

THE STATE



OF KANSAS

STATE BOARD OF AGRICULTURE

Harland E. Priddle, *Secretary*

DIVISION OF WATER RESOURCES

David L. Pope, *Chief Engineer-Director*

CERTIFICATE OF APPROPRIATION FOR BENEFICIAL USE OF WATER

WATER RIGHT, File No. 24,255

PRIORITY DATE July 9, 1975

DUPLICATE COPY

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-Director 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the appropriator is entitled to make use of groundwater in the drainage basin of the Little Arkansas River to be withdrawn by means of a well located near the center of the West side of the Northwest Quarter (NW $\frac{1}{4}$) of Section 35, more particularly described as being near a point 3,955 feet North and 5,275 feet West of the Southeast corner of said section, in Township 24 South, Range 2 West, Harvey County, Kansas, at a diversion rate not in excess of 950 gallons per minute (2.12 c.f.s.) and in a quantity not to exceed 101 acre-feet per calendar year for irrigation use on the following described property:

80 acres in the West Half of the Northwest Quarter (W $\frac{1}{2}$ NW $\frac{1}{4}$),

of Section 35, Township 24 South, Range 2 West,
Harvey County, Kansas.

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

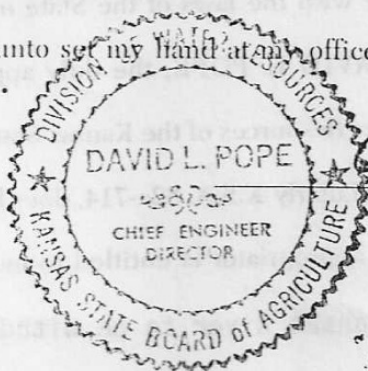
The appropriator shall maintain records from which the quantity of water actually diverted during each calendar year may be readily determined. Such records shall be furnished to the Chief Engineer-Director by March 1 of each year following.

The appropriation right as perfected is appurtenant to and severable from the land herein described.

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 19th day of March, 1986.



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

STATE OF KANSAS, Shawnee COUNTY, ss.

The foregoing instrument was acknowledged before me this 19th day of March, 1986, by David L. Pope, P.E., Chief Engineer-Director, Division of Water Resources, Kansas State Board of Agriculture.



Signature: *Denise J. Waters*
Denise J. Waters, Notary Public

My appointment expires March 1, 1990

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

**WATER APPROPRIATION
CERTIFICATE**

No. 13,790

STATE OF KANSAS

Water Right, File No. 24,255

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.