

# 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.







APPLICATION FOR APPROVAL TO CHANGE  
THE PLACE OF USE  
SUPPLEMENTAL SHEET  
**FILE NO. 16834**  
MAKE ADDITIONAL COPIES AS NECESSARY

4. *Continued:* 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: JAMES A HUSH  
ADDRESS: PO BOX 458 PLAINS KS 67869

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	
11	33S	30W					33	9	33	40	40	33	9	33					230
3	33S	30W													40	40	40	40	160
10	33S	30W	9	33	40	33	40	33	40	40									268

Owner of Land — NAME: JAMES A HUSH  
ADDRESS: PO BOX 458 PLAINS KS 67869

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	
9	33S	30W	33	33	33	33													132



5. **Presently authorized point of diversion:**  
 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.  
 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:  No change, point better described with GPS as follows:  
**Proposed point of diversion: (Complete only if change is requested or if existing point is better described by GPS)**  
 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 \_\_\_\_\_

6. **Presently authorized point of diversion:**  
 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.  
 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:  No change, point better described with GPS as follows:  
**Proposed point of diversion: (Complete only if change is requested or if existing point is better described by GPS)**  
 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. The changes herein are desired for the following reasons?  
 (please be specific) REARRANGE ACRES TO BETTER  
SUIT THE OPERATION

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

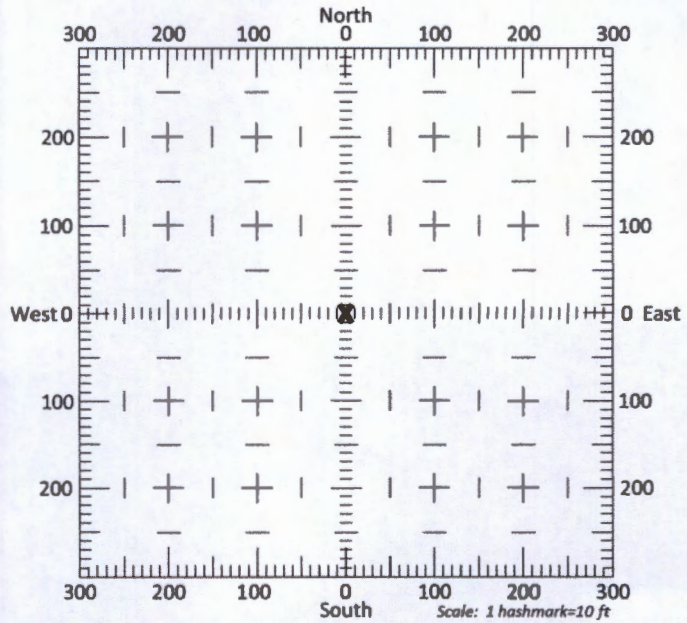
9. The change(s) (was)(will be) completed by?  
UPON APPROVAL

10. 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? \_\_\_\_\_

11. Groundwater Management District recommendation attached?  
 Yes  No

12. Assisted by AM/GCFO

13a. If the proposed point of diversion will be relocated more than 300 feet but within 2,640 feet of 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



13b. If the proposed point of diversion will be relocated within 300 feet 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 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?  
 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 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 Plains, Kansas, this 22 day of January, 20 21.

James A. Hush  
 (Owner)  
JAMES A. HUSH  
 (Please Print)

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

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

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

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

Laveta J. Hush  
 (Spouse)  
Laveta J Hush  
 (Please Print)

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

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

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

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

State of Kansas }  
 County of Meade } SS



I hereby certify that the foregoing application was signed in my presence and sworn to before me this 22 day of January, 20 21.

Sara Eakes  
 Notary Public

My Commission Expires 1-9-2024

**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

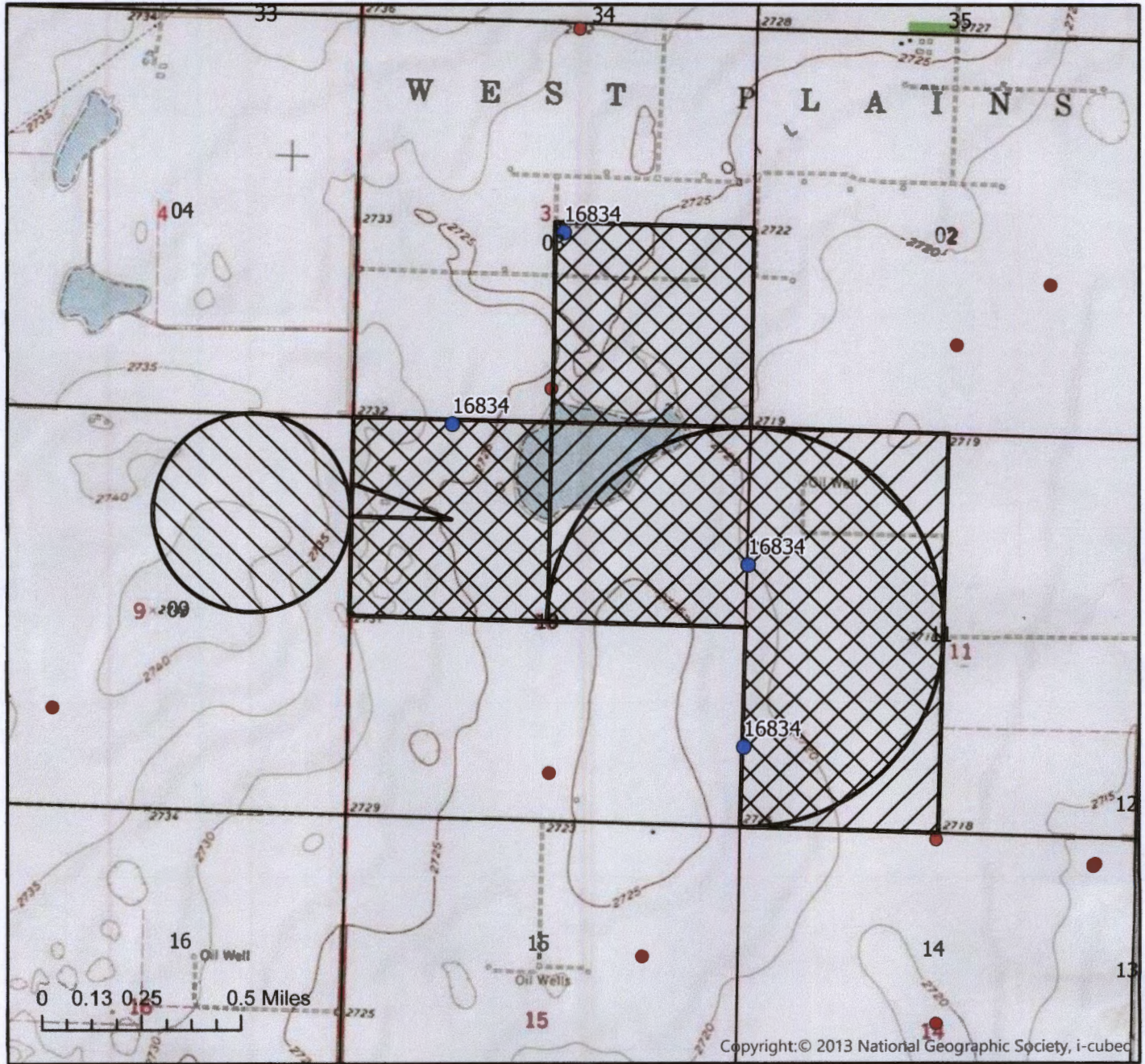











# CHANGE IN PLACE OF USE WATER RIGHT, FILE NO. 16834

Section 3, 9, 10 & 11 Township 33 South Range 30 West Meade County



	Authorized Point of Diversion
	Permitted Water Right
	Domestic Well within 1/2 mile
	Authorized Place of Use
	Proposed Place of Use

List of owner name and addresses within 1/2 mile:



By signing below I agree that all wells, including domestic, and owners names and addresses within 1/2 mile of the proposed point of diversion have been shown on the map

James A. Hush 1-22-21  
 (Signature) Date Date AM/GCFO  
 1:24,000 Scale



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](http://www.agriculture.ks.gov)

Mike Beam, Secretary

Laura Kelly, Governor

February 1, 2021

MARCELLENE K WHINERY REV TRUST  
11501 WEST 101ST  
OVERLAND PARK, KS 66214

RE: Water Right, File No. 16834

Dear Sir or Madam:

This is to advise you that James Hush 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 file number.

From: a total of 320 acres in the West Half (W $\frac{1}{2}$ ) in Section 11, 160 acres in the Southeast Quarter (SE $\frac{1}{4}$ ) in Section 3, and 320 acres in the North Half (N $\frac{1}{2}$ ) in Section 10, all in Township 33 South, Range 30 West, Meade County, Kansas,

To: a total of 230 acres in the West Half (W $\frac{1}{2}$ ) in Section 11, 160 acres in the Southeast Quarter (SE $\frac{1}{4}$ ) in Section 3, 268 acres in the North Half (N $\frac{1}{2}$ ) in Section 10, and 132 acres in the Northeast Quarter (NE $\frac{1}{4}$ ) in Section 9, all in Township 33 South, Range 30 West, Meade County, Kansas,

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

You are notified on this proposed change in the place of use so that you may furnish this office with any comments or other information you 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 contact this office. If you would prefer, you could arrange an appointment 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 blue ink, appearing to read "Austin J. McColloch".

Austin J. McColloch  
Assistant Water Commissioner

AM:  
enclosures

pc:  
GROUNDWATER MANAGEMENT DISTRICT NO. 3



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](http://www.agriculture.ks.gov)

Mike Beam, Secretary

Laura Kelly, Governor

February 1, 2021

THE STURGEON FAMILY LP AGREEMENT  
Attn: BRIAN A HUGHES  
1813 KINGS ISLE DR  
PLANO, TX 75093

RE: Water Right, File No. 16834

Dear Sir or Madam:

This is to advise you that James Hush 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 file number.

From: a total of 320 acres in the West Half (W $\frac{1}{2}$ ) in Section 11, 160 acres in the Southeast Quarter (SE $\frac{1}{4}$ ) in Section 3, and 320 acres in the North Half (N $\frac{1}{2}$ ) in Section 10, all in Township 33 South, Range 30 West, Meade County, Kansas,

To: a total of 230 acres in the West Half (W $\frac{1}{2}$ ) in Section 11, 160 acres in the Southeast Quarter (SE $\frac{1}{4}$ ) in Section 3, 268 acres in the North Half (N $\frac{1}{2}$ ) in Section 10, and 132 acres in the Northeast Quarter (NE $\frac{1}{4}$ ) in Section 9, all in Township 33 South, Range 30 West, Meade County, Kansas,

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

You are notified on this proposed change in the place of use so that you may furnish this office with any comments or other information you 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 contact this office. If you would prefer, you could arrange an appointment 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 blue ink, appearing to read "Austin J. McColloch".

Austin J. McColloch  
Assistant Water Commissioner

AM:  
enclosures

pc:  
GROUNDWATER MANAGEMENT DISTRICT NO. 3



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](http://www.agriculture.ks.gov)

Mike Beam, Secretary

Laura Kelly, Governor

February 1, 2021

STEVEN BETTS  
PO BOX 16184  
LUBBOCK, TX 79490

RE: Water Right, File No. 16834

Dear Sir or Madam:

This is to advise you that James Hush 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 file number.

From: a total of 320 acres in the West Half (W $\frac{1}{2}$ ) in Section 11, 160 acres in the Southeast Quarter (SE $\frac{1}{4}$ ) in Section 3, and 320 acres in the North Half (N $\frac{1}{2}$ ) in Section 10, all in Township 33 South, Range 30 West, Meade County, Kansas,

To: a total of 230 acres in the West Half (W $\frac{1}{2}$ ) in Section 11, 160 acres in the Southeast Quarter (SE $\frac{1}{4}$ ) in Section 3, 268 acres in the North Half (N $\frac{1}{2}$ ) in Section 10, and 132 acres in the Northeast Quarter (NE $\frac{1}{4}$ ) in Section 9, all in Township 33 South, Range 30 West, Meade County, Kansas,

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

You are notified on this proposed change in the place of use so that you may furnish this office with any comments or other information you 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 contact this office. If you would prefer, you could arrange an appointment 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 blue ink that reads "Austin J. McColloch".

Austin J. McColloch  
Assistant Water Commissioner

AM:  
enclosures

pc:  
GROUNDWATER MANAGEMENT DISTRICT NO. 3



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](http://www.agriculture.ks.gov)

Mike Beam, Secretary

Laura Kelly, Governor

February 1, 2021

CARL DEAN & WILLYNOA HOLMES TRUST  
PO BOX 2288  
LIBERAL, KS 67905

RE: Water Right, File No. 16834

Dear Sir or Madam:

This is to advise you that James Hush 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 file number.

From: a total of 320 acres in the West Half (W $\frac{1}{2}$ ) in Section 11, 160 acres in the Southeast Quarter (SE $\frac{1}{4}$ ) in Section 3, and 320 acres in the North Half (N $\frac{1}{2}$ ) in Section 10, all in Township 33 South, Range 30 West, Meade County, Kansas,

To: a total of 230 acres in the West Half (W $\frac{1}{2}$ ) in Section 11, 160 acres in the Southeast Quarter (SE $\frac{1}{4}$ ) in Section 3, 268 acres in the North Half (N $\frac{1}{2}$ ) in Section 10, and 132 acres in the Northeast Quarter (NE $\frac{1}{4}$ ) in Section 9, all in Township 33 South, Range 30 West, Meade County, Kansas,

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

You are notified on this proposed change in the place of use so that you may furnish this office with any comments or other information you 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 contact this office. If you would prefer, you could arrange an appointment 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 blue ink that reads "Austin J. McColloch".

Austin J. McColloch  
Assistant Water Commissioner

AM:  
enclosures

pc:

GROUNDWATER MANAGEMENT DISTRICT NO. 3