THE STATE OF KANSAS

STATE BOARD OF AGRICULTURE
Sam Brownback, *Secretary*

DIVISION OF WATER RESOURCES
David L. Pope, *Chief Engineer*

CERTIFICATE OF APPROPRIATION

FOR BENEFICIAL USE OF WATER

DUPLICATE COPY

WATER RIGHT, File No. 35,004

PRIORITY DATE February 6, 1981

WHEREAS, It has been determined by the undersigned that construction of the appropriation diversion works has been completed, that water has been used for beneficial purposes and that the appropriation right has been perfected, all in conformity with the conditions of approval of the application pursuant to the water right referred to above and in conformity with the laws of the State of Kansas.

NOW, THEREFORE, Be It Known that DAVID L. POPE, the duly appointed, qualified and acting Chief Engineer of the Division of Water Resources of the Kansas State Board of Agriculture, by authority of the laws of the State of Kansas, and particularly K.S.A. 82a-714, does hereby certify that, subject to vested rights and prior appropriation rights, the appropriator is entitled to make use of groundwater in the drainage basin of the South Fork Ninnescah River to be withdrawn by means of a well located near the center of the Northwest Quarter (NW¼) of Section 5, more particularly described as being near a point 3,960 feet North and 3,960 feet West of the Southeast corner of said section, in Township 27 South, Range 14 West, Pratt County, Kansas, at a diversion rate not in excess of 1,050 gallons per minute (2.34 c.f.s.) and a quantity not to exceed 195 acre-feet per calendar year for irrigation use on the following described property:

39.92 acres in Lot 3 (NE¼ NW¼),
39.90 acres in Lot 4 (NW¼ NW¼),
80.00 acres in the South Half of the Northwest Quarter (S½ NW¼),

a total of 159.82 acres in Section 5, Township 27 South, Range 14 West, Pratt County, Kansas.

RECEIVED
AUG 19 1992
FIELD OFFICE
DIVISION OF WATER RESOURCES
STAFFORD

MICROFILMED

The appropriator shall maintain in an operating condition, satisfactory to the Chief Engineer, all check valves installed for preventing chemical or other foreign substance pollution of the water supply.

The appropriator shall maintain records from which the quantity of water actually diverted during each calendar year may be readily determined. Such records shall be furnished to the Chief Engineer by March 1 following the end of the previous calendar year.

The appropriation right shall be deemed abandoned and shall terminate when without due and sufficient cause no lawful beneficial use is made of water under this appropriation for three (3) successive years.

The right of the appropriator shall relate to a specific quantity of water and such right must allow for a reasonable raising or lowering of the static water level and for the reasonable increase or decrease of the stream flow at the appropriator's point of diversion.

IN WITNESS WHEREOF, I have hereunto set my hand at my office at Topeka, Kansas, this 12th day of August, 19 92

DIVISION OF WATER RESOURCES
DAVID L. POPE
CHIEF ENGINEER
KANSAS STATE BOARD of AGRICULTURE

David L. Pope, P.E.
Chief Engineer
Division of Water Resources
Kansas State Board of Agriculture

STATE OF KANSAS, Shawnee COUNTY, ss.

The foregoing instrument was acknowledged before me this 12th day of August, 19 92, by David L. Pope, P.E., Chief Engineer, Division of Water Resources, Kansas State Board of Agriculture.

DENISE J. ROLFS
NOTARY PUBLIC
My Appt. Exp.
STATE OF KANSAS

Signature: Denise J. Rolfs
Notary Public

My appointment expires: 3-1-94

(Record in the Office of Register of Deeds in the county or counties wherein the point of diversion is located)

WATER APPROPRIATION CERTIFICATE

No. 20319

STATE OF KANSAS

Water Right, File No. 35,004

STATE OF KANSAS,
_____ COUNTY, ss.

Filed for record this _____ day of _____, 19____

at _____ o'clock _____ m. and

recorded in Book _____ Page _____

Fee $_____

_____
Register of Deeds.