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.

1.	Applicatio	on is he	reby m	nade fo	or appr			. <u>4758</u> hief E		r to ch	ange t	he (ch	eck on	e or b	oth):	٨	REC IC	EIVED): 42 6 202		
						□ P	lace of	fUse		\boxtimes	Point	of Dive	rsion			ç.	- CC 1 1	• 202	4	
	under the	e water	right w	hich is	the su	ubject	of this	applic	ation ir	n acco	rdance	with t	he cor	ditions	s desg	ribed	ELOW A	ield Offic TER RESO		
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3.	The pres	ently au	uthorize	ed plac	ce of u	se is:														
	Owner o	f Land -	NA	ME:	* Hal E	Swar	nson /	/ *Har	old E &	& Donn	na J Tr	ust No	. 2 //	*Guy S	S Swar	nson T	rust //	**Kim	E Brack	
		005	ADDRE	ESS:	* 5500	E Ave	enue G	, Hutc	hinson	KS 67	7501-8	264 //	** 47	45 SW	Fairla	wn Rd	l, Tope	ka, KS	66610	
	(If there is	more th	an one	landow	vner, at	tach su	ppleme	ental sh	eets as	necess	sary.)							a contractor		
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ADDRESS: NO CHANGE

(If there is more than one landowner, attach supplemental sheets as necessary.)

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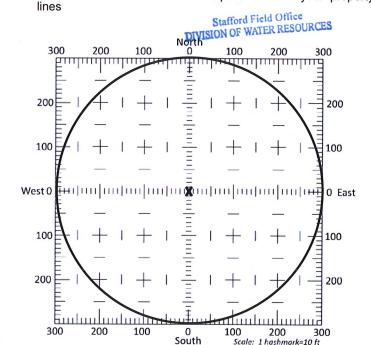
For Office Use Only: Code CLT_Fee \$_100.00 TR #	Receipt Date	Check # <u> </u>
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5.	Presently author	rized point of	<u>f diversion:</u> Geo	o Center	200				es- konsta s
	One in the	SW	Quarter of	f the	SW	Qu	arter of the	SW	Quarter
	of Section	27	, Townshi	ip	23	Sou	uth, Range	5	WEST,
	in <u>Reno</u>	Co	ounty, Kansas, _	138	_ feet North _	4762	_ feet West of	Southeast cor	ner of section.
	Authorized Rate _	168 AF	Authorized	Quantity _	795 GPM	Dept	n of well	(1	feet)
	(DWR use only:	Computer ID) No. <u>14</u>	GP	S	feet	North	feet	Nest)
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	Proposed point	of diversion:	(Complete only	/ if chang	<u>e is requeste</u>	d or if ex	isting point i	s better descri	ibed by GPS)
	One in the SW Quarter of the				SW	Qu	arter of the	SW	Quarter
	of Section 27, Township				23	Sou	uth, Range	5	WEST,
	in <u>Reno</u>	332	_ feet North _	4758	Southeast cor	ner of section.			
	Proposed Rate	168 AF	Proposed C	tuantity	795 GPM	Prop	n (feet)		
l	This point is:	Additional We	II 🛛 Geo Cent	er List of	ther water righ	ts that wi	ll use this poin	t <u>49601-D1 & 4</u>	19601-D2 .
6.	Presently author	ized point of	diversion: BAT	rt 1 of 4 \	Nells (New W	ell) (NW	Well)		
	One in the		Quarter of	the		Qua	arter of the		Quarter
	of Section								
	in								
	Authorized Rate								

Authorized Rate _		<u>Authorized Quantity</u>		Depth of well	(feet)	
(DWR use only: (Computer ID	No GI	<u> </u>	feet North	feet West)
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Proposed point o	f diversion: (Complete only if chan	ge is request	ed or if existing point	is better described	by GPS)
One in the	SW	Quarter of the	SW	Quarter of the	SW	Quarter
of Section	27	, Township	23	South, Range	5	WEST,
in <u>Reno</u>	Cou	nty, Kansas, <u>524</u>	feet North _	4955 feet West of	of Southeast corner o	f section.
Proposed Rate	See Geo	_ Proposed Quantity _	See Geo	Proposed well dept	th (feet) 30	
This point is: 🔲 A	dditional Well	Geo Center List o	other water rig	hts that will use this poi	nt 49601-D1 & 49601	1-D2 .

7. The changes herein are desired for the following reasons? (please be specific) <u>Adding a 3rd and 4th well to reduce</u> <u>stress on existing wells of battery and maintain pump</u> <u>rate.</u> Currently authorized 3rd and 4th well were never drilled.

- 8. If a well, is the test hole log attached? Yes X No
- The change(s) (was)(will be) completed by? As soon as possible
- 10. If the point of diversion is a well:
 - (a) What are you going to do with the old well?
 - N/A Adding wells to the battery.
 - (b) When will this be done? <u>N/A</u>
- 12. Assisted by JNE // SFFO
- 13a. If the proposed point of diversion will be relocated <u>more than 300</u> <u>feet but within 2,640 feet</u> 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

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.)

 - (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, Kansas,	this and day of May , 20,24.
6/lla	Valeri Brack
(Owner)	(Spouse)
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
(Owner)	(Spouse) MAY 0 6 2022
(Please Print)	(Please Print) Stafford Field Office (Please Print)
State of Kansas	
of, 20_2 NOTARY PUBLIC - State of Kansas DEE DEE MARKER	
My Commission Expires 10 M 2	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

APPLICATION FOR APPROVAL TO CHANGE THE PLACE OF USE AND/OR POINT OF DIVERSION SUPPLEMENTAL SHEET FILE NO. <u>47585</u>

One in the
of Section
in
Authorized Rate
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One in theSWQuarter of theSWQuarter of theSWQuarter of theSWQuarter of Section77, Township3South, Range5WEST, in RenoCounty, Kansas, _528 feet North4552 feet West of Southeast corner of section. Proposed RateSee GeoProposed QuantitySee GeoProposed well depth (feet)30 This point is: Standard WellGeo Center List other water rights that will use this point 49601-D1 & 49601-D2 Presently authorized point of diversion: BATT 1 of 4 Wells (SW Well) One in theSWQuarter of theSWQuarter of theSWQuarter of theSWQuarter of Section27, Township23South, Range5WEST, in RenoCounty, Kansas,135 feet North4964 feet West of Southeast corner of section. Authorized RateSee GeoAuthorized QuantitySee GeoDepth of well30(feet) (DWR use only: Computer ID No. 9GPSfeet North16et Northfeet West) Shis point will not be changedThis point will be changed as follows:No change, point is better described by GPS) One in theQuarter of theQuarter of theQuarter of theQuarter of theQuarter of theQuarter of theGuarter of theGuarter of theQuarter of theQuarter of theGUARTER of Section
of Section 27 , Township 23 South, Range 5 WEST, in Reno County, Kansas, 528 feet North 4552 feet West of Southeast corner of section. Proposed Rate See Geo Proposed Quantity See Geo Proposed well depth (feet) 30 This point is: Additional Well Geo Center List other water rights that will use this point <u>49601-D1 & 49601-D2</u> Presently authorized point of diversion: BATT 1 of 4 Wells (SW Well) One in the SW Quarter of the SW Quarter of the of Section 27 , Township 23 South, Range 5 WEST, in Reno County, Kansas, 135 feet North 4964 feet West of Southeast corner of section. Authorized Rate See Geo Authorized Quantity See Geo Depth of well 30 (feet) (DWR use only: Computer ID No. 9 GPS feet North
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Proposed Rate Proposed Quantity Proposed well depth (feet) This point is: 🛛 Additional Well 🔲 Geo Center List other water rights that will use this point <u>49601-D1 & 49601-D2</u> .
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One in the SW Quarter of the SW Quarter of the SW Quarter
of Section 27 Township 23 South, Range 5 WEST,
in <u>Reno</u> County, Kansas, <u>142</u> feet North <u>4561</u> feet West of Southeast corner of section.
Authorized Rate <u>See Geo</u> Authorized Quantity <u>See Geo</u> Depth of well <u>30</u> (feet)
(DWR use only: Computer ID No. <u>12</u> GPS feet North feet West)
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Stafford Field Office DIVISION OF WATER RESOURCES

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. 47942 00

1.	A change application was received on	\cap	1	land	1,à	20	64	requesting that the place of use and / or point of hanged as described in the application.
	diversion authorized under the above	-re	fe	renced file	e num	ber	be c	hanged 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 2. the topographic map accompanying the application to change the place of use. 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 3. previously authorized. The point of diversion authorized by this summary order shall be located within a <u>50</u> radius of the authorized point(s) of diversion. foot
- 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. 4.
- The point(s) of diversion authorized herein shall not actually be located more than 244 feet from the previously 5. Applicable D Not Applicable authorized point(s) of diversion.
- 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 6. 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
- The owner of the authorized place(s) of use shall properly install an acceptable water flow meter on or before December 31, 2024, 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 reading of the water flow meter and the total quantity of water diverted and the total q 7. annually to the Chief Engineer by March 1 following the end of each calendar year. Applicable
- Applicable ☐ Not Applicable
 Installation of the works for diversion of water shall be completed on or before December 31, 2024, Becwithin any authorized extension of time. By March 1, 2025 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 1997 0 6 2024
 Installation of the works for diversion of the works for diversion has been completed, on the form provided by the Chief Engineer, as required by K.A.R. 5-8 1997 0 6 2024 8.
- 9. The completed well log shall be submitted with the required notice. Applicable Not Applicable In the provide of the submitted with the required notice. Applicable In the provide of the submitted with an in-line, automatic, quick-closing check valve capable of preventing pollution of the source of the water supply. Ut has check valve(s) shall be installed, operated and maintained in accordance with K.A.R. 5-3-5c. Applicable Interval Applicable
- ☐ Yes No No 11. Additional Conditions are attached.
- 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

If you are aggrieved by this order, pursuant to K.S.A. 82a-1901, 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 administrative review by the Secretary must be filed within **30** days pursuant to K.S.A. 77-531. Any request for administrative review must state a basis for review pursuant to K.S.A. 77-527. File any request with Kansas Department of Agriculture, Legal Division, 1320 Research Park Drive, Manhattan, KS 66502. Failure to timely request a hearing or review may preclude review under the Kansas Judicial Review Act.

For Use by Register of Deeds

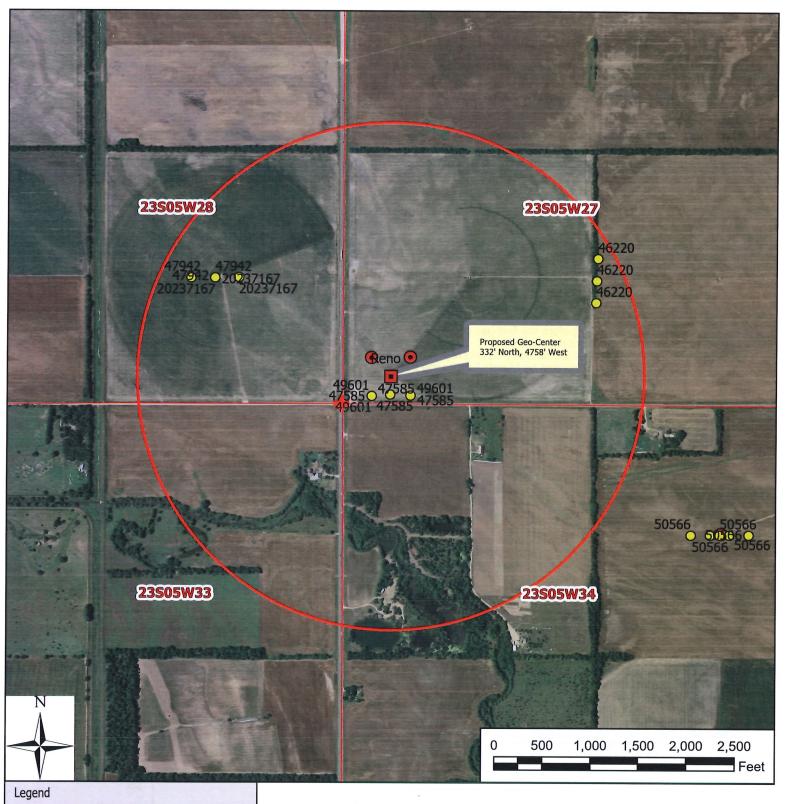
By: Duly Authorized Designee of the Chief Engineer (Print Name): Division of Water Resources - Kansas Department of Agriculture Date of Issuance: State of Kansas) SS County of Acknowledged before me on by __ Signature: Notary Public My commission expires:

FOR OFFICE USE ONLY

APPLICATION APPROVED AND

SUMMARY ORDER ISSUED

(Notary Seal)



Water Appropriation

- Proposed Battery Well
- Proposed Geo-Center
- Section Corner
- Section Line
- Half-Mile

Water Right, File Nos. 47585, 49601-D1 & 49601-D2

Change in Point of Diversion Map 27-23-5W // Reno County

MAY 0 6 2024

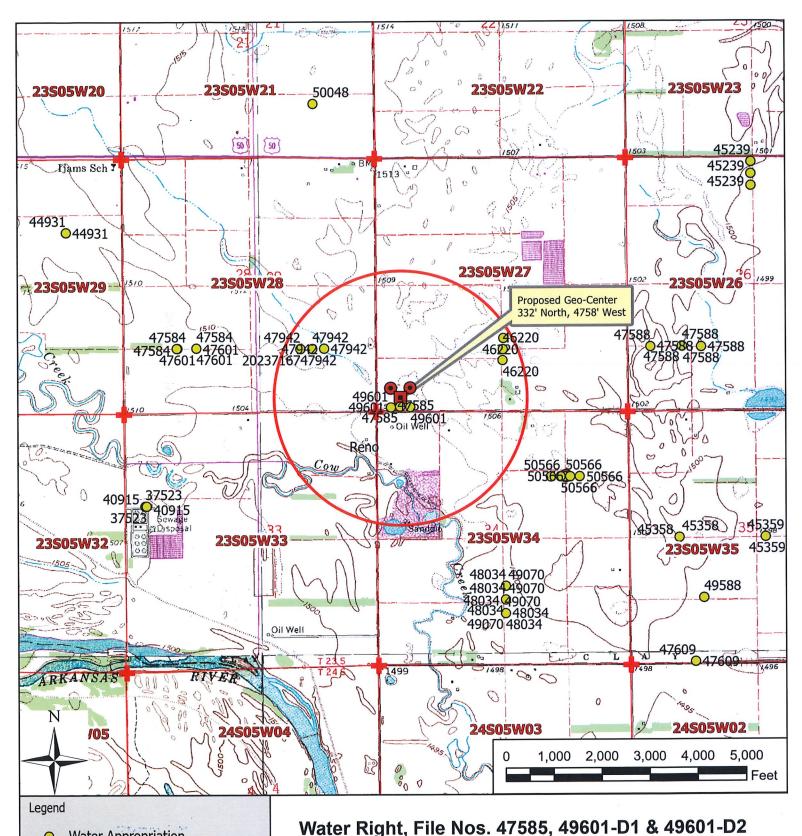
Stafford Field Office DIVISION OF WATER RESOURCES

To the best of my knowledge, all points of diversion within one-half mile of the proposed point of diversion have been shown.

Signature / Date

04/22/2024 JNE/SFFO 1:12,000

OL



Water Appropriation 0

- **Proposed Battery Well** 0
- **Proposed Geo-Center**
- Section Corner
- Section Line
- Half-Mile

Signature / Date

Change in Point of Diversion Map

proposed point of diversion have been shown.

27-23-5W // Reno County

04/22/2024 JNE/SFFO 1:24,000

To the best of my knowledge, all points of diversion within one-half mile of the

RECEIVED

MAY 0 6 2024

Stafford Field Office

RCES