

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

March 6, 2017

WHEATLAND ELECTRIC COOPERATIVE INC LYNN FREESE PO BOX 230 SCOTT CITY KS 67871

RE: Change in Point of Diversion Water Right, File No 23455

Dear Mr. Freese:

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 day of March 2017, I hereby certify that the attached original Approval of Application to Change the Point of Diversion under Water Right, File No. 23455 dated March 6, 2017 was mailed postage prepaid, first class, US mail to the following:

WHEATLAND ELECTRIC COOPERATIVE INC LYNN FREESE PO BOX 230 SCOTT CITY KS 67871

Copy provided to GMD#3

Division of Water Recourage

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

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							File N	o. <u>234</u> 5	55					-				d:	134m 2062017
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						□ F	Place o	of Use		\boxtimes	Point	of Div	ersion				tsi Divi-	Maen sion of	City Field Office Water Resource
	under th	e water	right	which i	s the s	ubject	of this	s applic	cation	in acco	ordanc	e with	the co	nditior	s des	cribed	below.	MOUT 121	ASORET MOSORROS
	The sou	rce of s	upply	is:		⊠ (3rounc	lwater			Surfa	ce wat	er						
2.	Name a	nd addr	ess of	Applic	ant: V	VHEA1	ΓLAND) ELEC	TRIC	COOF	PERAT	IVE IN	IC						
	<u>РО ВОХ</u>												-						
	Phone N	lumber:	(620)271-4	424				Email	addre	ss:								
	Name a	nd addr	ess of	Water	Use C	orresp	onder	nt: WF	IEATL.	AND E	LECT	RIC C	OOPE	RATIV	E INC				
	PO BOX	230 5	SCOT	CITY	KS 6	<u> 7871 </u>													
	Phone N	lumber:	()					Email	addre	ss:								
3.	The pres	sently a	uthoriz	ed pla	ce of u	ıse is:													
	Owner o	f Land -	N	AME:	WHE/	TLAN	D ELE	CTRIC	<u> </u>	PERA	TIVE I	NC							
			ADDR	ESS:	PO BO	OX 230	SC(OTT C	TY KS	6787	71								
	(If there is	more th	nan one	alandov	vner, a	tach su	ıpplem	ental sh	eets as	neces	sary.)								
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	lf this ap Owner o	f Land -	NA	AME: ESS:	no cha	inge to	acres	3				ace of	use be	e chan	ged to	:			
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				NE	1/4		<u></u>	NV	V1/4			sv	V1/4	/mm		SE	1/4		TOTAL
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	For Offic	e Use	Only:	Code		Fee	e \$ <u></u>	00	_ <i>TR</i> :	#		Re	ceipt i	Date _	3/6/	77	Chec	k#_5	298

5.	Presently authorized point of diversion:				j
	One in the Quarter of the	nc	Quarter of the	<u>ne</u>	Quarter
	of Section18, Township	25	South, Range ₋	34	W,
	in Finney County, Kansas, 3949	_ feet Nor	th <u>1386</u> feet West	of Southeast cor	ner of section.
	Authorized Rate Authorized Quantity		Depth of well	(f	feet)
l	(DWR use only: Computer ID No. 1 GP	'S	feet North	teet V	(Vest)
	☐ This point will not be changed ☐ This point will				
	Proposed point of diversion: (Complete only if change				
	One in the Quarter of the	nc	Quarter of the	ne	Quarter
	of Section, Township	25	South, Range	34	
	in <u>Finney</u> County, Kansas, <u>3830</u>	_ feet Nor	th <u>1434</u> feet West	of Southeast con	ner of section.
	Proposed Rate Proposed Quantity _		Proposed well de	pth (feet)	
Į	This point is: Additional Well Geo Center List of	ther water	rights that will use this po	ont	*
					AMERICAN AND AND AND AND AND AND AND AND AND A
6.	Presently authorized point of diversion:		0 1 60		0
	One in the Quarter of the	SW_	Quarter of the	se	Quarter
	of Section 18 , Township	25	South, Range _	of Coutboost cor	nor of soction
ļ	in Finney County, Kansas, 1300	_ feet Nor	th 2340 feet west	or Southeast con	ner or section.
ļ	Authorized Rate Authorized Quantity		Depth of well	foot !	Noet)
İ	(DWR use only: Computer ID No. 5 GP				(VGSL)
	☑ This point will not be changed ☐ This point will				
	Proposed point of diversion: (Complete only if change	<u>je is requ</u>	Ouarter of the		Ouarter
	One in the Quarter of the		Quarter or the .		Quarter
1	of Section, Township in County, Kansas,	feet Nor	th feet West	of Southeast cor	ner of section
	Proposed Rate Proposed Quantity _	166(140)	Proposed well de	nth (feet)	
	This point is: Additional Well Geo Center List of	ther water	rights that will use this p	oint	
į	This point is Additional Well Goo Contain Elect G	THOI HOLO	Ingitto titat iiii acc iiio pi		-
7.	Why do you need a new point of diversion?	13a.	If the proposed point of di	version will be rel	ocated within 100
.,			feet of the existing point the diagram below in relat	of diversion, indication to the existing	ate its location on point of diversion.
	old well needs to be replaced		(PLEASE NOTE: The	"X" in center of	diagram below
			represents presently aut		diversion.)
				North	400
8.	If a well, is the test hole log attached? ☒ Yes ☐ No			0 50 1 <u>1</u> 1111	
^	When do you propose to complete the new point	of	F ' ' ' ' ' '	·+···	7
9.	diversion?	OI .	<u> </u>		4
			50 - +	_ +	∃50
	March 15, 2017		_		
10.	If the point of diversion is a well:		West 0 - 1111111	1 <u>X</u>	dn Fast
	(a) What are you going to do with the old well?		A4691 0	1211111111	70 2431
					—
	plug		50 🗕 🛨	- +	그 50
			–	_	7
	(b) When will this be done? 2017		<u> </u>		A
	O I I I I District assessment of	lan	100 50	0 50	100
11.	Groundwater Management District recommendati attached? Yes No	ion		South	100
	attached? [] res [2] No	4		le: 1" = 100'	6 1 11
12.	Assisted by tpm	13b.	If the proposed point of d 100 feet but within 132	iversion will be ret 'O feet from the	ocated more than existing point of
			diversion, attach a topog	graphic map or a	erial photograph.
			For groundwater sources, within one-half mile of the	snow all wells (in proposed point of	iciuaing domestic) diversion and the
			within one-half mile of the names and mailing addr	esses of the own	ers. For surface
			water sources, show the landowner(s) one-half m	ne names and a	aggresses of the
			upstream from your prope	rty lines.	and the state of t

APPLICATION FOR APPROVAL TO CHANGE THE PLACE OF USE AND/OR POINT OF DIVERSION SUPPLEMENTAL SHEET

FILE NO. 23455

Presently authorized point of diversion: One in the Quarter of the Quarter of the Quarter of the Quarter of Section Township South, Range (E/W), in County, Kansas, feet North feet West of Southeast corner of section. Authorized Rate Authorized Quantity Depth of well (feet) (DWR use only: Computer ID No. GPS feet North feet West) This point will not be changed This point will be changed as follows: Proposed point of diversion: (Complete only if change is requested) One in the Quarter of the Quarter of the Quarter of Section Township South, Range (E/W), in County, Kansas, feet North feet West of Southeast corner of section. Proposed Rate Proposed Quantity Proposed well depth (feet) (Feet) This point is: Additional Well Geo Center List other water rights that will use this point (E/W), in County, Kansas, feet North feet West of Southeast corner of section. Presently authorized point of diversion: One in the Quarter of the Quarter of the Quarter of Section Township South, Range (E/W), in County, Kansas, feet North feet West of Southeast corner of section. Authorized Rate Authorized Quantity Depth of well (feet) (DWR use only: Computer ID No. GPS feet North feet West) This point will not be changed This point will be changed as follows: Proposed point of diversion: (Complete only if change is requested)			<u>of diversion:</u>				
In j_mey	One in the	se	Quarter of the	ne	Quarter of the	nw	Quarter
In j_mey	of Section	18	Township	25	South, Range	34	W,
Authorized Rate	in Finney	(County, Kansas, 4236	feet North	2834 feet West of S	Southeast corne	er of section.
Description	Authorized Rate		Authorized Quanti	tv	Depth of well	(fe	et)
Description	(DWR use only: C	omputer	ID No. 6	GPS	feet North	feet W	est)
Proposed point of diversion: (Complete only if change is requested) One in the	☐ This point will	not be ch	anged This point v	vill be changed	as follows:		,
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County, Kansas, feet North feet West of Southeast corner of section.							
Presently authorized point of diversion: One in the	One in the		Quarter of the		Quarter of the		Quarter
Presently authorized point of diversion: One in the	of Section		, Township		South, Range		(E/W),
Presently authorized point of diversion: One in the	in	(County, Kansas,	feet North _	feet West of 8	Southeast corne	er of section.
Presently authorized point of diversion: One in the	Proposed Rate		Proposed Quantity	/	Proposed well depth	(feet)	·
One in the se Quarter of the sw Quarter of the sw Quarter of Section 18 , Township 25	This point is: Ac	Iditional W	/ell ☐ Geo Center Lis	t other water righ	its that will use this point		
One in the se Quarter of the sw Quarter of the sw Quarter of Section 18 , Township 25							
One in the se Quarter of the sw Quarter of the sw Quarter of Section 18 , Township 25 South, Range 34 W, In Finney County, Kansas, 623 feet North 4570 feet West of Southeast corner of section. Authorized Rate Authorized Quantity Depth of well (feet) (DWR use only: Computer ID No. 7 GePS feet North feet West of Southeast corner of section. Township South, Range (EAW), in County, Kansas, feet North feet West of Southeast corner of section. Township South, Range (EAW), in County, Kansas, feet North feet West of Southeast corner of section. Township South, Range (EAW), in County, Kansas, feet North feet West of Southeast corner of section. Township South, Range (EAW), in County, Kansas, feet North feet West of Southeast corner of section. This point is: Additional Well Geo Center List other water rights that will use this point (EAW), in County, Kansas, feet North feet West of Southeast corner of section. Authorized Rate Authorized Quantity Depth of well (feet) (Get) (GeV), in County, Kansas, feet North feet West of Southeast corner of section. Authorized Rate Authorized Quantity Depth of well (feet) (Get) (GeV), in County, Kansas, feet North feet West of Southeast corner of section. Authorized Rate Authorized Quantity Depth of well (feet) (Get) (GeV), in County, Kansas, feet North feet West of Southeast corner of section. Township South, Range (EAW), in County, Kansas, feet North feet West of Southeast corner of section. Township South, Range (EAW), in County, Kansas, feet North feet West of Southeast corner of section. Township South, Range (EAW), in County, Kansas, feet North feet West of Southeast corner of section. Township South, Range (EAW), in County, Kansas, feet North feet West of Southeast corner of section. Township South, Range (EAW), in County, Kansas, feet North feet West of Southeast corner of section. Township South, Range (EAW), in County, Kansas, feet North feet West of Southeast corner of section. Township South, Range (EAW), in County, Kansas, feet North feet West of Southeast corner of section	Presently authoriz	ed point	of diversion:				
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Authorized Rate Authorized Quantity Depth of well (feet)	of Section	18	Quarter of the	25	South Pange	3/1	Quarter
Authorized Rate Authorized Quantity Depth of well (feet)	in Finney	10	County Kaneae 623	feet North	South, Nange	Southoast come	ur of section
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In	of Section		, Township		South, Range		(E/W),
Presently authorized point of diversion: One in the	in		County, Kansas,	feet North _	feet West of S	Southeast corne	r of section.
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This point will not be changed This point will be changed as follows: Proposed point of diversion: (Complete only if change is requested) One in the	One in the		Quarter of the . Township		Quarter of the South, Range		(E/W),
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Page ____

DWR 1-121-2 (Rev. 01/23/2008)

File No. _____

APPLICATION FOR APPROVAL TO CHANGE THE PLACE OF USE AND/OR POINT OF DIVERSION SUPPLEMENTAL SHEET

FILE NO. ______MAKE ADDITIONAL COPIES AS NECESSARY

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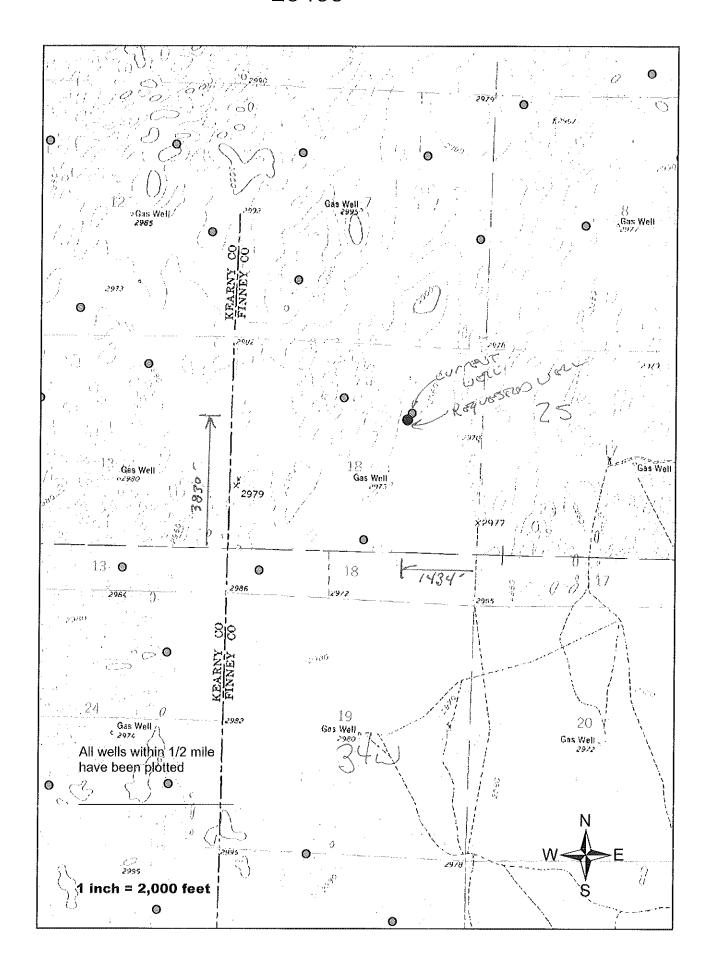
DWR 1-121-2 (Rev. 01/23/2008)

File No. _____

14. If the proposed groundwater point of diversion is 300 or fewer feet from	om existing point of diversion, complete the following:
(a) Does the undersigned represent all owners of the currently authors. ☐ No (If no, all owners must sign this applied	
 (b) Will the ownership interest of any owner of the currently author affected if this application is approved as requested? ☐ Yes ☒ No (If yes, all owners must sign this application) 	
(c) If this application is not approved expeditiously, will there be sub ☐ Yes ☐ No (If no, all owners must sign this applic	stantial damage to property, public health or safety? cation.)
If the application proposes a surface water change in point of diversion, a or a change in place of use, the application must be signed by all owners agent (attach notarized statement authorizing representation).	
I hereby verify, being first duly sworn upon my oath or affirm age and the owner, the spouse of the owner, or a duly authoritheir behalf, in regard to the water right(s) to which this appropriate in this application are true, correct and complete.	zed agent of the owner(s) to make this application on
	<u>D</u> day of <u>(*(A-1204</u> , 20_1/).
IN HOW CHE WEST	
(Owner)	(Spouse)
(Please Print)	(Please Print)
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State of Kansas County of SS	leen i
I hereby certify that the foregoing application was signed in my	presence and sworn to before me this 0.114 day of
My Commission Expires	In Sas Mhune Plublic Notary Public
ONLY COMPLETE APPLICATIONS WILL BE PROCESSED. To be complete, all caccurate information; maps, if necessary, must be included; signatures of all the apthe appropriate fee must be paid.	
FEE SCHEDU	<u>LE</u>
Each application to change the place of use or the point of diversion unde forth in the schedule below: Make checks payable to: Kansas Departme (1) Application to change a point of diversion 300 feet or less (2) Application to change a point of diversion more than 300 feet (3) Application to change the place of use	ent of Agriculture \$100 \$200

SUMMARY ORDER APPROVING APPLICATION FOR CHANGE AND IMPOSING CONDITIONS

pro K.A terr	visions of the <i>Kansas Water Appropriation Law, K.S.A. 82a-</i> A.R. 5-1-1 <i>et.seq.</i> With the exception of those conditions express, conditions and limitations of File No. <u>23455</u>	a-708b, as amended, and K.A.R. 5-14-3 and other applicable 701 et. seq., and rules and regulations promulgated thereunder, essly contained herein, this Summary Order does not change the
1.	A change application was received on INACUA God diversion authorized under the above-referenced file number	ZO 17 requesting that the place of use and / or point of be changed as described in the application.
2.	On and after the effective date of this summary order, the acon the topographic map accompanying the application to cha	uthorized place(s) of use shall be located substantially as shown inge the place of use. ☐ Applicable ☑Not Applicable
3.	The change in point of diversion shall not impair existing righ previously authorized. The point of diversion authorized by the radius of the authorized point(s) of diversion.	ts and shall be limited to the same source or sources of water as nis summary order shall be located within a foot e Not Applicable
4.	The point(s) of diversion authorized herein shall not actually be authorized point(s) of diversion. ☐ Applicable ☐ Not	pe located more than feet from the previously Applicable
5.	As required by K.A.R. 5-3-5d, if the works for diversion is a tube or other device suitable for making water level measure with K.A.R. 5-6-13. Applicable Not Applicable	well with a diversion rate of 100 gallons per minute or more, a ments shall be installed, operated and maintained in accordance
6.	December 31, 2017, or before the first use of water, whicheve and maintained in accordance with K.A.R. 5-1-4 through 5-1-	perly install an acceptable water flow meter on or before rer occurs first. The water flow meter shall be installed, operated -12. As required by K.S.A. 82a-732, as amended, and K.A.R. 5-g of the water flow meter and the total quantity of water diverted of each calendar year.
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 C ☐ ☐ ☐ Not Applicable	e completed on or before December 31, 2017, or within any t shall notify the Chief Engineer that construction of the works for hief Engineer, as required by K.A.R. 5-8-4e.
8.	The completed well log shall be submitted with the require	red notice. 🖂 Applicable 🔲 Not Applicable
9.	with an in-line, automatic, quick-closing check valve capable	oreign 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
10.	Additional Conditions are attached. Yes No	
11.	water appropriated under the above-referenced file number limitations, as amended and/or supplemented by this Summ Appropriation Law and the Rules and Regulations promulgations.	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 nary Order, and with applicable provisions of the <i>Kansas Water</i> ated thereunder. Failure to comply with these provisions may nded, and/or the suspension or revocation and dismissal of the authorized by law.
	Administrative Appeal and Effective Date of Order	FOR OFFICE USE ONLY
Υου	have the right to a hearing in accordance with K.A.R. 5-14-3	APPLICATION APPROVED AND
befo	ore this Summary Order becomes final action of the Kansas	SUMMARY ORDER ISSUED
filed	eartment of Agriculture. Any request for a hearing must be with the Chief Engineer, Division of Water Resources,	71 11
Kan	sas Department of Agriculture, 1320 Research Park re, Topeka, Kansas 66502, within 15 days after the date	By:
sho	wn on the Certificate of Service attached hereto. If a hearing of requested in accordance with K.A.R. 5-14-3, this Summary)
Ord	er will become effective on the 15 th day after the date shown	(Print Name): 110 mrs
on t	he Certificate of Service. For Use by Register of Deeds	Date of Issuance: MARCH 6, 2017
	, or cooky, tograter or because	State of Kansas)
		County of Jinney)
		Acknowledged before me onarch 10, 2017_
		by Thomas P. Makens.
		Signature: Alba Signature
		Notary Public Notary Public Notary My Appointment Expires Passants 45 6000
		My commission expires: (Notary Seal)



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



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

23455

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Customer	Name:	When	Haus El	PORIC WATER TREATMENT WO#: 1/4/67 Date: 2/23/17 953 Test #: ELOG: U/S
Street Add	dress:	ρ.	.O. Box	953 Test #) E100
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County:	· 1.7	Quart	er: \//	Section: 15 Township as
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	7	` `		Politic Water Transmit Wo#: 1/467 Date: 2/23/17 953 Test #: E LOG: 6/5 4 KS 67846 Driller: The Transmit Wo#: 1/467 E LOG: 6/5 Section: 18 Township: 25 Range: 34/ 48'M GPS: 37.88310'M 101.08965'CO Elevation: 2967 Static WL: 2866' Estimated? old wolf Proposed Well Depth Possirie Well Location 20' Sumf Description of Strata
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