CHECK SHEET Short Change

(To be completed and attached to each application)

Fil	e No. <u></u>	21728)	-	Fiel	ld Office	No. <u>4</u>			GMD No.	3
1. P	lugging	agreemen	t obtained fo	or GMD?	Yes 🗌	No		Non Appl	icable ⊠		-
			ct as curren e of Use Ove	•				No ⊠	_		Change? YES
			pondent co								s Change? <u>NC</u>
4. a	. Point	of diversio	on computer	ID No(s)			for poin	nt(s) being	ı changed.		,
b	Show	feet distar	nces from th	е		cor	ner of ti	ne section	for the new	v point(s) d	of diversion:
	Action	PDIV ID	Geo Ctr?	Sec	Twp	Rng	'n	·W	Cou	nty	Qualifiers
	NO CHG										
C.	If mult	tiple points	s of diversio	n exist aı	nd rates a	nd quan	tities ar	e individu	ally assigne	ed, show:	
	Old PC	DIV ID	Authorized I	Rate	Additio	onal Rate)	Authorized	Quantity	Additio	nal Quantity
											af
	,										af/mgy
				gpm/cfs		gpn	n/cfs _		af/mgy	······································	af/mgy
d.	Name	of <u>Drainag</u>	<u>je Basin</u>		·	· · · · · · · · · · · · · · · · · · ·	ls t	his correc	tly shown i	n WRIS?	⊠ Yes □ No
e.	Forma	tion Name	& No				_ Specia	al Use Are	a <u>na</u>		
5. D	istances	from the c	original p/d:					N			E
6. W	ATER RI	IGHT ACTI	ON TRAIL C	OMMEN	rs						
	21/17		144.1.11			Applicati	on Rece	eived (date	accepted fo	r priority)	
	4,	/17			Change	Approve	d	` _//_	·	, ,,,	
_	/_	/			Complet	ion Requ	uirement	Removed	(Change No	o. C)	
7. <u>M</u>	ETER AC	CTION TRA	AL COMME	<u>VTS</u>							
	/	_/			DWR Me	eter Requ	uired by	/			
8. Ba	ase Acres	3		Yea	ar		_ Mir	nimum Rea	sonable Qua	antity	and display
							I	Date Create	ed 3/23/17	by tpm	
							[Date Entere	∍d	bv	

File Number 21728

				***************************************					:	energial .								asted				27005	
Action	Owner Person ID	Place Use	Sec	M D	Range		NE X	NW. S	\$ 	SH Z	NE 1%	NWIZ SI	Z-1/2	SE1%	NE X	S ZWIN	7.7	γ Π Ζ	Nn K	NW12 SI	SW1/2 SE1/2		TOTAL
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_7		Pers	Person ID # <u>39506</u>	# <u>3950</u>	6	2.			Perso	5 	Person ID # <u>10789</u>			μ			Pe	Person ID # <u>28466</u>) # <u>28</u>	466			
CLF	C L FARMS					CHARLES W LUCAS	LESV	LUC	AS					MY	MYRNA LUCAS	UCAS							
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HOL	NSON KS	JOHNSON KS 67855-9022	122																				

Garden City Field Office 2508 Johns Street Garden City, Kansas 67846-2804



Phone: (620) 276-2901 Fax: (620) 276-9315 www.agriculture.ks.gov

Sam Brownback, Governor

Jackie McClaskey, Secretary David W. Barfield, Chief Engineer Michael A. Meyer, Water Commissioner

April 7, 2017

LOREN LUCAS 12001 E ROAD 24 JOHNSON KS 67855-9022

RE: Change the Place of Use, File Nos 12920, 13070D2, 21728, 33459, 35603

Dear Mr. Lucas;

Enclosed you will find a Summary Order Approving Application for Change in Place of Use for the above referenced files. Since these orders modify the original documents, it should be recorded at the County Register of Deeds.

These orders modify the authorized acres that can be irrigated by these files. The authorized place of use is as shown on the plats within the change approvals.

An acceptable water flow meter was required to be installed on the diversion works by earlier requirement of the Chief Engineer. These water flow meters shall be used to provide information required on the annual water use report.

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. The date of service is the date listed on the enclosed *Certificate of Service*.

Should you have any questions, please feel free to call this office or arrange an appointment for additional assistance. Please refer to the file number when you contact us if you wish to discuss a specific file.

Sincerely,

Thomas P. Makens

Assistant Water Commissioner

TPM:tpm Enclosures C: GMD3

CERTIFICATE OF SERVICE

On this 10 day of April 2017, I hereby certify that the attached original Approval of Application to Change the Place of Use under Water Right File 12920, 13070D2, 21728, 33459, 35603 dated April 7, 2017, was mailed postage prepaid, first class, US mail to the following:

LOREN LUCAS 12001 E ROAD 24 JOHNSON KS 67855-9022

Copy provided to GMD#3

Division of Water Resources

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

Filling 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.

1. Application is hereby made for approval of the Chief Engineer to change the (check one or both): Place of Use	Garden Cry IVISION OF W.	TOTAL ACRES
Under the water right which is the subject of this application in accordance with the conditions described below The source of supply is: S Groundwater Surface water 2. Name and address of Applicant: LOREN LUCAS 12001 E ROAD 24 JOHNSON KS 67855-9022 Phone Number: (620)492-5318 Email address: Name and address of Water Use Correspondent: CL FARMS LOREN LUCAS 12001 E ROAD 24 JOHNSON KS 67855-9022 Phone Number: (below.	TOTAL
2. Name and address of Applicant: LOREN LUCAS 12001 E ROAD 24	УА	
2. Name and address of Applicant: LOREN LUCAS 12001 E ROAD 24	УА	
2. Name and address of Applicant: LOREN LUCAS 12001 E ROAD 24 JOHNSON KS 67855-9022 Phone Number: (620)492-5318		
12001 E ROAD 24		
12001 E ROAD 24		
Name and address of Water Use Correspondent: CL FARMS LOREN LUCAS 12001 E ROAD 24 JOHNSON KS 67855-9022 Phone Number: ()		
Name and address of Water Use Correspondent: CLFARMS LOREN LUCAS 12001 E ROAD 24 JOHNSON KS 67855-9022 Phone Number: ()		
12001 E ROAD 24		
3. The presently authorized place of use is: Owner of Land NAME: LUCAS LAND LLC LOREN LUCAS ADDRESS: 12001 E ROAD 24 JOHNSON KS 67855-9022 (If there is more than one landowner, attach supplemental sheets as necessary.) NEW NWW SWW SEW NEW NWW SWW SWW SWW SWW SEW NEW NWW SWW SWW SWW SEW NEW NWW SWW SWW SWW SWW SWW SWW SWW SWW SW		
3. The presently authorized place of use is: Owner of Land NAME: LUCAS LAND LLC LOREN LUCAS ADDRESS: 12001 E ROAD 24 JOHNSON KS 67855-9022 (If there is more than one landowner, attach supplemental sheets as necessary.) NE¼ NW¼ SW¼ SE¼ NE¾ NW¾ SW¼ SE¾ NE¾ NW¾ SW¾ SE¾ NW¾ SW¾ SW¾ SE¾ NW¾ SW¾ SW¾ SE¾ NW¾ SW¾ SE¾ NW¾ SW¾ SE¾ NW¾ SW¾ SW¾ SE¾ NW		
ADDRESS: 12001 E ROAD 24		
ADDRESS: 12001 E ROAD 24		
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Sec. Twp. Range NE½ NW¼ SE½ NE½ NW¾ SW¾ SE½ NE¾ NW¾ SW¾ SE¾ NW¾ SW¾ SW¾ SE¾ NW¾		
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3 31 38w	36 40	مده اا
4 31 38w 40.01 40.01 40 40 40 40 40 40 40 40 40 40 40 40 40	36 40	316
4. If this application is for a change in place of use, it is proposed that the place of use be changed to: Owner of Land NAME: CL FARMS ADDRESS: 12001 E ROAD 24 JOHNSON KS 67855-9022 (If there is more than one landowner, attach supplemental sheets as necessary.) NE% NW% SW% SE% NW% S		159.96
Owner of Land NAME: C L FARMS		160.02
Sec. Twp. Range NE¼ SE½ NE¾ NW¾ SW¾		
Sec. Twp. Range NE¼ NW¼ SW¼ SE¼ NE¼ NW¼ SW¼ SE¼ NE¼ NW¼ SW¼ SE¼ NE¼ NW¼ SW¼ SE¼ NE¼ NW¼ SW¼ SW¼ SE¼ NE¼ NW¼ SW¼		
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For Office Use Only: CodeFee \$ 200 TR# Receipt Date 2/21/17 Chec		

5. E	Presently authorized point of	of diversion:		044	tho	Ouarter
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11	n(Proposed Rate	Proposed Quantity		. Proposed w	ell depth (feet) _	
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L	This point is:	Vell Geo Center List	All of Hatel			
6. []	Presently authorized point	of diversion:	· · · · · · · · · · · · · · · · · · ·			Quarto
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	of Section	, rownship	feet Nort	h feet	West of Southe	east corner of section.
	in Proposed Rate	County, Natisas,	100111011	Proposed v	vell depth (feet)	
	Proposed Rate This point is: Additional V	Proposed Quantity_	other water	rights that will use	this point	
	This point is: ☐ Additional V	Vell Geo Center List	Other Water	anginto triat will doe		
	Why do you need a new point no change to water well locati		-	feet of the existing the diagram below i	point of diversion relation to the	ill be relocated within 19 in, indicate its location of existing point of diversion terms below to diversion.)
		technol D Vog DNo	_	100 5		50 100
8.	If a well, is the test hole log at	(actient 🗀 Les 🗀 140				
0	When do you propose to	complete the new point	of		_	\equiv
9.	diversion?	•		50 -	<u> </u>	+ = = 50
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10.	If the point of diversion is a w	ell:		West 0 -111	$1111\overline{X}111$	
	(a) What are you going to do			1100 F		' =
	(a) What are you going to as			F	-	Ⅎ
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				E		
	(b) When will this be done?		_		1	=
	(2)					
11.	Groundwater Managemer attached? Yes N	nt District recommenda lo	ation	100 5	50 0 South Scale: 1" = 1	50 100 ' 00 '
			13b	If the proposed poi	int of diversion v	vill be relocated more th
12.	. Assisted by <u>tpm</u>		_	100 feet but with diversion, attach a For groundwater swithin one-half millin matter sources.	in 1320 feet in a topographic in ources, show all e of the propose g addresses of how the name half mile down	om the existing point nap or aerial photogra wells (including domes d point of diversion and the owners. For surfice s and addresses of stream and one-half r

APPLICATION FOR APPROVAL TO CHANGE THE PLACE OF USE AND/OR POINT OF DIVERSION SUPPLEMENTAL SHEET FILE NO. 21128 MAKE ADDITIONAL COPIES AS NECESSARY

		ed: The f Land	N			,											***************************************		
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33	30	38w	18	40	33	30	31.25	31,25	31.25	31.25	31.25	31.25	31.25	31.25	31.25	31,25	31.25	31.25	496
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3	31	38w	lot1	lot2			39.98	39.98	40	40									159.96
4	31	38w	40.01	40.01	40	40	lot3	lot4											160.02
			<u> </u>							_									

Page ____

DWR 1-121-2 (Rev. 01/23/2008)

File No. _____

4. Continued: If this application is for a change in place of use, it is proposed that the place of use be changed to:

Owner of Land — NAME: <u>SEABOARD FOODS LEC</u>
ADDRESS: 9000 W 67TH ST STE 200 SHAWNEE MISSION KS 66202

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33	30	38w	6	1															6

14. If the proposed g	roundwater point of diversion is 300 o	r fewer feet from existing point of diversion, compl	-t- 11 A 11 A
(a) Does the und	dersigned represent all owners of the d	currently authorized place(s) of use identified in the	ete the following: is application?
(b) Will the own affected if thi ☐ Yes	ership Interest of any owner of the cuis application is approved as requested. No (If yes, all owners must	irrently authorized place(s) of use identified in thi	s application be adversely
(c) If this applica ☐ Yes	ation is not approved expeditiously, wit	There he substantial damage to property much le	nealth or safety?
If the application proportion or a change in place of agent (attach notarized	0ses a surface water change in point	of diversion, a groundwater change in point of dive	ersion greater than 300 feet use, or their duly authorized
their behalf, in rea	ard to the water right(s) to which polication are true, correct and o	th or affirmation and under penalty of per luly authorized agent of the owner(s) to m ch this application pertains. I further ver complete. Kansas, this day of _EBRUARE	ake this application on ify that the statements
		day of IBILUUICE	<u>/</u>
	(Owner)	(Spouse)	
Stephen Sum	MESTINI-STYPOFDE	rations	
	(Please Print)	(Please Print	
	(Owner)	(Spouse)	
	(Please Print)	(Please Print	
	(Owner)	(Spouse)	
State of Kansas	(Please Print)	(Please Print)	
County of Texas			
Tirks		gned in my presence and sworn to before i	ne this $\underline{\mathcal{I}}$ day of
My Commission Expires	s Colle (2018	Notary Public	
ONLY COMPLETE APPLIC	CATIONS WILL BE PROCESSED. T.	13.5 (C)	
the appropriate fee must be	e paid.	complete, all of the applicable portions of the application is of all the appropriate owners' must be affixed to the ap	plication and noterized; and
(1) Application (2) Application	nge the place of use or the point of div low: Make checks payable to: Kansa to change a point of diversion 300 fee	E SCHEDULE ersion under this section shall be accompanied by s Department of Agriculture t or less	\$100
DWR 1-121 (Revised 06/16	b/2014)	Page 3	File No.

14. If the proposed groundwater point of diversion is 300 or fewer feet for	om existing point of diversion, complete the following:
 (a) Does the undersigned represent all owners of the currently auth ☐ Yes ☐ No (If no, all owners must sign this appleans) 	norized place(s) of use identified in this application? ication.)
 (b) Will the ownership interest of any owner of the currently author affected if this application is approved as requested? Yes No (If yes, all owners must sign this approved) 	·
(c) If this application is not approved expeditiously, will there be sul ☐ Yes ☐ No (If no, all owners must sign this appli	ostantial damage to property, public health or safety? cation.)
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 owners agent (attach notarized statement authorizing representation).	a groundwater change in point of diversion greater than 300 fee of the currently authorized place of use, or their duly authorize
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 regard to the water right(s) to which this appropriate in this application are true, correct and complete.	ized agent of the owner(s) to make this application or plication pertains. I further verify that the statements
Dated at Sanden City, Kansas, this	21 sh day of February, 2017.
	, 20, 1
2 July July	
/(Owner)	(Spouse)
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(Owner)	(Spouse)
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
State of Kansas County of Finney SS	
I hereby certify that the foregoing application was signed in my	presence and sworn to before me this $21x^{\frac{1}{2}}$ day of
SUE KEENY	Aug V
(((NOTARY)) My Appointment Expires	Due Keensy Public
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ONLY COMPLETE APPLICATIONS WILL BE PROCESSED. To be complete, all caccurate information; maps, if necessary, must be included; signatures of all the ap he appropriate fee must be paid.	f the applicable portions of the application form must be completed with propriate owners' must be affixed to the application and notarized; and
FEE SCHEDU	F
Each application to change the place of use or the point of diversion under orth in the schedule below: Make checks payable to: Kansas Departme	this section shall be accompanied by the application fee set
 (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	\$100 \$200

SUMMARY ORDER APPROVING APPLICATION FOR CHANGE AND IMPOSING CONDITIONS

This Summary Order is issued under authority of K.S.A. 82a-708b, as amended, and K.A.R. 5-14-3 and other applicable provisions of the *Kansas Water Appropriation Law, K.S.A. 82a-701 et. seq.*, and rules and regulations promulgated thereunder, K.A.R. 5-1-1 *et.seq.* With the exception of those conditions expressly contained herein, this Summary Order does not change the terms, conditions and limitations of File No. 21728. 1

	ns, conditions and illititations of File No. <u>ETTE()</u>
1.	A change application was received on FORDARY ZI, ZOIT 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 Not Applicable
3.	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
	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
5.	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. Applicable Not Applicable
6.	The owner of the authorized place(s) of use shall properly install an acceptable water flow meter on or before December 31, 2017, 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. Applicable Not Applicable
7.	Installation of the works for diversion of water shall be completed on or before December 31, 20 <u>17</u> , or within any authorized extension of time. By March 1, 20 <u>18</u> 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
8.	The completed well log shall be submitted with the required notice. Applicable Not Applicable
9.	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 water supply the installed operated and maintained in accordance with K.A.R. 5-3-5c. Applicable \(\subseteq \) Not Applicable

check valve(s) shall be installed, operated and maintained in accordance with K.A.R.

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11. 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 *Kansas Water Appropriation Law* and the *Rules and Regulations* 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 have the right to a hearing in accordance with K.A.R. 5-14-3 before this Summary Order becomes final action of the Kansas Department of Agriculture. Any request for a hearing must be filed with the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, 1320 Research Park Drive, Topeka, Kansas 66502, within 15 days after the date shown on the Certificate of Service attached hereto. If a hearing is not requested in accordance with K.A.R. 5-14-3, this Summary Order will become effective on the 15th day after the date shown on the Certificate of Service.

For Use by Register of Deeds

FOR OFFICE USE ONLY APPLICATION APPROVED AND CHIMMADY ODDED ICCHED

SUMMARY ORDER 1990ED
By:
(Print Name) THOMAS C. MAKGNS
Division of Water Resources - Kansas Department of Agriculture
Date of Issuance: Apole 7, 2017
State of Kansas)
) SS
County of Simmy
Acknowledged before me on Upril 7 2017
by Thomas P. Makens.
*
Signature: Quille Jones
() "NOTATE TO THE TO THE
JULIE JONES Note: My Appointment Expires
Popular December 15, 2018
My commission evnires:

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(Notary Seal)



