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

TO:	HEADQUARTE	₹S				•
RE	☐ Vested Right;		Appropriation of V		Application	
	File No(s). 6221	1; 11610; 18245	Cc	ounty	<u>OB</u>	
Encl		ing checked items:	•			
ΠА	Proposed Certi	FIR	☐ Partial Inspection	ı 🗌 R	eturn to Field (	Office
			Meter Or	der: 📙 GN	/ID#4 wer Smoky	
	Meter Install In Compliance Modify Point of Div	Check Inspection on _ New App Chg Not in Complian ersion No Y ping p/d files	App [_] Other ce, why ′es, document attach	of or	her	
∏ Aı	n application and ju	Idgment sheet with re	commendation.		•	
		ed				<del></del>
		nsion of time to perfe	ect or complete.			
	verified report.		=	=		
	closure request.		•			
	field investigation r	•				e-
1AC	otice of Non-Compl	Violation			Date	· · ·
Ar	n ownership change	e (name(s) and addre	ss(es) below)			
A ·	water use report fo	Γ	<b>40.00</b>			
A I	letter dated					-
] A [	copy of an <u>Approv</u> Filing Fee attach	$\frac{1}{2}$ to Change the $\prod$ placed.	olace of use and/or [ 、	] point o	f diversion,	
An off	n Advanced <u>copy</u> ice. 井743 場8のの	of a change applica 6224 - 1/0+ 1/0 11610 + 18245 -	tion and the filing fe λ για	ee, to be	processed at	the fiel
] An	•	ce change <u>applicati</u>				
] Oth	ner:			·		
	Whit B	Mari		6-	27-18	
As	ssistant Water Com	ımişsioner			Date	

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 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. RECEIVED File No. 11,610 JUN 27 2018 11:45 a.m. 1. Application is hereby made for approval of the Chief Engineer to change the (check one or both): Stockton Field Office □ Place of Use ☐ Point of Diversion Division of Water Resources under the water right which is the subject of this application in accordance with the conditions described below. □ Surface water The source of supply is: ☐ Groundwater 2. Name and address of Applicant: Russell Mick 1864 W 70th Dr., Alton, KS 67623 Phone Number: (785)346-6066 Email address: russellemick@gmail.com Name and address of Water Use Correspondent: Eugene A Mick Trust No. 1, Russell E Mick Trust B Share, 1864 W 70th Dr., Alton, KS 67623 Phone Number: (785)346-6066 Email address: 3. The presently authorized place of use is: Owner of Land ---- NAME: Eugene A Mick Trust No. 1, Russell E Mick Trust B Share, ADDRESS: 1864 W 70th Dr., Alton, KS 67623 (If there is more than one landowner, attach supplemental sheets as necessary.) SW1/4 SE1/4 TOTAL ACRES Range NE1/4 NW1/4 SW1/4 SE1/4 NW1/4 SW1/4 SE1/4 NW14 SW14 SE14 NE14 NW14 SW1/4 SE1/4 NE1/4 Sec Twp. 11.5 4.5 22 34.5 34.5 13 14w 38.5 145.5 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: Eugene A Mick Trust No. 1, Russell E Mick Trust B Share, ADDRESS: 1864 W 70th Dr., Alton, KS 67623 (If there is more than one landowner, attach supplemental sheets as necessary.) SW1/4 NE1/4 NW1/4 SE1/4 **TOTAL** ACRES NW1/4 SW1/4 SE1/4 NE14 NW14 SW14 SE14 Twp. Range NE1/4 NW1/4 SW1/4 SE1/4 NE14 NW14 SW1/4 SE1/4 NE1/4 Sec. 31.5 4.5 22 34.5 38.5 13 7 18.5 13 198.5

For Office Use Only: Code \_\_\_\_\_ Fee \$\_\_\_ TR #\_\_\_\_ Receipt Date \_\_\_\_ Check #\_\_\_

5.	Presently author	rized point of	diversion:					
			Quarter of the _					
	of Section	13	, Township	07	South	Range	14	(W),
	in OB	Co	ounty, Kansas, <u>4310</u>	feet No	rth <u>2880</u> f	eet West of Sou	itheast corr	ner of section.
	Authorized Rate _	1500 gpm*	Authorized Quanti	ty170 /	AF Depth o	well	(fe	eet)
	(DWR use only:	Computer ID	No. <u>03</u>	GPS	feet No	rth	feet V	Vest)
	⊠This point will no	ot be changed	This point will be cha	nged as follo	ws: 🗌 No change,	point better desc	ribed with G	PS as follows:
			(Complete only if cha					
			Quarter of the _					
			, Township					
			ounty, Kansas,					
			Proposed Quantity					l l
L	This point is: \( \subseteq \)	Additional We	II ☐ Geo Center Lis	st other water	er rights that will u	se this point <u>18</u>	,245 & 6,22	4**
_								
6.	Presently author							_
			Quarter of the					
ĺ			, Township					
			ounty, Kansas, <u>1430</u>					I
			Authorized Quanti					
	•	-	No. <u>02</u>					· .
			☐This point will be cha	_				
			(Complete only if cha					
			Quarter of the					
			, Township					
			ounty, Kansas, Proposed Quantity					
			Geo Center Lis					
L	This point is	-taattoriai vvc	a ded denter Lis	ot other water	i rigitta tilat will d	se this point <u>no</u>	iic .	· .
7.	The changes here	ein are desire	d for the following reas	sons? 13a.	If the proposed	oint of diversion	will be rela	cated within 100
					feet of the existi	ng point of diver	rsion, indica	te its location on coint of diversion.
	(please be specific	c) <u>*rate &amp; quan</u>	tity total for water right		(PLEASE NOTE	: The "X" in	center of	diagram below
	**propsed PD char	nge on File 6.2	224 will move pumpsite t	0	represents pres		d point of c	liversion.)
						North		
	overlap w/ ID3 & o	verlap 6224; 1	1610 & 18245 under piv	<u>rot</u>	100	50 0		
8.	If a well, is the test	hole log attac	hed? Tyes No		F'''	' ''' <u>+</u> ''	11111	4
0.	in a wen, to the tee	Thore log allac			E	_		
9.	The change(s) (wa	as)(will be) con	npleted by?		50 🗁	+ =	+ -	┧50
	n/a				-	_		$\dashv$
					West 0 - 11		11   111-	O East
10.	If the point of diver	sion is a well:			West of the	111117	11111-	U Casi
	(a) What are you	going to do wi	th the old well?		F	_		7
	n/a				50 🗀	+ -	+ -	<b>二</b> 50
	11/a	. ,			<u> </u>	_		ゴ
	(h) When will this	he done? n/a			E.,		1	
	(b) When will this	be done: <u>ma</u>			100	<del></del>		LJ 488
11	Groundwater M	lanagement	District recommend	lation	100	50 0 South	50	100
11.		es No	District recomment			Scale: 1" =		
				13b.	If the proposed p	point of diversion	will be rela	ocated more than
12.	Assisted by jkb - S	tock FO	7770		diversion, attach	imin 1320 feet i a topographic	map or a	existing point of erial photograph.
					For groundwater	sources, show	all wells (ind	cluding domestic)
					within and half a			
					within one-half mames and mai	ing addresses of	of the owne	ers. For surface
					names and mai water sources,	ing addresses of show the name	of the owne	diversion and the ers. For surface ddresses of the nd one-half mile

### RECEIVED

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

JUN 27 2018

FILE NO. 11,610 & 18,245 MAKE ADDITIONAL COPIES AS NECESSARY

Stockton Field Office Division of water Resources

		ed: The f Land	N/		John S	Simpso	n		S 674	73					rles & South				6 67623
			NE1/4			NW1/4			SW1/4			SE¼			TOTAL ACRES				
Sec.	Twp.	Range	NE¼	NW1/4	SW1/4	SE1/4			SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
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		-	ADDR	ESS:															
				T	Ξ½ 				V1/4				V¼			I	Ξ¼ 		TOTAL ACRES
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	wner o	f Land -	NA	ΔME·			L	I								l			
O	WITEL	Land	ADDR	ESS:															
				NE	=1/4			N/	V1/4			SV	V1/4			SI	=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
									<u> </u>	<u></u>					<u></u>		<u> </u>		
4. C	ontinue	ed: If th	is ann	lication	is for	a chai	nae in	place	of use	it is p	ropose	d that	the pla	ace of	use be	chan	ned to:		
		f Land -	N	AME:	John S	Simpso	n							Cha	rles &	Phyllis	Simp	son	
		/	ADDR	ESS:	219 S	5th St	, Osb	orne, K	S 674	473				/43	South	180th	St, A	iton, K	S 67623
				ŊE	=1/4		<u></u>	N۷	V1/4			SV	V1/4			SI	=1/4		TOTAL
Sec.	Twp.	Range	NE1/4	NW1/4	SW1/4	SE1/4	NE1⁄4	NW1/4	SW1/4	SE¼	NE1/4	NW¼	SW1/4	SE¼	NE1/4	NW1/4	SW1/4	SE1/4	ACRES
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				<u> </u>				<u> </u>						<u> </u>					
0	wner o	f Land -		AME: ESS:				Osborr	ne. KS	6747	3		_						
																-	-1/		70711
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Sec. 13	Twp. 07	Range 14w	NE%	NVV /4	SW1/4	SE¼	NE1/4	NVV/4	SVV 74	SE1/4	NE1⁄4	INVV 74	SVV/4	SE1/4	11	36	300/4	SE74	47
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				N	=1/4		NW1/4			SW¼ SE¼						TOTAL			
Sec.	Twp.	Range	NE1/4	Ī —	SW1/4	SE1/4	NE¼		SW1/4	SE1/4	NE1/4			SE1/4	NE1/4		SW1/4	SE1/4	ACRES
												<u> </u>					<u> </u>		

14.	If th	ne proposed groundwater point of diversion is 300 or fo	ewer feet fro	m existinç	g point of	diversion, comple	te the following:	
	(a)	Does the undersigned represent all owners of the cu ☐ Yes ☐ No (If no, all owners must sig			ce(s) of us	se identified in this	application?	
	(b)	Will the ownership interest of any owner of the curr affected if this application is approved as requested?  ☐ Yes ☐ No (If yes, all owners must si	· ·		e(s) of use	e identified in this	application be adve	ersely
	(c)	If this application is not approved expeditiously, will t ☐ Yes ☐ No (If no, all owners must sign			ımage to ı	property, public he	ealth or safety?	
or a	cha	oplication proposes a surface water change in point of ange in place of use, the application must be signed by attach notarized statement authorizing representation).	y all owners					
age thei	an r b	by verify, being first duly sworn upon my oath d the owner, the spouse of the owner, or a du ehalf, in regards to the water right(s) to whice ned in this application are true, correct and co	uly authorize th this appoint omplete.	zed age lication	nt of the pertains	owner(s) to make . I further ver	ake this application ify that the staten	on on
Date	ed a	it,K	ansas, this _	22	_ day of _	June	, 20_18	
		Russell E. Mick (Owner) (Please Print)				(Spouse)		
	1	Puccell F Mick				(Spouse)		
	Д	(Please Print)				(Please Print	)	
		(Owner)				(Spouse)		
		(Please Print)				(Please Print)	)	
		(Owner)				(Spouse)		
		(Please Print)				(Please Print	)_	
		Kansas ) SS		St. MOTA	٤.	CE I. DAVENPORT State of Kansas et. Exp. 03-12-2019	l .	
		of Osborne					m <b>5</b>	
	nere Zev	eby certify that the foregoing application was signature, 20 / 8	gnea in my	presenc	e and si	worn to before	me this <u>4a</u> da	ly of
			_	Tan	rei G	Jun 2 fr	<i>F</i>	
Му	Com	nmission Expires <u>03-12-2019</u> .	/	/ 1		Notary Public	;	
accu	rate	OMPLETE APPLICATIONS WILL BE PROCESSED. To be of information; maps, if necessary, must be included; signature opriate fee must be paid.						
		<u>FE</u>	E SCHEDUL	<u>E</u>				
	in t	oplication to change the place of use or the point of diventhe schedule below: Make checks payable to: <b>Kansa</b> (1) Application to change a point of diversion 300 fee (2) Application to change a point of diversion more th	s Department of less oan 300 feet .	nt of Agr	iculture		\$100 \$200	) )
		(3) Application to change the place of use					\$200	)
					REC	EIVED		

Stockton Field Office

JUN 27 2018

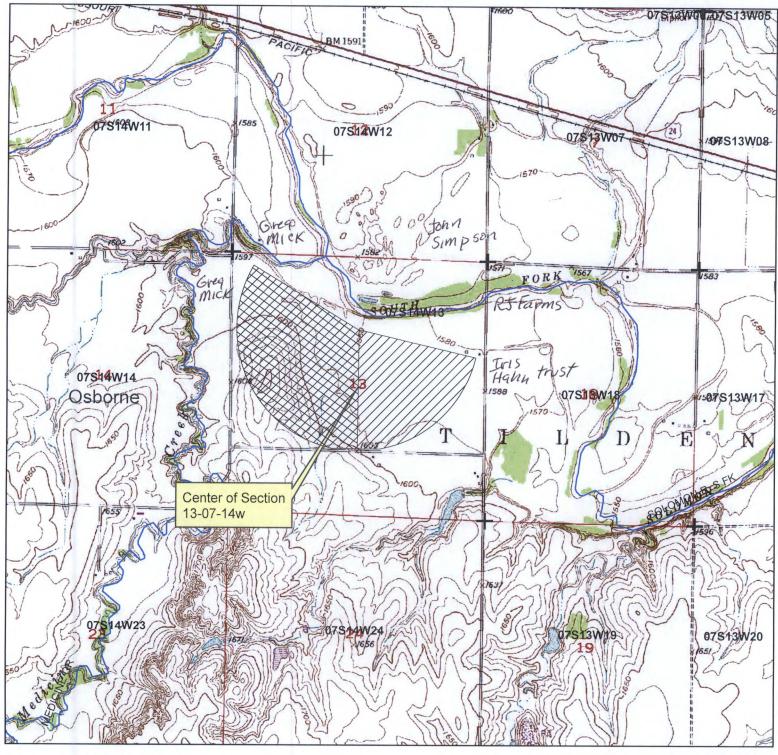
## SUMMARY ORDER APPROVING APPLICATION FOR CHANGE AND IMPOSING CONDITIONS

prov Witl	visions of the Kansas Water Appropriation Law, K.S.A. 82a-7	8b, as amended, and K.A.R. 5-5-1, et seq. and other applicable 701 et. seq., and rules and regulations promulgated thereunder, ein, this Summary Order does not change the terms, conditions					
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 er be changed as described in the application.					
2.	On and after the effective date of this summary order, the acon the topographic map accompanying the application to companying the application to company the application to companying th	uthorized place(s) of use shall be located substantially as shown hange the place of use.   Applicable   Not Applicable					
3.	The change in point of diversion shall not impair existing righ previously authorized. The point of diversion authorized by radius of the authorized point(s) of diversion.   Applicable	ts and shall be limited to the same source or sources of water as y this summary order shall be located within a $\underline{n/a}$ <b>foot</b> e $\square$ Not Applicable					
4.	The point(s) of diversion authorized herein shall not actually to authorized point(s) of diversion. ☐ Applicable ☐ Not	pe located more than <u>n/a</u> feet from the previously 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 r accordance with K.A.R. 5-6-13. ☐ Applicable ☑ No.	well with a diversion rate of 100 gallons per minute or more, a neasurements shall be installed, operated and maintained in ot Applicable					
6.	<b>December 31, 20,</b> or before the first use of water, operated and maintained in accordance with K.A.R. 5-1-2	perly install an acceptable water flow meter on or before whichever occurs first. The water flow meter shall be installed, 4 through 5-1-12. As required by K.S.A. 82a-732, as amended, eport the reading of the water flow meter and the total quantity of ollowing 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 works for diversion has been completed, on the form provi  Applicable ☐ Not Applicable	completed on or before December 31, 20, or within any applicant shall notify the Chief Engineer that construction of the ded by the Chief Engineer, as required by K.A.R. 5-8-4e.					
8.	The completed well log shall be submitted with the requi	red notice.   Applicable   Not Applicable					
9.	with an in-line, automatic, quick-closing check valve capat	oreign substance will be injected into the water shall be equipped ble of preventing pollution of the source of the water supply. The ned in accordance with K.A.R. 5-3-5c. Applicable Not					
10.	Additional Conditions are attached.						
11.	water appropriated under the above-referenced file numb limitations, as amended and/or supplemented by this Sum Appropriation Law and the Rules and Regulations promu	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 imary Order, and with applicable provisions of the <i>Kansas Water</i> lgated thereunder. Failure to comply with these provisions may ended, and/or the suspension or revocation and dismissal of the ins authorized by law.					
	Administrative Appeal and Effective Date of Order	FOR OFFICE USE ONLY  APPLICATION APPROVED AND					
If you	ou are aggrieved by this order pursuant to K.S.A. 82a-1901, may request an evidentiary hearing before the Chief	SUMMARY ORDER ISSUED					
Eng	ineer or request administrative review by the Secretary of iculture. A request for hearing by the Chief Engineer must be						
file	d within 15 days of service of this Order and a request for ninistrative review by the Secretary must be filed within 30	By: Duly Authorized Designee of the Chief Engineer					
day	s pursuant to K.S.A. 77-531. Any request for administrative						
File	ew must state a basis for review pursuant to K.S.A. 77-527. any request with <b>Kansas Department of Agriculture</b> ,	(Print Name):					
665	gal Division, 1320 Research Park Drive, Manhattan, KS 502. Failure to timely request a hearing or review may	Date of Issuance:					
pre	clude review under the Kansas Judicial Review Act.  For Use by Register of Deeds	State of Kansas )					
	roi ose by Register of Deeds	) SS County of)					
		Acknowledged before me on					
		by					
		Signature:					
		Signature:Notary Public					
		My commission expires:					

DWR 1-121 (Revised 07/10/2017)

Page 4

(Notary Seal) File No. 11,610 Application for Change in Place of Use Water Right, File Nos. 11,610 & 18,245



+ Section Corners

1:24,000



Presently Authorized Place of Use



Proposed Place of Use RECEIVED

JUN 27 2018

Stockton Field Office Division of Water Resources To the best of my knowledge, names and addresses of all landowners within 1/2 mile upstream and downstream of the property lines are shown.

Kussell & Mick 6-24-18
Signature Date



A109

# Quitclaim Trustee's Deed

THIS INDENTURE, Made and entered into this 26th day of June Iris A. Hahn, as Trustee of the Iris A. Hahn Trust, under agreement dated October 1, 2017, which Trust has not been revoked and is in full force and effect on the date hereof, as Grantor, and Russell E. Mick Trust No. 1, as Grantee.

The Grantor, acting under express powers conferred upon her as Trustee of the Iris A. Hahn Trust, under agreement dated October 1, 2017, by these presents conveys unto Russell E. Mick Trust No. 1, under agreement dated October 1, 1990, all right, title and interest of the Iris A. Hahn Trust, under agreement dated October 1, 2017, in and to all of the following, to-wit:

Certificate of Appropriation for Beneficial Use of Water, issued pursuant to Application No. 6,224;

Certificate of Appropriation for Beneficial Use of Water, issued pursuant to application No. 11,610;

Certificate of Appropriation for Beneficial Use of Water, issued pursuant to application No. 18,245;

as the same may pertain to the North Half of the Southeast Quarter of Section 13, Township 7 South, Range 14, West of the 6th P.M., in Osborne County, Kansas,

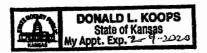
(No real estate validation questionnaire required pursuant to K.S.A. 79-1437e(a), Exception #7.)

IRIS A. HAHN TRUST, dated October 1, 2017.

Trus a Jaha Trustee

STATE OF KANSAS, OSBORNE COUNTY, SS:

The foregoing instrument was acknowledged before me on the 26th day of June 2018, by Iris A. Hahn, as Trustee of the Iris A. Hahn Trust, under agreement dated October 1, 2017, on behalf of said trust.



My appointment expires 2-

RECEIVED

JUN 27 2018

Stockton Field Office Division of Water Resources

Greg Mick 874 S 170th Ave Osborne Ks 67473

John Simpson 219 5 5th ST Osborne Ks 67473

Ins A Hahn Trust 107 Mecury Ave Osborne, KS 67473

RJ Farms 1607 W 79th Dr Osborne Ks 67473

RECEIVED

JUN 27 2018

# NOTICE

This scan only represents the application as filed. The information contained herein meets the requirements of K.A.R. 5-3-1 or K.A.R. 5-5-1, and has been found acceptable for filing in the office of the Chief Engineer. The application should not be considered to be a complete application as per K.A.R. 5-3-1b or K.A.R. 5-5-2a.