# Kansas Department of Agriculture Division of Water Resources

# **CHANGE: P/U WORKSHEET**

1. File Number:	2. Status Change Date:	3. Change Num:	4. Field Office:	5. GMD:
26249	12782023	C2	4	3
6. Status: Approved Deni	ed by DWR/GMD	Dismiss by Reques	t/Failure to Return	7. Filing Date of Change:
	;			12/08/2023
8a. Landowner, applicant New to system □	Person ID 29267 Add Seq#	8c. Landowno		Person IDAdd Seq#
MILLER FARMS OF DEE Attn: MONTE R MILLER 2413 ROAD Y DEERFIELD, KS 67838	RFIELD INC			
8b. Landowner(s) New to system □	Person ID 18014 Add Seq#	8d. WUC New to sy 8a	rstem 🗌	Person ID <u>29267</u> Add Seq#
SHIRLEY A TILLOTSON PO BOX 366 ULYSSES, KS 67880-036				
9. Documents and Enclosure(s): 🛛 DV	VR Meter(s) Date to Comp	ly: <u>12/31/2024</u>	N & P Date to	Comply:
☐ Anti-Reverse Meter ☐ Meter	Seal 🛚 Check Valve	□ N & P Form	☐ Water Tube ☐ [	Driller Copy ☐ H & E Letter
☐ Conservation Plan Date Require	ed: Da	ite Approved:	Date to	o Comply:
10. Use Made of Water From:		To: _	-	
			Date Prepared: <b>12/18</b> Date Entered:	B/2023 By: <b>MAM</b> By:

File No.	26249	)	11	I. County	KE	Ва	ısin: Al	RKAN	SAS R	IVER			St	ream:				,			Fo	ormation Co	de:	Special Use:	
	nts of Dive	ersion														F	Rate ar	nd Qua	antity						
CHK MOD DEL	PDIV																Au	ıthorize	ed		Α	dditional			
ENT	PDIV	Qualifier		S	Т	R	ID	,	N	'W		Com	ment (	AKA L	ine)		Rate gpm	C	uantity af	y	Rate gpm			Overlap PD Files	
CHK	4027	CN NW SE	Ε	20	23S	35W	2	2	550	195	0						1400		*783		140	0 *78	33	NONE	
	*LANDOWNER REQUEST REDUCED QUANTITY																								
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				,																		'			
13. Stor	age: Rate			1	NF	Qua	ntity	Ç.				ac/ft	Ac	lditiona	al Rate					NF	Addi	tional Quan	tity		ac/ft
14. Limi	tation:			af/yr a	at			(	gpm (_				cfs) wh	en cor	nbine	d with f	file nur	mber(s)	)						
Limi	tation:			af/yr a	at				gpm (_				cfs) wh	en cor	nbine	d with f	file nur	nber(s	)					Çr	
15. 5YR	Allocation	: Allocat	tion Ty	oe	_ Sta	rt Yea	r		5 YR	Amou	nt		Amo	unt Un	it	_ =	Base A	cres _		_ Co	mment _			A	
16. Plac	ce of Use				T	NII.	Ξ1/4			NV	M1/			sv	m/				-1/		Total	0	Cha2	Overlan Files	
CHK MOD						INI	= 74 T			INV	<b>V</b> 74			34	174			SE	- 74		Total	Owner	Cng?	Overlap Files	
DEL	PUSE	S T	R	ID ,	NE 1⁄4	NW 1/4	SW 1/4	SE 1/4	NE 1⁄4	NW 1/4	SW 1/4	SE 1/4	NE 1⁄4	NW 1/4	SW 1/4	SE ¼	NE 1⁄4	NW 1⁄4	SW 1/4	SE 1/4		_			
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СНК	12853	27 35	35W	3					40	40	40	40	40	40	40	40					320	8a 23453, 2	N	6609, 7362, 212	239,
MOD	16900	21 23	35W	3									31.25	31.25	31.25	31.25	31.25	31.25	31.25	31.25	250	8a 23453, 2	N 27703	, ,	239,
MOD	30907	20 23	35W	1	31.25	31.25	31.25	31.25	31.25	31.25	31.25	31.25	31.25	31.25	31.25	31.25	31.25	31.25	31.25	31.25	500	8a 23453, 2	N 27703	6609, 7362, 212	239,
СНК	33322	28 23	35W	2	34	34	34	34	34	34	34	34							,		272	8b 23453, 2			239,
MOD	39092	34 23	35W	7					31.5	31.5	31.5	31.5									126	8a 23453, 2		6609, 7362, 212	239,
2									7,							v									
Base Ad	res: <b>31</b>	5 Year:		Minim	ium Re	asonal	ole Qu	antity:																	

Comments: 260 ADDITIONAL BASE ACRES WHEN COMBINED WITH FILE NO. 21269

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

December 18, 2023

MILLER FARMS OF DEERFIELD INC Attn: MONTE R MILLER 2413 ROAD Y DEERFIELD, KS 67838

RE:

Field Office Application for Change

Water Right, File Nos. 6609, 7362, 21239, 23453, 26249, 27703

Dear Sir:

Enclosed are orders executed by the designee of the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, approving the applications 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. Conditions of these approvals are that an acceptable water flow meter must be installed on the diversion works authorized under the referenced file numbers 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. Please note the additional condition attached to File No. 26,249 that effectively reduced the annual authorized quantity as requested.

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,

Michael A. Meyer Water Commissioner

MAM: enclosures

pc:

SHIRLEY A TILLOTSON REV TRUST GMD3

### **CERTIFICATE OF SERVICE**

On this 18<sup>th</sup> day of December 2023, I hereby certify that the foregoing Approvals of Application for Change in Place of Use, Water Right, File Nos. 6609, 7362, 21239, 23453, 26249, 27703 dated 18<sup>th</sup> day of December 2023 was mailed postage prepaid, first class, US mail to the following:

MILLER FARMS OF DEERFIELD INC Attn: MONTE R MILLER 2413 ROAD Y DEERFIELD, KS 67838

Pc:

SHIRLEY A TILLOTSON REV TRUST PO BOX 366 ULYSSES, KS 67880-0366

GMD3

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.

						F	ile No		26	129	19							10:	EIVED 4 4 Am 8 2023
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# APPLICATION FOR APPROVAL TO CHANGE THE PLACE OF USE AND/OR POINT OF DIVERSION SUPPLEMENTAL SHEET FILE NO. 26249 MAKE ADDITIONAL COPIES AS NECESSARY

600				AME: !					(S 678	38	,	*****							
				NE	1/4			NV	V/A			SV	V%			SE	Y4		TOTAL
Sec.	Twp.	Range	NE%	NW1/4	SW1/4	SE1/4	NE%	NW1/4	SW¼	SE1/4	NE1/4	NW%	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	ACRES
28	23s	35w						78.00			1.0			9.0	36.0	36.0	40.0	40.0	162.0
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© eec. 228	Twp. 23s 23s wner o	Range 35w 35w f Land Range 35w	NE½  ADDR  NE½  ADDR  NE½  ADDR  NE½  34,0	AME: ESS: NW/A AME: ESS: NW/A 34.0	Miller 2413 F 5W/4 Shirley PO Bo	SE% SE% SE%	of Dec/, Dee  NE%  31.5  otson Ulyss	NW%  31.5  Rev Tises, KS	Inc. % (S 678  V4  SW4  31.5  Tust 6788  V4  SW4	Monte 338 SE% 31.5	NE½ 22.5	S\\ NW½\\ 22.5	N/4 SW/4 22.5	SE¼ 22.5	NE% 31.5	SI NW/4 31.5	5W% 31.5	SE½ 31.5	216.0 126.0
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O Sec. 28	Twp. 23s 23s wner o	Range 35w 35w f Land	NE½  NE½  NE½  ADDR  NE½  ADDR	AME: ESS:  NI  NW/A  AME: ESS:  NW/A  34.0  AME: ESS:	Miller 2413 F E¼ SW¼ Shirler PO Bo E¼ SW¼ 34.0	SE¼ SE¼ SE¼ SE¼	of Der /, Dee NE% 31.5 otson Ulyss NE% 34.0	erfield, I NW 31.5 Rev Tries, KS NW NWW 34.0	Inc. % (S 678  V/4  SW/4  SW/4  SW/4  SW/4  SW/4  SW/4  SW/4  SW/4  SW/4  SW/4	Monte 338 SE% 31.5	NE½  NE½  NE½	S) NW% 22.5	N/4 SW/4 22.5	SE% 22.5	NE% 31.5	SI NW% 31.5	SW4 31.5	SE½ 31.5	216.0
O eec.	Twp. 23s 23s wner o	Range 35w 35w f Land Range 35w	NE½  ADDR  NE½  ADDR  NE½  ADDR  NE½  34,0	AME: ESS:  NI  NW/A  AME: ESS:  NW/A  34.0  AME: ESS:	Miller 2413 F 5W/ Shirley PO Bo 5/4 SW/4 34.0	SE% SE% SE%	of Dec/, Dee  NE%  31.5  otson Ulyss	erfield, I NW% 31.5 Rev Ti es, KS NW% 34.0	Inc. % (S 678  V/4  SW/4  31.5  Tust 6788  V/4  SW/4  34.0	Monte 338 SE% 31.5	NE½ 22.5	S) NW% 22.5	N/4 SW/4 22.5	SE¼ 22.5	NE% 31.5	SI NW% 31.5	SW% 31.5	SE½ 31.5	TOTA ACRE 272.0
O 88 44 O	Twp. 23s 23s wner o	Range 35w 35w f Land	NE½  NE½  NE½  ADDR  NE½  ADDR  NE½  ADDR	AME: ESS:  NI  NW/A  AME: ESS:  NW/A  34.0  AME: ESS:	Miller 2413 F E¼ SW¼ Shirler PO Bo E¼ SW¼ 34.0	SE¼ SE¼ SE¼ SE¼	of Der /, Dee NE% 31.5 otson Ulyss NE% 34.0	erfield, I NW 31.5 Rev Tries, KS NW NWW 34.0	Inc. % (S 678  V/4  SW/4  SW/4  SW/4  SW/4  SW/4  SW/4  SW/4  SW/4  SW/4  SW/4	Monte 338 SE% 31.5	NE½  NE½  NE½	S) NW% 22.5	N/4 SW/4 22.5	SE% 22.5	NE% 31.5	SI NW% 31.5	SW4 31.5	SE½ 31.5	216.1 126.1 126.1 1272.1
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Submit To: CHIEF ENGINEER
Division of Water Resources
Kansas Department of
1320 Research Park Drive
Manhattan, KS 66502-5000
http://agriculture.ks.gov/dwr

# REQUEST TO REDUCE A PORTION OF AN EXISTING WATER RIGHT

Agricult
State of Kansas

NO FEE REQUIRED

Applic	catio	on is hereby made for approval of the Chief Engineer to reduce a portion of File No. 26249
Name	es a	and addresses of the owners of the authorized place of use:
1) <u>Mil</u>	ler	Farms of Deerfield Inc %Monte Miller, 2413 Road Y, Deerfield, KS 67838
2) <u>Sh</u>	irle	y A Tillotson Rev. Trust, PO Box 366, Ulysses, KS 67880
3)		
		ve listed owner(s) request a:
A. 🔀	RE	EDUCTION OF AUTHORIZED MAXIMUM ANNUAL QUANTITY OF WATER.  DEC 1 3 2023
		educe the maximum annual quantity of water to
В. 🗌	RE	EDUCTION OF AUTHORIZED MAXIMUM RATE OF DIVERSION OF WATER.
	Re	educe the maximum rate of diversion to gallons per minute (g.p.m.)
C. [	A wit	EDUCTION IN NUMBER OF AUTHORIZED <u>POINTS OF DIVERSION</u> .  reduction in the point(s) of diversion may result in the reduction of the rate and quantity authorized by the amounts associated the those points of diversion.  ote: Applicant <u>must</u> submit a map detailing the proposed point(s) of diversion*
		is requested that the authorized points of diversion be reduced to:
	1.	One in the Quarter of the Quarter of the Quarter of Section, more particularly
		described as being near a point feet North and feet West of the Southeast corner of said section, in
		Township South, Range DE DW, County, Kansas.
	2	One in the Quarter of the Quarter of Section, more particularly
	£	described as being near a point feet North and feet West of the Southeast corner of said section, in
		Township South, Range EW, County, Kansas.
	3.	One in the Quarter of the Quarter of the Quarter of Section, more particularly
		described as being near a point feet North and feet West of the Southeast corner of said section, in
		Township South, Range E □W, County, Kansas.
	4.	One in the Quarter of the Quarter of the Quarter of Section, more particularly
		described as being near a point feet North and feet West of the Southeast corner of said section, in
		Township South, Range DE DW, County, Kansas.

If more space is needed, attach additional sheets as necessary.

D. REDUCTI A reduction	in pla	ace of	use ma	ay rest	ult in a	reduct	ion of	the au	thorize	d rate	and q	uantity	See	K.A.R.	5-3-23	3 for de	tails.
*Note: App	licant	<u>must</u>	subm	it a m	ap det		the pr				se*			1			
Ourser(s) NAN	· -							1 12									
Owner(s) - NAM																	
ADDRES	55:							***************************************			-	/	- Acres Since Street Street Street	***************************************		Harris Andrews Control	
		NE	=1/4			NV	V/4		LYCL I		V1/4/				1/4		TOTAL
Sec. Twp. Range	NE1/4	NW%	SW/4	SE1/4	NE1/4	NW%	SW1/4	SE1/4	NE1/4	NW%	8W/4	SE1/4	NE1/4	NW%	SW/4	SE1/4	ACRES
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			LIST	arry Ou	iei wa	ter rigi	ns irai	COVE	uns p	iace of	430.	***************************************					
Owner(s) - NAM	IE:				4 4	1		1.75									
ADDRES																	
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Sec. Twp. Range	NE1/	NW%	SIAN	SE1//	NE1/	NW4	NY4	SE1/4	NE%	NW/	V/4	SE1/4	NE1/	NW1/4	SW/	SE1/4	TOTAL
dec. 1wp. Range	146.74	144474	34474	1	14074	1	Ovv	00.74	14274	10007		-				15	
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			If mo	re spa	ace is i	needed	d attac	h add	tional	sheets	as ne	cessai	rv.				
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	THE PERSON NAMED IN COLUMN TWO							-						di Chianger a James Ing Section and American			
E. REDUCT	ION I	N THE	TYP	ES O	F BEI	VEFIC	IAL L	ISE A	UTHO	RIZE	D.						
It is reque	ested	that th	ne typ	es of	benef	igial us	se of v	vater	be red	duced	to:	o Anna Rings and Grand and Anna Anna Anna			,	non-rise no de la companya de la co	Optionistational optionistation (s. )
COMMENTS:	under the second of the second of		-	. 112	/	-					en redskyjnik forskripe er s	uler@AAABEST.EVER.PVESTVFEA					
	11.8.5		4														Decrease a larger of the Larger Larger Colors
				L													

The request must be signed by all owners of the place of use authorized by the water right or permit and his or her spouse, if married. Please indicate if there is no spouse. Unless the water right or permit has been legally severed from the authorized place of use, the owners of the water right or permit are the owners of the authorized place of use. If land is being purchased under contract, the seller must sign as owner 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, the undersigned owner of this water right or permit declare that: (1) I am freely and voluntarily choosing to reduce the water right listed; and (2) I am waiving any rights to a hearing or an appeal that I may have had regarding the reduction of the water right listed.

I declare that I am an owner, as identified herein, or that I represent an owner, as identified herein, and am authorized to make this request on his or her behalf.

Dated at Hardin City, Kansas, this (City)	Th day of <u>December</u> , 2023 (Month) (Year)
Monte Miller Monte Miller	(Spouse)
Shirley O Selletson	(Spouse)
(Print)	(Print)
(Owner) (Print)	(Spouse)
State of Kansas  County of Finney  SS	
I hereby certify that the foregoing application was signed of <u>December</u> , 20 <u>23</u> .  (Month) (Year)	in my presence and sworn to before me this 12th day  Oanet J. Dallardo
My Commission Expires: November 6, 2024  DWR 1-669 (Revised 01/22/2020)	Notary Public  JANET E. GALLARDO  My Appt. Exp.//-06-24

5.	Presently authorized point of	of diversion:			and the second second	
	One in the	Quarter of the		Quarter of the		Quarter
	of Section	Township		South, Range		(W).
	in C	ounty, Kansas,	feet North _	feet West of S	Southeast corner	of section.
	Authorized Rate	Authorized Quantity		Depth of well	(feet)	
	(DWR use only: Computer I	D No GF	PS	feet North	feet Wes	t)
	☐ This point will not be changed	☐This point will be chang	ed as follows:	☐ No change, point better d	escribed with GPS	as follows:
	Proposed point of diversion			하나 하면 점하다 나는 이번에 없었다. 생각 그리네요 이 때문에 가는 것이 되었다.		
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	of Section	Pownship		South, Range		(W)
	in	County, Kansas,	feet North _	feet West of S	Southeast corner	of section.
	Proposed Rate	The state of the s				
	This point is: Additional W	ell Geo Center List	other water righ	nts that will use this point		
198						
3.	Presently authorized point of		The state of the s	The state of the s		
	One in the	Quarter of the		Quarter of the		Quarte
	of Section	, Township		South, Range		(W)
	inC	County, Kansas,	feet North _	feet West of S	Southeast corner	of section.
	Authorized Rate	Authorized Quantity		Depth of well	(feet)	
	(DWR use only: Computer)	ID No GI	PS	feet North	feet Wes	t)
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	One in the	Quarter of the		Quarter of the		Quarte
	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)	
L	This point is: Additional W	/ell ☐ Geo Center List	other water rigl	nts that will use this point		
7	TL - 1	and the second second				
7.	The changes herein are desir			Will in the second		
	(please be specific) Rearrange describe the acres on some of the second		300		100 200	300
	add 90acre pivot in SW of 28					
	W. 1. 1002 2002	prompt pr	processing and a second processing a second processing and a second processing a second processing and a second processing a second processing and a second processing a second processing and a second processing a second processing a second processing and a second processing a second processing a second processing a second processing and a second processing a secon	-/- =		
8.	If a well, is the test hole log atta	nched? L Yes No	200	-1 $A$ $1$ $+$ $1$ $=$	$1 + 1 \rightarrow 1$	200
۵	The change(s) (was)(will be) co	mnleted hv2	E	./	/	\ ∃
**		miproced by !		/ = =	enomer. leaning.	1
	NA		100	f   +   +   = =	1 + 1 + 1	100
10	If the point of diversion is a well	<b>.</b>	#	en enemen seemen enemen en	economic districts	4
7.7	(a) What are you going to do v		West 0	<del>,,</del> ,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,	donlantadad	IHH 0 Fast
	(a) Tyriac are you going to do v	mili die old Well?	1	The state of the s	·	1 200
	NA		. 4	Optioners Stignous Ingenturies (1996)	and the second	1
	(b) When will this be done?		100	1 + 1 + 1 =	1 + 1 + 1	100
	-		in the second se	\ _ = =	Activities and Activi	/-
11.	Groundwater Management Dist	rict recommendation attache	ed? 200 E	14141 =	1+1+/	200
o of tel	X□ Yes □ No	9 1 10 1	E			3
			ports ports ports	1   一丁   三		
12.	Assisted by GMD3/JLN		300	200 100 0	100 200	300
3~	If the proposed point of diversion	n will be releasted more than		South		
Ja	feet but within 2,640 feet of the	existing point of diversion, a	ttach 13b. If the	proposed point of diversion	on will be relocated	d within a 3

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

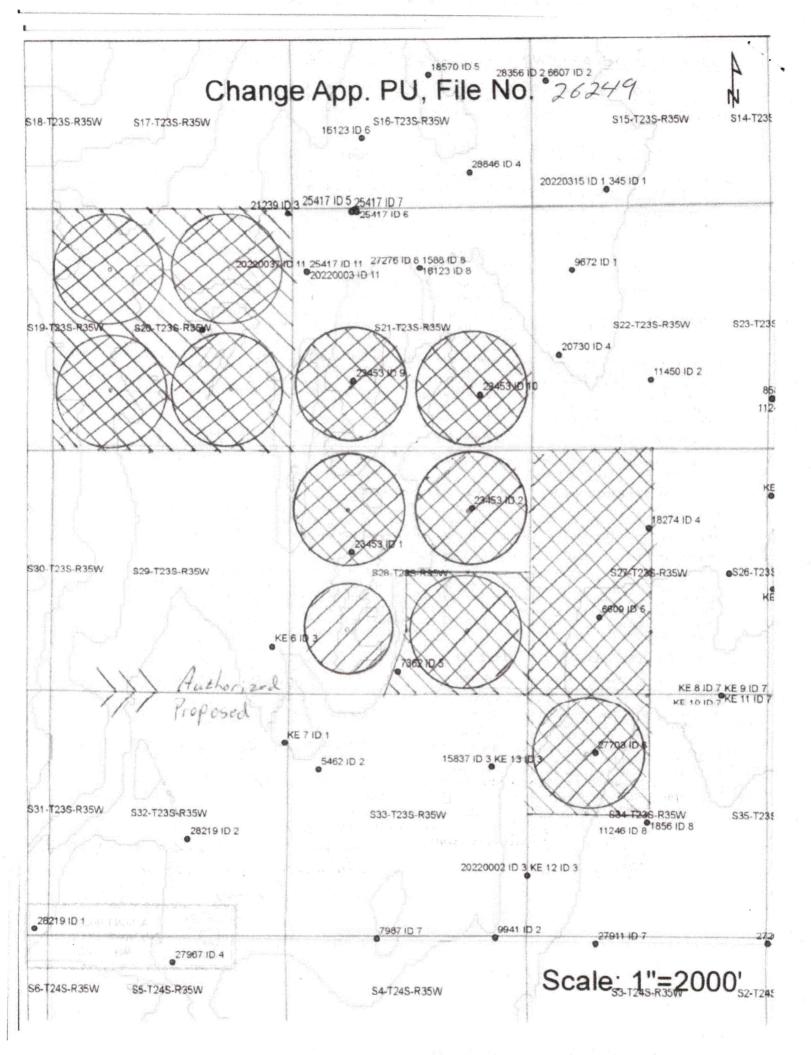
foot radius of the existing point of diversion will be relocated within a 300 foot radius of the existing point of diversion, indicate its location on the diagram shown above in relation to the existing point of diversion. The proposed point of diversion must be located within the circle shown above. (PLEASE NOTE: The "X" in center of diagram above represents the presently authorized point of diversion.)

lines

14. If the proposed groundwater point of diversion is 300 of fewer feet non	the existing point of diversion, complete the following.
(a) Does the undersigned represent all owners of the currently authori  Yes No (If no, all owners must sign this applica	
<ul> <li>(b) Will the ownership interest of any owner of the currently authorized affected if this application is approved as requested?</li> <li>Yes</li> <li>No</li> <li>(If yes, all owners must sign this application)</li> </ul>	
(c) If this application is not approved expeditiously, will there be subst	
If the application proposes a surface water change in point of diversion, a good or a change in place of use, the application must be signed by all owners of agent (attach notarized statement authorizing representation).	roundwater change in point of diversion greater than 300 feet, f the currently authorized place of use, or their duly authorized
I hereby verify, being first duly sworn upon my oath or affirmating age and the owner, the spouse of the owner, or a duly authorize their behalf, in regards to the water right(s) to which this application are true, correct and complete.  Dated at (MONIA) Kansas, this	ed agent of the owner(s) to make this application on
100 1000	
Monte Miller	
M to Marilan	(Spouse)
(Please Print)	(Please Print)
(Owner) A Tillotsa	(Spouse)
(Please Pkint)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
State of Kansas	
County of Grant SS	
of December 20 23	presence and sworn to before me this 8th day
NOTARY PUBLIC - State of K	ansas The Hele
My Commission Expires 6/25/24 My Comm. Exp. 6/25	Notary Public
ONLY COMPLETE APPLICATIONS WILL BE PROCESSED. To be complete, all of accurate information; maps, if necessary, must be included; signatures of all the app the appropriate fee must be paid.	the applicable portions of the application form must be completed with opriate owners' must be affixed to the application and notarized; and
FEE SCHEDUL	E
Each application to change the place of use or the point of diversion under forth in the schedule below: Make checks payable to: Kansas Departmer  (1) Application to change a point of diversion 300 feet or less  (2) Application to change a point of diversion more than 300 feet.  (3) Application to change the place of use	this section shall be accompanied by the application fee set at of Agriculture \$100 \$200

# SUMMARY ORDER APPROVING APPLICATION FOR CHANGE AND IMPOSING CONDITIONS

		24,	
provi With	Summary Order is issued under authority of K.S.A. 82a-708t sions of the Kansas Water Appropriation Law, K.S.A. 82a-708the exception of those conditions expressly contained herein, trions of File No. 26249	17 et seg, and rules and re	guiations promuigated thereunder,
1. /	A change application was received on Accantel 8, 20 diversion authorized under the above-referenced file number	requesting that recommend representation requesting that requesting the requestion requesting the requestion of the re	t the place of use and / or point of n the application.
2.	On and after the effective date of this summary order, the authors the topographic map accompanying the application to change	orized place(s) of use shall be	
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	this summary order shall be	located within afoot
4.	The point(s) of diversion described herein is administratively Positioning System (GPS), as described in the application.	v corrected to be more acci ☐ Applicable ☑ Not Applica	urately described using the Global able
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
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 measurement K.A.R. 5-6-13.   Applicable Not Applicable	Il with a diversion rate of 100 ts shall be installed, operated	gallons per minute or more, a tube and maintained in accordance with
	The owner of the authorized place(s) of use shall prop December 31, 20 24, or before the first use of water, we operated and maintained in accordance with K.A.R. 5-1-4 th K.A.R. 5-3-5e, the owner shall maintain records and report to diverted annually to the Chief Engineer by March 1 following Applicable  Not Applicable	whichever occurs first. The rough 5-1-12. As required by he reading of the water flow i	water flow meter shall be installed, y K.S.A. 82a-732, as amended, and meter and the total quantity of water
	Installation of the works for diversion of water shall be c authorized extension of time. By March 1, 20the a works for diversion has been completed, on the form provid ☐ Applicable ☐ Not Applicable	policant shall notify the Chie	of Engineer that construction of the
9.	The completed well log shall be submitted with the require	ed notice.	Not Applicable
10.	All diversion works into which any type of chemical or other fo with an in-line, automatic, quick-closing check valve capabl check valve(s) shall be installed, operated and maintained in	e of preventing pollution of t	he source of the water supply. The
11.	Additional Conditions are attached. Yes		
12.	In accordance with K.S.A. 82a-708a, as amended, and K.A.F. water appropriated under the above-referenced file number limitations, as amended and/or supplemented by this Summa Appropriation Law and the Rules and Regulations promularesult in civil penalties pursuant to K.S.A. 82a-737, as amewater or appropriation right or any other enforcement actions.	er are responsible for compli- nary Order, and with applica gated thereunder. Failure to nded, and/or the suspensior	ance with its terms, conditions and ble provisions of the <i>Kansas Water</i> comply with these provisions may
A	dministrative Appeal and Effective Date of Order		FICE USE ONLY
you Engi Agrid filed adm days revie File :	u are aggrieved by this order, pursuant to K.S.A. 82a-1901, may request an evidentiary hearing before the Chief neer or request administrative review by the Secretary of culture. A request for hearing by the Chief Engineer must be within 15 days of service of this Order and a request for inistrative review by the Secretary must be filed within 30 pursuant to K.S.A. 77-531. Any request for administrative we must state a basis for review pursuant to K.S.A. 77-527. The property of the control of the	By: Mulul A	ORDER ISSUED  Designee of the Chief Engineer  WHETHER AND STREET  LES - Kansas Department of Agriculture  COMPAR 18 2023
prec	<ol> <li>Failure to timely request a hearing or review may lude review under the Kansas Judicial Review Act.</li> </ol>	State of Kansas	) ) SS
	For Use by Register of Deeds	County of Linney	
		Acknowledged before me o	December 18, 2023
		by Michael X	Muyer
		Signature: New o	n hustid
		My commission expires:	Notary Public  AARON T. HOLSTED  My Appointment Expires  (Notary Stant) 8, 2027



# ADDITIONAL CONDITIONS TO SUMMARY ORDER APPROVING APPLICATION FOR CHANGE AND IMPOSING CONDITIONS, Water Right, File No. 26,249

The effective date of the change shall be the date this order is executed by the Chief Engineer, after which the following condition is included as a condition of the approval of this application for change in place of use.

This order effectively reduces the annual authorized quantity not to exceed **783 acre feet** per calendar year.

	By:
	(Print Name): Michael A. Meyer  Division of Water Resources Kansas Department of Agriculture
	Dated of Issuance: Accorder 18,2023
State of Kansas ) SS County of Finney )	
Acknowledged before me on	the 18th day of December 2023
By Michael A. M.	layer
Signature aron	holsted
My Commission expires:	AARON T. HOLSTED  WY Appointment Expires  Way 18, 2027

DWR 1-121 File No. <u>26,249</u>



# Southwest Kansas Groundwater Management District No. 3 2009 E. Spruce Street Garden City, Kansas 67846

(620) 275-7147 phone www.gmd3.org

December 7, 2023

Michael A. Meyer Division of Water Resources 4532 W Jones Ave., Suite B Garden City, Kansas 67846

RE:

Applications for Change in Place of Use

Water Right, File Nos. 6609, 7362, 21239, 23453, 26249, & 27703

Dear Mike:

We have assisted with the applications for the above referenced water rights. The proposals are 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 rearrange the acres to more accurately describe the wetted acres and bring in a new reduced pivot while maintaining a complete overlap in authorized place of use in accordance with K.A.R. 5-5-11(b). It is therefore recommended that the applications be approved at this time.

Thank you for the opportunity to review the applications and to provide a recommendation. If you have any questions, please don't hesitate to contact us.

Sincerely,

Jason L. Norquest Assistant Manager

RECEIVED

DEC 08 2023

Garden City Field Office Division of Water Resources

## Meyer, Mike [KDA]

To:

Jason Norquest; McColloch, Austin [KDA]

Subject:

RE: Miller

See below Bro

From: Jason Norquest <norquest@gmd3.org>
Sent: Friday, December 1, 2023 1:38 PM

To: Meyer, Mike [KDA] <Mike.Meyer@ks.gov>; McColloch, Austin [KDA] <Austin.McColloch@ks.gov>

Subject: Miller

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 gentlemen (and I say that with a straight face).

Got thrown some possible change apps for Monte Miller. Wanting to add a small pivot on a quarter he just bought. When you get a chance, could you get me the base acres for:

66<mark>0</mark>9 - **307** 

73<mark>6</mark>2 - **312** 

21<mark>2</mark>39 - **275** 

23453 - 520

26249 – 315 but only 260 acres additional to File No. 21239 when combined.

27703 – 152 but 0 additional, same acres under File No. 7362

Total base = <u>1674 total base combined acres</u>.

He had change apps approved on these in 2020, but that was just for a complete overlap at the time.

Thank you much.

# Jason Norquest

Assistant Manager, GMD3

Cell: 620-271-1289