# Kansas Department of Agriculture Division of Water Resources

#### CHANGE: P/D WORKSHEET

1. File Number: <b>15239</b>	2. Status Change Date:	3. Change Num:	4. Field Office:	5. GMD:
6. Status: Approved Deni	ed by DWR/GMD	Dismiss by Reques	t/Failure to Return	7. Filing Date of Change: <b>5/17/2021</b>
8a. Applicant(s) New to system   KANSAS DEPT OF WILD TOURISM Attn: JAMES SCHNEIDE LEVELS) 512 SE 25TH AVE PRATT, KS 67124-8174		8c. Landowne New to sy		Person IDAdd Seq#
8b. Landowner(s) New to system   8a	Person IDAdd Seq#	TOURIS Attn: JA DIVERS 512 SE	AS DEPT OF WILI SM AMES SCHNEIDE	Person ID 40453 Add Seq# 2  DLIFE PARKS & ER (GCFO ACTIVE
9. Documents and Enclosure(s): ☑ DV ☐ Anti-Reverse Meter ☐ Meter ☐ Conservation Plan Date Requir	Seal	⊠ N & P Form	☐ Water Tube	Comply: 3/1/2022 riller Copy
10. Use Made of Water From:		To: _		
			Date Prepared: <b>7/8/20</b> Date Entered:	<b>21</b> By: <b>AM</b> By:

File No. <b>15239</b>	11. County:	1. County: ME Basin: CROOKED CREEK						Stream:						Formation Code: 211 Special Use:						
12. Points of Diversion CHK													Rate	and Q	uantity					
MOD DEL PDIV													A	Authori	zed		Ad	dditional		
ENT Qualifier	S	T F	R ID	,	'N	ʻW		Com	ment	(AKA I	Line)		Rate		Quantit af	у	Rate gpm		Overlap PD Files	
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8																				
														-0						
13. Storage: Rate	N	F	Quantity _					ac/ft	A	ddition	ial Rat	e				NF	Addi	tional Quantity _		_ ac/ft
14. Limitation:	af/yr at	t			gpm (_				cfs) wl	nen co	mbine	ed with	file n	umber	(s)					
Limitation:	af/yr at	t			gpm (_				cfs) wl	nen co	mbine	ed with	file n	umber	(s)					
15. 5YR Allocation: Allocation	п Туре	Start	t Year		5 YR	Amoui	nt		Amo	unt Ui	nit	_	Base	Acres		_ Co	omment _		· · · · · · · · · · · · · · · · · · ·	
16. Place of Use CHK			NE1/4			NV	V <sup>1</sup> / <sub>4</sub>			sv	<b>V</b> <sup>1</sup> / <sub>4</sub>			S	6E1/4		Total	Owner Ch	g? Overlap Files	
MOD DEL ENT PUSE S T I	R ID	NE 1/4	NW SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4				
CHK 21729																				
Base Acres: Year: Comments:	Mi	nimum	Reasonab	le Quar	ntity:															
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

July 8, 2021

KANSAS DEPT OF WILDLIFE PARKS & TOURISM Attn: JAMES SCHNEIDER (GCFO STAGE LEVELS) 512 SE 25TH AVE PRATT, KS 67124-8174

RE: Water Right, File No. 15238 & 15239

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,

Austin J. McColloch

Assistant Water Commissioner

AM:

enclosures

pc: GROUNDWATER MANAGEMENT DISTRICT NO. 3

#### CERTIFICATE OF SERVICE

On this 8<sup>th</sup> day of July, 2021, I hereby certify that the foregoing Approval of Application for Change in Point of Diversion, Water Right, File No. 15,238 & 15,239 dated 8<sup>th</sup> day of July, 2021 was mailed postage prepaid, first class, US mail to the following:

KANSAS DEPT OF WILDLIFE PARKS & TOURISM Attn: JAMES SCHNEIDER (GCFO STAGE LEVELS) 512 SE 25TH AVE PRATT, KS 67124-8174

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	, <u>1523</u>	39								M	AY 1	7 2021
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						□ F	Place o	f Use		$\boxtimes$	Point	of Dive	ersion			Div	vision	of Wa	ter Resource
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	512 SE																		
	Phone N								Email	addre	ss: Ja	mes.S	chneid	ler@K	S.GO\	/			
	Name a	nd addr	ess of	Water	Use C	orresp	onder	it: Sar	ne					_					
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Page 2

File No. \_\_\_\_\_

DWR 1-121 (Revised 04/5/2018)

14. If th	ne proposed	groundwater point of div	ersion is 300 or	fewer feet fro	om the exis	sting point	of diversion, com	plete the following:
(a)	Does the ur ☐ Yes	ndersigned represent all	owners of the collowners must si			ce(s) of us	e identified in this	application?
(b)		his application is approv		?	,	e(s) of use	e identified in this	application be adversely
(c)	If this applic ☐ Yes	cation is not approved ex	xpeditiously, will I owners must si			mage to p	property, public he	alth or safety?
or a cha	inge in place		must be signed b	y all owners				sion greater than 300 feet, se, or their duly authorized
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Dated a	t	Pratt	,	Kansas, this	19th	_ day of _	April	20 21
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State of	Kansas	Pratt }	SS	/	7			1946
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accurate	OMPLETE AP information; m opriate fee mus	naps, if necessary, must be	included; signatur	es of all the a		JANEYDBUR CANGA OE Ny Appt Expl	THE PRINCIPLE OF THE PR	form must be completed with plication and notarized; and
forth in t	he schedule (1) Applicat (2) Applicat	change the place of use below: Make checks pa lon to change a point of ion to change a point of ion to change the place	or the point of disayable to: Kansa diversion 300 fed diversion more t	as Departme et or less han 300 feet	r this sect	iculture		

#### 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. 15239 A change application was received on \_\_\_\_\_\_\_\_\_\_ requesting that the place of us diversion authorized under the above-referenced file number be changed as described in the application. requesting that the place of use and / or point of 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 300 foot radius of the authorized point(s) of diversion. Applicable The point(s) of diversion described herein is administratively corrected to be more accurately described using the Global Positioning System (GPS), as described in the application. ☐ Applicable ☒ Not Applicable The point(s) of diversion authorized herein shall not actually be located more than authorized point(s) of diversion. ☐ Applicable ☒ Not Applicable feet from the previously 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 The owner of the authorized place(s) of use shall properly install an acceptable water flow meter on or before December 31, 20\_\_\_\_\_, or before the first use of water, whichever occurs first. The water flow meter shall be installed operated and maintained in accordance with K.A.R. 5-1-4 through 5-1-12. As required by K.S.A. 82a-732, as amended, and K.A.R. 5-3-5e, the owner shall maintain records and report the reading of the water flow meter and the total quantity of water diverted annually to the Chief Engineer by March 1 following the end of each calendar year.

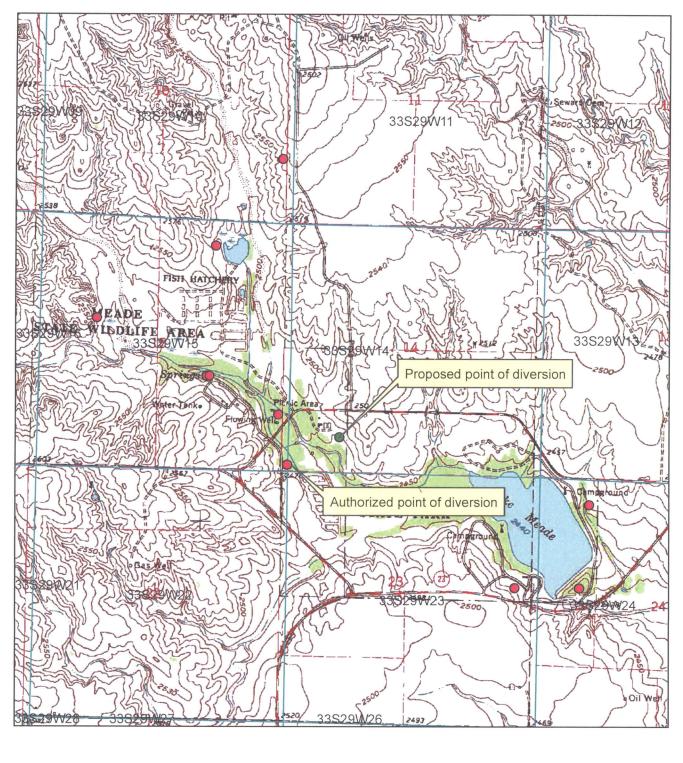
Applicable Not Applicable **Applicable** Installation of the works for diversion of water shall be completed on or before December 31, 20 \_\_\_\_, or within any authorized extension of time. By March 1, 20 \_\_\_ the applicant shall notify the Chief Engineer that construction of the works for diversion has been completed, on the form provided by the Chief Engineer, as required by K.A.R. 5-8-4e. ☐ Not Applicable Applicable Applicable The completed well log shall be submitted with the required notice. ☐ 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 poliution 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 11. Additional Conditions are attached. ☐ Yes No No 12. In accordance with K.S.A. 82a-708a, as amended, and K.A.R. 5-5-14, all of the owners of the authorized place(s) of use of water appropriated under the above-referenced file number are responsible for compliance with its terms, conditions and limitations, as amended and/or supplemented by this Summary Order, and with applicable provisions of the Kansas Water Appropriation Law and the Rules and Regulations promulgated thereunder. Failure to comply with these provisions may result in civil penalties pursuant to K.S.A. 82a-737, as amended, and/or the suspension or revocation and dismissal of the water or appropriation right or any other enforcement actions authorized by law. FOR OFFICE USE ONLY Administrative Appeal and Effective Date of Order APPLICATION APPROVED AND If you are aggrieved by this order, pursuant to K.S.A. 82a-1901, SUMMARY ORDER ISSUED you may request an evidentiary hearing before the Chief Engineer or request administrative review by the Secretary of Agriculture. A request for hearing by the Chief Engineer must be filed within 15 days of service of this Order and a request for Duly Authorized Designee of the Chief Engineer administrative review by the Secretary must be filed within 30 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. (Print Name): Hostin WeCollock Division of Water Resources - Kansas Department of Agriculture File any request with Kansas Department of Agriculture, 106 Date of Issuance: 0 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. State of Kansas SS For Use by Register of Deeds County of tunner Acknowledged before me on Signature: NOTARY SUE KEENY My commission expires My Appointment Expires PUBLIC (Notary Speak) 2022

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File No.

DWR 1-121 (Revised 04/5/2018)

# Point of diversion change for water right 15239



Authorized point of diversion

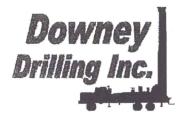
Proposed point of diversion





All wells within 1/2 mile are on this map.

X\_\_\_\_\_



CUSTOMER	NAME:	KANSAS	DEPT	OF WILDLIF	E

LEGAL: SW 14-33S-29W

COUNTY: MEADE CO, KS

GPS: 37.171614 N

- 100.448906 W

_				R: ROGELIO	I		WO:	20-147 OTHER / DRILLING
W	FROM	то	ТУРЕ	HARDNESS	COLOR	SPEED	PULL DOWN	ACTION
	0	2	TOPSOIL	SOFT	BROWN	FAST		SMOOTH
	2	12	BROWN SANDY CLAY	SOFT	BROWN	FAST		SMOOTH
	12	19	MEDIUM GRAVEL	FIRM	RED	FAST		FAST CHATTER
	19	78	SANDY CLAY W/ FINE SAND, SOME CALICHE LAYERS	TIGHT	TAN	sLOW		SMOOTH
	78	97	FINE GRAVEL	SOFT	RED	FAST		CHATTER
	97	102	CLAY	TIGHT	BROWN TAN /	SLOW		<u>змоотн</u>
	102	110	MED COARSE SAND	SOFT	BROWN	FASTER		LT. CHATTER
	110	115	CLAY	STIFF	BROWN	SLOW		SMOOTH
	115	150	MED - COARSE SAND (TAKING SOME WATER)	SOFT	RED REDDISH/	FAST		FAST CHATTER
_	150	178	CLAY W/SANDY CLAY	STIFF	BROWN	SLOWER		SMOOTHER
was and	178	231	FINE - MED SAND (TAKING WATER)	SOFTER	RED	FAST		CHATTER
	231	260	RED CLAY W/TR. FINE SAND	TIGHT	RED	SLOW		SMOOTH
			LOSS OF CIRCULATION @ 260					
			QUIKGEL - 10 BAGS					
			SODA ASH - 1 BAG					
			ED MUD - 1/2 GAL.					
			WATER - 1-1/2 LOADS					
						RECEI	VED	
						KELLI	V L	
						OCT 1	2020	
					Ge	rden City	Field Offi	rces
					Divi	nden City son of Wa	GI Mason	



#### 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

July 8, 2021

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 Nos. 15238 & 15239

Dear Austin:

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

Both water rights are for fairly small rate and quantity and when combined are still for small water use. Other wells in the area are authorized more than the combined total for this proposed well. Our review also showed that all neighboring wells found within a mile are all owned/operated by the applicant, so any possible effects are within the same ownership. Since it is all the same ownership and we are dealing with small authority for the area, GMD3 sees this move as reasonable and therefore recommend that the applications be approved.

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).: $15238 &$	£ 15239.		DWR office:	<u>GC</u> .
App filed to change:	PDs.			
Is Landowner(s) corr	ect in WRIS:	Kansas Dep	t of Wildlife Park	s & Tourism.
If NO, is doc	umentation incl	uded?		
Is Water Use Corresp	ondent correct	in WRIS? _		
If NO, is doc	umentation incl	uded?		
Regulation(s) Review	ved: KAR 5-23	-3		
Point of diversion ID	No(s) _ bein	g changed.		
	. Nowth 64	VA/ not		
Authorized PD	. North ft.	West		
Proposed PD				
Difference	0	0	· · · · · · · · · · · · · · · · · · ·	
a2 + b2 = c2	0	0	0	
GPS for proposed PI	): Lat: 37.171	614 Lon		
				th wells on new well.
Is Proposed PU over				
Neighboring certified			Citatigo.	
Name All wells in	3. 7			
Address	urea are the ap	pricure 5.		
Zip				
Email: Phone				
Domestic well(s) not				
Name .				
Address				
Zip				
Base Acres:				
Perfected Acres:				
Irr. Return-Flow	%			
Proposed PD: 14-33	3-29, 746N 406	66W, ME Co	unty.	
15238: 36AF @ 22g	pm			
15239: 7.6AF @ 5gp	om			
New well would be	authorized 43.	6AF @ 27gp	m.	
Only authorized we	lls in the area	appear to be	owned by appli	cant.
Is a waiver needed:	Both moves are	e less than ha	olf mile and spacin	ng to neighboring wells
appears to be met. T	he combined au	uthority is a s	mall amount with	a small rate. We did
not find any wells wi	thin the study a	area that are o	wned by someon	e other than the
applicant. Do not see	e this move as e	effecting the	area.	
Recommendation:	After review of	f all available	information, curi	rent area rules are met.

Since it is such a small authorization, if any effects it would be on the applicant's

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### GMD3 Change Review

neighboring wells with more authority effecting this well. Staff therefore recommends approval of the applications.

Water Rights and Points of Diversion Within 1 mile of point defined as:
746 Feet N and 4066 Feet W of the Southeast Corner of Section 14 Twp 33S Rng 29W
Located at: 100.448906 West Longitude and 37.171613 North Latitude
Both SURFACE WATER and GROUNDWATER

=====			====	===:			====		===:		:			====								
File	Number		Use	ST	SR	Dist	(ft)	Q4	Q3	Q2	Q1	FeetN	FeetW	Sec	Twp	Rng	ID	Batt	Auth	Quan	Add Quan	
Unit								/												_	_	
A	15237	00	REC	NK	G		3005	/_	SE	NW	SE	1944	1560	15	33	29W	4		2	00.00	200.00	
AF																						
A	15238	00	REC	NK	G*	/	1358		NE	SE	SE	1170	100	15	33	29W	2			36.00	36.00	
Ar						(						150							43	.64F		
A	15239	00	REC	NK	G*	/	1230		SW	SW	SW	150	5130	14	33	29W	1		,	7.60	7.60	
AF						`	•	/														
A	16254	00	REC	NK	G		4740	<b>'</b>	NE	NW	NE	4650	1450	15	33	29W	3	2	10) 5	00.00	500.00	
AF																		•	*			
A	33125	00	MUN	NK	G		4822		SE	SE	NE	2930	350	23	33	29W	1			.30	.30	
7 77																						
A	38037	00	REC	NK	G		4740		NE	NW	NE	4650	1450	15	33	29W	3	9	10 5	00.00	433.00	
AF																						
A	44606	00	REC	NK	G		4740		NE	NW	NE	4650	1450	15	33	29W	3	2	300 5	08.00	176.40	
AF																						
VME	31	5	DOM	AA	G		3005		SE	NW	SE	1944	1560	15	33	29W	4			1.50	1.50	
AF																						
VME	32	5	DOM	AA	S		3058		SE	NW	SE	1944	1619	15	33	29W	6			4.20	4.20	
AF																						
					-==					===	===						===					
Total	Net Q	uan	titie	es l	Auth	norize	d:	Di	rect	_		Sto	orage									
m - 4 - 1	D								0.0				0.0			_						

Total N	et Quanti	ties Au	thori	ized:	Direc	et	Storag	e		
Total R	equested	Amount	(AF)	=	. (	00	.0	0		1000
Total P	ermitted	Amount	(AF)	=	. (	00	.0	0	Macing	Appene
Total I	nspected	Amount	(AF)	=	. (	00	.0		,	F.
Total P	ro Cert	Amount	(AF)	=	. (	0.0	.0	0	10 1	
Total C	ertified	Amount	(AF)	=	1353.3	30	.0	0	MIT	
Total V	ested	Amount	(AF)	=	5.7	71	.0	0		
TOTAL A	MOUNT		(AF)	=	1359.0	)1	.0	0		

An \* after the source of supply indicates a pending application for change under the file number.

An \* after the ID indicates a 15 AF exemption was granted under the file number.

A "G" in the Batt column indicates the GEO CTR of a battery. A "B" indicates a well in the battery.

The number in the Batt column is the number of wells in the battery.

Water Rights and Points of Diversion Within 1 mile of point defined as:

746 Feet North and 4066 Feet West of the Southeast Corner of Section 14 Twp 33S Rng 29W Located at: 100.448906 West Longitude and 37.171613 North Latitude Both SURFACE WATER and GROUNDWATER

WATER USE CORRESPONDENTS:

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> KANSAS DEPT OF WILDLIFE PARKS & TOURISM

\_\_\_\_\_\_\_\_\_\_ All wells listed under applicant File Number Use ST SR > KANSAS DEPT OF WILDLIFE PARKS & TOURISM > JAMES SCHNEIDER (GCFO ACTIVE DIVERSION) > 512 SE 25TH AVE 15237 > PRATT KS 67124 >-----> KANSAS DEPT OF WILDLIFE PARKS & TOURISM > JAMES SCHNEIDER (GCFO ACTIVE DIVERSION) > 512 SE 25TH AVE > PRATT KS 67124 15238 > KANSAS DEPT OF WILDLIFE PARKS & TOURISM > JAMES SCHNEIDER (GCFO ACTIVE DIVERSION) > 512 SE 25TH AVE > PRATT KS 67124

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> KANSAS DEPT OF WILDLIFE PARKS & TOURISM > JAMES SCHNEIDER (GCFO ACTIVE DIVERSION) > 512 SE 25TH AVE > PRATT KS 67124 78037	
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Garden City Field Office 4532 W. Jones, Suite B Garden City, KS 67846



Phone: 620-276-2901 Fax: 620-276-9315 www.agriculture.ks.gov

Mike Beam, Secretary

Laura Kelly, Governor

June 28, 2021

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

Change Application, File No. 15238 & 15239

Dear Sir or Madam:

We are enclosing a copy of the referenced application, which was submitted by Kansas Department of Wildlife Parks & Tourism 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,

Austin McColloch

Assistant Water Commissioner

Enclosure

pc: