#### Kansas Department of Agriculture Division of Water Resources

CHANGE: pu WORKSHEET

1. File Number:	2. Status Change Date:	3. Change Num:	4. Field Office:	5. GMD:
7160	4/-2022	C2	04	03
6. Status:   ☐ Approved ☐ Deni	ed by DWR/GMD	Dismiss by Reques	t/Failure to Return	7. Filing Date of Change:
				3/24/2022
8a. Landowner, applicant, WUC New to system □	Person ID 39506 Add Seq#	8c. applicant,		Person ID Add Seq#
C L FARMS ATTN: LOREN LUCAS 12001 E ROAD 24 JOHNSON, KS 67855-902	22			
8b. Landowner(s)  New to system □	Person IDAdd Seq#	8d. WUC New to sy	stem 🗌	Person IDAdd Seq#
9. Documents and Enclosure(s): ☑ DV ☐ Anti-Reverse Meter ☐ Meter : ☐ Conservation Plan Date Require	Seal   Check Valve			Comply:H & E Letter Comply:
10. Use Made of Water From:		To: _		
			Date Prepared: <b>4/1/20</b> Date Entered:	<b>22</b> By: <b>MAM</b> By:

File No.	7160			11.	County: S	т	Bas	in: NF	CIMA	RRO	N RIVE	R		S	tream	1:						Fo	rmation Cod	de:	Special Use:	
CHK	nts of Dive	rsion															ı	Rate a	nd Quu			Δ	dditional			
MOD DEL ENT		Qua	lifier		S	Г	R	ID	1	N	'W		Comi	ment	(AKA	Line)		Rate		Quantity af	у	Rate	Quan		verlap PD Files	
CHK 808	IK 80834																									
13. Stora	age: Rate					=	Quan	tity					ac/ft	Α	dditio	nal Rat	e				NF	Addit	tional Quant	ity		_ ac/ft
Limitation:																										
16. Plac	ce of Use						NE	1/4			NW	J <sup>1</sup> / <sub>4</sub>			S	6W½			S	E1/4		Total	Owner	Chg?	Overlap Files	
MOD DEL	PUSE	S	Т	R	ID	NE 1/4	NW 1/4	SW 1/4	SE ¼	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					
	29017													28.5	38.5	40	32.5					138.5			14831	
MOD	8536	26	30	39W	01					31.5	40	31.5	31.5									134.5	8a	NO	14831	
																							•			

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

April 1, 2022

C L FARMS Attn: LOREN LUCAS 12001 E ROAD 24 JOHNSON, KS 67855-9022

RE:

Field Office Application for Change Water Right, File Nos. 7160 & 14831

Dear Sir:

Enclosed are orders executed by the designee of the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, approving the applications for change under the above referenced file numbers.

Your attention is directed to the enclosures and to the terms, conditions, and limitations specified in this approval for change. Conditions of these approvals are 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,

Michael A. Meyer 🖊

Water Commissioner

MAM enclosures

pc:

Groundwater Management District No. 3

#### CERTIFICATE OF SERVICE

On this 1<sup>st</sup> day of April 2022, I hereby certify that the foregoing Approval of Application for Change in Point of Diversion, Water Right, File Nos. 7,160 and 14,831 dated 1<sup>st</sup> day of April 2022 was mailed postage prepaid, first class, US mail to the following:

C L FARMS Attn: LOREN LUCAS 12001 E ROAD 24 JOHNSON, KS 67855-9022

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

of div	ersion a	ind/or p	lace of	f use.		F	File No		160										CEIVED 40 pm R <b>2</b> 4 2022
							.,.		100					-				WAI	\ 2 4 ZUZZ
<ol> <li>Application is hereby made for approval of the Chief Engineer to change the (check one or both):</li> <li>✓ Place of Use</li> <li>✓ Point of Diversion</li> </ol> Garden City Field Division of Water Re											City Field Office Water Resources								
i	under the	e water	riaht v	vhich is	s the si	ubiect	of this	applic	ation i	n acco	rdance	e with	the co	ndition	s desc	ribed I	nelow.		
	The sour						Ground			_	Surfac								
2. 1	Name ar	nd addre	ess of	Applica	ant: <u>L</u> (	OREN	LUCA	S											
F	Phone N	umber:	(	)					Email	addres	ss:								
	Name ar		ess of	Water	Use C	orresp	onden												
F	Phone N	umber:	(	)					Email	addres	ss:								
3.	The pres	ently a	uthoriz	ed pla	ce of u	se is:													
(	Owner o	f Land -	NA	AME:	CLFA	RMS													
		/	ADDRI	ESS:	12001	E RO	AD 24,	JOHN	ISON,	KS 67	855-9	022							
(	If there is	more th	an one	landov	vner, at	tach su	ppleme	ental sh	eets as	neces	sary.)								
NE1/4								NV	V1/4		SW1/4					SI	Ξ1/4	TOTAL	
Sec.	Twp.	Range	NE1/4	NW1/4	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
23	30S	39W									40	40	40	40					160
26	30S	39W		40				40	40										120
	f this ap				_			it is p	ropose	ed that	the pla	ace of	use be	e chan	ged to:	:			
(	Owner o			ESS:															
(	If there is							ental sh	eets as	neces	sary.)								
				NE	=1/4			NV	V1/4			SV	V¹/4			SE	Ξ1/4		TOTAL
Sec.	Twp.	Range	NE1/4	NW1/4		SE1/4	NE1/4	NW1/4		SE1/4	NE1/4	NW1/4		SE1/4	NE1/4		SW1/4	SE1/4	ACRES
23	30S	39W									28.5	38.5	40	32.5					139.5
26	30S	39W					31.5	40	31.5	31.5									134.5
ı	For Offic	ce Use	Only:	Code		Fe	e \$ <u>2(</u>	0.00	_ TR	#		Re	eceipt	Date _	3/24	122	Chec	k# <u> </u>	8830

5.	Presently authorized point of diversion:				
	One in the Quarter of the		Quarter of the		_ Quarter
	of Section, Township				W,
	in County, Kansas, f	feet North _	feet West of So	utheast corner of	section.
	Authorized Rate Authorized Quantity				
	(DWR use only: Computer ID No GPS				
	☐This point will not be changed ☐This point will be changed				
	Proposed point of diversion: (Complete only if change	is requeste	ed or if existing point is be	etter described	by GPS)
	One in the Quarter of the		Quarter of the		_ Quarter
	of Section, Township		South, Range		W,
	in County, Kansas, f	feet North _	feet West of So	utheast corner o	section.
	Proposed Rate Proposed Quantity		Proposed well depth (fe	et)	
	This point is: Additional Well Geo Center List other	er 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).
	inCounty, Kansas,1	feet North _	feet West of So	utheast 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 desc	cribed with GPS as	follows:
	Proposed point of diversion: (Complete only if change	is requeste	ed or if existing point is be	etter described	by GPS)
	One in the Quarter of the		Quarter of the		_ Quarter
	of Section, Township				
	in County, Kansas, f				
	Proposed RateProposed Quantity		Proposed well depth (fe	et)	
	This point is: Additional Well Geo Center List other	er water righ	nts that will use this point _		
7.	The changes herein are desired for the following reasons?	i.			
	(please be specific)	300	North 0 200 100 0	100 200	300
		E		- Indundant	T9
			/- =	- \-	=
8.	If a well, is the test hole log attached?  Yes No	200	-   1 +   = 1	+ $+$ $+$ $+$ $+$	200
a	The change(s) (was)(will be) completed by?			\	Ē
Э.	The change(s) (was)(will be) completed by:	E		1 3 1 1	100
		100	f	+   +	100
10.	If the point of diversion is a well:	ŧ			4
	(a) What are you going to do with the old well?	West 0	արևա արավումու 🕱 ուի	najanjunjuaje	0 East
	(a) What are you going to do with the old well:	1			3
		<u> </u>	( , , , , , <u>E</u> ,	1 1 1	<b>#</b>
	(b) When will this be done?	100	1 + 1 + 1 = 1	+   +	100
			-\ =	/	
11.	Groundwater Management District recommendation attached?	200	-1 + 1 = 1	+ + + + 1	200
	☐ Yes ☐ No	E			_
					_=
12.	Assisted by <u>JG/GCFO</u>	300	200 100 0	100 200	300
13a	If the proposed point of diversion will be relocated more than 30	00	South	Scale: 1 hashmark=1	0 ft

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

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 existing point of diversion, indicate its location on the diagram shown above in relation to the existing point of foot radius of the existing point of diversion, indicate discontinuous 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	m the existing point of diversion, complete the following:
(a) Does the undersigned represent all owners of the currently authors   ☐ Yes ☐ No (If no, all owners must sign this applied)	
<ul> <li>(b) Will the ownership interest of any owner of the currently author affected if this application is approved as requested?</li> <li>☐ Yes</li> <li>☐ No</li> <li>(If yes, all owners must sign this application)</li> </ul>	
(c) If this application is not approved expeditiously, will there be sub ☐ Yes ☐ No (If no, all owners must sign this applic	
If the application proposes a surface water change in point of diversion, a or 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 affirm age and the owner, the spouse of the owner, or a duly authoritheir behalf, in regards to the water right(s) to which this appropriate in this application are true, correct and complete.	zed agent of the owner(s) to make this application on plication pertains. I further verify that the statements
Dated at, Kansas, this	23 day of Morch, 20 22.
Ju Jucas Pot Myrnaturas	(Spouse)
Loren Lucas (Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
(Owner)	(Spouse)
NOTARY PURI	IC - STATE OF KANSAS
(Please Print) State of Kansas	(Please Print)
County of Stanton SS My Commission E	
I hereby certify that the foregoing application was signed in r of	my presence and sworn to before me this $\frac{23^{10}}{23^{10}}$ day
My Commission Expires 913 2022	Notary Public
ONLY COMPLETE APPLICATIONS WILL BE PROCESSED. To be complete, all accurate information; maps, if necessary, must be included; signatures of all 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 Departmet (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	r this section shall be accompanied by the application fee set

#### 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. 7,160 change application was received on <u>MancH 29, 202</u> 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 A change application was received on 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. ☐ 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 \_\_\_\_\_ 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. 

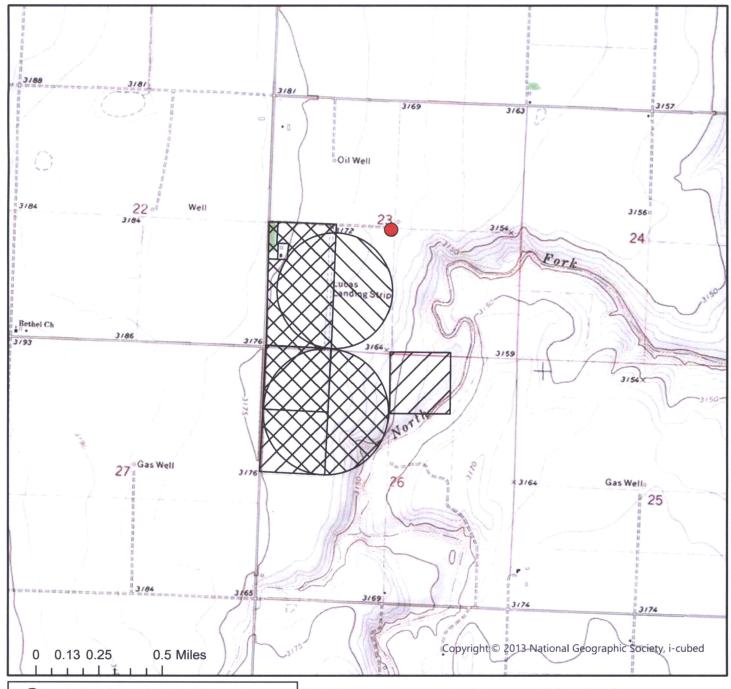
Applicable Not Applicable feet from the previously As required by K.A.R. 5-3-5d, if the works for diversion is a well with a diversion rate of 100 gallons per minute or more, a tube or other device suitable for making water level measurements shall be installed, operated and maintained in accordance with K.A.R. 5-6-13. 

Applicable Not Applicable The owner of the authorized place(s) of use shall properly install an acceptable water flow meter on or before **December 31, 202**, 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. ☐ Not Applicable hstallation of the works for diversion of water shall be completed on or before December 31, 20 the applicant shall notify the Chief Engineer that construction of the authorized extension of time. By March 1, 20\_ 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 The completed well log shall be submitted with the required notice. 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 \quad Not Applicable 11. Additional Conditions are attached. ☐ Yes 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 Ву: \_ 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): MCHAT A. MEYED
Division of Water Resources - Kansas Department of Agriculture (Print Name): 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 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: Motary JULIE JONES NOTARY" My Appointment Expires My commission expires

(Notal (N

## **CHANGE IN PLACE OF USE WATER RIGHT, FILE NO. 7160**

SW 1/4 of Section 23 Township 30 South Range 39 West Stanton County



Authorized Point of Diversion

Domestic Well within 1/2 mile

Authorized Place of Use



Proposed Place of Use

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



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

Date JG/GCFO 1:24,000 Scale



#### 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

March 28, 2022

Michael A. Meyer Division of Water Resources 4532 W Jones Ave., Suite B Garden City, Kansas 67846

RE: Applications for Change in Place of Use

Water Right, File Nos. 7160 & 14831

Dear Mike:

We have completed a review of the applications for the above referenced water rights. The proposals are not in conflict with the Management Program of the Southwest Kansas Groundwater Management District No. 3 (GMD3). The proposed change in place of use will rearrange current acres to better suit the operation and have a complete overlap in place of use in accordance with K.A.R. 5-5-11(b). It is therefore recommended that the applications be approved at this time.

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

RECEIVED

MAR 2 9 2022

Garden City Field Office Division of Water Resources

# GMD3 Change Review

File No(s).: 7160 & 14831		DWR office: <u>GC</u> .	
App filed to change: PU			
Is Landowner(s) correct in '	WRIS:		
If NO, is documenta	tion included?		
Is Water Use Corresponden		S? .	
If NO, is documenta			
Regulation(s) Reviewed: K.			
Point of diversion ID No(s)		ed.	
,	_ 0 0		
ft. North	ft. West		
Authorized PD			
Proposed PD	-		
Difference	0 0		
a2 + b2 = c2	0 0	0	
GPS for proposed PD: Lat:			
Is proposed PD stacking on	existing WRs?	No Change.	
Is Proposed PU overlapping	existing WRs?	Current stacked and will remain c	ompletel
overlapped.			
Neighboring certified well(s	s) notified:		
Name			
Address			
Zip			
Email: Phone:			
Domestic well(s) notified:			
Name			
Address			
Zip			
Base Acres: 274 combined			
Perfected Acres:			
Irr. Return-Flow%			
7160 currently authorized	: 400AF @ 1900	)gpm	
40acres NW NE 26	-30-39		
160acres SW 23-30	-39		
14831 currently authorize	d: 628AF @ 190	Ogpm, Limited to 628AF @ 190	0gpm
w/7160	O		
114acres NW NE &	W2NW 26-30-3	39	
160acres SW 23-30			
Proposing:			
139.5acres SW 23-3	k∩_30		

## **GMD3** Change Review

#### 134.5acres NW 26-30-39

#### Total of 274 acres.

Is a waiver needed: <u>Proposal is to rearrange acres to better fit a full pivot in one of the quarters</u>. They are not increasing base acres with this proposal.

Recommendation: <u>After review of all available information</u>, it appears current area rules are met. Staff therefore recommends approval of the applications.

RECEIVED

MAR 2 9 1222

Garden City Field Office Division of Water Resources 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

March 25, 2022

SOUTHWEST KANSAS GROUNDWATER MANAGEMENT DISTRICT NO. 3 2009 E SPRUCE ST GARDEN CITY KS 67846

Re:

Request for Recommendation

Water Right, File Nos. 7160 & 14831

Dear Mr. Norquest:

This is to advise you that Loren Lucas, has filed applications for approval of the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, to change the place of use. The application meets all rules and regulations.

We are delaying action on the change applications to allow you time to review and provide a recommendation. Please submit a recommendation within 15 days from the date of this letter.

Thank you and as always feel free to contact this office at any time.

Sincerely,

Michael A. Meyer

Water Commissioner

MAM Enclosures