

Kansas Department of Agriculture
 Division of Water Resources
CHANGE: P/D WORKSHEET

Document Signature _____

1. File Number: 8447	2. Status Change Date: 8/8/2018	3. Change Num: C3	4. Field Office: 03	5. GMD:
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6. Status: <input type="checkbox"/> Approved <input type="checkbox"/> Denied by DWR/GMD <input type="checkbox"/> Dismiss by Request/Failure to Return	7. Filing Date of Change: 14-MAY-2018
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8a. Applicant(s) <input type="checkbox"/> New to system Person ID <u>63531</u> Add Seq# _____ OPAL M THOMPSON TOM S AND CYNTHIA S THOMPSON 1068 XAVIER RD CONCORDIA KS 66901	8c. Landowner(s) <input type="checkbox"/> New to system Person ID <u>63531</u> Add Seq# _____ OPAL M THOMPSON TOM S AND CYNTHIA S THOMPSON 1068 XAVIER RD CONCORDIA KS 66901
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8b. Landowner(s) <input type="checkbox"/> New to system Person ID <u>58061</u> Add Seq# <u>1</u> DON DUANE THOMPSON 18720 PINE RD ARGOS IN 46501-9745	8d. WUC <input type="checkbox"/> New to system Person ID <u>57732</u> Add Seq# <u>1</u> NO CHANGE KARL JACOBSON 260 110 RD CONCORDIA KS 66901
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9. Documents and Enclosure(s): DWR Meter(s) Date to Comply: 12/31/18 N & P Date to Comply: 12/31/18

Anti-Reverse Meter Meter Seal Check Valve N & P Form Water Tube Driller Copy H & E Letter

Conservation Plan Date Required: _____ Date Approved: _____ Date to Comply: _____

10. Use Made of Water From: _____ To: _____

Date Prepared: 7/24/18	By: BAT
Date Entered: 8/9/2018	By: LLM

File No. **8447** 11. County: **RP** Basin: **REPUBLICAN RIVER** Stream: Formation Code: **113** Special Use:

12. Points of Diversion										Rate and Quantity				
T MOD DEL ENT	PDIV	Qualifier	S	T	R	ID	'N	'W	Comment	Authorized		Additional		Overlap PD Files
										Rate gpm	Quantity AF	Rate gpm	Quantity AF	
DEL	67783	NW¼NE¼SW¼	22	4	4W	9	2620	3375						NONE
ENT	82452	SW¼ SW¼ SE¼	22	4	4W	10	574	2615		600 gpm	75 AF	600 gpm	75 AF	NONE

13. Storage: Rate _____ NF Quantity _____ ac/ft Additional Rate _____ NF Additional Quantity _____ ac/ft

14 Limitation: _____ gpm (_____ cfs) when combined with file number(s) _____
 Limitation: _____ af/yr at _____ gpm (_____ cfs) when combined with file number(s) _____

15. 5YR Allocation: Allocation Type _____ Start Year _____ 5 YR Amount _____ Amount Unit _____ Base Acres _____ Comment _____

16. Place of Use																		Total	Owner	Chg?	Overlap Files						
T MOD DEL ENT	PUSE	S	T	R	ID	NE¼				NW¼				SW¼								SE¼					
						NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼						
DEL	12764	22	4	4W	3									40.00				40.00				80.00	8B	NO	6420		
MOD	29420	22	4	4W	4													26.00	22.00			48.00	8C	NO	NONE		

Comments: REMOVE COMPLETION REQUIREMENT FOR CHANGE 2

KANSAS DEPARTMENT OF AGRICULTURE
Division of Water Resources

M E M O R A N D U M

TO: Files

DATE: August 2, 2018

FROM: Brent A. Turney

RE: Water Right
File Nos. 6,420 and 8,447

Applications to change the authorized point of diversion and place of use have been filed under the above referenced water rights. In addition to the applications to change the point of diversion the applicants have also filed requests to reduce the place of use.

The applications to change the point of diversion propose to return to the water rights to the wells previously authorized prior to approval of an October 11, 2017, change in point of diversion. Along with the changes in point of diversion, each file has requested a reduction in the authorized place of use to undo a complete overlap in the place of use, also as a result of the October 11, 2017, change in place of use.

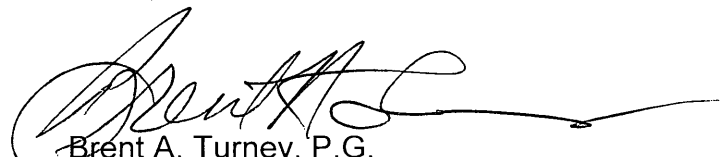
There are no other wells of any kind located within one half mile of the proposed wells. Therefore, no notifications were sent.

The source of supply for the existing well and well proposed under both water rights, appears to be the Ogallala formation, there should be no change in the local source of supply.

In an e-mail dated August 1, 2018, Kelly Stewart, Water Commissioner of the Stockton Field Office, recommended approval of the applications.

A water flow meter will be required on each point of diversion. A check valve will be required if any chemical or foreign substance is injected into the water through the diversion works.

Based on the above discussion, that the change is reasonable, that impairment to existing water rights is unlikely, that no change in the local source of supply will occur, it is recommended that the referenced applications be approved.


Brent A. Turney, P.G.
Change Application Unit Supervisor

STATE OF KANSAS

DEPARTMENT OF AGRICULTURE
1320 RESEARCH PARK DRIVE
MANHATTAN, KS 66502
PHONE: (785) 564-6700
FAX: (785) 564-6777



900 SW JACKSON, ROOM 456
TOPEKA, KS 66612
PHONE: (785) 296-3556
www.agriculture.ks.gov

GOVERNOR JEFF COLYER, M.D.
JACKIE McCLASKEY, SECRETARY OF AGRICULTURE

FILE COPY

DON DUANE THOMPSON
18720 PINE RD
ARGOS IN 46501-9745

August 10, 2018

RE: Water Right
File Nos. 6,420 & 8,447

Dear Mr. Thompson:

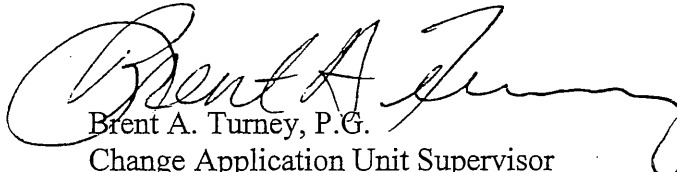
Enclosed are the orders executed by the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, approving the applications for change under the above referenced water rights.

Your attention is directed to the enclosures and to the terms, conditions, and limitations specified in the approvals for change. A condition of the approvals is that acceptable water flow meters must be installed on the diversion works authorized under the referenced water rights. Please return the required notification of completion of the diversion works and installation of the required meters as soon as these actions are completed.

Since these orders modify the original documents referred to above, they should be recorded with the Register of Deeds as other instruments affecting real estate.

If you have any questions, please contact this office. If you wish to discuss a specific file, please have the file number ready so that we may help you more efficiently.

Sincerely,


Brent A. Turney, P.G.
Change Application Unit Supervisor
Water Appropriation Program

BAT
Enclosures
pc: Stockton Field Office
Opal Thompson
Tom and Cynthia Thompson



KANSAS DEPARTMENT OF AGRICULTURE
 Jackie McClaskey, Secretary of Agriculture

DIVISION OF WATER RESOURCES
 David W. Barfield, Chief Engineer

**APPROVAL OF APPLICATION
 FOR CHANGE IN
 POINT OF DIVERSION
 AND ORDER IN THE MATTER
 OF THE AUTHORIZED PLACE OF USE
 WATER RIGHT
 FILE NO. 8,447**

The Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, after due consideration of the written application of Opal M. Thompson, and Tom S. and Cynthia S. Thompson, 1068 Xavier Road, Concordia, Kansas 66901, and Don D. Thompson, 18720 Pine Road, Argos, Indiana 46501-9745, received in this office on May 14, 2018, for approval of a change in the location of the point of diversion and a request to reduce the authorized place of use, received in this office on July 31, 2018 under the certificate of appropriation issued pursuant to the application for permit to appropriate water for beneficial use, as modified and amended by the Order of the Chief Engineer dated November 19, 2013, approving the application to change the authorized point of diversion and by the Order of the Chief Engineer dated October 11, 2018, approving the application to change the authorized point of diversion and place of use, finds that the change is reasonable and will not impair existing rights, that the change relates to the same local source of supply and that the application should be and is hereby approved.

The effective date of the change shall be the date this order is executed by the Chief Engineer, after which the authorized location of the place of use shall be:

Sec.	Twp.	Range	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTAL
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
22	4S	4W														26.00	22.00		48.00

a total of 48.00 acres in Republic County, Kansas, and the authorized location of the point of diversion shall be:

one (1) well located in the Southwest Quarter of the Southwest Quarter of the Southeast Quarter (SW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$) of Section 22, more particularly described as being near a point 574 feet North and 2,615 feet West of the Southeast corner of said section, in Township 4 South, Range 4 West, Republic County, Kansas,

located substantially as shown on the map accompanying the application to change the place of use and point of diversion.

Installation of the works for diversion of water shall be completed on or before December 31, 2018, or within any authorized extension of time. The water right owner shall notify the Chief Engineer of the Division of Water Resources, Kansas Department of Agriculture, when construction of the works for diversion has been completed.

All diversion works into which any type of chemical or other foreign substance will be injected into the water pumped from the diversion works shall be equipped with an in-line, automatic, quick-closing check valve capable of preventing pollution of the source of the water supply. The type of valve installed shall meet specifications adopted by the Chief Engineer and shall be maintained in an operating condition satisfactory to the Chief Engineer.

The water right owner shall properly install an acceptable water meter on the diversion works authorized under this water right, prior to the use of water, in strict accordance with the Kansas Administrative Regulations 5-1-4 through 5-1-12 adopted by the Chief Engineer. The water right owner shall notify the Chief Engineer when installation of the water meter has been completed. The water right owner shall maintain the water meter in an operating condition satisfactory to the Chief Engineer, at all times during diversion of water and shall maintain records from which the total quantity of water diverted may be determined. The water right owner shall also report the reading of said water meter and the total quantity of water diverted annually to the Chief Engineer. Such records shall be furnished to the Chief Engineer by March 1 following the end of each calendar year.

In all other respects, the Certificate of Appropriation issued pursuant to Approval of Application, File No. 8,447, for permit to appropriate water for beneficial use, is as stated and set forth in the Certificate of Appropriation dated April 29, 1975, as modified and amended by the aforementioned orders.

RIGHT TO A HEARING AND TO ADMINISTRATIVE REVIEW

If you are aggrieved by this Order, then pursuant to K.S.A. 82a-1901, you may:

- 1) request an evidentiary hearing before the Chief Engineer, or
- 2) request administrative review by the Secretary of Agriculture.

Failure to request an evidentiary hearing before the Chief Engineer does not preclude your right to administrative review by the Secretary.

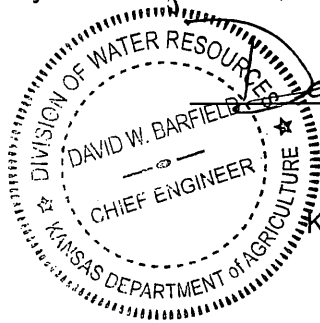
To obtain an evidentiary hearing before the Chief Engineer, a written request for hearing must be filed within 15 days after service of this Order as provided in K.S.A. 77-531 (**i.e., within a total of 18 days after this Order was mailed to you**), with: Kansas Department of Agriculture, Attn: Legal Section, 1320 Research Park Drive, Manhattan, KS 66502, FAX (785) 564-6777.

If you do not file a request for an evidentiary hearing before the Chief Engineer, you may petition for administrative review of the Order by the Secretary of Agriculture. A petition for review shall be in writing and state the basis for requesting administrative review. The request for hearing may be denied if the request fails to clearly establish factual or legal issues for review. See K.S.A. 77-527. The petition must be filed within 30 days after service of this Order as provided in K.S.A. 77-531 (**i.e., within a total of 33 days after this Order was mailed to you**), and be filed with: Secretary of Agriculture, Attn: Legal Division, Kansas Department of Agriculture, 1320 Research Park Drive, Manhattan, KS 66502, FAX (785) 564-6777.

If neither a request for an evidentiary hearing nor a petition for administrative review is filed as set forth above, then this Order shall be effective and become a final agency action as defined in K.S.A. 77-607(b). Failure to timely request either an evidentiary hearing or administrative review may preclude further judicial review under the Kansas Judicial Review Act.

Any request for hearing or petition for administrative review shall be in writing and shall be submitted to the attention of: Chief Legal Counsel, Kansas Department of Agriculture, 1320 Research Park Drive, Manhattan, Kansas 66502, Fax: (785) 564 - 6777.

Ordered this 8th day of August, 2018, in Topeka, Shawnee County, Kansas.



David W. Barfield

David W. Barfield, P.E.
Chief Engineer
Division of Water Resources
Kansas Department of Agriculture

State of Kansas)
) SS
County of Riley)

The foregoing instrument was acknowledged before me this 8th day of August, 2018, by David W. Barfield, P.E., Chief Engineer, Division of Water Resources, Kansas Department of Agriculture.



Karen Hunter

Notary Public

CERTIFICATE OF SERVICE

On this 10th day of August, 2018, I hereby certify that the foregoing Approval of Application for Change in Place of Use and Point of Diversion, File No. 8,447, dated August 8th, 2018 was mailed postage prepaid, first class, US mail to the following:

OPAL M THOMPSON
TOM S AND CYNTHIA S THOMPSON
1068 XAVIER RD
CONCORDIA KS 66901

With true and correct copies to:

DON DUANE THOMPSON
18720 PINE RD
ARGOS IN 46501-9745

With photocopies to:

Stockton Field Office

Darrell Wilson

Division of Water Resources

Submit To: CHIEF ENGINEER
Division of Water Resources
Kansas Department of Agriculture
1320 Research Park Drive
Manhattan, KS 66502
www.ksda.gov/dwr

**APPLICATION FOR APPROVAL TO
CHANGE THE PLACE OF USE, THE
POINT OF DIVERSION OR THE USE
MADE OF THE WATER UNDER AN
EXISTING WATER RIGHT**



State of Kansas

Filing Fee Must Accompany the Application
(Please refer to Fee Schedule on signature page of application form.)

Paragraph Nos. 1, 2, 3, 4 & 8 must be completed. Complete all other applicable portions. A topographic map or detailed plat showing the authorized and proposed points(s) of diversion and /or place of use must accompany this application.

1. Application is hereby made for approval of the Chief Engineer to change the

- Place of Use
 Point of Diversion
 Use Made of Water

(Check one or more)

Water Resources
Received
MAY 14 2018
1:52
KS Dept Of Agriculture

File No. 8447

2. Name of applicant: Opal M Thompson along with Tom S & Cynhtia S Thompson

Address: 1068 Xavier Rd

City, State and Zip: Concordia, KS 66901

Phone Number: () _____ E-mail address: _____

What is your relationship to the water right; owner tenant agent other? If other, please explain. _____

Name of water use correspondent: Karl Jacobson

Address: 260 110 Rd

City, State and Zip: Concordia, KS 66901

Phone Number: 785-335-2657 E-mail address: _____

3. The change(s) proposed herein are desired for the following reasons (please be specific): The proposed change is to undo the October 11, 2017 change that changed the location of the point of diversion and overlapped the place of use. Reduction requests will be filed under 6420 & 8447 to revert the place of use to before the previous change

The change(s) will be completed by December 31st, 2018

(Date)

For Office Use Only:	
F.O. Code <u>3</u>	<u>GMD</u> Meets K.A.R. 5-5-1 <u>(YES)</u> Use <u>IPP</u> Source <u>G/S</u> County <u>PP</u> By <u>AW</u> Date <u>5/14/18</u>
<u>CGT</u>	Fee \$ <u>200</u> TR # _____ Receipt Date <u>5/14/18</u> Check # <u>718</u>

APPLICATION COMPLETE
8/11/18
Reviewer BAT

Assisted by: BAT

5/16/18 AW **SCANNED**

4. The presently authorized place of use is:

Owner of Land — NAME: Opal M Thompson along with Tom S & Cynhtia S Thompson

ADDRESS: 1068 Xavier Rd, Concordia, KS 66901

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	
22	04S	04W														26	22		48

List any other water rights that cover this place of use. 6420

Owner of Land — NAME: DON DUANE THOMPSON

ADDRESS: 18720 PINE RD, ARGOS IN 46501-9745

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	
22	04S	04W									40			40					80

List any other water rights that cover this place of use. 6420

(If there are more than two landowners, attach additional sheets as necessary.)

5. It is proposed that the place of use be changed to: SEE REDUCTION REQUEST FOR PLACE OF USE UNDO

Owner of Land — NAME: Opal M Thompson along with Tom S & Cynhtia S Thompson

ADDRESS: 1068 Xavier Rd, Concordia, KS 66901

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	
22	04S	04W														26	22		48

List any other water rights that cover this place of use. NONE

Owner of Land — NAME: _____

ADDRESS: _____

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	

List any other water rights that cover this place of use. _____

Water Resources
Received

MAY 14 2018

SCANNED

KS Dept Of Agriculture

6. The presently authorized point(s) of diversion is 1 well
(Provide description and number of points)

7. The proposed point(s) of diversion is 1 well
(Provide description and number of points)

List all presently authorized point(s) of diversion:

8. **Presently authorized point of diversion:**
 One in the NW Quarter of the NE Quarter of the SW Quarter of Section 22, Township 04 South, Range 04 W, in Republic County, Kansas, 2620 feet North 3375 feet West of Southeast corner of section. Authorized Rate 600 gpm Authorized Quantity 75 AF
 (DWR use only: Computer ID No. _____ GPS _____ feet North _____ feet West)
 This point will not be changed This point will be changed as follows:
Proposed point of diversion: (Complete only if change is requested)
 One in the SW Quarter of the SW Quarter of the SE Quarter of Section 22, Township 04 South, Range 04 W, in Republic County, Kansas, 574 feet North 2615 feet West of Southeast corner of section. Proposed Rate 600 Proposed Quantity 75 AF
 This point is: Additional Well Geo Center List other water rights that will use this point _____

9. **Presently authorized point of diversion:**
 One in the _____ Quarter of the _____ Quarter of the _____ Quarter of Section _____, Township _____ South, Range _____ W, in _____ County, Kansas, _____ feet North _____ feet West of Southeast corner of section. Authorized Rate _____ Authorized Quantity _____
 (DWR use only: Computer ID No. _____ GPS _____ feet North _____ feet West)
 This point will not be changed This point will be changed as follows:
Proposed point of diversion: (Complete only if change is requested)
 One in the _____ Quarter of the _____ Quarter of the _____ Quarter of Section _____, Township _____ South, Range _____ W, in _____ County, Kansas, _____ feet North _____ feet West of Southeast corner of section. Proposed Rate _____ Proposed Quantity _____
 This point is: Additional Well Geo Center List other water rights that will use this point _____

10. **Presently authorized point of diversion:**
 One in the _____ Quarter of the _____ Quarter of the _____ Quarter of Section _____, Township _____ South, Range _____ W, in _____ County, Kansas, _____ feet North _____ feet West of Southeast corner of section. Authorized Rate _____ Authorized Quantity _____
 (DWR use only: Computer ID No. _____ GPS _____ feet North _____ feet West)
 This point will not be changed This point will be changed as follows:
Proposed point of diversion: (Complete only if change is requested)
 One in the _____ Quarter of the _____ Quarter of the _____ Quarter of Section _____, Township _____ South, Range _____ W, in _____ County, Kansas, _____ feet North _____ feet West of Southeast corner of section. Proposed Rate _____ Proposed Quantity _____
 This point is: Additional Well Geo Center List other water rights that will use this point _____

11. Describe the current condition of and future plans for any point(s) of diversion which will no longer be used. To be used by
Water Right 6.420

Water Resources
Received

MAY 14 2010

12. The presently authorized use of water is for Irrigation purposes.
It is proposed that the use be changed to Irrigation purposes.
13. If changing the place of use and/or use made of water, describe how the consumptive use will not be increased.
The change in point of diversions will return the rights to the wells they had previously authorized. There will be no increase in quantity, rate or points of diversion.

(Please show any calculations here.)
14. It is requested that the maximum annual quantity of water be reduced to NA (acre-feet or million gallons).
15. It is requested that the maximum rate of diversion of water be reduced to NA gallons per minute (____ c.f.s.).
16. The application must include either a topographic map or detailed plat. A U.S. Geological Survey Topographic Map, scale 1:24,000, is available through the Kansas Geological Survey, 1930 Constant Avenue, University of Kansas, Lawrence, Kansas 66047-3726 (www.usgs.gov). The map should show the location of the presently authorized point(s) of diversion. Distances North and West of the Southeast corner of the section must be shown. The presently authorized place of use should also be shown. Identify the center of the section, the section lines and the section corners and show the appropriate section, township, and range numbers on the map. In addition the following information must also be shown on the map.
- a. If a change in the location of the point(s) of diversion is proposed, show:
 - 1) The location of the proposed point(s) of diversion. Distances North and West of the Southeast corner of the section must be shown. Please be certain that the information shown on the map agrees with the information shown in Paragraph Nos. 9, 10 and 11 of the application.
 - 2) If the source of supply is groundwater, please show the location of existing water wells of any kind, including domestic wells, within 1/2 mile of the proposed well or wells. Identify each well as to its use and furnish name and mailing address of the property owner or owners. If there are no wells within 1/2 mile, please indicate so on the map.
 - 3) If the source of supply is surface water, the names and mailing addresses of all landowner(s) 1/2 mile downstream and 1/2 mile upstream from your property lines must be shown.
 - b. If a change in the place of use is desired, show the proposed place of use by crosshatching on the map. Please be certain that the information shown on the map agrees with the information shown in Paragraph No. 5 of the application.
17. Attach documentation to show the change(s) proposed herein will not impair existing water rights and relates to the same local source of supply as to which the water right relates. This information may include statements, plats, geology reports, well logs, test hole logs, and other information as necessary information to show the above. Additional comments may be made below.

18. If the proposed change(s) does not meet all applicable rules and regulations of the Kansas Water Appropriation Act, please identify the rules and regulations for which you request a waiver. State the reason why a waiver is needed and why the request should be granted. Attach documentation showing that granting the request will not impair existing water rights and will not prejudicially and unreasonably affect the public interest.

IF MORE SPACE IS NEEDED, ATTACH ADDITIONAL SHEETS AS NECESSARY

Water Resources
Received

MAY 14 2018 **SCANNED**

KS Dept Of Agriculture

Any use of water that is not as authorized by the water right or permit to authorize water **before** the chief engineer approves this application is a violation of the Kansas Water Appropriation Act for which criminal or civil penalties may be assessed. Such violation is a class C misdemeanor, punishable by a fine not to exceed \$500 and/or a term of confinement not to exceed one month in the county jail. K.S.A. 82a-728(b). Civil penalties shall be not less than \$100 nor more than \$1,000 per violation. In the case of a continuing violation, each day such violation continues may be deemed a separate violation. In addition to these penalties the water right may be modified or suspended. K.S.A. 82a-737, as amended.

The application must be signed by all owners of the place of use authorized under the water right and his or her spouse, if married. Please indicate if there is no spouse. If land is being purchased under contract, the seller must sign as landowner until such time as the contract is completed.

In the event that all applicants cannot appear before one notary public, they may as necessary sign separate copies of the application before any notary public conveniently available to them. All copies signed in this manner shall be considered to be valid parts of the application.

If the request is signed on behalf of any Owner by someone with legal authority to do so (for example, an agent, one who has power of attorney, or an executor, executrix, conservator), it will be necessary to attach proper documents showing such authority.

I declare that I am an owner of the currently authorized place of use as identified herein, or that I represent all such owners and am authorized to make this application on their behalf, and declare further that the statements contained herein are true, correct, and complete. By filing this application I authorize the chief engineer to permanently reduce the quantity of water and/or rate of diversion as specified in sections 14 and 15 of this application.

Dated at Concordia, Kansas, this 4th day of May, 2018.

Opal M. Thompson
(Owner)

deceased
(Spouse)

Opal M. Thompson
(Please Print)

Cynthia S. Thompson
(Spouse)

Tom S. Thompson
(Owner)

Cynthia S. Thompson
(Please Print)

Tom S. Thompson
(Please Print)

(Owner)

(Spouse)

(Please Print)

(Please Print)

State of Kansas }
County of Cloud } SS

I hereby certify that the foregoing application was signed in my presence and sworn to before me this 4th day of May, 2018.



Marilyn Redmond
Notary Public

My Commission Expires 8/10/19

FEE SCHEDULE

Each application to change the place of use, the point of diversion or the use made of the water under this section shall be accompanied by the application fee set forth in the schedule below:

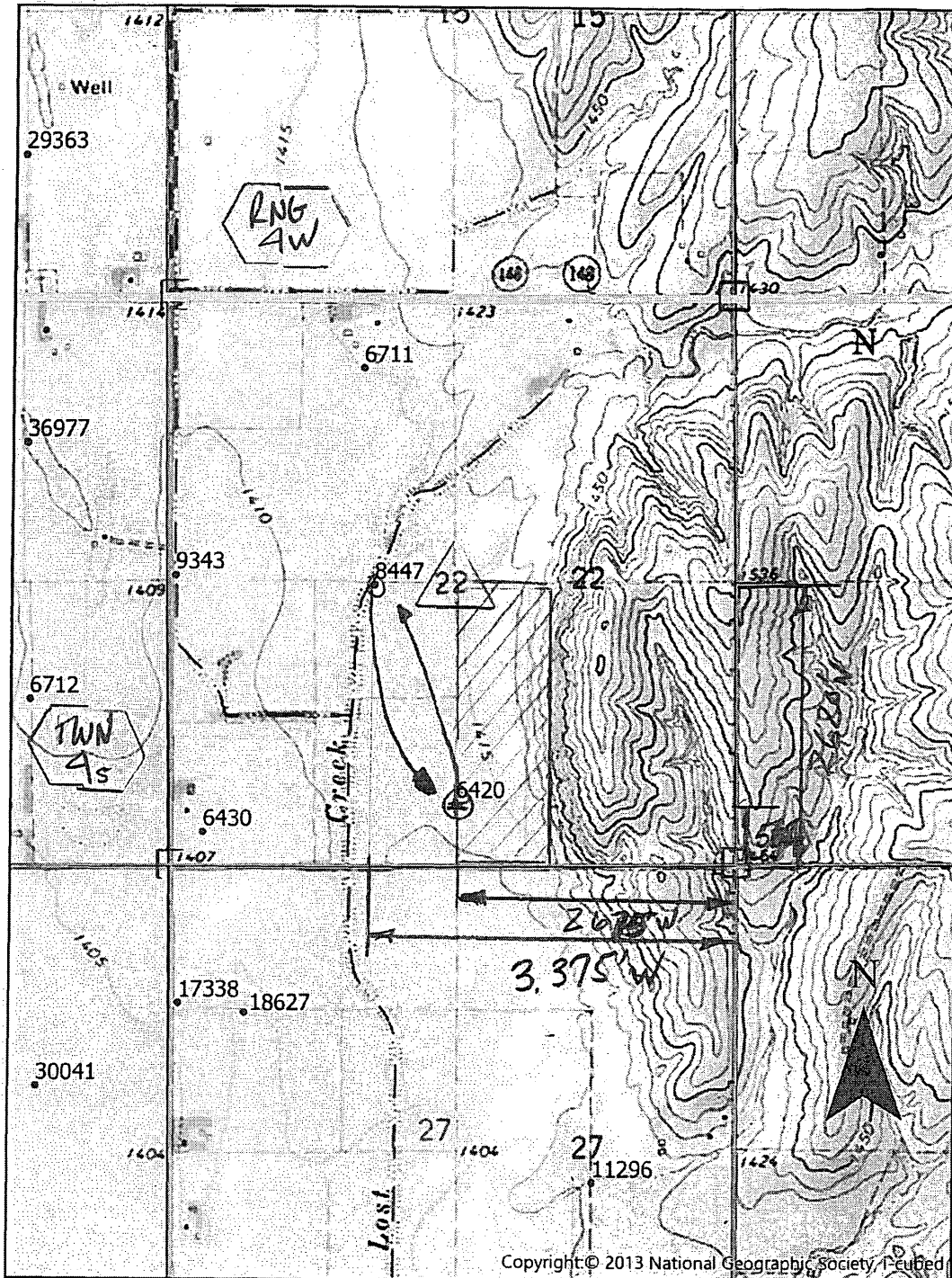
- (1) Application to change a point of diversion 300 feet or less \$100
- (2) Application to change a point of diversion more than 300 feet \$200
- (3) Application to change the place of use \$200
- (4) Application to change the use made of the water \$300

Make check payable to **Kansas Department of Agriculture.**

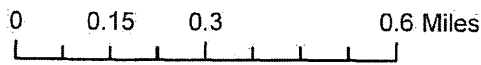
**Water Resources
Received**

MAY 14 2018

Water Right, File No. 8447 Change in Point of Diversion & Reduction in Place of Use



POINT OF DIVERSION
 WIMAS_PD
 S_UMW
 ○ G_IRR AUTHORIZED
 ⊕ G_IRR PROPOSED
 PLACE OF USE
 REDUCED TO
 AUTHORIZED



All wells of any kind within 1/2 mile of the requested point of diversion have been plotted

Water Resources Received
 MAY 14 2018

Signed *[Signature]*
 Date: 5/10/2018

STATE OF KANSAS

DEPARTMENT OF AGRICULTURE
1320 RESEARCH PARK DRIVE
MANHATTAN, KS 66502
PHONE: (785) 564-6700
FAX: (785) 564-6777



900 SW JACKSON, ROOM 456
TOPEKA, KS 66612
PHONE: (785) 296-3556
www.agriculture.ks.gov

GOVERNOR JEFF COLYER, M.D.
JACKIE McCLASKEY, SECRETARY OF AGRICULTURE

OPAL M THOMPSON & TOM S & CYNTHIA S THOMPSON
16, 2018
1068 XAVIER RD
CONCORDIA, KS 66901

May

RE: File No 8447-

Dear Sir or Madam:

An application for approval of the Chief Engineer to change the following condition or conditions of the file number referred to above has been received:

- place of use PD
- point of diversion
- use made of water

As a matter of record, the Division of Water Resources has on hand a large number of applications awaiting processing. Therefore, to be fair to all concerned, and so that we can process those applications on hand in the order they were received, we intend to concentrate on the backlog of applications until the issue is resolved. You will be contacted regarding this application as soon as it has been examined.

In accordance with the provisions of the Kansas Water Appropriation Act, a portion of which is included below, the use of water prior to approval of the application is unlawful. You should not proceed and divert water as indicated by your plans in your application for a change for this file until you receive approval for this change from the Chief Engineer. Once approved, compliance with the terms, conditions and limitations of the permit is necessary. Conservation of the water resources of Kansas is required.

Section 82a-728 of the Kansas Water Appropriation Act, provides (a) except for the appropriation of water for the purpose of domestic use, . . . it shall be unlawful for any person to appropriate or threaten to appropriate water from any source without first applying for and obtaining a permit to appropriate water in accordance with the provisions of the Water Appropriation Act or for any person to violate any condition of a vested right, appropriation right or an approved application for a permit to appropriate water for beneficial use.

(b) (1) The violation of any provision of this section by any person is a class C misdemeanor...

A class C misdemeanor is punishable by a fine not to exceed \$500 and/or a term of confinement not to exceed one month in the county jail. Each day that the violation occurs constitutes a separate offense.

If you have any questions, please contact me at (785) 564-6645. If you wish to discuss a specific file, please have the file number ready so that we may help you more efficiently.

Sincerely,

Brent Tourney, L.G.
Change Applications Unit Supervisor
Water Appropriation Program

BAT: DLW
pc: STOCKTON Field Office GMD

SCANNED

Turney, Brent [KDA]

From: Stewart, Kelly [KDA]
Sent: Wednesday, August 1, 2018 9:02 AM
To: Turney, Brent [KDA]
Cc: Hageman, Rebecca [KDA]
Subject: RE: 6420 PD red PU

Brent,

I recommend approval of the changes in p/d for file nos. 6,420 & 8,447.

Rebecca, please check these files and see if we have inspected the wells/meters since the 10/11/17 change approvals. If not, please add to our priority list.

Kelly

From: Turney, Brent [KDA]
Sent: Tuesday, July 31, 2018 3:10 PM
To: Stewart, Kelly [KDA] <Kelly.Stewart@ks.gov>
Subject: 6420 PD red PU

Hey, how about a recommendation on these. They are simply undoing a change in PD and PU that were approved last year.

Thanks Man,
Brent