

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
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 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

WATER METER REQUIRED

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. 23350-D1

RECEIVED
 10:32am
 DEC 26 2023

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

Stafford Field Office
 Division of Water Resources

2. Name and address of Applicant: Scott & Vicki A. Brooks

2552 N. Wilderness Circle, Wichita, KS 67226

Phone Number: (316) 213-8300

Email address: scott@drsbrooks.com

Name and address of Water Use Correspondent: Steven D. Jacob Ryan Spicer

9733 N. 151st Street West, Sedgwick, KS 67135

Phone Number: (316) 796-1015

Email address: ryan.spicer7@gmail.com

3. The presently authorized place of use is:

Owner of Land ---- NAME: Scott & Vicki A. Brooks

ADDRESS: 2552 N. Wilderness Circle, Wichita, KS 67226

(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		
23	25S	2W									35				40					75

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: NO CHANGE

ADDRESS: _____

(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		

For Office Use Only: Code CGT Fee \$ 200⁰⁰ TR # _____ Receipt Date _____ Check # 2447

5. **Presently authorized point of diversion:**
 One in the NW Quarter of the NE Quarter of the SW Quarter of Section 23, Township 25 South, Range 2W (E/W), in Sedgwick County, Kansas, 2580 feet North 3389 feet West of Southeast corner of section. Authorized Rate 665 GPM (LTD) Authorized Quantity 29 AF (LTD) Depth of well 35-40 (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 NE CR-SE Quarter of the SW Quarter of Section 23, Township 25 South, Range 2W (E/W), in Sedgwick County, Kansas, 1246 feet North 2700 feet West of Southeast corner of section. Proposed Rate 665 GPM (LTD) Proposed Quantity 29 AF (LTD) Proposed well depth (feet) 35-40.
 This point is: Additional Well Geo Center List other water rights that will use this point 40653.

6. **Presently authorized point of diversion:**
 One in the _____ Quarter of the NE CR-SE Quarter of the SW Quarter of Section 23, Township 25 South, Range 2W (E/W), in Sedgwick County, Kansas, 1246 feet North 2700 feet West of Southeast corner of section. Authorized Rate 795 GPM (LTD) Authorized Quantity 38 AF (LTD) Depth of well 35-40 (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 Sedgwick 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 40653.

7. The changes herein are desired for the following reasons?
 (please be specific) Move north well to south well location to convert from flood irrigation to center pivot.

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

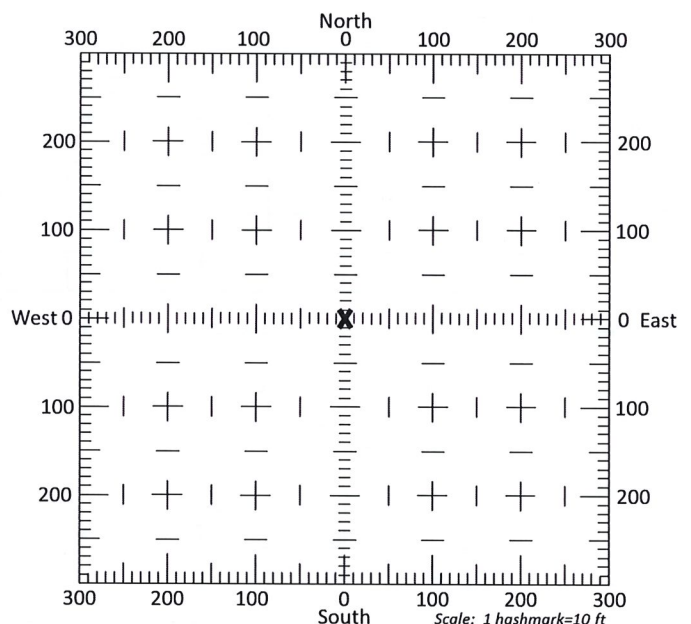
9. The change(s) (was)(will be) completed by?
ASAP

10. If the point of diversion is a well:
 (a) What are you going to do with the old well?
Plug it
 (b) When will this be done? ASAP after pivot installed.

11. Groundwater Management District recommendation attached? Yes No

12. Assisted by D. Randolph, GMD2

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 300 feet of the existing point of diversion, indicate its location on the diagram shown above in relation to the existing point of diversion. (PLEASE NOTE: The "X" in center of diagram above represents the presently authorized point of diversion.)

DEC 26 2023

Stafford Field Office
 Division of Water Resources

File No. 23350-D1

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 Wichita, Kansas, this 7 day of December, 2023.

Vicki A. Brooks
 (Owner)

Scott Brooks
 (Please Print)

 (Owner)

 (Please Print)

 (Owner)

 (Please Print)

Scott A. Brooks
 (Spouse)

Vicki A. Brooks
 (Please Print)

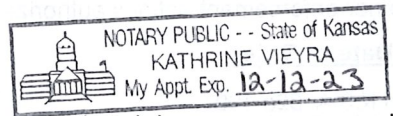
 (Spouse)

 (Please Print)

 (Spouse)

 (Please Print)

State of Kansas }
 County of Sedgwick } SS



I hereby certify that the foregoing application was signed in my presence and sworn to before me this 7 day of December, 2023.

Kathrine Vieyra
 Notary Public

My Commission Expires 12-12-2023.

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

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DEC 26 2023

Stafford Field Office
 Division of Water Resources

File No. 23350-D1

Application Map - File No. 23350-D1



I declare that all water wells or diversion sites using the same source of supply and within 1/2 mile of the proposed point of diversion have been plotted on the application map.

Vivian Brooks
Signature

12/7/23
Date

- New Application
- Application No. 23350-D1 To Change:

- Point of Diversion **RECEIVED**
- Place of Use **DEC 26 2023**
- Use Made of Water **Stafford Field Office
Division of Water Resources**
- Proposed Point of Diversion
- Existing Points of Diversion
- Proposed Place of Use
- Authorized Place of Use

Water wells within 1/2 mile of proposed point of diversion include: (type use, owner, address)

- 1) See attached sheet for details
- 2)
- 3)

Well owners within ½ mile

- 1) Irrigation Well Water Right No. 22902
James E. Basore, ETAL
1725 Krameria St.
Denver, CO 80220-1554
- 2) Irrigation Well Water Right No. 33838
Phillipe A. Ciholas
14541 W. 93rd St. N.
Sedgwick, KS 67135-9624
- 3) Irrigation Well Water Right No. 26436
Philip R. & Joyce E. Dosien Rev. Trusts
8822 N. 151st St. W.
Sedgwick, KS 67135-9505
- 4) & 5) Domestic Well and Geothermal Well
Phillipe A. Ciholas
14541 W. 93rd St. N.
Sedgwick, KS 67135-9624
- 6) Domestic Well
Olivia A. Wilbur ETAL
11200 W. 85th St. N.
Valley Center, KS 67147-9187
- 7) Domestic Well
Gene W. & Donnita R. Warren
9559 N. 137th W.
Sedgwick, KS 67135-9509
- 8) Domestic Well
Alex Perez
9539 N. 137th St. Ct. W.
Sedgwick, KS 67135-9516
- 9) Domestic Well
Thomas T. Inkelaar
P.O. Box 316
Maize, KS 67101-0316
- 10) Domestic Well
Shawn D. King & John M. Canter
P.O. Box 176
Chauncey, OH 45719-0176
- 11) Domestic Well
Bruce G. Seiler Trust
8310 W. 199th St. W.
Colwich, KS 67030-9627
- 12) Domestic Well
Jerry W. Ashley & Shannon Brassler
9415 N. 137th St. W.
Sedgwick, KS 67135-9524
- 13) & 14) Domestic Well
Luis Enrique Granillo
9449 N. 137th St. W.
Sedgwick, KS 67135-9524
- 15) Domestic Well
Mary E. Jones
9501 N. 137th St. W.
Sedgwick, KS 67135-9516

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Well owners within ½ mile (cont.)

- 16) Domestic Well
Aurora Rocha & Manuel Humberto Rocha-Ledezma
9549 N. 137th St. Ct. W.
Sedgwick, KS 67135-9509
- 17) Domestic Well
John A. & Stephanie A. White
9560 N. 137th St. W.
Sedgwick, KS 67135-9508
- 18) Domestic Well
Larry D. Whaley
9540 N. 137th St. W.
Sedgwick, KS 67135-9508
- 19) Domestic Well
Michael D. & Charlene L. McGilvray
9520 N. 137th St. W.
Sedgwick, KS 67135-9508
- 20) Domestic Well
David M. Mayberry
9500 N. 137th St. W.
Sedgwick, KS 67135-9508
- 21) Domestic Well
Jeffrey L. & Jerrie D. Toler
9460 N. 137th St. W.
Sedgwick, KS 67135-9523
- 22) Domestic Well
John R. Burns
9 Frontier Ln.
Rose Hill, KS 67133-9445
- 23) Domestic Well
Jeff C. & Estelle Schiefelbein
13700 W. 93rd St. N.
Sedgwick, KS 67135-9604
- 24) Domestic Well
Kevin A. & Carol J. Straub
9430 N. 137th St. W.
Sedgwick, KS 67135-9523
- 25) Domestic Well
Loyd & Amy Wallis
705 N. Arapaho St.
Wichita, KS 67212-2803
- 26) Domestic Well
Charles H. Peaster
9453 N. 135th St. W.
Sedgwick, KS 67135-9669
- 27) Domestic Well
Nathaniel Alan Hershberger
8812 S. Halstead St.
Hutchinson, KS 67501-8342

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Division of Water Resources

Equus Beds Groundwater Management District No. 2 Abandoned Well Plugging Agreement

I, Scott and/or Vicki A. Brooks, the undersigned and owner of an abandoned water well understand that an abandoned water well is a groundwater contamination threat and a public health and safety hazard.

The abandoned water well is located NW, NE, SW, Section 23, Township 25 South, Range 2W West, Sedgwick County which is approximately 2580 feet north and 3389 feet west of the apparent Southeast section corner. Total well depth is 35-40 feet and the diameter of the well is ~16 inches. Current depth to static water level in the well is 15-20 feet below land surface. The well was previously authorized by water permit no. 23350-D1 & 40653.

I agree to properly plug the abandoned well pursuant to the Equus Beds Groundwater Management District rules and regulations K.A.R. 28-30-200 through K.A.R. 28-30-207 and the following agreement provisions:

1. Well plugging operations will be supervised by either (a) a water well contractor licensed with the Kansas Department of Health and Environment, (b) a profession engineer or geologist licensed to practice in the State of Kansas, or (c) the abandoned water well owner or land owner of the property on which the water well or borehole is located.
2. The above described well will be plugged: a) by _____, _____, or b) within 30 days after the replacement well, approved by a change in point of diversion, becomes operational.
3. A completed WWC-5P form will be submitted to the Kansas Department of Health and Environment within 30 days after the abandoned well is plugged and a copy of the WWC-5P form will be furnished to the District within the same period of time.
4. The well owner or authorized agent will notify the District 48 hours before plugging operations occur.
5. Failure to comply with the provisions of this agreement shall constitute noncompliance of the groundwater management district rules and regulations K.A.R. 28-30-200 through K.A.R. 28-30-207.

Dated this 7th day of Dec., 2023 at 3:10 p.m.

Signature Vicki A. Brooks

Address 2552 N. Wilderness Circle

City, State, Zip Code Wichita, KS 67226

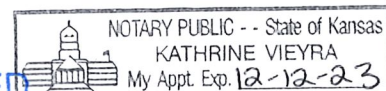
Telephone (316) 213-8300

State of Kansas County of Sedgwick

Subscribed and affirmed to before me this 7 day of December, 2023,

by Kathrine Vieyra
(Notary Public)

My Commission Expires 12-12-2023



Property Taxes and Appraisals

E1/2 SW1/4 EXC W 500 FT N 300 FT THEREOF SEC 23-25-2W

Property Description

Legal Description	E1/2 SW1/4 EXC W 500 FT N 300 FT THEREOF SEC 23-25-2W
Owner	BROOKS VICKI A
Mailing Address	2552 N WILDERNESS CIR WICHITA KS 67226-2158
Geo Code	EA 001570001
PIN	00259534
AIN	046230310000100
Tax Unit	0415 425 EAGLE TWPU-440-ED EA
Land Use	9010 Farming/ranch land (no improvements)
Market Land Square Feet	
2023 Total Acres	75.80
2023 Appraisal	\$32,890
2023 Assessment	\$9,867