

STATE OF KANSAS



DEPARTMENT OF AGRICULTURE
DIVISION OF WATER RESOURCES
GARDEN CITY FIELD OFFICE
2508 JOHNS STREET
GARDEN CITY, KS 67846-2804

PHONE: (620) 276-2901
FAX: (620) 276-9315
www.agriculture.ks.gov

GOVERNOR JEFF COLYER, M.D.
JACKIE McCLASKEY, SECRETARY OF AGRICULTURE

March 13, 2018

Southwest Kansas Groundwater
Management District No 3
409 Campus Drive, Suite 106
Garden City KS 67846

Re: Water Right file number 7054

Dear Mr. Norquest;

Roger Unruh has applied to alter the acres authorized to correct his pivot location. The Base acres are 260. There is one neighboring well.

We are delaying action for 15 days on the change application to allow you time to review and provide a recommendation if you feel one is warranted. I have enclosed a copy of the change for your perusal.

Thank you and as always feel free to call or write us at any time.

Sincerely;

A handwritten signature in black ink, appearing to read "Thomas P Makens".

Thomas P Makens

encs.

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.

RECEIVED
 10:22
 FEB 23 2018

File No. 7054

1. Application is hereby made for approval of the Chief Engineer to change the (check one or both): Garden City Field Office
Division of Water Resources
- Place of Use Point of Diversion
- under the water right which is the subject of this application in accordance with the conditions described below.
- The source of supply is: Groundwater Surface water

2. Name and address of Applicant: THOMAS J JOHNSON
4720 ACORN CIR SARASO FL 34233
 Phone Number: () _____ Email address: _____
 Name and address of Water Use Correspondent: THOMAS J JOHNSON
4720 ACORN CIR SARASO FL 34233
 Phone Number: () _____ Email address: _____

3. The presently authorized place of use is:
 Owner of Land ---- NAME: THOMAS J & PATRICIA JOHNSON
 ADDRESS: 4720 ACORN CIR SARASO FL 34233
 (If there is more than one landowner, attach supplemental sheets as necessary.)

Sec.	Twp.	Range	NE¼				NW¼				SW¼				SE¼				TOTAL ACRES
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
18	22	34w									35	15	40	40					130

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: THOMAS J & PATRICIA JOHNSON
 ADDRESS: 4720 ACORN CIR SARASO FL 34233
 (If there is more than one landowner, attach supplemental sheets as necessary.)

Sec.	Twp.	Range	NE¼				NW¼				SW¼				SE¼				TOTAL ACRES
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
18	22	34w									31.5	28.5	35	35					130

For Office Use Only: Code _____ Fee \$ 200 TR # _____ Receipt Date 2/23/18 Check # 1122

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

FILE NO. 7054

MAKE ADDITIONAL COPIES AS NECESSARY

3. *Continued:* The presently authorized place of use is:

Owner of Land ---- NAME: ALICE ANN BAILEY

ADDRESS: 202 COLORADO AVE ORDWAY CO 81063

Sec.	Twp.	Range	NE¼				NW¼				SW¼				SE¼				TOTAL ACRES
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
18	22	34w													20	30	40	40	130

Owner of Land ---- NAME: _____

ADDRESS: _____

Sec.	Twp.	Range	NE¼				NW¼				SW¼				SE¼				TOTAL ACRES
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Owner of Land ---- NAME: _____

ADDRESS: _____

Sec.	Twp.	Range	NE¼				NW¼				SW¼				SE¼				TOTAL ACRES
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

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ADDRESS: 202 COLORADO AVE ORDWAY CO 81063

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			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
18	22	34w													20	30	40	40	130

Owner of Land ---- NAME: _____

ADDRESS: _____

Sec.	Twp.	Range	NE¼				NW¼				SW¼				SE¼				TOTAL ACRES
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Owner of Land ---- NAME: _____

ADDRESS: _____

Sec.	Twp.	Range	NE¼				NW¼				SW¼				SE¼				TOTAL ACRES
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

14. If the proposed groundwater point of diversion is 300 or fewer feet from existing point of diversion, complete the following:

- (a) Does the undersigned represent all owners of the currently authorized place(s) of use identified in this application?
 Yes No (If no, all owners must sign this application.)
- (b) Will the ownership interest of any owner of the currently authorized place(s) of use identified in this application be adversely affected if this application is approved as requested?
 Yes No (If yes, all owners must sign this application.)
- (c) If this application is not approved expeditiously, will there be substantial damage to property, public health or safety?
 Yes No (If no, all owners must sign this application.)

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 regard 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 SARASOTA ^{FLORIDA} ~~Kansas~~, this 15 day of Feb, 2018.

X Thomas J Johnson (Owner) _____ (Spouse) _____
THOMAS J JOHNSON (Please Print) _____ (Please Print) _____
 _____ (Owner) _____ (Spouse) _____
 _____ (Please Print) _____ (Please Print) _____
 _____ (Owner) _____ (Spouse) _____
 _____ (Please Print) _____ (Please Print) _____

State of Kansas FLORIDA
County of SARASOTA

SS



I hereby certify that the foregoing application was signed in my presence and sworn to before me this 15 day of Feb, 2018.

My Commission Expires 1/11/2022
Stephanie M Bedgio
 Notary Public

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.

FEE SCHEDULE

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 \$100
- (2) Application to change a point of diversion more than 300 feet \$200
- (3) Application to change the place of use \$200

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Dated at Garden City, Kansas, this 7 day of March, 2018.

[Signature]

(Owner)

(Spouse)

RECEIVED

(Spouse)

(Please Print)
MAR 07 2018

(Please Print)

(Owner)
Garden City Field Office
Division of Water Resources

(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 7th day of March, 2018.

My Commission Expires



[Signature]
Notary Public

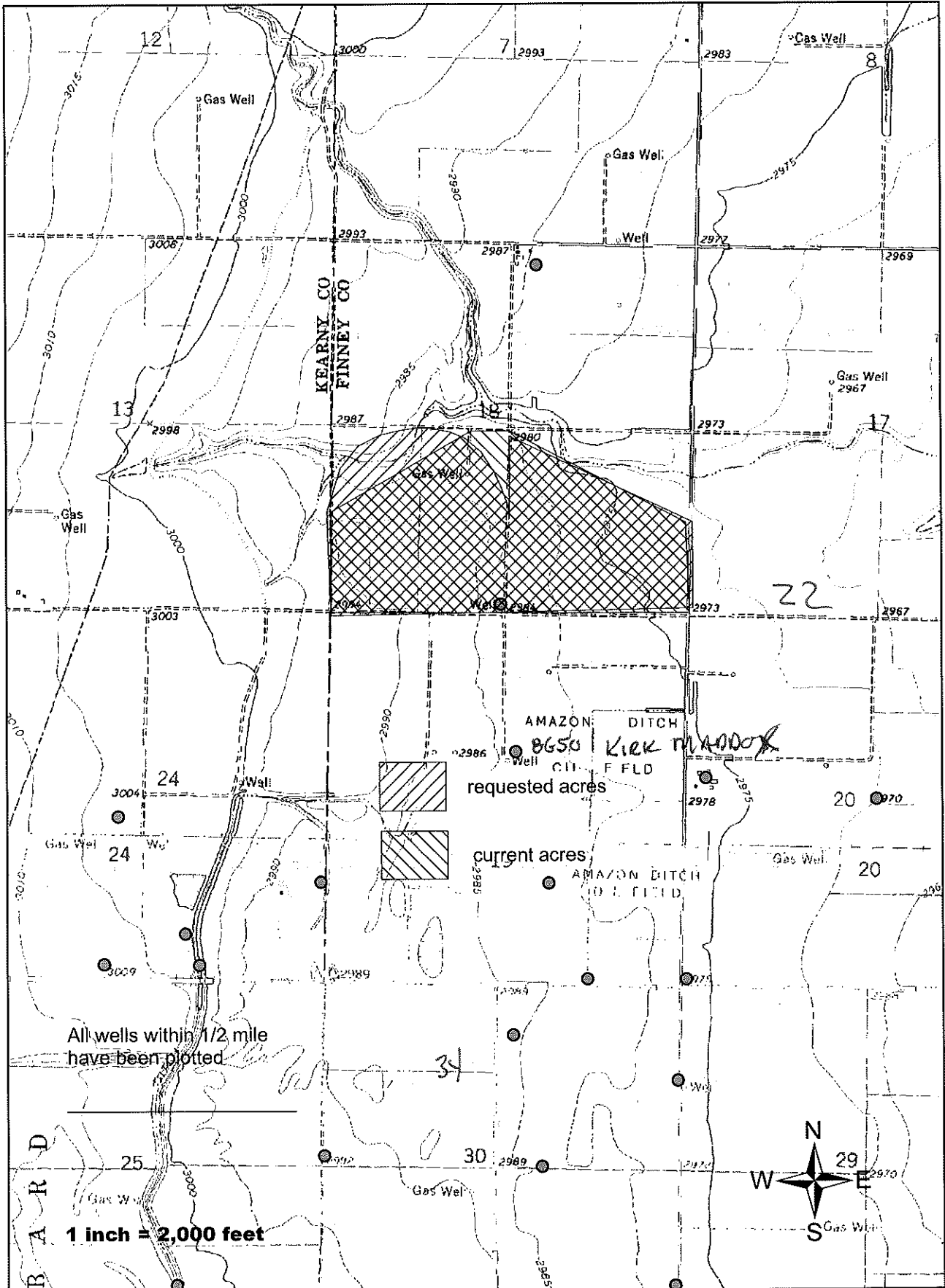
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- (3) Application to change the place of use \$200

7054 PU change



1320 Research Park Drive
Manhattan, Kansas 66502
785-564-6700



900 SW Jackson, Room 456
Topeka, Kansas 66612
785-296-3556

Secretary Jackie McClaskey

Governor Jeff Colyer, M.D.

February 25, 2018

KIRK A & KENT A MADDUX
2243 ROAD 190
DEERFIELD KS 67838-3816

RE: Water Right file no. 7054

This is to advise you that Roger Unruh has filed an application for approval of the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, to change the place of use under the above referenced application.

You are notified on this proposed change in place of use so that you may furnish this office with any comments or other information you may want to submit.

You can find the complete application posted by water right file number as referenced above at www.agriculture.ks.gov/divisions-programs/dwr/water-appropriation/notices Should you have any questions, please feel free to call this office. If you would prefer, an appointment could be arranged for additional assistance. Please refer to the file number when you contact us if you wish to discuss a specific file.

Sincerely,

A handwritten signature in black ink, appearing to read "Thomas P. Makens".

Thomas P. Makens
Environmental Scientist III

pc: GMD#3

DEED - GENERAL WARRANTY FROM

224 PAGE 956 GENERAL WARRANTY DEED

#1881

TO

Entered in Transfer Record in my office this 10 day of March A.D. 1999
Laural Brown
County Clerk

STATE OF KANSAS,)
Finney County,) ss:

This instrument was filed for record on the 9 day of March A.D. 1999 at 9:47 o'clock p.m. and duly recorded in Book 224 of Deeds, at page 956

RITA ALSOP
Register of Deeds
By Deputy,

FEES
Register of Deeds, for recording, \$ 6.00

THIS INDENTURE, Made this 2nd day of March, 1999, between ALICE B. SMITH, f/k/a ALICE ANNE BAILEY, a/k/a ALICE ANN BAILEY SMITH, and JAMES R. SMITH, her Husband, of Greeley, Weld County, in the State of Colorado, of the first part, and MICHAEL E. ROME, GREGORY ALLEN ROME, and DONALD L. ROME, d/b/a ROME BROTHERS of Finney County, in the State of Kansas, of the second part,

WITNESSETH, That said parties of the first part, in consideration of the sum of Ten and 00/100 Dollars (\$10.00), and other good and valuable considerations, the receipt whereof is hereby acknowledged, do by these presents grant, bargain, sell, and convey unto said parties of the second part, their heirs and assigns, all the following described real estate, situated in the County of Finney, and State of Kansas, to wit:

The surface estate and interest only, in the Southeast One Quarter (SE/4) of Section Eighteen (18), Township Twenty-two (22) South, Range Thirty-four (34) West of the 6th P.M.,

TOGETHER with all improvements, appurtenances and hereditaments pertaining thereto,

SPECIFICALLY, RESERVING AND EXCEPTING unto the grantor, their heirs, executors, administrators and assigns, all of the oil, gas, and minerals in and under the surface of said land, together with full and free right to enter upon said premises and use so much of the surface thereof as may be reasonably necessary for operating, drilling, and marketing the production thereof,

DATA ENTRY
LAND INDEX
MICROFILM

And said parties for themselves, their heirs, executors, or administrators, do hereby covenant, promise, and agree, to and with said party of the second part, that at the delivery of these presents they are lawfully seized in their own right, of an absolute and indefeasible estate of inheritance, in fee simple, of and in all and singular the above granted and described premises, with the appurtenances; that the same are free, clear, discharged, and unincumbered of and from all former and other grants, titles, charges, estates, judgments, taxes, assessments, and incumbrances, of what nature or kind soever, EXCEPT ANY EASEMENTS, RESTRICTIONS, OR RESERVATIONS, AND OIL AND GAS LEASES OF RECORD and that they will warrant and forever defend the same unto said party of the second part, their heirs and assigns, against said parties of the first part, their heirs, and all and every person or persons whomsoever, lawfully claiming or to claim the same.

IN WITNESS WHEREOF, the said parties of the first part have hereunto set their hand, the day and year first above written.

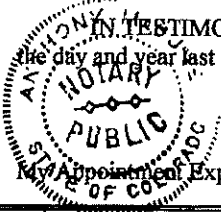
Alice B. Smith
ALICE B. SMITH

James R. Smith
JAMES R. SMITH

STATE OF COLORADO, WELD COUNTY, ss:

BE IT REMEMBERED, That on this 5 day of March, 1999, before me, the undersigned, a notary public in and for the County and State aforesaid, came ALICE B. SMITH and JAMES R. SMITH, who are personally known to me to be the same persons, and Husband and Wife, who executed the foregoing instrument of writing, and duly acknowledged the execution of the same.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my notarial seal on the day and year last above written.



Anthony McCue
Notary Public
Anthony McCue
My Commission Expires FEBRUARY 4, 2003