

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

Fax: (620) 276-9315 www.agriculture.ks.gov Sam Brownback, Governor

Phone: (620) 276-2901

May 17, 2017

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

Re: Water Right file number 27880

Dear Mr. Norquest;

Kenny Cox has applied to relocate the well authorized by the above water right number. There is no neighboring well 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

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



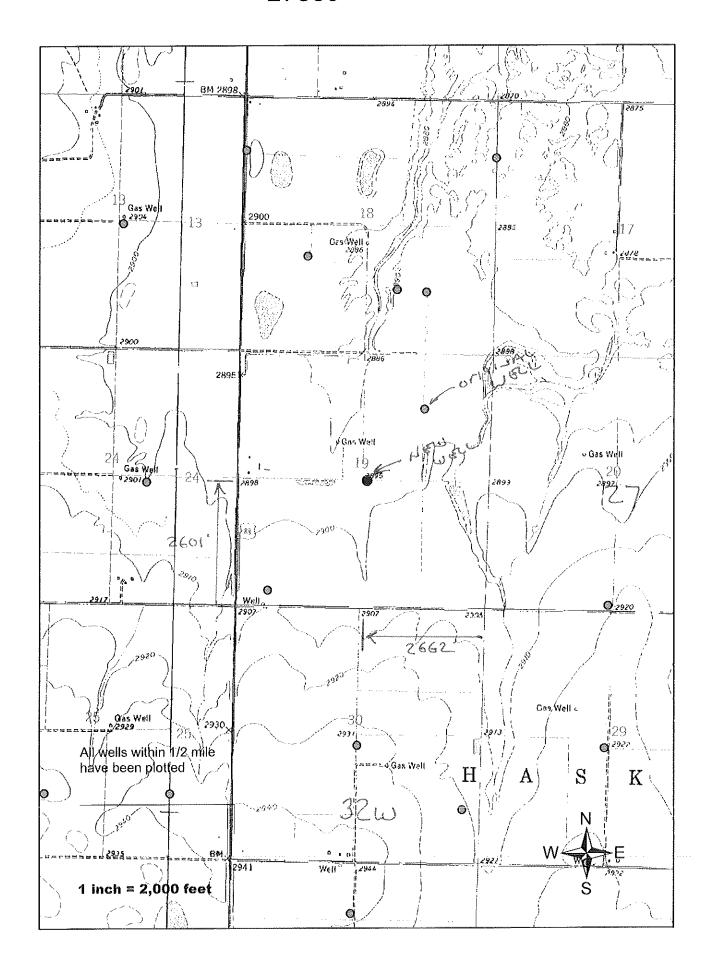
## STATE OF KANSAS

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.

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						l	File No	o. <u>2788</u>	80					-				Y 17	• •
1.	Application is hereby made for approval of the Chief Engineer to change the (check one or both):												Garden City hista Ordica						
	☐ Place of Use ☐ Point of Diversion												Division of Water Descriptor						
	under the water right which is the subject of this application in accordance with the conditions described below.																		
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3.	Phone Number: ( ) Email address:  The presently authorized place of use is:																		
	Owner of Land NAME: FORREST & EDNA COX TRUST																		
	ADDRESS: HC 1 BOX 34 SUBLETTE KS 67877-9721																		
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			ity, Kansas, <u>4097</u>					
			_ Authorized Quantit					
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	Proposed Rate		Proposed Quantity		Prop	osed well dept	h (feet)	
	This point is:	lditional Well	☐ Geo Center List	other water	er rights that wi	Il use this poi	nt	
6.	Presently authoriz	ed point of di	version:					
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	of Section		, Township		Soi	uth, Range		(EW),
	in	Cour	ty, Kansas,	feet No	orth	_ feet West o	f Southeast c	orner of section.
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					represents p	resently author	orized point o	f diversion.)
				<b></b>		N	orth	
8.	If a well, is the test h	ole log attache	d? ⊠ Yes □ No			50		
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9.	diversion?	pose to com	plete the new poin	t Oi			_	
					50 🔄	+ -	- <del></del>	<u> </u>
	June 1, 2017			***	-			
10.	If the point of diversi	on is a well:			Internal C		_ V.,,,,,,,,	
	(a) What are you go	oing to do with t	he old well?		MARN OF			Lasi
	, ,	Ü			F		_	
	plug			<del></del>	50 🗀	-+ -	_ _ +	<b>二</b> 50
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	(b) When will this be	e done? <u>2017                                    </u>			上		_ <del> </del>	, 🖯
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11.	_	nagement D s ⊠No	istrict recommenda	ation	100	50 S	0 50 outh 1" = 100'	100
	attached?	9 M 140						
12.	Assisted by tpm			13b. -	100 feet but diversion, atta For groundwa within one-hal names and n water source landowner(s)	within 1320 ach a topograter sources, si f mile of the prailing addres s. show the	feet from the phic map or how all wells (roposed point sees of the ownames and downstream	elocated more than existing point of aerial photograph. including domestic) of diversion and the mers. For surface addresses of the and one-half mile

5. Presently authorized point of diversion:



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

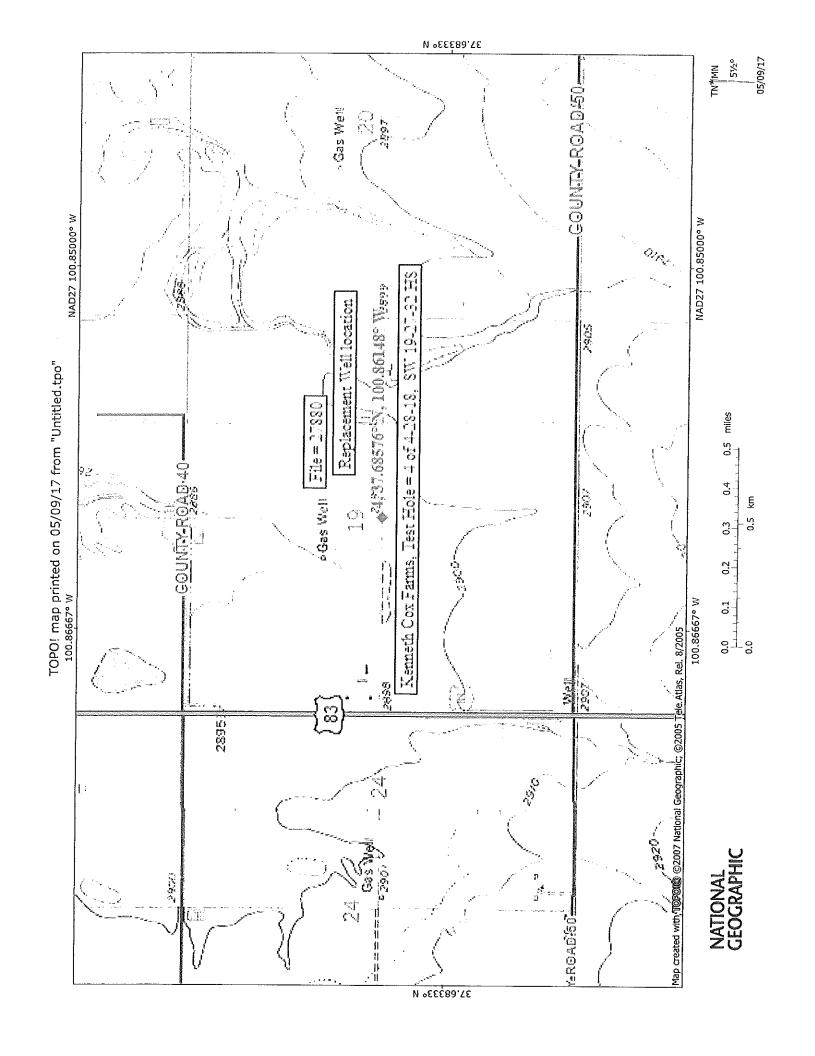


PO Box 63! Garden City, KS 6784! Fax: 620-277-022

KENNY COX CELL 620-272-1671

Customer I	Name:	Kenneth Cox Fa	rm\$		WO#: 11860	Date: <u>4-28-1</u> 7
Street Add	ress:	420 USH	lw483		Test #: 4	ELOG:
City, State:		SUBLETTE	EKS. 678	277	Driller: Oale G	
		Quarter: SW	Section:	19	Township: 27	Range: 32
Location:	59' Sout	h & 7 West of Spi	inkler Pluot	GPS:	N37.68576 W100,8	36148
Rig#: /	0002	***************************************	Elevation:	2885'	Static WL: 240'	Estimated?
					Proposed Well Depth	
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			omana and Samuel Control	20'SUMP
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	45		56	Sand fine to mad w/ few clay string ers
	36		205	Sand fine to med course small med large gravel
of the state of th	205		221	Brown Clay w/ couple soud strips
**************************************	221	***************************************	238	Brown & Blar Clay
ano anti-	238		267	Blue Clay when course sand strips
25	267	97	283	Blue Clay wifeer course sand strips
<u> </u>	283		380	Sand fine to made course few small grave w/ couple clay ladges
15	380	37		Sand five to made course few small grave I w/ couple clay ledges -Drilled loose in places & used water- Fine sand w/ few clay stringers - Drilled loose in places - Sandstone w/ few surely course the sale in places -
10	1117	63	417	Fine Sand w/ few c/ay Stringers - Drilled loose in places -
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5	542		575	Sandstone - used water -
	575	_	740	Sandstone w/some soaps to me leadges Shale
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## SUMMARY ORDER APPROVING APPLICATION FOR CHANGE AND IMPOSING CONDITIONS

This Summary Order is issued under authority of K.S.A. 82a-708b, as amended, and K.A.R. 5-14-3 and other applicable provisions of the *Kansas Water Appropriation Law, K.S.A. 82a-701 et. seq.*, and rules and regulations promulgated thereunder, K.A.R. 5-1-1 et.seq. With the exception of those conditions expressly contained herein, this Summary Order does not change the terms, conditions and limitations of File No. 27880 A change application was received on \_\_\_\_\_ requesting that the place of use and / or point of diversion authorized under the above-referenced file number be changed as described in the application. On and after the effective date of this summary order, the authorized place(s) of use shall be located substantially as shown on the topographic map accompanying the application to change the place of use. 

Applicable 

Not Applicable The change in point of diversion shall not impair existing rights and shall be limited to the same source or sources of water as 3. previously authorized. The point of diversion authorized by this summary order shall be located within a \_\_\_\_\_\_\_foot radius of the authorized point(s) of diversion. 

Applicable Not Applicable The point(s) of diversion authorized herein shall not actually be located more than \_\_\_\_\_\_ feet from the previously authorized point(s) of diversion. 

Applicable Not Applicable As required by K.A.R. 5-3-5d, if the works for diversion is a well with a diversion rate of 100 gallons per minute or more, a tube or other device suitable for making water level measurements shall be installed, operated and maintained in accordance with K.A.R. 5-6-13. ☐ Applicable ☐ Not Applicable The owner of the authorized place(s) of use shall properly install an acceptable water flow meter on or before December 31, 2017, or before the first use of water, whichever occurs first. The water flow meter shall be installed, operated and maintained in accordance with K.A.R. 5-1-4 through 5-1-12. As required by K.S.A. 82a-732, as amended, and K.A.R. 5-3-5e, the owner shall maintain records and report the reading of the water flow meter and the total quantity of water diverted annually to the Chief Engineer by March 1 following the end of each calendar year. ☐ Applicable ☐ Not Applicable Installation of the works for diversion of water shall be completed on or before December 31, 2017, or within any authorized extension of time. By March 1, 2018 the applicant shall notify the Chief Engineer that construction of the works for diversion has been completed, on the form provided by the Chief Engineer, as required by K.A.R. 5-8-4e. ☐ Applicable ☐ Not Applicable The completed well log shall be submitted with the required notice. ☐ Applicable ☐ Not Applicable All diversion works into which any type of chemical or other foreign substance will be injected into the water shall be equipped with an in-line, automatic, quick-closing check valve capable of preventing pollution of the source of the water supply. The check valve(s) shall be installed, operated and maintained in accordance with K.A.R. 5-3-5c. 

Applicable 
Not Applicable Additional Conditions are attached. T Yes ☐ No 11. In accordance with K.S.A. 82a-708a, as amended, and K.A.R. 5-5-14, all of the owners of the authorized place(s) of use of water appropriated under the above-referenced file number are responsible for compliance with its terms, conditions and limitations, as amended and/or supplemented by this Summary Order, and with applicable provisions of the *Kansas Water Appropriation Law* and the *Rules and Regulations* promulgated thereunder. Failure to comply with these provisions may result in civil penalties pursuant to K.S.A. 82a-737, as amended, and/or the suspension or revocation and dismissal of the water or appropriation right or any other enforcement actions authorized by law. Administrative Appeal and Effective Date of Order FOR OFFICE USE ONLY **APPLICATION APPROVED AND** You have the right to a hearing in accordance with K.A.R. 5-14-3 before this Summary Order becomes final action of the Kansas Department of Agriculture. Any request for a hearing must be filed with the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, 1320 Research Park Drive, Topeka, Kansas 66502, within 15 days after the date shown on the Certificate of Service attached hereto. If a hearing SUMMARY ORDER ISSUED Ву: \_\_\_\_ Duly Authorized Designee of the Chief Engineer is not requested in accordance with K.A.R. 5-14-3, this Summary Order will become effective on the 15<sup>th</sup> day after the date shown (Print Name): Division of Water Resources - Kansas Department of Agriculture on the Certificate of Service. Date of Issuance: For Use by Register of Deeds State of Kansas ) SS County of \_\_ Acknowledged before me on \_\_\_\_\_ by \_\_\_ Signature: \_\_\_\_ Notary Public My commission expires: \_\_\_\_\_ (Notary Seal) DWR 1-121 (Revised 06/16/2014) Page 4 File No.