# Kansas Department of Agriculture Division of Water Resources

# APPROVAL OF CHANGE APPLICATION WORKSHEET

1. File No.: <b>ST-9</b>	2. Status Change Date:		GMD: 0	ice: <b>04 - Garden 0</b> <b>3 - Southwest</b> es File No.:	City
3. Package File No(s): <b>ST-9; 5404; 121</b>	51; 15351; 26064 & 268	325	Filing/Pri	iority Date: <b>1/31/2</b> on Complete Date:	
5a.	C Person ID <b>69454</b> Add Seq#	5b. Owner  Address  RICHFIELD  PO BOX 501  JOHNSON,	Change  ACRES LL	Add	son ID <b>68896</b> I Seq#
5c. Owner WUC Address Change  SETH & JODI NELSON PO BOX 590 JOHNSON, KS 67855	Person ID <b>60517</b> Add Seq#	5d. ☐ Owner ☐ Address	□ WUC s Change		son ID I Seq#
	☐ UMW Reasonable Q: ection/Expiration Date:	7	7. Use of Wate		· Water
8. Action Trail					
9. Special Conditions					
10. 5YR Allocation Type: Star Comment:	rt Year: 5YR Quar	ntity: Base A	cres:		
11. Sand & Gravel Proj ID:	☐ Active ☐ Dredge	☐ IND Evap ☐	Jr Evap 🔲	Other Diversion	☐ Rpt on Sr
12. Waiver Rule ID: New D Applies: Rule No.: Rule Type: Rule SubType:	Pate Requested:	Justification:	1		
Comments COMBINE PUSE IDs 5907 (KEEP); 1290 UPDATE BASIN - CORRECTION - BEAL NO CHANGE ON WUC		LETE) - SAME OWN	ERSHIP	Processed 2/12/2025 AM Reviewed	Entered

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100 100 100 100		ST-9				3. Cou				AR CR	EEK	Strear	n:												
Stru	ıctuı	res File	No:		_ P	Aquifer	Code:	211 /	331								Spec	ial Use	Area:						
14. F	oint	s of Dive	ersion, F	Rates &	Quantit	ies										04.			Dete		C4	Ot.	Cto	one Dete	
	Р	DIV	Qualif	ier		S T		R	ID	'N	'W	Cor	nment i	(AKA Li	ne)	Oty Aut		dd	Rate Auth	Add		orage Qty oth Ad		age Rate n/Add	Overlaps
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13.	LIII	iitations	Тур			uantity			Rate:					h file no	5 6										,
16.	Me	tering	$\boxtimes$	Meterir	ng Red	quired	ПА	nti-Re	verse	Require	ed [	Sea	ıl Requ	iired	Comp	liance	Date:	12/31/2	025						
17.	Plac	e of Use												4											
	PL	JSE S	Т	R	ID		_	1/4				V1/4				N1/4				1/4		Total	Owner(s)	Chg?	Overlaps
						NE L-1	NW L-2	SW	SE	NE L-3	NW L-4	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE				
MOD	59	07 2	298	39W	1		39.83	40	40		31.80	40	40	40	40	40	40	40	40	35.7	40	626.99	5a	Ш	**
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ENT	33	462 1	298	39W	2									40	40	40	40	40	40	40	40	320	5b		**
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		nt of Di	version	and P	lace of	f Use C	verlap	S																	
*	268	25												**	ST-9;	5404;	12151;	15351	; 26064	4 & 26	825				
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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.

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.

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						,	File No	. <u>51-9</u>									J	AN 3	1 2025
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						⊠ P	lace o	f Use			Point	of Dive	ersion				Diviso	on of Wa	y Field Office ater Resource
ur	nder the	e water	right w	vhich is	s the s	ubject	of this	applic	ation i	n acco	rdance	e with t	he cor	dition	s desc	ribed b	oelow.		
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		nd addre																	
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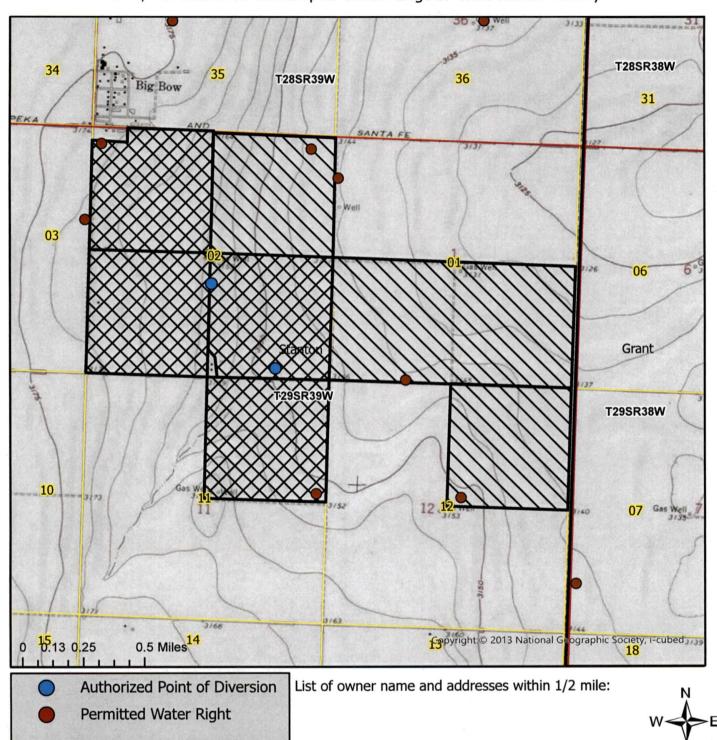
# APPLICATION FOR APPROVAL TO CHANGE THE PLACE OF USE AND/OR POINT OF DIVERSION SUPPLEMENTAL SHEET

FILE NO. ST-09
MAKE ADDITIONAL COPIES AS NECESSARY

Next			f Land	N/																
ACRES					N	E1/4			N\	N1/4			SV	N1/4			SI	Ξ1/4		TOTAL
Owner of Land — NAME:    NEY	Sec.	Twp.	Range	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4			SE1/4	
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Owner of Land					N	E¼			N\	N1/4			SV	N1/4			SI	1/4		
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Sec.   Twp.   Range   NEY.   NWY.   SEY.   NEY.						F1/		1.	<b>.</b>	AH/				A # /				-1/		
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	0	T	Da	NEW		7.52	051/	NEW			051/	NEW			054/	NEW			054	
Owner of Land — NAME: SAW FARMING ADDRESS: PO BOX 501 JOHNSON, KS 67855    NE¼   NW¼   SW¼   SE½   NE½   NW½   SW¼   SE½   NE½   NE½   NW¼   SW¼   SE½   NE½   NE½   NW½   SW½   SE½   NE½   NW½   SW½   SE½   NE½   NW½   SW½   SE½   NE½   NE½   NW½   SE½   NE½   NW½   SE½   NE½   NE½	Sec.	TWP.	Range	NE%	NVV/4	SW/4	SE%	NE%	NVV/4	SW/4	SE/4	NE%	NVV/4	SVV/4	SE%	NE%	NVV/4	SW/4	SE%	
Owner of Land — NAME: SAW FARMING ADDRESS: PO BOX 501 JOHNSON, KS 67855    NE¼   NW¼   SW¼   SE½   NE½   NW½   SW¼   SE½   NE½   NE½   NW¼   SW¼   SE½   NE½   NE½   NW½   SW½   SE½   NE½   NW½   SW½   SE½   NE½   NW½   SW½   SE½   NE½   NE½   NW½   SE½   NE½   NW½   SE½   NE½   NE½					-									_			-	-		
Owner of Land — NAME: SAW FARMING ADDRESS: PO BOX 501 JOHNSON, KS 67855    NE¼   NW¼   SW¼   SE½   NE½   NW½   SW¼   SE½   NE½   NE½   NW¼   SW¼   SE½   NE½   NE½   NW½   SW½   SE½   NE½   NW½   SW½   SE½   NE½   NW½   SW½   SE½   NE½   NE½   NW½   SE½   NE½   NW½   SE½   NE½   NE½										-			_		-			_		
Owner of Land — NAME: SAW FARMING ADDRESS: PO BOX 501 JOHNSON, KS 67855    NE¼   NW¼   SW¼   SE½   NE½   NW½   SW¼   SE½   NE½   NE½   NW¼   SW¼   SE½   NE½   NE½   NW½   SW½   SE½   NE½   NW½   SW½   SE½   NE½   NW½   SW½   SE½   NE½   NE½   NW½   SE½   NE½   NW½   SE½   NE½   NE½																				
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11   29   39   40   40   40   40   40   40   40   4	Sec.	TWP.	Range	NE 74	NVV/4	SVV74	SE /4			SVV%	SE /4	NE74	NVV/4	SVV/4	SE/4	NE74	NVV/4	5VV/4	SE /4	
Owner of Land NAME: WESTLY & SETH NELSON ADDRESS: PO BOX 590 JOHNSON, KS 67855    NE½   NW½   SW½   SE½   NW½   SE½   NE½   NE½   NW½   SE½   NE½   NW½   SE½   NE½   NW½   SE½   NE½   NW½   SE½   NE½   NE½   NW½   SE½   NE½	2	29	39	39.65	39.83	40	40	40.01	31.8	40	40	40	40	40	40	40	40	40	40	626.99
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ADDRESS: PO BOX 590 JOHNSON, KS 67855    NE½   NW½   SW½   SE½   NW½   SW½   SE½   NE½   NW½   SE½   NE½   NE½   NE½   NW½   SE½   NE½   NE½   NW½   SE½   NE½   N																				
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Sec. Twp. Range	O	wner o	r Land -	N/	AME:	PO BO	LY & 3	SETH	NELS(	KS 67	7855									
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Owner of Land NAME: ADDRESS:    NE½   NW½   SW½   SE½   NE½   NW½   SE½   NE½   NW½   SE½   NE½   NW½   SW½   SE½   NE½   NW½   SE½   NE½   NE½   NW½   SE½   NE½   NW½   SE½   NE½   NE½   NW½   SE½   NE½   NE½   NE½   NW½   SE½   NE½	Sec.	Twp.	Range	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	ACRES
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NAR 1 121 2 (Pay 01/23/2009) Page																				
NAR 1 121 2 (Pay 01/23/2009)																				
	DWP 1	-121 2	Rev 01	1331300	18)	-				Do	ne .	II.							File N	0

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

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



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

(Signature)

Domestic Well within 1/2 mile

Authorized Place of Use

Proposed Place of Use

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

- 1			
5.	Presently authorized point of diversion:		
- 1	One in the Quarter of the		
- 1	of Section, Township	South, Range	(E/W),
- 1	in County, Kansas, fee	t North feet West of Sou	theast corner of section.
- 1	Authorized Rate Authorized Quantity	Depth of well	(feet)
- 1	(DWR use only: Computer ID No GPS		
	☐This point will not be changed ☐This point will be changed as f	그리고 아이에 가는 그 그 그 그들이 되는 이 없는데 이 사람들이 되었다고 하고 있다. 그 그 이 없는데 그 없는데 그 없는데 없었다.	
- 1	Proposed point of diversion: Complete only if change is		
- 1	One in theQuarter of the	Quarter of the	Quarter
	of Section, Township		
	in County, Kansas, fee	t North feet West of Sou	theast corner of section.
- 1	Proposed Rate Proposed Quantity	Proposed well depth (fee	t)
L	This point is: Additional Well Geo Center List other v	vater rights that will use this point	· ·
6.	Presently authorized point of diversion:		
	One in the Quarter of the of Section, Township	Quarter of the	Quarter
	of Section, Township	South, Range	(E/W),
- 1	in County, Kansas, fee		
	Authorized Rate Authorized Quantity		
	(DWR use only: Computer ID No GPS		
	☐This point will not be changed ☐This point will be changed as t		No. 17
.	Proposed point of diversion: (Complete only if change is		
- 1	One in the Quarter of the		
- 1	of Section, Township		
	in County, Kansas, fee		
- 1	Proposed Rate Proposed Quantity	Proposed well depth (fee	t)
l	This point is: Additional Well Geo Center List other v	water rights that will use this point	
_			
7.	The changes herein are desired for the following reasons? (please be specific) OWNERSHIP CHANGE	4	
	(please be specific) OVVINERSHIP CHANGE	300 200 100 North	100 200 300
	If a well, is the test hole log attached?  Yes No	5 minuluminum — Innitional	
8.	The change(s) (was)(will be) completed by?		+ 1 + 200
	ASAP	200 + + + = 1	+ 1 + 1 = 200
	-		_ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \
9.	If the point of diversion is a well:	<b>■ ■ ■ ■</b>	
	(a) What are you going to do with the old well?	100	+   +   100
		<b>⊭</b>	
		West 0 1111   11	11   11   11   11   11   11   11   11
	(b) When will this be done?		' · · ·
10.	Groundwater Management District recommendation attached?	100	+   +   100
	☐ Yes      No	<b>E \</b> − ′ − <del>=</del>	<b>/</b> =
11	Assisted by AH	200	+   +   = 200
	Additional by Att		
13a	a. If the proposed point of diversion will be relocated more than 300	Ē , Ī , Ī , Ī , Ī , Ī	
	<u>feet but within 2,640 feet</u> of the existing point of diversion, attach a topographic map or aerial photograph. For groundwater	300 200 100 0	100 200 300
	sources, show all wells (including domestic) within one-half mile	South	Scale: 1 hashmark=10 ft
	of the proposed point of diversion and the names and mailing addresses of the owners. For surface water sources, show the	13b.If the proposed point of diversion v	vill be relocated within a 300
	names and addresses of the landowner(s) one-half mile	foot radius of the existing point of on the diagram shown above in re	liversion, indicate its location
	downstream and one-half mile upstream from your property	diversion. The proposed point of	f diversion must be located

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.)

lines

14. If the proposed groundwater point of diversion is 300 or fewer fe	et from the existing point of diversion, complete the following:
(a) Does the undersigned represent all owners of the currently ☐ Yes ☐ No (If no, all owners must sign this a	authorized place(s) of use identified in this application? application.)
<ul> <li>(b) Will the ownership interest of any owner of the currently a affected if this application is approved as requested?</li> <li>☐ Yes</li> <li>☐ No</li> <li>(If yes, all owners must sign this</li> </ul>	uthorized place(s) of use identified in this application be adversely application.)
(c) If this application is not approved expeditiously, will there be ☐ Yes ☐ No (If no, all owners must sign this a	e substantial damage to property, public health or safety? application.)
If the application proposes a surface water change in point of diversi or a change in place of use, the application must be signed by all ow agent (attach notarized statement authorizing representation).	on, a groundwater change in point of diversion greater than 300 feet, rners of the currently authorized place of use, or their duly authorized
age and the owner, the spouse of the owner, or a duly autheir behalf, in regards to the water right(s) to which this contained in this application are true, correct and comple	firmation and under penalty of perjury, that I am of lawful thorized agent of the owner(s) to make this application on application pertains. I further verify that the statements te.
Dated at John 5 on Kansas,	this 30 day of January, 2025.
Selfer Mu	Addo M
(Owner)	(Spouse)
57+4 N2/506	Jodi Nelson
(Please Print)	(Please Print)
(Fields Fillity)	(Flease Fills)
(Owner)	(Spouse)
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
State of Kansas )	
County of Starton SS	
1	in my presence and sworn to before me this $30$ day
My Commission Expires  KENNA M. ROHRENBACK  NOTARY PUBLIC - STATE OF KANSAS	Notary Public
My Appt. Expires 3-21-28	
ONLY COMPLETE APPLICATIONS WILL BE PROCESSED. To be complet accurate information; maps, if necessary, must be included; signatures of all the appropriate fee must be paid.	e, all of the applicable portions of the application form must be completed with he appropriate owners' must be affixed to the application and notarized; and
FEE SCH	EDULE
Each application to change the place of use or the point of diversion forth in the schedule below: Make checks payable to: <b>Kansas Depa</b> (1) Application to change a point of diversion 300 feet or les	under this section shall be accompanied by the application fee set artment of Agriculture s
(2) Application to change a point of diversion more than 300	feet
(3) Application to change the place of use	\$200

14. If the proposed groundwater point of diversion is 300 or fewer feet fro	om the existing point of diversion, complete the following:
<ul> <li>(a) Does the undersigned represent all owners of the currently auth</li> <li>☐ Yes</li> <li>☐ No</li> <li>(If no, all owners must sign this applied)</li> </ul>	
<ul> <li>(b) Will the ownership interest of any owner of the currently author 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 sub ☐ Yes ☐ No (If no, all owners must sign this applied	
If the application proposes a surface water change in point of diversion, a or a change in place of use, the application must be signed by all owners agent (attach notarized statement authorizing representation).	
I hereby verify, being first duly sworn upon my oath or affirm age and the owner, the spouse of the owner, or a duly author their behalf, in regards to the water right(s) to which this application are true, correct and complete.	ized agent of the owner(s) to make this application on plication pertains. I further verify that the statements
Dated at Silver Spring , Maryland , Kansas, this	16 day of December, 2024.
Weeky the	Spront Olso X
WESLEY C NELSON	(Spouse)
(Please Print)	Sharon NElson (Please Print)
(Flease Fillit)	(Flease Fillit)
(Owner)	(Spouse)
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	BOYD DAWES (Please Print)
Notary Public -	State of Maryland
County of Arway SS My Commission E	ndel County Expires Jul 17, 2027
I hereby certify that the foregoing application was signed in a	
	month the
2011-2	Notary Public
My Commission Expires D) 17/2-27	
ONLY COMPLETE APPLICATIONS WILL BE PROCESSED. To be complete, all accurate information; maps, if necessary, must be included; signatures of all the appropriate fee must be paid.	
FEE SCHEDU	<u>ile</u>
Each application to change the place of use or the point of diversion under forth in the schedule below: Make checks payable to: <b>Kansas Departm</b> (1) Application to change a point of diversion 300 feet or less . (2) Application to change a point of diversion more than 300 feet	ent of Agriculture\$100

14. If the proposed groundwater point of diversion is 300 or fewer feet from the existing po	oint of diversion, complete the following:
<ul> <li>(a) Does the undersigned represent all owners of the currently authorized place(s) of</li> <li>☐ Yes</li> <li>☐ No</li> <li>(If no, all owners must sign this application.)</li> </ul>	f use identified in this application?
<ul> <li>(b) Will the ownership interest of any owner of the currently authorized place(s) of 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>	use identified in this application be adversely
(c) If this application is not approved expeditiously, will there be substantial damage Yes No (If no, all owners must sign this application.)	to property, public health or safety?
If the application proposes a surface water change in point of diversion, a groundwater charge in place of use, the application must be signed by all owners of the currently a agent (attach notarized statement authorizing representation).	ange in point of diversion greater than 300 feet, authorized place of use, or their duly authorized
I hereby verify, being first duly sworn upon my oath or affirmation and undage and the owner, the spouse of the owner, or a duly authorized agent of their behalf, in regards to the water right(s) to which this application pertains contained in this application are true, correct and complete.	he owner(s) to make this application on
Dated at Scott City, Kansas, this 20 day	of December, 2024
ar No	, and the second se
(Owner)	(Spouse)
Richfield Acres, LLC by Abran Nelson Member (Please Print)	(Please Print)
ae No	
(Owner)	(Spouse)
(Owner)  SAW Faining by Abron Nelson Partner  (Please Print)	(Please Print)
	· , · •
(Owner)	(Spouse)
(Please Print)	(Please Print)
State of Kansas ) SS	
County of Scott	
of December , 20 34	nd sworn to before me this 3014 day
My Commission Expires My Appt. Expires 3/5/2027	Notary Public
ONLY COMPLETE APPLICATIONS WILL BE PROCESSED. To be complete, all of the applicable po accurate information; maps, if necessary, must be included; signatures of all the appropriate owners' representation that the appropriate fee must be paid.	ortions of the application form must be completed with must be affixed to the application and notarized; and
FEE SCHEDULE	
Each application to change the place of use or the point of diversion under this section sha forth in the schedule below: Make checks payable to: Kansas Department of Agricultur	re
<ul><li>(1) Application to change a point of diversion 300 feet or less</li></ul>	
(3) Application to change the place of use	

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

					File	No	5	T	9										
					File	No				,		,							
The	own	ers o	f the 1	followi	ng wa	ter rig	shts re	quest	this a	dden	dum t	oe acc	epted	by th	e Chie	ef Engi	neer a	and be	Э
mad	le a r	matte	er of r	ecord	in the	files	of the	Divisio	n of V	Vater	Reso	urces f	or the	purp	oses	expres	sed h	erein.	,
That		5	A	ر d unde	Fa	rm	. 4	9		- 5	8	- "				are	the ov	vners	of
the	land	auth	orize	d unde	r Wate	er Rig	ht, Fil	e No(s	)	5/									<u>.</u> .
S	Т	R		NE	1/4			NW	1 1/4			SW	1 1/4			SE	1/4		Total
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Acres
2	29	39													40	40	35.7	40	155.7
11	29	39	40	40	40	40													160
2	29	39					40.0	1318	40	40	40	40	110	40					311.81
							4.3	4-4											
That				hf								7				_are t	he ow	ners	of
the	land	auth	orize	d unde	r Wate	er Rig	ht, Fil	e No(s	). <u> </u>	79									<u></u>
S	Т	R		NE	1/4			NW	1 1/4			SW	1 1/4			SE	1/4		Total
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Acres
1	20	20									lin	HA	110	40	110	LIA	Un	un	370

																	,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,		
The	y hav	e ma	ade ap	plicat	ion to	chan	ge the	place	of us	e to c	ombi	ne all o	of the	land a	autho	rized i	nto a s	ingle	
plac	e of	use ı	under	all of	the ab	ove fi	les. T	heir ap	plicat	ions	reque	st the	appro	val of	the C	hief E	nginee	ras	
pre	cribe	ed ur	nder k	(.S.A. 8	32a-70	8b. T	hey re	quest	the ap	prov	al inc	lude by	y refer	ence	this a	ddend	lum in	order	r to
mal	e in	ooss	ible fo	or eith	er part	y to t	ermin	ate thi	s com	bine	d arra	ngeme	nt as	agree	d. The	ey furtl	ner ag	ree th	at

this addendum will be binding on any heirs, successors, or assigns to the aforementioned property unless or

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.

until the combined arrangement is terminated and the water rights again stand alone.

File Nos. 57 9	
	visees, legatees, executors, administrators, guardians,
conservators, trustees and assigns all parties.	
celelifal	Wesley ( Nelson
Signature	Signature Print
SharonMasur	Sharon Nelson Signature Print
Signature	Signature Print
Signature	Signatura
Signature	Signature
State of Myyum  County of Ayur Anulal	
County of Ayur Anulal	
I hereby certify that the foregoing document was significant to the state of the st	gned in my presence and sworn before me this
ANDREW BOYD DAWES  Notary Public - State of Maryland  Anne Arundel County  My Commission Expires Jul 17, 2027	Notary Public
My commission expires 07/17/2277	

This agreement shall be binding upon the conservators, trustees and assigns all par	heirs, Devisees, legatees, executors, administrators, guardia ties.
South	52th Nelson
Signature	Signature
Just Mh	Jodi Nelson
Signature	Signature
Signature	Signature
State of Kansas	
County of Stanton	
hereby certify that the foregoing docume	nt was signed in my presence and sworn before me this muscy, 20_25
	1 11 11
KENNA M. ROHRENBACK NOTARY PUBLIC - STATE OF KANSAS My Appt. Expires 2-21-28	Notary Public

File Nos. <u> </u>					
This agreement shall be binding upon the heirs, Devisees, legatees, executors, administrators, guardians, conservators, trustees and assigns all parties.					
a New	Richfield Acres, LLC by Abram Nelson Member				
Signature	Signature				
ar Na	SAW Farming by Abram Nelson Partner				
Signature	Signature				
Signature	Signature				
State of Hunsas					
County of Scott					
I hereby certify that the foregoing document was signed in my presence and sworn before me this day of day of, 20_34					
ROBIN BUEHLER  Notary Public - State of Kansas  My Appt. Expires 3/5/2022	Notary Public				
My commission expires					

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

pro Wit	visions of the <i>Kansas Water Appropriation Law, K.S.A. 82a-708b</i> , as amended, and K.A.R. 5-5-1, <i>et seq.</i> and other applicable visions of the <i>Kansas Water Appropriation Law, K.S.A. 82a-701 et. seq.</i> , and rules and regulations promulgated thereunder, the exception of those conditions expressly contained herein, this Summary Order does not change the terms, conditions and tations of File No. <u>ST-9</u> .							
1.	A change application was received on							
2.	On and after the effective date of this summary order, the authorized place(s) of use shall be located substantially as shown on the topographic map accompanying the application to change the place of use. Applicable							
3.	The change in point of diversion shall not impair existing rights and shall be limited to the same source or sources of water as previously authorized. The point of diversion authorized by this summary order shall be located within a foot radius of the authorized point(s) of diversion.   Applicable							
4.	The point(s) of diversion described herein is administratively corrected to be more accurately described using the Global Positioning System (GPS), as described in the application.   Applicable Not Applicable							
5.	The point(s) of diversion authorized herein shall not actually be located more than feet from the previously authorized point(s) of diversion Applicable Not Applicable							
6.								
7.	The owner of the authorized place(s) of use shall properly install an acceptable water flow meter on or before December 31, 20 5, or before the first use of water, whichever occurs first. The water flow meter shall be installed, operated and maintained in accordance with K.A.R. 5-1-4 through 5-1-12. As required by K.S.A. 82a-732, as amended, and K.A.R. 5-3-5e, the owner shall maintain records and report the reading of the water flow meter and the total quantity of water diverted annually to the Chief Engineer by March 1 following the end of each calendar year.  Applicable  Not Applicable							
8.	Installation of the works for diversion of water shall be completed on or before December 31, 20 25 , or within any authorized extension of time. By March 1, 20 2 the applicant shall notify the Chief Engineer that construction of the works for diversion has been completed, on the form provided by the Chief Engineer, as required by K.A.R. 5-8-4e.   Applicable □ Not Applicable							
9.	The completed well log shall be submitted with the required notice.   Applicable   Not Applicable							
10.	All diversion works into which any type of chemical or other foreign substance will be injected into the water shall be equipped with an in-line, automatic, quick-closing check valve capable of preventing pollution of the source of the water supply. The check valve(s) shall be installed, operated and maintained in accordance with K.A.R. 5-3-5c. ☒ Applicable ☐ Not Applicable							
11.	Additional Conditions are attached.  Yes No							
12.	In accordance with K.S.A. 82a-708a, as amended, and K.A.R. 5-5-14, all of the owners of the authorized place(s) of use of water appropriated under the above-referenced file number are responsible for compliance with its terms, conditions and limitations, as amended and/or supplemented by this Summary Order, and with applicable provisions of the <i>Kansas Water Appropriation Law</i> and the <i>Rules and Regulations</i> promulgated thereunder. Failure to comply with these provisions may result in civil penalties pursuant to K.S.A. 82a-737, as amended, and/or the suspension or revocation and dismissal of the water or appropriation right or any other enforcement actions authorized by law.							
	Administrative Appeal and Effective Date of Order FOR OFFICE USE ONLY							
lf yo	bu are aggrieved by this order, pursuant to K.S.A. 82a-1901,							
you Enc	syou may request an evidentiary hearing before the Chief Engineer or request administrative review by the Secretary of							
Agr	iculture. A request for hearing by the Chief Engineer must be By:							
adn	d within <b>15 days</b> of service of this Order and a request for ninistrative review by the Secretary must be filed within <b>30</b> by pursuant to K.S.A. 77-531. Any request for administrative (Print Name): Hostin McCollock							
revi	ew must state a basis for review pursuant to K.S.A. 77-527. Division of Water Resources - Kansas Department of Agriculture							
	any request with Kansas Department of Agriculture, pal Division, 1320 Research Park Drive, Manhattan, KS							
665	602. Failure to timely request a hearing or review may State of Kansas  State of Kansas							
pic	For Use by Register of Deeds  County of Linney  (County of Linney)							
	Acknowledged before me on February 13, 2025							
	by Austin McColloch							
	Signature: Laron holsted							
	My commission expires:   AARON T. HOLSTED  My Appointment Expires  PUBLIC (Notary Seally 18, 2027							



# 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

Divison of Water Resources

RE: Applicat

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.

Jason L. Norquest

Assistant Manager

# GMD3 Change Review

File No(s).: <u>ST09</u> ,	5404, 12151, 153	51, 26064, 2	<u>6825</u> .	DWR office: <u>GC</u> .				
App filed to chang	e: <u>PU</u> .							
Is Landowner(s) correct in WRIS: <u>Seth Nelson</u> .								
If NO, is do	ocumentation inclu	ded?						
Is Water Use Corre	espondent correct i	n WRIS?						
If NO, is documentation included?								
Regulation(s) Revi	iewed: KAR 5-5-1	l(b)						
Point of diversion	ID No(s) _ being	changed.						
	ft. North ft. V	Vest						
Authorized PD								
Proposed PD								
Difference	0	0						
a2 + b2 = c2	0	0	0					
GPS for proposed	PD: Lat:	Long:						
Is proposed PD sta	acking on existing	WRs? No o	changes					
Is Proposed PU overlapping existing WRs? Making a complete overlap in current acres.								
Neighboring certified well(s) notified:								
Name								
Address								
Zip								
Email: Pho	one:							
Domestic well(s) r	notified:							
Name								
Address								
Zip								
. —								
Base Acres:								
Perfected Acres:								
Irr. Return-Flow	%							
Stanton County	-							
ST09: ID05 150A	F @ 480gpm, ID0	6 150AF @	480gpm					
	SE 2-29-39							
311.81acre	es W2 2-29-39							
160acres N	NE 11-29-39							
5404: 320AF @ 4	25gpm							
SAME AC	CRES AS ST09							
12151: 640AF @ 1605gpm								
320acres S	0.							
15351: 320AF @	1260gpm							
	NE 12-29-39							

# **GMD3 Change Review**

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.

Ja

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 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,

Austin McColloch

Assistant Water Commissioner

Enclosure

pc: