IN THE MATTER OF:                  )
)                         )
Wichita County Water Conservation Area ) Water Right File Nos. 208, 1070, 7813,
Wichita County, KS                      10229, 12006, 13470, 14258-D2, 18316,
                                          31455

STATE OF KANSAS
BEFORE THE DIVISION OF WATER RESOURCES
KANSAS DEPARTMENT OF AGRICULTURE

CONSENT AGREEMENT TO PARTICIPATE IN THE WICHITA COUNTY
WATER CONSERVATION AREA

The Wichita County Water Conservation Area

The Chief Engineer of the Kansas Department of Agriculture, Division of Water
Resources ("Chief Engineer") and a group of water right owners, in Wichita County, Kansas
have conferred in good faith and have reached an agreement on the designation of the Wichita
County Water Conservation Area ("WCWCA"), pursuant to K.S.A. 82a-745.

On March 7, 2017 the WCWCA was created by order of the Chief Engineer.

This document and its addendum, all previous amendments to the order designating the
WCWCA approved by the Chief Engineer, and attached WCWCA Management Plan, as
amended by the participants and the Chief Engineer, serves as a consent agreement among the
Chief Engineer and the undersigned water right owner(s) to enroll water rights in the Wichita
County Water Conservation Area ("WCWCA") and to be bound by the terms and conditions
of the WCWCA Management Plan, as amended.

Term of Agreement

The term of this agreement is seven (7) years. This agreement will automatically renew
for seven (7) additional years pursuant to the terms of the WCWCA Management Plan, as
amended, unless the participant(s) submits a request to forgo renewal.

Corrective Control Provisions and Plan for Conservation

The attached WCWCA Management Plan, as amended, is incorporated and made part
of this agreement, and sets forth the corrective control provisions and plan for conservatio1,
rules for establishing water allocations and for using water while participating in the WCWCA.

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Addendum to this Agreement

The attached addendum is incorporated and made a part of this agreement, and includes these features for each water right subject to this agreement:

1. Agreement of years of participation.
2. All points of diversion and associated water right files numbers.
3. All places of use by legal location description.
4. A map of the boundaries of each management unit, locations of each point of diversion place of use, and approximate locations of any water pipelines.
6. Summary of Annual Quantity of Permissible Groundwater Withdrawal, as defined in the WCWCA Management Plan, for the seven-(7) year term of the consent agreement.

A new addendum will be prepared and signed by participants and the Chief Engineer for subsequent renewal periods consistent with the terms herein and the WCWCA Management Plan, as amended.

Participant’s Agreement

This agreement is fair and equitable.

This agreement, entered into by the Chief Engineer and participants, is the expressed written intent of the parties and the whole agreement between the parties.

The provisions of this agreement shall be construed to give effect to the provisions of the WCWCA Management Plan, as amended.

This agreement may be modified as set forth in the terms of the WCWCA Management Plan, as amended, and pursuant to written agreement of the participants and the Chief Engineer.

This agreement shall be applied to and enforceable against any and all heirs, assigns, purchasers, or successors-in-interest, unless the participants and Chief Engineer otherwise agree pursuant to modifications hereto. A copy of this agreement and Order Designating a WCA shall be filed with the register of deeds in Wichita County.

Pursuant to the Kansas Administrative Procedure Act, K.S.A. 77-501 et seq., the Kansas Judicial Review Act, K.S.A. 77-601, et seq. or by any other applicable Kansas law, participants waive all rights to a hearing on or appeal of this agreement and Order Designating a Water Conservation Area.
FOR THE PARTICIPANTS: The participating water right owner has signed below, affirming his/her consent to the designation of the Water Conservation Area described herein.

[Signature]
Date: 10-12-18

IL FARMS LLC, Owner (Signature)
Water Right No(s). 208, 1070, 7813, 10229, 12006, 13470

892 E COUNTY RD K MARIENTHAL KS 67863
Full Mailing Address

Email Address
Phone Number

ACKNOWLEDGMENT OF NOTARY

State of Kansas
SS
County of Scott
Acknowledged before me on 10/12/2018
by John R. Lemon
Signature: Valorie Rolfs
Notary Public

My commission expires: 5/05/2021
(Notary Seal)

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FOR THE PARTICIPANTS: The participating water right owner has signed below, affirming his/her consent to the designation of the Water Conservation Area described herein.

Ryan Mazanec

Date: 10-12-18

RYAN S. MAZANEC, Owner (Signature)
Water Right No(s). 31455
836 N Co Rd 22
888 E COUNTY RD K-MARIENTHAL KS 67863
Full Mailing Address

Email Address

Phone Number

ACKNOWLEDGMENT OF NOTARY

State of Kansas
County of Scott
Acknowledged before me on 10/12/2018
by Ryan S. Mazanec
Signature: Valorie Rolfs
Notary Public

My commission expires: 5/06/2021
(Notary Seal)

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Division of Water Resources
FOR THE PARTICIPANTS: The participating water right owner has signed below, affirming his/her consent to the designation of the Water Conservation Area described herein.

LEE M. MAZANEC, Owner (Signature)
Water Right No(s). 31455

888 E COUNTY RD K MARIENTHAL KS 67863
Full Mailing Address

Email Address

Phone Number

ACKNOWLEDGMENT OF NOTARY

State of Kansas  )
  ) SS
County of  )
Acknowledged before me on 10/12/2018
by  Lee M. Mazance .
Signature:  Valerie Rolfs
Notary Public

My commission expires:  5/05/2021
(Notary Seal)

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FOR THE PARTICIPANTS: The participating water right owner has signed below, affirming his/her consent to the designation of the Water Conservation Area described herein.

SIMONS FARMS INC, Owner (Signature)
Water Right No(s). 14258-D2, 31455

JAMES D SIMONS 892 E COUNTY ROAD K UNIT B MARIENTHAL, KS 67836
Full Mailing Address

Email Address

Phone Number

ACKNOWLEDGMENT OF NOTARY

State of Kansas )
County of Scott ) SS

Acknowledged before me on 10/12/2018
by John Simons

Signature: Valorie Rofl
Notary Public

My commission expires: 5/05/2021
(Notary Seal)

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FOR THE PARTICIPANTS: The participating water right owner has signed below, affirming his/her consent to the designation of the Water Conservation Area described herein.

JOHN R SIMONS LIVING TRUST, Owner (Signature)
Water Right No(s). 18316

892 E COUNTY RD K MARIENTHAL KS 67863
Full Mailing Address

Date: 10-12-18

Email Address

Phone Number

ACKNOWLEDGMENT OF NOTARY

State of Kansas

County of

Acknowledged before me on 10/12/2018

by John R Simons

Signature: Valorie Rolfs

Notary Public

My commission expires: 5/05/2021

(Notary Seal)

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Garden City Field Office
Division of Water Resources
FOR THE PARTICIPANTS: The participating water right owner has signed below, affirming his/her consent to the designation of the Water Conservation Area described herein.

FOR Ryan Mogren  
Date: 10-12-18

JAMES D SIMONS, Owner (Signature)  
Water Right No(s). 18316

892 E COUNTY RD K MARIENTHAL KS 67863  
Full Mailing Address

Email Address

Phone Number

ACKNOWLEDGMENT OF NOTARY

State of Kansas  
) SS
County of Scott  
Acknowledged before me on 10/12/2018
by James D. Simonow  
Signature: Valorie Rolfs  
Notary Public

My commission expires: 5/05/2021  
(Notary Seal)

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FOR THE KANSAS DEPARTMENT OF AGRICULTURE:

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

ACKNOWLEDGMENT OF NOTARY

State of Kansas  
)  
County of }  
Acknowledged before me on 10/18/2018  
by David W. Barfield.  

Signature:  
Notary Public

My commission expires: (Notary Seal)

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CERTIFICATE OF SERVICE

I hereby certify that on this 23rd day of October of 2018, copies of the foregoing were sent via first class, U.S. mail, to the following:

IL FARMS LLC
892 E COUNTY RD K
MARIENTHAL KS 67863

RYAN S. & LEE M MAZANEC
888 E COUNTY RD K
MARIENTHAL KS 67863

SIMONS FARMS INC
JAMES D SIMONS
892 E COUNTY ROAD K UNIT B
MARIENTHAL, KS 67836

JOHN R SIMONS LIVING TRUST
892 E COUNTY RD K
MARIENTHAL KS 67863

JAMES D SIMONS
892 E COUNTY RD K
MARIENTHAL KS 67863

[Signature]
Kansas Department of Agriculture
Staff Person

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ADDENDUM TO THE WICHITA COUNTY WATER CONSERVATION AREA
CONSENT AGREEMENT AND ORDER

DIVISION OF WATER RESOURCES -- KANSAS DEPARTMENT OF AGRICULTURE

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WCA Beginning Year: 2018  WCA Ending Year: 2024  WCA Total Years: 7

All listed water rights will be designated as a management unit: YES

WR#: 208, 1070, 7813, 10229, 12006, 13470, 14258-D2, 18316, 31455

Use Made of Water (Circle): Irrigation

Overlapping water right(s) on any points of diversion (well): NONE

Authorized Point of Diversion Water Right # 208
One well located in the Northwest Quarter of the Northwest Quarter of the Southwest Quarter (NW¼NW¼SW¼) of Section 30, Township 17 South, Range 35 West, Wichita County, Kansas.

Authorized Point of Diversion Water Right # 1070
One well located in Lot 1 of Section 19, Township 17 South, Range 35 West, Wichita County, Kansas.

Authorized Point of Diversion Water Right # 7813
One well located in the Southwest Quarter of the Southwest Quarter of the Southwest Quarter (SW¼SW¼SW¼) of Section 19, Township 17 South, Range 35 West, Wichita County, Kansas.

Authorized Point of Diversion Water Right # 10229
One well located in the Southwest Quarter of the Southeast Quarter of the Southwest Quarter (SW¼SE¼SW¼) of Section 15, Township 17 South, Range 35 West, Wichita County, Kansas.

Authorized Point of Diversion Water Right # 12006
One well located in Lot 2 of Section 19, Township 17 South, Range 35 West, Wichita County, Kansas.

Authorized Point of Diversion Water Right # 13470
One well located in the Northwest Quarter of the Northwest Quarter of the Southwest Quarter (NW¼NW¼SW¼) of Section 1, Township 17 South, Range 35 West, Wichita County, Kansas.

Authorized Point of Diversion Water Right # 14258-D2
One well located in the Southwest Quarter of the Northwest Quarter of the Northwest Quarter (SW¼NW¼NW¼) of Section 16, Township 17 South, Range 35 West, Wichita County, Kansas.

Authorized Point of Diversion Water Right # 18316
One well located in the Northwest Quarter of the Northwest Quarter of the Northeast Quarter (NW¼NW¼NE¼) of Section 24, Township 17 South, Range 35 West, Wichita County, Kansas.

Authorized Point of Diversion Water Right # 31455
One well located in the Northeast Quarter of the Northwest Quarter of the Southwest Quarter (NE¼NW¼SW¼) of Section 12, Township 17 South, Range 35 West, Wichita County, Kansas.
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Page 2 of 14

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## WCWCA 2009-2015 Water Use History

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2009-2015 Total Water Use: 3852.62 AF

Average Water Use of all listed WR's: 1407.517 AF
**WCWCA Annual Quantity of Permissible Groundwater Withdrawal:**
*For Enrollment in 2018*

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Total 7-Year Permissible Groundwater Withdrawal (AF) = 6896.833
FOR THE PARTICIPANTS: By signing this addendum, I the undersigned, hereby agree to participate in the Wichita County Water Conservation Area (WCWCA) in Wichita County, Kansas. I will hold myself accountable to the allocation(s) listed in this addendum as part of this Water Conservation Area (WCA). I have read the Wichita County WCA Consent Order and Agreement in its entirety. I agree to abide to the rules and regulations stated within the Wichita County WCA Consent Order and Agreement and requirements of this addendum.

[Signature]
Date: 10-12-18

IL FARMS LLC, Owner (Signature)
Water Right No(s): 208, 1070, 7813, 10229, 12006, 13470

892 E COUNTY RD K MARIENTHAL KS 67863
Full Mailing Address

Email Address
Phone Number

ACKNOWLEDGMENT OF NOTARY

State of Kansas ) ) SS
County of Scott )
Acknowledged before me on 10/12/2018
by John Simons.

Signature: Valorie Rolfs
Notary Public

My commission expires: 5/05/2021
(Notary Seal)
FOR THE PARTICIPANTS: By signing this addendum, I the undersigned, hereby agree to participate in the Wichita County Water Conservation Area (WCWCA) in Wichita County, Kansas. I will hold myself accountable to the allocation(s) listed in this addendum as part of this Water Conservation Area (WCA). I have read the Wichita County WCA Consent Order and Agreement in its entirety. I agree to abide to the rules and regulations stated within the Wichita County WCA Consent Order and Agreement and requirements of this addendum.

Ryan Mazane
Date: 10 - 12 - 18
RYAN S. MAZANECA, Owner (Signature)
Water Right No(s). 31455
936 N Co Rd 22
888 E COUNTY RD K MARIENTHAL KS 67863
Full Mailing Address

Email Address

Phone Number

ACKNOWLEDGMENT OF NOTARY

State of Kansas )
) SS
County of Scott )
Acknowledged before me on 10/12/2021
by Ryan Mazane

Signature: Valorie Rolf
Notary Public

My commission expires: 5/05/2021
(Notary Seal)
FOR THE PARTICIPANTS: By signing this addendum, I the undersigned, hereby agree to participate in the Wichita County Water Conservation Area (WCWCA) in Wichita County, Kansas. I will hold myself accountable to the allocation(s) listed in this addendum as part of this Water Conservation Area (WCA). I have read the Wichita County WCA Consent Order and Agreement in its entirety. I agree to abide to the rules and regulations stated within the Wichita County WCA Consent Order and Agreement and requirements of this addendum.

Date: 10-12-18

LEE M. MAZANEC, Owner (Signature)
Water Right No(s). 31455
888 E COUNTY RD K MARIENTHAL KS 67863
Full Mailing Address

Email Address
Phone Number

ACKNOWLEDGMENT OF NOTARY

State of Kansas )
County of ) SS
Acknowledged before me on 10/12/2018
by Lee M. Mazanec

Signature: Valarie Rolfs
Notary Public

My commission expires: 5/05/2021
(Notary Seal)
FOR THE PARTICIPANTS: By signing this addendum, I the undersigned, hereby agree to participate in the Wichita County Water Conservation Area (WCWCA) in Wichita County, Kansas. I will hold myself accountable to the allocation(s) listed in this addendum as part of this Water Conservation Area (WCA). I have read the Wichita County WCA Consent Order and Agreement in its entirety. I agree to abide to the rules and regulations stated within the Wichita County WCA Consent Order and Agreement and requirements of this addendum.

SIMONS FARMS INC, Owner (Signature)
Water Right No(s). 14258-D2, 31455

JAMES D SIMONS 892 E COUNTY ROAD K UNIT B MARIENTHAL, KS 67836
Full Mailing Address

Email Address

Phone Number

ACKNOWLEDGMENT OF NOTARY

State of Kansas
County of
Acknowledged before me on
by
Signature:
Notary Public

My commission expires: 5/06/2021
(Notary Seal)

RECEIVED
Garden City Field Office
Division of Water Resources

RECEIVED
Garden City Field Office
Division of Water Resources
FOR THE PARTICIPANTS: By signing this addendum, I, the undersigned, hereby agree to participate in the Wichita County Water Conservation Area (WCWCA) in Wichita County, Kansas. I will hold myself accountable to the allocation(s) listed in this addendum as part of this Water Conservation Area (WCA). I have read the Wichita County WCA Consent Order and Agreement in its entirety. I agree to abide by the rules and regulations stated within the Wichita County WCA Consent Order and Agreement and requirements of this addendum.

John Simons Living Trust, Owner (Signature)

Water Right No(s). 18316

892 E COUNTY RD K MARIENTHAL KS 67863

Full Mailing Address

Email Address

Phone Number

ACKNOWLEDGMENT OF NOTARY

State of Kansas  )
                 ) SS
County of Scott  )

Acknowledged before me on 10/12/2018
by John R. Simons

Signature: Valorie Rolf
Notary Public

My commission expires: 5/05/2021
(Notary Seal)
FOR THE PARTICIPANTS: By signing this addendum, I, the undersigned, hereby agree to participate in the Wichita County Water Conservation Area (WCWCA) in Wichita County, Kansas. I will hold myself accountable to the allocation(s) listed in this addendum as part of this Water Conservation Area (WCA). I have read the Wichita County WCA Consent Order and Agreement in its entirety. I agree to abide by the rules and regulations stated within the Wichita County WCA Consent Order and Agreement and requirements of this addendum.

Ryan Simons, Owner (Signature)
Water Right No(s). 18316
892 E COUNTY RD K MARIENTHAL KS 67863
Full Mailing Address

Email Address

Date: 10-12-18

ACKNOWLEDGMENT OF NOTARY

State of Kansas
County of Scott
Acknowledged before me on 10/12/2018
by Ryan Simons
Signature: Valorie Rolf
Notary Public

My commission expires: 5/05/2021
(Notary Seal)
FOR THE KANSAS DEPARTMENT OF AGRICULTURE:

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

ACKNOWLEDGMENT OF NOTARY

State of Kansas  )
   ) SS
County of Riley  )

Acknowledged before me on 10/18/2018
by David Barfield

Signature: Karen Hunter
Notary Public

My commission expires: (Notary Seal)

RECEIVED
OCT 12 2018
Garden City Field Office
Division of Water Resources
CERTIFICATE OF SERVICE

I hereby certify that on this 23rd day of October, 2018, copies of the foregoing were sent via first class, U.S. mail, to the following:

IL FARMS LLC
892 E COUNTY ROAD K
MARIENTHAL, KS 67836

RYAN S. & LEE M MAZANEC
888 E COUNTY RD K
MARIENTHAL KS 67863

SIMONS FARMS INC
JAMES D SIMONS
892 E COUNTY ROAD K UNIT B
MARIENTHAL, KS 67836

JOHN R SIMONS LIVING TRUST
892 E COUNTY RD K
MARIENTHAL KS 67863

JAMES D SIMONS
892 E COUNTY RD K
MARIENTHAL KS 67863

[Signature]
Kansas Department of Agriculture
Staff Person

RECEIVED
OCT 12 2018
Garden City Field Office
Division of Water Resources

Page 14 of 14