

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

1. File Number: 25417	2. Status Change Date: 4/26/18	3. Change Num: C1	4. Field Office: 04	5. GMD: 03
6. Status: <input checked="" type="checkbox"/> Approved <input type="checkbox"/> Denied by DWR/GMD <input type="checkbox"/> Dismiss by Request/Failure to Return				7. Filing Date of Change: 3/26/18
8a. Applicant(s) New to system <input type="checkbox"/> GRAHAM FARMS INC 2150 ROAD 220 DEERFIELD KS 67838-9513		Person ID 6372 Add Seq# 1		
8b. Landowner(s) New to system <input type="checkbox"/> NC		Person ID _____ Add Seq# _____		
8c. Landowner(s) New to system <input type="checkbox"/>		Person ID _____ Add Seq# _____		
8d. WUC New to system <input type="checkbox"/> nc		Person ID _____ Add Seq# _____		
9. Documents and Enclosure(s): <input checked="" type="checkbox"/> DWR Meter(s) Date to Comply: 12/31/18 <input checked="" type="checkbox"/> N & P Date to Comply: 12/31/18				
<input type="checkbox"/> Anti-Reverse Meter <input type="checkbox"/> Meter Seal <input type="checkbox"/> Check Valve <input type="checkbox"/> N & P Form <input type="checkbox"/> Water Tube <input type="checkbox"/> Driller Copy <input type="checkbox"/> H & E Letter <input type="checkbox"/> Conservation Plan Date Required: _____ Date Approved: _____ Date to Comply: _____				
10. Use Made of Water From: _____ To: _____				
Date Prepared: 4/23/18 By: TPM Date Entered: _____ By: _____				

STATE OF KANSAS

DEPARTMENT OF AGRICULTURE
DIVISION OF WATER RESOURCES
GARDEN CITY FIELD OFFICE
2508 JOHNS STREET
GARDEN CITY, KS 67846-2804



PHONE: (620) 276-2901
FAX: (620) 276-9315
www.agriculture.ks.gov

GOVERNOR JEFF COLYER, M.D.
JACKIE McCLASKEY, SECRETARY OF AGRICULTURE

April 26, 2018

GRAHAM FARMS INC
2150 ROAD 220
DEERFIELD KS 67838-9513

RE: Change in Point of Diversion Water Right, File No 25417

Dear Mr Graham:

Enclosed you will find a *Summary Order Approving Application for Change in Points of Diversion* for the above referenced file. This order modifies the authorized well location under the referenced file. This order modifies the original document; it should be recorded at the County Register of Deeds.

Your attention is directed to the enclosures and to the terms, conditions, and limitations specified in this order. The diversion works should be completed and reported to the Division of Water Resources by **December 31, 2018**. Enclosed is a form for this purpose, along with other information for reference.

A condition of this order is that an acceptable flow meter must be properly installed on the diversion works authorized under the referenced file number in accordance with the Kansas Administrative Regulations 5-1-4 through 5-1-12. This water flow meter shall be used to provide information required on the annual water use report.

This order shall become final if a request for a hearing is not filed with the Chief Engineer within 15 days of the date of service of this order. The date of service is the date listed on the enclosed *Certificate of Service*.

Should you have any questions, please feel free to call this office. If you would prefer, you could arrange an appointment for additional assistance.

Sincerely,

A handwritten signature in black ink, appearing to read "T. Makens", is written over a horizontal line.

Thomas P. Makens
Assistant Water Commissioner


TPM:tpm
Enclosures
GMD#3

CERTIFICATE OF SERVICE

On this 27th day of April 2018, I hereby certify that the attached original Approval of Application to Change the Point of Diversion under Water Right, File No. 25417 dated April 26, 2018 was mailed postage prepaid, first class, US mail to the following:

GRAHAM FARMS INC
2150 ROAD 220
DEERFIELD KS 67838-9513

Copy provided to GMD#3



Division of Water Resources

Submit completed application to:
 Kansas Department of Agriculture
 Division of Water Resources
 Field Office for your area.
 Call for address:

Topeka -- (785) 862-6300
 Stafford -- (620) 234-5311
 Stockton -- (785) 425-6787
 Garden City -- (620) 276-2901
www.ksda.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.

RECEIVED
 8:45 AM
 MAR 26 2018

File No. 25417

1. Application is hereby made for approval of the Chief Engineer to change the (check one or both): Garden City Field Office
Division of Water Resources
- Place of Use Point of Diversion
- under the water right which is the subject of this application in accordance with the conditions described below.
- The source of supply is: Groundwater Surface water

2. Name and address of Applicant: GRAHAM FARMS INC
- 2150 ROAD 220 DEERFIELD KS 67838-9513
- Phone Number: () _____ Email address: _____
- Name and address of Water Use Correspondent: GRAHAM FARMS INC
- 2150 ROAD 220 DEERFIELD KS 67838-9513
- Phone Number: () _____ Email address: _____

3. The presently authorized place of use is:
- Owner of Land ---- NAME: GRAHAM FARMS INC
- ADDRESS: 2150 ROAD 220 DEERFIELD KS 67838-9513
- (If there is more than one landowner, attach supplemental sheets as necessary.)

Sec.	Twp.	Range	NE¼				NW¼				SW¼				SE¼				TOTAL ACRES	
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼		

4. If this application is for a change in place of use, it is proposed that the place of use be changed to:
- Owner of Land ---- NAME: no change to acres
- ADDRESS: _____
- (If there is more than one landowner, attach supplemental sheets as necessary.)

Sec.	Twp.	Range	NE¼				NW¼				SW¼				SE¼				TOTAL ACRES	
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼		

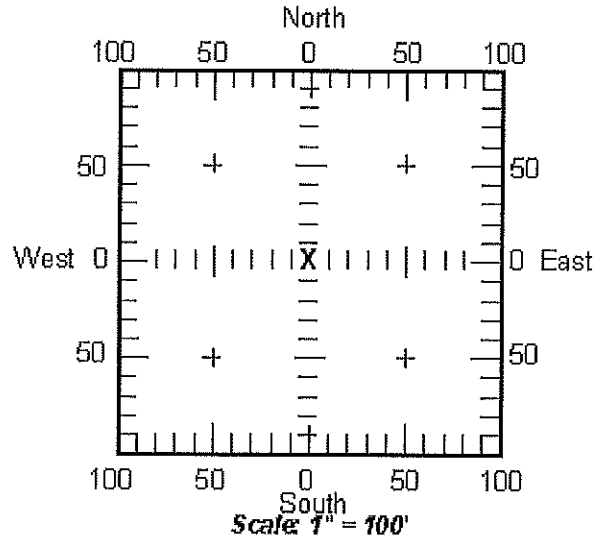
For Office Use Only: Code _____ Fee \$ 200 TR # _____ Receipt Date 3/26/18 Check # 2986

5. **Presently authorized point of diversion:**
 One in the nw Quarter of the sw Quarter of the nw Quarter of Section 21, Township 23 South, Range 35 W, in Kearny County, Kansas, 3910 feet North 4950 feet West of Southeast corner of section.
 Authorized Rate Authorized Quantity Depth of well (feet)
 (DWR use only: Computer ID No. 14 GPS 3876 feet North 4978 feet West)
 This point will not be changed This point will be changed as follows:
Proposed point of diversion: (Complete only if change is requested)
 One in the nw Quarter of the sw Quarter of the nw Quarter of Section 21, Township 25 23 South, Range 35 W, in Kearny County, Kansas, 3452 feet North 5058 feet West of Southeast corner of section.
 Proposed Rate Proposed Quantity 419 GPM Proposed well depth (feet)
 This point is: Additional Well Geo Center List other water rights that will use this point

6. **Presently authorized point of diversion:**
 One in the Quarter of the Quarter of the Quarter of Section , Township South, Range in County, Kansas, feet North feet West of Southeast corner of section.
 Authorized Rate Authorized Quantity Depth of well (feet)
 (DWR use only: Computer ID No. GPS feet North feet West)
 This point will not be changed This point will be changed as follows:
Proposed point of diversion: (Complete only if change is requested)
 One in the Quarter of the Quarter of the Quarter of Section , Township South, Range (E/W), in County, Kansas, feet North feet West of Southeast corner of section.
 Proposed Rate Proposed Quantity Proposed well depth (feet)
 This point is: Additional Well Geo Center List other water rights that will use this point

7. Why do you need a new point of diversion?
old well needs to be replaced

13a. If the proposed point of diversion will be relocated within 100 feet of the existing point of diversion, indicate its location on the diagram below in relation to the existing point of diversion. (PLEASE NOTE: The "X" in center of diagram below represents presently authorized point of diversion.)



8. If a well, is the test hole log attached? Yes No

9. When do you propose to complete the new point of diversion?
April 5 2018

10. If the point of diversion is a well:
 (a) What are you going to do with the old well?
plug
 (b) When will this be done? 2018

11. Groundwater Management District recommendation attached? Yes No

12. Assisted by tpm

13b. If the proposed point of diversion will be relocated more than 100 feet but within 1320 feet from 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.

APPLICATION FOR APPROVAL TO CHANGE
THE PLACE OF USE AND/OR POINT OF DIVERSION
SUPPLEMENTAL SHEET
FILE NO. 25417

Presently authorized point of diversion:
One in the _____ Quarter of the _____ cn Quarter of the _____ nw Quarter
of Section _____ 21 Township _____ 23 South, Range _____ 35 W,
in Kearny County, Kansas, _____ 5230 feet North _____ 3930 feet West of Southeast corner of section.
Authorized Rate _____ Authorized Quantity _____ Depth of well _____ (feet)
(DWR use only: Computer ID No. 5 GPS _____ feet North _____ feet West)
 This point will not be changed This point will be changed as follows:
Proposed point of diversion: (Complete only if change is requested)
One in the _____ Quarter of the _____ Quarter of the _____ Quarter
of Section _____ Township _____ South, Range _____ (E/W),
in _____ County, Kansas, _____ feet North _____ feet West of Southeast corner of section.
Proposed Rate _____ Proposed Quantity _____ Proposed well depth (feet) _____
This point is: Additional Well Geo Center List other water rights that will use this point _____

Presently authorized point of diversion:
One in the _____ Quarter of the _____ cn Quarter of the _____ nw Quarter
of Section _____ 21 Township _____ 23 South, Range _____ 35 W,
in Kearny County, Kansas, _____ 5230 feet North _____ 3880 feet West of Southeast corner of section.
Authorized Rate _____ Authorized Quantity _____ Depth of well _____ (feet)
(DWR use only: Computer ID No. 6 GPS _____ feet North _____ feet West)
 This point will not be changed This point will be changed as follows:
Proposed point of diversion: (Complete only if change is requested)
One in the _____ Quarter of the _____ Quarter of the _____ Quarter
of Section _____ Township _____ South, Range _____ (E/W),
in _____ County, Kansas, _____ feet North _____ feet West of Southeast corner of section.
Proposed Rate _____ Proposed Quantity _____ Proposed well depth (feet) _____
This point is: Additional Well Geo Center List other water rights that will use this point _____

Presently authorized point of diversion:
One in the _____ Quarter of the _____ cn Quarter of the _____ nw Quarter
of Section _____ 21 Township _____ 23 South, Range _____ 3 W,
in Kearny County, Kansas, _____ 5230 feet North _____ 3980 feet West of Southeast corner of section.
Authorized Rate _____ Authorized Quantity _____ Depth of well _____ (feet)
(DWR use only: Computer ID No. 7 GPS _____ feet North _____ feet West)
 This point will not be changed This point will be changed as follows:
Proposed point of diversion: (Complete only if change is requested)
One in the _____ Quarter of the _____ Quarter of the _____ Quarter
of Section _____ Township _____ South, Range _____ (E/W),
in _____ County, Kansas, _____ feet North _____ feet West of Southeast corner of section.
Proposed Rate _____ Proposed Quantity _____ Proposed well depth (feet) _____
This point is: Additional Well Geo Center List other water rights that will use this point _____

Presently authorized point of diversion:
One in the _____ Quarter of the _____ Quarter of the _____ Quarter
of Section _____ Township _____ South, Range _____ (E/W),
in _____ County, Kansas, _____ feet North _____ feet West of Southeast corner of section.
Authorized Rate _____ Authorized Quantity _____ Depth of well _____ (feet)
(DWR use only: Computer ID No. _____ GPS _____ feet North _____ feet West)
 This point will not be changed This point will be changed as follows:
Proposed point of diversion: (Complete only if change is requested)
One in the _____ Quarter of the _____ Quarter of the _____ Quarter
of Section _____ Township _____ South, Range _____ (E/W),
in _____ County, Kansas, _____ feet North _____ feet West of Southeast corner of section.
Proposed Rate _____ Proposed Quantity _____ Proposed well depth (feet) _____
This point is: Additional Well Geo Center List other water rights that will use this point _____

14. If the proposed groundwater point of diversion is 300 or fewer feet from existing point of diversion, complete the following:

- (a) Does the undersigned represent all owners of the currently authorized place(s) of use identified in this application?
 Yes No (If no, all owners must sign this application.)
- (b) Will the ownership interest of any owner of the currently authorized place(s) of use identified in this application be adversely affected if this application is approved as requested?
 Yes No (If yes, all owners must sign this application.)
- (c) If this application is not approved expeditiously, will there be substantial damage to property, public health or safety?
 Yes No (If no, all owners must sign this application.)

If the application proposes a surface water change in point of diversion, a groundwater change in point of diversion greater than 300 feet, or a change in place of use, the application must be signed by all owners of the currently authorized place of use, or their duly authorized agent (attach notarized statement authorizing representation).

I hereby verify, being first duly sworn upon my oath or affirmation and under penalty of perjury, that I am of lawful age and the owner, the spouse of the owner, or a duly authorized agent of the owner(s) to make this application on their behalf, in regard to the water right(s) to which this application pertains. I further verify that the statements contained in this application are true, correct and complete.

Dated at Warden City, Kansas, this 26th day of March, 2018.

<u>Roy Graham</u> (Owner)	_____ (Spouse)
Roy Graham (Please Print)	_____ (Please Print)
_____ (Owner)	_____ (Spouse)
_____ (Please Print)	_____ (Please Print)
_____ (Owner)	_____ (Spouse)
_____ (Please Print)	_____ (Please Print)

State of Kansas }
County of Finney } SS

I hereby certify that the foregoing application was signed in my presence and sworn to before me this 26th day of March, 2018.



My Commission Expires _____

Julie Jones
Notary Public

ONLY COMPLETE APPLICATIONS WILL BE PROCESSED. To be complete, all of the applicable portions of the application form must be completed with accurate information; maps, if necessary, must be included; signatures of all the appropriate owners' must be affixed to the application and notarized; and the appropriate fee must be paid.

FEE SCHEDULE

Each application to change the place of use or the point of diversion under this section shall be accompanied by the application fee set forth in the schedule below: Make checks payable to: **Kansas Department of Agriculture**

- (1) Application to change a point of diversion 300 feet or less \$100
- (2) Application to change a point of diversion more than 300 feet \$200
- (3) Application to change the place of use \$200

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. 5-14-3 and other applicable provisions of the *Kansas Water Appropriation Law, K.S.A. 82a-701 et. seq.*, and rules and regulations promulgated thereunder, K.A.R. 5-1-1 *et. seq.* With the exception of those conditions expressly contained herein, this Summary Order does not change the terms, conditions and limitations of File No. 25417.

- 1. A change application was received on March 26, 2018 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
- 3. 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 300 foot radius of the authorized point(s) of diversion. Applicable Not Applicable
- 4. The point(s) of diversion authorized herein shall not actually be located more than _____ feet from the previously authorized point(s) of diversion. Applicable Not Applicable
- 5. 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
- 6. The owner of the authorized place(s) of use shall properly install an acceptable water flow meter on or before **December 31, 2018**, 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. Applicable Not Applicable
- 7. Installation of the works for diversion of water shall be completed on or before **December 31, 2018**, or within any authorized extension of time. By March 1, 2019 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. Applicable Not Applicable
- 8. The completed well log shall be submitted with the required notice. Applicable Not Applicable
- 9. 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
- 10. Additional Conditions are attached. Yes No
- 11. 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

You have the right to a hearing in accordance with K.A.R. 5-14-3 before this Summary Order becomes final action of the Kansas Department of Agriculture. Any request for a hearing must be filed with the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, 109 SW 9th Street, Topeka, Kansas 66612, within 15 days after the date shown on the Certificate of Service attached hereto. If a hearing is not requested in accordance with K.A.R. 5-14-3, this Summary Order will become effective on the 15th day after the date shown on the Certificate of Service.

For Use by Register of Deeds

FOR OFFICE USE ONLY
**APPLICATION APPROVED AND
SUMMARY ORDER ISSUED**

By: [Signature]
Duly Authorized Designee of the Chief Engineer

(Print Name): THOMAS P. MAIKENS
Division of Water Resources - Kansas Department of Agriculture

Date of Issuance: April 26, 2018

State of Kansas)

County of Stimley) SS

Acknowledged before me on April 26, 2018
by Thomas P. Maikens

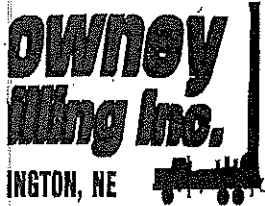
Signature: [Signature]
Notary Public



My commission expires: _____
(Notary Seal)

WELL LOG

DATE: 1/18/2016



CUSTOMER NAME: GRAHAM FARMS

LEGAL: SW/NW 21-23S-35W

COUNTY: KEARNY

GPS: 38-04138-

MO 165 67-5T

-401.17569-

OTHER: 500' SOUTH-SOUTHWEST OF EXISTING IRRIGATION WELL

TO	TYPE	HARDNESS	COLOR	OTHER / DRILLING ACTION
0	4 TOP SOIL AND SILT	SOFT	DARK	
4	14 SANDY CLAY		BROWN	
4	21 FINE-MEDIUM-COARSE GRAVEL	↓	BROWN	
1	78 SANDY CLAY		BROWN	
8	81 MEDIUM-COARSE-VERY COARSE SAND AND A TRACE OF FINE GRAVEL		RED	
1	104 SANDY CLAY AND A TRACE OF VERY THIN MEDIUM SAND LENSES (FEW)			
4	108 FINE-MEDIUM SAND AND A TRACE OF SANDY CLAY			VERY FAST
8	116 COARSE-VERY COARSE SAND AND FINE GRAVEL			CHATTER
6	126 SANDY CLAY			
6	132 VERY COARSE SAND AND FINE-MEDIUM GRAVEL			CHATTER
2	133 SILT LAYER			
3	145 VERY COARSE SAND AND FINE-MEDIUM GRAVEL			
5	151 SANDY CLAY			
1	162 VERY COARSE SAND AND FINE GRAVEL			
2	154 SANDY CLAY			
4	160 VERY COARSE SAND AND FINE-TRACE OF MEDIUM GRAVEL			6
0	169 SILTY SANDY CLAY AND SILT WITH MEDIUM-COARSE SAND LENSES			
9	176 FINE-TRACE OF MEDIUM GRAVEL			7 / CHATTER
6	185 SILT AND SANDY SILT			SMOOTHER
5	200 FINE-TRACE OF MEDIUM GRAVEL			15 / CHATTER
0	235 VERY COARSE-VERY VERY COARSE SAND AND FINE GRAVEL			35 / CHATTER
5	236 SILT			SMOOTHER
6	240 MEDIUM-COARSE-VERY COARSE SAND AND A TRACE OF FINE GRAVEL			4
0	245 SILT AND SANDY CLAY (TOOK A DRINK)			SMOOTH
5	260 COARSE-VERY COARSE-VERY VERY COARSE SAND AND FINE GRAVEL			14 / CHATTER
0	275 VERY COARSE-VERY VERY COARSE SAND, FINE-TRACE OF MEDIUM GRAVEL, AND THIN WHITE SILT LAYERS AFTER 269			15
5	280 CEMENTED (AT TIMES) LAYERS AND A TRACE OF OCHRE		WHITE	PD
0	290 SHALE WITH THIN HARD LAYERS		BLACK / TR BROWN	PD
0	300 SHALE (TURNING GRAY) WITH THIN HARD LAYERS		BROWN / GRAY	PD
0	320 SHALE WITH A FEW HARD LAYERS		GRAY / BLACK	PD

STATE OF KANSAS

DEPARTMENT OF AGRICULTURE
DIVISION OF WATER RESOURCES
GARDEN CITY FIELD OFFICE
2508 JOHNS STREET
GARDEN CITY, KS 67846-2804



PHONE: (620) 276-2901
FAX: (620) 276-9315
www.agriculture.ks.gov

GOVERNOR JEFF COLYER, M.D.
JACKIE McCLASKEY, SECRETARY OF AGRICULTURE

March 26, 2018

MILLER FARMS OF DEERFIELD INC
MONTE R MILLER
2413 ROAD Y
DEERFIELD KS 67838

RE: Water Right 25417

Dear Mr. Miller

This is to advise you that Graham Farms 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 application.

You can find the complete application posted by water right file number as referenced above at www.agriculture.ks.gov/divisions-programs/dwr/water-appropriation/notices

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

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

Sincerely,

A handwritten signature in black ink, appearing to read "Thomas P. Makens".

Thomas P. Makens
Environmental Scientist III

pc: GMD#3

DEPARTMENT OF AGRICULTURE
DIVISION OF WATER RESOURCES
GARDEN CITY FIELD OFFICE
2508 JOHNS STREET
GARDEN CITY, KS 67846-2804

STATE OF KANSAS



PHONE: (620) 276-2901
FAX: (620) 276-9315
www.agriculture.ks.gov

GOVERNOR JEFF COLYER, M.D.
JACKIE McCLASKEY, SECRETARY OF AGRICULTURE

April 11, 2018

Southwest Kansas Groundwater
Management District No 3
409 Campus Drive, Suite 106
Garden City KS 67846

Re: Water Right file number 25417

Dear Mr. Norquest;

Graham Farms inc has applied to relocate the well authorized by the above water right number. There are four neighboring wells within ½ mile of the requested.

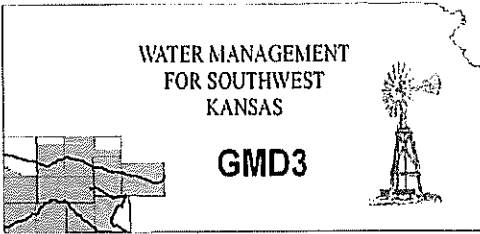
We are delaying action for 15 days on the change application to allow you time to review and provide a recommendation if you feel one is warranted.

Thank you and as always feel free to call or write us at any time.

Sincerely;

Thomas P Makens

TPM:tpm



Southwest Kansas
Groundwater Management District No. 3
2009 E. Spruce Street
Garden City, Kansas 67846
(620) 275-7147 phone (620) 275-1431 fax
www.gmd3.org

April 19, 2018

Thomas P. Makens
Division of Water Resources
2508 N Johns Street
Garden City, Kansas 67846

RECEIVED

APR 20 2018

RE: Application for Change in Point of Diversion
Water Right, File No. 25417

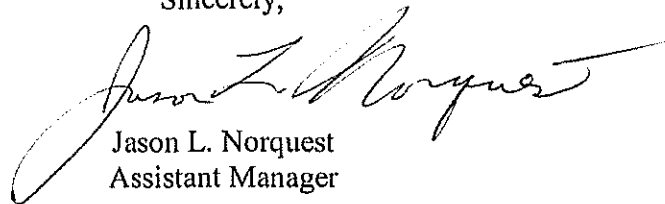
Garden City Field Office
Division of Water Resources

Dear Thomas:

We have completed a review of the application for the above referenced water right. The proposal is not in conflict with the Management Program of the Southwest Kansas Groundwater Management District No. 3 (GMD3). The proposed distance moved and well spacing, since they are increasing spacing not currently met to WR 21239, is in accordance with K.A.R. 5-23-3. It is therefore recommended that the application be approved at this time.

Thank you for the opportunity to review the applications and to provide a recommendation. If you have any questions, please don't hesitate to contact us.

Sincerely,



Jason L. Norquest
Assistant Manager

GMD3 Change Review

File No(s): 25417. DWR office: GC.

App filed to change: PD.

Is Landowner(s) correct in WRIS: Graham Farms.

If NO, is documentation included?

Is Water Use Correspondent correct in WRIS? .

If NO, is documentation included?

Regulation(s) Reviewed: KAR 5-23-3

Point of diversion ID No(s) 04 being changed.

	ft. North	ft. West	
Authorized PD	3910	4950	Sect 21-23-35
Proposed PD	3452	5056	
Difference	458 S	-106 W	
$a^2 + b^2 = c^2$	209764	11236	470.1064 foot move SW

GPS for proposed PD: Lat: Long: .

Is proposed PD stacking on existing WRs? No.

Is Proposed PU overlapping existing WRs? .

Land Owner(s) notified: .

Name . Name .

Address . Address .

Zip . Zip .

Neighboring certified well(s) notified: .

Name . Name .

Address . Address .

Zip . Zip .

Domestic well(s) notified: None found in area of concern.

Name . Name .

Address . Address .

Zip . Zip .

Base Acres: .

Perfected Acres: .

Irr. Return-Flow %

Spacing met with proposed PD to WR21239, HOWEVER it improves current spacing. Revised PD also meets minimum spacing to all other neighboring wells.

Is a waiver needed: No.

Final Recommendation: After review of all available information, it appears the current area rules are met. Staff therefore recommends approval of the application.

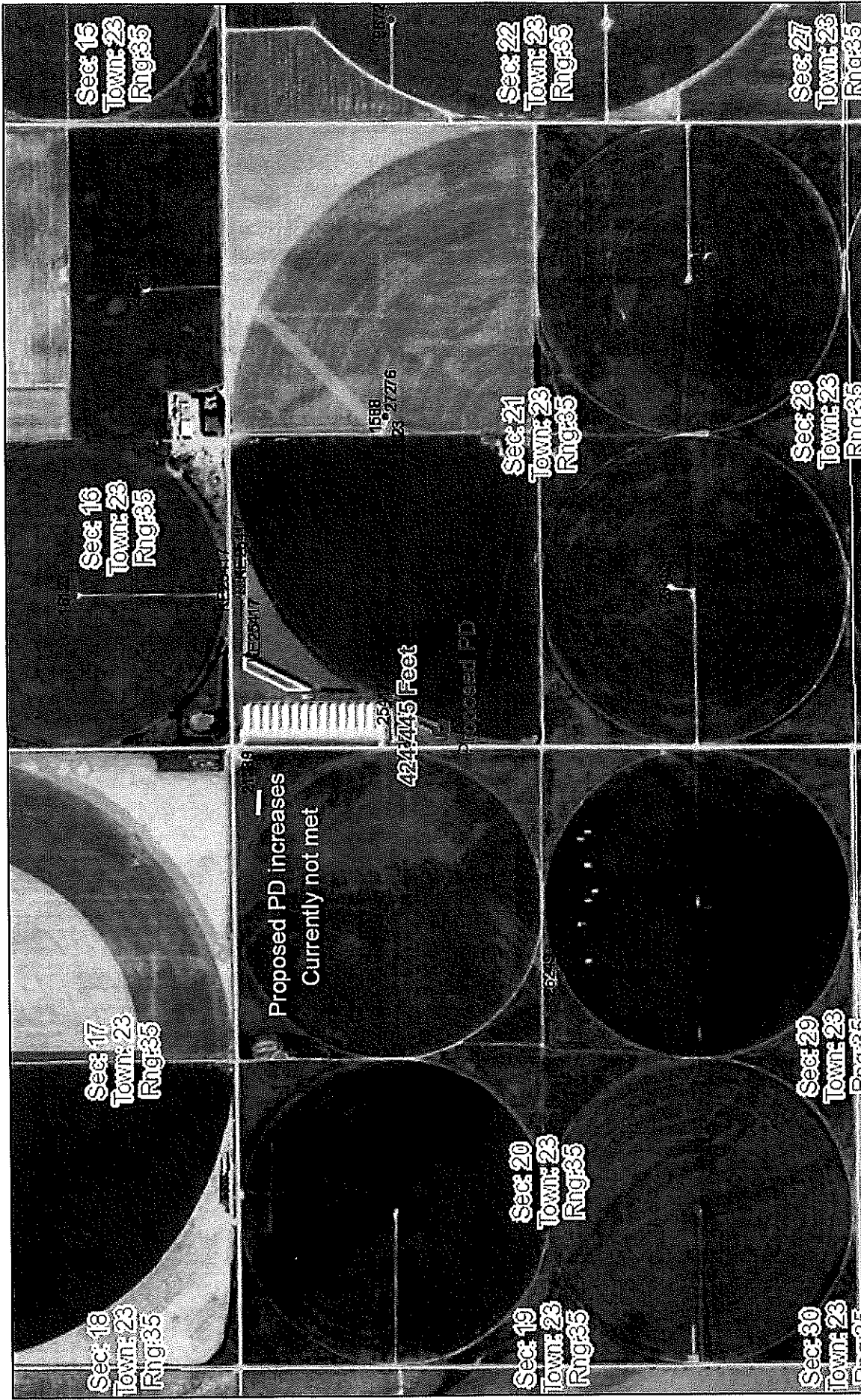
RECEIVED

APR 20 2018

Garden City Field Office
Division of Water Resources



25417 Review, PD Change



April 19, 2018
14:19 PM

DISCLAIMER: This map is not intended for conveyances, nor is it a legal survey. The information is presented on a best-efforts basis, and should not be relied upon for making financial, survey, legal or other commitments.

1:18,056
0 800 1,600 3,200 ft
0 250 500 1,000 m

- Wells
- ? Other
 - IRR
 - + CON
 - ☒ DEW
 - DOM
 - FPR
 - ▲ HYD
 - ▲ IND
 - ▲ MUN
 - ▲ REC
 - ▲ REC
 - ▲ STK
 - ▲ THX
 - ▲ ? Empty
 - ▲ ? Sections

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Garden City Field Office
Division of Water Resources

Water Rights and Points of Diversion Within 1.00 miles of point defined as:

3452 ft N and 5056 ft W of the SE Corner of Section 21, T 23S, R 35W

Located at: 101.174750 West Longitude and 38.041446 North Latitude

Revised Proposed PD

GROUNDWATER ONLY

File Number	Use	ST	SR	Dist (ft)	Q4	Q3	Q2	Q1	FeetN	FeetW	Sec	Twp	Rng	ID	Batt	Auth_Quan	Add_Quan	Unit		
A__ 1588	00	IRR	NK	G	2623	--	NW	SW	NE	3945	2480	21	23	35W	8	2300	620.00	620.00	AF	
A__ 16123	00	IRR	NK	G	3368	--	--	NC	SW	1320	3960	16	23	35W	1		412.00	412.00	AF	
Same					2623	--	NW	SW	NE	3945	2480	21	23	35W	8		28.00	28.00	AF	
A__ 21239	00	IRR	NK	G	1690	--	NE	NE	NE	5100	200	20	23	35W	1		461.00	461.00	AF	
A__ 23453	00	IRR	NK	G	2260	--	SW	NE	SW	1490	3935	21	23	35W	9		260.00	260.00	AF	
Same					4550	--	NW	SE	SE	1124	1147	21	23	35W	10		260.00	260.00	AF	
A__ 25417	00	IRR	NK	G*	477	--	NW	SW	NW	3910	4950	21	23	35W	4		494.00	494.00	AF	
A__ 25417	00	STK	NK	G*	2105	--	--	CN	NW	5230	3930	21	23	35W	5	G	22100	90.01	90.01	AF
Same					2132	--	--	CN	NW	5230	3880	21	23	35W	6	B	2			
Same					2078	--	--	CN	NW	5230	3980	21	23	35W	7	B	2			
A__ 26249	00	IRR	NK	G	2405	--	CN	NW	SE	2550	1950	20	23	35W	2		819.00	819.00	AF	
A__ 27276	00	IRR	NK	G	2623	--	NW	SW	NE	3945	2480	21	23	35W	8		648.00	.00	AF	
A__ 28846	00	IRR	NK	G	4569	--	NW	SE	SE	690	1280	16	23	35W	4		574.00	574.00	AF	

Total Net Quantities Authorized:	Direct	Storage
Total Requested Amount (AF) =	.00	.00
Total Permitted Amount (AF) =	.00	.00
Total Inspected Amount (AF) =	.00	.00
Total Pro_Cert Amount (AF) =	.00	.00
Total Certified Amount (AF) =	4018.01	.00
Total Vested Amount (AF) =	.00	.00
TOTAL AMOUNT (AF) =	4018.01	.00

An * after the source of supply indicates a pending application for change for the file number.
 An * after the ID indicates a 15 AF exemption was granted for the file number.
 A "G" in the Batt column indicates the GEO CTR of a battery. A "B" indicates a well in the battery.
 The number in the Batt column is the number of wells in the battery.

Water Rights and Points of Diversion Within 1.00 miles of point defined as:

101.174750 West Longitude and 38.041446 North Latitude

GROUNDWATER ONLY

WATER USE CORRESPONDENTS:

File Number	Use	ST	SR	
A__ 1588	00	IRR	NK	G
>	TRIPLE G FARMS ET AL			
>	ROY GRAHAM			
>	2156 RD 220			
>	DEERFIELD KS 67838			

A__ 16123	00	IRR	NK	G
>	TRIPLE G FARMS ET AL			
>	ROY GRAHAM			
>	2156 RD 220			
>	DEERFIELD KS 67838			

A__ 21239	00	IRR	NK	G

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 Division of Water Resources

> MILLER FARMS OF DEERFIELD INC
> MONTE R MILLER
> 2413 ROAD Y
> DEERFIELD KS 67838

A__ 23453 00 IRR NK G
> MILLER FARMS OF DEERFIELD INC
> MONTE R MILLER
> 2413 ROAD Y
> DEERFIELD KS 67838

A__ 25417 00 IRR NK G
> TRIPLE G FARMS ET AL
> ROY GRAHAM
> 2156 RD 220
> DEERFIELD KS 67838

A__ 25417 00 STK NK G
> HUFF & PUFF PORK LLC
> SITE NO 2
> 2150 RD 220
> DEERFIELD KS 67838

A__ 26249 00 IRR NK G
> MILLER FARMS OF DEERFIELD INC
> MONTE R MILLER
> 2413 ROAD Y
> DEERFIELD KS 67838

A__ 27276 00 IRR NK G
> TRIPLE G FARMS ET AL
> ROY GRAHAM
> 2156 RD 220
> DEERFIELD KS 67838

A__ 28846 00 IRR NK G
> TRIPLE G FARMS ET AL
> ROY GRAHAM
> 2156 RD 220
> DEERFIELD KS 67838

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Garden City Field Office
Division of Water Resources

AMOUNT STATISTICS REPORT FOR POINTS OF DIVERSION UNDER A 25417 00

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AMOUNT STATISTICS REPORT FOR POINTS OF DIVERSION UNDER A 25417 00 IRR

Water Right and Points of Diversion Within 1.00 miles of point defined as:

3910 Feet North and 4950 Feet West of the Southeast Corner of Section 21 T 23S R 35W

GROUNDWATER ONLY

File Number	Use	ST	SR	Dist (ft)	Q4	Q3	Q2	Q1	FeetN	FeetW	Sec	Twp	Rng	ID	Batt	Auth_Quan	Add_Quan	Unit
A__ 1588 00	IRR	NK	G	2469	--	NW	SW	NE	3945	2480	21	23	35W	8		620.00	620.00	AF
A__ 16123 00	IRR	NK	G	2894	--	--	NC	SW	1320	3960	16	23	35W	1		412.00	412.00	AF
Same				2469	--	NW	SW	NE	3945	2480	21	23	35W	8		28.00	28.00	AF
A__ 18570 00	IRR	NK	G	4863	--	SW	SW	NE	2675	2300	16	23	35W	5		480.00	480.00	AF
A__ 21239 00	IRR	NK	G	1294	--	NE	NE	NE	5100	200	20	23	35W	1		461.00	461.00	AF X
A__ 23453 00	IRR	NK	G	2631	--	SW	NE	SW	1490	3935	21	23	35W	9		260.00	260.00	AF
Same				4718	--	NW	SE	SE	1124	1147	21	23	35W	10		260.00	260.00	AF
A__ 25417 00	IRR	NK	G*	0	--	NW	SW	NW	3910	4950	21	23	35W	4		494.00	494.00	AF
A__ 25417 00	STK	NK	G*	1662	--	--	CN	NW	5230	3930	21	23	35W	5 G	2	90.01	90.01	AF
Same				1693	--	--	CN	NW	5230	3880	21	23	35W	6 B	2			
Same				1632	--	--	CN	NW	5230	3980	21	23	35W	7 B	2			
A__ 26249 00	IRR	NK	G	1271	--	CN	NW	SE	2550	1950	20	23	35W	2		819.00	819.00	AF X
A__ 27276 00	IRR	NK	G	2469	--	NW	SW	NE	3945	2480	21	23	35W	8		648.00	.00	AF
A__ 28846 00	IRR	NK	G	4233	--	NW	SE	SE	690	1280	16	23	35W	4		574.00	574.00	AF

Current

Total Net Quantities Authorized:	Direct	Storage
Total Requested Amount (AF) =	.00	.00
Total Permitted Amount (AF) =	.00	.00
Total Inspected Amount (AF) =	.00	.00
Total Pro_Cert Amount (AF) =	.00	.00
Total Certified Amount (AF) =	4498.01	.00
Total Vested Amount (AF) =	.00	.00
TOTAL AMOUNT (AF) =	4498.01	.00

An * after the source of supply indicates a pending application for change under the file number.

An * after the ID indicates a 15 AF exemption was granted under the file number.

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3910 Feet North and 4950 Feet West of the Southeast Corner of Section 21 T 23S R 35W

GROUNDWATER ONLY

WATER USE CORRESPONDENTS:

- File Number Use ST SR
- A__ 1588 00 IRR NK G
- > TRIPLE G FARMS ET AL
- > ROY GRAHAM
- > 2156 RD 220
- > DEERFIELD KS 67838

- A__ 16123 00 IRR NK G
- > TRIPLE G FARMS ET AL
- > ROY GRAHAM
- > 2156 RD 220

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