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.

				05/08/2024	
1.	Application is hereby ma (Check one or more)		or approval of the Chief Engineer to change Place of Use Point of Diversion Use Made of Water	the Water Resources Received 1508 KS Dept Of Agriculture	RECEIVED MAY 08 2024
			File No. <u>23541</u>		Garden City Field Office Divison of Water Resources
2.	Name of applicant: <u>DECI</u>	KER	BROTHERS LIVESTOCK		
	Address: <u>8971 W ROAD</u>	270			
	City, State and Zip: <u>SCO</u>	OTT C	CITY KS 67871 - 6057		
	Phone Number: ()		E-mail address:		
	What is your relationship	to th	ne water right; 🛛 owner 🔲 tenant 🔲 age	ent 🔲 other? If other, please	explain
	Name of water use corre	spon	ident: <u>SAME AS BOVE</u>		
	Address:				
	City, State and Zip:				
	Phone Number: ()		E-mail address:		
3.	• • • • •		ein are desired for the following reasons (ple MITH WR 8029-D4; 24242 & 24629		
	The change(s) (was) (wil	ll be)	completed by UPON APPROVAL	(Date)	
Fo F.C	or Office Use Only <i>:</i> 0 <mark>4</mark> _ GMD1_ Meets ode	K.A.	R. 5-5-1 (YES/ NO) UseIRR Source Fee \$ TR # R	G/ S County SC By Receipt Date <u>५२९२२५</u> Che	KJN Date 5/9/24 bck # 14050 5/17/2024 KAnderson
					10 110010

File No. <u>23541</u>

4. The presently authorized place of use is:

Owner of Land — NAME: DECKER BROTHERS LIVESTOCK

ADDRESS: 8971 W ROAD 270 SCOTT CITY KS 67871 - 6057

				NE	1/4			NW1/4		SW1/4			SE¼				TOTAL		
Sec.	Twp.	Range	NE1/4	NW1/4	SW1/4	SE1/4	NE ¹ ⁄ ₄	NW1/4	SW1/4	SE1/4	NE ¹ /4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	ACRES
31	16S	34W									40	36.23	36.07	40		40	37.1		229.4
												L-3	L-4						

List any other water rights that cover this place of use. 8029-D4; 24629

Owner of Land — NAME: TYLER & BRANDI DECKER

ADDRESS: 11260 W ROAD 240 SCOTT CITY KS 67871-6112

				NE	Ξ1⁄4			NW1/4			SW¼			SE¼				TOTAL	
Sec.	Twp.	Range	NE¼	NW1/4	SW1/4	SE¼	NE¼	NW1/4	SW1⁄4	SE1/4	NE1/4	NW1/4	SW1/4	SE¼	NE¼	NW1/4	SW1/4	SE¼	ACRES
31	16S	34W	_				5 - F										2.9		2.9
																		1 m.	
												-							
					_										L		_		

List any other water rights that cover this place of use. 8029-D4; 24629

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

Owner of Land — NAME: DECKER BROTHERS LIVESTOCK

ADDRESS: 8971 W ROAD 270 SCOTT CITY KS 67871 - 6057

			NE	=1/4			NWV%			SW1/4			SE¼				TOTAL	
Twp.	Range	NE¼	NW1/4	SW1/4	SE1/4	NE ¹ ⁄ ₄	NW1/4	SW1/4	SE¼	NE ¹ ⁄ ₄	NW1/4	SW1/4	SE1/4	NE ¹ ⁄ ₄	NW1/4	SW1/4	SE¼	ACRES
16S	34W	37.1			40					40	36.23	36.07	40	40	40	37.1	40	386.5
											L-3	L-4						
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List any other water rights that cover this place of use. 8029-D4: 24242: 24629

5/8/2024

Water Resources Received

	•				Fil	e No. <u>23541</u>
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7.	The proposed poin	t(s) of diversi	on (is) (are) <u>ONE WEI</u>	LL: MOTOR & PUN	MP	
	ine proposed point				(Provide description and numbe	r of points)
	List all presently a	authorized p	oint(s) of diversion:			
8.	Presently authoriz	zed point of	diversion:			
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						outheast corner of section.
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						Quarter
	of Section		, Township	1	South, Range	(E/W),
	in	Cou	unty, Kansas,	feet North	feet West of So	outheast corner of section.
	Proposed Rate		Proposed Quantity	/		
	This point is:	dditional Well	Geo Center Lis	t other water rights	s that will use this point _	
9.	Presently authoriz	zed point of	diversion:			D., D.
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	in	Cou	unty, Kansas,	feet North	feet West of So	outheast corner of section.
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 Describe the current condition of and future plans for any point(s) of diversion which will no longer be used. <u>N / A</u> 5/8/2024

> IF MORE SPACE IS NEEDED, ATTACH ADDITIONAL SHEETS AS NECESSARVater Resources Received

File No. 23541

5/8/2024

2.	The presently authorized use of water is for IRRIGATION	_ purposes.	
	It is proposed that the use be changed to	purposes.	Water Resources Received

13. If changing the place of use and/or use made of water, describe how the consumptive use will not be increased. NO CHANGE IN CONSUMPTIVE USE – CREATING A COMPLETE OVERLAP WITH OTHER FILES KS Dept Of Agriculture

LIMITATION TO BE UPDATED TO 632 AF/YR COM/W 8029-D4

(Please show any calculations here.)

1

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). 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 ½ 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 ½ 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) ½ mile downstream and ½ 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.

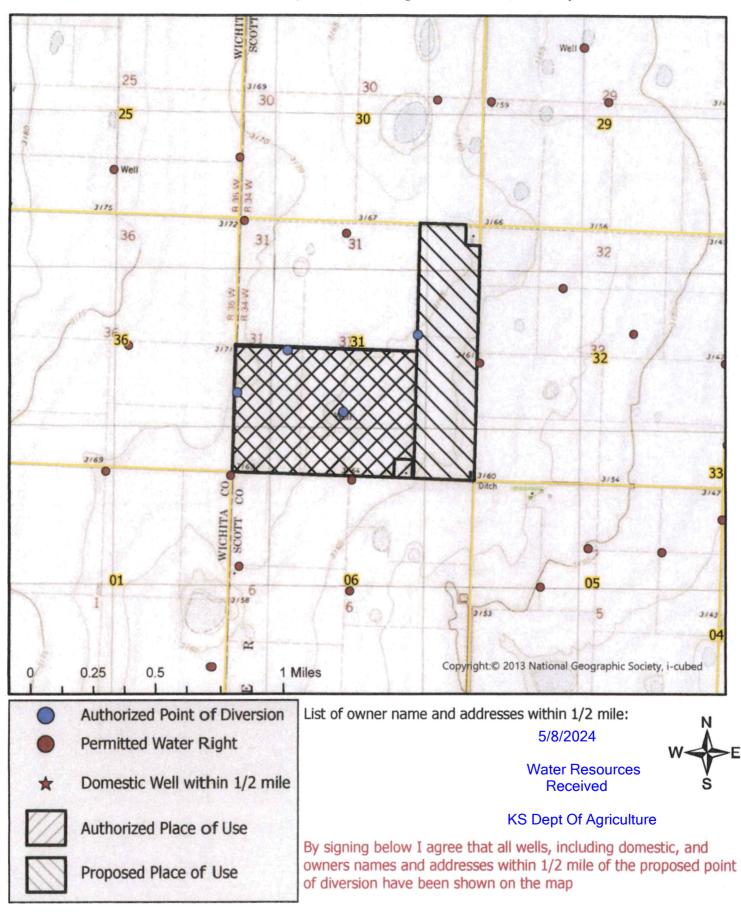
NO IMPAIRMENT ANTICIPATED

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.

MEETS ALL RULES / REGULATIONS

IF MORE SPACE IS NEEDED, ATTACH ADDITIONAL SHEETS AS NECESSARY

CHANGE IN PLACE OF USE WATER RIGHT, FILE NO. 23541 & 24629



Section 31 Township 16 South Range 34 West Scott County

(Signature)

Date

AM/GCFO 1:24,000 Scale Any use of water that is not as authorized by the water right or permit to authorize water <u>before</u> 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 <u>San Diego</u> CALIFORNIA, Ras	heas, this day of, 20_24
(Owner) Susan MH	(Spouse)
Susan M Hilton, president Christy Family (Please Print) Farm Corp.	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	THE NOTARIAL ACT (Please Print) OF CALIFORNIA
State of Kansas) County of) SS	STATE IS ATTACHED
I hereby certify that the foregoing application was signed, 20	in my presence and swom to before me this day of IMAD ABOLHOSN
My Commission Expires 05 24 2025	NOTARY PUBLIC SAN DIEGO COUNTY, CANotary Public

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 Application to change a point of diversion more than 300 feet \$200 Application to change the place of use \$200 Application to change the use made of the water \$300	
(2)	Application to change a point of diversion more than 300 reel	
(3)	Application to change the place of use	
(4)	Application to change the use made of the water\$300	

Make check payable to Kansas Department of Agriculture.

5/8/2024

Water Resources Received

5/8/2024

Water Resources Received

KS Dept Of Agriculture

CALIFORNIA NOTARIAL CERTIFICATE (JURAT)

Government Civil Code 8202

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California County of San Diego

Subscribed and sworn to (or affirmed) before me on this <u>28</u> day of <u>MARCH</u>, 20<u>24</u>, by : <u>SUSAN M. HILTON</u>

proved to me on the basis of satisfactory evidence to be the person(s) who appeared before me.

Signature :	(Seal)
File No. 23541	Optional Information
Document Title: Application	FOR APPROVAL TO CHANGE THE
PLACE OF USE	
Document Date:	03/28/2024
No. of pages:	06
Notarial event is recorded in Notary	Journal on page: 72, Entry: 05, Book# 69

Any use of water that is not as authorized by the water right or permit to authorize water <u>before</u> 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	, Kansas, this	· (day of		_, 20
Jewell Unruh		Dan	ald ((Spouse)	
Jewell Unruh		Dono	ald L	luruh	
Galen Decker		Drige	nia ((Please Print)	
(Owner)		,)		(Spouse)	
<u>Galen</u> Decker		Nirgi	nia I	Pecker (Please Print)	
Braden och		Miloda	y Kochn		
(Owner)		C		(Spouse)	
Dradley Kochn		MELODY	Y KOEHN	/	
(Please P/int)				(Please Print)	
State of Kansas) County of) SS					
I hereby certify that the foregoing application was	signed in my	presence and	sworn to	before me this	day of
, 20				Notary Public	
My Commission Expires				Notary Public	
	FEE SCHED	ULE			
Each application to change the place of use, the point of div application fee set forth in the schedule below:	ersion or the us	e made of the w	vater under	this section shall be acco	mpanied by the

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

Make check payable to Kansas Department of Agriculture.

5/8/2024

Water Resources Received

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.

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Dated at 3 28 - 24 Scott City, Kansas, thi	is 38th day of March 20 24.
Lam Decker	Idelen Decker
(Owner)	(Spouse)
(Please Print)	(Please Print)
7 (Flease Fint)	(Fiease Finit)
(Owner)	(Spouse)
	(Diseas Drink)
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
State of Kansas County of	
I hereby certify that the foregoing application was signed in my	presence and sworn to before me this <u>384</u> day of
My Commission Expires DCt. 29, 2024.	Notary Public
FEE SCHE	DULE KENDRA G. KENDRICK
Each application to change the place of use, the point of diversion or the u application fee set forth in the schedule below:	se made of the water under this section shall be accompanied by the
 Application to change a point of diversion 300 feet or less Application to change a point of diversion more than 300 feet Application to change the place of use	\$100 \$200 \$200 \$300

Make check payable to Kansas Department of Agriculture.

5/8/2024

Water Resources Received

Application to Divide, Page 4

1000

File No. 23541

Additional Owner Signatures

Image: Construction of the second	_ day
Mur Decker Brandi Decker (Please Print) (Please Print) (Please Print) State of Kansas) SS SS County of COH SS SS I hereby certify that the foregoing application was signed in my presence and sworn to before me this O O of 20_24 IO PO My commission Expires 5-11-24 Notary Public My commission Expires 5-11-24 (Spouse)	_ day
(Please Print) State of Kansas County of <u>COH</u>) SS I hereby certify that the foregoing application was signed in my presence and swom to before me this <u>O</u> Ay Commission Expires <u>S-11-210</u> . Notary Public Notary Public (Owner) Sture (owner) (Please Print) (Please Print) (Please Print)	_ day
State of Kansas) SS Image: SS <td< td=""><td>_ day</td></td<>	_ day
State of Kansas County of <u>COH</u> I hereby certify that the foregoing application was signed in my presence and swom to before me this <u>IO</u> Ay Commission Expires <u>S-11-24</u> (Owner) S feur (orm p fon (Please Print) (Please Print) (Please Print) NOTARY PUBLIC STATE OF KANSAS MY COMM. EXPIRES 05-11-2028 IO NOTARY PUBLIC STATE OF KANSAS MY COMM. EXPIRES 05-11-2028 IO NOTARY PUBLIC STATE OF KANSAS MY COMM. EXPIRES 05-11-2028 (Spouse) (Please Print) (Please Print)	_ day
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State of Kansas	
State of Kansas ()	
County of Scott	
20	
I hereby certify that the foregoing application was signed in my presence and sworn to before me this <u>30</u>	day
Teresa Sowers	
Notary Public State of Kansas	
Ay Commission Expires Notary Public 5/8/2024	
Water Resc	ources
Received	d
KS Dept Of Ag	griculti
(Owner) (Spouse)	
(Please Print) (Please Print)	
tate of Kansas)	
) SS	
ounty of)	
I hereby certify that the foregoing application was signed in my presence and sworn to before me this	day
f, 20	
Notary Public	
ly Commission Expires	