# Kansas Department of Agriculture Division of Water Resources

### **CHANGE: P/U WORKSHEET**

| 1. File Number:  | 2. Status Change Date:  | 3. Change Num:    | 4. Field Office:                             | 5. GMD:                               |
|--|-------------------------|-------------------|--|---------------------------------------|
| 16359  | e e                     | C2                | 4  | 3                                     |
| 6. Status: Approved Deni   | ed by DWR/GMD           | Dismiss by Reques | t/Failure to Return                          | 7. Filing Date of Change:             |
|  |                         |                   | 4  | 4/10/2023                             |
| 8a. Applicant(s)  New to system □  | Person ID 3813 Add Seq# | 8c. Landown       |  | Person IDAdd Seq#                     |
| ROBERT W & SONIA S E<br>PO BOX 487<br>RICHFIELD, KS 67953-04                                     |                         |                   |  |                                       |
| 8b. Landowner(s) New to system □  8a   | Person ID Add Seq#      | 1655 Q            | LAND & CATTL                                 | Person ID 67535 Add Seq#              |
| 9. Documents and Enclosure(s): ☑ DV ☐ Anti-Reverse Meter ☐ Meter ☐ Conservation Plan Date Requir | Seal                    | ⊠ N & P Form      | ☐ Water Tube ☐ □                             | Oriller Copy  H & E Letter Comply:    |
| 10. Use Made of Water From:  |                         | To:               |  | · · · · · · · · · · · · · · · · · · · |
|  |                         |                   | Date Prepared: <b>4/21/</b><br>Date Entered: | <b>2023</b> By: <b>AM</b><br>By:      |

| File No.                                | 1635        | 9        |                         | 11.  | County:    | MT        | Ва        | sin: N    | F CIN     | IARRO     | ON RIV    | ER.       | -         | S         | tream:    | -         |         |           |              | ,         | ·       | F        | ormation C | ode: <b>211</b> | Special Use:     |         |  |  |    |                   |  |  |    |              |  |  |   |    |  |       |       |      |               |  |
|---|-------------|----------|-------------------------|------|------------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|---------|-----------|--------------|-----------|---------|----------|------------|-----------------|------------------|---------|--|--|----|-------------------|--|--|----|--------------|--|--|---|----|--|-------|-------|------|---------------|--|
| 12. Poi<br>CHK<br>MOD<br>DEL<br>ENT     | nts of Dive |          | n<br>ualifier           |      | S          | Т         | R         | ID        |           | N         | 'W        |           | Com       | nment     | (AKA      | Line)     |         | Rate      | Authori<br>e | Quanti    | ty      | Rate     |            | antity          |                  |         |  |  |    |                   |  |  |    |              |  |  |   |    |  |       |       |      |               |  |
| CHK                                     | 87028       |          |                         |      |            |           |           |           |           |           |           |           |           |           |           |           |         | gpm       | 1            | af        |         | gpm      | 1          | af (            | Overlap PD Files |         |  |  |    |                   |  |  |    |              |  |  |   |    |  |       |       |      |               |  |
|   |             |          |                         |      |            | -         |           |           |           |           |           |           |           |           |           |           |         |           |              | 1:        |         |          |            |                 |                  |         |  |  |    |                   |  |  |    |              |  |  |   |    |  |       |       |      |               |  |
|   |             |          |                         |      |            |           |           |           |           |           |           |           | 1,        |           |           |           |         |           |              |           |         |          |            |                 |                  |         |  |  |    |                   |  |  |    |              |  |  |   |    |  |       |       |      |               |  |
|   |             |          |                         |      |            |           |           |           |           |           |           |           |           |           |           |           |         |           |              |           |         |          | a          |                 |                  |         |  |  |    |                   |  |  |    |              |  |  |   |    |  |       |       |      |               |  |
|   |             |          |                         |      |            |           |           |           |           |           |           |           |           |           |           |           |         |           |              |           |         |          |            |                 |                  |         |  |  |    |                   |  |  |    |              |  |  |   |    |  |       |       |      |               |  |
|   |             |          |                         |      |            |           |           |           |           |           |           |           |           |           |           |           |         |           |              |           |         |          | 1          |                 |                  |         |  |  |    |                   |  |  |    |              |  |  |   |    |  |       |       |      |               |  |
| 13. Stor                                | age: Rate   | <u> </u> |                         |      | N          | F         | Quar      | ntity     | 4         |           |           |           | ac/ft     | A         | ddition   | ıal Rat   | e       |           |              |           | NF      | Addi     | tional Qua | ntity           | اد<br>د د ا      | _ ac/ft |  |  |    |                   |  |  |    |              |  |  |   |    |  |       |       |      |               |  |
|   |             |          |                         |      |            |           |           |           |           |           |           |           |           |           |           |           |         |           |              |           |         |          |            |                 |                  |         |  |  |    |                   |  |  |    |              |  |  |   |    |  |       |       |      |               |  |
| Limi                                    | tation:     |          |                         |      | _ af/yr at |           |           |           |           | gpm (_    |           |           |           | cfs) w    | hen co    | mbine     | d with  | file nu   | umber(       | s)        |         |          |            |                 |                  |         |  |  |    |                   |  |  |    |              |  |  |   |    |  |       |       |      |               |  |
| 15. 5YR                                 | Allocation  | n:       | Allocation <sup>1</sup> | Туре |            | Sta       | rt Year   |           | _         | 5 YR      | Amou      | nt        |           | Amo       | unt Ui    | nit       | _       | Base      | Acres        |           | _ c     | omment . | <u> </u>   |                 |                  |         |  |  |    |                   |  |  |    |              |  |  |   |    |  |       |       |      |               |  |
| CHK                                     | ce of Use   |          |                         |      |            |           |           |           |           |           |           |           |           |           |           |           |         |           |              |           |         |          |            |                 | NE               | 1/4     |  |  | NV | V <sup>1</sup> /4 |  |  | sv | <b>V</b> 1/4 |  |  | s | E¼ |  | Total | Owner | Chg? | Overlap Files |  |
| MOD<br>DEL<br>FNT                       | PUSE        | s        | T R                     | 1    | ID         | NE<br>¼   | NW<br>1⁄4 | SW<br>1/4 | SE<br>1/4 | NE<br>1⁄4 | NW<br>¼   | SW<br>1/4 | SE<br>1/4 | NE<br>1⁄4 | NW<br>1/4 | SW<br>1/4 | SE<br>¼ | NE<br>1⁄4 | NW<br>1/4    | SW<br>1/4 | SE<br>¼ |          |            |                 | , i              |         |  |  |    |                   |  |  |    |              |  |  |   |    |  |       |       |      |               |  |
| 100 100 100 100 100 100 100 100 100 100 |             |          | 33S41\                  |      |            |           | 1         |           |           |           |           |           |           | 40        | 40        | 40        | 40      |           |              |           |         | 160      | 8a         | N               | MULTIPLE         |         |  |  |    |                   |  |  |    |              |  |  |   |    |  |       |       |      |               |  |
| ENT 7                                   | 132         | 5        | 33S41\                  | N    | 1          | L-1<br>40 | L-2<br>40 | 40        | 40        | L-3<br>40 | L-4<br>40 | 40        | 40        |           | a)        |           |         |           |              |           |         | 320      | 8a         | N               | MULTIPLE         |         |  |  |    |                   |  |  |    |              |  |  |   |    |  |       |       |      |               |  |
| ENT 1                                   | 8009        | 32       | 32S41\                  | N    | 1          |           |           |           |           |           |           |           |           |           |           |           |         | 40        | 40           | 40        | 40      | 160      | 8a         | N               | MULTIPLE         |         |  |  |    |                   |  |  |    |              |  |  |   |    |  |       |       |      |               |  |
| ENT 5                                   | 0836        | 33       | 32S41\                  | N ·  | 4          | 32        | 32        | 32        | 32        | 30        | 30        | 30        | 30        |           |           |           |         |           |              | 4         |         | 248      | 8a         | N               | MULTIPLE         |         |  |  |    |                   |  |  |    |              |  |  |   |    |  |       |       |      |               |  |
|   |             |          |                         |      |            |           |           |           |           |           |           |           |           |           |           |           |         |           |              |           |         |          |            |                 |                  |         |  |  |    |                   |  |  |    |              |  |  |   |    |  |       |       |      |               |  |
|   |             |          |                         |      |            |           | 1         |           | *         |           |           |           |           |           |           |           |         |           |              |           |         |          | -          | *               |                  |         |  |  |    |                   |  |  |    |              |  |  |   |    |  |       |       |      |               |  |
| Base Ac                                 | res:        |          | Year:                   |      | Mi         | nimum     | Reas      | onable    | Quar      | itity:    |           |           |           |           | OVE       | RLA       | PPII    | NG V      | VR C         | N PL      | ACE     | OF U     | SE: 16     | 359; 10         | 6369; 22895 &    | 24686   |  |  |    |                   |  |  |    |              |  |  |   |    |  |       |       |      |               |  |
| Comme                                   | nts: COI    | MBI      | NE PUS                  | SE I | D 713      | 2 (KI     | EEP)      | & 1       | 1069      | (DE       | LET       | E); /     | ٩DD       | LO        | ГЅ Т      | O SE      | CTI     | ON        | 5            |           |         |          |            |                 |                  |         |  |  |    |                   |  |  |    |              |  |  |   |    |  |       |       |      |               |  |

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 21, 2023

DAVIS LAND & CATTLE 1655 Q BLVD RICHFIELD, KS 67953

RE:

Filed Office Application for Change

Water Right, File Nos. 16359; 16369; 22895 & 24686

Dear Sir or Madam:

Enclosed is the 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 numbers. **Note:** this approval does not allow any single point of diversion to exceed its annual authorized quantity.

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/or 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,

Austin J. McColloch

Assistant Water Commissioner

AM: enclosures

pc:

GMD 3

#### **CERTIFICATE OF SERVICE**

On this 21<sup>st</sup> day of April, 2023, I hereby certify that the foregoing Approval of Application for Change in Place of Use, Water Right, File Nos. 16,359, 16,369, 22,895 and 24,686 dated 21<sup>st</sup> day of April, 2023 was mailed postage prepaid, first class, US mail to the following:

DAVIS LAND & CATTLE 1655 Q BLVD RICHFIELD, KS 67953

Pc:

GMD 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.

| than 1  | 100 feet             | , or if pla | ace of   | use wi  | i <b>t be c</b><br>Il be ch | omple    | e <b>ted.</b> (<br>d, inclu | de a to       | i <b>ete al</b><br>opogra     | I other  | r <b>appl</b> i<br>nap or o | i <b>cable</b><br>detaile | <b>portio</b><br>d plat : | n <b>s</b> . It<br>showir | chang<br>g the | ge in p<br>author | ized ar | divers  | sion is greate<br>bosed point(s |
|---------|----------------------|-------------|----------|---------|-----------------------------|----------|-----------------------------|---------------|-------------------------------|----------|-----------------------------|---------------------------|---------------------------|---------------------------|----------------|-------------------|---------|---------|---------------------------------|
| or aive | ersion a             | ıııd/or p   | iace of  | use.    |                             |          |                             |               |                               |          |                             |                           |                           |                           |                | R                 | EC      | EIV     | ED                              |
|         |                      |             |          |         |                             | F        | ile No                      | . <u>1635</u> | 9                             |          |                             |                           | : + :                     |                           |                |                   |         | 7 an    | 1                               |
| 1. A    | Applicati            | on is he    | ereby n  | nade fo | or appi                     | roval o  | f the C                     | hief E        | nginee                        | er to ch | ange t                      | the (ch                   | eck or                    | e or b                    | oth):          | Gard              | den Ci  | ty Fiel | d Office                        |
|         |                      |             |          |         |                             | ⊠ P      | lace of                     | f Use         |                               |          | Point                       | of Dive                   | rsion                     |                           | I              | Divisio           | n of V  | Vater F | Resources                       |
| u       | inder the            | e water     | right w  | hich is | the s                       | ubject   | of this                     | applic        | ation i                       | n acco   | rdance                      | e with t                  | he cor                    | dition                    | s desc         | ribed l           | oelow.  |         |                                 |
| Т       | he sour              | rce of s    | upply is | s:      |                             | ⊠ G      | round                       | water         |                               |          | Surfac                      | ce wate                   | er                        |                           |                |                   |         |         |                                 |
|         |                      |             |          |         |                             |          |                             |               |                               |          |                             |                           |                           |                           |                |                   |         |         |                                 |
|         | Name ar              |             |          |         |                             |          | _AND                        | & CAT         | TLE                           |          |                             |                           |                           |                           |                |                   |         |         |                                 |
|         | 655 Q E<br>Phone N   | 7.77        |          |         |                             |          |                             |               | Fmail                         | addres   |                             |                           |                           |                           |                |                   |         |         |                                 |
|         | Name ar              |             | -        | _       |                             | -        |                             |               |                               |          |                             |                           |                           |                           |                |                   |         |         |                                 |
|         |                      |             |          |         |                             |          |                             |               |                               |          |                             |                           |                           |                           |                |                   |         |         |                                 |
| Р       | hone N               | lumber:     |          | )       |                             |          |                             |               | Email                         | addre    | ss:                         |                           |                           |                           |                |                   |         |         |                                 |
|         | he pres              |             |          |         |                             |          |                             |               |                               |          |                             |                           |                           |                           |                |                   |         |         |                                 |
| C       | Owner o              |             |          |         |                             |          |                             |               |                               |          |                             |                           |                           |                           |                |                   |         |         |                                 |
| 4       | If there is          |             |          | ESS:    |                             |          |                             |               |                               |          |                             | -                         |                           |                           |                |                   | -       |         |                                 |
|         | ir there is          | s more tr   | an one   |         | - W-                        | lacii su | ppieme                      |               |                               | Heces    | Sary.)                      |                           |                           |                           |                |                   |         |         | TOTAL                           |
| Sec.    | Twp.                 | Range       | NE¼      |         | 5W1/4                       | SE1/4    | NE1/4                       |               | V¼<br>SW¼                     | SE1/4    | NE1/4                       | NW¼                       | V¼<br>SW¼                 | SE1/4                     | NE1/4          |                   | 5W1/4   | SE1/4   | TOTAL<br>ACRES                  |
| 4       | 32                   | 41W         | IVE/4    | 14474   | 01174                       | OL/4     | 11274                       | 14474         | 01174                         | 02/4     | 40                          | 40                        | 40                        | 40                        | 40             | ,                 | ,       |         | 160                             |
|         |                      |             |          |         |                             |          |                             |               |                               |          |                             |                           |                           |                           |                |                   |         |         |                                 |
|         |                      |             |          |         |                             |          |                             |               |                               |          |                             |                           |                           |                           |                |                   |         |         |                                 |
|         | f this ap<br>Owner o | f Land -    | NA       |         | ROBE                        | RT W     | 402 &                       | NIA S I       | DAVIS                         | TRUS     | ST .                        | ace of                    | use be                    | e chan                    | ged to         | :                 | 4       | ,       |                                 |
| (I      | If there is          |             |          |         |                             |          |                             |               |                               |          |                             | L.                        |                           |                           |                |                   |         |         |                                 |
|         |                      |             |          | NE      | Ξ1/4                        |          |                             | NV            | N <sup>1</sup> / <sub>4</sub> | -        |                             | sv                        | V1/4                      |                           | 320            | S                 | E¼      |         | TOTAL                           |
| Sec.    | Twp.                 | Range       | NE1/4    | NW1/4   | SW1/4                       | SE1/4    | NE1/4                       | NW¼           | SW1/4                         | SE1/4    | NE1/4                       | NW¼                       | SW1/4                     | SE1/4                     | NE¼            | NW1/4             | SW1/4   | SE¼     | ACRES                           |
| 33      | 32                   | 41W         | 32       | 32      | 32                          | 32       | 30                          | 30            | 30                            | 30       |                             |                           |                           |                           |                |                   |         |         | 248                             |
| 5       | 33                   | 41W         | 40       | 40      | 40                          | 40       | 40                          | 40            | 40                            | 40       | er .                        |                           | 1                         |                           |                |                   |         |         | 320                             |
| 4       | 33                   | 41W         |          |         |                             |          |                             |               |                               |          | 40                          | 40                        | 40                        | 40                        | 1 10           |                   |         | , "T    | 160                             |
| F       | For Offi             | ce Use      | Only:    | Code    |                             | Fe       | e \$ 24                     | 50.0          | O TR                          | #        | . 1                         | Re                        | eceipt                    | Date                      | 4/10/          | 23                | Chec    | k#_(d   | 580                             |

|     |   | Quarter of the   |   |  |   |                                       |
|-----|---|--|---|--|---|---------------------------------------|
|     | of Section  |  |   |  |   |                                       |
|     | of Section County,  | Kansas,  | feet North  | feet We  | st of Southeast   | corner of section.                    |
|     | Authorized Rate A   | uthorized Quantity_  | _ <u> </u>  | Depth of well  |   | (feet)                                |
|     | (DWR use only: Computer ID No.  |  |   |  |   |                                       |
|     | ☐This point will not be changed ☐Thi  |  |   |  |   |                                       |
|     | Proposed point of diversion: (Com   |  |   |  |   |                                       |
|     | One in the  |  |   |  |   |                                       |
|     | of Section  | Township   |   | South Range  |   | (E/W).                                |
|     | of Section County,  | Kansas   | feet North  | feet We  | st of Southeast   | corner of section                     |
|     | Proposed Rate P   | roposed Quantity   |   | Proposed well of   | lenth (feet)  |                                       |
| -   | This point is: Additional Well  | Geo Center List oth  | er water right  | r roposca well of  | noint   | •                                     |
| ı   | The point is: Traditional Well  | OCO OCITICI LIST OUT   | ici watch ight  | S triat will asc triis   | point   | · · · · · · · · · · · · · · · · · · · |
| ا ہ | Procently authorized point of diver   | mion.  | **  | $\overline{}$  |   |                                       |
| 6.  | Presently authorized point of diver   |  |   |  |   | •                                     |
|     | One in the  | Quarter of the   |   | Quarter of the   | 9   | Quarter                               |
|     | of Section County,  | , Township   |   | South, Range   | <b>\</b>  | (E/W),                                |
|     | in County,  | Kansas,  | feet North  | feet We  | st & Southeast  | corner of section.                    |
| - 1 | Authorized Rate A   | uthorized Quantity   |   | Depth of well  | $\overline{}$   | _ (feet)                              |
|     | (DWR use only: Computer ID No   |  |   |  |   |                                       |
| - 1 | ☐ This point will not be changed ☐ Thi  |  | -   |  | _   |                                       |
| - 1 | Proposed point of diversion: (Com   |  |   |  |   |                                       |
| - 1 | One in the  | Quarter of the   |   | Quarter of the   | e   | Quarter                               |
| - 1 | of Section  | , Township   |   | South, Range   | e   | (E/W),                                |
| - 1 | in County,  | Kansas,  | feet North  | feet We  | st of Southeast   | corner of section.                    |
|     | Proposed Rate P   | roposed Quantity   |   | Proposed well o  | lepth (feet)  |                                       |
|     | This point is:  Additional Well   | Geo Center List oth  | er water right  | s that will use this   | point   |                                       |
| 7.  | The changes herein are desired for t (please be specific) More efficient use or resources.  |  |   | 200 100<br>HIII   HIII   HIII | North 0 100   | 200 300<br>                           |
| 8.  | If a well, is the test hole log attached?   | ☐ Yes        No  | 200   | 1 + 1 + 1  | = + 1   | + 1 = 200                             |
| 9.  | The change(s) (was)(will be) completed  | l by?  | E   |  | <u> -</u>   | _ =                                   |
|     | ASAP  |  | 100   | 1 + 1 + 1  | = + 1   | + 1 = 100                             |
|     | 7.07.11   |  | 100 E   |  | Ī' ''   | 1 1 100                               |
| 10. | . If the point of diversion is a well:  | an (18)  | <b>E</b> .  |  | Ξ   | - =                                   |
|     | (a) What are you going to do with the   | old well?  | West 0 1++  | միմո[ուգիսո[ստի  | սագրություն   |                                       |
|     |   |  | E   |  | Ξ _   | _ =                                   |
|     | N/A   |  | 100E  |  | I   | 1 1 3 100                             |
|     | (b) When will this be done? N/A   | ·  | 100   | 1 T I T I  | 三 , 十 ,   | 十   量100                              |
|     |   |  | F   | _  | <del>-</del> -  | - =                                   |
| 11. | . Groundwater Management District reco  | mmendation attached?   | Ē   | +  | - + · · · · · · · · · · · · · · · · · ·                                 | + I = 200<br>- = =                    |
| 12. | . Assisted by mdf/GCFO  | · ·  | 300<br>ETT  | <u></u>  | <u></u>   |                                       |
| 13a | a. If the proposed point of diversion will be feet but within 2,640 feet of the existing a topographic map or aerial photogr sources, show all wells (including dome of the proposed point of diversion and addresses of the owners. For surface names and addresses of the land downstream and one-half mile upstrelines | point of diversion, attac<br>aph. For groundwat<br>estic) within one-half mi<br>the names and mailir<br>water sources, show th<br>owner(s) one-half mi | ch 13b.If the per of the diagram diversing above divers | roposed point of div<br>existing point of d<br>m shown above i<br>on. (PLEASE NO<br>represents the                       | ersion will be relativersion, indication relation to the TE: The "X" in | l hashmark=10 ft                      |

5. Presently authorized point of diversion:

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

FILE NO. 16359

MAKE ADDITIONAL COPIES AS NECESSARY

|        | wner of l             | _and - | NA          |              |       |       |              |            |       |       |          |        |         |        |          |       |         |        |                |
|--------|-----------------------|--------|-------------|--------------|-------|-------|--------------|------------|-------|-------|----------|--------|---------|--------|----------|-------|---------|--------|----------------|
|        |                       |        |             | NIT.         | =1/   |       |              | <b>k</b> n | V1/4  |       |          | CI     | V1/4    |        |          | CI    | Ξ1/4    | 1 -    | TOTAL          |
| Sec.   | Twp.                  | Pange  | NE1/        |              | SVATA | SE1/4 | NE1/4        |            | SW1/4 | SE1/4 | NE1/4    | NW¼    | 6 .     | SE1/4  | NE1/4    |       | SW1/4   | SE1/4  | ACRES          |
| 000.   | TWP.                  | tange  | 12/4        | 1447/4       | OVV/4 | OL/4  | IVE/4        | 1444/4     | 000/4 | OL/4  | 142/4    | 14474  | 011/4   | OL/4   | NE74     | 14474 | 011/4   | OL/4   |                |
|        |                       |        |             |              |       |       |              |            |       |       |          |        |         | . (.   |          |       |         |        |                |
|        |                       |        |             |              |       |       |              |            |       |       |          |        |         |        |          |       |         |        |                |
| O      | wner of I             |        |             | AME:<br>ESS: |       |       |              |            |       |       |          |        |         |        |          |       |         |        |                |
|        |                       |        | ואטטרו      |              |       |       |              |            |       |       |          |        |         |        | ı        |       |         |        |                |
|        |                       |        |             | NE           | E¼    |       |              | NV         | V1/4  |       | -        |        | V1/4    |        |          | PV 2  | E¼      | -      | TOTAL<br>ACRES |
| 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    | NW¼   | SW1/4   | SE1/4  | ACRES          |
|        |                       |        |             |              |       |       |              |            |       |       |          |        |         |        | (8.)     |       | -       |        |                |
|        |                       |        | -           |              |       |       |              |            |       |       |          |        |         |        |          |       |         |        |                |
|        |                       |        |             |              |       |       |              |            |       |       |          |        |         |        |          |       |         |        |                |
| O      | wner of I             | -and - | NA<br>ADDRI | AME:<br>ESS: |       |       |              |            |       |       |          |        |         |        |          |       |         |        |                |
|        |                       |        |             |              |       |       |              |            |       |       |          |        |         |        |          | 01    | -1/     |        | 70741          |
| 0      | -                     |        | NEG         |              | E1/4  | 051/  | NEW          |            | V1/4  | 051/  | NET      |        | V¼      | 051/   | NET      |       | 5W1/4   | SE1/4  | TOTAL<br>ACRES |
| Sec.   | Twp.                  | Range  | NE%         | NVV/4        | SW/4  | SE¼   | NE1/4        | NVV/4      | SW1/4 | SE¼   | NE1/4    | NVV/4  | SW¼     | SE1/4  | NE1/4    | NW¼   | SVV/4   | SE%    |                |
|        |                       |        | -           |              |       |       |              |            |       |       |          |        |         |        |          |       |         |        |                |
|        | -                     |        |             |              |       |       |              |            |       |       |          |        |         | -      |          |       |         |        |                |
|        |                       |        | L           |              |       |       |              |            |       |       | E'       |        | 9.00    |        |          |       |         |        |                |
|        | ontinued<br>wner of l | _and - | NA          | AME:         | ROBE  | RT W  | <b>8 SON</b> | VIA S I    | DAVIS |       | T        |        | the pla | ace of | use be   | chan  | ged to: |        |                |
|        |                       |        | l           | NI           | Ε1/4  |       |              | NI\        | V1/4  |       |          | SV     | V¼      |        |          | SI    | Ε1/4    |        | TOTAL          |
| Sec.   | Twp.                  | Range  | NE1/        | NW1/4        |       | SE1/4 | NE1/4        |            | SW1/4 | SE1/4 | NE1/4    |        | SW1/4   | SE1/4  | NE1/4    |       |         | SE1/4  | ACRES          |
| 32     |                       | 41W    | 112/4       | 14474        | 011/4 | OL/4  | 142/4        | 14474      | 011/4 | OL/4  | 11274    | 111174 | 01174   | 32,4   | 40       | 40    | 40      | 40     | 160            |
| 32     | 32                    | 4100   |             |              |       |       |              |            |       |       |          |        |         |        | 10       | 10    | 10      | 10     | 100            |
|        |                       |        |             |              | -     |       |              |            |       |       |          |        |         |        |          |       |         |        |                |
|        |                       |        |             |              |       |       |              |            |       |       | <u> </u> |        |         |        |          |       |         |        |                |
| O      | wner of l             |        |             |              |       |       |              |            | ie.   |       |          |        |         |        |          |       |         |        |                |
|        |                       |        | אטטג        | ESS:         |       |       |              |            |       |       |          |        |         |        |          |       |         |        |                |
|        |                       |        |             | NI           | E1/4  |       |              | N\         | N1/4  |       |          | SV     | V1/4    |        |          | SI    | E1/4    |        | TOTAL          |
| Sec.   | Twp.                  | Range  | NE1/4       | NW1/4        | SW1/4 | SE1/4 | NE1/4        | NW¼        | SW1/4 | SE1/4 | NE1/4    | NW¼    | SW1/4   | SE1/4  | NE1/4    | NW1/4 | SW1/4   | SE1/4  | ACRES          |
|        |                       |        |             |              |       |       |              |            |       |       |          |        |         |        |          |       |         |        |                |
|        |                       |        |             |              |       |       |              |            |       |       |          |        |         |        |          |       |         |        |                |
|        |                       |        |             |              |       |       |              |            |       |       |          |        |         |        |          |       |         |        | 39             |
| 0      | wner of               | and -  | NA          | AME.         |       |       |              |            |       |       |          |        |         |        |          |       |         |        |                |
| Ū      | Wilei oi i            |        |             | ESS:         |       |       |              |            |       |       |          |        |         |        |          |       |         |        |                |
|        |                       |        |             |              |       |       |              |            |       |       |          |        | • • •   |        |          | -     | F1/     |        | TOTAL          |
| _      | _                     | _      |             |              | E¼    | 0511  | N=           | -          | N1/4  | 054   | NEW      |        | V¼      | 051/   | NEW      |       | E¼      | CE1/   | TOTAL<br>ACRES |
| Sec.   | Twp.                  | Range  | NE1/4       | NW¼          | SW1/4 | SE1/4 | NE1/4        | NW¼        | SW1/4 | SE1/4 | NE¼      | NW¼    | SW1/4   | SE1/4  | NE¼      | NVV   | SW1/4   | SE1/4  |                |
|        |                       |        |             |              |       | -     |              | 4          | -     |       |          |        |         |        |          |       |         |        |                |
|        |                       |        |             |              |       |       |              | -          | -     |       |          |        | -       |        | -        |       |         |        |                |
|        |                       |        |             |              |       |       |              |            |       |       |          |        |         |        |          |       | 4.5     |        |                |
| D14.55 | 101 5 1               |        | 04/05       | (0000)       |       |       |              |            |       |       |          |        |         |        | <u> </u> |       |         | Eile N | lo. 16359      |
| טwR 1  | -121-2 (R             | evised | 101/23/     | 2008)        |       |       |              |            | Pa    | ge    |          |        |         |        |          |       |         | FIIE N | 0. 10339       |

| 14. If the proposed   | groundwater point of diversion is 3   | 300 or fewer feet fro                                     | m the existing point of                                | diversion, complete the                                 | following:                                 |
|---|---|---|--|---|--|
| (a) Does the u<br>☐ Yes   | undersigned represent all owners o  | f the currently autho<br>nust sign this applic            |  | dentified in this applicati                             | on?  |
|   | wnership interest of any owner of t<br>this application is approved as requ<br>No (If yes, all owners   |   |  | lentified in this applicati                             | on be adversely                            |
| (c) If this appl<br>☐ Yes                                       | lication is not approved expeditious  No (If no, all owners r   | ly, will there be subs<br>nust sign this applic           |  | perty, public health or sa                              | afety?                                     |
| or a change in place  | oposes a surface water change in pe of use, the application must be sized statement authorizing represer  | gned by all owners  |  |   |  |
| age and the own   | being first duly sworn upon m<br>ner, the spouse of the owner, o<br>egards to the water right(s) to<br>a application are true, correct  | or a duly authoriz  | zed agent of the ov                                    | vner(s) to make this                                    | application on                             |
| Dated at  | Tohnson   | Kansas this   | 5 day of   | (voril  | 20 23                                      |
| Dutou ut  | (Owner)  (Please Print)   | , rtariodo, tirio _                                       | day or   | up  |  |
| Edw   | and W. Davis  | · · · · · · · · · · · · · · · · · · ·                     |  |   |  |
| -5 1  | (Owner)   |   |  | (Spouse)  |  |
| _ Ld  | Ward W. Davis   |   |  | (Please Print)  | * -  |
|   | (Flease Fillit)   |   |  | (Flease Fillit)   |  |
|   | (Owner)   |   |  | (Spouse)  |  |
|   | (Please Print)  |   | - / · · · · · · · · · · · · · · · · · ·                | (Please Print)  |  |
|   | (Owner)   | <del></del>   | - d  | (Spouse)  |  |
|   | (Please Print)  |   |  | (Please Print)  |  |
| State of Kansas County of                                       | tauton ss   | W. CA M. CA   |  |   | THE  |
| ofertify  | that the foregoing application, 20  | gent signifus ?   | Sence and sw   | vorn to before me th                                    | nis day                                    |
| My Commission Exp   | pires <u> </u>  | OF KAN  | and but  | Notary Public   | · · · · · · · · · · · · · · · · · · ·      |
| ONLY COMPLETE AF accurate information; rethe appropriate fee mu | PPLICATIONS WILL BE PROCESSED maps, if necessary, must be included; sust be paid.   | . To be complete, all c<br>signatures of all the ap       | of the applicable portions<br>propriate owners' must b | of the application form muse affixed to the application | st be completed with<br>and notarized; and |
|   |   | FEE SCHEDU  | LE ·   |   |  |
| forth in the schedule<br>(1) Applica<br>(2) Applica             | change the place of use or the point be below: Make checks payable to: ation to change a point of diversion ation to change a point of diversion ation to change the place of use | Kansas Departme<br>300 feet or less<br>more than 300 feet | nt of Agriculture                                      |   | \$100<br>\$200                             |
| JULIE JONES Appointment Expires December 15, 2026               | VIA (VIAYON)  |   |  | ,   |  |

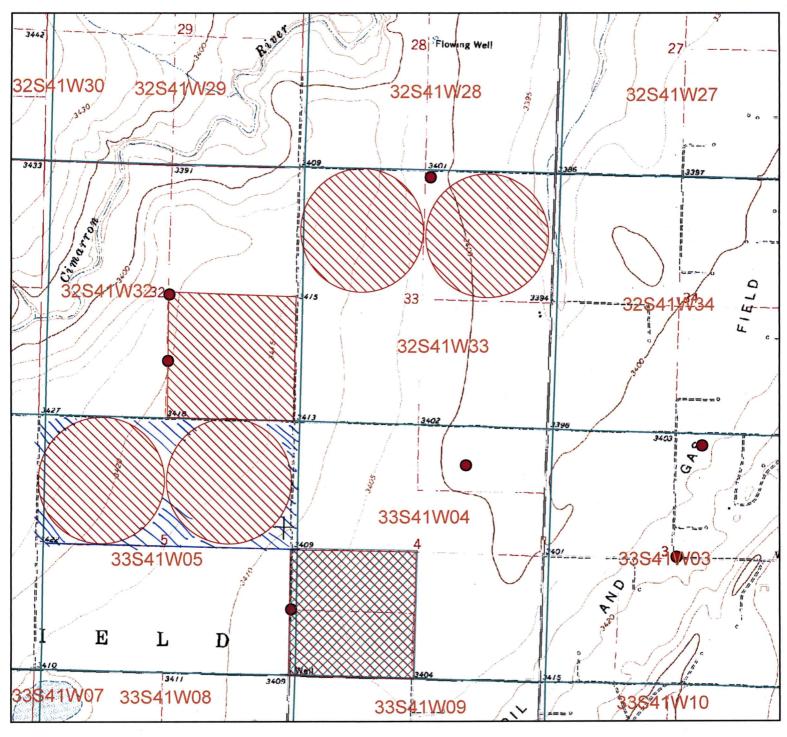
#### SUMMARY ORDER APPROVING APPLICATION FOR CHANGE AND IMPOSING CONDITIONS

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. 16359 10 7023 Hei; 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 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 \_\_\_\_\_ 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 5. The point(s) of diversion authorized herein shall not actually be located more than feet from the previously authorized point(s) of diversion. ☐ Applicable ➤ Not Applicable 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 The owner of the authorized place(s) of use shall properly install an acceptable water flow meter on or before December 31, 20 23, 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 ■ Applicable Installation of the works for diversion of water shall be completed on or before December 31, 20 23, or within any authorized extension of time. By March 1, 20 24 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 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 \( \subseteq \) 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. 82 SUMMARY ORDER ISSUED you may request an evidentiary hearing before the Chie Engineer or request administrative review by the Secre Agriculture. A request for hearing by the Chief Enginee filed within 15 days of service of this Order and a requ administrative review by the Secretary must be filed with Duly Authorized Designee of the Chief Engineer days pursuant to K.S.A. 77-531. Any request for admini lame): review must state a basis for review pursuant to K.S.A. Tile any request with Kansas Department of Agriculture, Legal Division, 1320 Research Park Drive, Manhattan, KS ion of Water Resources - Kansas Department of Agriculture Pate 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 Signature: WE O **JULIE JONES** NOTARY My commission expires: My Appointment Expires (Notabecamber)15, 2026

## Change in Place of Use for water right 16359



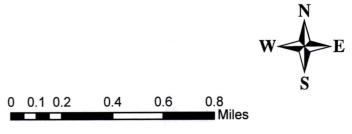




Authorized place of use

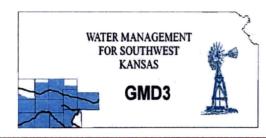


Proposed place of use



All wells within 1/2 mile are on this map.

| ~ |  |
|---|--|
| ^ |  |
|   |  |



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

April 20, 2023

Austin McColloch Division of Water Resources 4532 W Jones Ave., Suite B Garden City, Kansas 67846

RECEIVED

APR 2 0 2023

RE:

12,400 . 1

Applications for Change in Place of Use

Water Right, File Nos. 16359, 16369, 22895 & 24686

Garden City Field Office Division of Water Resources

Dear Austin:

We have reviewed 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 make a complete overlap in currently authorized place of use in accordance with K.A.R. 5-5-11(b). No new acres being proposed. 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

# GMD3 Change Review

| File No(s).: 16359, 16369, 22895 & 24686. DWR office:                          |                |             |   |  |  |  |  |  |  |  |  |
|--|----------------|-------------|---|--|--|--|--|--|--|--|--|
| App filed to change: <u>PU</u> .   |                |             |   |  |  |  |  |  |  |  |  |
| Is Landowner(s) correct in WRIS: <u>Davis Land &amp; Cattle</u> .              |                |             |   |  |  |  |  |  |  |  |  |
| If NO, is documentation included?  |                |             |   |  |  |  |  |  |  |  |  |
| Is Water Use Correspondent correct in WRIS?  If NO, is documentation included? |                |             |   |  |  |  |  |  |  |  |  |
|  |                |             |   |  |  |  |  |  |  |  |  |
| Point of diversion   | ID No(s)       | being chang | ged.  |  |  |  |  |  |  |  |  |
| ·  |                |             | prince-religion is simple to declarate on the | The second secon |  |  |  |  |  |  |  |
|  | ft. North      | ft. West    |   |  |  |  |  |  |  |  |  |
| Authorized PD  |                |             |   |  |  |  |  |  |  |  |  |
| Proposed PD  |                |             |   |  |  |  |  |  |  |  |  |
| Difference   | 0              | 0           |   |  |  |  |  |  |  |  |  |
| a2 + b2 = c2   | 0              | 0           | 0   |  |  |  |  |  |  |  |  |
| GPS for proposed   |                | Long:       |   |  |  |  |  |  |  |  |  |
| Is proposed PD sta   |                | 3           | JP4   |  |  |  |  |  |  |  |  |
| Is Proposed PU ov  |                | _           | Create overla                                 | ap.  |  |  |  |  |  |  |  |
| Neighboring certif   | ied well(s) no | tified:     |   |  |  |  |  |  |  |  |  |
| Name   |                |             |   |  |  |  |  |  |  |  |  |
| Address  |                |             |   |  |  |  |  |  |  |  |  |
| Zip  |                |             |   |  |  |  |  |  |  |  |  |
| Email: Pho   | one:           |             |   |  |  |  |  |  |  |  |  |
| Domestic well(s) n   | otified:       |             |   |  |  |  |  |  |  |  |  |
| Name   |                |             |   |  |  |  |  |  |  |  |  |
| Address  |                |             |   |  |  |  |  |  |  |  |  |
| Zip  |                |             |   |  |  |  |  |  |  |  |  |
|  |                |             |   |  |  |  |  |  |  |  |  |
| Base Acres:  |                |             |   |  |  |  |  |  |  |  |  |
| Perfected Acres: _   | <b>_</b> ·     |             |   |  |  |  |  |  |  |  |  |
| Irr. Return-Flow _   | %              |             |   |  |  |  |  |  |  |  |  |
| <b>Morton County</b>   |                |             |   |  |  |  |  |  |  |  |  |
| Current authority  | у              |             |   |  |  |  |  |  |  |  |  |
| 16359: 320AF@  | 630gpm         |             |   |  |  |  |  |  |  |  |  |
| 160acres S   | W 4-33-41      |             |   |  |  |  |  |  |  |  |  |
| 16369: 480AF@  | 1335gpm        |             |   |  |  |  |  |  |  |  |  |
| 248acres N   | 12 33-32-41    |             |   |  |  |  |  |  |  |  |  |
| 22895: ID02 302A   | AF @ 400gpr    | n, ID03 411 | AF @ 545gp                                    | m, ID05 139AF @ 630gpm   |  |  |  |  |  |  |  |
|  | W 4-33-41 (S   |             |   |  |  |  |  |  |  |  |  |
| 320acres N   |                |             | •   |  |  |  |  |  |  |  |  |
| 160acres S   | E 32-32-41     |             |   |  |  |  |  |  |  |  |  |
|  |                |             |   |  |  |  |  |  |  |  |  |

## **GMD3 Change Review**

24686: 480AF @ 1335gpm (Limited to same authority as 16369) 248acres N2 33-32-41 (Same acres as 16369)

Is a waiver needed: No. No new acres proposed, just making a complete overlap in current acres.

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

Im

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 17, 2023

GROUNDWATER MANAGEMENT DISTRICT #3 2009 E SPRUCE ST GARDEN CITY KS 67846

Re:

Request for Recommendation,

File Nos. 16359; 16369; 22895 & 24686

#### Dear Sir or Madam:

We are enclosing a copy of the referenced application, which was submitted by Davis Land & Cattle and appears to be in proper form, for your review.

We are delaying any further action for a period of 15 days from the date of this letter to allow you time to submit your recommendation concerning this application. Please submit your recommendation within the allotted time, or any authorized extension of time thereof.

If you have any questions, please contact me at (620) 276-2901. If you wish to discuss a specific file, please have the file number ready to that I may help you more efficiently.

Sincerely,

Austin McColloch

Assistant Water Commissioner

Enclosure

pc: