## 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

March 28, 2018

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

Re: Water Right file number 23247

Dear Mr. Norquest;

Michael and Cynthia Koehn have applied to alter the acres authorized to add a pivot location. The base acres are 477. There are three neighboring wells all belong to the same owner.

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. I have enclosed a copy of the change for your perusal.

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

Sincerely;

Thomas P Makens

encs.

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

Topeka -- (785) 862-6300 Stafford -- (620) 234-5311 Stockton -- (785) 425-6787 Garden City - (620) 276-2901 www.ksda.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) or aive	ersion a	aria/or i	place (	Ji use.		,			<u>-</u>									
						F	ile No.	<u>23247</u>	7										
1. /	Application is hereby made for approval of the Chief Engineer to change the (check one or both):						•												
1	under the water right which is the subject of this application in accordance with the conditions described below.																		
	The sour	ce of su	apply is	i:		⊠G	roundv	vater			Surfac	e wate	er						
2. 1	Name and address of Applicant: MICHAEL L KOEHN																		
-	<u>35807 8 I</u>					<u> 867 </u>													
	Phone N												koehn	@Gma	all.com				·
	Name an						ondeni	t: MIC	HALL	L&C	YNIH	AJK	<u>JEHN</u>		<del></del>		<b></b>		
_	35807 8 I					56/			Cmail	addrar	o: Miz	shaolai	koehn	@Gm	ail com	·			
	Phone No The pres					oo ie:		į	⊏IIIa:i ·	auures	10 IVIII	Judeic	KOGIIII	(WOIII)	an.com				
	Owner of	-		•			e cyn	ТЫА.	KOF	HN									
	Owner or		ADDRE	_							7								,
	(If there is																		
	(If there is more than one landowner, attach supplemental sheets as necessary.)  NE%  NW%  SW%  SE%  TOTAL																		
Sec	. Twp.	Range	NE¼	NW¼	SW1/4	SE1/4	NE%		SW1/4	SE1/4	NE¼	NW1/4		SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	ACRES
31		29W	40	40	40	40	40	39.61											319.25
32		29W		, ů			40	38	40	40									158.00
	4. If this application is for a change in place of use, it is proposed that the place of use be changed to:  Owner of Land NAME: MICHAEL L & CYNTHIA J KOEHN  ADDRESS: 35807 8 RD, MONTEZUMA KS 67867  (If there is more than one landowner, attach supplemental sheets as necessary.)																		
NE%			NW%			sw4			SE¼			TOTAL							
Sec	. Twp.	Range	NE1/4	NW¼	SW%	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE14	ACRES
31	298	29W	30.75	30.75	30.75	30.75	30.75	30.75	30.75	30.75									246.00
32	298	29W					30.75	30.75	30.75	30.75									123.00
30	298	29W													30.75	30.75	30.75	16	108.25
	For Offic	ce Use	Only:	Code		Fe	e \$ <u> </u>	00	TR	#		Re	eceipt	Date_	3/28	81/6	Chec	k# <u> </u>	890
L		•				•							- FL	1:15	AM	,			-
DWF	R 1-121 (R	evised (	01/05/20	010)						Page 1			MA	R 2 8	3 2018	}		File No	o

Garden City Field Office Division of Water Resources

5. <b>[</b>	Presently authorized poin	t of diversion:					
	One in the SE	Quarter of the	N	E	Quarter of the	NE	Quarter
	of Section 31	, Township	29	•	South, Range	29	w,
	in GY	County, Kansas, <u>45</u>	60 feet	North_	60 feet West o	of Southeast co	mer of section.
	Authorized Rate 1970	Authorized Qua	ntity 3	397	Depth of well	320 (	feet)
1	(DWR use only: Compute	r ID No. <u>1</u>	GPS	4433	feet North1	03 feet	West)
- 1	$oxed{oxed}$ This point will not be c	hanged 🔲 This poin	t will be ch	nanged	l as follows:		
	Proposed point of diversi	on: (Complete only if c	hange is re	equest	<u>ed)</u>		
	One in the						
	of Section	, Township			South, Range		W,
	in						
1	Proposed Rate						
- [	This point is:  Additional	Well Geo Center	List other w	ater rig	hts that will use this poi	nt	
r							
6.	Presently authorized point						
	One in the <u>NE</u>						
	of Section 31	, Township	29	9	South, Range	29	W,
	in GY	County, Kansas, <u>51</u>	80 feet	North _	feet West o	of Southeast co	rner of section.
	Authorized Rate1050						
ł	(DWR use only: Compute					teet	vvest)
	☑ This point will not be c	•		-			
	Proposed point of diversi						Q.,
ı	One in the	Quarter of the			Quarter of the _		Quarter
	of Sectionin	, rownship	foot	Morth	South, Range	of Southeast co	rner of section
	Proposed Rate						
	This point is: Additional						
ı	This point is.   Additional	VVCii	LIST OTITO! W	ator ng	The that will doe this por		
7.	Why do you need a new poir	t of diversion? N/A	1	3a. ļf t	the proposed point of div	ersion will be re	located within 100
				ree the	et of the existing point of e diagram below in relation	r aiversion, indic in to the existing	ate its location on point of diversion.
				(P	LEAŠE NOTE: The "?	X" in center o	f diagram below
				re	presents presently auth	•	diversion.)
_			. •		100 50	lorth o so	100
8.	If a well, is the test hole log a	ittached? 💹 Yes 🔣 I	No		100 20	<u>, 30</u>	100 F
9	When do you propose to	complete the new r	point of		F '	<u>-</u> 1	
٠.	diversion?	outplote the field					7
	N/A				50 - +	_ +	<del>=</del>  50
					****	_	
10.	If the point of diversion is a v	rell:		٧	Vest 0 - 111   111	$\overline{X}$	ı 〓O East
	(a) What are you going to d	o with the old well?		ŕ	<u> </u>		
	N/A						_
	IN/Pt				50 = +	_ +	-∃50
	(b) When will this be done?	N/Δ			-	_	
	(b) When will this be done?	N/A			<u> </u>	_   <del> </del>	, <b>a</b>
11	Groundwater Manageme	nt District recomme	endation		100 50	0 50	100
11.	attached? Yes XI		SHUALION		9	South	.00
				2h 16 i		z 1" = 100'	leasted more than
12.	Assisted by Armando Zarco			10	the proposed point of div 10 feet but within 1320	feet from the	existing point of
				di\	version, attach a topogr or groundwater sources,	raphic map or	aerial photograph.
		RECEIVED		Wi	thin one-half mile of the r	proposed point o	of diversion and the
		·		na	ames and mailing addre	sses of the ow	ners. For surface
		MAR 2 8 2018		lar	ndowner(s) one-half mil	e downstream	and one-half mile
		MAK & O LUIU		up	stream from your proper	ty lines.	

14. If the proposed groundwater point of diversion is a	300 or fewer feet from existing point of diversion, complete the following:
	f the currently authorized place(s) of use identified in this application? must sign this application.)
affected if this application is approved as req	the currently authorized place(s) of use identified in this application be adversely uested? must sign this application.)
(c) If this application is not approved expeditious  ☐ Yes ☐ No (If no, all owners in	ly, will there be substantial damage to property, public health or safety? must sign this application.)
If the application proposes a surface water change in or a change in place of use, the application must be s agent (attach notarized statement authorizing represe	point of diversion, a groundwater change in point of diversion greater than 300 feet, igned by all owners of the currently authorized place of use, or their duly authorized ntation).
age and the owner, the spouse of the owner,	ny oath or affirmation and under penalty of perjury, that I am of lawful or a duly authorized agent of the owner(s) to make this application on which this application pertains. I further verify that the statements and complete.
Dated at Bank 7	, Kansas, this 28th day of March, 20 \ 8
Michael Kochn  Michael Kochn  (Bloose Bright)	Cynthia Kachn (Spouse)  Cynthia Kochn (Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
State of Kansas County of Gray ss	
<u> </u>	was signed in my presence and sworn to before me this $\frac{28}{2}$ day of
march 2018	SANDY ANDAZOLA Notary Public - State of Kansas  My Appt. Exp. 4. 19. 19. Notary Public
Wy Commission Expires 1 C	
ONLY COMPLETE APPLICATIONS WILL BE PROCESSED accurate information; maps, if necessary, must be included; the appropriate fee must be paid.	<ol><li>To be complete, all of the applicable portions of the application form must be completed with signatures of all the appropriate owners' must be affixed to the application and notarized; and</li></ol>
forth in the schedule below. Make checks payable to (1) Application to change a point of diversion (2) Application to change a point of diversion	FEE SCHEDULE int of diversion under this section shall be accompanied by the application fee set  Kansas Department of Agriculture  300 feet or less
	RECEIVED
	MAR 2 8 2018
DWR 1-121 (Revised 01/05/2010)	Page 3 File No

## SUMMARY ORDER APPROVING APPLICATION FOR CHANGE AND IMPOSING CONDITIONS

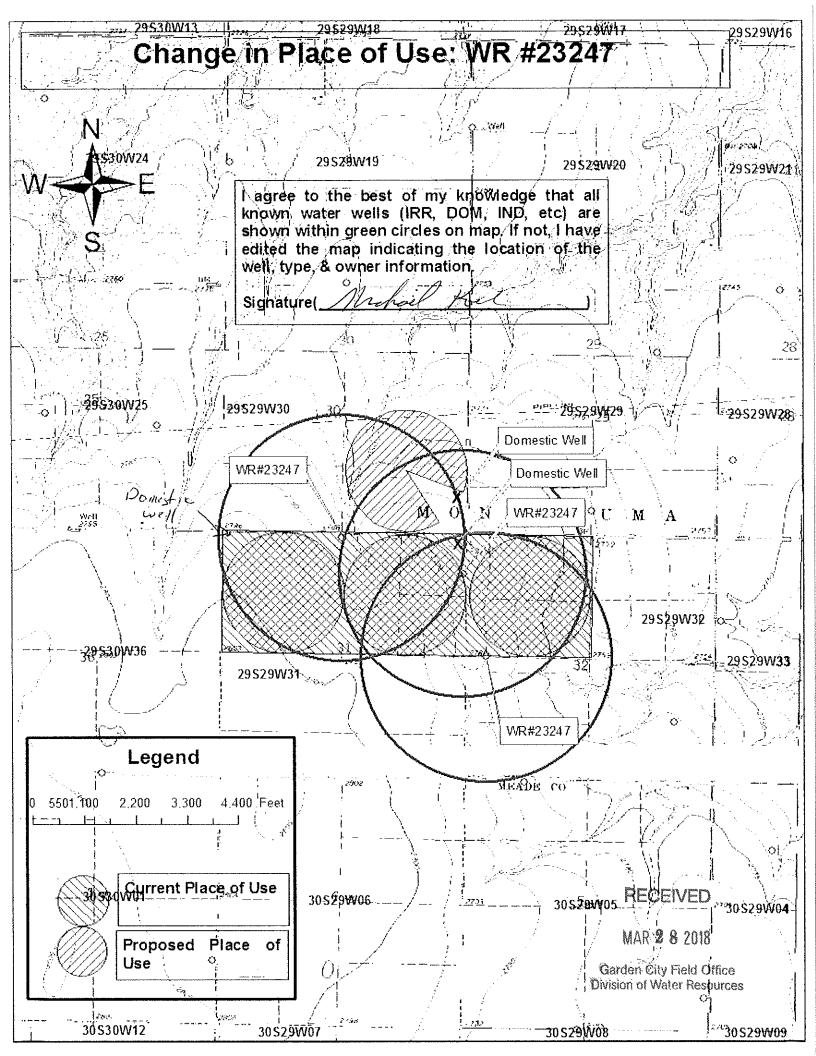
prov K.A. term	risions of the <i>Kansas Water Appropriation Law, K.S.A. 82</i> . R. 5-1-1 <i>et.seq.</i> With the exception of those conditions exists, conditions and limitations of File No	2a-708b, as amended, and K.A.R. 5-14-3 and other applicable a-701 et. seq., and rules and regulations promulgated thereunder, pressly contained herein, this Summary Order does not change the
1.	A change application was received on diversion authorized under the above-referenced file number	requesting that the place of use and / or point of er be changed as described in the application.
2	On and after the effective date of this summary order, the	authorized place(s) of use shall be located substantially as shown hange the place of use.   Applicable  Not Applicable
3.	The change in point of diversion shall not impair existing ripreviously authorized. The point of diversion authorized by radius of the authorized point(s) of diversion.	ghts and shall be limited to the same source or sources of water as this summary order shall be located within a footable
4.	The point(s) of diversion authorized herein shall not actual authorized point(s) of diversion.   Applicable	y be located more than feet from the previously lot Applicable
5.	As required by K.A.R. 5-3-5d, if the works for diversion is tube or other device suitable for making water level measure with K.A.R. 5-6-13.   Applicable Not Applicable	a well with a diversion rate of 100 gallons per minute or more, a grements shall be installed, operated and maintained in accordance
6.	December 31, 20, or before the first use of water operated and maintained in accordance with K.A.R. 5-1-4	properly install an acceptable water flow meter on or before, whichever occurs first. The water flow meter shall be installed, through 5-1-12. As required by K.S.A. 82a-732, as amended, and the reading of the water flow meter and the total quantity of watering the end of each calendar year.
	authorized extension of time. By March 1, 20 the works for diversion has been completed, on the form provi Applicable \( \subseteq \text{Not Applicable} \)	
8.	The completed well log shall be submitted with the rec	uired notice.   Applicable   Not Applicable
9.	with an in-line automatic quick-closing check valve capa	r foreign substance will be injected into the water shall be equipped ible of preventing pollution of the source of the water supply. The in accordance with K.A.R. 5-3-5c.  Applicable  Not Applicable
10.	Additional Conditions are attached. $\ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \$	
11.	water appropriated under the above-referenced file num limitations, as amended and/or supplemented by this Su Appropriation Law and the Rules and Regulations prom	A.A.R. 5-5-14, all of the owners of the authorized place(s) of use of ber are responsible for compliance with its terms, conditions and mmary Order, and with applicable provisions of the <i>Kansas Water</i> ulgated thereunder. Failure to comply with these provisions may mended, and/or the suspension or revocation and dismissal of the ons 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-	APPLICATION APPROVED AND
14- Kar mu Res 9th dat hea	3 before this Summary Order becomes final action of the neas Department of Agriculture. Any request for a hearing st be filed with the Chief Engineer, Division of Water scources, Kansas Department of Agriculture, 109 SW Street, Topeka, Kansas 66612, within 15 days after the e shown on the Certificate of Service attached hereto. If a aring is not requested in accordance with K.A.R. 5-14-3, a Summary Order will become effective on the 15th day or the date shown on the Certificate of Service.	By:  Duly Authorized Designee of the Chief Engineer  (Print Name): Division of Water Resources - Kansas Department of Agriculture  Date of Issuance:
	For Use by Register of Deeds	Date of Issuance.
		State of Kanaga
		State of Kansas ) ) SS
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		County of) SS  Acknowledged before me onby
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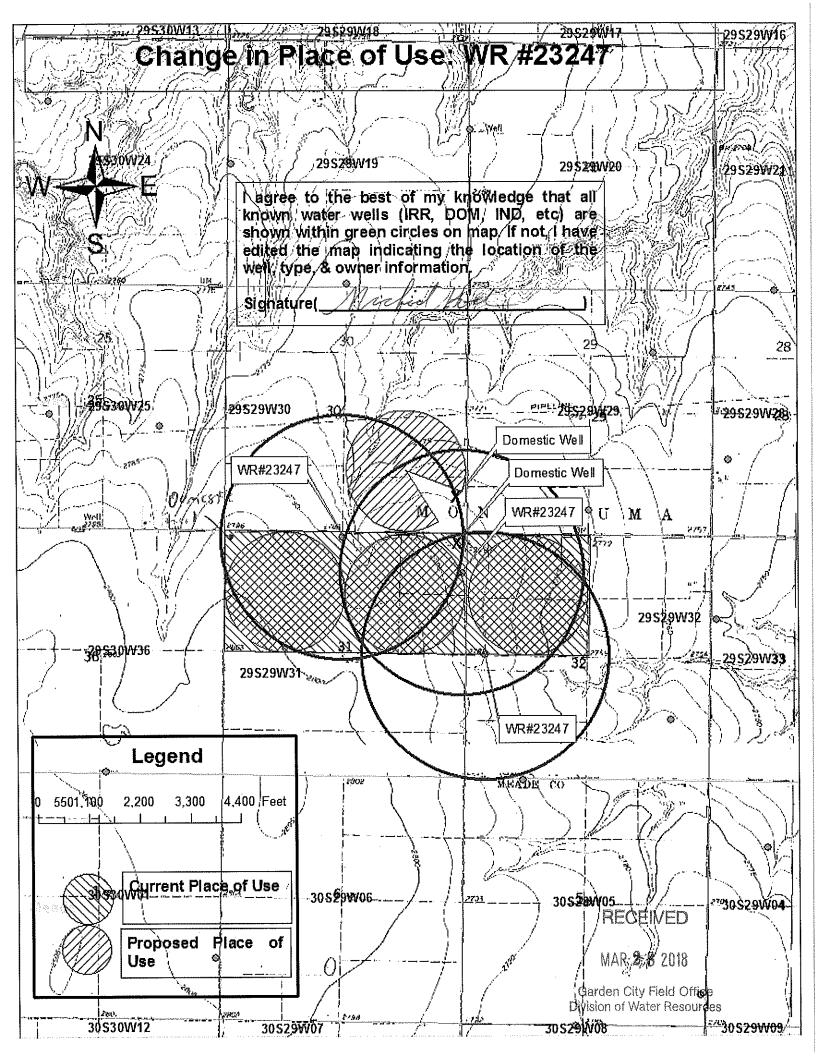
Garden City Field Office Division of Water Resources

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

## FILE NO. <u>23247</u>

Presently authorize	d point of dive	<u>rsion:</u>				
One in the	SW	Quarter of the	SW	Quarter of theSouth, Range4890feet West oDepth of well	NW	Quarter
of Section	32 County	_, Township	29	South, Range	f Southoast co	VV,
Authorized Rate 1	County,	nailsas, <u>27 iu</u> uthorized Quantih	reet North	Denth of well	428	(feet)
(DWR use only: Co	mouter ID No.	2 G	PS 2676	feet North4	901 feet	West)
☑ This point will no	ot be changed	☐ This point w	ill be changed	as follows:		
Proposed point of o	diversion: (Con	plete only if cha	nge is requeste	<u>d)</u>		
One in the		Quarter of the		Quarter of the		Quarter
of Section		_, Township		South, Range		(E/W),
in	County,	Kansas,	feet North _	feet West o	of Southeast co	rner of section.
Proposed Rate	itional Well	roposed Quantity	t other water righ	South, Range feet West o Proposed well dep tts that will use this poi	otn (teet) nt	*
Triis point is. Add	IIIIOIIAI VVEII	Geo Center List	Other Water right	its that will use this por		*
Presently authorize	ed point of dive	rsion:				· · · · · · · · · · · · · · · · · · ·
One in the		Quarter of the		Quarter of the		Quarter
of Section		_, Township		Quarter of theSouth, Rangefeet West o		W,
in	County,	Kansas,	feet North _	feet West o	of Southeast co	rner of section.
Authorized Rate		Authorized Quantity	У	Depth of well		(feet)
(DWK use only: Co	omputer ID No.	This point w	vill he changed :	Depth of well feet North as follows:	166r	west)
Proposed point of						
						Ouarter
of Section		Township		South Range		(E/W)
in	County,	Kansas,	feet North	feet West o	of Southeast co	rner of section.
Proposed Rate	F	Proposed Quantity		Proposed well de	oth (feet)	
This point is: Add	ditional Well	Geo Center List	t other water righ	Quarter of theSouth, Rangefeet West oProposed well deputs that will use this poi	nt	
Presently authorize						
				Quarter of the		Quarter
			feet North	Quarter of the South, Range	of Southeast co	Quarter w,
One in the of Section	County,	Quarter of the , Township Kansas,	feet North _	Quarter of theSouth, Rangefeet West o	of Southeast co	Quarterw, rmer of section. (feet)
One in the of Section in Authorized Rate (DWR use only: Co	County,	Quarter of the _, Township Kansas, _ Authorized Quantit 7	y GPS	Depth of well <b>feet North</b>	of Southeast co	Quarterw, mer of section. (feet) West)
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This <u>sixteenth</u> da	y of, 19_87							
8 CONVEY AND WARRANTTO								
MICHAEL LYNN KOEHN and CYNTHIA J	MICHAEL LYNN KOEHN and CYNTHIA JANE KOEHN, husband and wife							
E 1 2 2 2 10INIT TENANTS and not as tenants in or	ommon, with full rights of survivorship, the whole							
estate to vest in the survivor in the event of	the death of either, all the following described REAL							
ESTATE in the County of Gray								
and the State of Kansas, to-wit:								
de in								
JAMES D. SMITH and ELAINE SMITH,  CONVEY AND WARRANT TO  MICHAEL LYNN KOEHN and CYNTHIA J  as JOINT TENANTS and not as tenants in co  estate to vest in the survivor in the event of  ESTATE in the County of Gray  and the State of Kansas, to-wit:  The Southeast Quarter (SE%) of S  Twenty-nine (29) South of Range  6th P.M.								
	+							
	•							
A great con-								
for the sum of Ten Dollars and other valuable consid	eration.							
•	,							
EXCEPT AND SUBJECT TO:								
Dated November 1987								
	James D. Smith							
STATE OF KANSAS, GRAY COUNTY, ss	(James 1) Smith)							
BE IT REMEMBERED, That on this16th day of NOV.	(Flaine Smith)							
A. D. 19_87, before me, the undersigned, a								
in and for the County and State aforesaid, came								
James D. Smith and Elaine Smith,	STATE OF Hamas							
husband and wife,	\$ 5s.							
	This instrument was filed for record on the							
	23 day of January A. D., 1988,							
t are	at /: 35 o'clock P. M., and duly recorded							
who are personally known to me to be the same person_s who	31 Days							
executed the within instrument of writing and such person duly acknowledged the execution of the same.	in book 70 of veloco							
IN WITNESS WHEREOF, I have hereunto set my hand and affixed	at page 341.							
my seal the day and year last above written	Darbara T. Souther Register of Deeds.							
NOTARY PUBLIC	INDEXED REGISTED TO DEEDS.							
MY APPT, EXPIRES	Fees, \$500 PHOTO-UCL Deputy.							
Term expires	1 GGS, P. The second se							

RECEIVED

MAR 2 8 2018

Garden City Field Office Division of Water Resources