67063	T	600 OR PO BO	Y PARTNERS L RCHARD DR X 68 BORO KS 6706	
c	ontract purchaser			
8b. 2 PC (s) New to system	Person ID 35253 Add Seq#	_ 8d. WUC _ New to sy	rstem 🛭	Person ID 22426 Add Seq#
THOMAS J & CAROL A 1239 270TH TAMPA KS 67483	owner	SAME	AS 8A	
9. Documents and Enclosure(s): 🛛 🖺	OWR Meter(s) Date to Comply	: 12/31/18	N & P Date t	o Comply:
☐ N & P F	Form	☐ Driller	г Сору Н	& E Letter
☐ Conservation Plan Date Requ	ired: Date	e Approved:	Date	to Comply:
10. Use Made of Water From:		To: _		<u>-</u>
			Date Prepared: 8/15	

File No	. 29221		11. County	": MN	Bas	sin:						St	tream:							Fo	ormation Co	ode:	Special Use:	
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KANSAS DEPARTMENT OF AGRICULTURE Division of Water Resources

MEMORANDUM

TO: Files

DATE:

August 15, 2018

FROM: Brent A. Turney

RE:

Water Right File No. 29,221

Doug Sharp on behalf of Scully Partners, L.P., Tom J and Carol A. Klenda, and Keith D. and Cheryl L. Jost, owners of the above referenced water right have filed an application for approval to change the place of use.

The application proposes to change the actual acres irrigated and to increase the existing 178 acres to 273 acres, further the change will create a complete overlap in the place of use with new Application, File No. 55,059.

The referenced file number does not appear to be abandoned as per K.S.A. 82a-718.

The quantity of water when combined with new Application, File No. 50,059, appears to be reasonable to irrigate the proposed place of use with 1.2 acre-feet of water per acre as per KAR 5-3-23, assuming that all of the proposed acres can be irrigated.

There is one domestic well owner located within one half mile of the point of diversion. The owners of this well Tom and Carol Klenda actually signed the application, therefore no notifications were sent.

In an email dated todays date, Katie Tietsort, Water Commissioner, Topeka Field Office recommended approval of the referenced change.

A check valve will be required if any chemical or foreign substance is injected into the water through the diversion works.

Based on the above discussion, that the Topeka Field Office recommends approval, that impairment to existing water rights is unlikely, that no change in the local source of supply will occur and that the new application will account for any increase in the consumptive use, the referenced applications should be approved.

Brent A. Turney,(R.G. Change Application Unit Supervisor

STATE OF KANSAS

DEPARTMENT OF AGRICULTURE 1320 RESEARCH PARK DRIVE MANHATTAN, KS 66502 PHONE: (785) 564-6700 FAX: (785) 564-6777



900 SW Jackson, Room 456 Topeka, KS 66612 Phone: (785) 296-3556 www.agriculture.ks.gov

GOVERNOR JEFF COLYER, M.D.

JACKIE McClaskey, Secretary of Agriculture

FILE COPY

KEITH & CHERYL JOST 2168 K15 HWY HILLSBORO KS 67063

September 5, 2018

RE: Water Right File No. 29,221

Dear Mr. and Mrs. Jost:

Enclosed is the order executed by the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, approving the application for change under the above referenced water right.

Your attention is directed to the enclosures and to the terms, conditions, and limitations specified in the approval for change. A condition of the approval is that acceptable water flow meter must be installed on the diversion works authorized under the referenced water right. Please return the required notification of completion of the diversion works and installation of the required meter as soon as this action is completed.

Since the order under Water Right, File No. 29,221, modifies the original document referred to above, it should be recorded with the Register of Deeds as other instruments affecting real estate.

If you have any questions, please contact this office. If you wish to discuss a specific file, please have the file number ready so that we may help you more efficiently.

Sincerely,

Brent A. Turney, P.G.

Change Application Unit Supervisor

Water Appropriation Program

BAT

Enclosures

pc: Topeka Field Office

Tom J. and Carol A. Klenda

Scully Partners, L.P.

KANSAS DEPARTMENT OF AGRICULTURE Jackie McClaskey, Secretary of Agriculture

DIVISION OF WATER RESOURCES
David W. Barfield, Chief Engineer

APPROVAL OF APPLICATION FOR CHANGE IN PLACE OF USE AND ORDER BETTER DEFINING THE LOCATION OF THE POINT OF DIVERSION WATER RIGHT FILE NO. 29,221

The Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, after due consideration of the written application of Doug Sharp on behalf of Scully Partners, L.P., PO Box 68, Hillsboro, Kansas 67063, Tom J. and Carol A. Klenda, 1239 270th, Tampa, Kansas 67843, and Keith D. and Cheryl L. Jost, 2168 K15, Hillsboro, Kansas 67063, received in this office on July 2, 2018, for approval of a change in the location of the place of use under the certificate of appropriation issued pursuant to the application for permit to appropriate water for beneficial use, finds that the change is reasonable and will not impair existing rights and that the application should be and is hereby approved.

The effective date of the change shall be the date this order is executed by the Chief Engineer, the authorized place of use shall be described as:

Γ				NE	=1/4			NV	11/4		SW1/4			SE1/4				TOTAL	
	Sec T	wp. Range	NE1/4			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	TOTAL
	25	18S 2E	40	40	40	35	23	40	20	35					,				273

a total of 273 acres in Township 18 South, Range 2 East, Marion County, Kansas,

and the location of the point of diversion shall be better defined as being:

one (1) well located in the Southwest Quarter of the Northeast Quarter of the Northwest Quarter (SW¼NE¼NW¼) of Section 25, more particularly described as being near a point 4,222 feet North and 3,613 feet West of the Southeast corner of said section, in Township 18 South, Range 2 East, Marion County, Kansas,

located substantially as shown on the topographic map accompanying the application to change the place of use.

All diversion works into which any type of chemical or other foreign substance will be injected into the water pumped from the diversion works shall be equipped with an in-line, automatic, quick-closing check valve capable of preventing pollution of the source of the water supply. The type of valve installed shall meet specifications adopted by the Chief Engineer and shall be maintained in an operating condition satisfactory to the Chief Engineer.

File No. 29,221 Page No. 2

The water right owner shall properly install an acceptable water meter on the diversion works authorized under this water right, prior to the use of water, in strict accordance with the Kansas Administrative Regulations 5-1-4 through 5-1-12 adopted by the Chief Engineer. The water right owner shall notify the Chief Engineer when installation of the water meter has been completed. The water right owner shall maintain the water meter in an operating condition satisfactory to the Chief Engineer, at all times during diversion of water and shall maintain records from which the total quantity of water diverted may be determined. The water right owner shall also report the reading of said water meter and the total quantity of water diverted annually to the Chief Engineer. Such records shall be furnished to the Chief Engineer by March 1 following the end of each calendar year.

In all other respects, the Certificate of Appropriation issued pursuant to Approval of Application, File No. 29,221, for permit to appropriate water for beneficial use, is as stated and set forth in the Certificate of Appropriation dated June 12, 1987.

RIGHT TO A HEARING AND TO ADMINISTRATIVE REVIEW

If you are aggrieved by this Order, then pursuant to K.S.A. 82a-1901, you may:

- 1) request an evidentiary hearing before the Chief Engineer, or
- 2) request administrative review by the Secretary of Agriculture.

Failure to request an evidentiary hearing before the Chief Engineer does not preclude your right to administrative review by the Secretary.

To obtain an evidentiary hearing before the Chief Engineer, a written request for hearing must be filed within 15 days after service of this Order as provided in K.S.A. 77-531 (i.e., within a total of 18 days after this Order was mailed to you), with: Kansas Department of Agriculture, Attn: Legal Section, 1320 Research Park Drive, Manhattan, KS 66502, FAX (785) 564-6777.

If you do not file a request for an evidentiary hearing before the Chief Engineer, you may petition for administrative review of the Order by the Secretary of Agriculture. A petition for review shall be in writing and state the basis for requesting administrative review. The request for hearing may be denied if the request fails to clearly establish factual or legal issues for review. See K.S.A. 77-527. The petition must be filed within 30 days after service of this Order as provided in K.S.A. 77-531 (i.e., within a total of 33 days after this Order was mailed to you), and be filed with: Secretary of Agriculture, Attn: Legal Division, Kansas Department of Agriculture, 1320 Research Park Drive, Manhattan, KS 66502, FAX (785) 564-6777.

If neither a request for an evidentiary hearing nor a petition for administrative review is filed as set forth above, then this Order shall be effective and become a final agency action as defined in K.S.A. 77-607(b). Failure to timely request either an evidentiary hearing or administrative review may preclude further judicial review under the Kansas Judicial Review Act.

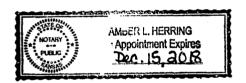
Any request for hearing or petition for administrative review shall be in writing and shall be submitted to the attention of: Chief Legal Counsel, Kansas Department of Agriculture, 1320 Research Park Drive, Manhattan, Kansas 66502, Fax: (785) 564 – 6777.

Ordered this 30day of Cuquet , 2018, in Topeka, Shawnee County, Kansas.

Lane P. Letourneau, P.G.,
Program Manager
Water Appropriation Program
Division of Water Resources
Kansas Department of Agriculture

State of Kansas)
) SS
County of Riley)

The foregoing instrument was acknowledged before me this 30th day of , 2018, by Lane P. Letourneau, P.G., Program Manager, Water Appropriation Program, Division of Water Resources, Kansas Department of Agriculture.



amber J. Herring Notary Public 9

CERTIFICATE OF SERVICE

On this day of September, 2018, I hereby certify that the attached original Approval of Change in Place of Use, File No. 29,221, dated Agroof 304, 2018, was mailed postage prepaid, first class, US mail to the following:

KEITH & CHERYL JOST 2168 K15 HWY HILLSBORO KS 67063

With photocopies to:

Stockton Field Office Tom J. and Carol A. Klenda Scully Partners, L.P

Staff

Turney, Brent [KDA]

From:

Tietsort, Katie [KDA]

Sent:

Wednesday, August 15, 2018 3:20 PM

To:

Turney, Brent [KDA]

Subject:

RE: Change in PU File No. 29221

Brent,

TFO has no objections to approval of the change application as proposed.

Thanks, Katie

Katie Tietsort

Kansas Department of Agriculture 6531 SE Forbes Ave Ste B Topeka, KS 66619 katie.tietsort@ks.gov Phone 785-296-5733

Achiever~Responsibility~Input~Relator~Arranger

From: Turney, Brent [KDA]

Sent: Wednesday, August 15, 2018 2:38 PM **To:** Tietsort, Katie [KDA] <Katie.Tietsort@ks.gov>

Subject: Change in PU File No. 29221

Katie,

Can you please review an give me a recommendation.

Brent

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.

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File No.

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	in MARION County, Kansas, 4,222 fee				
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٠.	a topographic map or aerial photograph. For groundwater	diag	ram shown above in re	elation to the	existing point of
É.	sources, show all wells (including domestic) within one-half mile	dive	rsion. (PLEASE NOTE: ve represents the pr	ine "X" in ce esentive vitnese	enter of diagram
	of the proposed point of diversion and the names and mailing addresses of the owners. For surface water sources, show the		rsion.)	osenny audic	nizeu poilit O
	names and addresses of the landowner(s) one-half mile		• .		
	downstream and one-half mile upstream from your property lines				
	miles				

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

(presently authorized)

File No. _

FILE NO. 29,221_ MAKE ADDITIONAL COPIES AS NECESSARY

3. Co Ov	wner o	ed: The f Land - A	N/	AME: ESS:	THOM 1239	IAS J 270 TH	& CAF	ROL A PA KS	6748	1DA 33	·								
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Sec.	Twp.	Range f Land	NE½	AME: ESS: NI NW1/4 AME: ESS:	E½ SW¼	SE¼	NE%	NW1/4	V% SW%	SE1/4	NE½	S\\NW1/4	N% SW%	SE1/4	NE1/4	SI NW1/4	=½ SW½	SE¼	
Sec.	Twp.	Range	NE½	AME: ESS: NI NW1/4 AME: ESS:	E½ SW¼	SE¼	NE%	NW1/4	V¼ SW¼	SE1/4	NE½	S\\NW1/4	N¼ SW¼	SE1/4		SI NW1/4	=½	SE¼	TOTAL
Sec.	Twp.	Range f Land	NE½	AME: ESS: NI NW1/4 AME: ESS:	E½ SW¼	SE¼	NE%	NW1/4	V% SW%	SE1/4	NE½	S\\NW1/4	N% SW%	SE1/4	NE1/4	SI NW1/4	=½ SW½	SE¼	TOTAL
Sec.	Twp.	Range f Land	NE½	AME: ESS: NI NW1/4 AME: ESS:	E½ SW¼	SE¼	NE%	NW1/4	V% SW%	SE1/4	NE½	S\\NW1/4	N% SW%	SE1/4	NE1/4	SI NW1/4	=½ SW½	SE¼	TOTAL
Ov. Sec.	Twp.	Range f Land Range	NE1/4	AME: ESS: NIII NW1/4 AME: ESS: NIII NW1/4	E½ SW¼	SE¼	NE%	NW1/4	V% SW%	SE1/4	NE½	S\\NW1/4	N% SW%	SE1/4	NE1/4	SI NW1/4	=½ SW½	SE¼	TOTAL
Ov. Sec.	Twp. Twp. Twp.	Range f Land Range	NE1/4	AME: NW1/4 AME: ESS: NIII NW1/4 AME: AME: AME:	E½ SW¼	SE1/4	NE%	NV/A	V% SW%	SE1/4	NE½	SI NW1/4	N% SW%	SE1/4	NE1/4	SI NW1/4	=½ SW½ SW½ SW½	SE¼	ACRES
Ov. Sec.	Twp. Twp. Twp.	Range f Land Range	NE½ NE½ NE½ NE½ NE½ NE½	AME: NW1/4 AME: ESS: NIII NW1/4 AME: AME: AME:	E½ SW¼	SE1/4	NE%	NV/A	V% SW%	SE1/4	NE½	SI NW1/4	N% SW%	SE¼	NE¼	SI NW1/4	=½ SW½ SW½ SW½	SE¼	TOTAL ACRES
Ov. Sec.	Twp. wner o	Range f Land Range	NE½ NE½ NE½ NE½ NE½ NE½	AME: ESS: NI NW¼ AME: ESS: NI NW¼	E¼ SW¼ SW¼ SW¼	SE1/4	NE1/4	NV/A	V% SW% SW%	SE1/4	NE½	SI NW1/4	N1/4 SW1/4 SW1/4 SW1/4	SE1/4	NE1/4	SI NW1/4	E1/4 SW1/4 E1/4 SW1/4	SE1/4	TOTAL ACRES
Ov. Sec.	Twp. wner o	Range f Land Range	NE½ NE½ NE½ NE½ NE½ NE½	AME: ESS: NI NW¼ AME: ESS: NI NW¼	E¼ SW¼ SW¼ SW¼	SE1/4	NE1/4	NV/A	V% SW% SW%	SE1/4	NE½	SI NW1/4	N/4 SW/4 SW/4 SW/4	SE1/4	NE1/4	SI NW¼	E1/4 SW1/4 E1/4 SW1/4	SE1/4	TOTAL ACRES TOTAL ACRES
Ov. Sec.	Twp. wner o	Range f Land Range	NE½ NE½ NE½ NE½ NE½ NE½	AME: ESS: NI NW¼ AME: ESS: NI NW¼	E¼ SW¼ SW¼ SW¼	SE1/4	NE1/4	NV/A	V% SW% SW%	SE1/4	NE½	SI NW1/4	N/4 SW/4 SW/4 SW/4	SE1/4 SE1/4	NE1/4	SI NW¼	E1/4 SW1/4 E1/4 SW1/4	SE1/4	TOTAL ACRES TOTAL ACRES

Page_

DWR 1-121-2 (Rev. 04/24/2018)

I acknowledge that
and give permission to Keth Jost
to apply for more water
on permit # 229221. I sold
the land on 2NW/4 and NE/2
25-18-2 to Keith Jost
Tom Klenda

Tong. Klenda

WATER RESOURCES RECEIVED

MAY 2 2 2018

14. If the	proposed gro	undwater point of	diversion is 300	or fewer feet fro	m the existi	ng point o	of diversion, compl	ete the following:	
				ne currently autho st sign this applic		(s) of use	identified in this a	pplication?	-
` ;	affected if this	application is app	proved as reques			s) of use	identified in this a	oplication be adv	ersely
				will there be subs st sign this applic		nage to pr	operty, public heal	th or safety?	
or a chan	nge in place of	ses a surface wat use, the applicati statement author	on must be sign	ed by all owners	groundwate of the curre	er change ently autho	in point of diversionized place of use	on greater than 3 , or their duly aut	00 feet thorized
age and their be	I the owner, half, in rega	the spouse of	the owner, or er right(s) to ue, correct ar	a duly authori which this app nd complete.	zed agent dication p	of the oertains.	enalty of perjur owner(s) to mak I further verify	e this applicat	ion on
Dated at		Hillsho	<i>~</i>	, Kansas, this _	28th	day of _	June	, 20	<u>8</u>
K	osik k	1)-18	21		\mathcal{C}	her	ist LC	257	
14,	Pith	(Øwner)	,+	<u> </u>		Zhe	(Spouse)	57	
10	m A	(Please Print)			Ca	2. d ((Please Print)		
101	nT	(Owner)	nda		<u> </u>	-21	(Spouse)	Ja	
\(\sqrt{\pi} \)	Mr. Par	(Please Print)	P. Do	us Shorp	POA	01	(Please Print)	14	
Scu 1	Jy Par	(Owner)	Mali	eng ha	W P	OA	(Spouse)		····································
State of k	Kansas	(Please Print)				•	(Please Print)		
	r Mana	1	ss .					70	† 3
	eby certify th	at the foregoing	application w	as signed in r	ny presend	ce and	sworn to before	me this 20	_ day
σι <u></u>	<u> </u>	,,	Notary Pu	RAK, ENSEY blic - State of Kansas es 07/14/2018	Lay	u a	K. Ens	le -	
My Comr	mission Expire	s 07/14/20)[8]	·· 0 1/1/1001/5=	}		Notary Public	8	
accurate i		s, if necessary, mu					ns of the application for		
				FEE SCHEDU	<u>LE</u>				
forth in th (ne schedule be 1) Applicatior 2) Applicatior	elow: Make checl n to change a poir n to change a poir	ks payable to: K nt of diversion 30 nt of diversion m	Kansas Departme 00 feet or less ore than 300 feet	ent of Agric	culture	e accompanied by	\$10	00 00
	~/	inco Gadingo uno pi						·	নান ্

SUMMARY ORDER APPROVING APPLICATION FOR CHANGE AND IMPOSING CONDITIONS

diversion authorized under the above-referenced file number be changed as described in the application. On and after the effective date of this summary order, the authorized place(s) of use shall be located substantially as at the topographic map accompanying the application to change the place of use. Applicable Not Applicable previously authorized. The point of diversion authorized by this summary order shall be located within a previously authorized. The point of diversion authorized by this summary order shall be located within a radius of the authorized point(s) of diversion. Applicable Not Applic	orov With	isions of the Kansas Water Appropriation Law. K.S.A. 82	708b, as amended, and K.A.R. 5-5-1, <i>et seq.</i> and other applicable <i>a-701 et. seq.,</i> and rules and regulations promulgated thereunder, ein, this Summary Order does not change the terms, conditions and
the topographic map accompanying the application to change the place of use. Applicable Not Applicable Not Applicable Post of the version shall not impair existing rights and shall be limited to the same source or sources of a previously authorized. The point of diversion authorized by this summary order shall be located within a radius of the authorized point(s) of diversion. Applicable Not Applicabl	1	A change application was received on diversion authorized under the above-referenced file nur	requesting that the place of use and / or point of mber be changed as described in the application.
previously authorized. The point of diversion authorized by this summary order shall be located within a radius of the authorized point(s) of diversion (a policiation). Applicable Not Applica	2.	On and after the effective date of this summary order, the a the topographic map accompanying the application to ch	authorized place(s) of use shall be located substantially as shown on hange the place of use. Applicable Not Applicable
Positioning System (GPS), as described in the application. The point(s) of diversion authorized herein shall not actually be located more than	3.	previously authorized. The point of diversion authorized	by this summary order shall be located within a foot
authorized point(s) of diversion. Applicable Not Applicable 8. 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 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 Not Applicable Not Applicable Not Applicable _Applicable _Appl	4.	The point(s) of diversion described herein is administrati Positioning System (GPS), as described in the application	ively corrected to be more accurately described using the Global on. ☐ Applicable ☐ Not Applicable
or other device suitable for making water level measurements shall be installed, operated and maintained in accorda K.A.R. 56-613. Applicable Not Applicable	5.	The point(s) of diversion authorized herein shall not actuall authorized point(s) of diversion. ☐ Applicable ☐	ly be located more than feet from the previously Not Applicable
December 31, 20 or before the first use of water, whichever occurs first. The water flow meter shall be in operated and maintained in accordance with K.A.R. 5-14 through 5-1-12. As required by K.S.A. 82a-732, as amend. K.A.R. 5-3-5e, the owner shall maintain records and report the reading of the water flow meter and the total quantity diverted annually to the Chief Engineer by March 1 following the end of each calendar year. Applicable	6.	or other device suitable for making water level measuren	nents shall be installed, operated and maintained in accordance with
authorized extension of time. By March 1, 20 the applicant shall notify the Chief Engineer that constructic works for diversion has been completed, on the form provided by the Chief Engineer, as required by K.A.R. 5-8-4e. Applicable		December 31, 20, or before the first use of water operated and maintained in accordance with K.A.R. 5-1- K.A.R. 5-3-5e, the owner shall maintain records and repo diverted annually to the Chief Engineer by March 1 follow	er, whichever occurs first. The water flow meter shall be installed, 4 through 5-1-12. As required by K.S.A. 82a-732, as amended, and ort the reading of the water flow meter and the total quantity of water
10. All diversion works into which any type of chemical or other foreign substance will be injected into the water shall be early with an in-line, automatic, quick-closing check valve capable of preventing pollution of the source of the water supricheck valve(s) shall be installed, operated and maintained in accordance with K.A.R. 5-3-5c. Applicable Not Ai		authorized extension of time. By March 1, 20 the works for diversion has been completed, on the form pro	ne applicant shall notify the Chief Engineer that construction of the
with an in-line, automatic, quick-closing check valve capable of preventing pollution of the source of the water suppreheck valve(s) shall be installed, operated and maintained in accordance with K.A.R. 5-3-5c. Applicable Not Ai 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) or water appropriated under the above-referenced file number are responsible for compliance with its terms, conditions, as amended and/or supplemented by this Summary Order, and with applicable provisions of the Kansa Appropriation Law and the Rules and Regulations promulgated thereunder. Failure to comply with these provision result in civil penalties pursuant to K.S.A. 82a-737, as amended, and/or the suspension or revocation and dismiss water or appropriation right or any other enforcement actions authorized by law. Administrative Appeal and Effective Date of Order life you are aggrieved by this order, pursuant to K.S.A. 82a-1901, you may request administrative review by the Secretary of Agriculture, Agriculture, Legal Division, 1320 Research Park Drive, Manhattan, KS 66502. Failure to timely request a hearing or review may preclude review under the 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 For Use by Register of Deeds Notary Public	9.	The completed well log shall be submitted with the req	quired notice. Applicable Not Applicable
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 water appropriated under the above-referenced file number are responsible for compliance with its terms, conditions as amended and/or supplemented by this Summary Order, and with applicable provisions of the <i>Kansa Appropriation Law</i> and the <i>Rules and Regulations</i> promulgated thereunder. Failure to comply with these provision result in civil penalties pursuant to K.S.A. 82a-737, as amended, and/or the suspension or revocation and dismiss water or appropriation right or any other enforcement actions authorized by law. 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 by the Secretary must be filed within 30 days pursuant to K.S.A. 77-531. Any request for administrative review 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 For Use by Register of Deeds For Use by Register of Deeds Notary Public	10.	with an in-line, automatic, quick-closing check valve car	pable of preventing pollution of the source of the water supply. The
water appropriated under the above-referenced file number are responsible for compliance with its terms, conditi limitations, as amended and/or supplemented by this Summary Order, and with applicable provisions of the Kansa Appropriation Law and the Rules and Regulations promulgated thereunder. Failure to comply with these provision result in civil penalties pursuant to K.S.A. 82a-737, as amended, and/or the suspension or revocation and dismiss water or appropriation right or any other enforcement actions authorized by law. 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 filled 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 For Use by Register of Deeds For Use by Register of Deeds Notary Public	11.	Additional Conditions are attached.	
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 filled within 15 days of service of this Order and a request for administrative review by the Secretary must be filled 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 APPLICATION APPROVED AND SUMMARY ORDER ISSUED By: Duly Authorized Designee of the Chief Engineer Duly Authorized Designee of the Chief Engineer Application of Water Resources - Kansas Department of Agriculture, Date of Issuance: State of Kansas APPLICATION APPROVED AND SUMMARY ORDER ISSUED By: Duly Authorized Designee of the Chief Engineer Application of Water Resources - Kansas Department of Agriculture, Date of Issuance: State of Kansas Acknowledged before me on by Signature: Notary Public	12.	water appropriated under the above-referenced file null limitations, as amended and/or supplemented by this Seappropriation Law and the Rules and Regulations prorresult in civil penalties pursuant to K.S.A. 82a-737, as a	mber are responsible for compliance with its terms, conditions and ummary Order, and with applicable provisions of the <i>Kansas Water</i> mulgated thereunder. Failure to comply with these provisions may amended, and/or the suspension or revocation and dismissal of the
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 For Use by Register of Deeds Signature: Notary Public	<u> </u>	Administrative Appeal and Effective Date of Order	
County of	you Engi Agrid filed adm days revie File Leg: 6650	may request an evidentiary hearing before the Chief ineer or request administrative review by the Secretary of culture. A request for hearing by the Chief Engineer must be within 15 days of service of this Order and a request for inistrative review by the Secretary must be filed within 30 is pursuant to K.S.A. 77-531. Any request for administrative aw must state a basis for review pursuant to K.S.A. 77-527. any request with Kansas Department of Agriculture, al Division, 1320 Research Park Drive, Manhattan, KS 02. Failure to timely request a hearing or review may clude review under the Kansas Judicial Review Act.	By:
by Signature: Notary Public		For Use by Register of Deeds	County of)
by Signature: Notary Public			
My commission expires:(Neters See	•		Signature:Notary Public
(Notary Seal)			My commission expires:(Notary Seal)

Page 4

DWR 1-121 (Revised 04/5/2018)

File No. _____

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

STATE OF KANSAS

PHONE: (785) 296-5733 FAX: (785) 296-8298 www.agriculture.ks.gov



GOVERNOR JEFF COLYER, M.D. JACKIE McClaskey, Secretary of Agriculture

June 21, 2018

ΚΕΙΤΉ JOST **215**6 Κ15 ΗΨΥ ΗΙΙLSBORO ΚS 67063

My address now is 2/68 15/5 Hay

RE: Change Application, Water Right, File No. 29,221

Dear Mr. Jost:

As we discussed, enclosed is an application form related to completing a change in place of use under Water Right, File No. 29,221. This change will modify your place of use to create a complete overlap with your new pending application, File No. 50,059. The change application must be <u>signed by all</u> <u>owners and spouses, and the signatures must be notarized.</u> For the requested change in place of use, the required filing fee would be \$200. Please submit the Change Application to:

Kansas Department of Agriculture 6531 SE Forbes Avenue, Suite B Topeka, KS 66619

You may contact the Topeka Field Office at (785) 296-5733, or myself at (785) 296-3495, for any additional assistance in completing this application form.

Sincerely,

Douglas Schemm

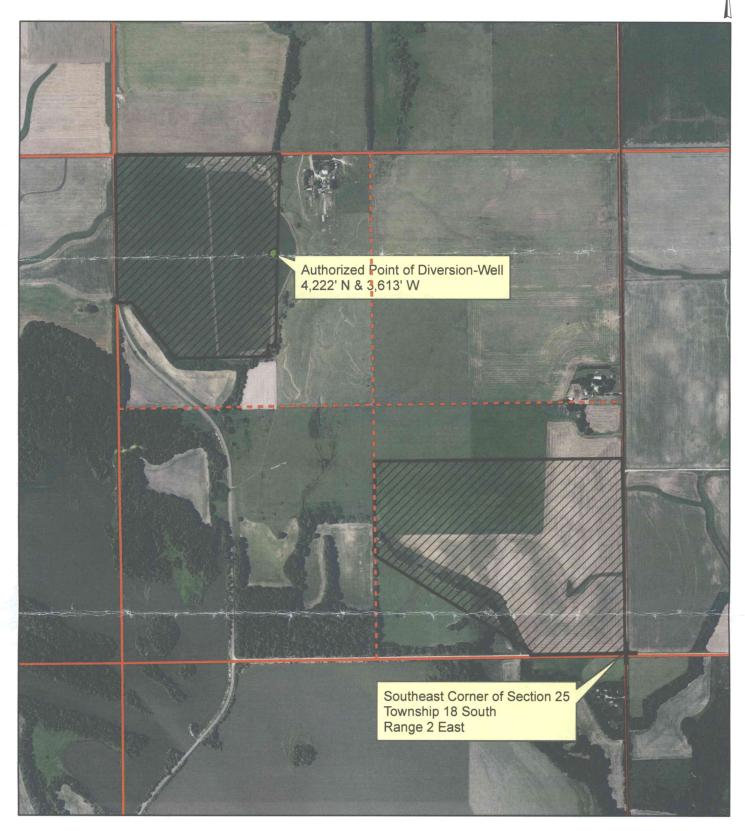
long & chem

Environmental Scientist

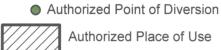
Topeka Field Office

Enclosures

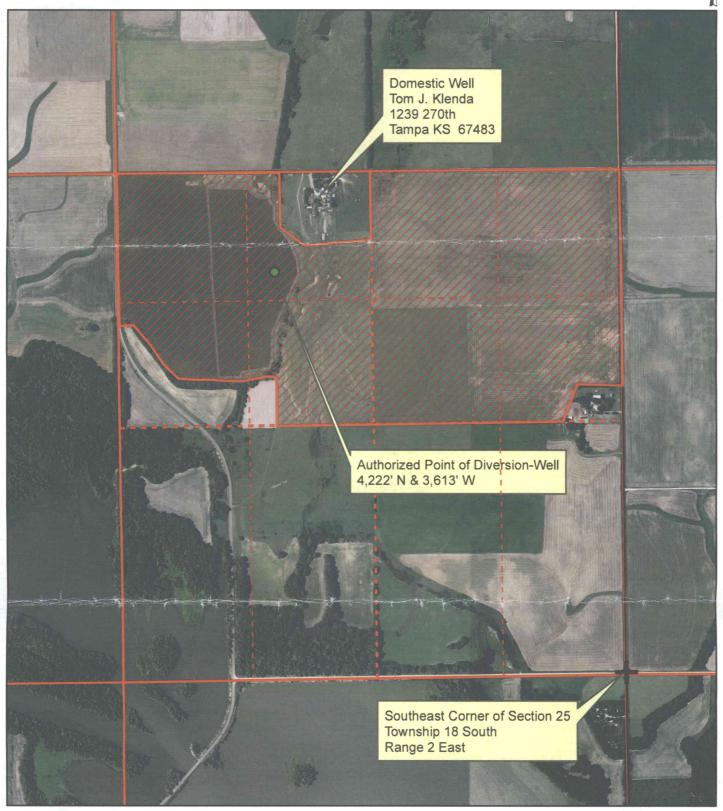
FILE NO. 29,221 - SITE MAP AUTHORIZED PLACE OF USE



1:12,000



FILE NO. 29,221 - SITE MAP PROPOSED PLACE OF USE



1:12,000

Authorized Point of DiversionProposed Place of Use

All known wells of any kind within 1/2 mile of the authorized point of diversion have been identified.

point of diversion have been identified