Kansas Department of Agriculture Division of Water Resources

CHANGE: P/D WORKSHEET

1. File Number: 17989	2. Status Change Date:	3. Change Num:	4. Field Office:	5. GMD:
6. Status: 🛚 Approved	☐ Denied by DWR/GMD ☐	Dismiss by Reques	t/Failure to Return	7. Filing Date of Change: 8/23/2019
8a. Applicant(s) New to system □	Person ID 57221 Add Seq#	8c. Landowne		Person IDAdd Seq#
MICHAEL S & J 4706 CC RD COPELAND, KS	N I	The section of the se		
8b. Landowner(s) New to system ☐ SHERRILL D & 300 E PARKS A MONTEZUMA, I		8d. WUC New to sys	stem □	Person ID Add Seq#
9. Documents and Enclosu	rre(s): DWR Meter(s) Date to Compl	y: 12/31/2019	N & P Date to	to Comply:
☐ Anti-Reverse Meter ☐ Conservation Plan	☐ Meter Seal ☐ Check Valve Date Required: Da	☑ N & P Form te Approved:		Driller Copy
10. Use Made of Water	From:	To: _		
			Date Prepared: 8/26 / Date Entered:	/2019 ву: АМ ву:

File No. 17989		11. County:	GY	Ba	sin: CF	гоок	ED CR	EEK			S	tream:							Fo	rmation (Code: 2	11 Special Use:	
12. Points of Divers CHK MOD	sion				20%											and Qu	uantity zed		A	dditional			
DEL PDIV	Qualifier	S	Т	R	ID	,	N	ʻW		Com	ment	(AKA I	_ine)		Rate		Quantit af	у	Rate	e Qu	antity af	Overlap PD Files	
DEL 72562																			167				
ENT S	SE NE NW	21	28S 3	30W		45	557	279	2						1050	0	200		1050) ;	200		
																							11.1
					5																		*
13. Storage: Rate _		1	NF	Quar	ntity					ac/ft	A	ddition	al Rat	e				NF	Addi	tional Qu	antity _		ac/ft
14. Limitation:																							
Limitation:	A SANIAN	af/yr a	at	- 1111			gpm (_				cfs) w	nen co	mbine	d with	file n	umber	(s)				OIE.		
15. 5YR Allocation:	Allocation	Туре	Sta	art Year			5 YR	Amou	nt		Amo	unt Ur	nit		Base	Acres		_ C	omment .				
16. Place of Use CHK				NE	Ξ1/4			NV	V¹/4			sv	V1/4			s	6E1/4		Total	Owner	Chg	? Overlap Files	
MOD DEL ENT PUSE S	STR	ID	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4					13
CHK 16495					1															8b	N		
	A TOTAL TOTAL																	93					
																				Sol-			
										18													
					100					10													
										164													
Base Acres:	Year:	N	linimum	n Reac	onablo	Ouan	tity:		d														145
Comments:	Teal.	IV	mmiuli	ii i (cas	onable	Qual	tity.																

Garden City Field Office 4532 W. Jones, Suite B Garden City, KS 67846



Phone: 620-276-2901 Fax: 620-276-9315 www.agriculture.ks.gov

Mike Beam, Secretary

Laura Kelly, Governor

August 26, 2019

MICHAEL S & JANAE ESAU 4706 CC RD COPELAND, KS 67837

RE: Water Right, File No. 17989

Dear Sir or Madam:

Enclosed is the order executed by the designee of the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, approving the application for change under the above referenced file number.

Your attention is directed to the enclosures and to the terms, conditions, and limitations specified in this approval for change. A condition of this approval is that an acceptable water flow meter must be installed on the diversion works authorized under the referenced file number and meet current specifications. Please return the required notification of completion of the diversion works and installation of the required meter as soon as these actions are completed.

Since the order modifies the original document referred to above, it should be recorded with the Register of Deeds as other instruments affecting real estate.

Should you have any questions, please feel free contact this office. If you would prefer, you could arrange an appointment for additional assistance.

Sincerely,

Austin J. McColloch

Assistant Water Commissioner

AM:

enclosures

pc:

Sherrill & Joyce Esau GROUNDWATER MANAGEMENT DISTRICT NO. 3

CERTIFICATE OF SERVICE

On this 26th day of August, 2019, I hereby certify that the foregoing Approval of Application for Change in Point of Diversion, Water Right, File No. 17,989 dated 26th day of August, 2019 was mailed postage prepaid, first class, US mail to the following:

MICHAEL S & JANAE ESAU 4706 CC RD COPELAND, KS 67837

Pc:

SHERRILL D & JOYCE M ESAU 300 E PARKS AVE MONTEZUMA, KS 67867-8808

GROUNDWATER MANAGEMENT DISTRICT NO. 3

Division of Water Resources Staff

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.

					Fi	ile No.	17989	9			201	TO TO					1 1	1:15 An 23 2019
1. /	Application is he	reby m	ade fo		oval of			nginee		ange t			e or bo	oth):		ĐIVI	Garden C SION OF	City Field Offi WATER RESO
7	under the water	right w	hich is		Translation	1000		ation in					ditions	desc	ribed b	elow.		
	The source of su				⊠ Gr					Surfac			214.05					
	Name and address of Applicant: MICHAEL S & JANAE ESAU 4706 CC RD、COPELAND, KS 67837																	
5	Phone Number: (620)846.2989 Email address: mesau@ucom.net																	
	Name and address of Water Use Correspondent: Same																	
	Phone Number:	()					Email	addres	ss:		di	115 115					
				ce of us	se is:							a Eggen	900	- 1	1 2 -	12 16	12	(a) (a)
	THE RESERVE THE PERSON NAMED IN COLUMN TWO IS NOT THE OWNER.	The presently authorized place of use is: Owner of Land NAME: SHERRILL D & JOYCE M ESAU																
	ADDRESS: 300 E PARKS AVE, MONTEZUMA, KS 67867-8808																	
	(If there is more th		100									izer l	ĀT is					
	Table 1		NE					V1/4			SV	V1/4		91	SE	=1/4		TOTAL
Sec	c. Twp. Range	NE1/4			SE1/4	NE1/4	NW1/4		SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	ACRES
	During Towns										- 41			_ 10		1-	753	
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		199		E et in			100	1							III I			Section 2
	240777			$\overline{}$														
	If this application Owner of Land -	NA ADDRE	AME: _ ESS: _			1	- 1			32/3/					i.		I See	ng
	Owner of Land -	NA ADDRE	AME: _ ESS: _ landow	vner, atta		1	ntal sh	eets as		32/3/	6 -9 : 6 (1el);					Ξ1/4	Linds	TOTAL
	Owner of Land - A (If there is more th	ADDRE	AME: _ ESS: _ landow	vner, atta	ach sup	oplemer	ntal sh	eets as	neces	32/3/	6 -9 : 6 (1el);	V1/4					SE1/4	TOTAL
	Owner of Land - A (If there is more th	ADDRE	AME: _ ESS: _ landow	vner, atta	ach sup	oplemer	ntal sh	eets as	neces	sary.)	SV	V1/4	9 00	2 C. C.	SE		SE1/4	
	Owner of Land - A (If there is more th	ADDRE	AME: _ ESS: _ landow	vner, atta	ach sup	oplemer	ntal sh	eets as	neces	sary.)	SV	V1/4	9 00	2 C. C.	SE		SE¼	

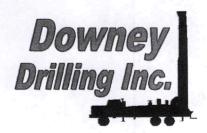
5.	Presently authorize	zed point of	diversion:										
	One in the	NE	Quarter of the	NE	Quarter of the	NW	Quarter						
	of Section	21	, Township	28	South, Range	30	(W),						
					2745 feet West of S								
					Depth of well								
	(DWR use only: Computer ID No. 5 GPS feet North feet West) □ This point will not be changed □ This point will be changed as follows: □ No change, point better described with GPS as follows:												
					ed or if existing point is								
					Quarter of the								
- 1	of Section	21	Guarter of the	28	South, Range	30	(\(\lambda\)						
					2792 feet West of S								
				3 T - 18 T - 18 - 1	Proposed well depth								
		The second secon			hts that will use this point								
l	This point is. \square A	dullional vvei	Geo Center List	other water ng	rits that will use this point								
_ [Dropontly outhoris	and maint of	diversions										
6.	Presently authorize				0 - 1 - 111-		0						
	One in the		Quarter of the		Quarter of the		Quarter						
	of Section		, Township		South, Rangefeet West of S		(E/VV),						
ASILIE	in State of the st	Co	unty, Kansas,	feet North	feet West of S	Southeast corn	er of section.						
	Authorized Rate		Authorized Quantity		Depth of well feet North	(fe	et)						
					☐ No change, point better de								
	Proposed point of	f diversion:	(Complete only if chan	ge is request	ed or if existing point is	better describ	ed by GPS)						
. 1					Quarter of the								
	of Section	70 -4 46	, Township		South, Range	OD A THEFAS LIDE	(E/W),						
	in	Co	unty, Kansas,	feet North _	feet West of S	Southeast corn	er of section.						
	Proposed Rate		Proposed Quantity	2. 电影子 明心 5	Proposed well depth	(feet)	out section						
					hts that will use this point								
9.	If a well, is the test he the change (s) (was ASA) If the point of divers (a) What are you g	nole log attach)(will be) com ion is a well: oing to do wit		200	North 0 200 100 0	100 200	200						
11.	Groundwater Manag	gement Distric	ct recommendation attach	ed? 200		 _ + _ +	200						
		s 🔀 No											
12.	Assisted by mf/GCF	0		- 30	0 200 100 0 South	100 200 Scale: 1 hashn	300						
13a	a topographic map sources, show all we of the proposed poi addresses of the ow names and addre	feet of the ex or aerial pledls (including int of diversion mers. For su sses of the	will be relocated more than isting point of diversion, a notograph. For ground domestic) within one-halten and the names and marface water sources, show landowner(s) one-half upstream from your pro-	ttach 13b.lf the water of the f mile diag ailing dive w the above mile dive	e proposed point of diversion e existing point of diversion ram shown above in relation. (PLEASE NOTE: ve represents the presion.)	n will be relocate on, indicate its ation to the e The "X" in cer	ed within 300 feet location on the existing point of oter of diagram						

14. If th	he proposed groundwater point of diversion is 300 or fewer fe	eet from the existing point of diversion, complete the following:
(a)	Does the undersigned represent all owners of the currently Yes No (If no, all owners must sign this	authorized place(s) of use identified in this application? application.)
(b)	Will the ownership interest of any owner of the currently a affected if this application is approved as requested? ☐ Yes No (If yes, all owners must sign this	uthorized place(s) of use identified in this application be adversely application.)
(c)	If this application is not approved expeditiously, will there be Yes ☐ No (If no, all owners must sign this a	e substantial damage to property, public health or safety? application.)
or a cha	oplication proposes a surface water change in point of diversion ange in place of use, the application must be signed by all owattach notarized statement authorizing representation).	on, a groundwater change in point of diversion greater than 300 feet, rners of the currently authorized place of use, or their duly authorized
age an their b	nd the owner, the spouse of the owner, or a duly automates to the water right(s) to which this ned in this application are true, correct and comple	
Dated a	it <u>Copeland</u> , Kansas,	this 23 day of August, 2019.
	in It fort	
- 4	(Owner)	(Spouse)
	Michael Esay	of tells asture to note to a construction of the second tells.
8-11-11-11-1	(Please Print)	(Please Print)
	ed to March Jones C. V. a John March 196	
T II III	(Owner)	(Spouse)
	interpress and hospitude of introducing discount of the	
	(Please Print)	(Please Print)
	(Owner)	(Spouse)
jalo le	(Please Print)	(Please Print)
State of County	Kansas)	DRI FLEMING DTARY PUBLIC TE OF KANSAS
of hen	eby certify that the foregoins application was signed	1) 2
My Com	nmission Expires 2-19-202	Notary Public
accurate	OMPLETE APPLICATIONS WILL BE PROCESSED. To be complete information; maps, if necessary, must be included; signatures of all topriate fee must be paid.	e, all of the applicable portions of the application form must be completed with he appropriate owners' must be affixed to the application and notarized; and
	FEE SCH	EDUI E
Each ap		under this section shall be accompanied by the application fee set
forth in t	the schedule below: Make checks payable to: Kansas Depa (1) Application to change a point of diversion 300 feet or les (2) Application to change a point of diversion more than 300	
033	AND SOME OF THE SO	

SUMMARY ORDER APPROVING APPLICATION FOR CHANGE AND IMPOSING CONDITIONS

prov	visions of the Kansas Water Appropriation Law. K.S.A. 82a-	8b, as amended, and K.A.R. 5-5-1, et seq. and other applicable 701 et. seq., and rules and regulations promulgated thereunder, n, this Summary Order does not change the terms, conditions and
		requesting that the place of use and / or point of per be changed as described in the application.
2.	On and after the effective date of this summary order, the aut the topographic map accompanying the application to cha	horized place(s) of use shall be located substantially as shown on nge the place of use. Applicable Not Applicable
3.	The change in point of diversion shall not impair existing righ previously authorized. The point of diversion authorized b radius of the authorized point(s) of diversion.	nts and shall be limited to the same source or sources of water as y this summary order shall be located within a foot le Not Applicable
4.	The point(s) of diversion described herein is administrative Positioning System (GPS), as described in the application	ely corrected to be more accurately described using the Global . ☐ Applicable ☒ Not Applicable
5.	The point(s) of diversion authorized herein shall not actually authorized point(s) of diversion. ★Applicable ☐ No.	be located more than feet from the previously ot Applicable
6.	As required by K.A.R. 5-3-5d, if the works for diversion is a w or other device suitable for making water level measureme K.A.R. 5-6-13.	vell with a diversion rate of 100 gallons per minute or more, a tube nts shall be installed, operated and maintained in accordance with
7.	December 31, 20 \ , or before the first use of water, operated and maintained in accordance with K.A.R. 5-1-4	operly install an acceptable water flow meter on or before whichever occurs first. The water flow meter shall be installed, through 5-1-12. As required by K.S.A. 82a-732, as amended, and the reading of the water flow meter and the total quantity of water ng the end of each calendar year.
8.	Installation of the works for diversion of water shall be authorized extension of time. By March 1, 20 → the works for diversion has been completed, on the form provided Applicable Not Applicable	completed on or before December 31, 20 \ , or within any applicant shall notify the Chief Engineer that construction of the ided by the Chief Engineer, as required by K.A.R. 5-8-4e.
9.	The completed well log shall be submitted with the requi	ired notice. Applicable
10.	with an in-line, automatic, guick-closing check valve capa	foreign substance will be injected into the water shall be equipped ble of preventing pollution of the source of the water supply. The in accordance with K.A.R. 5-3-5c. ☒ Applicable ☒ Not Applicable
11.	Additional Conditions are attached.	
12.	water appropriated under the above-referenced file number limitations, as amended and/or supplemented by this Sun Appropriation Law and the Rules and Regulations promu	.R. 5-5-14, all of the owners of the authorized place(s) of use of our are responsible for compliance with its terms, conditions and nmary Order, and with applicable provisions of the <i>Kansas Water</i> algated thereunder. Failure to comply with these provisions may needed, and/or the suspension or revocation and dismissal of the ons authorized by law.
	Administrative Appeal and Effective Date of Order	FOR OFFICE USE ONLY
If you Eng Agr filed adn day revi File Leg 665	ou are aggrieved by this order, pursuant to K.S.A. 82a-1901, may request an evidentiary hearing before the Chief gineer or request administrative review by the Secretary of iculture. A request for hearing by the Chief Engineer must be divithin 15 days of service of this Order and a request for ministrative review by the Secretary must be filed within 30 so pursuant to K.S.A. 77-531. Any request for administrative ew must state a basis for review pursuant to K.S.A. 77-527. any request with Kansas Department of Agriculture, all Division, 1320 Research Park Drive, Manhattan, KS 02. Failure to timely request a hearing or review may clude review under the Kansas Judicial Review Act.	By: Duly Authorized Designee of the Chief Engineer (Print Name): Division of Water Resources - Kansas Department of Agriculture Date of Issuance: State of Kansas) SS
	For Use by Register of Deeds	County of Juney)
		Acknowledged before me on August 26,2019 by Austin Mc Colloch
		Signature: Notary Public My commission expires JULE JONES
		(Notaly Seal)

File No.



CUSTOMER NAME: SHERRILL & JOYCE ESAU

LEGAL: NENW 21-28S-30W

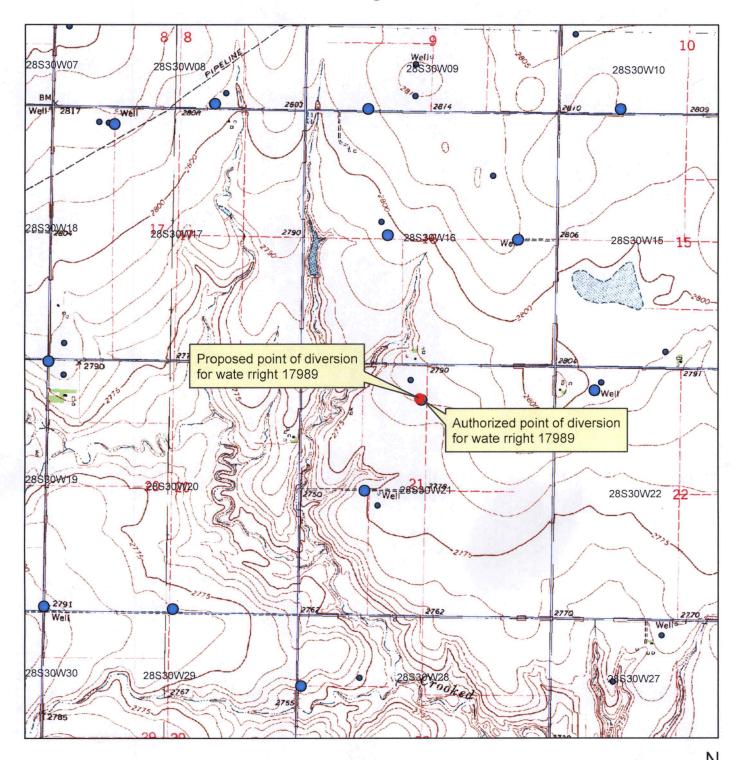
COUNTY: GRAY

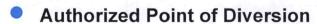
GPS: N 37.603757

TEST HOLE #1 W 100.607375

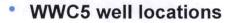
FROM	то	TYPE	HARDNESS	COLOR	SPEED	PULL DOWN	OTHER / DRILLING
FROM	10	TYPE	HARDNESS	DARK	SPEED	PULL DOWN	ACTION
0	2	TOPSOIL	SOFT	BROWN	FAST	NO	SMOOTH
2	100	CLAY	SOFT	LIGHT BROWN	FAST	NO	SMOOTH
100	120	CLAY WITH LIME	SOFT	BROWN	FAST	NO	SMOOTH
120	125	CLAY MIXED WITH LITTLE LIME	SOFT	BROWN	FAST	NO	SMOOTH
125	140	FIEN, MED. GRAVEL	SOFT	RED	FAST	NO	CHATTER
140	201	MEDIUM-FINE SAND	SOFT	RED / TAN	FAST	NO	CHATTER
201	207	MEDIUM, VERY COARSE SAND, FINE GRAVEL	SOFT	RED	FAST	NO	CHATTER
207	215	MED. SAND W/SANDY CLAY	SOFT	LIGHT BROWN	FAST	NO	LT. CHATTER
215	240	FINE, MED. GRAVEL	SOFT	RED	FASTER	NO	CHATTER
240	260	MED, COARSE SAND W/FINE GRAVEL	SOFT		FAST	NO	CHATTER
260	265	MED, SAND W/SANDY CLAY	SOFT	BROWN	FASTER	NO	SMOOTH
	289		SOFT	BROWN	NOT AS FAST	NO	CHATTER
267		MED, COARSE SAND			SAME AS		
289	300	SANDY CLAY W/MED. SAND LENSES	SOFT	TAN	ABOVE	NO	LT. CHATTER
300	318	SANDY CLAY W/MED. SAND LENSES	SOFT	LIGHT	FASTER	NO	LT. CHATTER
318	376	MED TR. COARSE SAND	SOFT	BROWN	FAST	NO	SOME VIBRATION
376	379	SANDY CLAY	FIRM	TAN	SLOWER	NO	CHOPPY
379	389	MED. SAND W/SANDY CLAY	SOFTER	TAN	FASTER	NO	SOME CHATTER
389	392	CLAY	STIFF	BROWN	SLOWER	NO	SMOOTH
392	415	BROWN ROCK (SS), MED SAND W/TRCLAY	SOFTER	BROWN	FASTER	NO	LT. CHOPPY
415	423	CLAY	STIFF	/GRAY BROWN/	SLOW	NO	SMOOTHER
423	435	BROWN ROCK (SS), TR.CLAY	SOFTER	GRAY	FASTER	NO	LT. CHOPPY
435	460	SHALE /CLAY	DENSE	RED, BLUE	SLOW	NO	SMOOTH
						4.5	
		QUIKGEL - 4 BAGS	2.4				No. 14 and No.
		SODA ASH - 1/4 BAG					
		WATER - 1 LOAD				<u> </u>	
		HOLEPLUG - 2					
		CASING SEAL - 1			RI	CEIVE	יט
		TEST HOLE IS PLUGGED.				1 0	010
					A	G 21 Z	013
					Carde	n City Fie	d Office
+					Division	of Water	Resources

Proposed change in point of diversion for water right 17989











All wells located within 1/2 mile are depicted on this map.

X