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:
FI 186	3/20/18	c1	04	03
6. Status: ⊠ Approved ☐ Deni	ed by DWR/GMD	Dismiss by Reques	i	Filing Date of Change: $3/6/18$
8a. Applicant(s) New to system □	Person ID <u>5846</u> Add Seq# <u>1</u>	8c. Landown		Person ID Add Seq#
THE GARDEN CITY CO PO BOX 597 GARDEN CITY KS 67846	3			
8b. Landowner(s) New to system □ THE GARDEN CITY CO PO BOX 597 GARDEN CITY KS 67846	Person ID 5846 Add Seq# 1	РО ВО	ARDEN CITY CO	Person ID 5846 Add Seq# 1
9. Documents and Enclosure(s): ⊠ DV □ Anti-Reverse Meter □ Meter □ Conservation Plan Date Requir		□ N & P Form	☐ Water Tube ☐ Drill	er Copy ☐ H & E Letter
10. Use Made of Water From:		To:		
			Date Prepared: 3/9/18 Date Entered:	ву: ТРМ Ву:

File No. FI 186	9;	11. County: FI	ty: FI		Basir	Basin: Ark						Stream:	1:						For	Formation Code: 211	ode: 211	Spe	Special Use:	
12. Points of Diversion CHK	rersion														Rate (Rate and Quantity	ıantity							
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Limitation:		afíy	af/yr at				융	gpm (cfs)	cfs) when combined with file number(s)	ombin	ed with	file nı	mber((8)				The second secon			
15. 5YR Allocation:	on: Allocation Type	Гуре		Start Year	Year .		ъ 	5 YR Amount	nount .		₹ 	Amount Unit	Juit		Base Acres	Acres		8 1	Comment					
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Comments:																								

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 20, 2018

THE GARDEN CITY CO PO BOX 597 GARDEN CITY KS 67846

RE: Change in Point of Diversion Water Right, File No FI 186

Dear Mr. Dumler:

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 Z/ st day of March 2018, I hereby certify that the attached original Approval of Application to Change the Point of Diversion under Water Right, File No. FI 186 dated March 20, 2018 was mailed postage prepaid, first class, US mail to the following:

THE GARDEN CITY CO PO BOX 597 GARDEN CITY KS 67846

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.

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of div	ersion a	na/or pi	ace or	use.												R	ECE	IVE)
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						□Р	lace of	f Use		\boxtimes	Point	of Dive	rsion		D	Garue Nyision	e of Wa	ster Re	sources
Į	under the	water	right w	hich is	s the s	ubject	of this	applic	ation i	n acco	rdance	with t	he cor	dition					
-	The sour	ce of su	ipply i	3:		⊠ G	round	water			Surfac	ce wate	ər						
2.	Name an	d addre	ess of	Applica	ant: Tl	HE GA	RDEN	I CITY	COM	PANY									
	P.O. BO							·											
	Phone N								Email	addre	ss: <u>tro</u>	y.dumi	ler@st	ocglob	al.net				
ı	Name an	d addre	ess of	Water	Use C	orresp	onden	t: <u>THE</u>	E GAR	DEN C	CITY C	OMPA	NY						
1	P.O. BO	X 597, (3ARD	EN CI	ry, ks	6784	6												***
1	Phone N	umber:	(620)	276-32	246				Email	addre	ss:								
3	The pres	ently a	uthoriz	ed pla	ce of u	se is:													
	Owner of	f Land -	NA	ME:	THE C	ARDE	N CIT	Y CO	<u>MPAN'</u>	Y									
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5.	Presently authorized point of diversion:							
	One in the Quarter	of the	NW	Q	uarter of the	N\	Ν	Quarter
	of Section 19, Towns	hip	23	s	outh, Range		34	W,
	in Finney County, Kansas,							
.	Authorized Rate 1160 Authorize	d Quantity	— 640) Dei	oth of well	290	(feet)	
	(DWR use only: Computer ID No	GP	PS	fee	et North		feet West	t)
	☐ This point will not be changed ☐ This					,	1001 1700	-7
	Proposed point of diversion: (Complete or	-		-	, W. S.			
						N.II	۸,	0
	One in the NW Quarter	oi the	INVV	~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~	tuarter or the	<u> </u>	/V	Quarter
	of Section 19 , Towns							
	in <u>Finney</u> County, Kansas,							
	Proposed Rate 1160 Proposed							
L	This point is: ☐ Additional Well ☐ Geo Ce	nter List o	ther wate	r rights that v	will use this p	ooint		
г								
6.	Presently authorized point of diversion:			_				
	One in the Quarter							
	of Section, Towns	hip		s	outh, Range			(E/W),
	in County, Kansas,		_ feet No	rth	feet Wes	st of Southea	st corner o	of section.
	Authorized Rate Authorized	d Quantity	_	De _l	oth of well	MUCEL	V ⊏L(feet)	
	(DWR use only: Computer ID No.						feet West	t)
	☐ This point will not be changed ☐ This					MAR 06	2018	
	Proposed point of diversion: (Complete or							
	One in the Quarter	of the		Q	uarter of the	arden City Fi	eld Office	Quarter
	of Section, Towns	hip		S	outh, Range	ision of water	Resource	<u>'S</u> (E/W),
	in County, Kansas,		feet No	rth	feet Wes	t of Southea	st corner o	of section.
	Proposed Rate Proposed							
	This point is: ☐ Additional Well ☐ Geo Ce	nter List o	ther wate	r rights that v	will use this p	point		·
7.	Why do you need a new point of diversion?			the diagram	below in rela	tion to the ex "X" in cent	isting point	t of diversion.
	Casing failure in old well			represents	presently au	thorized poi	nt of dive	gram below rsion.)
	Odding landro in old wes			-	_	North		•
				100	50		100)
_	W W W W W W W W W W W W W W W W W W W	 - ,				nin ni		
8.	If a well, is the test hole log attached? X Yes	∐ No			- -			
9.	When do you propose to complete the new poin	t of diversio	n?	50 F			⊢,	·m
٥.	, , , , , , , , , , , , , , , , , , , ,	t of alversio	111	50			` = °	60
	August 2018			F	- -	_		
10.	If the point of diversion is a well:			West 0				l East
	(a) What are you going to do with the old well?			E		· · · · · · · · · ·	∵ ∃°	
	(a) What are you going to do with the old well?			-	_	==		
	Plug and abandon			50 🖡	- +	_ +	· - - 5	iO
	•			. [- -	_		
	(b) When will this be done? August 2018				- - 1 : 1 1 : 2			
				L.				,
11.	Groundwater Management District recommenda	tion attache	d?	100	50	0 50 South) 100	
	☐ Yes No				\$ca	South ale: 1" = 100'		
			13b.	If the propos	sed point of c	liversion will i	be relocate	ed more than
12.	Assisted by NA			diversion at	ut within 132 tach a topogr	20 feet from aphic map or	tne exist	ing point of tograph For
				groundwatei	r sources, s	how all well:	s (includin	ig domestic)
				within one-h	alf mile of the	proposed poresses of the	oint of dive	rsion and the
				water source	ces, show ti	he names a	ind addre	sses of the
				landowner(s	i) one-half m	nile downstre	am and c	ne-half mile
120	If the proposed point of diversion will be relea	ماطالبا لمعام	400	upstream fro	om your prope	erty iines.		

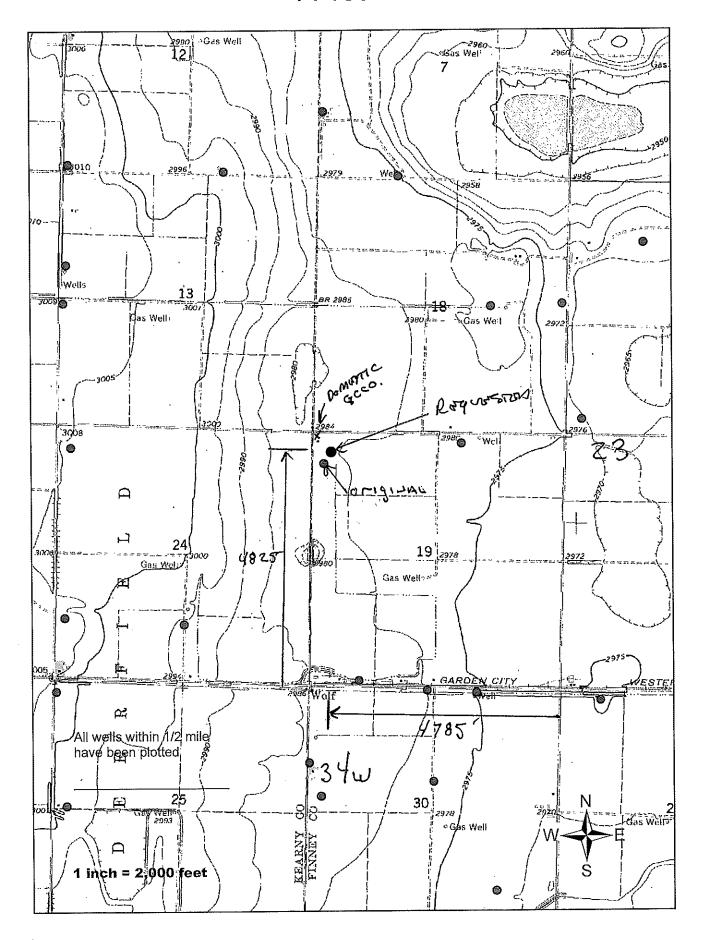
13a. If the proposed point of diversion will be relocated within 100 feet of the existing point of diversion, indicate its location on

14. If the proposed groundwater point of diversion is 300 of lewer leet in	in existing point of diversion, complete the following.
(a) Does the undersigned represent all owners of the currently autho ☐ Yes ☐ No (If no, all owners must sign this applic	ation.)
 (b) Will the ownership interest of any owner of the currently author affected if this application is approved as requested? ☐ Yes ☐ No (If yes, all owners must sign this application is not approved expeditiously, will there be sub Yes ☐ No (If no, all owners must sign this application is application.) 	stantial damage to property, public health or safety? Garden City Field Office
If the application proposes a surface water change in point of diversion, a or a change in place of use, the application must be signed by all owners agent (attach notarized statement authorizing representation).	groundwater change in point of diversion greater than 300 feet, of the currently authorized place of use, or their duly authorized
I hereby verify, being first duly sworn upon my oath or affirm age and the owner, the spouse of the owner, or a duly authoritheir behalf, in regard to the water right(s) to which this app contained in this application are true, correct and complete.	ized agent of the owner(s) to make this application on
Dated at Garden City , Kansas, this	<u>6th</u> day of <u>March</u> , 20 <u>17</u> .
(Owner)	(Spouse)
THE GARDEN CITY COMPANY	
(Please Print)	(Please Print)
Troy l. Dala	
(Owner)	(Spouse)
TROY J. DUMLER, VICE PRESIDENT/GEN. MANAGER	
(Please Print)	(Please Print)
(Owner)	(Spouse)
△ NOTA	RY PUBLIC - State of Kansas
(Please Print)	DEBRAGUY (Please Print)
State of Kansas	ppt. Expires 9-9-3/
County of Finney	
I hereby certify that the foregoing application was signed in	my presence and sworn to before me this 6 day
of <u>March</u> , 20 18.	Doling Sty
My Commission Expires September 9, 2021	Notary Public
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 a the appropriate fee must be paid.	ippropriate owners' must be affixed to the application and notarized; and
FEE SCHED	<u>ULE</u>
Each application to change the place of use or the point of diversion und forth in the schedule below: Make checks payable to: Kansas Departm (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	nent of Agriculture\$100

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. FI 186 A change application was received on March 6, 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. 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 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 _ feet from the previously 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 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. ☐ 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. Applicable | ☐ 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 🔲 Not Applicable Additional Conditions are attached. ☐ Yes ⊠ No 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. FOR OFFICE USE ONLY Administrative Appeal and Effective Date of Order 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 Duly Authorized Designee of the Chief Engineer hearing is not requested in accordance with K.A.R. 5-14-3, (Print Name): Thomas P Makens 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. MARC. 4 Date of Issuance: For Use by Register of Deeds State of Kansas Acknowledged before me on 1 Signature: Notary Public 心性感 SUE KEENY NOTARY PUBLIC My Appointment Expires June 8, 2018 dinana My commission expire (Notary Seal)

FI 186



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





RECEIVED

PO Box 639 Garden City, KS 67846

YR 0 6 2018

Fax: 620-277-0224

Garden City Field Office Division of Water Resources

Customer Name:	Garden City C	ompany	WO#: <u> 3206</u> Test #:	Date: <u>2-19-18</u> E LOG:
Street Address: City, State:			Driller: D. le Gu	Range: 34
County: Flavor	ast 4228' North o	Section: Island C <u>f Ex.'sf.'rg Well</u> C Elevation: 2780	Township: <u>23</u> GPS: <u>N38, 04547 W101, 10</u> Static WL: <u>174</u>	
nig #. <u>1000</u>	<u>′</u>		Proposed Well Depth	

1119 111	<u>,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,</u>			Proposed Well Depth
<u> </u>		Footage		
%	From	Pay	To	Description of Strata
 	10		2	Top Soil
<u> </u>	2		67	Brown Sandy Clay w/couple fine sand beds Brown Clay Sand fine tomad course small couple med grave
	67		88	Brown Clay
	88		99	Sand fine tomad course small couple med gravel
	99		167	Brown Sandy Clay w/many Sand Strips Sand fine to mad course w/few thin clay stringers
25	167	2	176	Sand fine to mad course when this clay stringers
35	176.	33	209	Sand fine to med course small ter mest grant
- 55	209		216	Brown Clay Sand fine to med some course
25	216	11	227	Sand fine to med some course
5	227	5	23.2	Brown Sandy clay wlongay fine sandstrips
<u> </u>	232	 	248	Brown Clay w/ couple fine Sand Strips
10	218	3	251	Brown Sandy clay w/ couple fine Sand strips Brown Clay w/ couple fine Sand strips Fine Sand
70	251	 ~	265	Brown Clay w/ comple fine sand strips
0 "	265	15	280	
25	280	1-13-	291	Brown Sandy Clay w/for fine sand strips
7.7	291	10	301	Sand fine to med course Brown sends, clay w/for fine sand strips Sund fine to med course w/Tan Rock Black Shale w/Hard rock strips & for Gray sompstone strips
30	301	1	320	Black Shale will-hard rock strips & from Gray sompsione strips
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