NOTICE

This scan only represents the application as filed. The information contained herein meets the requirements of K.A.R. 5-3-1 or K.A.R. 5-5-1, and has been found acceptable for filing in the office of the Chief Engineer. The application should not be considered to be a complete application as per K.A.R. 5-3-1b or K.A.R. 5-5-2a.

Submit completed application to: Kansas Department of Agriculture Division of Water Resources Field Office for your area. Call for address:

> Topeka -- (785) 296-5733 Stafford -- (620) 234-5311 Stockton -- (785) 425-6787 Garden City -- (620) 276-2901 http://agriculture.ks.gov/dwr

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



STATE OF KANSAS

Filing Fee Must Accompany the Application, K.S.A. 82a-708b(b), as amended. Fee Schedule is on the third page of this application form.

Paragraph Nos. 1, 2, 3 & 5 must be completed. Complete all other applicable portions. If change in point of diversion is greater than 100 feet, or if place of use will be changed, include a topographic map or detailed plat showing the authorized and proposed point(s) of diversion and/or place of use.

RECEIVED

					F	File No	. 1807	3								3: DE	13	2023
1. /	Application is he	reby n	nade fo	or appı	roval o	of the C	Chief E	nginee	er to ch	ange t	he (ch		ne or b	oth):	Ga Divis	irden ion of	City Fi	eld Office Resources
						lace o				Point o								
under the water right which is the subject of this application in accordance with the conditions described below.																		
7	The source of su	i ylqqı	s:		⊠ G	Ground	water			Surfac	e wate	er						
2. 1	Name and addre	Name and address of Applicant: TITUS JAEGER																
1	1353 ROAD P LAKIN KS 67860																	
F	Phone Number: ()																	
1	Name and addre	ess of '	Water	Use C	orresp	onden												
_																		
	Phone Number:							Email	addres	ss:								
3.	The presently au	The presently authorized place of use is:																
(Owner of Land -		-															
	P	ADDRE	ESS: .															
((If there is more th	an one	landow	vner, at	tach su	ıppleme	ental sh	eets as	neces	sary.)								
			NE	E1/4			NV	N'/4			SV	V1/4			SI	E1/4		TOTAL
Sec.	. Twp. Range	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW¼	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	ACRES
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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	MACA	SW1/4	SE1/4	ACRES
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	For Office Use	Only:	Code		Fe	e \$ <u>2</u>	0.0	<u>↑</u> TR	#		Re	eceipt	Date _	12-1	3-2	Chec	:k# <u>!</u>	529

One in the								
				Quarter of the				
				South, Range				
				3949 feet West of S				
Authorized Ra	ite	Authorized Quantity		Depth of well	(fee	et)		
				feet North				
			-	☐ No change, point better d				
				ed or if existing point is				
				Quarter of the South, Range				
				South, Range 3272 feet West of S				
				Proposed well depth				
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Triis point is.		Geo Center List	other water ng	into triat will use triis point				
Presently aut	horized point of	f divorcion:						
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of Section	300	Quarter of the	36	Quarter of the South, Range	30	Quarte		
				South, Range 5130 feet West of S				
				Depth of well				
(DWR use only: Computer ID No. <u>06</u> 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)								
				Quarter of the				
				South, Range				
				oouth, range				
	Co	ninty Kansas	feet North	feet West of S	Southeast come	r of section		
				feet West of S				
Proposed Rat	e	Proposed Quantity		Proposed well depth	(feet)			
Proposed Rat	e	Proposed Quantity			(feet)			
Proposed Rat This point is: The changes	e ☐ Additional We herein are desire	Proposed Quantity Geo Center List d for the following reaso	other water rig	Proposed well depth	(feet)			
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Proposed Rat This point is: The changes	e ☐ Additional We herein are desire	Proposed Quantity Geo Center List d for the following reaso	other water rig	Proposed well depth of this that will use this point of the control of the contro	100 200	300		
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13a. If the proposed point of diversion will be relocated more than 300 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

feet but within 2,640 feet of the existing point of diversion, attach 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.)

0 South

100

Eminulania

100

200

300

12. Assisted by AM / GCFO

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

FILE NO. <u>18073</u>

One in the		<u>f diversion:</u>				
one in the	NE	Quarter of the	NE	Quarter of the South, Range	NW	Quarter
of Section	16	. Township	26	South, Range	29	(E/W).
in GRAY	C	ounty Kansas 5110	feet North	2725 feet West of S	Southeast corne	er of section
Authorized Rate		Authorized Quantity		Depth of well	(fo	of)
(DWP use only: (Computer II	D No. 05	De .	Depth of well feet North	foot We) >ct\
This point will not	omputer ii	This point will be abo	73	leet North	reet vve	2St)
I his point will not	t be changed	I nis point will be cha	anged as follows:	☐ No change, point better	described with G	PS as follows:
Proposed point of	f diversion:	(Complete only if char	nge is requeste	ed)		
				Quarter of the		Quarter
of Section		Quarter of the		South Pange		Quarter
in Section	<u> </u>	, Township	foot North	South, Range feet West of S	Courth cook corns	(E/VV),
Dramanad Data		Durity, Karisas,	reet North _	reet vvest or s	(fact)	er of section.
Proposed Rate	-1-1'4' 1 \ \ \ / -	Proposed Quantity	-1111-1	Proposed well depth	(teet)	······································
I his point is:	aditional vve	ell Geo Center List	otner water rigr	nts that will use this point		·
Presently authorize	zed point o	f diversion:				
			NC	Overter of the	NE	Outantan
One in the	40	Quarter of the	NC NC	Quarter of the South, Range	NE NE	Quarter
of Section	16	, I ownship	26	South, Range	29	(E/VV),
in GRAY	Co	ounty, Kansas, <u>3936</u>	feet North _	<u>1241</u> feet West of S	Southeast corne	er of section.
Authorized Rate		Authorized Quantity		Depth of well	(fee	et)
(DWR use only: C	Computer II	D No. <u>01</u> G	PS	1241 feet West of S Depth of well feet North	feet We	est)
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of Section		, Township		South, Range		(E/W),
in	Co	ounty, Kansas,	feet North _	feet West of S Proposed well depth	Southeast corne	er of section.
Proposed Rate		Proposed Quantity		Proposed well depth	(feet)	
This point is: A	dditional We	ell Geo Center List	other water righ	nts that will use this point		
Describe suthania	and maint a	f diversion.				
Presently authoriz						
One in the		Quarter of the		Quarter of the		Quarter
of Section		, Township		South, Range		(E/W),
in	_	ounty Vancos	feet North	feet West of S	Southeast corne	r of section.
	(C	ounty, Kansas,				
Authorized Rate		Authorized Quantity		Depth of well	(fee	et)
Authorized Rate	Computer II	Authorized Quantity D No. G	PS	Depth of well feet North	(fee	et) est)
Authorized Rate	Computer II	, Township ounty, Kansas, Authorized Quantity D No G	PS	Depth of well feet North No change, point better	(fee feet We described with G	et) est) PS as follows:
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* *, . * * *, .

14. It t	the proposed groundwater point of diversion is 300 or fewer fee	et from the existing point of diversion, complete the following:
(a)) Does the undersigned represent all owners of the currently a ☐ Yes ☐ No (If no, all owners must sign this a	authorized place(s) of use identified in this application? pplication.)
(b)	 Will the ownership interest of any owner of the currently au affected if this application is approved as requested? ☐ Yes ☐ No (If yes, all owners must sign this application) 	application.)
(c)	If this application is not approved expeditiously, will there be ☐ Yes ☐ No (If no, all owners must sign this a	
or a ch	pplication proposes a surface water change in point of diversion ange in place of use, the application must be signed by all owrestach notarized statement authorizing representation).	on, a groundwater change in point of diversion greater than 300 feet, ners of the currently authorized place of use, or their duly authorized
age ar their b	nd the owner, the spouse of the owner, or a duly auth	irmation and under penalty of perjury, that I am of lawful norized agent of the owner(s) to make this application on application pertains. I further verify that the statements e.
Dated a	, Kansas, t	his day of , 20
/	, nanous, r	
	(Owner)	(Sppuse)
	TITUS JAEGER	ENKA THEKED
	(Please Print)	(Please Print)
	(Owner)	(Spouse)
	(Please Print)	(Please Print)
	(Owner)	(Spouse)
	(Please Print)	(Please Print)
Ctata a	f Kansas	, and a second of the second o
	SS	
-	of Ford	14*
of	reby certify that the foregoing application was signed i	
		LITTLE
		F KANSAS Notary Public
My Cor	nmission Expires 5-19-25	
ONLY C	COMPLETE APPLICATIONS WILL BE PROCESSED. To be complete	, all of the applicable portions of the application form must be completed with
accurate	e information; maps, if necessary, must be included; signatures of all thropriate fee must be paid.	ne appropriate owners' must be affixed to the application and notarized; and
	FEE SCHI	EDULE
		under this section shall be accompanied by the application fee set
torth in	the schedule below: Make checks payable to: Kansas Depart (1) Application to change a point of diversion 300 feet or less	rtment of Agriculture
	(2) Application to change a point of diversion more than 300	feet
	(3) Application to change the place of use	\$200

14. If the proposed groundwater point of diversion is 300 of fewer feet if	offithe existing point of diversion, complete the following.
(a) Does the undersigned represent all owners of the currently auth ☐ Yes ☐ No (If no, all owners must sign this appli	
 (b) Will the ownership interest of any owner of the currently author affected if this application is approved as requested? ☐ Yes ☐ No (If yes, all owners must sign this approved) 	
(c) If this application is not approved expeditiously, will there be sul ☐ Yes ☐ No (If no, all owners must sign this appl	bstantial damage to property, public health or safety? ication.)
If the application proposes a surface water change in point of diversion, or a change in place of use, the application must be signed by all owners agent (attach notarized statement authorizing representation).	a groundwater change in point of diversion greater than 300 feet, s of the currently authorized place of use, or their duly authorized
I hereby verify, being first duly sworn upon my oath or affirn age and the owner, the spouse of the owner, or a duly author their behalf, in regards to the water right(s) to which this apcontained in this application are true, correct and complete. Dated at	rized agent of the owner(s) to make this application on
rin. by Horas (Owner)	(Spouse)
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
State of Kansas County of	
I hereby certify that the foregoing application was signed in of, 20	my presence and sworn to before me this day
	Notary Public
My Commission Expires	
ONLY COMPLETE APPLICATIONS WILL BE PROCESSED. To be complete, a accurate information; maps, if necessary, must be included; signatures of all the athe appropriate fee must be paid.	Il of the applicable portions of the application form must be completed with appropriate owners' must be affixed to the application and notarized; and
FEE SCHED	ULE
Each application to change the place of use or the point of diversion und forth in the schedule below: Make checks payable to: Kansas Departn (1) Application to change a point of diversion 300 feet or less. (2) Application to change a point of diversion more than 300 feet (3) Application to change the place of use	der this section shall be accompanied by the application fee set nent of Agriculture \$100 et\$200

File No. <u>8073</u>

SUMMARY ORDER APPROVING APPLICATION FOR CHANGE AND IMPOSING CONDITIONS

pro Wit	s Summary Order is issued under authority of K.S.A. 82a- visions of the <i>Kansas Water Appropriation Law, K.S.A.</i> 82 h the exception of those conditions expressly contained her tations of File No.	a-701 et. seq., and rules and regulati	ons promulgated thereunder,
1.	A change application was received on diversion authorized under the above-referenced file nu	13,2023 requesting that the mber be changed as described in the	place of use and / or point of application.
2.	On and after the effective date of this summary order, the a the topographic map accompanying the application to cl	authorized place(s) of use shall be loca hange the place of use.	ted substantially as shown on ble □ Not Applicable
3.	The change in point of diversion shall not impair existing ripreviously authorized. The point of diversion authorized radius of the authorized point(s) of diversion. ☐ Application	d by this summary order shall be locate	source or sources of water as ed within a foot
4.	The point(s) of diversion described herein is administrat Positioning System (GPS), as described in the application	ively corrected to be more accurately on. ☐ Applicable ☐ Not Applicable	described using the Global
5.	The point(s) of diversion authorized herein shall not actual authorized point(s) of diversion. ☐ Applicable ☐	ly be located more than Not Applicable	feet from the previously
6.	As required by K.A.R. 5-3-5d, if the works for diversion is a or other device suitable for making water level measuren K.A.R. 5-6-13. Applicable Not Applicable	nents shall be installed, operated and r	ns per minute or more, a tube naintained in accordance with
7.	The owner of the authorized place(s) of use shall proceed and maintained in accordance with K.A.R. 5-1-K.A.R. 5-3-5e, the owner shall maintain records and represented annually to the Chief Engineer by March 1 follows Applicable Not Applicable	er, whichever occurs first. The water 4 through 5-1-12. As required by K.S. ort the reading of the water flow meter	flow meter shall be installed, A. 82a-732, as amended, and
8.	Installation of the works for diversion of water shall be authorized extension of time. By March 1, 20 the works for diversion has been completed, on the form produced Applicable Not Applicable	be completed on or before Decembers applicant shall notify the Chief Engovided by the Chief Engineer, as requi	e r 31, 20 , or within any ineer that construction of the red by K.A.R. 5-8-4e.
9.	The completed well log shall be submitted with the red	quired notice. Applicable	☐ Not Applicable
10.	All diversion works into which any type of chemical or othe with an in-line, automatic, quick-closing check valve cap check valve(s) shall be installed, operated and maintained	pable of preventing pollution of the sou	urce of the water supply. The
11.	Additional Conditions are attached.		
12.	In accordance with K.S.A. 82a-708a, as amended, and K water appropriated under the above-referenced file nur limitations, as amended and/or supplemented by this S Appropriation Law and the Rules and Regulations pror result in civil penalties pursuant to K.S.A. 82a-737, as a water or appropriation right or any other enforcement according to the supplementation of th	mber are responsible for compliance water and with applicable promulgated thereunder. Failure to compamended, and/or the suspension or re	with its terms, conditions and ovisions of the <i>Kansas Water</i> oly with these provisions may
4	Administrative Appeal and Effective Date of Order	FOR OFFICE U	
	ou are aggrieved by this order, pursuant to K.S.A. 82a-1901,	APPLICATION AP	
you	may request an evidentiary hearing before the Chief	SUMMARY ORD	ER ISSUED
Agr	lineer or request administrative review by the Secretary of iculture. A request for hearing by the Chief Engineer must be	Ву:	
filed	within 15 days of service of this Order and a request for ninistrative review by the Secretary must be filed within 30	By: Duly Authorized Designe	e of the Chief Engineer
day	s pursuant to K.S.A. 77-531. Any request for administrative	(Print Name): Division of Water Resources - Ka	Department of Assigniture
File	ew must state a basis for review pursuant to K.S.A. 77-527. any request with Kansas Department of Agriculture ,	Date of Issuance:	-
Leg	al Ďivision, 1320 Research Park Drive, Manhattan, KS 02. Failure to timely request a hearing or review may		
pred	clude review under the Kansas Judicial Review Act. For Use by Register of Deeds	State of Kansas County of)) SS
		Acknowledged before me on	
		by	· · · · · · · · · · · · · · · · · · ·
		Signature:	otary Public
		N	otary Public
		My commission expires:	(N-1 2 - 1)
		•	(Notary Seal)

CHANGE IN POINT OF DIVERSION WATER RIGHT, FILE NO. 18073

SW1/4 of Section 16 Township 26 South Range 29 West Gray County





Proposed Point of Diversion

Permitted Water Right

Domestic Well within 1/2 mile

1/2 mile buffer

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



By signing below I agree that all wells, including domestic, and owners names and addresses within 1/2 mile of the proposed point of diversion have been shown on the map

Nash Water Well Service, LLC PO Box 1388 Cimarron KS 67835 620~277~5779

Owner: Trinity Acres

Latitude: 37.783735 Longitude: 100.499404

Depth of Test Hole Drilled: 260'

Job Name: Test Hole # 1

Date: 02/03/2023

Lithologic Log Information:

To:	Lithologic Log
45'	FINE MEDIUM SAND
63'	FINE MEDUIM SAND WITH TAN CLAY
80'	FINE COARSE SAND WITH SMALL GRAVEL STREAKS
127'	FINE COARSE SAND WITH SMALL TO MEDIUM GRAVEL STREAKS & LAYERS
130'	FINE COARSE SAND WITH SMALL TO LARGE GRAVEL
140'	TAN CLAY & FINE MEDIUM SAND STREAKS TIGHT
160'	FINE COARSE SAND WITH SMALL TO MEDIUM GRAVEL & TAN CLAY STREAKS
176'	FINE SAND WITH THIN ROCK LAYERS MEDIUM TIGHT
184'	TAN CLAY WITH THIN FINE SAND TIGHT
200'	FINE COARSE SAND STARTED LOOSING FLUID MEDIUM
220'	FINE COARSE SAND WITH SMALL GRAVEL STREAKS & LAYERS LOOSING FLUID MEDIUM LOOSE
	FINE MEDIUM SAND WITH TAN WHITE CLAY WITH THIN ROCK
237'	STREAKS MEDIUM TIGHT
247'	ROCK LAYERS WITH TIGHT FINE SAND STREAKS TIGHT
250'	YELLOW CLAY
260'	BLUE SHALE
	45' 63' 80' 127' 130' 140' 160' 176' 184' 200' 220'

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

December 14, 2023

RODNEY & GLENDA TOEWS 200 E PARKS AVE MONTEZUMA, KS 67867-8806

Re:

Application for change, Water Right, File No.18073

Dear Sir:

This is to advise you that Titus Jaeger 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 proposal 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,

Michael A. Meyer Water Commissioner

MAM