

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.

Submit To: CHIEF ENGINEER
Division of Water Resources
Kansas Department of Agriculture
1320 Research Park Drive
Manhattan, KS 66502
http://agriculture.ks.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

FEB 01 2019
12:00
KS Dept Of Agriculture

File No. 33030

2. Name of applicant: AARON & ELISA J HORINEK

Address: 1447 COUNTY RD T

City, State and Zip: COLBY, KS 67701

Phone Number: (785)694-3094

E-mail address: _____

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

Name of water use correspondent: SHOULD BE CHANGED TO ABOVE

Address: _____

City, State and Zip: _____

Phone Number: () _____

E-mail address: _____

3. The change(s) proposed herein are desired for the following reasons (please be specific): ADD PIVOT ON NE 1 AND REMOVE LAND NOT IRRIGATED IN 6

The change(s) (was) (will be) completed by ASAP

(Date)

For Office Use Only:

F.O. 3 GMD 4 Meets K.A.R. 5-5-1 (YES / NO) Use IRR Source G/S County JH By DAW Date 2/1/19
Code CRU Fee \$ 200 TR # _____ Receipt Date 2/1/19 Check # 260

2/12/2019
LM

4. The presently authorized place of use is:

Owner of Land — NAME: AARON & ELISA J HORINEK GUY C GASKILL (QUIT CLAIM DEED)

ADDRESS: 1447 COUNTY RD T COLBY, KS 67701 PO BOX 235 WINONA, KS 67764

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	
6	8	35	L 1 35	L 2 40	34	34	L 3 40	L 4 34	L 5 34	34									285

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

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. _____

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

5. It is proposed that the place of use be changed to:

Owner of Land — NAME: AARON & ELISA J HORINEK

ADDRESS: 1447 COUNTY RD T COLBY, KS 67701

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	
6	8	35		L 2 1.6	2.4		L 3 32	L 4 22	L 5 26	36	.4	L 6 .1							120.5
1	8	36	L 1 31	L 2 31	31	31													124

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

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. _____

IF MORE SPACE IS NEEDED, ATTACH ADDITIONAL SHEETS AS NECESSARY

6. The presently authorized point(s) of diversion is ONE WELL

(Provide description and number of points)

7. The proposed point(s) of diversion is ONE WELL

(Provide description and number of points)

List all presently authorized point(s) of diversion:

8. Presently authorized point of diversion:

One in the _____ Quarter of the _____ Quarter of the LOT 4 Quarter of Section 6, Township 8 South, Range 35 W, in THOMAS County, Kansas, 5050 feet North 4850 feet West of Southeast corner of section.

Authorized Rate 850 GPM Authorized Quantity 260 AF

(DWR use only: Computer ID No. 1 GPS 5227 feet North 5009 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 _____

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:

Water Resources Received

FEB 01 2019

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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. _____

IF MORE SPACE IS NEEDED, ATTACH ADDITIONAL SHEETS AS NECESSARY

12. The presently authorized use of water is for IRR purposes.

It is proposed that the use be changed to NO CHANGE IN USE TYPE purposes.

13. If changing the place of use and/or use made of water, describe how the consumptive use will not be increased.

KAR 5-5-11

145 BASE ACRES TH COUNTY = 964 AF

REVERSION ACRES ARE 120.5 A PIVOT IN 6-8-35 AND 24.5 A LOT 1 1-8-36

(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.

CHANGE PL/USE ONLY. NO IMPAIRMENT WILL OCCUR.

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.

ALL REGS ARE MET

IF MORE SPACE IS NEEDED, ATTACH ADDITIONAL SHEETS AS NECESSARY

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 Thomas County, Kansas, this 28 day of January, 20 19.

Clayton M Horinek
(Owner)

Elisaff Horinek
(Spouse)

Aaron M Horinek
(Please Print)

Elisa J Horinek
(Please Print)

(Owner)

(Spouse)

(Please Print)

(Please Print)

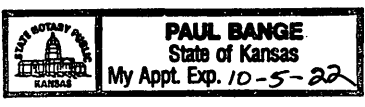
(Owner)

(Spouse)

(Please Print)

(Please Print)

State of Kansas }
County of Thomas } SS



I hereby certify that the foregoing application was signed in my presence and sworn to before me this 28th day of January, 20 19.

[Signature]
Notary Public

My Commission Expires 10-5-22

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:

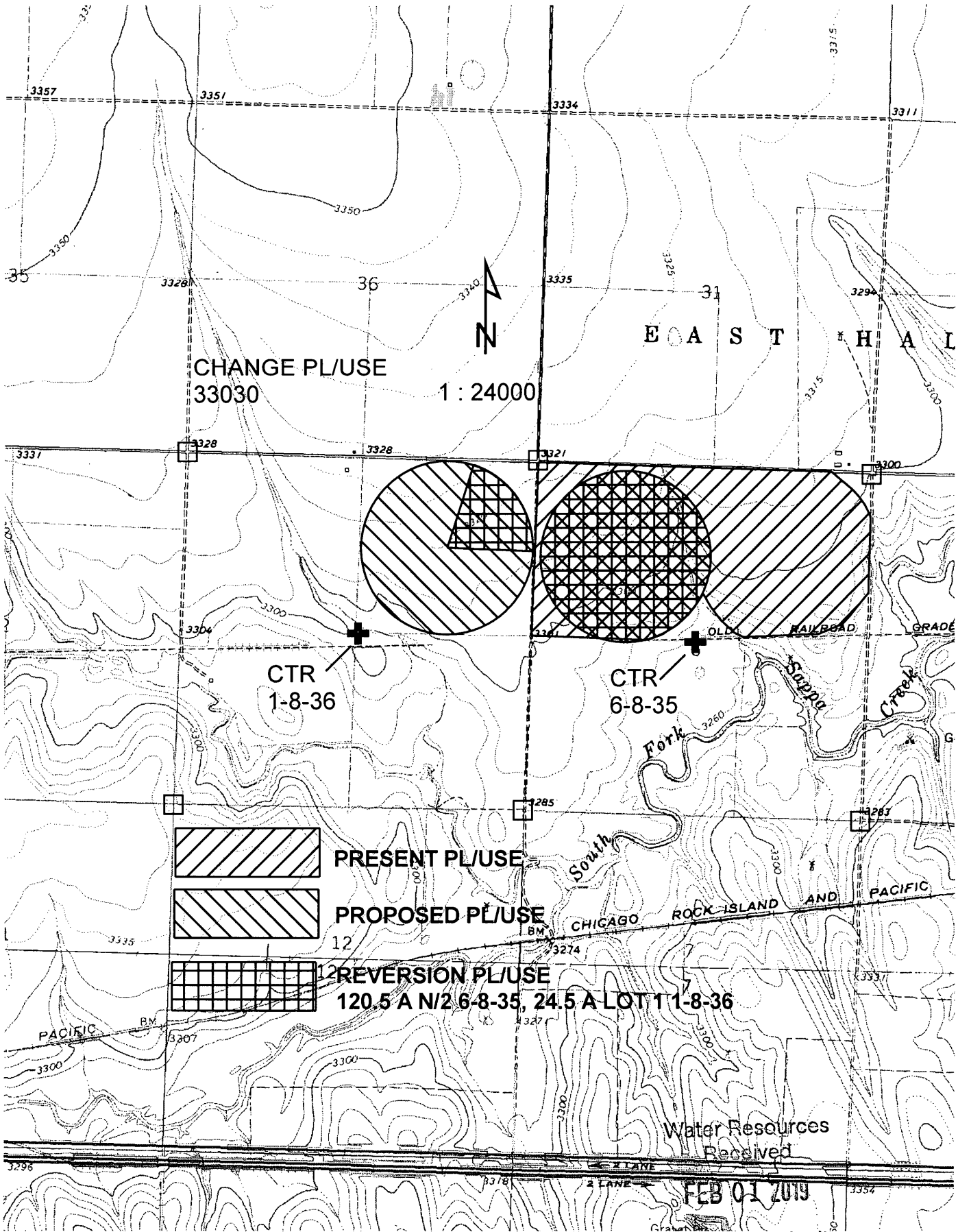
- (1) Application to change a point of diversion 300 feet or less \$100
- (2) Application to change a point of diversion more than 300 feet \$200
- (3) Application to change the place of use \$200
- (4) Application to change the use made of the water \$300

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

Water Resources
Received

FEB 01 2019

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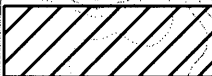
CHANGE PL/USE
33030

1 : 24000

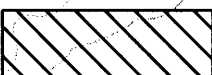
E A S T H A L L

CTR
1-8-36

CTR
6-8-35



PRESENT PL/USE



PROPOSED PL/USE



REVERSION PL/USE

120.5 A N/2 6-8-35, 24.5 A LOT 1 1-8-36

Water Resources
Received

FEB 01 2019

KS Dept Of Agriculture

E-Filed
1-3-19
Attached

TRUSTEE'S DEED

This indenture made this 21st day of Dec., 2018, by and between
**LOUISE GENISE RANELLETTI DECHERT, TRUSTEE OF THE LOUISE GENISE
RANELLETTI DECHERT TRUST DATED JANUARY 19, 2012**, as Grantor,
and
AARON HORINEK AND ELISA J. HORINEK, as Joint Tenants with Rights of Survivorship
and Not as Tenants in Common, as Grantee.

The Grantor, by virtue of the terms and provisions of said Trust Agreement and for various
and other considerations, the receipt of which is hereby acknowledged, does hereby grant, sell and
convey to Aaron Horinek and Elisa J. Horinek, the following described real estate in Thomas
County, Kansas, to-wit:

**A tract of land known as the Northwest Quarter (NW/4) of Section Six (6),
Township Eight (8) South, Range Thirty-five (35) West of the 6th P.M., Thomas
County, Kansas, more particularly described as follows:**

**Beginning at the northwest corner of said Section, thence on an assumed
bearing of N89°36'56"E, along the north line of said Section, a distance of two
thousand four hundred fifty-two and no hundredths (2452.00) feet to the
northeast corner of said Quarter, thence S00°07'23"E, along the east line of said
Quarter, for a distance of two thousand six hundred twenty-four and
twenty-eight hundredths (2624.28) feet to the southeast corner of said Quarter,
thence S89°16'09"W, along the south line of said Quarter, for a distance of two
thousand four hundred fifty-three and forty-nine hundredths (2453.49) feet to
the west line of said Section, thence N00°05'36"W, along the west line of said
Section, for a distance of two thousand six hundred thirty-nine and twelve
hundredths (2639.12) feet to the point of beginning.**

AND

Water Resources
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A tract of land located in the Northeast Quarter (NE/4) of Section Six (6), Township Eight (8) South, Range Thirty-five (35) West of the 6th P.M., Thomas County, Kansas, more particularly described as follows:

Commencing at the northwest corner of said Quarter, thence, on an assumed bearing of S00°07'23"E, along the west line of said Quarter, a distance of six hundred sixty-seven and fifty-two hundredths (667.52) feet to the point of beginning.

From the point of beginning, thence southerly, along a circular curve to the right (Arc Angle = 68°37'58" Rt; Radius = 1292.00 feet; Long Chord Bearing = S00°07'23"E) for a distance of one thousand five hundred forty-seven and sixty-four hundredths (1547.64) feet, thence N00°07'23"W for a distance of one thousand four hundred fifty-six and seventy-six hundredths (1456.76) feet, to the point of beginning.

AND

A tract of land located in the Southwest Quarter (SW/4) of Section Six (6), Township Eight (8) South, Range Thirty-five (35) West of the 6th P.M., Thomas County, Kansas, more particularly described as follows:

Commencing at the northwest corner of said Quarter, thence on an assumed bearing of N89°16'09"E, along the north line of said Quarter, a distance of one thousand thirty-five and forty-four hundredths (1035.44) feet to the point of beginning.

From the point of beginning N89°16'09"E, along the north line of said Quarter, for a distance of seven hundred twenty-eight and four hundredths (728.04) feet, thence westerly, along a circular curve to the right (Arc Angle = 32°43'45" Rt; Radius = 1292.00 feet; Long Chord Bearing = S80°16'09"W) for a distance of seven hundred thirty-eight and three hundredths (738.03) feet to the point of beginning.

EXCEPT AND SUBJECT TO:

Easements and right of ways of record and unrecorded easements and right of ways apparent from view.

Unreleased, unexpired oil and gas leases of record containing ordinary and customary terms prevalent at the time the lease was executed.

Water Resources
Received

FEB 01 2019

KS Dept Of Agriculture

Outstanding mineral interests of record, if any.

RESERVATIONS: None

The Grantor covenants that the Trust remains in full force and effect at this time, that the Trustee have or has authorization without limitation to sell and convey all of the above described real estate.

Dated this 21st day of December, 2018.

Louise Genise Ranelletti Dechert Trust dated January 29, 2012

By Louise Genise Ranelletti Dechert
Louise Genise Ranelletti Dechert, Trustee

CONSENT OF SPOUSE

I, Dennis Dechert, spouse of Louise Genise Ranelletti Dechert, am in consent of the property above being sold to Aaron Horinek and Elisa J. Horinek, free and clear of all of my rights as a surviving spouse .



Dennis Dechert

STATE OF _____, COUNTY OF _____, ss:

The foregoing instrument was acknowledged before me this ____ day of _____, 2018, by Louise Genise Ranelletti Dechert, Trustee of the Louise Genise Ranelletti Dechert Trust, on behalf of the Trust and Dennis Dechert, spouse of Louise Genise Ranelletti Dechert.

SEE ATTACHED FORM FOR
NOTARY CERTIFICATE

Notary Public

Commission Expires: _____

KANSAS SALES VALIDATION QUESTIONNAIRE:

Attached

Water Resources
Received

FEB 01 2019

KS Dept Of Agriculture

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

CIVIL CODE § 1189

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California)
County of San Luis Obispo)

On 12/21/18 before me, Navil Ayon, Notary Public
Date Here Insert Name and Title of the Officer

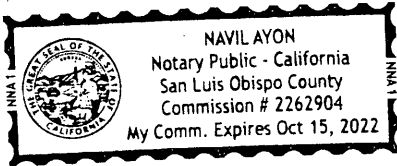
personally appeared Louise Genise Ranelletti Dechert and
Name(s) of Signer(s)

Dennis Dechert

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.



Signature Navil Ayon
Signature of Notary Public

Place Notary Seal Above

OPTIONAL

Though this section is optional, completing this information can deter alteration of the document or fraudulent reattachment of this form to an unintended document.

Description of Attached Document

Title or Type of Document: Trustee's Deed Document Date: 12/21/18
Number of Pages: 4 Signer(s) Other Than Named Above: _____

Capacity(ies) Claimed by Signer(s)

Signer's Name: _____
 Corporate Officer — Title(s): _____
 Partner — Limited General
 Individual Attorney in Fact
 Trustee Guardian or Conservator
 Other: _____

Signer's Name: _____
 Corporate Officer — Title(s): _____
 Partner — Limited General
 Individual Attorney in Fact
 Trustee Guardian or Conservator
 Other: _____

Signer Is Representing: _____

Signer Is Representing: Water Resources

RECEIVED
FEB 01 2019

FILE NUMBER 27200009 BK 272 PG 9 - 12

RECORDED 1/3/2019 at 2:32 PM

RECORDING FEE: \$ 72.00

Thomas County, KANSAS

SUZANNE HERSCHBERGER, DEPUTY

LORA L. VOLK, REGISTER OF DEEDS

Lora L. Volk

Entered in Transfer Record in My Office
on 1/3/2019



Shelley A. Harms

County Cler

TRUSTEE'S DEED

This indenture made this 21st day of Dec., 2018, by and between
**LOUISE GENISE RANELLETTI DECHERT, TRUSTEE OF THE LOUISE GENISE
RANELLETTI DECHERT TRUST DATED JANUARY 19, 2012**, as Grantor,
and
AARON HORINEK AND ELISA J. HORINEK, as Joint Tenants with Rights of Survivorship
and Not as Tenants in Common, as Grantee.

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thence S89°16'09"W, along the south line of said Quarter, for a distance of two
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AND

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Outstanding mineral interests of record, if any.

RESERVATIONS: None

The Grantor covenants that the Trust remains in full force and effect at this time, that the Trustee have or has authorization without limitation to sell and convey all of the above described real estate.

Dated this 21st day of December, 2018.

Louise Genise Ranelletti Dechert Trust dated January 29, 2012

By Louise Genise Ranelletti Dechert
Louise Genise Ranelletti Dechert, Trustee

CONSENT OF SPOUSE

I, Dennis Dechert, spouse of Louise Genise Ranelletti Dechert, am in consent of the property above being sold to Aaron Horinek and Elisa J. Horinek, free and clear of all of my rights as a surviving spouse.


Dennis Dechert

STATE OF _____, COUNTY OF _____, ss:

The foregoing instrument was acknowledged before me this _____ day of _____, 2018, by Louise Genise Ranelletti Dechert, Trustee of the Louise Genise Ranelletti Dechert Trust, on behalf of the Trust and Dennis Dechert, spouse of Louise Genise Ranelletti Dechert.

SEE ATTACHED FORM FOR
NOTARY CERTIFICATE

Notary Public

Commission Expires: _____

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Attached

Water Resources
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CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

CIVIL CODE § 1189



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State of California)
County of San Luis Obispo)

On 12/21/18 before me, Navil Ayon, Notary Public

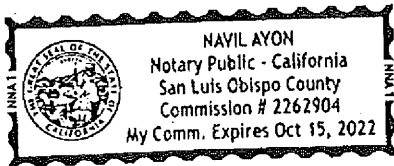
Date Here Insert Name and Title of the Officer
personally appeared Louise Genise Ravelle Hi Dechert and
Name(s) of Signer(s)

Dennis Dechert

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.



Signature Navil Ayon
Signature of Notary Public

Place Notary Seal Above

OPTIONAL

Though this section is optional, completing this information can deter alteration of the document or fraudulent reattachment of this form to an unintended document.

Description of Attached Document

Title or Type of Document: Trustee's Deed Document Date: 12/21/18

Number of Pages: 4 Signer(s) Other Than Named Above:

Capacity(ies) Claimed by Signer(s)

- Signer's Name:
Corporate Officer - Title(s):
Partner - Limited General
Individual Attorney in Fact
Trustee Guardian or Conservator
Other:

Signer Is Representing:

- Signer's Name:
Corporate Officer - Title(s):
Partner - Limited General
Individual Attorney in Fact
Trustee Guardian or Conservator
Other:

Signer Is Representing:

Water Resources
Received

FEB 01 2019

FILE NUMBER 27200008 BK 272 PG 8 - 8
RECORDED 1/3/2019 at 2:31 PM
RECORDING FEE: \$ 21.00
Thomas County, KANSAS
SUZANNE HERSCHBERGER, DEPUTY
LORA L. VOLK, REGISTER OF DEEDS

Lora L. Volk



Entered in Transfer Record in My Office
on 1/3/2018

Shelley A. Harms
County Clerk

QUITCLAIM DEED

GMK FARMS, LLC, quitclaims to LOUISE GENISE RANELLETTI DECHERT, TRUSTEE OF THE LOUISE GENISE RANELLETTI DECHERT TRUST DATED JANUARY 19, 2012, all of the following described real estate in the County of Thomas and the State of Kansas, to-wit:

All of grantors interest in and to the water rights as described in the Certificate of Appropriation for Beneficial Use of Water File No. 33,030 by means of a well located in the NORTHWEST QUARTER (NW/4) of SECTION SIX (6), TOWNSHIP EIGHT (8) SOUTH, RANGE THIRTY-FIVE (35) WEST OF THE 6TH P.M., THOMAS COUNTY KANSAS,

for the sum of no consideration.

DATED this 22 day of October, 2018.

GMK FARMS, LLC

BY: *Guy C. Gaskill* ~~Trustee~~ *manager*
GUY C. GASKILL, TRUSTEE

STATE OF KANSAS, Logan COUNTY, ss:

BE IT REMEMBERED, That on this 22 day of October, 2018, before me, the undersigned, a notary public in and for the County and State aforesaid, came GUY C. GASKILL, TRUSTEE OF GMK FARMS, LLC, who is personally known to me to be the same person who executed the foregoing deed, and duly acknowledged the execution of the same.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal on the day and year last above written.



Lori Edwards
Notary Public

Water Resources
Received

FEB 01 2019

LEGAL (OPT) NE 1-8-36 33030

PIVOT LENGTH (REQD) 1305

ROTATION DEGREES (REQD) 360

GPM (REQD) 600

NOZZLE SPACING IN FT (OPT) 6.6666

RESIDUE IN LBS/ACR (REQD) 4000

ACRES OF CLASS VI SOIL
IN GRASS, ALFALFA, ETC. 0

CROPS ANY IRRIGABLE CROPS MAY
BE PRODUCED

ADDED PROVISIONS/NOTES NONE

CALCULATIONS FOR AVERAGE FIELD SLOPE

ACRES IN FIELD: 122.8239

MAP UNIT NUMBER	SOIL TYPE		AVERAGE SLOPE		ACRES OF THE SOIL TYPE		WEIGHTE AVERAGE
1859	Ulysses silt loam, 3 to 6 percent slopes	+	4.5	+	7.1	+	0.26013
1857	Ulysses silt loam, 1 to 3 percent slopes	+	2	+	14.7	+	0.23937
1619	Keith silt loam, 0 to 1 percent slopes	+	0.5	+	101	+	0.41116
		0	0	+		+	0
		0	0	+		+	0
		0	0	+		+	0
		0	0	+		+	0
		0	0	+		+	0
		0	0	+		+	0

AVERAGE WEIGHTED FIELD SLOPE: 0.91 %

ENTER CLASS VI ACRES HERE:	0 ACRES
ENTER STEEPEST SLOPE IF CLASS VI:	0 %
WEIGHTED AVERAGE FIELD SLOPE:	0.910653 %
PER CENT CLASS VI SOIL	0 %
DESIGN SLOPE FOR CENTER PIVOT:	0.910653 %

DESIGN GROUP 5

design slope	0.910653 %	1	1	4.2
residue	4000 lbs/acre	4000	3	2.5
			5	1.5
			7	1.1
max all. Appl. Rate	5.04 in/hr			
			900	0.85
			1000	0.9
			1500	0.95
			2000	1
			2500	1.05
			3000	1.1
			3500	1.15
			4000	1.2
			4500	1.25

CALCULATED

MAX ALLOW APPL RATE	PIVOT LENGTH	GPM:WTD DIA	GPM	WTD DIA
5.04	1305	34.17	600.00	17.56

GPM = 600

APPL RT= 5.04

RADIUS	GPM	NZL SPCNG	GPM/AC
1305	600	6.6666	4.89

598.45 =SUM NZL GPM
6.11 =GPM END NZL

1320 Research Park Drive
Manhattan, KS 66502
785-564-6700
www. agriculture.ks.gov



900 SW Jackson, Room 456
Topeka, KS 66612
785-296-3556

Mike Beam, Interim Secretary

Laura Kelly, Governor

AARON & ELISA J HORINEK
1447 COUNTY RD T
COLBY, KS 67701

February 11, 2019

RE: File No 33030

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 PU
- 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 Tournay, L.G.
Change Applications Unit Supervisor
Water Appropriation Program

BAT: DLW4

