

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

1. File Number: <b>22575-D1</b>	2. Status Change Date:	3. Change Num: <b>C4</b>	4. Field Office: <b>4</b>	5. GMD: <b>3</b>
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6. Status: <input type="checkbox"/> Approved <input type="checkbox"/> Denied by DWR/GMD <input type="checkbox"/> Dismiss by Request/Failure to Return	7. Filing Date of Change: <b>1/23/2020</b>
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8a. Applicant(s) <span style="float: right;">Person ID <b>64846</b></span> New to system <input type="checkbox"/> <span style="float: right;">Add Seq# _____</span>  <b>SANDYHILL ENTERPRISES LLC</b> <b>Attn: JACOB NEUFELD</b> <b>P O BOX 1005</b> <b>HOLCOMB, KS 67851</b>	8c. Landowner(s) <span style="float: right;">Person ID _____</span> New to system <input type="checkbox"/> <span style="float: right;">Add Seq# _____</span>
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8b. Landowner(s) <span style="float: right;">Person ID _____</span> New to system <input type="checkbox"/> <span style="float: right;">Add Seq# _____</span>  <b>8a</b>	8d. WUC <span style="float: right;">Person ID _____</span> New to system <input type="checkbox"/> <span style="float: right;">Add Seq# _____</span>  <b>8a</b>
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9. Documents and Enclosure(s):  DWR Meter(s) Date to Comply: **12/31/2020**     N & P Date to Comply: **12/31/2021**

Anti-Reverse Meter     Meter Seal     Check Valve     N & P Form     Water Tube     Driller Copy     H & E Letter  
 Conservation Plan    Date Required: \_\_\_\_\_    Date Approved: \_\_\_\_\_    Date to Comply: \_\_\_\_\_

10. Use Made of Water    From: \_\_\_\_\_    To: \_\_\_\_\_

Date Prepared: **2/12/2020**    By: **AM**  
 Date Entered: \_\_\_\_\_    By: \_\_\_\_\_

File No. <b>22575-D1</b>	11. County: FI	Basin: ARKANSAS RIVER	Stream:	Formation Code:	Special Use:
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12. Points of Diversion CHK MOD DEL ENT		Rate and Quantity		Authorized		Additional									
		Qualifier	S	T	R	ID	'N	'W	Comment (AKA Line)	Rate gpm/cfs	Quantity af/mgy	Rate gpm/cfs	Quantity af/mgy	Overlap PD Files	
															Quantity af/mgy
CHK	11928	NC SE	12	26S	34W	2	1345	1320			950	272	950	272	NONE
CHK	76324	NW NW SW	12	26S	34W	8	2395	4690			950	272	950	272	NONE
CHK	87625	NW SE NW	13	26S	34W	5	3921	3834			1050	272	1050	272	NONE
DEL	10274														
ENT		SW SW NE	13	26S	34W		3073	2345			1000	272	1000	272	NONE

13. Storage: Rate \_\_\_\_\_ NF    Quantity \_\_\_\_\_ ac/ft    Additional Rate \_\_\_\_\_ NF    Additional Quantity \_\_\_\_\_ ac/ft

14. Limitation: \_\_\_\_\_ af/yr at \_\_\_\_\_ gpm ( \_\_\_\_\_ cfs) when combined with file number(s) \_\_\_\_\_  
 Limitation: \_\_\_\_\_ af/yr at \_\_\_\_\_ gpm ( \_\_\_\_\_ cfs) when combined with file number(s) \_\_\_\_\_

15. 5YR Allocation: Allocation Type \_\_\_\_\_ Start Year \_\_\_\_\_ 5 YR Amount \_\_\_\_\_ Amount Unit \_\_\_\_\_ Base Acres \_\_\_\_\_ Comment \_\_\_\_\_

16. Place of Use CHK MOD DEL ENT	PUSE	S	T	R	ID	NE 1/4			NW 1/4			SW 1/4			SE 1/4			Total	Owner	Chg?	Overlap Files	
						NE 1/4	SW 1/4	SE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	SW 1/4	SE 1/4	NW 1/4	SW 1/4	SE 1/4					
						NE 1/4	SW 1/4	SE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	SW 1/4	SE 1/4	NW 1/4	SW 1/4	SE 1/4					
CHK	12984																					
CHK	34971																					
CHK	39318																					

Base Acres: \_\_\_\_\_ Year: \_\_\_\_\_ Minimum Reasonable Quantity: \_\_\_\_\_

Comments: \_\_\_\_\_

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

February 12, 2020

SANDYHILL ENTERPRISES LLC  
Attn: JACOB NEUFELD  
P O BOX 1005  
HOLCOMB, KS 67851

RE: Water Right, File No. 22575-D1

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,

A handwritten signature in blue ink that reads "Austin J. McColloch".

Austin J. McColloch  
Assistant Water Commissioner

AM:  
enclosures

pc:  
GROUNDWATER MANAGEMENT DISTRICT NO. 3

**CERTIFICATE OF SERVICE**

On this 12<sup>th</sup> day of February, 2020, I hereby certify that the foregoing Approval of Application for Change in Point of Diversion, Water Right, File No. 22,575-D1 dated 12<sup>th</sup> day of February, 2020 was mailed postage prepaid, first class, US mail to the following:

SANDYHILL ENTERPRISES LLC  
Attn: JACOB NEUFELD  
P O BOX 1005  
HOLCOMB, KS 67851

Pc:

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.

**RECEIVED**  
 2:30pm  
**JAN 23 2020**  
 Garden City Field Office  
 DIVISION OF WATER RESOURCES

File No. 22575 D1

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

Place of Use                       Point of Diversion

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: Sandy Acres, LLC.

P O BOX 1005 HOLCOMB, KS 67851

Phone Number: (     )                      Email address: \_\_\_\_\_

Name and address of Water Use Correspondent: SANDYHILL ENTERPRISES LLC Attn: JACOB NEUFELD

P O BOX 1005 HOLCOMB, KS 67851

Phone Number: (     )                      Email address: \_\_\_\_\_

3. The presently authorized place of use is:

Owner of Land ---- NAME: \_\_\_\_\_

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	
1	28S	38W	40	40	40	40									40	40	40	40	320

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: \_\_\_\_\_

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 \$** 200.00 **TR #** \_\_\_\_\_ **Receipt Date** 1-23-20 **Check #** 1025

5. **Presently authorized point of diversion:**  
 One in the \_\_\_\_\_ Quarter of the NC Quarter of the NE Quarter  
 of Section 13, Township 26 South, Range 34 W,  
 in Finney County, Kansas, 3980 feet North 1320 feet West of Southeast corner of section.  
 Authorized Rate \_\_\_\_\_ Authorized Quantity \_\_\_\_\_  
 (DWR use only: Computer ID No. 2 GPS \_\_\_\_\_ feet North \_\_\_\_\_ feet West)  
 This point will not be changed  This point will be changed as follows:  
**Proposed point of diversion: (Complete only if change is requested)**  
 One in the SW Quarter of the SW Quarter of the NE Quarter  
 of Section 13, Township 26 South, Range 34 W,  
 in Finney County, Kansas, 3073 feet North 2345 feet West of Southeast corner of section.  
 Proposed Rate \_\_\_\_\_ Proposed Quantity \_\_\_\_\_  
 This point is:  Additional Well  Geo Center List other water rights that will use this point \_\_\_\_\_

6. **Presently authorized point of diversion:**  
 One in the \_\_\_\_\_ Quarter of the NC Quarter of the SE Quarter  
 of Section 12, Township 26 South, Range 34 W,  
 in Finney County, Kansas, 1345 feet North 1320 feet West of Southeast corner of section.  
 Authorized Rate \_\_\_\_\_ Authorized Quantity \_\_\_\_\_  
 (DWR use only: Computer ID No. 2 GPS \_\_\_\_\_ feet North \_\_\_\_\_ feet West)  
 This point will not be changed  This point will be changed as follows:  
**Proposed point of diversion: (Complete only if change is requested)**  
 One in the \_\_\_\_\_ Quarter of the \_\_\_\_\_ Quarter of the \_\_\_\_\_ Quarter  
 of Section \_\_\_\_\_, Township \_\_\_\_\_ South, Range \_\_\_\_\_ (E/W),  
 in \_\_\_\_\_ County, Kansas, \_\_\_\_\_ feet North \_\_\_\_\_ feet West of Southeast corner of section.  
 Proposed Rate \_\_\_\_\_ Proposed Quantity \_\_\_\_\_  
 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) \_\_\_\_\_  
 \_\_\_\_\_

downstream and one-half mile upstream from your property lines

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

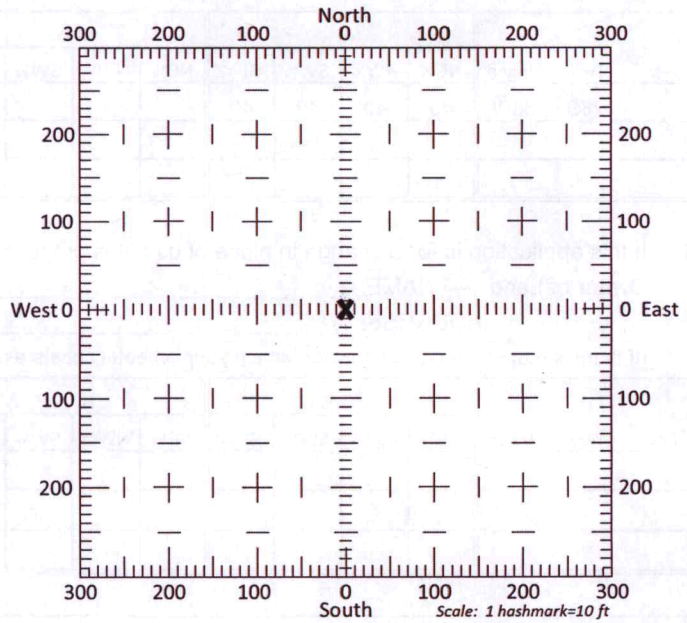
9. The change(s) (was)(will be) completed by?  
 \_\_\_\_\_

10. If the point of diversion is a well:  
 (a) What are you going to do with the old well?  
 \_\_\_\_\_  
 (b) When will this be done? \_\_\_\_\_

11. Groundwater Management District recommendation attached?  
 Yes  No

12. Assisted by SZ/GCFO

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



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

**DWR FIELD OFFICE  
APPLICATION FOR APPROVAL  
TO CHANGE THE PLACE OF  
USE AND/OR THE  
POINT OF DIVERSION  
Supplemental**

**Presently authorized point of diversion:**

One in the     NW     Quarter of the     NW     Quarter of the     SW     Quarter  
of Section     12    , Township     26     South, Range     34     W,  
in Finney County, Kansas,   2395   feet North   4690   feet West of Southeast corner of section.

Authorized Rate \_\_\_\_\_ Authorized Quantity \_\_\_\_\_

**(DWR use only: Computer ID No.   8   GPS \_\_\_\_\_ feet North \_\_\_\_\_ feet West)**

This point will not be changed     This point will be changed as follows:

**Proposed point of diversion: (Complete only if change is requested)**

One in the \_\_\_\_\_ Quarter of the \_\_\_\_\_ Quarter of the \_\_\_\_\_ Quarter  
of Section \_\_\_\_\_, Township \_\_\_\_\_ South, Range \_\_\_\_\_ (E/W),  
in \_\_\_\_\_ County, Kansas, \_\_\_\_\_ feet North \_\_\_\_\_ feet West of Southeast corner of section.

Proposed Rate \_\_\_\_\_ Proposed Quantity \_\_\_\_\_

This point is:  Additional Well     Geo Center    List other water rights that will use this point \_\_\_\_\_.

**Presently authorized point of diversion:**

One in the     NW     Quarter of the     SE     Quarter of the     NW     Quarter  
of Section     13    , Township     26     South, Range     34     W,  
in Finney County, Kansas,   3921   feet North   3834   feet West of Southeast corner of section.

Authorized Rate \_\_\_\_\_ Authorized Quantity \_\_\_\_\_

**(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:

**Proposed point of diversion: (Complete only if change is requested)**

One in the \_\_\_\_\_ Quarter of the \_\_\_\_\_ Quarter of the \_\_\_\_\_ Quarter  
of Section \_\_\_\_\_, Township \_\_\_\_\_ South, Range \_\_\_\_\_ (E/W),  
in \_\_\_\_\_ County, Kansas, \_\_\_\_\_ feet North \_\_\_\_\_ feet West of Southeast corner of section.

Proposed Rate \_\_\_\_\_ Proposed Quantity \_\_\_\_\_

This point is:  Additional Well     Geo Center    List other water rights that will use this point \_\_\_\_\_.

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.)

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 Garden City, Kansas, this 23<sup>rd</sup> day of January, 20 20.

[Signature]  
 \_\_\_\_\_  
 (Owner)

[Signature]  
 \_\_\_\_\_  
 (Spouse)

Jacob Neufeld  
 \_\_\_\_\_  
 (Please Print)

Aganetha Neufeld  
 \_\_\_\_\_  
 (Please Print)

\_\_\_\_\_  
 (Owner)

\_\_\_\_\_  
 (Spouse)

\_\_\_\_\_  
 (Please Print)

\_\_\_\_\_  
 (Please Print)

\_\_\_\_\_  
 (Owner)

\_\_\_\_\_  
 (Spouse)

\_\_\_\_\_  
 (Please Print)

\_\_\_\_\_  
 (Please Print)

State of Kansas }  
 County of Stinson } SS

I hereby certify that the foregoing application was signed in my presence and sworn to before me this 23<sup>rd</sup> day of January, 20 20.



[Signature]  
 \_\_\_\_\_  
 Notary Public

My Commission Expires \_\_\_\_\_

**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



**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. 22575-D1.

- 1. A change application was received on January 23, 2020 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.
- 2. 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
- 3. 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 50 foot radius of the authorized point(s) of diversion.  Applicable  Not Applicable
- 4. 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
- 5. The point(s) of diversion authorized herein shall not actually be located more than 2640 feet from the previously authorized point(s) of diversion.  Applicable  Not Applicable
- 6. 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  Not Applicable
- 7. The owner of the authorized place(s) of use shall properly install an acceptable water flow meter on or before December 31, 2020, 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
- 8. Installation of the works for diversion of water shall be completed on or before December 31, 2020, or within any authorized extension of time. By March 1, 2020 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.  Applicable  Not Applicable
- 9. 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
- 11. 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.

**Administrative Appeal and Effective Date of Order**

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.

*For Use by Register of Deeds*

FOR OFFICE USE ONLY  
**APPLICATION APPROVED AND  
SUMMARY ORDER ISSUED**

By: Austin McColloch  
Duly Authorized Designee of the Chief Engineer

(Print Name): Austin McColloch  
Division of Water Resources - Kansas Department of Agriculture

Date of Issuance: February 12, 2020

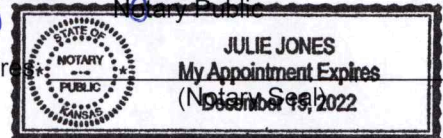
State of Kansas )

County of Finney ) SS

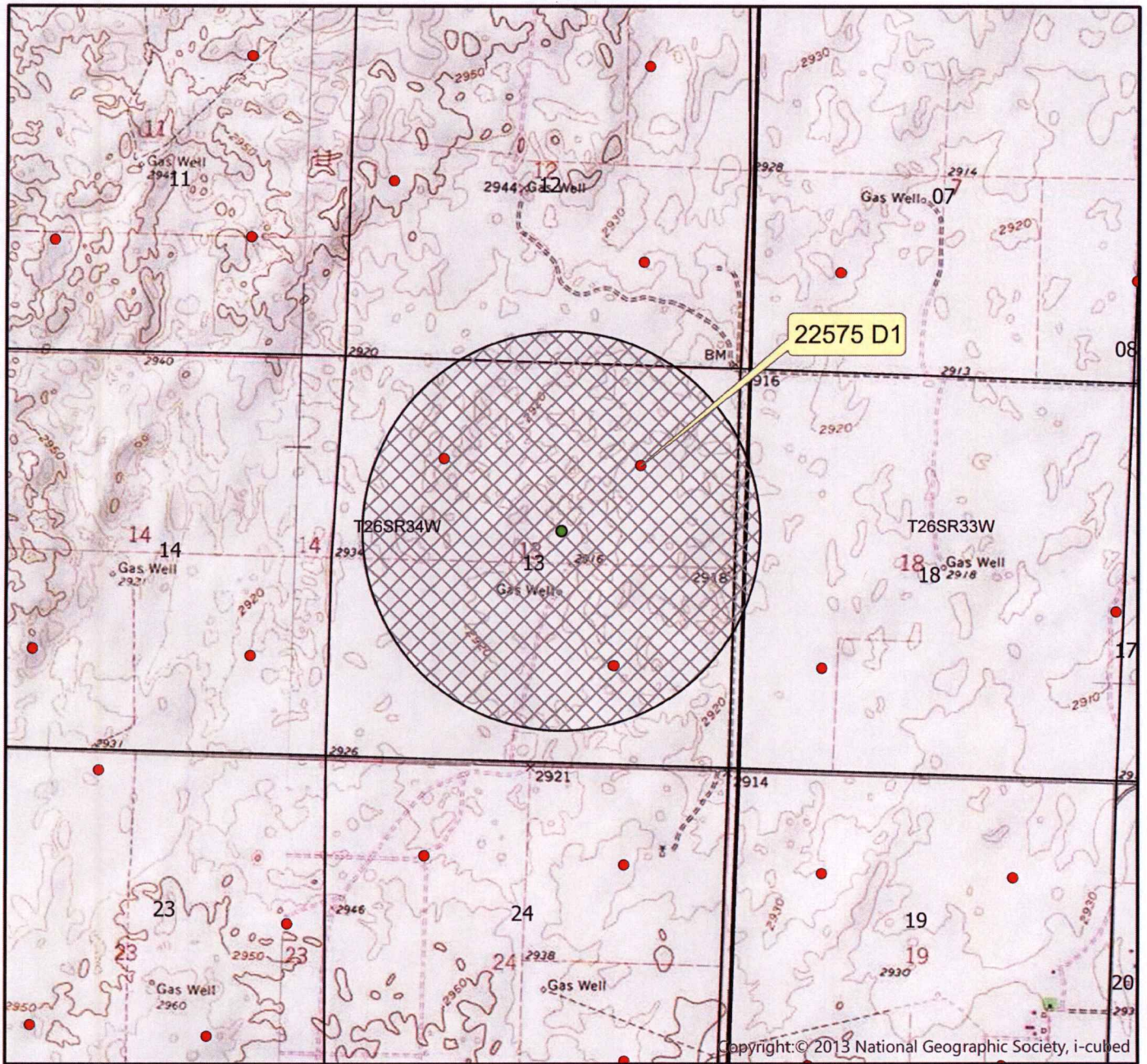
Acknowledged before me on February 12, 2020  
by Austin McColloch

Signature: Julie Jones  
Notary Public

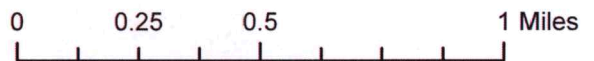
My commission expires December 19, 2022



# CHANGE IN Point OF DIVERSION WATER RIGHT, FILE NO. 22575 D1



Township 26 South Range 34 West  
Finney County



- Authorized Point of Diversion
- Proposed Point of Diversion
- 1/2 mile buffer

All wells of any kind within 1/2 mile of the requested place of use have been plotted.

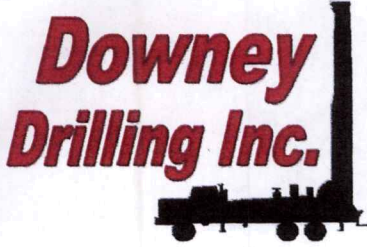


(Signature)

Created by: SZ/GCFO

# WELL LOG

DATE: 1/16/2020



G-103

TEST HOLE #2

CUSTOMER NAME: SANDY ACRES, LLC.

LEGAL: NE 13-26S-34W

COUNTY: FINNEY

WR 22575 D1

GPS: N 37.788829

ID # 2

W -100.988158

DRILLER: DALE GUINN

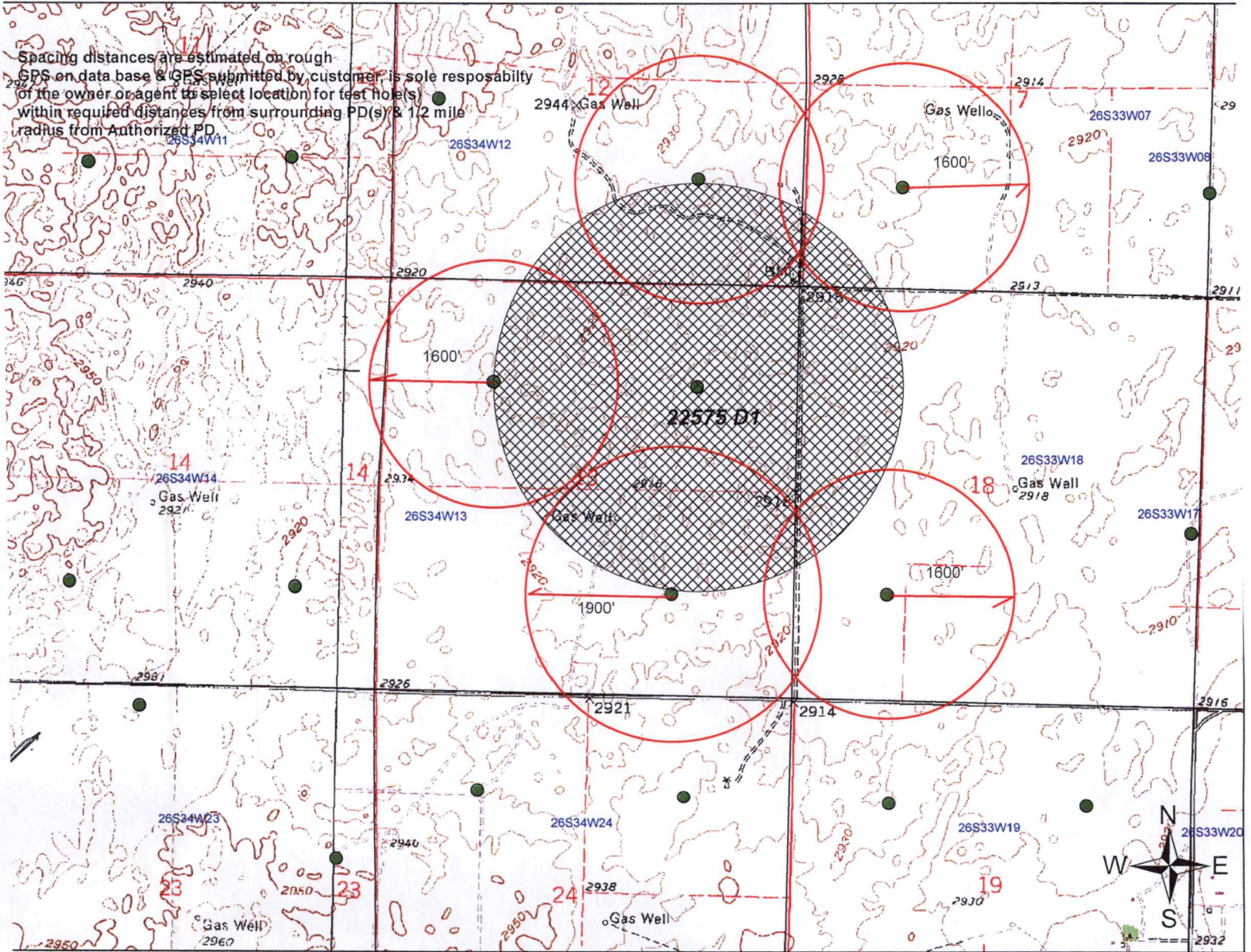
WO: 19-1204

IW	FROM	TO	TYPE	HARDNESS	COLOR	SPEED	PULL DOWN	OTHER / DRILLING ACTION
	0	2	SANDY TOP SOIL					SMOOTH
	2	10	SANDY CLAY AND SOME FINE SAND MIXED		TAN			SMOOTH
	10	19	SANDY CLAY AND A LITTLE CALICHE		BROWN			SMOOTH
	19	51	FINE-MEDIUM-COARSE SAND AND SMALL-MEDIUM-LARGE GRAVEL					
	51	54	SANDY CLAY		TAN			SMOOTH
	54	87	FINE-MEDIUM-COARSE SAND AND SMALL-MEDIUM-LARGE GRAVEL WITH A COUPLE CLAY LAYERS					CHATTER AND ROUGH
	87	105	FINE-MEDIUM-COARSE SAND AND SMALL-MEDIUM-LARGE GRAVEL WITH A CLAY LAYER		TAN			ROUGH AND SMOOTH IN PLACES
	105	124	SANDY CLAY		TAN			SMOOTH
	124	135	FINE-MEDIUM-COARSE SAND AND SANDY CLAY MIXED		TAN			VIBRATION AND CHATTER
	135	168	FINE-MEDIUM-COARSE SAND AND SMALL GRAVEL					CHATTER
	168	180	FINE-MEDIUM-COARSE SAND WITH MANY CLAY LAYERS		TAN			CHATTER AND SMOOTH IN PLACES
	180	212	FINE-MEDIUM-COARSE SAND WITH A FEW CLAY LAYERS AND SMALL GRAVEL					CHATTER
	212	230	STICKY SANDY CLAY		BROWN			SMOOTH
	230	270	FINE-MEDIUM-COARSE SAND AND SMALL GRAVEL					CHATTER
	270	285	SANDY CLAY (LITTLE STICKY) WITH A FEW SAND STRIPS		BROWN			SMOOTH
	285	318	FINE-MEDIUM-COARSE SAND AND SOME SMALL GRAVEL					CHATTER
	318	325	CALICHE		WHITE			CHOPPY
	325	340	FINE-MEDIUM SAND					CHATTER
	340	357	STICKY SANDY CLAY		TAN			SMOOTH
	357	388	SANDY CLAY AND FINE SAND - STICKY IN PLACES		TAN			SMOOTH
	388	400	FINE SAND					VIBRATION AND CHOPPY
	400	422	FINE SAND AND CLAY MIXED - A LITTLE STICKY					SMOOTH AND A LITTLE CHOPPY
	422	427	SOAPSTONE		YELLOW / LITTLE BLUE			SMOOTH
	427	460	SANDSTONE	FAIRLY LOOSE				VIBRATION AND CHOPPY
	460	495	SHALE AND SOAPSTONE - STICKY	LITTLE TIGHT	YELLOW / GRAY			SMOOTH AND CHOPPY
	495	520	SANDSTONE AND BROWN ROCK	FAIRLY LOOSE				VIBRATION AND CHOPPY
	520	531	SHALE	TIGHT	GRAY			CHOPPY
	531	566	SANDSTONE AND SOME SOAPSTONE	LITTLE TIGHT	WHITE			VIBRATION AND CHOPPY
	566	572	SHALE	HARD	BLUE			CHOPPY
	572	580	SANDSTONE	SOFTER	TAN			SOME VIBRATION
	580	600	SHALE	FIRM	BLUE			SMOOTHER
			QUIK GEL - 22					
			EZ MUD - 3/4 GAL.					
			HOLE PLUG - 2 CASING SEAL - 1					

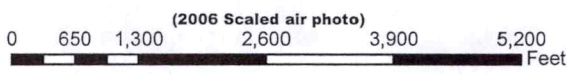
SWH  
261

## Spacing Map WR 22575 D1 ID No.2 Section 13 T26 R34W Finney Co.

Spacing distances are estimated on rough GPS on data base & GPS submitted by customer. is sole responsibility of the owner or agent to select location for test hole(s) within required distances from surrounding PD(s) & 1/2 mile radius from Authorized PD.



- Authorized PD
- Requested PD
- Point of Diversion
- Authorized PU
- Requested PU
- Half Mile Radius



N 37. 7903  
W 100. 9839

Applicant Signature

By signing this map the applicant is aware that no other wells (Irrigation, Domestic, Industrial etc) are within the 1/2 mile radius circle.

Legend



1000 ft

Silvanhoe Rd

**SANDY ACRES LLC**

NE 13-26S-34W FINNEY CO.

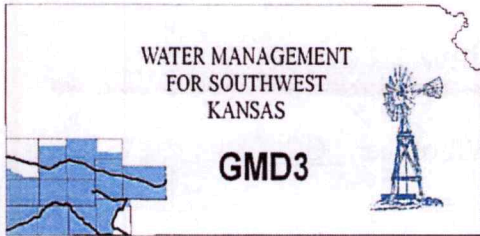
2 ELEV=2926'

G-103 TH #1 ELEV=2925'

G-103 TH #2 ELEV=2921'

Google Earth

© 2019 Google



**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

February 12, 2020

Austin J. McColloch  
Division of Water Resources  
4532 W Jones Ave., Suite B  
Garden City, Kansas 67846

RE: Application for Change in Point of Diversion  
Water Right, File No. 22575 D1

Dear Austin:

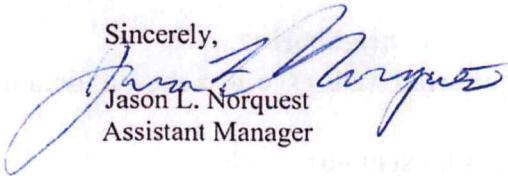
We have completed a review of the application for the above referenced water right. The proposed changes in points of diversion are in accordance with current area rules, K.A.R. 5-23-3, as it pertains to distance moved and minimum spacing to neighboring wells.

Well evaluations were conducted to estimate possible effects of the proposal on the supply of other wells with water rights prior to the proposal per K.S.A. 82a-708b, and the draft revised management program. Under K.S.A. 82a-708b, an applicant requesting a change in point of diversion must demonstrate to the chief engineer that any proposed change is reasonable and will not impair. The enclosed report is an analysis performed by the GMD on behalf of our membership. Under this analysis, the proposed change is considered to be reasonable and unlikely to impair if either the net in-season well-to-well effect of the proposed change is less than a strict maximum allowable threshold (4.0 ft in cases where saturated thickness is greater than 200 ft), or if no well with a net well-to-well effect exceeding the threshold is identified as critical. Critical wells are identified as wells that are expected to either lose or greatly diminish water supply over the next 25 years. The attached review information is based on a Theis analysis using inputs from the GMD3 aquifer model, which is considered to be the best information on well and aquifer data readily and easily available to the public. If either the applicant or the neighbors believe they have better data that might change the result of the analysis, they should contact GMD3. Conclusions of the well analysis may change if better information on well and aquifer data can be made available.

Every neighboring well within 1 mile of the proposed move was evaluated. Evaluations showed that none of the neighboring wells exceeded the net effect on neighboring wells above the maximum allowable threshold. Our office did not receive any comments from neighboring well owners. Therefore, GMD3 sees this move as reasonable and therefore recommend that the application be approved. If aquifer conditions change or there is a change to the water right in the future, we would be happy to evaluate the effects at that 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

## GMD3 Change Review

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File No(s): 22575D1.

DWR office: GC.

App filed to change: PD.

Is Landowner(s) correct in WRIS:   .

    If NO, is documentation included?

Is Water Use Correspondent correct in WRIS?   .

    If NO, is documentation included?

Regulation(s) Reviewed: KAR 5-23-3

Point of diversion ID No(s) 2 being changed.

	ft. North	ft. West	
Authorized PD	3980	1320	Sect 13-26-34
Proposed PD	3073	2345	
Difference	907 s	-1025 w	
$a^2 + b^2 = c^2$	822649	1050625	1368.676 foot moveSW

GPS for proposed PD: Lat: 37.788829 Long: -100.988158.

Is proposed PD stacking on existing WRs?   .

Is Proposed PU overlapping existing WRs?   .

Neighboring certified well(s) notified:   .

Name Tri-Stone Farms Inc. (22575D2 & 30692).

Address 10925 S Sandyhill RD.

Zip Garden City, KS 67846.

Name Johan P & Margaret Loewen (22233 & 22577D1?).

Address PO Box 1098.

Zip Sublette, KS 67877.

Domestic well(s) notified:   .

Name   .

Address   .

Zip   .

Base Acres:   .

Perfected Acres:   .

Irr. Return-Flow   %

**Spacing appears met to neighboring wells.**

**None of the neighboring wells exceeded the 4.0' deminimus effect and needed no further study.**

**Neighbor notices were sent out.**

## GMD3 Change Review

---

Is a waiver needed: spacing met and move was less than half mile.

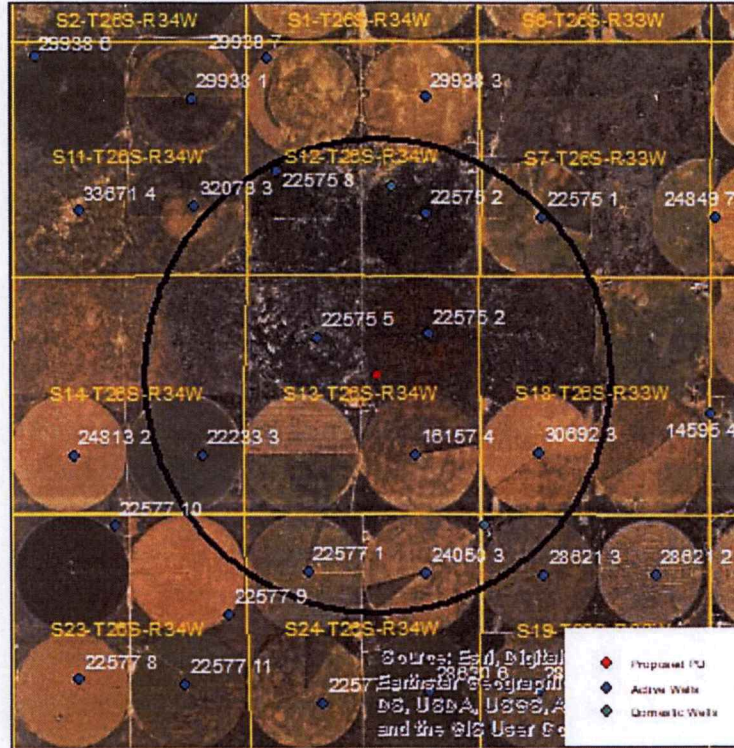
Recommendation: Analysis showed that all neighboring wells were under the first criteria and not critical so no further evaluation was needed. We did have any responses from neighbor notices. Staff therefore recommends approval of the application.

A handwritten signature in blue ink, appearing to be 'JA', is located in the upper right quadrant of the page.



**Evaluation of proposed move for Water Right No 22575 D1**

Proposed: Move water right no. 22575 D1 ID2 in section 13-26-34 a distance of 1465 ft to the southwest.



Wells within 1 mile: 22575 ID5, 22575 ID2, 22575 ID8, 22575 ID1, 16157, 22233, 22677, 24050, 30692, a domestic well in section 12-26-34, and a domestic well in section 19-26-33.

The saturated thickness at the proposed well location is estimated to be 214 ft, based upon the GMD3 model. For saturated thickness greater than 200 ft, the drawdown allowance is 4.0 ft.

**50 year Theis Analysis:** The following values were used to run the analysis:

$S = 0.1707$ ,  $T = 5199 \text{ ft}^2/\text{day}$ ,  $t_{\text{current}} = 54 \text{ days}$  (based upon average use and observed rate),  $Q_{\text{current}} = 259 \text{ gpm}$  (based upon 2011 field inspection),  $t_{\text{proposed}} = 62 \text{ days}$ ,  $Q_{\text{proposed}} = 1000 \text{ gpm}$

Theis drawdowns were calculated as follows:

- 22575 ID5:
  - Drawdown from current location = 0.73 ft
  - Drawdown from proposed location = 4.67 ft
  - Net drawdown = **3.9 ft**
  
- 22575 ID2:
  - Drawdown from current location = 0.70 ft
  - Drawdown from proposed location = 2.43 ft
  - Net drawdown = **1.7 ft**

22575 ID8: Drawdown from current location = 0.46 ft  
Drawdown from proposed location = 2.01 ft  
Net drawdown = **1.6 ft**

22575 ID1: Drawdown from current location = 0.55 ft  
Drawdown from proposed location = 2.00 ft  
Net drawdown = **1.4 ft**

16157: Drawdown from current location = 0.70 ft  
Drawdown from proposed location = 3.95 ft  
Net drawdown = **3.2 ft**

22233: Drawdown from current location = 0.42 ft  
Drawdown from proposed location = 2.23 ft  
Net drawdown = **1.8 ft**

22677: Drawdown from current location = 0.41 ft  
Drawdown from proposed location = 2.14 ft  
Net drawdown = **1.7 ft**

24050: Drawdown from current location = 0.44 ft  
Drawdown from proposed location = 2.16 ft  
Net drawdown = **1.7 ft**

30692: Drawdown from current location = 0.56 ft  
Drawdown from proposed location = 2.33 ft  
Net drawdown = **1.8 ft**

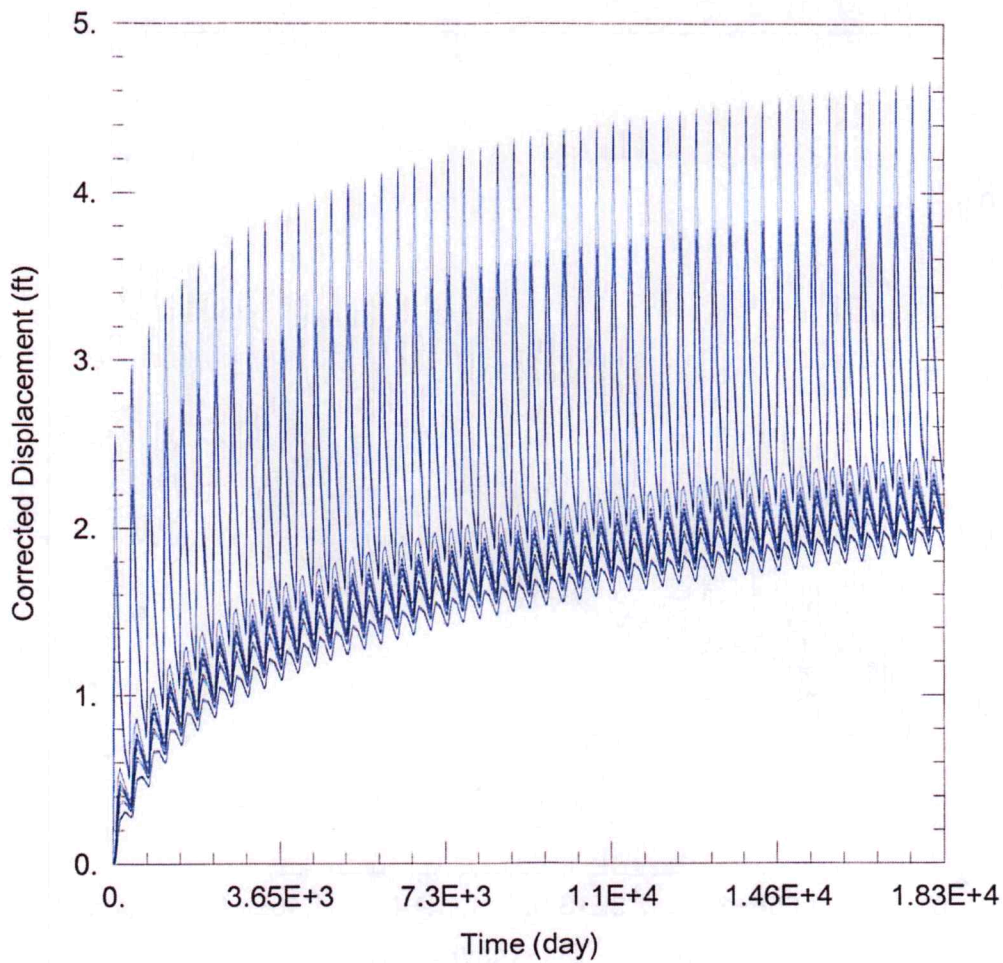
Domestic 12-26-34: Drawdown from current location = 0.58 ft  
Drawdown from proposed location = 2.27 ft  
Net drawdown = **1.69 ft**

Domestic 19-26-33: Drawdown from current location = 0.50 ft  
Drawdown from proposed location = 2.29 ft  
Net drawdown = **1.8 ft**

Net drawdown does not exceed the drawdown allowance of 4.0 ft for any wells within 1 mile of the proposed point of diversion, so critical well analysis is not necessary.

**Conclusion:**

The proposed change should result in minimal effects on neighboring wells and is unlikely to create an impairment situation. GMD3 staff recommends approval of the application.



### WELL TEST ANALYSIS

Data Set: C:\Users\trevora\Documents\2020\_moves\22575\22575 Proposed.aqt  
 Date: 01/30/20 Time: 11:48:09

### PROJECT INFORMATION

Company: GMD 3  
 Project: 22575  
 Location: Finney County  
 Test Well: 22575

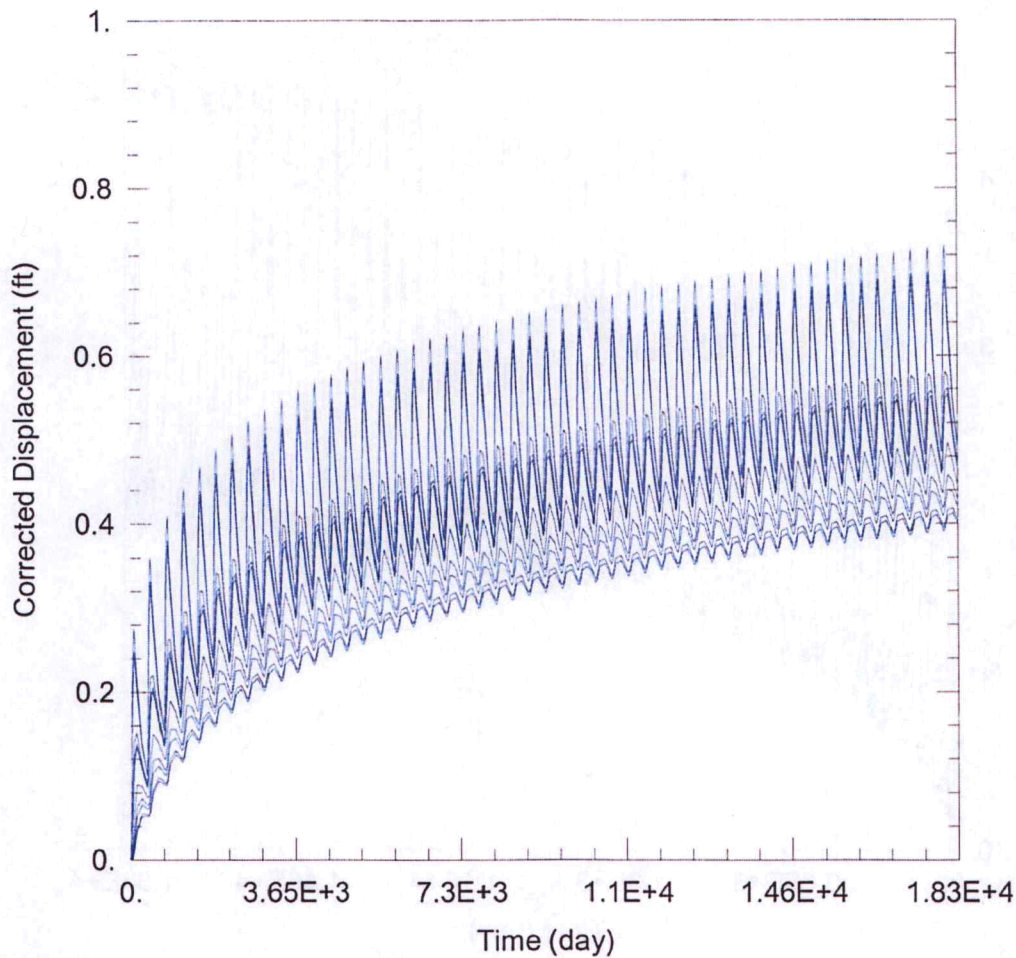
### WELL DATA

#### Pumping Wells

Well Name	X (ft)	Y (ft)
Proposed PD	-54535	332795

#### Observation Wells

Well Name	X (ft)	Y (ft)
□	-54535	332795
□ 22575 ID5	-55894	333637
□ 22575 ID2	-53408	336386
□ 22575 ID8	-56780	337370
□ 22575 ID1	-50781	336320
□ 16157	-53652	331017
□ 22233	-58502	331016
□ 22677	-56103	328418
□ 24050	-53441	328369
□ 30692	-50876	331061
□ Domestic 12-26-34	-54207	337016
□ Domestic 19-26-33	-52103	329433



WELL TEST ANALYSIS

Data Set: C:\Users\trevora\Documents\2020\_moves\22575\22575 Current.aqt  
 Date: 01/30/20 Time: 11:48:17

PROJECT INFORMATION

Company: GMD 3  
 Project: 22575  
 Location: Finney County  
 Test Well: 22575

WELL DATA

Pumping Wells

Well Name	X (ft)	Y (ft)
Current PD	-53373	333686

Observation Wells

Well Name	X (ft)	Y (ft)
□	-53373	333686
□ 22575 ID5	-55894	333637
□ 22575 ID2	-53408	336386
□ 22575 ID8	-56780	337370
□ 22575 ID1	-50781	336320
□ 16157	-53652	331017
□ 22233	-58502	331016
□ 22677	-56103	328418
□ 24050	-53441	328369
□ 30692	-50876	331061
□ Domestic 12-26-34	-54207	337016
□ Domestic 19-26-33	-52103	329433

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](http://www.agriculture.ks.gov)

Mike Beam, Secretary

Laura Kelly, Governor

January 28, 2020

GROUNDWATER MANAGEMENT DISTRICT #3  
2009 E SPRUCE ST  
GARDEN CITY KS 67846

Change Application,  
File No. 22575-D1

Dear Sir or Madam:

We are enclosing a copy of the referenced application, which was submitted by Jacob Neufeld and appears to be in proper form, for your review.

We are delaying any further action for a period of 15 days from the date of this letter to allow you time to submit your recommendation concerning this application. Please submit your recommendation within the allotted time, or any authorized extension of time thereof.

If you have any questions, please contact me at (620) 276-2901. If you wish to discuss a specific file, please have the file number ready to that I may help you more efficiently.

Sincerely,

A handwritten signature in blue ink, appearing to read "Austin McColloch".

Austin McColloch  
Assistant Water Commissioner

Enclosure  
pc: