

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

1. File Number: 33901	2. Status Change Date: 11-27-18	3. Change Num: C1	4. Field Office: 04	5. GMD: 03
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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: 10/10/18
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8a. Applicant/Landowner(s) Person ID **648**
 New to system Add Seq# **1**

GCH INC
9460 SOUTH ROAD 15
GARDEN CITY KS 67846

8c. Landowner(s) Person ID **62470**
 New to system Add Seq# **1**

HARRIER FAMILY LIVING TRUST
DONALD R & ROSE M HARRIER
210 N MARTIN
OBERLIN KS 67749-1904

8b. Landowner(s) Person ID **61910**
 New to system Add Seq# _____

HEIMAN FAMILY FARMS
9460 S COUNTY ROAD 15
GARDEN CITY KS 67846-8970

8d. Landowner Person ID **51982**
 New to system Add Seq# _____

LEAR FARMS INC
THOMAS J LEAR
4280 E LEAR RD
GARDEN CITY KS 67846-8937

9. Documents and Enclosure(s): DWR Meter(s) Date to Comply: **12/31/18/19** N & P Date to Comply: **12/31/18 20**

Anti-Reverse Meter Meter Seal Check Valve N & P Form Water Tube Driller Copy H & E Letter

Conservation Plan Date Required: _____ Date Approved: _____ Date to Comply: _____

10. Use Made of Water From: _____ To: _____

Date Prepared: **10/15/18** By: **MAM**
 Date Entered: _____ By: _____

File No. **33901** 11. County: FI Basin: ARK RIVER Stream: Formation Code: 211/331 Special Use:

12. Points of Diversion										Rate and Quantity				
CHK MOD DEL ENT	PDIV	Qualifier	S	T	R	ID	'N	'W	Comment (AKA Line)	Authorized		Additional		Overlap PD Files
										Rate gpm	Quantity af	Rate gpm	Quantity af	
ENT		SWSWNW	36	26	32	W	2674'	4937'		1125	511	1125	511	NONE
DEL	8168	CE NW	36	26	32	W	3950'	2700'		1125	511	1125	511	NONE

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 _____

CHK MOD DEL ENT	PUSE	S	T	R	ID	NE¼				NW¼				SW¼				SE¼				Total	Owner	Chg?	Overlap Files	
						NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼					
ENT	NEW	36	26	32	W													2.32			2.32	8d	yes	33902		
MOD	23724	36	26	32	W									40	40	40	40	40	37.68	40	40	317.68	8b	yes	33902	
CHK	22431	36	26	32	W	40	40	40	40													160	8c	no	33902	
CHK	648	36	26	32	W					40	40	40	40									160	8a	no	33902	

Base Acres: **NA** Year: Minimum Reasonable Quantity: Comments:

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

November 27, 2018

WILLIAM AND JANELL HEIMAN
2121 BUFFALO HEIGHTS DR
GARDEN CITY KS 67846-3512

RE: Approval of Application to Change the Point of Diversion
Water Right, File No. 33901

Dear Sir:

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

Your attention is directed to the enclosures and to the terms, conditions, and limitations specified in this approval for change. A condition of this approval is that an acceptable water flow meter must be installed on the diversion works authorized under the referenced file number and meet current specifications. Please return the required notification of completion of the diversion works and installation of the required meter as soon as these actions are completed.

Since this order modifies the original documents referred to above, it should be recorded with the Register of Deeds as other instruments affecting real estate. Please also submit a copy of the current ownership deed to have our records changed.

The abandoned well must be plugged in accordance with the requirements of Article 30 of the Rules and Regulations as adopted by the Kansas Department of Health and Environment.

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

Sincerely,


Michael A. Meyer
Water Commissioner

MAM:
enclosures

pc: (see back page)

HARRIER FAMILY LIVING TRUST
DONALD R & ROSE M HARRIER
210 N MARTIN
OBERLIN KS 67749-1904

GCH INC
9460 SOUTH ROAD 15
GARDEN CITY KS 67846

LEAR FARMS INC
4280 E LEAR RD
GARDEN CITY KS 67846-8937

HEIMAN FAMILY FARMS
9460 S RD 15
GARDEN CITY KS 67846-8937

GROUNDWATER MANAGEMENT DISTRICT NO. 3

CERTIFICATE OF SERVICE

On this 27th day of November, 2018, I hereby certify that the foregoing Approval of Application for Change in Point of Diversion, Water Right, File No. 33,901, dated 27th day of November, 2018 was mailed postage prepaid, first class, US mail to the following:

WILLIAM AND JANELL HEIMAN
2121 BUFFALO HEIGHTS DR
GARDEN CITY KS 67846-3512

With photocopies to:

HARRIER FAMILY LIVING TRUST
DONALD R & ROSE M HARRIER
210 N MARTIN
OBERLIN KS 67749-1904

GCH INC
9460 SOUTH ROAD 15
GARDEN CITY KS 67846

LEAR FARMS INC
4280 E LEAR RD
GARDEN CITY KS 67846-8937

HEIMAN FAMILY FARMS
9460 S RD 15
GARDEN CITY KS 67846-8937

GROUNDWATER MANAGEMENT DISTRICT NO. 3



Division of Water Resources Staff

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

Call for address:

Topeka -- (785) 296-5733
 Stafford -- (620) 234-5311
 Stockton -- (785) 425-6787
 Garden City -- (620) 276-2901
<http://agriculture.ks.gov/dwr>

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



STATE OF KANSAS

Filing Fee Must Accompany the Application, K.S.A. 82a-708b(b), as amended.
 Fee Schedule is on the third page of this application form.

Paragraph Nos. 1, 2, 3 & 5 must be completed. Complete all other applicable portions. If change in point of diversion is greater than 100 feet, or if place of use will be changed, include a topographic map or detailed plat showing the authorized and proposed point(s) of diversion and/or place of use.

RECEIVED
 8:30 AM
 SEP 18 2018

File No. 33901

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

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

Garden City Field Office
 Division of Water Resources

2. Name and address of Applicant: GCH INC
9460 SOUTH ROAD 15 GARDEN CITY KS 67846

Phone Number: () Email address: _____

Name and address of Water Use Correspondent: WILLIAM AND JANELL HEIMAN
2121 BUFFALO HEIGHTS DR GARDEN CITY KS 67846-3512

Phone Number: (620)277-5998 Email address: _____

3. The presently authorized place of use is:

Owner of Land ---- NAME: GCH INC, HARRIER FAMILY LIVING TRUST, JOAN WAGNER

ADDRESS: 1) 2) 3)

(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>9/18/18</u> Check # <u>7495</u>

5. **Presently authorized point of diversion:**
 One in the _____ Quarter of the _____ ce Quarter of the _____ nw Quarter
 of Section _____ 36 _____ Township _____ 26 _____ South, Range _____ 32 _____ W,
 in Finney _____ County, Kansas, _____ 3950 feet North _____ 2700 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: No change, point better described with GPS as follows:
Proposed point of diversion: (Complete only if change is requested or if existing point is better described by GPS)
 One in the _____ sw Quarter of the _____ sw Quarter of the _____ nw Quarter
 of Section _____ 36 _____ Township _____ 26 _____ South, Range _____ 32 _____ W,
 in Finney _____ County, Kansas, _____ 2674 feet North _____ 4937 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 _____

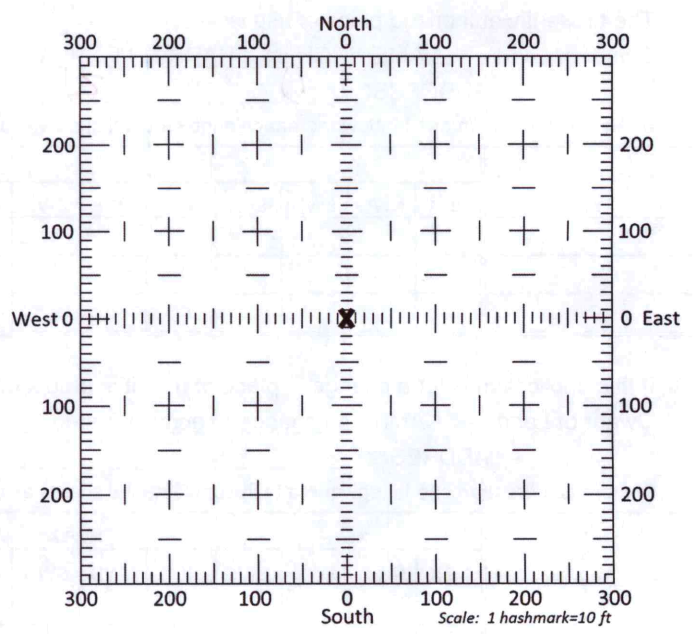
RECEIVED

6. **Presently authorized point of diversion:**
 One in the _____ Quarter of 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: No change, point better described with GPS as follows:
Proposed point of diversion: (Complete only if change is requested or if existing point is better described by GPS)
 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 _____

SEP 18 2018

Garden City Field Office
 Division of Water Resources

7. The changes herein are desired for the following reasons?
 (please be specific) _____
 to replace old well. _____
8. If a well, is the test hole log attached? Yes No
9. The change(s) (was)(will be) completed by?
 September 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 _____



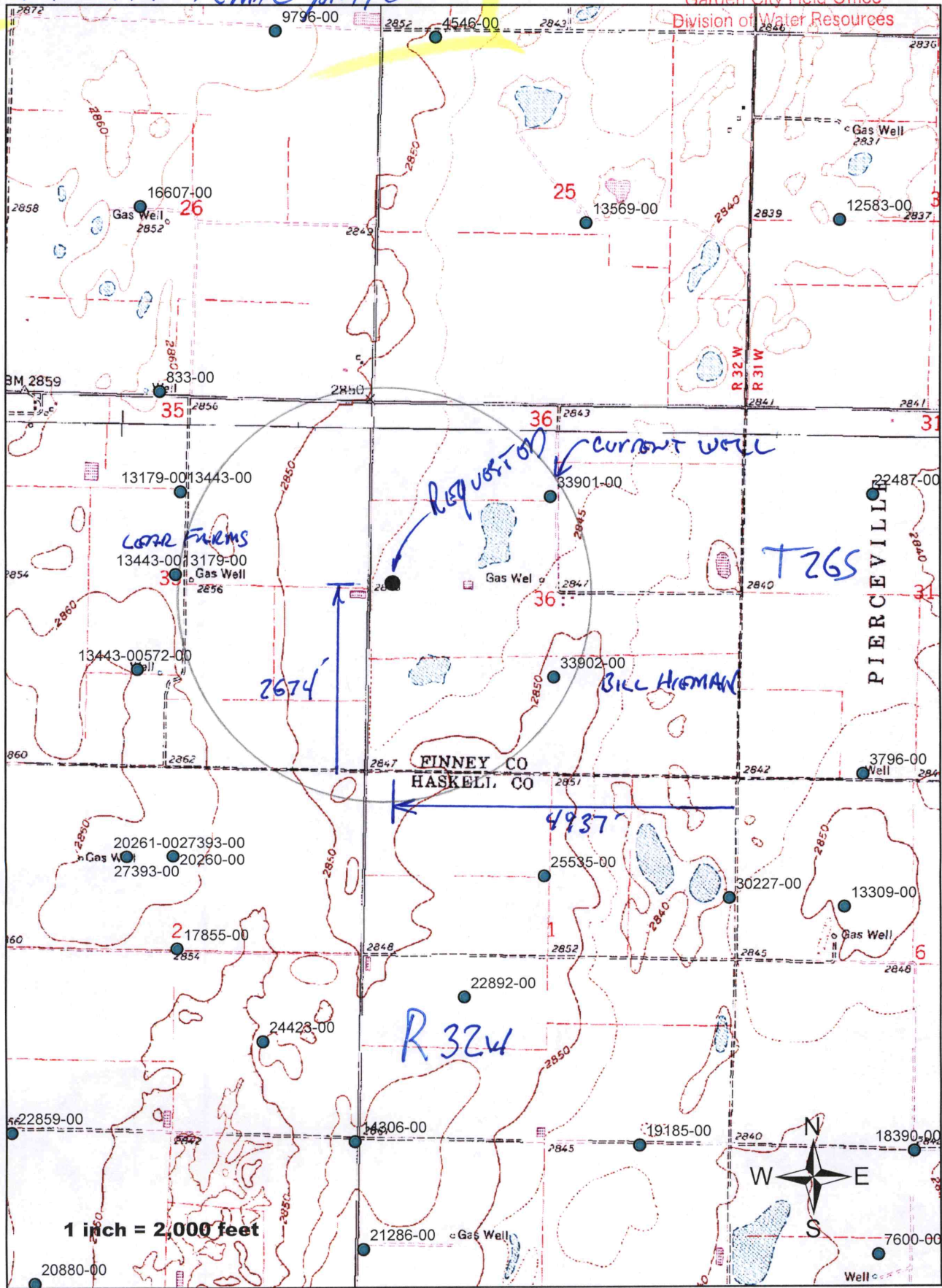
- 13a. If the proposed point of diversion will be relocated more than 300 feet but within 2,640 feet of the existing point of diversion, attach a topographic map or aerial photograph. For groundwater sources, show all wells (including domestic) within one-half mile of the proposed point of diversion and the names and mailing addresses of the owners. For surface water sources, show the names and addresses of the landowner(s) one-half mile downstream and one-half mile upstream from your property lines
- 13b. If the proposed point of diversion will be relocated within 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.)

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SEP 18 2018

Garden City Field Office
Division of Water Resources

X
Applicant signature
All wells within 1/2 mile plotted
File No.
33901



3795 W. Jones Ave.
 Garden City, KS 67846
 PH: 620-277-2389



Hydro
resources

PO Box 639
 Garden City, KS 67846
 Fax: 620-277-0224

BILL HEIMAN 620-277-5798 CHRIS HEIMAN 620-277-6888

33901

AUG 28 2018

Customer Name: GCH, inc. / Heiman WO#: 11334 Date: 8-10-18
 Street Address: 9460 S. 15 Roan Test #: 6 E LOG: _____
 City, State: GARDEN CITY, KS 67846 Driller: Dale Guinn
 County: Finney Quarter: NW Section: 36 Township: 26 Range: 32
 Location: _____ GPS: N37.74387 W100.77809
 Rig #: 10002 Elevation: 2843' Static WL: 248' Estimated? _____
 Proposed Well Depth 635'

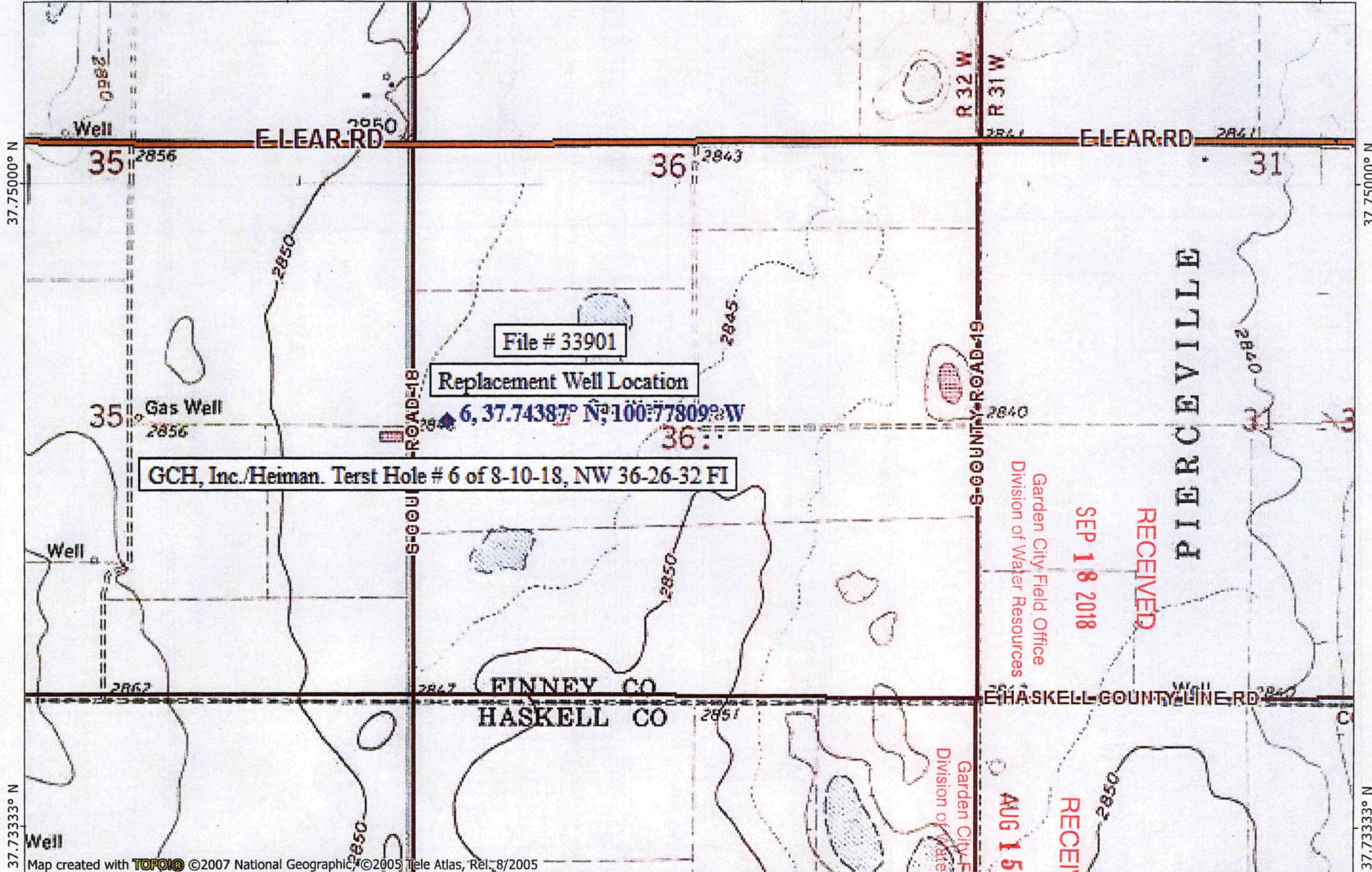
WELL LOCATION 205 Summit RECEIVED

%	Footage			Description of Strata	
	From	Pay	To		
	0		2	Top Soil	AUG 15 2018
	2		13	Brown Sandy Clay w/some caliche Mixed	Garden City Field Office
	13		20	Brown Clay	Division of Water Resources
	20		102	Sand fine to med course small med large gravel	
	102		115	Brown Clay - sticky -	
	115		152	Blue Clay - sticky -	RECEIVED
	152		159	Fine Blue Sand w/few Blue clay stringers	
	159		186	Sand fine to med course - Blue in Color -	
	186		211	Blue Clay w/some cemented Sand strips	SEP 18 2018
	211		229	Fine Sand	
	229		235	Brown Sandy Clay	Garden City Field Office
	235		249	Brown Sandy Clay w/many sand strips	Division of Water Resources
20	249	11	260	Sand fine to med course w/many clay ledges	
30	260	50	310	Sand fine to med course small gravel	
	310		314	Brown Sandy Clay	
20	314	12	326	Sand fine to med	
	326		340	Brown Clay	
10	340	11	351	Fine Sand w/some clay stringers	
25	351	12	363	Sand fine to med course	
5	363	11	374	Fine sand w/many clay stringers	
20	374	16	390	Fine Sand	
10	390	17	407	Fine Sand w/some clay stringers	
5	407	7	414	Fine Sand w/many clay stringers	
20	414	21	435	Fine Sand w/couple clay ledges	
15	435	25	460	Sandstone - used water -	
5	460	19	479	Sandstone w/some Soapstone ledges	
15	479	21	500	Sandstone - used water -	
5	500	20	520	Sandstone + Soapstone	
15	520	59	579	Sandstone - used water -	
5	579	36	615	Sandstone w/some soapstone ledges	
	615		660	Black Shale - Very Hard in places -	
				Super Gel X	-6
				Grout	-5
				Bent. Plug 3/4	-8
				Perma Plug	-1
				4 3/4 Drag Blade	-1

100.78333° W

100.76667° W

NAD27 100.75000° W



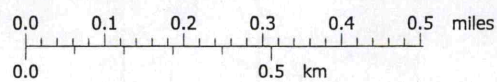
37.75000° N

37.75000° N

37.73333° N

37.73333° N

Map created with TOPO! ©2007 National Geographic, ©2005 Tele Atlas, Rel. 8/2005



100.78333° W

100.76667° W

NAD27 100.75000° W

TN MN
5 1/2°
08/14/18

14. If the proposed groundwater point of diversion is 300 or fewer feet from the 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.)

RECEIVED

SEP 18 2018

Garden City Field Office
Division of Water Resources

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 regards 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 Oberlin, Kansas, this 6th day of September, 20 18.

X David J. Harrier
(Owner)

(Spouse)

HARRIER FAMILY LIVING TRUST
(Please Print)

(Please Print)

(Owner)

(Spouse)

(Please Print)

(Please Print)

(Owner)

(Spouse)

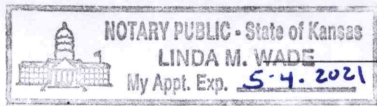
(Please Print)

(Please Print)

State of Kansas }
County of Decatur } SS

I hereby certify that the foregoing application was signed in my presence and sworn to before me this 6th day of September, 20 18.

My Commission Expires 5.4.2021



Linda M Wade
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

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 SEP 18 2018
 Garden City Field Office
 Division of Water Resources

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Dated at Garden City, Kansas, this 17 day of September, 2018.

X Heidi Heiman for Heiman Family Farms
 (Owner) _____ (Spouse) _____

JOAN WAGNER DECEASED
 (Please Print) _____ (Please Print) _____
Heiman Family Farms

 (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 17 day of September, 2018.

Tammy Kells
 Notary Public

My Commission Expires 5-28-2021.

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Additional signature sheet

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Dated at Darden City, Kansas, this 27th day of November, 20 18.

<p>X <u>Lear Farms Inc.</u> <u>Thomas J. Lear Pres.</u> (Owner)</p>	<p>_____ (Spouse)</p>
<p>X <u>Lear Farms Inc</u> <u>Thomas J. Lear Pres.</u> (Please Print)</p>	<p>_____ (Please Print)</p>
<p>_____ (Owner)</p>	<p>_____ (Spouse)</p>
<p>_____ (Please Print)</p>	<p>_____ (Please Print)</p>
<p>_____ (Owner)</p>	<p>_____ (Spouse)</p>
<p>_____ (Please Print)</p>	<p>_____ (Please Print)</p>

State of Kansas }
 County of Linney } SS

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My Commission Expires _____

 Notary Public

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RECEIVED

SEP 18 2018

Garden City Field Office
Division of Water Resources

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Dated at Garden City, Kansas, this 17 day of September, 20 18.

X Thelma @ Wynn
(Owner)

(Spouse)

GCH INC
(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 17 day of September, 20 18.

Tammy Kells
Notary Public

My Commission Expires 5-28-2021.

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SUMMARY ORDER APPROVING APPLICATION FOR CHANGE AND IMPOSING CONDITIONS

This Summary Order is issued under authority of K.S.A. 82a-708b, as amended, and K.A.R. 5-5-1, *et seq.* and other applicable provisions of the *Kansas Water Appropriation Law*, K.S.A. 82a-701 *et seq.*, and rules and regulations promulgated thereunder, With the exception of those conditions expressly contained herein, this Summary Order does not change the terms, conditions and limitations of File No. 33901

- 1. A change application was received on September 18, 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 described herein is administratively corrected to be more accurately described using the Global Positioning System (GPS), as described in the application. Applicable Not Applicable
- 5. The point(s) of diversion authorized herein shall not actually be located more than 2640 feet from the previously authorized point(s) of diversion. Applicable Not Applicable
- 6. 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
- 7. The owner of the authorized place(s) of use shall properly install an acceptable water flow meter on or before December 31, 2019, 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
- 8. Installation of the works for diversion of water shall be completed on or before December 31, 2019, 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
- 9. The completed well log shall be submitted with the required notice. Applicable Not Applicable
- 10. All diversion works into which any type of chemical or other foreign substance will be injected into the water shall be equipped with an in-line, automatic, quick-closing check valve capable of preventing pollution of the source of the water supply. The check valve(s) shall be installed, operated and maintained in accordance with K.A.R. 5-3-5c. Applicable Not Applicable
- 11. Additional Conditions are attached. Yes No
- 12. In accordance with K.S.A. 82a-708a, as amended, and K.A.R. 5-5-14, all of the owners of the authorized place(s) of use of water appropriated under the above-referenced file number are responsible for compliance with its terms, conditions and limitations, as amended and/or supplemented by this Summary Order, and with applicable provisions of the *Kansas Water Appropriation Law* and the *Rules and Regulations* promulgated thereunder. Failure to comply with these provisions may result in civil penalties pursuant to K.S.A. 82a-737, as amended, and/or the suspension or revocation and dismissal of the water or appropriation right or any other enforcement actions authorized by law.

Administrative Appeal and Effective Date of Order

If you are aggrieved by this order, pursuant to K.S.A. 82a-1901, 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 filed within **15 days** of service of this Order and a request for administrative review by the Secretary must be filed within **30 days** pursuant to K.S.A. 77-531. Any request for administrative review must state a basis for review pursuant to K.S.A. 77-527. File any request with **Kansas Department of Agriculture, Legal Division, 1320 Research Park Drive, Manhattan, KS 66502**. Failure to timely request a hearing or review may preclude review under the Kansas Judicial Review Act.

For Use by Register of Deeds

FOR OFFICE USE ONLY

APPLICATION APPROVED AND SUMMARY ORDER ISSUED

By: Michael A. Meyer
Duly Authorized Designee of the Chief Engineer

(Print Name): MICHAEL A. MEYER
Division of Water Resources - Kansas Department of Agriculture

Date of Issuance: November 27, 2018

State of Kansas)

) SS

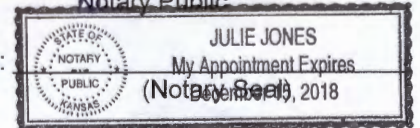
County of Stinson)

Acknowledged before me on November 27, 2018

by Michael A. Meyer

Signature: Julie Jones
Notary Public

My commission expires: December 15, 2018
(Notary Seal)



Meyer, Mike [KDA]

From: Engelhaupt, David [KDA]
Sent: Friday, October 26, 2018 9:01 AM
To: Meyer, Mike [KDA]
Subject: RE: theis request
Attachments: Theis_33901.docx

Mike,

This is attached. I did the analysis independent of the GMD No. 3 analysis. As such, my assumed aquifer properties and distances are different. My assumptions are more conservative than the GMD assumptions, particularly the assumed transmissivity which is significantly different (present vs. 50-year projected). I also ran under their assumptions to verify it could be duplicated, which it could.

In this case their Allowable Economic Drawdown (AED) is more restrictive than the 20% of future ST that we use as a guide. The New Mexico approach defines the AED as 40% of current saturated thickness after 25 years. This is the total drawdown including drawdown from other nearby wells and the dynamic drawdown of the target well itself. GMD No. 3 used a 50-year Theis for the drawdown due to additional pumping. They used the modeled depletion in ST over the next 25 years for the drawdown due to existing pumping.

David Engelhaupt, E.I.
Engineering Associate
Kansas Department of Agriculture
Division of Water Resources
(785) 564-6680

From: Meyer, Mike [KDA]
Sent: Monday, October 22, 2018 1:57 PM
To: Engelhaupt, David [KDA] <David.Engelhaupt@ks.gov>
Subject: theis request

David, can you run thies on two wells that is flagged in the GMD study (email attached) and compare. The chief wanted us to run our theis and compare to the GMD approach
Let me know if you have questions.
The two water rights they compared against on the proposed location are:
Domestic well in 26-26-32W (SE corner of the section (see GMD map))
And file no. 20260, 20261, 27393

thanks

Mike

D. Engelhaupt

10/25/2018

RE: This analysis of File No. 33,901 change application

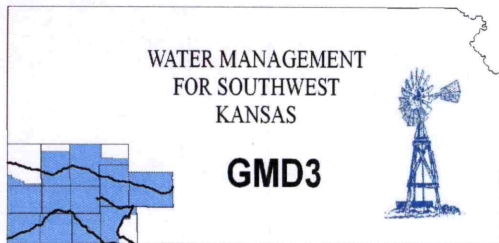
An analysis performed by GMD No. 3 to evaluate the impacts of a change in point of diversion for File No. 33,901 identified two critical wells. The critical wells are the point of diversion authorized by File No. 20,260 and a domestic well located in 26-26S-32W. The GMD No. 3 groundwater model was used to determine the 2066 projected transmissivity (17,836 gpd/ft). A storage coefficient of 0.001 was assumed (saturated thickness $\times 10^{-5}$). The proposed rate and quantity were analyzed for the proposed scenario. The historic average use (2003-2012) and last reported rate were used for the original scenario.

Table 1: This analysis at File No. 20,260 well. T = 17,836 gpd/ft; S = 0.001; ST = 126.7 ft

Scenario	Distance (Feet)	Rate (GPM)	Volume (Acre-Feet)	Drawdown (Acre-Feet)	Drawdown (% of ST)
Proposed	4,800	1,125	511.0	31.81	25.11 %
Original	7,200	600	233.9	12.77	10.08 %
Net drawdown				19.04	15.03 %
Net drawdown by GMD No. 3 analysis				4.40	3.47 %

Table 2: This analysis at domestic well. T = 17,836 gpd/ft; S = 0.001; ST = 136.2 ft

Scenario	Distance (Feet)	Rate (GPM)	Volume (Acre-Feet)	Drawdown (Acre-Feet)	Drawdown (% of ST)
Proposed	3,000	1,125	511.0	38.49	28.26 %
Original	3,300	600	233.9	18.58	13.64 %
Net drawdown				19.91	14.62 %
Net drawdown by GMD No. 3 analysis				4.70	3.45 %



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

October 22, 2018

Michael A. Meyers
Division of Water Resources
2508 N Johns Street
Garden City, Kansas 67846

RE: Application for Change in Point of Diversion
Water Right, File No. 33901

Dear Mike:

We have completed a review of the application for the above referenced water right. The proposed change in point of diversion is in accordance with current area rules, K.A.R. 5-23-3, as it pertains to distance moved and spacing to neighboring wells.

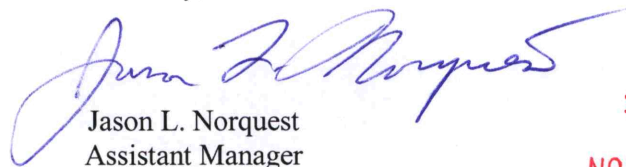
As you are aware, we are working to revise the Management Program for Southwest Kansas Groundwater Management District No. 3 (GMD3). In order to enhance the application review process under K.S.A. 82a-708b, we conducted well evaluations for projected supply from all neighboring wells within a mile of the proposed new well. One certified irrigation well (20260, 20261 & 27393) and one domestic well (26-T26s-R32w) showed potential to exceed maximum drawdown allowance if the proposed well is pumped at maximum rate and quantity. Such wells are considered critical wells. A critical well is a strong candidate for possible impairment of member water rights. We have attached our review information for reference.

Review of the logs for each neighboring well appear to show that the critical wells may not be considered new wells and may not be drilled to the bottom of the local aquifer source of supply. It is also unclear if drilling deeper would provide additional supply. Further calculations determined that a reasonable reduction in proposed pumping rate to 990gpm or less by the proposed well would lower the drawdown effect to less than the four foot threshold for accepted de minimis effect, based on current conditions.

We had a phone conversation with the applicant representative, Bill Heiman, to discuss this proposed redrill. He stated the estimated yield of the proposed well was 1000gpm or less, and that their normal operating practice is to pump around 700gpm. This rate is less than the determined rate that would mitigate concerns on the two neighboring critical wells. After review of the analysis and discussion with the applicant, it is therefore recommended that the application be approved, subject to a limitation that the proposed well's rate not exceed 950gpm at the proposed location. If you wish to make an official request for a full Board review, please contact our office.

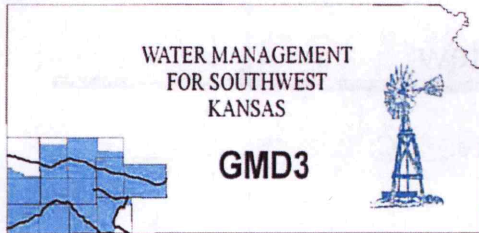
Thank you for the opportunity to review the applications and to provide a recommendation. If you have any questions, please don't hesitate to contact us.

Sincerely,


Jason L. Norquest
Assistant Manager

RECEIVED

NOV 16 2018



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

November 19, 2018

Michael A. Meyer
Division of Water Resources
2508 N Johns Street
Garden City, Kansas 67846

RE: Application for Change in Point of Diversion
Water Right, File No. 33901

Dear Mike:

We have completed a review of the application for the above referenced water right. The proposed change in point of diversion is in accordance with current area rules, K.A.R. 5-23-3, as it pertains to distance moved and spacing to neighboring wells.

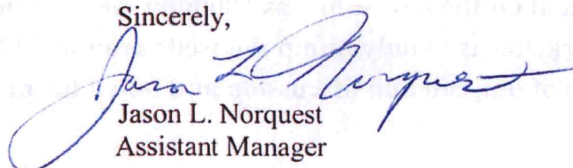
Well evaluations were conducted to estimate possible effects of the proposal on the supply of other wells with water rights prior to the proposal per K.S.A. 82a-708b and K.S.A. 82a-710 (b) and (c), and the draft revised management program. It is considered unreasonable to dis-allow any new effects from a proposal, so a standard maximum drawdown allowance applied over 50 years is used under an assumption the proposed well is pumped at maximum authorized rate and quantity. A drawdown allowance of four feet is used based on saturated thickness of more than 200 feet. The maximum reasonable or de minimis effect is used to screen for water right wells that need more investigation for a critical well result from the proposal. A critical well is a strong candidate for water right impairment. The attached review information is based on the Theis and GMD3 model tools and considered the best information available. Conclusions of the well analysis may change if better information on well and aquifer data can be made available.

Review of the logs for each neighboring well appear to show that a couple of the wells may not be considered new wells and may not be drilled to the bottom of the local aquifer source of supply. It is also unclear if drilling deeper would provide additional supply. One irrigation well (WRs 20260, 20261 & 27393) and one domestic in section 26-26-32 had calculations determine that they could potentially be critical wells. Reasonably lower pumping rates by the proposed well would lower the drawdown effect to less than the four foot threshold for accepted de minimis effect, based on current conditions.

We had a phone conversation with the applicant representative, Bill Heiman, to discuss this proposed redrill. He stated the estimated yield of the proposed well was 1000gpm or less, and that their normal operating practice is to pump around 700gpm. This rate is less than the determined rate that would mitigate concerns on the two neighboring critical wells. After review of the analysis and discussion with the applicant, it is therefore recommended that the application be approved.

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): 33901.

DWR office: GC.

App filed to change: PD.

Is Landowner(s) correct in WRIS: GCH Inc.

If NO, is documentation included?

Is Water Use Correspondent correct in WRIS? William Heiman.

If NO, is documentation included?

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

Point of diversion ID No(s) 01 being changed.

	ft. North	ft. West	
Authorized PD	3950	2700	Sect 36-26-32
Proposed PD	2674	4937	
Difference	1276 S	-2237 W	
$a^2 + b^2 = c^2$	1628176	5004169	2575.334 foot move SW

GPS for proposed PD: Lat: 37.74387 Long: -100.77809.

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 ___%

Spacing is met to neighboring certified and domestic wells.

We ran the New Mexico model on all wells within a mile of the proposed PD, 6 certified wells and 2 domestic wells. All wells needed further evaluation after the first initial comparisons, but none turned out to be considered critical wells. WE discussed these calculations with the applicant, Bill Heiman, and he said the estimated yield on the new well was 1000gpm or less and that their normal operating practice is to only pump the wells around 700gpm. Mr. Heiman was appreciative of our call and discussion and noted his practice is not to pump all he can.

GMD3 Change Review

Is a waiver needed: No.

Final Recommendation: After review of the application, it does meet all current area rules of the area as far as spacing and distance moved. Further analysis shows that the proposed move could have effects on neighboring wells, however they are not critical.

Jm

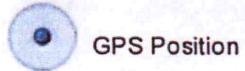
33901 Change Review, PD



October 17, 2018
10:49 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.

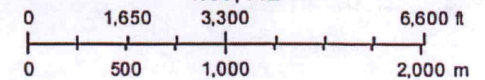
1:36,112



Wells

- ? Other
- IRR

- | | | | | | | | |
|---|-----|---|-----|---|-----|---|-----------------|
| + | CON | ■ | FPR | ▲ | MUN | f | THX |
| ⊗ | DEW | + | HYD | ▬ | REC | ? | Empty |
| • | DOM | ★ | IND | ⊗ | STK | ● | WWC5 WELLS GMD3 |



Proposed:

- Move Point of Diversion 2460 ft to the southwest.
- Authorized rate remains at 1125 gpm.
- Authorized quantity remains at 511 AF.
- Average quantity pumped at current location is 268 AF.
 - Assuming 100 days of operation, current rate is 606 gpm.

Wells Within 1 Mile and Proposed Drawdown Effects

- | | |
|--|--|
| <ul style="list-style-type: none"> • 33902 <ul style="list-style-type: none"> • Distance from proposed location = 2556 ft • Drawdown effect = 4.8 ft • Southern 13179 & 13443 <ul style="list-style-type: none"> • Distance from proposed location = 3231 ft • Drawdown effect = 5.4 ft • Northern 13179 & 13443 <ul style="list-style-type: none"> • Distance from proposed location = 3421 ft • Drawdown effect = 5.1 ft • 833 <ul style="list-style-type: none"> • Distance from proposed location = 4416 ft • Drawdown effect = 4.5 ft | <ul style="list-style-type: none"> • 572 & 13443 <ul style="list-style-type: none"> • Distance from proposed location = 3962 ft • Drawdown effect = 5.0 ft • 20260, 20261, and 27393 <ul style="list-style-type: none"> • Distance from proposed location = 5079 ft • Drawdown effect = 4.4 ft • Domestic in section 36-26-32 <ul style="list-style-type: none"> • Distance from proposed location = 2528 ft • Drawdown effect = 3.3 ft • Domestic in section 26-26-32 <ul style="list-style-type: none"> • Distance from proposed location = 3073 ft • Drawdown effect = 4.7 ft |
|--|--|

Minimum Drawdown Allowance

- Current saturated thickness is greater than 200 ft.
- Drawdown allowance over 50 years is 4.0 ft.
 - 50 year drawdown effect exceeds 4.0 ft for all wells except for the domestic well in section 36-26-32.
 - Seven wells need to be evaluated.

Aquifer Conditions at Proposed Well Location

- Saturated thickness is 217 ft.
 - Projected to decline 56.4 ft in 25 years.
- $T = 86,233$ gpd/ft
- $S = 0.00217$

Evaluation of WR No. 33902

- Drawdown due to additional proposed pumping = **4.8 ft.**
 - Based upon 25 years Theis analysis using $S = 0.00217$, $T = 79776$ gpd/ft,
 $r_{\text{proposed}} = 2556$ ft, $r_{\text{original}} = 2585$ ft, $Q_{\text{proposed}} = 1125$ gpm, $Q_{\text{original}} = 606$ gpm,
 $t_{\text{proposed}} = 103$ days, $t_{\text{original}} = 100$ days
- Drawdown due to existing pumping = **56.4 ft.**
 - Based upon water level declines predicted by the GMD3 model.
- Dynamic Drawdown = **31.0 ft.**
 - Based upon a Theis analysis with $r = 1$ ft, $S = 0.00243$, $T = 86,233$ gpd/ft,
 $t = 100$ days, $Q = 785$ gpm, well efficiency = 70%
- Total Drawdown = **92.2 ft.**

Drawdown Constraints for WR No. 33902

- Economical Drawdown Constraint (40% in 25 years)
 - $EDC = 243 \text{ ft} * 0.4 = 97.2 \text{ ft.}$
- Physical Drawdown Constraint
 - Well depth is 495 ft, no screen interval data, water column to bottom of well is 243 ft. PDC is assumed to be 60 ft above the bottom of the well.
 - $PDC = 243 \text{ ft} - 60 \text{ ft} = 183 \text{ ft.}$
- The EDC is more restrictive than the PDC, so the maximum allowable drawdown is **97.2 ft.**
 - The total drawdown is less than the allowable drawdown, so this is not a critical well.

Evaluation of Water Right Nos. 13179 & 13443, Southern Well

- Drawdown due to additional proposed pumping = **5.4 ft.**
 - Based upon 25 years Theis analysis using $S = 0.00217$, $T = 79776$ gpd/ft,
 $r_{\text{proposed}} = 3231$ ft, $r_{\text{original}} = 5470$ ft, $Q_{\text{proposed}} = 1125$ gpm, $Q_{\text{original}} = 606$ gpm,
 $t_{\text{proposed}} = 103$ days, $t_{\text{original}} = 100$ days
- Drawdown due to existing pumping = **55.9 ft.**
 - Based upon water level declines predicted by the GMD3 model.
- Dynamic Drawdown = **11.0 ft.**
 - Based upon a Theis analysis with $r = 1$ ft, $S = 0.00239$, $T = 143,722$ gpd/ft,
 $t = 100$ days, $Q = 453$ gpm, well efficiency = 70%.
- Total Drawdown = **72.3 ft.**

Drawdown Constraints for WR Nos. 13179 & 13443, Southern Well

- Economical Drawdown Constraint (40% in 25 years)
 - $EDC = 239 \text{ ft} * 0.4 = 95.6 \text{ ft.}$
- Physical Drawdown Constraint
 - No drillers log available, so well is assumed to be drilled to the bottom of the aquifer, and PDC is assumed to be 60 ft above the bottom of the well.
 - $PDC = 239 \text{ ft} - 60 \text{ ft} = 179 \text{ ft.}$
- The EDC is more restrictive than the PDC, so the maximum allowable drawdown is **95.6 ft.**
 - The total drawdown is less than the allowable drawdown, so the well is not critical.

Evaluation of Water Right Nos. 13179 & 13443, Northern Well

- Drawdown due to additional proposed pumping = **5.1 ft.**
 - Based upon 25 years Theis analysis using $S = 0.00217$, $T = 79776$ gpd/ft, $r_{\text{proposed}} = 3421$ ft, $r_{\text{original}} = 5286$ ft, $Q_{\text{proposed}} = 1125$ gpm, $Q_{\text{original}} = 606$ gpm, $t_{\text{proposed}} = 103$ days, $t_{\text{original}} = 100$ days
- Drawdown due to existing pumping = **55.9 ft.**
 - Based upon water level declines predicted by the GMD3 model.
- Dynamic Drawdown = **19.5 ft.**
 - Based upon a Theis analysis with $r = 1$ ft, $S = 0.00239$, $T = 143,722$ gpd/ft, $t = 100$ days, $Q = 803$ gpm, well efficiency = 70%.
- Total Drawdown = **80.5 ft.**

Drawdown Constraints for WR Nos. 13179 & 13443, Northern Well

- Economical Drawdown Constraint (40% in 25 years)
 - $\text{EDC} = 239 \text{ ft} * 0.4 = 95.6 \text{ ft.}$
- Physical Drawdown Constraint
 - No drillers log available, so well is assumed to be drilled to the bottom of the aquifer, and PDC is assumed to be 60 ft above the bottom of the well.
 - $\text{PDC} = 239 \text{ ft} - 60 \text{ ft} = 179 \text{ ft.}$
- The EDC is more restrictive than the PDC, so the maximum allowable drawdown is **95.6 ft.**
 - The total drawdown is less than the allowable drawdown, so the well is not critical.

Evaluation of Water Right No. 833

- Drawdown due to additional pumping = **4.5 ft.**
 - Based upon 25 years Theis analysis using $S = 0.00217$, $T = 79776$ gpd/ft,
 $r_{\text{proposed}} = 4416$ ft, $r_{\text{original}} = 5782$ ft, $Q_{\text{proposed}} = 1125$ gpm, $Q_{\text{original}} = 606$ gpm,
 $t_{\text{proposed}} = 103$ days, $t_{\text{original}} = 100$ days
- Drawdown due to existing pumping = **55.2 ft.**
 - Based upon water level declines predicted by the GMD3 model.
- Dynamic Drawdown = **15.9 ft.**
 - Based upon a Theis analysis with $r = 1$ ft, $S = 0.00211$, $T = 128,350$ gpd/ft,
 $t = 100$ days, $Q = 586$ gpm, well efficiency = 70%.
- Total Drawdown = **75.6 ft.**

Drawdown Constraints for WR No. 833

- Economical Drawdown Constraint (40% in 25 years)
 - $211 \text{ ft} * 0.4 = 84.4 \text{ ft.}$
- Physical Drawdown Constraint
 - Well is drilled and screened to 480 ft. Water column = 211 ft. PDC is assumed to be 60 ft above the bottom of the well screen.
 - $211 \text{ ft} - 60 \text{ ft} = 151 \text{ ft.}$
- The EDC is more restrictive than the PDC, so the maximum allowable drawdown is **84.4 ft.**
 - The total drawdown is less than the allowable drawdown, so the well is not critical.

Evaluation of Water Right Nos. 572 & 13443

- Drawdown due to additional pumping = **5.0 ft.**
 - Based upon 25 years Theis analysis using $S = 0.00217$, $T = 79776$ gpd/ft, $r_{\text{proposed}} = 3962$ ft, $r_{\text{original}} = 6394$ ft, $Q_{\text{proposed}} = 1125$ gpm, $Q_{\text{original}} = 606$ gpm, $t_{\text{proposed}} = 103$ days, $t_{\text{original}} = 100$ days
- Drawdown due to existing pumping = **55.9 ft.**
 - Based upon water level declines predicted by the GMD3 model.
- Dynamic Drawdown = **9.6 ft.**
 - Based upon a Theis analysis with $r = 1$ ft, $S = 0.00239$, $T = 143,722$ gpd/ft, $t = 100$ days, $Q = 396$ gpm, well efficiency = 70%.
- Total Drawdown = **70.5 ft.**

Drawdown Constraints for WR Nos. 572 & 13443

- Economical Drawdown Constraint (40% in 25 years)
 - $239 \text{ ft} * 0.4 = 95.6 \text{ ft}$
- Physical Drawdown Constraint
 - No driller log is available, so assume well is drilled to the bottom of the aquifer. PDC is assumed to be 60 ft above the bottom of the well.
 - $239 \text{ ft} - 60 \text{ ft} = 179 \text{ ft}$
- The EDC is more restrictive than the PDC, so the maximum allowable drawdown is **95.6 ft.**
 - The total drawdown is less than the allowable drawdown, so the well is not critical.

Evaluation of Water Right Nos. 20260, 20261, and 27393

- Drawdown due to additional pumping = **4.4 ft.**
 - Based upon 25 years Theis analysis using $S = 0.00217$, $T = 79776$ gpd/ft, $r_{\text{proposed}} = 5079$ ft, $r_{\text{original}} = 7121$ ft, $Q_{\text{proposed}} = 1125$ gpm, $Q_{\text{original}} = 606$ gpm, $t_{\text{proposed}} = 103$ days, $t_{\text{original}} = 100$ days
- Drawdown due to existing pumping = **55.6 ft**
 - Based upon water level declines predicted by the GMD3 model.
- Dynamic Drawdown = **3.8 ft**
 - Based upon a Theis analysis with $r = 1$ ft, $S = 0.00227$, $T = 117,895$ gpd/ft, $t = 100$ days, $Q = 129$ gpm, well efficiency = 70%
- Total drawdown = **63.8 ft**

Drawdown Constraints for WR Nos. 20260, 20261, and 27393

- Economical Drawdown Constraint (40% in 25 years)
 - $150 \text{ ft} * 0.4 = \mathbf{60 \text{ ft}}$
- Physical Drawdown Constraint
 - Well is drilled to a depth of 422 ft. It appears that the well could be drilled deeper. Water column is 150 ft. PDC is assumed to be 60 ft above the bottom of the well.
 - $105 \text{ ft} - 60 \text{ ft} = \mathbf{90 \text{ ft}}$
- The EDC is more restrictive than the PDC, so the maximum allowable drawdown is **60 ft.**
 - The total drawdown of 63.8 ft exceeds the allowable drawdown, so the well is critical.

Evaluation of the Domestic Well in Section 26-26-32

- Drawdown due to additional pumping = **4.7 ft**
 - Based upon 25 years Theis analysis using $S = 0.00217$, $T = 79776$ gpd/ft,
 $r_{\text{proposed}} = 3073$ ft, $r_{\text{original}} = 3362$ ft, $Q_{\text{proposed}} = 1125$ gpm, $Q_{\text{original}} = 606$ gpm,
 $t_{\text{proposed}} = 103$ days, $t_{\text{original}} = 100$ days
- Drawdown due to existing pumping = **55.2 ft**
 - Based upon water level declines predicted by the GMD3 model.
- Total Drawdown = **59.9 ft**

Drawdown Constraints for the Domestic Well in Section 26-26-32

- Economical Drawdown Constraint (40% in 25 years)
 - $62 \text{ ft} * 0.4 = 24.8 \text{ ft}$
- Physical Drawdown Constraint
 - Well is drilled to a depth of 320 ft (completed in 1985). Water Column = 62 ft. Well is not drilled to the bottom of the aquifer. PDC is assumed to be 20 ft above the bottom of the well.
 - $62 \text{ ft} - 20 \text{ ft} = 42 \text{ ft}$
- The EDC is more restrictive than the PDC, so the maximum allowable drawdown is **24.8 ft**.
 - The total drawdown of 59.9 ft exceeds the allowable drawdown, so the well is critical.

Meyer, Mike [KDA]

From: McColloch, Austin
Sent: Monday, October 15, 2018 1:40 PM
To: Meyer, Mike [KDA]
Subject: RE: OWNERSHIP
Attachments: 36-26S-32W.PNG

36-26S-32W

N¼: HARRIER FAMILY LIV TRUST; 210 N MARTIN AVE OBERLIN, KS 67749-1904
NW¼: GCH INC; 909 N ANDERSON ST GARDEN CITY, KS 67846-6212
S½: HEIMAN FAMILY FARMS; 9460 S RD 15 Garden City, KS 67846-8970
Farmstead in middle of Section: LEAR FARMS INC; 4280 E LEAR RD GARDEN CITY, KS 67846-8937

Austin McColloch
Environmental Scientist
Ph: (620) 276-2901

From: Meyer, Mike [KDA]
Sent: Monday, October 15, 2018 1:32 PM
To: McColloch, Austin <Austin.McColloch@ks.gov>
Subject: RE: OWNERSHIP

Lol
36-26-32W
Sorry...

Mike

From: McColloch, Austin
Sent: Monday, October 15, 2018 1:31 PM
To: Meyer, Mike [KDA] <Mike.Meyer@ks.gov>
Subject: RE: OWNERSHIP

There are many Section 36's in Finney County. Can I get a T&R too. haha

Austin McColloch
Environmental Scientist
Ph: (620) 276-2901

From: Meyer, Mike [KDA]
Sent: Monday, October 15, 2018 1:22 PM
To: McColloch, Austin <Austin.McColloch@ks.gov>
Subject: OWNERSHIP

Can you verify the ownership on the following:

Finney county

Section 36

thanks

Mike

Results

<u>02000</u> n City, KS 67846	GCH INC
<u>01000</u> n City, KS 67846	HARRIER FAMILY LIV TRUST
<u>04000</u> City, KS 67846	HEIMAN FAMILY FARMS
<u>03000</u> Garden City, KS 67846	LEAR FARMS INC



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

October 15, 2018

GCH INC
9460 SOUTH ROAD 15
GARDEN CITY KS 67846

RE: Water Right, File No. 33901

Dear Madame or Sir:

Reference is made to applications for approval of the Chief Engineer to change the point of diversion under the referenced file number which was received in this office on September 18, 2018. Upon review of the application, we find that additional information is needed.

It is required by K.A.R. 5-5-1(c) Filing an application for change, that the Division of Water Resources, is require to obtain a notarized signature from each landowner and their spouse, or a duly authorized agent. All signing must be done with a notary public present. Should an agent sign on behalf of the owners, please provide legal documentation that grants the agent the authority to sign property documents, specifically water rights.

The records for Finney County show that there is a farmstead on the water right owned by Lear Farms Inc. Please have the landowner sign the application in the presence of a notary. Additional signature sheets are attached for them to sign.

Also, upon processing these applications, all wells (including domestic wells) located within a half mile of each authorized well must be documented on the maps of each application along with names and addresses. Please review the map and indicate wells that are not on the map and supply the information. Once this has been done, please sign each map indicated that all wells have been plotted. I would assume that Lear's have a domestic well within one half mile of the proposed well.

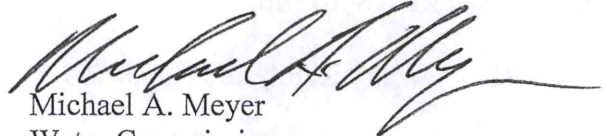
In order for the applications to retain their priority of filing, the required signatures or documentation to updated ownership, of the property associated with the referenced rights, must be completed and returned to this office on or before, **October 31, 2018**. According to law, default in returning requested information as outlined above within the time allowed or any authorized extension of time, shall cause dismissal of the applications for change under the above referenced file numbers.

Should you need to request additional time in which to return the requested information, please do so prior to the deadline.

October 15, 2018

If you have any questions, please contact our office. Please reference the water right file numbers listed above so that we may help you more efficiently.

Sincerely,


Michael A. Meyer
Water Commissioner

MAM
Enclosures

pc:

Groundwater Management District No. 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

October 8, 2018

SOUTHWEST KANSAS GROUNDWATER
MANAGEMENT DISTRICT NO. 3
409 CAMPUS DRIVE, SUITE 106
GARDEN CITY KS 67846

Re: Water Right File No. 33901

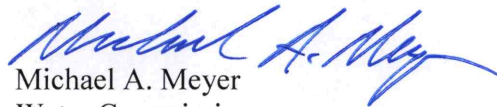
Dear Mr. Norquest;

This is to advise you that GCH INC (Bill Heiman) has filed an application for approval of the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, to change the point of diversion for the above referenced files.

We are delaying action on the change application to allow you time to review and provide a recommendation.

Thank you and as always feel free to contact this office at any time.

Sincerely,


Michael A. Meyer
Water Commissioner

MAM
Enclosure

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

September 20, 2018

LEAR FARMS INC
THOMAS J LEAR
4280 E LEAR RD
GARDEN CITY KS 67846-8937

RE: Water Right 33901

Dear Mr. Lear:

This is to advise you that the Bill Heiman 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