Kansas Department of Agriculture Division of Water Resources

CHANGE: P/D WORKSHEET

1. File Number:	2. Status Change Date:	3. Change Num:	4. Field Office:	5. GMD:		
4425	12-19-2023	C1	04	01		
6. Status: ☐ Approved ☐ Den	ied by DWR/GMD	Dismiss by Reques	t/Failure to Return 7	7. Filing Date of Change:		
				12/18/2023		
8a. LANDOWNER, New to system □	Person ID 25331 Add Seq#	8c. Correspo		Person IDAdd Seq#		
ROBERT M & CONNIE NIGHTENGALE TRUSTS 2225 50TH RD COPELAND, KS 67837-7019						
8b. Landowner(s), New to system □	Person ID Add Seq#	9961 W		Person ID 67063 Add Seq#		
9. Documents and Enclosure(s): ☑ D\ ☐ Anti-Reverse Meter ☐ Meter				Comply: <u>3/1/2025</u> Iller Copy ☐ H & E Letter		
10. Use Made of Water From:	1 ,	To:	W.			
			Date Prepared: 12/19/2 Date Entered:	23 ву: МАМ Ву:		

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Garden City Field Office 4532 W. Jones, Suite B Garden City, KS 67846



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

Mike Beam, Secretary

Laura Kelly, Governor

December 19, 2023

ROBERT M & CONNIE NIGHTENGALE TRUSTS 2225 50TH RD COPELAND, KS 67837-7019

RE:

Field Office Application for Change

Water Right, File Nos. 4425

Dear Madam or Sir:

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

Your attention is directed to the enclosures and to the terms, conditions, and limitations specified in these approvals for change. A condition of this approval is that an acceptable water flow meter must be installed on the diversion works authorized under the referenced file number and meet current specifications. Please return the required notification of completion of the diversion works and installation of the required meter as soon as these actions are completed.

Since the order modifies the original document referred to above, it should be recorded with the Register of Deeds as other instruments affecting real estate.

The abandoned well must be plugged in accordance with the requirements of Article 30 of the Rules and Regulations as adopted by the Kansas Department of Health and Environment.

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: KASEY NIGHTENGALE (w/encl)

CERTIFICATE OF SERVICE

On this 19th day of December 2023, I hereby certify that the foregoing Approval of Application for Change in Point of Diversion, Water Right, File No. 4,425 dated 19th day of December 2023 was mailed postage prepaid, first class, US mail to the following:

ROBERT M & CONNIE NIGHTENGALE TRUSTS 2225 50TH RD COPELAND, KS 67837-7019

pc:

KASEY NIGHTENGALE 9961 W RD 270 SCOTT CITY, KS 67871

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.

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

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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.) 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

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 c ☐ Yes ☐ No (If no, all owners must si	currently authorized place(s) of use identified in this application?
(b) Will the ownership interest of any owner of the cur affected if this application is approved as requested ☐ Yes ☐ No (If yes, all owners must see the current of t	
(c) If this application is not approved expeditiously, will ☐ Yes ☐ No (If no, all owners must si	there be substantial damage to property, public health or safety? ign this application.)
If the application proposes a surface water change in point or a change in place of use, the application must be signed agent (attach notarized statement authorizing representation	of diversion, a groundwater change in point of diversion greater than 300 feet by all owners of the currently authorized place of use, or their duly authorized place of use.
age and the owner, the spouse of the owner, or a d	th or affirmation and under penalty of perjury, that I am of lawful duly authorized agent of the owner(s) to make this application on ich this application pertains. I further verify that the statements complete.
CADONI CID	Kansas, this 187H day of DECEMBER, 20_23.
Odorat Vesternale	
D) (Owner)	(Spouse)
Mober + Manter Gole (Please Print)	(Please Print)
(Owner)	(Spouse)
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State of Kansas County of SS	en en state de de specificación de la la la company de la company de la company de la company de la company de La company de la company d
I hereby certify that the foregoing application was of, 20	signed in my presence and sworn to before me this 1817 day
My Commission Expires 9-14-26 STATE OF KANSAS MY A	NOTARY PUBLIC STATE OF KANSAS App. Exp. Sept. 14, 202
ONLY COMPLETE APPLICATIONS WILL BE PROCESSED. To be accurate information; maps, if necessary, must be included; signatur the appropriate fee must be paid.	e complete, all of the applicable portions of the application form must be completed wit res of all the appropriate owners' must be affixed to the application and notarized; and
그는 그 그는 그는 그는 그는 그는 그는 그는 그들은 가장이 되었다. 그는 그를 살아보는 것이 그 그들은 그를 받는다.	EE SCHEDULE
forth in the schedule below: Make checks payable to: Kans (1) Application to change a point of diversion 300 fe (2) Application to change a point of diversion more	iversion under this section shall be accompanied by the application fee set sas Department of Agriculture set or less

Page 3

File No. _

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

SUMMARY ORDER APPROVING APPLICATION FOR CHANGE AND IMPOSING CONDITIONS

pro Wit limi	visions of the <i>Kansas Water Appropriation Law, K.S.A. 82a</i> - h the exception of those conditions expressly contained herei tations of File No. 4425	08b, as amended, and K.A.R. 5-5-1, <i>et seq.</i> and other applicable -701 et. seq., and rules and regulations promulgated thereunder, n, this Summary Order does not change the terms, conditions and
1.	A change application was received on	requesting that the place of use and / or point of ber be changed as described in the application.
2.	On and after the effective date of this summary order, the au the topographic map accompanying the application to cha	thorized place(s) of use shall be located substantially as shown on ange the place of use. Applicable Not Applicable
3.	The change in point of diversion shall not impair existing right previously authorized. The point of diversion authorized known radius of the authorized point(s) of diversion.	hts and shall be limited to the same source or sources of water as by this summary order shall be located within a foot ole Not Applicable
4.	The point(s) of diversion described herein is administrative Positioning System (GPS), as described in the application	ely corrected to be more accurately described using the Global n. Applicable Not Applicable
5.	The point(s) of diversion authorized herein shall not actually authorized point(s) of diversion. Applicable \(\subseteq \)	be located more than feet from the previously lot Applicable
6.	As required by K.A.R. 5-3-5d, if the works for diversion is a vor other device suitable for making water level measurement K.A.R. 5-6-13. Applicable Not Applicable	well with a diversion rate of 100 gallons per minute or more, a tube ents shall be installed, operated and maintained in accordance with
7.	December 31, 20_24 , or before the first use of water, operated and maintained in accordance with K.A.R. 5-1-4	operly install an acceptable water flow meter on or before, whichever occurs first. The water flow meter shall be installed, through 5-1-12. As required by K.S.A. 82a-732, as amended, and the reading of the water flow meter and the total quantity of water ing the end of each calendar year.
8.	Installation of the works for diversion of water shall be authorized extension of time. By March 1, 20 25 the works for diversion has been completed, on the form prov Applicable \(\bigcap \text{Not Applicable}\)	completed on or before December 31, 20 24, or within any applicant shall notify the Chief Engineer that construction of the ided by the Chief Engineer, as required by K.A.R. 5-8-4e.
9.	The completed well log shall be submitted with the requ	ired notice. Applicable
10.	with an in-line, automatic, quick-closing check valve capa	foreign substance will be injected into the water shall be equipped ble of preventing pollution of the source of the water supply. The in accordance with K.A.R. 5-3-5c. Applicable \(\sum \) Not Applicable
11.	Additional Conditions are attached.	
12.	water appropriated under the above-referenced file numl limitations, as amended and/or supplemented by this Sur Appropriation Law and the Rules and Regulations promu	A.R. 5-5-14, all of the owners of the authorized place(s) of use of oper are responsible for compliance with its terms, conditions and nmary Order, and with applicable provisions of the <i>Kansas Water</i> algated thereunder. Failure to comply with these provisions may needed, and/or the suspension or revocation and dismissal of the ons authorized by law.
	Administrative Appeal and Effective Date of Order	FOR OFFICE USE ONLY
you Eng Agri filed adm day revi File Leg 665	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 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 believe to the Kansas Judicial Review Act.	By: Duly Authorized Designee of the Chief Engineer (Print Name): Division of Water Resources' - Kansas Department of Agriculture Date of Issuance: State of Kansas)
120	For Use by Register of Deeds	County of finney) SS
		Acknowledged before me on December 19, 2023
		by Michael & Meyer
		Signature: Aron holsted Notary Public
		My commission expires: My Appointment Expires (Notary Steat)18, 2027



Kansas Water Wells inc.

Test#_4

Custome	ustomer Bob Nightengale		Date	12,	12/12/23							
Adress 2225 50 Road		City/State	ate Copeland, Kansas 67837									
County	ounty Scott Quarter		NW	Sec.	6	Township	17	Range	<u>34</u>			
GPS Format WGS-84		Lat.	N3	N38.607585			W-101.1	26970				
Static Water Level 169'				ata sing	Well Depth			198' + Sump				

From	Pay	То	Description of Strata
0		2	Top soil
2	Institute and	37	Brown sandy clay
37		44	Fine-med sandy grey clay
44		57	Fine-med sand/small white rock/limestone ledges
57		72	Fine sandy white & red clay/lime rock
72		92	Fine sandy red clay
92		100	Fine-med sand
100	Chairle Cit	103	Cemented fine sand/gyp
103		105	White clay/limestone ledges
105		107	Fine-coarse sand
107		120	Fine sandy white & grey clay
120		125	Fine-coarse sand
125		134	Brown sandy clay/soapstone
134		148	Super fine sand/clay
148	and the same	157	Super fine-fine sand
157		162	Fine-med sand
162		170	Super fine-fine sand
170	4	174	50% fine/50% med sand
174	5	179	30% super fine/40% fine/10% med-coarse sand/20% clay
		V Addition	(little loose) used about 50 gallons of water
179	5	184	40% fine/50% med-coarse/10% clay (little loose)
184	10	194	20% fine/80% coarse sand & small brown & white 1/8" gravel
			(very loose) used about 80-90 gallons of water
194	4	198	1/8" small gravel mixed with yellow clay; @ 194' it was mostly
		119 -11	Gravel; by 198' it was mostly clay, used about 75 gallons of water
Location F	rom Old H	lole Apro	x. 150' NNE
Bags Of Hi		5	Bags Of Hole Plug 1

Signature 1

P.2

test #4

From	Pay	То	Description of Strata						
198		222	Soft black shale						
1,1		The state of the second							
	28	3 - 4 3	Total pay						
			A Company of the state of the state of the state of						
	9	No service	Fair pay						
9	antidadaka (Good pay							
	10		Excellent pay						
		Note	184'-194' I have rated excellent because the size and						
1, 24	This program is a second control of		how loose it was. The bit was getting dull and this 10'						
	1 pr 1 000 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1		it nearly fell through; it also produced a significant						
			amount of cuttings.						
*** * ** **	are their ear	all meath sluo	Caution: super fines were present on nearly every sample						
4-991-		a haaraad	above 180', maybe only 15' of screen from 183'-198'						
			would prevent a sand pumper without having to choke						
			It off using fine gravel and small slot size. This would also						
	40.000		make it possible to place a baffle at 180' to pull a vacuum						
			without the risk of a pump getting stuck in the hole						
	1		due to sand building up above the baffle.						
1 1,141,24	A STATE OF THE PARTY OF THE PAR		Value program and the values country for the CVVIII						

