

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

1. File Number: <b>365</b>	2. Status Change Date:	3. Change Num: <b>C3</b>	4. Field Office: <b>4</b>	5. GMD: <b>3</b>
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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: <b>6/20/2022</b>
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8a. Applicant(s) / Landowner / WUC    Person ID **55420**  
New to system     Add Seq# \_\_\_\_\_

**J & L SMITH FARMS INC**  
**Attn: BRYAN SMITH**  
**9170 E ROAD 2**  
**ULYSSES, KS 67880-8151**

8c. Landowner(s)    Person ID **16734**  
New to system     Add Seq# \_\_\_\_\_

**LARRY K SMITH**  
**8569 E ROAD 2**  
**ULYSSES, KS 67880-8020**

8b. Landowner(s)    Person ID **51985**  
New to system     Add Seq# \_\_\_\_\_

**IDA PUCKET TRUST**  
**Attn: DARYL M PUCKET**  
**1360 E ARIZONA AVE**  
**ULYSSES, KS 67880-8422**

8d. Landowner(s)    Person ID **55562**  
New to system     Add Seq# \_\_\_\_\_

**ROY & PAULA WILLIAMS**  
**5621 S RD M**  
**ULYSES, KS 67880**

8e. Landowner(s)    Person ID **55563**  
New to system     Add Seq# \_\_\_\_\_

**JOE & SANDRA KENNEDY**  
**293 S BARTON CTY RD**  
**GREAT BEND, KS 67530**

9. Documents and Enclosure(s):  DWR Meter(s) Date to Comply: **12/31/2022**     N & P Date to Comply: **3/1/2023**

Anti-Reverse Meter     Meter Seal     Check Valve     N & P Form     Water Tube     Driller Copy     H & E Letter

Conservation Plan    Date Required: \_\_\_\_\_    Date Approved: \_\_\_\_\_    Date to Comply: \_\_\_\_\_

10. Use Made of Water    From: \_\_\_\_\_    To: \_\_\_\_\_

Date Prepared: **6/24/2022**    By: **AM**  
Date Entered: \_\_\_\_\_    By: \_\_\_\_\_

File No. **365**      11. County: **GT**      Basin: **ARKANSAS RIVER**      Stream:      Formation Code:      Special Use:

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

**CHK 63400**

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				
<b>CHK 7025</b>	<b>1</b>				<b>27S36W 1</b>													<b>30</b>	<b>30</b>	<b>30</b>	<b>30</b>	<b>120</b>	<b>8e</b>	<b>Y</b>	<b>MULTIPLE</b>
<b>CHK 10011</b>	<b>13</b>				<b>27S36W 1</b>	<b>20</b>	<b>30</b>	<b>40</b>	<b>40</b>									<b>40</b>	<b>40</b>	<b>40</b>	<b>40</b>	<b>290</b>	<b>8a</b>	<b>N</b>	<b>MULTIPLE</b>
<b>CHK 10795</b>	<b>12</b>				<b>27S36W 5</b>					<b>30</b>	<b>30</b>	<b>30</b>	<b>30</b>									<b>120</b>	<b>8b</b>	<b>Y</b>	<b>MULTIPLE</b>
<b>CHK 16121</b>	<b>12</b>				<b>27S36W 1</b>	<b>30</b>	<b>30</b>	<b>30</b>	<b>30</b>													<b>120</b>	<b>8c</b>	<b>N</b>	<b>MULTIPLE</b>
<b>CHK 35872</b>	<b>18</b>				<b>27S35W 1</b>	<b>40</b>	<b>40</b>	<b>40</b>	<b>40</b>					<b>29</b>	<b>L-3</b> <b>29</b>	<b>L-4</b> <b>29</b>	<b>29</b>	<b>32</b>	<b>32</b>	<b>32</b>	<b>32</b>	<b>404</b>	<b>8a</b>	<b>N</b>	<b>MULTIPLE</b>
<b>CHK 36916</b>	<b>1</b>				<b>27S36W 4</b>	<b>L-1</b> <b>34</b>	<b>L-2</b> <b>34</b>	<b>34</b>	<b>34</b>													<b>136</b>	<b>8d</b>	<b>N</b>	<b>MULTIPLE</b>
<b>CHK 54011</b>	<b>12</b>				<b>27S36W 4</b>													<b>30</b>	<b>30</b>	<b>30</b>	<b>30</b>	<b>120</b>	<b>8a</b>	<b>N</b>	<b>MULTIPLE</b>
<b>ENT 28389</b>	<b>24</b>				<b>27S36W 1</b>	<b>40</b>	<b>40</b>	<b>40</b>	<b>40</b>									<b>40</b>	<b>40</b>	<b>40</b>	<b>40</b>	<b>320</b>	<b>8a</b>	<b>Y</b>	<b>MULTIPLE</b>

Base Acres:      Year:      Minimum Reasonable Quantity:

Comments: **OVERLAPPING WR ON PU: 9217; 365; 803; 9094-02; 17884; 18821; 20103; 22269; 24121 & 29615**

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

June 28, 2022

J & L SMITH FARMS INC  
Attn: BRYAN SMITH  
9170 E ROAD 2  
ULYSSES, KS 67880-8151

RE: Filed Office Application for Change  
Water Right, File Nos. 365; 803; 9217; 9094-02; 17884; 18821; 20103; 22269;  
24121 & 29615

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 numbers.

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/or 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: Daryl Pucket  
Larry Smith  
Roy Williams  
Joe Kennedy  
GROUNDWATER MANAGEMENT DISTRICT NO. 3

**CERTIFICATE OF SERVICE**

On this 28<sup>th</sup> day of June, 2022, I hereby certify that the foregoing Approval of Application for Change in Place of Use, Water Right, File Nos. 365, 803, 9,217, 9,094-02, 17,884, 18,821, 20,103, 22,269, 24,121 and 29,615 dated 28<sup>th</sup> day of June, 2022 was mailed postage prepaid, first class, US mail to the following:

J & L SMITH FARMS INC  
Attn: BRYAN SMITH  
9170 E ROAD 2  
ULYSSES, KS 67880-8151

Pc:

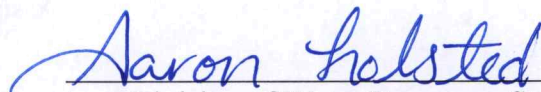
IDA PUCKET TRUST  
Attn: DARYL M PUCKET  
1360 E ARIZONA AVE  
ULYSSES, KS 67880-8422

LARRY K SMITH  
8569 E ROAD 2  
ULYSSES, KS 67880-8020

ROY & PAULA WILLIAMS  
5621 S RD M  
ULYSES, KS 67880

JOE & SANDRA KENNEDY  
293 S BARTON CTY RD  
GREAT BEND, KS 67530

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.

RECEIVED

JUN 20 2022  
 9:37 am

Garden City Field Office  
 Division of Water Resources

File No. 365

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: J & L SMITH FARMS INC

9170 E ROAD 2 ULYSSES KS 67880-8151

Phone Number: (    )      Email address: \_\_\_\_\_

Name and address of Water Use Correspondent: J & L SMITH FARMS INC

9170 E ROAD 2 ULYSSES KS 67880-8151

Phone Number: (    )      Email address: \_\_\_\_\_

3. The presently authorized place of use is:

Owner of Land ---- NAME: SEE ATTACHED SUPPLEMENTAL SHEET

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: SEE ATTACHED SUPPLEMENTAL SHEET

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 \$ 200.00 TR # \_\_\_\_\_ Receipt Date 6-20-22 Check # 010107

5. **Presently authorized point of diversion:**  
 One in the \_\_\_\_\_ Quarter of the \_\_\_\_\_ Quarter of the \_\_\_\_\_ Quarter of the \_\_\_\_\_  
 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 the \_\_\_\_\_  
 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 \_\_\_\_\_

6. **Presently authorized point of diversion:**  
 One in the \_\_\_\_\_ Quarter of the \_\_\_\_\_ Quarter of the \_\_\_\_\_ Quarter of the \_\_\_\_\_  
 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 the \_\_\_\_\_  
 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) CREATE A COMPLETE OVERLAP  
IN PLACE OF USE WITH ALL FILES INVOLVED

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

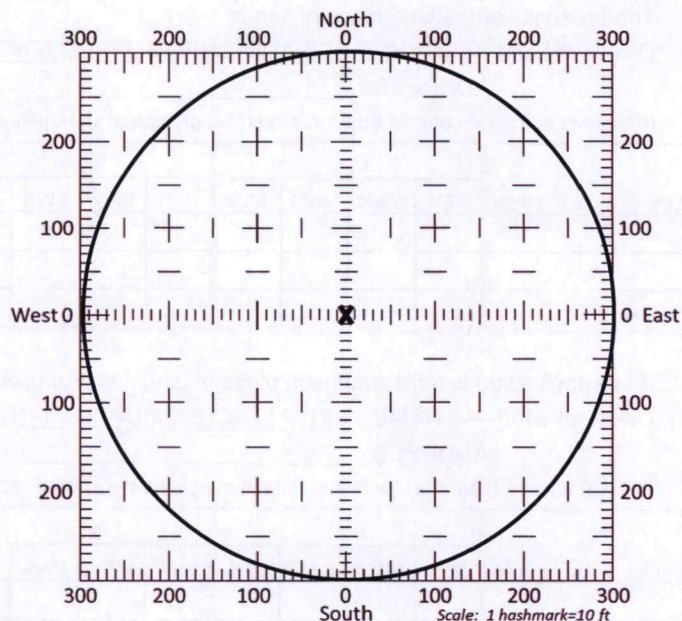
9. The change(s) (was)(will be) completed by?  
 \_\_\_\_\_

10. If the point of diversion is a well:  
 (a) What are you going to do with the old well?  
 \_\_\_\_\_  
 (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.)**

APPLICATION FOR APPROVAL TO CHANGE  
THE PLACE OF USE AND/OR POINT OF DIVERSION  
SUPPLEMENTAL SHEET  
**FILE NO. 365; 803; 9094-02; 17884; 18821; 20103; 22269; 24121 & 29615**  
MAKE ADDITIONAL COPIES AS NECESSARY

3. Continued: The presently authorized place of use is:

Owner of Land ---- NAME: J & L SMITH FARMS INC  
ADDRESS: 9170 E ROAD 2 ULYSSES KS 67880-8151

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	
18	27S	35W	40	40	40	40					29	L-3 29	L-4 29	29	32	32	32	32	404
12	27S	36W													30	30	30	30	120
13	27S	36W	20	30	40	40									40	40	40	40	290

Owner of Land ---- NAME: LARRY K SMITH  
ADDRESS: 8569 E ROAD 2 ULYSSES KS 67880 - 8020

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	
12	27S	36W	30	30	30	30													120

Owner of Land ---- NAME: DARYL M PUCKET REV INT VIV TR ETAL  
ADDRESS: 1360 E ARIZONA AVE ULYSSES, KS 67880

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	
12	27S	36W					30	30	30	30									120

Owner of Land ---- NAME: ROY & PAULA WILLIAMS (DECEASED) ATTN: MORAL, JULIE  
ADDRESS: 816 N JOYCE ULYSSES KS 67880

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	
1	27S	36W	L-1 34	L-2 34	34	34													136

Owner of Land ---- NAME: JOE & SANDRA KENNEDY  
ADDRESS: 293 S BARTON CTY RD GREAT BEND KS 67530

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	
1	27S	36W													30	30	30	30	120

APPLICATION FOR APPROVAL TO CHANGE  
THE PLACE OF USE AND/OR POINT OF DIVERSION  
SUPPLEMENTAL SHEET  
**FILE NO. 365; 803; 9094-02; 17884; 18821; 20103; 22269; 24121 & 29615**  
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: J & L SMITH FARMS INC  
ADDRESS: 9170 E ROAD 2 ULYSSES KS 67880-8151

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		
18	27S	35W	40	40	40	40					29	L-3 29	L-4 29	29	29	32	32	32	32	404
12	27S	36W														30	30	30	30	120
13	27S	36W	20	30	40	40										40	40	40	40	290
24	27S	36W	40	40	40	40										40	40	40	40	320

Owner of Land ---- NAME: LARRY K SMITH  
ADDRESS: 8569 E ROAD 2 ULYSSES KS 67880 - 8020

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		
12	27S	36W	30	30	30	30														120

Owner of Land ---- NAME: DARYL M PUCKET REV INT VIV TR ETAL  
ADDRESS: 1360 E ARIZONA AVE ULYSSES, KS 67880

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		
12	27S	36W					30	30	30	30										120

Owner of Land ---- NAME: ROY & PAULA WILLIAMS (DECEASED) ATTN: MORAL, JULIE  
ADDRESS: 816 N JOYCE ULYSSES KS 67880

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		
1	27S	36W	L-1 34	L-2 34	34	34														136

Owner of Land ---- NAME: JOE & SANDRA KENNEDY  
ADDRESS: 293 S BARTON CTY RD GREAT BEND KS 67530

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		
1	27S	36W														30	30	30	30	120



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).

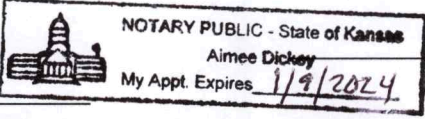
**I hereby verify, being first duly sworn upon my oath or affirmation and under penalty of perjury, that I am of lawful age and the owner, the spouse of the owner, or a duly authorized agent of the owner(s) to make this application on their behalf, in regards to the water right(s) to which this application pertains. I further verify that the statements contained in this application are true, correct and complete.**

Dated at Ulysses, Kansas, this 13 day of June, 2022.

<u>JH Smith Farms Inc by Brandt</u>	
(Owner)	(Spouse)
<u>JH Smith Farms Inc by Bryan Smith</u>	
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)

State of Kansas }  
 County of Grant } SS

I hereby certify that the foregoing application was signed in my presence and sworn to before me this 13 day of June, 2022.

My Commission Expires 1/9/2024  Aimee Dickey  
 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

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.)

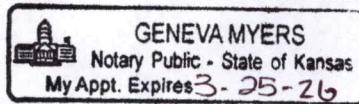
If the application proposes a surface water change in point of diversion, a groundwater change in point of diversion greater than 300 feet, or a change in place of use, the application must be signed by all owners of the currently authorized place of use, or their duly authorized agent (attach notarized 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 Great Bend, Kansas, this 6<sup>th</sup> day of June, 2022

<u>Sandra L Kennedy</u> (Owner)	_____ (Spouse)
<u>Sandra L Kennedy</u> (Please Print)	_____ (Please Print)
_____ (Owner)	_____ (Spouse)
_____ (Please Print)	_____ (Please Print)
_____ (Owner)	_____ (Spouse)
_____ (Please Print)	_____ (Please Print)

State of Kansas }  
 County of Barton } SS



I hereby certify that the foregoing application was signed in my presence and sworn to before me this 6<sup>th</sup> day of June, 2022.

Geneva Myers  
 Notary Public

My Commission Expires 3-25-2026

**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

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?  
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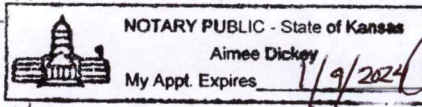
Dated at Ulysses, Kansas, this 9 day of June, 2022.

Julie Moral  
 (Owner)  
Julie Moral  
 (Please Print)  
 \_\_\_\_\_  
 (Owner)  
 \_\_\_\_\_  
 (Please Print)  
 \_\_\_\_\_  
 (Owner)  
 \_\_\_\_\_  
 (Please Print)

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

State of Kansas }  
County of Grant } SS

I hereby certify, that the foregoing application was signed in my presence and sworn to before me this 9 day of June, 2022



Aimee Dickey  
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.

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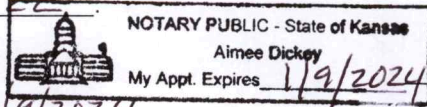
I hereby verify, being first duly sworn upon my oath or affirmation and under penalty of perjury, that I am of lawful age and the owner, the spouse of the owner, or a duly authorized agent of the owner(s) to make this application on their behalf, in regards to the water right(s) to which this application pertains. I further verify that the statements contained in this application are true, correct and complete.

Dated at Ulysses, Kansas, this 3 day of June, 2022.

<u>Larry Smith</u> (Owner)	_____	(Spouse)
<u>LARRY SMITH</u> (Please Print)	_____	(Please Print)
_____	_____	(Spouse)
_____	_____	(Please Print)
_____	_____	(Spouse)
_____	_____	(Please Print)

State of Kansas }  
County of Grant } SS

I hereby certify that the foregoing application was signed in my presence and sworn to before me this 3 day of June, 2022.



Aimee Dickey  
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.

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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 Grant, Kansas, this 8th day of June, 2022.

Revocable Inter Vivos Trust of Dan M Picket  
REVOCABLE INTER VIVOS TRUST OF DAN M PICKET    Dan Picket Trustee  
 (Owner)    (Spouse)

REVOCABLE INTER VIVOS TRUST OF DAN M PICKET  
 (Please Print)    (Please Print)

Revocable Inter Vivos Trust of Janet L Picket  
REVOCABLE INTER VIVOS TRUST OF JANET L PICKET    (Spouse)  
 (Owner)    (Spouse)

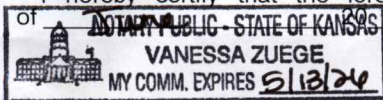
REVOCABLE INTER VIVOS TRUST OF JANET L PICKET    Dan Picket Trustee  
 (Please Print)    (Please Print)

\_\_\_\_\_  
 (Owner)    (Spouse)

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

State of Kansas }  
 County of Grant } SS

I hereby certify that the foregoing application was signed in my presence and sworn to before me this 8th day of June, 2022.



Vanessa Zuege  
 Notary Public

My Commission Expires 5/13/24.

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**

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- (1) Application to change a point of diversion 300 feet or less ..... \$100
- (2) Application to change a point of diversion more than 300 feet ..... \$200
- (3) Application to change the place of use ..... \$200

**SUMMARY ORDER APPROVING APPLICATION FOR CHANGE AND IMPOSING CONDITIONS**

This Summary Order is issued under authority of K.S.A. 82a-708b, as amended, and K.A.R. 5-5-1, *et seq.* and other applicable provisions of the *Kansas Water Appropriation Law, K.S.A. 82a-701 et. seq.*, and rules and regulations promulgated thereunder, With the exception of those conditions expressly contained herein, this Summary Order does not change the terms, conditions and limitations of File No. 365.

1. A change application was received on June 20, 2022 requesting that the place of use and / or point of diversion authorized under the above-referenced file number be changed as described in the application.
2. On and after the effective date of this summary order, the authorized place(s) of use shall be located substantially as shown on the topographic map accompanying the application to change the place of use.  Applicable  Not Applicable
3. The change in point of diversion shall not impair existing rights and shall be limited to the same source or sources of water as previously authorized. The point of diversion authorized by this summary order shall be located within a        foot radius of the authorized point(s) of diversion.  Applicable  Not Applicable
4. The point(s) of diversion described herein is administratively corrected to be more accurately described using the Global Positioning System (GPS), as described in the application.  Applicable  Not Applicable
5. The point(s) of diversion authorized herein shall not actually be located more than        feet from the previously authorized point(s) of diversion.  Applicable  Not Applicable
6. As required by K.A.R. 5-3-5d, if the works for diversion is a well with a diversion rate of 100 gallons per minute or more, a tube or other device suitable for making water level measurements shall be installed, operated and maintained in accordance with K.A.R. 5-6-13.  Applicable  Not Applicable
7. **The owner of the authorized place(s) of use shall properly install an acceptable water flow meter on or before December 31, 2022**, or before the first use of water, whichever occurs first. The water flow meter shall be installed, operated and maintained in accordance with K.A.R. 5-1-4 through 5-1-12. As required by K.S.A. 82a-732, as amended, and K.A.R. 5-3-5e, the owner shall maintain records and report the reading of the water flow meter and the total quantity of water diverted annually to the Chief Engineer by March 1 following the end of each calendar year.  Applicable  Not Applicable
8. **Installation of the works for diversion of water shall be completed on or before December 31, 2022**, or within any authorized extension of time. By March 1, 2023 the applicant shall notify the Chief Engineer that construction of the works for diversion has been completed, on the form provided by the Chief Engineer, as required by K.A.R. 5-8-4e.  Applicable  Not Applicable
9. **The completed well log shall be submitted with the required notice.**  Applicable  Not Applicable
10. All diversion works into which any type of chemical or other foreign substance will be injected into the water shall be equipped with an in-line, automatic, quick-closing check valve capable of preventing pollution of the source of the water supply. The check valve(s) shall be installed, operated and maintained in accordance with K.A.R. 5-3-5c.  Applicable  Not Applicable
11. Additional Conditions are attached.  Yes  No
12. In accordance with K.S.A. 82a-708a, as amended, and K.A.R. 5-5-14, all of the owners of the authorized place(s) of use of water appropriated under the above-referenced file number are responsible for compliance with its terms, conditions and limitations, as amended and/or supplemented by this Summary Order, and with applicable provisions of the *Kansas Water Appropriation Law* and the *Rules and Regulations* promulgated thereunder. Failure to comply with these provisions may result in civil penalties pursuant to K.S.A. 82a-737, as amended, and/or the suspension or revocation and dismissal of the water or appropriation right or any other enforcement actions authorized by law.

**Administrative Appeal and Effective Date of Order**

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

*For Use by Register of Deeds*

FOR OFFICE USE ONLY  
**APPLICATION APPROVED AND SUMMARY ORDER ISSUED**

By: Austin McColloch  
Duly Authorized Designee of the Chief Engineer

(Print Name): Austin McColloch  
Division of Water Resources - Kansas Department of Agriculture

Date of Issuance: June 20, 2022

State of Kansas )

County of Atterney ) SS

Acknowledged before me on June 28, 2022

by Austin McColloch

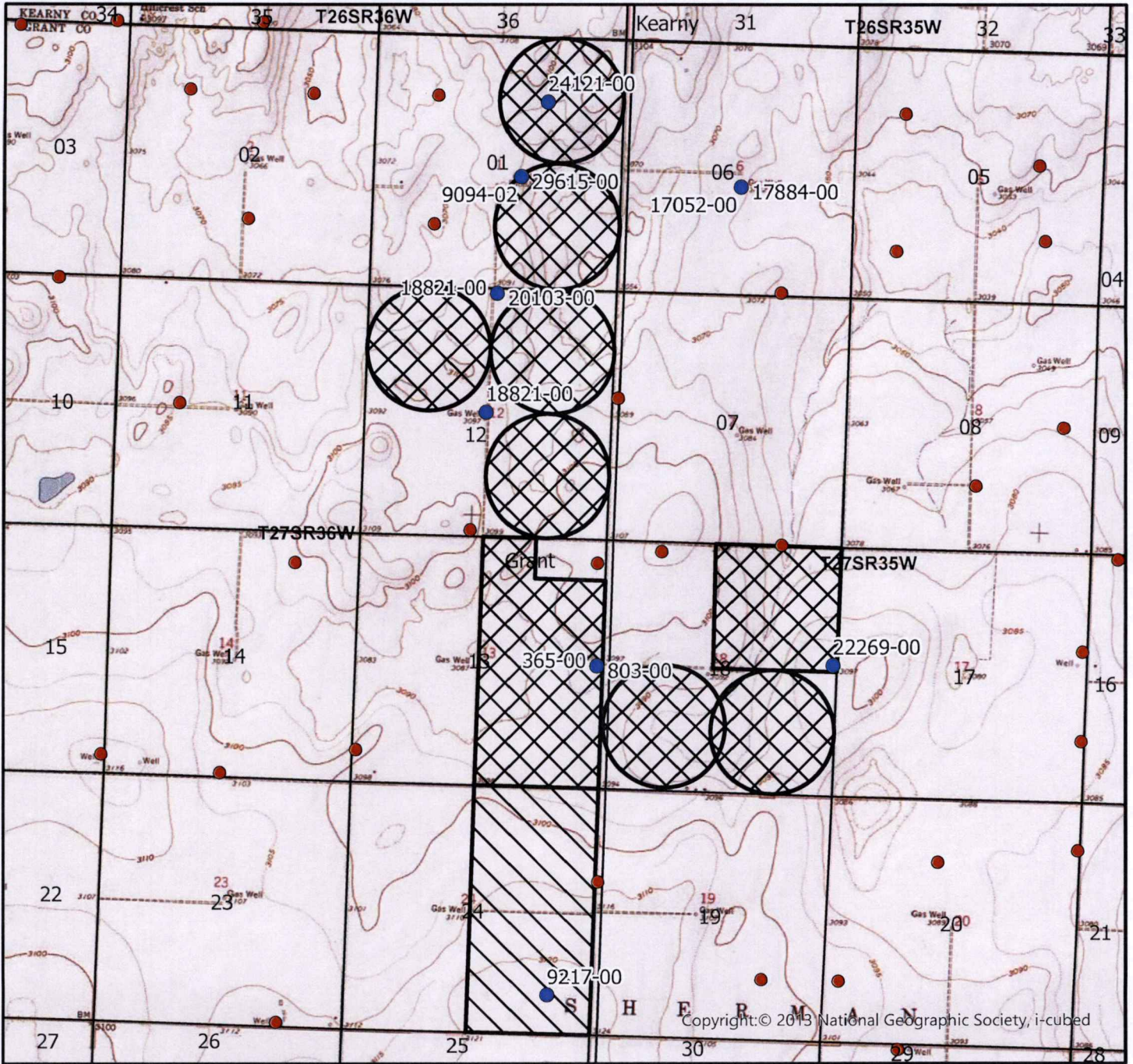
Signature: Julie Jones

Notary Public

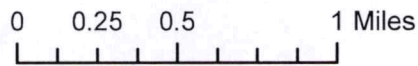
My commission expires: \_\_\_\_\_



# CHANGE IN PLACE OF USE WATER RIGHT, FILE NOS. 365; 803; 9094-02; 17884; 18821; 20103; 22269; 24121 & 29615



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



Copyright © 2013 National Geographic Society, i-cubed

**McColloch, Austin [KDA]**

---

**From:** Wanda Desselle-Dahna <wdrobichaux1030@yahoo.com>  
**Sent:** Monday, June 20, 2022 9:37 PM  
**To:** McColloch, Austin [KDA]  
**Subject:** Notarized paper Daryl Pucket

EXTERNAL: This email originated from outside of the organization. Do not click any links or open any attachments unless you trust the sender and know the content is safe.

I Daryl Pucket trustee give permission to have 9 copies of the paperwork that was notarized.  
Thanks Daryl Pucket  
620-353-9515

Sent from my iPhone



## McColloch, Austin [KDA]

---

**From:** Bryan Smith <vortex@pld.com>  
**Sent:** Tuesday, June 14, 2022 3:27 PM  
**To:** McColloch, Austin [KDA]  
**Subject:** Place of use application

EXTERNAL: This email originated from outside of the organization. Do not click any links or open any attachments unless you trust the sender and know the content is safe.

Austin,

I understand that there are ten files involved in the place of use application pertaining to addition of file 9217 to our system and that I only signed one application page but I am in agreement on all the other files being changed.

This has been sent in lieu of obtaining nine more notarized forms and you have my permission to copy the one you have and use on all files involved.

I have asked all parties involved to contact you accordingly and thanks for your help today.

Thanks

Bryan Smith - owner and V.P. @ J&L Smith Farms

## McColloch, Austin [KDA]

---

**From:** Sandy Kennedy <joe.sandy.ken@gmail.com>  
**Sent:** Tuesday, June 14, 2022 3:21 PM  
**To:** McColloch, Austin [KDA]  
**Cc:** Bryan Smith  
**Subject:** J&L Smith Farms - Water

**EXTERNAL:** This email originated from outside of the organization. Do not click any links or open any attachments unless you trust the sender and know the content is safe.

Austin:

I understand that there are 10 files involved and I only signed one application page but I am in agreement on all the other files involved being changed.

Sandra L. Kennedy  
685 W Barton County Rd  
Great Bend KS 67530  
(620) 793-0548

## McColloch, Austin [KDA]

---

**From:** Julie Moral <jmoral1@pld.com>  
**Sent:** Tuesday, June 14, 2022 4:48 PM  
**To:** McColloch, Austin [KDA]  
**Cc:** vortex@pld.com  
**Subject:** Notarized Pages

EXTERNAL: This email originated from outside of the organization. Do not click any links or open any attachments unless you trust the sender and know the content is safe.

Hello! This is Julie Moral. Bryan Smith talked to me about the page I signed and had notarized earlier. I understand that there are 10 files involved and I only signed one application page but I am in agreement on all the other files involved being changed.

Thank you so much for your help and reach out to me if you have questions.  
Julie Moral

Sent from my iPad

## McColloch, Austin [KDA]

---

**From:** Larry Smith <larrysm@pld.com>  
**Sent:** Tuesday, June 14, 2022 4:03 PM  
**To:** McColloch, Austin [KDA]  
**Cc:** Bryan Smith  
**Subject:** Application for change of use by J&L Smith Farms

**EXTERNAL:** This email originated from outside of the organization. Do not click any links or open any attachments unless you trust the sender and know the content is safe.

Afternoon Austin,

I understand that there are ten file numbers involved in the recent application and I only signed one signature page but I agree to all the other files being changed as well.

Sincerely,  
Larry Smith