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

TO: HEADQUARTERS	
REVested Right; Approp	oriation of Water;
File No(s). 7, 82니	County TR
Enclosed are the following checked items:	
A FIR Full Partia Proposed Certificate to deliver to Certificate U	nit Meter Order: GMD#4
☐ A Compliance Check Inspection on ☐ Meter Install ☐ New App ☐ Chg App ☐ ☐ In Compliance ☐ Not in Compliance, why ☐ Modify Point of Diversion ☐ No ☐ Yes, docu Indicate all overlapping p/d files	Otherment attached
☐ An application and judgment sheet with recommend ☐ A memorandum dated	
A request for an extension of time to perfect or com	pplete.
A cleans request	turi"
A closure request. A field investigation report.	
Notice of Non-Compliance	•
Violation .	Date
An ownership change (name(s) and address(es) be	elow).
A water use report for	
A letter dated	
X A copy of an <u>Approval</u> to Change the ☐ place of u X Filing Fee attached. #66.23 8 100.00	se and/or 🗓 point of diversion,
An Advanced <u>copy</u> of a change application and office.	the filing fee, to be processed at the fiel
An original field office change <u>application</u> and review and further processing.	the filing fee needing headquarters offic
Other:	·
1/ . 0 .	
1/4////	,
	7-18-18
Assistant Water Commissioner	Date

Kansas Department of Agriculture Division of Water Resources

CHANGE: P/D WORKSHEET

1. File Number:	2. Status Change Date:	3. Change Num:	4. Field Office:	5. GMD:						
7,824			03							
6. Status: ☐ Approved ☐ Den	ied by DWR/GMD	Dismiss by Reques	t/Failure to Return	7. Filing Date of Change:						
				7/18/18						
8a. Applicant(s)	Person ID 35824	8c. Landown	• •	Person ID						
New to system □	Add Seq#	New to sy	New to system Add Seq#							
LELAND F & JANICE WE RT 2 BOX 104 ELLIS, KS 67637	ERTH									
8b. Landowner(s)	Person ID 35824	8d. WUC		Person ID						
New to system LELAND F & JANICE WE RT 2 BOX 104 ELLIS, KS 67637	Add Seq#	New to sy	stem 🔲	Add Seq#						
9. Documents and Enclosure(s): 🛛 DV	VR Meter(s) Date to Compl	y: <u>12/31/18</u>	⊠ N & P Date to	Comply: 12/31/18						
☐ Anti-Reverse Meter ☐ Meter	Seal	□ N & P Form	☐ Water Tube ☐ D	riller Copy						
☐ Conservation Plan Date Requir	ed: Da	te Approved:	Date to	Comply:						
10. Use Made of Water From:		To: _								
			Date Prepared: 7/18/ 1 Date Entered:	By: BILLINGER By:						

File N	No. 7,8 2	24		11. C	County	: TR	В	asin: B	IG CR	EEK				S	tream:							Fo	rmation C	ode: 113	Special Use:	
12. I CHK	Points of D	Diversion	1					-										Rate	and Q	uantity						
MOD)																	A	Authori	zed		A	dditional			
DEL ENT			ıalifier		S	Т	R	ID		'N	'W	•	Com	ment	(AKA I	Line)		Rate		Quanti af	ty	Rate		antity af C	Overlap PD Files	
DEL	53158	NW I	NW NE		18	138	21W	1										200		61		200)	61		
ENT	NEW	NW N	IW NE		18	138	21W	NW	52	04	251	2						200		61		200	6	1		
13. S	torage: R	Rate				NF	Qua	antity _					ac/ft	A	ddition	al Rat	e				NF	Addi	tional Qua	ntity		_ac/ft
14. L	imitation:				af/yr	at				gpm (cfs) w	hen co	mbine	d with	file n	umber	(s)						
L	imitation:				af/yr	at				gpm (cfs) w	hen co	mbine	d with	file n	umber	(s)						
16. F	Place of U	se					N	IE¼			NV	V ½			sv	V ½			5	Ε1⁄4		Total	Owner	Chg?	Overlap Files	
MOD		s	T_R	II	D	NE			SE ¼	NE 1/4	NW 1/4	SW ¼	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE ¼	NW 1/4	SW 1/4	SE ¼					
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																			<u> </u>							
Base	Acres:		Year:		N	∕linimu	m Rea	sonabl	e Qua	ntity:																
Comi	ments:																									

STATE OF KANSAS

DEPARTMENT OF AGRICULTURE DIVISION OF WATER RESOURCES STOCKTON FIELD OFFICE 820 S. Walnut STOCKTON, KS 67669-0192



PHONE: (785) 425-6787 Fax: (785) 425-6842 www.agriculture.ks.gov

GOVERNOR JEFF COLYER, M.D. JACKIE McClaskey, Secretary of Agriculture

July 18, 2018

LELAND F WERTH 24023 360 AVE ELLIS KS 67637-1943

> Re: Water Right, File No. 7,824

Dear Mr. & Mrs. Werth:

Enclosed is the order executed by David W. Barfield, Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, approving the application for change under the above referenced file number.

Your attention is directed to the terms, conditions, and limitations specified in this approval for change. Also, the approval of the order requires the installation of a water flow meter(s) on the point(s) of diversion authorized under the above referenced file number by **December 31, 2018**. Please complete and return the enclosed Notice of Completion of Diversion Works when a water flow meter has been installed. A copy of the Chief Engineer's specifications for the water flow meters are found in K.A.R. 5-1-4 through K.A.R. 5-1-12 along with a partial list of those flow meters found to be acceptable for installation in Kansas can be found on our website at the following web address:

http://agriculture.ks.gov/meters

Please note that all meters must be installed and maintained in accordance with the specifications for water flow meters referenced above.

The abandoned water well must be plugged in accordance with the requirements of Article 30 of the Rules and Regulations as adopted by the Kansas Department of Health and Environment (KDHE). If the well is to be retained by the landowner for other purposes, a copy of the legal transfer of responsibility for maintenance of the well must be forwarded to KDHE Geology Section, 1000 SW Jackson, Suite 420, Topeka, Kansas 66612, telephone number (785) 296-5524. More information is available online at: http://kdheks.gov/waterwell

Since this order modifies the original certificate, it should be recorded with the Register of Deeds just as other legal documents affecting real estate. Such records are maintained at the Register of Deeds Office in the county wherein the place of use is located.

This document is a summary order by this agency regarding this matter. This order shall become final if a request for a hearing is not filed with the Chief Engineer within 15 days of the date of service of this order.

If you have any questions, please feel free to contact this office at (785)425-6787. If you wish to refer to a specific file, please reference it when you contact us.

Sincerely

Mark Billinger

Assistant Water Commissioner

MB:rfh Enclosures

CERTIFICATE OF SERVICE

On this 18th day of July, 2018, I hereby certify that the attached <u>SUMMARY ORDER</u> <u>APPROVING APPLICATION FOR CHANGE in POINT OF DIVERSION</u> for water right, File No. 7,824, dated on the 18th day of July, 2018, was mailed postage prepaid, first class, U.S. mail, to the following:

LELAND F WERTH 24023 360 AVE ELLIS KS 67637-1943

Record Haguelen

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

DWR FIELD OFFICE APPLICATION FOR APPROVAL TO CHANGE THE PLACE OF **USE AND/OR THE** POINT OF DIVERSION



STATE OF KANSAS

http://agriculture.ks.gov/dwr

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)

APPLICATION COL 7 18 18 Reviewor MB

of div	version a	ind/or p	lace o	f use.					ā		· · · · · · · · · · · · · · · · · · ·						F	RECE	EIVED
						ŀ	File No	. <u>7,82</u> 4	1								J	UL 1	8 2018
1	Applicati	on is he	ereb y r	nade f	or app		f the C		nginee		nange i Point	,		ne or b	ooth):	£	Sto	Kton F	€ € € € € € € € € € € € € € € € € € €
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	The soul						round		a		Surfac			iailion	0 4000	, ibou	00.011.		
	Name ar 24023 36						- & Ja	nice W	erth_										
	Phone N	umber:	(785)	726-34	466				Email	addre	ss:								
İ	Name ar	nd addr	ess of	Water	Use C	orresp	onden	t: <u>Sar</u>	ne as a	above									
-	Phone N	umber:	()					Email	addre	 SS:								• • •
	The pres																		
(Owner o	f Land -	NA	ME:	Leland	F&J	anice \	Verth											
			ADDR						6763	7-1943									
((If there is	more th	an one	landov	vner, at	tach su	ppleme	ental sh	eets as	neces	sary.)								
				NE	Ξ1/4			NV	V1⁄4			SV	V1⁄4			SI	Ξ1/4		TOTAL
Sec	. Twp.	Range	NE1/4	NW¼	SW1/4	SE1/4	NE1/4	NW1⁄4	SW1/4	SE1/4	NE1/4	NW¼	SW1/4	SE1/4	NE1⁄4	NW1/4	SW1/4	SE¼	ACRES
18	13	21w	30	40	21	7	32	24	13	13	9	6							195
																			
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	If this ap Owner o	f Land -	NA	ME:	No cha	ange ir	place		•	ed that	the pla	ace of	use be	e chan	ged to	:			A S
			ADDRI																
((If there is	more tr	an one	landov	vner, at	tach su	ppleme	ental sh	eets as	neces	sary.)				11				
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Sec.	. Twp.	Range	NE1/4	NW¼	SW1/4	SE1/4	NE1/4	NW¼	SW¼	SE¼	NE1/4	NW¼	SW1/4	SE¼	NE1/4	NW1/4	SW1/4	SE¼	
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г			1992		
5.	Presently authorized point of diversion:	A 10 c c			
	One in the Quarter of the				
	of Section, Township				
	in Trego County, Kansas,				
	Authorized Rate Authorized Quantity		Depth of well	(fee	et)
	(DWR use only: Computer ID No. 1 GPS	5216	feet North2512	feet We	est)
	☐This point will not be changed ☐This point will be changed				
	Proposed point of diversion: (Complete only if change				
	One in the Quarter of the				
	of Section 18, Township				
	in Trego County, Kansas, 5204				
-	Proposed Rate 200 gpm Proposed Quantity				
L	This point is: Additional Well Geo Center List oth	ner water righ	nts that will use this point _		
г		<u> </u>			
6.	Presently authorized point of diversion:				
	One in the Quarter of the		Quarter of the		Quarter
	of Section, Township				
	in County, Kansas,				
	Authorized Rate Authorized Quantity _				
	(DWR use only: Computer ID No GPS				
	☐This point will not be changed ☐This point will be changed				
	Proposed point of diversion: (Complete only if change				
	One in the Quarter of the				
	of Section, Township				
	in County, Kansas,				
1	Proposed Rate Proposed Quantity				
L	This point is: Additional Well Geo Center List of	ner water righ	nts that will use this point _		
7	The changes herein are desired for the fellowing response	2			
7.	The changes herein are desired for the following reasons (please be specific) Redrill due to casing deterioration	ſ	Nanth		
	(please be specific) integrity ade to easing deterioration	300		100 200	300
		F		1	71773
•		E	, Late		=
8.	If a well, is the test hole log attached? Yes No	200	-1 + 1 + 1 = 1	1 + 1 +	200
9.	The change(s) (was)(will be) completed by?	E			
٠.		100 =			1 = 100
	On approval	100	- -+++==		100
10.	If the point of diversion is a well:	Ė	_		=
	(a) What are you going to do with the old well?	West 0		իսս[սոլսոլիս	ı ı +ı 0 East
	(a) That are you going to do that the old from	E			=
	Cap	[, =
	(b) When will this be done?	100	- + + =	+ 1.+	1 - 100
		E			=
11.	Groundwater Management District recommendation attached	? 200 E	- + + =	1 + 1 +	200
	☐ Yes 🛛 No		=		
		E	- — — — <u>— — — — — — — — — — — — — — — —</u>		_ =
12.	Assisted by jkb - Stock FO	500 300		100 200	300 Tiniq
130	If the proposed point of diversion will be relocated more than 3		South	Scale: 1 hashma	

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 aerial photograph. For groundwater sources, show all wells (including domestic) within one-half mile 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

14. If t	he proposed groundwater point of diversion is 300 or fe	wer feet from the existing point of diversion, complete the following:
(a)	Does the undersigned represent all owners of the cur ☑ Yes ☐ No (If no, all owners must sign	rently authorized place(s) of use identified in this application?
(b)	Will the ownership interest of any owner of the curre affected if this application is approved as requested? ☐ Yes ☑ No (If yes, all owners must sign	ently authorized place(s) of use identified in this application be adversely gn this application.)
(c)	If this application is not approved expeditiously, will th ☐ Yes ☑ No (If no, all owners must sign	nere be substantial damage to property, public health or safety? In this application.)
or a ch		diversion, a groundwater change in point of diversion greater than 300 feet all owners of the currently authorized place of use, or their duly authorized
age ar their b	nd the owner, the spouse of the owner, or a du	or affirmation and under penalty of perjury, that I am of lawfu ly authorized agent of the owner(s) to make this application or h this application pertains. I further verify that the statements emplete.
Dated a		ansas, this 15 ⁺ⁿ day of July , 20 15
0	Cowner) (Owner) (Sland Werth (Please Print)	Janier West (Spouse) SANICE WERTH (Please Print)
	(Please Print)	(Please Print)
	(Owner)	(Spouse)
	(Please Print)	(Please Print)
	(Owner)	(Spouse)
	(Please Print)	(Please Print)
	f Kansas) SS	
	reby certify that the foregoing application was si	igned in my presence and sworn to before me this 18th day
My Cor	nmission Expires	Jabecca & Kaglulan Notary Bublic
accurate		complete, all of the applicable portions of the application form must be completed wit is of all the appropriate owners' must be affixed to the application and notarized; and
	<u>FE</u> .	E SCHEDULE
Each a forth in	the schedule below: Make checks payable to: Kansas (1) Application to change a point of diversion 300 feet	t or less

JUL 18 2018

SUMMARY ORDER APPROVING APPLICATION FOR CHANGE AND IMPOSING CONDITIONS

pro Wit Iimi	s Summary Order is issued under authority visions of the Kansas Water Appropriation in the exception of those conditions express tations of File No. 7,824	Law, K.S.A. 82a-7 ly contained herein,	01 et. seq., and rules and regul this Summary Order does not c	lations promulgated thereunder, hange the terms, conditions and
1.	A change application was received ondiversion authorized under the above-re	7-18-18 eferenced file number	requesting that the representation requesting that the representation requesting that the requestion requesting that the requestions are requesting that the requesting that the requestion requesting that the requestion requesting that the requestion requestions are requestions and requestions are requestions.	ne place of use and / or point of ne application.
	On and after the effective date of this sumr the topographic map accompanying the	mary order, the auth	orized place(s) of use shall be lo	ocated substantially as shown on
3.	The change in point of diversion shall not previously authorized. The point of diversions of the authorized point(s) of diversions.	ersion authorized by	this summary order shall be loc	ne source or sources of water as ated within a 50 foot
4.	The point(s) of diversion described herei Positioning System (GPS), as described	n is administrativel	y corrected to be more accura ☐ Applicable ☐ Not Applicable	tely described using the Global
5.	The point(s) of diversion authorized herein authorized point(s) of diversion.	shall not actually b ⊠ Applicable ☐ No	e located more than 50 t Applicable	feet from the previously
6.	As required by K.A.R. 5-3-5d, if the works or other device suitable for making wate K.A.R. 5-6-13.	for diversion is a we r level measuremen	ell with a diversion rate of 100 ga	allons per minute or more, a tube and maintained in accordance with
7.	The owner of the authorized place(s) December 31, 2018, or before the first to and maintained in accordance with K.A 5-3-5e, the owner shall maintain records annually to the Chief Engineer by March Applicable ☐ Not Applicable	use of water, whiche R. 5-1-4 through 5- s and report the read	ver occurs first. The water flow r -1-12. As required by K.S.A. 82 ling of the water flow meter and th	meter shall be installed, operated la-732, as amended, and K.A.R.
8.	Installation of the works for diversion authorized extension of time. By March for diversion has been completed, on th ☐ Applicable ☐ Not Applicable	n 1, 2019 the applic	ant shall notify the Chief Engine	er that construction of the works
9.	The completed well log shall be submit	ted with the requir	red notice. Applicable	☐ Not Applicable
10.	All diversion works into which any type of with an in-line, automatic, quick-closing check valve(s) shall be installed, operate	check valve capab	le of preventing poliution of the :	source of the water supply. The
11.	Additional Conditions are attached.	Yes ⊠ No		
12.	In accordance with K.S.A. 82a-708a, as a water appropriated under the above-re- limitations, as amended and/or supplem Appropriation Law and the Rules and I result in civil penalties pursuant to K.S. water or appropriation right or any other	ferenced file numbenented by this Sumi Regulations promule A. 82a-737, as ame	er are responsible for compliand mary Order, and with applicable gated thereunder. Failure to co ended, and/or the suspension or	ce with its terms, conditions and provisions of the <i>Kansas Water</i> amply with these provisions may
	Administrative Appeal and Effective Date	e of Order	FOR OFFICE	
you Eng Agr	ou are aggrieved by this order, pursuant to K.S may request an evidentiary hearing before th ineer or request administrative review by the iculture. A request for hearing by the Chief En I within 15 days of service of this Order and a	ne Chief Secretary of ngineer must be	By: Duly Authorized Design	
adn day revi File Leg 665	ninistrative review by the Secretary must be files pursuant to K.S.A. 77-531. Any request for ew must state a basis for review pursuant to heavy request with Kansas Department of Agual Division, 1320 Research Park Drive, Mar O2. Failure to timely request a hearing or review under the Kansas Judicial Review	led within 30 administrative K.S.A. 77-527. riculture, nhattan, KS ew may	(Print Name): Wack Division of Water Resources - Date of Issuance: 7 - 18 State of Kansas	RILLINGSC. Kansas Department of Agriculture
	For Use by Register of Deeds		County of Rooks	
			Acknowledged before me on _	
			by Mark Billinge	<i>x</i>
			Signature: Robecto F	Notary Public
		RECEIVED	My commission expires:	REBECCA F. HAGEMAN My Appointment Expires Puer Notary Seattle 29, 2019
D) V 1	2 1 121 (Povined 04/E/2019)	JUL 18 2018	4	Fil- N- 7004

JOB LOCATION

TEST HOLES



203 Broad St.Suite 2 P.O. Box 38 Gove, KS 67736

Job Name:

LELAND WERTH 24022 240 4370

WATER WELL RECORD

DATE	INVOICE#
7/9/2018	18992

ELLIS, KS 67637					· José And	
	S/N	TERMS	٧	VATER LEVEL		WELL DEPTH
		Due on receipt				
DESCRIPTIO	N	QTY		RATE		AMOUNT
TEST HOLES FOR IRRIGATION TEST HOLE #1 SWL-33' TD-51' THIS ONE OUT*** 0-4 TOP SOIL 4-8 BROWN CLAY 8-18 MEDIUM SAND 18-34 GRAVEL / CLAY 34-51 GRAVEL / BIG ROCKS 51 SHALE TEST HOLE #2 SWL-24' TD - 38' 0-4 TOP SOIL 4-26 SANDY CLAY 26-34 GRAVEL W/ CLAY 34-38 GRAVEL 38 SHALE	*** WE WILL DRILL				3.00	300.00 300.00
TEST HOLE #3 SWL-30 TD-47 0-3 TOPSOIL 3-37 BROWN CLAY 37-42 SANDY CLAY 42 - 47 GRAVEL 47 SHALE				3 0 X).00	300.00
THANK YOU FOR THE BUSINESS 2% PINANCE CHARGE ON OVERDU	E ACCOUNTS 30 DAY	rs	-	Sales Tax (8	.0%)
			1	Total		

RECEIVED

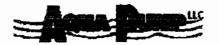
JUL 18 2018

Phone # 785-938-4434

E-mail aquatut@gmail.com Page 1

Stockton Field Office Division of Water Resources

JOB LOCATION



WATER WELL RECORD

203 Broad St.Suite 2 P.O. Box 38 Gove, KS 67736

Job Name:

DATE	INVOICE#
7/9/2018	18992

LELAND WERTH 24023 360 AVE. ELLIS, KS 67637		TEST H	OLES		-	
	S/N	TERMS	W	ATER LEVEL	W	ELL DEPTH
		Due on receipt				
DESCRIPTION	N	QTY		RATE		AMOUNT
TEST HOLE #4 SWL-42' TD-58' 0-4 TOPSOIL 4-22 FINE SAND 22 - 34 MEDIUM SAND 34-45 SANDY CLAY 45-53 CLAY / CLUE MUD / SAND 53-58 GRAVEL 58 SHALE VIDEO CAMERA OLD WELL					0.00	300.00 590.00
THANK YOU FOR THE BUSINESS 2% FINANCE CHARGE ON OVERDUI	E ACCOUNTS 30 DA	YS	-	Sales Tax (8	.0%)	\$0,00
				Total		\$1,700.00

Phone #
785-938 -44 34

E-mail	_
aquatum@gmail.com	
Page Z	-

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.