## 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.

																Г	KEC	EIVED
					F	File No	. <u>2531</u>	4-D2									APR	0 5 2022
1.														00 Am ity Field Office Vater Resource				
		Place of Use  Point of Diversion													The sould			
	under the water	right v	hich is	s the s	ubject	of this	applic	ation i	n acco	rdance	e with t	the cor	ndition	s desc	ribed I	below.		
	The source of su	apply is	S:		$\boxtimes$ G	Ground	water			Surfac	ce wat	er						
2.	Name and address of Applicant: QUALITY HAY / DARIN SMITH  1707 ROAD 45 LAKIN KS 67860																	
	Phone Number:	(	)					Email	addre	ss: 👠	1:100	Lyn	1/40	16	ofer	1.ar	. Cor	~
	Phone Number: ( Email address: \( \bullet \text{val:ly hyll(0 yma:l.(on} \)  Name and address of Water Use Correspondent: \( \begin{array}{c} \text{SAME AS ABOVE} \end{array} \)																	
	Phone Number:	Phone Number: ()																
3.	The presently au	The presently authorized place of use is:																
	Owner of Land NAME: SAME AS ABOVE – NEW OWNERSHIP																	
	ADDRESS:																	
	(If there is more th	an one	landov	vner, at	tach su	ippleme	ental sh	eets as	neces	sary.)				,				,
3	96		NE1/4			NW¼			SW1/4			SE¼			TOTAL			
_	Twp. Range	NE1/4	NW¼	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW¼	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	ACRES
4.	If this application	NA			-					the pl	ace of	use be	e chan	ged to	:			
	(If there is more th	an one	landov	vner, at	tach su	ippleme	ental sh	neets as	s neces	sary.)				,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,				11
			NE	=1/4			N\	N1/4			SV	V1/4			S	E1/4		TOTAL
S	ec. Twp. Range	NE¼	NW¼	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE¼	NE1/4	MWZ4	SW1/4	SE1/4	ACRES
_										-								
								-	-	-						-	-	
										]			L	<u> </u>				
_																		
	For Office Use	Only:	Code		Fe	e \$ <u></u>	00.	TR	#		Re	eceipt	Date _	419	127	Chec	ck # 👱	10458

5.	Presently author	ized point	of diversion:									
	One in the		Quarter of the		Quarter of the	SW	Quarter					
	of Section	ction, Township		26	South, Range	36	(W),					
	in KEARNY		County, Kansas, <u>1320</u>	_feet North _	3960 feet West of S	outheast corner	of section.					
	Authorized Rate _		Authorized Quantity _		Depth of well	(feet	)					
	(DWR use only:	Computer	ID No GPS	S	feet North	feet Wes	st)					
	☐This point will no	t be change	d ⊠This point will be change	d as follows:	☐ No change, point better de	scribed with GPS	as follows:					
	Proposed point of	of diversio	n: (Complete only if chang	e is request	ed or if existing point is b	oetter describe	d by GPS)					
			Quarter of the									
			, Township									
			County, Kansas, <u>1314</u>									
			Proposed Quantity									
L	This point is:	Additional V	Vell   Geo Center List ot	her water rig	hts that will use this point _							
6. [	Presently author	ized point	of diversion:									
	One in the		Quarter of the		Quarter of the		Quarter					
	of Section		, Township		South, Range		(E/W),					
	in		, Township County, Kansas,	feet North	feet West of S	outheast 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											
	Proposed point of	of diversio	n: (Complete only if chang	e is request	ed or if existing point is I	oetter describe	d 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 S	outheast corner						
			Proposed Quantity									
	This point is:	Additional V	Vell ☐ Geo Center List of	her water rig	hts that will use this point _							
_				*								
7.			ired for the following reasons	5?								
	(please be specific	) Prilling	g of new well	30	0 200 100 North	100 200	300					
				E		100 million	Emil					
						- \-	=					
8.	If a well, is the test	hole log at	ached? 🗌 Yes 💢 No	200	-141+=	+++	200					
a	The change(s) (wa	e)(will be) c	completed by?				Ē					
9.			ompleted by :				\\ \\ \\ \\ \\ \\ \\ \\ \\ \\ \\ \\ \\					
	Downer Dri	lling		100	1 +   +   =	1 + 1 +	100					
10.	If the point of divers	sion is a we	ell:		=	_	4					
	(a) What are you			West 0		Jun Jun Jun Jun	1 HE 0 East					
	, ,		,				1					
	Usc it fo	ir dome	Stic		<b>\</b> <u> </u>		<b>. !</b>					
	(b) When will this	be done?	NotV	100	1 + 1 + 1 =	1 + 1 +	100					
		_	,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,		=		/=					
11.	Groundwater Mana	gement Dis	strict recommendation attached	1? 200	-1+1=	+ + +	200					
		es 🗌 No					4					
	2 - 1 - 2 - 2 - 2				Ī	L	1					
12.	Assisted by AT/GC	FO		30		100 200	300					
13a	.If the proposed poir	nt of diversi	on will be relocated more than 3	300	South	Scale: 1 hashmari	k=10 ft					
		0 6 1 611		1 401 1611								

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 on the diagram shown above in relation to the existing 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 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.)

lines

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

14. If the proposed groundwater point of diversion is 300 of fewer feet	from the existing point of diversion, complete the following.
(a) Does the undersigned represent all owners of the currently au  ☐ Yes ☐ No (If no, all owners must sign this app	
<ul> <li>(b) Will the ownership interest of any owner of the currently auth affected if this application is approved as requested?</li> <li>☐ Yes</li> <li>☐ No</li> <li>(If yes, all owners must sign this approved in the currently authors.)</li> </ul>	
(c) If this application is not approved expeditiously, will there be s ☐ Yes ☐ No (If no, all owners must sign this app	
If the application proposes a surface water change in point of diversion or a change in place of use, the application must be signed by all owne agent (attach notarized statement authorizing representation).	
I hereby verify, being first duly sworn upon my oath or affir age and the owner, the spouse of the owner, or a duly author their behalf, in regards to the water right(s) to which this a contained in this application are true, correct and complete.  Dated at, Kansas, the	orized agent of the owner(s) to make this application on pplication pertains. I further verify that the statements
Dated at Danden City, Kansas, th  Onality Hay KC by Dan I had  (Owner)	
	(Spouse)
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
State of Kansas County of SS	zth.
I hereby certify that the foregoing application was signed in of	my presence and sworn to before me this day
My Commission Expires    JULIE JONES   My Appointment Expires   December 15, 2022	Notary Public
ONLY COMPLETE APPLICATIONS WILL BE PROCESSED. To be complete, accurate information; maps, if necessary, must be included; signatures of all the the appropriate fee must be paid.	
FEE SCHE	DULE
Each application to change the place of use or the point of diversion unforth in the schedule below: Make checks payable to: Kansas Depart	ment of Agriculture
<ul> <li>(1) Application to change a point of diversion 300 feet or less</li> <li>(2) Application to change a point of diversion more than 300 feet</li> <li>(3) Application to change the place of use</li></ul>	eet
(a) Application to origings the place of use	φ200

#### 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. 25314-D2 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. On and after the effective date of this summary order, the authorized place(s) of use shall be located substantially as shown on 2. the topographic map accompanying the application to change the place of use. 

Applicable Not Applicable 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 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 5 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 ☐ Not Applicable 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.

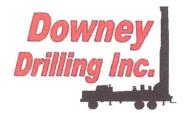
| Applicable | Not Applicable Installation of the works for diversion of water shall be completed on or before December 31, 20\_\_\_ authorized extension of time. By March 1, 20\_\_\_\_ the applicant shall notify the Chief Engineer that construction of the works for diversion has been completed, on the 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. 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, you may request an evidentiary hearing before the Chief SUMMARY ORDER ISSUED 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 (Print Name): review must state a basis for review pursuant to K.S.A. 77-527. Division of Water Resources - Kansas Department of Agriculture File any request with Kansas Department of Agriculture, Legal Division, 1320 Research Park Drive, Manhattan, KS Date of Issuance: \_\_\_ **66502**. Failure to timely request a hearing or review may State of Kansas preclude review under the Kansas Judicial Review Act. ) SS For Use by Register of Deeds County of \_\_\_\_ Acknowledged before me on \_\_\_\_\_ Signature: Notary Public My commission expires: \_\_\_\_\_ (Notary Seal)

Page 4

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

File No. \_\_\_\_



CUSTOMER NAME: QUALITY HAY, DARRIN SMITH TH#1

LEGAL: SW 22-26S-36W

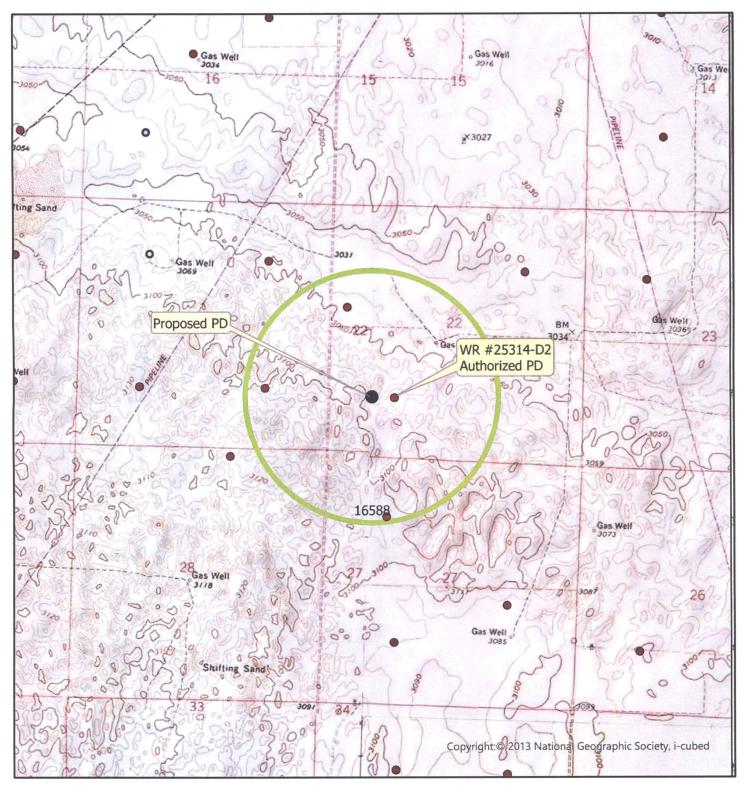
COUNTY: KEARNY CO, KS

GPS: 37.768558

-101.250357

			LOGGER: DRILL	ER: DIEGO VAL	LE		WO:	21-1675
TW	FROM	то	TYPE	HARDNESS	COLOR	SPEED	PULL DOWN	OTHER / DRILLING ACTION
	0	3	SURFACE SAND	SOFT		FAST		SMOOTH
	3	19	BROWN SILTY CLAY W/ FINE SAND	SOFT	BROWN	FAST		ѕмоотн
	19	70	FINE SAND	SOFT		FAST		VIBRATION
	70	99	SANDY CLAY W/ FINE SAND	SOFT	TAN	FAST		VIBRATION
	99	135	FINE-MED-COARSE SAND W/ FINE GRAVEL	FIRM		FAST		FAST CHATTER
X	135	165	LARGE ROCKS W/ FINE-MED-LARGE GRAVEL	HARD		SEMI- SLOW		CHATTER
	165	170	SANDY CLAY W/ FINE SAND	SOFT	TAN	FAST		VIBRATION
	170	210	FINE-MED-LARGE GRAVEL	STIFF		FAST		CHATTER
	210	215	SANDY CLAY W/ FINE SAND	SOFT	TAN	FAST		SMOOTH
	215	246	FINE-MED-LARGE GRAVEL	STIFF		FAST		CHATTER
	246	251	SANDY CLAY W/ FINE SAND	SOFT	TAN	FAST		SMOOTH
	251	350	FINE-MED-LARGE GRAVEL	STIFF		FAST		CHATTER
	350	355	FINE-MED-COARSE SAND W/ FINE GRAVEL & LIMEROCK	STIFF	WHITE	FAST		FAST CHATTER
	355	370	WHITE SANDY CLAY W/ LIMEROCK	FIRM	WHITE	FAST		SMOOTH & CHOPPY
	370	375	YELLOW CLAY W/ YELLOW SOAPSTONE	SOFT	YELLOW	FAST		SMOOTH & VIBRATION
	375	380	GRAY & RED CLAY	SOFT	GRAY & RED	FAST		SMOOTH
	380	385	BROWN ROCK W/ SANDSTONE & FINE SAND		BROWN & YELLOW	FAST		FAST CHATTER
	385	393	GRAY RED & YELLOW CLAY	SOFT	GRAY & YELLOW	FAST		SMOOTH
	393	402	BLUE CLAY	SOFT	BLUE	FAST		SMOOTH
	402	448	GRAY CLAY	SOFT	GRAY	FAST		SMOOTH
		445	SOAPSTONE W/ GRAY CLAY & SOME SANDSTONE	FIRM	GRAY & WHITE	FAST		VIBRATION & CHOPPY
	445	470	SANDSTONE W/ BROWN ROCK, YELLOW SOAPSTONE & FINE SAND	STIFF	BROWN & YELLOW	FAST		FAST CHATTER & VIBRATION
-		565	FINE SAND W/ BROWN ROCK, SANDSTONE & LIMEROCK	STIFF	BROWN & WHITE	FAST		FAST CHATTER
_		600	SHALE W/ TRACE OF IRON PYRITE	SEMI- HARD	BLUE	SLOW		SMOOTH & SLIGHT CHATTER @ TIMES
_			OFFICE VI TO OF OFFICE VI TO OF	1		02011		
-			QUIKGEL - 18					
-			WATER LOADS - 7400 GALLONS	1				
			SODA AHS - 3					
			EZ MUD - 1					
_			BRAN - 1					
_			QUICK TROLL - 1 BAG					
			EZ MUD GOLD - 1/2 A BAG	1				
_			HOLE PLUG - 2					
_								
-			CASING SEAL - 1					
_								
				1				
_				+				

### CHANGE IN POINT OF DIVERSION 25314-D2



Township 26 South Range 36 West KE County

All wells of any kind within a half mile of the proposed point of diversion are shown: 0 0.13 0.25 0.5 Miles

POINT OF DIVERSION



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

May 19, 2022

LV FARMS PO BOX C LAKIN, KS 67860

RE:

Application for Change

Water Right, File No. 25314-D2

Dear Sir or Madam:

This is to advise you that Darin Smith has filed an application for approval of the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, to change the point of diversion under the above referenced applications. An irrigation well is proposed to be relocated to the NE¼ SW¼ SW¼ of Section 22, Township 26 South, Range 36 West, Kearny County.

You can find the complete applications posted by water right file number as referenced above at: <a href="https://www.Agriculture.ks.gov/DWRNotices">www.Agriculture.ks.gov/DWRNotices</a>

You are notified on this proposed point of diversion (well) so that you may furnish this office with any comments or other information you 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 contact this office. If you would prefer, you could arrange an appointment for additional assistance. Please refer to the file number when you contact us if you wish to discuss a specific file.

Sincerely,

Austin J. McColloch

Assistant Water Commissioner

AM: enclosures

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

Mike Beam, Secretary

Laura Kelly, Governor

May 19, 2022

SYRACUSE DAIRY LLC Attn: SYRACUSE DAIRY & TIMELINE DAIRY 751 SE CR 36 SYRACUSE, KS 67878-7822

RE:

Application for Change

Water Right, File No. 25314-D2

Dear Sir or Madam:

This is to advise you that Darin Smith has filed an application for approval of the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, to change the point of diversion under the above referenced applications. An irrigation well is proposed to be relocated to the NE¼ SW¼ SW¼ of Section 22, Township 26 South, Range 36 West, Kearny County.

You can find the complete applications posted by water right file number as referenced above at: www.Agriculture.ks.gov/DWRNotices

You are notified on this proposed point of diversion (well) so that you may furnish this office with any comments or other information you 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 contact this office. If you would prefer, you could arrange an appointment for additional assistance. Please refer to the file number when you contact us if you wish to discuss a specific file.

Sincerely,

Austin J. McColloch

Assistant Water Commissioner

AM: enclosures

pc:

GROUNDWATER MANAGEMENT DISTRICT NO. 3