Kansas Department of Agriculture Division of Water Resources

CHANGE: P/D WORKSHEET

1. File Number:	2. Status Change Date:	3. Change Num:	4. Field Office:	5. GMD:
42328	2/26/18	C1	04	03
6. Status: Approved Deni	ed by DWR/GMD	Dismiss by Reques	st/Failure to Return 7	. Filing Date of Change: 2/6/18
8a. Applicant(s) New to system □	Person ID <u>55814</u> Add Seq# <u>1</u>	8c. Landown		Person IDAdd Seq#
DOUBLE H & G FARMS I KIM HARPER 107 S WASHINGTON ST HUGOTON KS 67951	LLC			
8b. Landowner(s) New to system DOUBLE H & G FARMS I KIM HARPER 107 S WASHINGTON ST HUGOTON KS 67951	Person ID <u>55814</u> Add Seq# <u>1</u> LC	KIM HA 107 S V	LE H & G FARMS I	Person ID <u>55814</u> Add Seq# <u>1</u> _LC
9. Documents and Enclosure(s): X DV	VR Meter(s) Date to Comp	ly:12/31/18	⊠ N & P Date to C	omply: <u>12/31/18</u>
☐ Anti-Reverse Meter ☐ Meter☐ Conservation Plan Date Requir	 -	□ N & P Form		ler Copy
10. Use Made of Water From:		To: _		
			Date Prepared: 2/16/18 Date Entered:	Ву: ТРМ Ву:

File No. 42328	11. County: SV	Ss		Basin: cimarron	cima	rron					Stream:	Ë						"	Formation Code:	ode:	Special Use:
12. Points of Diversion CHK														<u>~</u>	ate an	Rate and Quantity	ntity				
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del 61009		,										į									
13. Storage: Rateac/ft		느		Quantity	_{[t}					ac/ft	Ad	Additional Rate	ıl Rate					NF I	Additional Quantity	Quantity	
14. Limitation:	af/yr at	 të) mdb				cfs) when combined with file number(s)	en con	nbined	with fi	le nur	her(s)					
Limitation:	af/yr at	is is				ත 	gpm (cfs) when combined with file number(s)	en con	nbined	with fi	le num	her(s)					
15. 5YR Allocation: Alloc	Allocation Type		Start Year	Year .		ı	5 YR Amount	\mour			Amot	Amount Unit		eć ,	Base Acres	res		. Comment	nent		
16. Place of Use CHK				NE%				NW%				SW%			, ,	SE1/4		Total	Owner	. Chg?	Overlap Files
MOD DEL ENT PUSE S T	∝	N X	NW %	W SW	 	SE X	A N	NW SW	W 'S		NE NW	v SW	S ×	ñ×	WW %	SW %	SE				
nc								-											nc		
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Base Acres:	Year.	Minim.	E E	Minimum Reasonable Quantity:	nable	Quan	i ifik														
Comments:																					

1320 Research Park Drive Manhattan, Kansas 66502 785-564-6700



900 SW Jackson, Room 456 Topeka, Kansas 66612 785-296-3556

Secretary Jackie McClaskey

Governor Jeff Colyer, M.D.

February 26, 2018

DOUBLE H & G FARMS LLC KIM HARPER 107 S WASHINGTON ST HUGOTON KS 67951

RE: Change in Point of Diversion Water Right, File No 42328

Dear Mr. Harper:

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 27 day of February 2018, I hereby certify that the attached original Approval of Application to Change the Point of Diversion under Water Right, File No. 42328 dated February 26, 2018 was mailed postage prepaid, first class, US mail to the following:

DOUBLE H & G FARMS LLC KIM HARPER 107 S WASHINGTON ST HUGOTON KS 67951

Copy provided to GMD#3

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) 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.

	(s) of div	ersion a	ana/or	piace	or use.		ile No	. <u>4232</u>	8								8	3:49	EIVED Pam 6 2018
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						_	lace of			_	Point o			1942				of Wa	ter Resources
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٦	The sour	ce of su	ipply is	S:		⊠G	round	water			Surfac	e wate	er						
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F	hone N	umber:	(620):	<u>544-68</u>	350				Email	addres	ss:								
1	Name an	d addre	ess of \	Water	Use C	orresp	onden	t: <u>DO</u>	<u>UBLE</u>	<u>H & G</u>	FARM	S LLC	KIM	HARP	ER				
-	107 S W	<u>ASHIN</u>	<u>GTON</u>	ST_H	<u>IUGOT</u>	ON K	<u>679</u>	51											
I	⊃hone N	umber:	(_)					Email	addres	ss:								
3.	The pres	ently au	uthoriz	ed plac	ce of u	se is:													
(Owner of			•															
										<u>10T06</u>		37951							
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Sec	. IWP.								<u> </u>				_						
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Sec	. IWp.																_		

5.	Presently authorized point of diversion:					
	One in the se Quarter of the	sw	Quarter	of the	se	Quarter
	of Section7, Township	34	South, I	Range	38	w. l
	in <u>Stevens</u> County, Kansas, <u>150</u> fe	et No	 rth 1755 fe	et West of So	utheast con	ner of section.
	Authorized Rate Authorized Quantity					
	(DWR use only: Computer ID No. 2 GPS	1	78 feet Nor	th 1728	feet V	Vest)
	☐ This point will not be changed ☐ This point will be		•		_ 	ĺ
	Proposed point of diversion: (Complete only if change is	s regu	ested)			
	One in thesw Quarter of the			of the	se	Quarter
	of Section 7, Township					
ı	in <u>Stevens</u> County, Kansas, <u>130</u> fe					
	Proposed Rate Proposed Quantity					
	This point is: ☐ Additional Well ☐ Geo Center List other	r wate	r rights that will use	e this point		
_						
6.	Presently authorized point of diversion:					
	One in the Quarter of the		Quarter	of the		Quarter
	of Section, Township					
	in County, Kansas, fe	et No	rth fee	et West of So	utheast corr	ner of section.
	Authorized Rate Authorized Quantity		Depth of v	vell	(fe	eet)
ĺ	(DWR use only: Computer ID No GPS _		feet Nort	th	feet V	Vest)
	☐ This point will not be changed ☐ This point will be	chan	ged as follows:			
	Proposed point of diversion: (Complete only if change is	s requ	ested)			
	One in the Quarter of the		Quarter	of the		Quarter
	of Section, Township		South, F	Range		(E/W),
-	in County, Kansas, fe					
	Proposed Rate Proposed Quantity					
L	This point is: Additional Well Geo Center List other	r wate	r rights that will use	this point		<u></u> !
7.	Why do you need a new point of diversion? old well needs to be replace	13a.	If the proposed po feet of the existing the diagram below (PLEASE NOTE: represents preser	point of dive in relation to t The "X" in	rsion, indica he existing p center of	te its location on point of diversion. diagram below
				North		
8.	If a well, is the test hole log attached? Yes No		100 (<u> </u>	50 11 11 11	100 □
9.	When do you propose to complete the new point of diversion?		E	=		3
	February 29, 2018		50 	+ <u>=</u>	+ -	= ⁵⁰
10.	If the point of diversion is a well:			=		╡
	(a) What are you going to do with the old well?		West 0 — III	<u>x</u>		— D East □
	plug		📙	_		_
			50 🗁	+ <u>-</u>	+ -	∃ 50
	(b) When will this be done? 2018		<u> </u>			
11	Groundwater Management District recommendation		100 5	50 0	50	⊔ 100
	attached? Yes No		100 ;	South Scale: 1 " =		100
12.	Assisted by tpm	13b.	If the proposed por 100 feet but with diversion, attach a For groundwater s within one-half mile names and mailing water sources, si landowner(s) one- upstream from your	in 1320 feet topographic ources, show of the propose addresses on the name that mile dow	from the emap or as all wells (income get point of control of the owner and aconstream ar	existing point of prial photograph. Inding domestic) diversion and the rs. For surface ldresses of the

14. If the proposed groundwater point of diversion	is 300 or fewer feet fror	n existing point o	f diversion, complete	the following:
(a) Does the undersigned represent all owner ☑ Yes ☐ No (If no, all owner	s of the currently author rs must sign this applica		use identified in this a	oplication?
(b) Will the ownership interest of any owner of affected if this application is approved as r ☐ Yes ☑ No (If yes, all owners)	of the currently authoriz requested? ers must sign this applic		se identified in this ap	oplication be adversely
(c) If this application is not approved expedition ✓ Yes ☐ No (If no, all owne	ously, will there be subs rs must sign this applica	tantial damage to ation.)	o property, public heal	th or safety?
If the application proposes a surface water change or a change in place of use, the application must be agent (attach notarized statement authorizing repre	e signed by all owners o	groundwater cha of the currently a	nge in point of diversion uthorized place of use	on greater than 300 feet, , or their duly authorized
I hereby verify, being first duly sworn upon age and the owner, the spouse of the owner their behalf, in regard to the water right(s) contained in this application are true, corre	er, or a duly authoriz) to which this appl act and complete.	ed agent of the control of the contr	ne owner(s) to mak ns. I further verify	te this application on that the statements
Dated at // Lgoto 1/	, Kansas, this _	day o	f Feb	, 20 [3
, 2 /				
X Ku Harper	 _		(Spouse)	· .
(Please Print)			(Please Print)	
(Owner)		· · · · · · · · · · · · · · · · · · ·	(Spouse)	
(Please Print)			(Please Print)	
(Owner)		<u> </u>	(Spouse)	
(Please Print)			(Please Print)	
State of Kansas County of States SS				
beneby certify that the foregoing application	on was signed in my	presence and	sworn to before m	e this $5^{\frac{1}{2}}$ day of
1	NOTARY PUBLIC - State of	Kansas	11.11	ر
My Commission Expires 5-16-11	JACK ROWDE	N I	Notary Public	
ONLY COMPLETE APPLICATIONS WILL BE PROCESS accurate information; maps, if necessary, must be include the appropriate fee must be paid.	SED. To be complete, all o	of the applicable po	ortions of the application must be affixed to the ap	form must be completed wit plication and notarized; and
Each application to change the place of use or the forth in the schedule below: Make checks payable (1) Application to change a point of divers (2) Application to change a point of divers (3) Application to change the place of use	e to: Kansas Departme sion 300 feet or less sion more than 300 feet	r this section sha ent of Agricultu	e	\$100 \$200

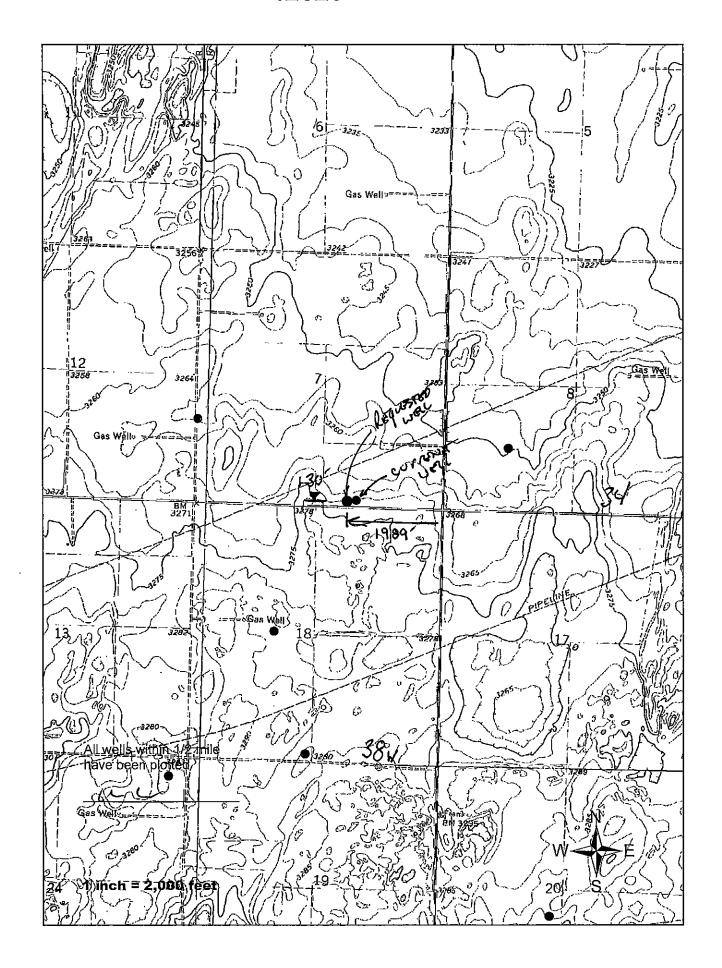
SUMMARY ORDER APPROVING APPLICATION FOR CHANGE AND IMPOSING CONDITIONS

This Summary Order is issued under authority of K.S.A. 82a-708b, as amended, and K.A.R. 5-14-3 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. 42328 FEBRUARY 6 2018 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 2. 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 ____ 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 authorized point(s) of diversion.

Applicable

Not Applicable <u>300</u> feet from the previously 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 by March 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, 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. ☐ Not Applicable The completed well log shall be submitted with the required notice. ☐ 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 In Not Applicable Additional Conditions are attached. ☐ Yes $\mathbf{X}(\mathbf{N}_{\mathbf{0}})$ 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, 109 SW 9th Street, Topeka, Kansas 66612, within 15 days after the date shown on the Certificate of Service attached hereto. If a SUMMARY ORDER ISSUED By: Duly Authorized Designee of the Chief Engineer hearing is not requested in accordance with K.A.R. 5-14-3, (Print Name): THOMAS WILKENS this Summary Order will become effective on the 15th day Division of Water Resources - Kansas Department of Agriculture after the date shown on the Certificate of Service. Date of Issuance: GBRUARY For Use by Register of Deeds State of Kansas SS Acknowledged before the on Signature: Notary Public SUE KEENY NOTARY My Appointment Expires PUBLIC June 8, 2018 My commission expires: (Notary Seal)



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:	Double H&G	Farms		WO#: <u>130a</u> 5	,	Date: 1	-19-18
Street Add	ress:	1075 WAS			Test #: 2		E LOG:	-11-18
City, State	:	HUGOZON			Driller: Dale			
County:	Stevens	Quarter: SE	Section:	7	Township: 34		Range:	30
Location:	261' We	stays South of	Existing Well	GPS:	N37,09763 VI	01.4902		<u> </u>
Rig#:	10002		Elevation: 324	35' 3	Static WL: Appx, 24		nated?	
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							7 , , , , , , ,	

				Proposed Well Depth 543
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· · · · · · · · · · · · · · · · · · ·	177	-\ 	37	Brown Sandy Clay
	37	 	49	Brown Sandy Clay
-	49		64	Fine Sand
	64		79	Brown Clay w/ some fine sand strips
	79	·	199	Fine Sand
	199		105	Sand fine to med course few small guard
	105		120	Bed + Brown Sandy clay
	120		131	Brown Sandy clay willew lime rock strips
	131		140	Fine Sand few mad
	140		157	Brown Sandy Clay
	157		189	Fine Sandw/many clay stringers
	189		200	Brown Clay
	200		209	Fine Sand
	209		217	Fine Sand & Lime Back
	217		225	Fine Sand
	225		240	Find Sand wlmany clay Stoingars & few line vock Stoips
20	240	9	249	Fine Send
5	249	19	268	Fine Sand whomany clay below
,	268		307	Brown Sandy Clay wo few small good store
10	307	14	321	Firt Sand witten clave bodaes
	321		336	Stown Clay
30	336	17	353	Fine Sand
	353		401	Brown Clayw/comple sand stoips
15	401	19	420	Fine Sandwlfew clay stoingers
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