

RECEIVED CK 36912
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 3:00
 \$1200.00



Stockton Field Office
 Division of Water Resources

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

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>

STATE OF KANSAS

APPLICATION COMPLETE
 8/22/24
 Reviewer M/S

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.

File No. 50,399

1. Application is hereby made for approval of the Chief Engineer to change the (check one or both):

Place of Use Point of Diversion

under the water right which is the subject of this application in accordance with the conditions described below.

The source of supply is: Groundwater Surface water

2. Name and address of Applicant: Chase Larson

PO Box 220 1817 E Frontage RD Belleville, KS 66935

Phone Number: (785)243-6711 Email address: chase.larson@bestifor.com

Name and address of Water Use Correspondent: Bestifor Farms LP

PO Box 220 Belleville KS, 66935

Phone Number: (785)527-2450 Email address: chase.larson@bestifor.com

3. The presently authorized place of use is:

Owner of Land ---- NAME: Bestifor Farms LP

ADDRESS: PO Box 220 Belleville KS, 66935

(If there is more than one landowner, attach supplemental sheets as necessary.)

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					
33	3S	4W																	37.5	37.5	37.5	37.5	150
34	3S	4W					38.90	38.90			39.25	39.25	39.25	39.25									234.80
34	3S	4W			38.90	38.90				38.90	38.90												155.60

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: Bestifor Farms LP

ADDRESS: PO Box 220 Belleville KS, 66935

(If there is more than one landowner, attach supplemental sheets as necessary.)

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					
33	3S	4W																	37.5	37.5	37.5	37.5	150
34	3S	4W					38.90	38.90			39.25	39.25	39.25	39.25									234.80
34	3S	4W			38.90	38.90				38.90	38.90												155.60

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

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

FILE NO. 50,399

MAKE ADDITIONAL COPIES AS NECESSARY

3. Continued: The presently authorized place of use is:

Owner of Land --- NAME: Thelma E Larson Trust #1- Attn: Thayne Larson

ADDRESS: PO Box 220 Belleville KS 66935-0220

Table with columns for Section, Township, Range, and quarter-acreage (NE, NW, SW, SE) and a Total Acres column. Row 1: 33, 3S, 4W, 30, 40, 19, 89.

4. Continued: If this application is for a change in place of use, it is proposed that the place of use be changed to:

Owner of Land --- NAME: ALSOP Sand Co. Inc- Attn: Dane Barclay

ADDRESS: 105 Industrial RD Concordia KS 66901

Table with columns for Section, Township, Range, and quarter-acreage (NE, NW, SW, SE) and a Total Acres column. Row 1: 4, 4S, 4W, 20.5, 17.5, 12.5, 23.5, 74. Row 2: 4, 4S, 4W, 1, 1.

Owner of Land --- NAME: Daniel C & Davanie L Robinson

ADDRESS: 935 Timber RD Scandia KS 66966-8067

Table with columns for Section, Township, Range, and quarter-acreage (NE, NW, SW, SE) and a Total Acres column. Row 1: 4, 4S, 4W, 2, 2.

Owner of Land --- NAME: Thayne A & Jeanne Larson Trusts

ADDRESS: 1325 US Highway 36 Belleville, KS 66935-8097

Table with columns for Section, Township, Range, and quarter-acreage (NE, NW, SW, SE) and a Total Acres column. Row 1: 34, 3, 4, 25, 25, 16.50, 16.50, 83.

Owner of Land --- NAME: Thelma E Larson Trust #1- Attn: Thayne Larson

ADDRESS: PO Box 220 Belleville KS 66935-0220

Table with columns for Section, Township, Range, and quarter-acreage (NE, NW, SW, SE) and a Total Acres column. Row 1: 33, 3S, 4W, 30, 40, 19, 89.

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APPLICATION FOR APPROVAL TO CHANGE THE PLACE OF USE AND/OR POINT OF DIVERSION SUPPLEMENTAL SHEET FILE NO. 50,399

Stockton Field Office Division of Water Resources

Presently authorized point of diversion: One in the SW Quarter of the SW Quarter of the NE Quarter of Section 34, Township 3 South, Range 4 (W), in Republic County, Kansas, 2797 feet North 2072 feet West of Southeast corner of section. Authorized Rate 295 gpm (Group) Authorized Quantity 245 AF (Group) Depth of well (feet) (DWR use only: Computer ID No. 3 GPS 2797 feet North 2027 feet West) [X] This point will not be changed [] This point will be changed as follows: Proposed point of diversion: (Complete only if change is requested)

Presently authorized point of diversion: One in the SW Quarter of the SW Quarter of the NE Quarter of Section 34, Township 3 South, Range 4 (W), in Republic County, Kansas, 2786 feet North 2035 feet West of Southeast corner of section. Authorized Rate 295 gpm (Group) Authorized Quantity 245 AF (Group) Depth of well (feet) (DWR use only: Computer ID No. 4 GPS 2786 feet North 2035 feet West) [X] This point will not be changed [] This point will be changed as follows: Proposed point of diversion: (Complete only if change is requested)

Presently authorized point of diversion: One in the SW Quarter of the SW Quarter of the NE Quarter of Section 34, Township 3 South, Range 4 (W), in Republic County, Kansas, 3197 feet North 2125 feet West of Southeast corner of section. Authorized Rate 295 gpm (Group) Authorized Quantity 245 AF (Group) Depth of well (feet) (DWR use only: Computer ID No. 5 GPS 3197 feet North 2125 feet West) [X] This point will not be changed [] This point will be changed as follows: Proposed point of diversion: (Complete only if change is requested)

Presently authorized point of diversion: One in the Quarter of the Quarter of the Quarter of Section Township South, Range (E/W), in County, Kansas, feet North feet West of Southeast corner of section. Authorized Rate Authorized Quantity Depth of well (feet) (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)

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5. **Presently authorized point of diversion:**
 One in the SW Quarter of the SW Quarter of the NE Quarter of Section 34, Township 3S South, Range 4 W, in Republic County, Kansas, 2984 feet North 2114 feet West of Southeast corner of section. Authorized Rate 295 gpm (Group) Authorized Quantity 245 AF (Group) Depth of well _____ (feet)
(DWR use only: Computer ID No. 1 GPS 2984 feet North 2114 feet West)
 This point will not be changed This point will be changed as follows: No change, point better described with GPS as follows:
Proposed point of diversion: (Complete only if change is requested or if existing point is better described by GPS)
 One in the _____ Quarter of the _____ Quarter of the _____ Quarter of Section _____, Township _____ South, Range _____ (E/W), in _____ County, Kansas, _____ feet North _____ feet West of Southeast corner of section. Proposed Rate _____ Proposed Quantity _____ Proposed well depth (feet) _____
 This point is: Additional Well Geo Center List other water rights that will use this point _____

6. **Presently authorized point of diversion:**
 One in the SW Quarter of the SW Quarter of the NE Quarter of Section 34, Township 3 South, Range 4 (W), in Republic County, Kansas, 3157 feet North 2224 feet West of Southeast corner of section. Authorized Rate 295 gpm (Group) Authorized Quantity 245 AF (Group) Depth of well _____ (feet)
(DWR use only: Computer ID No. 2 GPS 3157 feet North 2224 feet West)
 This point will not be changed This point will be changed as follows: No change, point better described with GPS as follows:
Proposed point of diversion: (Complete only if change is requested or if existing point is better described by GPS)
 One in the _____ Quarter of the _____ Quarter of the _____ Quarter of Section _____, Township _____ South, Range _____ (E/W), in _____ County, Kansas, _____ feet North _____ feet West of Southeast corner of section. Proposed Rate _____ Proposed Quantity _____ Proposed well depth (feet) _____
 This point is: Additional Well Geo Center List other water rights that will use this point _____

7. The changes herein are desired for the following reasons?
 (please be specific) Applicant wishes to completely overlap water right nos. 4,458; 27,976; 4,509, 9,026; 30,363; 50,399 in place of use

8. If a well, is the test hole log attached? Yes No

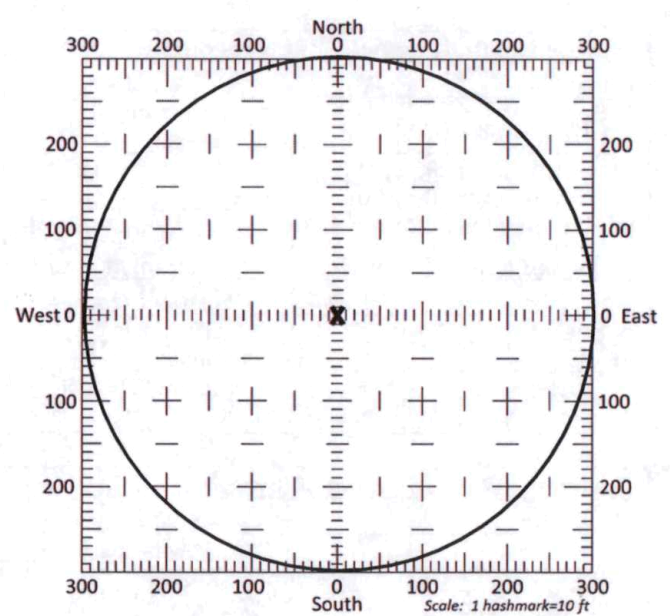
9. The change(s) (was)(will be) completed by?

10. If the point of diversion is a well:
 (a) What are you going to do with the old well?
NA
 (b) When will this be done? NA

11. Groundwater Management District recommendation attached?
 Yes No

12. Assisted by RH:STKFO

13a. 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



13b. If the proposed point of diversion will be relocated within a 300 foot radius of the existing point of diversion, indicate its location on the diagram shown above in relation to the existing point of diversion. The proposed point of diversion must be located within the circle shown above. **(PLEASE NOTE: The "X" in center of diagram above represents the presently authorized point of diversion.)**

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14. If the proposed groundwater point of diversion is 300 or fewer feet from the existing point of diversion, complete the following:
- (a) Does the undersigned represent all owners of the currently authorized place(s) of use identified in this application?
 Yes No (If no, all owners must sign this application.)
 - (b) Will the ownership interest of any owner of the currently authorized place(s) of use identified in this application be adversely affected if this application is approved as requested?
 Yes No (If yes, all owners must sign this application.)
 - (c) If this application is not approved expeditiously, will there be substantial damage to property, public health or safety?
 Yes No (If no, all owners must sign this application.)

If the application proposes a surface water change in point of diversion, a groundwater change in point of diversion greater than 300 feet, or a change in place of use, the application must be signed by all owners of the currently authorized place of use, or their duly authorized agent (attach notarized statement authorizing representation).

I hereby verify, being first duly sworn upon my oath or affirmation and under penalty of perjury, that I am of lawful age and the owner, the spouse of the owner, or a duly authorized agent of the owner(s) to make this application on their behalf, in regards to the water right(s) to which this application pertains. I further verify that the statements contained in this application are true, correct and complete.

Dated at Belleville, Kansas, this 9th day of August, 20 24.

[Signature]

 (Owner)

 (Spouse)

MARCO A. KARSON

 (Please Print)

 (Please Print)

 (Owner)

 (Spouse)

 (Please Print)

 (Please Print)

 (Owner)

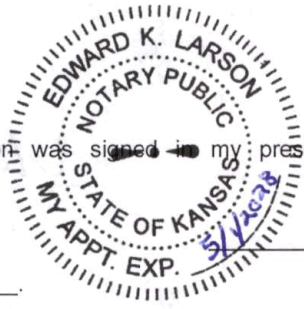
 (Spouse)

 (Please Print)

 (Please Print)

State of Kansas }
 County of Republic } SS

I hereby certify that the foregoing application was signed in my presence and sworn to before me this 9th day of August, 20 24.



Edward K. Larson

 Notary Public

My Commission Expires 5/1/2028

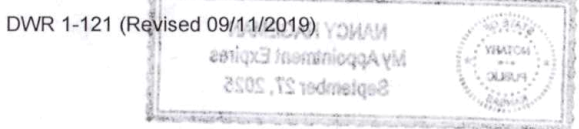
ONLY COMPLETE APPLICATIONS WILL BE PROCESSED. To be complete, all of the applicable portions of the application form must be completed with accurate information; maps, if necessary, must be included; signatures of all the appropriate owners' must be affixed to the application and notarized; and the appropriate fee must be paid.

FEE SCHEDULE

Each application to change the place of use or the point of diversion under this section shall be accompanied by the application fee set forth in the schedule below: Make checks payable to: **Kansas Department of Agriculture**

- (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

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SUMMARY ORDER APPROVING APPLICATION FOR CHANGE AND IMPOSING CONDITIONS

This Summary Order is issued under authority of K.S.A. 82a-708b, as amended, and K.A.R. 5-5-1, *et seq.* and other applicable provisions of the *Kansas Water Appropriation Law, K.S.A. 82a-701 et seq.*, and rules and regulations promulgated thereunder, With the exception of those conditions expressly contained herein, this Summary Order does not change the terms, conditions and limitations of File No. 50,399

1. A change application was received on 8-21-24 requesting that the place of use and / or point of diversion authorized under the above-referenced file number be changed as described in the application.
2. On and after the effective date of this summary order, the authorized place(s) of use shall be located substantially as shown on the topographic map accompanying the application to change the place of use. Applicable Not Applicable
3. The change in point of diversion shall not impair existing rights and shall be limited to the same source or sources of water as previously authorized. The point of diversion authorized by this summary order shall be located within a _____ foot radius of the authorized point(s) of diversion. Applicable Not Applicable
4. The point(s) of diversion described herein is administratively corrected to be more accurately described using the Global Positioning System (GPS), as described in the application. Applicable Not Applicable
5. The point(s) of diversion authorized herein shall not actually be located more than _____ feet from the previously authorized point(s) of diversion. Applicable Not Applicable
6. As required by K.A.R. 5-3-5d, if the works for diversion is a well with a diversion rate of 100 gallons per minute or more, a tube or other device suitable for making water level measurements shall be installed, operated and maintained in accordance with K.A.R. 5-6-13. Applicable Not Applicable
7. **The owner of the authorized place(s) of use shall properly install an acceptable water flow meter on or before December 31, 2023**, or before the first use of water, whichever occurs first. The water flow meter shall be installed, operated and maintained in accordance with K.A.R. 5-1-4 through 5-1-12. As required by K.S.A. 82a-732, as amended, and K.A.R. 5-3-5e, the owner shall maintain records and report the reading of the water flow meter and the total quantity of water diverted annually to the Chief Engineer by March 1 following the end of each calendar year. Applicable Not Applicable
8. **Installation of the works for diversion of water shall be completed on or before December 31, 2023**, or within any authorized extension of time. By March 1, 2024 the applicant shall notify the Chief Engineer that construction of the works for diversion has been completed, on the form provided by the Chief Engineer, as required by K.A.R. 5-8-4e. Applicable Not Applicable
9. **The completed well log shall be submitted with the required notice.** Applicable Not Applicable
10. All diversion works into which any type of chemical or other foreign substance will be injected into the water shall be equipped with an in-line, automatic, quick-closing check valve capable of preventing pollution of the source of the water supply. The check valve(s) shall be installed, operated and maintained in accordance with K.A.R. 5-3-5c. Applicable Not Applicable
11. Additional Conditions are attached. Yes No
12. In accordance with K.S.A. 82a-708a, as amended, and K.A.R. 5-5-14, all of the owners of the authorized place(s) of use of water appropriated under the above-referenced file number are responsible for compliance with its terms, conditions and limitations, as amended and/or supplemented by this Summary Order, and with applicable provisions of the *Kansas Water Appropriation Law* and the *Rules and Regulations* promulgated thereunder. Failure to comply with these provisions may result in civil penalties pursuant to K.S.A. 82a-737, as amended, and/or the suspension or revocation and dismissal of the water or appropriation right or any other enforcement actions authorized by law.

Administrative Appeal and Effective Date of Order

If you are aggrieved by this order, pursuant to K.S.A. 82a-1901, you may request an evidentiary hearing before the Chief Engineer or request administrative review by the Secretary of Agriculture. A request for hearing by the Chief Engineer must be filed within **15 days** of service of this Order and a request for administrative review by the Secretary must be filed within **30 days** pursuant to K.S.A. 77-531. Any request for administrative review must state a basis for review pursuant to K.S.A. 77-527. File any request with **Kansas Department of Agriculture, Legal Division, 1320 Research Park Drive, Manhattan, KS 66502**. Failure to timely request a hearing or review may preclude review under the Kansas Judicial Review Act.

For Use by Register of Deeds

FOR OFFICE USE ONLY

APPLICATION APPROVED AND SUMMARY ORDER ISSUED

By: Mark Billinger
 Duly Authorized Designee of the Chief Engineer
 (Print Name): MARIE BEESWEN
 Division of Water Resources - Kansas Department of Agriculture
 Date of Issuance: 8-22-24

State of Kansas)
) SS
 County of Rooks)

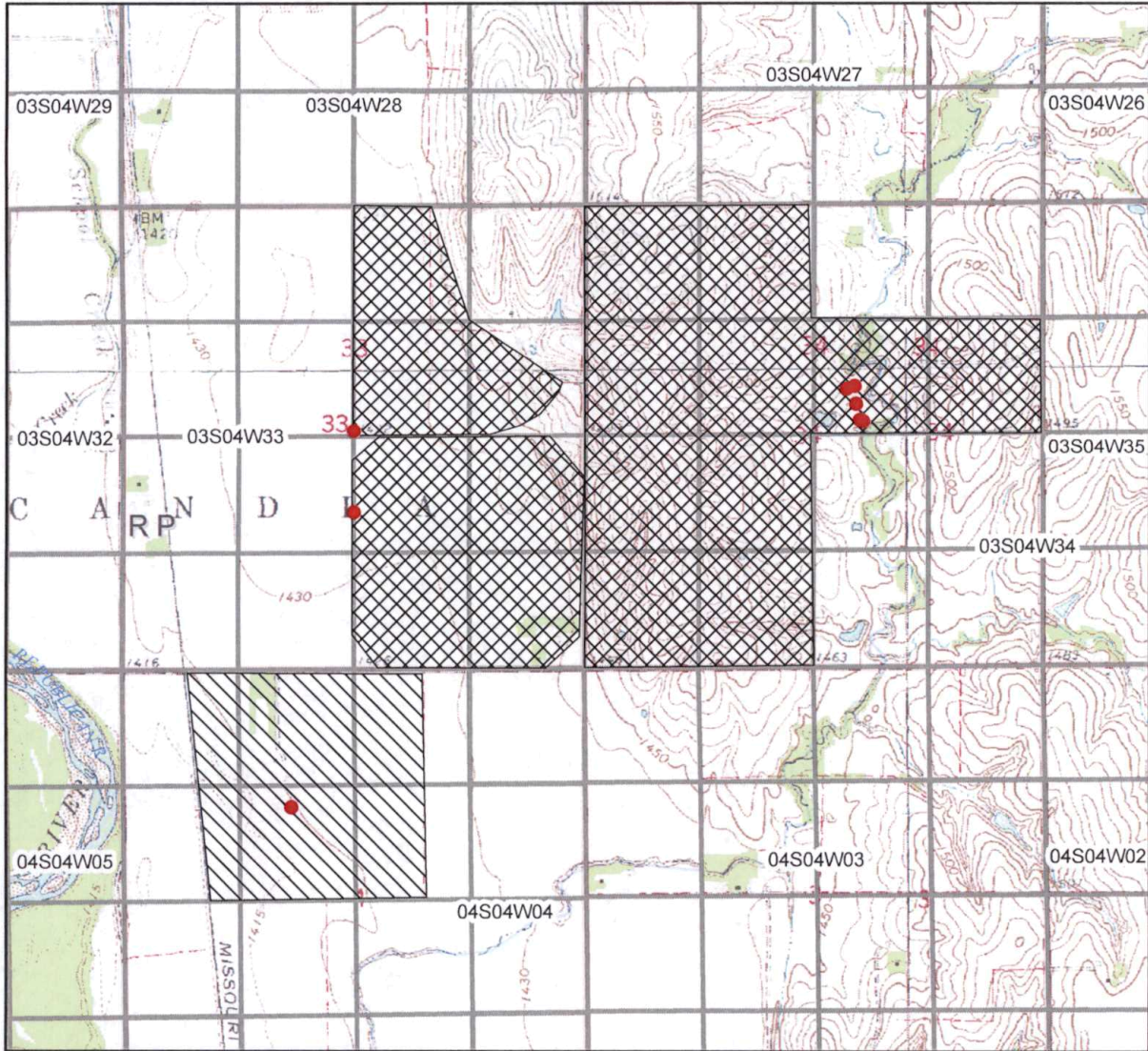
Acknowledged before me on 8/22/24
 by Mark Billinger
 Signature: Nancy Hageman
 Notary Public

RECEIVED My commission expires: 9-27-25
 (Notary Seal)



Application for Change in Place of Use

Water Right Nos. 4,509; 9,026; 30,363; & 50,399

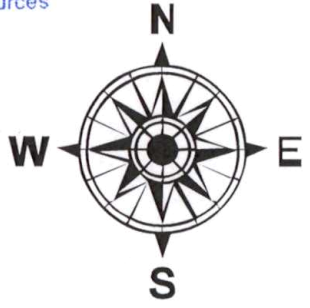


- Well Locations
- Current Place of Use
- Proposed Place of Use

0 5 10 20 30 40
Miles

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AUG 21 2024

Stockton Field Office
Division of Water Resources



	8-9-2024
Sign	Date

1:24,000

Stockton Field Office
820 S. Walnut
Stockton, KS 67669-0192



Phone: 785-425-6787
Fax: 785-425-6842
www.agriculture.ks.gov

Mike Beam, Secretary

Laura Kelly, Governor

August 22, 2024

CHASE LARSON
PO BOX 220
1817 E FRONTAGE RD
BELLEVILLE, KS 66935

Re: Water right, File Nos. 4,458, 4,509, 9,026, 27,976
30,363 and 50,399

Dear Sir or Madam:

Enclosed are six (6) orders executed by Earl Lewis, Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, approving the applications for change under the above referenced file numbers.

Your attention is directed to the terms, conditions, and limitations specified in these approvals for change.

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

These documents are summary orders by this agency regarding these matters. These orders shall become final if requests for hearings are not filed with the Chief Engineer within 15 days of the date of service of these orders.

If you have any questions, please feel free to contact this office. If you wish to refer to a specific file, please reference it when you contact us.

Sincerely,

A handwritten signature in blue ink, appearing to read "Mark Billinger".

Mark Billinger
Assistant Water Commissioner

MB: ndh
Enclosures

CERTIFICATE OF SERVICE

On this 22nd day of August 2024, I hereby certify that the attached **SUMMARY ORDERS APPROVING APPLICATIONS FOR CHANGE in** Place of Use for water right, File Nos. 4,458, 4,509, 9,026, 27,976, 30,363 and 50,399 dated on the 22nd day of August 2024, were mailed postage prepaid, first class, U.S. mail, to the following:

CHASE LARSON
PO BOX 220
1817 E FRONTAGE RD
BELLEVILLE, KS 66935


Nancy Hageman
Administrative Assistant