

NOTICE

This scan only represents the application as filed. The information contained herein meets the requirements of K.A.R. 5-3-1 or K.A.R. 5-5-1, and has been found acceptable for filing in the office of the Chief Engineer. The application should not be considered to be a complete application as per K.A.R. 5-3-1b or K.A.R. 5-5-2a.

Submit To: CHIEF ENGINEER
Division of Water Resources
Kansas Department of Agriculture
1320 Research Park Drive
Manhattan, Kansas 66502
http://agriculture.ks.gov/dwr

**APPLICATION FOR APPROVAL TO
CHANGE THE PLACE OF USE, THE
POINT OF DIVERSION OR THE USE
MADE OF THE WATER UNDER AN
EXISTING WATER RIGHT**



State of Kansas

Filing Fee Must Accompany the Application
(Please refer to Fee Schedule on signature page of application form.)

Paragraph Nos. 1, 2, 3, 4 & 8 must be completed. Complete all other applicable portions. A topographic map or detailed plat showing the authorized and proposed points(s) of diversion and /or place of use must accompany this application.

1. Application is hereby made for approval of the Chief Engineer to change the

- ~~Place of Use~~
(Check one or more) Point of Diversion
 Use Made of Water

9/3/2020
KJN

Water Resources
Received
SEP 03 2020
12:48
KS Dept Of Agriculture

File No. 26312

2. Name of applicant: DOUGLAS KOEHN

Address: 13880 E ROAD 7, ULYSSES KS 67880

City, State and Zip: _____

Phone Number: (620)353-3762 E-mail address: _____

What is your relationship to the water right; owner tenant agent other? If other, please explain. _____

Name of water use correspondent: NO CHANGE

Address: _____

City, State and Zip: _____

Phone Number: () _____ E-mail address: _____

3. The change(s) proposed herein are desired for the following reasons (please be specific): _____

TO RELOCATE WELLS.

The change(s) (will be) completed by FALL 2020 (Date)

For Office Use Only:															
F.O. Code	<u>4</u>	GMD	<u>3</u>	Meets K.A.R. 5-5-1	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	Use	<u>IRR</u>	Source	<input checked="" type="checkbox"/> G <input type="checkbox"/> S	County	<u>GT</u>	By	<u>KJN</u>	Date	<u>9/3/2020</u>
			<u>CGT</u>	Fee \$	<u>200</u>	TR #		Receipt Date	<u>9/3/2020</u>	Check #	<u>31000</u>				

RECEIVED

AUG 31 2020

6. The presently authorized point(s) of diversion are TWO WELLS
(Provide description and number of points)
7. The proposed point(s) of diversion are TWO WELLSW
(Provide description and number of points)

List all presently authorized point(s) of diversion:

8. **Presently authorized point of diversion:**
 One in the _____ Quarter of the _____ CN _____ Quarter of the _____ SE _____ Quarter
 of Section 35, Township 27 South, Range 35 W,
 in GT County, Kansas, 2615 feet North 1295 feet West of Southeast corner of section.
 Authorized Rate --- Authorized Quantity ---
(DWR use only: Computer ID No. 02 GPS 2573 feet North 1270 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 _____ NW _____ Quarter of the _____ NW _____ Quarter of the _____ NE _____ Quarter
 of Section 35, Township 27 South, Range 35 W,
 in GT County, Kansas, 5009 feet North 2232 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 _____.

9. **Presently authorized point of diversion:**
 One in the _____ SE _____ Quarter of the _____ SE _____ Quarter of the _____ SE _____ Quarter
 of Section 35, Township 27 South, Range 35 W,
 in GT County, Kansas, 105 feet North 105 feet West of Southeast corner of section.
 Authorized Rate --- Authorized Quantity ---
(DWR use only: Computer ID No. 01 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 _____ NW _____ Quarter of the _____ NE _____ Quarter of the _____ SE _____ Quarter
 of Section 35, Township 27 South, Range 35 W,
 in GT County, Kansas, 2573 feet North 2232 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 _____.

10. **Presently authorized point of diversion:**
 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.
 Authorized Rate _____ Authorized Quantity _____
(DWR use only: Computer ID No. _____ 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 _____.

11. Describe the current condition of and future plans for any point(s) of diversion which will no longer be used. _____

27S35W22

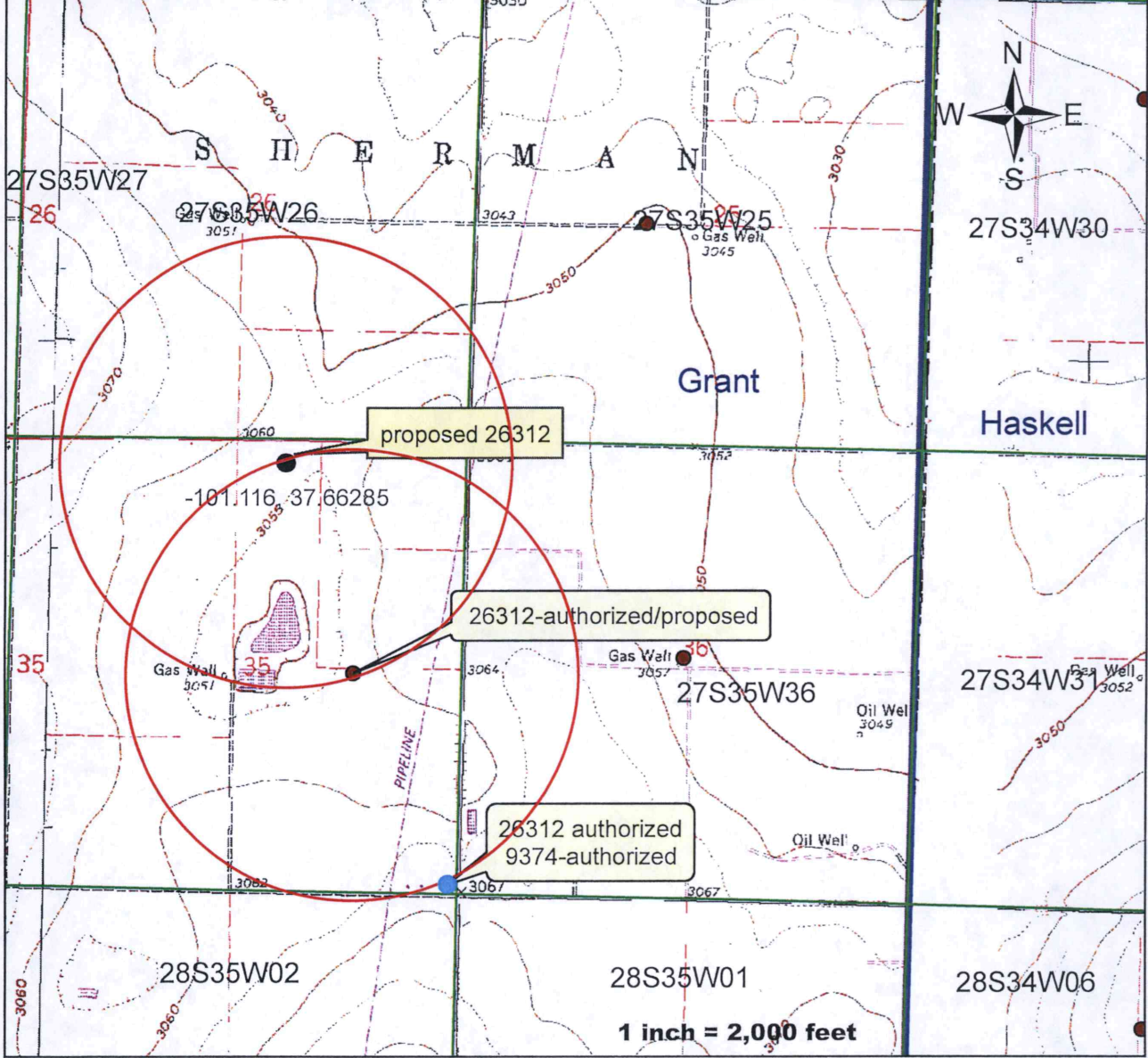
27S35W23

27S35W24

27S34W19

FILE NO. 26312

APPLICATION TO CHANGE THE POINT OF DIVERSION



27S34W30

Grant

Haskell

proposed 26312

-101.116 37.66285

26312-authorized/proposed

26312 authorized
9374-authorized

28S35W01

1 inch = 2,000 feet

X _____
 APPLICANT SIGNATURE
 NO OTHER WELLS WITHIN ONE HALF MILE

Water Resources
Received

SEP 03 2020

KS Dept Of Agriculture

59092
2/2/20
-101.11600
37.66285
50091 x 2232



K&K
WATER
WELLS
SUBLETTE, KANSAS

	X

PHONE (620)-675-2222 710 W. La Lande Ave. Fax (620)-675-8022

CUSTOMER'S NAME Doug Koehn DATE 12-8-14
 STREET ADDRESS 13880 ERD 2 TEST # 1 E. LOG _____
 CITY & STATE Ulysses Ks 67880 DRILLER W Sheldon
 COUNTY Grant QUARTER NE SECTION 35 TOWNSHIP 27 RANGE 35
 LOCATION MDS N37.66286° W 101.11666°
NW Corner of NE Quarter RIG # 1 WO # _____

%	From	Pay	To	Description of Strata	Static Water Level: <u>340</u>	Proposed Well Depth: <u>508</u>
	0		2	Top Soil		
	2		110	Brown sandy clay lime rock w/ some fine sand		
	110		150	Sand fine to med coarse small to med w/ some clay layers		
	150		157	Brown clay w/ some sand		
	157		163	Sand fine to med coarse small to med gravel		
	163		205	Brown & gray clay		
	205		260	Sand fine to med coarse small gravel some clay stringers		
	260		267	Brown sandy clay		
	267		315	Blue clay & Blue Sand		
20	315	15	355	Sand fine to med coarse small gravel		
	355		360	Brown sandy clay		
10	360	65	425	Sand fine to med coarse		
	425		440	Brown sandy clay		
5	440	59	494	Soap Stone & Sand Stone some brami stuffy clay		
10	494	8	502	Sand Stone "lost Circ" "Well on a vacume"		
	502		528	Shale very hard		

Water Resources Received

142

SEP 03 2020

26312

18 - Brown
19 - Gel
6 - Hole Plug
1 - Perme Plug
1 - Set 1 1/2" clay blade

WATER RESOURCES RECEIVED

FEB 22 2016

MAY 11 2015

Garden City Field Office
DIVISION OF WATER RESOURCES

KS DEPT OF AGRICULTURE

SCANNED

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 Kingman, Kansas, this 6th day of August, 2020.

[Signature]
 (Owner)

 (Spouse)

 (Please Print)

 (Please Print)

 (Owner)

 (Spouse)

 (Please Print)

 (Please Print)

 (Owner)

 (Spouse)

 (Please Print)

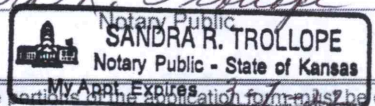
 (Please Print)

State of Kansas }
 County of Kingman } SS

I hereby certify that the foregoing application was signed in my presence and sworn to before me this 6th day of August, 2020.

[Signature]

My Commission Expires 3-7-2022



ONLY COMPLETE APPLICATIONS WILL BE PROCESSED. To be complete, all of the applicable forms for this application 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

Water Resources
 Received

SEP 03 2020

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.)

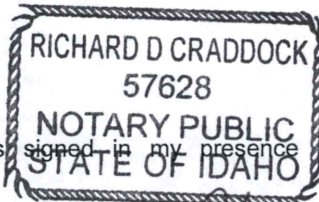
If the application proposes a surface water change in point of diversion, a groundwater change in point of diversion greater than 300 feet, or a change in place of use, the application must be signed by all owners of the currently authorized place of use, or their duly authorized agent (attach notarized 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 Twin Falls, ID, Kansas, this 12 day of June, 2020.

<u>X</u> <u>Jon Cromer</u> (Owner)	_____
_____	(Spouse)
<u>Jon Cromer</u> (Please Print)	_____
_____	(Please Print)
_____	(Owner)
_____	(Spouse)
_____	(Please Print)
_____	(Please Print)
_____	(Owner)
_____	(Spouse)
_____	(Please Print)
_____	(Please Print)

State of IDAHO (Please Print)
County of TWIN FALLS } SS



I hereby certify that the foregoing application was signed in my presence and sworn to before me this 12th day of June, 2020.

[Signature]
Notary Public

My Commission Expires 3-28-2020

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**

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- (2) Application to change a point of diversion more than 300 feet \$200
- (3) Application to change the place of use \$200

Water Resources
Received

SEP 03 2020

KS Dept Of Agriculture

12. The presently authorized use of water is for IRR purposes.

It is proposed that the use be changed to NO CHANGE purposes.

13. If changing the place of use and/or use made of water, describe how the consumptive use will not be increased.

NA

(Please show any calculations here.)

14. It is requested that the maximum annual quantity of water be reduced to NA (acre-feet or million gallons).

15. It is requested that the maximum rate of diversion of water be reduced to NA gallons per minute (NA c.f.s.).

16. The application must include either a topographic map or detailed plat. A U.S. Geological Survey Topographic Map, scale 1:24,000, is available through the Kansas Geological Survey, 1930 Constant Avenue, University of Kansas, Lawrence, Kansas 66047-3726 (www.usgs.gov). The map should show the location of the presently authorized point(s) of diversion. Distances North and West of the Southeast corner of the section must be shown. The presently authorized place of use should also be shown. Identify the center of the section, the section lines and the section corners and show the appropriate section, township, and range numbers on the map. In addition the following information must also be shown on the map.

a. If a change in the location of the point(s) of diversion is proposed, show:

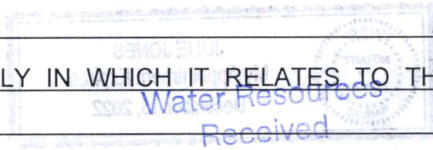
- 1) The location of the proposed point(s) of diversion. Distances North and West of the Southeast corner of the section must be shown. Please be certain that the information shown on the map agrees with the information shown in Paragraph Nos. 9, 10 and 11 of the application.
- 2) If the source of supply is groundwater, please show the location of existing water wells of any kind, including domestic wells, within 1/2 mile of the proposed well or wells. Identify each well as to its use and furnish name and mailing address of the property owner or owners. If there are no wells within 1/2 mile, please indicate so on the map.
- 3) If the source of supply is surface water, the names and mailing addresses of all landowner(s) 1/2 mile downstream and 1/2 mile upstream from your property lines must be shown.

b. If a change in the place of use is desired, show the proposed place of use by crosshatching on the map. Please be certain that the information shown on the map agrees with the information shown in Paragraph No. 5 of the application.

17. Attach documentation to show the change(s) proposed herein will not impair existing water rights and relates to the same local source of supply as to which the water right relates. This information may include statements, plats, geology reports, well logs, test hole logs, and other information as necessary information to show the above. Additional comments may be made below.

NO CHANGE IN SOURCE OF SUPPLY

NO CHANGE IN SOURCE OF LOCAL SOURCE OF SUPPLY IN WHICH IT RELATES TO THIS WATER RIGHT PRIORITY. MEETS KSA 82a 708b



SEP 03 2020

KS Dept Of Agriculture

18. If the proposed change(s) does not meet all applicable rules and regulations of the Kansas Water Appropriation Act, please identify the rules and regulations for which you request a waiver. State the reason why a waiver is needed and why the request should be granted. Attach documentation showing that granting the request will not impair existing water rights and will not prejudicially and unreasonably affect the public interest.

WATER RIGHT OWNERS REQUEST A WIAIVER OF KAR 5-23-3 AS THERE ARE NO NEARBY WELLS UP TO ONE MILE. NO CHANGE IN LOCALS SOURCE OF SUPPLY OR SUPPLY. GIVING UP WATER RIGHT FILE NO. 9374 PRIORITY IF GRANTED AND APPROVED

Any use of water that is not as authorized by the water right or permit to authorize water **before** the chief engineer approves this application is a violation of the Kansas Water Appropriation Act for which criminal or civil penalties may be assessed. Such violation is a class C misdemeanor, punishable by a fine not to exceed \$500 and/or a term of confinement not to exceed one month in the county jail. K.S.A. 82a-728(b). Civil penalties shall be not less than \$100 nor more than \$1,000 per violation. In the case of a continuing violation, each day such violation continues may be deemed a separate violation. In addition to these penalties the water right may be modified or suspended. K.S.A. 82a-737, as amended.

The application must be signed by all owners of the place of use authorized under the water right and his or her spouse, if married. Please indicate if there is no spouse. If land is being purchased under contract, the seller must sign as landowner until such time as the contract is completed.

In the event that all applicants cannot appear before one notary public, they may as necessary sign separate copies of the application before any notary public conveniently available to them. All copies signed in this manner shall be considered to be valid parts of the application.

If the request is signed on behalf of any Owner by someone with legal authority to do so (for example, an agent, one who has power of attorney, or an executor, executrix, conservator), it will be necessary to attach proper documents showing such authority.

I declare that I am an owner of the currently authorized place of use as identified herein, or that I represent all such owners and am authorized to make this application on their behalf, and declare further that the statements contained herein are true, correct, and complete. By filing this application I authorize the chief engineer to permanently reduce the quantity of water and/or rate of diversion as specified in sections 14 and 15 of this application.

Dated at Landon City, Kansas, this 31st day of August, 20 20.

Douglas Koch
(Owner)

Douglas Koch
(Please Print)

(Owner)

(Please Print)

(Owner)

(Please Print)

Jana Koch
(Spouse)

Jana Koch
(Please Print)

(Spouse)

(Please Print)

(Spouse)

(Please Print)

State of Kansas)
County of Finney) SS

I hereby certify that the foregoing application was signed in my presence and sworn to before me this 31st day of August, 20 20.

My Commission Expires



Julie Jones
Notary Public

FEE SCHEDULE

Each application to change the place of use, the point of diversion or the use made of the water under this section shall be accompanied by the application fee set forth in the schedule below:

- (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
- (4) Application to change the use made of the water \$300

Make check payable to **Kansas Department of Agriculture.**