

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 4, 2018

LYLE & MARCELLA KOEHN
1728 N RD V,
ULYSSES KS 67880

RE: Change in Point of Diversion Water Right, File No 7704 D1

Dear Mr. & Mrs. Koehn:

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

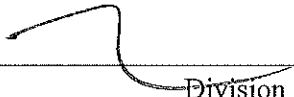
TPM:tpm
Enclosures
GMD#3

CERTIFICATE OF SERVICE

On this 5th 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. 7704 D1 dated June 4, 2018 was mailed postage prepaid, first class, US mail to the following:

LYLE & MARCELLA KOEHN
1728 N RD V
ULYSSES KS 67880

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) 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
 1:13pm
 APR 30 2018

File No. 7704 DC

1. Application is hereby made for approval of the Chief Engineer to change the (check one or both):

Place of Use Point of Diversion

Garden City Field Office
 Division of Water Resources

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

2. Name and address of Applicant: Lyle Koehn

1728 N Rd V, Ulysses, KS 67880

Phone Number: (620) 353-3644 Email address: 3kfarm@gmail.com

Name and address of Water Use Correspondent: Robert D & Debra K Koehn

14286 E Road 11, Ulysses, KS 67880

Phone Number: () Email address: _____

3. The presently authorized place of use is:

Owner of Land ---- NAME: No Change

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		

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

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 4/30/18 Check # 2648

5. **Presently authorized point of diversion:**
 One in the NE Quarter of the SW Quarter of the NW Quarter
 of Section 24, Township 29 South, Range 35 W,
 in Grant County, Kansas, 3371 feet North 4308 feet West of Southeast corner of section.
 Authorized Rate 1600 Authorized Quantity 640 Depth of well _____ (feet)
 (DWR use only: Computer ID No. 5 GPS 3373 feet North 4223 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 NW Quarter of the SW Quarter of the SW Quarter
 of Section 24, Township 29 South, Range 35 W,
 in Grant County, Kansas, 921 feet North 5144 feet West of Southeast corner of section.
 Proposed Rate 1600 Proposed Quantity 640 Proposed well depth (feet) _____
 This point is: Additional Well Geo Center List other water rights that will use this point _____

APR 30 2018

6. **Presently authorized point of diversion:**
 One in the _____ Quarter of the _____ Quarter of the Garden City Field Office Quarter
 of Section _____, Township _____ South, Range Division of Water Resources (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) Current well
caved in on bottom
100ft

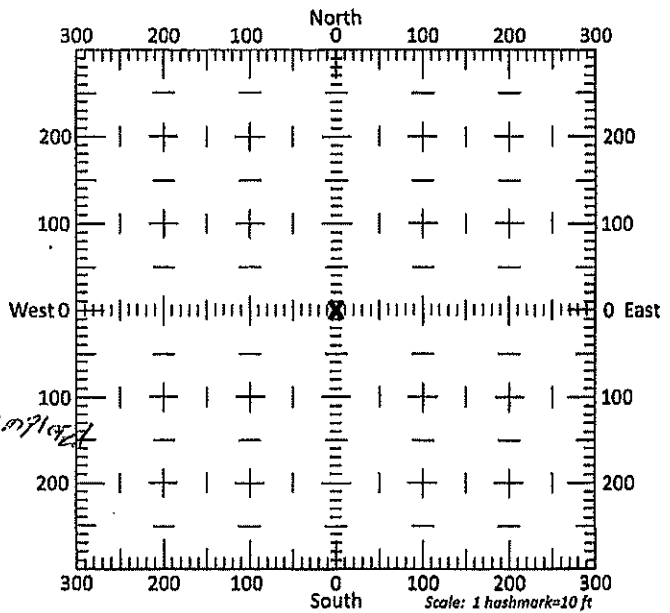
8. If a well, is the test hole log attached? Yes No

9. The change(s) (was)(will be) completed by?
as soon as permit is given

10. If the point of diversion is a well:
 (a) What are you going to do with the old well?
convert to domestic use
 (b) When will this be done? when new well is complete

11. Groundwater Management District recommendation attached?
 Yes No

12. Assisted by CL- GMD3



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.)

20524

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.)

RECEIVED
APR 30 2018
 Garden City Field Office
 Division of Water Resources

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 City Hall Satanta, Kansas, this 30 day of April, 2018.

Rooney Properties LLC W. Patrick Rooney
 (Owner)

Jeanette M. Rooney
 (Spouse)

Rooney Properties LLC W. Patrick Rooney
 (Please Print)

Jeanette M. Rooney
 (Please Print)

 (Owner)

 (Spouse)

 (Please Print)

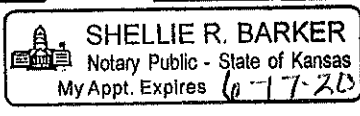
 (Please Print)

 (Owner)

 (Spouse)

 (Please Print)

 (Please Print)



State of Kansas }
 County of Haskell } SS

I hereby certify that the foregoing application was signed in my presence and sworn to before me this 30 day of April, 2018.

Shellie Barker
 Notary Public

My Commission Expires 10-17-20.

ONLY COMPLETE APPLICATIONS WILL BE PROCESSED. To be complete, all of the applicable portions of the application form must be completed with accurate information; maps, if necessary, must be included; signatures of all the appropriate owners' must be affixed to the application and notarized; 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

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.)
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RECEIVED
APR 30 2018

Garden City Field Office

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Dated at _____, Kansas, this _____ day of _____, 20_____.

Rex L. Payne

 (Owner)
Rex L. PAYNE

 (Please Print)
[Signature]

 (Owner)
Lyle Koehn

 (Please Print)

 (Owner)

 (Please Print)

Lorrie J. Payne

 (Spouse)
Lorrie J. Payne

 (Please Print)
Marcella Koehn

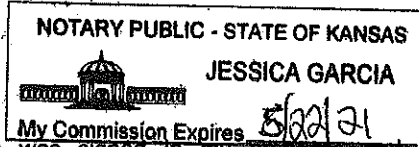
 (Spouse)
Marcella Koehn

 (Please Print)

 (Spouse)

 (Please Print)

State of Kansas }
County of Haskell } SS



I hereby certify that the foregoing application was signed in my presence and sworn to before me this 27th day of April, 2018.

[Signature]
Notary Public

My Commission Expires May 22, 2021.

ONLY COMPLETE APPLICATIONS WILL BE PROCESSED. To be complete, all of the applicable portions of the application form must be completed with accurate information; maps, if necessary, must be included; signatures of all the appropriate owners' must be affixed to the application and notarized; and the appropriate fee must be paid.

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14. If the proposed groundwater point of diversion is 300 or fewer feet from the existing point of diversion, complete the following:
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Dated at Wlysses, Kansas, this 21 day of May, 2018.

<p>_____ (Owner)</p> <p><u>Travis de Groot</u> (Please Print)</p> <p>_____ (Owner)</p> <p>_____ (Please Print)</p> <p>_____ (Owner)</p> <p>_____ (Please Print)</p>	<p>_____ (Spouse)</p> <p>_____ (Please Print)</p> <p>_____ (Spouse)</p> <p>_____ (Please Print)</p> <p>_____ (Spouse)</p> <p>_____ (Please Print)</p>
---	---

State of Kansas }
 County of Grant } SS

I hereby certify that the foregoing application was signed in my presence and sworn to before me this 21 day of May, 2018.

Kathy Schwarzer
Notary Public

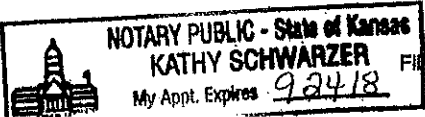
My Commission Expires 9-24-18

ONLY COMPLETE APPLICATIONS WILL BE PROCESSED. To be complete, all of the applicable portions of the application form must be completed with accurate information; maps, if necessary, must be included; signatures of all the appropriate owners must be affixed to the application and notarized; and the appropriate fee must be paid.

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- (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


 File No. 7704

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.)
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 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?
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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 X Pottawatch J.D., Kansas, this 26 day of April, 2018.

Russell Koehn
(Owner)

Winona Koehn
(Spouse)

Russell Koehn
(Please Print)

Winona Koehn
(Please Print)

(Owner)

(Spouse)

(Please Print)

(Please Print)

(Owner)

(Spouse)

Idaho (Please Print)
State of Kansas
County of Latah } SS



(Please Print)

I hereby certify that the foregoing application was signed in my presence and sworn to before me this 26 day of April, 2018.

Brittany Stoor
Notary Public

My Commission Expires April 13, 2023.

ONLY COMPLETE APPLICATIONS WILL BE PROCESSED. To be complete, all of the applicable portions of the application form must be completed with accurate information; maps, if necessary, must be included; signatures of all the appropriate owners must be affixed to the application and notarized; and the appropriate fee must be paid.

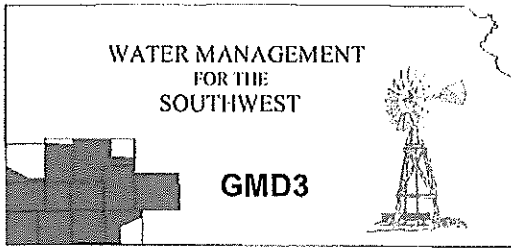
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- (1) Application to change a point of diversion 300 feet or less \$100
- (2) Application to change a point of diversion more than 300 feet \$200
- (3) Application to change the place of use \$200

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MAY 09 2018



Southwest Kansas
Groundwater Management District
2009 E. Spruce Street
Garden City, Kansas 67846-6158
(620) 275-7147 phone (620) 275-1431 fax
www.gmd3.org

April 20, 2018

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APR 30 2018

Mike Meyer
Division of Water Resources
2508 Johns Street
Garden City, KS 67846

Garden City Field Office
Division of Water Resources


RE: Application for Change In Point of Diversion
Water Right File No. 7704 24-29-35
DI (TPM)

Dear Mike,

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. The change in point of diversion is in accordance with K.A.R. 5-23-3(c)(1). It is therefore recommended that the application be approved at this time.

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

Sincerely,


Jason Norquest
Assistant Manager

JN/CL

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

921 ft N and 5144 ft W of the SE Corner of Section 24, T 29S, R 35W

Located at: 101.107165 West Longitude and 37.506557 North Latitude

GROUNDWATER ONLY

File Number	Use	ST	SR	Dist (ft)	Q4	Q3	Q2	Q1	FeetN	FeetW	Sec	Twp	Rng	ID	Batt	Auth_Quan	Add_Quan	Unit
A__ 7704	00	IRR	NK	G	5025	--	SE	SE	SW	108	2770	13	29	35W	3	640.00	640.00	AF
Same					2589	--	NE	SW	NW	3371	4308	24	29	35W	5	640.00	640.00	AF
A__ 10407	00	IRR	NK	G	2901	--	NW	NW	NE	4998	2582	25	29	35W	8	1018.00	797.00	AF
A__ 11461	00	IRR	NK	G	3168	--	SW	NW	NE	4455	2610	26	29	35W	1	294.00	294.00	AF
A__ 13704	00	IRR	NK	G	3133	--	NW	NW	SE	2590	2492	24	29	35W	4	640.00	640.00	AF
A__ 14261	00	IRR	NK	G	5271	--	SW	NW	SW	1666	5168	19	29	34W	2	1365.00	538.00	AF
A__ 20345	00	IRR	NK	G	4840	--	SE	NE	SE	1385	230	26	29	35W	2	290.00	290.00	AF
A__ 39122	00	IND	NK	G	3543	--	SW	SW	NW	2738	4622	25	29	35W	7	1.53	1.53	AF
A__ 41713	00	IND	NK	G	3543	--	SW	SW	NW	2738	4622	25	29	35W	7	1.42	1.42	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) =	3841.96	.00
Total Vested Amount (AF) =	.00	.00
TOTAL AMOUNT (AF) =	3841.96	.00

*No DOMESTICS FOUND
W/IN 1/2 MILE. CL-GMD 3
RECEIVED*

APR 30 2018

Garden City Field Office
Division of Water Resources

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:

101.107165 West Longitude and 37.506557 North Latitude

GROUNDWATER ONLY

WATER USE CORRESPONDENTS:

File Number	Use	ST	SR
A__ 7704	00	IRR	NK G
>	ROONEY PROPERTIES LLC		
>	PO BOX 276		
>	SATANTA KS 67870		
>	ROBERT D & DEBRA K KOEHN		
>	14286 E ROAD 11		
>	ULYSSES KS 67880		
A__ 10407	00	IRR	NK G
>	CLAWSON GRANT-HASKELL		
>	PO BOX 279		
>	PLAINS KS 67869		

A__ 11461 00 IRR NK G
> TIMOTHY M & LISA M KENNEDY
>
> 12064 E ROAD 20
> SATANTA KS 67870
>-----

A__ 13704 00 IRR NK G
> ROBERT D & DEBRA K KOEHN
>
> 14286 E ROAD 11
> ULYSSES KS 67880
>-----

A__ 14261 00 IRR NK G
> CLAWSON GRANT-HASKELL
>
> PO BOX 279
> PLAINS KS 67869
>-----

A__ 20345 00 IRR NK G
> TIMOTHY M & LISA M KENNEDY
>
> 12064 E ROAD 20
> SATANTA KS 67870
>-----

A__ 39122 00 IND NK G
> UNITED PRAIRIE AG
>
> PO BOX 99
> SATANTA KS 67870
>-----

A__ 41713 00 IND NK G
> UNITED PRAIRIE AG
>
> PO BOX 99
> SATANTA KS 67870
>-----

=====

RECEIVED

APR 30 2018

Garden City Field Office
Division of Water Resources

Property Details for PID: 0340962300000003000

QuickRef ID : R4231

Owner Name : HIGH PLAINS RANCH LLC

Location: 5257 S RD X, ULYSSES, KS 67880

Abbreviated Boundary Description: S23, T29, R35W, 6th Principal Meridian, ACRES 1.5, TR BEG 1230'S,50'W,NECORNE W340',S193',E340',N193', TO POB, LESS ROW

Owner Information:

Owner HIGH PLAINS RANCH LLC

Mailing Address 2911 HANFORD ARMONA RD HANFORD, CA 93230

Property Information:

Type Farm Homesite

Status Active

Taxing Unit 010-USD 214

Neighborhood Code 300.0

Secondary Address Details

Property Details for PID: 0340962300000003010

QuickRef ID : R303109

Owner Name : HIGH PLAINS RANCH LLC

Location: 5377 S RD X, ULYSSES, KS 67880

Abbreviated Boundary Description: S23, T29, R35W, 6th Principal Meridian, ACRES 5.7, TR BEG 1230'S,50'W,NECORNE S735.62, W340',N735.62', E340' TO POB

Owner Information:

Owner HIGH PLAINS RANCH LLC

Mailing Address 2911 HANFORD ARMONA RD HANFORD, CA 93230

Property Information:

Type Farm Homesite

Status Active

Taxing Unit 010-USD 214

Neighborhood Code 300.0

No Secondary Address Details found

Property Details for PID: 0340962400000002000

QuickRef ID : R4237

Owner Name : PAYNE, REX LEE & LORRIE JEAN

Location: 5286 S RD X, ULYSSES, KS 67880

Abbreviated Boundary Description: S24, T29, R35W, 6th Principal Meridian, ACRES 14.5, TRACT IN NW BEG PT 1325'S & 50'E NWCORNW,E740'(S),S833', W740'(S),N833',TO POB LESS ROW

Owner Information:

Owner PAYNE, REX LEE & LORRIE JEAN

Mailing Address 5286 S RD X SATANTA, KS 67870

Property Information:

Type Farm Homesite

Status Active

Taxing Unit 010-USD 214

Neighborhood Code 300.0

Secondary Address Details

