## 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.

File No. 39036 RECEIVED											m								
1.	Application	on is he	reby n	nade fo	or app				nginee			-		ne or b		Ga Divis	arden ion of	City Fi Water	eld Office Resources
	under the	e water	right v	vhich is	s the s	ubject	of this	applic	ation i	n acco	rdance	e with t	the cor	ndition	s desc				
	The sour	ce of su	apply is	s:		$\boxtimes$ G	round	water			Surfac	ce wat	er						
2.	. Name and address of Applicant: SHAFER FAMILY FARMS LLC PO BOX 7602 HORSESHOE BAY TX 78657-7602																		
												ofodla'	20426	\\					
	Phone N Name ar						ondon							gmail.	com				
	613 ROA						onden	t. <u>vv</u> A	KKEN	IVI OX F	VIVIAINE	DAKV	VILLIS						
	Phone N								Email	addre	ss: W	AWILL	IS@PI	LD.CO	M				
3.	The pres																		
	Owner of						MILY	FARM	S LLC										
		A	ADDRI	ESS:	РО ВС	X 760	2 HOF	RSESH	HOE B	AY TX	78657	7-7602							
	(If there is	more th	an one	landov	vner, at	tach su	ppleme	ental sh	eets as	neces	sary.)								
				NE	Ξ1/4			NV	V1⁄4			SV	V1/4			SE	Ξ1/4		TOTAL
Se	c. Twp.	Range	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	ACRES
			-																
4.	4. If this application is for a change in place of use, it is proposed that the place of use be changed to:  Owner of Land NAME:  ADDRESS:																		
	(If there is	more th	an one	landov	vner, at	tach su	ppleme	ental sh	eets as	neces	sary.)								
				NE	=1/4		NW1/4				SW1/4			SE1/4			TOTAL		
Se	c. Twp.	Range	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	MW1/4	SW1/4	SE1/4	ACRES
																	<u> </u>		
	For Office Use Only: Code Fee \$\(\frac{200.00}{200.00}\) TR # Receipt Date \(\frac{10-13-23}{0-13-23}\) Check # \(\frac{2424}{200.00}\)																		

-								
5.	Presently author	rized point	t of diversion:					
			Quarter of the					
			, Township					
			County, Kansas, 2722					
			Authorized Quantity _					
			r ID No. <u>05</u> GPS					
	ALCOHOL .		ed  This point will be change					
			on: (Complete only if chang					
			Quarter of the					
			, Township					
			County, Kansas, <u>2860</u>					
			Proposed Quantity				,	
L	This point is:	Additional	Well Geo Center List of	her water rig	that will use this point			
-								
6.	Presently author							
	One in the		Quarter of the , Township		Quarter of the		Quarter	
	of Section		, Township		South, Range		(W),	
	in		County, Kansas,	_ feet North _	feet West of S	Southeast corner	of section.	
	Authorized Rate _		Authorized Quantity _		Depth of well	(feet)		
			r ID No GPS					
			ed This point will be change					
			on: (Complete only if chang					
			Quarter of the					
			, Township					
			County, Kansas,					
			Proposed Quantity					
	This point is:	Additional	Well Geo Center List of	her water rig	hts that will use this point			
7	The changes have	sin ara day	aired for the following recessor					
7.			sired for the following reasons	6 ?	North			
	(produce so opcome	//		30		100 200	300	
						1 to the state of		
0	If a wall is the tool	hala lag a	ttached? 🛛 Yes 🔲 No			- /-	=	
0.	ii a weii, is the test	Tible log a	ttached? Mires Mino	200		+   +	200	
9.	The change(s) (wa	as)(will be)	completed by?			\	\_	
		, ,		100			100	
				100			100	
10.	If the point of diver	sion is a w	ell:				1	
	(a) What are you	going to do	with the old well?	West 0	<del>[n</del> dm m m m m m <b>\veen</b> m	4000/000/000/000/	1 H O East	
					<u> </u>	otherine and the second	4	
				100	1 + 1 + 1 =	1 + 1 + 1	100	
	(b) When will this	be done?		100			100	
						/	<b>/</b> =	
11.			strict recommendation attached	l? 200	-141-	++++	200	
	L Y	es 🛭 N	0			_ /_	=	
12	Assisted by AM / C	CEO					ш	
12.	Assisted by AIVI / C	0 0		30	0 200 100 0 South	100 200 Scale: 1 hashmark=	300	
13a	.If the proposed poi	nt of diversi	ion will be relocated more than 3	300				
	reet but within 2,64	to reet of the	e existing point of diversion, atta	ach 13b. If the	e proposed point of diversion	on will be relocated	within a 300	

3a.If the proposed point of diversion will be relocated more than 300 feet but within 2,640 feet of the existing point of diversion, attach a topographic map or aerial photograph. For groundwater sources, show all wells (including domestic) within one-half mile of the proposed point of diversion and the names and mailing addresses of the owners. For surface water sources, show the names and addresses of the landowner(s) one-half mile downstream and one-half mile upstream from your property lines

13b.If the proposed point of diversion will be relocated within a 300 foot radius of the existing point of diversion, indicate its location on the diagram shown above in relation to the existing point of diversion. The proposed point of diversion must be located within the circle shown above. (PLEASE NOTE: The "X" in center of diagram above represents the presently authorized point of diversion.)

14. If the proposed groundwater point of diversion is 300 or fewer feet fro	m the existing point of diversion, complete the following:
(a) Does the undersigned represent all owners of the currently author ☐ Yes ☐ No (If no, all owners must sign this application)	
<ul> <li>(b) Will the ownership interest of any owner of the currently author affected if this application is approved as requested?</li> <li>☐ Yes</li> <li>☐ No</li> <li>(If yes, all owners must sign this application)</li> </ul>	, ,,
(c) If this application is not approved expeditiously, will there be subs ☐ Yes ☐ No (If no, all owners must sign this applic	
If the application proposes a surface water change in point of diversion, a or a change in place of use, the application must be signed by all owners agent (attach notarized statement authorizing representation).	
I hereby verify, being first duly sworn upon my oath or affirmage and the owner, the spouse of the owner, or a duly authorist their behalf, in regards to the water right(s) to which this appropriate this application are true, correct and complete.  Dated at Sest Jahan Ranses, this Cowner)	zed agent of the owner(s) to make this application or
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)  Texas  State of Kansas  County of Llane	(Please Print)
I hereby certify that the foregoing application was signed in most	ny presence and sworn to before me this 10th day
My Commission Expires 12-18 2026.	Notary ID #131830269  My Commission Expires December 18, 2026
ONLY COMPLETE APPLICATIONS WILL BE PROCESSED. To be complete, all caccurate information; maps, if necessary, must be included; signatures of all the apthe appropriate fee must be paid.	of the applicable portions of the application form must be completed with propriate owners' must be affixed to the application and notarized; and
Each application to change the place of use or the point of diversion under forth in the schedule below: Make checks payable to: Kansas Departme  (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	this section shall be accompanied by the application fee set  nt of Agriculture  \$100 \$200

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

pro Wit limi	visions of the Kansas Water Appropriation Law, K.S.A. 82a h the exception of those conditions expressly contained here tations of File No. 39036	'08b, as amended, and K.A.R. 5-5-1, et seq. and other applicable a-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 on the place of use and / or point on the described in the application.
	On and after the effective date of this summary order, the a	uthorized place(s) of use shall be located substantially as shown or lange the place of use. Applicable \(\sum \text{Not Applicable}\)
3.	The change in point of diversion shall not impair existing rice previously authorized. The point of diversion authorized radius of the authorized point(s) of diversion. ☐ Application	ghts and shall be limited to the same source or sources of water as by this summary order shall be located within a foot lible    Not Applicable
4.	The point(s) of diversion described herein is administrative Positioning System (GPS), as described in the application	vely corrected to be more accurately described using the Globa on.   Applicable  Not Applicable
5.	The point(s) of diversion authorized herein shall not actually authorized point(s) of diversion.   Applicable	y be located more than feet from the previously Not Applicable
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 measurem K.A.R. 5-6-13.   Applicable   Not Applicable	well with a diversion rate of 100 gallons per minute or more, a tube tents shall be installed, operated and maintained in accordance with
7.	<b>December 31, 20,</b> or before the first use of water operated and maintained in accordance with K.A.R. 5-1-4	roperly install an acceptable water flow meter on or before r, whichever occurs first. The water flow meter shall be installed 4 through 5-1-12. As required by K.S.A. 82a-732, as amended, and of the reading of the water flow meter and the total quantity of water wing the end of each calendar year.
8.	authorized extension of time. By March 1, 20 the	e completed on or before December 31, 20, or within any e applicant shall notify the Chief Engineer that construction of the vided by the Chief Engineer, as required by K.A.R. 5-8-4e.
9.	The completed well log shall be submitted with the req	uired notice.   Applicable   Not Applicable
10.	with an in-line, automatic, quick-closing check valve cap	foreign substance will be injected into the water shall be equipped able of preventing pollution of the source of the water supply. The d in accordance with K.A.R. 5-3-5c.  Applicable  Not Applicable
11.	Additional Conditions are attached.	
12.	water appropriated under the above-referenced file nun limitations, as amended and/or supplemented by this Su Appropriation Law and the Rules and Regulations prom	A.R. 5-5-14, all of the owners of the authorized place(s) of use on the responsible for compliance with its terms, conditions and immary Order, and with applicable provisions of the <i>Kansas Wate</i> nulgated thereunder. Failure to comply with these provisions may mended, and/or the suspension or revocation and dismissal of the tions authorized by law.
	Administrative Appeal and Effective Date of Order	FOR OFFICE USE ONLY
you Eng	ou are aggrieved by this order, pursuant to K.S.A. 82a-1901, may request an evidentiary hearing before the Chief lineer or request administrative review by the Secretary of iculture. A request for hearing by the Chief Engineer must be	APPLICATION APPROVED AND SUMMARY ORDER ISSUED  By:
filed adm day revi File Leg 665	I within 15 days of service of this Order and a request for ninistrative review by the Secretary must be filed within 30 s pursuant to K.S.A. 77-531. Any request for administrative ew must state a basis for review pursuant to K.S.A. 77-527. any request with Kansas Department of Agriculture, all Division, 1320 Research Park Drive, Manhattan, KS 02. Failure to timely request a hearing or review may	By:
pred	clude review under the Kansas Judicial Review Act.  For Use by Register of Deeds	) SS County of)
		Acknowledged before me on
		by
		Signature:Notary Public
		My commission expires:(Notary Seal)

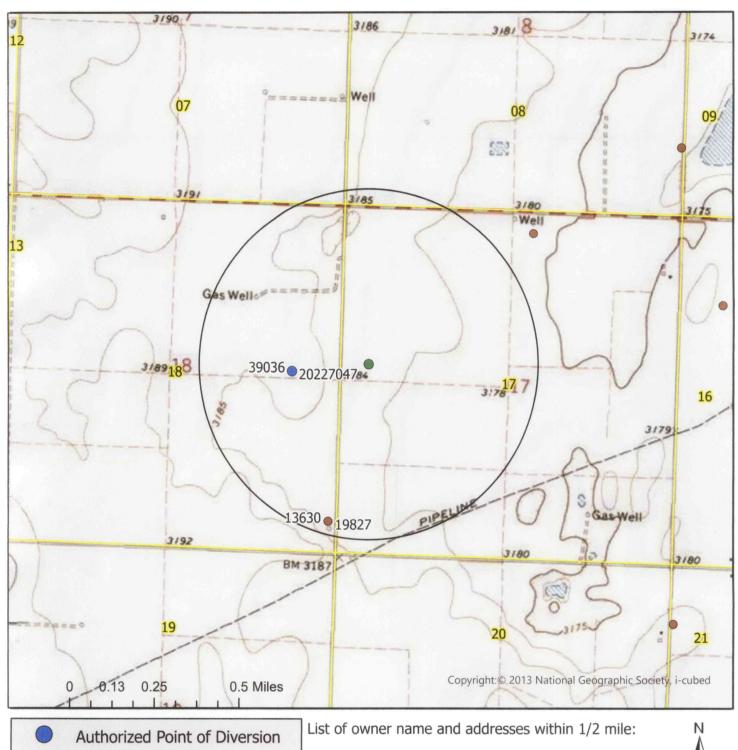
Page 4

File No. 39036

DWR 1-121 (Revised 09/11/2019)

### **CHANGE IN POINT OF DIVERSION WATER RIGHT, FILE NO. 39036**

Township 33 South Range 38 West Stevens County



Proposed Point of Diversion

Permitted Water Right \* Domestic Well within 1/2 mile

1/2 mile buffer

WR #s 13630 & 19827 MAE-HARRIS ENTERPRISES LLC 2519 W NORTH VALLEY RD SEDGWICK, KS 67135



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

(Signature)

Downey Drilling Inc.

DATE: 8/7/2023

CUSTOMER NAME: SHAFER FAMILY FARMS

TH#2

LEGAL: NW 17-33S-38W

COUNTY: STEVENS CO, KS

GPS: 37.177894

-101.481997

DRILLER: DIEGO

WO:

23-112

		DRILLE	R: DIEGO			WO:	23-112
TW FROM	то	TYPE	HARDNESS	COLOR	SPEED	PULL DOWN	OTHER / DRILLING ACTION
0	2	TOP SOIL	SOFT	DARK BROWN	FAST		SMOOTH
2	11	BROWN CLAY	SOFT	BROWN	FAST		SMOOTH
11	17	FINE SAND	SOFT		FAST		VIBRATION
17	24	BROWN CLAY W/ LIME ROCK	SOFT	BROWN & WHITE	FAST		SMOOTH & CHOPPY
24	31	FINE SAND	SOFT		FAST		VIBRATION
31	36	FINE-MED-COARSE SAND	SOFT		FAST		FAST CHATTER
36	56	FINE-MED GRAVEL W/ FINE-MED-COARSE SAND	STIFF		FAST		CHATTER
56	64	SANDY CLAY W/ FINE SAND	SOFT	BROWN	FAST		SMOOTH & VIBRATION
64	73	FINE SAND	SOFT		FAST		VIBRATION
73	78	BROWN & TAN CLAY	SOFT	BROWN &	FAST		SMOOTH
78	100	LIME ROCK W/ FINE SAND / CEMENTED SAND & SANDY CLAY	STIFF	WHITE &	SLOW		CHATTER
100	107	FINE- SAND W/ CEMENTED SAND & LIME ROCK	FIRM	WHITE	FASTER		FAST CHATTER
107	114	BROWN CLAY	SOFT	BROWN	FAST		SMOOTH
114	128	FINE SAND W/ BROWN CLAY	SOFT	BROWN	FAST		VIBRATION & SMOOTH
128	154	BROWN CLAY	SOFT	BROWN	FAST		SMOOTH
154	169	FINE SAND	SOFT		FAST		VIBRATION
169	176	SANDY CLAY	SOFT	TAN	FAST		SMOOTH
176	183	LIGHT GREEN CLAY	SOFT	LIGHT GREEN	SLOW		SMOOTH
183	190	BROWN CLAY	SOFT	BROWN	FAST		SMOOTH
190	212	SANDY CLAY	SOFT	TAN	FAST		SMOOTH
212	230	BROWN CLAY	STICKY	BROWN	FAST		SMOOTH
230	251	TAN CLAY	STICKY	TAN	SLOW		SMOOTH
251	270	SANDY CLAY W/ CEMENTED SAND & FINE SAND	FIRM	TAN & WHITE	FAST		SLIGHT CHATTER
270	281	SANDY CLAY	SOFT	TAN	FAST		SMOOTH
281	298	FINE SAND W/ BROWN SILTY CLAY & SANDY CLAY	SOFT	BROWN &	FAST		VIBRATION
298	333	SANDY CLAY W/ FINE SAND	SOFT	BROWN	FAST		SMOOTH & VIBRATION
333	351	FINE-MED SAND	SOFT		FAST	37	СНОРРУ
351	369	FINE-MED GRAVEL W/ FINE-MED-COARSE SAND	STIFF		FAST		CHATTER
369	383	BROWN CLAY	SOFT	BROWN	SLOW		SMOOTH
383	395	FINE-MED-COARSE SAND	FIRM		FAST		FAST CHATTER
395	401	SANDY CLAY	SOFT	TAN	SLOW		SMOOTH
401	413	FINE-MED GRAVEL W/ BROWN ROCK	STIFF	BROWN	FAST		FAST CHATTER
413	440	RED BED	HARD	RED	SLOW		CHATTER
		leo'					





OTHER SERVICES:

### SHAFER FAMILY FARMS

COMPANY

: DOWNEY DRILLING INC

WELL

: SHAFER FAMILY FARM TH#2

LOCATION/FIELD

COUNTY

: STEVEN

LOCATION

: NW

SECTION

DATE

: 17

**TOWNSHIP** 

: 33S

RANGE: 38W

DEPTH DRILLER : 440

: 08/07/23

LOG BOTTOM : 438.90

PERMANENT DATUM : GL

LOG MEASURED FROM: GL

DRL MEASURED FROM: GL

KB

GL

DF

LOG TOP : 0.90

NEUTRON MATRIX : LIMESTON

: 1903

CASING TYPE

LOGGING UNIT FIELD OFFICE

: DDI

CASING THICKNESS:

CASING DIAMETER: 10.

RECORDED BY

: DIEGO

BIT SIZE

: 6.25 "

BOREHOLE FLUID

: MUD

FILE : ORIGINAL

MAGNETIC DECL. : 0

RM

TYPE : 8144A

MATRIX DENSITY : 2.71

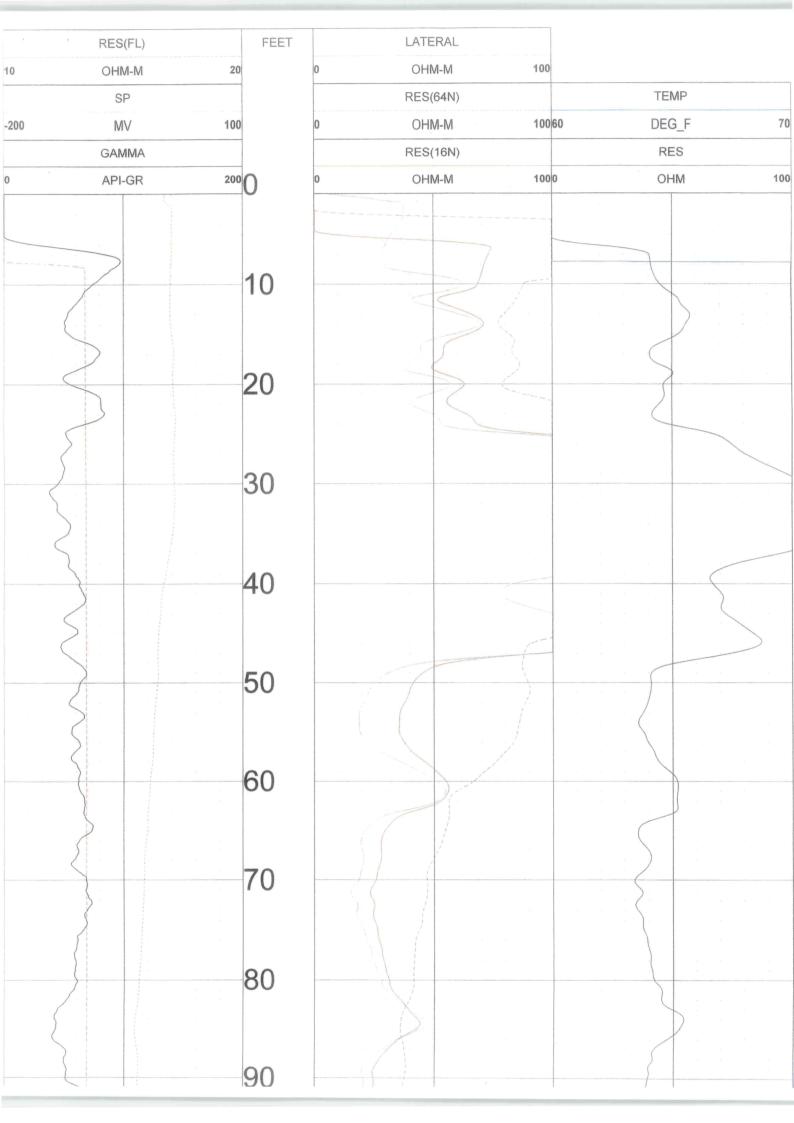
RM TEMPERATURE :

LGDATE: 08/07/23

MATRIX DELTA T : 49 LGTIME: 13:11: THRESH: 99999

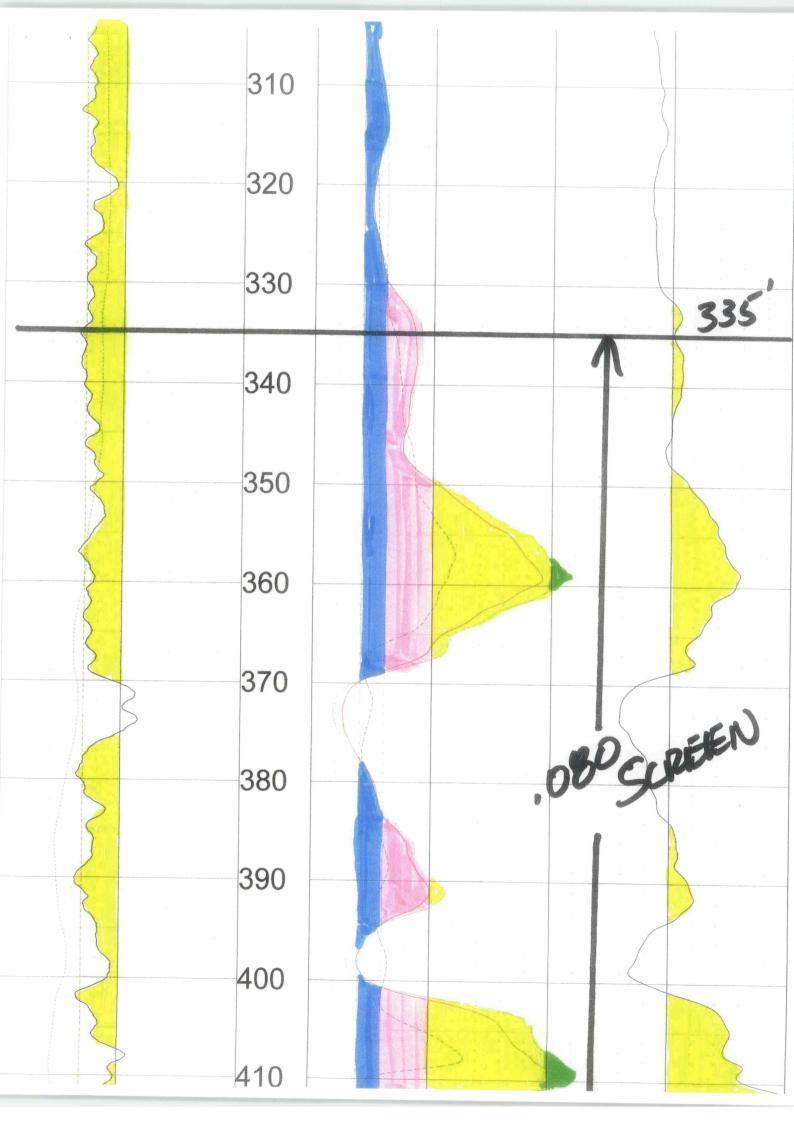
N 37.17789 W-101.48199

ALL SERVICES PROVIDED SUBJECT TO STANDARD TERMS AND CONDITIONS



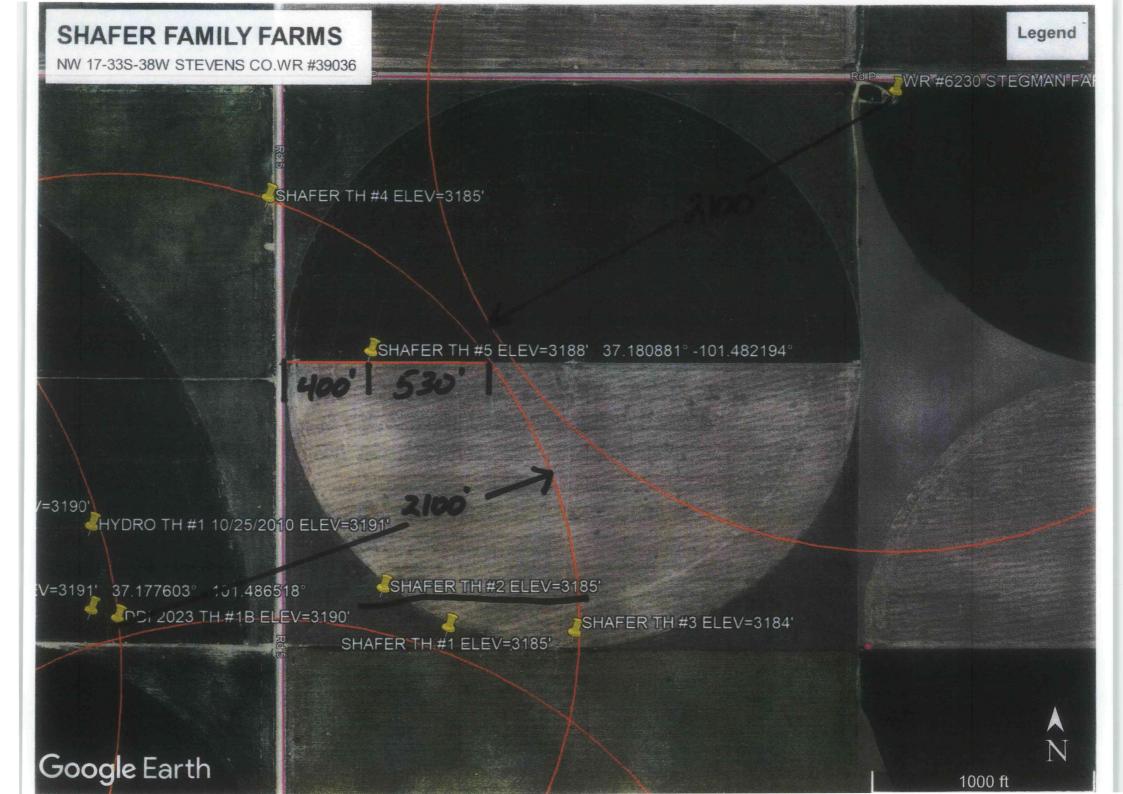
100	
110	
120	
130	
140	
150	
160	
170	
180	
190	

200	
210	
220	
230	
240	
250	
260	
270	Est. Sul 1-45
280	
290	
300	



,					1 .1	ogu gun	
		420			Sunz	30	5
		430				43	5
0	API-GR 20	0440	0	ОНМ-М	1000	ОНМ	100
	GAMMA			RES(16N)		RES	
-200	MV 10	00	0	ОНМ-М	100 60	DEG_F	70
	SP			RES(64N)		TEMP	
10	OHM-M	20	0	OHM-M	100		
	RES(FL)	FEET		LATERAL			

\*



### SHAFER FAMILY FARMS

NW 17-33S-38W STEVENS CO.

SHAFER TH #4 ELEV=3185'

SHAFER TH #5 ELEV=3185'

## WR # 390360 Move

SHAFER TH #2 ELEV=3185'

2023 TH #1A ELEV=3191' 37.177603° -101.486518

Google Earth

SHAFER TH #1 ELEV=3185'

SHAFER TH #3 ELEV=3184'

1000 ft



Legend

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

October 16, 2023

JOHN R & WANDA A SLEMP LIVING TRUSTS HC 1 BOX 44 HUGOTON, KS 67951

Re: Water Right, File No. 39036

Dear Sir:

This is to advise you that Shafer Family Farms LLC 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 <a href="https://www.agriculture.ks.gov/divisions-programs/dwr/water-appropriation/notices">www.agriculture.ks.gov/divisions-programs/dwr/water-appropriation/notices</a>

You are notified of this proposed point of diversion (well) so that you may furnish this office with any comments or other information you may want to submit. Such comments or other information must be received in this office within 15 days from the date of this letter.

Should you have any questions, please feel free to call this office. If you would prefer, an appointment could be arranged for additional assistance. Please refer to the file number when you contact us if you wish to discuss a specific file.

Sincerely,

Sincerely,

Michael A. Meyer Water Commissioner

**MAM**