

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
 WATER METER REQUIRED**



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.

RECEIVED
 9:00am
 SEP 25 2024

File No. 39,206

Stafford 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: Luke McClure

22548 SW Adams Rd, Douglass, KS 67039-8661

Phone Number: (316) 258-5571 Email address: mcclurebros@hotmail.com

Name and address of Water Use Correspondent: John D McClure Living Trust

2548 SW Adams Rd, Douglass, KS 67039-8661

Phone Number: (316) 258-5571 Email address: mcclurebros@hotmail.com

3. The presently authorized place of use is:

Owner of Land ---- NAME: McClure Brothers Farms LLC

ADDRESS: 10947 SW 230th St, Douglass, KS 67039

(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	
31	29	4E	24.0	40.0	40.0	40.0	33.0	2.0	13.0	40.0	34.0	4.0		4.0	30.0	40.0	11.0	2.0	357.0

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: * McClure Brothers Farms LLC \\ ** John D & Virginia D McClure

ADDRESS: 10947 SW 230th St, Douglass, KS 67039 \\ 2548 SW Adams Rd, Douglass, KS 67039-8661

(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	
*31	29	4E	24.0	40.0	40.0	40.0	33.0	2.0	13.0	40.0	34.0	4.0		4.0	30.0	40.0	11.0	2.0	357.0
*31	29	4E														15.0	15.0		30.0
**6	30	4E	Lot 4 25.5	Lot 4 25.5	32.0	32.0	2.0			2.0									119.0

For Office Use Only: Code CPU Fee \$ 200⁰⁰ TR # _____ Receipt Date _____ Check # 6626

5. **Presently authorized point of diversion:**
 One in the SE Quarter of the NE Quarter of the SE Quarter
 of Section 31, Township 29 South, Range 4 EAST,
 in Butler County, Kansas, 1680 feet North 200 feet West of Southeast corner of section.
 Authorized Rate 1,890 GPM Authorized Quantity 503 AF Depth of well N/A (feet)
(DWR use only: Computer ID No. 1 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) Applicant desires to create a complete
place of use overlap between File Nos. 31,206 and
41,617

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

9. The change(s) (was)(will be) completed by?
as soon as approved

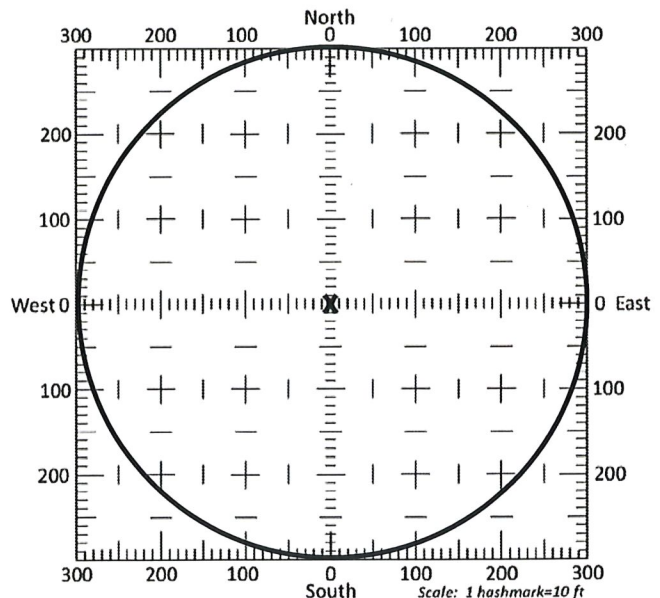
10. If the point of diversion is a well:
 (a) What are you going to do with the old well?
N/A

(b) When will this be done? N/A

11. Groundwater Management District recommendation attached?
 Yes No

12. Assisted by JNE // SFFO

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 McClure Bros Farms LLC, OWNER, Kansas, this 23rd day of September, 20 24.

<u>by Craig J. McClure</u> (Owner)	_____	(Spouse)
<u>Craig J. McClure</u> (Please Print)	_____	(Please Print)
<u>John McClure</u> (Owner)	_____	(Spouse)
<u>John McClure</u> (Please Print)	_____	(Please Print)
_____	_____	(Spouse)
_____	_____	(Please Print)

State of Kansas }
County of Butler } SS

I hereby certify that the foregoing application was signed in my presence and sworn to before me this 23rd day of September, 20 24.



Larry L. Hoover
Notary Public

My Commission Expires 9-4-2026

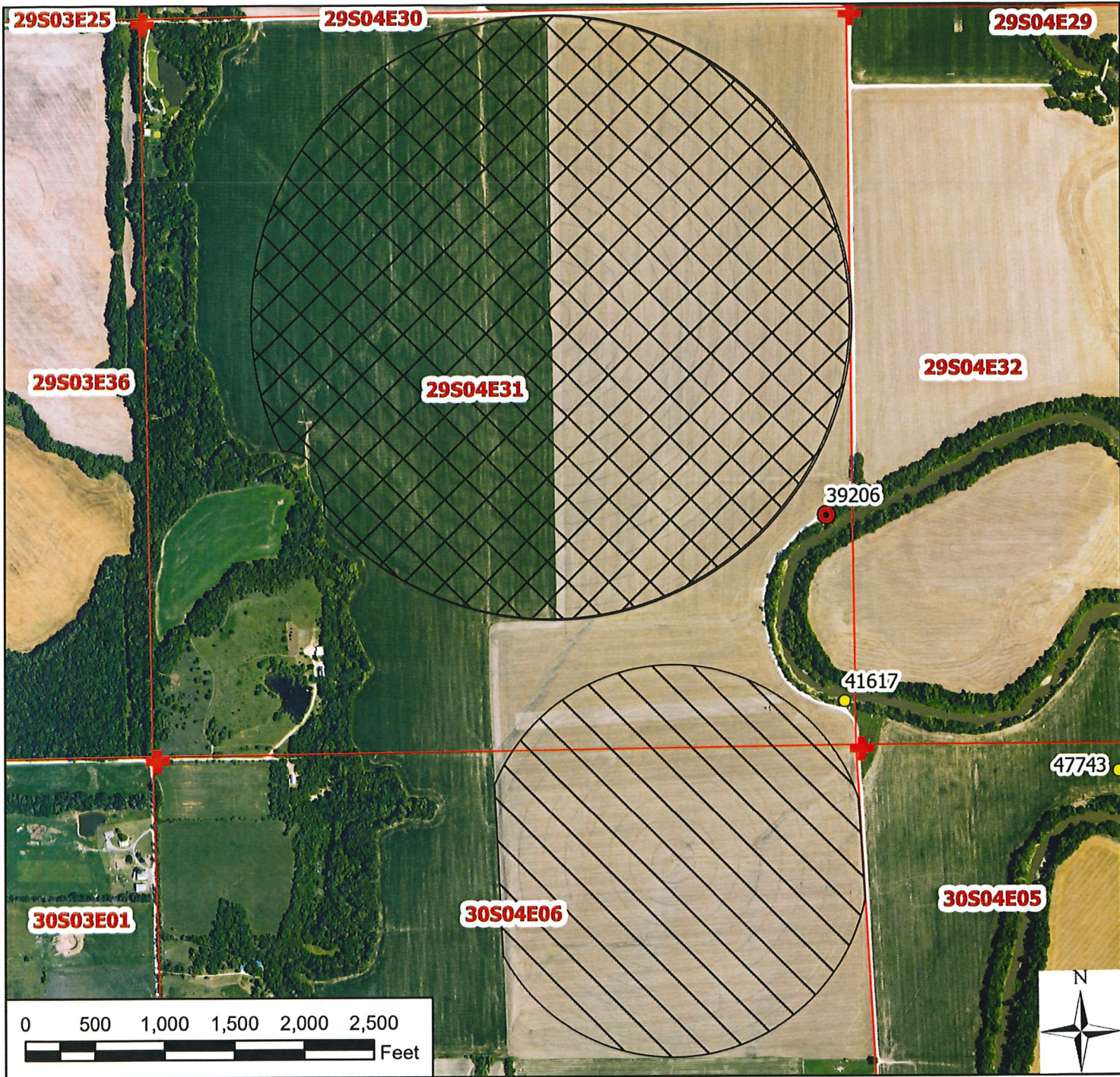
ONLY COMPLETE APPLICATIONS WILL BE PROCESSED. To be complete, all of the applicable portions of the application form must be completed with accurate information; maps, if necessary, must be included; signatures of all the appropriate owners' must be affixed to the application and notarized; and the appropriate 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

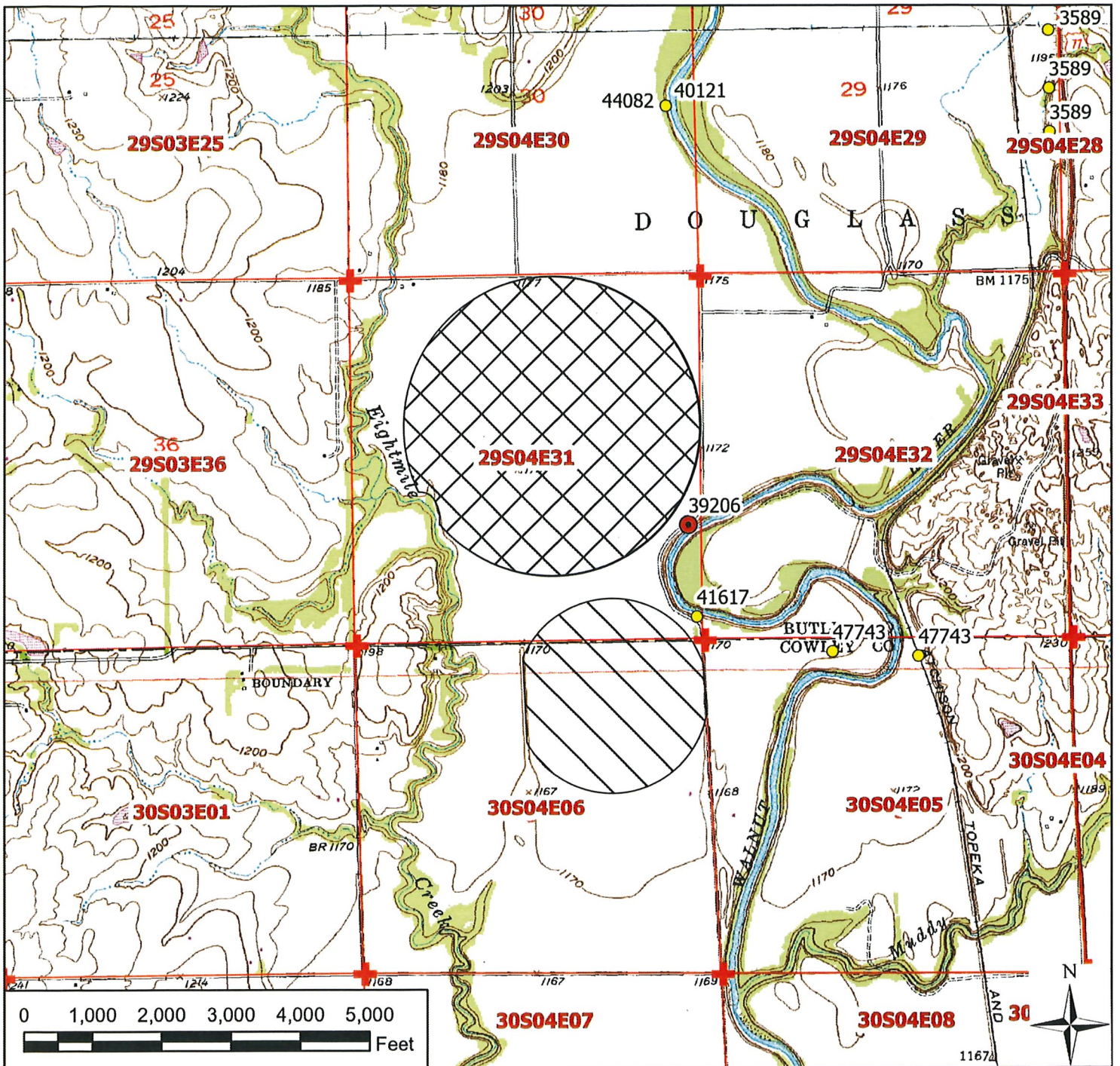
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- Legend**
- Water Appropriations
 - Authorized Point of Diversion
 - ✚ Section Corner
 - ▭ Section Line
 - ▨ Proposed Place Of Use
 - ▧ Authorized Place of Use

Water Appropriation, File No. 39,206
 Change in Place of Use Map
 31-29-4E // Butler County

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Legend

- Water Appropriations
- Authorized Point of Diversion
- ⊕ Section Corner
- ▭ Section Line
- ▨ Proposed Place Of Use
- ▧ Authorized Place of Use

Water Appropriation, File No. 39,206

**Change in Place of Use Map
31-29-4E // Butler County**

To the best of my knowledge, all landowners within one half mile up stream and downstream of the property encompassing the proposed place of use have been shown.

SEP 25 2024