## Kansas Department of Agriculture / Division of Water Resources <u>Stockton</u> Field Office

TO: HEADQUARTERS
RE 🛛 Vested Right; 💢 Water Right; 🔲 Appropriation of Water; 🔲 Application
File No(s). PL-1/0; PL-17-D2; 219; 1970; 5,130; County PL  Enclosed are the following checked items: 30,902; 31,484; 35,648
Enclosed are the following checked items: 26,865,27,754,
A FIR   Full   Partial Inspection   Return to Field Office
Proposed Certificate to deliver to Certificate Unit
Meter Order: GMD#4
☐ A Compliance Check Inspection on ☐ Other
☐ Meter Install ☐ New App ☐ Chg App ☐ Other
In Compliance Not in Compliance, why
Modify Point of Diversion No Yes, document attached
Indicate all overlapping p/d files
An application and judgment sheet with recommendation.
A memorandum dated
A request for an extension of time to perfect or complete.
A verified report.
A closure request.
A field investigation report—
Notice of Non-Compliance
Violation · Date
An ownership change (name(s) and address(es) below).
☐ A water use report for
A copy of an Approval to Change the  place of use and/or  point of diversion,  Filing Fee attached.
An Advanced copy of a change application and the filing fee, to be processed at the filling fee, to be processed at the filling.
# 3, 400.00  An original field office change <u>application</u> and the filing fee needing headquarters offi review and further processing.
Other:
Lelly a Storms 10.27-16
Water Commissioner Date



Jackie McClaskey, Secretary David W. Barfield, Chief Engineer Kelly Stewart, Water Commissioner Phone: (785) 425-6787 Fax: (785) 425-6842 www.agriculture.ks.gov

Sam Brownback, Governor

October 28, 2016

Steven Cox 1472 Hwy 383 Long Island, KS 67647

Re: Vested Right, File Nos. PL-16 & PL-17.D2, and Water Right File Nos. 219; 1,970; 3,130; 4,005; 4,304; 7,947; 8,203; 26,865; 27,754; 30,902; 31,484; & 35,648

Dear Mr. Cox:

This is to advise you that Terry Nelson has filed applications for approval of the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, to change the place of use under the above referenced file numbers. For file numbers PL016, 219 and 3,130, the point(s) of diversion are also proposed to be moved.

You are notified of these proposed changes so that you may furnish this office with any comments or other information you may want to submit. Such comments or other information must be received in this office within 15 days from the date of this letter.

You can find the complete applications posted by water right file number as referenced above at <a href="www.agriculture.ks.gov/divisions-programs/dwr/water-appropriation/notices">www.agriculture.ks.gov/divisions-programs/dwr/water-appropriation/notices</a> Should you have any questions, please feel free to call this office. If you would prefer, an appointment could be arranged for additional assistance. Please refer to the file number when you contact us if you wish to discuss a specific file.

Sincerely,

Kelly C. Stewart Water Commissioner

KCS:rfh
pc:
Jerry Cox
Clint & Corinne Cox
Brad & Ann Cox



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October 28, 2016

Clint & Corinne Cox 306 Wheeling Ave. Long Island, KS 67647

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Sam Brownback, Governor

October 28, 2016

Brad & Ann Cox 1439 W. Granite Rd. Long Island, KS 67647

Re: Vested Right, File Nos. PL-16 & PL-17.D2, and Water Right File Nos. 219; 1,970; 3,130; 4,005; 4,304; 7,947; 8,203; 26,865; 27,754; 30,902; 31,484; & 35,648

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Sincerely,

Kelly C. Stewart Water Commissioner

KCS:rfh
pc:
Steven Cox
Clint & Corinne Cox
Jerry Cox

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

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.

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P	O Box	38 Long	Islan	d, KS	67647														
P	hone N	umber:	(785)	854-76	811		_		Email	addres	ss: <u>ter</u>	rynels	on@ru	raltel.r	net				
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Sec. 28	Twp.	Range 20W	NE¼	1907/4	344/4	SE/4	NE/4	1444/4	344/4	SE/A	NE/4	1444/4	344/4	JL/4	14274	1444/4	1	13	14
20	15	20W	28	38	40	40	33	31	31	40					40	34	28	34	417
33	15	20W							39	7	19	18	17	27					127
		2011									1								
33 34			is for	a cha	-			, it is p	ropose	ed that	the pl	ace of	use be	chan	ged to	:			
34	this ap	plication				Farm	s Inc.												
34 If		f Land -	NA																
If O	wner o	f Land -	NA	ESS:	PO Bo	x 38 l												Ansan -	
If O	wner o	f Land -	NA	ESS:	PO Bo	x 38 l					sary.)				1				
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If O (If	there is	more th	ADDRI an one	ESS: Iandov	PO Bo	x 38 l tach su	ppleme	ental sh	eets as			SV NW1/4		SE1/4	NE1/4	SE NW1/4	SW1/4		ACRES
If O (If Sec. 28	there is	more the	ADDRI an one	Iandov NE NW1/4	PO Bo vner, at SW1/4	x 38 l tach su SE1/4	NE1/4	NW1/4	eets as	s neces				SE1/4		NW1/4	SW1/4	13	ACRES 14
If O	there is	more th	ADDRI an one	ESS: Iandov	PO Bo vner, at	x 38 l tach su	ppleme	ental sh	eets as	neces				SE1/4	NE1/4		SW1/4		ACRES

Presently authorized	point of diversion:			
One in the	Quarter of the		Quarter of the	Quarte
of Section	, Township		South, Range	WES1
in	County, Kansas,	feet Nor	th feet West of So	utheast corner of section.
Authorized Rate	Authorized Quantity _		Depth of well	(feet)
(DWR use only: Cor	nputer ID No GPS	3	feet North	feet West)
☐ This point will no	t be changed	be chang	ged as follows:	
Proposed point of di	version: (Complete only if change	e is requ	ested)	
	Quarter of the			Quarte
	, Township			
	County, Kansas,			
Proposed Rate	Proposed Quantity		Proposed well depth (fe	et)
This point is:  Addit	tional Well Geo Center List of	her water	rights that will use this point	
THE POINT IO. MY AGE.		nor water	ngmo mar min doo ano point _	
Presently authorized	noint of diversion:			
	Quarter of the		Quarter of the	Quarte
	, Township			
	County, Kansas,			
	Authorized Quantity _			
/DWP use only: Cor	nputer ID No GPS	2	feet North	foot West)
				leet West)
	t be changed			
	version: (Complete only if change			
	Quarter of the			
of Section	, Township		South, Range	WES
	County, Kansas,			
	Proposed Quantity			
This point is: Addit	tional Well Geo Center List of	her water	rights that will use this point	
	e log attached?  Yes  No	of	(PLEASE NOTE: The "X" ir represents presently authorize  North	ed point of diversion.)
If the point of diversion	is a wall:		E E	3
			West 0 EIII IIII X	
(a) vvnat are you goin	g to do with the old well?		E E	Ξ
n/a			50 - + -	+ = = 50
				-
(b) When will this be of	done? <u>n/a</u>		F , =	. =
Groundwater Mana	gement District recommendation	on	100 50 _0	50 100
attached? Yes	⊠ No		South Scale 1"	= 100'
Assisted by <u>DLM-STKF</u>	FO	13b.	If the proposed point of diversion 100 feet but within 1320 feet diversion, attach a topographic	n will be relocated more the from the existing point

14. If the proposed groundwater point of diversion is 300 or fewer feet from	m existing point of diversion, complete the following:
(a) Does the undersigned represent all owners of the currently authors Yes ☐ No (If no, all owners must sign this application)	
<ul> <li>(b) Will the ownership interest of any owner of the currently author affected if this application is approved as requested?</li> <li>☐ Yes</li> <li>☐ No</li> <li>(If yes, all owners must sign this application)</li> </ul>	
(c) If this application is not approved expeditiously, will there be sub ☐ Yes ☐ No (If no, all owners must sign this application)	
If the application proposes a surface water change in point of diversion, a or a change in place of use, the application must be signed by all owners agent (attach notarized statement authorizing representation).	groundwater change in point of diversion greater than 300 feet, of the currently authorized place of use, or their duly authorized
I hereby verify, being first duly sworn upon my oath or affirm age and the owner, the spouse of the owner, or a duly author their behalf, in regard to the water right(s) to which this appropriation are true, correct and complete.  Dated at SUG In Complete.	zed agent of the owner(s) to make this application on
Nelson Finns In C (Please Print)	(Spouse) (Please Print)
(Flease Fillit)	(Fredse Frinty
(Owner)	(Spouse)
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
State of Kansas  County of Pull S	Ha
I hereby certify that the foregoing application was signed in my	KAYL LEE
My Commission Expires 4-5-18	Notary Public
ONLY COMPLETE APPLICATIONS WILL BE PROCESSED. To be complete, all accurate information; maps, if necessary, must be included; signatures of all the appropriate fee must be paid.	of the applicable portions of the application form must be completed wit propriate owners' must be affixed to the application and notarized; and
Each application to change the place of use or the point of diversion under forth in the schedule below: Make checks payable to: Kansas Department (1) Application to change a point of diversion 300 feet or less (2) Application to change a point of diversion more than 300 feet (3) Application to change the place of use	er this section shall be accompanied by the application fee set ent of Agriculture \$100 \$200
	RECEIVED
	OCT 27 2016

Stockton Field Office

Division of Water Resources

#### SUMMARY ORDER APPROVING APPLICATION FOR CHANGE AND IMPOSING CONDITIONS

prov K.A	s Summary Order is issued under authority of K.S.A. 826 visions of the Kansas Water Appropriation Law, K.S.A. 826.R. 5-1-1 et.seq. With the exception of those conditions express, conditions and limitations of File No. 31,484	701 et. seg., and rules and regulation	ns promulgated thereunder.
1.	A change application was received on	requesting that the p	lace of use and / or point of lication.
2.	On and after the effective date of this summary order, the a on the topographic map accompanying the application to cha	authorized place(s) of use shall be located the place of use.   Applicated	cated substantially as shown le  Not Applicable
3.	The change in point of diversion shall not impair existing right previously authorized. The point of diversion authorized by tradius of the authorized point(s) of diversion.	this summary order shall be located w	ource or sources of water as ithin afoot
4.	The point(s) of diversion authorized herein shall not actually authorized point(s) of diversion.   Applicable   No	be located more thant Applicable	feet from the previously
5.	As required by K.A.R. 5-3-5d, if the works for diversion is a tube or other device suitable for making water level measure with K.A.R. 5-6-13.   Applicable   Not Applicable	a well with a diversion rate of 100 ga ements shall be installed, operated ar	allons per minute or more, a nd maintained in accordance
6.	The owner of the authorized place(s) of use shall proper December 31, 20, or before the first use of water, operated and maintained in accordance with K.A.R. 5-1-4 th K.A.R. 5-3-5e, the owner shall maintain records and report to diverted annually to the Chief Engineer by March 1 following Applicable Not Applicable	whichever occurs first. The water floor nrough 5-1-12. As required by K.S.A. the reading of the water flow meter ar	ow meter shall be installed, 82a-732, as amended, and
7.	Installation of the works for diversion of water shall be authorized extension of time. By March 1, 20 the a works for diversion has been completed, on the form provided Applicable   Not Applicable	applicant shall notify the Chief Engin	eer that construction of the
8.	The completed well log shall be submitted with the requ	ired notice.	Not Applicable
9.	All diversion works into which any type of chemical or other with an in-line, automatic, quick-closing check valve capabl check valve(s) shall be installed, operated and maintained in	le of preventing pollution of the source	ce of the water supply. The
10.	Additional Conditions are attached.		
11.	In accordance with K.S.A. 82a-708a, as amended, and K.A water appropriated under the above-referenced file numbe limitations, as amended and/or supplemented by this Sum Appropriation Law and the Rules and Regulations promulg result in civil penalties pursuant to K.S.A. 82a-737, as ame water or appropriation right or any other enforcement actions	er are responsible for compliance wi mary Order, and with applicable prov gated thereunder. Failure to comply ended, and/or the suspension or revo	th its terms, conditions and visions of the Kansas Water with these provisions may
You before Dep	Administrative Appeal and Effective Date of Order  I have the right to a hearing in accordance with K.A.R. 5-14-3  pre this Summary Order becomes final action of the Kansas  partment of Agriculture. Any request for a hearing must be  d with the Chief Engineer, Division of Water Resources,  pass Department of Agriculture, 1320 Research Park	APPLICATION APSUMMARY ORI	PROVED AND DER ISSUED
Driv	ve, Manhattan, Kansas 66502, within 15 days after the date	By:	of the Chief Engineer
is n	wn on the Certificate of Service attached hereto. If a hearing of requested in accordance with K <sub>h</sub> A.R. 5-14-3, this Summary er will become effective on the 15 <sup>th</sup> day after the date shown	(Print Name):	
on t	he Certificate of Service.	Date of Issuance:	
	For Use by Register of Deeds	State of Kansas	) ) SS
		County of	)
		Acknowledged before me on	· ·
		by	
		Signature:	
		No	tary Public
		My commission expires:	
			(Notary Seal)

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

#### FILE NO. 31484

MAKE ADDITIONAL COPIES AS NECESSARY

#### RECEIVED

OCT 27 2016

Stockton Field Office Division of Water Resources

3. Continued: The presently authorized place of use is:

Owner of Land --- NAME: NTN, LLP.

ADDRESS: 1304 W Fox Rd Long Island, KS 67647

				NE	Ε1/4			NV	N1/4			SV	V1/4			SE	1/4		TOTAL
Sec.	Twp.	Range	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	ACRES
4	28	20W							Lot 1 22	Lot 1 5									27

Owner of Land ---- NAME: N. Terry Nelson

ADDRESS: PO Box 38 Long Island, KS 67647

		-		NE	Ξ1/4			NV	V1/4			SV	V1/4			SE	1/4		TOTAL
Sec.	Twp.	Range	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	ACRES
33	15	20W									31	26	7	3					67
4	28	20W					Lot 2 19	Lot 2 34	Lot 1 10	Lot 1									69

Owner of Land ---- NAME: Nelson Farms Inc.

ADDRESS: PO Box 38 Long Island, KS 67647

			NE	≣1/4			NV	V1/4			SV	V1/4 .			SE	=1/4		TOTAL
Twp.	Range	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	ACRES
28	20W										3							3
				Twp. Range NE1/4 NW1/4		Twp. Range NE¼ NW¼ SW¼ SE¼	Twp. Range NE¼ NW¼ SW¼ SE¼ NE¼	Twp. Range NE¼ NW¼ SW¼ SE¼ NE¼ NW¼	Twp. Range NE¼ NW¼ SW¼ SE¼ NE¼ NW¼ SW¼	Twp. Range NE¼ NW¼ SW¼ SE½ NE½ NW¼ SW¼ SE½	Twp. Range NE¼ NW¼ SW¼ SE¼ NE¾ NW¼ SW¾ SE¼ NE½	Twp. Range NE¼ NW¼ SW¼ SE½ NE½ NW¼ SW¼ SE½ NE½ NW¼	Twp. Range NE½ NW½ SW½ SE½ NE½ NW½ SW½ SE½ NE½ NW½ SW½	Twp. Range NE½ NW½ SW½ SE½ NE½ NW½ SW½ SE½ NE½ NW½ SW½ SE½	Twp. Range NE¼ NW¼ SW¼ SE½ NE½ NW¼ SW¼ SE¾ NE½ NE½ NE½ NE¾ SE¾ NE¾ NW¾ SW¾ SE¾ NE½	Twp. Range NE½ NW½ SW½ SE½ NE½ NW½ SW½ SE½ NE½ NE½ NW½ SW½ SE½ NE½ NW½	Twp. Range NE½ NW½ SW½ SE½ NE½ NW½ SW½ SE½ NE½ NE½ NW½ SW¾ SE¾ NE½ NW½ SW¾	Twp. Range NE½ NW½ SW½ SE½ NE½ NW½ SW½ SE½ NE½ NE½ NW½ SW½ SE½ NE½ NW½ SW½ SE½

Continued: 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: NTN, LLP.

ADDRESS: 1304 W Fox Rd Long Island, KS 67647

				NE	=1/4			NV	V1/4			SV	V1/4			SE	1/4		TOTAL
Sec.	Twp.	Range	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	ACRES
4	28	20W							Lot 1 22	Lot 1 5									27

Owner of Land ---- NAME: N. Terry Nelson

ADDRESS: PO Box 38 Long Island, KS 67647

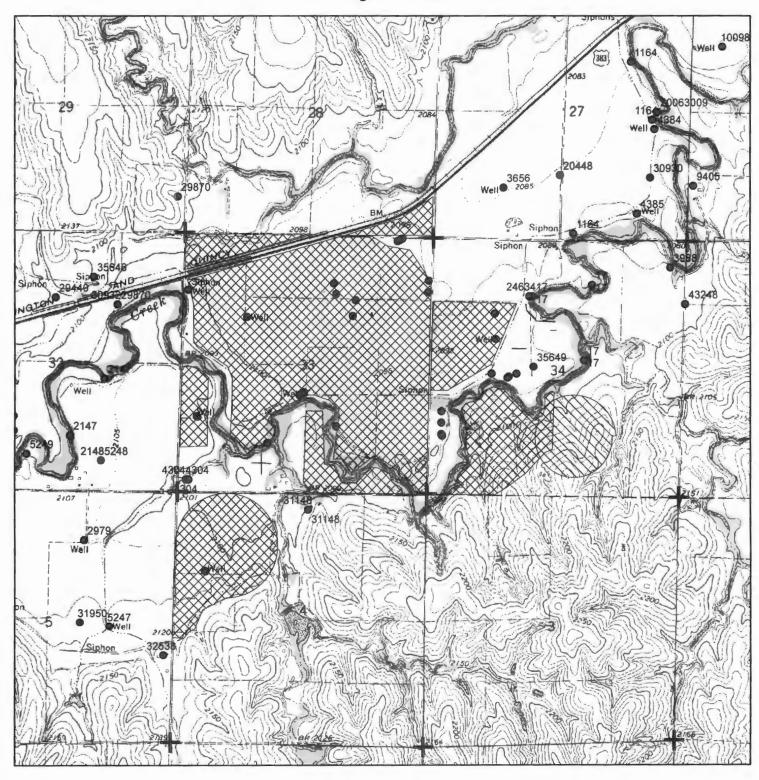
				NE	Ε1/4			NV	V1/4			SV	V1/4			SE	1/4		TOTAL
Sec.	Twp.	Range	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	ACRES
33	18	20W									31	26	7	3					67
4	28	20W					Lot 2 19	Lot 2 34	Lot 1 10	Lot 1									69

Owner of Land ---- NAME: Nelson Farms Inc.

ADDRESS: 1361 W Granite Rd Long Island, KS 67647

				NE	=1/4			NV	V1/4			SV	V1/4			SE	1/4		TOTAL
Sec.	Twp.	Range	NE1/4	NW1/4	SW1/4	SE1/4	ACRES												
4	2S	20W										3							3

### Application to Change the Place of Use For Water Right File No. 31,484





Authorized Place of Use

Proposed Place of Use

RECEIVED

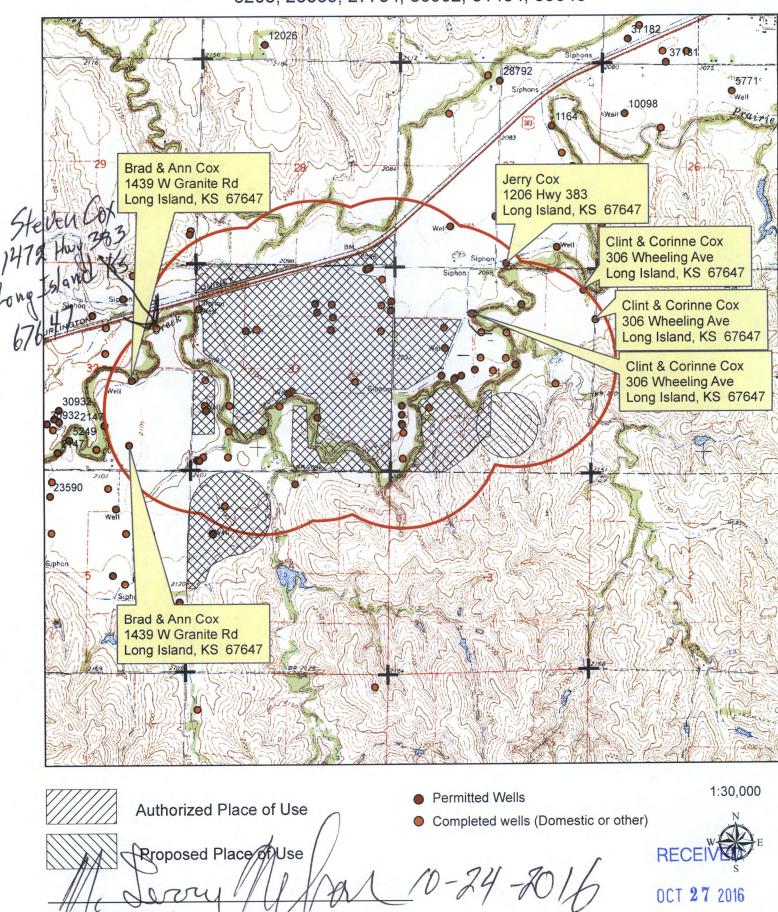
OCT 27 2016

Stockton Field Office Division of Water Resources 1:24,000



The names and addresses of the landowners 1/2 mile

Application to Change the Place of Use For Water Right File Nos. PL16, PL17.D2, 219, 1970, 3130, 4005, 4304, 7947, 8203, 26865, 27754, 30902, 31484, 35648



The names and addresses of the well owners 1/2 mile within the water rights proposed to be changed are shown.

Stockton Field Office Division of Water Resources