

Kansas Department of Agriculture
 Division of Water Resources
CHANGE: P/D WORKSHEET

1. File Number: 9304	2. Status Change Date: 9-8-2022	3. Change Num: C6	4. Field Office: 4	5. GMD: 3
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6. Status: <input checked="" type="checkbox"/> Approved <input type="checkbox"/> Denied by DWR/GMD <input type="checkbox"/> Dismiss by Request/Failure to Return	7. Filing Date of Change: 8/30/2022
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8a. Landowner, applicant, WUC
 New to system Person ID 64514
 Add Seq# _____

DIAMOND TAIL FARMS LLC
Attn: MONTY TEETER
901 N MCCALL RD
ULYSSES, KS 67880

8c. Landowner(s)
 New to system Person 55548
 Add Seq# _____

DENNIS B LEIGHTY REV TRUST
Attn: DENNIS B LEIGHTY
PO BOX 445
ULYSSES, KS 67880

8b. Landowner(s),
 New to system Person ID 57960
 Add Seq# _____

WARREN L & MELANIE F GOOSSEN
2157 S ROAD S
ULYSSES, KS 67880-8161

8d. WUC
 New to system Person ID _____
 Add Seq# _____

9. Documents and Enclosure(s): DWR Meter(s) Date to Comply: 12/31/2022 N & P Date to Comply: 3/1/2023

Anti-Reverse Meter Meter Seal Check Valve N & P Form Water Tube Driller Copy H & E Letter

Conservation Plan Date Required: _____ Date Approved: _____ Date to Comply: _____

10. Use Made of Water From: _____ To: _____

Date Prepared: **9/8/2022** By: **MAM**
 Date Entered: _____ By: _____

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

September 8, 2022

DIAMOND TAIL FARMS LLC
Attn: MONTY TEETER
901 N MCCALL RD
ULYSSES, KS 67880

RE: Field Office Application for Change
Water Right, File No. 9304

Dear Sir:

Enclosed is an order 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 number.

Your attention is directed to the enclosures and to the terms, conditions, and limitations specified in this approval for change. A condition of this approval is 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.

The abandoned well must be plugged in accordance with the requirements of Article 30 of the Rules and Regulations as adopted by the Kansas Department of Health and Environment.

Should you have any questions, please feel free contact this office. If you would prefer, you could arrange an appointment for additional assistance.

Sincerely,

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

Michael A. Meyer
Water Commissioner

MAM:
enclosures

pc:

Warren L & Melanie Goosen
Dennis B Leighty Rev Trust
GROUNDWATER MANAGEMENT DISTRICT NO. 3

CERTIFICATE OF SERVICE

On this 8th day of September 2022, I hereby certify that the foregoing Approval of Application for Change in Point of Diversion, Water Right, File No. 9,304 dated 9th day of September 2022 was mailed postage prepaid, first class, US mail to the following:

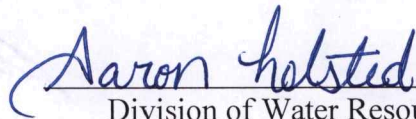
DIAMOND TAIL FARMS LLC
Attn: MONTY TEETER
901 N MCCALL RD
ULYSSES, KS 67880

Pc:

WARREN L & MELANIE F GOOSSEN
2157 S ROAD S
ULYSSES, KS 67880-8161

DENNIS B LEIGHTY REV TRUST
Attn: DENNIS B LEIGHTY
PO BOX 445
ULYSSES, KS 67880

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.

File No. 9304

RECEIVED
 1:45 pm
AUG 30 2022

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

Garden City Field Office
 Division of Water Resources

2. Name and address of Applicant: DIAMOND TAIL FARMS LLC

901 N MCCALL RD ULYSSES, KS. 67880

Phone Number: (620)353 9507

Email address: _____

Name and address of Water Use Correspondent: DIAMOND TAIL FARMS LLC

901 N MCCALL RD ULYSSES, KS. 67880

Phone Number: (620)353 9507

Email address: _____

3. The presently authorized place of use is:

Owner of Land ---- NAME: NO CHANGE

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	

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: NO CHANGE

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>200.00</u> TR # _____ Receipt Date <u>8-30-22</u> Check # <u>635</u>

5. **Presently authorized point of diversion:**
 One in the SW Quarter of the SW Quarter of the SE Quarter of Section 25, Township 29 South, Range 37 (W), in GRANT County, Kansas, 246 feet North 1986 feet West of Southeast corner of section.
 Authorized Rate 100 GPM Authorized Quantity 139.55 AF Depth of well _____ (feet)
 (DWR use only: Computer ID No. 1 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 SE Quarter of the SE Quarter of Section 25, Township 29 South, Range 37 (W), in GRANT County, Kansas, 350 feet North 890 feet West of Southeast corner of section.
 Proposed Rate _____ Proposed Quantity _____ Proposed well depth (feet) 580
 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 SW Quarter of the SW Quarter of the SE Quarter of Section 25, Township 29 South, Range 37 (W), in GRANT County, Kansas, 57 feet North 2111 feet West of Southeast corner of section.
 Authorized Rate 250 GPM Authorized Quantity 425 AF Depth of well _____ (feet)
 (DWR use only: Computer ID No. 2 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) Lack of production on current PD

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

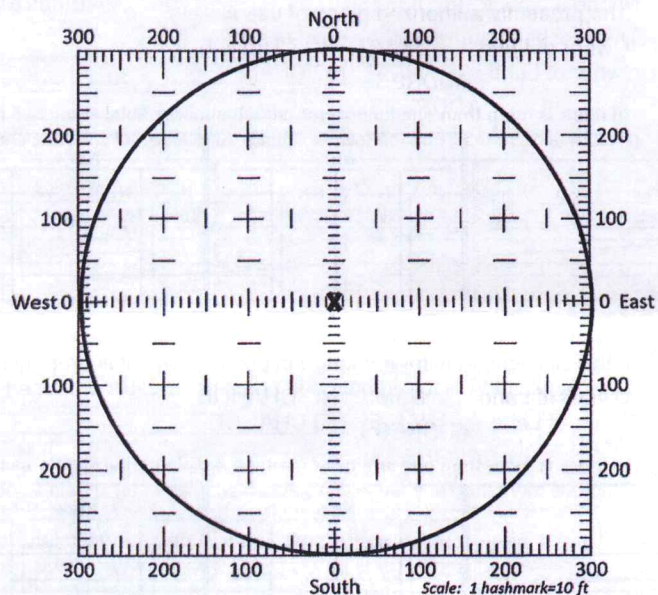
9. The change(s) (was)(will be) completed by?

10. If the point of diversion is a well:
 (a) What are you going to do with the old well?
To be plugged
 (b) When will this be done? _____

11. Groundwater Management District recommendation attached?
 Yes No

12. Assisted by CAC _____

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 _____, Kansas, this _____ day of _____, 20_____.

[Signature]

 (Owner)
Dennis Leighty

 (Please Print)
[Signature]

 (Owner)
Warren Goossen

 (Please Print)
[Signature]

 (Owner)
Monty J. Teeter

 (Please Print)

 (Spouse)

 (Please Print)
[Signature]

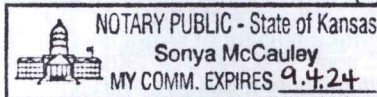
 (Spouse)
Melanie Goossen

 (Please Print)
[Signature]

 (Spouse)
JEAN Teeter

 (Please Print)

State of Kansas }
County of Grant } SS



I hereby certify that the foregoing application was signed in my presence and sworn to before me this 29th day of August, 2022.

[Signature]
Notary Public

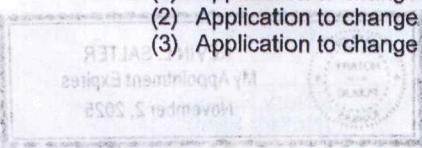
My Commission Expires 09.04.2024

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



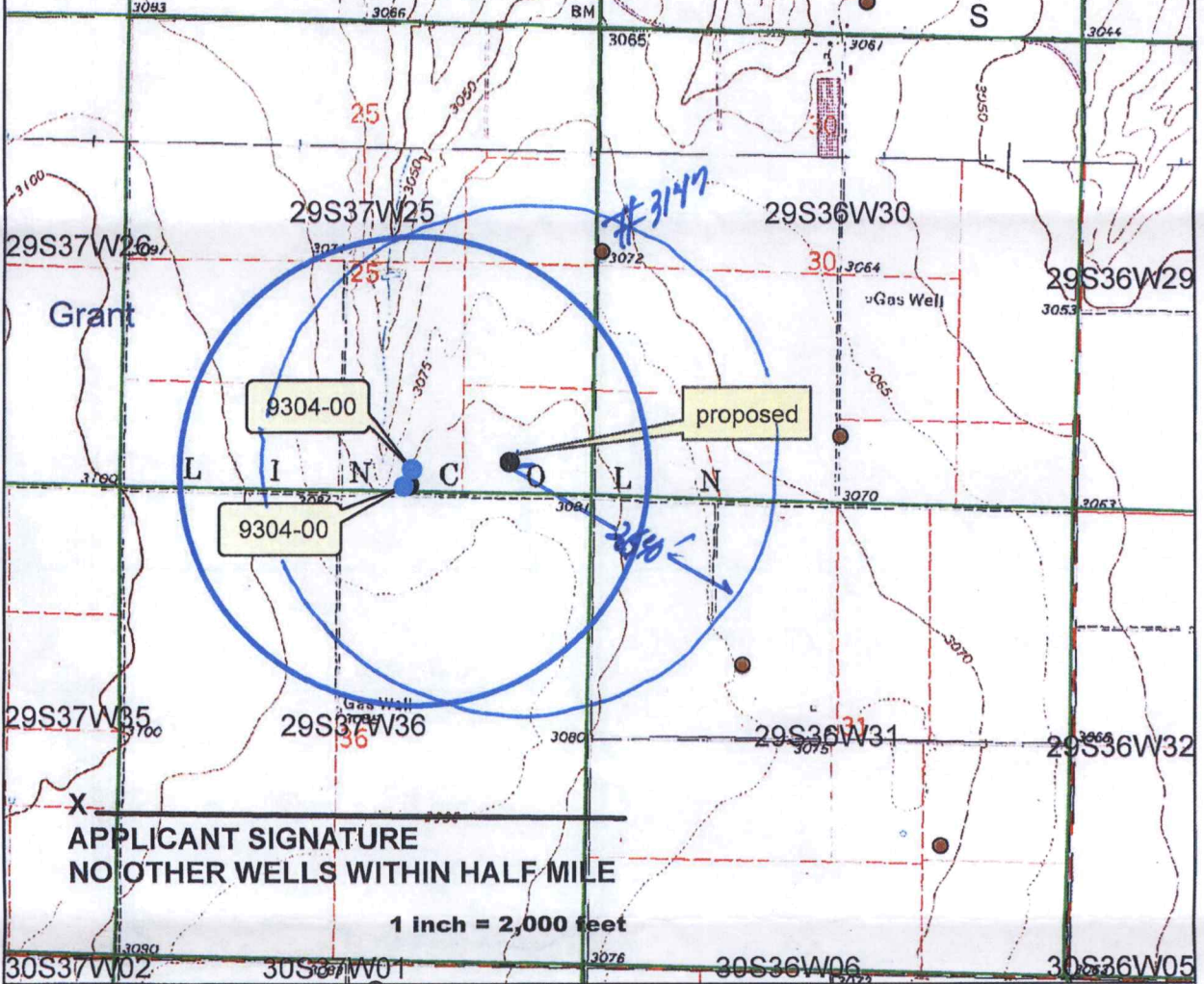
29S37W23

29S37W24

29S36W19

29S36W20

FILE NO. 9304 APPLICATION TO CHANGE POINT OF DIVERSION



Grant

L I N C

proposed

9304-00

9304-00

X
APPLICANT SIGNATURE
NO OTHER WELLS WITHIN HALF MILE

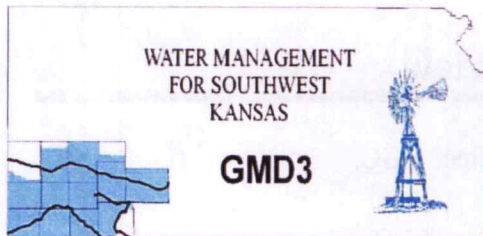
1 inch = 2,000 feet

30S37W02

30S37W01

30S36W06

30S36W05



Southwest Kansas
Groundwater Management District No. 3
2009 E. Spruce Street
Garden City, Kansas 67846
(620) 275-7147 phone
www.gmd3.org

September 8, 2022

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

RE: Application for Change in Point of Diversion
Water Right, File No. 9304

Dear Mike:

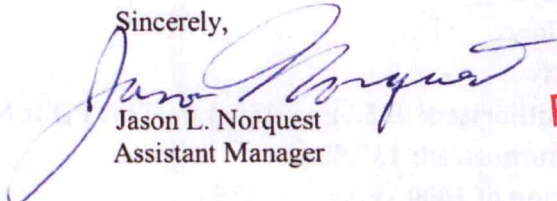
We have completed a review of the application for the above referenced water right. The proposed changed in point of diversion is in accordance with current area rules, K.A.R. 5-23-3, as it pertains to minimum spacing to neighboring wells and distance moved.

Well evaluations were conducted to estimate possible effects of the proposal on the supply of other wells with water rights prior to the proposal per K.S.A. 82a-708b, and the management program. Under K.S.A. 82a-708b, an applicant requesting a change in point of diversion must demonstrate to the chief engineer that any proposed change is reasonable and will not impair. The enclosed report is an analysis performed by the GMD on behalf of our membership. Under this analysis, the proposed change is considered to be reasonable and unlikely to impair if either the net in-season well-to-well effect of the proposed change is less than a strict maximum allowable threshold (4.0 ft on the sections saturated thickness greater than 200 ft), or if no well with a net well-to-well effect exceeding the threshold is identified as critical. Critical wells are identified as wells that are expected to either lose or greatly diminish water supply over the next 25 years. The attached review information is based on a Theis analysis using inputs from the GMD3 aquifer model, which is considered to be the best information on well and aquifer data readily and easily available to the public. If either the applicant or the neighbors believe they have better data that might change the result of the analysis, they should contact GMD3. Conclusions of the well analysis may change if better information on well and aquifer data can be made available.

Every neighboring well within 1 mile of the proposed move was evaluated. Evaluations showed that none of the neighboring wells exceeded the net effect above the maximum allowable threshold and no critical wells determined. We did not receive any comments from neighbor notices. Therefore, GMD3 sees this move as meeting current rules and would recommend approval of the applications. If aquifer conditions change or there is a change to the water right in the future, we would be happy to evaluate the effects at that 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

SEP 8 2022

**Garden City Field Office
Division of Water Resources**

GMD3 Change Review

File No(s): 9304 . DWR office: GC.

App filed to change: PD .

Is Landowner(s) correct in WRIS: Diamond Tail Farms LLC.

If NO, is documentation included?

Is Water Use Correspondent correct in WRIS? .

If NO, is documentation included?

Regulation(s) Reviewed: KAR 5-23-3

Point of diversion ID No(s) 01 being changed.

	ft. North	ft. West	
Authorized PD	246	1986	Sect 25-29-37
Proposed PD	350	890	
Difference	-104 n	1096 e	
$a^2 + b^2 = c^2$	10816	1201216	1100.923 foot move NE

GPS for proposed PD: Lat: Long: .

Is proposed PD stacking on existing WRs? NO .

Is Proposed PU overlapping existing WRs? No change.

Neighboring certified well(s) notified: .

Name Triple K Farms % Lyle Koehn (3147, 45548).

Address 13540 E Highway 160.

Zip Satanta, KS 67860.

Email: 3kfarm@gmail.com Phone: 620-353-3644.

Name Warren L & Melanie F Goossen (16993, domestic).

Address 2157 S Road S.

Zip Ulysses, KS 67880.

Email: wgoossen@pld.com Phone: 620-353-3488.

Domestic well(s) notified: .

Name .

Address .

Zip .

Base Acres: .

Perfected Acres: .

Irr. Return-Flow %

Grant County

9304 ID02 authorized: 425AF @ 250gpm. This PD is NOT being changed.

9304 ID 01 authorized: 139.55AF @ 100gpm

Over limitation of 1000AF/year w/4256

Well averaged (2015-2021) reported use = 20.1AF/year.

GMD3 Change Review

No good recent rate calculated.

Is a waiver needed: Move is less than half mile and improving spacing to 9304 ID02.

All other spacing to neighboring wells are met. Analysis shows minimal effects and NO critical wells in area.

Recommendation: After review of all available information, it appears current area rules are met. Staff therefore recommends approval of the application.



Water Rights and Points of Diversion Within 1 mile of point defined as:
 350 Feet N and 890 Feet W of the Southeast Corner of Section 25 Twp 29S Rng 37W
 Located at: 101.310979 West Longitude and 37.490318 North Latitude
 Both SURFACE WATER and GROUNDWATER

File Number	Use	ST	SR	Dist (ft)	Q4	Q3	Q2	Q1	FeetN	FeetW	Sec	Twp	Rng	ID	Batt	Auth_Quan	Add_Quan
A__ AF	3147 00	IRR	NK	G	2525	--	--	--	2712	5300	30	29	36W	3		410.00	410.00
Same AF					3727	--	NW	SW	SE	765	2565	30	29	36W	2	230.00	230.00
A__ AF	9304 00	IRR	NK	G*	1114	--	SW	SW	SE	246	1986	25	29	37W	1	139.55	90.00
Same AF					1260	--	SW	SW	SE	57	2111	25	29	37W	2	425.00	280.00
A__ AF	16993 00	IRR	NK	G	3481	--	NW	SE	NW	3454	3648	31	29	36W	2	313.00	313.00
A__ AF	45548 00	IRR	NK	G	3727	--	NW	SW	SE	765	2565	30	29	36W	2	230.00	.00

Total Net Quantities Authorized:	Direct	Storage
Total Requested Amount (AF) =	.00	.00
Total Permitted Amount (AF) =	.00	.00
Total Inspected Amount (AF) =	.00	.00
Total Pro_Cert Amount (AF) =	.00	.00
Total Certified Amount (AF) =	1323.00	.00
Total Vested Amount (AF) =	.00	.00
TOTAL AMOUNT (AF) =	1323.00	.00

An * after the source of supply indicates a pending application for change under the file number.
 An * after the ID indicates a 15 AF exemption was granted under the file number.
 A "G" in the Batt column indicates the GEO CTR of a battery. A "B" indicates a well in the battery.
 The number in the Batt column is the number of wells in the battery.

Water Rights and Points of Diversion Within 1 mile of point defined as:
 350 Feet North and 890 Feet West of the Southeast Corner of Section 25 Twp 29S Rng 37W
 Located at: 101.310979 West Longitude and 37.490318 North Latitude
 Both SURFACE WATER and GROUNDWATER
 WATER USE CORRESPONDENTS:

File Number Use ST SR

> TRIPLE K FARMS
 ✓ LYLE KOEHN
 > 13540 E HIGHWAY 160
 > SATANTA KS 67870

2147

> DIAMOND TAIL FARMS LLC
 > MONTY TEETER
 > 901 N MCCALL RD
 > ULYSSES KS 67880

9304

Application facing increased to 1000 of a 1000'

> WARREN L & MELANIE F GOOSSEN
 >
 > 2157 S ROAD S
 > ULYSSES KS 67880

16993

> TRIPLE K FARMS
 ✓ LYLE KOEHN
 > 13540 E HIGHWAY 160
 > SATANTA KS 67870

45548

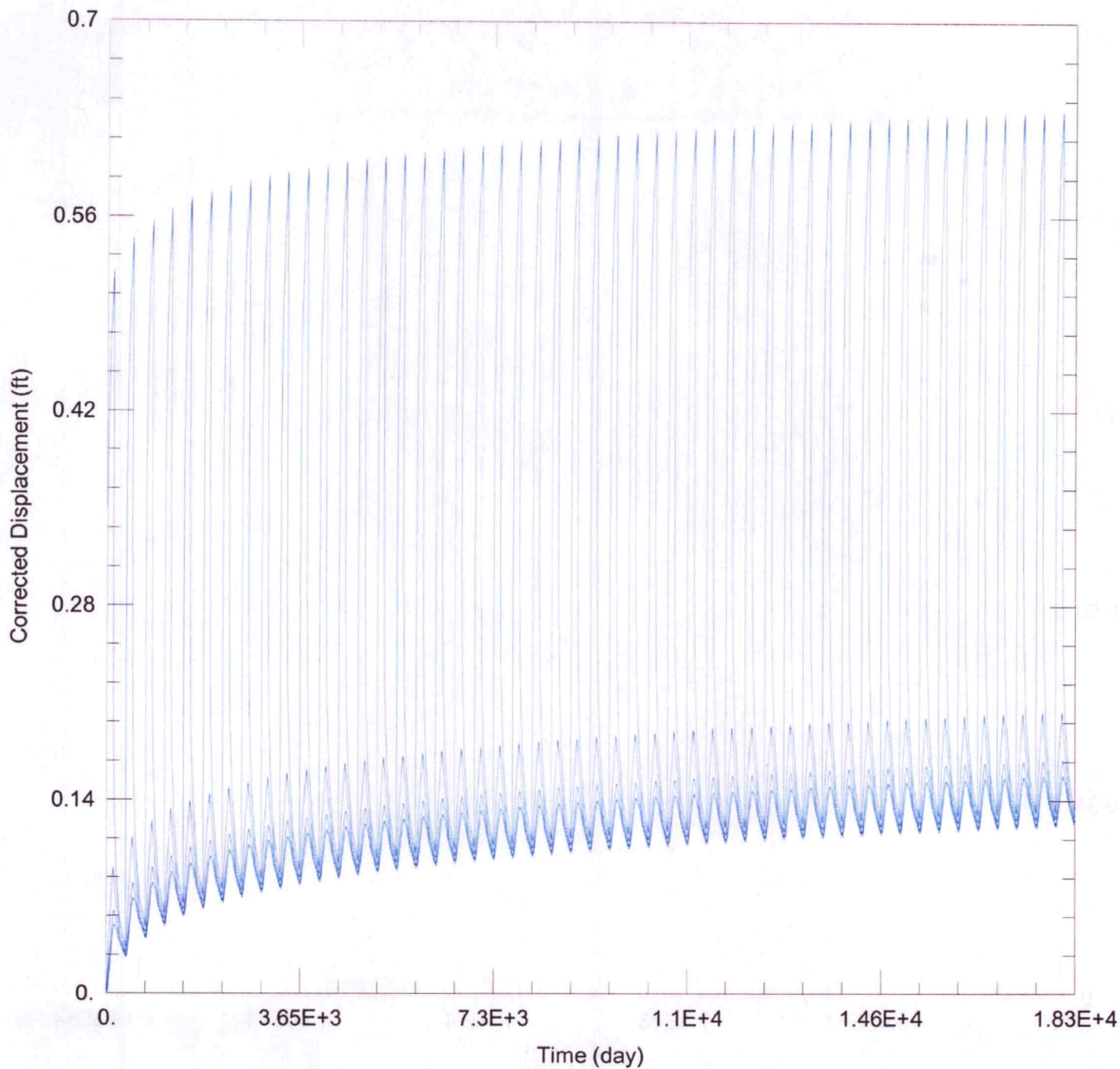
3147 & 66261: Drawdown from current location = 0.16 ft
Drawdown from proposed location = 1.09 ft
Net drawdown = **0.9 ft**

16993: Drawdown from current location = 0.17 ft
Drawdown from proposed location = 1.12 ft
Net drawdown = **1.0 ft**

Net drawdown does not exceed the drawdown allowance of 4.0 ft for any well within 1 mile of the proposed location. Therefore, critical well analysis is not necessary.

Conclusion:

The proposed move is likely to create minimal effects on neighboring wells and appears unlikely to cause impairment. Any concerned neighbors should contact GMD3 at (620) 275-7147 or the Division of Water Resources at (620) 276-2901.



WELL TEST ANALYSIS

Data Set: C:\Users\trevora\Documents\2022_moves\9304\9304 Current.aqt
 Date: 09/06/22 Time: 11:03:24

PROJECT INFORMATION

Company: GMD 3
 Project: 9304
 Location: Grant County

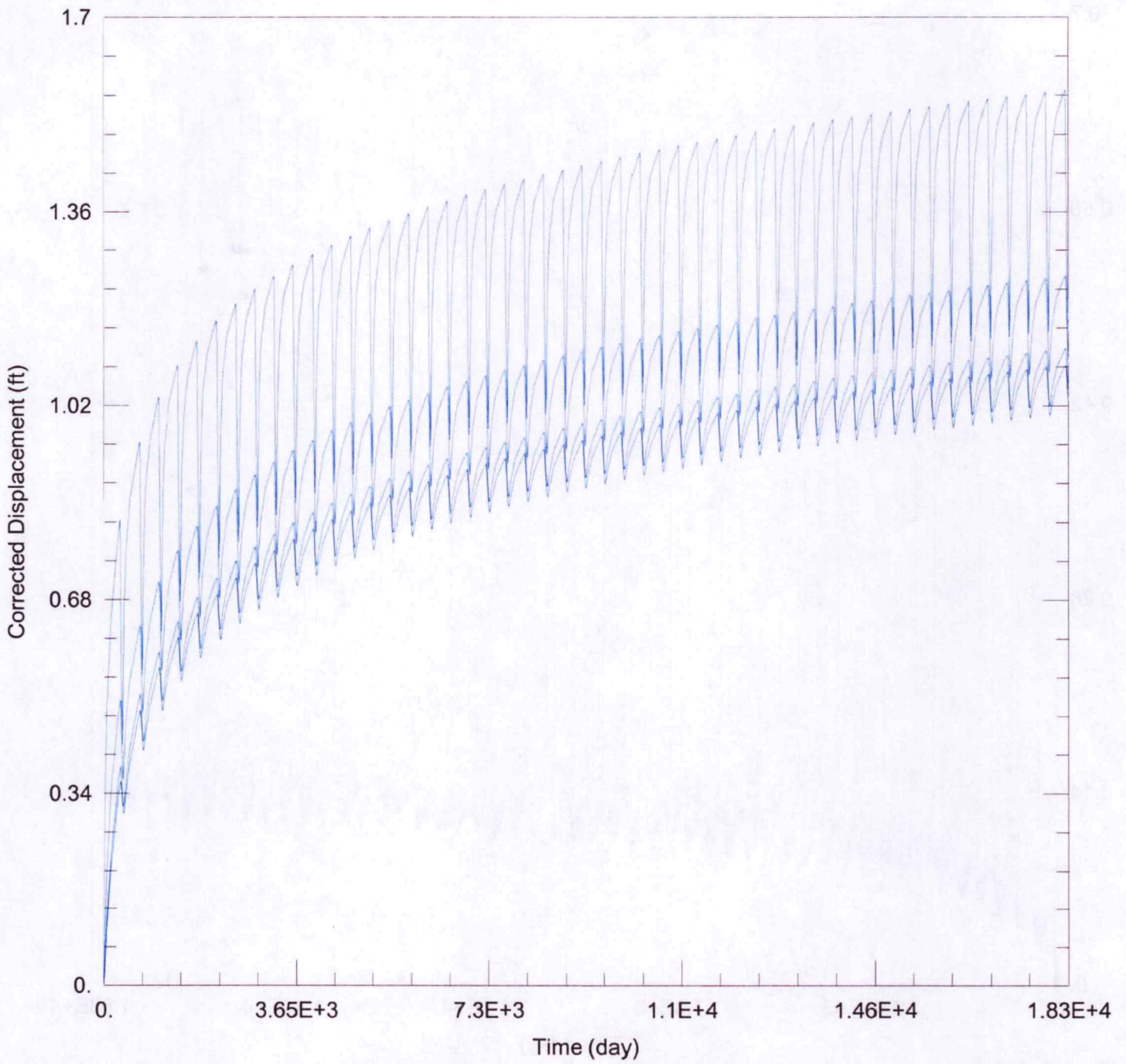
WELL DATA

Pumping Wells

Observation Wells

Well Name	X (ft)	Y (ft)
9304 ID1	-149527	224345

Well Name	X (ft)	Y (ft)
□	-149527	224345



WELL TEST ANALYSIS

Data Set: C:\Users\trevora\Documents\2022_moves\9304\9304 Proposed.aqt
 Date: 09/06/22 Time: 11:03:18

PROJECT INFORMATION

Company: GMD 3
 Project: 9304
 Location: Grant County

WELL DATA

Pumping Wells			Observation Wells		
Well Name	X (ft)	Y (ft)	Well Name	X (ft)	Y (ft)
9304 ID1	-148424	224441	□	-148424	224441

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

August 30, 2022

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

Re: Request for Recommendation
Water Right, File No 9304

Dear Mr. Norquest:

This is to advise you that the Monte Teeter filed an application for approval of the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, to change the point of diversion.

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,

A blue ink signature of Michael A. Meyer, written in a cursive style.

Michael A. Meyer
Water Commissioner

MAM
Enclosures

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

August 30, 2022

TRIPLE K FARMS
Attn: LYLE KOEHN
13540 E HIGHWAY 160
SATANTA, KS 67870

Re: Application for Change
Water Right, File No. 9304

Dear Sir:

This is to advise you that Monte Teeter has filed an application for approval of the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, for change in point of diversion under the above referenced application.

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 of 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,

Sincerely,

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

Michael A. Meyer
Water Commissioner

MAM

SCANNED