

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.

File No. 47585

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

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 DIVISION OF WATER RESOURCES

2. Name and address of Applicant: Matt & Valerie Brack  
4001 E Avenue G, Hutchinson KS 67501-8280

Phone Number: (620) 694-4018                      Email address: brackv@gmail.com

Name and address of Water Use Correspondent: Matt & Valerie Brack  
4001 E Avenue G, Hutchinson KS 67501-8280

Phone Number: (620) 694-4018                      Email address: brackv@gmail.com

3. The presently authorized place of use is:  
 Owner of Land ---- NAME: \* Hal E Swanson // \*Harold E & Donna J Trust No. 2 // \*Guy S Swanson Trust // \*\*Kim E Brack  
 ADDRESS: \* 5500 E Avenue G, Hutchinson KS 67501-8264 // \*\* 4745 SW Fairlawn Rd, Topeka, KS 66610  
 (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	
27	23S	5W									32.0	32.0	31.0	31.0					126.0

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: NO CHANGE  
 ADDRESS: NO CHANGE  
 (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 CLT Fee \$ 100.00 TR # \_\_\_\_\_ Receipt Date \_\_\_\_\_ Check # 2698

5. **Presently authorized point of diversion: Geo Center**

One in the SW Quarter of the SW Quarter of the SW Quarter of Section 27, Township 23 South, Range 5 WEST, in Reno County, Kansas, 138 feet North 4762 feet West of Southeast corner of section. Authorized Rate 168 AF Authorized Quantity 795 GPM Depth of well --- (feet)

**(DWR use only: Computer ID No. 14 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 SW Quarter of the SW Quarter of the SW Quarter of Section 27, Township 23 South, Range 5 WEST, in Reno County, Kansas, 332 feet North 4758 feet West of Southeast corner of section. Proposed Rate 168 AF Proposed Quantity 795 GPM Proposed well depth (feet) ---

This point is:  Additional Well  Geo Center List other water rights that will use this point 49601-D1 & 49601-D2

6. **Presently authorized point of diversion: BATT 1 of 4 Wells (New Well) (NW Well)**

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 SW Quarter of the SW Quarter of the SW Quarter of Section 27, Township 23 South, Range 5 WEST, in Reno County, Kansas, 524 feet North 4955 feet West of Southeast corner of section. Proposed Rate See Geo Proposed Quantity See Geo Proposed well depth (feet) 30

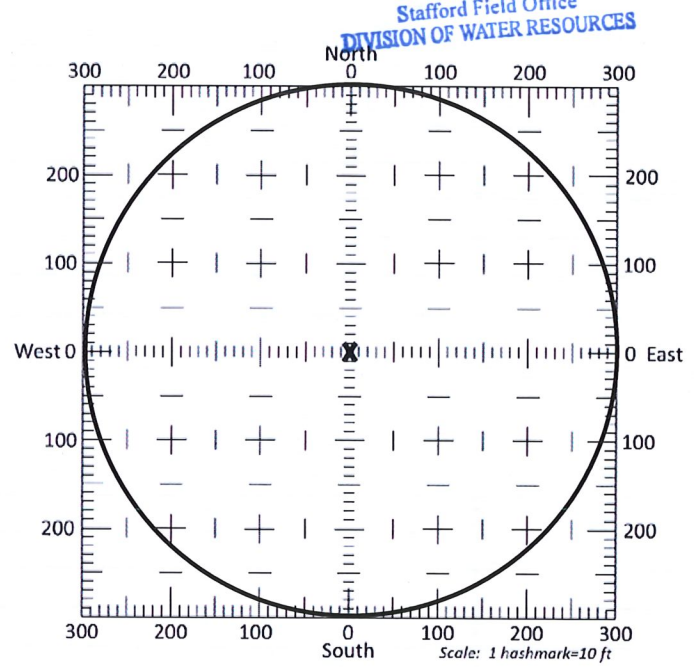
This point is:  Additional Well  Geo Center List other water rights that will use this point 49601-D1 & 49601-D2

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

8. If a well, is the test hole log attached?  Yes  No
9. 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? 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 Hutchinson, Kansas, this 2nd day of May, 2024.

[Signature]  
\_\_\_\_\_  
(Owner)

Valerie Brack  
\_\_\_\_\_  
(Spouse)

Matt Black  
\_\_\_\_\_  
(Please Print)

Valerie Brack  
\_\_\_\_\_  
(Please Print)

\_\_\_\_\_  
(Owner)

\_\_\_\_\_  
(Spouse)

\_\_\_\_\_  
(Please Print)

\_\_\_\_\_  
(Please Print)

\_\_\_\_\_  
(Owner)

\_\_\_\_\_  
(Spouse)

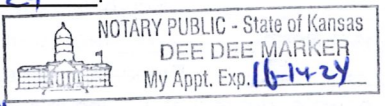
\_\_\_\_\_  
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\_\_\_\_\_  
(Please Print)

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State of Kansas }  
County of Ro } SS

I hereby certify that the foregoing application was signed in my presence and sworn to before me this 2 day of May, 2024.



[Signature]  
\_\_\_\_\_  
Notary Public

My Commission Expires 10-14-24

**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. 47585

**Presently authorized point of diversion: BATT 1 of 4 Wells (New Well) (NE Well)**  
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 SW Quarter of the SW Quarter of the SW Quarter  
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 49601-D1 & 49601-D2 \_\_\_\_\_

**Presently authorized point of diversion: BATT 1 of 4 Wells (SW Well)**  
One in the SW Quarter of the SW Quarter of the SW Quarter  
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 \_\_\_\_\_ 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 49601-D1 & 49601-D2 \_\_\_\_\_

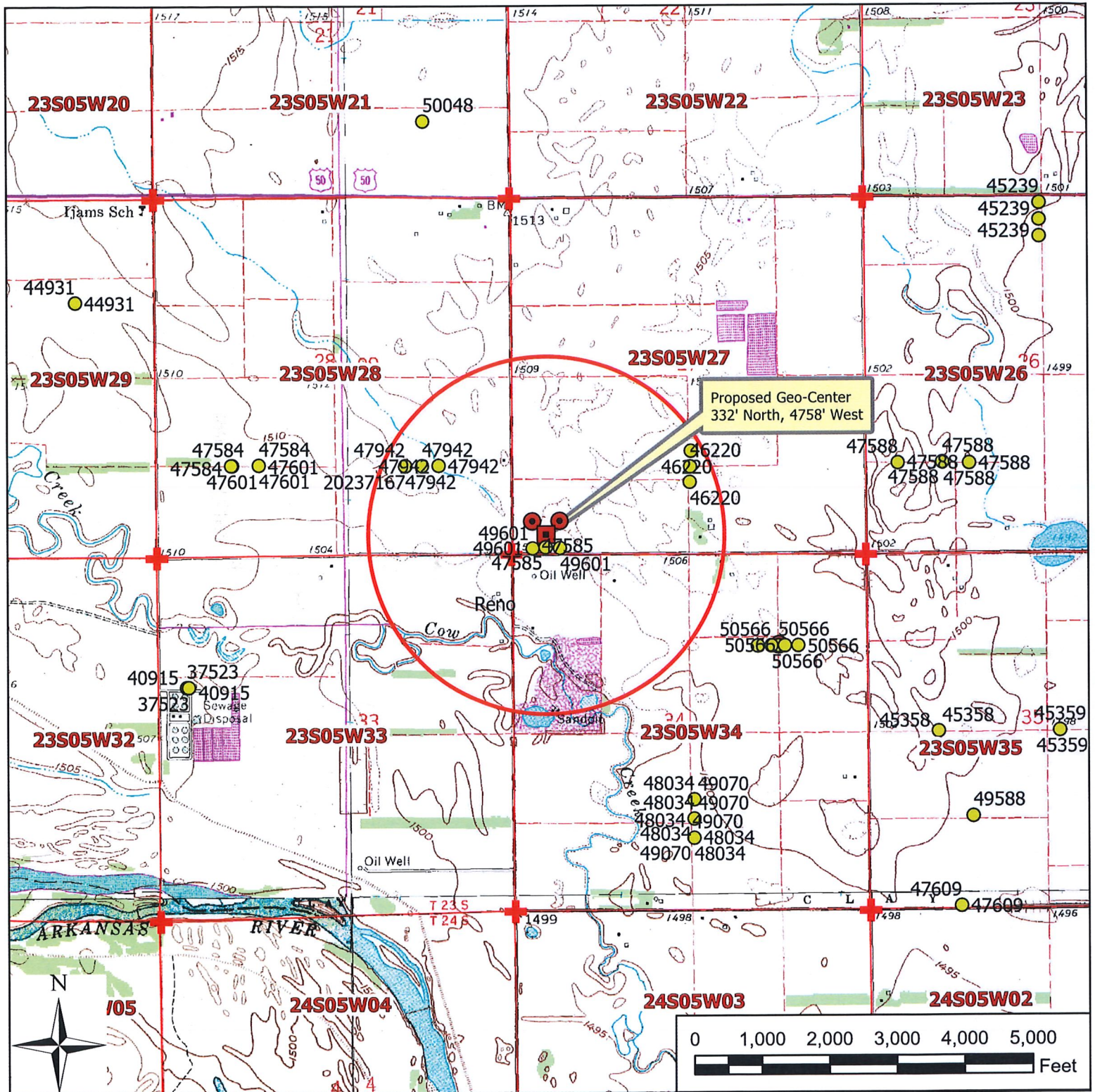
**Presently authorized point of diversion: BATT 1 of 4 Wells (SE Well)**  
One in the SW Quarter of the SW Quarter of the SW Quarter  
of Section 27, Township 23 South, Range 5 WEST,  
in Reno County, Kansas, 142 feet North 4561 feet West of Southeast corner of section.  
Authorized Rate See Geo Authorized Quantity See Geo Depth of well 30 (feet)  
(DWR use only: Computer ID No. 12 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 49601-D1 & 49601-D2 \_\_\_\_\_

**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 \_\_\_\_\_

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- Legend**
- 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

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

*[Handwritten Signature]* 4/27/2024

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