

THE STATE



OF KANSAS

KANSAS DEPARTMENT OF AGRICULTURE  
Joshua Svaty, Secretary of Agriculture

DIVISION OF WATER RESOURCES  
David W. Barfield, Chief Engineer

**DISMISSAL OF WATER RIGHT  
FILE NO. 32,334**

This is to certify that on September 17, 2009 and January 21, 2010, voluntary requests to dismiss Water Right, File No. 32,334, were filed with the office of the Chief Engineer by the following water right owner(s):

JOHN H STUTZMAN TRUST  
JOHN H. STUTZMAN TRUSTEE  
229 CHESTNUT STREET  
HALSTEAD KS 67056

AND

NICHOLAS W. WALKER  
7725 SOUTH HERTZLER ROAD  
HALSTEAD KS 67056

Per these requests, those above have agreed to waive any and all rights that they might have to a hearing pursuant to K.S.A. 82a-718 or any other applicable statute.

The Chief Engineer of the Division of Water Resources, Kansas Department of Agriculture, acknowledges these requests, and so orders the dismissal of Water Right, File No. 32,334, and forfeiture of its priority. The dismissed file pertains to point(s) of diversion and place of use described as:

one(1) well in the Northwest Quarter of the Southwest Quarter of the Northeast Quarter (NW $\frac{1}{4}$  SW $\frac{1}{4}$  NE $\frac{1}{4}$ ) of Section 23, more particularly described as being near a point 3,498 feet North and 2,600 feet West of the Southeast corner of said section, Township 24 South, Range 2 West, Harvey County, Kansas, for irrigation use on the following described property:

- 26.00 acres in the Northeast Quarter of the Northeast Quarter (NE $\frac{1}{4}$  NE $\frac{1}{4}$ ),
- 4.00 acres in the Northwest Quarter of the Northeast Quarter (NW $\frac{1}{4}$  NE $\frac{1}{4}$ ),
- 35.00 acres in the Southwest Quarter of the Northeast Quarter (SW $\frac{1}{4}$  NE $\frac{1}{4}$ ),
- 40.00 acres in the Southeast Quarter of the Northeast Quarter (SE $\frac{1}{4}$  NE $\frac{1}{4}$ ),
- 4.00 acres in the Northeast Quarter of the Northwest Quarter (NE $\frac{1}{4}$  NW $\frac{1}{4}$ ),
- 30.00 acres in the Southwest Quarter of the Northwest Quarter (SW $\frac{1}{4}$  NW $\frac{1}{4}$ ),
- 30.00 acres in the Southeast Quarter of the Northwest Quarter (SE $\frac{1}{4}$  NW $\frac{1}{4}$ ),

a total of 169.00 acres in Section 23, Township 24 South, Range 2 West, Harvey County, Kansas.

Any further diversion of water pursuant to the conditions and terms of the dismissed file shall be unlawful and subject to the penalties of K.S.A. 82a-728.

**RECEIVED**

SEP 28 2010

STAFFORD FIELD OFFICE  
DIVISION OF WATER RESOURCES

**SCANNED**

