

# 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 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. 23803

**RECEIVED**  
 2:38 pm  
 JUL 27 2021

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: VYN LAND & CATTLE

PO BOX 1027 LAKIN KS 67860

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: VYN LAND & CATTLE

ADDRESS: PO BOX 1027 LAKIN KS 67860

(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	
34	24	35	34	34	34	34	34	34	34	34	34	34	34	34	34	34	34	34	544

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: VYN LAND & CATTLE

ADDRESS: PO BOX 1027 LAKIN KS 67860

(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	
2	25	35	31.5	31.5	31.5	31.5	31.5	31.5	31.5	31.5	31.5	31.5	31.5	31.5	31.5	31.5	31.5	31.5	504
34	24	35	34	34	34	34	34	34	34	34	34	34	34	34	34	34	34	34	544
3	25	35	34	34	34	34	0	0	0	0	0	0	0	0	0	0	0	0	272

<b>For Office Use Only:</b> Code _____ Fee \$ <u>400.00</u> TR # _____ Receipt Date <u>7-27-21</u> Check # <u>6392</u>
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5. **Presently authorized point of diversion:**  
 One in the \_\_\_\_\_ Quarter of the \_\_\_\_\_ NC \_\_\_\_\_ Quarter of the \_\_\_\_\_ SE \_\_\_\_\_ Quarter  
 of Section \_\_\_\_\_ 34 \_\_\_\_\_, Township \_\_\_\_\_ 24 \_\_\_\_\_ South, Range \_\_\_\_\_ 35 \_\_\_\_\_ W,  
 in Kearny \_\_\_\_\_ County, Kansas, \_\_\_\_\_ 1310 \_\_\_\_\_ feet North \_\_\_\_\_ 1320 \_\_\_\_\_ 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 \_\_\_\_\_ NE \_\_\_\_\_ Quarter of the \_\_\_\_\_ NE \_\_\_\_\_ Quarter of the \_\_\_\_\_ SW \_\_\_\_\_ Quarter  
 of Section \_\_\_\_\_ 34 \_\_\_\_\_, Township \_\_\_\_\_ 24 \_\_\_\_\_ South, Range \_\_\_\_\_ 35 \_\_\_\_\_ W,  
 in Kearny \_\_\_\_\_ County, Kansas, \_\_\_\_\_ 2214 \_\_\_\_\_ feet North \_\_\_\_\_ 3155 \_\_\_\_\_ 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 \_\_\_\_\_ NE \_\_\_\_\_ Quarter of the \_\_\_\_\_ NE \_\_\_\_\_ Quarter of the \_\_\_\_\_ SW \_\_\_\_\_ Quarter  
 of Section \_\_\_\_\_ 34 \_\_\_\_\_, Township \_\_\_\_\_ 24 \_\_\_\_\_ South, Range \_\_\_\_\_ 35 \_\_\_\_\_ W,  
 in Kearny \_\_\_\_\_ County, Kansas, \_\_\_\_\_ 2214 \_\_\_\_\_ feet North \_\_\_\_\_ 3155 \_\_\_\_\_ 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 \_\_\_\_\_ SW \_\_\_\_\_ Quarter of the \_\_\_\_\_ NW \_\_\_\_\_ Quarter of the \_\_\_\_\_ SW \_\_\_\_\_ Quarter  
 of Section \_\_\_\_\_ 34 \_\_\_\_\_, Township \_\_\_\_\_ 24 \_\_\_\_\_ South, Range \_\_\_\_\_ 35 \_\_\_\_\_ W,  
 in Kearny \_\_\_\_\_ County, Kansas, \_\_\_\_\_ 1752 \_\_\_\_\_ feet North \_\_\_\_\_ 5186 \_\_\_\_\_ 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) \_\_\_\_\_  
 \_\_\_\_\_

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

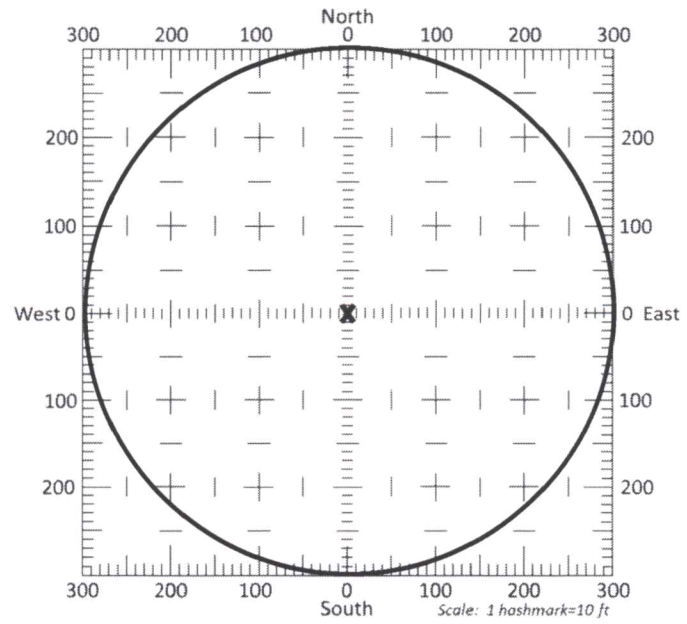
9. The change(s) (was)(will be) completed by?  
 \_\_\_\_\_

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 HH 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 a 300 foot radius of the existing point of diversion, indicate its location on the diagram shown above in relation to the existing point of diversion. The proposed point of diversion must be located within the circle shown above. **(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 Beardon SD, Kansas, this 22<sup>nd</sup> day of July, 2021.

<p><u>Justin Vin</u> (Owner)</p> <p>_____ (Please Print)</p> <p>_____ (Owner)</p> <p>_____ (Please Print)</p> <p>_____ (Owner)</p> <p>_____ (Please Print)</p>	<p>_____ (Spouse)</p> <p>_____ (Please Print)</p> <p>_____ (Spouse)</p> <p>_____ (Please Print)</p> <p>_____ (Spouse)</p> <p>_____ (Please Print)</p>
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State of Kansas SD  
 County of Minnehaha } SS



I hereby certify that the foregoing application was signed in my presence and sworn to before me this 22 day of July, 2021.

My Commission Expires 6/10/26

Amanda Anne Nesburg  
 Notary Public  
*Notarizing for owner only.*

**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**

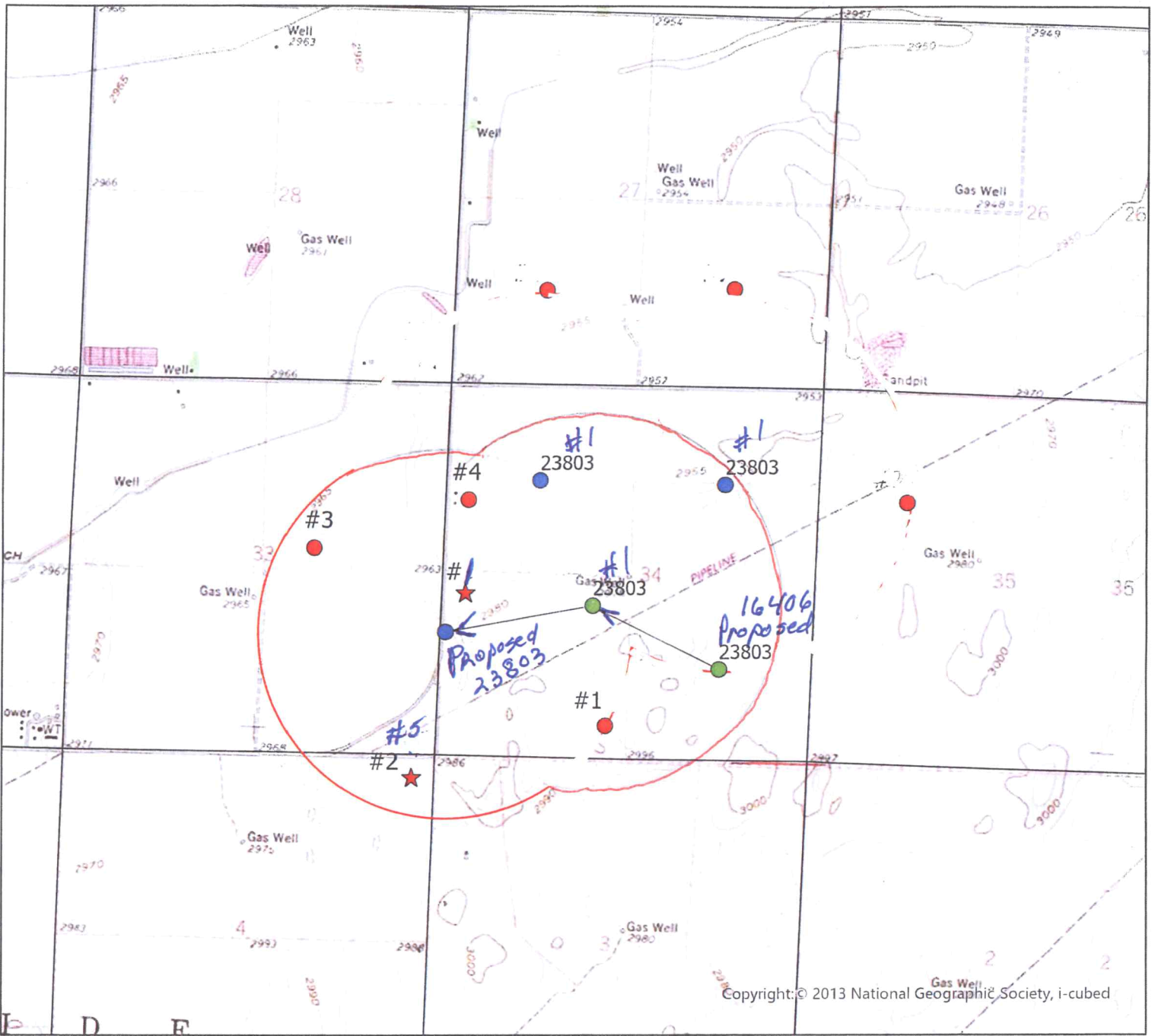
Each application to change the place of use or the point of diversion under this section shall be accompanied by the application fee set forth in the schedule below: Make checks payable to: **Kansas Department of Agriculture**

- (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 POINT OF DIVERSION WATER RIGHT, FILE NOS. 23803

Section 34 Township 24 South Range 35 West Kearny County



Copyright: © 2013 National Geographic Society, i-cubed

- Authorized Point of Diversion
- Proposed Point of Diversion
- ★ Domestic Wells within 1/2 mile
- Permitted Wells within 1/2 mile
- 1/2 Mile Buffer

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

- #1 File No. 20926  
VYN LAND & CATTLE
- #2 Domestic Well  
Peter Dyck, *EVA DYCK*
- #3 File No. 11780 (8)  
MORGAN LAND & CATTLE INC
- #4 File No. KE-84  
RODGER L & CHERYL KOEHN
- #5 Marilyn Sue Wolfe Trust  
Po Box 334 Deerfield KS 67838



All wells of any kind within 1/2 mile of the proposed point of diversion have been plotted.

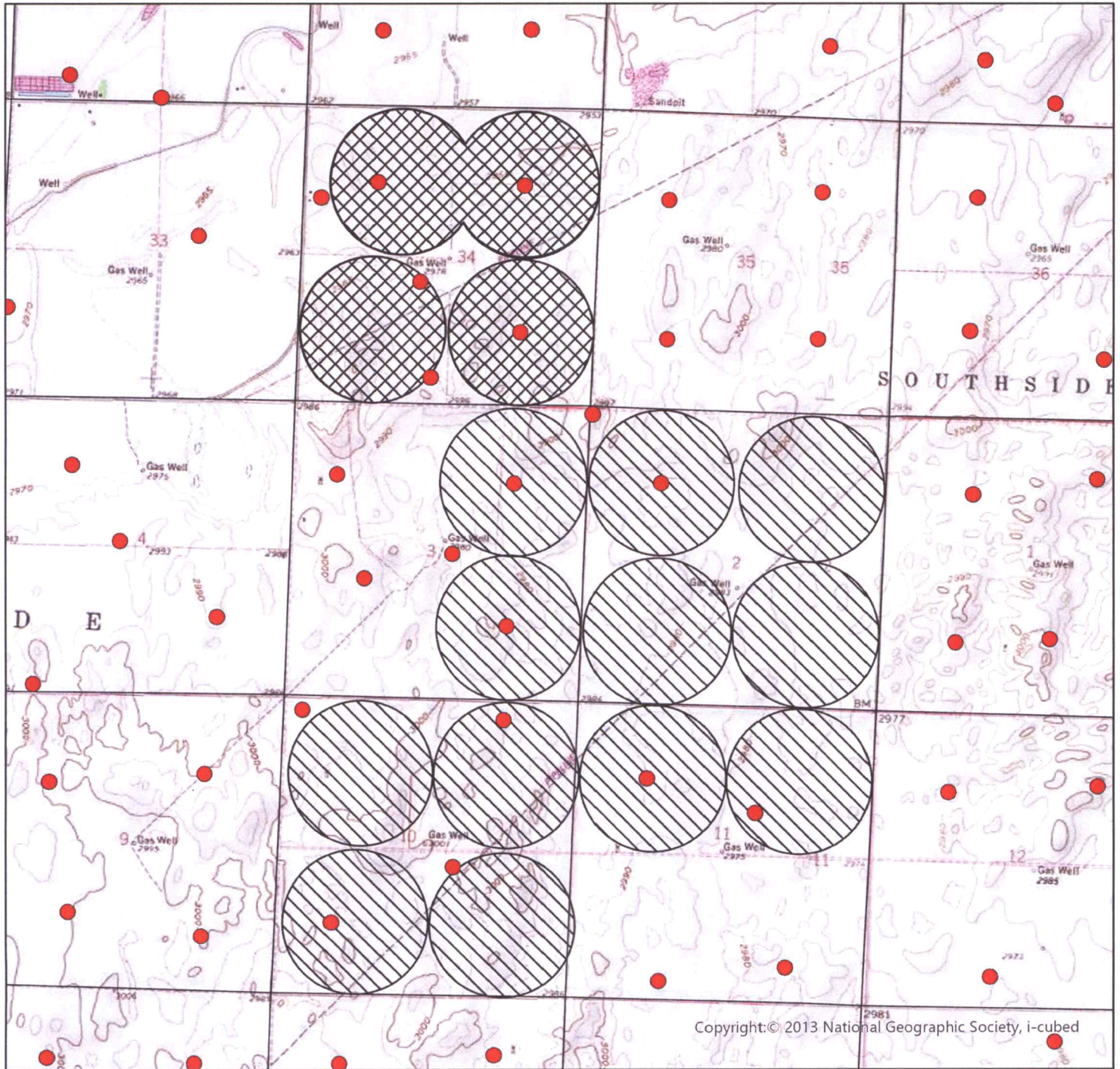
(Signature)



Date

Date: 7/19/21 HH/GCFO  
Scale: 1:24,000

# CHANGE IN PLACE OF USE WATER RIGHT, FILE NO. 23803

Section 34 Township 24 South Range 35 West Kearny County



	Authorized Place of Use
	Proposed Place of Use



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

(Signature)

Date

Date: HH/GCFO  
Scale: 1:30,000

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

July 28, 2021

EVA DYCK  
2143 ROAD 130  
LAKIN, KS 67860-6216

RE: Water Right, File Nos. 23803

Dear Sir:

This is to advise you that Vyn Land and Cattle has filed applications for approval of the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, for change in point of diversion (and change in place of use) under the above referenced applications. Please note there are three applications that are nearby or within one half mile of some of your water right wells.

You can find the complete application posted by water right file number as referenced above at [www.agriculture.ks.gov/divisions-programs/dwr/water-appropriation/notices](http://www.agriculture.ks.gov/divisions-programs/dwr/water-appropriation/notices).

You are notified on this proposed points of diversion (wells) (and change in place of use) so that you may furnish this office with any comments or other information you may want to submit. Such comments or other information must be received in this office within 15 days from the date of this letter.

Should you have any questions, please feel free to call this office. If you would prefer, an appointment could be arranged for additional assistance. Please refer to the file number when you contact us if you wish to discuss a specific file.

Sincerely,

A handwritten signature in blue ink that reads "Michael A. Meyer".

Michael A. Meyer  
Water Commissioner

MAM  
pc:

Groundwater Management District No. 3



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

July 28, 2021

RODGER L & CHERYL KOEHN  
2350 ROAD 130  
LAKIN, KS 67860-6219

RE: Water Right, File Nos. 16406 & 23803

Dear Sir and Madam:

This is to advise you that Vyn Land and Cattle has filed applications for approval of the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, for change in point of diversion (and change in place of use) under the above referenced applications. Please note there are two applications to change the point of diversion that are nearby or within one half mile of some of your water right wells.

You can find the complete application posted by water right file number as referenced above at [www.agriculture.ks.gov/divisions-programs/dwr/water-appropriation/notices](http://www.agriculture.ks.gov/divisions-programs/dwr/water-appropriation/notices).

You are notified on this proposed points of diversion (wells) (and change in place of use) so that you may furnish this office with any comments or other information you may want to submit. Such comments or other information must be received in this office within 15 days from the date of this letter.

Should you have any questions, please feel free to call this office. If you would prefer, an appointment could be arranged for additional assistance. Please refer to the file number when you contact us if you wish to discuss a specific file.

Sincerely,

A handwritten signature in blue ink that reads "Michael A. Meyer".

Michael A. Meyer  
Water Commissioner

MAM

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

July 28, 2021

MORGAN LAND & CATTLE INC  
Attn: MICKEY G MORGAN PRESIDENT  
2149 HIGHWAY 50  
DEERFIELD, KS 67838-3806

RE: Water Right, File Nos. 23803

Dear Sir:

This is to advise you that Vyn Land and Cattle has filed application for approval of the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, for change in point of diversion (and change in place of use) under the above referenced application. Please note the application that is nearby or within one half mile of some of your wells.

You can find the complete application posted by water right file number as referenced above at [www.agriculture.ks.gov/divisions-programs/dwr/water-appropriation/notices](http://www.agriculture.ks.gov/divisions-programs/dwr/water-appropriation/notices)

You are notified on this proposed point of diversion (well) (and change in place of use) so that you may furnish this office with any comments or other information you may want to submit. Such comments or other information must be received in this office within 15 days from the date of this letter.

Should you have any questions, please feel free to call this office. If you would prefer, an appointment could be arranged for additional assistance. Please refer to the file number when you contact us if you wish to discuss a specific file.

Sincerely,

A handwritten signature in blue ink that reads "Michael A. Meyer".

Michael A. Meyer  
Water Commissioner

MAM

Garden City Field Office  
4532 W. Jones, Suite B  
Garden City, KS 67846



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Fax: 620-276-9315  
[www.agriculture.ks.gov](http://www.agriculture.ks.gov)

Mike Beam, Secretary

Laura Kelly, Governor

July 28, 2021

MARILYN SUE WOLFE TRUST  
PO BOX 334  
DEERFIELD KS 67838

RE: Water Right, File Nos. 23803

Dear Madam:

This is to advise you that Vyn Land and Cattle has filed application for approval of the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, for change in point of diversion (and change in place of use) under the above referenced application. Please note the application that is nearby or within one half mile of some of your wells.

You can find the complete application posted by water right file number as referenced above at [www.agriculture.ks.gov/divisions-programs/dwr/water-appropriation/notices](http://www.agriculture.ks.gov/divisions-programs/dwr/water-appropriation/notices) .

You are notified on this proposed point of diversion (well) (and change in place of use) so that you may furnish this office with any comments or other information you may want to submit. Such comments or other information must be received in this office within 15 days from the date of this letter.

Should you have any questions, please feel free to call this office. If you would prefer, an appointment could be arranged for additional assistance. Please refer to the file number when you contact us if you wish to discuss a specific file.

Sincerely,

A handwritten signature in blue ink, appearing to read "Michael A. Meyer".

Michael A. Meyer  
Water Commissioner

MAM