## 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:
8739	3-20-2024	C2	4	3
6. Status: ☐ Approved ☐ Den	ied by DWR/GMD	Dismiss by Reques	t/Failure to Return	7. Filing Date of Change:
		· • · · · · ·		11/10/2022
8a. Landowner, New to system □	Person ID 26969 Add Seq#	8c. Landown		Person Add Seq#
ALVIN J & FLORENCE J BOX 51 SUBLETTE, KS 67877	STOPPEL			`
8b. Landowner(s), New to system □	Person ID Add Seg#	8d. WUC New to sy	rstem	Person ID <u>17366</u> Add Seg#
		ALVIN PO BO	J STOPPEL	
9. Documents and Enclosure(s): 🛛 D\	WR Meter(s) Date to Comp	ly: <b>12/31/202</b> 3	N & P Date to	Comply: <u>12/31/2024</u>
☐ Anti-Reverse Meter ☐ Meter	Seal	⊠ N & P Form	☑ Water Tube	Oriller Copy
☐ Conservation Plan Date Requir	red: Da	ate Approved:	Date to	o Comply:
10. Use Made of Water From:	1 2	To:		
900			Date Prepared: <b>9/21/2</b> Date Entered:	2023 By: <b>MAM</b> By:

File No. 8739	11. County:	HS	Ва	sin: Cl	ROOK	(ED CF	REEK			S	tream								ormation Code: 1/331	Special Use:	
12. Points of Diversion														Rate	and Q	uantity					
CHK MOD DEL PDIV														,	Author	ized		Α	dditional		
ENT Qualifier	S	Т	R	ID		'N	٠W	!	Com	ment	(AKA	Line)		Rate		Quantit AF	у	Rate gpm		Overlap PD Files	
DEL 89701		, No	77													,		29	5	<b>1</b>	
ENT LOT 4 (NW)	NW) 2	30	32W			1701	51	51						400	0	480		400	480	NONE	
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	-							5 -									1				
13. Storage: Rate		F	Quar	ntity				2.5	ac/ft	Α	dditior	ıal Rat	e				NF	Addi	tional Quantity		_ ac/ft
14. Limitation:	af/ at _	Ţ.				gpm (_				cfs) w	hen co	mbine	d with	file n	umber	(s)				7	
Limitation:	af/yr at				_	gpm (_				cfs) w	hen co	mbine	d with	file n	umber	(s)					
15. 5YR Allocation: Allocation	Туре	Star	rt Year			5 YR	Amou	nt		Amo	ount U	nit	_	Base	Acres		_ C	omment _		*	
16. Place of Use CHK			NE	Ξ1/4			NV	V1/4			sv	<b>V</b> 1/4			S	6E1/4	4	Total	Owner Ch	ng? Overlap Files	
MOD DEL ENT PUSE S T R	ID	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1⁄4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4			· .	
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Base Acres: Year:	Minimum Reas	onable	e Quar	ntity:																	
Comments: Reduces	d un	a/	RE	BU	29	7	BV	<i>a</i>	1116)	F		- 7	EE	- /	100	, (	ON	8/7	W5,		



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

Mike Beam, Secretary

Laura Kelly, Governor

March 20, 2024

TOM STOPPEL PO BOX 592 SUBLETTE, KS 67877-0592

RE:

Field Office Application for Change

Water Right, File No. 8739

Dear 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 these approvals 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. Please note the additional conditions attached to this approval modifying the authorized rate and annual quantity.

Since the order modifies the original documents referred to above, they 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

#### CERTIFICATE OF SERVICE

On this 20<sup>th</sup> day of March 2024, I hereby certify that the foregoing Approval of Application for Change in Point of Diversion, Water Right, File No. 8,739 dated 20<sup>th</sup> day of March 2024 was mailed postage prepaid, first class, US mail to the following:

TOM STOPPEL PO BOX 592 SUBLETTE, KS 67877-0592

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.

						F	ile No	87	739		4	ř	-12						CEIVE
٠,	Application is hereby made for approval of the Chief Engineer to change the (check one or both):											NO	V 1 0 2022						
	□ F							Use		$\boxtimes$	Point o	of Dive	rsion				(	Garden	City Field O
	under th	e water	riaht w	vhich is	the s	ubject	of this	applic	ation ir	n accor	rdance	with t	he cor	dition	s desc	ribed b	elow.	ision c	of Water Res
	The sou						round					e wate							
			,																
J	Name and address of Applicant: TOM STOPPEL																		
	Phone Number: ()																		
-	Name a	nd addre	ess of	Water	Use C	orresp	onden				1	100			-				
	Dhona N	umbar	,			<u> </u>			Email	addres									
	Phone N								Email i	audres		-	-	-					-
	The presently authorized place of use is:  Owner of Land NAME:																		
	ADDRESS:																		
	(If there is			700					eets as	necess	sary.)	1.	Sales a	ď				5. 509.	*65
					Ξ1/4		NW1/4			SW1/4			SE1/4			TOTAL			
Sec	. Twp.	Range	NE1/4	NW1/4		SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4		SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	ACRES
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5.	Presently authorize	zed point	of diversion:	11.7			
	One in the	NW	Quarter of the				
	of Section	02	, Township	30	South, Range	32	W,
			County, Kansas, 2439				
	Authorized Rate _		Authorized Quantity _		Depth of well	(fee	t)
			r ID No. <u>3</u> GP				
			ed  This point will be change				
	Proposed point of	f diversion	on: (Complete only if change	<u>le is request</u>	ed or if existing point	is better describe	ed by GPS)
	One in the	NW	Quarter of the Township	NW	Quarter of the	74(NUNW)	Quarter
			County, Kansas, 4701				
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L	This point is:  A	dditional \	Well ☐ Geo Center List o				/ 411:
г				* 15	PER TOM STOPPEL	9-19-2029 -5	EE ATTHO
6.	Presently authorize						
	One in the		Quarter of the		Quarter of the _		Quarter
á.	of Section		, Township		South, Range	(0 11 - 1	W,
	in		County, Kansas,	_ feet North _	feet West o	f Southeast corne	r of section.
1	Authorized Rate		Authorized Quantity _		Depth of well	(fee	t)
. 0			ID No GP				
- 1			ed This point will be change				
			on: (Complete only if change				
	One in the		Quarter of the	/	Quarter of the		Quarter
	of Section		, Township County, Kansas,	6.11.0	South, Range		W,
			Proposed Quantity				
L	inis point is:  A	aditional V	Well ☐ Geo Center List o	tner water rig	nts that will use this poil	nt	· · · · ·
7.	The changes herei	n are des	ired for the following reasons	s?			
			lied for the following reasons	0.	Nor	th	
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8	If a well is the test h	nole log at	tached? X Yes No		/ -	_ /	Ē
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9.	The change(s) (was	)(will be) o	completed by?		-/ =		\=
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	-	E)	A- 40-1 (	100			# 200
10.	If the point of diversi	ion is a we	ell:	#			<u> </u>
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	(b) When will this b	e done? _	<u> </u>		/. ' . ' . <u>=</u>	1 1 1	/3
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11.			strict recommendation attached	d? 200	-1/4   +   =	-   +   +/	200
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12	Assisted by IC/CCF	-0		E	international materials and the state of the	<u>untimbund</u> ni	السلة السلة
12.	Assisted by JG/GCF	U		300	200 100 0 Sou	th Scale: 1 hashma	300
13a	If the proposed point	of diversion	on will be relocated more than	300 ach 13h lf the			,

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 th	ne proposed groundwater point of diversion is 300 o	r fewer feet from	the existing poin	t of diversion, complete	the follo	wing:
(a)	Does the undersigned represent all owners of the ☐ Yes ☐ No (If no, all owners must			se identified in this appl	ication?	
(b)	Will the ownership interest of any owner of the coaffected if this application is approved as requeste ☐ Yes ☐ No (If yes, all owners must	ed?		e identified in this appli	cation be	e adversely
(c)	If this application is not approved expeditiously, wi ☐ Yes ☐ No (If no, all owners must			property, public health	or safety	?
or a cha	oplication proposes a surface water change in point ange in place of use, the application must be signed attach notarized statement authorizing representation	by all owners o	groundwater chan f the currently aut	ge in point of diversion thorized place of use, or	greater to their du	nan 300 feet ily authorized
age an	by verify, being first duly sworn upon my oa d the owner, the spouse of the owner, or a ehalf, in regards to the water right(s) to wh ned in this application are true, correct and	duly authoriz nich this appl	ed agent of the	owner(s) to make t	his app	lication on
Dated a	t Mardin City	, Kansas, this _	day of	Novem	ber:	20 22
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	(Owner)			(Spouse)		
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-	(Owner)	<del></del>		(Spouse)		
	(Please Print)			(Please Print)		
State of	Kansas )					
County	of timeres ss					
	by certify that the foregoing application was	signed in my	presence and	sworn to before me	e this	10 day
of	Jovember, 20 22.	-			-	
	JULIE JONES		~			
	My Appointment Expires	-	7	Notary Public	0	- A
My Com	mission Expires December 15, 2022		E STAN			
accurate	OMPLETE APPLICATIONS WILL BE PROCESSED. To be information; maps, if necessary, must be included; signation operate fee must be paid.					
4503		FEE SCHEDUL	<u>E</u>			
	plication to change the place of use or the point of			be accompanied by the	applicat	ion fee set
	the schedule below: Make checks payable to: Kan (1) Application to change a point of diversion 300 f					. \$100
	(2) Application to change a point of diversion more	than 300 feet.				\$200
	(3) Application to change the place of use					. \$200
	pagine pa (4) Company					
223	STARM CARL CARL					

#### 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. Noven 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. 2. 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 foot radius of the authorized point(s) of diversion. 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 The point(s) of diversion authorized herein shall not actually be located more than authorized point(s) of diversion. Applicable \( \sum \) Not Applicable feet from the previously 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 

Not Applicable The owner of the authorized place(s) of use shall properly install an acceptable water flow meter on or before December 31, 20\_25, 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 Installation of the works for diversion of water shall be completed on or before December 31, 20 2 9, or within any authorized extension of time. By March 1, 20\_25 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. □ Not Applicable Applicable The completed well log shall be submitted with the required notice. ☐ 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 Not Applicable Yes 11. Additional Conditions are attached. ☐ 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. Administrative Appeal and Effective Date of Order FOR OFFICE USE ONLY APPLICATION APPROVED AND If you are aggrieved by this order, pursuant to K.S.A. 82a-1901, you may request an evidentiary hearing before the Chief SUMMARY ORDER ISSUED Engineer or request administrative review by the Secretary of Agriculture. A request for hearing by the Chief Engineer must be filed within 15 days of service of this Order and a request for By: Duly Authorized Designee Chief Engineer administrative review by the Secretary must be filed within **30** days pursuant to K.S.A. 77-531. Any request for administrative (Print Name): review must state a basis for review pursuant to K.S.A. 77-527. Division of Water Resources Kansas Department of Agriculture File any request with Kansas Department of Agriculture, Legal Division, 1320 Research Park Drive, Manhattan, KS Date 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 on March Notary Public AARON T. HOLSTED NOTARY My Appointment Expires My commission expires: PUBLIC (Notary SMay)18, 2027 TANSAS ...

#### ADDITIONAL CONDITIONS TO SUMMARY ORDER APPROVING APPLICATION FOR CHANGE AND IMPOSING CONDITIONS, Water Right, File No. 8,739

The effective date of the change shall be the date this order is executed by the Chief Engineer, after which the following condition is included as a condition of the approval of this application for change in point of diversion.

This order effectively reduces the authorized maximum rate of diversion not to exceed 400 gallons per minute (0.89 c.f.s.) and in an amount of 480 acre feet per year, from the specific authorized point of diversion described as follows:

One well located in Lot 4 (NW¼NW¼) of Section 2, more particularly described as being near a point 4,701 feet North and 5,51 feet West of the Southeast Corner of said section, Township 30 South, Range 32 West in Haskell County, Kansas.

		By: Multiple A. My (Duly Authorized Designee of the Chief Engineer)
		(Print Name): Michael A. Meyer Division of Water Resources Kansas Department of Agriculture
		Dated of Issuance: March 20, 2024
State of Kansas	)	)
County of Finney	) SS )	
Acknowledged befo	re me or	the 2044 day of March 2024
By Michael	$\mathcal{A}$	Meyer
Signature Jan	on t	polsted
	Notar	AARON T. HOLSTED MOTARY My Appointment Expires
My Commission ext	pires	PUBLIC

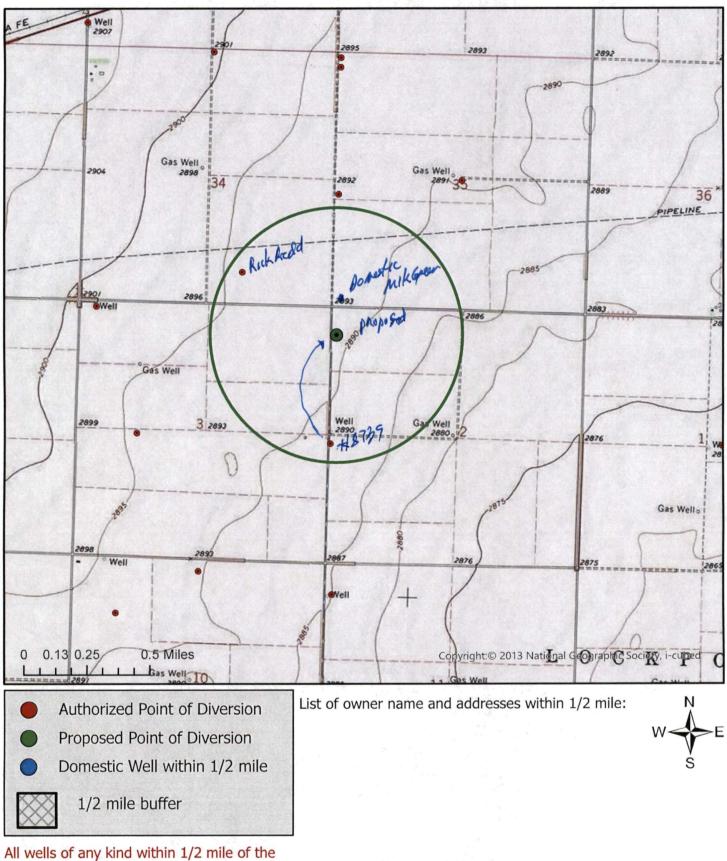
File No. 8,739

File No. 8739

Additional condition attachment to the DWR Field Office Application for Approval to Change the Place of Use and/or the Point of Diversion It is requested that the maximum annual quantity of water be reduced to (acre-feet or million gallons). gallons per minute ( It is requested that the maximum rate of diversion of water be reduced to c.f.s.). I declare that I am an owner of the currently authorized place of use as identified herein, or that I represent all such owners and am authorized to make this application on their behalf, and declare further that the statements contained herein are true, correct, and complete. By filing this form I authorize the chief engineer to permanently reduce the quantity of water and/or rate of diversion as specified in sections above. Kansas, this Dated at (Spouse) (Please Print) (Please Print) (Spouse) (Owner) (Please Print) (Please Print) (Spouse) (Owner) (Please Print) (Please Print) State of Kansas SS County of hereby certify that the foregoing application was signed in my presence and sworn to before me this Sectember 20 **JULIE JONES** My Appointment Expires My Commission Expires December 15, 2026

### **CHANGE IN PLACE OF DIVERSION WATER RIGHT, FILE NO. 8739**

NW 1/4 of Section 02 Township 30 South Range 32 West Haskell County



requested place of use have been plotted.

DATE: 10/27/2022

Downey Drilling Inc.

CUSTOMER NAME: TOM STOPPEL

TH#1

LEGAL: NWNW 2-30S-32W

COUNTY: HASKELL CO, KS

GPS: 37.473261

-100.797757

		- DI	RILLER: DIEGO			WO:	22-1597
FROM	то	ТҮРЕ	HARDNESS	COLOR	SPEED	DOWN	OTHER / DRILLING ACTION
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	15	BROWN SILTY CLAY	SOFT	BROWN	FAST		sмоотн
5	33	BROWN CLAY	SOFT	BROWN	FAST		SMOOTH
13	47	SANDY CLAY W/ CALICHE	SOFT	WHITE	FAST		SMOOTH & CHOPP
7	58	ORANGE SANDY CLAY	SOFT	ORANGE	FAST		SMOOTH
18	86	FINE-MED-COARSE SAND W/ FINE-MED-COARSE GRAVEL	STIFF		FAST		CHATTER
36	102	BROWN CLAY	SOFT	BROWN	FAST		SMOOTH
02	123	FINE-MED-COARSE GRAVEL W/ BIG ROCKS	HARD		FAST		CHATTER
123	139	BROWN CLAY	SOFT	BROWN	FAST		SMOOTH
139	165	FINE-MED-COARSE GRAVEL	STIFF		FAST		CHATTER
165	190	FINE-MED-COARSE SAND W/ FINE GRAVEL	FIRM		FAST		FAST CHATTER
190	270	FINE-MED-COARSE SAND	FIRM		FAST		FAST CHATTER
270	308	FINE SAND	SOFT		FAST		VIBRATION
308	313	GRAY & YELLOW CLAY	SOFT	YELLOW & GRAY	SLOW		SMOOTH
313	318	BLUE CLAY	SOFT	BLUE	SLOW		<u> sмоотн</u>
318	333	SOAPSTONE	SOFT	BLUE	FAST		VIBRATION
333	354	FINE-MED-COARSE SAND	FIRM		FAST		FAST CHATTER
354	358	WHITE CLAY	SOFT	WHITE	FAST		sмоотн
358	364	FINE-MED SAND	FIRM		FAST		СНОРРУ
364	369	CEMENTED SAND W/ FINE-MED-COARSE SAND	STIFF	WHITE	SEMI SLOW		CHATTER
369	373	BROWN CLAY	SOFT	BROWN	FAST		sмоотн
373	394	SANDY CLAY	SOFT	BROWN	FAST		SMOOTH
394	405	LIME ROCK W/ FINE SAND	STIFF	WHITE	FAST		FAST CHATTER
405	425	SANDY CLAY	SOFT	124	FAST		ѕмоотн
425	437	FINE SAND W/ SANDY CLAY	SOFT	TAN	FAST		VIBRATION & SMOOTH
437	443	FINE SAND W/ BROWN ROCK & SANDY CLAY	FIRM	BROWN &	FAST		FAST CHATTER
443	450	YELLOW SOAPSTONE	SOFT	YELLOW	SEMI		VIBRATION
450	470	WEATHERED SHALE	SOFT	YELLOW & GRAY	SLOW		sмоотн
470	490	SHALE	SOFT	BLUE	SLOW		SMOOTH
490	498	SOAPSTONE W/ SANDSTONE & FINE SAND	FIRM	BLUE	FAST		СНОРРУ
498	503	SANDSTONE	FIRM	BLUE	FAST		CHATTER
503	548	SHALE	SOFT	BLUE	SLOW		SMOOTH
548	563	SOAPSTONE	SOFT	BLUE	FASTER		VIBRATION
563	589	SHALE	SOFT	BLUE	SLOW		SMOOTH
589	596	GREEN CLAY	SOFT	GREEN	SLOW		СНОРРУ

614	647	WHITE SANDSTONE W/ FINE SAND	STIFF	WHITE	REALLY FAST		FAST CHATTER
47	651	GREEN CLAY	SOFT	GREEN	SLOW	12.24	СНОРРУ
51	680	RED BED	SOFT	RED	SLOW		CHATTER
	-	SUPER GEL - 9			+		à
		WATER LOADS - 2 1/2			-		
		SA - 3/4	291		+-+		
-	-	BRAN - 3					
		QUIK TROLL - 1 BAG		200			
		EZ MUD - 1/2 A GALLON					
	<del> </del>						COLUMN TO THE REAL PROPERTY.
		HOLE PLUG-2			+		
	+	CS-1			+	-	
	_				-		+
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#### Meyer, Mike [KDA]

From:

Mike Green < mjgreen71@yahoo.com>

Sent:

Wednesday, September 6, 2023 9:26 AM

To:

Meyer, Mike [KDA]

Subject:

Domestic well on SWSWSW of Section 35-29-32W, Haskell County

**EXTERNAL**: This email originated from outside of the organization. Do not click any links or open any attachments unless you trust the sender and know the content is safe.

Mike

I am writing per our conversation of Sept 5, 23.

There is a domestic water well in the corner of SWSWSW of section 35-29-32W of Haskell County. Well was drilled in 1973 and was redrilled in Aug 2023 due to the water table dropping below hole depth. New well was drilled to depth of 480 feet. It is not that good of well, max of 60 gpm.

The Redd well within the ½ mile circle was the major contributor when he started pumping in June 2022. We were without water for 77 days. Although the existing Stoppel well is at the edge of the ½ mile circle, the proposed well is approximately 600 feet from this domestic well.

Please consider this in regard to his application.

Thanks,

Michael Green
P. O. Box 758
Sublette, KS 67877-0758
620-353-0080
mjgreen71@yahoo. com

Sent from Mail for Windows

#### Meyer, Mike [KDA]

From:

Meyer, Mike [KDA]

Sent:

Friday, September 1, 2023 3:54 PM

To:

Jay Stapleton

Subject:

nearby water well notice

**Attachments:** 

20230901154531065.pdf

Importance:

High

Jay

Good afternoon, after reviewing our files, as you know Tom Stoppel has proposed to relocate a well current located in the Northwest Quarter of the Northwest Quarter of the Southwest Quarter (NW%NW%SW%) of section 2-30-32W. an application was received November 10, 2022 to propose to change the current location to a location In the Northwest Quarter of the Northwest Quarter of the Northwest Quarter (NW%NW%W%) of the same section 2-30-32 West, 4701 feet north and 5151 feet west of the southeast corner of said section. Attached to this email is a map.

We sent our original required notice to all neighboring wells on November 14, 2022, but did not have current information of a domestic well located within a half mile of this proposal. It appears that southwest Kansas groundwater management district No. 3 (GMD3) provided you with similar notice early December 3, 2022, but received no response.

Please confirm if there is a domestic well located in the SWSWSW of section 35-29-32W. please also confirm if Mike Green is the property owner or you?

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 as soon as possible to consider any comments prior to further processing of the request.

Thank you

Michael A. Meyer, PG Water Commissioner Kansas Department of Agriculture Division of Water Resources 4532 W. Jones Ave, Ste B Garden City KS 68746 O: (620)276-2901 or (620)765-7110

Email: mike.meyer@ks.gov

#### Meyer, Mike [KDA]

From:

Mike Green < mjgreen71@yahoo.com>

Sent:

Wednesday, September 6, 2023 9:26 AM

To:

Meyer, Mike [KDA]

Subject:

Domestic well on SWSWSW of Section 35-29-32W, Haskell County

Follow Up Flag:

Follow up

Flag Status:

Flagged

**EXTERNAL**: This email originated from outside of the organization. Do not click any links or open any attachments unless you trust the sender and know the content is safe.

#### Mike

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Please consider this in regard to his application.

Thanks,

Michael Green
P. O. Box 758
Sublette, KS 67877-0758
620-353-0080
mjgreen71@yahoo. com

Sent from Mail for Windows

#### LAW OFFICES OF HOPE, MILLS, BOLIN, COLLINS & RAMSEY LLP

PHONE AREA 620-276-3203 TELECOPIER 620-276-3300 COLLECTIONS DEPARTMENT 620-275-4146 607 N. SEVENTH – P.O. BOX 439 GARDEN CITY, KANSAS 67846

MICHAEL E. COLLINS MICHAEL K. RAMSEY BLAIR W. LOVING TOMAS S. ELLIS KARA L. SCHARTZ Wm. EASTON HUTCHISON (1860-1952) C. E. VANCE (1878-1958) A. M. FLEMING (1888-1971) CLIFFORD R. HOPE (1923-2010) WILLIAM B. BOLIN (1934-2014) JIM D. MILLS (1942- RETIRED)

MONDAY, JULY 24, 2023

KANSAS DEPARTMENT OF AGRICULTURE DIVISION OF WATER RESOURCES

SENT VIA U.S. MAIL & E-MAIL.

ATTENTION: MICHAEL A. MEYER, WATER COMMISSIONER 4532 W. JONES, SUITE B GARDEN CITY, KS 67846

Re: Water Right File Nos. 8739 & 18479 – Third Extension for Change Application Amendment.

Dear Mr. Meyer:

On behalf of Tom Stoppel, I submitted a request for extension on or about February 22, 2022, and a new deadline related to the change applications for the above referenced water rights was set as April 25, 2023. Then, on or about April 24, a second request for extension was submitted and granted with a new deadline of July 24, 2023. I have been informed by Mr. Stoppel that in the interim, the new hydrological firm to has located a possible new well site, but has not yet been able to get any further as the developer is waiting on parts. Given the constraints of the preceding time frame, they were not able to complete examination of the site as of this deadline and will require more time.

As a result, I respectfully request another 90-day extension be granted to accommodate the schedule of the hydrologist as they continue to work towards completing the change applications.

With a 90-day extension from the second extension deadline of Monday, July 24, 2023, the next deadline would be Sunday, October 22, 2023. (Monday, October 23, 2023, for business purposes). Again, this approach would avoid taking final action in the interim as we work on a solution.

Please let me know if the 90-day extension is acceptable. Please feel free to contact me if you have any questions. Thank you.

Digitally signed by Tomas Ellis Date: 2023.07.24 16:05:24

Sincerely:

Tomas Ellis

For the Firm

cc: TSE/file; client.



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

Mike Beam, Secretary

Laura Kelly, Governor

July 24, 2023

TOMAS S ELLIS LAW OFFICE OF HOPE, MILLS, BOLIN & RAMSEY LLP PO BOX 439 GARDEN CITY KS 67846

RE: Approval of Extension, Water Right, File Nos. 8739 & 18479

Dear Sir:

We are in receipt of your request for an extension of time to supply additional information to the Chief Engineer, received in the office of the Chief Engineer July 24, 2023.

We are delaying any further action October 23, 2023, to allow you time to submit your additional information concerning the applications to change the point of diversion for the referenced water rights.

Please submit your information within the allotted time, or any authorized extension of time thereof. If you have any questions, please contact me at (620) 276-2901.

Sincerely,

Michael A. Meyer Water Commissioner

MAM

pc: Tom Stoppel



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

Mike Beam, Secretary

Laura Kelly, Governor

May 2, 2023

TOMAS S ELLIS LAW OFFICE OF HOPE, MILLS, BOLIN & RAMSEY LLP PO BOX 439 GARDEN CITY KS 67846

RE: Approval of Extension, Water Right, File Nos. 8739 & 18479

Dear Sir:

We are in receipt of your request for an extension of time to supply additional information to the Chief Engineer, received in the office of the Chief Engineer April 25, 2023.

We are delaying any further action July 24, 2023, to allow you time to submit your additional information concerning the applications to change the point of diversion for the referenced water rights.

Please submit your information within the allotted time, or any authorized extension of time thereof. If you have any questions, please contact me at (620) 276-2901.

Sincerely,

Michael A. Meyer Water Commissioner

MAM

pc: Tom Stoppel

#### LAW OFFICES OF HOPE, MILLS, BOLIN, COLLINS & RAMSEY LLP

PHONE AREA 620-276-3203 TELECOPIER 620-276-3300 COLLECTIONS DEPARTMENT 620-275-4146 607 N. SEVENTH – P.O. BOX 439 GARDEN CITY, KANSAS 67846

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TUESDAY, APRIL 25, 2023

KANSAS DEPARTMENT OF AGRICULTURE

SENT VIA U.S. MAIL & E-MAIL.

DIVISION OF WATER RESOURCES

ATTENTION: MICHAEL A. MEYER, WATER COMMISSIONER

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

Re: Water Right File Nos. 8739 & 18479 – Second Extension for Change Application Amendment.

Dear Mr. Meyer:

On behalf of Tom Stoppel, I submitted a request for extension on or about February 22, 2022, and a new deadline related to the change applications for the above referenced water rights was set as April 25, 2023. Since then the Stoppels have engaged a new hydrological firm to locate a new well site to minimize further impairment that may result from the change application. However, they were not able to examine the site as of the date of this deadline and will require more time.

In light of this development, I propose and respectfully request a 90-day extension be granted to accommodate the schedule of the hydrologist as the Stoppels continue to work towards completing the change applications.

With a 90-day extension from the first extension deadline of Tuesday, April 25, 2023, the next deadline would be Monday, July 24, 2023. Again, this approach would avoid taking a final action in the interim as we work on a solution.

Please let me know if the 90-day extension is acceptable. Please feel free to contact me if you have any questions. Thank you.

Sincerely:

2 0

Digitally signed by Tomas Ellis Date: 2023.04.25 10:47:45

-05

Tomas Ellis For the Firm

cc: TSE/file; client.

#### LAW OFFICES OF HOPE, MILLS, BOLIN, COLLINS & RAMSEY LLP

PHONE AREA 620-276-3203 TELECOPIER 620-276-3300 COLLECTIONS DEPARTMENT 620-275-4146 607 N. SEVENTH – P.O. BOX 439 GARDEN CITY, KANSAS 67846

MICHAEL E. COLLINS MICHAEL K. RAMSEY BLAIR W. LOVING TOMAS S. ELLIS KARA L. SCHARTZ Wm. EASTON HUTCHISON (1860-1952) C. E. VANCE (1878-1958) A. M. FLEMING (1888-1971) CLIFFORD R. HOPE (1923-2010) WILLIAM B. BOLIN (1934-2014) JIM D. MILLS (1942- RETIRED)

WEDNESDAY, FEBRUARY 22, 2023

KANSAS DEPARTMENT OF AGRICULTURE DIVISION OF WATER RESOURCES ATTENTION: MICHAEL A. MEYER, WATER COMMISSIONER 4532 W. JONES, SUITE B GARDEN CITY, KS 67846

Re: Water Right File Nos. 8739 & 18479 - Change Application Amendment Extension.

Dear Mr. Meyer:

I have been engaged by Tom Stoppel to assist in his change applications to establish new wells as it relates to Nos. 8739 & 18479. I am now in receipt of your February 9, 2023, letter indicating his change application as currently submitted will be recommended to be denied and dismissed. At this juncture, the given 15-day period permitting amendment presents a nearly impossible turnaround.

I have in the interim submitted a KORA request for Mr. Stoppel's water right files and am awaiting their delivery. Additionally, in order to even entertain being able to provide a hydrological analysis related to the change application, my client will require more time. Additionally, the well-to-well analysis previously completed combined both water rights to analyze draw down. I would request that an independent analysis for each water right be completed for 8739 and 18479, respectively.

I would propose a 60 day extension from the originally stated due date of February 24, 2023, to make the deadline for any amendment Tuesday, April 25, 2023. This approach would avoid taking a final action in the interim as we work on a solution.

Please let me know if the 60-day extension is acceptable. Please feel free to contact me if you have any questions. Thank you.

Sincerely:

Tomas Ellis

For the Firm

cc: TSE/file; client.

RECEIVED

EER 2 2 202

Garden City Field Office Division of Water Resources



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

Mike Beam, Secretary

Laura Kelly, Governor

February 22, 2023

TOMAS S ELLIS LAW OFFICE OF HOPE, MILLS, BOLIN & RAMSEY LLP PO BOX 439 GARDEN CITY KS 67846

RE: Water Right, File Nos. 8739 & 18479

Dear Sir:

We are in receipt of your request for an extension of time to supply additional information to the Chief Engineer, received in the office of the Chief Engineer February 22, 2023.

We are delaying any further action April 25, 2023, to allow you time to submit your additional information concerning the applications to change the point of diversion for the referenced water rights.

Please submit your information within the allotted time, or any authorized extension of time thereof. If you have any questions, please contact me at (620) 276-2901.

Sincerely,

Michael A. Meyer Water Commissioner

MAM

pc: Tom Stoppel