# Kansas Department of Agriculture Division of Water Resources CHANGE: P/D WORKSHEET

1. File Number: <b>26294</b>	2. Status Change Date: 12/13/22	3. Change Num:	4. Field Office: <b>02</b>	5. GMD: <b>02</b>
6. Status: ☐ Approved ☐ Deni	ed by DWR/GMD	Dismiss by Reques	t/Failure to Return	7. Filing Date of Change:
8a. Applicant(s)  New to system □	Person IDAdd Seq#	8c. Landowno		Person IDAdd Seq#
8b. Landowner(s) New to system   JOHN A YOUNG TRUST ATTN: GREGG YOUNG 12220 N 263RD ST W BURRTON KS 67020	Person ID 26947 Add Seq# 1	12220	vstem □ A YOUNG N 263 <sup>RD</sup> ST W FON KS 67020	Person ID 20082 Add Seq# 1
9. Documents and Enclosure(s): 🛛 D\	VR Meter(s) Date to Comp	ly: 12/31/23	N & P Date to	Comply: <u>12/31/23</u>
☐ Anti-Reverse Meter ☐ Meter☐ Conservation Plan Date Requi				oriller Copy
10. Use Made of Water From:		To:		
		_	Date Prepared: 12/2/2 Date Entered: 12/14 LMoo	I/2022 By:

File No	. 26294		11. Coun	ty: <b>HV</b>	Ва	sin: AF	RKAN	SAS R	IVER			St	ream:							Fo	rmation C	Code: 19	0 Special Use:	
12. Po	ints of Diver	sion														Rate a	and Qu	antity						
CHK MOD																А	uthori	zed		Ad	dditional			
DEL ENT	PDIV	Qualifier	S	Т	R	ID	"	N	ʻW		Com	ment (	AKA L	.ine)		Rate		Quantity af		Rate gpm		antity af	Overlap PD Files	
MOD	40773	SW NW N	21	248	3W	2	45	92	251	0	<b>458</b>	2' 2	<b>252</b>	3' <sup>3</sup>	***	75	5	5		755		5	NO	
MOD	70766	NE NE NE	21	248	3W	8	-52	148	630	<b>–</b>	5234	4'	643	* **	**	65	0	107		65	0	107	NO	
MOD	70250	NW NE SE	21	248	3W	7	26	511	129	94						63	35	152		63	5	152	NO	
13. Sto	13. Storage: Rate NF Quantity ac/ft Additional Rate NF Additional Quantity ac/ft																							
14. Lin	nitation:		af/y	r at			(	gpm (_				cfs) wh	nen co	mbine	d with	n file nu	umber	(s)						
Lir	nitation:		af/y	/r at			9	gpm (_				cfs) wh	nen co	mbine	d with	file nu	umber	(s)						
15. 5Y	R Allocation	: Allocation	Туре	5	Start Yea	ır		5 YR	Amour	nt _		Amo	unt Ur	nit	_	Base	Acres		_ Co	mment _				
16. PI CHK	ace of Use				N	E1/4			NW	I <sup>1</sup> / <sub>4</sub>			sv	V <sup>1</sup> / <sub>4</sub>			S	E1/4		Total	Owner	Chg?	Overlap Files	
MOD DEL	DUSE	e T D	ID		IE 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					
		s T R <b>21 24S 3</b> \		3	8 38	38	38									32	32			216	8B	NO	NO	
				+																				
							-	-	_	_	-					-				-	-			
		Year: <b>N</b> /																						

Comments: \*\*\* Per Approval Document

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



#### STATE OF KANSAS

### Garden City -- (620) 276-2901 ATER METER REQUIRED

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.

	version and/or pl	ace of	use.								_						ECEI	
					F	ile No.	2629	4		- 3	10	) 585 T					V 0 7	
1.	Application is he	reby m	nade fo	or appr				nginee					e or b	oth):	Div	Staff	ord Fiel	d Office Resources
					_	ace of			100	Point o							Ji Watel	Resources
	under the water	right w	hich is	the su	ubject	of this	applic	ation ir	n accor	rdance	with th	he con	ditions	desc	ribed b	elow.		
	The source of su	ipply is	<b>:</b>		⊠ G	round	water			Surfac	e wate	er						
	Name and addre		5.00				Trust	VAL		0	fie iet o	TAP.						MI SV
	12220 N. 263rd S	Call Later 1			n, KS 6	7020		10071			P		OL 1	116				
	Phone Number:	6 1			7 3	<del>n.</del> 1				s: you	ıngagr	<u>isales</u>	<u>wnotn</u>	nall.co	<u>m</u>		15 110	et-per
	Name and addre						t: <u>Jon</u>	n A. Yo	oung	rie !		0 55		Hardy !	Ser College	de la	57.70	
	12220 N. 263rd S				1, KS 6	7020		Emoil	oddroo	· · · · · ·	21 000	00:60	1066	4-4				9 59
	Phone Number:					_		Email	addres	ss: <u>y</u> e	ungu	91134	200	not	nies ( • C	.0771	2 1911	as calco
	The presently as Owner of Land -		100			a True	-t											
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4.	If this applicatio Owner of Land	NA ADDRI	AME: ESS:	NO CI	HANGI			01			ace of	use be	e chan	ged to		1 14		A.C. Marie
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_ 56	c. Twp. Kange	INE/4	1444/4	37774	GL/4	14274	111774	OVV/4	OL/4	11274	14474	01174	5274			1.11.1	4 - 1 1	2 11 12 27 12
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7	The second second	119		1000					15 15		2017/2018/2018	111		10.00			Three	

5.	Presently author	rized point of	diversion: NE WELL				
	One in the	NE	Quarter of the	NE	Quarter of the	NE	Quarter
	of Section	21	, Township	24	South Range	3W	(F/\/\)
	in <u>Harvey</u>	Cou	ınty, Kansas, <u>5234</u>	feet North	643 feet West	of Southeast con	ner of section
	Authorized Rate	650 GPM	Authorized Quantity		Depth of well	<b>2</b> ] (f	eet)
	(DWR use only:	Computer ID	No. <u>8</u> G	PS 5248	feet North	630 feet V	Vest)
	This point will no	ot be changed	∐This point will be chan	ged as follows:	No change, point bett	er described with G	PS as follows:
			Complete only if char				
	One in the	NE	Quarter of the	NE	Quarter of the	NF	Quarter
	of Section	21	, Township	24	South Range	3\//	(E/\\\)
	in Harvey	Cou	inty, Kansas, <u>5234</u>	feet North	643 feet West	of Southeast corr	ner of section
	Proposed Rate	650 GPM	Proposed Quantity	107 AF	Proposed well de	oth (feet) 100 0	and
	This point is:	Additional Well	☐ Geo Center List	other water righ	rroposed well dep	oint dans	·
				other water rigi	ito triat will abo trilo po	TVONE.	
6. l	Presently author	ized point of c	diversion: NW WELL				
٠.				NIM	Quarter of the	NE	0
	of Section	21	Quarter of the , Township	24	Quarter of the _	NE OVA	Quarter
	in Harvey	Cou	nty Kansas 4592	foot North	South, Range _	3VV	(E/VV),
	Authorized Rate	COU	nty, Kansas, <u>4582</u> Authorized Quantity	leet North _	reet vvest	of Southeast corr	ner of section.
	(DWR use only:	Computer ID I	No. $\frac{2}{}$ G	10 AF	Depth of well	(te	eet)
	This point will no	t be shanged F	This point will be about	PS <u>4214</u>	teet North	7 feet V	/est)
			☑This point will be chang				
- 1			Complete only if chan				
- 1	of Section	<u> </u>	Quarter of the	NVV	Quarter of the _	NE	Quarter
	in Herror	21	, Township	24	South, Range _	3W	(E/W),
- 1	Proposed Pate	Cou	nty, Kansas, <u>4582</u>	reet North _		of Southeast corr	er of section.
-	This point is:	Additional Mall	Proposed Quantity	5 AF	Proposed well dep	oth (feet) //o o	nanze
L	This point is. $\square$ P	dullonal vveli	☐ Geo Center List	other water righ	ts that will use this po	int <u>vone</u>	·
7.	The changes here	in are desired	for the following reaso	ns?			
	(please be specific)	Moving 5 AF fr	om Northwest well	113:	Ne	orth	
	to Northeast well.	Center pivot inst	talled and uses the	300	200 100	100 200	300
	Northeast well. Nor	<u>thwest well use</u>	d to flood irrigate corner	<u>.</u> ['	<u> </u>	<u> </u>	···/
3	If a well is the test	hole log attache	ed? 🗌 Yes 🛛 No	E			1
	in a won, to the test	noic log attache	d: L les Millo	200	-1+1+1-	- + + + +	-   − 200
9.	The change(s) (was	s)(will be) comp	leted by?	E			4
	ASAP			100		 - + + +	1 = 100
				. 100			100
10.	If the point of divers	sion is a well:		E			=
	(a) What are you	going to do with	the old well?	West 0	+dun mdun mdud		III H
	NIA NIIII.			E			4
	NA – No well being	•	this change	. 100			, 를
	(b) When will this I	be done? NA		. 100	-1 + 1 + 1 -	-	100
				F			=
11.	Groundwater Mana	gement District	recommendation attache	ed? 200 📙	-   +   +   -	- + + +	1 → 200
	Ϋ́e	es No No RC (2/13/	52	E			
12		1 (2)		Ē.		<u> </u>	<u>.</u>
۷.	Assisted by B. Barte	on		300	200 100	100 200	
l3a.	.If the proposed poin	t of diversion wi	ll be relocated more thar	300		uth Scale: 1 hashr	
	feet but within 2,640	of the exis	ting point of diversion, a	ttach 13b.If the	proposed point of divers	sion will be relocate	ed within 300 feet
	sources, show all w	ells (including d	tograph. For groundy omestic) within one-half		existing point of divent shown above in	rsion, indicate its relation to the e	location on the
					C GNOTO III		MOUNT DONNE OF

of the existing point of diversion will be relocated within 300 feet of the existing point of diversion, indicate its location on the diagram shown above in relation to the existing point of diversion. (PLEASE NOTE: The "X" in center of diagram above represents the presently authorized point of diversion.)

lines

NOV 0 7 2022

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

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

FILE NO. 26294

		<u>iversion: SOUTH V</u>				
One in the	NW	Quarter of the _	NE	Quarter of the	SE	Quarter
of Section	21	, Township	24	South, Range	3W	(E/W),
in Harvey	Cour	nty, Kansas, <u>260</u>	4 feet North _	<u>1295</u> feet West of	Southeast corr	er of section.
Authorized Rate _	635 GPM	_ Authorized Quan	tity <u>152 AF</u>	Depth of well	<u>5</u> (fe	eet)
(DWR use only:	Computer ID N	lo	GPS 261	feet North	feet V	/est)
⊠This point will no	t be changed	This point will be ch	anged as follows:	☐ No change, point better	described with G	PS as follows:
Proposed point of	of diversion: (C	complete only if ch	ange is request	ed or if existing point is	<u>s better descri</u>	bed by GPS)
One in the		Quarter of the _		Quarter of the		Quarter
of Section		, Township		South, Range		(E/W),
in	Cour	nty, Kansas,	feet North _	feet West of	Southeast corr	ner of section.
Proposed Rate		Proposed Quanti	ty	Proposed well depth	n (feet)	·
This point is:	dditional Well	☐ Geo Center L	ist other water rig	hts that will use this poin	nt	·
Presently author				Out and a most the a		Quarter
One in the		Quarter of the _		Quarter of the		Quarter
of Section		, I ownship	6 ( ) N ( )	South, Range	. O +1 +	(⊏/VV),
In	Cour	nty, Kansas,	reet North _	feet West of	ooutreast com	ner or section.
Authorized Rate _		_ Autnorized Quan	CDS.	Depth of well	(T	Vost)
(DWR use only:	Computer ID N	No	GPS	feet North	Teet v	PS on follows:
☐This point will no	t be changed L	∐This point will be ch	anged as follows:	☐ No change, point better	c bottor descri	hed by GPS)
Proposed point of	or aiversion: (C	Cuerter of the	iange is requesi	ed or if existing point i	s petter descri	Ouarter
One in the		Quarter of the _		Quarter of the		Quarter
of Section	0	, rownsnip	foot North	South, Range	f Southeast con	er of section
in	Coul	nty, Kansas,	reet North	feet West of	h (foot)	iei di section.
Proposed Rate _	\ -I -I':t' I \\ /- II	_ Proposed Quant	ist other water ris	Proposed well dept	n (leel)	·
This point is:	Additional vveii	☐ Geo Center L	ist other water ng	that will use this poir	π	·
Presently author						
One in the		Quarter of the		Quarter of the		Quarter
One in the of Section		Quarter of the _ , Township		Quarter of the South, Range		(E/W),
One in the of Section		Quarter of the _ , Township		South, Range		(E/W),
One in the of Section in Authorized Rate	Cou	Quarter of the, Township nty, Kansas, Authorized Quar	feet North .	South, Range feet West o Depth of well	f Southeast cor	(E/W), ner of section. eet)
One in the of Section in Authorized Rate _ (DWR use only:	Computer ID I	Quarter of the _ , Township nty, Kansas, _ Authorized Quar <b>No.</b>	feet North ontity GPS	South, Range feet West o Depth of well feet North	f Southeast cor (t	(E/W), ner of section. eet) <b>Vest)</b>
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14. If the proposed groundwater point of diversion i	s 300 or fewer feet from the e	xisting point of diversion, complete	e the following:				
<ul> <li>(a) Does the undersigned represent all owners of the currently authorized place(s) of use identified in this application?</li></ul>							
affected if this application is approved as re	of the currently authorized placequested? ers must sign this application.)		lication be adversely				
(c) If this application is not approved expeditio ☐ Yes ☐ No (If no, all owner	usly, will there be substantial s must sign this application.)	damage to property, public health	or safety?				
If the application proposes a surface water change or a change in place of use, the application must be agent (attach notarized statement authorizing repre	signed by all owners of the o	water change in point of diversion currently authorized place of use, o	greater than 300 feet, or their duly authorized				
I hereby verify, being first duly sworn upon age and the owner, the spouse of the owne their behalf, in regards to the water right(s contained in this application are true, corre	r, or a duly authorized ag ) to which this applicatio	ent of the owner(s) to make	this application on				
Dated at Halstead	, Kansas, this <u>4th</u>	day of November	, 20 <u>22</u> .				
STER Your Trus	tr's						
(Owner)	126	(Spouse)	The second secon				
Gregg Young, Trustee of the John A. Young	a Trust						
(Please Print)	worther swap only.	(Please Print)					
(Owner)	ment of the second seco	(Spouse)	ov o bravio IA (II				
(Please Print)	<u>Ledol</u> meen a <u>cturcancer</u> W	(Please Print)	<del>jadenski film.</del> 2008 inna 1903 - 11				
(Owner)	<u>din Abelet</u> 200 seb <u>enden bertalan</u> Brazilea (j. 1886) sebenden bertalan Brazilea (j. 1886) sebenden bertalan	(Spouse)	<u></u>				
(Please Print)		(Please Print)	<del>live is forci</del> stpsterizisw				
State of Kansas  County of SS  I hereby certify that the foregoing application	REBE My Appt	C - State of Kansas CCA WILSON Explored and sworn to before 1	me this $4\pi$ day				
of NOVENBER, 20 22		Notary Public	) iDson				
My Commission Expires 06 21 2026	Character Character		Les respectives				
ONLY COMPLETE APPLICATIONS WILL BE PROCESS accurate information; maps, if necessary, must be include the appropriate fee must be paid.	<u>SED</u> . To be complete, all of the a ed; signatures of all the appropria	pplicable portions of the application fo te owners' must be affixed to the appl	rm must be completed with ication and notarized; and				
	FEE SCHEDULE						
Each application to change the place of use or the forth in the schedule below: Make checks payable	to: Kansas Department of	Agriculture					
(1) Application to change a point of divers  (2) Application to change a point of divers	ion more than 300 feet		\$200				
(3) Application to change the place of use	eli so po pla	RECEIVED	\$200				
NTUR OURTES	TON .	NOV 0 7 2022					

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Stafford Field Office Division of Water Resources

File No. <u>26294</u>

DWR 1-121 (Revised 04/5/2018) (OS 1804)

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

Wi	DVISIONS OF THE Kansas Water Appropriation Law, K.S.A. 82a-	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 authe 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.		nts and shall be limited to the same source or sources of water as
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 . ☐ Applicable ☒ Not Applicable
5.	The point(s) of diversion authorized herein shall not actually authorized point(s) of diversion.   ☐ Applicable ☐ N	be located more than 2300 feet from the previously
6.	As required by K.A.R. 5-3-5d, if the works for diversion is a w	vell with a diversion rate of 100 gallons per minute or more, a tube into shall be installed, operated and maintained in accordance with
7.	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 ng 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 the works for diversion has been completed, on the form provided Applicable Not Applicable	completed on or before December 31, 2023, or within any applicant shall notify the Chief Engineer that construction of the ded by the Chief Engineer, as required by K.A.R. 5-8-4e.
9.	The completed well log shall be submitted with the requi	red notice. ☐ Applicable ☑ Not Applicable
10.	with an in-line, automatic, duick-closing check valve capai	oreign substance will be injected into the water shall be equipped ole of preventing pollution of the source of the water supply. The in accordance with K.A.R. 5-3-5c. ⚠️ Applicable ☐ Not Applicable
11.	Additional Conditions are attached.	~ 1,
12.	limitations, as amended and/or supplemented by this Sum Appropriation Law and the Rules and Regulations promu	.R. 5-5-14, all of the owners of the authorized place(s) of use of per are responsible for compliance with its terms, conditions and imary Order, and with applicable provisions of the <i>Kansas Water</i> Igated thereunder. Failure to comply with these provisions may ended, and/or the suspension or revocation and dismissal of the lons authorized by law.
	Administrative Appeal and Effective Date of Order	APPLICATION APPROVED AND
you Eng Agr filed adn 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 gineer or request administrative review by the Secretary of iculture. A request for hearing by the Chief Engineer must be divitin 15 days of service of this Order and a request for ninistrative review by the Secretary must be filed within 30 is 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, gall Division, 1320 Research Park Drive, Manhattan, KS 02. Failure to timely request a hearing or review may clude review under the Kansas Judicial Review Act.	By:
	For Use by Register of Deeds	Acknowledged before me on
	RECEIVED	by Faith Curtis Signature: Acuth Curtin
	NOV 0 7 2022	Notary Public
	Stafford Field Office Division of Water Resources	My commission expires:  (Notan) Seal)  FAITH CURTIS
	FOR OFFICE USE ONLY	My Appointment Expires

DWR 1-121 (Revised 04/5/2018)

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April 29, 2023

le No. <u>26294</u>



Mike Beam, Secretary

Laura Kelly, Governor

www.agriculture.ks.gov

Phone: 620-234-5311

Fax: 620-234-6900

December 13, 2022

John A Young 12220 N 263<sup>rd</sup> St W Burrton, KS 67020

Re: Water Right, File No(s). 26294

Dear Water Right Owner:

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

Your attention is directed to the enclosures and to the terms, conditions and limitations specified in this approval for change. An acceptable water flow meter must be installed on your well before any water is applied as authorized under this change approval. A copy of the approved list of <u>Certified Water Flowmeters</u> as well as the regulations regarding the installation of flowmeters, measurement tubes and check valves can be found at <a href="https://www.agriculture.ks.gov/divisions-programs/dwr/water-appropriation/new-applications-and-permits">https://www.agriculture.ks.gov/divisions-programs/dwr/water-appropriation/new-applications-and-permits</a>. If you do not have access to the internet, please contact this office and we will send you a paper copy of the referenced information.

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

This order requires that a notice and completion of works form be submitted once the diversion works are completed, including a properly installed flowmeter. This form is available at the referenced website.

Any 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 to contact this office. If you wish to refer to a specific file, please reference it when you contact us.

Sincerely,

Jeff Lanterman

Water Commissioner

**Enclosures** 

pc: Water Rights Section

Groundwater Management District No. 2

#### CERTIFICATE OF SERVICE

On this **13** day of **December, 2022**, I hereby certify that the attached DWR Field Office Application for Change in Point of Diversion for Water Right, File No. **26294**, dated **December 13th, 2022** was mailed via First Class U.S. mail to the following:

John A Young 12220 N 263<sup>rd</sup> St W Burrton, KS 67020

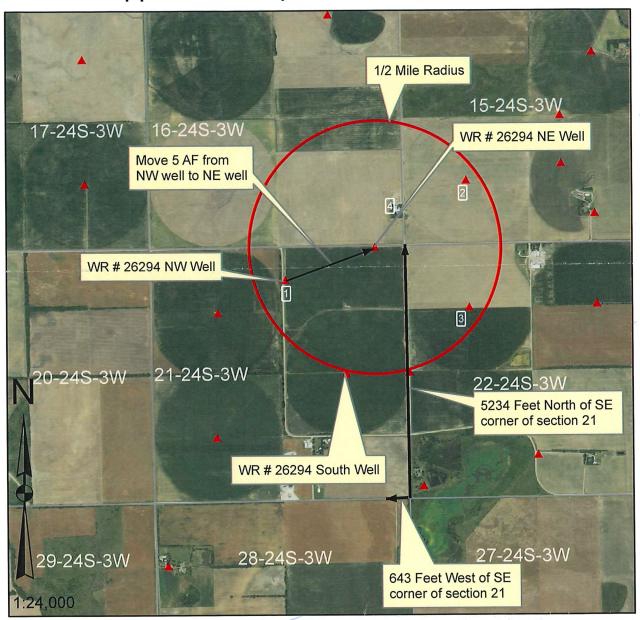
A copy of the letter was sent via First Class U.S. Mail to the following:

PC: Water Rights Section

Staff

Faith Centra

### Application Map - File No. 26294



I declare that all water wells or diversion sites using the same source of supply and within 1/2 mile of the proposed point of diversion have been plotted on the application map. 11-4-2022

Signature	Date
New Application  X Application No. <u>26294</u> To Change:	Water wells within 1/2 mile of proposed point of diversion include: (type use, owner, address)
X Point of Diversion RECEIVE	1) Irrigation Well - Water Right # 26294 NW Well D John A. Young Trust 12220 N. 263rd St W., Burrton, KS 67020
Place of Use NOV 0 7 20	2) Irrigation Well - Water Right # 28769 Larry D. Regier
Use Made of Water Stafford Field C	2912 Wildwood Way, North Newton, KS 67117
Proposed Point of Diversion	Regier Inc. c/o Mary Harms 4343 Westlake Ct, Bel Aire, KS 67220
Existing Points of Diversion	4) Domestic Well
Proposed Place of Use	Travis M. Lay 7021 S. Priairie Lake Rd., Burrton, KS 67020
Authorized Place of Use	Completed By GMD2 St

#### KANSAS DEPARTMENT OF AGRICULTURE **Division of Water Resources**

#### <u>MEMORANDUM</u>

DATE: December 2, 2022 TO: Files

RE: Water Right, File No. 26294 FROM: Taylor Arrowood

Point of Diversion Change App

On November 7, 2022, a change application was received from Groundwater Management District No. 2. The applicant(s) was John A. Young Trust, and application assistance had been completed through the GMD2 office with Bill Barton. The application is a point of diversion change to swap quantity of water between two wells of the referenced water right.

The referenced file is in compliance with 82a-732. A review of the application finds that it complies with K.A.R. 5-5-1, Filing an application for change. The referenced file does not appear abandoned as per K.S.A 82a-718.

The presently authorized points of diversion are as follows: Northeast diversion is at 5,234' N and 643' W of the SE corner of Section 21 of Township 24 South, Range 3 West. We have footages from GPS that are more accurate at 5,248' N, 630' W. This P/d is authorized 102 AF of water at 650 GPM. The northwest well is at 4,582' N and 2,523' W of the same legal description. We have GPS for more accurate descriptive footages of 4,592' N and 2,519' W. This P/d is authorized 10 AF of water at 755 gpm. The following change application authorizes a transfer of 5 AF of water from the northwest well to the northeast well. The northwest well will now be authorized 5 AF of water annually and the northeast well will be authorized 107 AF of water annually upon approval of the change.

This approval would comply with K.A.R. 5-5-3, Change in consumptive use, since there is no proposed change in rate or overall quantity. The quantity is merely shifting between two wells of the same water right.

The application was received in the Stafford Field Office on November 7, 2022, with all correct payment and signatures present.

On November 8, 2022, nearby letters were sent out to nearby well owners. The responses were to be due in our office by November 23, 2022. There were no responses for this change from the nearby well owners.

On November 28, 2022, a GMD 2 recommendation request was sent out to Tim Boese. The recommendation was received back at the Stafford Field Office on December 2, 2022 with recommendation for approval.

A water flow meter is required. A check valve is required if any chemical or foreign substance is

injected into the water through the diversion works.

Based on the above discussion that the change is reasonable, that impairment to existing water rights is unlikely, and that no change in local source of supply will occur, it has been recommended that the application be approved.

Taylor M. Arrowood Environmental Scientist Stafford Field Office

#### Arrowood, Taylor [KDA]

From:

rwilson@GMD2.org

Sent:

Friday, December 2, 2022 9:19 AM

To:

Arrowood, Taylor [KDA]

Subject:

26294 PD Change App Approval Recommendation

**Attachments:** 

26294 PD Change Approval Recommendation 12-02-22.pdf

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.

#### Good morning!

Attached is the Change in Point of Diversion Application Approval Recommendation Letter for #26294 from Manager Tim Boese.

Please let me know if you have any difficulty opening the attachment.

Thanks!

#### Rebecca

Rebecca Wilson
Administrative Assistant
Groundwater Management District #2
313 Spruce St.
Halstead, KS 67056
316-835-2224
316-835-2225 Fax
www.gmd2.org

PECEIVED

DEC 0 2 2022

Stafford Field Office
Division of Water Resources

JEFF WINTER, PRESIDENT VIN KISSICK, VICE PRESIDENT DAVID BOGNER, SECRETARY MIKE MCGINN, TREASURER TIM BOESE, MANAGER THOMAS A. ADRIAN, ATTORNEY



DIRECTORS:
MICHAEL BAALMANN
JOE BERGKAMP
ALAN BURGHART
RODNEY EGGLESTON
ETHAN REIMER
DALE SCHMIDT
DAVID STROBERG

### EQUUS BEDS GROUNDWATER MANAGEMENT DISTRICT NO. 2

313 SPRUCE STREET • HALSTEAD, KANSAS 67056-1925 • PHONE (316) 835-2224 • FAX (316) 835-2225 • equusbeds@gmd2.org • www.gmd2.org

December 2, 2022

Chief Engineer, Division of Water Resources Attn: Taylor Arrowood 300 S. Main St. Stafford, Kansas 67578

Re: Water Right No. 26294 Change in Point of Diversion Application - John A. Young Trust

Dear Mr. Arrowood:

The Equus Beds Groundwater Management District No. 2 reviewed the referenced change in point of diversion application on December 2, 2022, using the District's Revised Management Program (effective May 1, 1995) and Rules and Regulations K.A.R. 5-22-1 through 5-22-17.

The review found that the application proposes to move 5 acre feet of quantity from the Northwest well to the Northeast well, resulting in the Northwest being authorized for 5 acre-feet per year, the Northeast well being authorized for 107 acre-feet per year, and the South well remaining at the currently authorized quantity of 152 acre-feet per year. The proposed points of diversion, as described by the application, are: One well (Northeast well) located in the Northeast quarter of the Northeast quarter; one well (Northwest well) located in the Southwest quarter of the Northwest quarter of the Northeast quarter; and one well (South well) located in Northwest quarter of the Northeast quarter of the Southeast quarter; all in Section 21, Township 24 South, Range 3 West, Harvey County.

The District's review found that the change application complied with the District's Revised Management Program (effective May 1, 1995) and Rules and Regulations K.A.R. 5-22-1 through 5-22-17. Based upon the review, the change application is recommended for approval.

A District decision may be appealed to the District Board of Directors by submitting a written petition to the District office within 30 days from date of this notification, pursuant to K.A.R. 5-22-12.

Sincerely,

EQUUS BEDS GROUNDWATER MANAGEMENT DISTRICT NO. 2

Tim Boese Manager TDB/BLB

Enclosure

Pc: John A. Young Trust, Applicant and Owner

This is a

If recommendation by

If the Equus Beds

III Groundwater

III Management

III District and not an

III approval of an

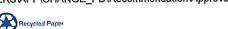
III application or water

III permit.

RECEIVED

DEC 0 2 2022

Stafford Field Office
Division of Water Resources

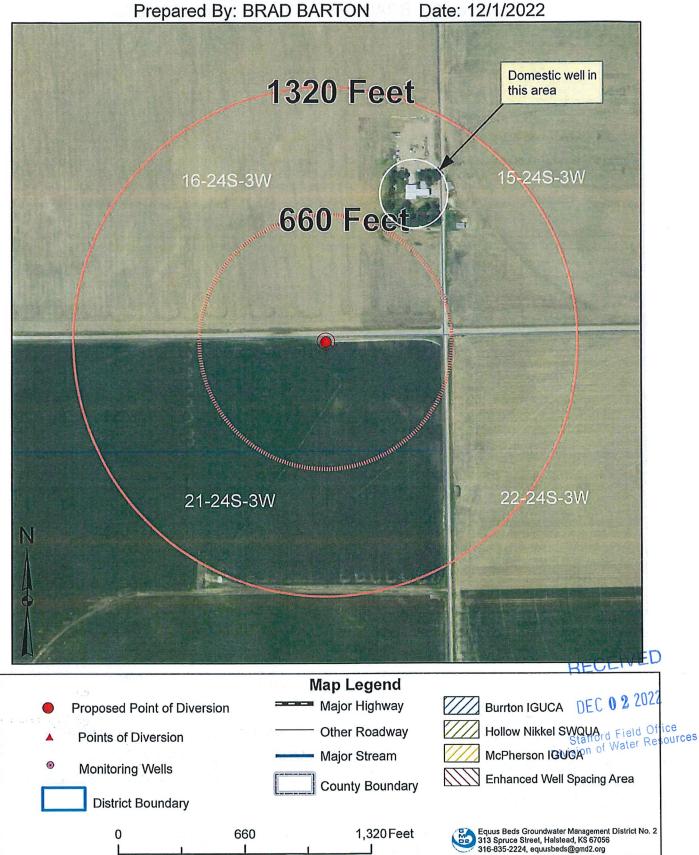


## EQUUS BEDS GROUNDWATER MANAGEMENT DISTRICT NO. 2 FINAL APPLICATION REVIEW CHECKLIST

1) 2)	Application No. <u>26294</u> Applicant: <u>John A. Young Trust</u>		Date filed: County:	November 7, 2022 Harvey
		07;5;152 acre-feet/ye		650;755;635 GPM
4)	Proposed Use: <u>Irrigation</u>			
5)	P/D location: <u>NE NE NE; SW NW N</u> 5234;4582;2604 ft, W		21-24S-3W Ge	eo Center: North
6)	Number and type of points of diversio	n listed on the applic	ation	3 Wells
7) 8)	Meter required K.A.R. 5-22-4a or K.A. Meets change PD requirements K.A.F.		A Company of the Comp	⊠Yes □No, Why <u> </u>
9)	Meets Safe Yield K.A.R. 5-22-7?  (a) Total allowable appropriations: (b) Total existing appropriations: (c) Total small user exemptions: (d) Total non-consumptive use: (e) Total consumptive use: (f) Total consumptive Appropriations: (total existing) – (non-consumptive)	af/yr af/yr af/yr af/yr af/yr af/yr		□Yes □No ⊠N/A
	(g) exempt from regulation?	⊠Yes □N	lo, Cite exemption:	K.A.R 5-22-7(b)(3)
If mo	Meets Well Spacing K.A.R. 5-22-2?  (a) POD in enhanced well spacing area?  (b) Domestic well spacing interval:  (c) Non-Domestic well spacing interval: ve is over 300 ft from currently authorized, must comply to be moved more than 2640 from originally authorized	☐Yes ☑N <u>&gt;660</u> ft <u>&gt;1320</u> ft with spacing	lo	⊠Yes □No □N/A
11)	Meets Max Reasonable Quantity K.A.I (a) Irrigation max quantity:	1.22_acre-fe	et / acre = Q unit	⊠Yes □No □N/A
	Reasonable rate for intended use? Depth to water: <u>9.07 ft on 10/7/2022</u> bl	s at observation well	: <u>EB 247A</u>	⊠Yes □No □N/A
•	Date reviewed: <u>12/1/2022</u>		R	enewed 12-2-2022
	Reviewed by: <u>B. Barton</u> District recommendation:	Title: <u>Hydrogeold</u> ⊠Approve	<u>ogist</u>	other, see comment
Changautho Distan Wells All 3 No kr PD is Last n eviden	Comments and Calculations: ge in PD application proposes to move 5 AF from NW we rized for 5 AF (previously 10 AF), south well will remain not between authorized locations of the NW well to the NI authorized by the same water right.  authorized wells comply with well spacing requirements to own nearby well comments received by DWR. approximately 1 mile south of southern edge of Burrton IV neter inspection on 10-11-2022 By GMD2. Found the NW not of slight water intrusion into the meter register case, all advised he would bring meters in for service. GMD2 sta 1) total AF = 152+5+107 = 264 AF/216 Acres = 1.22 AF/	the same at 152 AF.  E well is approximtely 1,990 fee o domestic and non-domestic w  GUCA.  Well meter in complinace, the though it appeared to probably  ff will follow up with letter if m	et. No new replacement ells. NE well meter was miss still be working. Advis leters not repaired soon.	t well to be drilled. Moving quantity only on  DEC 0 2 2022  sing security seal, and the South well meter had a Gregg Young in person of this on 114/2022.

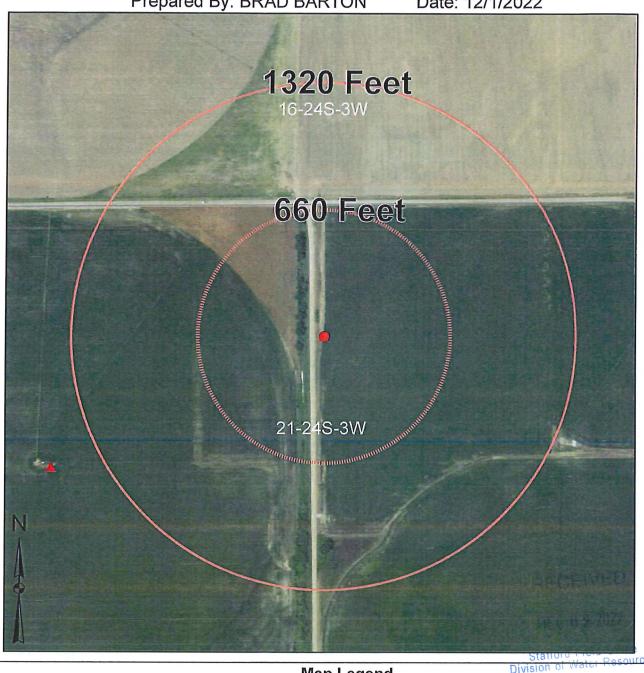
### Equus Beds Groundwater Management District No. 2 NE-NE-NE (5234'N & 643'W) 21-24S-03W, Harvey County SPACING EVALUATION NO 26294 (NE Well)

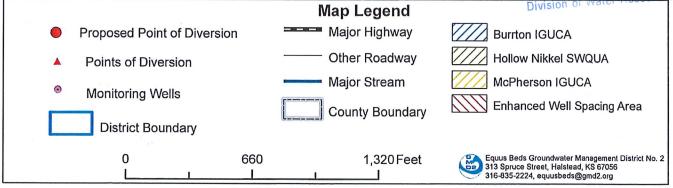
SPECIAL USE AREA: NONE



### Equus Beds Groundwater Management District No. 2 SW-NW-NE (4582'N & 2523'W) 21-24S-03W, Harvey County SPACING EVALUATION NO 26294 (NW Well) SPECIAL USE AREA: NONE

Prepared By: BRAD BARTON Date: 12/1/2022

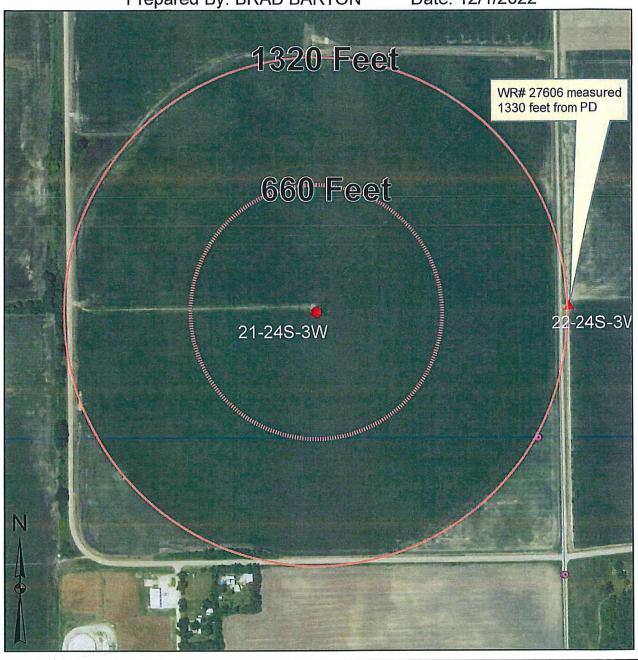


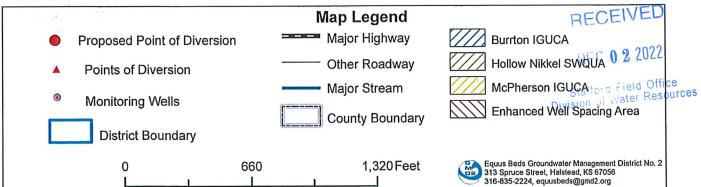


### Equus Beds Groundwater Management District No. 2 NW-NE-SE (2604'N & 1295'W) 21-24S-03W, Harvey County SPACING EVALUATION NO 26294 (South Well)

SPECIAL USE AREA: NONE

Prepared By: BRAD BARTON Date: 12/1/2022







Mike Beam, Secretary

www.agriculture.ks.gov
Laura Kelly, Governor

Phone: 620-234-5311

Fax: 620-234-6900

November 28, 2022

Tim Boese Equus Beds – GMD No. 2 313 Spruce Street Halstead, KS 67056

RE: Point of Diversion Change Application, File No(s). 26294

Dear Mr. Boese,

We are enclosing a copy of the application, as referenced above, for your review and recommendation. At this time the application appears to be in proper form.

This office will delay any further action on this file for a period of 15 business days from the date of this letter to allow you time to submit your recommendation concerning the application. Please submit your recommendation within the allotted time, or any authorized extension of time thereof.

If you have any questions, please feel free to contact the office.

Sincerely,

Taylor Arrowood Environmental Scientist Stafford Field Office taylor.arrowood@ks.gov

Enclosure

#### **Arrowood, Taylor [KDA]**

From:

Arrowood, Taylor [KDA]

Sent:

Monday, November 28, 2022 11:21 AM

To: Cc:

tboese@GMD2.org rwilson@GMD2.org

Subject:

Change in Point of Diversion Application File No. 26294

**Attachments:** 

26294\_GMD2CoverLetter.pdf; 26294\_PDchangeApplication\_scanned.pdf

Hello Tim,

I am attaching a cover letter and change application that proposes to change the point of diversion under the above file number. The change will swap quantity between two wells. The change will move 5 AF from Northwest well to the Northeast well. The details of the points of diversion are outlined further in the change application. The existing PDs are located at 21-24-3W in Harvey County.

Please provide a recommendation on this change. Let me know if you have any further information or have any questions regarding this change. If you need an extension of the 15 business days, as stated in the cover letter, please let me know. As of now, the deadline for the recommendation will be December 16, 2022.

Thank you,

#### Taylor M. Arrowood

**Environmental Scientist** Kansas Department of Agriculture Division of Water Resources Stafford Field Office (620) 234-5311 taylor.arrowood@ks.gov



Phone: 620-234-5311 Fax: 620-234-6900 www.agriculture.ks.gov

Mike Beam, Secretary

Laura Kelly, Governor

November 8, 2022

Travis M. Lay 7021 S. Prairie Lake Rd Burrton KS 67020

RE: Water Right, File No(s). 26294

Dear Travis,

This is to advise you that Gregg Young, on behalf of John A. Young Trust, has filed an application for approval of the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, to change the point of diversion under the above referenced file number(s). You are being notified of the proposed change because it appears you have a groundwater well within one-half mile of the proposed point of diversion. As such, you may provide this office any comments or other information you may want to submit regarding the proposed change. Such comments or other information must be received in this office within 15 days of the date of this letter, or any authorized extension of time.

You can find the complete application posted by the water right file number(s) 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>. If you do not have access to the internet and would like a copy of the application, please contact the Stafford Field Office. If you have any additional questions about the application, please contact the Stafford Field Office at (620) 234-5311.

Sincerely,

Taylor M. Arrowood Environmental Scientist taylor.arrowood@ks.gov

Tesur FE

pc: GMD 2



Phone: 620-234-5311 Fax: 620-234-6900 www.agriculture.ks.gov

Mike Beam, Secretary

Laura Kelly, Governor

November 8, 2022

Regier Inc 4343 Westlake Ct Bel Aire KS 67220

RE: Water Right, File No(s). 26294

Dear Regier Inc,

This is to advise you that Gregg Young, on behalf of John A. Young Trust, has filed an application for approval of the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, to change the point of diversion under the above referenced file number(s). You are being notified of the proposed change because it appears you have a groundwater well within one-half mile of the proposed point of diversion. As such, you may provide this office any comments or other information you may want to submit regarding the proposed change. Such comments or other information must be received in this office within 15 days of the date of this letter, or any authorized extension of time.

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Sincerely,

Taylor M. Arrowood Environmental Scientist taylor.arrowood@ks.gov

pc: GMD 2



Phone: 620-234-5311 Fax: 620-234-6900 www.agriculture.ks.gov

Mike Beam, Secretary

Laura Kelly, Governor

November 8, 2022

Larry D Regier 2912 Wildwood Way North Newton KS 67117

RE: Water Right, File No(s). 26294

Dear Larry,

This is to advise you that Gregg Young, on behalf of John A. Young Trust, has filed an application for approval of the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, to change the point of diversion under the above referenced file number(s). You are being notified of the proposed change because it appears you have a groundwater well within one-half mile of the proposed point of diversion. As such, you may provide this office any comments or other information you may want to submit regarding the proposed change. Such comments or other information must be received in this office within 15 days of the date of this letter, or any authorized extension of time.

You can find the complete application posted by the water right file number(s) 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>. If you do not have access to the internet and would like a copy of the application, please contact the Stafford Field Office. If you have any additional questions about the application, please contact the Stafford Field Office at (620) 234-5311.

Sincerely,

Taylor M. Arrowood Environmental Scientist taylor.arrowood@ks.gov

pc: GMD 2