

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

1. File Number: 27702	2. Status Change Date: 4/9/18	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: 3/15/18
8a. Applicant(s) New to system <input type="checkbox"/> LOVE AG COMPANY GREG LOVE 24506 13 RD MONTEZUMA KS 67867-9073		Person ID <u>41565</u> Add Seq# <u>1</u>		
8b. Landowner(s) New to system <input type="checkbox"/> LOVE AG COMPANY GREG LOVE 24506 13 RD MONTEZUMA KS 67867-9073		Person ID <u>41565</u> Add Seq# <u>1</u>		
8c. Landowner(s) New to system <input type="checkbox"/>		Person ID _____ Add Seq# _____		
8d. WUC New to system <input type="checkbox"/>		Person ID <u>41565</u> Add Seq# <u>1</u>		
8e. WUC New to system <input type="checkbox"/>		Person ID _____ Add Seq# _____		
9. Documents and Enclosure(s): <input checked="" type="checkbox"/> DWR Meter(s) Date to Comply: <u>12/31/18</u> <input checked="" type="checkbox"/> N & P Date to Comply: <u>12/31/18</u>				
<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: 4/6/18 By: tpm Date Entered: _____ By: _____				

File No. **27702** 11. County: **GY** Basin: **ark** Stream: _____ Formation Code: **211** Special Use: _____

12. Points of Diversion
 Rate and Quantity
 Authorized Additional
 Rate Quantity Rate Quantity
 gpm/cfs af/mgy gpm/cfs af/mgy
 Comment (AKA Line) 'W
 ID 'N 'W 338 415
 S T R ID 'N 'W
 Qualifier S T R ID 'N 'W
 PDIV
 DEL
 ENT

ent se se se 29 27 28w 338 415
 del 5902

13. Storage: Rate _____ NF _____ Quantity _____ ac/ft Additional Rate _____ NF _____ Additional Quantity _____ ac/ft

14. Limitation: _____ af/yr at _____ gpm (_____ cfs) when combined with file number(s) _____
 Limitation: _____ af/yr at _____ gpm (_____ cfs) when combined with file number(s) _____

15. 5YR Allocation: Allocation Type _____ Start Year _____ 5 YR Amount _____ Amount Unit _____ Base Acres _____ Comment _____

16. Place of Use CHK MOD DEL ENT	P U S E	S T R I D	NE 1/4			NW 1/4			SW 1/4			SE 1/4			Total	Owner	Chg?	Overlap Files
			NE 1/4	SW 1/4	SE 1/4	NW 1/4	SW 1/4	NE 1/4	SE 1/4	NW 1/4	SW 1/4	NE 1/4	SE 1/4					
306	29	27	28W	1												8b	yes	na

Base Acres: _____ Year: _____ Minimum Reasonable Quantity: _____
 Comments: _____

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 9, 2018

LOVE AG COMPANY
GREG LOVE
24506 13 RD
MONTEZUMA KS 67867-9073

RE: Change in Point of Diversion Water Right, File No 27702

Dear Mr. Love:

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,

Thomas P. Makens
Assistant Water Commissioner

TPM:tpm
Enclosures

GMD#3

CERTIFICATE OF SERVICE

On this 10th 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. 27702 dated April 9, 2018 was mailed postage prepaid, first class, US mail to the following:

LOVE AG COMPANY
GREG LOVE
24506 13 RD
MONTEZUMA KS 67867-9073

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.

File No. 27702

RECEIVED
 8:55am
 MAR 15 2018

1. Application is hereby made for approval of the Chief Engineer to change the (check one or both):

Place of Use Point of Diversion

Garden City Field Office
 Division of Water Resources

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: LOVE AG COMPANY GREG LOVE
24506 13 RD MONTEZUMA KS 67867-9073

Phone Number: (620)846-0222 Email address: _____

Name and address of Water Use Correspondent: LOVE AG COMPANY GREG LOVE
24506 13 RD MONTEZUMA KS 67867-9073

Phone Number: () _____ Email address: _____

3. The presently authorized place of use is:

Owner of Land ---- NAME: EDWARD LEROY ZIMMERMAN JR Love Ag. Co.
 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		

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 irrigated

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 \$ <u>200</u> TR # _____ Receipt Date <u>3/15/10</u> Check # <u>5641</u>
--

5. **Presently authorized point of diversion:**
 One in the _____ Quarter of the _____ nc _____ Quarter of the _____ se _____ Quarter
 of Section _____ 29 _____, Township _____ 27 _____ South, Range _____ 28 _____ W,
 in Gray _____ County, Kansas, _____ 1320 _____ feet North _____ 1340 _____ feet West of Southeast corner of section.
 Authorized Rate _____ Authorized Quantity _____ Depth of well _____ (feet)
 (DWR use only: Computer ID No. 1 _____ 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 _____ SE _____ Quarter of the _____ SE _____ Quarter of the _____ SE _____ Quarter
 of Section _____ 29 _____, Township _____ 27 _____ South, Range _____ 28 _____ W,
 in Gray _____ County, Kansas, _____ 338 _____ feet North _____ 415 _____ 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 _____

6. **Presently authorized point of diversion:**
 One in the _____ Quarter of the _____ Quarter of the _____ Quarter
 of Section _____, Township _____ South, Range _____ 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 _____

7. Why do you need a new point of diversion? _____

 old well needs to be replaced _____

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

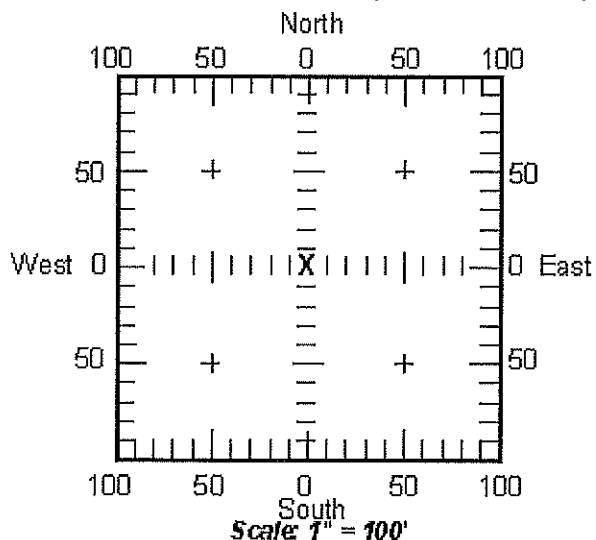
9. When do you propose to complete the new point of diversion?
 April 1, 2018 _____

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 _____

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.)



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.


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 GARDEN CITY, Kansas, this 15TH day of MARCH, 2018.

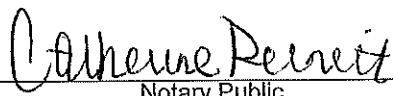
	_____
(Owner)	(Spouse)
_____	_____
(Please Print)	(Please Print)
_____	_____
(Owner)	(Spouse)
_____	_____
(Please Print)	(Please Print)
_____	_____
(Owner)	(Spouse)
_____	_____
(Please Print)	(Please Print)

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 15TH day of MARCH, 2018.

My Commission Expires 9-14-18





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	<u>\$200</u>
(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. 27702.

- 1. A change application was received on MARCH 15, 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. MAKONS
Division of Water Resources - Kansas Department of Agriculture

Date of Issuance: APRIL 9, 2018

State of Kansas)

County of Jiminy) SS

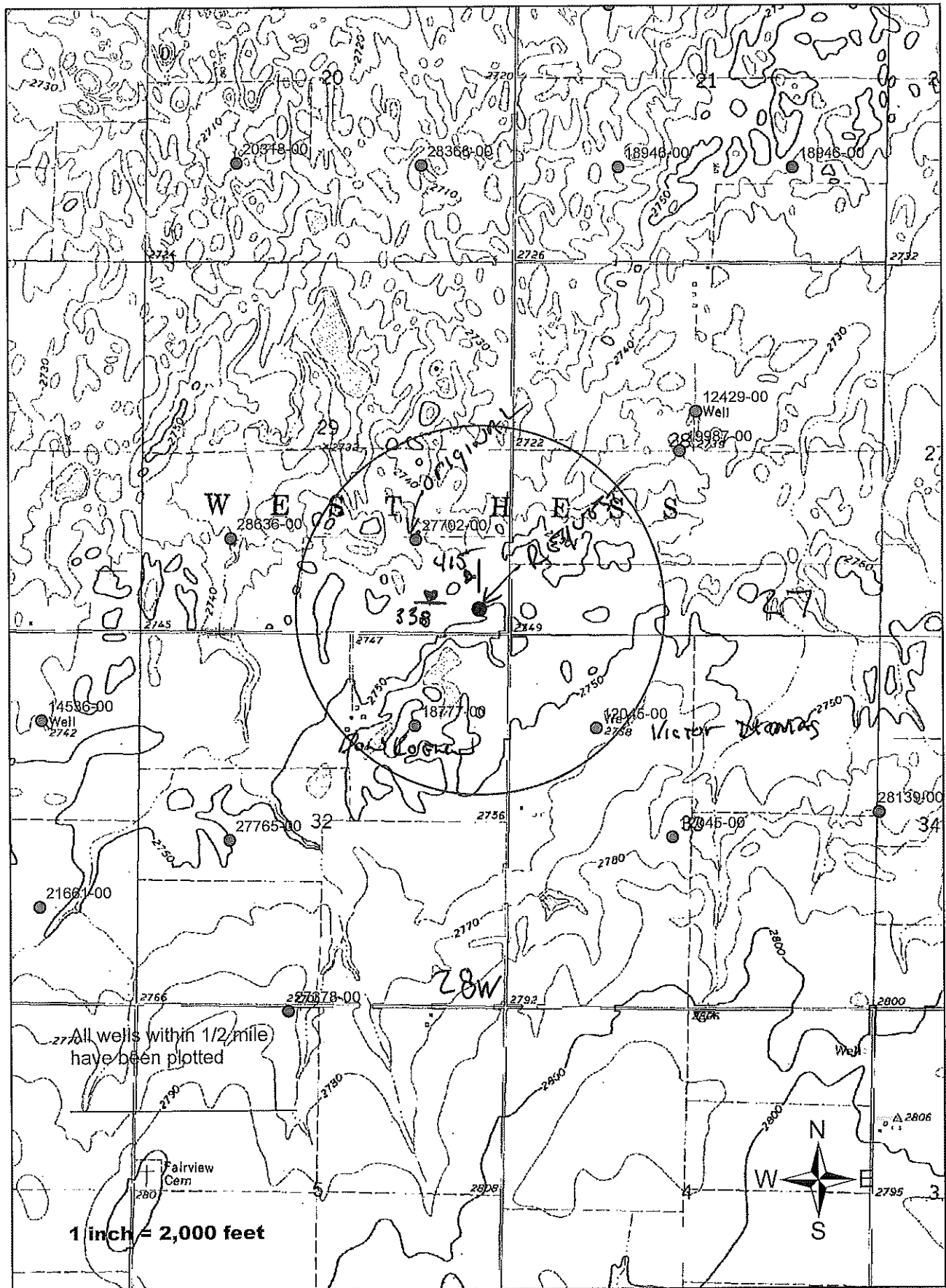
Acknowledged before me on April 9, 2018
by Thomas P. Makons

Signature: [Signature]
Notary Public



My commission expires: _____
(Notary Seal)

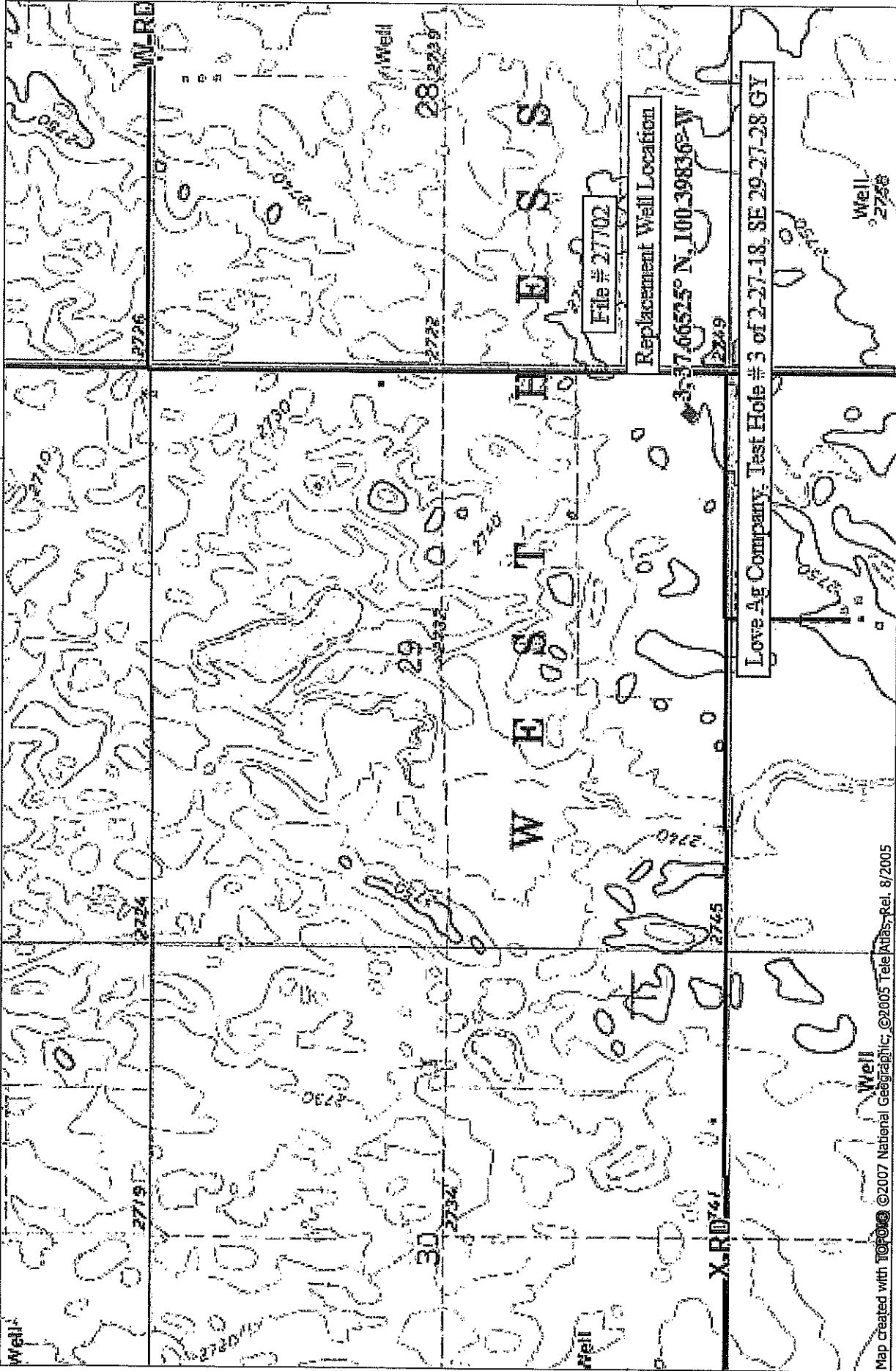
27702



TOPO! map printed on 02/28/18 from "Untitled.tpo"

NAD27 100.40000° W

100.41667° W



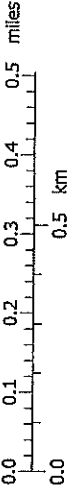
37.66667° N

37.66667° N

NAD27 100.40000° W

100.41667° W

TIN MN
5 1/2°



02/28/18

NATIONAL GEOGRAPHIC

Entered on Record in this office this 13th day of Nov 2017
Gray Co. Clk Megan Billinger
Deputy Clerk

State of Kansas, Gray County SS.
This instrument was filed for Record on 11/13/2017 at 10:54 AM and Recorded in Book 135
Page 120-121 Fee: \$32.00

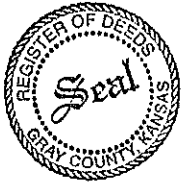


PHOTO-COPIED
INDEXED

Unfairbanks Deputy
Benedict L Shriner, Register of Deeds

TRUSTEE'S DEED

SE 29-27-28
Love Ag Co

THIS INDENTURE, made on 11, 2017 by and between EDWARD L. ZIMMERMAN as Trustee of ^{Trust} THE TRUST OF EDWARD L. ZIMMERMAN AND DOROTHY J. ZIMMERMAN, under agreement dated February 22, 1992 as GRANTOR, and

LOVE AG CO., as GRANTEE:

GRANTOR, by virtue of the terms and provisions of said trust agreement, in consideration of the sum of \$10 and other valuable consideration, the receipt of which is hereby acknowledged, does hereby grant, bargain, sell and convey unto Grantee all of the following described property in GRAY County, Kansas:

The Southeast Quarter (SE/4) of Section Twenty-nine (29), Township Twenty-seven (27) South, Range Twenty-eight (28) West of the 6th P.M., Gray County, Kansas.

GRANTOR covenants that the trust remains in full force and effect at this time, and the Trustee has authorization without limitation to sell and convey all of the above described real estate.

RECEIVED

DATED: 11-1-17

MAR 14 2018

By Edward Zimmerman
EDWARD L. ZIMMERMAN, Trustee

Garden City Field Office
Division of Water Resources

STATE OF California
COUNTY OF Sacramento

BE IT REMEMBERED, That on _____, 2017, the foregoing instrument was acknowledged by

EDWARD L. ZIMMERMAN as Trustee of THE TRUST OF Edward L. ZIMMERMAN AND DOROTHY J. ZIMMERMAN, under agreement dated February 22, 1992

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal, the day and year last above written.

* See attached California for Acknowledgement

Notary Public

My Term Expires: _____

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

CIVIL CODE § 1189

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

RECEIVED

State of California)

County of Sacramento)

MAR 14 2018

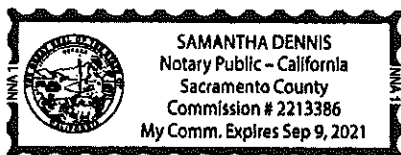
On 11/11/17 before me, Samantha Dennis Garden City File, since
Date Here Insert Name and Title of the Officer of Water Resources

personally appeared Edward Zimmerman
Name(s) of Signer(s)

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.



Signature _____
Signature of Notary Public

Place Notary Seal Above

2EJd-51-58

OPTIONAL

Though this section is optional, completing this information can deter alteration of the document or fraudulent reattachment of this form to an unintended document.

Description of Attached Document

Title or Type of Document: Trustee's Deed

Document Date: 11/11/17 Number of Pages: 1

Signer(s) Other Than Named Above: _____

Capacity(ies) Claimed by Signer(s)

Signer's Name: _____

Corporate Officer — Title(s): _____

Partner — Limited General

Individual Attorney in Fact

Trustee Guardian or Conservator

Other: _____

Signer Is Representing: _____

Signer's Name: _____

Corporate Officer — Title(s): _____

Partner — Limited General

Individual Attorney in Fact

Trustee Guardian or Conservator

Other: _____

Signer Is Representing: _____

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 15, 2018

DONALD KOEHN II
18502 X RD
CIMARRON KS 67835

RE: Water Right 27702

Dear Mr. Koehn;

This is to advise you that Greg Love 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,

Thomas P. Makens
Environmental Scientist III

pc: GMD#3

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

March 15, 2018

VICTOR V & LOUISE M THOMAS TR ET AL
PO BOX 381
MONTEZUMA KS 67867-0381

RE: Water Right 27702

Dear Mr. & Mrs. Thomas;

This is to advise you that Greg Love 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,

Thomas P. Makens
Environmental Scientist III

pc: GMD#3

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 30, 2018

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

Re: Water Right file number 27702

Dear Mr. Norquest;

Greg Love has applied to relocate the well authorized by the above water right number. There are two neighboring wells within ½ mile of the requested.

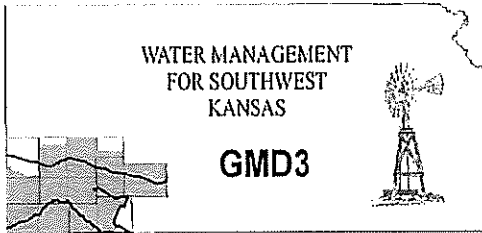
We are delaying action for 15 days on the change application to allow you time to review and provide a recommendation if you feel one is warranted.

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 6, 2018

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

RECEIVED

APR 06 2018

Garden City Field Office
Division of Water Resources

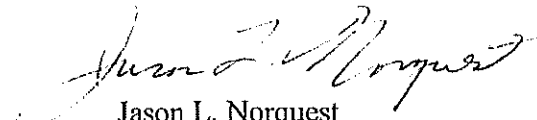
RE: Application for Change in Point of Diversion
Water Right, File No. 27702

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 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): 27702. DWR office: GC.
App filed to change: PD.
Is Landowner(s) correct in WRIS: Appears might be new owners.
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) 01 being changed.

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	ft. North	ft. West	
Authorized PD	1320	1340	Sect. 29-27-28
Proposed PD	338	415	
Difference	982 S	925 E	
$a^2 + b^2 = c^2$	964324	855625	1349.055 foot move SE

GPS for proposed PD: Lat: N37.66525 Long: W-100.39836.

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: .

Name . Name .

Address . Address .

Zip . Zip .

Base Acres: .

Perfected Acres: .

Irr. Return-Flow %

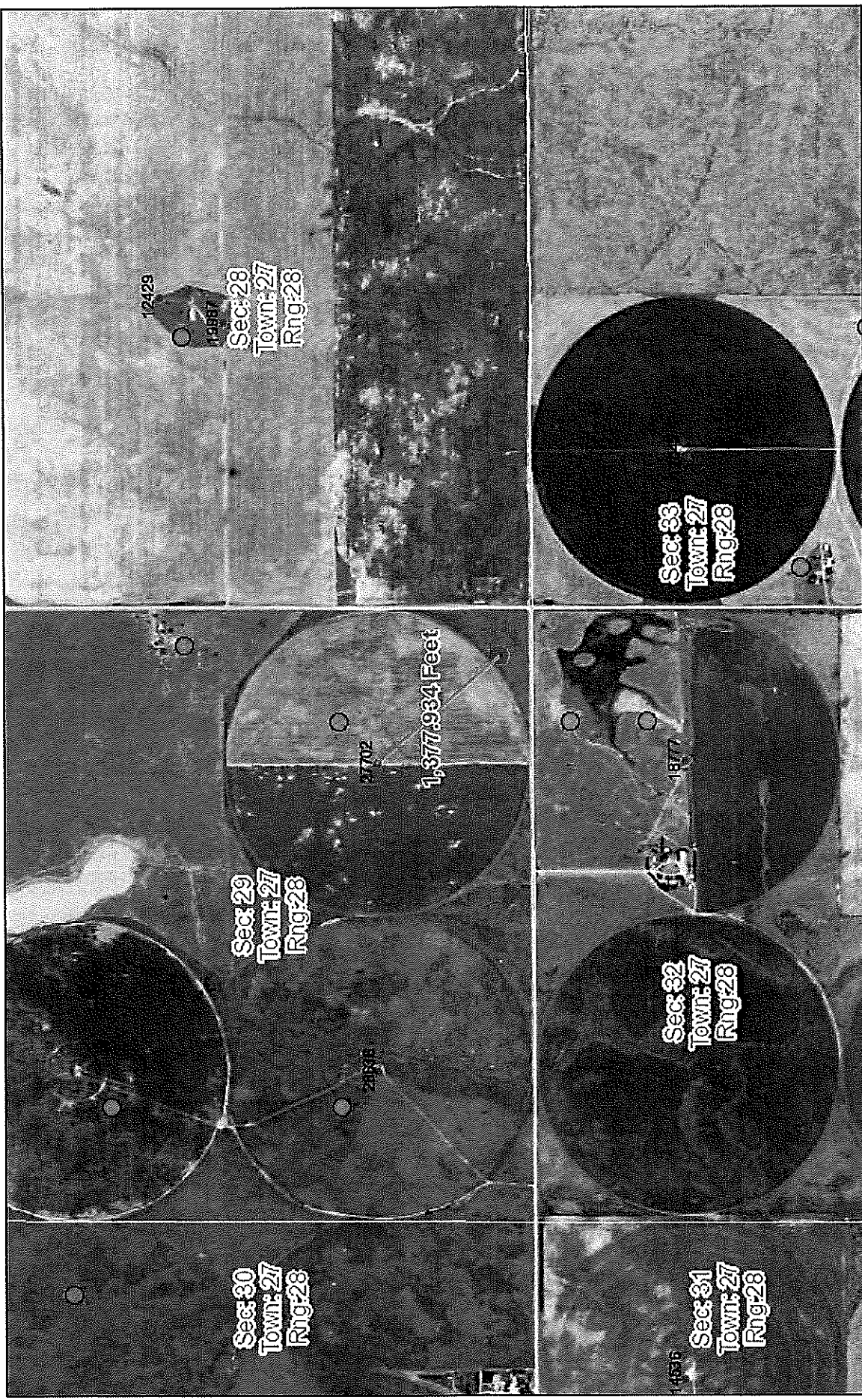
12045 shows that a change application was filed March 26th. Thom sent the application and confirmed it is moving the NW well further south, so spacing is not a problem still.

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.



27702 Change Review, PD



April 6, 2018
09:18 AM

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

Wells	+	CON	DEW	DOM	FPR	HYD	IND	MUN	REC	STK	THX	Sections
?	Other											RECEIVED
•	IRR											APR 06 2018

VWVC5 WELLS GMD3

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

338 ft N and 415 ft W of the SE Corner of Section 29, T 27S, R 28W

Located at: 100.398361 West Longitude and 37.665250 North Latitude

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__ 12045 00 IRR NK G* 2383 -- -- NC NW 3960 3960 33 27 28W 1 1600 293.00 293.00 AF
Same          4273 -- NE NE SW 2411 2856 33 27 28W 3 1 292.00 292.00 AF
A__ 12429 00 IRR NK G 4236 -- NC S2 N2 3205 2600 28 27 28W 3 2100 446.00 446.00 AF
A__ 18777 00 IRR NK G 1913 -- -- NC NE 3980 1320 32 27 28W 2 1400 320.00 320.00 AF
A__ 19987 00 IRR NK G 3651 -- NE NE SW 2600 2850 28 27 28W 2 1400 388.00 388.00 AF
A__ 27702 00 IRR NK G* ← 71351 -- -- NC SE 1320 1340 29 27 28W 1 1600 272.00 272.00 AF
A__ 27765 00 IRR NK G 4870 NC N2 N2 SW 2320 3950 32 27 28W 1 1 166.00 166.00 AF
A__ 28636 00 IRR NK G 3698 -- -- NC SW 1320 3980 29 27 28W 3 2300 544.00 544.00 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) =    2721.00        .00
Total Vested Amount (AF) =      .00          .00
TOTAL AMOUNT (AF) =    2721.00        .00
=====
    
```

Signatures

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:

100.398361 West Longitude and 37.665250 North Latitude

GROUNDWATER ONLY

WATER USE CORRESPONDENTS:

```

=====
File Number   Use ST SR
A__ 12045 00 IRR NK G
> VICTOR V & LOUISE M THOMAS TR ET AL
>
> PO BOX 381
> MONTEZUMA KS 67867
>-----
A__ 12429 00 IRR NK G
> REED FARMS INC
> JEFF REED
> PO BOX 457
> MONTEZUMA KS 67867
>-----
A__ 18777 00 IRR NK G
> DONALD DEAN & ALEENE J KOEHN
> DONALD KOEHN II
> 18502 X RD
> CIMARRON KS 67835
>-----
    
```

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INPUTS	
Target Section Definition	
Section	29
Township	27
Range	28
Range Direction	W
Target Point Coordinates (NAD27 or NAD83)	
Target Longitude	-100.398360
Target Latitude	37.665250

Load Data and Compute

Instructions

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

Loaded Section Data		
From LEOBASE using NAD83		
Corner	Corner Latitudes	Corner Longitudes
SW	37.66431359	-100.41563273
NW	37.67887061	-100.41557171
NE	37.67896247	-100.39733704
SE	37.66434460	-100.39735213
Degrees Longitude per Foot		3.45480929E-06
Degrees Latitude per Foot		2.74624781E-06
Target Point Distances from Corners using NAD83		
Corner	Feet North(+)/South(-)	Feet East(-)/West(+)
SW	341	-5000
NW	-4960	-4982
NE	-4993	296
SE	330	292

Target point is in Section

Loaded Section Data		
From LEOBASE using NAD27		
Corner	Corner Latitudes	Corner Longitudes
SW	37.66429100	-100.41520700
NW	37.67884800	-100.41514600
NE	37.67894000	-100.39691200
SE	37.66432200	-100.39692700
Degrees Longitude per Foot		3.45480824E-06
Degrees Latitude per Foot		2.74598553E-06
Target Point Distances from Corners using NAD27		
Corner	Feet North(+)/South(-)	Feet East(-)/West(+)
SW	349	-4876
NW	-4952	-4859
NE	-4985	419
SE	338	415

Target point is in Section

Difference (NAD83 Minus NAD27)		
Corner	Corner Latitudes	Corner Longitudes
SW	0.00002259	-0.00042573
NW	0.00002261	-0.00042571
NE	0.00002247	-0.00042504
SE	0.00002260	-0.00042513
Difference (NAD83 Minus NAD27)		
Corner	Feet North(+)/South(-)	Feet East(-)/West(+)
SW	-8.25912264	-123.22674371
NW	-7.76011826	-123.22096002

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A__ 19987 00 IRR NK G
> REED FARMS INC
> JEFF REED
> PO BOX 457
> MONTEZUMA KS 67867
>-----

A__ 27702 00 IRR NK G
> VERLE KOEHN
>
> 22656 13 RD
> MONTEZUMA KS 67867
>-----

A__ 27765 00 IRR NK G
> DONALD DEAN & ALEENE J KOEHN
> DONALD KOEHN II
> 18502 X RD
> CIMARRON KS 67835
>-----

A__ 28636 00 IRR NK G
> VERLYN & NOLA YOST
>
> 25304 10 RD
> MONTEZUMA KS 67867
>-----
=====

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