STATE OF KANSAS BEFORE THE DIVISION OF WATER RESOURCES KANSAS DEPARTMENT OF AGRICULTURE

IN THE MATTER OF:)	
)	
Wichita County Water Conservation Area)	
Wichita County, KS	,	Water Right File Nos. 34,704
)	BIDENO ROLLEGIO DE LES PORTES DE LA COMPANIO DEL COMPANIO DEL COMPANIO DE LA COMPANIO DE LA COMPANIO DE LA COMPANIO DEL COMPANIO DE LA COMPANIO DEL COMPANIO DE LA COMPANIO DE LA COMPANIO DE LA COMPANIO DE LA COMPANIO DEL COMPANIO DEL COMPANIO DE LA COMPANIO DEL COMPANIO DE LA COMPANIO DEL COM

CONSENT AGREEMENT TO PARTICIPATE IN THE WICHITA COUNTY WATER CONSERVATION AREA

The Wichita County Water Conservation Area

The Chief Engineer of the Kansas Department of Agriculture, Division of Water Resources ("Chief Engineer") and a group of water right owners, in Wichita County, Kansas have conferred in good faith and have reached an agreement on the designation of the Wichita County Water Conservation Area ("WCWCA"), pursuant to K.S.A. 82a-745.

On March 7, 2017 the WCWCA was created by order of the Chief Engineer.

This document and its addendum, all previous amendments to the order designating the WCWCA approved by the Chief Engineer, and attached WCWCA Management Plan, as amended by the participants and the Chief Engineer, serves as a consent agreement among the Chief Engineer and the undersigned water right owner(s) to enroll water rights in the Wichita County Water Conservation Area ("WCWCA") and to be bound by the terms and conditions of the WCWCA Management Plan, as amended.

Term of Agreement

The term of this agreement is seven (7) years. This agreement will automatically renew for seven (7) additional years pursuant to the terms of the WCWCA Management Plan, as amended, unless the participant(s) submits a request to forgo renewal.

Corrective Control Provisions and Plan for Conservation

The attached WCWCA Management Plan, as amended, is incorporated and made part of this agreement, and sets forth the corrective control provisions and plan for conservation, rules for establishing water allocations and for using water while participating in the WCWCA.

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Addendum to this Agreement

The attached addendum is incorporated and made a part of this agreement, and includes these features for each water right subject to this agreement:

- 1. Agreement of years of participation.
- 2. All points of diversion and associated water right files numbers.
- 3. All places of use by legal location description. notherspaned using whether the state of the
- 4. A map of the boundaries of each management unit, locations of each point of diversion place of use, and approximate locations of any water pipelines.
- 5. Summary of water use history, 2009-2015, of participating water rights/points of diversion.
- 6. Summary of Annual Quantity of Permissible Groundwater Withdrawal, as defined in the WCWCA Management Plan, for the seven-(7) year term of the consent agreement.

A new addendum will be prepared and signed by participants and the Chief Engineer for subsequent renewal periods consistent with the terms herein and the WCWCA Management Plan, as amended.

Participant's Agreement wouldn't sets with a quote a low ("bookinged leid") 2000 0203

This agreement is fair and equitable.

This agreement, entered into by the Chief Engineer and participants, is the expressed written intent of the parties and the whole agreement between the parties.

The provisions of this agreement shall be construed to give effect to the provisions of the WCWCA Management Plan, as amended.

This agreement may be modified as set forth in the terms of the WCWCA Management Plan, as amended, and pursuant to written agreement of the participants and the Chief Engineer.

This agreement shall be applied to and enforceable against any and all heirs, assigns, purchasers, or successors-in-interest, unless the participants and Chief Engineer otherwise agree pursuant to modifications hereto. A copy of this agreement and Order Designating a WCA shall be filed with the register of deeds in Wichita County.

Pursuant to the Kansas Administrative Procedure Act, K.S.A. 77-501 *et seq.*, the Kansas Judicial Review Act, K.S.A. 77-601, *et seq.* or by any other applicable Kansas law, participants waive all rights to a hearing on or appeal of this agreement and Order Designating a Water Conservation Area.

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FOR THE PARTICIPANTS: The participating water right owner has signed below, affirming his/her consent to the designation of the Water Conservation Area described herein.

Paul Beaut	Date: 27, 2018
DAVID BRANDT, Owner (Signature) Water Right No(s). 34,704	
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Villybrandt @ yahoo. Con Email Address	620.874-1527
Email Address	Phone Number
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State of Kansas)	DE NOTARY SECURE TO SHELL
County of (1) (CHITA)	
Acknowledged before me on $\frac{4}{27/18}$	Acknowledged before me on
by DAVIO BRANOT.	
Signature: A lebe A me Notary Public	Signamica: A. L. Conserver Printic
(Notary Seal)	My commission expires: /// // Notary 8
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FOR THE PARTICIPANTS: The participating water right owner has signed below, affirming his/her consent to the designation of the Water Conservation Area described herein.

Marve Brondt	Date: 7 - 2/-/8
MARVEL BRANDT, Owner (Signature) Water Right No(s). 34,704	54 V10 BRANDE, Owner (Signm Waver Right No(s), 34,704
412 S 7 TH ST LEOTI KS 67861 Full Mailing Address	412 S 7 ^{TB} ST LECTT KS 67861 Pull Mulling Address
mbmb 222 @ yahoo, Com Email Address	620-214-3459 Phone Number
ACKNOWLEDGMEN	NT OF NOTARY
State of Kansas) SS	
County of $\frac{\omega_{ICHITA}}{}$) Acknowledged before me on $\frac{4}{27/18}$	
by MARVEL BRANDT.	
Signature: Notary Public	E. K. a takke D. commonia

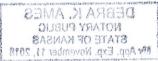
My commission expires: ///// 30/8 (Notary Seal)



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Division of Water Resources

FOR THE KANSAS DEPARTMENT OF AGRICULTURE:

David Barfield P.E. Chief Engineer Division of Water Resources Kansas Department of Agriculture
ACKNOWLEDGMENT OF NOTARY
State of Kansas SS County of Pilet Acknowledged before me on S/8/2018 by David W. Barfield Signature: Notary Public Notary Public Notary Public (Notary Seal) KAREN HUNTER My Appointment Expires October 24, 2018 CERTIFICATE OF SERVICE
I hereby certify that on this day of 20, copies of the foregoing were sent via first class, U.S. mail, to the following:
David & Marvel Brandt 412 S 7 th St Leoti, KS 67861
Copies furnished electronically to: Groundwater Management District No. 1 Water Commissioner, Garden City Field Office

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Garden City Field Office Division of Water Resources

Kansas Department of Agriculture Staff Person

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ADDENDUM TO THE WICHITA COUNTY WATER CONSERVATION AREA CONSENT AGREEMENT AND ORDER

WCA Beginning Year: 2017 WCA Ending Year: 2023 WCA Total Years: 7.

All listed water rights will be designated as a management unit: NO

WR#(s): 34,704

Use Made of Water (Circle): Irrigation

Overlapping water right(s) on any points of diversion (well): NONE

Authorized Point of Diversion Water Right #34,704

One well located in the _NE_ Quarter of the _NW_Quarter of the _SE_ Quarter (NE¼NW¼SE¼) of Section 25, Township 16 South, Range 36 West, Wichita County, Kansas.

Authorized Place of Use:

	W			NE 1/4	(acres)			NW 1/4	(acres)	第6. 及称		SW 1/4	(acres)	Ale and		SE 1/4	(acres)		Total
S	T	R	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Acres
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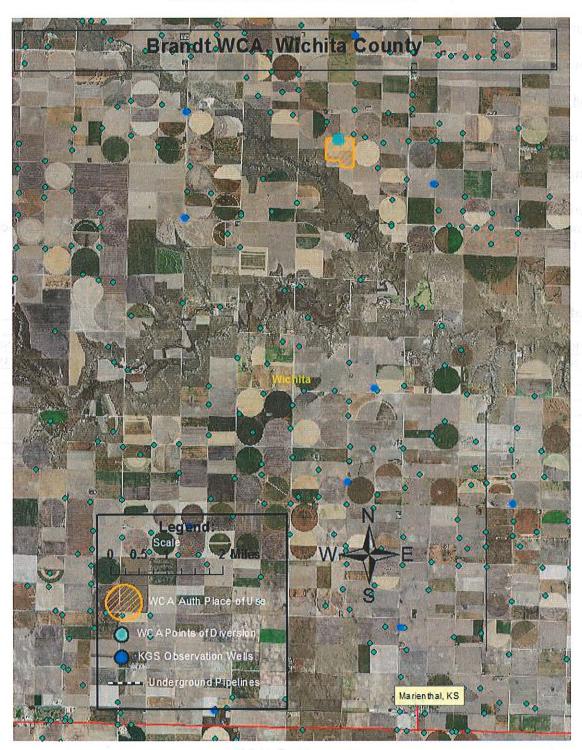
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Division of Water Resources

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Page 1 of 7

KDA-DWR Map indicating WCA/Management Area Boundary, Point(s) of Diversion, Place(s) of Use, and Existing Pipelines as of 4/26/2018



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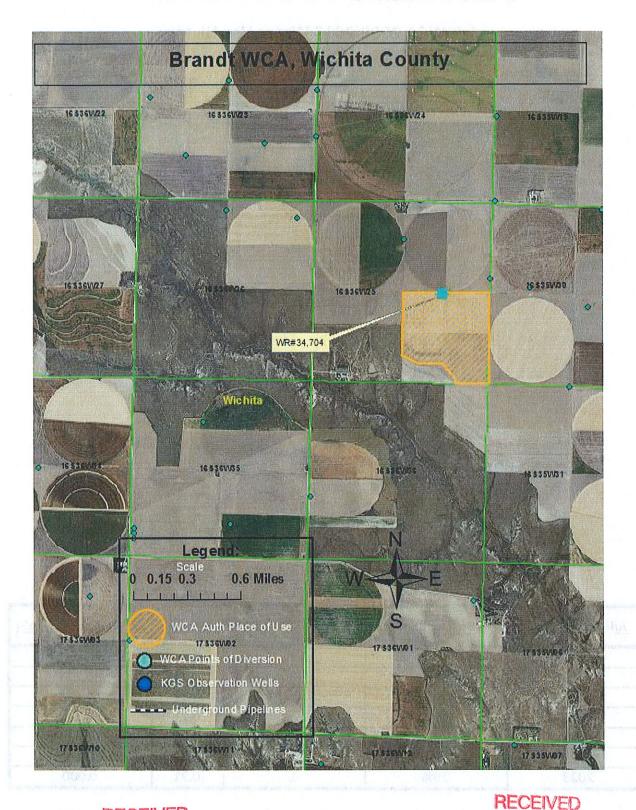
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WCWCA 2009-2015 Water Use History

WR#	ID#
34704	4
Base WR	Allocation
80	AF
Year	AF Used
2009	73.29
2010	No Use
2011	No Use
2012	80.00
2013	34.00
2014	No Use
2015	16.18

Total Use 203,467 AF Ave Use 50.867 AF

*Notes:

2009-2015 Total Water Use 203.467 AF

Average Water Use of all listed WR's: 50.867 AF

WCWCA Annual Quantity of Permissible Groundwater Withdrawal: For Enrollment in 2017

Allocation Year	Reduction %	Yrs Remaining in Reduction %	<u>Factor</u>	WCA Allocation (AF)
2017	29%	7	0.71	72.231
2018	29%	6	0.71	36.115
2019	29%	5	0.71	36.115
2020	29%	4	0.71	36.115
2021	29%	3	0.71	36.115
2022	29%	2	0.71	36.115
2023	29%	1	0.71	0.000

Total 7-Year Permissible Groundwater Withdrawal (AF) = 252.808

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FOR THE PARTICIPANTS: By signing this addendum, I the undersigned, hereby agree to participate in the Wichita County Water Conservation Area (WCWCA) in Wichita County, Kansas. I will hold myself accountable to the allocation(s) listed in this addendum as part of this Water Conservation Area (WCA). I have read the Wichita County WCA Consent Order and Agreement in its entirety. I agree to abide to the rules and regulations stated within the Wichita County WCA Consent Order and Agreement and requirements of this addendum.

Dan Beauch	in the Co	Date: Quil 27, 2018
DAVID BRANDT, Owner (Signature)		

Water Right No(s). 34,704

412 S 7TH ST LEOTI KS 67861

Full Mailing Address

Villybrand Wahoo. com 620-874-1527
Email Address Phone Number

ACKNOWLEDGMENT OF NOTARY

State of Kansas

County of WICHITA

Acknowledged before me on 4/27

Signature: \ Garden City Field Oth

Notary Public

Garden City Field Office Division of Water Resources

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Page 5 of 7

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MARVEL BRANDT, Owner (Signature) Water Right No(s). 34,704		OAVID BRANDT, OWIGH Water Right No(s), 14,704
412 S 7 TH ST LEOTI KS 67861 Full Mailing Address	7881	
mbmb 222 @yahoo.com Email Address	620-214-3459 Phone Number	ell phrandle Gaya Email Address

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State of Kansas)	
County of WICHITA) SS	
Acknowledged before me on $\frac{4}{27/18}$	SCYCE VED an em arolled beat RECEIVED
by MARVEL BRANDT.	APR 3 0 2018
Signature: Notary Public	Garden City Field Office Division of Water Resources
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FOR THE KANSAS DEPARTMENT OF AGRICULTURE:

David Barfield P.E. Chief Engineer Division of Water Resources Kansas Department of Agriculture ACKNOWLEDGMENT OF NOTARY State of Kansas County of Piles Acknowledged before me on 5 KAREN HUNTER NOTARY My Appointment Expires My commission expires: October 24, 2018 (Notary Seal) CERTIFICATE OF SERVICE I hereby certify that on this _____ day of _____, 20___, copies of the foregoing were sent via first class, U.S. mail, to the following: David & Marvel Brandt 412 S 7th St Leoti KS 67861 Copies furnished electronically to: Groundwater Management District No. 1 Water Commissioner, Garden City Field Office

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Kansas Department of Agriculture Staff Person

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WAIVER REQUEST TO EXTEND THE WICHITA COUNTY WATER CONSERVATION AREA 2017 SIGNUP DEADLINE

Water Right, File Nos	34704	
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Page 12 of the Wichita County Water Conservation Area Management Plan under the Participant Addition, Withdrawal, and Removal section states, "Participants may apply for entry into the Wichita County Water Conservation Area at any time. All WCA Agreements shall be effective beginning January 1 of the calendar year following the year of application or prior to October 1 of the calendar year when the application is submitted."

This is a formal request that the Wichita County Water Conservation Area Interim Board and Chief Engineer waive the above deadline of October 1st, 2017. I would like to be considered for the Wichita County Water Conservation Area with 2017 as my first year of participation. If accepted, I will submit my application and Consent Agreement and Order to the Chief Engineer before May 1, 2018.

By signing this waiver, I the undersigned, hereby request to participate in the Wichita County Water Conservation Area (WCWCA) in Wichita County, Kansas and request to waive the October 1, 2017 signup deadline to begin participation in 2017. I agree to abide by the rules and regulations stated within the Wichita County WCA should my waiver be accepted and I submit the necessary paperwork to the Chief Engineer by May 1, 2018.

David Brandt	Date:
Owner Name, Owner (Signature)	
4123.75 Leoti Ks	62861
Full Mailing Address	
villy brand to yohoo.com	620-874-1527
Email Address	Phone Number

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WICHITA COUNTY WATER CONSERVATION AREA INTERIM BOARD WAIVER REQUEST REVIEW

vaiver of the October 1, 20	17 signup deadline for par		nuary 1, 2017 for the
Well Coverell exhibitory	y envolled in conservation	EQUIP and	WRCP
The Wichita Co recommend this waiver of 2017 for the following reas	the October 1, 2017 signu	Area Interim Board does r up deadline for participation	not approve and not beginning on January 1,
FOR THE WICH hereby submit the recomm Wichita County Water Co	nendations of the attached	waiver to the Chief Engin	signing, I the undersigned, eer on behalf of the
Board Member Name/	Secretary osition, Wichita County	Date: 4/26 y WCA Interim Board Mo	20185 ember (Signature)
<u>Matteredbarnen</u> Email Address	terprises. com	620-872-4 Phone Number	1842
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