

**Kansas Department of Agriculture**  
**Division of Water Resources**  
 APPROVAL OF CHANGE APPLICATION WORKSHEET

1. File No.: <b>ST-9</b>	2. Status Change Date:	4. Field Office: <b>04 - Garden City</b> GMD: <b>03 - Southwest</b> Structures File No.: Filing/Priority Date: <b>1/31/2025</b> Application Complete Date:	
3. Package File No(s): <b>ST-9; 5404; 12151; 15351; 26064 &amp; 26825</b>			
5a. <input checked="" type="checkbox"/> Applicant <input checked="" type="checkbox"/> Owner <input checked="" type="checkbox"/> WUC <input type="checkbox"/> Address Change	Person ID <b>69454</b> Add Seq#	5b. <input checked="" type="checkbox"/> Owner <input type="checkbox"/> WUC <input type="checkbox"/> Address Change	Person ID <b>68896</b> Add Seq#
<b>S A W FARMING</b> <b>PO BOX 501</b> <b>JOHNSON, KS 67855</b>		<b>RICHFIELD ACRES LLC</b> <b>PO BOX 501</b> <b>JOHNSON, KS 67855-0501</b>	
5c. <input checked="" type="checkbox"/> Owner <input type="checkbox"/> WUC <input type="checkbox"/> Address Change	Person ID <b>60517</b> Add Seq#	5d. <input type="checkbox"/> Owner <input type="checkbox"/> WUC <input type="checkbox"/> Address Change	Person ID Add Seq#
<b>SETH &amp; JODI NELSON</b> <b>PO BOX 590</b> <b>JOHNSON, KS 67855</b>			
6. Change No.: <b>C5</b> <input type="checkbox"/> PD <input checked="" type="checkbox"/> PU <input type="checkbox"/> UMW Base Acres:      Year:      Min Reasonable Q: Previous UMW: <b>Not changing</b> MDS Gauge:      Active Admin? <input type="checkbox"/> Completion/Start Date: <b>12/31/2025</b> Perfection/Expiration Date:		7. Use of Water <input checked="" type="checkbox"/> Groundwater <input type="checkbox"/> Surface Water UMW: <b>IRR-Irrigation</b> UMW: UMW:	
8. Action Trail			
9. Special Conditions			
10. 5YR Allocation	Type: Comment:	Start Year:	5YR Quantity:      Base Acres:
11. Sand & Gravel	Proj ID:	<input type="checkbox"/> Active	<input type="checkbox"/> Dredge <input type="checkbox"/> IND Evap <input type="checkbox"/> Jr Evap <input type="checkbox"/> Other Diversion <input type="checkbox"/> Rpt on Sr
12. Waiver	Rule ID:	<input type="checkbox"/> New	Date Requested:
Applies:	Rule No.:	Justification:	
Rule Type:			
Rule SubType:			
Comments <b>COMBINE PUSE IDs 5907 (KEEP); 12907 (DELETE) &amp; 19255 (DELETE) - SAME OWNERSHIP</b> <b>UPDATE BASIN - CORRECTION - BEAR CREEK</b> <b>NO CHANGE ON WUC</b>		Processed <b>2/12/2025 AM</b>	Entered
		Reviewed	

File No. **ST-9** 13. County: **ST** Basin: **BEAR CREEK** Stream:  
 Structures File No: Aquifer Code: **211 / 331** Special Use Area:

14. Points of Diversion, Rates & Quantities													
PDIV	Qualifier	S	T	R	ID	'N	'W	Comment (AKA Line)	Oty Auth	Rate Add	Storage Qty Auth	Storage Rate Add	Overlaps
CHK	82396												*
CHK	85446												*

15. Limitations Type: Quantity: Rate: combined with file no(s):  
 Type: Quantity: Rate: combined with file no(s):

16. Metering  Metering Required  Anti-Reverse Required  Seal Required Compliance Date: 12/31/2025

17. Place of Use																								
PUSE	S	T	R	ID	NE¼				NW¼				SW¼				SE¼				Total	Owner(s)	Chg?	Overlaps
					NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE				
MOD	5907	2	29S	39W	1	L-1 39.65	L-2 39.83	40	40	L-3 40.01	L-4 31.80	40	40	40	40	40	40	40	40	626.99	5a	<input type="checkbox"/>	**	
ENT	10175	12	29S	39W	2	40	40	40	40											160	5c	<input type="checkbox"/>	**	
CHK	17280	11	29S	39W	1	40	40	40	40											160	5a	<input type="checkbox"/>	**	
ENT	33462	1	29S	39W	2									40	40	40	40	40	40	320	5b	<input type="checkbox"/>	**	
DEL	19255																					<input type="checkbox"/>		

18. Point of Diversion and Place of Use Overlaps  
 \* 26825 \*\* ST-9; 5404; 12151; 15351; 26064 & 26825  
 + ++  
 # ##  
 ^ ^^

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

February 13, 2025

S A W FARMING  
PO BOX 501  
JOHNSON, KS 67855

RE: Filed Office Application for Change  
Vested Right, File No. ST-9  
Water Right, File Nos. 5404; 12151; 15351; 26064 and 26825

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. **Note: this approval does not allow any single point of diversion to exceed its annual authorized quantity.**

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: Richfield Acres LLC  
Seth Nelson  
GMD 3

## CERTIFICATE OF SERVICE

On this 13<sup>th</sup> day of February, 2025, I hereby certify that the foregoing Approval of Application for Change in Place of Use, Vested Right, File No. ST-9 and Water Right, File Nos. 5,404, 12,151, 15,351, 26,064 and 26,825 dated 13<sup>th</sup> day of February, 2025 was mailed postage prepaid, first class, US mail to the following:

S A W FARMING  
PO BOX 501  
JOHNSON, KS 67855

Pc:

RICHFIELD ACRES LLC  
PO BOX 501  
JOHNSON, KS 67855-0501

SETH & JODI NELSON  
PO BOX 590  
JOHNSON, KS 67855

GMD 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.

File No. ST-9

**RECEIVED**  
 9:45 am  
 JAN 31 2025

Garden City Field Office  
 Division of Water Resources

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: SETH NELSON, PO BOX 590 JOHNSON, KS 67855

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

Name and address of Water Use Correspondent: SAME AS ABOVE

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

3. The presently authorized place of use is:

Owner of Land --- NAME: SAW FARMING

ADDRESS: PO BOX 501 JOHNSON, KS 67855

(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	
2	29	39													40	40	35.7	40	155.7
11	29	39	40	40	40	40													160
2	29	39					L-3 40.01	L-4 31.8		40	40	40	40	40					311.81

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: RICHFIELD ACRES LLC

ADDRESS: PO BOX 501 JOHNSON, KS 67855

(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	
1	29	39									40	40	40	40	40	40	40	40	320

**For Office Use Only: Code** CPU **Fee** \$ 200.00 **TR #** \_\_\_\_\_ **Receipt Date** 1-31-25 **Check #** 4156

APPLICATION FOR APPROVAL TO CHANGE  
THE PLACE OF USE AND/OR POINT OF DIVERSION  
SUPPLEMENTAL SHEET  
**FILE NO. ST-09**  
MAKE ADDITIONAL COPIES AS NECESSARY

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

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		

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		

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		

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: SAW FARMING  
ADDRESS: PO BOX 501 JOHNSON, KS 67855

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			
2	29	39	39.65	39.83	40	40	L-3 40.01	L-4 31.8	40	40	40	40	40	40	40	40	40	40	40	626.99	
11	29	39	40	40	40	40														160	

Owner of Land — NAME: WESTLY & SETH NELSON  
ADDRESS: PO BOX 590 JOHNSON, KS 67855

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	29	39	40	40	40	40														160	

Owner of Land — NAME: \_\_\_\_\_  
ADDRESS: \_\_\_\_\_

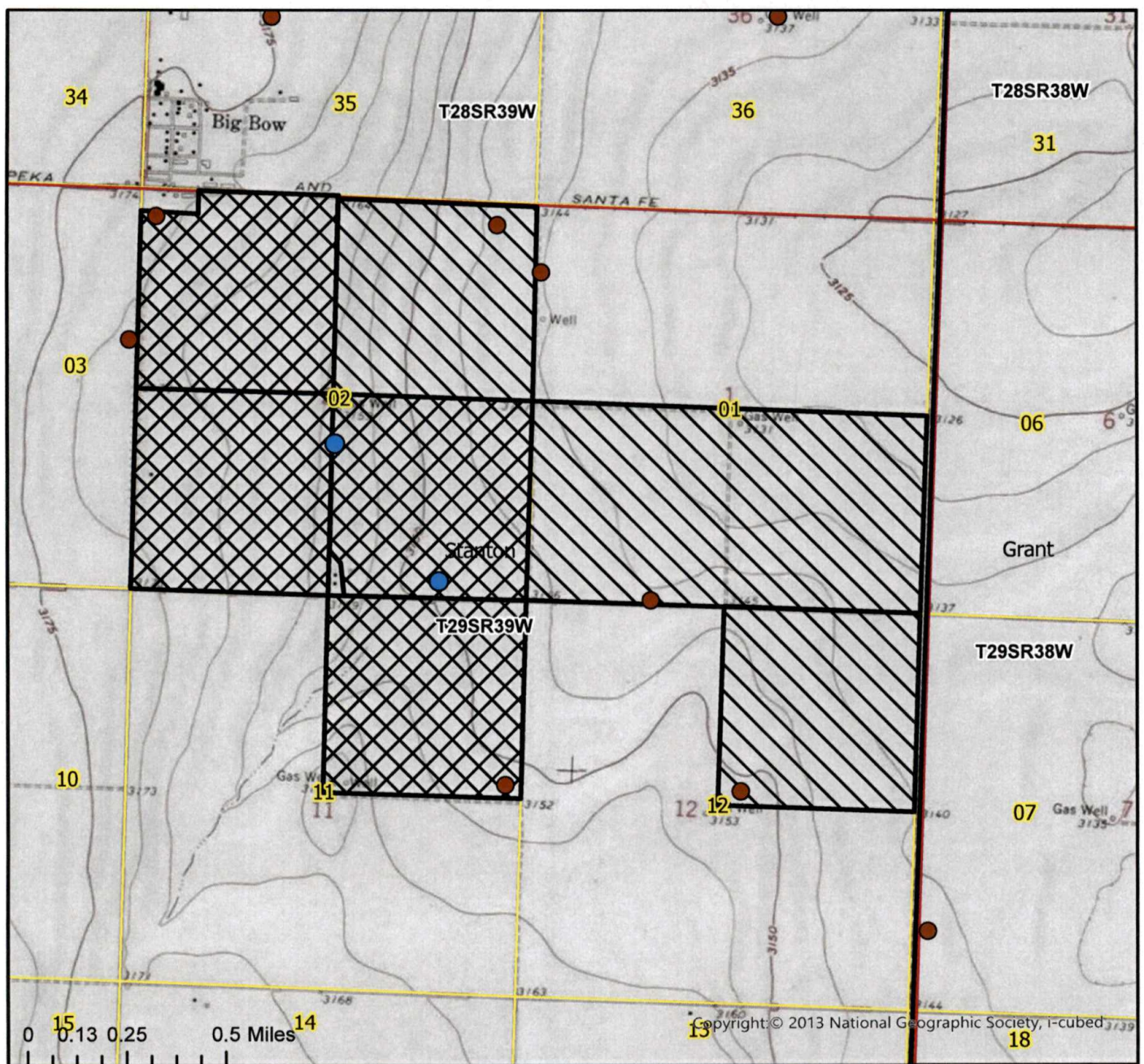
Sec.	Twp.	Range	NE¼				NW¼				SW¼				SE¼				TOTAL ACRES		
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼			



ST-9

# CHANGE IN PLACE OF USE WATER RIGHT, FILE NO.

SE 1/4 of Section 01 Township 29 South Range 39 West Stanton County



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

List of owner name and addresses within 1/2 mile:



By signing below I agree that all wells, including domestic, and owners names and addresses within 1/2 mile of the proposed point of diversion have been shown on the map

*Bob Ann* 1-30-2025  
 (Signature) Date

10/02/2024 AH/GCFO  
 1:24,000 Scale



5. **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 \_\_\_\_\_ 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 Section \_\_\_\_\_, Township \_\_\_\_\_ South, Range \_\_\_\_\_ (E/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 Section \_\_\_\_\_, Township \_\_\_\_\_ South, Range \_\_\_\_\_ (E/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 Section \_\_\_\_\_, Township \_\_\_\_\_ South, Range \_\_\_\_\_ (E/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) OWNERSHIP CHANGE

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

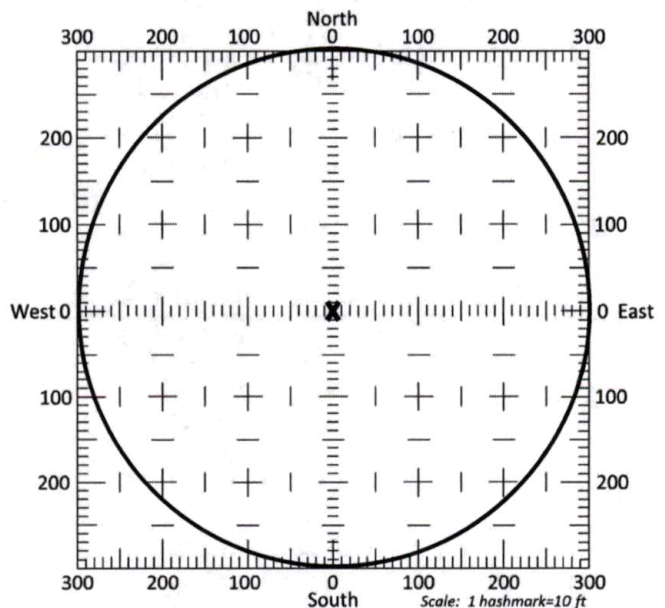
8. The change(s) (was)(will be) completed by?  
ASAP

9. 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? \_\_\_\_\_

10. Groundwater Management District recommendation attached?  
 Yes  No

11. Assisted by AH

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.)**



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 Johnson, Kansas, this 30 day of January, 2025.

[Signature]  
\_\_\_\_\_  
(Owner)

[Signature]  
\_\_\_\_\_  
(Spouse)

Seth Nelson  
\_\_\_\_\_  
(Please Print)

Jodi Nelson  
\_\_\_\_\_  
(Please Print)

\_\_\_\_\_  
(Owner)

\_\_\_\_\_  
(Spouse)

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

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

\_\_\_\_\_  
(Owner)

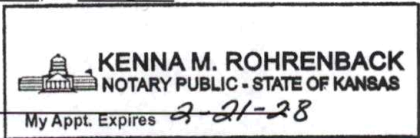
\_\_\_\_\_  
(Spouse)

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

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

State of Kansas }  
County of Stanton } SS

I hereby certify that the foregoing application was signed in my presence and sworn to before me this 30 day of January, 2025.



[Signature]  
\_\_\_\_\_  
Notary Public

My Commission Expires \_\_\_\_\_

**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 Scott City, Kansas, this 20 day of December, 2024.

<u>    </u> (Owner)	<u>    </u> (Spouse)
<u>Richfield Acres, LLC by Abram Nelson Member</u> (Please Print)	<u>    </u> (Please Print)
<u>    </u> (Owner)	<u>    </u> (Spouse)
<u>SAW Farming by Abram Nelson Partner</u> (Please Print)	<u>    </u> (Please Print)
<u>    </u> (Owner)	<u>    </u> (Spouse)
<u>    </u> (Please Print)	<u>    </u> (Please Print)

State of Kansas }  
 County of Scott } SS

I hereby certify that the foregoing application was signed in my presence and sworn to before me this 20<sup>th</sup> day of December, 2024.



**ROBIN BUEHLER**  
 Notary Public - State of Kansas  
 My Appt. Expires 3/5/2027

      
 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

**ADDENDUM TO APPLICATIONS TO CHANGE THE PLACE OF USE  
WATER RIGHT, FILE NOS.**

File No. ST 9

File No. \_\_\_\_\_

The owners of the following water rights request this addendum be accepted by the Chief Engineer and be made a matter of record in the files of the Division of Water Resources for the purposes expressed herein.

That SAW Farming are the owners of the land authorized under Water Right, File No(s). ST 9.

S	T	R	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Total Acres		
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE			
2	29	39															40	40	35.7	40	155.7
16	29	39	40	40	40	40															160
2	28	39					40.09	31.8	40	40	40	40	40	40	40						311.81
							4.3	4.4													

That Richfield Acres LLC are the owners of the land authorized under Water Right, File No(s). ST 9.

S	T	R	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Total Acres			
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE				
1	29	39												40	40	40	40	40	40	40	40	320

They have made application to change the place of use to combine all of the land authorized into a single place of use under all of the above files. Their applications request the approval of the Chief Engineer as prescribed under K.S.A. 82a-708b. They request the approval include by reference this addendum in order to make in possible for either party to terminate this combined arrangement as agreed. They further agree that this addendum will be binding on any heirs, successors, or assigns to the aforementioned property unless or until the combined arrangement is terminated and the water rights again stand alone.

The undersigned agree that in the event either party desires the termination of this combined arrangement of water rights, either landowner may act unilaterally to separate the above water rights files. They agree and authorize the Chief Engineer to recognize this addendum as authority and consent by both parties on subsequent applications to change the place of use only if said applications to change the place of use are made for this purpose of returning these water rights to the original places of use authorized on the date of signing this document.

PLEASE NOTE: Signatures of owners are on the back page of this addendum.



File Nos. ST 9

This agreement shall be binding upon the heirs, devisees, legatees, executors, administrators, guardians, conservators, trustees and assigns all parties.

  
Signature

Wesley C Nelson  
Signature Print

  
Signature

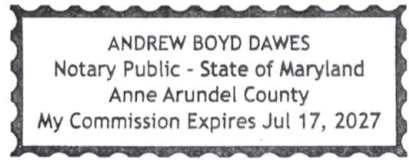
Sharon Nelson  
Signature Print

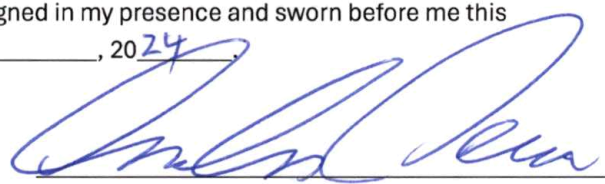
\_\_\_\_\_  
Signature

\_\_\_\_\_  
Signature

State of Maryland  
County of Anne Arundel

I hereby certify that the foregoing document was signed in my presence and sworn before me this 26<sup>th</sup> day of December, 2024.



  
Notary Public

My commission expires 07/17/2027.

File Nos. ST 9

This agreement shall be binding upon the heirs, Devisees, legatees, executors, administrators, guardians, conservators, trustees and assigns all parties.

[Signature]

Signature

Seth Nelson

Signature

[Signature]

Signature

Jodi Nelson

Signature

\_\_\_\_\_

Signature

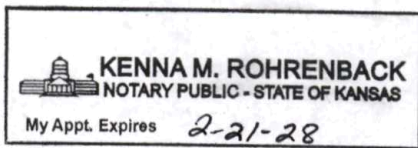
\_\_\_\_\_

Signature

State of Kansas

County of Stanton

I hereby certify that the foregoing document was signed in my presence and sworn before me this 30 day of January, 20 25.



[Signature]  
Notary Public

My commission expires 2-21-28



File Nos. ST 9

This agreement shall be binding upon the heirs, Devisees, legatees, executors, administrators, guardians, conservators, trustees and assigns all parties.

Abram Nelson

Signature

Richfield Acres, LLC by Abram Nelson Member

Signature

Abram Nelson

Signature

SAW Farming by Abram Nelson Partner

Signature

\_\_\_\_\_

Signature

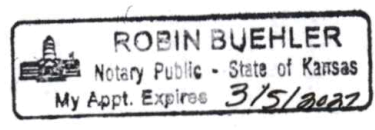
\_\_\_\_\_

Signature

State of Kansas

County of Scott

I hereby certify that the foregoing document was signed in my presence and sworn before me this 20th day of December, 2024.



Robin Buehler

Notary Public

My commission expires \_\_\_\_\_.







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

February 11, 2025

Austin McColloch  
Division of Water Resources  
4532 W Jones Ave., Suite B  
Garden City, Kansas 67846

**RECEIVED**

**FEB 11 2025**

Garden City Field Office  
Division of Water Resources

RE: Applications for Change in Place of Use  
Water Right, File Nos. ST09, 5404, 12151, 15351, 26064 & 26825

Dear Austin:

We have completed a review of 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). In accordance with K.A.R. 5-5-11(b), the applicant is proposing to make a complete overlap in current acres. No new unauthorized acres are proposed. It is therefore recommended that the application 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,

A handwritten signature in blue ink that reads "Jason L. Norquest".

Jason L. Norquest  
Assistant Manager



# GMD3 Change Review

File No(s): ST09, 5404, 12151, 15351, 26064, 26825.

DWR office: GC.

App filed to change: PU.

Is Landowner(s) correct in WRIS: Seth Nelson.

If NO, is documentation included?

Is Water Use Correspondent correct in WRIS? \_\_.

If NO, is documentation included?

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

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 changes.

Is Proposed PU overlapping existing WRs? Making a complete overlap in current acres.

Neighboring certified well(s) notified: \_\_.

Name \_\_.

Address \_\_.

Zip \_\_.

Email: \_\_. Phone: \_\_.

Domestic well(s) notified: \_\_.

Name \_\_.

Address \_\_.

Zip \_\_.

Base Acres: \_\_.

Perfected Acres: \_\_.

Irr. Return-Flow \_\_%

## Stanton County

**ST09: ID05 150AF @ 480gpm, ID06 150AF @ 480gpm**

**155.7acres SE 2-29-39**

**311.81acres W2 2-29-39**

**160acres NE 11-29-39**

**5404: 320AF @ 425gpm**

**SAME ACRES AS ST09**

**12151: 640AF @ 1605gpm**

**320acres S2 1-29-39**

**15351: 320AF @ 1260gpm**

**160acres NE 12-29-39**

## GMD3 Change Review

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**26064: 320AF @ 720gpm**

**159.48acres NE 2-29-39**

**26825: ID05 236.95AF @ 457.5gpm, ID06 236.95AF @ 457.5gpm (overlap ST09)**

**Limited 480gpm w/ST09 & 773.9AF/year w/ST09**

**SAME ACRES AS ST09 & 5404**

**Proposed acres are same as currently authorized acres listed above, NO new acres.**

Is a waiver needed: No, proposal is for a complete overlap in current acres.

Recommendation: After review of available information, it appears current area rules are met. Staff recommends approval of the applications.

A handwritten signature in blue ink, consisting of a stylized 'J' followed by a flourish.

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](http://www.agriculture.ks.gov)

Mike Beam, Secretary

Laura Kelly, Governor

February 5, 2025

GROUNDWATER MANAGEMENT DISTRICT #3  
2009 E SPRUCE ST  
GARDEN CITY KS 67846

Re: Request for Recommendation,  
File No. ST-9; 5404; 12151; 15351; 26064 & 26825

Dear Sir or Madam:

We are enclosing a copy of the referenced application, which was submitted by Seth Nelson and appears to be in proper form, for your review.

We are delaying any further action for a period of 15 days from the date of this letter to allow you time to submit your recommendation concerning this application. Please submit your recommendation within the allotted time, or any authorized extension of time thereof.

If you have any questions, please contact me at (620) 276-2901. If you wish to discuss a specific file, please have the file number ready to that I may help you more efficiently.

Sincerely,

A handwritten signature in blue ink that reads "Austin McColloch".

Austin McColloch  
Assistant Water Commissioner

Enclosure  
pc: