

Kansas Department of Agriculture  
 Division of Water Resources  
**CHANGE: P/D WORKSHEET**

1. File Number: <b>32654</b>	2. Status Change Date: <b>6/20/18</b>	3. Change Num: <b>C1</b>	4. Field Office: <b>04</b>	5. GMD: <b>03</b>
6. Status: <input checked="" type="checkbox"/> Approved <input type="checkbox"/> Denied by DWR/GMD <input type="checkbox"/> Dismiss by Request/Failure to Return				7. Filing Date of Change: <b>5/10/18</b>
8a. Applicant(s) New to system <input type="checkbox"/>  <b>GILBERT &amp; LINDA L NICKEL 405 FOX RUN TRUMANN AR 72472</b>		8c. Landowner(s) New to system <input type="checkbox"/>  <b>GILBERT &amp; LINDA L NICKEL 405 FOX RUN TRUMANN AR 72472</b>		
8b. Landowner(s) New to system <input type="checkbox"/>  <b>NC</b>		8d. WUC New to system <input type="checkbox"/>  <b>NC</b>		
9. Documents and Enclosure(s): <input checked="" type="checkbox"/> DWR Meter(s) Date to Comply: <b>12/31/18</b> <input checked="" type="checkbox"/> N & P Date to Comply: <b>12/31/18</b>				
<input type="checkbox"/> Anti-Reverse Meter <input type="checkbox"/> Meter Seal <input type="checkbox"/> Check Valve <input type="checkbox"/> N & P Form <input type="checkbox"/> Water Tube <input type="checkbox"/> Driller Copy <input type="checkbox"/> H & E Letter <input type="checkbox"/> Conservation Plan    Date Required: _____    Date Approved: _____    Date to Comply: _____				
10. Use Made of Water    From: _____    To: _____				
Date Prepared: <b>5/31/18</b> By: <b>TPM</b> Date Entered: _____    By: _____				

File No. **32654** 11. County: **HS** Basin: **ark** Stream: \_\_\_\_\_ Formation Code: **211/331** Special Use: \_\_\_\_\_

12. Points of Diversion  
 CHK MOD PDIV Qualifier S T R ID 'N' 'W' Comment (AKA Line) Rate gpm/cfs Quantity af/mgy Rate gpm/cfs Quantity af/mgy Additional Overlap PD Files  
 ENT ne ne ne 25 28 31w 5233 84

del

13. Storage: Rate \_\_\_\_\_ NF Quantity \_\_\_\_\_ ac/ft Additional Rate \_\_\_\_\_ NF Additional Quantity \_\_\_\_\_ ac/ft

14. Limitation: \_\_\_\_\_ af/yr at \_\_\_\_\_ gpm (\_\_\_\_\_ cfs) when combined with file number(s) \_\_\_\_\_  
 Limitation: \_\_\_\_\_ af/yr at \_\_\_\_\_ gpm (\_\_\_\_\_ cfs) when combined with file number(s) \_\_\_\_\_

15. 5YR Allocation: Allocation Type \_\_\_\_\_ Start Year \_\_\_\_\_ 5 YR Amount \_\_\_\_\_ Amount Unit \_\_\_\_\_ Base Acres \_\_\_\_\_ Comment \_\_\_\_\_

16. Place of Use CHK MOD DEL ENT	P U S E	S	T	R	I D	NE 1/4			NW 1/4			SW 1/4			SE 1/4			Total	Owner	Chg?	Overlap Files		
						NE 1/4	NW 1/4	SE 1/4	NE 1/4	NW 1/4	SE 1/4	NE 1/4	NW 1/4	SE 1/4	NE 1/4	NW 1/4	SE 1/4						
NC																							

Base Acres: \_\_\_\_\_ Year: \_\_\_\_\_ Minimum Reasonable Quantity: \_\_\_\_\_  
 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

June 20, 2018

GILBERT & LINDA L NICKEL  
405 FOX RUN  
TRUMANN AR 72472

RE: Change in Point of Diversion Water Right, File No 32654

Dear Mr. Nickel:

Enclosed you will find a *Summary Order Approving Application for Change in Points 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, 2018**. 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 21<sup>st</sup> day of June 2018, I hereby certify that the attached original Approval of Application to Change the Point of Diversion under Water Right, File No. 32654 dated June 20, 2018 was mailed postage prepaid, first class, US mail to the following:

GILBERT & LINDA L NICKEL  
405 FOX RUN  
TRUMANN AR 72472

Copy provided to GMD#3

A handwritten signature in black ink, consisting of a stylized, cursive 'R' followed by a horizontal line.

---

Division of Water Resources

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) of diversion and/or place of use.

RECEIVED  
 2:02 pm  
 MAY 10 2018

File No. 32654

1. Application is hereby made for approval of the Chief Engineer to change the (check one or both):  
 Place of Use       Point of Diversion  
 under the water right which is the subject of this application in accordance with the conditions described below.  
 The source of supply is:       Groundwater       Surface water

Garden City Field Office  
 Division of Water Resources

2. Name and address of Applicant: GILBERT & LINDA L NICKEL  
405 Fox Run Trumann AR 72472  
 Phone Number: ( ) \_\_\_\_\_ Email address: \_\_\_\_\_  
 Name and address of Water Use Correspondent: CURTIS J & CAROL J KOEHN  
303 TICE ST COPELAND KS 67837  
 Phone Number: ( ) \_\_\_\_\_ Email address: \_\_\_\_\_

3. The presently authorized place of use is:  
 Owner of Land ---- NAME: GILBERT & LINDA L NICKEL  
 ADDRESS: 405 Fox Run Trumann AR 72472  
 (If there is more than one landowner, attach supplemental sheets as necessary.)

Sec.	Twp.	Range	NE¼				NW¼				SW¼				SE¼				TOTAL ACRES
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

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: no change to acres irrigated  
 ADDRESS: \_\_\_\_\_  
 (If there is more than one landowner, attach supplemental sheets as necessary.)

Sec.	Twp.	Range	NE¼				NW¼				SW¼				SE¼				TOTAL ACRES
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

For Office Use Only: Code \_\_\_\_\_ Fee \$ 200 TR # \_\_\_\_\_ Receipt Date 5/10/18 Check # 9848

5. **Presently authorized point of diversion:**  
 One in the        nw        Quarter of the        nw        Quarter of the        ne        Quarter  
 of Section        25       , Township        28        South, Range        31        W,  
 in Haskell        County, Kansas,        4810        feet North        2565        feet West of Southeast corner of section.  
 Authorized Rate        Authorized Quantity        Depth of well        (feet)  
 (DWR use only: Computer ID No. 5 GPS 4763 feet North 2594 feet West)  
 This point will not be changed  This point will be changed as follows:  No change, point better described with GPS as follows:  
**Proposed point of diversion: (Complete only if change is requested or if existing point is better described by GPS)**  
 One in the        ne        Quarter of the        ne        Quarter of the        ne        Quarter  
 of Section        25       , Township        28        South, Range        31        W,  
 in Haskell        County, Kansas,        5233        feet North        84        feet West of Southeast corner of section.  
 Proposed Rate        Proposed Quantity        Proposed well depth (feet)       .  
 This point is:  Additional Well  Geo Center List other water rights that will use this point       .

6. **Presently authorized point of diversion:**  
 One in the        Quarter of the        Quarter of the        Quarter  
 of Section       , Township        South, Range        (EW),  
 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:  No change, point better described with GPS as follows:  
**Proposed point of diversion: (Complete only if change is requested or if existing point is better described by GPS)**  
 One in the        Quarter of the        Quarter of the        Quarter  
 of Section       , Township        South, Range        (EW),  
 in        County, Kansas,        feet North        feet West of Southeast corner of section.  
 Proposed Rate        Proposed Quantity        Proposed well depth (feet)       .  
 This point is:  Additional Well  Geo Center List other water rights that will use this point       .

7. The changes herein are desired for the following reasons?  
 (please be specific) old well needs to be replaced

8. If a well, is the test hole log attached?  Yes  No

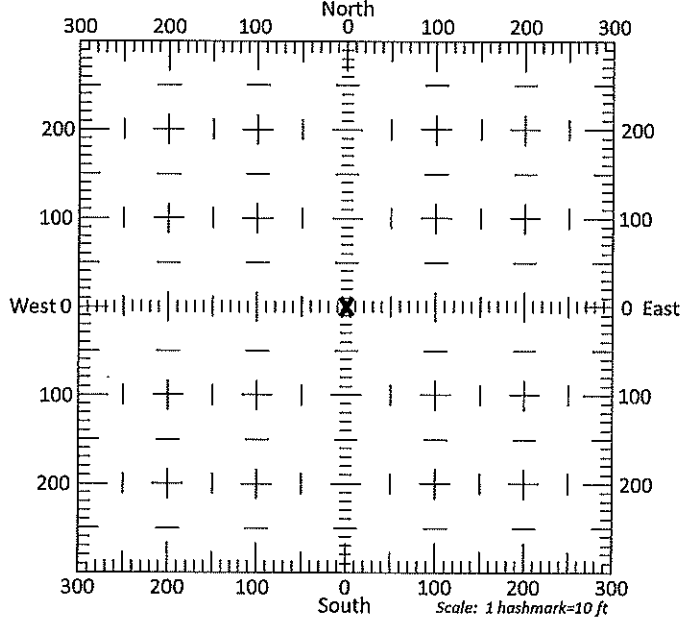
9. The change(s) (was)(will be) completed by?  
May 1, 2018

10. If the point of diversion is a well:  
 (a) What are you going to do with the old well?  
plug  
 (b) When will this be done? 2018

11. Groundwater Management District recommendation attached?  
 Yes  No

12. Assisted by tpm

13a. If the proposed point of diversion will be relocated more than 300 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 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 lines



13b. If 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.)

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 authorized place(s) of use identified in this application?  
 Yes     No    (If no, all owners must sign this application.)
- (b) Will the ownership interest of any owner of the currently authorized place(s) of use identified in this application be adversely 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 substantial damage to property, public health or safety?  
 Yes     No    (If no, all owners must sign this application.)

If the application proposes a surface water change in point of diversion, a groundwater change in point of diversion greater than 300 feet, or a change in place of use, the application must be signed by all owners of the currently authorized place of use, or their duly authorized agent (attach notarized statement authorizing representation).

I hereby verify, being first duly sworn upon my oath or affirmation and under penalty of perjury, that I am of lawful age and the owner, the spouse of the owner, or a duly authorized agent of the owner(s) to make this application on their behalf, in regards to the water right(s) to which this application pertains. I further verify that the statements contained in this application are true, correct and complete.

Dated at \_\_\_\_\_, Kansas, this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

*Gilbert Nickel*  
 \_\_\_\_\_  
 (Owner)

*Linda L. Nickel*  
 \_\_\_\_\_  
 (Spouse)

GILBERT NICKEL  
 \_\_\_\_\_  
 (Please Print)

LINDA L NICKEL  
 \_\_\_\_\_  
 (Please Print)

(Owner)

(Spouse)

(Please Print)

(Please Print)

(Owner)

(Spouse)

(Please Print)

(Please Print)

Arkansas  
 State of Kansas }  
 County of Poinsett } SS

I hereby certify that the foregoing application was signed in my presence and sworn to before me this 7<sup>th</sup> day of May, 2018.

*Cynthia R. Carter*  
 \_\_\_\_\_  
 Notary Public

My Commission Expires March 22, 2021.

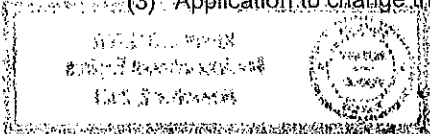
**CYNTHIA R. CARTER**  
**NOTARY PUBLIC STATE OF ARKANSAS**  
**CRAIGHEAD COUNTY**  
 My Commission Expires 3-22-2021  
 Commission # 12381757

ONLY COMPLETE APPLICATIONS WILL BE PROCESSED. To be complete, all of the appropriate owners' names must be completed with accurate information; maps, if necessary, must be included; signatures of all the appropriate owners must be included; and the appropriate fee must be paid.

**FEE SCHEDULE**

Each application to change the place of use or the point of diversion under this section shall be accompanied by the application fee set forth in the schedule below: Make checks payable to: **Kansas Department of Agriculture**

- (1) Application to change a point of diversion 300 feet or less ..... \$100
- (2) Application to change a point of diversion more than 300 feet ..... **\$200**
- (3) Application to change the place of use ..... \$200



**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. 32654.

1. A change application was received on May 10, 2018 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.
2. 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
3. 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 300 foot radius of the authorized point(s) of diversion.  Applicable  Not Applicable
4. 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
5. The point(s) of diversion authorized herein shall not actually be located more than 2640 feet from the previously authorized point(s) of diversion.  Applicable  Not Applicable
6. 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
7. 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
8. 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
9. The completed well log shall be submitted with the required notice.  Applicable  Not Applicable
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
11. Additional Conditions are attached.  Yes  No
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.

**Administrative Appeal and Effective Date of Order**

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, Legal Division, 1320 Research Park Drive, Manhattan, KS 66502. Failure to timely request a hearing or review may preclude review under the Kansas Judicial Review Act.

*For Use by Register of Deeds*

FOR OFFICE USE ONLY  
**APPLICATION APPROVED AND  
SUMMARY ORDER ISSUED**

By: [Signature]  
Duly Authorized Designee of the Chief Engineer

(Print Name): THOMAS P. MAJORS  
Division of Water Resources - Kansas Department of Agriculture

Date of Issuance: JUNE 20, 2018

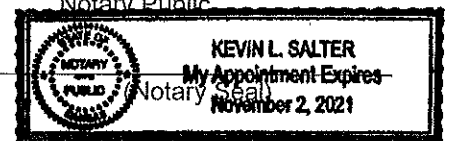
State of Kansas  
County of FENWICK ) SS

Acknowledged before me on 20 June 2018

by THOMAS P. MAJORS

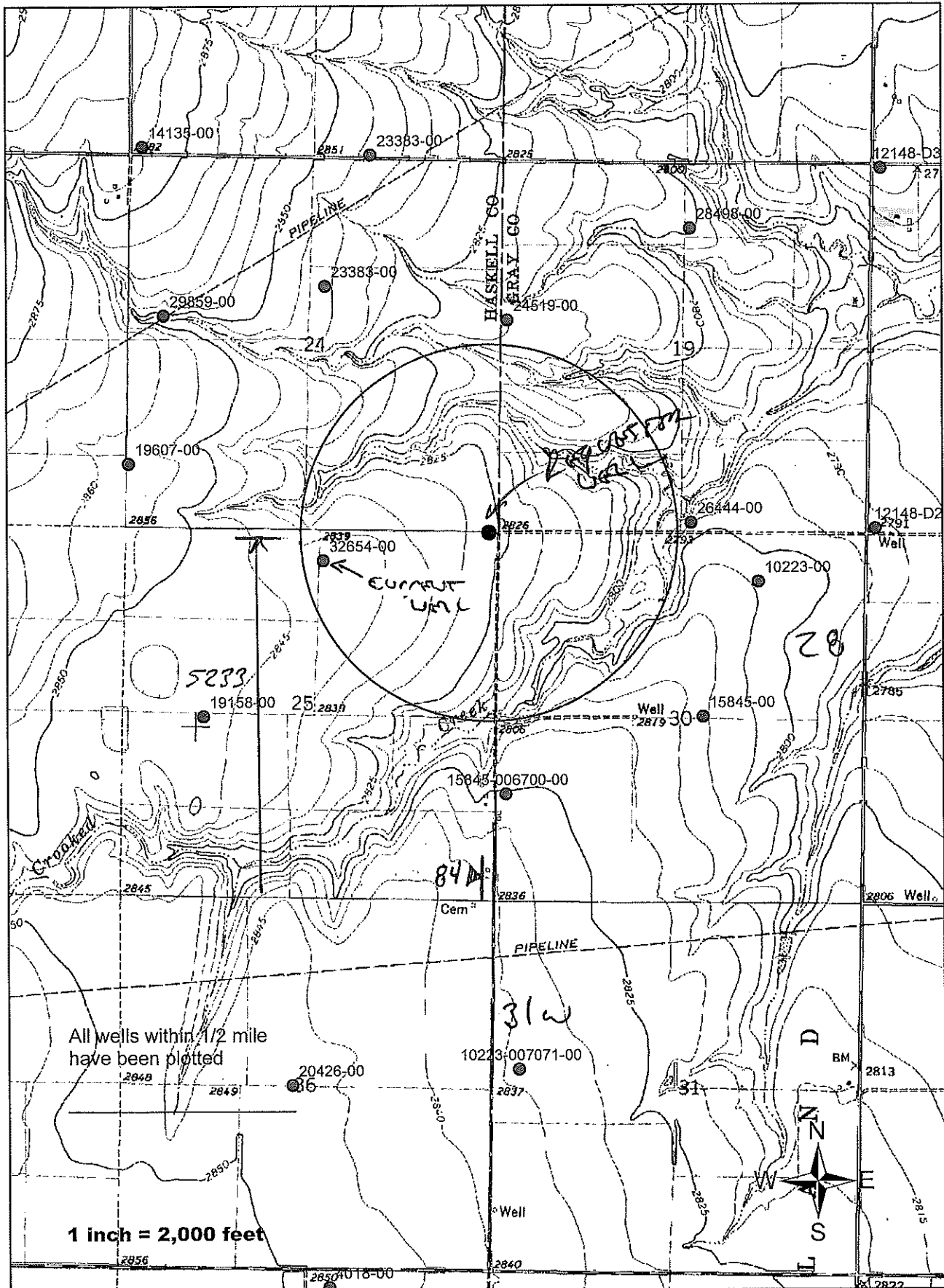
Signature: [Signature]  
Notary Public

My commission expires: \_\_\_\_\_



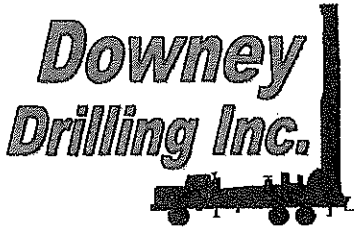


32654



# WELL LOG

DATE: 4/11/2018



*APPREX*

CUSTOMER NAME: GILBERT NICKEL

*SWL 280'*

LEGAL: NE/NE 25-285-31W

COUNTY: HASKELL CO, KS

GPS: 37 35' 27.8" N

*391055*

-100 39' 9.73" W

*6527027*

TEST HOLE #3

DRILLER: CHRIS P.

WO: 18-101

TW	FROM	TO	TYPE	HARDNESS	COLOR	SPEED	PULL DOWN	OTHER / DRILLING ACTION
	0	2	TOPSOIL	SOFT	DARK	FAST		SMOOTH
	2	75	SILTY CLAY	SOFT	TAN	FAST		SMOOTH
X	75	125	FINE/MED/COARSE SAND	SOFT	RED	FAST		SLIGHT CHATTER
	125	136	SILTY CLAY / CLAY	SOFT	TAN	FAST		SMOOTH
X	136	150	COARSE SAND & FINE/MED/COARSE GRAVEL	SOFT	RED	FAST		CHATTER
X	150	200	MED/COARSE SAND & FINE/MED GRAVEL	SOFT	RED	FAST		CHATTER
X	200	220	FINE/MED/COARSE SAND & FINE/MED/COARSE GRAVEL	SOFT	RED	FAST		CHATTER
X	220	260	FINE/MED/COARSE SAND & FINE/MED GRAVEL	SOFT	RED	FAST		CHATTER
X	260	280	FINE/MED/COARSE SAND & FINE/MED/COARSE GRAVEL	SOFT	RD	FAST		CHATTER
X	280	295	FINE/MED/COARSE SAND & FINE/MED GRAVEL	SOFT	RED	FAST		CHATTER
	295	376	BLUE CLAY	SOFT	BLUE	FAST		SMOOTH
	376	400	FINE GRAVEL W/ A FEW SANDY CLAY LENSES	SOFT	RED	FAST		CHOPPY
	400	415	FINE/MED GRAVEL TRACES OF BROWN ROCK	SOFT	RED	FAST		CHOPPY
	415	427	FINE/MED GRAVEL	SOFT	RED	FAST		CHATTER
	427	435	SANDY CLAY W/SAND LENSES	SOFT	TAN	FAST		CHOPPY @ TIMES
	435	443	MED/COARSE SAND & FINE GRAVEL	SOFT	TAN	FAST		CHATTER
	443	463	SANDY CLAY / CLAY	SOFT	TAN	SLOW		SMOOTH
	463	488	MED TO COARSE SAND	SOFT	TAN	FASTER		CHATTER TO CHOPPY
	488	504	CLAY W/SANDY CLAY	SOFT	TAN	SLOW		SMOOTH
	504	540	FINE - MED - COARSE SAND	SOFT	TAN	FAST		SOME CHATTER
	540	560	SANDY CLAY W/ SOME FINE TR. MED SAND	SOFT	TAN	FAST		CHOPPY
	560	610	CLAY / SHALE	DENSE	TAN	SLOW		CHOPPY
	610	651	SHALE / TRACES OF SAND	FIRM	GRAY	SLOW		SMOOTH
	651		HARD LAYER - LIMESTONE OR IRON PYRITE	HARD				
			SODA ASH - 1					
			QUICK GEL -3					

*32 654*

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

May 16, 2018

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

Re: Water Right file number 32654

Dear Mr. Norquest;

Gilbert Nickel has applied to relocate the well authorized by the above water right number. There are no neighboring wells 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.

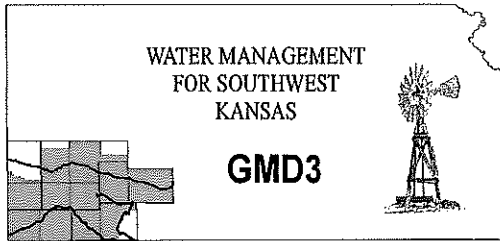
Thank you and as always feel free to call or write us at any time.

Sincerely;

Thomas P Makens

TPM:tpm





**Southwest Kansas  
Groundwater Management District No. 3**  
2009 E. Spruce Street  
Garden City, Kansas 67846  
(620) 275-7147 phone (620) 275-1431 fax  
www.gmd3.org

May 17, 2018

Thomas P. Makens  
Division of Water Resources  
2508 N Johns Street  
Garden City, Kansas 67846

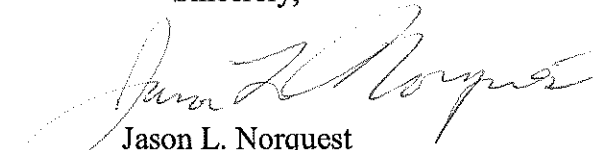
RE: Application for Change in Point of Diversion  
Water Right, File No. 32654

Dear Thomas:

We have completed a review of the application for the above referenced water right. The proposal is not in conflict with the Management Program of the Southwest Kansas Groundwater Management District No. 3 (GMD3). The proposed distance moved and well spacing is in accordance with K.A.R. 5-23-3. It is therefore recommended that the application be approved at this time.

Thank you for the opportunity to review the applications and to provide a recommendation. If you have any questions, please don't hesitate to contact us.

Sincerely,



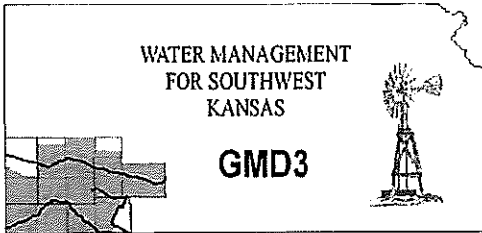
Jason L. Norquest  
Assistant Manager

RECEIVED

MAY 18 2018

Garden City Field Office  
Division of Water Resources





**Southwest Kansas  
Groundwater Management District No. 3**  
2009 E. Spruce Street  
Garden City, Kansas 67846  
(620) 275-7147 phone (620) 275-1431 fax  
www.gmd3.org

May 17, 2018

Thomas P. Makens  
Division of Water Resources  
2508 N Johns Street  
Garden City, Kansas 67846

RECEIVED

MAY 21 2018

Garden City Field Office  
Division of Water Resources

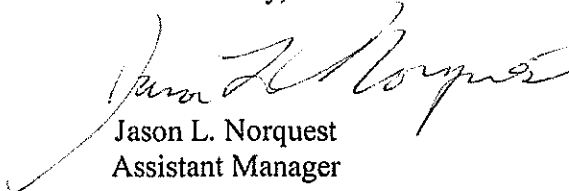
RE: Application for Change in Point of Diversion  
Water Right, File No. 32654

Dear Thomas:

We have completed a review of the application for the above referenced water right. The proposal is not in conflict with the Management Program of the Southwest Kansas Groundwater Management District No. 3 (GMD3). The proposed distance moved and well spacing is in accordance with K.A.R. 5-23-3. It is therefore recommended that the application be approved at this time.

Thank you for the opportunity to review the applications and to provide a recommendation. If you have any questions, please don't hesitate to contact us.

Sincerely,



Jason L. Norquest  
Assistant Manager

## GMD3 Change Review

---

File No(s): 32654. DWR office: GC.

App filed to change: PD.

Is Landowner(s) correct in WRIS: Gilbert Nickel.

If NO, is documentation included?

Is Water Use Correspondent correct in WRIS? Curtis Koehn.

If NO, is documentation included?

Regulation(s) Reviewed: KAR 5-23-3

Point of diversion ID No(s) 05 being changed.

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	ft. North	ft. West	
Authorized PD	4810	2565	Sect 25-28-31
Proposed PD	5233	84	
Difference	-423 N	2481 E	
$a^2 + b^2 = c^2$	178929	6155361	2516.802 foot move NE

GPS for proposed PD: Lat: 37.591055 Long: -100.652703.

Is proposed PD stacking on existing WRs? No.

Is Proposed PU overlapping existing WRs? \_\_\_.

Land Owner(s) notified: \_\_\_.

Name \_\_\_. Name \_\_\_.

Address \_\_\_. Address \_\_\_.

Zip \_\_\_. Zip \_\_\_.

Neighboring certified well(s) notified: \_\_\_.

Name \_\_\_. Name \_\_\_.

Address \_\_\_. Address \_\_\_.

Zip \_\_\_. Zip \_\_\_.

Domestic well(s) notified: None found in area of concern.

Name \_\_\_. Name \_\_\_.

Address \_\_\_. Address \_\_\_.

Zip \_\_\_. Zip \_\_\_.

Base Acres: \_\_\_.

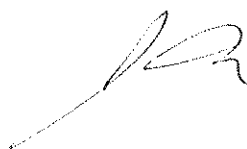
Perfected Acres: \_\_\_.

Irr. Return-Flow \_\_\_%

**Lose of production in current well prompted need for redrill**

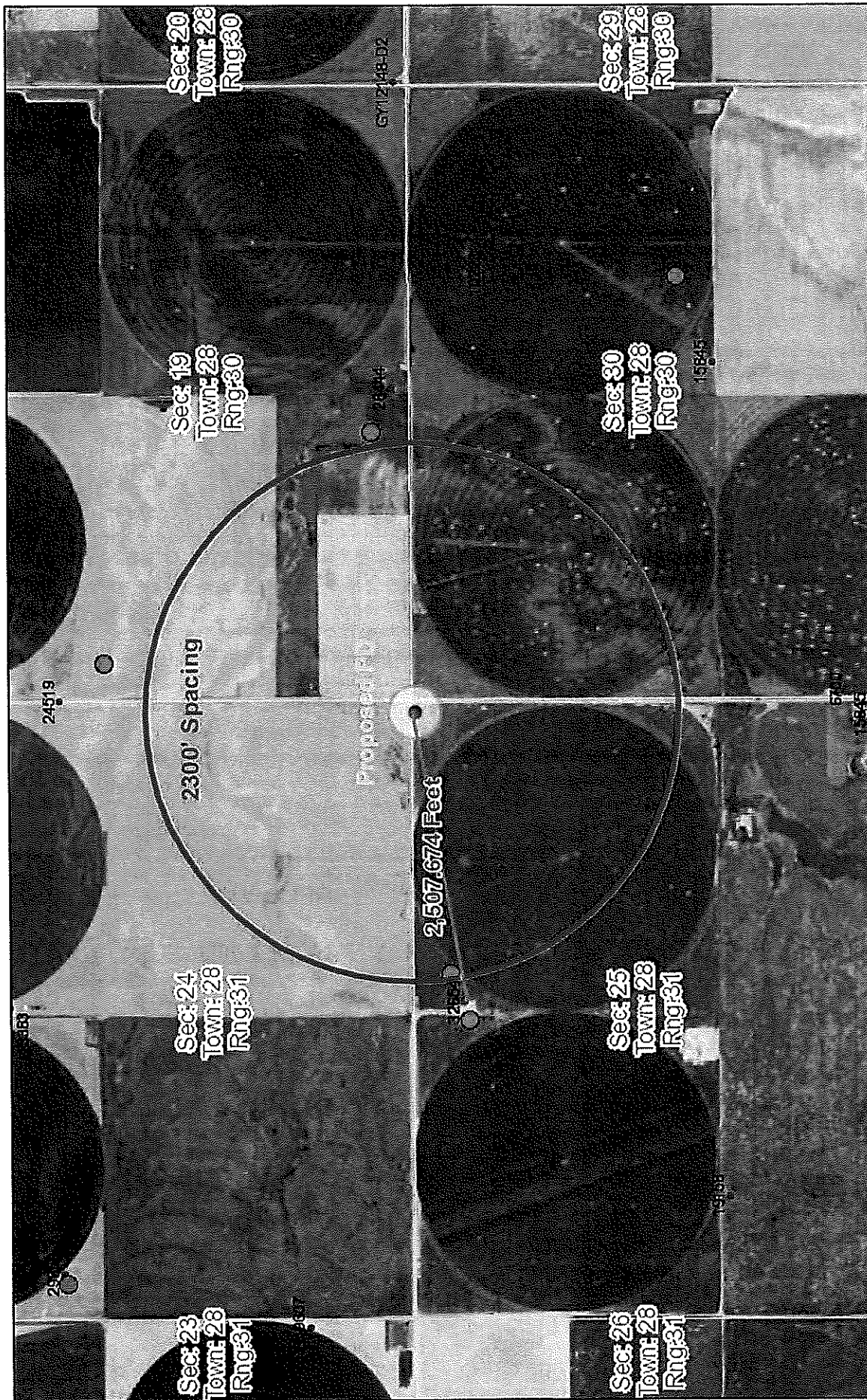
Is a waiver needed: No.

Final Recommendation: After review of all available information, it appears that current area rules are met. Staff therefore recommends approval of the application.





# 32654 PD Change Review



May 17, 2018  
09:39 AM

DISCLAIMER: This map is not intended for conveyances, nor is it a legal survey. The information is presented on a best-efforts basis, and should not be relied upon for making financial, survey, legal or other commitments.

1:18,056  
0 800 1,600 3,200 ft  
0 1,000 m

- GPS Position**
- 
- Wells**
- + CON
  - ☒ DEW
  - IRR
  - ⬢ FPR
  - ☼ HYD
  - ★ IND
  - ▲ MUN
  - ⌘ REC
  - ⌘ STK
  - ⌘ THX
  - ? Empty
- WWC5 WELLS GMD3

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Jason  
GIS Workshop, LLC

Water Rights and Points of Diversion Within 1.00 miles of point defined as:

5233 ft N and 84 ft W of the SE Corner of Section 25, T 28S, R 31W

Located at: 100.652268 West Longitude and 37.591031 North Latitude

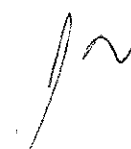
GROUNDWATER ONLY

*2300' on All*

File Number	Use	ST	SR	Dist (ft)	Q4	Q3	Q2	Q1	FeetN	FeetW	Sec	Twp	Rng	ID	Batt	Auth_Quan	Add_Quan	Unit
A__ 6700	00	IRR	NK	G	3721	--	SW	NW	SW	1510	5198	30	28	30W	5	270.00	270.00	AF
A__ 15845	00	IRR	NK	G	3721	--	SW	NW	SW	1510	5198	30	28	30W	5	158.00	158.00	AF
Same					4192	--	SE	SW	NE	2810	1935	30	28	30W	6	372.00	372.00	AF
A__ 19158	00	IRR	NK	G	4950	--	NE	NW	SW	2560	4250	25	28	31W	1	323.00	323.00	AF
A__ 23383	00	IRR	NK	G	4297	--	NW	SW	NE	3459	2598	24	28	31W	2	400.00	400.00	AF
A__ 24519	00	IRR	NK	G	2767	--	--	SW	NW	2710	5200	19	28	30W	1	440.00	440.00	AF
A__ 26444	00	IRR	NK	G	2762	--	SW	SW	SE	140	2600	19	28	30W	2	240.00	240.00	AF
A__ 28498	00	IRR	NK	G	5158	--	SW	NW	NE	4300	2590	19	28	30W	3	290.00	290.00	AF
A__ 32654	00	IRR	NK	G*	2517	--	NW	NW	NE	4810	2565	25	28	31W	5	2300 640.00	640.00	AF

Total Net Quantities Authorized:	Direct	Storage
Total Requested Amount (AF) =	.00	.00
Total Permitted Amount (AF) =	.00	.00
Total Inspected Amount (AF) =	.00	.00
Total Pro_Cert Amount (AF) =	.00	.00
Total Certified Amount (AF) =	3133.00	.00
Total Vested Amount (AF) =	.00	.00
TOTAL AMOUNT (AF) =	3133.00	.00

*Spacing MET !!*



An \* after the source of supply indicates a pending application for change for the file number.

An \* after the ID indicates a 15 AF exemption was granted for the file number.

A "G" in the Batt column indicates the GEO CTR of a battery. A "B" indicates a well in the battery.

The number in the Batt column is the number of wells in the battery.

Water Rights and Points of Diversion Within 1.00 miles of point defined as:

100.652268 West Longitude and 37.591031 North Latitude

GROUNDWATER ONLY

WATER USE CORRESPONDENTS:

File Number	Use	ST	SR
A__ 6700	00	IRR	NK G
> RON & CHERISSE JANTZ			
>			
> 3214 W BAYVIEW ST			
> WICHITA KS 67204			
-----			
A__ 15845	00	IRR	NK G
> RON & CHERISSE JANTZ			
>			
> 3214 W BAYVIEW ST			
> WICHITA KS 67204			
-----			
A__ 19158	00	IRR	NK G
> LESTER D UNRUH			
>			
> 873 YY RD			
> COPELAND KS 67837			

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>-----  
A\_\_ 23383 00 IRR NK G  
> MIKE & EVANGELYN NIGHTENGALE  
>  
> 1011 XX RD  
> COPELAND KS 67837

>-----  
A\_\_ 24519 00 IRR NK G  
> DONNA STARK  
>  
> PO BOX 164  
> COPELAND KS 67837

>-----  
A\_\_ 26444 00 IRR NK G  
> RON & CHERISSE JANTZ  
>  
> 3214 W BAYVIEW ST  
> WICHITA KS 67204

>-----  
A\_\_ 28498 00 IRR NK G  
> LONNIE & JANELL NICHOLS  
>  
> 2189 40TH RD  
> COPELAND KS 67837

>-----  
A\_\_ 32654 00 IRR NK G  
> CURTIS J & CAROL J KOEHN  
>  
> 303 TICE ST  
> COPELAND KS 67837  
>-----  
=====

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INPUTS	
Target Section Definition	
Section	25
Township	28
Range	31
Range Direction	W
Target Point Coordinates (NAD27 or NAD83)	
Target Longitude	-100.652703
Target Latitude	37.591055

Load Data and Compute

**Instructions**

1. Enter values for section, township, range and range direction.
2. Enter NAD27 or NAD83 longitude and latitude of target point.
3. Click "Load Data and Compute" button.
4. Use feet distances corresponding to datum of target point.

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Loaded Section Data		From LEOBASE using NAD83	
Corner	Corner Latitudes	Corner Longitudes	
SW	37.57673008	-100.67076864	
NW	37.59114913	-100.67075355	
NE	37.59113404	-100.65239601	
SE	37.57668398	-100.65241210	
Degrees Longitude per Foot	3.45075260E-06		
Degrees Latitude per Foot	2.74628884E-06		
Target Point Distances from Corners using NAD83			
Corner	Feet North(+)/South(-)	Feet East(-)/West(+)	
SW	5216	-5235	
NW	-34	-5231	
NE	-29	89	
SE	5233	84	

Target point is in Section



Loaded Section Data		From LEOBASE using NAD27	
Corner	Corner Latitudes	Corner Longitudes	
SW	37.57670600	-100.67033400	
NW	37.59112500	-100.67031900	
NE	37.59111000	-100.65196200	
SE	37.57666000	-100.65197800	
Degrees Longitude per Foot	3.45075149E-06		
Degrees Latitude per Foot	2.74598553E-06		
Target Point Distances from Corners using NAD27			
Corner	Feet North(+)/South(-)	Feet East(-)/West(+)	
SW	5225	-5109	
NW	-25	-5105	
NE	-20	215	
SE	5242	210	

Target point is in Section

Difference (NAD83 Minus NAD27)			
Corner	Corner Latitudes	Corner Longitudes	
SW	0.00002408	-0.00043464	
NW	0.00002413	-0.00043455	
NE	0.00002404	-0.00043401	
SE	0.00002398	-0.00043410	
Difference (NAD83 Minus NAD27)			
Corner	Feet North(+)/South(-)	Feet East(-)/West(+)	
SW	-9.34531780	-125.95348809	
NW	-8.78358740	-125.92740821	