# 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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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.

Paragraph Nos. 1, 2, 3 & 5 must be completed. Complete all other applicable portions. If change in point of diversion is greater

		ersion	and/or		of use.	e char	.gou,			3.46		- P - C - C		a proc					
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						F	ile No	. 35,64	48								0	OCT 2	7 2016
. Арр	plication	on is he	reby n	nade fo	or appr		f the C		nginee		-	the (ch		e or b	oth):	1	Sto	0:3 ckton f	Sam. Field Office ater Resour
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		d addre					Farms	Inc.											
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		umber:							Email	addre	ss: ter	rynels	on@ru	raltel.r	net				
The	e pres	ently au	uthoriz	ed plac	ce of u	se is:													
Ow	vner of	f Land -	NA	ME:	Nelson	Farm	s Inc.												
		A	ADDRI	ESS:	PO Bo	x 38 L	ong la	sland.	KS 67	647									
(If t	there is	more th	an one	landow	ner, at	tach su	ppleme	ental sh	eets as	neces	sary.)								
				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	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	ACRES
28	15	20W															1	13	14
33	1S	20W	28	38	40	40	33	31	31	40					40	34	28	34	417
34	15	20W							39	7	19	18	17	27					127
Ow	vner of	plication f Land -	NA	AME: !	Nelson PO Bo	Farm	s Inc.	sland,	KS 67	647		ace of	use be	chan	ged to	:			
(11 0	lilele is	THOIR LI	an one		***	acii su	ppierric			Heces	Sary.,	CV	44/			-	-1/	1	TOTAL
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Sac		Nalige	114 - 74	1444/4	344/4	SL/4	INE/4	1444/4	344/4	JL/4	INL /4	144474	344/4	JL/4	INL/4	144474	344/4	JL/4	
Sec.		20W															1	13	
28	18	20W				40	33	31	31	40					40	34	1 28	13	14
		20W 20W 20W	28	38	40	40	33	31	31	40	19	18	17	28	40	34 17.5	1 28 22.5	13 34	

	Presently authorized						
	One in the	Quarter of the		Quarter	of the		Quar
	of Section	, Township		South, F	Range		WES
	in	County, Kansas,	_ feet North	fee	et West of S	outheast c	orner of section
	Authorized Rate	Authorized Quantity		Depth of v	/ell		(feet)
		puter ID No GF			h	fee	t West)
	☐ This point will not	be changed	I be changed	as follows:			
	Proposed point of div	version: (Complete only if change	ge is request	ted)			
	One in the	Quarter of the		Quarter	of the		Quar
	of Section	, Township		South, F	Range		WES
	in	County, Kansas,	feet North	fee	t West of S	outheast c	orner of section
	Proposed Rate	Proposed Quantity _		Proposed	well depth (f	eet)	
		onal Well Geo Center List of					
	May lands						
	Presently authorized	point of diversion:					
		Quarter of the		Quarter	of the		Quar
	of Section	, Township		South F	Range		WES
		County, Kansas,					
		Authorized Quantity					
		puter ID No GF					
	,	be changed					t wost,
		version: (Complete only if chan			- £ 41		0
	One in the	Quarter of the		Quarter	or the		Quar
	of Section	, Township	f 1 N1 - 41	South, F	kange		VVES
		County, Kansas,					
		Proposed Quantity _ onal Well ☐ Geo Center List of					
_							
	***	point of diversion?	the (P	et of the existing e diagram below LEASE NOTE: presents prese	in relation to	the existing the content of the cont	ng point of divers
	If a well is the test hale	log attached?  Yes No		100	50 0		100
	ii a well, is the test hole	log attached: Thes Miles			111111	ПП	ПП
	When do you propos	se to complete the new point	of	E	· -		=
	diversion?			50 F	_		
				50	+ =	+	= 50
				E	_		
	If the point of diversion	s a well:	V	Vest 0 - III	LILLIX	11111	II O East
	(a) What are you going	to do with the old well?	٧	Vesi o Fili	111117	11111	- Cast
				F	_		7
	n/a			50 🗀	+ -	+	<b>二</b> 50
				E	_		
	(b) When will this be d	one? <u>n/a</u>		-	1 7	- 1	-
	Groundwater Managattached? Yes	ement District recommendat  No	tion	100	50 0 Sou <b>Scale: 1</b>	50 th " = <b>100</b> "	100
	Assisted by DLM CTVE	0	13b. If	the proposed po	int of divers	ion will be	relocated more
	Assisted by <u>DLM-STKF</u>	0	div	00 feet but with version, attach or groundwater s thin one-half mil ames and mailir	nin 1320 fe a topograph cources, sho e of the prop g addresse	et from the nic map of w all wells nosed point	ne existing point aerial photogram (including dome of diversion and wners. For sur

14. If the proposed groundwater point of diversion is 300 or fewer fee	et from existing point of diversion, complete the following:
<ul> <li>(a) Does the undersigned represent all owners of the currently a</li> <li>☐ Yes</li> <li>☐ No</li> <li>(If no, all owners must sign this a</li> </ul>	
(b) Will the ownership interest of any owner of the currently au affected if this application is approved as requested? ☐ Yes ☐ No (If yes, all owners must sign this application)	application.)
(c) If this application is not approved expeditiously, will there be ☐ Yes ☐ No (If no, all owners must sign this a	
If the application proposes a surface water change in point of diversion or a change in place of use, the application must be signed by all own agent (attach notarized statement authorizing representation).	
I hereby verify, being first duly sworn upon my oath or aff age and the owner, the spouse of the owner, or a duly autitheir behalf, in regard to the water right(s) to which this contained in this application are true, correct and complete Dated at Agents (A)	horized agent of the owner(s) to make this application on application pertains. I further verify that the statements e.
Welson Farms Tuc (Please Print)	(Spouse)  (Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
State of Kansas County of Milips SS	a off-
I hereby certify that the foregoing application was signed in , 20	KAY L LEE State of Kansas
My Commission Expires 4 5-18	My Appl. Exp. 4-5-18 Notary Public
ONLY COMPLETE APPLICATIONS WILL BE PROCESSED. To be complete accurate information; maps, if necessary, must be included; signatures of all the appropriate fee must be paid.	
(2) Application to change a point of diversion more than 300	under this section shall be accompanied by the application fee set
	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. 82 visions of the <i>Kansas Water Appropriation Law, K.S.A. 82a</i> .R. 5-1-1 <i>et.seq.</i> With the exception of those conditions express, conditions and limitations of File No. 35,648	a-708b, as amended, and K.A.R. 5-14-3 and other applicable -701 et. seq., and rules and regulations promulgated thereunder, ressly contained herein, this Summary Order does not change the
1.	A change application was received on diversion authorized under the above-referenced file number	requesting that the place of use and / or point of r be changed as described in the application.
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 substantially as shown ange the place of use.   Applicable   Not Applicable
3.	The change in point of diversion shall not impair existing right previously authorized. The point of diversion authorized by radius of the authorized point(s) of diversion.	hts and shall be limited to the same source or sources of water as this summary order shall be located within a foot ble
4.	The point(s) of diversion authorized herein shall not actually authorized point(s) of diversion.   Applicable   No	be located more than feet from the previously of Applicable
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 gallons per minute or more, a ements shall be installed, operated and maintained in accordance
6.	<b>December 31, 20,</b> or before the first use of water, operated and maintained in accordance with K.A.R. 5-1-4 the	operly install an acceptable water flow meter on or before whichever occurs first. The water flow meter shall be installed, hrough 5-1-12. As required by K.S.A. 82a-732, as amended, and the reading of the water flow meter and the total quantity of water the end of each calendar year.
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 Engineer that construction of the ed by the Chief Engineer, as required by K.A.R. 5-8-4e.
8.	The completed well log shall be submitted with the requ	ired notice.
9.	with an in-line, automatic, guick-closing check valve capab	foreign substance will be injected into the water shall be equipped le of preventing pollution of the source of the water supply. The n accordance with K.A.R. 5-3-5c.  Applicable Not Applicable
10.	Additional Conditions are attached.  Yes No	
11.	water appropriated under the above-referenced file number limitations, as amended and/or supplemented by this Sum Appropriation Law and the Rules and Regulations promule.	A.R. 5-5-14, all of the owners of the authorized place(s) of use of er are responsible for compliance with its terms, conditions and mary Order, and with applicable provisions of the <i>Kansas Water</i> gated thereunder. Failure to comply with these provisions may ended, and/or the suspension or revocation and dismissal of the sauthorized by law.
	Administrative Appeal and Effective Date of Order	FOR OFFICE USE ONLY
You	have the right to a hearing in accordance with K.A.R. 5-14-3	APPLICATION APPROVED AND
befo	ore this Summary Order becomes final action of the Kansas	SUMMARY ORDER ISSUED
Dep	partment of Agniculture. Any request for a hearing must be d with the Chief Engineer, Division of Water Resources,	
Kar	nsas Department of Agriculture, 1320 Research Park ve, Manhattan, Kansas 66502, within 15 days after the date	By: Duly Authorized Designee of the Chief Engineer
sho	wn on the Certificate of Service attached hereto. If a hearing	Duly Authorized Designee of the Chief Engineer
ord	ot requested in accordance with K.A.R. 5-14-3, this Summary ler will become effective on the 15 <sup>th</sup> day after the date shown the Certificate of Service.	(Print Name):
OIT	For Use by Register of Deeds	Date of Issuance:
		State of Kansas ) ) SS
		County of)
		Acknowledged before me on
		by
		Signature:
		Signature:Notary Public
	+	My commission expires:(Notary Seal)
		(Notary Sear)

Page 4

File No. 35,648

DWR 1-121 (Revised 06/16/2014)

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

### FILE NO. 35,648

MAKE ADDITIONAL COPIES AS NECESSARY

RECEIVED

OCT 27 2016

Stockton Field Office Division of Water Resources

Continued: The presently authorized place of use is:
 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	15	20W									31	26	7	3					67
4	28	20W					Lot 2	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
2S	20W										3							3
																-		
-				Twp. Range NE1/4 NW1/4		Twp. Range NE½ NW½ SW½ SE½	Twp. Range NE¼ NW¼ SW¼ SE¼ NE¼	Twp. Range NE½ NW½ SW½ SE½ NE½ NW½	Twp. Range NE¼ NW¼ SW¼ SE¼ NE¼ NW¼ SW¼	Twp. Range NE¼ NW¼ SW¼ SE¼ NE¼ NW¼ SW¼ SE¼	Twp. Range NE½ NW½ SW½ SE½ NE½ NW½ SW½ SE½ NE½	Twp. Range NE¼ NW¼ SW¼ SE¼ NE¼ NW¼ SW¼ SE¼ NE¼ NW¼	Twp. Range NE½ NW½ SW½ SE½ NE½ NW½ SW½ SE½ NE½ NW½ SW¾	Twp. Range NE¼ NW¼ SW¼ SE¼ NE¼ NW¼ SW¼ SE¼ NE¼ NW¼ SW¾ SE¼	Twp. Range NE½ NW½ SW½ SE½ NE½ NW½ SW½ SE½ NE½ NW¾ SW½ SE½ NE½	Twp. Range NE½ NW½ SW½ SE½ NE½ NW½ SW½ SE¾ NE¾ NW½ SW¾ SE¾ NE¾ NW¾ SW¾ SE½ NE¾ NW¾	Twp. Range NE¼ NW¼ SW¼ SE¼ NE¼ NW¼ SW¼ SE¼ NE¼ NW¼ SW¼ SE¼ NE¼ NW¼ SW¼ SE¼ NE½ NW¾ SW¾	Twp. Range NE½ NW½ SW½ SE½ NE½ NW½ SW½ SE¾ NE¾ NW¾ SW¾ SE¾ NE¾ NW¾ SW¾ SE¾ NE¾ NW¾ SW¾ SE¾

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
vp. Rar	ge N	E1/4	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
																		27
									Lot 1	Lot 1 Lot 1								

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

ADDRESS: PO Box 38 Long Island, KS 67647

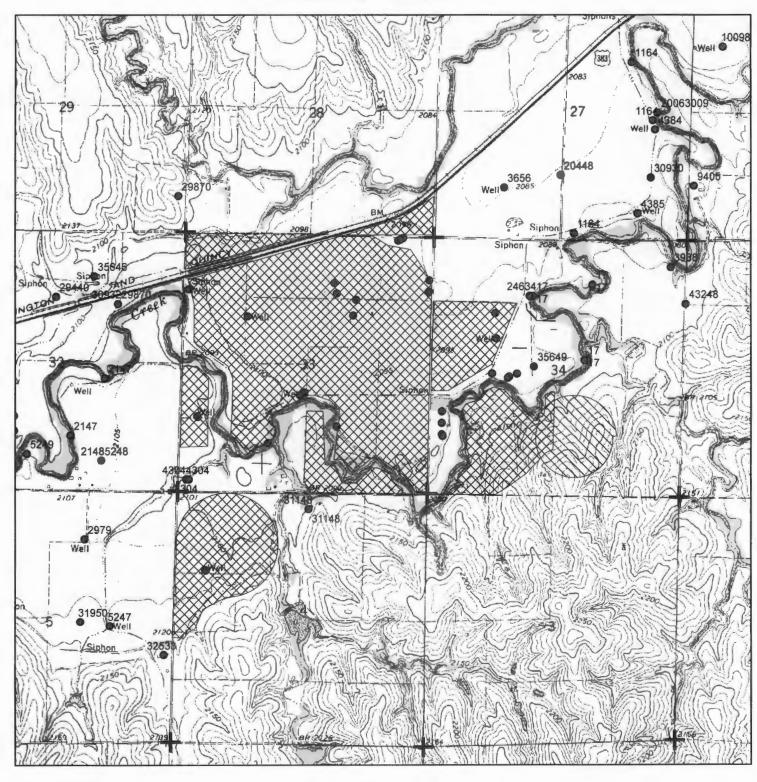
				NE	Ξ1/4			NV	V1/4			SV	V1/4			SE	1/4		TOTAL
Sec.	Twp.	Range	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	ACRES
33	15	20W									31	26	7	3					67
4	28	20W					Lot 2 19	Lot 2 34	Lot 1 10	Lot 1									69

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

ADDRESS: 1361 W Granite Rd 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	ACRES												
4	28	20W										3							3

# Application to Change the Place of Use For Water Right File No. 35,648





Authorized Place of Use



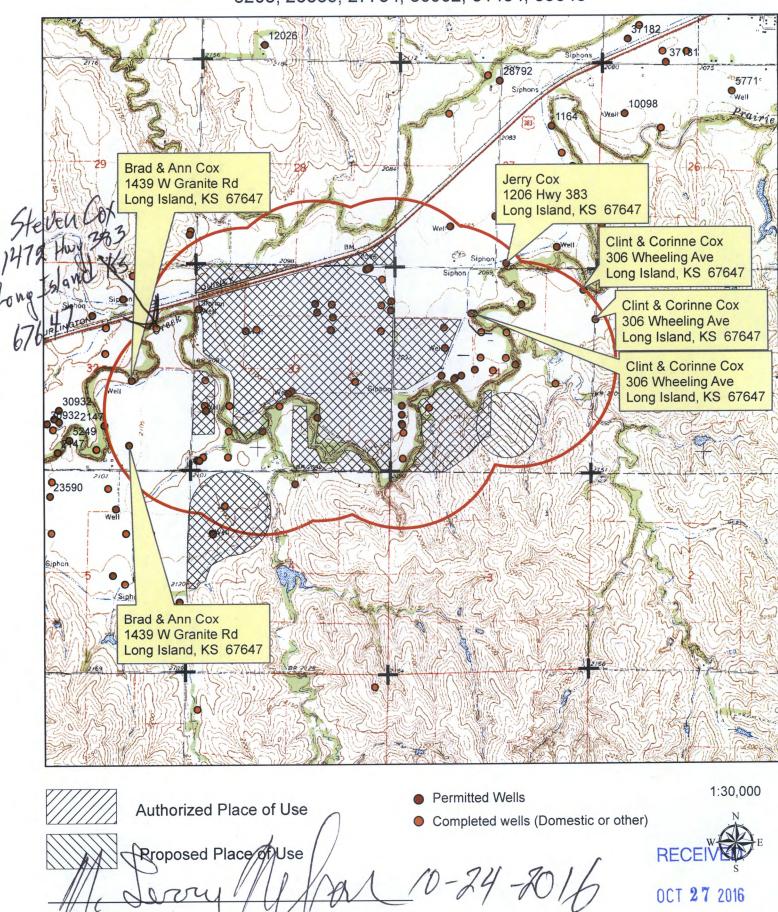
Proposed Place of Use

RECEIVED

OCT 27 2016

1:24,000

Stockton Field Office Division of Water Resources 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