

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

1. File Number: 23788	2. Status Change Date:	3. Change Num: C3	4. Field Office: 4	5. GMD: 3
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: 3/17/2021
8a. Applicant(s) New to system <input checked="" type="checkbox"/> TRL LAND CO LLC 21506 12 RD MONTEZUMA KS 67867		Person ID _____ Add Seq# _____	8c. Landowner(s) New to system <input type="checkbox"/> 	
8b. Landowner(s) New to system <input type="checkbox"/> 8a		Person ID _____ Add Seq# _____	8d. WUC New to system <input type="checkbox"/> 8a	
9. Documents and Enclosure(s): <input checked="" type="checkbox"/> DWR Meter(s) Date to Comply: 12/31/2021 <input checked="" type="checkbox"/> N & P Date to Comply: 3/1/2022				
<input type="checkbox"/> Anti-Reverse Meter <input type="checkbox"/> Meter Seal <input checked="" type="checkbox"/> Check Valve <input checked="" type="checkbox"/> N & P Form <input checked="" type="checkbox"/> Water Tube <input checked="" type="checkbox"/> Driller Copy <input checked="" 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: 3/30/2021 By: AM Date Entered: _____ By: _____				

File No. **23788** 11. County: FI Basin: **ARKANSAS RIVER** Stream: Formation Code: **211** Special Use:

12. Points of Diversion Rate and Quantity
 CHK MOD Authorized Additional
 DEL PDIV Rate Quantity Rate Quantity
 ENT Qualifier S T R ID 'N 'W Comment (AKA Line) gpm af gpm af Overlap PD Files

DEL 12490
ENT **SW NE NW** **23 26S 31W** **3978 3784** **800 272** **800 272** **NONE**

13. Storage: Rate _____ NF Quantity _____ ac/ft Additional Rate _____ NF Additional Quantity _____ ac/ft

14. Limitation: _____ af/yr at _____ gpm (_____ cfs) when combined with file number(s) _____
 Limitation: _____ af/yr at _____ gpm (_____ cfs) when combined with file number(s) _____

15. 5YR Allocation: Allocation Type _____ Start Year _____ 5 YR Amount _____ Amount Unit _____ Base Acres _____ Comment _____

16. Place of Use CHK MOD DEL ENT	PUSE	S	T	R	ID	NE¼				NW¼				SW¼				SE¼				Total	Owner	Chg?	Overlap Files
						NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼				
CHK 6070																									

Base Acres: Year: Minimum Reasonable Quantity:
 Comments:

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

March 30, 2021

TRL LAND CO LLC
21506 12 RD
MONTEZUMA, KS 67867

RE: Water Right, File No. 23788

Dear Sir or Madam:

Enclosed is the order executed by the designee of the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, approving the application for change under the above referenced file number.

Your attention is directed to the enclosures and to the terms, conditions, and limitations specified in this approval for change. A condition of this approval 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,

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

CERTIFICATE OF SERVICE

On this 30th day of March, 2021, I hereby certify that the foregoing Approval of Application for Change in Point of Diversion, Water Right, File No. 23,788 dated 30th day of March, 2021 was mailed postage prepaid, first class, US mail to the following:

TRL LAND CO LLC
21506 12 RD
MONTEZUMA, KS 67867

Pc:

GROUNDWATER MANAGEMENT DISTRICT NO. 3



Division of Water Resources Staff

NW 23-26-31 F1

Submit completed application to:
Kansas Department of Agriculture
Division of Water Resources
Field Office for your area.

DWR FIELD OFFICE APPLICATION FOR APPROVAL TO CHANGE THE PLACE OF USE AND/OR THE POINT OF DIVERSION



STATE OF KANSAS

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>

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.

File No. 23788

RECEIVED
10:31 AM
MAR 17 2021

Garden City Field Office
Division of Water Resources

1. Application is hereby made for approval of the Chief Engineer to change the (check one or both):

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: ~~LOVELAND & CATTLE LLC~~ TRL LAND CO, LLC
21506 12 RD MONTEZUMA, KS 67867 - 9032

Phone Number: () _____ Email address: _____

Name and address of Water Use Correspondent: SAME AS ABOVE

Phone Number: () _____ Email address: _____

3. The presently authorized place of use is:

Owner of Land ---- NAME: SAME AS ABOVE

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				

For Office Use Only: Code _____ Fee \$ 100.00 TR # _____ Receipt Date 3-17-21 Check # 161

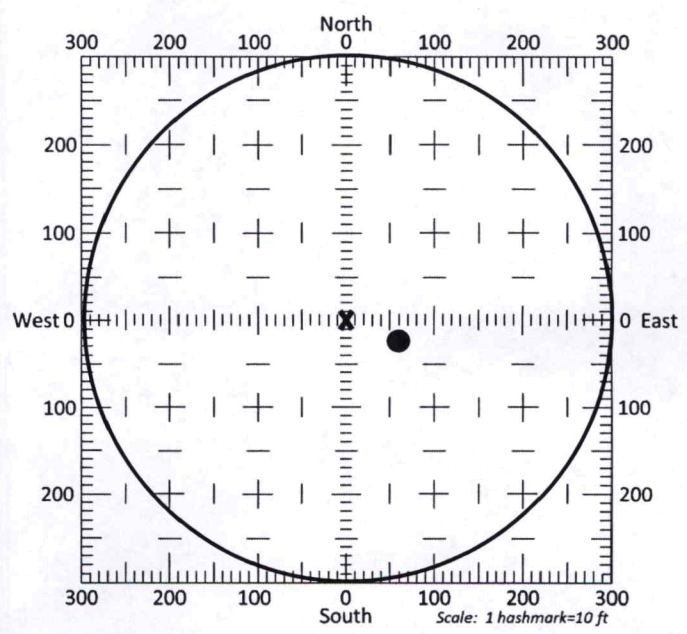
5. **Presently authorized point of diversion:**
 One in the _____ Quarter of the _____ NC Quarter of the _____ NW Quarter
 of Section _____ 23 _____, Township _____ 26 _____ South, Range _____ 31 _____ (W),
 in FINNEY _____ County, Kansas, _____ 3940 _____ feet North _____ 3960 _____ feet West of Southeast corner of section.
 Authorized Rate _____ -- _____ Authorized Quantity _____ -- _____ Depth of well _____ (feet)
(DWR use only: Computer ID No. 03 _____ GPS _____ 3997 _____ feet North _____ 3847 _____ 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 _____ SW Quarter of the _____ NE Quarter of the _____ NW Quarter
 of Section _____ 23 _____, Township _____ 26 _____ South, Range _____ 31 _____ (W),
 in FINNEY _____ County, Kansas, _____ 3978 _____ feet North _____ 3784 _____ feet West of Southeast corner of section.
 Proposed Rate _____ -- _____ Proposed Quantity _____ -- _____ Proposed well depth (feet) _____ 440' _____
 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 _____ (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 _____ (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) LOSS OF PRODUCTION

8. If a well, is the test hole log attached? Yes No
9. The change(s) (was)(will be) completed by?

10. If the point of diversion is a well:
 (a) What are you going to do with the old well?
PLUG / CAP
 (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 a 300 foot radius of the existing point of diversion, indicate its location on the diagram shown above in relation to the existing point of diversion. The proposed point of diversion must be located within the circle shown above. **(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 GARDEN CITY, Kansas, this 16th day of MARCH, 2021.

<u>Gaughan</u>	
(Owner)	(Spouse)
<u>GARCI LIVE</u>	
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(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 16th day of MARCH, 2021.

My Commission Expires 9-14-22

NOTARY PUBLIC
STATE OF KANSAS

CATHERINE REINERT
NOTARY PUBLIC
STATE OF KANSAS
My App. Exp. Sept. 14, 2022

Catherine Reinert

Notary Public

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

3795 W. Jones Ave.
 Garden City, KS 67846
 PH: 620-277-2389



PO Box 639
 Garden City, KS 67846
 Fax: 620-277-0224

GARRETT LOVE 620-846-0223

LOVELAND CATTLE

Customer Name: Garrett Love WO#: 21254 Date: 2-26-21
 Street Address: 21506 ROAD 12 Test #: 1 E LOG: Yes
 City, State: MONTEZUMA, KS 67867 Driller: Dale Guinn
 County: Finnex Quarter: NW Section: 23 Township: 26 Range: 31
 Location: 63' East + 29' South of Existing Well GPS: N37.77665 W100.68340
 Rig #: 10002 Elevation: 2842' Static WL: 215 Estimated? 440
 Proposed Well Depth 440

WELL LOCATION 20' Sump

%	Footage			Description of Strata
	From	Pay	To	
	0		2	Top Soil
	2		15	Fine Sand
	15		19	Brown Sandy Clay
	19		64	Fine Sand
	64		70	Brown Sandy Clay
	70		120	Fine Med Course Sand Small Med Large Gravel
	120		133	Fine Med Course Sand Small Gravel
	133		137	Brown Sandy Clay
	137		141	Fine Med Course Sand Small Med Gravel
	141		149	Brown Sandy Clay
	149		162	Fine Med Course Sand Small Gravel
	162		180	Brown Sandy Clay w/ Few Sand Strips
	180		199	Fine Med Course Sand
20	199		207	Fine Med Course Sand w/ Few Clay Layers
25	207	19	234	Fine Med Course Sand
	234	(11)	245	Brown Sandy Clay "Sand Layer From 236'-238'"
25	245	24	269	Fine Med Course Sand
	269	(46)	315	Brown Sandy Clay
35	315	27	343	Fine Med Course Sand w/ Brown + Tan Rock "Loose"
	343	(6)	348	Brown Sandy Clay
25	348	36	384	Fine Med Course Sand w/ Brown + Tan Rock Some Clay Layers
20	384	18	402	Fine Med Course Sand w/ Brown + Tan Rock "Tight"
5	402	18	420	Soapstone + Sandstone
	420		440	Gray + Little Black Shale
				Supr Gel X -18
				Grout -5
				Hole Plug -6
				Perma Plug -1

0-510

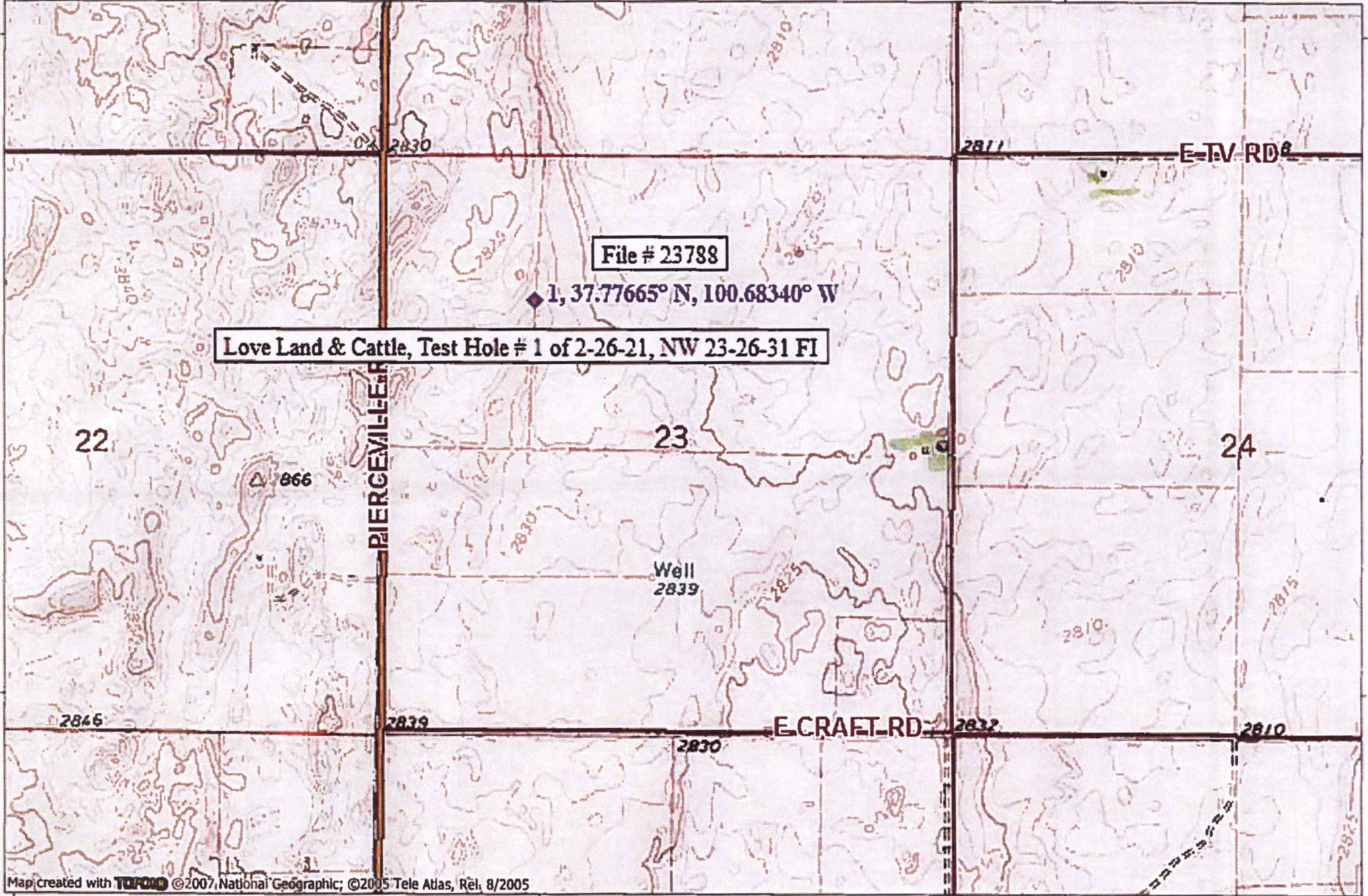
100.70000° W

100.68333° W

WGS84 100.66667° W

37.78333° N

37.78333° N



37.76667° N

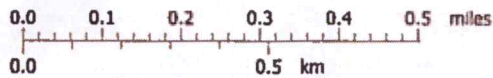
37.76667° N

Map created with TOPO! ©2007 National Geographic; ©2005 Tele Atlas, Rel. 8/2005

100.70000° W

100.68333° W

WGS84 100.66667° W



TN MN
5°

02/27/21

led By
1st American Title
17 N. 8th
Garden City, KS 67846
20-275-7441

Entered in Transfer Record in my office this
4th day of January A.D., 20 21



Belissa Villanueva
Deputy
Finney County Clerk

ULRIKELAPPIN
REGISTER OF DEEDS - FINNEY COUNTY KANSAS
Book: 347 Page: 361

Receipt #: 166753
Pages Recorded: 2

Total Fees: \$38.00

Ulrika Lappin

Cashier Initials: cvenegas

Date Recorded: 12/31/2020 10:34:33 AM

KANSAS ENTITY WARRANTY DEED
(Not Joint Tenancy)

DATA ENTRY
LAND INDEX

THIS DEED, made and entered into this **31st** day of **Dec., 2020**, by and between **D. Lightner Farms Inc**, a Kansas Corporation, as Grantor, and **TRL Land Co. LLC**, as Grantee(s), whose mailing address is **21506 12 Rd., Montezuma, Kansas 67867**.

WITNESSETH, that the Grantor, for and in consideration of the sum of One Dollar and other good and valuable consideration paid by the Grantee(s), the receipt and sufficiency of which is hereby acknowledged, does by these presents **CONVEY AND WARRANT** unto the Grantee(s), the following described Real Estate, situated in the County of **Finney**, State of Kansas, to-wit:

WR
9517
13279
22138
23788 ✓

All of Section Twenty-three (23), Township Twenty-six (26) South, Range Thirty-one (31) West of the 6th P.M, in Finney County, Kansas. EXCEPT a tract more particularly described as follows: Beginning at the East Quarter Corner of said Section; thence in a Westerly direction along the North line of the SE/4 of said Section 23 for a distance of 810.00 feet; thence in a Southeasterly direction at an interior angle of 45°09'55" for a distance of 1137.94 feet to the East line of said Section 23; thence in a Northerly direction along the East line of said Section 23 at an interior angle of 45°22'30" for a distance of 807.00 feet to the point of beginning.

AND

The West Half (W/2) of Section Twenty-four (24), Township Twenty-six (26) South, Range Thirty-one (31) West of the 6th P.M., in Finney County, Kansas.

Subject to all easements, restrictions and reservations, if any, now of record and the general taxes for the current calendar year and thereafter, and special taxes becoming a lien after the date of this deed.

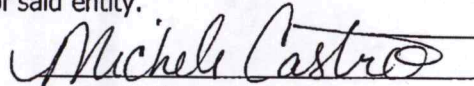
Executed on: **December 31, 2020**

D. Lightner Farms Inc

By:
Name: Gerald W. Lightner
Title: Pres.

STATE OF **Kansas**)
) ss.
COUNTY OF **Finney**)

On **December 31, 2020** this deed was acknowledged before me by **Gerald W. Lightner, Pres. of D. Lightner Farms, Inc.**, for and on behalf of said entity.



Notary Public

My appointment expires:

