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

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.

Ji uit	reision ai	na/or pi	ace or	use.																
File No. 37368											RECEIVED 9:42am									
	File No. <u>37368</u>																			
1. ,	Application is hereby made for approval of the Chief Engineer to change the (check one or both):										2024									
	☐ Place of Use ☐ Point of Diversion ☐ Stafford Field Office																			
1	under the water right which is the subject of this application in accordance with the conditions described below.																			
	The source of supply is:																			
2.	Name and address of Applicant: KCDD Inc																			
	11621 S Hillside St, Mulvane KS 67110																			
	Phone Number: (316)777-1092 Email address: ottbusinesses@gmail.com																			
	Name and address of Water Use Correspondent: KCDDInc																			
-	11621 S Hillside St, Mulvane KS 67110 Phone Number: (316)777-1092 Email address: ottbusinesses@gmail.com																			
								ŀ	±mail a	addres	ss: <u>ottl</u>	busine	sses(a	<u>)gmail.</u>	.com					
	. The presently authorized place of use is:																			
,	Owner of Land NAME: KCDD Inc																			
ADDRESS: 11621 S Hillside St, Mulvane KS 67110																				
(If there is more than one landowner, attach supplemental sheets as necessary.)																				
NE¼			NW¼			SW1/4			SE1/4			TOTAL ACRES								
Sec		Range	NE¼	NW¼	SW1/4	SE1/4	NE¼	NW¼	SW1/4	SE1/4	NE¼	NW¼		SE¼	NE¼	NW¼	SW1/4	SE1/4	400	
29	298	1E		-		-					33	33	33	33	-			-	132	
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					<u> </u>															
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	lf this ap <mark>լ</mark> Owner of				-	-		it is pi	opose	u mai	trie pia	ace or	use be	Chan	ged to.					
	Owner or			SS:		IANGL	•													
	(If there is					ach su	opleme	ntal she	eets as	necess	sarv.)									
	(11 (11010 10	111010 (11				1					,	CV	M/			SE	:1/		TOTAL	
Coo	. Twp.	Range	NE¼	NW¼	SW1/4	SE¼	NE¼	NW¼	SW1/4	SE¼	NE¼	NW¼	V1/4 SW1/4	SE¼	NE¼	NW¼	SW1/4	SE¼	TOTAL ACRES	
Sec	. IWP.	Range	NE74	INVV/4	300/4	SE/4	INL/4	1400/4	344/4	OL/4	IVL/4	1400/4	OVV/4	OL/4	IXL/4	1400/4	07774	OL/4		
0.70																				
	For Office Use Only: Code CLT Fee \$ 10000 TR # Receipt Date Check # 3285																			

5.	Presently authorized point of diversion:		
	One near the center of the Southwest Quar	ter	*
	of Section, Township29	South, Range _	1 EAST,
	in <u>Sedgwick</u> County, Kansas, <u>1,320</u> feet N		
	Authorized Rate 430 gpm Authorized Quantity 99 Authorized Quantity	AF Depth of well	(feet)
	(DWR use only: Computer ID No. 2 GPS 1	,301 feet North;	3,998 feet West)
	☐This point will not be changed ☐This point will be changed as follows:	ows: 🗌 No change, point bett	ter described with GPS as follows:
	Proposed point of diversion: (Complete only if change is req		
	One in the Southeast Quarter of the Northw		
	of Section, Township29		
	in Sedgwick County, Kansas, 1,301 feet N		
	Proposed Rate see GeoCenter Proposed Quantity see Geo		
	This point is: Additional Well Geo Center List other wat		
L		1	
6.	Presently authorized point of diversion:		
0.	One in the Quarter of the	Quarter of the	Quarter
	of Section, Township		
	in County, Kansas, feet N	orth feet West	of Southeast corner of section
	Authorized Rate Authorized Quantity (DWR use only: Computer ID No GPS	foot North	foot West)
	This point will not be changed ⊠This point will be changed as follows:		
			1
	Proposed point of diversion: (Complete only if change is required to the complete only in the complete on		
	One in the Southeast Quarter of the Northy	<u>vest</u> Quarter of the	Southwest Quarter
	of Section 29 , Township 29		
	in <u>Sedgwick</u> County, Kansas, <u>1,449</u> feet N		
	Proposed Rate 405 gpm Proposed Quantity 94,		
L	This point is: ☐ Additional Well ☐ Geo Center List other wat	er rights that will use this po	oint <u>37215</u>
_	The state of the fill of the fill of the state of the sta		
7.	The changes herein are desired for the following reasons? (please be specific) To change the single wells under File		- 4
	No. 37215 & 37368 to a battery of two (2) wells.	300 200 100	orth 0 100 200 300
		Emhadadania	#""""""""""""""""""""""""""""""""""""""
			늘 ㅡ ㅡ 딉
8.	. If a well, is the test hole log attached? ☐ Yes ☐ No	200 - + +	= + + = 200
0	The change(s) (was)(will be) completed by?		
9.	. The change(s) (was)(will be) completed by:	E	=
	upon approval of change application	100 - + +	Current Well (1 of Battery
10	0. If the point of diversion is a well:	<u> </u>	E Current Well (1 of Battery E of 2)
10.		ast 0 [= 012) ※ 111 111 111 111 111 1 111 0 East
	(a) What are you going to do with the old well?		_ ' ' -
	N/A		$\frac{1}{2} \frac{1}{2}$
		100 - + +	= $ + + = 100$
	(b) When will this be done? N/A		
			 Proposed GeoCenter of Battery Proposed Well (2 of Battery
11.	1. Groundwater Management District recommendation attached?	200 = + +	Proposed Well (2 of Battery
	∐ Yes ∐ No	F	= -(0)
12	2. Assisted by EKF/SFFO		@ 1
12.	2. Additionally <u>ENTAGE</u>	300 200 100 S	0 100 200 300 outh Scale: 1 hashmark=10 ft
13a	3a. 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 13th a topographic map or aerial photograph. For groundwater	of the existing point of div	version, indicate its location on the
	sources, show all wells (including domestic) within one-half mile	diagram shown above in	relation to the existing point of
	of the proposed point of diversion and the names and mailing addresses of the owners. For surface water sources, show the	above represents the	E: The "X" in center of diagram presently authorized point of
	names and addresses of the landowner(s) one-half mile	diversion)	
	downstream and one-half mile upstream from your property lines	REC	EIVED
	11717111		

14. If the proposed groundwater point of diversion is 300 or fewer feet from	n the existing point of diversion, complete the following:
(a) Does the undersigned represent all owners of the currently author ☐ Yes ☐ No (If no, all owners must sign this applica	
 (b) Will the ownership interest of any owner of the currently authoriz 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 substantially Yes ☐ No (If no, all owners must sign this application)	
If the application proposes a surface water change in point of diversion, a gor a change in place of use, the application must be signed by all owners of agent (attach notarized statement authorizing representation).	groundwater change in point of diversion greater than 300 feet, If the currently authorized place of use, or their duly authorized
I hereby verify, being first duly sworn upon my oath or affirma age and the owner, the spouse of the owner, or a duly authoriz their behalf, in regards to the water right(s) to which this appl contained in this application are true, correct and complete.	ed agent of the owner(s) to make this application on ication pertains. I further verify that the statements
Dated at, Kansas, this	4 day of <u>Vanvary</u> , 20 <u>24</u> .
HCDDD by by Alth San	
/ (Owner)	(Spouse)
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
State of Kansas County of Sumner SS	
ا hereby certify that the foregoing application was signed in my of <u>January</u> , 20_عبر	presence and sworn to before me this 4th day
My Commission Expires 11/02/24 SHAYLA A. DIEKEI My Appt. Expires 11/02/2	
ONLY COMPLETE APPLICATIONS WILL BE PROCESSED. To be complete, all of accurate information; maps, if necessary, must be included; signatures of all the app the appropriate fee must be paid.	the applicable portions of the application form must be completed with ropriate owners' must be affixed to the application and notarized; and
FEE SCHEDUL	<u>E</u>
Each application to change the place of use or the point of diversion under forth in the schedule below: Make checks payable to: Kansas Departmen (1) Application to change a point of diversion 300 feet or less (2) Application to change a point of diversion more than 300 feet . (3) Application to change the place of use	t of Agriculture
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	JAN 0 8 2024

SUMMARY ORDER APPROVING APPLICATION FOR CHANGE AND IMPOSING CONDITIONS

This Summary Order is issued under authority of K.S.A. 82a-708b, as amended, and K.A.R. 5-5-1, *et seq.* and other applicable provisions of the *Kansas Water Appropriation Law, K.S.A. 82a-701 et. seq.*, and rules and regulations promulgated thereunder, With the exception of those conditions expressly contained herein, this Summary Order does not change the terms, conditions and limitations of File No. 37368 A change application was received on requesting that the place of use and / or point of diversion authorized under the above-referenced file number be changed as described in the application. 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
Not Applicable 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 50 foot radius of the authorized point(s) of diversion. Applicable 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 The point(s) of diversion authorized herein shall not actually be located more than 197.5 feet from the previously authorized point(s) of diversion. Applicable Not Applicable As required by K.A.R. 5-3-5d, if the works for diversion is a well with a diversion rate of 100 gallons per minute or more, a tube or other device suitable for making water level measurements shall be installed, operated and maintained in accordance with K.A.R. 5-6-13. Applicable \sum Not Applicable The owner of the authorized place(s) of use shall properly install an acceptable water flow meter on or before December 31, 2023, 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 Installation of the works for diversion of water shall be completed on or before December 31, 2023, or within any authorized extension of time. By March 1, 2024 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. ☐ Not Applicable The completed well log shall be submitted with the required notice. Not Applicable ☐ 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 П 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 *Kansas Water Appropriation Law* and the *Rules and Regulations* 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 **APPLICATION APPROVED AND** If you are aggrieved by this order, pursuant to K.S.A. 82a-1901, **SUMMARY ORDER ISSUED** you may request an evidentiary hearing before the Chief Engineer or request administrative review by the Secretary of Agriculture. A request for hearing by the Chief Engineer must be filed within **15 days** of service of this Order and a request for Duly Authorized Designee of the Chief Engineer administrative review by the Secretary must be filed within 30 days pursuant to K.S.A. 77-531. Any request for administrative (Print Name): review must state a basis for review pursuant to K.S.A. 77-527. Division of Water Resources - Kansas Department of Agriculture File any request with Kansas Department of Agriculture, Legal Division, 1320 Research Park Drive, Manhattan, KS Date of Issuance: 66502. Failure to timely request a hearing or review may preclude review under the Kansas Judicial Review Act. State of Kansas) SS For Use by Register of Deeds County of _____ Acknowledged before me on _____ RECEIVED Signature: _____ JAN 0 8 2024 **Notary Public** Stafford Field Office My commission expires: _____ Division of Water Resources (Notary Seal)

APPLICATION FOR APPROVAL TO CHANGE THE PLACE OF USE AND/OR POINT OF DIVERSION SUPPLEMENTAL SHEET

FILE NO. <u>37368</u>

Presently authorized point of diversion:										
One in the		Quarter of the		Quarter of the		Quarter				
of Section		, Township		South, Range						
in	Count	y, Kansas,	feet North	feet West of	Southeast corner of	section.				
Authorized Rate		Authorized Quantity		Depth of well	(feet)					
(DWR use only: Comp	uter ID No	GI	PS	feet North						
☐ This point will not be changed ☐ This point will be changed as follows:										
Proposed point of diversion: (Complete only if change is requested)										
One in theS	outheast	_ Quarter of the	Northwest	Quarter of the	Southwest	Quarter				
of Section		, Township	29	South, Range	1	EAST,				
in <u>Sedgwick</u>		y, Kansas, <u>1,596</u>	feet North _	3,995 feet West of	Southeast corner of	section.				
Proposed Ratesee	e GeoCenter_	Proposed Quantity _	See GeoCente	er_ Proposed well dept	th (feet)N/A					
This point is: Additional Well Geo Center List other water rights that will use this point 37215										

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JAN 08 2024

Stafford Field Office
Division of Water Resources

ADDITIONAL CONDITION TO SUMMARY ORDER APPROVING APPLICATION FOR CHANGE AND IMPOSING CONDITIONS

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

- 1. That this approval is further limited such that both wells of the battery shall be located within a (300) foot radius circle, in the same local source of supply and shall be limited to a total maximum diversion rate not in excess of 800 gallons per minute (1.78 c.f.s.)
- 2. The rate of diversion approved under this appropriation right is further limited to a rate of diversion which combined with the water right set forth in the Certificate of Appropriation issued pursuant to File No. 37,215, will provide a maximum diversion rate not in excess of **800 gallons per minute (1.78 c.f.s.)** from the diversion point described herein.

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JAN 0 8 2024

Stafford Field Office
Division of Water Resources

DWR 1-121-3 (Rev. 01/23/2008)

File No. ____37368