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

| 1. File Number: <b>31341</b>                                 | 2. Status Change Date:   | 3. Change Num:            | 4. Field Office: <b>04</b>                     | 5. GMD:                             |
|--|--------------------------|---------------------------|--|-------------------------------------|
| 6. Status: Approved Den                                      | ied by DWR/GMD           | Dismiss by Reques         | t/Failure to Return                            | 7. Filing Date of Change: 1/19/2021 |
| 8a. LANDOWNER, correspondent New to system □                 | Person ID 58065 Add Seq# | 8c. LANDOW                |  | Person IDAdd Seq#                   |
| NATHAN & VANCE KELI<br>842 ROAD 60<br>SATANTA, KS 67870-70   |                          |                           |  |                                     |
| 8b. Landowner(s), New to system □                            | Person ID Add Seq#       | 8d. correspor             |  | Person IDAdd Seq#                   |
| 9. Documents and Enclosure(s): 🛛 D\                          | VR Meter(s) Date to Comp | ly:12/31/2021             | N & P Date to                                  | Comply: <u>3/1/2022</u>             |
| ☐ Anti-Reverse Meter ☐ Meter ☐ Conservation Plan Date Requir |                          | ⊠ N & P Form te Approved: |  | Oriller Copy                        |
| 10. Use Made of Water From:                                  | 16                       | To: _                     | · I  |                                     |
|  |                          |                           | Date Prepared: <b>1/25/</b> :<br>Date Entered: | <b>2021</b> ву: <b>МАМ</b><br>Ву:   |

| Rate   | File No. <b>31341</b> |            | 11. Coun          | ty: HS | Ва       | sin: Al | RKAN | SAS R  | IVER  |            |       | St      | ream:   |            | 1      | i i    |       |       | 717          |         | ormation Co<br>11/331 | ode:  | Special Use:     | 1 1              |
|--|-----------------------|------------|-------------------|--------|----------|---------|------|--------|-------|------------|-------|---------|---------|------------|--------|--------|-------|-------|--------------|---------|-----------------------|-------|------------------|------------------|
| Comment (AKA Line)   Rate   Quantity   Gument    | CHK<br>MOD            | sion       |                   |        |          |         | \    | 3,     |       | - 1        |       |         |         |            |        |        |       |       |              | A       | dditional             |       |                  |                  |
| NWNENW   21   27   33W   5316   3436   1060   200   1060   200   none  |                       | Qualifier  | S                 | Т      | R        | ID      |      | N      | ʻW    | -<br>!'=-, | Com   | ment (  | AKA I   | Line)      |        |        |       |       | у            |         |                       |       | Overlap PD Files |                  |
| 13. Storage: RateNF  | CHK 19942             | NCNE       | 21                | 27     | 33W      | 02      | 4    | 1018   | 1     | 377        |       |         |         | - 1 - 1    | 10     | 12     | 20    | 378   |              | 1220    | 0 3                   | 78    | NONE             |                  |
| 13. Storage: Rate  | EL 1064               |            |                   | 1.8    |          | Z       |      |        | 7     |            |       |         |         | _          |        |        | i d   |       |              |         |                       | -     |                  |                  |
| 13. Storage: Rate  | NT                    | NWNENW     | 21                | 27     | 33W      | 4       | 531  | 16     | 3     | 436        |       |         |         |            |        | 10     | 060   | 200   | )            | 10      | 60 2                  | 00    | none             |                  |
| 14. Limitation:  | <u>.</u>              |            |                   |        |          | . 1     |      |        |       |            |       |         |         |            |        |        |       |       |              |         | 4                     | 7 7   |                  |                  |
| 14. Limitation:  |                       |            |                   |        |          | _       | -    |        |       |            |       |         |         |            |        |        |       |       |              |         |                       | 3     |                  |                  |
| 14. Limitation: af/yr at gpm ( cfs) when combined with file number(s)  |                       |            |                   |        | -        |         |      |        |       |            | _     | h.j     |         |            |        | 11     |       | -     |              |         | -                     |       |                  |                  |
| Limitation:         af/yr at         gpm (   | 13. Storage: Rate _   |            | 9                 | _ NF   | Qua      | ntity   |      |        |       |            | ac/ft | Ad      | ddition | al Rat     | e      |        |       | i i   | NF           | Add     | itional Qua           | ntity |                  | _ ac/ft          |
| 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  | 14. Limitation:       |            | af/y              | r at   |          |         | 9    | gpm (_ |       | 457        |       | cfs) wh | nen co  | mbine      | d with | file n | umber | (s)   | ing the same | 1       |                       |       | THE RESERVE      |                  |
| 16. Place of Use  CHK  MOD  DEL  ENT PUSE S T R ID  NE'/4  NW'/4  NW SW SE NE NE NW SW SE NW | Limitation:           |            | af/y              | r at   | 361      |         | 9    | gpm (_ |       |            |       | cfs) wh | nen co  | mbine      | d with | file n | umber | (s)   |              |         |                       | 4.5   |                  | DI               |
| CHK MOD DEL ENT PUSE S T R ID    NE   NW   SW   SE   NE   NW   V4   V4   V4   V4   V4   V4   V4   V  | 15. 5YR Allocation:   | Allocation | Туре              | _ s    | tart Yea | r       |      | 5 YR A | Amour | nt         | 1     | Amo     | unt Uı  | nit        | _      | Base   | Acres |       | _ c          | omment. |                       |       |                  | - 1 <sub>1</sub> |
| DEL         NE         NW         SW         SE         NW         SW         SE         NW   |                       |            | T <sub>F</sub> de |        | N        | E1/4    |      |        | NW    | 11/4       | 3     |         | sv      | <b>V</b> ½ |        |        | S     | 6E1/4 | E            | Total   | Owner                 | Chg?  | Overlap Files    | 375              |
|  | DEL                   | STR        | ID                |        |          |         |      |        |       |            |       |         |         |            |        |        |       |       |              |         |                       | v 1   |                  |                  |
|  |                       |            | 1                 |        |          | 100     |      |        |       |            |       |         |         | 1 4        |        | I      |       |       |              |         | 8A                    | YES   | NONE             | -                |
|  |                       |            |                   |        | -        |         |      |        | -     |            |       |         |         |            |        | T      |       |       | 9            |         |                       | N     |                  |                  |
|  | γ.                    | )          | 1                 |        |          |         |      |        | =     |            |       |         |         |            |        |        | 1     |       |              | 217     |                       |       |                  |                  |
|  |                       | ile.       | Ţ.                |        |          | -       |      |        | *     | <u> </u>   | 3     |         | 184     | 1 1        |        | اغ     |       |       |              |         |                       |       |                  |                  |
|  |                       |            |                   |        |          |         | 2    |        |       | ľ          |       |         |         |            |        |        | - 4   |       |              |         |                       |       |                  |                  |
|  |                       |            | + 1               |        |          |         |      |        | 3     |            |       |         |         |            |        | (48)   | e 3   |       |              |         |                       |       | -4               |                  |

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

January 25, 2021

NATHAN & VANCE KELLS 842 ROAD 60 SATANTA, KS 67870-7010

RE:

Water Right, File No. 31341

Dear Sir:

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 the approval for change. A condition of the 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 documents referred to above, it should be recorded with the Register of Deeds as other instruments affecting real estate.

The abandoned well must be plugged in accordance with the requirements of Article 30 of the Rules and Regulations as adopted by the Kansas Department of Health and Environment

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

Sincerely,

Michael A. Meyer Water Commissioner

MAM enclosures

pc:

GMD3

# CERTIFICATE OF SERVICE

On this 25<sup>th</sup> day of January 2021, I hereby certify that the foregoing Approval of Application for Change in Point of Diversion, Water Right, File No. 31,341 dated 25<sup>th</sup> day of January 2021 was mailed postage prepaid, first class, US mail to the following:

NATHAN & VANCE KELLS 842 ROAD 60 SATANTA, KS 67870-7010

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.

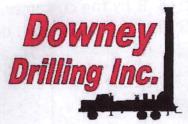
|    |         |        |  |          |              |          | ı             | File No   | . 3134   | 1             |         |         | 402     |               |              |        |                  |            |                  | 1 9 2021                       |
|----|---------|--------|--|----------|--------------|----------|---------------|-----------|----------|---------------|---------|---------|---------|---------------|--------------|--------|------------------|------------|------------------|--------------------------------|
|    |         |        | on is he   |          |              |          |               | of the Co |          | ngine         |         | nange f |         |               | ne or b      | oth):  |                  | G<br>Divis | arden<br>sion of | City Field Offi<br>Water Resou |
| 9  | unde    | er the | e water  | right w  | vhich is     | s the s  | ubject        | of this   | applic   | ation i       | n acco  | rdance  | with t  | he cor        | dition       | s desc | ribed b          | pelow.     |                  |                                |
| d  | The     | sour   | ce of su   | ipply is | s:           |          | $\boxtimes$ G | round     | water    |               |         | Surfac  | ce wate | er            |              |        |                  |            |                  |                                |
|    | Nam     | e an   | nd addre   | ess of   | Applica      | ant: C   | ircle B       | ar Hei    | fer Ra   | nch LL        | .c      | 16      | the     | 11/           | Kell         | 5      |                  |            |                  | -1 1 1 1 1 1                   |
|    | Phor    | ne Ni  | umber:   |          |              |          |               |           | a 11-12  | Email         | addres  | ss:     | A Line  |               |              |        |                  |            |                  |                                |
|    | Nam     | e an   | d addre  | ess of   | Water        | Use C    | orresp        | onder     | nt:      |               | No      | cha     | 1gre    | _             |              |        |                  |            |                  |                                |
| -  | Phon    | ne Ni  | umber:   | (        | 1-40         |          |               |           |          | Fmail         | addre   | ss.     | boled   |               |              |        |                  |            | 11.0             | Assert Assert                  |
|    | The     | pres   | ently au   | thoriz   | ed pla       | ce of u  | ise is:       | 27        |          |               |         |         |         |               |              |        |                  |            |                  |                                |
| ,  | Own     | er of  | f Land -   | N/       | AME:         |          | 30 101        |           |          |               |         |         |         |               |              |        |                  |            |                  |                                |
|    |         |        | 1  | ADDRI    | ESS:         |          |               |           |          |               |         | -011    | M       | -y El         | Vio.         | the o  | GI SUDT          | 1 11       |                  |                                |
|    | If the  | ere is | more th  | an one   | landov       | vner, at | tach su       | ppleme    | ental sh | eets as       | s neces | sary.)  |         | نادد          |              |        |                  |            |                  |                                |
|    |         |        |  |          | NE           | ≣¼       |               |           | . N\     | N1⁄4          |         |         | SV      | V1⁄4          | The state of |        | SE               | Ξ1/4       |                  | TOTAL                          |
| ес | т       | wp.    | Range  | NE1/4    | NW¼          | SW1/4    | SE1/4         | NE1/4     | NW1/4    | SW1/4         | SE1/4   | NE1/4   | NW1/4   | SW1/4         | SE1/4        | ME1/4  | NW¼              | SW1/4      | SE1/4            | ACRES                          |
|    |         |        |  |          |              |          |               |           | -        | _             |         |         |         |               |              | - od   | 6.5              | at offe    |                  |                                |
|    |         |        |  |          |              |          | -117-24       |           | 1145     |               |         |         |         |               |              |        |                  |            |                  |                                |
| _  |         |        |  |          |              |          |               | 16        |          |               |         |         |         |               |              |        |                  |            |                  |                                |
|    | Own     | er of  |  | NA       | AME:<br>ESS: |          |               |           |          |               | Cpa.    |         |         |               | e chan       | ged to | :/01,05<br>-2100 |            |                  | M (10)                         |
|    | (If the | ere is | s more than one landowner, attach supplemental sheets as necessary.) |          |              |          |               |           | -1/      |               |         |         |         |               |              |        |                  |            |                  |                                |
|    | on.     |        | Range  | NIE1/    |              | SVA/I/   | SE1/4         | NE1/      |          | W1/4<br>SW1/4 | SE1/4   | NE1/4   |         | N1/4<br>SW1/4 | SE1/4        | NE1/   |                  | E¼ SW¼     | SE1/4            | TOTAL                          |
| ec |         | wp.    | Kange  | NE       | 1900/4       | 3VV/4    | SE/4          | NE /4     | 19774    | 3VV/4         | SE/4    | INE /4  | 1907/4  | 344/4         | SE/4         | INE/4  | INVV/4           | 3VV /4     | 3E/4             |                                |
|    |         | /      |  |          |              | Luciy    |               | ija- a    | V# 2     |               | 149     |         |         | 120           | T-loo        | 4114   |                  |            |                  | Silver To La                   |
|    |         |        |  |          |              | _        |               |           |          |               |         |         |         | 10110         |              |        |                  |            |                  |                                |
|    | /       |        |  |          |              | 1        |               | 1         |          |               | E       |         | 40,000  |               |              |        |                  |            |                  |                                |

| 5.              | Presently author   |   |                                  |  |   |  |  |                               |  |  |  |
|-----------------|--|---|----------------------------------|--|---|--|--|-------------------------------|--|--|--|
| 1               |  |   | Quarter of the                   |  |   |  |  |                               |  |  |  |
| - 1             | of Section   | 21  | , Township                       | 27   |   | Sou  | th, Range  | e                             | 3  | 33   | (V   |
|                 | in HS  | Co  | ounty, Kansas, <u>53</u>         | 07fee  | et North _  | 3666   | _ feet We  | st of S                       | Southeas   | st corne   | er of section                              |
| 1               | Authorized Rate _  |   | Authorized Quar                  | ntity  | _   | Depth  | of well _  | 4                             | 33   | (fee   | et)  |
|                 | (DWR use only:   | Computer ID   | No. 1                            | GPS_   |   | feet   | North  | _                             | THE OLD  | feet We  | est)                                       |
|                 |  | t be changed  | ☐This point will be c            | changed as   | follows:  | ☐ No chan  | ge, point b  | etter d                       | escribed   | with GP  | S as follows:                              |
| 3               | Proposed point of  | of diversion:   | (Complete only if c              | hange is   | requeste  | ed or if ex  | isting po  | int is                        | better c   | lescrib  | ed by GPS                                  |
|                 |  |   | Quarter of the                   |  |   |  |  |                               |  |  |  |
|                 |  |   | , Township                       |  |   |  |  |                               |  |  |  |
|                 | in HS  | Co  | ounty, Kansas, <u>53</u>         | 16 fee   | et North _  | 3436   | _feet We   | st of S                       | Southea  | st corne   | er of section                              |
|                 | Proposed Rate  |   | Proposed Quan                    |  |   |  |  |                               |  |  |  |
|                 | This point is:   | Additional We   | II ☐ Geo Center I                | List other   | water righ  | nts that wi  | I use this   | point                         | Sur!   |  |  |
| phil            | on the country be  | In thus are if  | We are led greater the lists for | Carl Nat   | more an   |  |  | 11/1/2                        | alu ma   | k lien   | sel 100 mag                                |
| 6               | Presently author   | ized point of   | diversion:                       |  | N. L.   |  |  | -                             | E 37-5   | Britanille.  | ROPE TO SE                                 |
| ٠.              | THE RESERVE THE PARTY OF THE PA |   | Quarter of the                   |  | NC  | Qua  | arter of the   | е                             | NI   | E  | Quart                                      |
| 00              | of Section   | 21  | , Township                       |  | 27  | Sou  | ıth. Range   | е —                           |  | 33   | (V   |
| "               |  |   | ounty, Kansas, 40                |  |   |  |  |                               |  |  |  |
| -1              |  |   | Authorized Qua                   |  |   |  |  |                               |  |  |  |
| 357             |  |   | No. 2                            |  |   |  |  |                               |  |  |  |
|                 |  |   | ☐This point will be c            | The second secon |   | the state of the s | The second secon |                               |  |  |  |
|                 |  | ces, characteristic and a con-  | (Complete only if c              | Samuel Committee of the |   |  |  |                               |  |  |  |
|                 |  |   |                                  |  |   |  |  |                               |  |  |  |
|                 | One in the   |   | Quarter of the , Township        |  | 1   | Qu   | arter of th  | e                             |  |  | Quar                                       |
| - 1             | of Section   |   | , I ownship                      | /  |   | Soi  | ith, Rang  | e                             |  |  | (V   |
| - 1             |  |   | unty Koncoc                      |  | at North  |  | feet We  | est of S                      | Southea  | st corne   | er of section                              |
|                 | in   |   | ourity, Karisas,                 | ree  | et Mortin_  |  |  |                               |  |  |  |
| 7.              | Proposed Rate This point is: A  The changes here   | Additional We   | Proposed Quan                    | List other   |   | Prop   | osed well  | point                         | (feet)   |  |  |
| 7.              | Proposed Rate This point is: A   | Additional We   | Proposed Quan                    | List other   | water righ  | Propents that wi   | osed well<br>Il use this   | point                         | (feet)   |  | decods<br>decods                           |
| 7.              | Proposed Rate This point is: A  The changes here   | Additional We   | Proposed Quan                    | List other   | water righ  | Proports that wi   | osed well  | point  North                  | (feet)   | 200  | 300  |
|                 | This point is: A  The changes here (please be specific   | Additional We<br>ein are desired  | Proposed Quan                    | List other easons?   | water righ  | Proports that wi   | osed well  | point  North                  | (feet)   | 200  | 300  |
|                 | This point is: A  The changes here (please be specific   | Additional We<br>ein are desired  | Proposed Quan                    | List other easons?   | water righ  | Proports that wi   | osed well  | point  North                  | (feet)   | 200  | decods<br>decods                           |
| 8.              | Proposed Rate  | Additional We ein are desired   | Proposed Quan                    | List other easons?   | water righ  | Proports that wi   | osed well  | point  North                  | (feet)   | 200  | 300  |
| 8.              | This point is: A  The changes here (please be specific   | Additional We ein are desired   | Proposed Quan                    | List other easons?   | water righ  | Proports that wi   | 100  | North 0                       | 100  | 200<br>  | 300  |
| 8.              | Proposed Rate  | Additional We ein are desired   | Proposed Quan                    | List other easons?   | water righ  | Proports that wi   | 100  | North 0                       | 100  | 200<br>  | 300  |
| 8.<br>9.        | Proposed Rate  | Additional We ein are desired hole log attacts)   | Proposed Quan                    | List other easons?   | water righ  | Proports that wi   | 100  | North 0                       | 100  | 200<br>  | 300  |
| 8.<br>9.        | Proposed Rate  | Additional We ein are desired ) hole log attac as)(will be) com   | Proposed Quan                    | List other easons?   | water righ  | Proponts that wi   | 100  | North 0                       | 100  | 200<br>  | 300  |
| 8.<br>9.        | Proposed Rate  | Additional We ein are desired ) hole log attac as)(will be) com   | Proposed Quan                    | List other easons?   | water righ  | Proponts that wi   | 100  | North 0                       | 100  | 200<br>  | 300  |
| 8.<br>9.        | Proposed Rate  | Additional We ein are desired ) hole log attac as)(will be) com   | Proposed Quan                    | List other easons?   | 300<br>200<br>100<br>West 0   | Proponts that wi   | 100  | North 0                       | 100  | 200<br>  | 300<br>  200<br>  100                      |
| 8.<br>9.        | Proposed Rate  | Additional We ein are desired hole log attacts) will be) comsion is a well: going to do wi  | Proposed Quan                    | List other easons?   | water righ  | Proponts that wi   | 100  | North 0                       | 100  | 200<br>  | 300  |
| 8.<br>9.        | Proposed Rate  | Additional We ein are desired hole log attacts) will be) comsion is a well: going to do wi  | Proposed Quan                    | List other easons?   | 300<br>200<br>100<br>West 0   | Proponts that wi   | 100  | North 0                       | 100  | 200<br>  | 300<br>  200<br>  100                      |
| 8.<br>9.        | Proposed Rate  | Additional We ein are desired hole log attacts) hole log attacts)(will be) common sion is a well: going to do with be done?   | Proposed Quan                    | List other easons?   | 300<br>200<br>100<br>West 0   | Proponts that wi   | 100  | North 0                       | 100  | 200<br>  | 300<br>                                    |
| 3.<br>9.        | Proposed Rate  | Additional We ein are desired ) hole log attac as)(will be) com sion is a well: going to do wi be done?   | Proposed Quan                    | List other easons?   | 300<br>200<br>100<br>West 0   | Proponts that wi   | 100  | North 0                       | 100  | 200<br>  | 300<br>  200<br>  100                      |
| 8.<br>9.        | Proposed Rate  | Additional We ein are desired ) hole log attac as)(will be) com sion is a well: going to do wi be done?   | Proposed Quan                    | List other easons?   | 300<br>200<br>100<br>West 0   | Proponts that wi   | 100  | North 0                       | 100<br>100<br>1 + + + + + + +                                  | 200<br>  +<br>  +<br>  +<br>  -<br>  +<br>  +<br>  - | 300<br>TTTTTTTTTTTTTTTTTTTTTTTTTTTTTTTTTTT |
| 8.<br>9.<br>10. | Proposed Rate  | Additional We ein are desired ) hole log attac as)(will be) com sion is a well: going to do wi be done?  agement Districes  \[ \sum \] No   | Proposed Quan                    | List other easons?   | 300<br>200<br>100<br>West 0   | Proponts that wi   | 100  | North 0                       | 100  | 200<br>  + + -   + -   + +   +   +   +   +           | 300<br>                                    |
| 8.<br>9.<br>10. | Proposed Rate  | Additional We ein are desired ) hole log attac as)(will be) com sion is a well: going to do wi be done?  agement Districes  \[ \sum \] No   | Proposed Quan                    | List other easons?  No  ttached?   | 300<br>200<br>100<br>West 0   | Proponts that wi   | 100  | North 0                       | 100  | 200<br>  +<br>  +<br>  +<br>  -<br>  +<br>  +<br>  - | 300<br>TITITITY<br>                        |
| 8.<br>9.<br>10. | Proposed Rate  | Additional We sin are desired hole log attacts) hole log attacts) (will be) comesion is a well: going to do with be done?agement Districts  \ No forrance   | Proposed Quan                    | List other easons?  No  ttached?   | 300<br>200<br>100<br>West 0   | Proponts that wi   | 100    | North 0                       | 100  | 200  | 300<br>                                    |
| 8.<br>9.<br>10. | Proposed Rate  | Additional We sin are desired hole log attacts) hole log attacts) (will be) consion is a well: going to do with be done?  | Proposed Quan                    | List other easons?  No  ttached?  e than 300 on, attach oundwater  | 300<br>200<br>100<br>West 0   | Proposed   | 100  | North O South version         | 100  | 200  | 300<br>                                    |
| 8.<br>9.<br>10. | Proposed Rate  | Additional We ein are desired hole log attact is) (will be) come sion is a well: going to do with be done?  | Proposed Quan                    | easons?  No  ttached?  ethan 300 on, attach oundwater e-half mile  | 300<br>200<br>100<br>West 0   | Proposed the existing  | 100    | North 0 South version diversi | 100  | 200  | 300  |
| 8.<br>9.<br>10. | Proposed Rate  | Additional We ein are desired ) hole log attac as)(will be) com sion is a well: going to do wi be done?  agement Districes  No corrance nt of diversion of feet of the ex por aerial p wells (including oint of diversion | Proposed Quan                    | List other easons?  easons?  No  ttached?  ethan 300 on, attach oundwater e-half mile nd mailing   | water right 300 200 100 West 0 100 200 300 13b. If the of the diaging diver     | Proposed ele existing ram show sion. (PL   | 100   +   -   +  | North 0 South version in rel  | 100  100  100  100  100  scc  n will be ion, indialation, itch | 200    +   | 300  |
| 8.<br>9.<br>10. | The changes here (please be specific lease | Additional We ein are desired ) hole log attac as)(will be) com sion is a well: going to do wi be done?  agement Districes No forrance of diversion of feet of the export aerial provells (including oint of diversion or diversion of diversion of diversion of diversion or serial provens. For su  | Proposed Quan                    | List other easons?  easons?  No  ttached?  ethan 300 on, attach oundwater chalf mile and mailing show the  | water right 300 200 100 West 0 100 200 300 13b. If the of the diagn diver above | Proposed e existing ram show rsion. (PL ve representation of the proposed specific rep | 100   +   -   +  | North 0 South version in rel  | 100  100  100  100  100  scc  n will be ion, indialation, itch | 200    +   | 300  |
| 8.<br>9.<br>10. | The changes here (please be specific lease | Additional We sin are desired hole log attacts) hole log attacts) will be composed be done?   | Proposed Quan                    | List other easons? easons? No  ttached?  ttached?  e than 300 on, attach oundwater e-half mile of mailing show the half mile   | water right 300 200 100 West 0 100 200 300 13b. If the of the diagn diver above | Proposed ele existing ram show sion. (PL   | 100   +   -   +  | North 0 South version in rel  | 100  100  100  100  100  scc  n will be ion, indialation, itch | 200    +   | 300  |

| 14. If the pro  | posed groundwater poin  | t of diversion is 300  | 0 or fewer feet fro                  | om the existing poin                          | t of diversion, complete   | the following:  |
|-----------------|---|--|--------------------------------------|---|--|---|
| (a) Doe:        | s the undersigned repres  | ent all owners of the foot all owners mu   |                                      |   | se identified in this applic   | cation?   |
| (b) Will affec  | the ownership interest of cted if this application is a Yes  No  (I                               | f any owner of the<br>approved as reque<br>f yes, all owners m   | sted?                                |   | e identified in this applic  | ation be adversely  |
| (c) If this     | is application is not appro   |  | will there be sub                    | stantial damage to                            | property, public health o  | r safety?   |
| or a change in  | tion proposes a surface on place of use, the application notarized statement aut                  | ation must be sign   | ned by all owners                    | a groundwater chang<br>of the currently aut   | ge in point of diversion g<br>horized place of use, or   | reater than 300 feet,<br>their duly authorized  |
| age and the     | rify, being first duly<br>e owner, the spouse<br>f, in regards to the w<br>n this application are | of the owner, or<br>ater right(s) to   | a duly author which this ap          | ized agent of the                             | owner(s) to make the   | is application on   |
| Dated at        | Satanta   |  | , Kansas, this                       |   | January  | , 20 2 /  |
|                 | Luth Ush  | Thereway to pro-<br>gency data to b  | reaut Dawello                        | Sara  | L Kulh   |   |
|                 | 1.76 //   | TO MAKE THE  |                                      | 501   | calo Kalls   |   |
|                 | Please Prin   | nt)  | if you has have to a                 |   | (Please Print)   | A STANCE OF THE |
|                 | 1////   | allocated the  |                                      |   | od Land politick in  |   |
| - 1             | (Owner)   | 1/1/5  | e delle of radio                     | to learnestin to be a<br>viava, eno principio | (Spouse)   | re they   |
|                 | (Please Prin  | nt)  | STATE OF THE PARTY OF                | 26 Y.L.                                       | (Please Print)   | J Smouth A. J   |
| TO SEE SEE      | (Owner)   | The state of the s |                                      | to partitioning a                             | (Spouse)   |   |
| Maria de la     | (Please Prin  | nt)  | s heigher saus<br>Transconter t      | VET BOOK BOLLEY<br>STOOT INSTERNIE            | (Please Print)   | 1 1 0 mg  |
| State of Kans   | I have the market   | 109  |                                      |   | STATE OF THE STATE |   |
| County of       |   | ss   |                                      |   |  | crubs sall boy il   |
| of hereby       | certify that the forego   | ing application w  | as signed in                         | my presence and                               | sworn to before me   | this 15th day   |
| oi San          | , 20 0)   |  |                                      |   |  | ARY PUBLIC - State of Kan   |
| JEK-77.         | A THE THE WAY   |  | 1001                                 | -18M  |  | pt. Expires 3-a4-a  |
| My Commissi     | ion Expires 3-24-   | 2024   |                                      | /   | NOTAL PUBLIC   | togupanyon ellijing   |
| ONLY COMPLI     | ETE APPLICATIONS WILL   | BE PROCESSED.  | To be complete, all                  | of the applicable portion                     | ons of the application form  | must be completed with  |
| accurate inform | nation; maps, if necessary, refee must be paid.   | nust be included; sig  | natures of all the a                 | ppropriate owners' mu                         | st be affixed to the applicat  | ion and notarized; and  |
|                 |   |  | FEE SCHED                            | JLE   |  |   |
| forth in the sc | tion to change the place<br>chedule below: Make change a p  | ecks payable to: K   | of diversion under<br>Cansas Departm | er this section shall I                       |  |   |
| (2) A           | Application to change a particular application to change the                                      | oint of diversion m  | ore than 300 fee                     | t   |  | \$200   |
|                 |   |  |                                      |   |  |   |
|                 | ovised 04/5/2019)   |  |                                      |   |  |   |

# SUMMARY ORDER APPROVING APPLICATION FOR CHANGE AND IMPOSING CONDITIONS

| pro<br>Wit                                | visions of the Kansas Water Appropriation Law, K.S.A. 82a-70  | b, as amended, and K.A.R. 5-5-1, et seq. and other applicable 01 et. seq., and rules and regulations promulgated thereunder, 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 er be changed as described in the application.   |
| 2.  | On and after the effective date of this summary order, the auth the topographic map accompanying the application to change  | orized place(s) of use shall be located substantially as shown on ge the place of use.   Applicable Not Applicable  |
| 3.  | The change in point of diversion shall not impair existing rights previously authorized. The point of diversion authorized by radius of the authorized point(s) of diversion. Applicable  | s and shall be limited to the same source or sources of water as this summary order shall be located within a foot Not Applicable   |
| 4.  | The point(s) of diversion described herein is administratively Positioning System (GPS), as described in the application.   | y corrected to be more accurately described using the Global Applicable Not Applicable  |
| 5.  | The point(s) of diversion authorized herein shall not actually be authorized point(s) of diversion.   ☑ Applicable ☐ Not  | e located more than feet from the previously t Applicable   |
| 6.  | As required by K.A.R. 5-3-5d, if the works for diversion is a we or other device suitable for making water level measuremen K.A.R. 5-6-13. Applicable \( \square\$ Not Applicable   | ell with a diversion rate of 100 gallons per minute or more, a tube ts shall be installed, operated and maintained in accordance with   |
| 7.  | December 31, 20, or before the first use of water, volume operated and maintained in accordance with K.A.R. 5-1-4 th  | perly install an acceptable water flow meter on or before whichever occurs first. The water flow meter shall be installed, brough 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 water g the end of each calendar year.   |
| 8.  | Installation of the works for diversion of water shall be cauthorized extension of time. By March 1, 20_32 the aworks for diversion has been completed, on the form provided Applicable Not Applicable  | pplicant shall notify the Chief Engineer that construction of the led by the Chief Engineer, as required by K.A.R. 5-8-4e.  |
| 9.  | The completed well log shall be submitted with the requir   | ed notice. Applicable  Not Applicable   |
| 10.                                       | with an in-line, automatic, quick-closing check valve capab   | reign substance will be injected into the water shall be equipped le of preventing pollution of the source of the water supply. The accordance with K.A.R. 5-3-5c. Applicable \( \square\) Not Applicable   |
| 11.                                       | Additional Conditions are attached.  Yes No   |   |
| 12.                                       | water appropriated under the above-referenced file number limitations, as amended and/or supplemented by this Summappropriation Law and the Rules and Regulations promule.  | R. 5-5-14, all of the owners of the authorized place(s) of use of er are responsible for compliance with its terms, conditions and mary Order, and with applicable provisions of the <i>Kansas Water</i> gated thereunder. Failure to comply with these provisions may ended, and/or the suspension or revocation and dismissal of the authorized by law. |
|   | Administrative Appeal and Effective Date of Order   | FOR OFFICE USE ONLY   |
| If y you English address address File 665 | ou are aggrieved by this order, pursuant to K.S.A. 82a-1901, a may request an evidentiary hearing before the Chief geneer or request administrative review by the Secretary of riculture. A request for hearing by the Chief Engineer must be d within 15 days of service of this Order and a request for ministrative review by the Secretary must be filed within 30 ys pursuant to K.S.A. 77-531. Any request for administrative riew must state a basis for review pursuant to K.S.A. 77-527. The any request with Kansas Department of Agriculture, gal Division, 1320 Research Park Drive, Manhattan, KS 502. Failure to timely request a hearing or review may solude review under the Kansas Judicial Review Act. | By:  Duly Authorized Designee of the Chief Engineer  (Print Name):  Division of Water Resources - Kansas Department of Agriculture  Date of Issuance:  State of Kansas  |
| pro                                       | For Use by Register of Deeds  | Country of Q 4:   |
|   |   | County of times )   |
|   |   | by Michael A. Meyer   |
|   |   | Signature: Notary Public  |
|   |   | My commission expires    JULIE JONES  |



CUSTOMER NAME: CIRCLE BAR HEIFER RANCH LLC

LEGAL: NW 21-27S-33W

COUNTY: HASKELL

GPS: N 37.693089

TEST HOLE #2

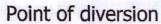
W 100.937199

| TW | FROM | то  | ТҮРЕ   | R: ROCKY         | COLOR                | SPEED    | PULL DOWN      | OTHER / DRILLING<br>ACTION |
|----|------|-----|--|------------------|----------------------|----------|----------------|----------------------------|
|    | 0    | 24  | SANDY CLAY   | SOFT             | BROWN                | FAST     |                | Notion                     |
|    | 24   | 40  | SANDY CLAY WITH SOME LIME ROCK STRIPS  | SOFT             | BROWN                | FAST     |                |                            |
|    | 40   | 62  | MED SAND, SOME CLAY STRINGERS  | SOFT             | BROWN                | FAST     |                |                            |
|    | 62   | 80  | SAND FINE, MEDIUM, VERY COARSE W/FEW CLAY STRINGERS  | SOFT             | TAN &<br>BROWN       | FAST     |                |                            |
|    | 80   | 100 | FINE-MEDIUM-COARSE SAND, FINE TR. MED GRAVEL   | SOFT             | RED                  | FAST     |                | CHATTER                    |
|    | 100  | 245 | FINE-MEDIUM-COARSE SAND, SMALL-MEDIUM-LARGE GRAVEL   | SOFT             | RED/TAN              | FAST     |                | CHATTER & CHOPP            |
|    | 245  | 252 | SANDY CLAY   | NOT AS<br>SOFT   | TAN                  | LITTLE   |                | SMOOTHER                   |
|    | 252  | 262 | FINE-MEDIUM-COARSE SAND, SMALL-MEDIUM, TR. LARGE GRAVEL  | SOFT             | TAN/RED              | FAST     |                | CHATTER                    |
|    | 262  | 277 | SANDY CLAY   | NOT AS<br>SOFT   | TAN                  | LITTLE   |                | SMOOTHER                   |
|    | 277  | 291 | MED, TR. COARSE SAND   | SOFT             | TAN                  | FAST     |                | CHATTER                    |
|    | 291  | 302 | CLAY, SANDY CLAY   | NOT AS<br>SOFT   | TAN                  | SLOWER   | <b>BEST</b>    | SMOOTHER                   |
|    | 302  | 321 | SAND MED, COARSE: FINE GRAVEL  | SOFT             | TAN                  | FAST     |                | CHATTER                    |
|    | 321  | 330 | SANDY CLAY STATIC  | NOT AS<br>SOFT   | BROWN                | LITTLE   |                | SMOOTHER                   |
|    | 330  | 354 | FINE-MEDIUM-COARSE SAND, SMALL GRAVEL  | SOFT             | TAN / RED            | FAST     |                | CHATTER                    |
|    | 354  | 390 | CLAY WITH FEW CALICHE STRINGERS  | STIFF            | BROWN                | SLOWER   |                | SMOOTHER                   |
|    | 390  | 460 | SANDY CLAY W/ TR. CALICHE, FEW LIME ROCK STRS, W/MED SAND LENSES   | SEMI FIRM        | BROWN                | \$LOWER  |                | CHOPPY @ TIMES             |
| 4  | 460  | 507 | FINE - MED SAND, SANDSTONE W SOAPSTONE LENSES  | SOFTER           | DARK<br>YELLOW       | FASTER   |                | CHATTER                    |
|    | 507  | 526 | DARK BROWN ROCK / SANDSTONE, MED SAND  | SOFTER           | DARK<br>YELLOW       | FASTER   |                | CHATTER                    |
|    | 526  | 540 | DARK BROWN ROCK / SANDSTONE TR. SOAPSTONE (DARK, YELLOW & GRAY)  | SOFTER           | YELLOW/              | FASTER   |                | CHATTER @ TIMES            |
|    | 540  | 560 | GRAY SOAPSTONE / SANDSTONE W/TR: BLACK SHALE LENSES  | NOT AS<br>SOFT   | GRAY                 | SLOWER   |                | SLIGHT CHATTER             |
|    | 560  | 570 | SHALE  | DENSE            | GARY                 | SLOW     |                | SMOOTH                     |
| 1  | 570  | 610 | FINE - MED TR. COARSE SAND, SANDSTONE W/ SOAPSTONE LENSES  | SOFTER           | LIGHT &<br>DARK GARY | FASTER   |                | LT CHATTER @<br>TIMES      |
|    | 610  | 616 | SHALE  | DENSE            | GRAY                 | SLOW     |                | SMOOTHER                   |
|    | 616  | 620 | FINE SAND, TR. SANDSTONE   | SOFTER           | GRAY                 | FASTER   |                | LT CHATTER @<br>TIMES      |
|    | 620  | 735 | SHALE  | STIFF /<br>DENSE | DK GRAY              | SLOW     |                | SMOOTH                     |
|    | 735  | 755 | FINE SAND W/SHALE  | DENSE            | DK GRAY              | SLOW     |                | SMOOTH<br>W/VIBRATION @    |
|    | 755  | 764 | SHALE  | DENSE            | BLUE                 | SLOW     | A THE STATE OF | SMOOTH                     |
|    | 764  | 790 | FINE SAND, SANDSTONE, WISHALE LAYERS, IRON PYRITE LENSES   | SOFTER           | GRAY                 | SLOW     |                | SOME VIBRATION /<br>CHOPPY |
|    | 790  | 822 | RED BED  | STIFF /<br>DENSE | RED                  | SLOW     |                | SMOOTH                     |
|    | L LA |     |  |                  |                      |          |                |                            |
|    |      |     |  |                  |                      |          |                |                            |
|    |      |     |  | la Fred          | 7.4122               |          |                |                            |
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|    |      |     | The ballion of the second street of the second stre |                  | 1 3 1 10 15          | L Const. |                | a Allega                   |

# WR# (31341 NW)

Preliminary Map as of \_\_/15/2020). Using data given t \_\_ne DWR by the customer. Based on the best information that was received and in the DWR files as of the above date.





0 0.13 0.25 0.5 Miles



1/2 mile radius, maximum distance

Township 27S Range 33W Haskell County

Minimum well spacing of neighboring wells

Created by: GCFO HEH

STATE OF KANSAS, HASKELL COUNTY This instrument was filed for record on February 1, 2019 11:03 AM Recorded in Book 239 Page 853-853 Fees: \$21.00 201900099



Landy Huffine Candy Huffine , Register of Deeds

#### WARRANTY DEED

DONALD D. KELLS and LINDA A. KELLS, husband and wife

**CONVEY AND WARRANT TO** 

NATHAN KELLS and VANCE KELLS

all the following described real estate in Haskell County, Kansas:

Tract No. 1:

That part of the East Half (E1/2) of Section 21, Township 27 South, Range 33 West of the 6th P.M., Haskell County, Kansas, lying east of a line that is parallel to and located 33 feet east of the west line of said East Half (E½) of Section 21.

The Southeast Quarter (SE1/4) of Section 30, Township 27 South, Range 33 West of the 6th .M., Haskell County, Kansas.

FOR THE SUM OF: \$10 and other valuable considerations

EXCEPT AND SUBJECT TO: Reservations, restrictions and rights of way of record.

DATED:

COUNTY OF

, 2019, before me, the BE IT REMEMBERED, that on undersigned, a notary public in and for the County and State aforesaid, came Donald D. Kells and Linda A. Kells, husband and wife, who are known to me to be the same persons who executed the within instrument of writing and such persons duly acknowledged the execution of the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal, the day and year last above written.

Notary Public

My Term Expires:

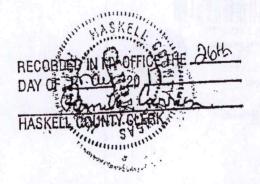
ANN MCDOWELL

KYLER G. KNOBBE P.O. BOX 937 CIMARRON, KANSAS 67835 (620) 855-3100

RECEIVED

JAN 25 2021

Garden City Field Office Division of Water Resources





STATE OF KANSAS, HASKELL COUNTY
This instrument was filed for record on
May 26, 2017 3:19 PM and
Recorded in Book 233 Page 593-593



Fees: \$18.00

201700492

Candy Huffine

Register of Deeds

#### DEED

Date:

23rd day of May, 2017

Grantor:

Russell Kells Farms, L.L.C., a Kansas limited liability company

Grantee:

Nathan P. Kells

Grantor, in consideration of the Grantee's transfer of all of the Grantee's membership interest in the Grantor the receipt of which is acknowledged, conveys unto Grantee, as a partial distribution in liquidation following dissolution of Grantor, AN UNDIVIDED ONE-FOURTH INTEREST IN all of Grantor's right, title and interest in and to the following described real estate in Haskell County, Kansas, to wit:

The West Half (W/2) of Section Twenty-one (21), that part of the East Half (E/2) of Section Twenty-one (21) lying west of a line that is parallel to and located thirty-three (33) feet east of the west line of said East Half (E/2) of Section Twenty-one (21), and the Northwest Quarter (NW/4) of Section Thirty-two (32), except the South 26 and 2/3rds acres thereof, all in Township Twenty-seven (27), South, Range Thirty-three (33) West of the 6th P.M., in Haskell County, Kansas, including any irrigation well, pump, gear drive, discharge pipe, water meter and attached water, gas and electrical lines, valves, regulators and controls located thereon, except and excluding all oil, gas and other minerals lying in and under said real estate; and,

Appropriation water right file no. 31,341-D1, as provided in the declaration of appurtenance dated April 13, 2007, recorded in the office of the Haskell County Register of Deeds on September 14, 2007 in Vol. 187 on pages 723-724, with:

a. an authorized point of diversion currently located NW1/4 NE1/4 NW1/4 of Section 21-27-33 W

b. an authorized place of use for irrigation of land described as follows:
125 acres in the NE¼ of Section 21-27-33W,
125 acres in the SE¼ of Section 21-27-33W,
125 acres in the SW¼ of Section 21-27-33W and
125 acres in the NW¼ of Section 21-27-33W;

JAN 25 2021

Garden City Field Office

c. all as more particularly described in the files and records of the chief engineer, Division of Water Resources
Water Resources, Kansas Department of Agriculture.

Russell Kells Farms, L.L.C., by:

Darcy L. Kells Co-manager

Kristi R. Cole, Co-manager

STATE OF KANSAS, COUNTY OF FINNEY, SS:

This Deed was acknowledged before me on this 23<sup>rd</sup> day of May 2017, by Darcy L. Kells and Kristi R. Cole, as Managers of Russell Kells Farms, L.L.C.

NOTARY PUBLIC

My Appointment Expires:

MARISSA VIGIL

Notary Public - State of Kanses
by Appt. Expires 811219

Parilla Calvina

HASKELL COUNTY CLERK

STATE OF KANSAS, HASKELL COUNTY This instrument was filed for record on June 15, 2017 3:31 PM and Recorded in Book 233 Page 729-729

SEAL

Fees: \$18.00

201700547

Candy Huffine , Register of Deeds

### GENERAL WARRANTY DEED

THIS DEED, Made this 15th day of June, 2017,

JANESSA M. L. McMILLAN and JAMES McMILLAN, her husband; and DAVA L. HAMMOND and DARRIN HAMMOND, her husband, party of the first part, Grantors,

NATHAN P. KELLS and VANCE A. KELLS, party of the second part, Grantee.

WITNESSETH, That party of the first part, in consideration of Ten Dollars (\$10.00) and other good and valuable consideration, the receipt of which is hereby acknowledged, do(es) by these presents convey and warrant party(ies) of the second part, his/her/their successors and assigns, all the following described real estate situated in the County of Haskell, and State of Kansas, to-wit:

THE SURFACE AND SURFACE RIGHTS ONLY IN AND TO AN UNDIVIDED ONE-HALF (1/2) INTEREST IN:

TRACT 1:

The West Half (W/2) of Section Twenty-one (21), and that part of the East Half (E/2) of Section Twenty-one (21) lying west of a line that is parallel to and located 33 feet east of the west line of said East Half (1/2) of Section 21, all in Township Twenty-seven (27) South, Range Thirty-three (33) West of the 6<sup>th</sup> P.M., in Haskell County, Kansas; and

TRACT 2:

The Northwest Quarter (NW/4) of Section Thirty-two (32), Township Twenty-seven (27) South, Range Thirty-three (33) West of the 6<sup>th</sup> P.M., Haskell County, Kansas, less the South 26.66 acres.

TO HAVE AND TO HOLD THE SAME, Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, forever.

And party of the first part, for himself/herself/themselves, his/her/their heirs, executors and administrators, does hereby covenant, promise and agree to and with party of the second part that at the delivery of these presents he/she/they is/are lawfully seized in his/her/their own right, of an absolute and indefeasible estate of inheritance, in fee simple, of and in all and singular the above granted and described premises, with the appurtenances; that the same are free, clear, discharged and unencumbered of and from all former and other grants, titles, charges, estates, judgments, taxes, assessments and encumbrances of what nature or kind so ever, except:

Oil and Gas Leases, Mineral Reservations, Easements, Rights-of-way, and Restrictions of record, if any

and that he/she/they will warrant and forever defend the same unto party of the second part, his/her/their successors and assigns, against party of the first part, his/her/their heirs, and all and every person or persons whomsoever, lawfully claiming or to claim the same.

IN WITNESS WHEREOF, party/parties of the first part has/have/hereunto subscribed his/her/their name(s), the day and year first above written.

1 mm

ames McMillan

Darrin Hammond

STATE OF KANSAS, COUNTY OF HASKELL. SS.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed my official scal on the day and year last above written.

SUZAN KIMBALL

Notary Public - State of Kansas

My Appl Expires 3-3-20

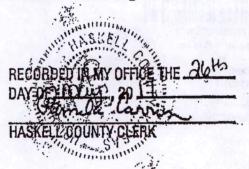
Notary Public

My Commission Expires: 3-3-20

RECEIVED

JAN 25 2021

Garden City Field Office Division of Water Resources



STATE OF KANSAS, HASKELL COUNTY This instrument was filed for record on May 26, 2017 3:19 PM and Recorded in Book 233 Page 591-591

SEAL

Fees: \$18.00

201700490

andy Huffine Register of

DEED

Date:

23rd day of May, 2017

Grantor:

Russell Kells Farms, L.L.C., a Kansas limited liability company

Grantee:

Vance A. Kells

Grantor, in consideration of the Grantee's transfer of all of the Grantee's membership interest in the Grantor the receipt of which is acknowledged, conveys unto Grantee, as a partial distribution in liquidation following dissolution of Grantor, AN UNDIVIDED ONE-FOURTH INTEREST IN all of Grantor's right, title and interest in and to the following described real estate in Haskell County, Kansas, to wit:

The West Half (W/2) of Section Twenty-one (21), that part of the East Half (E/2) of Section Twenty-one (21) lying west of a line that is parallel to and located thirty-three (33) feet east of the west line of said East Half (E/2) of Section Twenty-one (21), and the Northwest Quarter (NW/4) of Section Thirty-two (32), except the South 26 and 2/3rds acres thereof, all in Township Twenty-seven (27) South, Range Thirty-three (33) West of the 6th P.M., in Haskell County, Kansas, including any irrigation well, pump, gear drive, discharge pipe, water meter and attached water, gas and electrical lines, valves, regulators and controls located thereon, except and excluding all oil, gas and other minerals lying in and under said real estate; and,

Appropriation water right file no. 31,341-D1, as provided in the declaration of appurtenance dated April 13, 2007, recorded in the office of the Haskell County Register of Deeds on September 14, 2007 in Vol. 187 on pages 723-724, with:

a. an authorized point of diversion currently located NW1/4 NE1/4 NW1/4 of Section 21-27-33WECEIVED

b. an authorized place of use for irrigation of land described as follows: 125 acres in the NE¼ of Section 21-27-33W,

125 acres in the CELL of Costion 21 27 23 W

125 acres in the SE¼ of Section 21-27-33W,

125 acres in the SW1/4 of Section 21-27-33W and

125 acres in the NW14 of Section 21-27-33W;

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Garden City Field Office Division of Water Resources

 all as more particularly described in the files and records of the chief engineer, Division of Water Resources, Kansas Department of Agriculture.

Russell Kells Farms, L.L.C., by:

Darcy L. Kells, Co-manager

Kristi R. Cole, Co-manager

STATE OF KANSAS, COUNTY OF FINNEY, SS:

This Deed was acknowledged before me on this 23<sup>rd</sup> day of May 2017, by Darcy L. Kells and Kristi R. Cole, as Managers of Russell Kells Farms, L.L.C.

NOTARY PUBLIC

My Appointment Expires:

MARISSA VIGIL

Notary Public State of Kansas

My Appt. Expire (12 12