

Kansas Department of Agriculture  
 Division of Water Resources  
**CHANGE: P/D WORKSHEET**

1. File Number: <b>8681</b>	2. Status Change Date: <b>4/6/18</b>	3. Change Num: <b>C2</b>	4. Field Office: <b>04</b>	5. GMD: <b>03</b>
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6. Status: <input checked="" type="checkbox"/> Approved <input type="checkbox"/> Denied by DWR/GMD <input type="checkbox"/> Dismiss by Request/Failure to Return	7. Filing Date of Change: <b>2/16/18</b>
--	---

8a. Applicant(s) New to system <input type="checkbox"/>	Person ID <b>57684</b> Add Seq# <b>1</b>
<b>AARON FISHER</b> <b>6706 JJ RD</b> <b>COPELAND KS 67837-8211</b>	

8c. Landowner(s) New to system <input type="checkbox"/>	Person ID <b>5299</b> Add Seq# <b>1</b>
<b>ARTHUR A FISHER</b> <b>6706 JJ RD</b> <b>COPELAND KS 67837-8211</b>	

8b. Landowner(s) New to system <input type="checkbox"/>	Person ID <b>57684</b> Add Seq# <b>1</b>
<b>AARON FISHER</b> <b>6706 JJ RD</b> <b>COPELAND KS 67837-8211</b>	

8d. WUC New to system <input type="checkbox"/>	Person ID <b>57684</b> Add Seq# <b>1</b>
<b>AARON FISHER</b> <b>6706 JJ RD</b> <b>COPELAND KS 67837-8211</b>	

9. Documents and Enclosure(s): <input checked="" type="checkbox"/> DWR Meter(s) Date to Comply: <b>12/31/18</b> <input checked="" type="checkbox"/> N & P Date to Comply: <b>12/31/18</b>	
<input type="checkbox"/> Anti-Reverse Meter <input type="checkbox"/> Meter Seal <input type="checkbox"/> Check Valve <input type="checkbox"/> N & P Form <input type="checkbox"/> Water Tube <input type="checkbox"/> Driller Copy <input type="checkbox"/> H & E Letter <input type="checkbox"/> Conservation Plan    Date Required: _____    Date Approved: _____    Date to Comply: _____	

10. Use Made of Water    From: _____	To: _____
--------------------------------------	-----------

Date Prepared: <b>3/8/18</b>	By: <b>TPM</b>
Date Entered: _____	By: _____



# 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

April 6, 2018

AARON FISHER  
6706 JJ RD  
COPELAND KS 67837-8211

RE: Change in Point of Diversion Water Right, File No 8681, 16894

Dear Mr. Fisher:

Enclosed you will find a *Summary Order Approving Application for Change in Points of Diversion* for the above referenced file. This order modifies the authorized well location under the referenced file. This order modifies the original document; it should be recorded at the County Register of Deeds.

Your attention is directed to the enclosures and to the terms, conditions, and limitations specified in this order. The diversion works should be completed and reported to the Division of Water Resources by **December 31, 2018**. Enclosed is a form for this purpose, along with other information for reference.

A condition of this order is that an acceptable flow meter must be properly installed on the diversion works authorized under the referenced file number in accordance with the Kansas Administrative Regulations 5-1-4 through 5-1-12. This water flow meter 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. If you would prefer, you could arrange an appointment for additional assistance.

Sincerely,

Thomas P. Makens  
Assistant Water Commissioner

TPM:tpm  
Enclosures  
GMD#3

**CERTIFICATE OF SERVICE**

On this 7<sup>th</sup> day of April 2018, I hereby certify that the attached original Approval of Application to Change the Point of Diversion under Water Right, File No. 8681 16894 dated April 6, 2018 was mailed postage prepaid, first class, US mail to the following:

AARON FISHER  
6706 JJ RD  
COPELAND KS 67837-8211

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) 862-6300  
 Stafford -- (620) 234-5311  
 Stockton -- (785) 425-6787  
 Garden City -- (620) 276-2901  
 www.ksda.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  
 2:31 pm  
 FEB 16 2018

\_\_\_\_\_   
 File No. 8681

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: Aaron Fisher

6706 JJ RD, Copeland, KS 67837

Phone Number: (620)668-5626                      Email address: \_\_\_\_\_

Name and address of Water Use Correspondent: Arthur A Fisher

6706 JJ RD, Copeland, KS 67837

Phone Number: (        ) \_\_\_\_\_                      Email address: \_\_\_\_\_

3. The presently authorized place of use is:

Owner of Land ---- NAME: NO CHANGE

ADDRESS: \_\_\_\_\_

(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	

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: \_\_\_\_\_

ADDRESS: \_\_\_\_\_

(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	

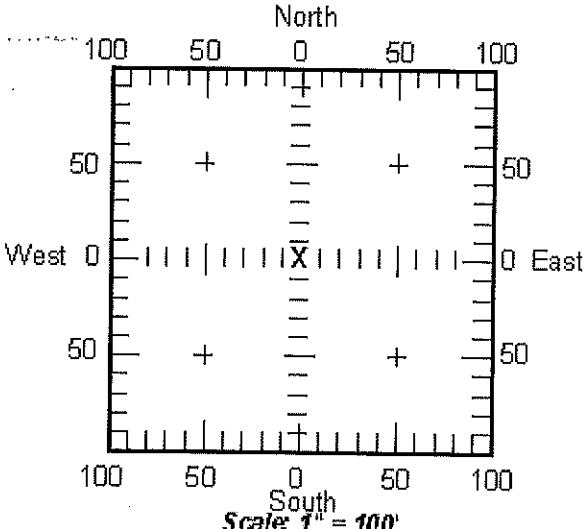
<b>For Office Use Only: Code</b> _____ <b>Fee \$</b> <u>200</u> <b>TR #</b> _____ <b>Receipt Date</b> <u>2/16/18</u> <b>Check #</b> <u>1213</u>
---

5. **Presently authorized point of diversion:**  
 One in the NE Quarter of the NW Quarter of the SE Quarter of Section 25, Township 29 South, Range 30 W, in GRAY County, Kansas, 2262 feet North 1474 feet West of Southeast corner of section. Authorized Rate 609gpm Authorized Quantity 257AF Depth of well \_\_\_\_\_ (feet)  
 (DWR use only: Computer ID No. 4 GPS \_\_\_\_\_ feet North \_\_\_\_\_ feet West)  
 This point will not be changed  This point will be changed as follows:  
**Proposed point of diversion: (Complete only if change is requested)**  
 One in the SW Quarter of the SW Quarter of the NW Quarter of Section 30, Township 29 South, Range 29 W, in GRAY County, Kansas, 2765 feet North 4845 feet West of Southeast corner of section. Proposed Rate 609gpm Proposed Quantity 257AF Proposed well depth (feet) \_\_\_\_\_  
 This point is:  Additional Well  Geo Center List other water rights that will use this point 16894

6. **Presently authorized point of diversion:**  
 One in the \_\_\_\_\_ Quarter of the \_\_\_\_\_ Quarter of the \_\_\_\_\_ Quarter of Section \_\_\_\_\_, Township \_\_\_\_\_ South, Range \_\_\_\_\_, in \_\_\_\_\_ County, Kansas, \_\_\_\_\_ feet North \_\_\_\_\_ feet West of Southeast corner of section. 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:  
**Proposed point of diversion: (Complete only if change is requested)**  
 One in the \_\_\_\_\_ Quarter of the \_\_\_\_\_ Quarter of the \_\_\_\_\_ Quarter of Section \_\_\_\_\_, Township \_\_\_\_\_ South, Range \_\_\_\_\_ (E/W), in \_\_\_\_\_ County, Kansas, \_\_\_\_\_ feet North \_\_\_\_\_ feet West of Southeast corner of section. Proposed Rate \_\_\_\_\_ Proposed Quantity \_\_\_\_\_ Proposed well depth (feet) \_\_\_\_\_  
 This point is:  Additional Well  Geo Center List other water rights that will use this point \_\_\_\_\_

7. Why do you need a new point of diversion? \_\_\_\_\_  
Low production in current well

the diagram below in relation to the existing point of diversion. (PLEASE NOTE: The "X" in center of diagram below represents presently authorized point of diversion.)



8. If a well, is the test hole log attached?  Yes  No

9. When do you propose to complete the new point of diversion?  
As soon as approved

10. If the point of diversion is a well:  
 (a) What are you going to do with the old well?  
Properly cap  
 (b) When will this be done? after completion of new well.

11. Groundwater Management District recommendation attached?  
 Yes  No

12. Assisted by GMD3/JLN

13b. If the proposed point of diversion will be relocated more than 100 feet but within 1320 feet from 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.

13a. If the proposed point of diversion will be relocated within 100 feet of the existing point of diversion, indicate its location on

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.)

**RECEIVED**  
**FEB 16 2018**  
 Garden City Field Office  
 Division of Water Resources

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 <sup>Bank of the West</sup> 1301 E Kansas Ave <sup>Garden City</sup> KS 67844, Kansas, this 7<sup>th</sup> day of February, 2018.

Arthur Annou Fisher  
 (Owner)

\_\_\_\_\_  
 (Spouse)

ARTHUR ANNOU FISHER  
 (Please Print)

\_\_\_\_\_  
 (Please Print)

Arthur Anthony Fisher  
 (Owner)

Joyce Fisher  
 (Spouse)

Arthur Anthony Fisher  
 (Please Print)

Joyce Fisher  
 (Please Print)

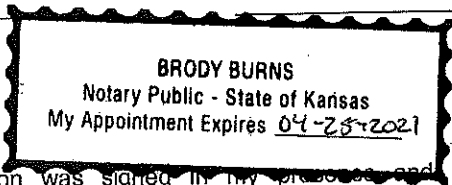
\_\_\_\_\_  
 (Owner)

\_\_\_\_\_  
 (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 7<sup>th</sup> day of February, 2018.

Brody Burns  
 Notary Public

My Commission Expires 04-25-2021.

**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

**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. 8681.

1. A change application was received on FEBRUARY 16, 2018 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 300 foot radius of the authorized point(s) of diversion.  Applicable  Not Applicable
4. 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, 2018**, 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, 2018**, or within any authorized extension of time. By March 1, 2019 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 check valve(s) shall be installed, operated and maintained in accordance with K.A.R. 5-3-5c.  Applicable  Not Applicable
10. Additional Conditions are attached.  Yes  No
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.

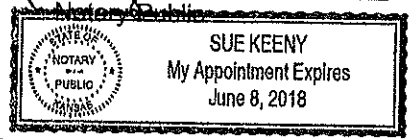
**Administrative Appeal and Effective Date of Order**

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, 109 SW 9<sup>th</sup> Street, Topeka, Kansas 66612**, 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 15<sup>th</sup> day after the date shown on the Certificate of Service.

*For Use by Register of Deeds*

FOR OFFICE USE ONLY  
**APPLICATION APPROVED AND SUMMARY ORDER ISSUED**

By: [Signature]  
Duly Authorized Designee of the Chief Engineer  
(Print Name): THOMAS P. MAKENS  
Division of Water Resources - Kansas Department of Agriculture  
Date of Issuance: APRIL 6, 2018  
State of Kansas )  
County of Finnney ) SS  
Acknowledged before me on April 6, 2018  
by Thomas P. Makens  
Signature: [Signature]



My commission expires: \_\_\_\_\_

(Notary Seal)



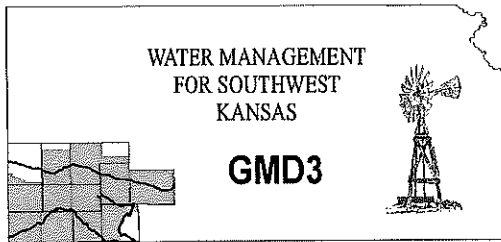
RECEIVED

FEB 16 2018

Garden City Field Office  
Division of Water Resources

- 0-2 Top soil
- 2-40 Red clay
- 40-50 Brown Clay, some sand
- 50-90 Brown clay, sand and some gravel
- 90-120 Fine, Medium and Course Sand, some gravel
- 120-160 Medium and course Sand, much gravel
- 160-180 Fine sand with brown clay
- 180-200 Very large rock and coarse gravel
- 200-210 Very coarse gravel and very large rock
- 210-220 Medium to large Rock
- 220-230 Very large river rock
- 230-240 Med Sand, some cemented clay
- 240-246 Limestone layer and gravel
- 246-260 Fine and medium sand, some clay
- 260-275 Medium and large gravel
- 275-288 Large gravel, rock and some clay
- 288-300 Large gravel, River Rock and little clay
- 300-314 Small grave, fine sand and cemented clay
- 314-328 Coarse Sand, gravel and some rock
- 328-341 Some gravel, mostly yellow clay
- 341-354 Little clay, coarse sand and some gravel
- 354-367 Coarse Sand, gravel, some clay and some cemented clay
- 367-380 Coarse sand and gravel
- 380-388 Coarse Sand, river rock and some cemented clay
- 388-393 Large Rock, gravel, Cemented Clay
- 393-400 Small Grave, fine sand and yellow clay
- 400-406 Mostly clay, a trace of sand.





**Southwest Kansas**  
**Groundwater Management District No. 3**  
2009 E. Spruce Street  
Garden City, Kansas 67846  
(620) 275-7147 phone (620) 275-1431 fax  
www.gmd3.org

January 30, 2018

Michael A. Meyers  
Division of Water Resources  
2508 N Johns Street  
Garden City, Kansas 67846

RECEIVED

FEB 16 2018

RE: Applications for Change in Point of Diversion  
Water Right, File Nos. 8681 & 16894

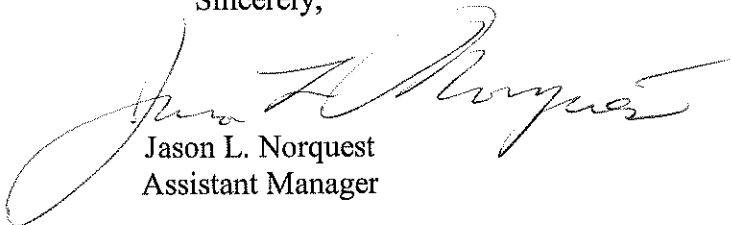
Garden City Field Office  
Division of Water Resources

Dear Mike:

We have assisted with the applications for the above referenced water rights. The proposal is not in conflict with the Management Program of the Southwest Kansas Groundwater Management District No. 3 (GMD3). The proposed change in point of diversion is in accordance with K.A.R. 5-23-3, as it pertains to distance moved and minimum spacing to neighboring wells. It is therefore recommended that the applications be approved at this time.

Thank you for the opportunity to review the applications and to provide a recommendation. If you have any questions, please don't hesitate to contact us.

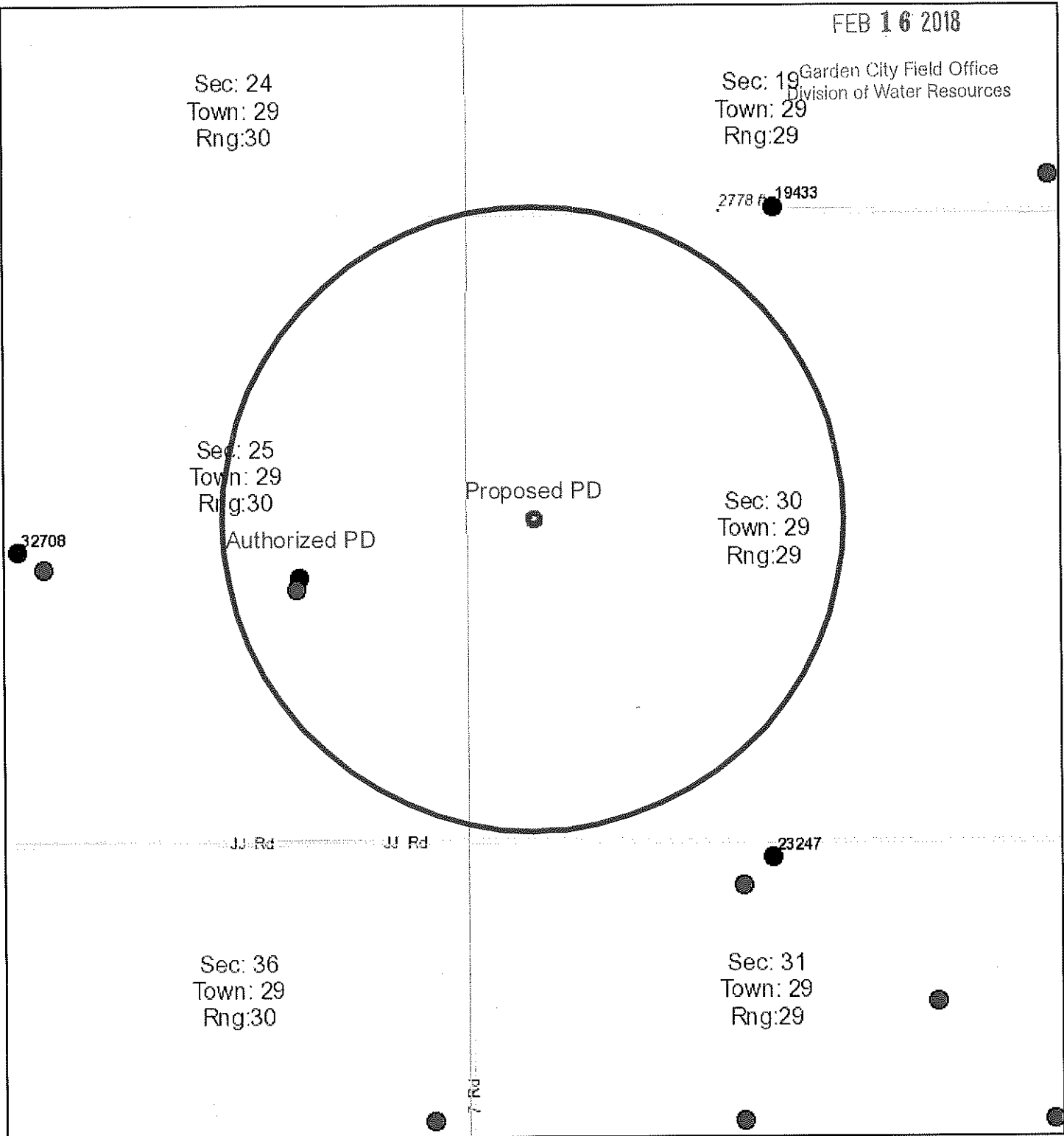
Sincerely,



Jason L. Norquest  
Assistant Manager



FEB 16 2018



January 12, 2018

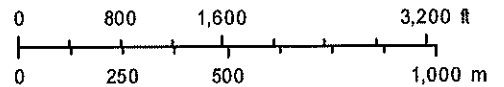
DISCLAIMER: This map is not intended for conveyances, nor is it a legal survey. The information is presented on a best-efforts basis, and should not be relied upon for making financial, survey, legal or other commitments.

Legend

**Wells**

- |   |       |   |     |   |                  |
|---|-------|---|-----|---|------------------|
| ? | Other | ⚡ | FPR | ⚡ | THX              |
| • | IRR   | + | HYD | ? | Empty            |
| + | CON   | ★ | IND | ● | WWC5 WELLS GMD3  |
| ☒ | DEW   | ▲ | MUN | ● | WIMAS WELLS GMD3 |
| ▲ | DOM   | ⊖ | REC | ○ | Meters (History) |
|   |       | ⊖ | STK |   | Sections         |

1:18,056



Sources: Esri, HERE, DeLorme, Intemap, increment P Corp., GEBCO, USGS, FAO, NPS, NRCAN, GeoBase, IGN, Kadaster NL, Ordnance Survey, Esri Japan, METI, Esri China (Hong Kong), swisstopo, MapmyIndia, © OpenStreetMap contributors, and the GIS User Community



INPUTS	
Target Section Definition	
Section	30
Township	29
Range	29
Range Direction	W
Target Point Coordinates (NAD27 or NAD83)	
Target Longitude	-100.541174
Target Latitude	37.496896

Load Data and Compute

- Instructions**
1. Enter values for section, township, range and range direction.
  2. Enter NAD27 or NAD83 longitude and latitude of target point.
  3. Click "Load Data and Compute" button.
  4. Use feet distances corresponding to datum of target point.

Loaded Section Data		
From LEOBASE using NAD83		
Corner	Corner Latitudes	Corner Longitudes
SW	37.48931185	-100.54298753
NW	37.50386887	-100.54306364
NE	37.50391481	-100.52501204
SE	37.48932778	-100.52490492
Degrees Longitude per Foot		3.44673099E-06
Degrees Latitude per Foot		2.74633023E-06
Target Point Distances from Corners using NAD83		
Corner	Feet North(+)/South(-)	Feet East(-)/West(+)
SW	2762	-526
NW	-2539	-548
NE	-2556	4689
SE	2756	4720

Loaded Section Data		
From LEOBASE using NAD27		
Corner	Corner Latitudes	Corner Longitudes
SW	37.48928800	-100.54255700
NW	37.50384500	-100.54263300
NE	37.50389100	-100.52458200
SE	37.48930400	-100.52447500
Degrees Longitude per Foot		3.44672989E-06
Degrees Latitude per Foot		2.74598553E-06
Target Point Distances from Corners using NAD27		
Corner	Feet North(+)/South(-)	Feet East(-)/West(+)
SW	2771	-401
NW	-2531	-423
NE	-2547	4814
SE	2765	4845

Difference (NAD83 Minus NAD27)			
Corner	Corner Latitudes	Corner Longitudes	
SW	0.00002385	-0.00043053	
NW	0.00002387	-0.00043064	
NE	0.00002381	-0.00043004	
SE	0.00002378	-0.00042992	
Difference (NAD83 Minus NAD27)			
Corner	Feet North(+)/South(-)	Feet East(-)/West(+)	
SW	-9.03206536	-124.90953367	
NW	-8.37397121	-124.94144097	

RECEIVED  
 FEB 16 2018  
 Garden City Field Office  
 Division of Water Resources

Target point is in Section

Target point is in Section

SW SW NW





## GMD3 Change Review

File No(s): 8681 & 16894.

DWR office: GC.

App filed to change: PD.

Is Landowner(s) correct in WRIS: Ownership of one quarter has changed, proper paperwork will be with the applicaiton.

If NO, is documentation included?

Is Water Use Correspondent correct in WRIS? Yes.

If NO, is documentation included?

Regulation(s) Reviewed: KAR 5-23-3

Point of diversion ID No(s) 4 being changed.

	ft. North	ft. West				
Authorized PD	2262	1474		Sect. 25-29-30		
Proposed PD	2765	4845		Sect. 30-29-29		
Difference	-503 N	1909 E				
a2 + b2 = c2	253009	3644281		1974.156 foot move NE		

GPS for proposed PD: Lat: 37.496896 Long: -100.541174 .

Is proposed PD stacking on existing WRs? No .

Is Proposed PU overlapping existing WRs? No .

Land Owner(s) notified:    .

Name Aaron Fisher.

Name Arthur A Fisher.

Address 6706 JJ RD.

Address 6706 JJ RD.

Zip Copeland, KS 67837.

Zip Copeland, KS 67837.

Neighboring certified well(s) notified: No other wells within half mile.

Name    .

Name    .

Address    .

Address    .

Zip    .

Zip    .

Domestic well(s) notified: None found within half mile.

Name    .

Name    .

Address    .

Address    .

Zip    .

Zip    .

Base Acres:    .

Perfected Acres:    .

Irr. Return-Flow    %

**The change meets all current area rules. No wells within half mile found. Land ownership will be corrected with proper documentation along with the application.**

Is a waiver needed: No.

Final Recommendation: Staff recommends approval of the application.

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Division of Water Resources

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Grantors Address:  
2252 E. Cape Cod Drive  
Bloomington, IN 47401

Send tax statement to  
Garden City Field Office  
Division of Water Resources

**SUCCESSOR TRUSTEE'S DEED**

THE GRANTOR, Mary E. Belding, Successor Trustee of The Laura J. Mills Revocable Trust Agreement Under Agreement Dated May 16, 1994, of Monroe County, in the State of Indiana, for and in consideration of One Dollar (\$1.00) and other good and valuable consideration in hand paid, CONVEYS AND WARRANTS to the GRANTEE, Arthur Anthony Fisher, an adult, of Gray County, in the State of Kansas, the following described Real Estate located in Gray County, in the State of Kansas, to-wit:

All of the Trust's right, title and interest in and to the Northwest Quarter (NW1/4) of Section 30, Township 29 South, Range 29 West of the 6<sup>th</sup> P.M.

Subject to:

1. All covenants, conditions, restrictions, easements, and rights of way, existing or of record affecting said real estate;
2. A certain Oil and Gas Lease dated September 12, 2011, as most recently amended or extended, a Memorandum of which Lease being recorded in Book 83, Pages 206-207 in the Register of Deeds, Gray County, Kansas;
3. A life estate in mineral rights to Mary E. Belding, with the remainder to Arthur Anthony Fisher if he survives Mary E. Belding; then to Aaron A. Fisher, if he survives Arthur Anthony Fisher; then if Aaron A. Fisher does not survive Arthur Anthony Fisher, to Fort Hays State University in Fort Hays, Kansas;
4. All applicable zoning laws and ordinances; and
5. All real estate taxes of record.

The Grantor hereby attests that she is the sole Successor Trustee of said Trust, the Original Trustee of the Trust, Laura J. Mills, having passed away on November 3, 2016, and the named Co-Successor Trustee, William R. Verhagen, having duly submitted his written resignation as Successor Trustee of the Trust on October 25, 2016.

Pursuant to KSA 79-1437 real estate validation questionnaire is not required due to exemption number 7.

IN WITNESS WHEREOF, the Grantor has executed this deed this 2 day of March, 2017.

*Mary E. Belding*

Mary E. Belding, Successor Trustee,  
of the Laura J. Mills Revocable Trust  
Agreement Under Agreement Dated  
May 16, 1994

STATE OF INDIANA, COUNTY OF MONROE, ss:

State of Kansas, Gray County SS.  
This instrument was filed for  
Record on 03/17/2017 at 10:59 AM and  
Recorded in Book 134  
Page 149-157 Fee: \$130.00

*Renee D. Shriner*  
Renee D. Shriner, Register of Deeds

Entered on Record in this  
office this 17 day of March 2017  
Gray Co. *Ken Schmelz, Dept. Clerk*



**SUCCESSOR TRUSTEE'S  
ASSIGNMENT OF INTEREST IN  
OIL AND GAS LEASE PURSUANT TO THE  
TERMS OF THE TRUST**

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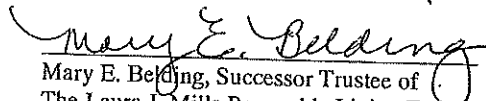
Mary E. Belding, Successor Trustee of The Laura J. Mills Revocable Living Trust Under Agreement Dated May 16, 1994, and pursuant to the terms of the Third Amendment to The Laura J. Mills Revocable Living Trust Under Agreement Dated May 16, 1994, executed October 23, 2012 ("Third Amendment"), hereby transfers and assigns all of the Trust's right, title and interest as Lessor (including but not limited to the right to receive income) in a certain Oil and Gas Lease with Basin Land Company, 521 W. Wilshire Blvd., Suite 130, Oklahoma City, OK, 73116 dated September 12, 2011 (the "Lease"), a Memorandum of which Lease having been recorded in Gray County, Kansas, Book 83, Pages 206-207 on October 25, 2011 (a copy of Memorandum is attached as Exhibit A hereto), to the beneficiary(ies) set forth below, in accordance with the Third Amendment:

1. First, to Mary E. Belding, for her lifetime; then
2. To Arthur Anthony Fisher, should he survive Mary E. Belding; then
3. To Aaron A. Fisher, should he survive Arthur Anthony Fisher; and then
4. Upon the death of Aaron A. Fisher, to Fort Hays State University in Hays, Kansas.

Such Lease concerns oil and gas rights as stated in the Lease and related to certain real property located in Gray County, Kansas, the legal description of which is attached as Exhibit B hereto.

The Grantor hereby attests that she is the sole Successor Trustee of said Trust, the Original Trustee of the Trust, Laura J. Mills, having passed away on November 3, 2016, and the named Co-Successor Trustee, William R. Verhagen, having duly submitted his written resignation as Successor Trustee of the Trust on October 25, 2016.

Signed this 2 day of March, 2017.

  
Mary E. Belding, Successor Trustee of  
The Laura J. Mills Revocable Living Trust  
Under Agreement Dated May 16, 1994

STATE OF INDIANA                    )  
  ) SS:  
COUNTY OF MONROE                )

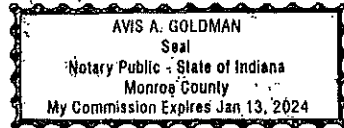
Before me, a Notary Public, in and for said County and State, personally appeared



Mary E. Belding this 2<sup>nd</sup> day of March, 2017, and proved his/her identity by showing a picture ID, who executed the foregoing in my presence and acknowledged the same to be his/her voluntary act and deed, and acknowledged the truth of the statements contained therein.

My commission expires: 1-13-2024

Avis A. Goldman  
Signature  
Avis A. Goldman, Notary Public  
County of Residence: Moree, IN







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MEMORANDUM OF OIL AND GAS LEASE

THE STATE OF KANSAS )  
 )  
COUNTY OF Gray )

WITNESSETH:

Laura J. Mills Revocable Living Trust, Laura J. Mills, Trustee, (herein called "Lessor"), whose address is 1051 Sassafras Circle, Bloomington, IN 47408, and Basin Land Company (herein called "Lessee"), whose address is 521 W. Wilshire Blvd., Suite 130, Oklahoma City, Oklahoma 73116, hereby acknowledge and give notice that Lessor has executed and delivered to Lessee an Oil and Gas Lease (herein called "said Lease") under date of September 12, 2011 under the terms of which Lessor has granted, leased and let exclusively unto Lessee (subject to each and all of the other provisions thereof), for the purpose of investigating, exploring, prospecting, drilling, mining, completing, equipping, developing, and operating for and producing oil (including but not limited to distillate and condensate), gas (including casinghead gas and helium and all other constituents), or other minerals, as well as all ancillary activities related to the such activities, the following tract(s) of land (herein called "said Land"), in Gray County, Kansas, to wit:

Township 29 South, Range 29 West

Section 30: NW/4

(Containing 160.0 acres, more or less)

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Division of Water Resources

Said Lease has been executed and acknowledged by Lessor in favor of Lessee and provides for a primary term of Three (3) Years from September 12, 2011 (herein called the "Primary Term"), as well as Lessee's option to extend the Primary Term an additional Two (2) Years as stated in said Lease, and as long thereafter as oil or gas or other minerals is produced in paying quantities from said Land, or land with which said Land is pooled, or said Lease is maintained in force in any other manner therein provided, subject to all of the exceptions, reservations, terms, conditions and provisions as set forth therein. An executed copy of said Lease is in the possession of both Lessor and Lessee, and said Lease with all of its terms, covenants and provisions, is incorporated herein by reference and made a part hereof for all purposes.

The purpose of this Memorandum of Oil and Gas Lease (herein called the "Memorandum") is to evidence the existence of said Lease, and this Memorandum is given in lieu of filing said Lease in full for record with the office of the Register of Deeds in the county or counties in which said Land is located.

State of Kansas, Gray County SS.  
This instrument was filed for  
Record on 10/25/2011 at 01:51 PM and  
Recorded in Book 83  
Page 206-207 Fee: \$12.00

*Maria Griffin*  
-----  
Maria Griffin, Register of Deeds



IN WITNESS WHEREOF this instrument is executed on this the 23<sup>rd</sup> day of September, 2011, but to be effective September 12, 2011.

LESSOR:

LESSOR:

Laura J. Mills

LESSEE:

Basin Land Company

By Paula D. Wieders

STATE OF Indiana }  
COUNTY OF Monroe } ss. (Individual Acknowledgment)

The foregoing instrument was acknowledged before me this 23 day of Sept, 2011, by Laura J. Mills, Trustee of the Laura J. Mills Revocable Living Trust

My commission expires 5-31-17

Shawn A. Zupfer  
Notary Public  
Notary in Owen County,  
Acting in Monroe County,



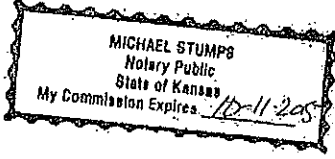
STATE OF Kansas }  
COUNTY OF Gray } ss. (Corporate Acknowledgment)

The foregoing instrument was acknowledged before me this 24<sup>th</sup> day of October, 2011, by Paula D. Wieders the Agent of Basin Land Company on behalf of the corporation.

My commission expires 10-11-2015

Michael Stumps  
Notary Public

Notary in Gray County, Kansas  
Acting in Gray County, Kansas



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Garden City Field Office  
Division of Water Resources

This instrument prepared by:  
RETURN RECORDED COPY TO:  
Basin Land Company



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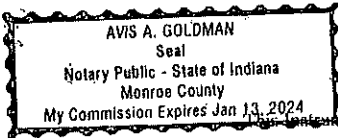
Before me, the undersigned, a Notary Public in and for said County and State, this 2<sup>ND</sup> day of March, 2017, personally appeared the within named Mary E. Belding Successor Trustee of The Laura J. Mills Revocable Trust Agreement Under Agreement Dated May 16, 1994 and is personally know to me or proved her identity by showing a government issued photo identification who executed the foregoing Trustee's Deed in my presence and acknowledged the same to be her voluntary act and deed, and acknowledged the truth of the statements contained therein.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal.

Avis A. Goldman  
Notary Public  
Avis A. Goldman  
Printed Name  
Monroe  
County of Residence

My Commission Expires:

1-13-2024



This instrument Prepared by: Erin M. Martoglio, Attorney at Law.  
Our File #16-955

I affirm, under the penalties for perjury, that I have taken reasonable care to redact each Social Security number in this document, unless required by law. /s/ Erin M. Martoglio, Attorney at Law

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Garden City Field Office  
Division of Water Resources

