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

1. File Number: 18672	2. Status Change Date:	3. Change Num:	4. Field Office: 04	5. GMD:
6. Status: ☐ Approved ☐ Den	ied by DWR/GMD	Dismiss by Reques	t/Failure to Return	7. Filing Date of Change: 10/31/19
8a. Landowner, applicant New to system □ COX LAND 1111 RD 90 SUBLETTE KS 67877	Person ID 60323 Add Seq# 1	1111 R	тн сох	Person ID <u>3393</u> Add Seq# <u>1</u> 3398
8b. Landowner(s) New to system □	Person ID Add Seq#	8d. New to sy	stem □	Person IDAdd Seq#
9. Documents and Enclosure(s):		⊠ N & P Form	☑ Water Tube	Comply: 12/31/21 Oriller Copy H & E Letter O Comply:
10. Use Made of Water From:		To: _		
			Date Prepared: 11/4/ Date Entered: 11/6/20 LMood)19 By:

File No. 18672	11. County:	нѕ	Bas	sin: AF	RKAN	SAS R	IVER		17.	S	tream:								ormation Code: 11/331	Special Use:
12. Points of Diversion CHK			*								177			Rate a	and Q	uantity				
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ENT Qualifier	S	Т	R	ID		N	ʻW		Com	ment	(AKA I	ine)		Rate gpm		Quantit af	у	Rate	The Contract of the Contract o	Overlap PD Files
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13. Storage: Rate	N	iF	Quar	itity _	į.				ac/ft	A	ddition	al Rate	·		15		NF	Addi	itional Quantity _	ac/ft
14. Limitation:	af/yr a	t			(gpm (_				cfs) wl	nen co	mbine	d with	file nu	ımber	(s)				
Limitation:	af/yr a	t	3.4		(gpm (_				cfs) wl	nen co	mbine	d with	file nu	ımber	(s)				
15. 5YR Allocation: Allocation	Туре	Sta	ırt Year	-	-	5 YR	Amou	nt		Amo	unt Ur	nit	-	Base /	Acres		_ C	omment		
16. Place of Use			NE	1/4		11	NV	V¹/4			sv	V1/4			S	SE1/4	1	Total	Owner Ch	g? Overlap Files
MOD DEL ENT PUSE S T R	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			
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Garden City Field Office 2508 Johns Street Garden City, Kansas 67846-2804

Jackie McClaskey, Secretary David W. Barfield, Chief Engineer Michael A. Meyer, Water Commissioner www.agriculture.ks.gov Sam Brownback, Governor

Phone: (620) 276-2901

Fax: (620) 276-9315

November 4, 2019

KENNETH COX 1111 ROAD 90 SUBLETTE KS 67877-8033

RE:

Water Right, File Nos. 18672 & 28195

Dear Sir:

Enclosed are orders executed by the designee of the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, approving the applications for change under the above referenced file numbers.

Your attention is directed to these enclosures and to the terms, conditions, and limitations specified in these approvals for change. A condition of these approval is that acceptable water flowmeter must be installed on the diversion works authorized under the referenced file numbers 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 this order modifies the original document referred to above, it should be recorded with the Register of Deeds as other instruments affecting real estate.

The abandoned well must be plugged in accordance with the requirements of Article 30 of the Rules and Regulations as adopted by the Kansas Department of Health and Environment.

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,

Michael A. Meyer

Water Commissioner

MAM: enclosures pc: GMD3

CERTIFICATE OF SERVICE

On this 5 day of November 2019, I hereby certify that the foregoing Approval of Application for Change in Point of Diversion, Water Right, File Nos. 18,672 and 28,195, dated 4 day of November 2019 was mailed postage prepaid, first class, US mail to the following:

KENNETH COX 1111 ROAD 90 SUBLETTE KS 67877-8033

With photocopies to:

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.

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14. If the proposed gro	undwater point of diversion is 30	00 or fewer feet from the ex	xisting point of diversion, complete th	ne following:
		the currently authorized pla ust sign this application.)	ace(s) of use identified in this applica	ation?
affected if this	application is approved as reque		ce(s) of use identified in this applica	ation be adversely
		, will there be substantial c ust sign this application.)	lamage to property, public health or	safety?
or a change in place of		ned by all owners of the cu	vater change in point of diversion gre urrently authorized place of use, or th	
age and the owner, their behalf, in rega	the spouse of the owner, or rds to the water right(s) to plication are true, correct a	r a duly authorized age which this applicatior	nd under penalty of perjury, the ent of the owner(s) to make this pertains. I further verify that	s application or
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State of Kansas County of Naskell	ss	KAROLA CO Notary Public - My Appt. Expires (State of Kansas	
of OCT certify that	t the foregoing application v		ence and sworn to before me	this 31 day
XXXXXXX		Karola	Charlesia	
My Commission Expires	6-15-2021		Notary Public	epara lasan ustron Capara da ar salah
ONLY COMPLETE APPLIC accurate information; maps the appropriate fee must be	s, if necessary, must be included; sig	To be complete, all of the app natures of all the appropriate	licable portions of the application form mo owners' must be affixed to the application	ust be completed wit n and notarized; and
forth in the schedule bel (1) Application (2) Application	ow: Make checks payable to: It to change a point of diversion 30 to change a point of diversion m to change the place of use	Kansas Department of Ag 00 feet or less	ction shall be accompanied by the ap priculture	\$100 \$200
DWR 1-121 (Revised 04/5/	2018)	Page 3	Fil	e No

SUMMARY ORDER APPROVING APPLICATION FOR CHANGE AND IMPOSING CONDITIONS

provisions of the Kansas Water Appropriation Law, K.S.A. 828	708b, as amended, and K.A.R. 5-5-1, et seq. and other applicable 2-701 et. seq., and rules and regulations promulgated thereunder, this Summary Order does not change the terms, conditions and
 A change application was received on October 3 diversion authorized under the above-referenced file num 	requesting that the place of use and / or point of other be changed as described in the application.
On and after the effective date of this summary order, the at the topographic map accompanying the application to ch	uthorized place(s) of use shall be located substantially as shown on ange the place of use. Applicable Not Applicable
3. The change in point of diversion shall not impair existing rig previously authorized. The point of diversion authorized radius of the authorized point(s) of diversion. Applica	hts and shall be limited to the same source or sources of water as by this summary order shall be located within a foot ble Not Applicable
 The point(s) of diversion described herein is administrative. Positioning System (GPS), as described in the application. 	vely corrected to be more accurately described using the Global n. ☐ Applicable ☑ Not Applicable
 The point(s) of diversion authorized herein shall not actually authorized point(s) of diversion. Applicable ☐ I 	y be located more than 300 feet from the previously Not Applicable
6. As required by K.A.R. 5-3-5d, if the works for diversion is a or other device suitable for making water level measurem K.A.R. 5-6-13.	well with a diversion rate of 100 gallons per minute or more, a tube ents shall be installed, operated and maintained in accordance with
December 31, 20 20, or before the first use of wate operated and maintained in accordance with K.A.R. 5-1-2	roperly install an acceptable water flow meter on or before r, whichever occurs first. The water flow meter shall be installed, 4 through 5-1-12. As required by K.S.A. 82a-732, as amended, and art the reading of the water flow meter and the total quantity of water wing the end of each calendar year.
authorized extension of time. By March 1, 20 4/_ the	e completed on or before December 31, 20 <u>20</u> , or within any a applicant shall notify the Chief Engineer that construction of the vided by the Chief Engineer, as required by K.A.R. 5-8-4e.
9. The completed well log shall be submitted with the requ	uired notice. 🛕 Applicable 🔲 Not Applicable
with an in-line, automatic, quick-closing check valve cap	foreign substance will be injected into the water shall be equipped able of preventing pollution of the source of the water supply. The d in accordance with K.A.R. 5-3-5c. Applicable \(\square\) Not Applicable
11. Additional Conditions are attached. Yes No	2019-3400-3
12. In accordance with K.S.A. 82a-708a, as amended, and K. water appropriated under the above-referenced file num limitations, as amended and/or supplemented by this Su Appropriation Law and the Rules and Regulations prom	A.R. 5-5-14, all of the owners of the authorized place(s) of use of other are responsible for compliance with its terms, conditions and immary Order, and with applicable provisions of the <i>Kansas Water</i> nulgated thereunder. Failure to comply with these provisions may mended, and/or the suspension or revocation and dismissal of the cions authorized by law.
Administrative Appeal and Effective Date of Order	FOR OFFICE USE ONLY
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.	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 Funna
	Acknowledged before me on November 4 2019
	by Michael A. Meyer
	and agreed under the state of a family of the state of the results of
	Signature: Notary Rublic SUE KEENY My Appointment Expires (Notary Notary My Appointment Expires

Downey Drilling Inc.

CUSTOMER NAME:	Cox	Farms
CUSTOMER NAME.	COX	Le LILLI

LEGAL: NE 5-285-32 W

2819 COUNTY: Haskell

GPS: N37.649115 W100.837946

156 West 4 64 South of Existing Well

FROM	то	ТҮРЕ	Rocky HARDNESS	COLOR	SPEED	WO: 19-9	OTHER / DRILLING ACTION
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58	94	fine med sand w/few clay stringers					
74	101	Sandy Clay		Brown & Tan			
01	118	Fine Med Course w/ couple clay ledges	Hard spot	8-			THE STATE OF THE S
18	131	Med Course small med few large gravel					Chatter
31	144	Sandy Clay		Brown		- 1	
44		Fine Med Course Small gravel					Chatter
67		Med course few small gravel					chatter
74	183	Med course few small gravel w / little clay					Chattar
	The second second	Med course small couple med gravel					Chatter
07	223	Med conise small few med wifew clay ledges					Chatter
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349	355	Sandy Clay		Brown			
355		med course small gravel w/ couple clay ledges					Chatter
396	402	Sandy Clay		Ton			legs.
102	427	Fine Med Course few small gravel w/ Some chy str.	103205				Chatter
127	449	Fine Med Course					Chatter
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610	625	The state of the s					
625	660	Shale	The same				