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:				
26564	124204	C1	4	3				
6. Status: ☐ Approved ☐ Deni	ed by DWR/GMD	Dismiss by Reques	t/Failure to Return	7. Filing Date of Change:				
				11/27/2023				
8a. Landowner, applicant New to system [☑]	Person ID 38873 Add Seq#	8c. Landowno		Person IDAdd Seq#				
JEFFREY L & VICKY L N 2443 ROAD D HUGOTON, KS 67951-52								
8b. Landowner(s) New to system □	Person IDAdd Seq#	8d. WUC New to sy	stem 🗌	Person ID 38873 Add Seq#				
9. Documents and Enclosure(s): 🛛 DV	VR Meter(s) Date to Comp	ly: <u>12/31/2024</u>	N & P Date to	o Comply:				
☐ Anti-Reverse Meter ☐ Meter	Seal 🛛 Check Valve	□ N & P Form	☐ Water Tube ☐ I	Driller Copy ☐ H & E Letter				
☐ Conservation Plan Date Requir	ed: Da	te Approved:	Date t	o Comply:				
10. Use Made of Water From:		To: _	a	·				
			Date Prepared: 1127 Date Entered:	7 /2023 ву: МАМ Ву:				

File No. 26564	11. County: S	SV E	Basin: AR	KANSAS	S RIVER			Stream:								Fo	rmatio	n Code:	Special Use:
12. Points of Diversion												Rate a	and Q	uantity					
CHK MOD Authorized DEL PDIV					zed		Α	dditiona	al										
ENT Qualifier	S	T R	ID	'N	ʻW		Comr	ment ((AKA I	_ine)	(Rate gpm/c		Quantit af/mgy		Rate gpm/c		Quantity af/mgy	Overlap PD Files
CHK 42650																			
																-	×1		
																			~
		1															,		
13. Storage: Rate	NF	= Qı	antity			8	ac/ft	Ad	ddition	al Rat	e				NF	Addi	tional C	Quantity _	ac/ft
14. Limitation:																			
Limitation:	af/yr at			gpm			c	fs) wh	nen co	mbine	d with	file nu	umber	(s)	-/-				
15. 5YR Allocation: Allocation	Туре	Start Ye	ear	5 Y	'R Amou	nt		Amo	unt Ur	nit	_	Base /	Acres		_ Co	omment .	Ÿ,		
16. Place of Use CHK			NE¼		NV	V1/4		-	sv	SW1/4 SE1/4					Total Owner Chg? Overlap Files				
MOD DEL ENT PUSE S T R	ID	NE NV 1/4		SE NI	E NW	SW 1/4	SE 1/4	NE ¼	NW 1⁄4	SW 1/4	SE ¼	NE 1⁄4	NW 1⁄4	SW 1/4	SE 1⁄4				
MOD 28010 13 35 36	W 2			32	.5 32.5	32.5	32.5									130	8a	N	27085, 43721
ENT 29136 12 35 36	W 1	2		32	.5 32.5	32.5	32.5	32.5	32.5	32.5	32.5					260	8a	N	27085, 43721
ENT 52463 1 35 36V	V 3							32.5	32.5	32.5	32.5			, , ,		130	8a	N	27085, 43721
															-				
		1-												h.					
													-						
	-												- 1-1 - 1-1						
Base Acres: 130 Year: Comments:	Minimun	n Reasona	able Quar	ntity:									-				-	2	

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 4, 2023

JEFFREY L & VICKY L NEWLON 2443 ROAD D HUGOTON, KS 67951-5224

RE:

Field Office Application for Change

Water Right, File Nos. 26564, 27085, 43721

Dear Sir:

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

Your attention is directed to the enclosures and to the terms, conditions, and limitations specified in this approval for change. Conditions of these approvals are that an acceptable water flow meter must be installed on the diversion works authorized under the referenced file numbers 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: GMD3

CERTIFICATE OF SERVICE

On this 4th day of December 2023, I hereby certify that the foregoing Approvals of Application for Change in Place of Use, Water Right, File Nos. 26,564, 27,085, 43,721 dated 4th day of December 2023 was mailed postage prepaid, first class, US mail to the following:

JEFFREY L & VICKY L NEWLON 2443 ROAD D HUGOTON, KS 67951-5224

Pc:

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 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	agraph N 100 feet version a	, or if pla	ace of	use wi	t be c Il be ch	omple nanged	e ted. (d., inclu	Comp de a to	l ete al opogra	l other	r appli ap or e	cable detaile	portice d plat	o ns. If showin	chang ng the	ge in p author	ized ar	nd prop	ion is greater osed point(s)
						F	ile No	. 2656	4			· -					N	0V 2	7 2023
1.	Applicati under the The soul	e water	right w	hich is		⊠ P ubject	lace o	f Use		n acco	Point or	of Dive	ersion the cor			Di	vision		Field Office er Resource
2.	Name and address of Applicant: <u>JEFFREY L & VICKY L NEWLON</u> 2443 ROAD D, HUGOTON KS 67951-5224 Phone Number: ()																		
3.	Phone N The pres Owner o	ently au f Land -	uthoriz NA ADDRI	ed pla ME: ESS:	ce of u	se is: AS IT	EM NO	D. 2				12.							D
	(11 11010 10				Ξ1/4	1			V1/4		, , , , , , , , , , , , , , , , , , ,	SV	V1/4		Š.	SI	E1⁄4	3	TOTAL
Se	c. Twp.	Range	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4		SE1/4	NE1/4	NW1/4	V 1.8	SE1/4	NE1/4	NW1/4		SE1/4	ACRES
13	3 35	36W					40	40	40	40									160
													V			_,×			
4.	If this ap Owner o	f Land -	NA	ME:	SAME	AS IT	EM N	0. 2									, ,		i i Usan
	(If there is	more th	an one	landov	vner, at	tach su	ppleme	ental sh	eets as	neces	sary.)		- 1			, J			
				NE	=1/4	14		N\	N¹/4			SV	V¹/4		SE1/4				TOTAL
Se	c. Twp.	Range	NE1/4	NW¼	SW1/4	SE1/4	NE1/4	NW¼	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	ACRES
1	35	36W				4 1					32.5	32.5	32.5	32.5				-	130
12	2 35	36W					32.5	32.5	32.5	32.5	32.5	32.5	32.5	32.5			-	-	260
13	3 35	36W					32.5	32.5	32.5	32.5			, in	= 1	1911				130
	For Offi	ce Use	Only:	Code		Fe	e \$ <u>26</u>	0.00	_ TR	#		Re	eceipt	Date _	/1/27	1/23	Chec	:k#	7496

5. [Presently authorized p	oint of diversion:	Til e		1
	One in the	Quarter of the		Quarter of the	Quarter
		, Township			
		County, Kansas,			
		Authorized Quantity			
		uter ID No GPS			
		anged This point will be changed			
	-	rsion: (Complete only if change			
		Quarter of the			
		, Township			
		County, Kansas,			
-	Proposed Rate	Proposed Quantity		Proposed well depth (f	eet)
		nal Well Geo Center List oth			
_				V	
3.	Presently authorized p				
		Quarter of the			
	of Section	, Township		South, Range	(E/W),
		County, Kansas,			
		Authorized Quantity			
	(DWR use only: Comp	uter ID No GPS		feet North	feet West)
		anged ☐This point will be changed			
		rsion: (Complete only if change			
		Quarter of the			
		, Township			
	in	County, Kansas,	feet North _	feet West of So	outheast corner of section.
	Proposed Rate	Proposed Quantity	-1	Proposed well depth (f	eet)
	This point is: Addition	nal Well	ner water righ	ts that will use this point _	·
7.		desired for the following reasons?	?		
	(please be specific)		300	200 100 North	100 200 300
			П		
			E	· -/- =	
8.	If a well, is the test hole lo	g attached? Yes No	200	- + =	200
9.	The change(s) (was)(will I	be) completed by?	F	·/ · · · =	\ -
			100	$l_1 + 1 + 1 = 1$	+ + + + + 1100
	W			· ' ' =	# 222
10.	If the point of diversion is	a well:	#	· =	
	(a) What are you going to	o do with the old well?	West 0	ėdun im m m ndm \ž m	
			<u> </u>	. – – -	
	,		100	+ı + ı + ı = ı	+ + + + 1100
	(b) When will this be don	ie?	E	/, , , , , , , , ,	
			E		/ =
11.		nt District recommendation attached	? 200 =	-1 1 + 1 = 1	+ + = 200
	☐ Yes ☐	No	E	=	_ /_ =
40	Association to the state of the		Ę	سِلِسِلسِلِسِلِّسِلِسِلِّسِلِسِلِّسِلِسِلِ	<u> </u>
12.	Assisted by	·	300		100 200 300
132	If the proposed point of div	version will be relocated more than 3	00	South	Scale: 1 hashmark=10 ft

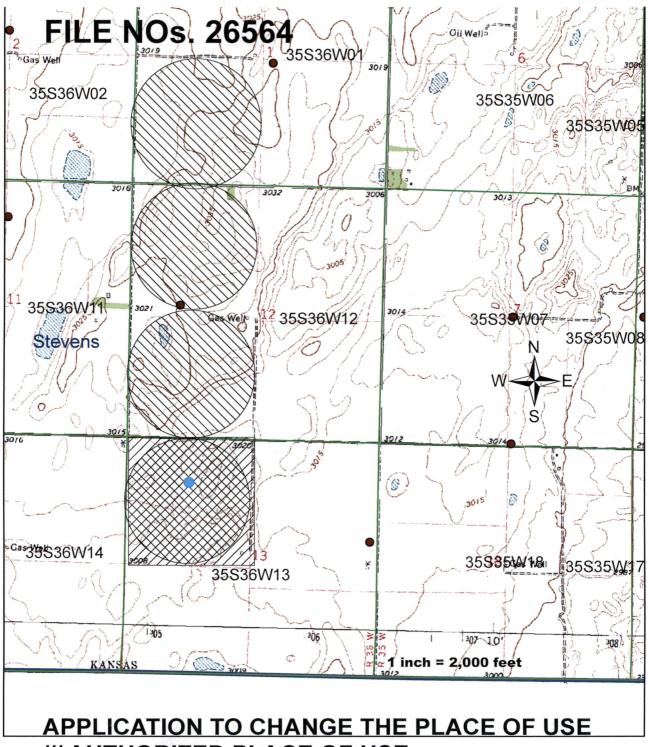
feet but within 2,640 feet of the existing point of diversion, attach a topographic map or aerial photograph. For groundwater sources, show all wells (including domestic) within one-half mile addresses of the owners. For surface water sources, show the names and addresses of the landowner(s) one-half mile downertown and one half mile unctroom from your proports. downstream and one-half mile upstream from your property

authorized point of diversion.)

14. If the proposed groundwater point of diversion is 300 or fewer feet from	the existing point of diversion, complete the following:
(a) Does the undersigned represent all owners of the currently authoriz ☐ Yes ☐ No (If no, all owners must sign this applicat	
 (b) Will the ownership interest of any owner of the currently authorize affected if this application is approved as requested? ☐ Yes ☐ No (If yes, all owners must sign this application) 	
(c) If this application is not approved expeditiously, will there be substa ☐ Yes ☐ No (If no, all owners must sign this applicat	
If the application proposes a surface water change in point of diversion, a group or a change in place of use, the application must be signed by all owners of agent (attach notarized statement authorizing representation).	
I hereby verify, being first duly sworn upon my oath or affirmat age and the owner, the spouse of the owner, or a duly authorize their behalf, in regards to the water right(s) to which this applicant contained in this application are true, correct and complete.	ed agent of the owner(s) to make this application or
Dated at, Kansas, this	27th day of November, 2023.
and the	V 14 / la
(Owner)	(Spouse)
TEEC NECLOS	Vicky L New Lon
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
	(Floade Fillit)
State of Kansas County of Finney SS	
I hereby certify that the foregoing application was signed in my of Navember 2023	presence and sworn to before me this 2744 day
will the same of t	1 1/4/
My Commission Expires My Appointment Expires May 18, 2027	Notary Public
ONLY COMPLETE APPLICATIONS WILL BE PROCESSED. To be complete, all of accurate information; maps, if necessary, must be included; signatures of all the apprehence appropriate fee must be paid.	the applicable portions of the application form must be completed wit opriate owners' must be affixed to the application and notarized; and
April 18 Apr	=
Each application to change the place of use or the point of diversion under the forth in the schedule below: Make checks payable to: Kansas Department (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	t of Agriculture \$100
Appointment Experiment	

SUMMARY ORDER APPROVING APPLICATION FOR CHANGE AND IMPOSING CONDITIONS

pro Wit	visions of the Kansas Water Appropriation Law, K.S.A. 82a-7	701 et. seq., and rules and regulations promulgated thereunder, in 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 per be changed as described in the application.					
2.	On and after the effective date of this summary order, the auth the topographic map accompanying the application to char	horized place(s) of use shall be located substantially as shown on nge the place of use. Applicable Not Applicable					
3.	The change in point of diversion shall not impair existing righ previously authorized. The point of diversion authorized by radius of the authorized point(s) of diversion. Applicable	ts and shall be limited to the same source or sources of water as y this summary order shall be located within a foot e Not Applicable					
4.	The point(s) of diversion described herein is administrative Positioning System (GPS), as described in the application.	ly corrected to be more accurately described using the Global Applicable Not Applicable					
5.	The point(s) of diversion authorized herein shall not actually be authorized point(s) of diversion.	pe located more than feet from the previously of Applicable					
6.	As required by K.A.R. 5-3-5d, if the works for diversion is a w or other device suitable for making water level measurement K.A.R. 5-6-13. Applicable Not Applicable	ell with a diversion rate of 100 gallons per minute or more, a tube nts shall be installed, operated and maintained in accordance with					
7.	December 31, 20 24, or before the first use of water, operated and maintained in accordance with K.A.R. 5-1-4 t	perly install an acceptable water flow meter on or before whichever occurs first. The water flow meter shall be installed, hrough 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 water ng the end of each calendar year.					
8.	Installation of the works for diversion of water shall be completed on or before December 31, 20, or within any authorized extension of time. By March 1, 20 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						
9.	The completed well log shall be submitted with the requi	red notice. Applicable Not Applicable					
10.	with an in-line, automatic, guick-closing check valve capat	oreign substance will be injected into the water shall be equipped ole of preventing pollution of the source of the water supply. The n accordance with K.A.R. 5-3-5c Applicable \(\square\) Not Applicable					
11.	Additional Conditions are attached.						
12.	water appropriated under the above-referenced file numb limitations, as amended and/or supplemented by this Sum Appropriation Law and the Rules and Regulations promules.	R. 5-5-14, all of the owners of the authorized place(s) of use of er are responsible for compliance with its terms, conditions and mary Order, and with applicable provisions of the <i>Kansas Water</i> lgated thereunder. Failure to comply with these provisions may ended, and/or the suspension or revocation and dismissal of the ns authorized by law.					
	Administrative Appeal and Effective Date of Order	FOR OFFICE USE ONLY					
	ou are aggrieved by this order, pursuant to K.S.A. 82a-1901,	APPLICATION APPROVED AND SUMMARY ORDER ISSUED					
you End	may request an evidentiary hearing before the Chief ineer or request administrative review by the Secretary of	OCIMINALLY ORDER 1000ED					
Agri	culture. A request for hearing by the Chief Engineer must be within 15 days of service of this Order and a request for	By:					
adn	ninistrative review by the Secretary must be filed within 30 s pursuant to K.S.A. 77-531. Any request for administrative	(Print Name): MCHATCA MEYER					
revi	ew must state a basis for review pursuant to K.S.A. 77-527.	Division of Water Resources - Kansas Department of Agriculture					
Leg	any request with Kansas Department of Agriculture, pal Division, 1320 Research Park Drive, Manhattan, KS	Date of Issuance: Jerendon 1,2023					
	02 . Failure to timely request a hearing or review may be clude review under the Kansas Judicial Review Act.	State of Kansas)					
	For Use by Register of Deeds	County of County					
		Acknowledged before me on December 4, 2023					
		by Michael A. Meyer					
		Signature Jaron Holsted					
		My commission expires: Notary Public AARON T. HOLSTED My Appointment Expires					



/// AUTHORIZED PLACE OF USE \\\\ PROPOSED PLACE OF USE



Southwest Kansas Groundwater Management District No. 3 2009 E. Spruce Street Garden City, Kansas 67846

(620) 275-7147 phone www.gmd3.org

December 1, 2023

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

RE:

Applications for Change in Place of Use

Water Right, File Nos. 26564, 27085 & 43721

Dear Mike:

We have reviewed the applications for the above referenced water rights. 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 operation and keeps the acres within the allowable range, in accordance with K.A.R. 5-5-11(b). At the same time, the water rights will have a complete overlap in place of use. It is therefore recommended that the applications be approved at this time.

Thank you for the opportunity to review the applications and to provide a recommendation. If you have any questions, please don't hesitate to contact us.

Sincerely,

Jason L. Norquest Assistant Manager

RECEIVED

DEC 01 2023

GMD3 Change Review

File No(s).: <u>26564, 27085, 43721</u> .	DWR office: <u>GC</u> .
App filed to change: <u>PU</u> .	
Is Landowner(s) correct in WRIS: _Jeffrey & \	Vecky Newlon
If NO, is documentation included?	The state of the s
Is Water Use Correspondent correct in WRIS?	Marie Santa
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 0 0	
a2 + b2 = c2 0 0	0
GPS for proposed PD: Lat: Long:	
Is proposed PD stacking on existing WRs? No	Change .
Is Proposed PU overlapping existing WRs? _M	lake complete overlap and rearrange
acres.	
Neighboring certified well(s) notified:	
Name	
Address	
Zip	
Email: Phone:	
Domestic well(s) notified:	
Name	
Address	
Zip	
. —	
Base Acres: 130, 260, 110 = 500	
Perfected Acres:	
Irr. Return-Flow%	
Stevens County	
26564: 260AF @ 975gpm, 3960N 3940W 13-	35-36
160acres NW 13-35-36	
27085: 497AF @ 1750gpm, 2750N 4200W 12	2-35-36
320acres W2 12-35-36	
43721: 210AF @ 760gpm, LIMITED to 975g	gpm w/26564, PD overlap w/26564
110acres SW 13-35-36	
Proposed acres:	
1-35-36: 130acres in SW (New acres)	
12-35-36: 260acres in W2	

GMD3 Change Review

13-35-36: 130acres in NW

Total of 520 acres

Proposal is to use +10 base acres on the two senior water rights which gives applicant a total of 520 allowable acres.

Is a waiver needed: No, increase in acres as allowed by the rules.

Recommendation: After review of all available information, it appears current area

rules can be met. Staff therefore recommends approval of the applications.

DEC 01 2023

Garden City Field Office Division of Water Resources Garden City Field Office 4532 W. Jones, Suite B Garden City, KS 67846



Phone: 620-276-2901 Fax: 620-276-9315 www.agriculture.ks.gov

Mike Beam, Secretary

Laura Kelly, Governor

November 30, 2023

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

Re:

Request for Recommendation

Water Right, File Nos. 26564, 27085, 43721

Dear Mr. Norquest:

This is to advise you that Jeff Newlon has filed an application for approval of the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, to change in 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

Meyer, Mike [KDA]

From:

Meyer, Mike [KDA]

Sent:

Thursday, November 30, 2023 2:53 PM

To:

Norquest, Jason

Subject:

request for recommendation, File Nos. 26564, 27085, 43721

Attachments:

20231130144618250.pdf; 20231130144655235.pdf

Good afternoon

Jeff newlon has proposed changes in place of use to add new acres. Base acres total = 500 acres. We are allowing plus 10 acres for each well under the senior files for a proposed total of 520 acres.

Please review and provide a recommendation within 15 days.

Thanks

Mike