Kansas Department of Agriculture Division of Water Resources

CHANGE: P/D WORKSHEET

1. File Number: 12474	2. Status Change Date:	3. Change Num:	4. Field Office:	5. GMD:				
6. Status: ⊠ Approved ☐ Der	ied by DWR/GMD	Dismiss by Reques	st/Failure to Return	7. Filing Date of Change: 11/22/2019				
8a. Applicant(s) New to system □ KMC AG LLC P O BOX 279 PLAINS, KS 67869-0279	Add Seq# New to system ☐ MC AG LLC D BOX 279 AINS, KS 67869-0279							
8b. Landowner(s) New to system □ SEE OWNERSHIP CHG	Person ID Add Seq# WKSHT	8d. WUC New to sy	vstem □	Person ID Add Seq#				
9. Documents and Enclosure(s):		⊠ N & P Form	☑ Water Tube ☑ Date	o Comply: 12/31/2021 Driller Copy				
10. Use Made of Water From:		To:	5/2019 By: AM By:					

File No. 12474	11. County: §	SW	Ва	sin: Cl	ROOK	ED CI	REEK	-		St	tream:							Fo	rmation C	ode:	Special Use:
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Limitation:	af/yr at			, e ja		gpm (_				cfs) wl	hen co	ombine	ed with	n file n	umber	(s)				2 8	
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Garden City Field Office 4532 W. Jones, Suite B Garden City, KS 67846



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

Mike Beam, Secretary

Laura Kelly, Governor

November 25, 2019

KMC AG LLC P O BOX 279 PLAINS, KS 67869-0279

RE: Water Right, File Nos. 12474 & 16922

Dear Sir or Madam:

Enclosed are the orders executed by the designee of the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, approving the applications for change under the above referenced file numbers.

Your attention is directed to the enclosures and to the terms, conditions, and limitations specified in these approvals for change. A condition of these approvals is that an acceptable water flow meter must be installed on the diversion works authorized under the referenced file number and meet current specifications. Please return the required notification of completion of the diversion works and installation of the required meter as soon as these actions are completed.

Since the order modifies the original document referred to above, it should be recorded with the Register of Deeds as other instruments affecting real estate.

Should you have any questions, please feel free contact this office. If you would prefer, you could arrange an appointment for additional assistance.

Sincerely,

Austin J. McColloch

Assistant Water Commissioner

AM:

enclosures

pc:

GROUNDWATER MANAGEMENT DISTRICT NO. 3

CERTIFICATE OF SERVICE

On this 25th day of November, 2019, I hereby certify that the foregoing Approval of Applications for Change in Point of Diversion, Water Right, File Nos. 12,474 & 16,922 dated 25th day of November, 2019 was mailed postage prepaid, first class, US mail to the following:

KMC AG LLC P O BOX 279 PLAINS, KS 67869-0279

Pc:

GROUNDWATER MANAGEMENT DISTRICT NO. 3

Division of Water Resources Staff

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.

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						File No	. <u>1247</u> 4	4			in to)				NO	V 2 2 2019 3:18 pm	
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in <u>Seward</u> County, Kansas, <u>50</u> fe	et North	2598 feet West	of Southeast corner	of section.
Authorized Rate <u>1765 GPM</u> Authorized Quantity				
(DWR use only: Computer ID No GPS _				
☐This point will not be changed ☐This point will be changed as	follows:	No change, point bette	er described with GPS	as follows:
Proposed point of diversion: (Complete only if change is	requested	or if existing point	is better described	by GPS)
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in <u>Seward</u> County, Kansas, <u>139</u> fe	et North	2548 feet West	of Southeast corner	of section.
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Presently authorized point of diversion:				
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in County, Kansas, fe	et North	reet west	of Southeast corner	or section.
Proposed Rate Proposed Quantity				
This point is: Additional Well Geo Center List other	water rights	s that will use this po	int	PATE OF THE PATE O
The changes herein are desired for the following reasons?				
(please be specific) \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \		No	rth	
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If a well, is the test hole log attached? ⊠ Yes □ No	E	200 100		
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The change(s) (was)(will be) completed by? Ven Regroun If the point of diversion is a well: (a) What are you going to do with the old well? (b) When will this be done?	200		 - + + + + + - - + + + + + -	200

feet but within 2,640 feet of the existing point of diversion, attach 13b. If the proposed point of diversion will be relocated within 300 feet 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

of the existing point of diversion, indicate its location on the diagram shown above in relation to the existing point of diversion. (PLEASE NOTE: The "X" in center of diagram above represents the presently authorized point of diversion.)

14. If the proposed groundwater poi	nt of diversion is 300 or fewer feet fro	om the existing poin	t of diversion, complete t	he following:
	esent all owners of the currently auth (If no, all owners must sign this appli		se identified in this applic	ation?
affected if this application is	of any owner of the currently authors approved as requested? (If yes, all owners must sign this appl		e identified in this applic	ation be adversely
	roved expeditiously, will there be sub (If no, all owners must sign this appli		property, public health or	safety?
If the application proposes a surface or a change in place of use, the application agent (attach notarized statement au	ication must be signed by all owners	groundwater chang of the currently aut	ge in point of diversion g horized place of use, or	reater than 300 feet their duly authorized
I hereby verify, being first duly age and the owner, the spouse their behalf, in regards to the contained in this application a	of the owner, or a duly author water right(s) to which this appre true, correct and complete.	ized agent of the olication pertains	owner(s) to make th	is application or
Dated at Plans	, Kansas, this	22 day of	November	, 20 1 9
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State of Kansas County of FINNEY	SS			
	oing application was signed in	my presence and	sworn to before me	this 22NO day
My Commission Expires 91	MOTARY PUBLIC - State CATHERINE F		Missing Public	reit
ONLY COMPLETE APPLICATIONS WIL accurate information; maps, if necessary the appropriate fee must be paid.	L BE PROCESSED. To be complete, all , must be included; signatures of all the a	of the applicable porti ppropriate owners' mu	ons of the application form i st be affixed to the applicati	must be completed wit ion and notarized; and
(2) Application to change a	FEE SCHEDI e of use or the point of diversion undo hecks payable to: Kansas Departm point of diversion 300 feet or less point of diversion more than 300 feet the place of use	er this section shall ent of Agriculture		\$100 \$200
JULE JONES RODEN Wy Appyortment Expans December 18, 2022				
DWR 1-121 (Revised 04/5/2018)	Page 3		infostatio F	File No.

SU MENRY ORDER APPROVING APPLICATION FOR DIAMERIAND IN POSING CONDITIONS

SUMMARY ORDER APPROVING APPLICATION FOR CHANGE AND IMPOSING CONDITIONS

pro Wit	ovisions of the Kansas Water Appropriation Law, K.S.A. 82a-7	08b, as amended, and K.A.R. 5-5-1, et seq. and other applicable 0.701 et. seq., and rules and regulations promulgated thereunder, n, this Summary Order does not change the terms, conditions and						
1.	A change application was received on diversion authorized under the above-referenced file number	requesting that the place of use and / or point of ber be changed as described in the application.						
2.	On and after the effective date of this summary order, the auth	thorized place(s) of use shall be located substantially as shown on ange the place of use. Applicable Not Applicable						
3.	The change in point of diversion shall not impair existing right previously authorized. The point of diversion authorized by radius of the authorized point(s) of diversion.	nts and shall be limited to the same source or sources of water as by this summary order shall be located within a foot le Not Applicable						
4.	The point(s) of diversion described herein is administrative Positioning System (GPS), as described in the application.	ely corrected to be more accurately described using the Global a. ☐ Applicable ☒ Not Applicable						
5.	The point(s) of diversion authorized herein shall not actually be authorized point(s) of diversion. ☑ Applicable ☐ No	be located more than feet from the previously ot Applicable						
6.	As required by K.A.R. 5-3-5d, if the works for diversion is a w	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.	December 31, 20 , or before the first use of water, operated and maintained in accordance with K.A.R. 5-1-4 t	operly install an acceptable water flow meter on or before whichever occurs first. The water flow meter shall be installed, through 5-1-12. As required by K.S.A. 82a-732, as amended, and the reading of the water flow meter and the total quantity of watering the end of each calendar year.						
8.	authorized extension of time. By March 1, 20 2\ the a	completed on or before December 31, 20 <u></u> , or within any applicant shall notify the Chief Engineer that construction of the ided by the Chief Engineer, as required by K.A.R. 5-8-4e.						
9.	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 The completed well log shall be submitted with the required notice. Applicable Not Applicable 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							
10.	with an in-line, automatic, quick-closing check valve capab	foreign substance will be injected into the water shall be equipped ble of preventing pollution of the source of the water supply. The in accordance with K.A.R. 5-3-5c. ☑ Applicable ☐ Not Applicable						
11.	Additional Conditions are attached. Yes No	West of the second seco						
12.	water appropriated under the above-referenced file numb- limitations, as amended and/or supplemented by this Sum Appropriation Law and the Rules and Regulations promul	a.R. 5-5-14, all of the owners of the authorized place(s) of use of oper are responsible for compliance with its terms, conditions and nmary Order, and with applicable provisions of the <i>Kansas Water</i> algated thereunder. Failure to comply with these provisions may needed, and/or the suspension or revocation and dismissal of the ons authorized by law.						
,	Administrative Appeal and Effective Date of Order	FOR OFFICE USE ONLY						
	ou are aggrieved by this order, pursuant to K.S.A. 82a-1901,	APPLICATION APPROVED AND						
you	u may request an evidentiary hearing before the Chief	SUMMARY ORDER ISSUED						
Eng	gineer or request administrative review by the Secretary of riculture. A request for hearing by the Chief Engineer must be	By: Clath. Whole						
filed	d within 15 days of service of this Order and a request for	Duly Authorized Designee of the Chief Engineer						
adn	ministrative review by the Secretary must be filed within 30 ys pursuant to K.S.A. 77-531. Any request for administrative	(Print Name): Austra Mcollock						
revi	iew must state a basis for review pursuant to K.S.A. 77-527.	Division of Water Resources - Kansas Department of Agriculture						
File	e any request with Kansas Department of Agriculture, gal Division, 1320 Research Park Drive, Manhattan, KS	Date of Issuance: No vember 25, 2019						
665	502. Failure to timely request a hearing or review may sclude review under the Kansas Judicial Review Act.	State of Kansas)						
	For Use by Register of Deeds	County of <u>Jinney</u>) SS						
		Acknowledged before me on November 25, 2019						
	A STATE OF THE STA	by Austin Mich Moch.						
		Signature: Notary Public						
		My commission expires: JULIE JONES						

File No.

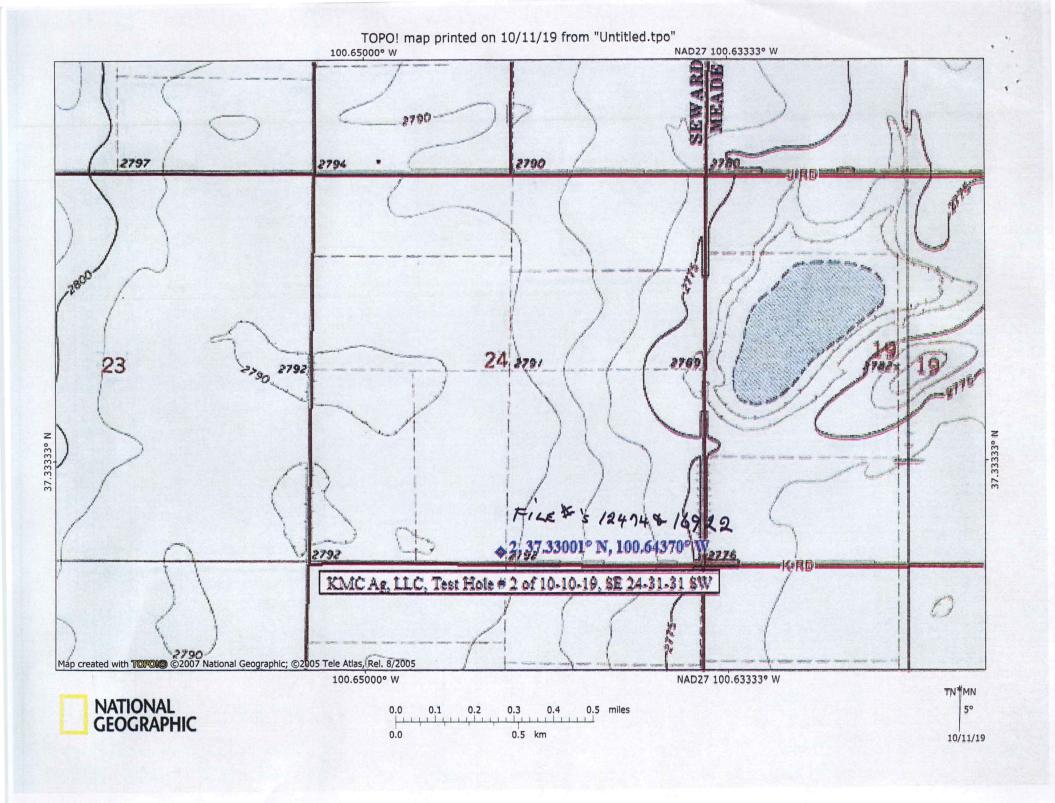
3795 W. Jones Ave. Garden Ciby HS 67848 PHT 620-277-2289



PO Box 699

DAN CLAMSON OFFICE 620-563-610 CELL 620-482-3260

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Since I Abb		P.O Brit		Test# 2
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	14, 16,			



Kansas Department of Agriculture Division of Water Resources

LANDOWNER - WU CORRESPONDENT - NAME CHANGE

	File No(s) 12474; 2975	16922; 19972; 22819;	1a.	1c. GMD 03		
2.	☐ Computer Only	☐ Letter Attached ☐ Sta	mpec	Document	☐ WUC Des For	m IZAZI
3.	Informed by COU	INTY APPRAISER WEBSITE	- CH	ANGE APPLICATION	S	12474
4a.	Landowner(s) New to system □ KMC AG LLC P O BOX 279 PLAINS, KS 678	Person ID Add Seq# 69-0279	4c.	57020 19#		
4b.	Landowner(s) New to system □ STEVEN DAVIS 8149 N GIBRALT TUCSON, AZ 85		4d.	ID		
5.	WUR Correspondent New to system ☐	Person ID Add Seq# Notarized WURC Form	6.	Other New to system	Person Add Se	
elian.	Name and person ID cod	e of former WUR correspondent CLAW	SON	MEADE-SEWARD #1 Name Date Prepared 11	/25/2019 by A	37461 Person ID
	1-665 (Revised 04/28/2000)	(land chart	0 3	Date Entered	by SEC SET SECTION	H. Addisonal 17474, 1692 KEÉP EOT C

		Use – Co				15."		0				01 0			
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1247		296			S 30W			4c				N		SEE BELOW	
1247	74	332	35	24 31	S 31W	1		4c				Υ		SEE BELOW	
1247	74			24 31	S 31W			4a					SEE BELOW		
12474 22804 19		19 31	S 30W	3		4b				Y		SEE BE	ELOW		
1247	74			19 31	30W			4d						SEE BE	LOW
FILE	#	124	12474 12474			124	474	12	474	12	474	124	2474 12474		
PUSE ID#		148	846	188	328	29	The beat of the second		4c 33235			4b 228	304	4d	
Qtr-Qtr	Qtr	Acres Authorized	New Acres Authorized		New Acres Authorized	Acres Authorized	New Acres								
NE	NE			40	40			40	40						
NW	NE			40	40			40	40						
sw	NE	G. Weine		40	40		THE P	40	40					A SALVE L	
SE	NE			40	40			40	40						
NE	NW			SELECT S	TO PAGE 18	2 2 12						1 HAT	14 5350	514.61	
NW	NW		0	6085	i evitu	BASK	34					34.68	34.68	(CRO)	
sw	NW											34.7			34.7
SE	NW		Market Inc)			
NE	SW	40	40			40	40							MANAGE OF STREET	
NW	SW	34.64	34.64			34.74	34.74								
sw	sw	34.65	34.65			34.76	34.76								
SE	sw	40	40			40	40								
NE	SE			40	40			40			40				
NW	SE			40	40			40			40				
sw	SE			40	40			40			40				
SE	SE			40	40		SILVE	40		CHU PAU	40	10/16		erara.	Maria A
TOT	ΓΔΙ	149.29	149.29	320	320	149.5	149.5	320	160	0	160	69.38	34.68	0	34.7

10. Additional PC

12474; 16922; 19972; 22819; 32975 ALL COMPLETE OVERLAP IN PU

KEEP LOT COMMENTS

QuickRef ID: **R78** Owner Name: CLAWSON LAND PARTNERSHIP Location: 00000 ROAD Y, Kismet, KS 67859 Abbreviated Boundary Description: S24, T31, R31, NE4 LESS R/W **Owner Information:** Owner CLAWSON LAND PARTNERSHIP Mailing Address PO BOX 279 Plains, KS 67869-0279 **Property Information:** Agricultural Use Type Status Active 005-SEWARD 483 PL **Taxing Unit** Neighborhood Code 511 No Secondary Address Details found **Market Land Details:** Actual Width: 0 Eff. Width 0 Eff. Depth 0 0 Acres

QuickRef ID: R678 Owner Name: CLAWSON LAND PARTNERSHIP Location: 00000, Plains, KS 67869 **Abbreviated Boundary** S19, T31, R30, ACRES 150.5, SW4 LESS Description: R/W **Owner Information:** Owner CLAWSON LAND PARTNERSHIP Mailing Address PO BOX 279 PLAINS, KS 67869 **Property Information:** Agricultural Use Type Status Active **Taxing Unit** 021 Neighborhood Code 414 No Secondary Address Details found **Market Land Details:** Actual Width: 0 Eff. Width 0 0 Eff. Depth

Acres

0

QuickRef ID: R675 Owner Name: KMC AG LLC Location: 00000, Plains, KS 67869 Abbreviated Boundary S18, T31, R30, ACRES 149.2, SW4 LESS Description: R/W **Owner Information:** KMC AG LLC Owner Mailing Address PO BOX 279 PLAINS, KS 67869 **Property Information:** Type Agricultural Use Status Active **Taxing Unit** 016 Neighborhood Code 413

No Secondary Address Details found

Market Land Details:

Actual Width: 0

Eff. Width 0

Eff. Depth 0

Acres 0

QuickRef ID: **R77** KMC AG LLC Owner Name: Location: 00000 ROAD Y, Kismet, KS 67859 Abbreviated Boundary Description: S24, T31, R31, SE4 LESS R/W **Owner Information:** Owner KMC AG LLC Mailing Address PO BOX 279 PLAINS, KS 67869 **Property Information:** Agricultural Use Type Status Active **Taxing Unit** 005-SEWARD 483 PL Neighborhood Code 511 No Secondary Address Details found **Market Land Details:** Actual Width: 0 0 Eff. Width Eff. Depth 0 Acres 0

QuickRef ID: **R68** Owner Name: KMC AG LLC Location: 00000 ROAD Y, Kismet, KS 67859 Abbreviated Boundary Description: S13, T31, R31, E2 LESS R/W **Owner Information:** Owner KMC AG LLC Mailing Address PO BOX 279 PLAINS, KS 67869 **Property Information:** Agricultural Use Type Status Active **Taxing Unit** 005-SEWARD 483 PL Neighborhood Code 511 No Secondary Address Details found **Market Land Details:** Actual Width: 0 Eff. Width 0 Eff. Depth 0 Acres 0

QuickRef ID: R677 Owner Name: DAVIS, STEVEN R Location: 00000 RURAL, Plains, KS 67869 Abbreviated Boundary S19, T31, R30, ACRES 152.9, N2N2 LESS Description: R/W **Owner Information:** Owner DAVIS, STEVEN R 8149 N GIBRALTAR DR TUCSON, AZ Mailing Address 85704 **Property Information:** Agricultural Use Type Status Active **Taxing Unit** 021 Neighborhood Code 414 No Secondary Address Details found **Market Land Details:** Actual Width: 0 Eff. Width 0

Eff. Depth

Acres

0

0

QuickRef ID:

R303175

Owner Name:

MCARTHUR, BARBARA DAVIS

Location:

00000 RURAL, Plains, KS 67869

Abbreviated Boundary

Description:

S19, T31, R30, Acres 155.1, S2N2 LESS

R/W

Owner Information:

Owner

MCARTHUR, BARBARA DAVIS

Mailing Address

834 OLEANDER ST WICKENBURG, AZ

85390

Property Information:

Type

Agricultural Use

Status

Active

Taxing Unit

021

Neighborhood Code

414

No Secondary Address Details found

Market Land Details:

Actual Width:

0

Eff. Width

0

Eff. Depth

0

Acres

0