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.

than		or if pla	ace of	use wi															ion is greater osed point(s)
		•				F	ile No	. <u>4960</u>	1-D1		301	erra s	inch pack	31316 <u>l</u>			MAY	RECEIVA 10: C 0 6 2	14
1.	Applicati	on is he	ereby n	nade fo	or appi	roval o	f the C lace of	hief E f Use	nginee	er to ch	ange t	he (ch	eck or ersion	ne or b	oth):	DIVISIO	Stafford N OF W	Field Of	Tice SOURCES
	under the water right which is the subject of this application in accordance with the conditions described below.																		
14	The sour	ce of su	apply is	s:		⊠ G	round	water			Surfac	ce wate	er						
	Name ar 4001 E <i>A</i>							Brack	de la la	<u>.</u>		oir .	T. 17. 1					118	
	Phone N					37001	0200		Email	addres	ss: bra	ackv@	gmail.	com			Andrew Art	- CI	Property
					1	orresp	onden					TENTO	5 2 2 5	17	liel I		AST I	12. htt	no en T
1400	Name and address of Water Use Correspondent: <u>Matt &amp; Valerie Brack</u> 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 o	f Land -	NA	AME:	* Hal E	Swar	nson /	/ *Har	old E 8	<u> Donr</u>	na J Tr	<u>ust No</u>	. 2 //	*Guy S	S Swa	nson T	rust //	**Kim	E Brack
			ADDRI	ESS:	* 5500	E Ave	enue G	, Hutc	hinson	KS 67	7501-8	264 //	** 47	45 SW	/ Fairla	awn Ro	l, Tope	eka, KS	66610
	(If there is	more th	an one	landov	ner, at	tach su	ppleme	ental sh	eets as	neces	sary.)	N	æſĹ	] Ybe	dustin	ges 24	1 1801	46,5	New s.H. 8
10 m 30 m 3		NE¼			NW¼			SW¼				SI	Ε1/4		TOTAL ACRES				
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27	23S	5W			,	7			191		32.0	32.0	31.0	31.0			25.00	MH, 192	126.0
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	If this ap Owner o	f Land -	NA ADDRI	AME: ESS:	NO CH	HANGI HANGI		/				ace of	use be	e chan	ged to			e e e e e e e e e e e e e e e e e e e	MUSER (B) Wes
Tr.					Ξ1/4				N1/4			SV	V1/4		124	S	E1⁄4		TOTAL
Sec	. Twp.	Range	NE¼	NW¼	SW1/4	SE¼	NE¼	NW¼	SW1/4	SE1/4	NE¼	NW¼	SW1/4	SE1/4	NE¼	NW¼		SE¼	ACRES
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Check # 21098

Receipt Date

For Office Use Only: Code TR#

_	Procently author	rized point of	diversion: Geo Center							
5.				CVA	0	0)4/	0 1			
	one in the	<u> </u>	Quarter of the	SVV	Quarter of the	SVV	Quarter			
			, Township							
			unty, Kansas, <u>138</u>							
			Authorized Quantity _							
			No. <u>14</u> GP				•			
			⊠This point will be change (Complete only if chang							
			Quarter of the							
	of Section	27	, Township	23	Quarter of the	5	Quarter			
			unty, Kansas, <u>332</u>							
			Proposed Quantity							
			☐ Geo Center List o							
L	11113 polititis. [] 7	taattoriai vven		ther water rigi	its that will use this point	47 303 & 4900 T	-02			
6.	Presently author	ized point of	diversion: BATT 1 of 4	Wells (New V	Vell) (NW Well)					
٥.			Quarter of the				Ouerter			
			, <del>Quarter of the</del> , <del>Township</del>							
			unty, Kansas,							
			Authorized Quantity _							
- 1										
	(DWR use only: Computer ID No GPS feet North feet West)  This point will not be changed									
	Proposed point of diversion: (Complete only if change is requested or if existing point is better described by GPS)									
			Quarter of the , Township							
	in Peno	Col	, rownship	foot North	South, Range	Southoost corns	VVESI,			
	Proposed Pate	COL	unty, Kansas, <u>524</u> Proposed Quantity	_ leet North _	Proposed well death	(fact)	o section.			
			Geo Center List of							
L	тпо роппа. П	taditional vven		iner water rigi	its that will use this point	47303 & 49001-	- <u>DZ</u> .			
7.	The changes here	in are desired	for the following reasons	s?						
	(please be specific)	) <u>Adding a 3<sup>rd</sup> a</u>	and 4th well to reduce		North	100 ECETVED				
	stress on the curre	nt wells.		300	200 100 0		300			
	1000			E	<u> </u>	00	e cs			
8.	If a well, is the test	hole log attach	ed? 🗌 Yes 🔀 No	E		MAI	Id OF OURCES			
		J		200	-1/+ 1 + 1 =	Stafford 11.4	IN OFFICES			
9.	The change(s) (was	s)(will be) comp	oleted by?	E	-/ =	WISION OF	\=			
	As soon as possible	е		100	$I_{1} + I_{1} + I_{2} = I_{2}$	1 + 1 +	100			
				1			1			
10.	If the point of divers			E	<u>.</u>		. 3			
	(a) What are you	going to do with	the old well?	West 0	#dun mdun mdos <b>\$</b> 0	գրութույրութու	O East			
	N/A Adding wells to	the hattery		<u> </u>			4			
				100	<b>-</b> 1 + 1 + 1 = 1	1 + 1 +	100			
	(b) When will this	be done? <u>N/A</u>		E						
				. <u>.</u> E			<b>/</b> ]			
11.	Groundwater Mana		recommendation attached	J? 200 €	-141+1=	+   +/	200			

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 according point of diversion, attach a topographic map or according to the existing 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 the existing po 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

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.)

0 South

12. Assisted by JNE // SFFO

300

200

100

00 200 30 Scale: 1 hashmark=10 ft

100

14. If the proposed groundwater point of diversion is 500 or lewer reet north	the existing point of diversion, complete the following.
(a) Does the undersigned represent all owners of the currently authori  ☐ Yes ☐ No (If no, all owners must sign this applicate	
(b) Will the ownership interest of any owner of the currently authorize 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 subst.   ☐ Yes ☐ No (If no, all owners must sign this application)	
If the application proposes a surface water change in point of diversion, a goor a change in place of use, the application must be signed by all owners or agent (attach notarized statement authorizing representation).	roundwater change in point of diversion greater than 300 feet, f the currently authorized place of use, or their duly authorized
I hereby verify, being first duly sworn upon my oath or affirmating age and the owner, the spouse of the owner, or a duly authorize their behalf, in regards to the water right(s) to which 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	
	Valley Brack
(Owner)	(Spouse)
(Please Print)	(Please Print)
(Flease Fillit)	(Flease Fillity
(Owner)	(Spouse)
well state lies be regard.	Proposes Nute - Protosed Ocaes
(Please Print)	(Please Print)
(Owner)	(Spouse) RECEIVED
2A Scout Range 5 MEST	MAY -
(Please Print)	(Please Print) 6 2024
State of Kansas ) SS	DIVISION OF WATER RESOURCE
County of Land	MER RESOURCE
I hereby certify that the foregoing application was signed in my of, 20	y presence and sworn to before me this day
NOTARY PUBLIC - State of Kansas  DEE DEE MARKER	All
My Commission Expires 1014-24 My Appt. Exp. 10 14 24	Notary Public
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	E
Each application to change the place of use or the point of diversion under forth in the schedule below: Make checks payable to: Kansas Departmer  (1) Application to change a point of diversion 300 feet or less  (2) Application to change a point of diversion more than 300 feet .	this section shall be accompanied by the application fee set nt of Agriculture \$100 \$200
(3) Application to change the place of use	420

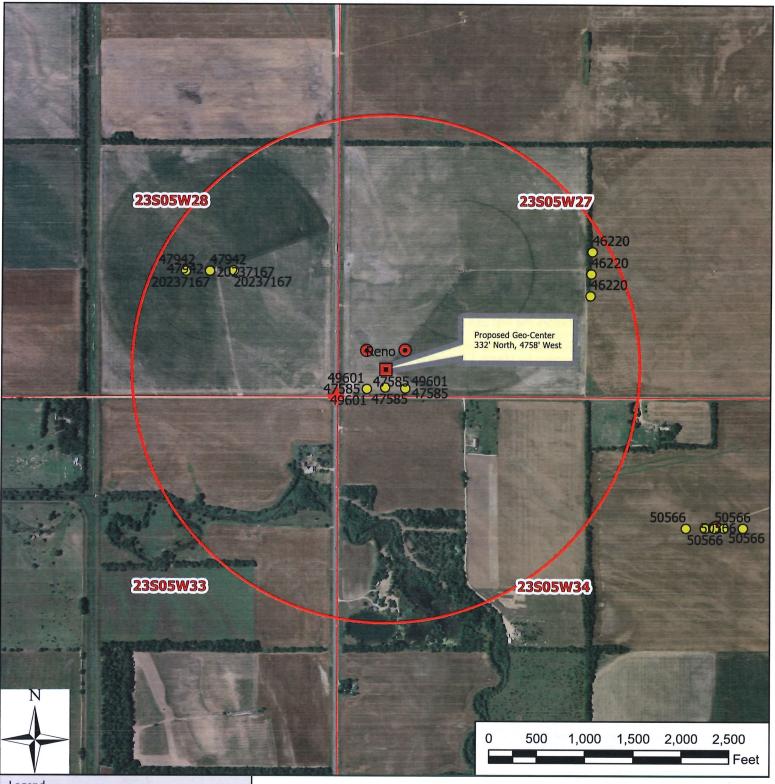
### APPLICATION FOR APPROVAL TO CHANGE THE PLACE OF USE AND/OR POINT OF DIVERSION SUPPLEMENTAL SHEET

FILE NO. <u>49601-D1</u>

Presently authorized p	point of diversion: BATT 1 of	4 Wells (New W	ell) (NE Well)					
	Quarter of the			Quarter				
of Section	, Township	- 15	South, Range	(E/W).				
in	County, Kansas,	feet North	feet West of S	outheast corner of section.				
Authorized Rate	Authorized Quantity	_	Depth of well	(feet)				
	puter ID No G							
	hanged  This point will be changed							
	ersion: (Complete only if char							
One in the St	W Quarter of the	SW	Quarter of the	SW Quarter				
of Section	27 Township	23	South Range	5 WEST				
in Reno	27, Township County, Kansas,528	feet North	4552 feet West of Sc	outheast corner of section				
Proposed Rate See	e Geo Proposed Quantity	See Geo	Proposed well depth (f	eet) 30				
This point is: Addition	onal Well Geo Center List	other water right	that will use this point 4	7585 & 49601-D2				
The point io. Zartaatio	That Troil Goo Golitici Elst	other water right	s that will use this point -	7303 & 43001-D2				
Presently authorized p	point of diversion: BATT 1 of 4	4 Wells (SW We	II)	The second secon				
One in theS\	W 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 So	outheast corner of section				
	e Geo Authorized Quantity							
(DWR use only: Comp	outer ID No. 9 G	PS	feet North	feet West)				
⊠This point will not be ch	nanged This point will be change	ged as follows:	No change, point better de	scribed with GPS as follows:				
	ersion: (Complete only if char							
	Quarter of the							
	, Township							
in	, rownering	feet North	feet \Mest of Sc	outheast corner of section				
Proposed Rate	Proposed Quantity		Proposed well depth (fe	act				
	onal Well  Geo Center List							
One in theS\	Doint of diversion: BATT 1 of 4 W Quarter of the 27 , Township	SW	Quarter of the	SW Quarter 5 WEST.				
in Reno	County, Kansas, 142	feet North	4561 feet West of So	outheast corner of section.				
Authorized Rate See	e Geo Authorized Quantity	See Geo	Depth of well 3	(feet)				
(DWR use only: Comp	outer ID No. 12 Gi	PS	feet North	feet West)				
☐This point will not be ch	(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:							
	ersion: (Complete only if chan							
	Quarter of the							
of Section	, Township		South. Range	(E/W).				
in	County, Kansas,	feet North	feet West of So	outheast corner of section.				
Proposed Rate	Proposed Quantity _		Proposed well depth (fe	eet)				
This point is: Additio	nal Well  Geo Center List	other water right	s that will use this point 4	7585 & 49601-D2				
			<u>.</u>					
Presently authorized p				7.3				
One in the	Quarter of the		Quarter of the	Quarter				
of Section	Township		South Dance	$(E \Lambda \Lambda \Lambda)$				
	, томпынр		<u> эошп, кануе</u>	(L/VV),				
in	County, Kansas,	feet North	feet West of Sc	outheast corner of section.				
in Authorized Rate	County, Kansas,	feet North	feet West of Sc	outheast corner of section.				
Authorized Rate (DWR use only: Comp	County, Kansas, Authorized Quantity outer ID No GI	feet North  PS	feet West of So Depth of well feet North	outheast corner of section(feet) feet West)				
Authorized Rate (DWR use only: Comp This point will not be ch	County, Kansas, Authorized Quantity outer ID No Gl nanged	feet North PS ged as follows: □	feet West of So Depth of wellfeet North No change, point better des	outheast corner of section.  (feet)  feet West)  cribed with GPS as follows:				
Authorized Rate (DWR use only: Comp This point will not be ch	County, Kansas, Authorized Quantity outer ID No GI	feet North PS ged as follows: □	feet West of So Depth of wellfeet North No change, point better des	outheast corner of section.  (feet)  feet West)  cribed with GPS as follows:				
Authorized Rate (DWR use only: Comp This point will not be ch Proposed point of dive	County, Kansas, Authorized Quantity  Puter ID No. Branged This point will be changersion: (Complete only if changersion: Quarter of the	feet North PS ged as follows: ge is requestee	feet West of So Depth of well feet North No change, point better dea lor if existing point is b Quarter of the	theast corner of section.  (feet)  feet West)  cribed with GPS as follows:  etter described by GPS)  Quarter				
Authorized Rate (DWR use only: Comp This point will not be ch Proposed point of dive	County, Kansas, Authorized Quantity  Puter ID No. Branged This point will be changersion: (Complete only if changersion: Quarter of the	feet North PS ged as follows: ge is requestee	feet West of So Depth of well feet North No change, point better dea lor if existing point is b Quarter of the	theast corner of section.  (feet)  feet West)  cribed with GPS as follows:  etter described by GPS)  Quarter				
Authorized Rate	County, Kansas, Authorized Quantity Outer ID No. Banged ☐This point will be changersion: (Complete only if changersion: Quarter of the Township County, Kansas,	reet North  ps ged as follows:  ge is requested  feet North	feet West of So Depth of well feet North No change, point better deal or if existing point is b Quarter of the South, Range feet West of So	cutheast corner of section.  (feet)  feet West)  scribed with GPS as follows:  etter described by GPS)  Quarter  (E/W),  outheast corner of section.				
Authorized Rate  (DWR use only: Comp  This point will not be ch  Proposed point of dive  One in the  of Section  in  Proposed Rate	County, Kansas, Authorized Quantity  Duter ID No.  Branged This point will be changersion: (Complete only if chan	reet North	feet West of So Depth of well feet North No change, point better deal or if existing point is b Quarter of the South, Range feet West of So Proposed well depth (feet)	cutheast corner of section.  (feet) (				

# SUMMARY ORDER APPROVING APPLICATION FOR CHANGE AND IMPOSING CONDITIONS

provi With	sions of the Kansas Water Appropriation Law, K.S.A. 82a-	8b, as amended, and K.A.R. 5-5-1, <i>et seq.</i> and other applicable 701 et. seq., and rules and regulations promulgated thereunder n, this Summary Order does not change the terms, conditions and					
1. /	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.						
2. (	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						
3.	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.						
4.	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						
5.	The point(s) of diversion authorized herein shall not actually be located more than 244 feet from the previously 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 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   Not 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 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, 2024, or within 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. 5-8-4e.   ☑ Applicable ☐ Not Applicable						
9.	The completed well log shall be submitted with the requ	ired notice. ⊠ Applicable ☐ Not Applicable					
10. /	with an in-line automatic quick-closing check valve capa	foreign substance will be injected into the water shall be equipped ble of preventing pollution of the source of the water supply. The in accordance with K.A.R. 5-3-5c. ☑ Applicable ☐ Not Applicable					
	Additional Conditions are attached.						
12.	water appropriated under the above-referenced file numb limitations, as amended and/or supplemented by this Sun Appropriation Law and the Rules and Regulations promu	A.R. 5-5-14, all of the owners of the authorized place(s) of use of the are responsible for compliance with its terms, conditions and mary Order, and with applicable provisions of the Kansas Water algated thereunder. Failure to comply with these provisions may be needed, and/or the suspension or revocation and dismissal of the constant of the const					
A	Administrative Appeal and Effective Date of Order	FOR OFFICE USE ONLY					
If you	u are aggrieved by this order, pursuant to K.S.A. 82a-1901,	APPLICATION APPROVED AND Field Office SUMMARY ORDER ISSUED WATER RESOUR					
you i	may request an evidentiary hearing before the Chief	SUIVINIARY ORDER ISSUED THE RESOUR					
Agric	neer or request administrative review by the Secretary of culture. A request for hearing by the Chief Engineer must be	By: Duly Authorized Designee of the Chief Engineer					
filed admi	within 15 days of service of this Order and a request for inistrative review by the Secretary must be filed within 30						
days	s pursuant to K.S.Á. 77-531. Any request for administrative www.must state a basis for review pursuant to K.S.A. 77-527.	(Print Name):					
File a	any request with Kansas Department of Agriculture,	Date of Issuance:					
6650	al Division, 1320 Research Park Drive, Manhattan, KS 02. Failure to timely request a hearing or review may	State of Kansas ) ) SS					
prec	lude review under the Kansas Judicial Review Act.  For Use by Register of Deeds	) SS					
	For ose by Register of Deeds	County of)					
		Acknowledged before me on					
		by					
		Signature:Notary Public					
	ing perturbation	Notary Public					
		My commission expires:					
		(Notary Seal)					



## Legend

- Water Appropriation
- Proposed Battery Well
- **Proposed Geo-Center**
- Section Corner
- Section Line

Half-Mile

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

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

MAY 0 6 2024

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

