#### Kansas Department of Agriculture Division of Water Resources

#### **CHANGE: P/U WORKSHEET**

Document Signature				
1. File Number: <b>24,864</b>	2. Status Change Date: 1-17 - 2019	3. Change Num:	4. Field Office: <b>01</b>	5. GMD:
6. Status: ⊠ Approved ☐ Den	ied by DWR/GMD	Dismiss by Reques	st/Failure to Return	7. Filing Date of Change: <b>1/15/19</b>
8a. Applicant(s) New to system   PESSEMIER COMPANY CHRISTIAN A ROYER PO BOX 206	Person ID 13689 Add Seq# 1	3698 N		Person ID 30960 Add Seq# 1
8b. Landowner(s)	Person ID <b>30962</b>	8d. Landowr	` '	Person ID <u><b>30961</b></u> Add Seg# <b>1</b>
New to system ☐  PAULA LIBERIO  6027 HORSE CANYON R  PEDLEY CA 92509	Add Seq# <u>1</u>	3235 C	ROYER COLE AVE AS TX 75204	Add Seq# 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1
		8A.		
9. Documents and Enclosure(s): 🛛 D\	NR Meter(s) Date to Comp	oly: <u>12/31/19</u>	N & P Date to	o Comply:
☐ Anti-Reverse Meter ☐ Meter ☐ Conservation Plan Date Requir	_	□ N & P Form		Driller Copy
10. Use Made of Water From:		То:		
Base Hous 150 year	1980		Date Prepared: <b>1/16</b> / Date Entered:	/ <b>19</b> ву: <b>LHH/TFO</b> Ву:

File No.	24864	4		Coun BAUI	ty: NSEE		Bas	sin: Ka	nsas	River				S	tream:							Fo	rmation Code:	113	Spe	ecial Use:	
	nts of Dive	ersion																Rate a	and Qu	antity							
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Limi	tation:			af/y	yr at _					gpm (_				cfs) w	hen co	mbine	d with	file nu	umber(	s)					~~		
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	e of Use						NE	1/4			NV	V1/4			sv	SW1/4 SE1/4					Total	Owner Ch	ng?	Overla	p Files	•	
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Topeka Field Office 6531 SE Forbes Ave., Suite B Topeka, KS 66619



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

Mike Beam, Interim Secretary

Laura Kelly, Governor

January 18, 2019

PESSEMIER COMPANY CHRISTIAN A ROYER PO BOX 206 SAINT MARYS KS 66536

Re: Water

Water Right, File No. 24,864

Dear Sir:

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

Your attention is directed to the terms, conditions, and limitations specified in this approval for change. A condition of this order 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 this order modifies the original certificate issued under your water right file, it should be recorded with the Register of Deeds as other instruments affecting real estate.

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

If you have any questions, please feel free to contact this office. If you wish to refer to a specific file, please reference it when you contact us.

Sincerely,

Katherine A. Tietsort

Water Commissioner

KAT:Ihh Enclosures 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.

						F	ile No	. 2486	4									Ī	ECEIVED ; <b>00 P.M.</b> 1 <b>1 5</b> 2019
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F	hone N	umber:	(	)					Email	addre	ss:								
3. T	he pres	ently a	uthoriz	ed pla	ce of u	ıse is:													
C	owner o	f Land -	NA	AME:	SEE#	2 ABC	VE_												
				ESS:											·				
(	If there is	more th	an one	landov	vner, at	tach su	ppleme	ental sh	eets as	s neces	sary.)				_				
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C	f this ap Owner o	f Land -	NA ADDRI	AME: ESS:	SEE #	2 ABC	VE			ed that	•				ged to	:			
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	For Offi	ce Use	Only:	Code	<del></del>	Fe	es 2	٥٠٠٥	O TR	#		Re	eceipt	 Date			Chec	k#2	11453

5.	Presently authori	zed point of	diversion:				
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	of Section	10	, Township	10	South, Range	e <u>11 EAST</u>	(E/W),
			unty, Kansas, <u>2700</u>				
1	Authorized Rate _		Authorized Quantity	у	Depth of well _	(fee	et)
			No G				
	☐This point will not	be changed	☐This point will be chan	ged as follows:	No change, point b	etter described with GP	S as follows:
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			, Township				
			unty, Kansas, <u>2648</u>				
			Proposed Quantity				
L	This point is: LI A	daitional vve	I ☐ Geo Center List	otner water rig	ints that will use this	point	
_ [	Presently authori	and point of	diversion				
6.					Overden of th	_	0
	of Section	•	Quarter of the , Township		Quarter of the	e	Quarter
	in	Co	unty, Kansas,	feet North	Soulii, Range	et of Southeast come	(⊏/VV),
- {			Authorized Quantity				
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	of Section		, Township		South, Range	e	(E/W),
	in	Co	unty, Kansas,	feet North _	feet We	st of Southeast come	er of section.
-	Proposed Rate		Proposed Quantity		Proposed well	depth (feet)	·
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8.	If a well, is the test	hole log attacl	ned?  Yes  No	200	-   +   +	= 1+1+	1 = 200
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9.	The change(s) (was	s)(will be) com	pleted by?	100	-1+1+1	= 1 + 1 +	100
	N/A			- [			<u> </u>
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	(a) What are you g	joing to do wit	ir are old weir:				=
	N/A			_ 100	-1+1+1	= + + + +	100
	(b) When will this !	oe done? N/A		_		<u> </u>	4
				200		$\stackrel{\stackrel{\circ}{=}}{=}$ $1 + 1 + 1$	1 = 200
11.	Groundwater Manag	gement Distric	t recommendation attach	Ε	. ' ' ' '		' 🗐
	☐ Ye	s 🛛 No		Ī	<u> </u>	. <del> </del>	<u> </u>
40	Austral Europe	DUNOES 44	20.49	30 30	0 200 100	_ 0 <u>_ 100 _ 200</u>	300 300
12.	Assisted by <u>BRETT</u>	BUNGER 11	-29-18	<del></del>		South Scale: 1 hashmo	ark=10 ft
13a	. If the proposed poin	t of diversion	vill be relocated more tha			version will be relocated	
	a topographic mar	teet of the export of the expo	isting point of diversion, a notograph. For ground	lwater diag	ram shown above	diversion, indicate its in relation to the ex	disting point of
	a topograpine map	olla (inaludina	domestic) within one ha	If mile dive	rsion (PLEASE NO	TF: The "X" in cen	ter of diagram

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

above represents the presently authorized point of diversion.)

14. If the proposed groundwater point of diversion is 300 or fewer feet from	om the existing point of diversion, complete the following:
(a) Does the undersigned represent all owners of the currently authors are the currently authors. ■	
<ul> <li>(b) Will the ownership interest of any owner of the currently author affected if this application is approved as requested?</li> <li>☐ Yes</li> <li>☐ No</li> <li>(If yes, all owners must sign this application)</li> </ul>	
(c) If this application is not approved expeditiously, will there be sub ☐ Yes ☐ No (If no, all owners must sign this applied	
If the application proposes a surface water change in point of diversion, a or a change in place of use, the application must be signed by all owners agent (attach notarized statement authorizing representation).	
	*
I hereby verify, being first duly sworn upon my oath or affirm age and the owner, the spouse of the owner, or a duly author their behalf, in regards to the water right(s) to which this appoint this application are true, correct and complete.	ized agent of the owner(s) to make this application on plication pertains. I further verify that the statements
Dated at Mouced , Kansas, this	4th day of Jancony, 2019.
Xather Haus Katherine Hannis (Please Print)	Roderick Harris  (Spouse)  (Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)  State of Kansas CALIFC RNIA)  County of WRRED  SS	Commission # 2117516 Notary Public - California Merced County y Comm. Expires Jul 25, 2019
I hereby certify that the foregoing application was signed in of	my presence and sworn to before me this 4TH day
My Commission Expires July 35, 2019	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.	
FEE SCHED!	ULE
Each application to change the place of use or the point of diversion undeforth 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	er this section shall be accompanied by the application fee set tent of Agriculture \$100

14. It ti	ne proposed groundwater point of diversion is 300 or fewer	teet from the exi	sting point of diversion, complete th	e following:
(a)	Does the undersigned represent all owners of the currentl ☐ Yes ☐ No (If no, all owners must sign this		ce(s) of use identified in this applica	tion?
(b)	Will the ownership interest of any owner of the currently affected if this application is approved as requested?  ☐ Yes ☐ No (If yes, all owners must sign the	•	e(s) of use identified in this applica	tion be adversely
(c)	If this application is not approved expeditiously, will there ☐ Yes ☐ No (If no, all owners must sign this		amage to property, public health or	safety?
or a cha	oplication proposes a surface water change in point of diver ange in place of use, the application must be signed by all c attach notarized statement authorizing representation).			
age ar their b	by verify, being first duly sworn upon my oath or and the owner, the spouse of the owner, or a duly a behalf, in regards to the water right(s) to which the ined in this application are true, correct and comp	uthorized age is application lete.	nt of the owner(s) to make thi pertains. I further verify that	s application on
Dated a	at TEREZULA CALIF. Konso	this 24TH	_day of DECEMBER	, 20 18
Daled a	10- 0	is, this <u>service</u>	_ day of	
<u> </u>	(Owner)	***	(Spouse)	
	(Please Print)		(Please Print)	
	(Owner)		(Spouse)	
	(Please Print)		(Please Print)	
	(Owner)		(Spouse)	
	(Please Print)		(Please Print)	
State o County	f Kansas ss			
I he	reby certify that the foregoing application was signe-	d in my prese	nce and sworn to before me	this day
My Cor	mmission Expires attached July		Notary-Public	
accurate	COMPLETE APPLICATIONS WILL BE PROCESSED. To be compe information; maps, if necessary, must be included; signatures of a copriate fee must be paid.			
	FEE SO	CHEDULE		
	pplication to change the place of use or the point of diversic			oplication fee set
torth in	the schedule below: Make checks payable to: Kansas De (1) Application to change a point of diversion 300 feet or I			\$100
	<ul> <li>(2) Application to change a point of diversion more than 3</li> <li>(3) Application to change the place of use</li></ul>	300 feet		\$200

#### Jurat

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California

County of Riverside

Subscribed and sworn to (or affirmed) before me on this 24 day of December

20 18 by Paula Liberio

in AMBnou

proved to me on the basis of satisfactory evidence to be the person(s) who appeared before me.

#### AMY M. BROWN Notary Public - California **Riverside County** Commission # 2172470 My Comm. Expires Dec 14, 2020

#### **OPTIONAL INFORMATION**

jurat process.

DESCRIPTION OF THE ATTACHED DOCUMENT (Title or description of attached document continued) Number of Pages N/A Document Date 12-24-18

(Additional information)

wording of all Jurats completed in California after January 1, 2015 must be in the form as set forth within this Jurat. There are no exceptions. If a Jurat to be completed does not follow this form, the notary must correct the verbiage by using a jurat stamp containing the correct wording or attaching a separate jurat form such as this one which does contain proper wording. In addition, the notary must require an oath or affirmation from the document signer regarding the truthfulness of the contents of the document. The document must be signed AFTER the oath or affirmation. If the document was previously signed, it must be re-signed in front of the notary public during the

INSTRUCTIONS FOR COMPLETING THIS FORM The

- · State and County information must be the State and County where the document signer(s) personally appeared before the notary public.
- Date of notarization must be the date that the signer(s) personally appeared which must also be the same date the jurat process is completed.
- Print the name(s) of document signer(s) who personally appear at the time of notarization.
- Signature of the notary public must match the signature on file with the office of the county clerk.
- The notary seal impression must be clear and photographically reproducible. Impression must not cover text or lines. If seal impression smudges, re-seal if a sufficient area permits, otherwise complete a different jurat form.
  - Additional information is not required but could help to ensure this jurat is not misused or attached to a different document.
  - Indicate title or type of attached document, number of pages and date.
- · Securely attach this document to the signed document

14. If the proposed groundwater point of diversion is 300 or fewer feet from	om the existing point of diversion, complete the following:					
(a) Does the undersigned represent all owners of the currently authors Yes ☐ No (If no, all owners must sign this application)						
<ul> <li>(b) Will the ownership interest of any owner of the currently author affected if this application is approved as requested?</li> <li>☐ Yes</li> <li>☐ No</li> <li>(If yes, all owners must sign this application)</li> </ul>						
(c) If this application is not approved expeditiously, will there be sub ☐ Yes ☐ No (If no, all owners must sign this application)						
If the application proposes a surface water change in point of diversion, a or a change in place of use, the application must be signed by all owners agent (attach notarized statement authorizing representation).						
I hereby verify, being first duly sworn upon my oath or affirm age and the owner, the spouse of the owner, or a duly author their behalf, in regards to the water right(s) to which this appropriate true, correct and complete.	ized agent of the owner(s) to make this application on olication pertains. I further verify that the statements					
Dated at Lhicago Kansas this	17th day of Decembers, 2018					
une Phon						
Maris P Rover	(Spouse)					
(Please Print)	(Please Print)					
(Owner)	(Spouse)					
(Please Print)	(Please Print)					
(Owner)	(Spouse)					
State of Kansas  County of COOK  (Please Print)  SS  SS	(Please Print)					
i hereby certify that the foregoing application was signed in of Occambo.						
My Commission Expires Notary Public Notary P						
ONLY COMPLETE APPLICATIONS WILL BE PROCESSED. To be complete, all of the applicable portions of the application form must be completed with accurate information; maps, if necessary, must be included; signatures of all the appropriate owners' must be affixed to the application and notarized; and the appropriate fee must be paid.						
<u>FEE SCHEDI</u>	<u>JLE</u>					
Each application to change the place of use or the point of diversion under this section shall be accompanied by the application fee set forth in the schedule below: Make checks payable to: Kansas Department of Agriculture  (1) Application to change a point of diversion 300 feet or less						

#### SUMMARY ORDER APPROVING APPLICATION FOR CHANGE AND IMPOSING CONDITIONS

oro Mit	This Summary Order is issued under authority of K.S.A. 82a-708b, a provisions of the <i>Kansas Water Appropriation Law, K.S.A. 82a-701 e</i> With the exception of those conditions expressly contained herein, this imitations of File No. <u>24,864</u>	t. seg., and rules and regulations promulgated thereunder.
	1. A change application was received on <u>January 15, 20</u> diversion authorized under the above-referenced file number be	requesting that the place of use and / or point of changed as described in the application.
		ed place(s) of use shall be located substantially as shown on
3.	<ol> <li>The change in point of diversion shall not impair existing rights an previously authorized. The point of diversion authorized by this radius of the authorized point(s) of diversion.</li></ol>	d shall be limited to the same source or sources of water as summary order shall be located within a <b>foot</b>
4.	<ol> <li>The point(s) of diversion described herein is administratively concentration.</li> <li>Positioning System (GPS), as described in the application.</li> </ol>	rrected to be more accurately described using the Global Applicable   Not Applicable
5.	<ol> <li>The point(s) of diversion authorized herein shall not actually be locally authorized point(s) of diversion.</li> <li>□ Applicable ☑ Not Applicable</li> </ol>	cated more than feet from the previously plicable
3.	<ol> <li>As required by K.A.R. 5-3-5d, if the works for diversion is a well wi or other device suitable for making water level measurements sh K.A.R. 5-6-13. ☐ Applicable ☑ Not Applicable</li> </ol>	th a diversion rate of 100 gallons per minute or more, a tube hall be installed, operated and maintained in accordance with
7.	7. The owner of the authorized place(s) of use shall properly December 31, 20 9 , or before the first use of water, whice operated and maintained in accordance with K.A.R. 5-1-4 through K.A.R. 5-3-5e, the owner shall maintain records and report the rediverted annually to the Chief Engineer by March 1 following the Applicable   Not Applicable	hever occurs first. The water flow meter shall be installed, gh 5-1-12. As required by K.S.A. 82a-732, as amended, and eading of the water flow meter and the total quantity of water
8.	8. Installation of the works for diversion of water shall be compauthorized extension of time. By March 1, 20 the appliance works for diversion has been completed, on the form provided by Applicable Not Applicable	colleted on or before December 31, 20, or within any cant shall notify the Chief Engineer that construction of the by the Chief Engineer, as required by K.A.R. 5-8-4e.
9.	9. The completed well log shall be submitted with the required r	otice. ☐ Applicable 🔯 Not Applicable
10.	10. All diversion works into which any type of chemical or other foreig with an in-line, automatic, quick-closing check valve capable of check valve(s) shall be installed, operated and maintained in according to the control of t	preventing pollution of the source of the water supply. The
11.	11. Additional Conditions are attached.   Yes   No	·
12.	12. In accordance with K.S.A. 82a-708a, as amended, and K.A.R. 5-water appropriated under the above-referenced file number ar limitations, as amended and/or supplemented by this Summary Appropriation Law and the Rules and Regulations promulgate result in civil penalties pursuant to K.S.A. 82a-737, as amende water or appropriation right or any other enforcement actions and	e responsible for compliance with its terms, conditions and order, and with applicable provisions of the Kansas Water distributed the distributed that the distributed by the suspension or revocation and dismissal of the
:	Administrative Appeal and Effective Date of Order	FOR OFFICE USE ONLY
lf vo	If you are aggrieved by this order, pursuant to K.S.A. 82a-1901,	APPLICATION APPROVED AND
you	you may request an evidentiary hearing before the Chief Engineer or request administrative review by the Secretary of	SUMMARY ORDER ISSUED
Agr	Agriculture. A request for hearing by the Chief Engineer must be By:	Potherine d. Tietsort
iiled adn	filed within 15 days of service of this Order and a request for administrative review by the Secretary must be filed within 30	Duly Authorized Designee of the Chief Engineer
	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.	(Print Name): Katherine H. LietSott Division of Water Resources - Kansas Department of Agriculture
File	File any request with Kansas Department of Agriculture	te of Issuance: January 17 2019
665	66502. Failure to timely request a hearing or review may	ate of Kansas
ore	breclidde review drider the Karisas Judicial Review Act.	unty of Shawnee ) SS
		\ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \
		Katherine A. tietsort
		ignature: Llayd Hempley
	M	y commission expires:  Who public  LLOYD HEMPHILL  My Appointment Expires  Public  My Appointment Expires  Fusion (Notary Second 27, 2020)

Page 4

### ATTACHMENT "B" APPLICATION TO CHANGE THE PLACE OF USE FILE NO. 24864

#### PROPOSED PLACE OF USE

- 1.0 acres in Lot 6,
- 39.5 acres in Lot 7,
- 5.0 acres in the Southeast Quarter of the Northwest Quarter (SE1/4 NW1/4), 42.25 acres Lot 8,
- 10.0 acres in the Northeast Quarter of the Southwest Quarter (NE1/4 SW1/4), 38.5 acres in Lot 9,
- 4.0 acres in the Southeast Quarter of the Southwest Quarter (SE1/4 SW1/4),
- # 140.25 acres in Wabaunsee County,
- 2.0 acres in the Southeast Quarter of the Northwest Quarter (SE1/4 NW1/4),
- 9.0 acres in the Northeast Quarter of the Southwest Quarter (NE1/4 SW1/4),
- 3.0 acres in Lot 4,
- 1.0 acres in the Southeast Quarter of the Southwest Quarter (SE1/4 SW1/4),

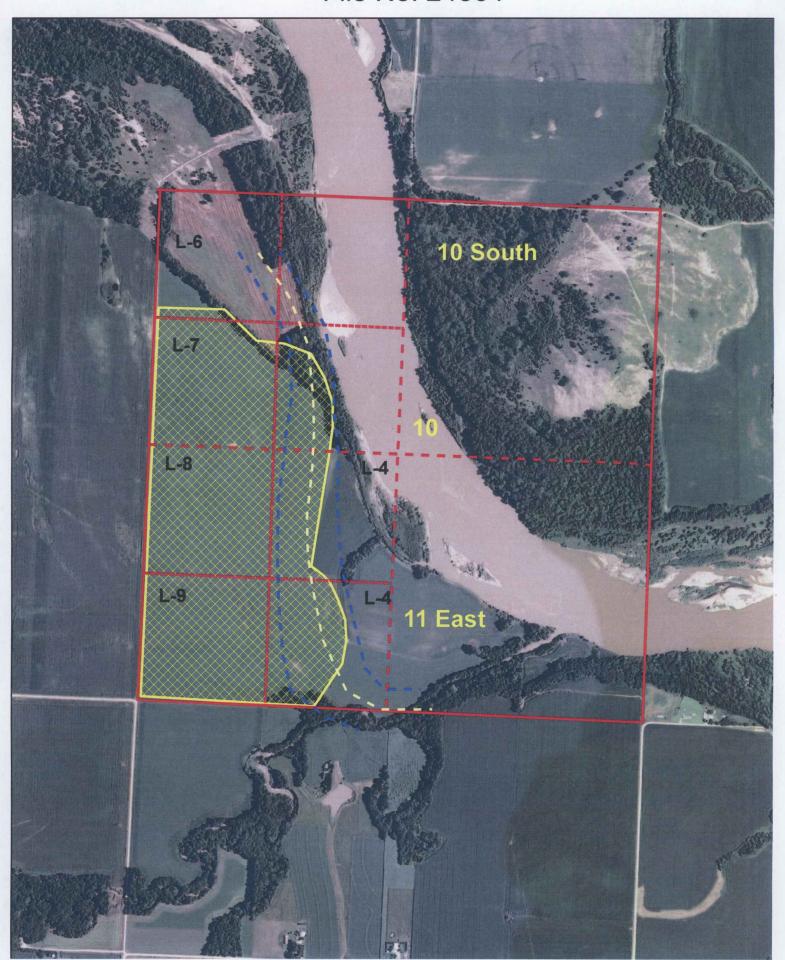
a total of 14 acres Pottawatomie County,

all in Section 10, Township 10 South, Range 11 East.

\* Corrections made by Lloyd Hemphill - DWR/TFO.

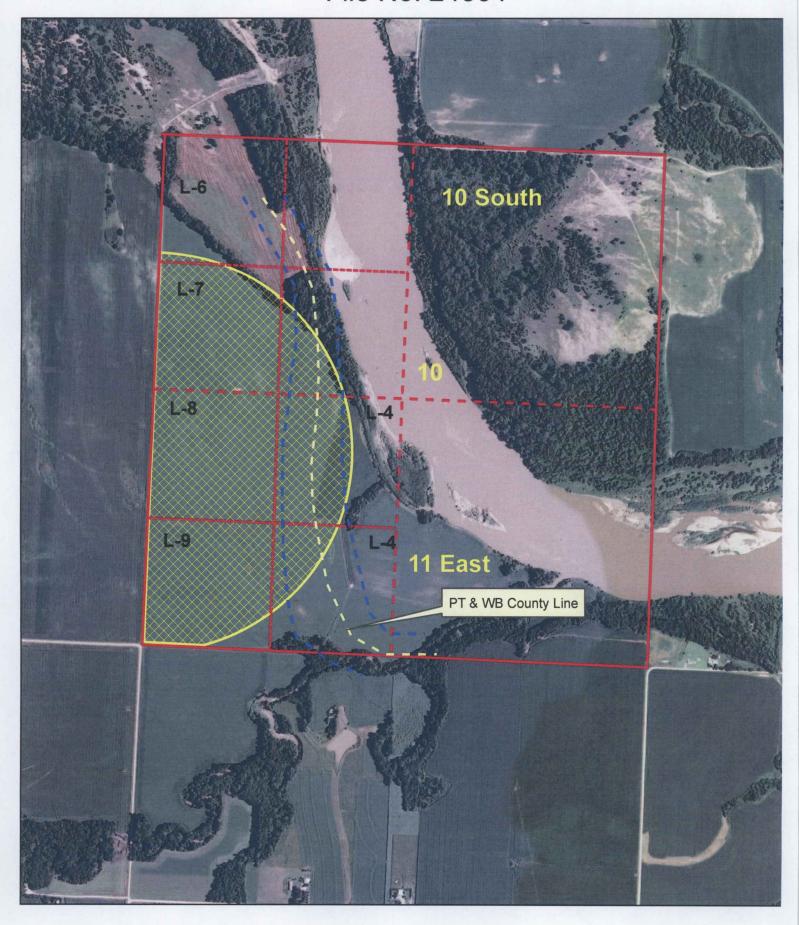
1:12,000

### Authorized Place of Use File No. 24864



1:12,000

## Proposed Place of Use File No. 24864



#### **CERTIFICATE OF SERVICE**

On this 18<sup>th</sup> day of January, 2019, I hereby certify that the attached <u>APPROVAL OF</u> <u>APPLICATION FOR CHANGE IN PLACE OF USE</u>, Water Right, File No. 24,864, dated January 17, 2019 was mailed postage prepaid, first class, US mail to the following:

PESSEMIER COMPANY CHRISTIAN A ROYER PO BOX 206 SAINT MARYS KS 66536

Slagd Hemplif