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

						I	File No	. <u>4979</u>	)7					-11			M	RECEN 8:2 AR 26	3AM
1.	Applicati	ion is he	ereby r	nade f	or app	roval c	of the C	hief E	ngine	er to ch	nange	the (ch	neck o	ne or b	oth):		To	peka Fiel	d Office
						□ P	lace o	f Use		$\boxtimes$	Point	of Dive	ersion			D	IVISION	OF WATE	R RESOURCES
	under th	e water	right v	vhich is	s the s	ubject	of this	applic	ation i	n acco	rdance	e with	the co	ndition	s desc	ribed I	pelow.		
	The sou	rce of s	upply i	s:		$\boxtimes$ G	round	water			Surfa	ce wat	er						
2.	Name ar	nd addre		Applica <b>7 N 1</b> 1														WYMAN	
	Phone N	lumber:																	
		none Number: () Email address:ame and address of Water Use Correspondent: NEIS BROTHERS FARM																	
	2215 N 1	1100 RE	) EU	DORA	KS 6	6025-	8107												
	Phone N	lumber:	(	)					Email	addre	ss:								
3.	The pres	sently a	uthoriz	ed pla	ce of u	ise is:													
	Owner o	f Land -	NA	AME:															
		,	ADDRI	ESS:															
	(If there is	more th	an one	landov	vner, at	tach su	ppleme	ental sh	eets as	neces	sary.)								
				NE	=1/4			N/	N1/4			SV	V1/4			SI	=1/4		TOTAL
Sec	. Twp.	Range	NE1/4	NW¼	SW1/4	SE1/4	NE1/4	NW¼	SW1/4	SE1/4	NE¼	NW¼	SW1/4	SE1/4	NE1/4	NW¼	SW1/4	SE1/4	ACRES
	If this ap Owner o	f Land -	NA ADDRI	AME: . ESS: .											_				
				NF	=1/4			N/	N¹⁄4			SV	V1/4			SI	Ξ1/4		TOTAL
Sec	. Twp.	Range	NE1/4		SW1/4	SE1/4	NE1/4		SW1/4	SE1/4	NE1⁄4	NW1/4		SE1/4	NE1/4	NW1/4		SE1/4	ACRES
											II		-		1				
	For Offic	ce Use	Only:	Code	<b>C</b> 6	T Fe	e \$	200	TR	#		Re	eceipt	Date _	3/2	6/21	Chec	k#	851

. [	Presently authorized point of diversion: SEE ATTAC	HMENT "A"	<b>1</b>
1	One in the Quarter of the	Quarter of the	Quarter
,	of Section, Township	South, Range	(E/W),
	in County, Kansas, fee		
4	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 desc	ribed by GPS)
-   -	One in the Quarter of the	Quarter of the	Quarter
	of Section, Township		
i	in County, Kansas, fee	et North feet West of Southeast co	rner of section.
	Proposed Rate Proposed Quantity		
	This point is: Additional Well Geo Center List other		
L			
. Г	Presently authorized point of diversion:		
	One in the Quarter of the	Quarter of the	Quarter
	of Section, Township	South Pange	/E/M
	in County, Kansas, fee	at North feet West of Southeast co	rner of section
	Authorized Rate Authorized Quantity		
	(DWR use only: Computer ID No GPS	-	•
	☐ This point will not be changed ☐ This point will be changed as		
- 1			
	Proposed point of diversion: (Complete only if change is		
	One in the Quarter of the		
	of Section, Township		
	in County, Kansas, fee		
	Proposed RateProposed Quantity		
L	This point is: Additional Well Geo Center List other	water rights that will use this point	
	The changes herein are desired for the following reasons?		
_	ORIGINAL TEST DATA INDICATED THAT WE ONLY	North	
	NEEDED TO COMPLETE ONE OF THE TWO AUTHORIZED	300 200 100 0 100 2 Emiliani	200 300
	WELLS TO HAVE AN ADEQUATE SUPPLY OF WATER. AFTER OPERATING FOR A COUPLE YEARS IT IS NOW		<u> </u>
	VERY EVIDENT THAT THE SECOND WELL IS NEEDED.	200 + + + = + + + + + + + + + + + + + + +	
		200 + + + = + + + + + + + + + + + + + + +	1 = 200
. 1	If a well, is the test hole log attached?   Yes   No		_ <b>\</b> -∃
_	The decree ( ) ( )	100	100
	The change(s) (was)(will be) completed by?		1 1 1 100
:	JUNE 2021		
Λ i	If the naint of diversion is a well-	West 0 [111	
	If the point of diversion is a well:		_
(	(a) What are you going to do with the old well?		<b>. </b>
,	NOT APPLICABLE	100 + + + = + + -	十 1 100
_		100	- /
(	(b) When will this be done? N/A	200 =   +   =   +   -	200
1. 4	Assisted by BLB/TFO 2-5-21		
/	COOK OF DEDITION OF THE	300 200 100 0 100 2	111111111111111111111111111111111111
3a.1	If the proposed point of diversion will be relocated more than 300		shmark=10 ft

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 a 300 foot radius of the existing point of diversion, indicate its location 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.)

### ATTACHMENT "A" FILE NO. 49797

## Authorized Points of Diversion - Battery of 2 Wells

GEO CTR – (Lot 1)	27-12-21E	1359'N & 850'W
1 Well - (Lot 1)	27-12-21E	1509'N & 850'W
1 Well - (NW SE SE)	27-12-21E	1209'N & 850'W

# Proposed Points of Diversion – Battery of 2 Wells

GEO CTR -	– (Lot 1)	27-12-21E	1719'N & 935'W
1 Well -	(Lot 1)	27-12-21E	1512'N & 919'W
1 Well –	(Lot 1)	27-12-21E	1925'N & 950'W

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

pro Wit	visions of the Kansas Water Appropriation Law, K.S.A. 82	a-701 et. seq., and rules and regulations promulgated thereunder, ein, this Summary Order does not change the terms, conditions and
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 nber be changed as described in the application.
2.	On and after the effective date of this summary order, the a the topographic map accompanying the application to ch	uthorized place(s) of use shall be located substantially as shown on nange the place of use.
3.	The change in point of diversion shall not impair existing rice previously authorized. The point of diversion authorized radius of the authorized point(s) of diversion.   Application	ghts and shall be limited to the same source or sources of water as by this summary order shall be located within a foot ble Not Applicable
4.	The point(s) of diversion described herein is administrating Positioning System (GPS), as described in the application	vely corrected to be more accurately described using the Global on.   Applicable   Not Applicable
5.	The point(s) of diversion authorized herein shall not actually authorized point(s) of diversion.  Applicable	y be located more than feet from the previously Not Applicable
6.	As required by K.A.R. 5-3-5d, if the works for diversion is a or other device suitable for making water level measurem K.A.R. 5-6-13.   Applicable   Not Applicable	well with a diversion rate of 100 gallons per minute or more, a tube ents shall be installed, operated and maintained in accordance with
7.	<b>December 31, 20,</b> or before the first use of water operated and maintained in accordance with K.A.R. 5-1-	roperly install an acceptable water flow meter on or before r, 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 wing the end of each calendar year.
8.	authorized extension of time. By March 1, 20 the	e completed on or before December 31, 20, or within any e applicant shall notify the Chief Engineer that construction of the vided by the Chief Engineer, as required by K.A.R. 5-8-4e.
9.	The completed well log shall be submitted with the req	uired notice.
10.	with an in-line, automatic, quick-closing check valve cap	r foreign substance will be injected into the water shall be equipped able of preventing pollution of the source of the water supply. The d in accordance with K.A.R. 5-3-5c.  ☐ Applicable  ☐ Not Applicable
11.	Additional Conditions are attached.	
12.	water appropriated under the above-referenced file nun limitations, as amended and/or supplemented by this Suappropriation Law and the Rules and Regulations prom	A.R. 5-5-14, all of the owners of the authorized place(s) of use of the are responsible for compliance with its terms, conditions and immary Order, and with applicable provisions of the <i>Kansas Water</i> nulgated thereunder. Failure to comply with these provisions may mended, and/or the suspension or revocation and dismissal of the tions authorized by law.
4	Administrative Appeal and Effective Date of Order	FOR OFFICE USE ONLY
If vo	ou are aggrieved by this order, pursuant to K.S.A. 82a-1901,	APPLICATION APPROVED AND
vou	may request an evidentiary hearing before the Chief	SUMMARY ORDER ISSUED
Agr	ineer or request administrative review by the Secretary of iculture. A request for hearing by the Chief Engineer must be	Ву:
	I within 15 days of service of this Order and a request for ninistrative review by the Secretary must be filed within 30	By: Duly Authorized Designee of the Chief Engineer
	s pursuant to K.S.Á. 77-531. Any request for administrative ew must state a basis for review pursuant to K.S.A. 77-527.	(Print Name):
File	any request with Kansas Department of Agriculture.	Date of Issuance:
665	al Division, 1320 Research Park Drive, Manhattan, KS 02. Failure to timely request a hearing or review may	State of Kansas )
pre	clude review under the Kansas Judicial Review Act.	) ss
	For Use by Register of Deeds	County of)
		Acknowledged before me on
		by
		Signature:
		Signature:Notary Public
		My commission expires:
		My commission expires:(Notary Seal)

14. If the proposed groundwater point of diversion is 300 or fewer feet from	m the existing point of diversion, complete the following:				
<ul> <li>(a) Does the undersigned represent all owners of the currently authors</li> <li>☐ Yes</li> <li>☐ No</li> <li>(If no, all owners must sign this application)</li> </ul>					
<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 applic					
If the application proposes a surface water change in point of diversion, a groundwater change in point of diversion greater than 300 feet, or a change in place of use, the application must be signed by all owners of the currently authorized place of use, or their duly authorized agent (attach notarized statement authorizing representation).					
I hereby verify, being first duly sworn upon my oath or affirmation and under penalty of perjury, that I am of lawful age and the owner, the spouse of the owner, or a duly authorized agent of the owner(s) to make this application on their behalf, in regards to the water right(s) to which this application pertains. I further verify that the statements contained in this application are true, correct and complete.  Dated at					
(Owner) $(Owner)$	(Spouse)				
(Please Print)	(Please Print)				
(Owner)	(Spouse)				
(Please Print)	(Please Print)				
(Owner)	(Spouse)				
(Please Print)	(Please Print)				
State of Kansas Florida ) County of Monroe Ss	200				
I hereby certify that the foregoing application was signed in of	my presence and sworn to before me this day				
My Commission Expires  CAROLYN R. HENRY  Notary Public - State of Florida  Commission # GG 972273  My Comm. Expires Mar 23, 2024	Notary Public Jerry				
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.					
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					

14. II the pic	oposed groundwater point or diversion is 500 of lewe	rieet from the existing point of diversion, complete the following:
(a) Doe	es the undersigned represent all owners of the curren Yes $\qed$ No (If no, all owners must sign th	tly authorized place(s) of use identified in this application? is application.)
(b) Will affe	cted if this application is approved as requested?	y authorized place(s) of use identified in this application be adversely his application.)
(c) If th	is application is not approved expeditiously, will there Yes $\ \ \square$ No $\ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \$	be substantial damage to property, public health or safety? is application.)
or a change i	tion proposes a surface water change in point of diversin place of use, the application must be signed by all notarized statement authorizing representation).	ersion, a groundwater change in point of diversion greater than 300 feet owners of the currently authorized place of use, or their duly authorized
age and the their behal	e owner, the spouse of the owner, or a duly a f, in regards to the water right(s) to which t in this application are true, correct and comp	affirmation and under penalty of perjury, that I am of lawful authorized agent of the owner(s) to make this application on his application pertains. I further verify that the statements plete.  as, this
	(Owner)	(Spouse)
	Dale Neis (Please Print)	(Please Print)
	( 1232 )	(Flouded Filling)
*	(Owner)	(Spouse)
	(Please Print)	(Please Print)
	(Owner)	(Spouse)  RACHEL MIXON
State of Kans	mulas SS	Notary Public-State of Kan@ase Print)  My Appt. Expires 218 22
l hereby of February	certify that the foregoing application was signed, 20 2.	ed in my presence and sworn to before me this 26th day
My Commiss	ion Expires 03 18 2	Notaty Public
accurate inforn	ETE APPLICATIONS WILL BE PROCESSED. To be comparation; maps, if necessary, must be included; signatures of the fee must be paid.	olete, all of the applicable portions of the application form must be completed with all the appropriate owners' must be affixed to the application and notarized; and
forth in the so (1)  // (2)  //	tion to change the place of use or the point of diversion chedule below: Make checks payable to: <b>Kansas Description</b> Application to change a point of diversion 300 feet or Application to change a point of diversion more than 3	CHEDULE on under this section shall be accompanied by the application fee set epartment of Agriculture less \$100 800 feet \$200 \$200

14. If the proposed groundwater point of diversion is 500 of	rewer reet from the existing point of diversion, complete the following.
(a) Does the undersigned represent all owners of the ☐ Yes ☐ No (If no, all owners must see of the features o	currently authorized place(s) of use identified in this application? sign this application.)
(b) Will the ownership interest of any owner of the cuaffected if this application is approved as requeste ☐ Yes ☐ No (If yes, all owners must	
(c) If this application is not approved expeditiously, wil ☐ Yes ☐ No (If no, all owners must s	Il there be substantial damage to property, public health or safety? sign this application.)
If the application proposes a surface water change in point or a change in place of use, the application must be signed agent (attach notarized statement authorizing representation	of diversion, a groundwater change in point of diversion greater than 300 feet by all owners of the currently authorized place of use, or their duly authorized n).
age and the owner, the spouse of the owner, or a their behalf, in regards to the water right(s) to wh contained in this application are true, correct and	th or affirmation and under penalty of perjury, that I am of lawfu duly authorized agent of the owner(s) to make this application or sich this application pertains. I further verify that the statements complete.  Kansas, this
(Owner)	(Spouse)
Sylvin Neis	
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)  State of Kansas  County of SS	Notary Public-State of Kansas My Appt. Expires 218(22)  (Please Print)
of the property of that the foregoing application was of the property of the p	signed in my presence and sworn to before me this 20th day
My Commission Expires 218 22.	Notary Public
ONLY COMPLETE APPLICATIONS WILL BE PROCESSED. To be accurate information; maps, if necessary, must be included; signature appropriate fee must be paid.	be complete, all of the applicable portions of the application form must be completed wit ures of all the appropriate owners' must be affixed to the application and notarized; and
	FEE SCHEDULE
forth in the schedule below: Make checks payable to: Kan: (1) Application to change a point of diversion 300 f (2) Application to change a point of diversion more	diversion under this section shall be accompanied by the application fee set sas Department of Agriculture \$100 than 300 feet \$200 \$200