# Kansas Department of Agriculture Division of Water Resources

# CHANGE: P/D WORKSHEET

1. File Number: <b>16911</b>	2. Status Change Date: 7/6/2018	3. Change Num:	4. Field Office: <b>04</b>	5. GMD: <b>03</b>
6. Status: Approved Deni	ed by DWR/GMD	Dismiss by Reques	t/Failure to Return	7. Filing Date of Change: 7/6/18
8a. Applicant(s) New to system □	Person ID 53735 Add Seq# 1	8c. Landown		Person IDAdd Seq#
AMERICAN WARRIOR IN PO BOX 399 GARDEN CITY KS 67840				
8b. Landowner(s) New to system □	Person IDAdd Seq#	8d. WUC New to sy	rstem □	Person IDAdd Seq#
9. Documents and Enclosure(s): 🛛 D\				
☐ Anti-Reverse Meter ☐ Meter☐ Conservation Plan Date Requir	Seal 🖾 Check Valve			Oriller Copy
10. Use Made of Water From:		To:		
			Date Prepared: <b>7/6/1</b> Date Entered:	<b>8</b> ву: <b>МАМ</b> Ву:

File No.	16911	1	11. County: FI	H :		Basin: ARK	ARK					Stream:	am:						<u> </u>	ormation	Formation Code: 211	-	Special Use:	
12. Points	of Diversion														Rate	and C	Rate and Quantity	,					**************************************	
Mod	MOD NOD DEI															Authorized	rized		*	Additional	in:			
ENT	Olv Qu:	Qualifier	S	⊢	œ	Ω		Ŝ.	۸v		Comn	nent (A)	Comment (AKA Line)		Rate	ði ⊏	Quantity af	tity	Rate		Quantity af	Overla	Overlap PD Files	
ENT	SWN	SWNENE	23	25	32	32W		4045		1372'					810	0	260	0	80	810	260	Ž	NONE	
MOD 68	68635 SW	SWNENW	23	25		32W		4026		3915'					7	715	75	260		715	260		NONE	
13. Storage: Rate	e: Rate			L Z	ර <u>්</u>	Quantity .					ac/ft	Addi	Additional Rate	tate				N		Additional Quantity	luantify		ac/ft	فسؤور
14. Limitation:	ion:		af/yr at	at				) mdg			g	s) wher	cfs) when combined with file number(s)	ned wi	ith file r	numbe	(s)							-
Limitation:	ion:		af/yr at	at				) mdb			11	s) wher	cfs) when combined with file number(s)	ned w	ith file r	numbe	(s)				***************************************	***************************************		
15. 5YR Allocation:		Allocation Type	<u>ا</u> ا پ	रू ।	Start Year	چو   ا		5 YR	5 YR Amount	<u> </u>		Amount Unit	t Unit		Base	Base Acres			Comment		***************************************			
16. Place of Use	of Use					NE%			NW1/4	1/4			SW%				SE1/4		Total	Owner	ır Chg?		Overlap Files	F
그 !! !!	PUSE S	노	₽	N.	WN %	WS W	SE //	N 4	NW %	SW %	S.≾	N %	NW SW	SE ∧		W.	SW %	SE %						
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Base Acres:	isi	Year.	es.	Minimu	m Re	Minimum Reasonable Quantity.	sle Quí	antity:																
Comments:																								

### STATE OF KANSAS

DEPARTMENT OF AGRICULTURE DIVISION OF WATER RESOURCES GARDEN CITY FIELD OFFICE 2508 JOHNS STREET GARDEN CITY, KS 67846-2804



Phone: (620) 276-2901 Fax: (620) 276-9315 www.agriculture.ks.gov

# GOVERNOR JEFF COLYER, M.D. JACKIE McClaskey, Secretary of Agriculture

July 6, 2018

AMERICAN WARRIOR INC PO BOX 399 GARDEN CITY KS 67846-0399

RE:

Application to Change the Point of Diversion

Water Right, File No. 16911

Dear Sir:

Enclosed is an order executed by the designee of the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, approving the application for change under the above referenced file number.

Your attention is directed to the enclosures and to the terms, conditions, and limitations specified in this approval for change. A condition of this approval is that an acceptable water flow meter must be installed on the diversion works authorized under the referenced file number and meet current specifications. Please return the required notification of completion of the diversion works and installation of the required meter as soon as these actions are completed.

Since this order modifies the original documents referred to above, it should be recorded with the Register of Deeds as other instruments affecting real estate. Please also submit a copy of the current ownership deed to have our records changed.

The abandoned well must be plugged in accordance with the requirements of Article 30 of the Rules and Regulations as adopted by the Kansas Department of Health and Environment.

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,

Michael A. Meyer

Water Commissioner

MAM:

enclosures

pc: Groundwater Management District No. 3

#### CERTIFICATE OF SERVICE

On this 6<sup>th</sup> day of July, 2018, I hereby certify that the foregoing Approval of Application for Change in Point of Diversion, Water Right, File No. 16,911, dated 6<sup>th</sup> day of July, 2018 was mailed postage prepaid, first class, US mail to the following:

AMERICAN WARRIOR INC PO BOX 399 GARDEN CITY KS 67846-0399

With photocopies to:

GROUNDWATER MANAGEMENT DISTRICT NO. 3

Division of Water Resources Staff



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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of div	ersion a	nd/or pla	ace of	use.														REC	Œ	IVED
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						F	ile No.	<u>1691</u>	1									JUL	0 (	6 2018
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	(If there is	more th	an one	landov	vner, at	tach su	ippleme	ental sh	eets as	neces	sary.)								I	
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	One in the		Quarter of the	NC	Quarter	of the	NE	Quarter
	of Section	23	, Township	25	South, F	Range	32	W,
	in <u>Finney</u>	Count	y, Kansas, <u>4060</u>	_feet North _	<u>1395</u> fee	et West of Sou	theast corner	of section.
	Authorized Rate8	310 gpm	Authorized Quantity _	260 AF	Depth of v	vell	(feet	)
	(DWR use only: Co	mputer ID No	o. <u>4</u> GPS	37.86962	2 feet Nort	h <u>-100.7967</u>	4 feet Wes	st)
i	☐This point will not be	changed 🏻	This point will be change	d as follows:	No change, p	oint better desc	ribed with GPS	as follows:
	Proposed point of d	iversion: (Co	omplete only if change	e is requeste	d or if existin	g point is be	tter describe	d by GPS)
Ī			Quarter of the					
	of Section	23	, Township	25	South, F	Range	32	W,
	in <u>Finney</u>	Count	y, Kansas, <u>4045</u>	feet North _	fee	et West of Sou	theast corner	of section.
	Proposed Rate8	110 gpm	Proposed Quantity	260 AF	Proposed	well depth (fee	t)40	0 .
	This point is: 🔲 Add	itional Well	☐ Geo Center List ot	her water righ	its that will use	this point <u>N/</u>	\	·
6.	Presently authorized	d point of div	ersion:					
	One in the	SW	Quarter of the	NE	Quarter	of the	NW	Quarter
	of Section	23	, Township	25	South. F	Range	32	w
	in Finney	Count	y, Kansas, <u>3994</u>	feet North	3940 fee	t West of Sou	theast corner	of section
	(DWR use only: Cor	mputer ID No	Authorized Quantity 5. <u>5</u> GPS	37.86944	feet Nort	h -100.8058	6 feet Wes	it)
	☐This point will not be	changed []	This point will be changed	as follows:	No change, po	int better descr	ibed with GPS	as follows:
			mplete only if change					
			_ Quarter of the					
	of Section	77	, Township	25	South R	enge	7	Quarter
	in Finne	M County	/, Kansas, <u>\$026</u>	feet North	39/5 fee	t West of Sou	theast corner	of section
	Proposed Rate 7	15 GAM	Proposed Quantity	2100 AE	Proposed	well denth (fee	t) *	36CGOII.
	This point is:  Addi	tional Well	Geo Center List oth	ner water righ	ts that will use	this noint	·/	· '
l				To: Mator right	to that will doo	tho point		•
7.	The changes herein a	are desired for	r the following reasons	?				
	(please be specific)	CO CONT	Vara			North		
	TO BE RUTP	CHCHD A	rickey	300 14	200 100 11111111111111111111111111111111	0 0 TTTTTTTTTTTTTTTTTTTTTTTTTTTTTTTTTTT	100 200	300 7774
				<u>L</u>			; ' ' '	-1
8.	If a well, is the test hole	e log attached?	? ☑ Yes ☐ No	[	<u> </u>	. <u>=</u> .		
				200	-1 + 1 +	-   =	+   +	200
9.	The change(s) (was)(w		ed by?	E		- <u>=</u>		
	<u> </u>	2018		100	-1 + 1 +	_	+   +	100
	101			E		= '		3
10.	If the point of diversion	is a well:		E		-		=
	(a) What are you goin	g to do with the	e old well?	West 0	######################################		1   1111   1111   1111	I <del>II</del> 0 East
	Pluc				_	- <u>-</u>		=
			2 ~ 1 &	100 🖺	-1 + 1 +		+   +	100
	(b) When will this be o	lone? <i>_</i>	010	====	'   '	= '	1 ' 1 '	3.00
				=		Ξ		=
11.	Groundwater Managem		commendation attached?	? 200	-   +   +	-   =	+   +	200
	Yes			<u>E</u> .		-		
12	Assisted by	M		E.	utanlındınd	nnlini. Tunlin	Jantondon	1112
12.	/ toolsted by			300	200 100		100 200	300
13a.	.If the proposed point of	diversion will b	e relocated more than 30				Scale: 1 hashmark=	•
	feet but within 2,640 feet a topographic map or	et of the existin	g point of diversion, attac graph. For groundwat		proposed point	of diversion will	be relocated v	vithin 300 feet
	sources, show all wells	(including don	nestic) within one-half mi	ile diagra	existing point m shown abo	ove in relation	n to the exis	ting point of
	of the proposed point of	of diversion ar	nd the names and mailir	ng divers	ion. (PLEASE	NOTE: The	"X" in center	r of diagram
	names and addresse	s of the lan	e water sources, show the downer(s) one-half m	ile divers	represents	the present	tly authorize	d point of
	downstream and one-	half mile upst	ream from your proper	ty	,			

lines

5. Presently authorized point of diversion:

14. If the proposed groundwater point of diversion is 300 of fewer feet from	title existing point of diversion, complete th	e tollowing.
<ul> <li>(a) Does the undersigned represent all owners of the currently authori</li> <li>☐ Yes</li> <li>☐ No</li> <li>(If no, all owners must sign this applicant)</li> </ul>	ized place(s) of use identified in this applica tion.)	ition?
<ul> <li>(b) Will the ownership interest of any owner of the currently authorize affected if this application is approved as requested?</li> <li>☐ Yes</li> <li>☐ No</li> <li>(If yes, all owners must sign this application)</li> </ul>		tion be adversely
(c) If this application is not approved expeditiously, will there be subst ☐ Yes ☐ No (If no, all owners must sign this applica	antial damage to property, public health or tion.)	safety?
If the application proposes a surface water change in point of diversion, a good a change in place of use, the application must be signed by all owners of agent (attach notarized statement authorizing representation).	roundwater change in point of diversion gre f the currently authorized place of use, or th	eater than 300 feet, neir duly authorized
I hereby verify, being first duly sworn upon my oath or affirmating age and the owner, the spouse of the owner, or a duly authorize their behalf, in regards to the water right(s) to which this application are true, correct and complete.	ed agent of the owner(s) to make thi ication pertains. I further verify that	s application on
Dated at, Kansas, this	6th day of TULY	, 20 <u>/8</u>
* Revest 1 Caulust FOR AMERICAN WARRIOR_	(Spouse)	
$V_{-}$ $\emptyset$ $\emptyset$	(Spouse)	
KENNETH K KAUHUT  (Please Print)	(Please Print)	
(riease rillit)	(Floado Frinty	
(Owner)	(Spouse)	
(Please Print)	(Please Print)	
(Owner)	(Spouse)	
(Please Print)	(Please Print)	
	TAMMY KELLS  ary Public - State of Kansas  Expires 5-28-2021	
County of <u>FUNCY</u> My Appt.		/
I hereby certify that the foregoing application was signed in m of, 20	y presence and sworn to before me	this <u></u> day
•	Janny Keller	
My Commission Expires 5-28-2021.	- Notary Fubility	
ONLY COMPLETE APPLICATIONS WILL BE PROCESSED. To be complete, all o accurate information; maps, if necessary, must be included; signatures of all the appropriate fee must be paid.	f the applicable portions of the application form r propriate owners' must be affixed to the application	nust be completed with on and notarized; and
FEE SCHEDUI		
Each application to change the place of use or the point of diversion under 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	nt of Agriculture	\$100 \$200

# SUMMARY ORDER APPROVING APPLICATION FOR CHANGE AND IMPOSING CONDITIONS

pro Wii Iim	is Summary Order is issued under authority of K.S.A. 82a-70 positions of the <i>Kansas Water Appropriation Law, K.S.A. 82a-</i> th the exception of those conditions expressly contained herein itations of File No.	701 et. seq., and rules and regul า, this Summary Order does not ch	ations promulgated thereunder, nange the terms, conditions and
1.	A change application was received on diversion authorized under the above-referenced file numbers.	7/8 requesting that the per be changed as described in the	e place of use and / or point of e application.
2.		horized place(s) of use shall be lo	cated substantially as shown on
3.	The change in point of diversion shall not impair existing righ previously authorized. The point of diversion authorized be radius of the authorized point(s) of diversion.	v this summary order shall be loca	e source or sources of water as ated within a foot
4.	The point(s) of diversion described herein is administrative Positioning System (GPS), as described in the application		ely described using the Global
5.	The point(s) of diversion authorized herein shall not actually authorized point(s) of diversion.	he located more than	
6.	As required by K.A.R. 5-3-5d, if the works for diversion is a wor other device suitable for making water level measurement K.A.R. 5-6-13. Applicable \(\square\) Not Applicable	ell with a diversion rate of 100 gal	lons per minute or more, a tube I maintained in accordance with
7.	The owner of the authorized place(s) of use shall pro December 31, 20 1 2 , or before the first use of water, operated and maintained in accordance with K.A.R. 5-1-4 t K.A.R. 5-3-5e, the owner shall maintain records and report diverted annually to the Chief Engineer by March 1 following Applicable	whichever occurs first. The water through 5-1-12. As required by K.S. the reading of the water flow meter	er flow meter shall be installed, S.A. 82a-732, as amended, and
8.	Installation of the works for diversion of water shall be authorized extension of time. By March 1, 20 the works for diversion has been completed, on the form provice Applicable \ Not Applicable	completed on or before Decem applicant shall notify the Chief Er ded by the Chief Engineer, as req	ber 31, 20 / / / , or within any ngineer that construction of the uired by K.A.R. 5-8-4e.
9.	The completed well log shall be submitted with the requi	red notice. Applicable	☐ Not Applicable
10.	All diversion works into which any type of chemical or other for with an in-line, automatic, quick-closing check valve capak check valve(s) shall be installed, operated and maintained it	oreian substance will be injected in	nto the water shall be equipped
11.	Additional Conditions are attached.  Yes Yo	•	
12.	In accordance with K.S.A. 82a-708a, as amended, and K.A. water appropriated under the above-referenced file numb limitations, as amended and/or supplemented by this Sum Appropriation Law and the Rules and Regulations promul result in civil penalties pursuant to K.S.A. 82a-737, as amwater or appropriation right or any other enforcement actio	er are responsible for compliance mary Order, and with applicable p lgated thereunder. Failure to con ended, and/or the suspension or r	e with its terms, conditions and provisions of the <i>Kansas Water</i> apply with these provisions may
4	Administrative Appeal and Effective Date of Order	FOR OFFICE	
lf yo	ou are aggrieved by this order, pursuant to K.S.A. 82a-1901,	<u>APPLICATION AN</u> SUMMARY OR	
Eng Agr	may request an evidentiary hearing before the Chief ineer or request administrative review by the Secretary of iculture. A request for hearing by the Chief Engineer must be	By: Markent	A. Muses
	d within 15 days of service of this Order and a request for ninistrative review by the Secretary must be filed within 30	Đuly Authorized Design	nee of the Chief Engineer
day	s pursuant to K.S.A. 77-531. Any request for administrative ew must state a basis for review pursuant to K.S.A. 77-527.	(Print Name):	Kansas Department of Agriculture
File	any request with Kansas Department of Agriculture, al Division, 1320 Research Park Drive, Manhattan, KS	Date of Issuance: Tu/V	6,20/R
665	02. Failure to timely request a hearing or review may	State of Kansas	
pred	clude review under the Kansas Judicial Review Act.  For Use by Register of Deeds	A .	ss
	, ,	County of Sunney	
		Acknowledged before me on by	2010
		by 11 112 112 11 11 11 11 11 11 11 11 11 1	
		Signature:	Votary Public
			December 15, 2018
		My commission expires:	Sally Appointment Expires
DWF	R 1-121 (Revised 04/5/2018) Page	JULIE JONES NOTARY My Appointment Expire	File No. <u>//o, 9//</u>

NOTARY PUBLIC

My Appointment Expires December 15, 2018

3/93 W. Jones Ave. Garden City, KS 67846 PH: 620-277-2389



PO Box 639

Garden City, KS 67846 Fax: 620-277-0224

Customer	Name:	America	n Warr	or, Inc.	WO#: <u>/4/23</u>	Date: 7-2-18-
Street Add	iress:	P.O 6	82 KUS	9	Test#: /	E LOG:
City, State	):	©AR0€	NC (1-4 K	(S. 67846	Driller: Dale Guine	
County:	Finney	Quarter	: NE	Section: 23 1 Existing Well GPS: N	Township: 25	Range: 32
Location:	18/19	st \$50'S	onth of	Existing Wall GPS: N	37. 86949 1/100.796	88
Rig#:	1000	3		Elevation: 2877 St	atic WL: 199 / Well E	stimated?
Nee	d.S.	orface	Casin	, UK	roposed Well Depth <u>にとってみマッ</u> り <u>名の'S</u> R	UMP
		Footage			R	ECEIVED
%	From	Pay	To	De	escription of Strata	95
	0	ļ	2	Top Soil - Sandy -		1-4-3-2018
	2		34	Fine Sand		
	34		45	Brown Sandy Clay & fine	Sand Mixed Garder	City Field Office
	45		58	Soud fine to med con.	rs Division	of Water Resources
	58		161	Gray Clay		-
	61		135	Sand fine to med cou	USE Small med Son	ne large angual
	135		171	Sand fine to most comes	e Small for med and	In four along the lines
	171		188	Brown Clay-Sticky-		WI IEW CINY STITINGES
	188		195	Sand fine to med cours	* 4	
•	195		200	Brown Sandy Clay		
25	200	25	225	Sand fine to med con	wer freeze de mande	Locale al est
	225		239	Brown Sandy Clay	OC 100 VM 417 GVAVET W	1-COMPIE CIEV SIA
35	239	44	283	Sand fine to med cour	E- W/Brown & T. 19.	4 1 00 1 0/ 0/ 1
· ·				-Drilled Loose -	AC 10 / /C// DWN Y   AN /10E.	C TLOUPIT CIAY SINK
	283		289	Brown Sundy Clay		
25	289	22	311	Sand fine to med com	10- 11/3- JT 12	146 0/1/
3 <i>5</i>	311	5 8.	369	Sand fine to med cour	ST W/REAL ST B	The state of the state of
	369		400	Black Shale	UL SOF CIPOSII FINANTI	CIE INFILIENT LOUSE
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					D. Pl	
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