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.

or arv	oronom a	ind/or p	1406 01	use.		F	ile No	. 3652										RE	CEIVED 10:00 Am 10:00
1. <i>F</i>	pplicati	on is he	rehv r	nade fo	or anni	oval o	f the C	hief F	nginee	r to ch	ange	the (ch	eck or	ne or b	oth):		C		
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1	he sour	ce of st	uppiy i	S:		K G	round	water			Suria	e wat	er						
2. 1	lame ar	nd addre	ess of	Applica	ant: JE	ERRY	& CHF	RISTY	NICHO	DLS E	ΓAL								
	738 RO																		
F	hone N	umber:	()					Email	addres	ss:								
1	lame ar	nd addre	ess of	Water	Use C	orresp	onden	t: <u>NO</u>	CHAN	GE									
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Sec.	Twp.	Range	NE1/4	NWY	SW¼	SE¼	NE¼	NW¼	SW1/4	SE¼	NE1/4	NW1/4	SW1/4	SE¼	NE1/4	NW¼	SW1/4	SE%	
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(If there is	more th	an one	landov	vner, at	tach su	ppleme	ental sh	eets as	neces	sary.)								
				NE	=1/4			NV	V1/4			SV	√ 1/4	1		SI	E¼		TOTAL ACRES
Sec.	Twp.	Range	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW¼	SW1/4	SE¼	NE1/4	NW¼	SW¼	SE1/4	NE¼	NW¼	SW1/4	SE1/4	HOILE
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	or Offic	ce Use	Only:	Code		Fe	e\$ 5	200.1	OTR:	#		Re	eceipt	Date	7-21	0-22	Chec	k# [398
١,	51 5111		Jilly.	2000			- V	~~~	_ '/'										

5.	Presently authorized point of diversion:				
	One in the Quarter of the				
	of Section, Township	27	South, Range	32	W,
	in <u>HS</u> County, Kansas, <u>101</u> fe	et North _	4365 feet West of S	Southeast corner of s	section.
	Authorized Rate Authorized Quantity		Depth of well	(feet)	
	(DWR use only: Computer ID No. 04 GPS		feet North	feet West)	
	☐This point will not be changed ☐This point will be changed as	s follows: [No change, point better de	escribed with GPS as	follows:
	Proposed point of diversion: (Complete only if change is	requeste	ed or if existing point is	better described by	(GPS)
	One in the SE Quarter of the	SE	Quarter of the	SW	Quarter
	of Section, Township				
	in GY County, Kansas, 68 fe				
	Proposed Rate Proposed Quantity				
	This point is: Additional Well Geo Center List other	water righ	nts 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, fee	et North _	feet West of S	outheast corner of s	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	s follows:	No change, point better de	scribed with GPS as for	ollows:
	Proposed point of diversion: (Complete only if change is	requeste	ed 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, fee	et North _	feet West of S	outheast corner of s	section.
	Proposed Rate Proposed Quantity		Proposed well depth (feet)	
	This point is: Additional Well Geo Center List other				
7.	The changes herein are desired for the following reasons?				
	(please be specific)	300	200 100 North	100 200 3	00
		E	uduuduuduuduuduuduuduuduuduuduuduuduudu	Landin lundin line	
		E	200 100 North 0 11111111111111111111111111111111111		
8.	If a well, is the test hole log attached? 🔀 Yes 🔲 No	200	-1A1+1=	1 + 1 + 1 = 1	200
۵	The change(s) (was)(will be) completed by?	E			
Э.	The change(s) (was)(will be) completed by:	E	/	\	
		100	F1 + 1 + 1 =	1+1+1	100
10.	If the point of diversion is a well:	#	· =		
	(a) What are you going to do with the old well?	West 0	edan kalan kanta 🕱 🛚	վոսիսսիսսիսսի ս մ	0 East
		1			
	Plug Cap	<u>A</u>			4
	(b) When will this be done?	100	1 + 1 + 1 =	+ + 7	100
		E	·\ =	/ -	
11.	Groundwater Management District recommendation attached?	200	=	1 + 1 +/1-	200
	Yes No	E			
		E			
12.	Assisted by	300	200 100 0	100 200 3	300
13a	a. If the proposed point of diversion will be relocated more than 300		South	Scale: 1 hashmark=10 f	t
,,,,	feet but within 2,640 feet of the existing point of diversion, attach	13b.If the	proposed point of diversio	n will be relocated w	ithin a 300
	a topographic map or aerial photograph. For groundwater sources, show all wells (including domestic) within one-half mile	foot r	adius of the existing point of ediagram shown above in	of diversion, indicate in the existing in the	its location
	of the proposed point of diversion and the names and mailing	diver	sion. The proposed point	t of diversion must b	be located
	addresses of the owners. For surface water sources, show the names and addresses of the landowner(s) one-half mile	withir	n the circle shown above. er of diagram above	(PLEASE NOTE: T	he "X" in
	downstream and one-half mile upstream from your property	auth	orized point of diversion.)	represents the	presentity
	lines				

14. If the proposed groundwater point of diversion is 300 or fewer feet from	n the existing point of diversion, complete the following:
(a) Does the undersigned represent all owners of the currently author ☐ Yes ☐ No (If no, all owners must sign this applica	
 (b) Will the ownership interest of any owner of the currently authorize 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 subs ☐ Yes ☐ No (If no, all owners must sign this application)	
If the application proposes a surface water change in point of diversion, a gor a change in place of use, the application must be signed by all owners agent (attach notarized statement authorizing representation).	
I hereby verify, being first duly sworn upon my oath or affirma age and the owner, the spouse of the owner, or a duly authoriz their behalf, in regards to the water right(s) to which this application are true, correct and complete.	ed agent of the owner(s) to make this application on ication pertains. I further verify that the statements
Dated at, Kansas, this	20 day of <u>July</u> , 20 22.
(Owner)	(Spouse)
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
State of Kansas County of SS	- th
I hereby certify that the foregoing application was signed in my of JULIE JONES	y presence and sworn to before me this 30 day
My Commission Expires — December 15, 2022	Notary Public
ONLY COMPLETE APPLICATIONS WILL BE PROCESSED. To be complete, all of accurate information; maps, if necessary, must be included; signatures of all the app the appropriate fee must be paid.	
Each application to change the place of use or the point of diversion under forth in the schedule below: Make checks payable to: Kansas Departmer (1) Application to change a point of diversion 300 feet or less (2) Application to change a point of diversion more than 300 feet . (3) Application to change the place of use	this section shall be accompanied by the application fee set at of Agriculture \$100 \$200

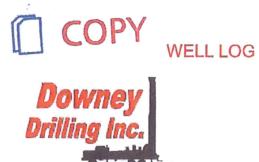
SUMMARY ORDER APPROVING APPLICATION FOR CHANGE AND IMPOSING CONDITIONS

pro Wit	s Summary Order is issued under authority of K.S.A. 82a-70 visions of the <i>Kansas Water Appropriation Law, K.S.A. 82a</i> -th the exception of those conditions expressly contained hereintations of File No3 6 52	-701 et. seg., and rules and regulations t	promulgated thereunder.
1.	A change application was received on	ber be changed as described in the application	of use and / or point of cation.
2.	On and after the effective date of this summary order, the au the topographic map accompanying the application to cha	thorized place(s) of use shall be located sange the place of use. Applicable	ubstantially as shown on ☐ Not Applicable
3.	The change in point of diversion shall not impair existing riging previously authorized. The point of diversion authorized tradius of the authorized point(s) of diversion. ☐ Applicate	by this summary order shall be located wit	e or sources of water as hin a foot
4.	The point(s) of diversion described herein is administrative Positioning System (GPS), as described in the application	ely corrected to be more accurately des n. ☐ Applicable ☐ Not Applicable	cribed using the Global
5.	The point(s) of diversion authorized herein shall not actually authorized point(s) of diversion. Applicable N	be located more thanlot Applicable	feet from the previously
6.	As required by K.A.R. 5-3-5d, if the works for diversion is a vor other device suitable for making water level measurement K.A.R. 5-6-13. Applicable Not Applicable	well with a diversion rate of 100 gallons pe ents shall be installed, operated and mainta	r minute or more, a tube ained in accordance with
7.	The owner of the authorized place(s) of use shall proper December 31, 20, or before the first use of water, operated and maintained in accordance with K.A.R. 5-1-4 K.A.R. 5-3-5e, the owner shall maintain records and report diverted annually to the Chief Engineer by March 1 follows: Applicable	, whichever occurs first. The water flow through 5-1-12. As required by K.S.A. 82 t the reading of the water flow meter and t	meter shall be installed, a-732, as amended, and
8.	Installation of the works for diversion of water shall be authorized extension of time. By March 1, 20 the works for diversion has been completed, on the form prov Applicable Not Applicable	applicant shall notify the Chief Engineer	that construction of the
9.	The completed well log shall be submitted with the requ	ired notice. Applicable No	t Applicable
10.	All diversion works into which any type of chemical or other with an in-line, automatic, quick-closing check valve capa check valve(s) shall be installed, operated and maintained	ble of preventing pollution of the source of	of the water supply. The
11.	Additional Conditions are attached.		
12.	In accordance with K.S.A. 82a-708a, as amended, and K.A water appropriated under the above-referenced file number limitations, as amended and/or supplemented by this Sun Appropriation Law and the Rules and Regulations promuresult in civil penalties pursuant to K.S.A. 82a-737, as an water or appropriation right or any other enforcement actions.	per are responsible for compliance with it nmary Order, and with applicable provision ulgated thereunder. Failure to comply with nended, and/or the suspension or revocate.	ts terms, conditions and ons of the <i>Kansas Water</i> th these provisions may
	Administrative Appeal and Effective Date of Order	FOR OFFICE USE ON	ILY
you	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	APPLICATION APPRO SUMMARY ORDER I	
Agrifiled adm day revi File Leg 665	culture. A request for hearing by the Chief Engineer must be 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:	Department of Agriculture
	For Use by Register of Deeds	County of)	
		Acknowledged before me on	
		by	•
		Signature:	
		Signature:Notary	Public
		My commission expires:(N	Notary Seal)

Page 4

File No. ___

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



DA	TE:	6/1	712	022

CUSTOMER NAME: JERRY NICHOLS

TH#3

LEGAL: SW 13-27S-32W

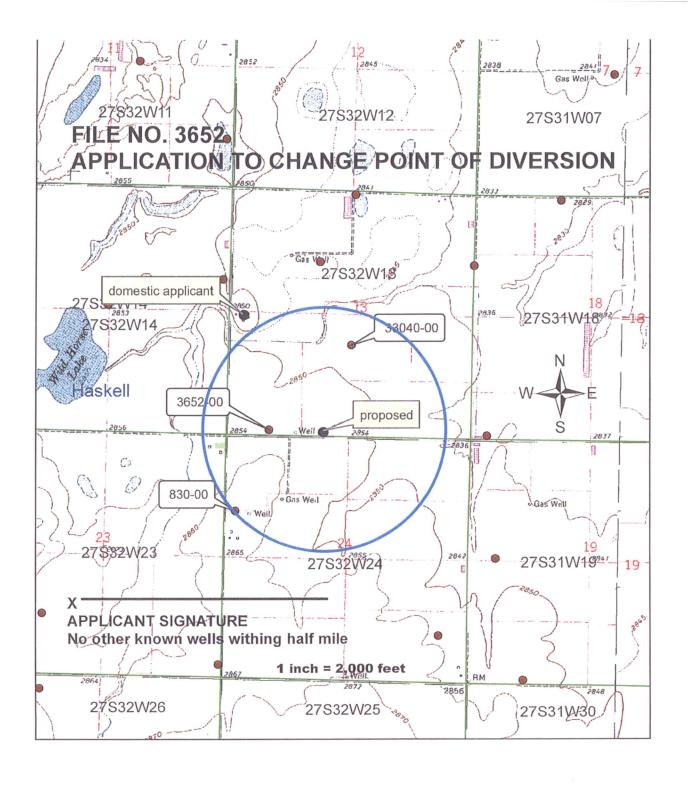
COUNTY: HASKELL CO, KS

GPS: 37.693081

-100.772619

-				ER: DIEGO V			WO:	21-1544 OTHER / DRILLING
rw	FROM	то	ТҮРЕ	HARDNESS	COLOR	SPEED	PULL DOWN	ACTION
	0	3	TOP SOIL	SOFT	BROWN	FAST		sмоотн
	3	14	BROWN SILTY CLAY	SOFT	BROWN	FAST		sмоотн
	14	20	FINE SAND W/ CALICHE	FIRM	WHITE	FAST		VIBRATION
	20	45	SANDY CLAY	SOFT	TAN	FAST		ѕмоотн
	45	53	FINE-MED-COARSE SAND & SANDY CLAY	FIRM	TAN	FAST		CHOPPY & SMOOTH
	53	60	FINE-MED-COARSE SAND W/ CEMENTED SAND & FINE GRAVEL	STIFF	WHITE	SEMI SLOW		CHATTER
	60	70	FINE-MED-COARSE SAND	FIRM		FAST		FAST CHATTER
	70	101	FINE-MED-COARSE SAND W/ FINE-MED GRAVEL	STIFF		FAST		FAST CHATTER
	101	124	FINE-MED-COARSE SAND W/ LIME ROCK & GRAVEL	STIFF	WHITE	FAST		FAST CHATTER
	124	131	BROWN CLAY	SOFT	BROWN	FAST		SMOOTH
	131	139	LIGHT GRAY CLAY	SOFT	CIGHT GRAY	FAST		SMOOTH
	139	155	FINE-MED-COARSE SAND	FIRM		FAST		FAST CHATTER
	155	165	BROWN STICKY CLAY	STICKY	BROWN	FAST		SMOOTH
	165	166	FINE SAND	SOFT		FAST		VIBRATION
Ī	166	174	BLUE CLAY	SOFT	BLUE	FAST		SMOOTH
	174	176	WEATHERED CLAY	SOFT	GRAY	SEMI SLOW		SMOOTH
Ī	176	196	FINE-MED-COARSE SAND	FIRM		FAST		FAST CHATTER
	196	198	YELLOW CLAY	SOFT	YELLOW	FAST		SMOOTH
	198	204	FINE-MED SAND	SOFT		FAST		СНОРРУ
	204	238	BLUE CLAY	SOFT	BLUE	FAST		SMOOTH
	238	241	FINE BLUE SAND	SOFT	BLUE	FAST		VIBRATION
	241	245	BLUE CLAY	SOFT	BLUE	FAST		SMOOTH
	245	253	FINE-MED BLUE SAND	FIRM	BLUE	FAST		СНОРРУ
	253	284	FINE-MED-COARSE SAND W/ FINE GRAVEL & LIME ROCK	STIFF	WHITE	FAST		FAST CHATTER
	284	329	FINE-MED-COARSE SAND W/ CEMENTED SAND & FINE-MED GRAVEL	STIFF	WHITE	SEMI SLOW		CHATTER
	329	340	LIME ROCK W/ FINE-MED-COARSE SAND & FINE GRAVEL	STIFF	WHITE	FAST		FAST CHATTER
	340	365	FINE-MED-COARSE SAND W/ LIME ROCK	STIFF	WHITE	FAST		FAST CHATTER
	365	391	SANDY CLAY W/ FINE SAND & CEMENTED SAND	FIRM	TAN & WHITE	SEMI SLOW		SMOOTH & CHOPP
	391	400	SANDY CLAY W/ LIME ROCK & FINE SAND	FIRM	TAN & WHITE	FAST		SMOOTH & CHOPP
	400	415	BROWN STICKY CLAY	STICKY	BROWN	FAST		SMOOTH
	415	434	FINE SAND W/ LIME ROCK & SANDY CLAY LAYERS	FIRM	WHITE &	FAST		CHOPPY & SMOOT
	434	465	BROWN STICKY CLAY	STICKY	BROWN	FAST		SMOOTH
	465	477	WEATHERED CLAY W/ BROWN ROCK & FINE SAND	FIRM	GRAY & YELLOW	SEMI SLOW		SMOOTH & CHOPP
	477	488	BROWN ROCK W/ FINE SAND	STIFF	BROWN	FAST		FAST CHATTER
	488	505	SHALE	SOFT	BLUE	SLOW		SMOOTH

505	E44	SOADSTONE WEINE SAND	SOFT	COLAN	FART	1	MEDATION
505	511	SOAPSTONE W/ FINE SAND	SOFT	GRAY	FAST SEMI	-	VIBRATION
511	515	IRON PYRITE W/ FINE SAND	HARD	GRAY	SLOW	 	CHATTER
515	588	SANDSTONE W/ FINE SAND & TRACE OF IRON PYRITE	STIFF	GRAY	FAST	-	FAST CHATTER
588	595	SOAPSTONE W/ FINE SAND	SOFT	GRAY	FAST	-	VIBRATION
595	618	SHALE	SOFT	BLUE	SLOW	-	sмоотн
618	620	IRON PYRITE	HARD	BLUE &	SLOW		CHATTER SMOOTH &
620	646	SHALE W/ SOAPSTONE LEDGES	SOFT	GRAY	SLOW		VIBRATION
646	647	IRON PYRITE	HARD		SLOW		CHATTER
647	663	SHALE	SOFT	BLUE	SLOW		<u> sмоотн</u>
663	687	SHALE W/ SOAPSTONE	SOFT	BLUE & GRAY	SEMI SLOW		SMOOTH & VIBRATION
687	745	SANDSTONE W/ FINE SAND & IRON PYRITE	STIFF	GRAY	FAST		FAST CHATTER
745	763	SHALE	SOFT	BLUE	SLOW		sмоотн
763	776	TAN SANDSTONE	STIFF	TAN	SEMI		CHATTER
776	802	RED BED	STIFF	RED	SLOW		CHATTER
		6/17/22 @ 11:30AM RIG THROTTLED DOWN & TURNED OFF					
1	1	QG - 9		1			
_	1				1		
+-	+	WATER LOADS - 2 1/2	_	-	1		
+	+	SA - 3/4		-	-		1
+	+	EZ MUD - 1/4		-	-	-	
+	+	HOLE PLUG - 2	_	-	-	-	
+	-	CS - 1			-	-	
+		PDC @ 600'					
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-	-			1			



INPUTS	
Target Section Definition	
Section	13
Township	27
Range	32
Range Direction	W
Target Point Coordinates (NA	D27 or NAD83)
Target Longitude	-100.772619
Target Latitude	37.693081

Load Data and Compute

Instructions

- 1. Enter values for section, township, range and range direction.
 2. Enter NAD27 or NAD83 longitude and latitude of target point.
 3. Click "Load Data and Compute" button.
 4. Use feet distances corresponding to datum of target point.

Loaded Section Data From LEOBASE using NAD83							
Corner	Corner Latitudes	Corner Longitudes					
SW	37.69294114	-100.77962827					
NW	37.70768105	-100.77953724					
NE	37.70746715	-100.76142362					
SE	37.69289521	-100.76153057					
Degree	s Longitude per Foot	3.45613713E-06					
Degree	s Latitude per Foot	2.74623384E-06					

Target Point Distances from Corners using NAD83 Corner Feet North(+)/South(-) Feet East(-)/West(+) Target point is In Section

SW	51	-2028
NW	-5316	-2002
NE	-5239	3239
SE	68	3208

Loaded Section Data

From LEOBASE using NAD27						
Corner	Corner Latitudes	Corner Longitudes				
SW	37.69291700	-100.77919000				
NW	37.70765700	-100.77909900				
NE	37.70744300	-100.76098600				
SE	37.69287100	-100.76109300				
Degree	s Longitude per Foot	3.45613601E-06				
Degree	s Latitude per Foot	2.74598553F-06				

Target Point Distances from Corners using NAD27 Corner Feet North(+)/South(-) Feet East(-)/West(+)

rtin(+)/30utin(-) reet Ea	SI(-)IAAGSI(+)
60	-1901
-5308	-1875
-5230	3366
76	3335
	60 -5308 -5230

Target point is In Section

Difference (NAD83 Minus NAD27)

Corner	Corner Latitudes	Corner Longitudes
SW	0.00002414	-0.00043827
NW	0.00002405	-0.00043824
NE	0.00002415	-0.00043762
SE	0.00002421	-0.00043757

Difference (NAD83 Minus NAD27)

Corner	Feet North(+)/South(-)	Feet East(-)/West(+)
SW	-8.79562025	-126.80858799
NW NE SE	-8.27749699	-126.79991631
NE	-8.32095698	-126.62222446
SE	-8.82262437	-126.60774741

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 21, 2022

ROBERT M & CONNIE NIGHTENGALE TRUSTS 2225 50TH RD COPELAND, KS 67837-7019

RE:

Application for Change

Water Right, File No. 3652

Dear Sir or Madam:

This is to advise you that Jerry Nichols 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 SE½ SE½ SW¼ of Section 13, Township 27 South, Range 32 West, Haskell 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

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 21, 2022

MILLER TRUST Attn: % HENRY W MILLER, TRUSTEE 440 ROAD RR SUBLETTE, KS 67877-8064

RE:

Application for Change Water Right, File No. 3652

Dear Sir or Madam:

This is to advise you that Jerry Nichols 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 SE½ SE½ SW¼ of Section 13, Township 27 South, Range 32 West, Haskell County.

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Sincerely,

Austin J. McColloch

Assistant Water Commissioner

AM: enclosures

pc:

GROUNDWATER MANAGEMENT DISTRICT NO. 3