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

1. File Number: 13330	2. Status Change Date:	3. Change Num:	4. Field Office:	5. GMD:
6. Status: Approved	Denied by DWR/GMD	Dismiss by Reques	st/Failure to Return	7. Filing Date of Change: 5/17/2023
8a. Landowner, applicant New to system ☐ REX & ROGLENDA O 1165 ROAD 7 HUGOTON, KS 6795		8c. Landown New to sy		Person ID Add Seq#
8b. Landowner(s) New to system ☐ TRAVIS COULTER 1200 S ADAMS HUGOTON, KS 67951-2	Person ID 64770 Add Seq#	8d. WUC New to sy 8B	vstem □	Person ID 64770 Add Seq#
	☑ DWR Meter(s) Date to Comp Meter Seal ☑ Check Valve dequired: Da	□ N & P Form	☐ Water Tube ☐	Driller Copy
10. Use Made of Water From:		To:		
			Date Prepared: 6/7/ 2 Date Entered:	2023 ву: МАМ ву:

File No. 13330	11.	Cou	nty: S	V	Bas	sin: CI	MARE	RON R	IVER			St	ream:	-	-	-				Fo	ormation	n Code:	Special Use:
12. Points of Diversion CHK MOD			T		+												and Qu	uantity zed		А	dditiona	al	
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Limitation:		af	yr at					gpm (_	<u> </u>		cf:	s) wh	en co	mbine	d with	file nu	umber	(s)			3 1		
15. 5YR Allocation: Alloca	tion Typ	e	1	Star	t Year			5 YR	Amour	nt		Amo	unt Ur	nit	_	Base	Acres		_ C	omment			
16. Place of Use CHK					NE	1/4			NV	N¹/4			S	W¹/4	-		S	E1/4		Total	Owne	r Ch	g? Overlap Files
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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

T = 0000

June 7, 2023

REX & ROGLENDA COULTER 1165 ROAD 7 HUGOTON, KS 67951-5144

RE:

Field Office Application for Change

Water Right, File No. 13330

Dear Sir and Madam:

Enclosed is an order executed by the designee of the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, approving the application for change under the above referenced file number.

Your attention is directed to the enclosures and to the terms, conditions, and limitations specified in these approvals 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.

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:

Travis Coulter

GMD3

CERTIFICATE OF SERVICE

On this 7th day of June 2023, I hereby certify that the foregoing Approvals of Application for Change in Place of use, Water Right, File No. 13.330 dated 7th day of June 2023 was mailed postage prepaid, first class, US mail to the following:

REX & ROGLENDA COULTER 1165 ROAD 7 HUGOTON, KS 67951-5144

Pc:

TRAVIS COULTER 1200 S ADAMS HUGOTON, KS 67951-2924

GMD3

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 1-121 (Revised 09/11/2019)

DWR FIELD OFFICE APPLICATION FOR APPROVAL TO CHANGE THE PLACE OF USE AND/OR THE POINT OF DIVERSION



STATE OF KANSAS

File No.

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.

than	graph N 100 feet ersion a	or if pla	ace of	use wil	t be c	omple nanged	eted. (compl de a to	ete all pogra	other phic m	appli ap or	cable detaile	portion d plat	ns. If	chang g the	ge in p authori	oint of zed ar R	ed propo EC	on is greater osed point(s)
						F	ile No.	1333	0										7 2023
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Page 1

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	in	County, Kansas,	fee	et North	feet W	est of Sou	utheast corner	of section.
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	(DWR use only: Compu	iter ID No.	GPS_		feet North		feet Wes	t)
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	names and addresses of	For surface water sources, slof the landowner(s) one-hamile upstream from your p	alf mile	cente	ion. The propose the circle shown r of diagram rized point of div	above r	LEASE NOTE: epresents the	The "X e prese

APPLICATION FOR APPROVAL TO CHANGE THE PLACE OF USE AND/OR POINT OF DIVERSION SUPPLEMENTAL SHEET

FILE NO. <u>13330</u>
MAKE ADDITIONAL COPIES AS NECESSARY

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Page ____

File No.

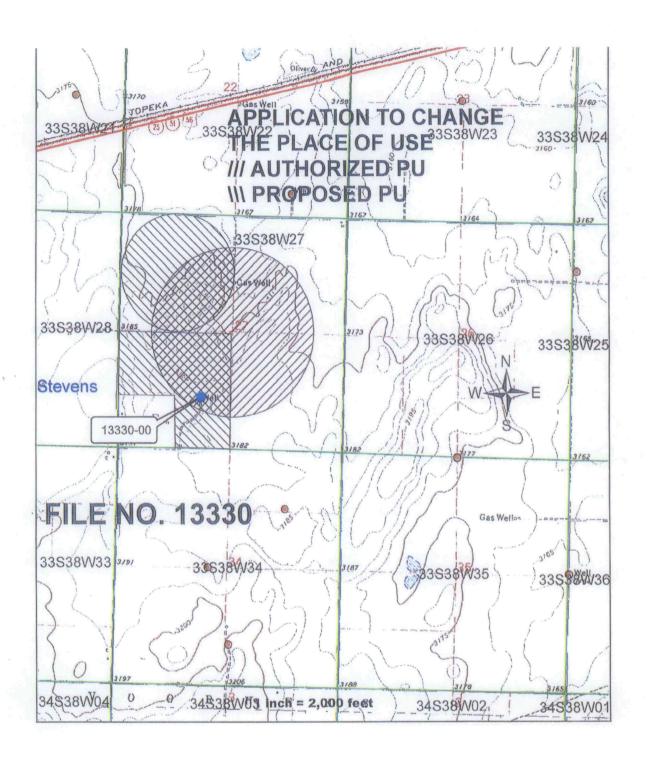
DWR 1-121-2 (Revised 5/1/2019)

4. 11 11	ie proposed groundwa	iter point of diversion is	300 of lewel leef 110	III lile exis	sung ponne	of diversion, comple	te trie following.
(a)	Does the undersigne ☐ Yes ☐ No	d represent all owners of	of the currently authorized sign this application.		e(s) of use	e identified in this ap	plication?
(b)		nterest of any owner of ation is approved as req (If yes, all owners			(s) of use	identified in this ap	plication be adversely
(c)	If this application is n ☐ Yes ☐ No	ot approved expeditious		stantial da	mage to p	roperty, public healt	h or safety?
or a cha	inge in place of use, th	surface water change in ne application must be s nent authorizing represe	signed by all owners				
age an heir b	d the owner, the spends to	at duly sworn upon r pouse of the owner, to the water right(s) tion are true, correct	or a duly authori to which this app	zed ager	nt of the	owner(s) to make	this application o
Dated a	+ HUgaTon	Nemies	, Kansas, this	17	day of	MAU	, 20 23
			,	Tara akan		J	- might Maghaman
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State of	f Kansas)					
County	of	SS					
l he		foregoing application	was signed in r	my prese	nce and	sworn to before	me this 17 day
O1	May	., 20	NOTARY PUBLIC KAY L. M My Appt. Exp.	- State of Ka CDANIE		manie	28
My Con	nmission Expires	4-22-26	", this tribe trub.			Notary Public	
accurate		NS WILL BE PROCESSEI cessary, must be included;					
	*		EEE SCHEDU	JLE			
	the schedule below: 1 (1) Application to cha (2) Application to cha	ne place of use or the po Make checks payable to ange a point of diversion ange a point of diversion ange the place of use	oint of diversion under Kansas Departm n 300 feet or less n more than 300 feet	er this sectent of Agr	riculture		\$100 \$200

 If the proposed groundwater point of dis 	ersion is 300 or fewer feet from the exist	ling point of diversion, comp	nete the tollowing:
(a) Does the undersigned represent all Yes No (If no, a	owners of the currently authorized place Il owners must sign this application.)	o(s) of use identified in this a	application?
affected if this application is approv	owner of the currently authorized place red as requested? all owners must sign this application.)	s) of use identified in this a	oplication be adversely
	xpeditiously, will there be substantial dar Il owners must sign this application.)	nage to property, public hes	th or safety?
If the application proposes a surface water or a change in place of use, the application agent (attach notarized statement authorizing	must be signed by all owners of the curr-	ler change in point of divers sully authorized place of us	ion greater than 300 feet, o, or their duly authorized
I hereby verify, boing first duly sworn age and the owner, the spouse of the their behalf, in regards to the water contained in this application are true.	owner, or a duly authorized agen ight(s) to which this application p	t of the owner(s) to mal pertains. It further verify	this application on
Dona Kin	l	, was for the same of the same	
DONA KIRK	,	(Spouse)	
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(Owiser)	Section 2 and the section of the sec	(Spouse)	
(Please Print) State of Kansas TOGS County of Alis	Natalie Rene My Commission 1/12/202 Notary ID134	Expires 27 142113	:
of May certify that the foregoing are	ppication was signed in my present	attill Pullicung Notary Public	me this 10 day
My Commission Expires 01/12/2012	autorian and		}
ONLY COMPLETE APPLICATIONS WILL BE PRescurate information; maps, if necessary, must be the appropriate fee must be pold.	OCESSED. To be complete, all of the application included; signatures of all the appropriate ow	thie partions of the application ners' must be affixed to the ap	orm must be completed with blication and notatized; and
(2) Application to change a point of	FEE SCHEDILE or the point of diversion under this section typide to: Kansas Department of Agric diversion 300 feet or less. diversion more than 300 feet.	culture	\$100
DWR 1-121 (Revised 09/11/2019)	Page 3		File No. / 3330

SUMMARY ORDER APPROVING APPLICATION FOR CHANGE AND IMPOSING CONDITIONS

pro Wit	ovisions of the Kansas Water Appropriation Law, K.S.A. 82a-	08b, as amended, and K.A.R. 5-5-1, et seq. and other applicable -701 et. seq., and rules and regulations promulgated thereunder, n, this Summary Order does not change the terms, conditions and
1.	A change application was received on	requesting that the place of use and / or point of ber be changed as described in the application.
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 substantially as shown on ange the place of use. Applicable
3.	The change in point of diversion shall not impair existing rigin previously authorized. The point of diversion authorized by radius of the authorized point(s) of diversion. ☐ Applicable	hts and shall be limited to the same source or sources of water as by this summary order shall be located within a foot located within 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 described using the Global
5.	The point(s) of diversion authorized herein shall not actually authorized point(s) of diversion.	be located more than feet from the previously lot Applicable
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 measureme K.A.R. 5-6-13. Applicable Not Applicable	well with a diversion rate of 100 gallons per minute or more, a tube ents shall be installed, operated and maintained in accordance with
7.	December 31, 20 , or before the first use of water operated and maintained in accordance with K.A.R. 5-1-4	operly install an acceptable water flow meter on or before, whichever occurs first. The water flow meter shall be installed, through 5-1-12. As required by K.S.A. 82a-732, as amended, and the reading of the water flow meter and the total quantity of watering the end of each calendar year.
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 proved Applicable Not Applicable	completed on or before December 31, 20 , or within any applicant shall notify the Chief Engineer that construction of the ided by the Chief Engineer, as required by K.A.R. 5-8-4e.
9.	The completed well log shall be submitted with the requ	ired notice.
	All diversion works into which any type of chemical or other with an in-line, automatic, quick-closing check valve capa	foreign substance will be injected into the water shall be equipped lble of preventing pollution of the source of the water supply. The in accordance with K.A.R. 5-3-5c. Applicable \(\square\) Not Applicable
11.	Additional Conditions are attached. Yes No	
12.	water appropriated under the above-referenced file numlimitations, as amended and/or supplemented by this Sur Appropriation Law and the Rules and Regulations promotes and the Rules are Regulations.	A.R. 5-5-14, all of the owners of the authorized place(s) of use of ber are responsible for compliance with its terms, conditions and mmary Order, and with applicable provisions of the <i>Kansas Water</i> ulgated thereunder. Failure to comply with these provisions may nended, and/or the suspension or revocation and dismissal of the ons authorized by law.
If you English Agrifiled admired admired Electric Electri	Administrative Appeal and Effective Date of Order ou are aggrieved by this order, pursuant to K.S.A. 82a-1901, a may request an evidentiary hearing before the Chief gineer or request administrative review by the Secretary of riculture. A request for hearing by the Chief Engineer must be d within 15 days of service of this Order and a request for ministrative review by the Secretary must be filed within 30 ys pursuant to K.S.A. 77-531. Any request for administrative iew must state a basis for review pursuant to K.S.A. 77-527. e any request with Kansas Department of Agriculture, gal Division, 1320 Research Park Drive, Manhattan, KS 502. Failure to timely request a hearing or review may be by Register of Deeds	By: Duly Authorized Designee of the Chief Engineer (Print Name): Division of Water Resources - Kansas Department of Agriculture Date of Issuance: State of Kansas State of Kansas State of Kansas State of Manal Acknowledged before me on Dunc 7th, 2023 by Michael A. Meyer Signature: My commission expires Morrary My Appointment Expires
		(Nottery/16,2007)





13330 PU Change





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

May 22, 2023

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

RECEIVED

MAY 2 3 2023

Garden City Field Office Division of Water Resources

RE: Application for Change in Place of Use Water Right, File No. 13330

Dear Mike:

We have reviewed the application for the above referenced water right. The proposal is 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 the acres to better suit the current operation and keep the acres within the allowable range, in accordance with K.A.R. 5-5-11(b). It is therefore recommended that the application 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

GMD3 Change Review

App filed to change: PU . Is Landowner(s) correct in WRIS: Rex Coulter . If NO, is documentation included? Is Water Use Correspondent correct in WRIS? If NO, is documentation included? Regulation(s) Reviewed: KAR 5-5-11 Point of diversion ID No(s) being changed. ft. North ft. West Authorized PD Proposed PD Difference
If NO, is documentation included? Is Water Use Correspondent correct in WRIS? If NO, is documentation included? Regulation(s) Reviewed: KAR 5-5-11 Point of diversion ID No(s) being changed. ft. North ft. West Authorized PD Proposed PD Difference
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Irr. Return-Flow%
Stevens County
Authorized 420AF @ 1600gpm
246acres sect 27-33-38
Proposed:
246acres moved to just the west side
(125acre pivot in NW)
(rest covers NE, NW & SE in the SW quarter)
(1001 to 1010 1110) 11111 to 02 in the 071 quarter)
Is a waiver needed: No, proposed 10 acres more than base, which is withing area rules.
Recommendation: After review of all available information, staff recommends approval
Recommendation. After review of all available information, staff recommends approval

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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 22, 2023

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

Re:

Request for Recommendation

Water Right, File No. 13330

Dear Mr. Norquest:

This is to advise you that Rex Coulter has filed an application for approval of the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, to change the place of use.

We are delaying action on the change application 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