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

IN THE MATTER OF:

Wichita County Water Conservation Area
Wichita County, KS

Water Right File Nos. 4,839 & 9,149

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 conservation, rules for establishing water allocations and for using water while participating in the WCWCA.
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 PARTICIPANT:
The participating water right owner has signed below, affirming his/her consent to the designation of the Water Conservation Area described herein.

Anthony G. Winter, Owner(s)
Water Right No(s). 4839, 9149
Date: 12/4/17

Jennifer L. Winter, Owner(s)
Water Right No(s). 4839, 9149
Date: 12/4/17

ACKNOWLEDGMENT

State of Kansas

County of Weld

This instrument was acknowledged before me on December 4, 2017
by Anthony G. Winter and Jennifer L. Winter.

NOTARY PUBLIC – State of Kansas
LISA K. RIDDER

WATER RESOURCES
RECEIVED
DEC 1 1 2017

KS DEPT OF AGRICULTURE

RECEIVED
DEC 1 4 2017
Garden City Field Office
Division of Water Resources

RECEIVED
DEC 1 5 2017
Garden City Field Office
Division of Water Resources
FOR THE KANSAS DEPARTMENT OF AGRICULTURE:

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

ACKNOWLEDGMENT

State of Kansas
County of Riley

This instrument was acknowledged before me on December 11, 2017

by

KAREN HUNTER
My Appointment Expires October 24, 2018

CERTIFICATE OF SERVICE

I hereby certify that on this ____ day _________ of 20__, copies of the foregoing were sent via first class, U.S. mail, to the following:

ANTHONY G & JENNIFER L WINTER
MORRIS DEAN & BETTY L WOODROOF FAMILY TRUST
501 S 8TH ST
LEOTI KS 67861

Copies furnished electronically to:
Groundwater Management District No. 1
Water Commissioner, Garden City Field Office

Kansas Department of Agriculture
Staff Person
WCA Beginning Year: 2017  WCA Ending Year: 2023  WCA Total Years: 7

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

WR#(s): 4839, 9149
Use Made of Water (Circle): Irrigation

Overlapping water right(s) on any points of diversion (well): 4839 & 9149

**Authorized Point of Diversion Water Right # 4839:**
One well located in the Northwest Quarter of the Southwest Quarter of the Northeast Quarter (NW¼SW¼NE¼) of Section 23, Township 16 South, Range 36 West, Wichita County, Kansas.

**Authorized Point of Diversion Water Right # 9149:**
One well located in the Northwest Quarter of the Southwest Quarter of the Northeast Quarter (NW¼SW¼NE¼) of Section 23, Township 16 South, Range 36 West, Wichita County, Kansas. The second well located in the Northwest Quarter of the Southeast Quarter of the Southwest Quarter (NW¼SE¼SW¼) of Section 23, Township 16 South, Range 36 West, Wichita County, Kansas.

<table>
<thead>
<tr>
<th>Authorized Place of Use:</th>
<th>NE ¼ (acres)</th>
<th>NW ¼ (acres)</th>
<th>SW ¼ (acres)</th>
<th>SE ¼ (acres)</th>
<th>Total Acres</th>
</tr>
</thead>
<tbody>
<tr>
<td>S</td>
<td>T</td>
<td>R</td>
<td>NE</td>
<td>NW</td>
<td>SW</td>
</tr>
<tr>
<td>23</td>
<td>16</td>
<td>36</td>
<td>40</td>
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<tr>
<td>23</td>
<td>16</td>
<td>36</td>
<td></td>
<td></td>
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</tr>
</tbody>
</table>

Page 1 of 7
### WCWCA 2009-2015 Water Use History

<table>
<thead>
<tr>
<th>WR#</th>
<th>ID#</th>
<th>Base WR Allocation</th>
<th>Year</th>
<th>AF Used</th>
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<tbody>
<tr>
<td>4839</td>
<td>5</td>
<td>440 AF</td>
<td>2009</td>
<td>173.83</td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td>2010</td>
<td>183.98</td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td>2011</td>
<td>216.96</td>
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<tr>
<td></td>
<td></td>
<td></td>
<td>2012</td>
<td>219.04</td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td>2013</td>
<td>209.36</td>
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<td></td>
<td></td>
<td>2014</td>
<td>184.41</td>
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<td></td>
<td></td>
<td>2015</td>
<td>134.28</td>
</tr>
<tr>
<td></td>
<td></td>
<td>1321.860 AF</td>
<td>Ave Use</td>
<td>188.837 AF</td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td>Total Use</td>
<td>0.000 AF</td>
</tr>
</tbody>
</table>

*Notes: None

<table>
<thead>
<tr>
<th>WR#</th>
<th>ID#</th>
<th>Base WR Allocation</th>
<th>Year</th>
<th>AF Used</th>
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</thead>
<tbody>
<tr>
<td>9149</td>
<td>5</td>
<td>440 AF</td>
<td>2009</td>
<td>0.000</td>
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<td></td>
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<td></td>
<td>Total Use</td>
<td>0.000 AF</td>
</tr>
</tbody>
</table>

*Notes: Reported Under 4839  
**Notes: 440 AF/YR combined with WR #4839

2009-2015 Total Water Use: 1321.860 AF  
Average Water Use of all listed WR's: 188.837 AF

### WCWCA Annual Quantity of Permissible Groundwater Withdrawal:  
For Enrollment in 2017

<table>
<thead>
<tr>
<th>Allocation Year</th>
<th>Reduction %</th>
<th>Yrs Remaining in Reduction %</th>
<th>Factor</th>
<th>WCA Allocation (AF)</th>
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</thead>
<tbody>
<tr>
<td>2017</td>
<td>29%</td>
<td>7</td>
<td>0.71</td>
<td>268.149</td>
</tr>
<tr>
<td>2018</td>
<td>29%</td>
<td>6</td>
<td>0.71</td>
<td>134.074</td>
</tr>
<tr>
<td>2019</td>
<td>29%</td>
<td>5</td>
<td>0.71</td>
<td>134.074</td>
</tr>
<tr>
<td>2020</td>
<td>29%</td>
<td>4</td>
<td>0.71</td>
<td>134.074</td>
</tr>
<tr>
<td>2021</td>
<td>29%</td>
<td>3</td>
<td>0.71</td>
<td>134.074</td>
</tr>
<tr>
<td>2022</td>
<td>29%</td>
<td>2</td>
<td>0.71</td>
<td>134.074</td>
</tr>
<tr>
<td>2023</td>
<td>29%</td>
<td>1</td>
<td>0.71</td>
<td>0.000</td>
</tr>
</tbody>
</table>

Total 7-Year Permissible Groundwater Withdrawal (AF) = 938.521

### Additional WCA Note:
- The Annual Quantity of Permissible Groundwater Withdrawal was revised due to the well in the Southwest Quarter of Section 23 (WR# 9149-3) of the original management unit no longer being pumped.
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.

Anthony G Winter, Owner (Signature)
Date: 1/23/18
Water Right No(s). 4839 & 9149

501 S 8th ST, LEOTI, KS 67861
Full Mailing Address

Winter@fairpoint.net
Email Address

Date: 620 872 4705
Phone Number

ACKNOWLEDGMENT OF NOTARY

State of Kansas  )
  ) SS
County of Finney  )
Acknowledged before me on 1-23-18
by Anthony G. Winter

Signature: SUE KEENY
Notary Public

My commission expires (Notary Seal)

Received
JAN 15 2018
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.

Jennifer L. Winter, Owner (Signature)
Water Right No(s). 4839 & 9149
501 S 8th ST, LEOTI, KS 67861
Full Mailing Address

Date: 1/24/18

Email Address

Phone Number

620-375-4869

ACKNOWLEDGMENT OF NOTARY

State of Kansas )
) SS
County of Finney )
Acknowledged before me on 1-23-18
by Jennifer L. Winter,
Signature: SUE KEENY
Notary Public

SUE KEENY
My Appointment Expires
June 8, 2018

(Notary Seal)

RECEIVED

JAN 24 2018

Garden City Field Office
Division of Water Resources

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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   )
                  ) SS
County of     )
                   )
Acknowledged before me on 1/29/2018
by David Barfield.

Signature: [Signature]
Notary Public

My commission expires: ____________________________
(Notary Seal)

CERTIFICATE OF SERVICE

I hereby certify that on this _____ day of __________, 20___, copies of the foregoing were sent via first class, U.S. mail, to the following:

ANTHONY G & JENNIFER L WINTER
MORRIS DEAN & BETTY L WOODROOF FAMILY TRUST
501 S 8TH ST
LEOTI KS 67861

Kansas Department of Agriculture
Staff Person

RECEIVED
JAN 24 2018
Garden City Field Office
Division of Water Resources