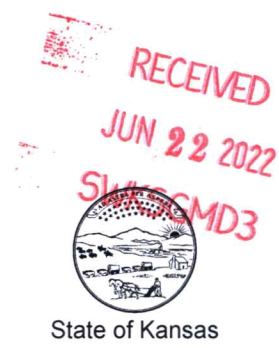


# NOTICE

This scan only represents the application as filed. The information contained herein meets the requirements of K.A.R. 5-3-1 or K.A.R. 5-5-1, and has been found acceptable for filing in the office of the Chief Engineer. The application should not be considered to be a complete application as per K.A.R. 5-3-1b or K.A.R. 5-5-2a.

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

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



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

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

1. Application is hereby made for approval of the Chief Engineer to change the

- X  Place of Use
- (Check one or more)  Point of Diversion
- Use Made of Water

WATER RESOURCES  
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JUL 11 2022  
11:55AM  
KS DEPT OF AGRICULTURE

File No. 45190

2. Name of applicant: Gerald Shawn & Kathy Jacobs

Address: 12145 4 RD

City, State and Zip: Plains, KS 67869

Phone Number: (620)629-3528 E-mail address: ks5jacobs@gmail.com

What is your relationship to the water right; X  owner  tenant  agent  other? If other, please explain. \_\_\_\_\_

Name of water use correspondent: Same

Address: \_\_\_\_\_

City, State and Zip: \_\_\_\_\_

Phone Number: ( ) \_\_\_\_\_ E-mail address: \_\_\_\_\_

3. The change(s) proposed herein are desired for the following reasons (please be specific): \_\_\_\_\_

Do a complete overlap w/43349 and add additional quarter of land to the current authorized place of use and enter into an Agreement with GMD3 for monitoring and be limited to base acres per calendar year.

The change(s) (was) (will be) completed by 2022 (Date)

For Office Use Only:									
F.O. <u>4</u>	GMD <u>3</u>	Meets K.A.R. 5-5-1 (YES / NO) <u>YES</u>	Use <u>Irr</u>	Source <u>G/S</u>	County <u>ME</u>	By <u>BMM</u>	Date <u>7/11/22</u>		
Code _____	<u>CPU</u>	Fee \$ <u>300</u>	TR # _____	Receipt Date <u>7/11/22</u>	Check # <u>16604</u>				

Application Complete  
8/15/2022 LI

7/13/2022  
LMoody

4. The presently authorized place of use is:

Owner of Land — NAME: Gerald Shawn & Kathy Jacobs

ADDRESS: 12145 4 RD, Plains, KS 67869

Sec.	Twp.	Range	NE¼				NW¼				SW¼				SE¼				TOTAL ACRES
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
22	32s	29w													31.0	38.0	38.0	31.0	138.0
																	7.0	7.0	14.0

List any other water rights that cover this place of use. NONE UPDATED PER WRIS AND CERTIFICATE \*\*

Owner of Land — NAME: \_\_\_\_\_

ADDRESS: \_\_\_\_\_

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	

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

(If there are more than two landowners, attach additional sheets as necessary.)

5. It is proposed that the place of use be changed to:

Owner of Land — NAME: Gerald Shawn & Kathy Jacobs

ADDRESS: 12145 4 RD, Plains, KS 67869

Sec.	Twp.	Range	NE¼				NW¼				SW¼				SE¼				TOTAL ACRES
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
22	32s	29w													31.0	<del>38.0</del> 31	38.0	<del>31.0</del> 38	138.0

List any other water rights that cover this place of use. 43349 UPDATED PER WRIS \*\*

Owner of Land — NAME: Linda Burris

Galen Atkinson

ADDRESS: 2813 N 14<sup>th</sup>, Dodge City, KS 67867801

360 Graystone RD, Burleson, TX 76028

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	
27	32s	29w					31.0	31.0	31.0	31.0	31.0	31.0	31.0	31.0					248.0
<span style="color: red;">**</span> 27	<span style="color: red;">32</span>	<span style="color: red;">29 W</span>	<span style="color: red;">31.0</span>	<span style="color: red;">31.0</span>	<span style="color: red;">31.0</span>	<span style="color: red;">31.0</span>													<span style="color: red;">124 **</span>

NE IS SHOW TO BE OWNED BY ALL THREE PARTIES \*\*

List any other water rights that cover this place of use. 43349

\*\* UPDATED PU PER CERTIFICATE AND WRIS FOR FILE NO. 45190. LI/DWR 7/18/2022

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JUL 11 2022

KS DEPT OF AGRICULTURE

6. The presently authorized point(s) of diversion (is) (are) one well  
(Provide description and number of points)

7. The proposed point(s) of diversion (is) (are) one well  
(Provide description and number of points)

**List all presently authorized point(s) of diversion:**

8. **Presently authorized point of diversion:**

One in the \_\_\_\_\_ Quarter of the \_\_\_\_\_ Quarter of the \_\_\_\_\_ Quarter  
of Section \_\_\_\_\_, Township \_\_\_\_\_ South, Range \_\_\_\_\_ (E/W),  
in \_\_\_\_\_ County, Kansas, \_\_\_\_\_ feet North \_\_\_\_\_ feet West of Southeast corner of section.

Authorized Rate \_\_\_\_\_ Authorized Quantity \_\_\_\_\_

(DWR use only: Computer ID No. \_\_\_\_\_ GPS \_\_\_\_\_ feet North \_\_\_\_\_ feet West)

This point will not be changed  This point will be changed as follows:

**Proposed point of diversion: (Complete only if change is requested)**

One in the \_\_\_\_\_ Quarter of the \_\_\_\_\_ Quarter of the \_\_\_\_\_ Quarter  
of Section \_\_\_\_\_, Township \_\_\_\_\_ South, Range \_\_\_\_\_ (E/W),  
in \_\_\_\_\_ County, Kansas, \_\_\_\_\_ feet North \_\_\_\_\_ feet West of Southeast corner of section.

Proposed Rate \_\_\_\_\_ Proposed Quantity \_\_\_\_\_

This point is:  Additional Well  Geo Center List other water rights that will use this point \_\_\_\_\_

9. **Presently authorized point of diversion:**

One in the \_\_\_\_\_ Quarter of the \_\_\_\_\_ Quarter of the \_\_\_\_\_ Quarter  
of Section \_\_\_\_\_, Township \_\_\_\_\_ South, Range \_\_\_\_\_ (E/W),  
in \_\_\_\_\_ County, Kansas, \_\_\_\_\_ feet North \_\_\_\_\_ feet West of Southeast corner of section.

Authorized Rate \_\_\_\_\_ Authorized Quantity \_\_\_\_\_

(DWR use only: Computer ID No. \_\_\_\_\_ GPS \_\_\_\_\_ feet North \_\_\_\_\_ feet West)

This point will not be changed  This point will be changed as follows:

**Proposed point of diversion: (Complete only if change is requested)**

One in the \_\_\_\_\_ Quarter of the \_\_\_\_\_ Quarter of the \_\_\_\_\_ Quarter  
of Section \_\_\_\_\_, Township \_\_\_\_\_ South, Range \_\_\_\_\_ (E/W),  
in \_\_\_\_\_ County, Kansas, \_\_\_\_\_ feet North \_\_\_\_\_ feet West of Southeast corner of section.

Proposed Rate \_\_\_\_\_ Proposed Quantity \_\_\_\_\_

This point is:  Additional Well  Geo Center List other water rights that will use this point \_\_\_\_\_

10. **Presently authorized point of diversion:**

One in the \_\_\_\_\_ Quarter of the \_\_\_\_\_ Quarter of the \_\_\_\_\_ Quarter  
of Section \_\_\_\_\_, Township \_\_\_\_\_ South, Range \_\_\_\_\_ (E/W),  
in \_\_\_\_\_ County, Kansas, \_\_\_\_\_ feet North \_\_\_\_\_ feet West of Southeast corner of section.

Authorized Rate \_\_\_\_\_ Authorized Quantity \_\_\_\_\_

(DWR use only: Computer ID No. \_\_\_\_\_ GPS \_\_\_\_\_ feet North \_\_\_\_\_ feet West)

This point will not be changed  This point will be changed as follows:

**Proposed point of diversion: (Complete only if change is requested)**

One in the \_\_\_\_\_ Quarter of the \_\_\_\_\_ Quarter of the \_\_\_\_\_ Quarter  
of Section \_\_\_\_\_, Township \_\_\_\_\_ South, Range \_\_\_\_\_ (E/W),  
in \_\_\_\_\_ County, Kansas, \_\_\_\_\_ feet North \_\_\_\_\_ feet West of Southeast corner of section.

Proposed Rate \_\_\_\_\_ Proposed Quantity \_\_\_\_\_

This point is:  Additional Well  Geo Center List other water rights that will use this point \_\_\_\_\_

WATER RESOURCES  
RECEIVED

11. Describe the current condition of and future plans for any point(s) of diversion which will no longer be used

JUL 11 2022

12. The presently authorized use of water is for IRR purposes.  
It is proposed that the use be changed to NO CHANGE purposes.

13. If changing the place of use and/or use made of water, describe how the consumptive use will not be increased.  
FOLLOWING KAR 5-5-11 ON ROTATION OF ACRES PER CALENDAR YEAR. ONLY 386 ACRES PER  
CLAENDAR YEAR WOULD BE IRRIGATED.

(Please show any calculations here.)

14. It is requested that the maximum annual quantity of water be reduced to \_\_\_\_\_ (acre-feet or million gallons).

15. It is requested that the maximum rate of diversion of water be reduced to \_\_\_\_\_ gallons per minute (\_\_\_\_\_ c.f.s.).

16. The application must include either a topographic map or detailed plat. A U.S. Geological Survey Topographic Map, scale 1:24,000, is available through the Kansas Geological Survey, 1930 Constant Avenue, University of Kansas, Lawrence, Kansas 66047-3726 ([www.usgs.gov](http://www.usgs.gov)). The map should show the location of the presently authorized point(s) of diversion. Distances North and West of the Southeast corner of the section must be shown. The presently authorized place of use should also be shown. Identify the center of the section, the section lines and the section corners and show the appropriate section, township, and range numbers on the map. In addition the following information must also be shown on the map.

- a. If a change in the location of the point(s) of diversion is proposed, show:
  - 1) The location of the proposed point(s) of diversion. Distances North and West of the Southeast corner of the section must be shown. Please be certain that the information shown on the map agrees with the information shown in Paragraph Nos. 9, 10 and 11 of the application.
  - 2) If the source of supply is groundwater, please show the location of existing water wells of any kind, including domestic wells, within 1/2 mile of the proposed well or wells. Identify each well as to its use and furnish name and mailing address of the property owner or owners. If there are no wells within 1/2 mile, please indicate so on the map.
  - 3) If the source of supply is surface water, the names and mailing addresses of all landowner(s) 1/2 mile downstream and 1/2 mile upstream from your property lines must be shown.
- b. If a change in the place of use is desired, show the proposed place of use by crosshatching on the map. Please be certain that the information shown on the map agrees with the information shown in Paragraph No. 5 of the application.

17. Attach documentation to show the change(s) proposed herein will not impair existing water rights and relates to the same local source of supply as to which the water right relates. This information may include statements, plats, geology reports, well logs, test hole logs, and other information as necessary information to show the above. Additional comments may be made below.

No change in local source of supply

18. If the proposed change(s) does not meet all applicable rules and regulations of the Kansas Water Appropriation Act, please identify the rules and regulations for which you request a waiver. State the reason why a waiver is needed and why the request should be granted. Attach documentation showing that granting the request will not impair existing water rights and will not prejudicially and unreasonably affect the public interest.

NONE

WATER RESOURCES  
RECEIVED

JUL 11 2022

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

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

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

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

I declare that I am an owner of the currently authorized place of use as identified herein, or that I represent all such owners and am authorized to make this application on their behalf, and declare further that the statements contained herein are true, correct, and complete. By filing this application I authorize the chief engineer to permanently reduce the quantity of water and/or rate of diversion as specified in sections 14 and 15 of this application.

Dated at 908 S Crowley Rd Crowley, Texas 76034, this 17 day of June, 20 22.

Galen Atkinson  
(Owner)

NIA  
(Spouse)

Galen Atkinson  
(Please Print)

NIA  
(Please Print)

NIA  
(Owner)

NIA  
(Spouse)

NIA  
(Please Print)

NIA  
(Please Print)

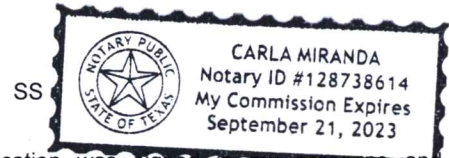
NIA  
(Owner)

NIA  
(Spouse)

NIA  
(Please Print)

NIA  
(Please Print)

State of Texas  
~~Kansas~~  
County of Tarrant



I hereby certify that the foregoing application was signed in my presence on June day of June, 20 22 sworn to before me this 17th day of June, 20 22.

[Signature]  
Notary Public

My Commission Expires Sept. 21, 2023

**FEE SCHEDULE**

Each application to change the place of use, the point of diversion or the use made of the water under this section shall be accompanied by the application fee set forth in the schedule below:

- (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
- (4) Application to change the use made of the water ..... \$300

Make check payable to **Kansas Department of Agriculture.**

WATER RESOURCES RECEIVED

JUL 11 2022

KS DEPT OF AGRICULTURE

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

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I declare that I am an owner of the currently authorized place of use as identified herein, or that I represent all such owners and am authorized to make this application on their behalf, and declare further that the statements contained herein are true, correct, and complete. By filing this application I authorize the chief engineer to permanently reduce the quantity of water and/or rate of diversion as specified in sections 14 and 15 of this application.

Dated at Plains, Kansas, this 17<sup>th</sup> day of June, 2022.

*Gerald Shawn Jacobs*  
(Owner) (Spouse)

Gerald Shawn Jacobs  
(Please Print) (Please Print)

*Kathy Jacobs*  
(Owner) (Spouse)

Kathy Jacobs  
(Please Print) (Please Print)

(Owner) (Spouse)

(Please Print) (Please Print)

State of Kansas )

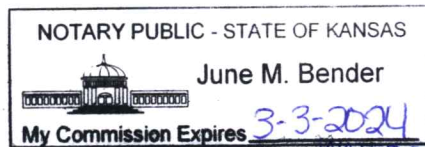
) SS

County of Meade

I hereby certify that the foregoing application was signed in my presence and sworn to before me this 17<sup>th</sup> day of June, 2022.

Notary Public

My Commission Expires 3-3-2024



WATER RESOURCES RECEIVED

JUL 11 2022

KS DEPT OF AGRICULTURE

FEE SCHEDULE

Each application to change the place of use, the point of diversion or the use made of the water under this section shall be accompanied by the application fee set forth in the schedule below:

11. Describe the current condition of and future plans for any point(s) of diversion which will no longer be used.

**IF MORE SPACE IS NEEDED, ATTACH ADDITIONAL SHEETS AS NECESSARY**

File No. 45190

12. The presently authorized use of water is for IRR purposes.

It is proposed that the use be changed to NO CHANGE purposes.

13. If changing the place of use and/or use made of water, describe how the consumptive use will not be increased.

FOLLOWING KAR 5-5-11 ON ROTATION OF ACRES PER CALENDAR YEAR. ONLY 386 ACRES PER CALENDAR YEAR WOULD BE IRRIGATED.

(Please show any calculations here.)

14. It is requested that the maximum annual quantity of water be reduced to \_\_\_\_\_ (acre-feet or million gallons).

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- 1) The location of the proposed point(s) of diversion. Distances North and West of the Southeast corner of the section must be shown. Please be certain that the information shown on the map agrees with the information shown in Paragraph Nos. 9, 10 and 11 of the application.
- 2) If the source of supply is groundwater, please show the location of existing water wells of any kind, including domestic wells, within 1/2 mile of the proposed well or wells. Identify each well as to its use and furnish name and mailing address of the property owner or owners. If there are no wells within 1/2 mile, please indicate so on the map.
- 3) If the source of supply is surface water, the names and mailing addresses of all landowner(s) 1/2 mile downstream and 1/2 mile upstream from your property lines must be shown.

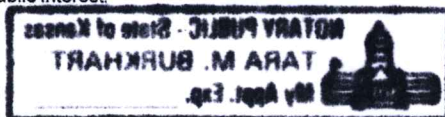
b. If a change in the place of use is desired, show the proposed place of use by crosshatching on the map. Please be certain that the information shown on the map agrees with the information shown in Paragraph No. 5 of the application.

17<sup>8</sup>. Attach documentation to show the change(s) proposed herein will not impair existing water rights and relates to the same local source of supply as to which the water right relates. This information may include statements, plats, geology reports, well logs, test hole logs, and other information as necessary information to show the above. Additional comments may be made below.

No change in local source of supply

18. If the proposed change(s) does not meet all applicable rules and regulations of the Kansas Water Appropriation Act, please identify the rules and regulations for which you request a waiver. State the reason why a waiver is needed and why the request should be granted. Attach documentation showing that granting the request will not impair existing water rights and will not prejudicially and unreasonably affect the public interest.

NONE



WATER RESOURCES RECEIVED

JUL 11 2022

KS DEPT OF AGRICULTURE

**IF MORE SPACE IS NEEDED, ATTACH ADDITIONAL SHEETS AS NECESSARY**



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

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

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

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

I declare that I am an owner of the currently authorized place of use as identified herein, or that I represent all such owners and am authorized to make this application on their behalf, and declare further that the statements contained herein are true, correct, and complete. By filing this application I authorize the chief engineer to permanently reduce the quantity of water and/or rate of diversion as specified in sections 14 and 15 of this application.

Dated at Dodge City, Kansas, this 17th day of June, 2022.

Linda P. Burris  
(Owner) (Spouse)  
Linda P. Burris  
(Please Print) (Please Print)

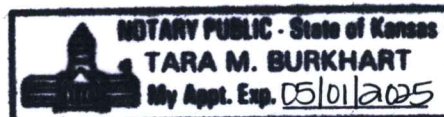
(Owner) (Spouse)  
(Please Print) (Please Print)  
(Owner) (Spouse)  
(Please Print) (Please Print)

State of Kansas )  
) SS  
County of Ford

I hereby certify that the foregoing application was signed in my presence and sworn to before me this 17 day of June, 2022.

Notary Public Sara Burkhart

My Commission Expires 05/01/2025



FEE SCHEDULE

**List all presently authorized point(s) of diversion:**

**Presently authorized point of diversion:**

One in the \_\_\_\_\_ Quarter of the \_\_\_\_\_ Quarter of the \_\_\_\_\_ Quarter  
of Section \_\_\_\_\_, Township \_\_\_\_\_ South, Range \_\_\_\_\_ (E/W),  
in \_\_\_\_\_ County, Kansas, \_\_\_\_\_ feet North \_\_\_\_\_ feet West of Southeast corner of section.

Authorized Rate \_\_\_\_\_ Authorized Quantity \_\_\_\_\_

(DWR use only: Computer ID No. \_\_\_\_\_ GPS \_\_\_\_\_ feet North \_\_\_\_\_ feet West)

This point will not be changed \_\_\_\_\_ This point will be changed as follows: \_\_\_\_\_

**Proposed point of diversion: (Complete only if change is requested)**

One in the \_\_\_\_\_ Quarter of the \_\_\_\_\_ Quarter of the \_\_\_\_\_ Quarter  
of Section \_\_\_\_\_, Township \_\_\_\_\_ South, Range \_\_\_\_\_ (E/W),  
in \_\_\_\_\_ County, Kansas, \_\_\_\_\_ feet North \_\_\_\_\_ feet West of Southeast corner of section.

Proposed Rate \_\_\_\_\_ Proposed Quantity \_\_\_\_\_

This point is: Additional Well Geo Center List other water rights that will use this point \_\_\_\_\_

**Presently authorized point of diversion:**

One in the \_\_\_\_\_ Quarter of the \_\_\_\_\_ Quarter of the \_\_\_\_\_ Quarter  
of Section \_\_\_\_\_, Township \_\_\_\_\_ South, Range \_\_\_\_\_ (E/W),  
in \_\_\_\_\_ County, Kansas, \_\_\_\_\_ feet North \_\_\_\_\_ feet West of Southeast corner of section.

Authorized Rate \_\_\_\_\_ Authorized Quantity \_\_\_\_\_

(DWR use only: Computer ID No. \_\_\_\_\_ GPS \_\_\_\_\_ feet North \_\_\_\_\_ feet West)

This point will not be changed \_\_\_\_\_ This point will be changed as follows: \_\_\_\_\_

**Proposed point of diversion: (Complete only if change is requested)**

One in the \_\_\_\_\_ Quarter of the \_\_\_\_\_ Quarter of the \_\_\_\_\_ Quarter  
of Section \_\_\_\_\_, Township \_\_\_\_\_ South, Range \_\_\_\_\_ (E/W),  
in \_\_\_\_\_ County, Kansas, \_\_\_\_\_ feet North \_\_\_\_\_ feet West of Southeast corner of section.

Proposed Rate \_\_\_\_\_ Proposed Quantity \_\_\_\_\_

This point is: Additional Well Geo Center List other water rights that will use this point \_\_\_\_\_

**Presently authorized point of diversion:**

One in the \_\_\_\_\_ Quarter of the \_\_\_\_\_ Quarter of the \_\_\_\_\_ Quarter  
of Section \_\_\_\_\_, Township \_\_\_\_\_ South, Range \_\_\_\_\_ (E/W),  
in \_\_\_\_\_ County, Kansas, \_\_\_\_\_ feet North \_\_\_\_\_ feet West of Southeast corner of section.

Authorized Rate \_\_\_\_\_ Authorized Quantity \_\_\_\_\_

(DWR use only: Computer ID No. \_\_\_\_\_ GPS \_\_\_\_\_ feet North \_\_\_\_\_ feet West)

This point will not be changed \_\_\_\_\_ This point will be changed as follows: \_\_\_\_\_

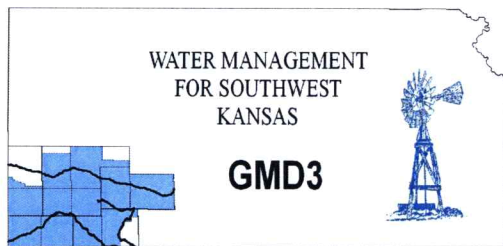
**Proposed point of diversion: (Complete only if change is requested)**

One in the \_\_\_\_\_ Quarter of the \_\_\_\_\_ Quarter of the \_\_\_\_\_ Quarter  
of Section \_\_\_\_\_, Township \_\_\_\_\_ South, Range \_\_\_\_\_ (E/W),  
in \_\_\_\_\_ County, Kansas, \_\_\_\_\_ feet North \_\_\_\_\_ feet West of Southeast corner of section.

Proposed Rate \_\_\_\_\_ Proposed Quantity \_\_\_\_\_

This point is: Additional Well Geo Center List other water rights that will use this point \_\_\_\_\_

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**Southwest Kansas**  
**Groundwater Management District No. 3**  
**2009 E. Spruce Street**  
**Garden City, Kansas 67846**  
(620) 275-7147 phone (620) 275-1431 fax  
www.gmd3.org

July 6, 2022

Leslie Ireland  
Kansas Department of Ag  
Division of Water Resources  
1320 Research Park Drive  
Manhattan, Kansas 66502

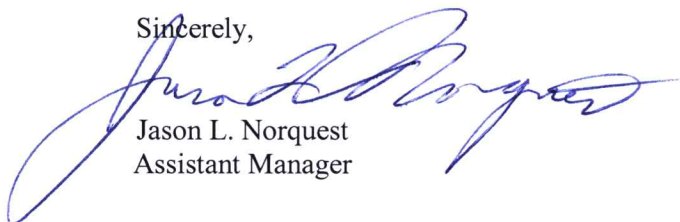
Email: [Leslie.Ireland@ks.gov](mailto:Leslie.Ireland@ks.gov)

RE: Applications for Change in Place of Use  
Water Right, File No. 43349 & 45190

Dear Leslie:

We have completed a review and assisted with the applications for the above referenced water right. The proposal is not in conflict with the Management Program of the Southwest Kansas Groundwater Management District No. 3 (GMD3). The proposed change in place of use will overlap the place of use for the water rights and bring in additional acres the applicant will operate under a land rotation monitoring agreement with our office, in accordance with K.A.R. 5-5-11(b)(4). We have discussed the criteria and process for the MOU that will be on a yearly contract basis. It is therefore recommended that the applications be approved at this time..

Sincerely,



Jason L. Norquest  
Assistant Manager

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# GMD3 Change Review

File No(s): 43349 & 45190.

DWR office: HQ.

App filed to change: PU/MOU (rotation).

Is Landowner(s) correct in WRIS: Gerald Jacobs.

If NO, is documentation included?

Is Water Use Correspondent correct in WRIS?   .

If NO, is documentation included?

Regulation(s) Reviewed: KAR 5-5-11

Point of diversion ID No(s)    being changed.

	ft. North	ft. West		
Authorized PD				
Proposed PD				
Difference	0	0		
$a^2 + b^2 = c^2$	0	0	0	

GPS for proposed PD: Lat:    Long:   .

Is proposed PD stacking on existing WRs? No Change.

Is Proposed PU overlapping existing WRs? No overlap at this time, just adding acres.

Neighboring certified well(s) notified:   .

Name   .

Address   .

Zip   .

Email:    Phone:   .

Domestic well(s) notified:   .

Name   .

Address   .

Zip   .

Base Acres: 372.

Perfected Acres:   .

Irr. Return-Flow   %

## Meade County

**Currently authorized: 744AF @ 2000gpm**

**124acres SE 22-32-29**

**248acres W2 27-32-29**

## Proposed:

**124acres SE 22-32-29**

**248acres W2 27-32-29**

**124acres NE 27-32-29**

**MOU would limit the water right to no more than 372acres/year.**

**PD overlaps with 45190, which is NOT included with the proposal.**

**45190 authorized: 25.2AF @ 2000gpm (limited on rate w/43349)**

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## GMD3 Change Review

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**14 acres in corners of SE 22-32-29**

**After conversation with applicant, we will bring 45190 into the MOU and make a complete overlap.**

Is a waiver needed: No waiver, does take a monitoring agreement with GMD3. .

Recommendation: After review of all available information, it appears current area rules are met. Discussions with the applicant we believe knows the criteria for our monitoring agreement. Staff therefore recommends approval of the application.

A handwritten signature in blue ink, consisting of a large, stylized 'J' followed by a smaller, more complex mark that could be interpreted as 'A' or a similar character.

SWKSGMD3

JUN 22 2022

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WATER

DEC 09 2021

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STATEMENT OF REVIEW  
under K.A.R. 5-5-11(b)(3), (4) and (5)  
for a Point of Diversion located within GMD No. 3

The items listed below were reviewed by the undersigned person(s) at Plains, Kansas, on this 2nd day of December, 2021. This review was related to the proposed *Change in Place of Use Under Water Right* for File No. 43349 + 45190

- (1) Water flow meters will be required on all wells authorized by the above-referenced file number. These flow meter(s) shall be properly installed and maintained on each well to the satisfaction of the Chief Engineer. The metered quantity of water diverted during the past year by each well shall be reported on the annual water use report required by law to be provided to the Division of Water Resources (Division).
- (2) Southwest Kansas Groundwater Management District No. 3 (GMD No. 3) will make at least one visit per calendar year to this farm. The purpose of this visit is to monitor the compliance with conditions under which this change will be approved, if granted. Reports of verification of compliance and status reports will be completed by GMD No. 3 and furnished to the Division.
- (3) The amount of water required to irrigate the acreage proposed under this change application has been reviewed. The five-year allocation, if required, has been reviewed and is understood to be \_\_\_\_\_ acre-feet. The five-year allocation is the quantity of water that will be authorized for diversion under this water right for each five-year period.
- (4) The approval of this application will be conditioned so that any use of water in excess of the five-year allocation will result in a two-year suspension of all water use under that water right and a subsequent restriction of the authorized place of use to a place of use equivalent to the base acres at a location specifically set forth on the change application approval.
- (5) For an application that proposes an increase in authorized acres solely for the purpose of rotation of the irrigated land within the authorized place of use, the base acres are 372 386 acres. The acres irrigated in any one calendar year shall not exceed 372 386 base acres each calendar year. The land to be irrigated will be certified to GMD No. 3 in writing before applying any water in that calendar year.
- (6) The approval of this application will be conditioned so that the use of water on more than the base acres certified to GMD No. 3 in any calendar year will result in a two-year suspension of all water use under this water right and a subsequent restriction of the authorized place of use equivalent to the base acres at a location specifically set forth on the change application approval.

Int: SJ

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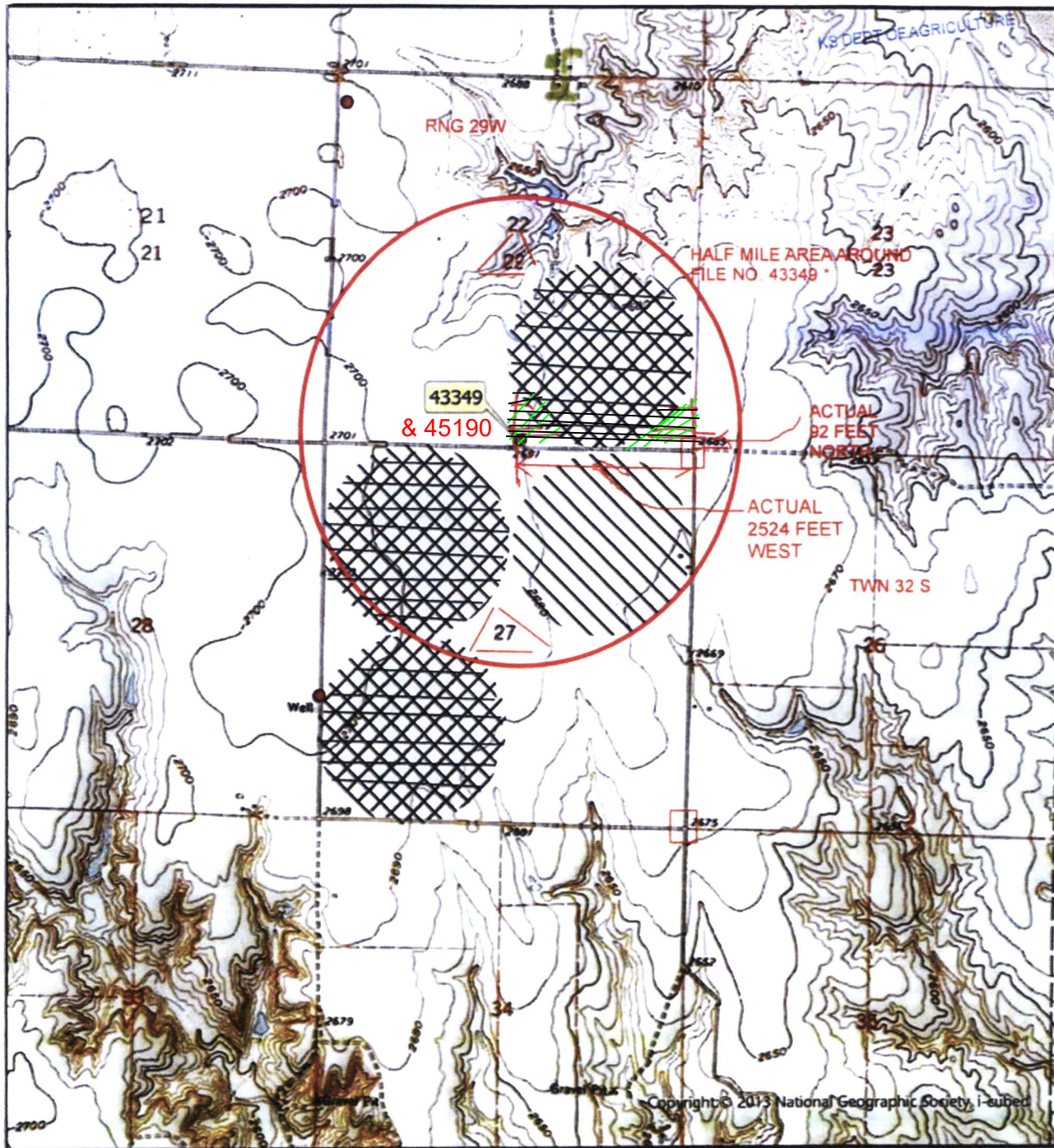
Initial: S.J

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DEC 03 2021

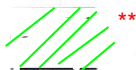
45190

CHANGE IN PLACE OF USE ~~43349~~



Township 32 South Range 29 West  
ME County

0 0.13 0.25 0.5 Miles



AUTHORIZED PLACE OF USE



POINT OF DIVERSION



PROPOSED PLACE OF USE



REVERSION ACRES  
BASE ACRES

\*\* LI/DWR FROM WRIS

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Created By: AT/GCFO

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