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

1. File Number: 24482	2. Status Change Date:	3. Change Num:	4. Field Office:	5. GMD:
6. Status: ☐ Approved ☐ ☐	enied by DWR/GMD	Dismiss by Reques	st/Failure to Return	7. Filing Date of Change: 8/8/2019
8a. Applicant(s) New to system □ GRADY V COOK 12500 W ROAD 1 SYRACUSE KS 67878	Person ID Add Seq# 20400	GRAD 12500		NER
8b. Landowner(s) New to system LELAND L DAVIS 201 WILD ROSE LN ROCK SPRINGS WY 8	Person ID 66508 Add Seq#	8d. WUC New to sy 8a	vstem □	Person IDAdd Seq#
☐ Conservation Plan Date Rec	er Seal	□ N & P Form	☐ Water Tube ☐	Driller Copy
350 Made of Water 110III.		10.	Date Prepared: 8/14 Date Entered:	

File No.	24482		11. Count	y: HM	Bas	in: BE	EAR C	REEK				St	tream:			Œ			3	Fo	rmation Co	de:	Special Use:
CHK MOD	ts of Diver	sion Qualifier	S	т	R	ID	7	N	'W		Com	ment ((AKA I	_ine)				uantity zed Quantit af/mgy	у	Ad Rate gpm/d			Overlap PD Files
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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 15, 2019

GRADY V COOK 12500 W ROAD 1 SYRACUSE KS 67878-7907

RE: Water Right, File Nos. 12601 D1; 12601 D2; 13073; 13244; 13509; 14353; 24482; 27138

Dear Sir or Madam:

Enclosed are the 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 the enclosures and to the terms, conditions, and limitations specified in these approvals for change. A condition of these approvals is that an acceptable water flow meter must be installed on the diversion works authorized under the referenced file numbers and meet current specifications. Please return the required notifications of completion of the diversion works and/or installation of the required meter as soon as these actions are completed.

Since the order modifies the original documents referred to above, they 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:

Leland Davis

GROUNDWATER MANAGEMENT DISTRICT NO. 3

CERTIFICATE OF SERVICE

On this 15th day of August, 2019, I hereby certify that the foregoing Approval of Application for Change in Place of Use, Water Right, File Nos. 12601 D1; 12601 D2; 13073; 13244; 13509; 14353; 24482; 27138 dated 15th day of August, 2019 was mailed postage prepaid, first class, US mail to the following:

GRADY V COOK 12500 W ROAD 1 SYRACUSE KS 67878-7907

Pc:

LELAND L DAVIS 201 WILD ROSE LN ROCK SPRINGS WY 82901

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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13a.If the proposed point of diversion will be relocated <u>more than 300</u> 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 sources, show all wells (including domestic) within one-half mile sources. 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

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.)

APPLICATION FOR APPROVAL TO CHANGE THE PLACE OF USE AND/OR POINT OF DIVERSION SUPPLEMENTAL SHEET

FILE NO. _______MAKE ADDITIONAL COPIES AS NECESSARY

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Ov Sec.	Twp. 26s wner o	Range 43w	NE%	AME: ESS: NW¼ AME: ESS:	E/4 SW/4 SW/4 SW/4 SW/4 SW/4 SW/4 SW/4	SE¼	NE¼ 40.0	NW1/4 40.0 Syracu	Spring N/4 SW/4 40.0 Se, KS N/4 SW/4	SE¼ 40.0 SE¼ SE½	NE¼ 40.0	SI NW'/4 40.0	N¼ SW¼ 40.0	SE1/4 40.0	NE¼	SI NW1/4	E¼ SW¼	SE¼	320.0
Over Over Over Over Over Over Over Over	Twp. 26s wner o	Range 43w f Land Range 43w	NE½ NE½ NE½ NE½ NE½ NE½ NE½ NE½	AME: ESS: NIII AME: ESS: NIII AME: AME: AME: AME: AME:	Lelanc 201 W SW SW W	SE¼ V Coo W Ro SE¼ 40.0	NE½ 40.0 NE½ 39.68	NW1/4 40.0 Syracu	Spring N/4 SW/4 40.0 Se, KS N/4 SW/4	SE¼ 40.0 SE¼ SE½	NE¼ 40.0	SI NW'/4 40.0	N¼ SW¼ 40.0	SE1/4 40.0	NE¼	SI NW1/4	E¼ SW¼	SE¼	320.0
Over Over Over Over Over Over Over Over	Twp. 26s wner o	Range 43w f Land Range 43w	NE¼ NE¼ NE¼ NE¼ NE¼	AME: ESS: NW¼ AME: ESS: NW¼ 39.72 AME: ESS:	Lelanc 201 W SW SW	SE¼ V Coo W Ro SE¼ 40.0	NE½ 40.0 NE½ 39.68	NW¼ 40.0 Syracu NW NW½ 39.62	Spring N/4 SW/4 40.0 Se, KS N/4 SW/4 40.0	SE¼ 40.0 SE¼ SE½	NE¼ 40.0	SI NW1/4	N¼ SW¼ 40.0	SE1/4 40.0	NE¼	SI NW¼	E¼ SW¼	SE¼	320.0
O\	Twp. 26s wner o	Range 43w f Land Range 43w	NE½ NE½ NE½ ADDR NE½ 39.78	AME: ESS: NW¼ AME: ESS: NW¼ 39.72 AME: ESS:	Lelanc 201 W SW SW	V Coo W Ro	vis se Ln., NE¼ 40.0 Ok ad 1, \$ NE¼ 39.68	NW1/4 40.0 Syracu NW1/4 39.62	Spring N/4 SW/4 40.0 Se, KS N/4 SW/4	SE¼ 40.0 SE¼ 40.0	NE¼ 40.0	SI NW1/4	N¼ SW¼ 40.0	SE1/4 40.0	NE¼	SI NW1/4	E¼ SW¼ SW¼	SE¼	320.0 TOTA ACRE 318.4
O\	Twp. 26s wner o	Range 43w f Land Range 43w	NE½ NE½ NE½ ADDR NE½ 39.78	AME: ESS: NW¼ AME: ESS: NW¼ 39.72 AME: ESS:	Lelanc 201 W SW SW	V Coo W Ro	NE½ 40.0 NE½ 39.68	NW1/4 40.0 Syracu NW1/4 39.62	Spring N/4 SW/4 40.0 se, KS N/4 40.0	SE¼ 40.0 SE¼ 40.0	8290° NE¼ 40.0	SI NW1/4	N¼ SW¼ 40.0	SE1/4 40.0	NE¼	SI NW1/4	E¼ SW¼ SW¼	SE¼	TOTA ACRE

14. If the proposed gro	bulldwater point of diversion is	s 300 or lewer leet if	om the exi	sting point o	diversion, complete	the following:
	ersigned represent all owners No (If no, all owners	s of the currently auth s must sign this appl		ce(s) of use	identified in this appli	cation?
affected if this	rship interest of any owner o application is approved as re ☐ No (If yes, all owne			e(s) of use i	dentified in this appli	cation be adversely
(c) If this applicati	ion is not approved expedition		bstantial da	amage to pro	pperty, public health o	or safety?
or a change in place of	ses a surface water change in use, the application must be statement authorizing repres	signed by all owner				
age and the owner, their behalf, in rega	ng first duly sworn upon the spouse of the owner ards to the water right(s) polication are true, correc	r, or a duly autho to which this ap ct and complete.	rized age plication	nt of the o pertains.	wner(s) to make to I further verify th	his application on
Dated at Rock	Springs	, Wyo , Kansa s, this	121	_ day of	August	, 20 19.
Slaud	O St. Dani	`				
10/m d	(Owner)				(Spouse)	
Leranci	(Please Print)			-	(Please Print)	
Paris Con	(Owner)				(Spouse)	
	(Please Print)	ara Manta			(Please Print)	
	(Owner)				(Spouse)	
	(Please Print)		1		(Please Print)	
State of Kansas Wyo County of Sweet	ss water					
I hereby certify that	at the foregoing application, 20 1 1 .	n was signed in	-	nce and s	worn to before me	this day
My Commission Expire	s Aus. 22,200	Notary Public – Sweetwater . My Commission Expir	Wyoming	20	Notary Public	
ONLY COMPLETE APPLI	ICATIONS WILL BE PROCESSE is, if necessary, must be included	D. To be complete, al	I of the appli	cable portions		
		FEE SCHED	ULE			
forth in the schedule be (1) Application (2) Application	ange the place of use or the pelow: Make checks payable to to change a point of diversion to change a point of diversion to change the place of use.	ooint of diversion und oo: Kansas Departn on 300 feet or less on more than 300 fee	er this sec	riculture		\$100 \$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 Yes No (If no, all owners must sign this application	
 (b) Will the ownership interest of any owner of the currently authorize 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 substa ☐ Yes ☐ No (If no, all owners must sign this applicat	
If the application proposes a surface water change in point of diversion, a group or a change in place of use, the application must be signed by all owners of agent (attach notarized statement authorizing representation).	
I hereby verify, being first duly sworn upon my oath or affirmati age and the owner, the spouse of the owner, or a duly authorize their behalf, in regards to the water right(s) to which this applicant contained in this application are true, correct and complete.	ed agent of the owner(s) to make this application on cation pertains. I further verify that the statements
Dated at, Kansas, this	$2 \text{ day of } \sqrt{30}$, $20 \frac{19}{3}$.
Course De 110	(Spouse)
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
State of Kansas County of Startm SS	
of hereby certify that the foregoing application was signed in my DAVID C. BLACK Notary Public - State of Kansas My Appt. Expires (2/2/2)	presence and sworn to before me this 2 day
My Commission Expires 6-2/-2/	Notary Public
ONLY COMPLETE APPLICATIONS WILL BE PROCESSED. To be complete, all of accurate information; maps, if necessary, must be included; signatures of all the appropriate fee must be paid.	
FEE SCHEDULE Each application to change the place of use or the point of diversion under t	
forth in the schedule below: Make checks payable to: Kansas Department (1) Application to change a point of diversion 300 feet or less (2) Application to change a point of diversion more than 300 feet	t of Agriculture \$100 \$200
JULIE JONIES NOTARY NY Appointment Expires Prosent 18, 2022	

SUMMARY ORDER APPROVING APPLICATION FOR CHANGE AND IMPOSING CONDITIONS

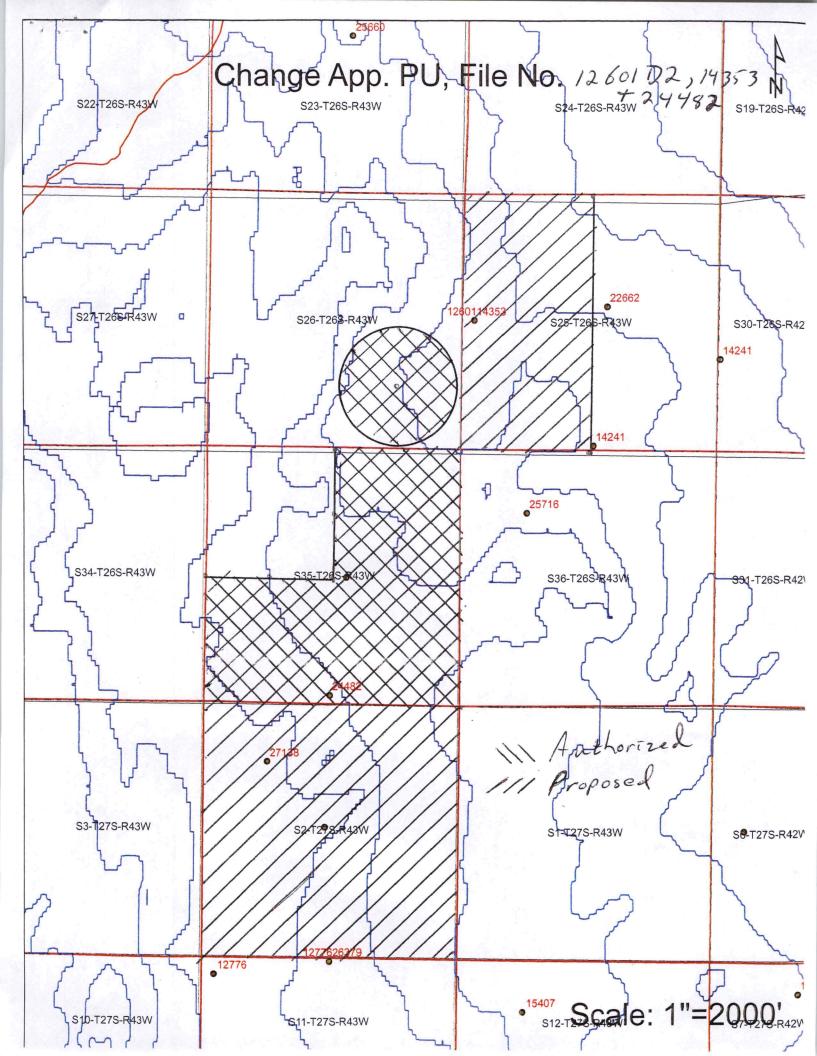
This Summary Order is issued under authority of K.S.A. 82a-708b, as amended, and K.A.R. 5-5-1, et seq. and other applicable provisions of the Kansas Water Appropriation Law, K.S.A. 82a-701 et. seq., and rules and regulations promulgated thereunder, With the exception of those conditions expressly contained herein, this Summary Order does not change the terms, conditions and limitations of File No. A change application was received on August 8, 5010 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 M Applicable the topographic map accompanying the application to change the place of use. ☐ Not Applicable 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 described herein is administratively corrected to be more accurately described using the Global Positioning System (GPS), as described in the application. ☐ 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. ☐ Applicable X Not Applicable 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. 7. The owner of the authorized place(s) of use shall properly install an acceptable water flow meter on or before December 31, 20 , 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.

Applicable

Not Applicable Applicable Installation of the works for diversion of water shall be completed on or before December 31, 20____, or within any authorized extension of time. By March 1, 20 ____ 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 Applicable The completed well log shall be submitted with the required notice. ☐ Applicable Not Applicable 10. 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. 12. 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 If you are aggrieved by this order, pursuant to K.S.A. 82a-1901, SUMMARY ORDER ISSUED 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 Duly Authorized Designee of the Chief Engineer administrative review by the Secretary must be filed within 30 McCollock days pursuant to K.S.A. 77-531. Any request for administrative tustin (Print Name): Division of Water Resources - Kansas Department of Agriculture 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 Augus Date of Issuance: 66502. Failure to timely request a hearing or review may State of Kansas preclude review under the Kansas Judicial Review Act. SS For Use by Register of Deeds County of Acknowledged before me Signature: Notary Public VATE O JULIE JONES My commission expires ppointment Expires December 15, 2022

File No. 2488





Southwest Kansas Groundwater Management District No. 3 2009 E. Spruce Street Garden City, Kansas 67846

(620) 275-7147 phone (620) 275-1431 fax www.gmd3.org

June 17, 2019

RECEIVED

Michael A. Meyer Division of Water Resources 4532 W Jones Ave., Sutie B Garden City, Kansas 67846 AUG 0 8 2019

Garden City Field Office Division of Water Resources

RE: Applications for Change in Place of Use

Water Right, File Nos. 12601 D1, 12601 D2, 13073, 13244, 13509, 14353, 24482 &

27138

Dear Mike:

We have assisted with the applications for the above referenced water rights. The proposal is not in conflict with the Management Program of the Southwest Kansas Groundwater Management District No. 3 (GMD3). The proposed change in place of use for a complete overlap in irrigation acres is in accordance with K.A.R. 5-5-11. No new acres are being proposed. It is therefore recommended that the applications be approved at this time.

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

Sincerely,

Jason L. Norquest Assistant Manager