

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

1. File Number: 26846	2. Status Change Date:	3. Change Num: C3	4. Field Office: 4	5. GMD: 3
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6. Status: <input checked="" type="checkbox"/> Approved <input type="checkbox"/> Denied by DWR/GMD <input type="checkbox"/> Dismiss by Request/Failure to Return	7. Filing Date of Change: 12/15/2020
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8a. Applicant(s) <input type="checkbox"/> New to system Person ID 32276 Add Seq# _____ RETA JANE KANE TRUST 17398 ROAD O KISMET, KS 67859	8c. Landowner(s) <input type="checkbox"/> New to system Person ID _____ Add Seq# _____
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8b. Landowner(s) <input type="checkbox"/> New to system Person ID _____ Add Seq# _____ 8a	8d. WUC <input type="checkbox"/> New to system Person ID _____ Add Seq# _____ 8a
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9. Documents and Enclosure(s): DWR Meter(s) Date to Comply: **12/31/2021** N & P Date to Comply: _____

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: **12/21/2020** By: **AM**
 Date Entered: _____ By: _____

File No. **26846** 11. County: **SW** Basin: **CIMARRON RIVER** Stream: Formation Code: **211** Special Use:

12. Points of Diversion
 CHK
 MOD
 DEL PDIV
 ENT
 Qualifier S T R ID 'N 'W Comment (AKA Line)
 Rate and Quantity
 Authorized Additional
 Rate Quantity Rate Quantity
 gpm/cfs af/mgy gpm/cfs af/mgy Overlap PD Files

CHK 87961

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	NE¼				NW¼				SW¼				SE¼				Total	Owner	Chg?	Overlap Files
						NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼				
MOD 38625	19	32S	32W	1						33.25	33.25	33.25	33.25	33.25	33.25	33.25	33.25					266	8a	N	NONE
DEL 69874																									

Base Acres: Year: Minimum Reasonable Quantity:

Comments: **REVERTING BACK TO ORIGINAL ACRES BEFORE C2; REMOVING SARA WILLIMON OFF PU/OWNERSHIP**

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

December 21, 2020

RETA JANE KANE TRUST
17398 ROAD O
KISMET, KS 67859

RE: Water Right, File Nos. 26846

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 numbers.

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/or 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

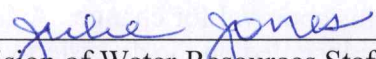
CERTIFICATE OF SERVICE

On this 21st day of December, 2020, I hereby certify that the foregoing Approval of Application for Change in Place of Use, Water Right, File No. 26,846 dated 21st day of December, 2020 was mailed postage prepaid, first class, US mail to the following:

RETA JANE KANE TRUST
17398 ROAD O
KISMET, KS 67859

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.

File No. 26846

RECEIVED
 5:00 pm
 DEC 15 2020

Garden City Field Office
 DIVISION OF WATER RESOURCES

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: RETA JANE KANE TRUST

17398 ROAD O KISMET KS 67859

Phone Number: () Email address: _____

Name and address of Water Use Correspondent: SAME AS ABOVE

Phone Number: () Email address: _____

3. The presently authorized place of use is:

Owner of Land ---- NAME: RETA JANE KANE TRUST // SARA LYNN WILLIMON

ADDRESS: 17398 ROAD O KISMET KS 67859 // 17938 ROAD O KISMET KS 67859

(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	
29	32S	32W					33.25	33.25	33.25	33.25	39	22.5	22.5	39					256
29	32S	32W														5	5		10

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: RETA JANE KANE TRUST

ADDRESS: 17398 ROAD O KISMET KS 67859

(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	
29	32S	32W					33.25	33.25	33.25	33.25	33.25	33.25	33.25	33.25					266

For Office Use Only: Code _____ Fee \$ 200.00 TR # _____ Receipt Date 12-15-20 Check # 3036

5. **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 _____ Depth of well _____ (feet)
(DWR use only: Computer ID No. _____ 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:
Proposed point of diversion: (Complete only if change is requested or if existing point is better described by GPS)
 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 _____ Proposed well depth (feet) _____
 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 _____ 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 _____ Depth of well _____ (feet)
(DWR use only: Computer ID No. _____ 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:
Proposed point of diversion: (Complete only if change is requested or if existing point is better described by GPS)
 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 _____ Proposed well depth (feet) _____
 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) 2/27/2020 PU CHANGE NOT
DESIRED ANYMORE; WISH TO CHANGE BACK TO
PREVIOUS PU

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

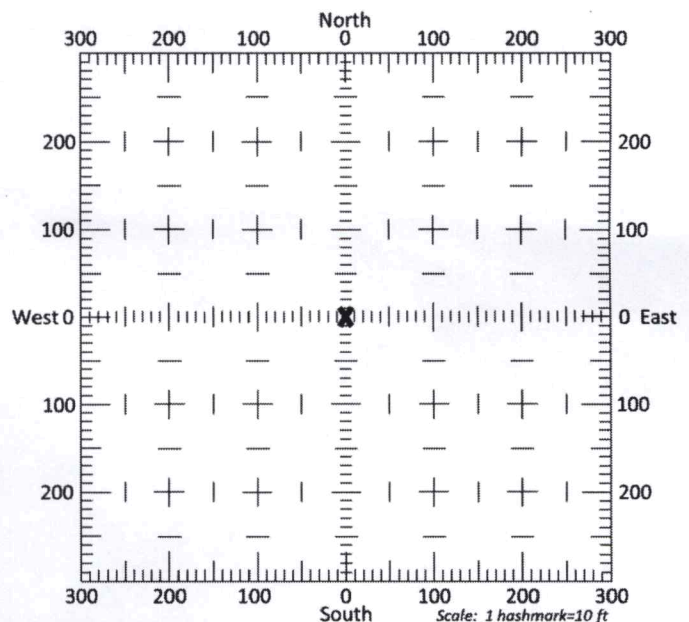
9. The change(s) (was)(will be) completed by?
UPON APPROVAL

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

11. Groundwater Management District recommendation attached?
 Yes No

12. Assisted by AM/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 downstream and one-half mile upstream from your property lines



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 above represents the presently authorized point of diversion.)**

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.)

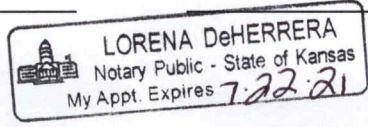
If the application proposes a surface water change in point of diversion, a groundwater change in point of diversion greater than 300 feet, or a change in place of use, the application must be signed by all owners of the currently authorized place of use, or their duly authorized agent (attach notarized 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 Liberal, Kansas, this 8th day of December, 2020.

<u>Sara Willimon</u> (Owner)	 (Spouse)
<u>Sara Lynn Willimon</u> (Please Print)	 (Please Print)
<u>Reta Jane Kane LLC</u> <u>Scott Kane</u> (Owner) <u>farm mgr</u>	 (Spouse)
<u>Reta Jane Kane LLC</u> <u>Scott Kane</u> (Please Print) <u>farm mgr</u>	 (Please Print)
 (Owner)	 (Spouse)
 (Please Print)	 (Please Print)

State of Kansas }
 County of Seward } SS



I hereby certify that the foregoing application was signed in my presence and sworn to before me this 8 day of Dec, 2020.

Lorena DeHerrera
 Notary Public

My Commission Expires 7-22-21

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.

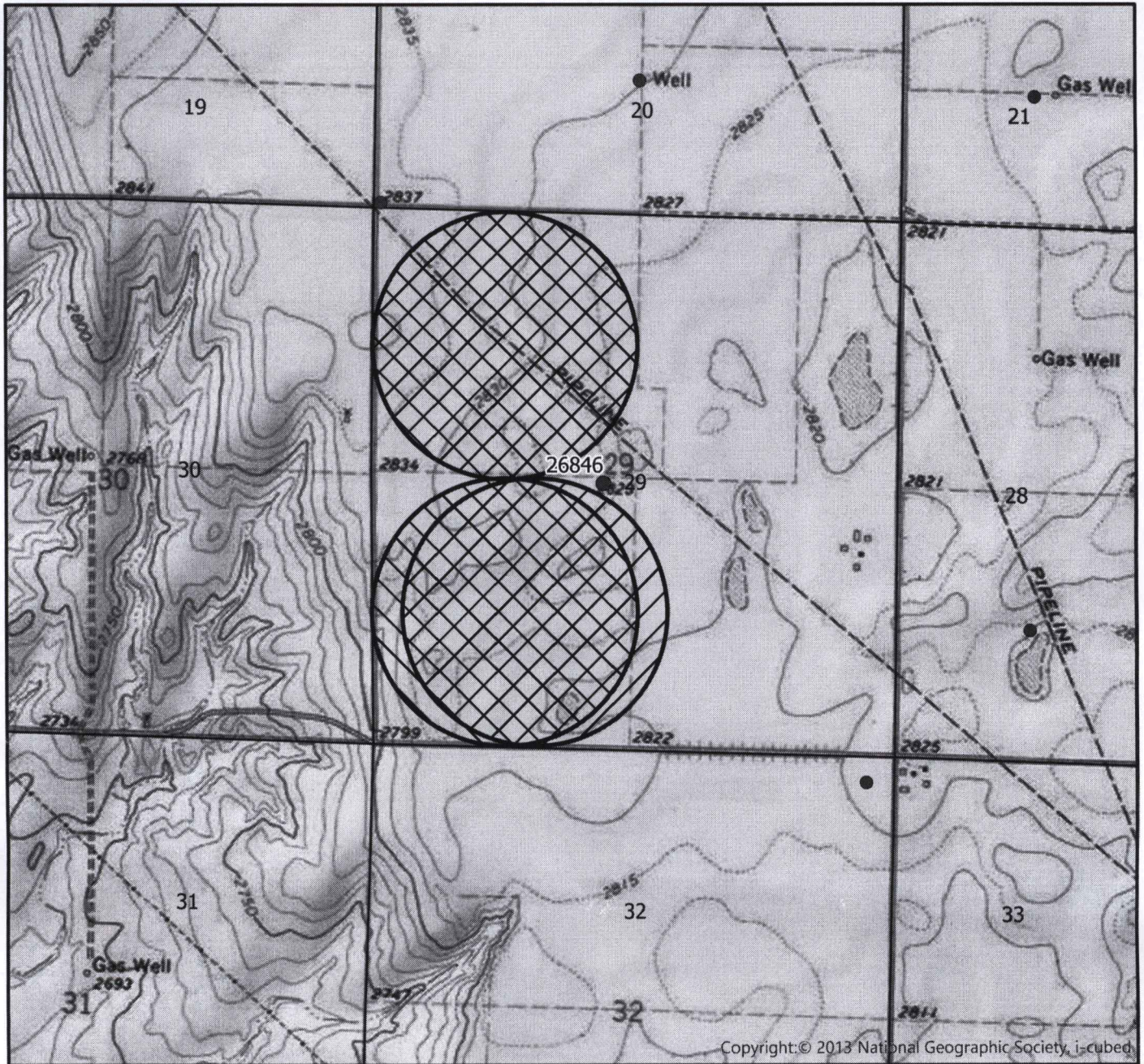
FEE SCHEDULE

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

CHANGE IN PLACE OF USE WATER RIGHT, FILE NO. 26846

Section 29 Township 32 South Range 32 West Seward County



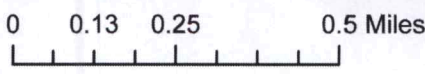
Copyright © 2013 National Geographic Society, i-cubed

●	Authorized Point of Diversion
●	Permitted Water Right
★	Domestic Well within 1/2 mile
	Authorized Place of Use
	Proposed Place of Use

List of owner name and addresses within 1/2 mile:

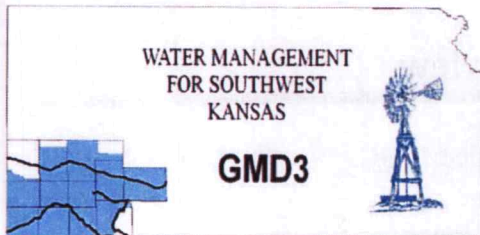


By signing below I agree that all wells, including domestic, and owners names and addresses within 1/2 mile of the proposed point of diversion have been shown on the map



Sara Wellman 12-8-2020
 (Signature) _____ Date

Date AM/GCFO
 1:18,000 Scale



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

December 18, 2020

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

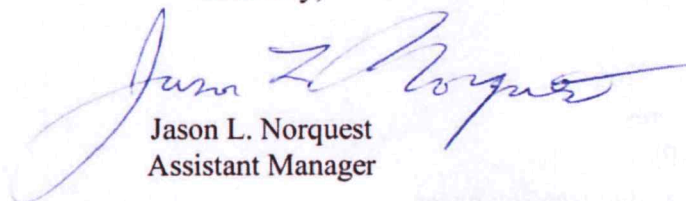
RE: Application for Change in Place of Use
Water Right, File No. 26846

Dear Austin:

We have reviewed the application for the above referenced water right. 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, to shift the one pivot back to the west where it was originally before a change application approved earlier this year. The change is still within the water right's base acres and is in accordance with K.A.R. 5-5-11. It is therefore recommended that the application to shift back to the original acres 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

GMD3 Change Review

File No(s): 26846.

DWR office: GC.

App filed to change: PU.

Is Landowner(s) correct in WRIS: Reta Jane Kane Trust.

If NO, is documentation included?

Is Water Use Correspondent correct in WRIS? .

If NO, is documentation included?

Regulation(s) Reviewed: KAR 5-5-11

Point of diversion ID No(s) being changed.

	ft. North	ft. West	
Authorized PD			
Proposed PD			
Difference	0	0	
$a^2 + b^2 = c^2$	0	0	0

GPS for proposed PD: Lat: Long: .

Is proposed PD stacking on existing WRs? No Change.

Is Proposed PU overlapping existing WRs? No.

Neighboring certified well(s) notified: .

Name .

Address .

Zip .

Domestic well(s) notified: .

Name .

Address .

Zip .

Base Acres: 266.

Perfected Acres: .

Irr. Return-Flow %

Currently authorizes 266 acres

Requested 266 acres.

Applicant is wanting to move the SW pivot point 300' east. The 10 new acres will replace the 10 being given up on the west side of the pivot.

The are not proposing to increase the base acres with this application and just maintain the 266 acres.

New request to keep the pivot where it was originally and not move it east. Still the same acres.

Is a waiver needed: Meets current area rules.

Recommendation: After review of all available information, the proposal is consistent with current rules and regulations and seem reasonable. Staff therefore recommends

GMD3 Change Review

approval of the application. The move is just like the original, and does not increase base acres. recommend allowing the move back that probably was not completed.

A handwritten signature in blue ink, consisting of a stylized 'M' followed by a flourish.

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

December 18, 2020

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

Change Application,
File Nos. 26846

Dear Sir or Madam:

We are enclosing a copy of the referenced application, which was submitted by Reta Jane Kane Trust 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 that reads "Austin McColloch".

Austin McColloch
Assistant Water Commissioner

Enclosure
pc:

RE: RE: SW 29-32-32 Seward County KS RETA JANE KANE TRUST

Fri 12/11/2020 10:22 AM *
From: Meyer, Mike [KDA]
To: skane@swko.net
Cc: McColloch, Austin [KDA]



Message

hello
I can accept the meter for and completion form now with the electronic documents. so consider those accepted.
please mail or drop off the change application with the check and original notarized signatures. however you wish to get that application to us.
thank you

Michael A. Meyer, PG
Kansas Department of Agriculture
Division of Water Resources
Garden City Field Office
4532 W Jones Ave, Suite B
Garden City KS 67846
lat 37.98820, lon -100.944470
(620)-276-2901
mike.meyer@ks.gov

From: Scott Kane <skane@swko.net>
Sent: Friday, December 11, 2020 10:16 AM
To: Meyer, Mike [KDA] <Mike.Meyer@ks.gov>

Decided to not move Sprinkler
Pivot 300 feet East. Due to New well
Taking longer than Anticipated.

SK