

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.

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14:35

KS Dept. of Agriculture

File No. 49766

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: Michael P. McGinn  
1123 W. 4<sup>th</sup> Street, Sedgwick, KS 67135

Phone Number: (316) 727-7171                      Email address: mike@mcginnfarms.com

Name and address of Water Use Correspondent: McGinn Land Co., LLC  
1123 W. 4<sup>th</sup> Street, Sedgwick, KS 67135

Phone Number: (316) 727-7171                      Email address: mike@mcginnfarms.com

3. The presently authorized place of use is:  
 Owner of Land ---- NAME: A.) McGinn Land Co., LLC                      B.) Klaassen Family Farms, LLC Attn: <sup>Kaylene</sup> John Groh

ADDRESS: A.) 1123 W. 4<sup>th</sup> Street, Sedgwick, KS 67135                      B.) 2509 W. Chickadee Trail, Rockford, IL, 61107

(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	
A.) 9	24S	1W									9	7							16
B.) 9	24S	1W					18	29	19	31									97
																Total = 113			

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: A.) McGinn Land Co., LLC                      B.) Klaassen Family Farms, LLC Attn: John Groh

ADDRESS: A.) 1123 W. 4<sup>th</sup> Street, Sedgwick, KS 67135                      B.) 2509 W. Chickadee Trail, Rockford, IL, 671107

(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	
A.) 9	24S	1W									10	7							17
B.) 9	24S	1W					23	29	18	35									105
																Total = 122			

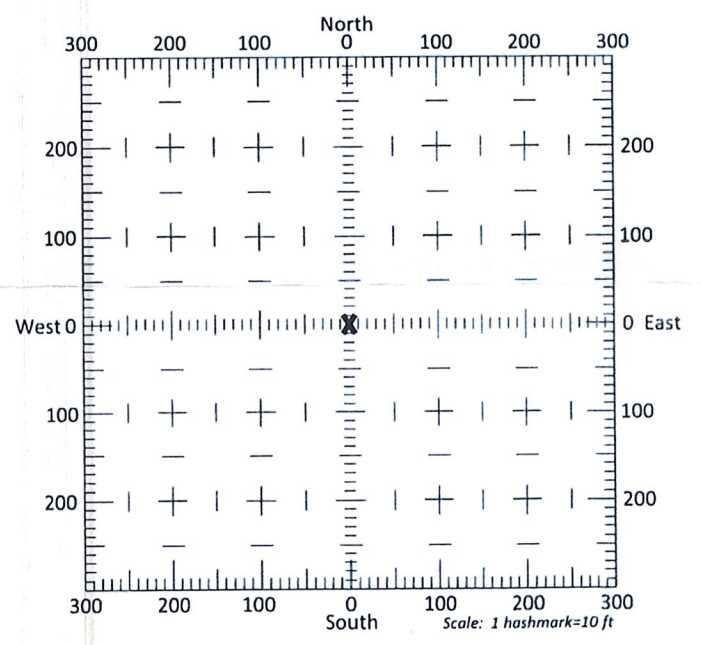
For Office Use Only: Code CP4 Fee \$ 200 TR # \_\_\_\_\_ Receipt Date 9-16-24 Check # 1446

FO: 2 GMD: 2 SOURCE: GW USE: IRR COUNTY: HV BY: KJN DATE: 9/23/24

5. **Presently authorized point of diversion:**  
 One in the NE Quarter of the NW Quarter of the SW Quarter of Section 9, Township 24 South, Range 1W (E/W), in Reno County, Kansas, 2550 feet North 4400 feet West of Southeast corner of section. Authorized Rate 800 GPM Authorized Quantity 143 AF Depth of well 151 (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 \_\_\_\_\_

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) Modifying the place of use to increase acreage during perfection period.
8. If a well, is the test hole log attached?  Yes  No
9. The change(s) (was)(will be) completed by?  
ASAP
10. If the point of diversion is a well:  
 (a) What are you going to do with the old well?  
NA  
 (b) When will this be done? NA
11. Groundwater Management District recommendation attached?  
 Yes  No
12. Assisted by B. Barton, GMD2



13b. If the proposed point of diversion will be relocated within 300 feet of the existing point of diversion, indicate its location on the diagram shown above in relation to the existing point of diversion. (PLEASE NOTE: The "X" in center of diagram above represents the presently authorized point of diversion.)

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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 Halsland, Kansas, this 11 day of Sept, 2024.

[Signature]  
(Owner)

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

Michael P. McGinn for McGinn Land Co., LLC  
(Please Print)

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

Kaylene Groh  
(Owner) 8/5/24

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

Josh Groh for Klaassen Family Farms, LLC  
(Please Print)

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

[Signature]  
8/5/24



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

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

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

State of Kansas }  
County of Harvey } SS



LYNELLE L MISKIMINS  
NOTARY PUBLIC  
STATE OF KANSAS  
My Appt. Exp 4-9-28

I hereby certify that the foregoing application was signed in my presence and sworn to before me this 11th day of September, 2024 by Michael P. McGinn.

My Commission Expires 4-9-28.

[Signature]  
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

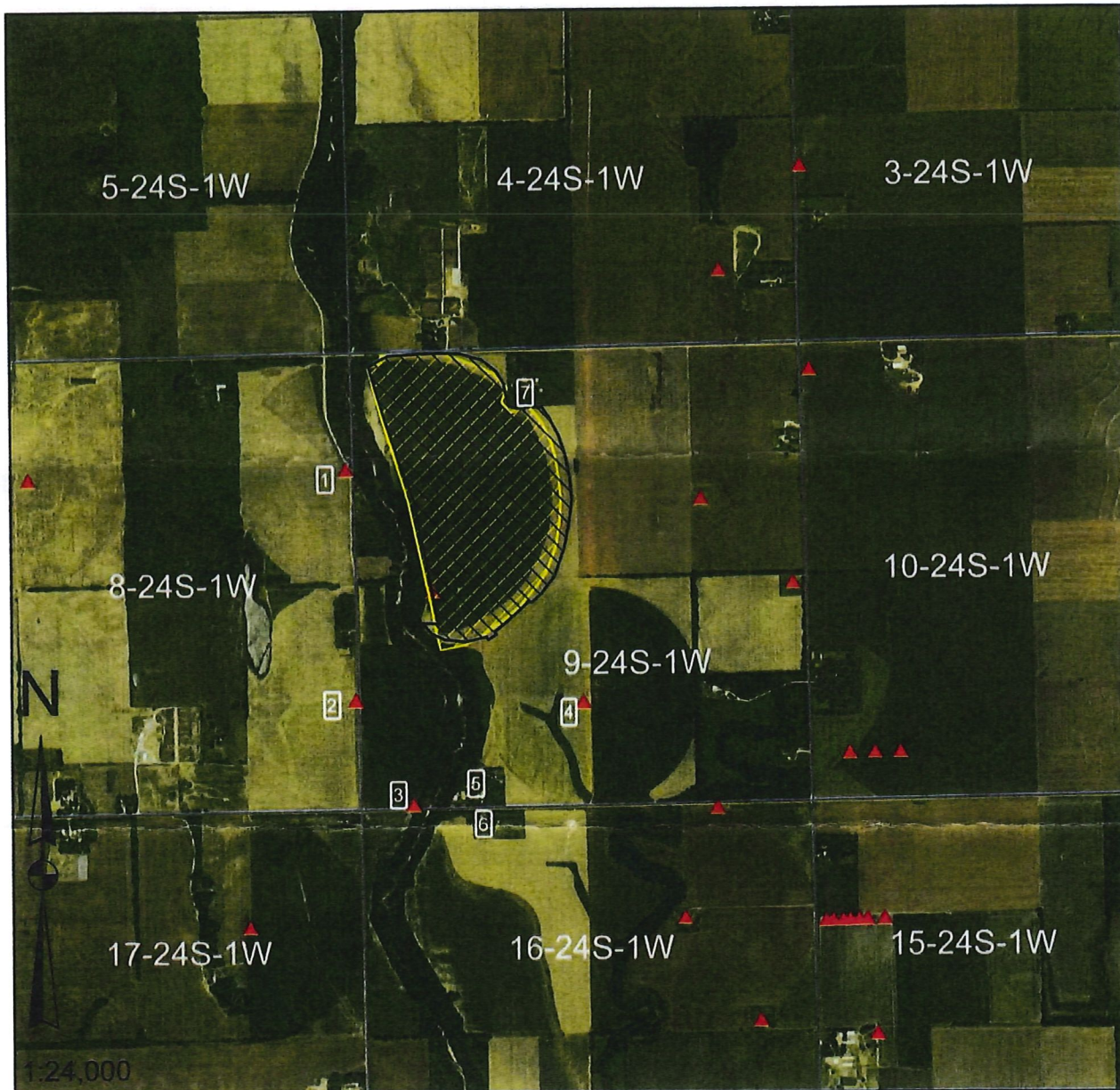
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# Application Map - File No. 49766



I declare that all water wells or diversion sites using the same source of supply and within 1/2 mile of the proposed point of diversion have been plotted on the application map.

Signature: *Kristen Papp* Date: 8/5/24

Official Seal:  
**Kristen Papp**  
 Notary Public State of Illinois  
 My Commission Expires 9/21/2025

- New Application
- Application No. 49766 To Change:

- Point of Diversion
- Place of Use
- Use Made of Water
- Proposed Point of Diversion
- Existing Points of Diversion
- Proposed Place of Use
- Authorized Place of Use

Water wells within 1/2 mile of proposed point of diversion include: (type use, owner, address)

- 1) See attached sheet for details
- 2)
- 3)

*8/5/24*

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## Well owners within ½ mile

- 1) Irrigation Well Water Right No. 43672  
Weber Land, LLC  
247 Main St.  
Halstead, KS 67056
- 2) Irrigation Well Water Right No. 42889  
Weber Land, LLC  
247 Main St.  
Halstead, KS 67056
- 3) Irrigation Well Water Right No. 47982 – Applicant's  
McGinn Land Co., LLC  
1123 W. 4<sup>th</sup> St.  
Sedgwick, KS 67135
- 4) Irrigation Well Water Right No. 49131 – Applicant's  
McGinn Land Co., LLC  
1123 W. 4<sup>th</sup> St.  
Sedgwick, KS 67135
- 5) Domestic Well  
Andrew B. & Christina T. Mayfield  
6830 SW 60<sup>th</sup> St.  
Sedgwick, KS 67135-9024
- 6) Domestic Well  
Joshua W. & Tarah A. Crosby  
6827 SW 60<sup>th</sup> St.  
Sedgwick, KS 67135-9025
- 7) Domestic Well  
Quintin S. Taylor c/o of Shawn Taylor  
1505 W. 7<sup>th</sup> St.  
Newton, KS 67114-1605

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1320 Research Park Drive  
Manhattan, KS 66502  
785-564-6700  
www. agriculture.ks.gov



900 SW Jackson, Room 456  
Topeka, KS 66612  
785-296-3556

Mike Beam, Secretary

Laura Kelly, Governor

September 27, 2024

MICHAEL P MCGINN  
1123 W 4TH ST  
SEDGWICK KS 67135

RE: File No(s). **49766**

Dear Sir or Madam:

The Division of Water Resources (Division) has received your application(s) to change the place of use, point of diversion or use made of water for the file number(s) referenced above. Please be aware that the Division may have a large number of pending applications on hand at times and makes every attempt to process them in the order in which they are received. You will be contacted if additional information is required.

Please note, this letter only acknowledges receipt of your application(s) and does not guarantee approval. In accordance with the provisions of the Kansas Water Appropriation(s) Act, the use of water as proposed prior to approval of the application(s) is unlawful.

Additional information about the process may be found on our website at [agriculture.ks.gov/divisions-programs/dwr](http://agriculture.ks.gov/divisions-programs/dwr). If you have any other questions, please contact our office at 785-564-6640 or your local Stafford Field Office at 620-234-5311. If you call, please reference the file number so we can help you more efficiently.

Sincerely,

Kristen Baum  
New Applications and Changes Supervisor  
Water Appropriation Program