Kansas

Department of Agriculture

Division of Water Resources

Garden City Field Office 2508 Johns Street Garden City, Kansas 67846-2804

Jackie McClaskey, Secretary David W. Barfield, Chief Engineer Michael A. Meyer, Water Commissioner www.agriculture.ks.gov Sam Brownback, Governor

Phone: (620) 276-2901

Fax: (620) 276-9315

January 23, 2017

DAX GASKILL 951 ROAD 13 HUGOTON KS 67951

RE: Change in Point of Diversion Water Right, File No 22525

Dear Mr. Gaskill:

Enclosed you will find a Summary Order Approving Application for Change in Point of Diversion for the above referenced file. This order modifies the authorized well location under the referenced file. This order modifies the original document; it should be recorded at the County Register of Deeds.

Your attention is directed to the enclosures and to the terms, conditions, and limitations specified in this order. The diversion works should be completed and reported to the Division of Water Resources by December 31, 2017. Enclosed is a form for this purpose, along with other information for reference.

A condition of this order is that an acceptable flow meter must be properly installed on the diversion works authorized under the referenced file number in accordance with the Kansas Administrative Regulations 5-1-4 through 5-1-12. This water flow meter shall be used to provide information required on the annual water use report.

This order shall become final if a request for a hearing is not filed with the Chief Engineer within 15 days of the date of service of this order. The date of service is the date listed on the enclosed *Certificate of Service*.

Should you have any questions, please feel free to call this office. If you would prefer, you could arrange an appointment for additional assistance.

Sincerely,

Thomas P. Makens

Assistant Water Commissioner

TPM:tpm Enclosures GMD#3

CERTIFICATE OF SERVICE

On this ZZ day of January 2017, I hereby certify that the attached original Approval of Application to Change the Point of Diversion under Water Right, File No. 22525 dated January 23, 2017 was mailed postage prepaid, first class, US mail to the following:

DAX GASKILL 951 ROAD 13 HUGOTON KS 67951

Copy provided to GMD#3

Division of Water Resources

Submit completed application to: Kansas Department of Agriculture Division of Water Resources Field Office for your area. Call for address:

Topeka -- (785) 296-5733 Stafford -- (620) 234-5311 Stockton -- (785) 425-6787 Garden City -- (620) 276-2901 http://agriculture.ks.gov/dwr

DWR FIELD OFFICE APPLICATION FOR APPROVAL TO CHANGE THE PLACE OF USE AND/OR THE POINT OF DIVERSION



STATE OF KANSAS

Filing Fee Must Accompany the Application, K.S.A. 82a-708b(b), as amended. Fee Schedule is on the third page of this application form.

Paragraph Nos. 1, 2, 3 & 5 must be completed. Complete all other applicable portions. If change in point of diversion is greater than 100 feet, or if place of use will be changed, include a topographic map or detailed plat showing the authorized and proposed point(s) of diversion and/or place of use

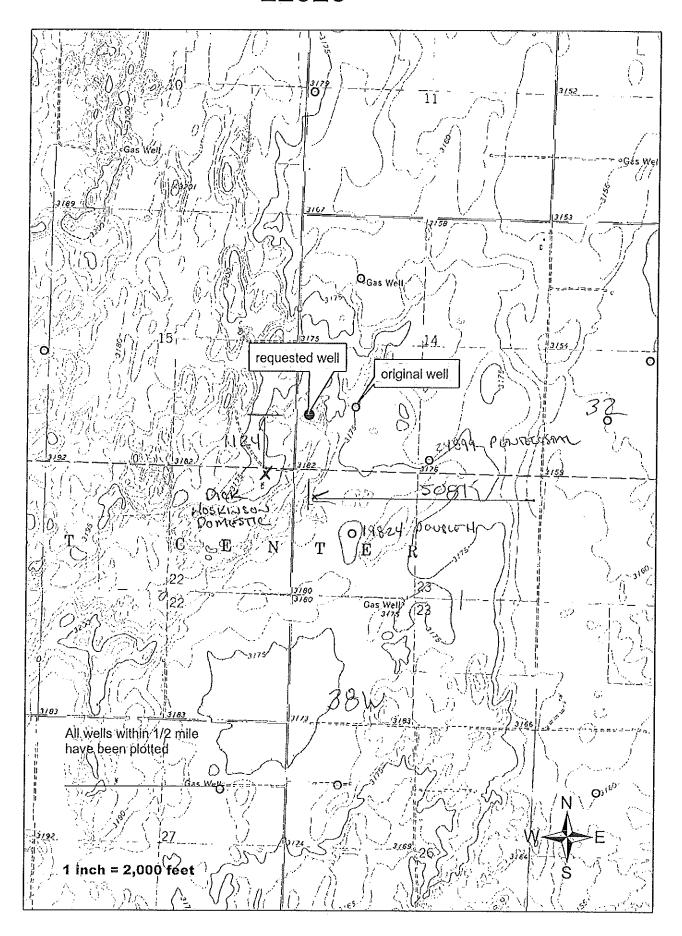
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	January 15, 2017			20		•	73
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10.	If the point of diversion is a well:			West 0 ⊨ I	11 11 11 X		I—Ö East
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	(b) When will this be done? 2017			F,	11111+	111111	ıΠ
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	attached?				Scale: 1	" = 100'	
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	· · · · · · · · · · · · · · · · · · ·			diversion, atta	ch a topograpi	nic map or	aerial photograph
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				mithin one-half names and m	mile of the prop alling addresse	s of the ow	of diversion and the ners. For surface
				water sources	s, show the \square	ames and	addresses of the
				landowner(s) of upstream from	one-hair mile, c vour property li	iownstream nes.	and one-half mile
				2h 27 200111 110111	7 h h - 1 + 1	– – -	

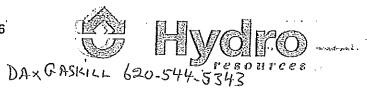
14. If the proposed groundwater point of div	ersion is 300 or fewer feet from existing	g point of diversion, complete the	following:
(a) Does the undersigned represent all Yes □ No (If no. al	owners of the currently authorized pla I owners must sign this application.)	ce(s) of use identified in this appl	ication?
(b) Will the ownership interest of any of affected if this application is approved.	owner of the currently authorized plac	e(s) of use identified in this appli	cation be adversely
(c) If this application is not approved ex ☑ Yes ☐ No (If no, all	speditiously, will there be substantial de lowners must sign this application.)	amage to property, public health o	or safety?
If the application proposes a surface water of or a change in place of use, the application nagent (attach notarized statement authorizing	nust be signed by all owners of the cu	ater change in point of diversion of the control of	greater than 300 fee their duly authorize
I hereby verify, being first duly sworn age and the owner, the spouse of the their behalf, in regard to the water rig contained in this application are true,	owner, or a duly authorized age ght(s) to which this application correct and complete.	nt of the owner(s) to make the pertains. I further verify the	his application or at the statements
Dated at QHOEN CITY	, Kansas, this 19 th	day of DIECEMBER	, 20 <u>/6</u>
X (Jane Har Me)			
DAX GASKILL		(Spouse)	
(Please Print)		(Please Print)	
(Owner)		(Spouse)	
(Please Print)		(Please Print)	
(Owner)		(Spouse)	
(Please Print)		(Please Print)	
State of Kansas County of HNNGY	SS		
I hereby certify that the foregoing appl	ication was signed in my presence	and sworn to before me th	is 9174 day of
My Commission Expires 9-14-19	HOTARY PUBLIC - State of Kansas CATHERINE REINERT My Appt. Exp. 9-11-15	Athernational H	!
ONLY COMPLETE APPLICATIONS WILL BE PROCaccurate information; maps, if necessary, must be in the appropriate fee must be paid.	CESSED. To be complete, all of the application of the application of the appropriate over the complete of the appropriate of th	able portions of the application form n mers' must be affixed to the application	nust be completed with on and notarized; and
	FEE SCHEDULE		
Each application to change the place of use or forth in the schedule below: Make checks pay (1) Application to change a point of di (2) Application to change a point of di (3) Application to change the place of	the point of diversion under this section to: Kansas Department of Agriversion 300 feet or less	culture	\$100 (\$200)
DWR 1-121 (Revised 06/16/2014)	Page 3	Fi	le No

SUMMARY ORDER APPROVING APPLICATION FOR CHANGE AND IMPOSING CONDITIONS

prov K.A. term	visions of the <i>Kansas Water Appropriation Law, K.S.A. 82a-70</i> R. 5-1-1 et.seq. With the exception of those conditions express rs, conditions and limitations of File No. <u>22525</u>	708b, as amended, and K.A.R. 5-14-3 and other applicable 01 et. seq., and rules and regulations promulgated thereunder, ssly contained herein, this Summary Order does not change the
		2, 2015 requesting that the place of use and / or point of be changed as described in the application.
	on the topographic map accompanying the application to chan	
	previously authorized. The point of diversion authorized by the radius of the authorized point(s) of diversion.	☐ Not Applicable
	authorized point(s) of diversion.	
	tube or other device suitable for making water level measurem with K.A.R. 5-6-13. ☐ Not Applicable	well with a diversion rate of 100 gallons per minute or more, a nents shall be installed, operated and maintained in accordance
	December 31, 2017, or before the first use of water, whichever and maintained in accordance with K.A.R. 5-1-4 through 5-1-3-5e, the owner shall maintain records and report the reading annually to the Chief Engineer by March 1 following the end of Applicable	/
7.	Installation of the works for diversion of water shall be authorized extension of time. By March 1, 20 <u>18</u> the applicant diversion has been completed, on the form provided by the Chapplicable \(\sumsymbol{\text{Not Applicable}}\) Not Applicable	
	The completed well log shall be submitted with the require	
9.	with an in line, outomatic, quick-closing check ValVe canable.	reign substance will be injected into the water shall be equipped of preventing pollution of the source of the water supply. The accordance with K.A.R. 5-3-5c. ☑ Applicable ☐ Not Applicable
	Additional Conditions are attached. Yes No	
11.	limitations, as amended and/or supplemented by this Summa	R. 5-5-14, all of the owners of the authorized place(s) of use of are responsible for compliance with its terms, conditions and ary Order, and with applicable provisions of the Kansas Water sted thereunder. Failure to comply with these provisions may ded, and/or the suspension or revocation and dismissal of the authorized by law.
,	Administrative Appeal and Effective Date of Order	FOR OFFICE USE ONLY
You	have the right to a hearing in accordance with K.A.R. 5-14-3	APPLICATION APPROVED AND SUMMARY ORDER ISSUED
befo	ore this Summary Order becomes final action of the Kansas partment of Agriculture. Any request for a hearing must be	SOMMANT ONDER 1000ED
filed	l with the Chief Engineer, Division of Water Resources,	- 11 M
Driv	sas Department of Agriculture, 1320 Research Park ve, Topeka, Kansas 66502, within 15 days after the date	By:
sho is n	wn on the Certificate of Service attached hereto. If a hearing of requested in accordance with K.A.R. 5-14-3, this Summary	(Print Name): THOMAS P. MAKENS
Ord	er will become effective on the 15 th day after the date shown he Certificate of Service.	Division of Water Resources - Kansas Department of Agriculture
	For Use by Register of Deeds	Date of Issuance: JANUARY 23, 2017
		State of Kansas)) SS
		County of Finney)
		Acknowledged before me on January 23 2017
		by Thomas P. Makins
		Signature: Signature: Notary Rublic
		SUE KEENY My Appointment Expires June 8, 2018
		(Notary Seal)



3795 W. Jones Ave. Garden City, KS 67846 PH: 620-277-2389

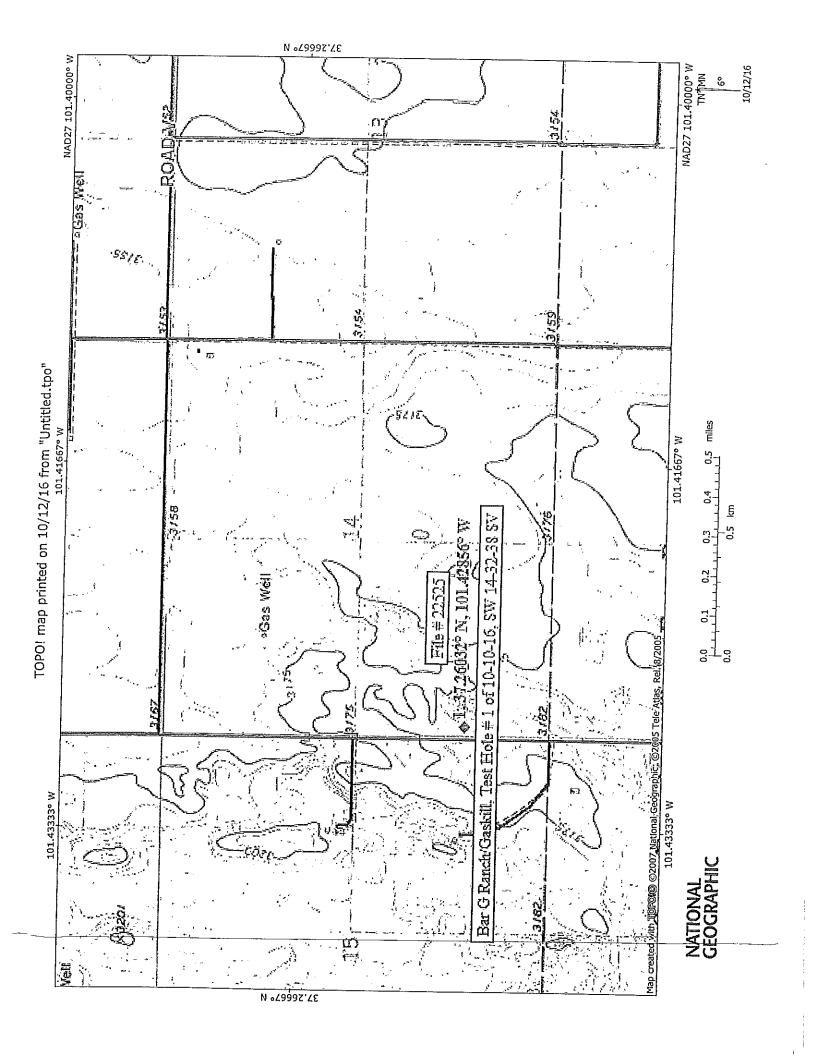


PO Box 639 Garden City, KS 67846 Fax: 620-277-0224

		Bur G Ranch /Da	x Gaskill	/	WO#:_11204	/ Date	:10-10-16
Street Ad	dress:	951 RUAD 13			Test #: /	ELOG	
City, State			17951	A A A A A A A A A A A A A A A A A A A	Driller: Dale		
County:		Quarter: SW'	Section:	14	Township: 32	Range	.38
Location:	Photo Shiftman April 1990	D		GPS:	N37,26032 WIC	01,42856	
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				Proposed Well Depth 506 POSSIBLE WELL LOCATION
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%	From			Description of Strata
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<u>,</u>	55		83	Brown Clay
	83		96	Brown sundy clay w/ few sand books
**************************************	96		113	Brown Sendy class
	113	ł	139	Sand fine for mad & course w/ few clay stoingers
	/39		142	Sand fine to med course small gravel
	142		178	Brown Clay w/couple Sand Strips
	.178		200	Brown sindy clay w I fam sand strips & couple sand beals
5	200	14	219	Brown Souly clay w/ Some course sand stoins
20	219	15	234	Sand fine to med course w/ couple dry ledges - Drilled little
				tight-
5	234	28	262	Brown Sandy clay w/many course sund strips
15	262	21	283	Sand fine to med conose small grove w/some clay ledges
	283		295	Brown sandy clay
3 O	295	94	389	Sand fine to mid course w/brown + ton vock w/couple clay string
10	389	13	402	Sand fine to med course w/many c/ay /edges
	402		440	Brown Clay
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25	465	21	486	Band fine to mad course w/ brown & for rock - Drilled little
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Garden City Field Office 2508 Johns Street Garden City, Kansas 67846-2804

Jackie McClaskey, Secretary David W. Barfield, Chief Engineer Michael A. Meyer, Water Commissioner Phone: (620) 276-2901 Fax: (620) 276-9315 www.agriculture.ks.gov

Sam Brownback, Governor

January 9, 2017

Southwest Kansas Groundwater Management District No 3 409 Campus Drive, Suite 106 Garden City KS 67846

Re: Water Right file number 22525

Dear Mr. Norquest;

Dax Gaskill has applied to relocate the well authorized by the above water right number. There are two neighboring wells within ½ mile of the requested.

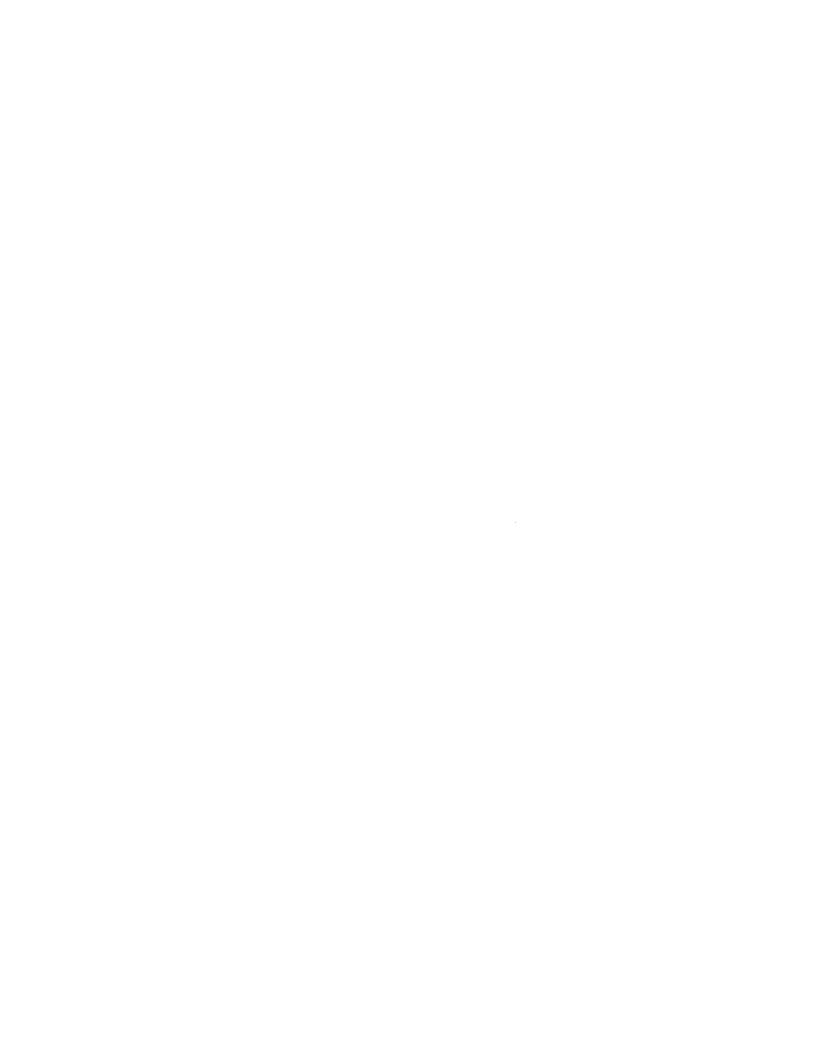
We are delaying action for 15 days on the change application to allow you time to review and provide a recommendation if you feel one is warranted.

Thank you and as always feel free to call or write us at any time.

Sincerely;

Thomas P Makens

TPM:tpm enc





Garden City Fleld Office 2508 Johns Street Garden City, Kansas 67846-2804

Jackie McClaskey, Secretary David W. Barfield, Chief Engineer Michael A. Meyer, Water Commissioner Phone: (620) 276-2901 Fax: (620) 276-9315 www.agriculture.ks.gov

Sam Brownback, Governor

December 21, 2016

JEANINE POWELSON BOX 302 HUGOTON KS 67951

RE: Water Right 22525

Dear Sir;

This is to advise you that the Dax Gaskill has filed an application for approval of the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, to change the point of diversion under the above referenced application.

You can find the complete application posted by water right file number as referenced above at www.agriculture.ks.gov/divisions-programs/dwr/water-appropriation/notices

You are notified on this proposed change in point of diversion so that you may furnish this office with any comments or other information you may want to submit. Such comments or other information must be received in this office within 15 days from the date of this letter.

Should you have any questions, please feel free to call this office. If you would prefer, an appointment could be arranged for additional assistance. Please refer to the file number when you contact us if you wish to discuss a specific file.

Sincerely,

Thomas P. Makens

Environmental Scientist III

pc: GMD#3 KIM HARPER



Garden City Fleld Office 2508 Johns Street Garden City, Kansas 67846-2804

Jackie McClaskey, Secretary David W. Barfield, Chief Engineer Michael A. Meyer, Water Commissioner Phone: (620) 276-2901 Fax: (620) 276-9315 www.agriculture.ks.gov Sam Brownback, Governor

December 21, 2016

UNITED PENTECOSTAL CHURCH PO BOX 39 HUGOTON KS 67951-0039

RE: Water Right 22525

Dear Sir;

This is to advise you that the Dax Gaskill has filed an application for approval of the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, to change the point of diversion under the above referenced application.

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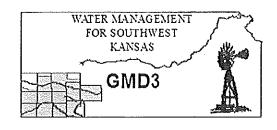
Sincerely,

Thomas P. Makens

Environmental Scientist III

pc: GMD#3

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Southwest Kansas Groundwater Management District No. 3 2009 E. Spruce Street

Garden City, Kansas 67846 (620) 275-7147 phone (620) 275-1431 fax www.gmd3.org

January 16, 2017

Thomas P. Makens Division of Water Resources 2508 N Johns Street Garden City, Kansas 67846

RE: Application for Change in Point of Diversion

Water Right, File No. 22525

Dear Thomas:

We have completed a review of the application for the above referenced water right. The proposal is not in conflict with the Management Program of the Southwest Kansas Groundwater Management District No. 3 (GMD3). The proposed distance moved and well spacing is in accordance with K.A.R. 5-23-3. Did have a phone conversation with a domestic well owner who voiced concern. We informed him of the spacing rules and that his well is currently over 1500' away. Also noted that he stated he is not at the bottom of his well and could go deeper if the need arises. After further discussion, he stated he was concerned with the possible noise from the well also. He had concerns, but did not seem to what to send in an official written concern. It is therefore recommended that the application be approved at this time.

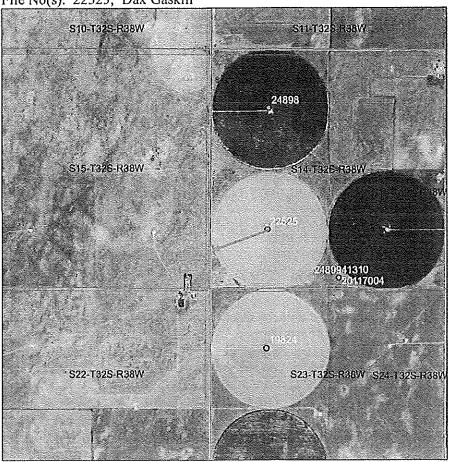
Thank you for the opportunity to review the applications and to provide a recommendation. If you have any questions, please don't hesitate to contact us.

Sincerely,

Jason L. Norquest

Assistant Manager

Change Application(s); PD File No(s). 22525; Dax Gaskill



	ft. North	ft. West	
Authorized PD	1300	3980	Sect. 14-32-38
Proposed PD	1124	5081	
Difference	176 S	-1101 W	
a2 + b2 = c2	30976	1212201	1114.978 foot move SW

Neighboring wells: Spacing MET, see WRIS report

Domestic wells: Concern was raised by a domestic well owner, but he did not want to make official comment. The domestic well is drilled to a depth of 325ft. Spacing is more than 2X minimum requirement. No other domestics found Personallyh called Mr. Hoskinson about his concern. Found a log in WWC5 showing his domestic was drilled in 1989 to a depth of 325'. He said 5-6 years ago he measured static at 220' and that his well is set about 40' off the bottom. I informed him of the minimum spacing requirement to domestic wells and that I calculated his well to be over 1500' from this proposed well. Further discussion seem to show he was more concerned about the noise of an irrigation well and some concern to the effect on his well. Regulation(s) Reviewed: KAR 5-23-3

GMD3 Change Review

Board Review Date: NA Board Recommendation: NA

Waiver Reason: NA

Final Recommendation: After review of all available information, it appears the area rules are met. Conversation with the domestic well owner seemed to indicate more concern for the noise, but still some concern for the water. Spacing is over 2 minimum needed and the domestic will can drop his pump further if needed. Staff therefore recommends approval of the application.

Water Rights and Points of Diversion Within 1.00 miles of point defined as:
1124 ft N and 5081 ft W of the SE Corner of Section 14, T 325, R 38W
Located at: 101.428561 West Longitude and 37.260320 North Latitude
GROUNDWATER ONLY

File Number Use ST SR Dist (ft) Q4 Q3 Q2 Q1 FeetN FeetW Sec Twp Rng ID Batt Auth_Quan Add_Quan Unit A_ 19824 00 IRR NK G 2678 -- -- NC NW 3960 4041 23 32 38W 1 2300 520.00 520.00 AF A 22525 00 IRR NK G 1118 -- -- NC SW 1300 3980 14 32 38W 1 ' 366.00 260.00 AF 3068 -- -- NC NW 3980 3960 14 32 38W 2 1960 246.00 246.00 AF A__ 24898 00 IRR NK G 187.00 A___ 24899 00 IRR NK G 2728 -- SW SW SE 270 2490 14 32 38W 5 187.00 AF A 41310 00 IRR NK G 2728 -- SW SW SE 270 2490 14 32 38W 5 >232.00 Total Net Quantities Authorized: Direct Storage Spains MET! Total Requested Amount (AF) = .00 .00 Total Permitted Amount (AF) = .00 .00 .00 Total Inspected Amount (AF) = .00 Total Pro_Cert Amount (AF) = .00 .00 Total Certified Amount (AF) = 1258.00 .00 Total Vested Amount (AF) = .00 .00 TOTAL AMOUNT (AF) = 1258.00 .00

An * after the source of supply indicates a pending application for change for the file number.

An * after the ID indicates a 15 AF exemption was granted for the file number.

A "G" in the Batt column indicates the GEO CTR of a battery. A "B" indicates a well in the battery. The number in the Batt column is the number of wells in the battery.

Water Rights and Points of Diversion Within 1.00 miles of point defined as:

101.428561 West Longitude and 37.260320 North Latitude

GROUNDWATER ONLY

WATER USE CORRESPONDENTS:

File Number Use ST SR

A__ 19824 00 IRR NK G

- > DOUBLE H & G FARMS LLC
- > KIM HARPER
- > 107 S WASHINGTON ST
- > HUGOTON KS 67951

>-----

A__ 22525 00 IRR NK G

- > BAR G LLC
- > DAX GASKILL
- > 951 ROAD 13
- > HUGOTON KS 67951

>~~~~~

- A___ 24898 00 IRR NK G
- > UNITED PENTECOSTAL CHURCH INTERNAT'L INC
- > JAMES A KUHARIC
- > PO BOX 39
- > HUGOTON KS 67951

>----

- A__ 24899 00 IRR NK G
- > UNITED PENTECOSTAL CHURCH INTERNAT'L INC
- > JAMES A KUHARIC

- > PO BOX 39 > HUGOTON KS 67951 A__ 41310 00 IRR NK G > UNITED PENTECOSTAL CHURCH INTERNAT'L INC
- > JAMES A KUHARIC
- > PO BOX 39
- > HUGOTON KS 67951

>-------

	INPUTS		
	Longitude	Latitude	
Point 1	-101.428560	37.260320	Proposed 22525
Point 2	-101.430262	37.256311	Domestic in 22-32-38

Degrees Longitude per Foot

3.43584422E-06

Degrees Latitude per Foot

2.74644218E-06

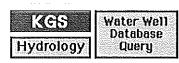
Distance Between Points (ft)

1541

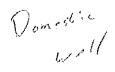
Compute Distance Between Points

Instructions

Enter Longitudes and Latitudes of the two points (both must be in the same datum, NAD27 or NAD83).
 Click "Compute Distance Between Points" button.



Specific Water Well Detail



Well T32S, R38W, Sec. 22, NE NE NE, Action: Constructed

Location Info						
Owner: Hoskinson, Dick	Status: Constructed					
Location: T32S, R38W, Sec. 22, NE NE NE	County: Stevens					
Directions: From Hugoton, 10 miles Northwest						
Longitude: -101.4302616 Latitude: 37.25	63109 Datum NAD 27					
Longitude and latitude calculated by Survey from						
Only good to within the quarter call accuracy.						
View well on interactive map This link will crea interactive map of this well and its neighbors.	te a new window and display an					
General Info						
Well Depth: 325 ft.	Elevation: ft.					
Static Water Level: 150 ft.	Est. Yield: gpm.					
Comp. Date: 16-Mar-1989	Well Use: Domestic					
DWR Applie. #:	Other ID:					
Driller Info						
Driller: C.O. Water Well Drlg	License #: 503					
Scanned Form						
View scan of this form in PDF format.						
You will need the Acrobat PDF Reader, available	free from Adobe, to read this file.					
Chemical Sample Submitted?: No						
Casing Info						
Casing Type: PVC						
Diam: 5 in. to 325 ft.						
Diam: 0 in. to 0 ft.						
Diam: 0 in. to 0 ft.						
Grout Info						
Grout used: NEAT CEMENT						
From: 0 to 0 ft.						
From: 0 to 0 ft.						
From: 0 to 0 ft.	Listen and the state of the sta					
Source of Possible Contamination						
Source: LIVESTOCK PENS						

Direction from well:	Distance: 0				
Screen and Perforation Info					
Screen Type: TORCH CUT	Screen Openings: SAW CUT				
From: 265 ft. to 325 ft.	From: 0 ft. to 0 ft.				
From: 0 ft. to 0 ft.	From: 0 ft. to 0 ft.				
Lithologic Log (Log data entered by KGS.)					
From: 0 ft. to 150 ft.	overburden				
From: 150 ft. to 160 ft.	medium sand/clay				
From: 160 ft. to 180 ft.	medium sand/clay				
From: 180 ft. to 200 ft.	medium sand				
From: 200 ft. to 220 ft.	medium sand				
From: 220 ft. to 240 ft.	fine sand and clay				
From: 240 ft. to 260 ft.	fine sand and clay				
From: 260 ft. to 280 ft.	medium sand/clay				
From: 280 ft. to 300 ft.	medium sand/clay				
From: 300 ft. to 320 ft.	medium sand/clay				
From: 320 ft. to 325 ft.	clay				

Kansas Geological Survey

Comments to webadmin@kgs.ku.edu

URL=http://www.kgs.ku.edu/Magellan/WaterWell/index.html

Display Programs Updated July 2, 2014

Data added continuously.

Jason Norquest

From: Makens, Thom <Thom.Makens@ks.gov>

Sent: Friday, January 13, 2017 9:09 AM Jason Norquest; Meyer, Mike To:

Cc: Ken Rauhut; Bruce Reichmuth Subject: FW: 22525 review dax gaskill

Attachments: 22525 (2).pdf

Follow Up Flag: FollowUp

Due By: Friday, January 13, 2017 9:58 AM

Flag Status: Flagged

FYI got a phone call from Richard Hoskinson. He has a domestic well 1,200 feet from the redrill location. He is not sure he wants to write in a formal complaint, but he is worried about his house well. I can find no log for it. Nor does Mr. Hoskinson know the depth. (1899 Road 8 Hugoton KS 67951, 620-544-7978.)

From: Makens, Thom

Sent: Monday, January 9, 2017 9:21 AM To: 'Jason Norquest' <norquest@gmd3.org>

Subject: 22525 review

good morning, the usual. Got my wells measured so now have to catch up. I will have several reviews coming your way.

Thom Makens

KDA-DWR 2508 John St

Garden City KS 67846-2804

61644 9731 170' and ago to settern 40' off bottom

		• •	

Konsas Wester Board 1320 Research Drive Wanhalten, Ks 66502

1-13-17

WATER RESOURCES RECEIVED

JAN 17 2017

Mr. David Barfield

KS DEPT OF AGRICULTURE

In reference to a replacement Inngotion well being drilled for Dax Gaskill of Hugoton, Ks. The well is being drilled in the swly 14-32-38 of stavens Co., Kensus, My domestic well is approximately 1,200' for the said well in SE'ly 15-32-38. My homerabout 900' Somethe well,

I understand that the state "Set book" is 650' from domestic wells, This in my opinion is not syflicient. The static water here! for domestic wells in stevens & is from 240'-320', That puts my 320' domestic well in danger.

I wish this protest letter be put in file for future reservice,

P.S.
Also the noise level
on surrounding wells are
unbearable at thmes, especially
at night

Sincerely ?
Richard Horfisson
1899 Rel 8
Hugodon, Ks 67951