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)

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						F	ile No	. <u>3009</u>	3								4. AUG	03	2018
<ol> <li>Application is hereby made for approval of the Chief Engineer to change the (check one or both):</li></ol>																			
							City Fle	ty Field Office											
ι	inder the	e water	right w	hich is	the su	ıbject	of this	applic	ation i	n acco	rdance	with t	he cor	dition	s desc	ribed b	elow.	water	Kesources
7	he sour	ce of su	ipply is	s:		⊠G	round	water			Surfac	e wate	er e						
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																	···········		
		plicatior f Land -	NA	ME:		nge to	acres			ed that	the pla	ace of	use be	chan	ged to	:			
(	If there is	s more th	an one	landov	ner, at	ach su	ppleme	ental sh	eets as	neces	sary.)								
				NE	<u> </u>		NW½			SW¼		SE¼			TOTAL				
Sec.	Twp.	Range	NE1/4	NW¼	SW1/4	SE1/4	NE1/4	NW¼	SW1/4	SE¼	NE1/4	NW¼	SW1/4	SE1/4	NE1/4	NW¼	SW1/4	SE¼	ACRES
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	or Offi	ce Use	Only:	Code		Fe	e \$ <u>/</u>		<i>IR</i>	#		Ke	eceipt	vate_	9/0		Cnec	K# <u>~</u>	. • ; 1

5.	Presently authorized point of diversion:				
	One in the Quarter of the	se	Quarter of the	nw	Quarter
	of Section, Township				
	in Meade County, Kansas, 2645	feet North _	2681 feet West of So	outheast corne	er of section.
	Authorized Rate Authorized Quantity		Depth of well	(fee	et)
	(DWR use only: Computer ID No. 3 GPS		feet North	feet We	est)
	☐ This point will not be changed ☐ This point will be changed	as follows:	☐ No change, point better des	scribed with GP	S as follows:
	Proposed point of diversion: (Complete only if change				
Ì	One in the Quarter of the				
	of Section4, Township				
	in Meade County, Kansas, 2427				
	Proposed RateProposed Quantity				
l	This point is: Additional Well Geo Center List oth	er water rig	hts that will use this point _		
_ [	Proceeding outhorized point of diversions				
6.	Presently authorized point of diversion:		Overter of the		Ouerten
	One in the Quarter of the				
	of Section, Township				
	in County, Kansas,	ieer Mortii "	Double of wall	outneast come	r or section.
	Authorized Rate Authorized Quantity (DWR use only: Computer ID No GPS	···········	Depth of Well	foot We	el)
	This point will not be changed This point will be changed			•	•
	Proposed point of diversion: (Complete only if change				
	One in the Quarter of the				
	of Section, Township				
	in County, Kansas,				
	Proposed Rate Proposed Quantity				
	This point is: Additional Well Geo Center List oth				
7.	The changes herein are desired for the following reasons?	)			
	(please be specific)old well needs to be replaced	300	North 0 200 100 0	100 200	300
	old Woll Model to be replaced	E	200 100 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0	<del>mijanpaija</del>	ппі
			<u> </u>		3
8.	If a well, is the test hole log attached? 🛛 Yes 🗌 No	200	- + + =	+ + +	1 = 200
9.	The change(s) (was)(will be) completed by?				3
	august 15, 2018	100		+ 1 +	l ∰100
10.	If the point of diversion is a well:		<u> </u>		
	(a) What are you going to do with the old well?	West 0 ∃	<del>[11</del> ][[1][[][[][[][[][[][][]][]		ı ≀ <del>+ı</del> 0 East
	(a) That all you going to do mar are old nois.		· · · · · ·		
	plug		<u>.</u>		, 를
	(b) When will this be done? 2018	100		+ + +	100
		E	<u> </u>		=
11.	Groundwater Management District recommendation attached?	200	<u> </u>	+ 1 #	1 = 200
	☐ Yes      No				
		E	- — — — — <u>—</u> 		المارين المارين
12.	Assisted by tpm	300	200 100 0	100 200	300
13a	a. If the proposed point of diversion will be relocated more than 30	00	South	Scale: 1 hashma	rr=10 lt

feet but within 2,640 feet of the existing point of diversion, attach a topographic map or aerial photograph. For groundwater sources, show all wells (including domestic) within one-half mile of the proposed point of diversion will be relocated within 300 feet of the existing point of diversion, indicate its location on the diagram shown above in relation to the existing point of diversion. (PLEASE NOTE: The "X" in center of diagram above represents the presently authorized point of diversion. of the proposed point of diversion and the names and mailing addresses of the owners. For surface water sources, show the names and addresses of the landowner(s) one-half mile downstream and one-half mile upstream from your property

diversion.)

lines

## 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. 5-5-1, et seq. and other applicable provisions of the Kansas Water Appropriation Law, K.S.A. 82a-701 et. seq., and rules and regulations promulgated thereunder, With the exception of those conditions expressly contained herein, this Summary Order does not change the terms, conditions and limitations of File No. 30093 requesting that the place of use and / or point of A change application was received on 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 previously authorized. The point of diversion authorized by this summary order shall be located within a 50 foot radius of the authorized point(s) of diversion. 

Applicable Not Applicable The point(s) of diversion described herein is administratively corrected to be more accurately described using the Global Positioning System (GPS), as described in the application. 

Applicable 
Not Applicable The point(s) of diversion authorized herein shall not actually be located more than \_\_\_\_\_\_ feet from the previously ☐ Applicable ☐ Not Applicable authorized point(s) of diversion. 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, 2018, 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 Applicable Installation of the works for diversion of water shall be completed on or before December 31, 2018, or within any authorized extension of time. By March 1, 2019 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 ☐ Applicable ☐ Not Applicable The completed well log shall be submitted with the required notice. 10. 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 ☐ Yes □No Additional Conditions are attached. 12. 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. FOR OFFICE USE ONLY Administrative Appeal and Effective Date of Order APPLICATION APPROVED AND If you are aggrieved by this order, pursuant to K.S.A. 82a-1901, **SUMMARY ORDER ISSUED** If you are aggrieved by this order, pursuant to K.S.A. 82a-1901, you may request an evidentiary hearing before the Chief Engineer or request administrative review by the Secretary of Agriculture. A request for hearing by the Chief Engineer must be filed within 15 days of service of this Order and a request for administrative review by the Secretary must be filed within 30 days pursuant to K.S.A. 77-531. Any request for administrative review must state a basis for review pursuant to K.S.A. 77-527. File any request with Kansas Department of Agriculture, Duly Authorized Designee of the Chief Engineer (Print Name): Division of Water Resources - Kansas Department of Agriculture Legal Division, 1320 Research Park Drive, Manhattan, KS 66502. Failure to timely request a hearing or review may Date of Issuance: State of Kansas preclude review under the Kansas Judicial Review Act. ) SS For Use by Register of Deeds County of \_\_\_ Acknowledged before me on \_\_\_\_\_ Signature: Notary Public My commission expires: \_\_\_\_\_ (Notary Seal)

Page 4

DWR 1-121 (Revised 04/5/2018)

File No.

14. If the proposed groundwater point of diversion is 300 or fewer feet	from the existing point of diversion, complete the following:
(a) Does the undersigned represent all owners of the currently au ☐ Yes ☐ No (If no, all owners must sign this app	
<ul> <li>(b) Will the ownership interest of any owner of the currently auth affected if this application is approved as requested?</li> <li>☐ Yes</li> <li>☐ No</li> <li>(If yes, all owners must sign this approved as requested?)</li> </ul>	
(c) If this application is not approved expeditiously, will there be so  ☑ Yes ☐ No (If no, all owners must sign this app	
If the application proposes a surface water change in point of diversion, or a change in place of use, the application must be signed by all owne agent (attach notarized statement authorizing representation).	, a groundwater change in point of diversion greater than 300 feet rs of the currently authorized place of use, or their duly authorized
I hereby verify, being first duly sworn upon my oath or affir age and the owner, the spouse of the owner, or a duly author their behalf, in regards to the water right(s) to which this a contained in this application are true, correct and complete.	orized agent of the owner(s) to make this application on pplication pertains. I further verify that the statements
Dated at CAROSIV C174 , Kansas, thi	is 7th day of AUGUST, 2018.
X Francis P. Dovers	day of
(Owner)	(Spouse)
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
State of Kansas  County of FINNCY  SS	
I hereby certify that the foregoing application was signed in	my presence and sworn to before me this 177H day
of	ITSSS .
My Commission Expires	Notary Public
ONLY COMPLETE APPLICATIONS WILL BE PROCESSED. To be complete, a accurate information; maps, if necessary, must be included; signatures of all the the appropriate fee must be paid.	ill of the applicable portions of the application form must be completed with appropriate owners' must be affixed to the application and notarized; and
FEE SCHEE	DULE
Each application to change the place of use or the point of diversion und forth in the schedule below: Make checks payable to: Kansas Departr (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	ment of Agriculture \$100 pet \$200
	*****

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



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

Customer Name: Street Address:		Frank [	Devine		WO#: <u>13938</u>	Date: 7-24-18' E LOG:
		P. C	Box	489	Test #: /	E LOG:
City, State	e: ,		RADE K	9.67864	Oriller: 🗠 /. 🤇	749,199
County:	Mende	_ Quarter	: <u>5E</u>	Section: 4	Township: 3/	Range: 27
Location:	173' Ea	st 4207'	South	of Existing Well GPS:	N37.37930 W100	.26258
Rig#:	10002		-	Elevation: <u>2482</u>	Static WL: 1361/we	// Estimated?RECEIVED
				· · · · · · · · · · · · · · · · · · ·	Proposed Well Debth	くだろ
				WEL	LLOCATION	LIL 0 7 2018
•	'	Footage		·	2	0'Sump JUL 27 2018
%	From	Pay	To	1	Description of Strata	Garden City Field Office
,	0		12	Top Soil		Division of Water Resource
	2	<u> </u>	9	Brown Sandy Clay Gray Sandy Clay		
	9	<u> </u>	17	Gray Sandy Clay		
	17		42	Gray Clay - Sticky -		
	42		61	Blue Clay		
	61		68	Brown Clay w/1:ttle	Caliche Mixed	
	68		74	Light Green Clay w/		ired-sticky-
	74		85	Light Blue Clay -st.	cky -	
	85		94	Blue Clay - Sticky -		•
	94		145	Brown Clay		
35	145	18	163	Sand fine to med co	west small augus	1-10 rilled Loose & Used water -
15	163	7	170	Sand fine to med cours	e con ll arrel.	Same In Main Louise Viseo Walev -
35	170	7	177	Sound fine to march as	were something	· Drilled Loose & Used water -
	177		189	Brown Sandy Clay	MINE SHAMIL GARAEL	CONTROL LUGATE & DISECT WAS EST
5	189	22	211	Fire Sand w/Some ci	/	
15	211	6	217	Sand fine few med	LY STringers	
5	217	38	255	Fine Sand W/ many clas	41	
20	255	26	281	Fine Sand - Drilled L	STring LVS & few	lime vock Strips
35	281	19	300			
	× 0 /		300	Sand tine to med Go	AMAZE MIPLOMU A.	tan rock - Drilled Logie
	300		201	+ Used Water -		
	306		306	Socastone		
	300		360	Blue Shale		
				· · · · · · · · · · · · · · · · · · ·		
					Super Gel	
					Grout	-3
					Benti Plus 3/4	-3
				***	Parma Plug	
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