

# CHECK SHEET Short Change

(To be completed and attached to each application)

File No. SN 033

Field Office No. 1

GMD No. \_\_\_\_\_

1. **Plugging agreement obtained for GMD?** Yes  No  Non Applicable
2. **Is Landowner correct as currently shown in WRIS?** Yes  No  **Address Change?** \_\_\_\_\_  
If applicable, list Place of Use Overlap File Nos. \_\_\_\_\_
3. **Is Water Use Correspondent correct as currently shown in WRIS?** Yes  No  **Address Change?** \_\_\_\_\_  
Name of Former WUC \_\_\_\_\_ Name of New WUC \_\_\_\_\_
4. a. **Point of diversion computer ID No(s).** NO CHANGE - BETTER DESCRIPTION ONLY for point(s) being changed.
- b. **Show feet distances from the** SE **corner of the section for the new point(s) of diversion:**

Action	PDIV ID	Geo Ctr?	Sec	Twp	Rng	'N	'W	County	Qualifiers
MOD	15269	YES	24	11	15E	4170	2269	SN	SW NW NE
	<u>A.K.A. - HOME PLACE</u>								

- c. **If multiple points of diversion exist and rates and quantities are individually assigned, show:**
- | Old PDIV ID | Authorized Rate | Additional Rate | Authorized Quantity | Additional Quantity |
|-------------|-----------------|-----------------|---------------------|---------------------|
| _____       | _____ gpm/cfs   | _____ gpm/cfs   | _____ af/mgy        | _____ af/mgy        |
| _____       | _____ gpm/cfs   | _____ gpm/cfs   | _____ af/mgy        | _____ af/mgy        |
| _____       | _____ gpm/cfs   | _____ gpm/cfs   | _____ af/mgy        | _____ af/mgy        |
- d. **Name of Drainage Basin** KANSAS RIVER **Is this correctly shown in WRIS?**  Yes  No
- e. **Formation Name & No.** \_\_\_\_\_ **Special Use Area** \_\_\_\_\_
5. **Distances from the previous/original p/d:** \_\_\_\_\_ ' N / S \_\_\_\_\_ ' E / W

**6. WATER RIGHT ACTION TRAIL COMMENTS**

03/30/2017 Change Application Received (date accepted for priority)

04/03/2017 Change Approved  
Notice and Proof by \_\_\_\_/\_\_\_\_/\_\_\_\_

\_\_\_\_/\_\_\_\_/\_\_\_\_ Completion Requirement Removed (Change No. C \_\_\_\_)

**7. METER ACTION TRAIL COMMENTS**

04/03/2017 DWR Meter Required by 12/31/2017

Base Acres 27 Year 1981 Minimum Reasonable Quantity \_\_\_\_\_

Date Created **3-31-17** by **BLB**  
Date Entered \_\_\_\_\_ by \_\_\_\_\_

CHECK SHEET ATTACHMENT

8. Changes to the place of use will be:

File Number **SN 033**

Action	Owner Person ID	Place Use ID #	Sec.	Twp.	Range	NE 1/4			NW 1/4			SW 1/4			SE 1/4			TOTAL ACRES
						NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
MOD	#1 BELOW	2132	24	11	15E	4.5	11.5	.5	6.5									23
						4.5	11.5	.5	6.5									23
MOD	#2 BELOW	??	24	11	15E	1			1.5									2.5
						1			1.5									2.5

Names and Address:

1. <u>ROBERT J MEIER</u> <u>901 NW VAIL AVE</u> <u>TOPEKA KS 66608-1688</u>	Person ID # ??
2. <u>STEVEN &amp; TERESA MEIER</u> <u>801 NW VAIL AVE</u> <u>TOPEKA KS 66608</u>	Person ID # ??
	Person ID # ??

- Give to Applicant:
    - Original application/approval
    - Original receipt (one for each application)
    - Information packet containing:
      - Notice and Proof form
      - Water Meter Specifications
      - Acceptable Meter list
      - Water level measurement tube specifications
      - Check Valve specifications
      - Pink Sheet - K.S.A. 82a-728 letter
      - Form stating to record in Register of Deeds Office (OPTIONAL AS NEEDED)
  - Send to headquarters:
    - Good, **microfilmable** copy of application and/or approval and this check sheet
    - Original check and copy of receipt
    - Test hole log
    - GMD recommendation, if any
    - Map or aerial photograph, if any
  - Send to KDHE: Letter (KDHE.LT) advising of location of abandoned well. 

CONDITIONS

    - Insert notice and proof date.
    - Type or print applicant's/owner's name on line.
    - Complete notary statement.
  - Date stamp received and approved.
  - Complete ownership and WUC change information.
- ADDITIONAL PHOTOCOPIES
- \_\_\_\_\_
- \_\_\_\_\_
- \_\_\_\_\_
- \_\_\_\_\_
- \_\_\_\_\_
- \_\_\_\_\_



Topeka Field Office  
6531 SE Forbes Ave., Suite B  
Topeka, Kansas 66619  
Jackie McClaskey, Secretary  
David W. Barfield, Chief Engineer  
Katherine A. Tietsort, Water Commissioner

Phone: (785) 296-5733  
Fax: (785) 862-2460  
[www.agriculture.ks.gov](http://www.agriculture.ks.gov)  
Sam Brownback, Governor

April 3, 2017

ROBERT J MEIER  
901 NW VAIL  
TOPEKA KS 66608-1688

Re: Vested Right  
File No. SN 033

Dear Robert:

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 order requires the installation of a water flow meter on the point of diversion authorized under the above referenced file number by December 31, 2017. 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 and can be obtained from our website at the following address:

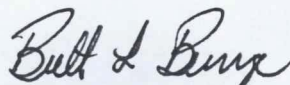
<http://agriculture.ks.gov/meters>

Since this order modifies the original vested right order under File No. SN 033, it should be recorded with the Register of Deeds as other instruments affecting real estate.

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, or if we may be of assistance, please feel free to contact this office.

Sincerely,

  
Brett L. Bungler  
Assistant Water Commissioner

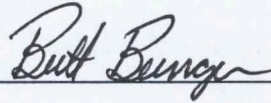
BLB  
Enclosures

SCANNED

CERTIFICATE OF SERVICE

On this 3rd day of April, 2017, I hereby certify that the attached APPROVAL OF APPLICATION FOR CHANGE for Vested Right File No. SN 033 dated on April 3, 2017, was mailed postage prepaid, first class mail, to the following:

ROBERT J MEIER  
901 NW VAIL AVE  
TOPEKA KS 66608-1688

A handwritten signature in cursive script, appearing to read "Butch Bunge", is written above a horizontal line.

STAFF

Submit completed application to:  
 Kansas Department of Agriculture  
 Division of Water Resources  
 Field Office for your area.  
 Call for address:  
 Topeka -- (785) 296-5733  
 Stafford -- (620) 234-5311  
 Stockton -- (785) 425-6787  
 Garden City -- (620) 276-2901  
<http://agriculture.ks.gov/dwr>

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



**STATE OF KANSAS**

**Filing Fee Must Accompany the Application, K.S.A. 82a-708b(b), as amended.**  
 Fee Schedule is on the third page of this application form.

**Paragraph Nos. 1, 2, 3 & 5 must be completed. Complete all other applicable portions.** If change in point of diversion is greater than 100 feet, or if place of use will be changed, include a topographic map or detailed plat showing the authorized and proposed point(s) of diversion and/or place of use.

RECEIVED

File No. SN 033

MAR 30 2017  
 2:38 PM  
 Topeka Field Office  
 DIVISION OF WATER RESOURCES

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: ROBERT J MEIER / STEVEN & TERESA MEIER / DANIEL J & BRIDGET M MEIER

901 NW VAIL AVE TOPEKA KS 66608-1688 / 801 NW VAIL AVE TOPEKA KS 66608 / 735 NW VAIL AVE TOPEKA KS 66608

Phone Number: (     )                      Email address: \_\_\_\_\_

Name and address of Water Use Correspondent: ROBERT J MEIER

901 NW VAIL AVE TOPEKA KS 66608-1688

Phone Number: (     )                      Email address: \_\_\_\_\_

3. The presently authorized place of use is:

Owner of Land --- NAME: ROBERT J MEIER / STEVEN & TERESA MEIER / DANIEL J & BRIDGET M MEIER

ADDRESS: 901 NW VAIL AVE TOPEKA KS 66608-1688 / 801 NW VAIL AVE TOPEKA KS 66608 / 735 NW VAIL AVE TOPEKA KS 66608

(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	
24	11	15E		11	11.5		4.5											27	

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: ROBERT J MEIER / STEVEN & TERESA MEIER

ADDRESS: 901 NW VAIL AVE TOPEKA KS 66608-1688 / 801 NW VAIL AVE TOPEKA KS 66608

(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	
24	11	15E		5.5	11.5	.5	8											25.5	

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

5. **Presently authorized point of diversion: IN KAW HALF-BREED INDIAN LAND SURVEY #2**  
 One in the \_\_\_\_\_ Quarter of the \_\_\_\_\_ Quarter of the \_\_\_\_\_ Quarter  
 of Section 24, Township 11 South, Range 15E (E/W),  
 in SHAWNEE County, Kansas, 4415 feet North 2300 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) BETTER DESCRIPTION AS PER GPS DATA**  
**IN KAW HALF BREED INDIAN LAND SURVEY #2**  
 One in the SW Quarter of the NW Quarter of the NE Quarter  
 of Section 24, Township 11 South, Range 15E (E/W),  
 in SHAWNEE County, Kansas, 4170 feet North 2269 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 \_\_\_\_\_ 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)**  
 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. Why do you need a new point of diversion? \_\_\_\_\_  
N/A

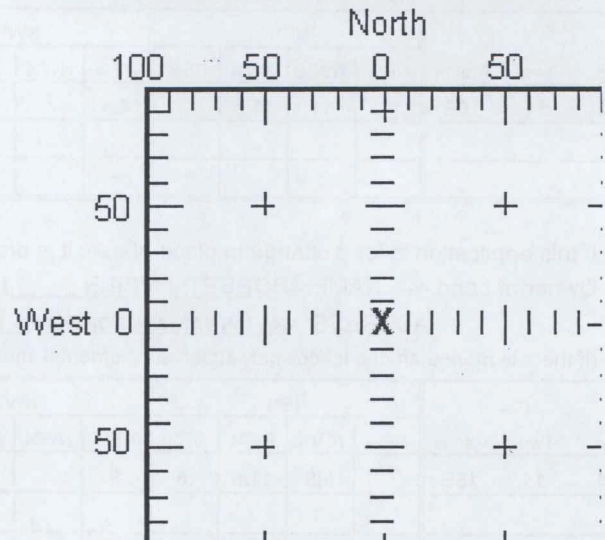
13a. If the proposed point of diversion will be relocated within 100 feet of the existing point of diversion, indicate its location on the diagram below in relation to the existing point of diversion. (PLEASE NOTE: The "X" in center of diagram below represents presently authorized point of diversion.)

8. If a well, is the test hole log attached?  Yes  No  
 9. When do you propose to complete the new point of diversion?  
N/A

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

11. Groundwater Management District recommendation attached?  Yes  No

12. Assisted by BRETT BUNGER 3-7-17



13b. If the proposed point of diversion will be relocated more than 100 feet but within 1320 feet from 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 the proposed groundwater point of diversion is 300 or fewer feet from 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 regard 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 Topeka, Kansas, this 28 day of March, 2017.

Daniel J. Meier  
 \_\_\_\_\_  
 (Owner)

Bridget Meier  
 \_\_\_\_\_  
 (Spouse)

Daniel J. Meier  
 \_\_\_\_\_  
 (Please Print)

Bridget Meier  
 \_\_\_\_\_  
 (Please Print)

\_\_\_\_\_  
 (Owner)

\_\_\_\_\_  
 (Spouse)

\_\_\_\_\_  
 (Please Print)

\_\_\_\_\_  
 (Please Print)

\_\_\_\_\_  
 (Owner)

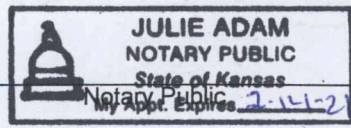
\_\_\_\_\_  
 (Spouse)

\_\_\_\_\_  
 (Please Print)

\_\_\_\_\_  
 (Please Print)

State of Kansas }  
 County of Shawnee } SS

I hereby certify that the foregoing application was signed in my presence and sworn to before me this 28th day of March, 2017.



My Commission Expires 2-14-21

**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



1. This application is for approval of the proposed change in use of the land as described in the application.

(a) Has the applicant submitted all necessary information to support the application?  Yes  No

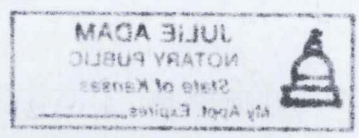
(b) Has the applicant submitted all necessary information to support the application?  Yes  No

(c) Has the applicant submitted all necessary information to support the application?  Yes  No

2. The applicant proposes a use of the land that is different from the currently zoned use of the land. The applicant has submitted all necessary information to support the application.

I hereby certify that the information contained in this application is true and correct to the best of my knowledge and belief. I further certify that the information contained in this application is true and correct to the best of my knowledge and belief.

Signature: \_\_\_\_\_  
 Title: \_\_\_\_\_  
 Signature: \_\_\_\_\_  
 Title: \_\_\_\_\_  
 Signature: \_\_\_\_\_  
 Title: \_\_\_\_\_



NOTARIES PUBLIC

APRIL 15 2016

APR 15 2016

APR 15 2016



14. If the proposed groundwater point of diversion is 300 or fewer feet from 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).

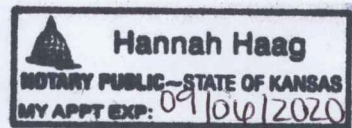
**I hereby verify, being first duly sworn upon my oath or affirmation and under penalty of perjury, that I am of lawful age and the owner, the spouse of the owner, or a duly authorized agent of the owner(s) to make this application on their behalf, in regard to the water right(s) to which this application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

Dated at Topeka, Kansas, this 28<sup>th</sup> day of March, 2017.

Steve Meier  
 (Owner)  
Steve Meier  
 (Please Print)  
 \_\_\_\_\_  
 (Owner)  
 \_\_\_\_\_  
 (Please Print)  
 \_\_\_\_\_  
 (Owner)  
 \_\_\_\_\_  
 (Please Print)

Teresa Meier  
 (Spouse)  
Teresa Meier  
 (Please Print)  
 \_\_\_\_\_  
 (Spouse)  
 \_\_\_\_\_  
 (Please Print)  
 \_\_\_\_\_  
 (Spouse)  
 \_\_\_\_\_  
 (Please Print)

State of Kansas }  
 County of Shawnee } SS



I hereby certify that the foregoing application was signed in my presence and sworn to before me this 28<sup>th</sup> day of March, 2017.

Hannah Haag  
 Notary Public

My Commission Expires 09/06/2020.

**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

SCANNED

Faint, illegible text at the top of the page, possibly bleed-through from the reverse side.

Handwritten text in the upper middle section, including the word "Tobacco" and other illegible words.

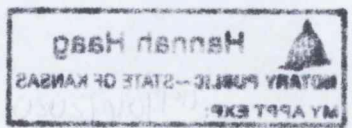
Handwritten text: "March 28th 1917"

Handwritten text: "Tobacco"

Handwritten text: "John M. ..."

Handwritten text: "John M. ..."

Handwritten text: "John M. ..."



Handwritten signature or text in the lower left area.

Handwritten text: "of tobacco"

14. If the proposed groundwater point of diversion is 300 or fewer feet from 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).

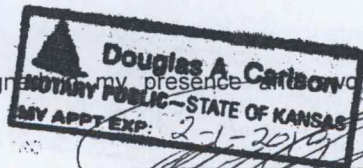
I hereby verify, being first duly sworn upon my oath or affirmation and under penalty of perjury, that I am of lawful age and the owner, the spouse of the owner, or a duly authorized agent of the owner(s) to make this application on their behalf, in regard to the water right(s) to which this application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

Dated at Topeka, Kansas, this 27 day of March, 20 17.

<u>Robert J. Meier</u> (Owner)	_____	(Spouse)
<u>Robert J. Meier</u> (Please Print)	_____	(Please Print)
_____	_____	(Spouse)
(Owner)	_____	(Please Print)
_____	_____	(Please Print)
(Please Print)	_____	(Spouse)
_____	_____	(Please Print)
(Owner)	_____	(Spouse)
_____	_____	(Please Print)
(Please Print)	_____	(Please Print)

State of Kansas }  
County of Kansas } SS

I hereby certify that the foregoing application was signed in my presence and taken to before me this 27 day of March, 2017.



[Signature]  
Notary Public

My Commission Expires 2-1-2019

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

**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. 5-14-3 and other applicable provisions of the *Kansas Water Appropriation Law, K.S.A. 82a-701 et. seq.*, and rules and regulations promulgated thereunder, K.A.R. 5-1-1 *et. seq.* With the exception of those conditions expressly contained herein, this Summary Order does not change the terms, conditions and limitations of File No. SN 033.

1. A change application was received on MARCH 30, 2017 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~~ Aerial Photo 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 authorized herein shall not actually be located more than \_\_\_\_\_ feet from the previously authorized point(s) of diversion.  Applicable  Not Applicable
5. 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
6. **The owner of the authorized place(s) of use shall properly install an acceptable water flow meter on or before December 31, 2017**, 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
7. **Installation of the works for diversion of water shall be completed on or before December 31, 20**\_\_\_\_\_, or within any authorized extension of time. By March 1, 20\_\_\_\_\_ 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
8. **The completed well log shall be submitted with the required notice.**  Applicable  Not Applicable
9. 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
10. Additional Conditions are attached.  Yes  No
11. 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**

You have the right to a hearing in accordance with K.A.R. 5-14-3 before this Summary Order becomes final action of the Kansas Department of Agriculture. Any request for a hearing must be filed with the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, 1320 Research Park Drive, Topeka, Kansas 66502, within 15 days after the date shown on the Certificate of Service attached hereto. If a hearing is not requested in accordance with K.A.R. 5-14-3, this Summary Order will become effective on the 15<sup>th</sup> day after the date shown on the Certificate of Service.

*For Use by Register of Deeds*

FOR OFFICE USE ONLY  
**APPLICATION APPROVED AND  
SUMMARY ORDER ISSUED**

*Brett L. Bunger*

Duly Authorized Designee of the Chief Engineer


(Print Name): BRETT L. BUNGER  
Division of Water Resources - Kansas Department of Agriculture

Date of Issuance: APRIL 3, 2017

State of Kansas )  
County of Shawnee ) SS

Acknowledged before me on April 3, 2017  
by Brett L. Bunger

Signature: Lloyd Hemphill  
Notary Public

My commission expires: \_\_\_\_\_  
  
(Notary Seal)

ADDITIONAL CONDITION TO  
SUMMARY ORDER APPROVING APPLICATION FOR CHANGE  
AND IMPOSING CONDITIONS

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 point of diversion currently described as:

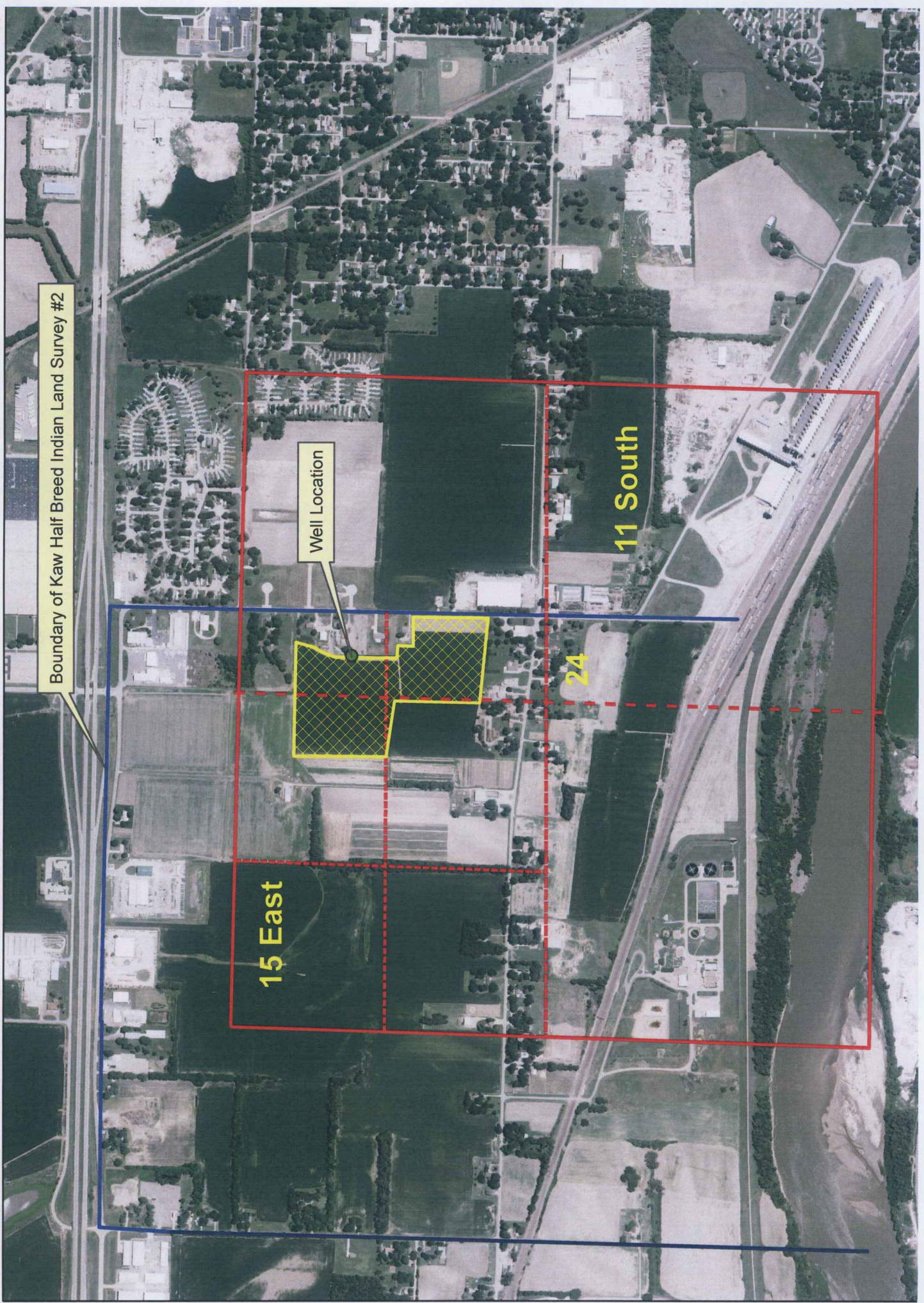
one (1) well located in the Kaw Half-Breed Indian Land Survey #2 within hypothetical Section 24, more particularly described as being near a point 4,415 feet North and 2,300 feet West of the Southeast corner of said section, in Township 11 South, Range 15 East, Shawnee County, Kansas,

has been found to be more accurately located and will be hereafter described as:

one (1) well located in the Kaw Half-Breed Indian Land Survey #2 within hypothetical Section 24, more particularly described as being near a point 4,170 feet North and 2,269 feet West of the Southeast corner of said section, in Township 11 South, Range 15 East, Shawnee County, Kansas,

Proposed Place of Use  
File No. SN 033

1:12,000



Authorized Place of Use  
File No. SN 033

1:12,000

Boundary of Kaw Half Breed Indian Land Survey #2

15 East

24

11 South

