## Kansas Department of Agriculture Division of Water Resources

**CHANGE: P/U WORKSHEET** 

1. File Number: <b>6815</b>	2. Status Change Date: 4-29-2020	3. Change Num:	4. Field Office:	5. GMD:
6. Status: Approved Den	ied by DWR/GMD ☐	Dismiss by Reques	t/Failure to Return	7. Filing Date of Change: <b>4/27/2020</b>
8a. Applicant(s) New to system □  BRAD WHITHAM PO BOX 327 LEOTI, KS 67861	Person ID 65501 Add Seq#	8c. Landown New to sy		Person ID Add Seq#
8b. Landowner(s) New to system   C & W LIMITED PARTNE Attn: CHARLES WHITHA PO BOX 327 LEOTI, KS 67861		8d. WUC New to sy	estem 🗌	Person ID Add Seq#
9. Documents and Enclosure(s): ☑ D\ ☐ Anti-Reverse Meter ☐ Meter ☐ Conservation Plan Date Requir		⊠ N & P Form	☐ Water Tube ☐	to Comply: 3/1/2021  Driller Copy
10. Use Made of Water From:		To: _		
			Date Prepared: <b>4/28</b> Date Entered:	ву: <b>АМ</b> Ву:

ile No. 6815	11. County	WH	Basir	n: LADI	DER CR	EEK			St	ream:							Fo	rmation C	ode: 211	Special Use:
2. Points of Diversion HK OD EL PDIV NT Qualifier	S	т	R I	D	'N	'W		Comi	ment (	(AKA I	Line)			uthori	uantity zed Quanti af/mg		A Rate		antity mgy (	Overlap PD Files
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. 5YR Allocation: Allocation . Place of Use HK DD EL NT PUSE S T F HK 19840 10 16S38	ID BW 1 BW 1	Star  NE 1/4  31.25	NEW NW 1/4 40	sw s <sub>3</sub> / <sub>4</sub> 3140 440 4	9pm (	NV NW 1/4	nt	SE 1/4	Amo	sv NW 1/4	white	SE 1/4	Base /	Acres S NW 1/4	SW 1/4 40	Со SE <sub>¼</sub> 31.25	Total	Owner 8b	Chg?	Overlap Files  MULTIPLE
. 5YR Allocation: Allocation . Place of Use HK DD EL NT PUSE S T F HK 19840 10 16S38 HK 15875 11 16S38 HK 15875 14 16S38	ID BW 1 BW 1 BW 1	Star  NE 1/4  31.25	NEW NW 1/4 40	sw s <sub>3</sub> / <sub>4</sub> 3140 440 4	gpm ( 5 YF	NV NW 1/4	nt	SE 1/4	Amo	sv NW 1/4	white	SE 1/4	NE 1/4 31.25	Acres S NW 1/4 40 40	SE1/4 SW 1/4 40 40	SE 1/4 31.25 33	Total	Owner 8b 8b	Chg?	Overlap Files  MULTIPLE  MULTIPLE
Limitation:	ID BW 1 BW 1 BW 1	Star  NE 1/4  31.25	NEW NW 1/4 40	sw s <sub>3</sub> / <sub>4</sub> 3140 440 4	gpm ( 5 YF	NV NW 1/4	nt	SE 1/4	Amo	NW 1/4	with	SE 1/4	NE 1/4 31.25	Acres S NW 1/4 40 40	SE1/4 SW 1/4 40 40	SE 1/4 31.25 33	Total 285 633 255	Owner 8b 8b 8b	Chg?  N N	Overlap Files  MULTIPLE  MULTIPLE  MULTIPLE

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

April 28, 2020

C & W LIMITED PARTNERSHIP Attn: CHARLES WHITHAM PO BOX 327 LEOTI, KS 67861

RE: Water Right, File Nos. 664; 6,815; 8,799; 14,568; 25,033

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 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 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 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,

Michael A. Meyer Water Commissioner

MM:am enclosures

pc:

Brad Whitham
GROUNDWATER MANAGEMENT DISTRICT NO. 1

#### CERTIFICATE OF SERVICE

On this 29<sup>th</sup> day of April, 2020, I hereby certify that the foregoing Approval of Application for Change in Place of Use, Water Right, File Nos. 664; 6,815; 8,799; 14,568; 25,033 dated 29<sup>th</sup> day of April, 2020 was mailed postage prepaid, first class, US mail to the following:

C & W LIMITED PARTNERSHIP Attn: CHARLES WHITHAM PO BOX 327 LEOTI, KS 67861

Pc:

BRAD WHITHAM
PO BOX 327
LEOTI, KS 67861

GROUNDWATER MANAGEMENT DISTRICT NO. 1

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.

						F	ile No	. <u>6815</u>										8:	34 Am
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5.	Presently authorized	d point of diversion:			
٠.	One in the	Quarter of the		Quarter of the	Quarter
		, Township			
	in	County, Kansas,	feet North	feet West of Sout	heast corner of section.
	Authorized Rate	Authorized Quantity		Depth of well	(feet)
	(DWR use only: Co	mputer ID No GPS		feet North	feet West)
		changed  This point will be changed			
		iversion: (Complete only if change			
	The state of the s	Quarter of the		7	
	of Section	, Township		South, Range	(E/W)
	in	County, Kansas, Proposed Quantity	feet North	feet West of Sout	heast corner of section.
	Proposed Rate	Proposed Quantity		Proposed well depth (feet	)
	This point is: Add	itional Well Geo Center List oth	er water right	ts that will use this point	
	Proceedby authorized	d point of diversion:			
6.				Quarter of the	Quarte
	of Costion	Quarter of the, Township/	/	South Pange	(E/M/)
	or Section	, Township	foot North	foot West of Sout	heast corner of section
		County, Kansas, Authorized Quantity			
	Authorized Rate	mputer ID No GPS		foot North	foot (Nost)
		changed This point will be changed			
		iversion: (Complete only if change			
	One in the	Quarter of the		Quarter of the	Quarte
		, Township		South, Range	(E/W)
	in	County, Kansas,  Proposed Quantity	feet North	feet West of Sout	heast corner of section.
7.		are desired for the following reasons?		200 100 North 111111111111111111111111111111111111	100 200 300
3.	If a well, is the test hole	e log attached? Yes No	-	1+1+1=1	
9.	The change(s) (was)(v	vill be) completed by?	E		=
		- I was a second	100	1+1+1=1	+   +   = 100
10	If the point of diversion	vis a well:			=
10.			West 0	արուվումիություրու 💆 ումա	= = = = = = = = = = = = = = = = = = =
	(a) what are you goir	ng to do with the old well?	E	Ξ	1 1 1
			E		
	(b) When will this be	done?	100	1+1+1=1	+   +   = 100
			F		
11.	Groundwater Mana attached? Yes		200		+   +   <del>-</del> 200
12.	Assisted by mf/GCFO		300		100 200 300
13a	300 feet but within 2,6 attach a topographi groundwater sources, one-half mile of the prand mailing addresse sources, show the na	of diversion will be relocated more that 340 feet of the existing point of diversion company or aerial photograph. For show all wells (including domestic) with oposed point of diversion and the names of the owners. For surface water mes and addresses of the landowner (ream and one-half mile upstream from	n, 13b.lf the or feet of diagra divers above s)	proposed point of diversion of the existing point of diversion of means above in relation ion. (PLEASE NOTE: The represents the presents	<ul> <li>indicate its location on the too the existing point</li> <li>"X" in center of diagra</li> </ul>

File No. 68/5

14. 11 11	e proposed groundwater point of diversion is 300	or fewer feet fro	m the exi	sting point of o	diversion, comple	te the following:
(a)	Does the undersigned represent all owners of the Yes No (If no, all owners mu			ce(s) of use id	entified in this ap	plication?
(b)	Will the ownership interest of any owner of the affected if this application is approved as requestry Yes No (If yes, all owners me	sted?		e(s) of use ide	entified in this ap	plication be adversely
(c)	If this application is not approved expeditiously,  ☐ Yes ☐ No (If no, all owners mu			amage to prop	erty, public healt	h or safety?
or a cha	plication proposes a surface water change in poinge in place of use, the application must be sign ttach notarized statement authorizing representations.	ed by all owners				
age an	y verify, being first duly sworn upon my d the owner, the spouse of the owner, or ehalf, in regards to the water right(s) to ned in this application are true, correct ar	a duly authorize which this app	zed age	nt of the ow	ner(s) to make	this application or
Dated a	Leoti	, Kansas, this _	24	_ day of A	eril	,2020.
CiL				/		- F
	(Owner)				(Spouse)	
60	(Owner) (Owner) (Please Print)				(Please Print)	
			4 5			
	(Owner)				(Spouse)	
	(Please Print)	_			(Please Print)	
	(Owner)	_			(Spouse)	
	(Please Print)	_			(Please Print)	
State of	Kansas ) SS					
County	of Wichita ss					16
I here	by certify that the foregoing application wa	s signed in my	presend	e and sworr	to before me	this 24th day of
	NOTARY PUBLIC - State of GERTRUDE EST My Appt. Exp. [-21	EO	1	Sertrud	e Estes	
My Com	mission Expires My Appt. Exp. 721	2020			Notary Public	
accurate	OMPLETE APPLICATIONS WILL BE PROCESSED. Tinformation; maps, if necessary, must be included; sign priate fee must be paid.	o be complete, all on atures of all the app	of the appli propriate o	cable portions o wners' must be	f the application for affixed to the appli	m must be completed wit cation and notarized; and
		FEE SCHEDU	E			
	plication to change the place of use or the point of			ion shall be a	companied by th	e application fee set
Each ap	phoation to change the place of use of the point					

File No. <u>68/5</u>

### SUMMARY ORDER APPROVING APPLICATION FOR CHANGE AND IMPOSING CONDITIONS

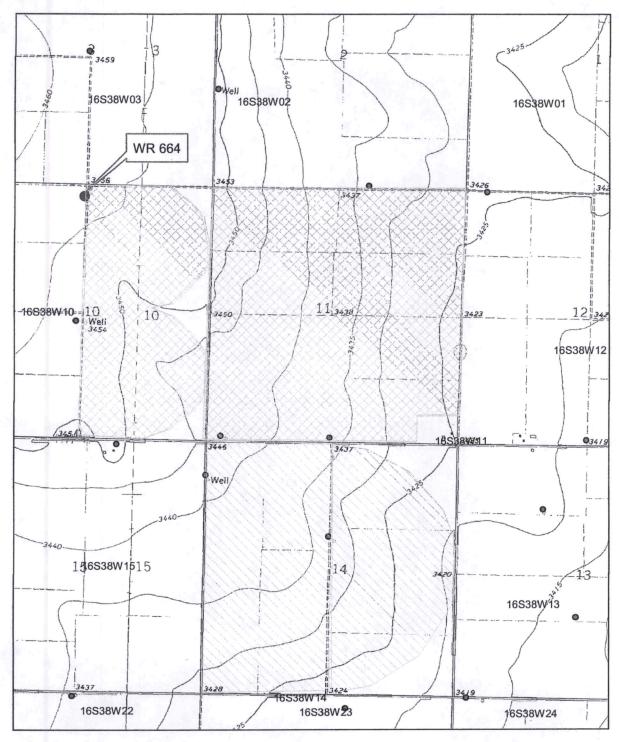
pro Wit	visions of the Kansas Water Appropriation Law, K.S.A. 82	708b, as amended, and K.A.R. 5-5-1, et seq. and other applicable a-701 et. seq., and rules and regulations promulgated thereunder, ein, this Summary Order does not change the terms, conditions and
1.	A change application was received on APAIL 27 diversion authorized under the above-referenced file nur	requesting that the place of use and / or point of mber be changed as described in the application.
2.	On and after the effective date of this summary order, the a the topographic map accompanying the application to ch	uthorized place(s) of use shall be located substantially as shown on hange the place of use. Applicable \(\sigma\) Not Applicable
3.	The change in point of diversion shall not impair existing righter previously authorized. The point of diversion authorized radius of the authorized point(s) of diversion. ☐ Application	ghts and shall be limited to the same source or sources of water as by this summary order shall be located within a foot ableNot Applicable
4.	The point(s) of diversion described herein is administrating Positioning System (GPS), as described in the application	vely corrected to be more accurately described using the Global on.   Applicable Not Applicable
5.	The point(s) of diversion authorized herein shall not actuall authorized point(s) of diversion. ☐ Applicable ☐	y be located more than feet from the previously Not Applicable
6.	As required by K.A.R. 5-3-5d, if the works for diversion is a or other device suitable for making water level measurem K.A.R. 5-6-13.   Applicable Not Applicable	well with a diversion rate of 100 gallons per minute or more, a tube nents shall be installed, operated and maintained in accordance with
7.	<b>December 31, 20</b> or before the first use of water operated and maintained in accordance with K.A.R. 5-1-4	roperly install an acceptable water flow meter on or before in, whichever occurs first. The water flow meter shall be installed, 4 through 5-1-12. As required by K.S.A. 82a-732, as amended, and but the reading of the water flow meter and the total quantity of water wing the end of each calendar year.
8.	authorized extension of time. By March 1, 20 the	e completed on or before December 31, 20 , or within any e applicant shall notify the Chief Engineer that construction of the wided by the Chief Engineer, as required by K.A.R. 5-8-4e.
9.	The completed well log shall be submitted with the req	uired notice.  Applicable  Not Applicable
10.	with an in-line, automatic, quick-closing check valve cap	r foreign substance will be injected into the water shall be equipped able of preventing pollution of the source of the water supply. The d in accordance with K.A.R. 5-3-5c.   Applicable   Not Applicable
11.	Additional Conditions are attached.  Yes No	
12.	water appropriated under the above-referenced file num limitations, as amended and/or supplemented by this Su Appropriation Law and the Rules and Regulations prom	A.R. 5-5-14, all of the owners of the authorized place(s) of use of other are responsible for compliance with its terms, conditions and immary Order, and with applicable provisions of the <i>Kansas Water</i> nulgated thereunder. Failure to comply with these provisions may mended, and/or the suspension or revocation and dismissal of the tions authorized by law.
	Administrative Appeal and Effective Date of Order	FOR OFFICE USE ONLY
If you Eng Agr filed adn day revi File Leg 665	ou are aggrieved by this order, pursuant to K.S.A. 82a-1901, may request an evidentiary hearing before the Chief ineer or request administrative review by the Secretary of iculture. A request for hearing by the Chief Engineer must be a within 15 days of service of this Order and a request for ninistrative review by the Secretary must be filed within 30 s pursuant to K.S.A. 77-531. Any request for administrative ew must state a basis for review pursuant to K.S.A. 77-527. any request with Kansas Department of Agriculture, al Division, 1320 Research Park Drive, Manhattan, KS 02. Failure to timely request a hearing or review may clude review under the Kansas Judicial Review Act.	By:  Defry Authorized Designee of the Chief Engineer  (Print Name):  Division of Water Resources - Kansas Department of Agriculture  Date of Issuance:  State of Kansas )  SS
	For Use by Register of Deeds	County of Juney )
		Acknowledged before me on Opula9, 2020
		by Michael A. Meyer.
		Signature: Notary Public
		My commission expires:  JULIE JONES  PUBLIC NOTARY Appoinment Expires  December 15, 2022

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File No.

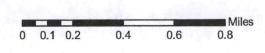
DWR 1-121 (Revised 09/11/2019)

# Change in Place of Use for Water Right 664 6815





Authorized place of use





(3)

Proposed palce of use

All wells within 1/2 miles are on this map

X