# NOTICE

This scan only represents the application as filed. The information contained herein meets the requirements of K.A.R. 5-3-1 or K.A.R. 5-5-1, and has been found acceptable for filing in the office of the Chief Engineer. The application should not be considered to be a complete application as per K.A.R. 5-3-1b or K.A.R. 5-5-2a. 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.

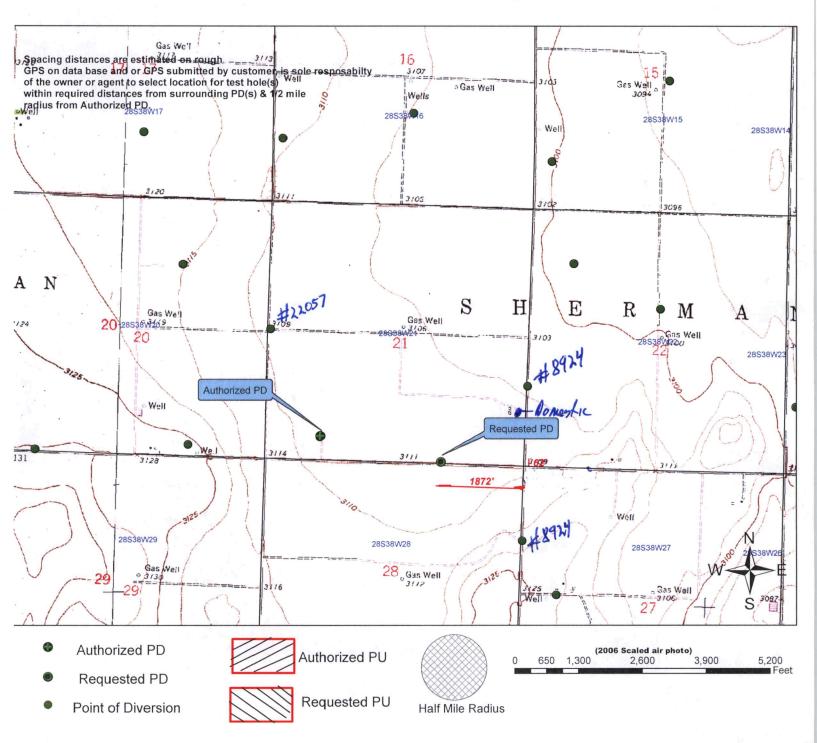
Paragraph Nos. 1, 2, 3 & 5 must be completed. Complete all other applicable portions. If change in point of diversion is greater than 100 feet, or if place of use will be changed, include a topographic map or detailed plat showing the authorized and proposed point(s) of diversion and/or place of use.

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(b) When will this	be done? <u>MAY</u>	22 2019	100		· + ·	mhmh	+   -	+	
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Change in Point of Diversion WR 18201 Section 21 T28 R38 Grant County



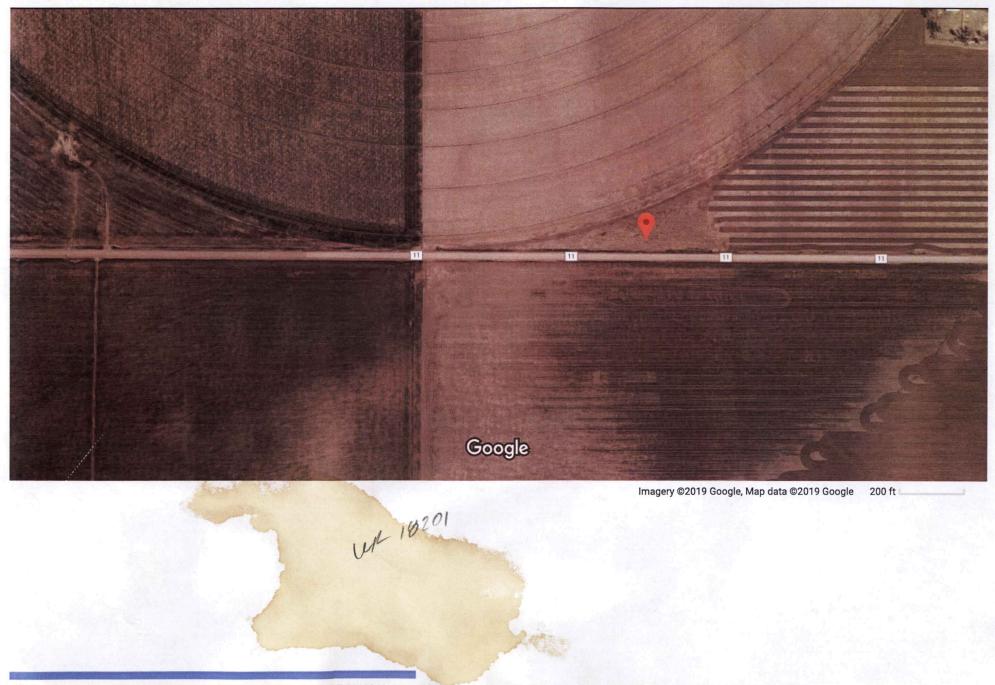
Applicant Signature

By signing this map the applicant is aware that no other wells (Irrigation, Domestic, Industrial etc) are within the 1/2 mile radius circle.

12'N/10	5w2E M2 18201 PO Box 639
	SWZE WIT PO Box 639
Garden City, KS 67846	Garden City, KS 67846
PH: 620-277-2389	Fax: 620-277-0224
Phane (620) 575-6789	resources 2000 MAR 3 1 2019
Customer Name: Clay + Nancy Scott	WO#: 14815 Date: 3/30/19
Street Address: 1173 N Rd B	Test #: 7 E LOG:
City, State: Dunner, KS 67880	Driller: Dave Frizzel
County: Growt Quarter: Su) Section:	Township: <u>28</u> Range: <u>38</u>
Location:	GPS: 37.59122°N 101.47753°W
Rig #: 10003 Elevation: 31	5 Static WL: 290 Estimated? Ues
	Proposed Well Depth

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### 37°35'28.4"N 101°28'39.1"W



https://www.google.com/maps/place/37°35'28.4"N+101°28'39.1"W/@37.5912242,-101.4797187,615m/data=!3m1!1e3!4m5!3m4!1s0x0:0x0!8m2!3d37.59122!4d-101.47753

- 14. If the proposed groundwater point of diversion is 300 or fewer feet from the 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?
  - (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 regards 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	, Kansas, this day of, 20	·
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(Owner)	(Spouse)	
Clay Scott	14년 - 11월 - 11월 14일 - 11월 14일 - 11월 14일	- 1 1
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(Owner)	(Spouse)	ы <sup>р</sup> На
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(Owner)	(Spouse)	
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of, 20	ation was signed in my presence and sworn to before me this OIL	day day
My Commission Expires 9-14-22	My Appt. Exp. 11 Wind Wotary Public	11 - 180-

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. 5-5-1, *et seq.* and other applicable provisions of the *Kansas Water Appropriation Law, K.S.A. 82a-701 et. seq.*, and rules and regulations promulgated thereunder, With the exception of those conditions expressly contained herein, this Summary Order does not change the terms, conditions and limitations of File No.  $\frac{18}{201}$ 

- 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
- 4. The point(s) of diversion described herein is administratively corrected to be more accurately described using the Global Positioning System (GPS), as described in the application. 

  Applicable 
  Not Applicable
- 5. 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
- 7. The owner of the authorized place(s) of use shall properly install an acceptable water flow meter on or before December 31, 20\_\_\_\_\_, 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.
- 8. Installation of the works for diversion of water shall be completed on or before December 31, 20\_\_\_\_\_, or within any authorized extension of time. By March 1, 20\_\_\_\_\_ 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.
- 9. The completed well log shall be submitted with the required notice.
- 10. 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
- 11. Additional Conditions are attached. 
  Yes No
- 12. 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

If you are aggrieved by this order, pursuant to K.S.A. 82a-1901, you may request an evidentiary hearing before the Chief Engineer or request administrative review by the Secretary of Agriculture. A request for hearing by the Chief Engineer must be filed within **15 days** of service of this Order and a request for administrative review by the Secretary must be filed within **30 days** pursuant to K.S.A. 77-531. Any request for administrative review must state a basis for review pursuant to K.S.A. 77-527. File any request with Kansas Department of Agriculture, Legal Division, **1320 Research Park Drive, Manhattan, KS 66502.** Failure to timely request a hearing or review may preclude review under the Kansas Judicial Review Act.

For Use by Register of Deeds

By:	All Sugar and All Hands
Duly Authorized Des	ignee of the Chief Engineer
(Print Name): Division of Water Resources	- Kansas Department of Agriculture
Date of Issuance:	
State of Kansas	) ) SS
County of	))
Acknowledged before me on _	
by	in en engennen in Under her
Signature:	
	Notary Public
My commission expires:	
	(Notary Seal)

FOR OFFICE USE ONLY

APPLICATION APPROVED AND

SUMMARY ORDER ISSUED

File No.

Garden City Field Office 4532 W. Jones, Suite B Garden City, KS 67846

Mike Beam, Secretary



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

Laura Kelly, Governor

May 15, 2019

LEIGH FARMS LLC HELEN LEIGH 6161 W ROAD 11 ULYSSES KS 67880-1500 RE: Water Right, File No. 18201

Dear Sir or Madame:

This is to advise you that Clay and Nancy Scott has filed an application for approval of the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, to point of diversion under the above referenced application. An irrigation well is proposed to be relocated.

You can find the complete application posted by water right file number as referenced above at <u>www.agriculture.ks.gov/divisions-programs/dwr/water-appropriation/notices</u>

You are notified on this proposed point of diversion (well) so that you may furnish this office with any comments or other information you may want to submit. Such comments or other information must be received in this office within 15 days from the date of this letter.

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,

Michael A. Meyer

Water Commissioner

MAM

Pc:

Groundwater Management District No. 3

Garden City Field Office 4532 W. Jones, Suite B Garden City, KS 67846

Mike Beam, Secretary

Kansas Department of Agriculture Division of Water Resources

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

Laura Kelly, Governor

May 15, 2019

CESAR & PAULA SEGOVIA 1203 N ROAD D ULYSSES KS 67880

RE: Water Right, File No. 18201

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Sincerely,

Michael A. Meyer Water Commissioner

MAM

Pc:

Groundwater Management District No. 3