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 To: CHIEF ENGINEER
Division of Water Resources
Kansas Department of Agriculture
1320 Research Park Drive
Manhattan, Kansas 66502
http://agriculture.ks.gov/dwr

APPLICATION FOR APPROVAL TO CHANGE THE PLACE OF USE, THE POINT OF DIVERSION OR THE USE MADE OF THE WATER UNDER AN EXISTING WATER RIGHT



7/11/2019 UM

Filing Fee Must Accompany the Application (Please refer to Fee Schedule on signature page of application form.)

Paragraph Nos. 1, 2, 3, 4 & 8 must be completed. Complete all other applicable portions. A topographic map or detailed plat showing the authorized and proposed points(s) of diversion and /or place of use must accompany this application.

1.	Application is hereby made for approval of the Chief Engineer to change the Water Resources Place of Use Water Resources Received Point of Diversion Use Made of Water UNACCEPTABLE FOR PRIORITY O:03 WATER RESOURCES Received PRIORITY O:03 UNACCEPTABLE FOR PRIORITY O:03 File No. 19916 Point of Agriculture O:03 Priority O:04 Priority O:05 Priority O:05 Priority O:05 Priority O:05 Priority O:06 Priority O:07 Priority O:07 Priority O:08 Priority
	File No. 19916
	2. Name of applicant: NATHAN & VANCE KELLS
	Address: 842 ROAD 60,SATANTA KS
	City, State and Zip: <u>67870-7010</u>
	Phone Number: () E-mail address:
	What is your relationship to the water right; owner tenant agent other? If other, please explain.
	Name of water use correspondent:
	Address:
	City, State and Zip:
	Phone Number: () E-mail address:
3.	The change(s) proposed herein are desired for the following reasons (please be specific): ADJUST THE PLACE OF USE AND WORK WITH PENDING APPLICATION FILE NO. 6193.
	The change(s) (was) (will be) completed by
Fo F.C	r Office Use Only: D. 4 GMD 3 Meets K.A.R. 5-5-1 (YES) / NO) Use IR Source G S County H5 By DAW Date 7/3/19 de Fee \$ 700 TR # 40004872 Receipt Date 7/3/19 Check # CC
L	P100004874
DIA	/R 1_120 (Revised 06/16/2014) Assisted by:

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Twp. Range NE¼ NW½ SW% SE½ NE½ NW½ SW½ SE½ NE½ NE½ NW½ SW½ SE½ NE½ NW½ SW¾ SE½ NE½ NW½ SW¾ SE½ WATER RESOURCES RECEIVED

List any other water rights that cover this place of use. _

Water Resources

KS DEPT OF AGRICULTURE

IF MORE SPACE IS NEEDED, ATTACH ADDITEDNAL SHEETS AS NECESSARY

JUL 03 2019

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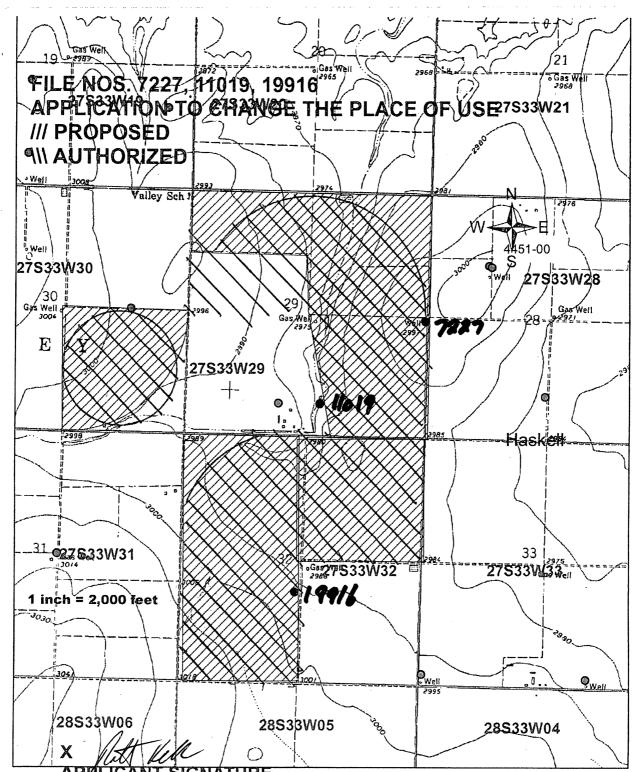
APPLICATION FOR APPROVAL TO CHANGE THE PLACE OF USE AND/OR POINT OF DIVERSION SUPPLEMENTAL SHEET

FILE NO. 7227, 11019, 19916

MAKE ADDITIONAL COPIES AS NECESSARY

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NO OTHER WELLS WITHIN HALF MILE OF ANY WELL



KS Dept Of Agriculture

,	•		File No	19916	
2.	•	esently authorized use of water is for <u>IRR</u> purpose			
	It is pro	posed that the use be changed to <u>NO CHANGE</u>	_ purposes		
3.		ging the place of use and/or use made of water, describe how the consumptive use wi S KAR 5-5-11	ill not be inc	reased.	
,					
	(Please	show any calculations here.)			·
4.	It is req	uested that the maximum annual quantity of water be reduced to NA	(acre-fe	et or million o	gallons).
5.	It is req	uested that the maximum rate of diversion of water be reduced to NA	jallons per r	minute (_ c.f.s.).
6.	1:24,00 Kansas Distand should	plication must include either a topographic map or detailed plat. A U.S. Geological 00, is available through the Kansas Geological Survey, 1930 Constant Avenue, U 66047-3726 (www.usgs.gov). The map should show the location of the presently clear that we have a solution of the Southeast corner of the section must be shown. The pralso be shown. Identify the center of the section, the section lines and the section contours, township, and range numbers on the map. In addition the following information must	Iniversity of authorized esently authorners and s	Kansas, La point(s) of di horized place show the app	wrence, version. e of use ropriate
	a. If a	change in the location of the point(s) of diversion is proposed, show:			
	1)	The location of the proposed point(s) of diversion. Distances North and West of the must be shown. Please be certain that the information shown on the map agree Paragraph Nos. 9, 10 and 11 of the application.			
	2)	If the source of supply is groundwater, please show the location of existing wardomestic wells, within $\frac{1}{2}$ mile of the proposed well or wells. Identify each well as mailing address of the property owner or owners. If there are no wells within $\frac{1}{2}$ mile	to its use a	nd furnish na	me and
	3)	If the source of supply is surface water, the names and mailing addresses of all la and $\frac{1}{2}$ mile upstream from your property lines must be shown.	ndowner(s)	½ mile dow	nstream
		a change in the place of use is desired, show the proposed place of use by crosshartain that the information shown on the map agrees with the information shown in Para			
7.	local so	documentation to show the change(s) proposed herein will not impair existing wate ource of supply as to which the water right relates. This information may include stags, test hole logs, and other information as necessary information to show the above below.	atements, pl	ats, geology	reports,
	NO CH	ANGE IN LOCAL SOURCE OF SUPPLY		·	
			······································		
	•				
8.	identify reques will not	roposed change(s) does not meet all applicable rules and regulations of the Kansas the rules and regulations for which you request a waiver. State the reason why a t should be granted. Attach documentation showing that granting the request will not prejudicially and unreasonably affect the public interest. WATER	a waiver is i t impair exis	needed and	why the
	<u>NA</u>	UNACCEPTAB	LE LOWBI	RIORITY	
		Water Resources	DE AGR <u>I</u> CUL	TURE	
	***************************************	Water most and property	والمستنبين والمستنبين		

IF MORE SPACE IS NEEDED, ATTACH ADDITIONAL SHEETS AS NECESSARY

JUL 03 2019

File No.	19916

Any use of water that is not as authorized by the water right or permit to authorize water before the chief engineer approves this application is a violation of the Kansas Water Appropriation Act for which criminal or civil penalties may be assessed. Such violation is a class C misdemeanor, punishable by a fine not to exceed \$500 and/or a term of confinement not to exceed one month in the county jail. K.S.A. 82a-728(b). Civil penalties shall be not less than \$100 nor more than \$1,000 per violation. In the case of a continuing violation, each day such violation continues may be deemed a separate violation. In addition to these penalties the water right may be modified or suspended. K.S.A. 82a-737, as amended.

The application must be signed by all owners of the place of use authorized under the water right and his or her spouse, if married. Please indicate if there is no spouse. If land is being purchased under contract, the seller must sign as landowner until such time as the contract is completed.

In the event that all applicants cannot appear before one notary public, they may as necessary sign separate copies of the application before any notary public conveniently available to them. All copies signed in this manner shall be considered to be valid parts of the application.

If the request is signed on behalf of any Owner by someone with legal authority to do so (for example, an agent, one who has power of attorney, or an executor, executrix, conservator), it will be necessary to attach proper documents showing such authority.

I declare that I am an owner of the currently authorized authorized to make this application on their behalf, and complete. By filing this application I authorize the chief as specified in sections 14 and 15 of this application.	d declare furthe	er that the s	tatements contained herei	n are true, correct, and
Dated at SATANTA	_, Kansas, this _	154	day of June	, 20_19
fact bed	· ;		Sarah Kuls	/
Mathan Kells	·		Sarah Kells	· · · · · · · · · · · · · · · · · · ·
(Please Print)	·		Dara (Please Print)	
Ince Ly			Tara Kells	
(Please Print)	·	Lam	J. (Please Print)	
RRISTI (Owner)			(Spouse)	6
(Please Print)	• •		(Please Print)	
State of Kansas County of HASUAL SS				
Thereby certify that the foregoing application was si	gned in my pr	esence and	sworn to before me this	15 ⁴⁴ day of
My Commission Expires My Appt. Expires 6 - 2 - 20 2	SHELT Kansas 23	Zicha	Notary Public	helf
	FEE SCHEDU	E		
Each application to change the place of use, the point of diversapplication fee set forth in the schedule below:	rsion or the use r	nade of the w	vater under this section shall	be accompanied by the
 (1) Application to change a point of diversion 300 fee (2) Application to change a point of diversion more the place of use (3) Application to change the place of use (4) Application to change the use made of the water 	han 300 foot		,	6200
Make check payable to Kansas Department of Agriculture.	iter Resourc	ces		
	Received		WATER RESOURCES	

JUL 03 2019

KS Dept Of Agriculture

RECEIVED

KS DEPT OF ACRICULTURE

UNACCEPTABLE # QR/BRIORITY

1320 Research Park Drive Manhattan, KS 66502 785-564-6700 www. agriculture.ks.gov



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

Mike Beam, Secretary

Laura Kelly, Governor

NATHAN & VANCE KELLS
842 ROAD 60
SANTANA. KS 67870

July 9, 2019

RE: File No 19916

Dear Sir or Madam:

An application for approval of the Chief Engineer	to change the following condition or conditions of
the file number referred to above has been received:	
☐ place	of use PU
point o	of diversion
use m	ade of water

As a matter of record, the Division of Water Resources has on hand a large number of applications awaiting processing. Therefore, to be fair to all concerned, and so that we can process those applications on hand in the order they were received, we intend to concentrate on the backlog of applications until the issue is resolved. You will be contacted regarding this application as soon as it has been examined.

In accordance with the provisions of the Kansas Water Appropriation Act, a portion of which is included below, the use of water prior to approval of the application is unlawful. You should not proceed and divert water as indicated by your plans in your application for a change for this file until you receive approval for this change from the Chief Engineer. Once approved, compliance with the terms, conditions and limitations of the permit is necessary. Conservation of the water resources of Kansas is required.

Section 82a-728 of the Kansas Water Appropriation Act, provides (a) except for the appropriation of water for the purpose of domestic use, . . . it shall be unlawful for any person to appropriate or threaten to appropriate water from any source without first applying for and obtaining a permit to appropriate water in accordance with the provisions of the Water Appropriation Act or for any person to violate any condition of a vested right, appropriation right or an approved application for a permit to appropriate water for beneficial use.

(b) (1) The violation of any provision of this section by any person is a class C misdemeanor...

A class C misdemeanor is punishable by a fine not to exceed \$500 and/or a term of confinement not to exceed one month in the county jail. Each day that the violation occurs constitutes a separate offense.

If you have any questions, please contact me at (785) 564-6645. If you wish to discuss a specific file, please have the file number ready so that we may help you more efficiently.

Sincerely,

Brent Turney, L.G.

Change Applications Unit Supervisor

Water Appropriation Program

BAT: DLW3