# 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:
23636	4/2/2024	1	02	02
6. Status: ⊠ Approved □ Den	ied by DWR/GMD	Dismiss by Reques	st/Failure to Return 7.	Filing Date of Change:
8a. Applicant(s)  New to system □	Person ID Add Seq#	8c. Landown New to sy		Person IDAdd Seq#
8b. Landowner(s) New to system   PHOEBE JANE WELTY I DAVID WELTY 210 S BONE SPRINGS R ABBYVILLE, KS 67510		8d. WUC New to sy	vstem □	Person IDAdd Seq#
9. Documents and Enclosure(s): DN  Anti-Reverse Meter	Seal   Check Valve		 ⊠ Water Tube     ⊠ Drill	omply:
10. Use Made of Water From:		To: <u>·</u>		
			Date Prepared: <b>4/2/24</b> Date Entered:	ву: <b>ЕКF</b> Ву:

File No.	2363	6		11. C	ounty	: RN	Ва	sin: A	RKAN	ISAS I	RIVER			S	tream							Fo	ormation (	Code: <b>180</b>	Special Use:
12. Poi CHK	nts of Dive	ersion																Rat	e and	Quantit	у				
MOD DEL	PDIV																		Auth	orized			Additiona	al	
ENT	PDIV	Qualifie	er		S	Т	R	ID		'N	'۷	٧	Co	mmen	nt (AKA	\ Line)	)		ntity af	Ra gp			antity af	Rate gpm	Overlap PD Files
ENT		NE NW	sw		8	24	5W		2	2692	40	16						13	39	74	0	1:	39	740	20237134-MF (pend)
DEL	22078	NE NW	sw		8	24	5W	2	:	2630	40	45						13	39	74	0	1:	39	740	20237134-MF (pend)
13. Stora	age: Rate	e				NF.	Qua	antity _					ac/f	t	Additio	onal R	ate				!	NF A	dditional C	Quantity	ac/ft
14. Limit	tation:				_af/yr	at				gpm	(			_cfs)	when	combii	ned wi	th file	numb	er(s)					
Limi	tation:				_af/yr	at				gpm (	(			_cfs)	when (	combii	ned wi	th file	numb	er(s) _					
15. 5YR	Allocation	n: Alloc	ation	Туре		s	tart Ye	ar		5 YF	R Amo	unt _		_ An	nount (	Unit _		Bas	e Acre	es		Commer	nt		
16. Plac	ce of Use						N	E1/4			NW	<b>I</b> ½			sv	<b>V</b> <sup>1</sup> / <sub>4</sub>			S	6E1/4		Total	Owner	Chg?	Overlap Files
MOD DEL	DUCE	с т	В		Б	NE 1/4		SW 1/4	SE 1/4	NE	NW 1/4	SW 1/4	SE 1/4	NE	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4				
	7842	8 <b>24</b>			<u>D</u> 2									33	33	33	33					132	8b	N	20237134-MF pend
Base Ac	cres:	Y	ear:			Minimu	ım Rea	sonab	le Qua	antity:															
Comme	nts:																								

Stafford Field Office 300 S. Main Street Stafford, KS 67578-1521



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

Mike Beam, Secretary

Laura Kelly, Governor

April 2, 2024

Phoebe Jane Welty Trust, Attn David Welty 210 S Bone Springs RD Abbyville, KS 67510

Re: Water Right, File No(s). 23636

Dear Water Right Owner:

Enclosed is an order executed by the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, approving the application for change under the 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 <a href="Certified Water Flowmeters">Certified Water Flowmeters</a> as well as <a href="http://agriculture.ks.gov/divisions-programs/dwr/water-appropriation/water-flowmeters">http://agriculture.ks.gov/divisions-programs/dwr/water-appropriation/water-flowmeters</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 in formation.

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 **2nd** day of **April**, **2024**, I hereby certify that the attached Change in Point of Diversion for Water Right, File No. **23636**, dated **April 2nd**, **2024** was hand delivered to the following:

David Welty

A copy was sent electronically to the following:

Chelse Inodopass

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.

	t(s) of div	ersion	and/or	place	of use													EIVED	
																	1:	42pm	
						F	File No	. <u>2363</u>	16							A	PR 0	2 202	24
	Applicati					□ P	lace o	f Use		$\boxtimes$	Point	of Dive	ersion		]	DIVISIO	N OF WA	ield Off YTER RE	ice SOUR <b>CES</b>
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	Name ar 210 S. B	nd addro one Sp	ess of rings F	Water	Use C				ebe J	ane W	elty Tr	ust, At	tn: Dav	vid We	elty				
3.	Phone N The pres Owner o	ently a	uthoriz	ed pla AME: ESS:	Phoel	be Jan	Sprin	gs Rd.	t, Attn	: David	Welty		<u>wonen</u>	nain.co	om				
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	. Twp.	151631									11								
	. Twp.																		

Presently authorized point of diversion:					1325
One in the Quarter of the	NW	Quarter of the	S	W	_ Quarter
of Section 8 , Township					
in Reno County, Kansas, 2630	feet North _	4045 feet West	of Southe	ast corner of	section.
Authorized Rate 740 GPM Authorized Quantity	139 AF	Depth of well	~ 113	(feet)	
(DWR use only: Computer ID No GF	PS 2692	feet North	3981	feet West)	
☐This point will not be changed ☐This point will be chang					
Proposed point of diversion: (Complete only if chan	ge is request	ed or if existing poin	t is better	described	by GPS)
One in the Quarter of the	NW	Quarter of the	5	W	_ Quarter
of Section 8, Township	24	South, Range		5W	(E/W)
in Reno County, Kansas, 2692					
Proposed Rate740 GPM Proposed Quantity _	139 AF	Proposed well de	pth (feet) _	~ 120 f	t.
This point is: Additional Well Geo Center List	other water rig	hts that will use this p	oint 2023	7/34-1	F (pendi)
			EXT/DI	WR 4/:	2/24
Presently authorized point of diversion:					
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of Section, Township					
in County, Kansas,	feet North	feet West	of Southe	ast corner of	f section.
Authorized Rate Authorized Quantity					
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14. If the proposed groundwater point of diversion is 300 c	or fewer feet fror	n the exist	ing point o	of diversion, complete	e the following:
(a) Does the undersigned represent all owners of the   ☐ Yes ☐ No (If no, all owners must			e(s) of use	identified in this app	lication?
<ul> <li>(b) Will the ownership interest of any owner of the caffected if this application is approved as requested Yes</li> <li>No (If yes, all owners must</li> </ul>	ed?		s) of use	identified in this app	lication be adversely
(c) If this application is not approved expeditiously, w  ☑ Yes ☐ No (If no, all owners must			nage to pr	operty, public health	or safety?
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)	d by all owners of	groundwat of the curre	ter change ently autho	in point of diversion rized place of use, o	greater than 300 feet, or their duly authorized
I hereby verify, being first duly sworn upon my o age and the owner, the spouse of the owner, or a their behalf, in regards to the water right(s) to w contained in this application are true, correct and	duly authorize thich this applied complete.	ed agen lication p	t of the opertains.	wner(s) to make I further verify t	this application on
Dated at Stafford	_, Kansas, this _	and	day of	April	, 20 24.
f Dank To 1					
(Owner)	-			(Spouse)	
David Welty, Trustee of the Phoebe Jane Welty Trust					
(Please Print)				(Please Print)	
(Owner)				(Spouse)	
(Please Print)	-			(Please Print)	
(Owner)				(Spouse)	
(Please Print)				(Please Print)	
State of Kansas )					
County of Stafford ss					
hereby certify that the foregoing application was	signed in my	presence	and sw	orn to before me	this and day of
, 20 20		01	1	(	
My Commission Expires  CHELSI SNODGRAS My Appointment Expir May 13, 2024		Che	لندل	Notary Public	W
ONLY COMPLETE APPLICATIONS WILL BE PROCESSED. To accurate information; maps, if necessary, must be included; signathe appropriate fee must be paid.	be complete, all o atures of all the ap	f the application	able portion vners' must	s of the application for be affixed to the applic	m must be completed wit ation and notarized; and
	FEE SCHEDU	E			
Each application to change the place of use or the point of forth in the schedule below: Make checks payable to: Kai  (1) Application to change a point of diversion 300  (2) Application to change a point of diversion mor (3) Application to change the place of use	f diversion under nsas Departme ) feet or less re than 300 feet	this section	culture	RECEIVED	
			AP	R 0 2 2024	

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

pro	This Summary Order is issued under authority of K.S.A. 82a-708b, as amended, and K.A.f provisions of the <i>Kansas Water Appropriation Law, K.S.A. 82a-701 et. seq.</i> , and rules and With the exception of those conditions expressly contained herein, this Summary Order do and limitations of File No	regulations promulgated thereunder,
1.	1. A change application was received on April 2, 2024 requesting a diversion authorized under the above-referenced file number be changed as describe	that the place of use and / or point of d in the application.
2.	2. On and after the effective date of this summary order, the authorized place(s) of use shon the topographic map accompanying the application to change the place of use.	nall be located substantially as shown Applicable Not Applicable
3.	3. The change in point of diversion shall not impair existing rights and shall be limited to the previously authorized. The point of diversion authorized by this summary order shall lead to the radius of the authorized point(s) of diversion.	e same source or sources of water as be located within afoot
4.	<ol> <li>The point(s) of diversion described herein is administratively corrected to be more a Positioning System (GPS), as described in the application. ☐ Applicable ☒ Not Appl</li> </ol>	ccurately described using the Global licable
5.	<ol> <li>The point(s) of diversion authorized herein shall not actually be located more than authorized point(s) of diversion.</li></ol>	feet from the previously
6.	6. As required by K.A.R. 5-3-5d, if the works for diversion is a well with a diversion rate tube or other device suitable for making water level measurements shall be in accordance with K.A.R. 5-6-13.   ☐ Applicable ☐ Not Applicable	of 100 gallons per minute or more, a stalled, operated and maintained in
7.	7. The owner of the authorized place(s) of use shall properly install an acceptal December 31, 20 4 , or before the first use of water, whichever occurs first. The operated and maintained in accordance with K.A.R. 5-1-4 through 5-1-12. As required and K.A.R. 5-3-5e, the owner shall maintain records and report the reading of the water diverted annually to the Chief Engineer by March 1 following the end of each call Applicable    Not Applicable	e water flow meter shall be installed, red by K.S.A. 82a-732, as amended, ter flow meter and the total quantity of
8.	8. Installation of the works for diversion of water shall be completed on or before authorized extension of time. By March 1, 20_5 the applicant shall notify the C works for diversion has been completed, on the form provided by the Chief Engineer, Applicable \(\Boxed{\subset}\) Not Applicable	hief Engineer that construction of the
9.	9. The completed well log shall be submitted with the required notice.	ble Not Applicable
10.	10. All diversion works into which any type of chemical or other foreign substance will be injusted with an in-line, automatic, quick-closing check valve capable of preventing pollution of check valve(s) shall be installed, operated and maintained in accordance with K Applicable	of the source of the water supply. The
11.	11. Additional Conditions are attached.   Yes  No	
12.	12. In accordance with K.S.A. 82a-708a, as amended, and K.A.R. 5-5-14, all of the owner water appropriated under the above-referenced file number are responsible for com limitations, as amended and/or supplemented by this Summary Order, and with appli Appropriation Law and the Rules and Regulations promulgated thereunder. Failure result in civil penalties pursuant to K.S.A. 82a-737, as amended, and/or the suspens water or appropriation right or any other enforcement actions authorized by law.	pliance with its terms, conditions and cable provisions of the Kansas Water to comply with these provisions may
	Administrative Appeal and Effective Date of Order FOR C	OFFICE USE ONLY
you Eng Agri	you may request an evidentiary hearing before the Chief Engineer or request administrative review by the Secretary of Agriculture. A request for hearing by the Chief Engineer must be	ON APPROVED AND afford Field Office Y ORDER ISSUED
adm day revi File Leg 665	administrative review by the Secretary must be filed within 30 days pursuant to K.S.A. 77-531. Any request for administrative (Print Name):	urces - Kansas Department of Agriculture
pico	For I look y Register of Ponds	) SS
	County of 104 FO	111010001
	Acknowledged before me	erman
	Signature:	Notary Public
	My completion evolution	
	My cammission expires	ELSI SNODGRASS popointment Expire Notary Seal)
DWI	DWR 1-121 (Revised 04/5/2018) Page 4	May 13, 2024 File No. <u>23636</u>

### Equus Beds Groundwater Management District No. 2 Abandoned Well Plugging Agreement

I, <u>David Welty, Trustee of the Phoebe Jane Welty Trust</u> , the undersigned and owner of an abandoned water well understand that an abandoned water well is a groundwater contamination threat and a public health and safety hazard.
The abandoned water well is located $\underline{\text{NE}}$ , $\underline{\text{NW}}$ , $\underline{\text{SW}}$ , Section $\underline{8}$ , Township $\underline{24}$ South, Range $\underline{5W}$ West, $\underline{\text{RN}}$ County which is approximately $\underline{2692}$ feet north and $\underline{3981}$ feet west of the apparent $\underline{\text{Southeast}}$ section corner. Total well depth is $\underline{\hspace{0.2cm}} \sim 113$ feet and the diameter of the well is $\underline{\hspace{0.2cm}} 16$ inches. Current depth to static water level in the well is $\underline{\hspace{0.2cm}} 41.5$ feet below land surface. The well was previously authorized by water permit no. $\underline{\hspace{0.2cm}} 23636$ .
I agree to properly plug the abandoned well pursuant to the Equus Beds Groundwater Management District rules and regulations K.A.R. 28-30-200 through K.A.R. 28-30-207 and the following agreement provisions:
<ol> <li>Well plugging operations will be supervised by either (a) a water well contractor licensed with the Kansas Department of Health and Environment, (b) a profession engineer or geologist licensed to practice in the State of Kansas, or (c) the abandoned water well owner or land owner of the property on which the water well or borehole is located.</li> </ol>
<ol> <li>The above described well will be plugged: a) by,, or b) within 30 days after the replacement well, approved by a change in point of diversion, becomes operational.</li> </ol>
<ol> <li>A completed WWC-5P form will be submitted to the Kansas Department of Health and Environment within 30 days after the abandoned well is plugged and a copy of the WWC- 5P form will be furnished to the District within the same period of time.</li> </ol>
4. The well owner or authorized agent will notify the District 48 hours before plugging operations occur.
<ol> <li>Failure to comply with the provisions of this agreement shall constitute noncompliance of the groundwater management district rules and regulations K.A.R. 28-30-200 through K.A.R. 28-30-207.</li> </ol>
Dated this 2nd day of April , 2024 at Stafford, Kansas
Signature // //
Address 210 S. Bone Springs Rd.
City, State, Zip Code Abbyville, KS 67510
Telephone_(620) 960-3230_
State of Kansas County of Stortford
Subscribed and affirmed to before me this and day of April , 2024,
by Melsi Indonasi (Notary Public)
My Commission ExpiresCHELSI SNODGRASS

May 13, 2024

H:\MSOFFICE\LETTERS\APP\DWR\_APPS\\#23636\_DAVID\_WELTY\_Plugging\_Agreement.docx Revised 25 Oct 2005

INPUTS	STATE OF THE STATE OF
Target Section Definition	<b>建筑设置的</b>
Section	8
Township	24
Range	5
Range Direction	W
Target Point Coordinates (NA	D27 or NAD83)
Target Longitude	-97.898890 NAD8
Target Latitude	37.977330

#### **Load Data and Compute**

#### Instructions

- Enter values for section, township, range and range direction.
   Enter NAD27 or NAD83 longitude and latitude of target point.
   Click "Load Data and Compute" button.
- 4. Use feet distances corresponding to datum of target point.

#### #23636 irrigation well

UTM-NAD83

4203872 596705.7

3/28/2024

	Loaded Section	Data
	From LEOBASE usin	ng NAD83
Corner	Corner Latitudes	<b>Corner Longitudes</b>
SW	37.97008977	-97.90346687
NW	37.98464579	-97.90342061
NE	37.98444764	-97.88503423
SE	37.96993672	-97.88507933
Degrees	s Longitude per Foot	3.46908690E-06
Degrees	s Latitude per Foot	2.74610301E-06
Target	Point Distances from C	orners using NAD83
Corner	Feet North(+)/South(-)	Feet East(-)/West(+)
SW	2637	-1319
NW	-2664	-1306
NE	-2592	3994
SE	2692	3981

SE	2692	3981
	Loaded Section	Data
	From LEOBASE usin	ng NAD27
Corner Cor	ner Latitudes	Corner Longitudes
SW	37.97007800	-97.90313700
NW	37.98463400	-97.90309100
NE	37.98443600	-97.88470500
SE	37.96992500	-97.88475000
Degrees Lo	ngitude per Foot	3.46908635E-06
Degrees Lat	titude per Foot	2.74598553E-06
Target Poi	nt Distances from C	orners using NAD27
Corner Fee	t North(+)/South(-)	Feet East(-)/West(+)
SW	2641	-1224
NW	-2660	-1211
NE	-2588	4089
SE	2697	4076

RECEIVED

APP 0 2 2024

INPUTS		
Target Section Definition		
Section	8	
Township	24	
Range	5	
Range Direction	W	
Target Point Coordinates (NA	D27 or NAD83)	
Target Longitude	-97.899010	NAD83
Target Latitude	37.977330	

#### **Load Data and Compute**

#### Instructions

- Enter values for section, township, range and range direction.
   Enter NAD27 or NAD83 longitude and latitude of target point.
   Click "Load Data and Compute" button.
   Use feet distances corresponding to datum of target point.

#### #23636 **Proposed Irrigation Well** (stake/flag) UTM-NAD83

4203872 596695.2

3/28/2024

	Loaded Section From LEOBASE using	
Corner Cor	ner Latitudes	Corner Longitudes
sw	37.97008977	-97.90346687
NW	37.98464579	-97.90342061
NE	37.98444764	-97.88503423
SE	37.96993672	-97.88507933
Degrees Lo	ngitude per Foot	3.46908690E-06
Degrees La	titude per Foot	2.74610301E-06
Target Poi	nt Distances from C	orners using NAD83
Corner Fee	t North(+)/South(-)	Feet East(-)/West(+)
SW	2637	-1285
NW	-2664	-1271
NE	-2592	4029
SE	2692	4016

	From LEOBASE usin	ng NAD27		
Corner	Corner Latitudes	Corner Longitudes		
SW	37.97007800	-97.90313700		
NW	37.98463400	-97.90309100		
NE	37.98443600	-97.88470500		
SE	37.96992500	-97.88475000		
Degrees	s Longitude per Foot	3.46908635E-06		
Degrees	s Latitude per Foot	2.74598553E-06		
Targe	Point Distances from C	orners using NAD27		
Corner	Feet North(+)/South(-)	Feet East(-)/West(+)		
SW	2641	-1190		
NW	-2660	-1176		
NE	-2588	4124		
SE	2697	4111		

**Loaded Section Data** 

RECEIVED

APR 0 2 2024

French S. Hindeth 35 (FRATELLIEST) 21 (Connements)

# DARLING DRILLING COMPANY

3916 W. 56th Avenue Hutchinson, KS 67502

## DRILLER'S LOG

County Peno Quarter 500 Section			
atitude	37.	77734 Longitude 97.88603	
Drilled	Footage	Description of Strata	
From	To	Description of Strata	
02	3	TOPSOBL	
	52	BROWN CLAY	
52	28	CEART Brown CLAY GAND	4
28	50	Fine-Small sand w Perces of Cay	
50	109	WEN- EINS WHO	W
69	71	TAN CLAY	4
71	78	men-fene como. Ton Clay 70/30	
78	95	MED-KING COND	
95	98	Toncia, Fine sono	
98	KO	Mek Great Clay	
100	150	MED. FEM COUNTY	
			Static Wa
			Depth of
			Type & S
			Plain:
			Perf:
			Gravel P
		RECEIVED	Hole Plu
		APR 0 2 2024	# of Sack
		Stafford Field Office DIVISION OF WATER RESOURCES	Contami
		THE RESULRCES	Direction