

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) 425-8787
 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.

RECEIVED

JAN 11 2021

12:12 pm

Garden City Field Office
 Division of Water Resources

File No. 5191

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: TRIPLE G FARMS

2166 ROAD 220, DEERFIELD, KS 67838-3821

Phone Number: () Email address: _____

Name and address of Water Use Correspondent: Same

Phone Number: () Email address: _____

3. The presently authorized place of use is:

Owner of Land — NAME: REBECCA GRAHAM

ADDRESS: 1457 RD 140, LAKIN, KS 67860-6300

(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	

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: _____

ADDRESS: _____

(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	

For Office Use Only: Code _____	Fee \$ <u>200⁰⁰</u>	TR # _____	Receipt Date <u>1-11-21</u>	Check <u>8613</u>	# _____
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5. **Presently authorized point of diversion:**
 One in the NE Quarter of the SW Quarter of the SW Quarter of Section 12, Township 23 South, Range 34 (W),
 in FI County, Kansas, 1126 feet North 4176 feet West of Southeast corner of section.
 Authorized Rate Nochange Authorized Quantity No change Depth of well _____ (feet)
 (DWR use only: Computer ID No. 8 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 NE Quarter of the NW Quarter of Section 12, Township 23 South, Range 34 (W),
 in FI County, Kansas, 2550 feet North 4050 feet West of Southeast corner of section.
 Proposed Rate No change Proposed Quantity No change Proposed well depth (feet) Existing hole.
 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) _____

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

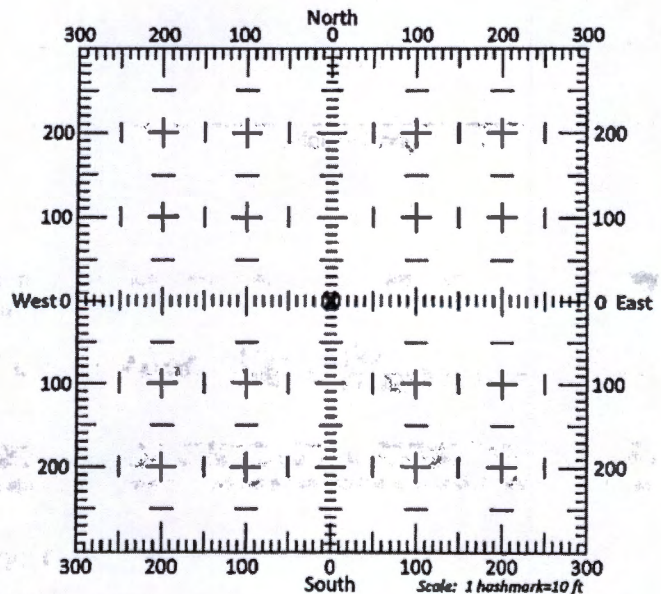
9. The change(s) (was)(will be) completed by?

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 mf/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 _____, Kansas, this _____ day of January 8, 2021.

<u>Rebecca Q. Chaffee</u>	
(Owner)	(Spouse)
<u>Rebecca Q. Graham</u>	
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)

State of ~~Kansas~~ Colorado }
 County of Chaffee } SS

I hereby certify that the foregoing application was signed in my presence and sworn to before me this 8th day of January, 2021.

My Commission Expires 8-18-21

Jacqueline Castillo
 Notary Public
 State of Colorado
 Notary ID # 20174034799
 My Commission Expires 8/18/21

Jacqueline Castillo
 Notary Public

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

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. 5191.

- 1. A change application was received on _____ requesting that the place of use and / or point of diversion authorized under the above-referenced file number be changed as described in the application.
- 2. 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 _____ foot radius of the authorized point(s) of diversion. Applicable Not Applicable
- 4. 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
- 5. The point(s) of diversion authorized herein shall not actually be located more than _____ feet from the previously authorized point(s) of diversion. Applicable Not Applicable
- 6. 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 Not Applicable
- 7. 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
- 8. 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. Applicable Not Applicable
- 9. The completed well log shall be submitted with the required notice. Applicable 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 pollution 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 Not Applicable
- 11. Additional Conditions are attached. Yes 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.

Administrative Appeal and Effective Date of Order

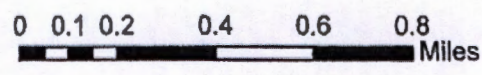
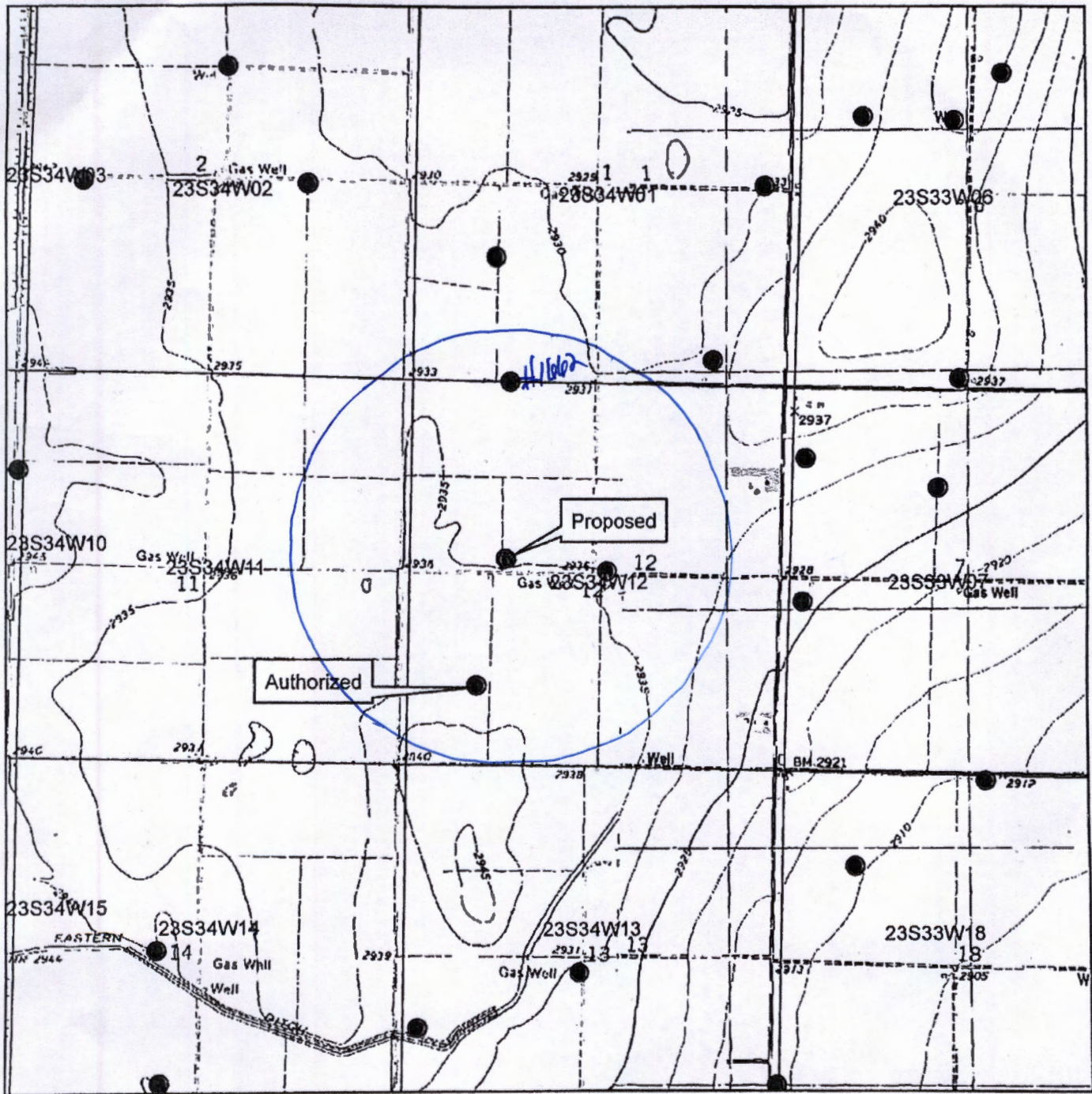
If you are aggrieved by this order, pursuant to K.S.A. 82a-1901, you may request an evidentiary hearing before the Chief Engineer or request administrative review by the Secretary of Agriculture. A request for hearing by the Chief Engineer must be filed within 15 days of service of this Order and a request for 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. File any request with Kansas Department of Agriculture, 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.

For Use by Register of Deeds

FOR OFFICE USE ONLY
APPLICATION APPROVED AND SUMMARY ORDER ISSUED

By: _____
Duty Authorized Designee of the Chief Engineer
(Print Name): _____
Division of Water Resources - Kansas Department of Agriculture
Date of Issuance: _____
State of Kansas _____)
County of _____) SS
Acknowledged before me on _____
by _____
Signature: _____
Notary Public
My commission expires: _____
(Notary Seal)

Change in point of diversion application for water right 5191



- Authorized point of diversion
- Proposed point of diversion

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

X _____

MIDWEST WELL & PUMP

PO BOX 692, Garden City, Kansas 67846

(620)275-1920

Submit for Redrill

Owner-Name: Graham Farms
 Address: 2150 Rd. 220
 City, St. Zip: Deerfield, KS 67838
 GPS: N.38.06317 W.100.99704
 Contact #: Cory 620-272-3074
 Location: SE ¼ 12-23-34 Finney County
 From Old Well: About 2800' South East

Date: 3/20
 Test Hole: 4-19
 Driller: Soukup
 Dig Safe#20097133
 Static Water Level About: 180'
 Total Depth: 330' Black Shale

FROM:	TO:	STRATA:
0	2	Top Soil
2	31	Soft Brown Clay
31	35	Brown Clay With Gypsum
35	40	Medium To Coarse Sand Small Gravel
40	72	Brown Clay
82	96	Medium To Coarse Sand Small Gravel With Brown Clay Streaks
96	104	Brown Clay With Medium To Coarse Sand Streaks
104	105	Medium Sand
105	112	Blue Sticky Clay
112	114	Coarse Sand Small Gravel
114	120	Brown Clay Few Small Coarse Sand Small Gravel Streaks
120	126	Medium To Coarse Sand Small Gravel
126	130	Brown Clay
130	146	Medium To Coarse Sand Small Gravel Few Very Small Cemented Sand Streaks
146	152	Medium With Brown Clay Streaks
152	166	Medium Sand Some Small Gravel
166	197	Brown Clay Few Small Medium Sand Streaks 90/10
197	200	Fine To Medium Sand With Brown Clay And Cemented Sand Streaks
200	206	Medium To Coarse Sand Small Gravel
206	218	Brown Clay Few Small Medium Sand Streaks
218	219	Medium Sand
219	221	Brown Clay
221	226	Medium Sand With Brown Clay Streaks
226	234	Soft Sticky Blue Clay
234	240	Brown Sticky Clay
240	256	Light Brown Sticky Clay With Gypsum and cemented Sand Streaks
256	264	Very Fine To Fine Sand Few Very Small Brown Clay Streaks
264	284	Medium To Coarse Sand Small Gravel Few Very Small Brown Clay Streaks
284	308	Medium To Coarse Sand Small Gravel With Brown Clay Streaks 60/40
308	320	Medium To Coarse Sand Small Gravel White Broken Rock

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

Mike Beam, Secretary



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

Laura Kelly, Governor

January 15, 2021

TRACIE ADAMS
8355 BIG LOWE RD
HOLCOMB KS 67851-9003

RE: Water Right, File No. 2393, 5191, 6562, 19401

Dear Madam:

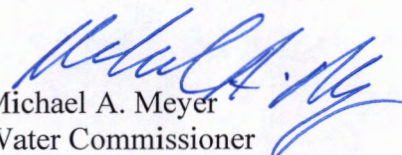
This is to advise you that Rebecca Graham has filed an application for approval of the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, to point of diversion under the above referenced application. An irrigation well is proposed to be relocated.

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

You are notified on this proposed point of diversion (well) 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,



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
Mike Beam, Secretary



Phone: 620-276-2901
Fax: 620-276-9315
www.agriculture.ks.gov
Laura Kelly, Governor

January 15, 2021

SCOTT LEE CORMACK
1205 S PENNSYLVANIA AVE
CHEROKEE, OK 73728-4024

RE: Water Right, File No. 2393, 5191, 6562, 19401

Dear Sir:

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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

Mike Beam, Secretary



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

Laura Kelly, Governor

January 15, 2021

RUSSELL KOMLOFSKE
4500 N IBP RD
HOLCOMB, KS 67851-9023

RE: Water Right, File No. 2393, 5191, 6562, 19401

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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

Mike Beam, Secretary



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

Laura Kelly, Governor

January 15, 2021

PFEIFER DIVERSIFIED INVESTMENT LP
Attn: PAUL PFEIFER
6090 W 6 MILE RD
HOLCOMB, KS 67851-9077

RE: Water Right, File No. 2393, 5191, 6562, 19401

Dear Sir:

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Mike Beam, Secretary



Phone: 620-276-2901
Fax: 620-276-9315
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Laura Kelly, Governor

January 15, 2021

ROGER G & RANDALL UNRUH
625 S COWGILL DR
GARDEN CITY, KS 67846-8911

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

Mike Beam, Secretary



Phone: 620-276-2901
Fax: 620-276-9313
www.agriculture.ks.gov
Laura Kelly, Governor

January 15, 2021

FRANZ WIEBE
8405 N. BIG LOWE RD
HOLCOMB, KS 67851-9004

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