



Garden City Field Office
2508 Johns Street
Garden City, Kansas 67846-2804

Jackie McClaskey, Secretary
David W. Barfield, Chief Engineer
Michael A. Meyer, Water Commissioner

Phone: (620) 276-2901
Fax: (620) 276-9315
www.agriculture.ks.gov
Sam Brownback, Governor

April 20, 2018

KELSEY & MARY UNRUH
2086 40TH RD
COPELAND KS 67837-7014

RE: Water Right 6281

Dear Mr. & Mrs. Unruh;

This is to advise you that Ken Nickel has filed an application for approval (his 2nd attempt) 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



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April 20, 2018

John and Valetta Koehn Trust
1849 Road 70
Sublette KS 67877

RE: Water Right 6281

Dear Mr. & Mrs. Koehn;

This is to advise you that Ken Nickel has filed an application for approval (his 2nd attempt) 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 be "Thomas P. Makens".

Thomas P. Makens
Environmental Scientist III

pc: GMD#3

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
 8:32 AM

APR 20 2018

File No. 6281

Garden City Field Office
 Division of Water Resources

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

2. Name and address of Applicant: KENNETH & SHIRLEY NICKEL

2356 110TH RD COPELAND KS 67837

Phone Number: () _____ Email address: _____

Name and address of Water Use Correspondent: KENNETH & SHIRLEY NICKEL

2356 110TH RD COPELAND KS 67837

Phone Number: () _____ Email address: _____

3. The presently authorized place of use is:

Owner of Land ----- NAME: KENNETH & SHIRLEY NICKEL and Thayne Schafer.

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

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>4/20/18</u> Check # <u>7222</u>
--

5. **Presently authorized point of diversion:**
 One in the se Quarter of the se Quarter of the sw Quarter of Section 24, Township 27 South, Range 31 W, in Haskell County, Kansas, 90 feet North 3580 feet West of Southeast corner of section.
 Authorized Rate _____ Authorized Quantity _____ Depth of well _____ (feet)
 (DWR use only: Computer ID No. 8 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 nw Quarter of the nw Quarter of the sw Quarter of Section 24, Township 27 South, Range 31 W, in Haskell County, Kansas, 2242 feet North 5055 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
1st redrill attempt not successful

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

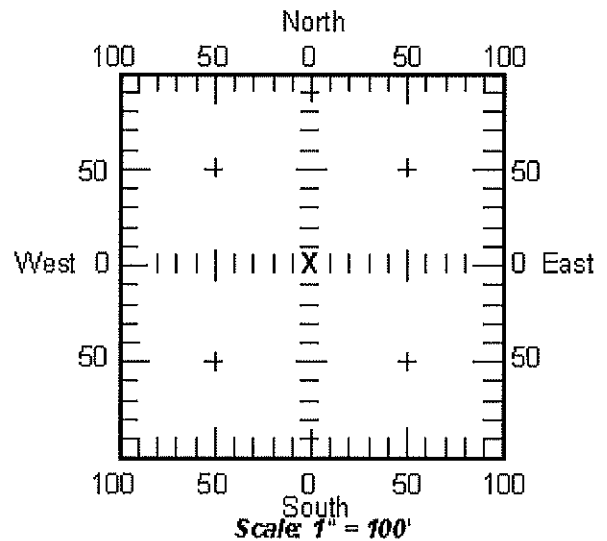
9. When do you propose to complete the new point of diversion?
May 1, 2018

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

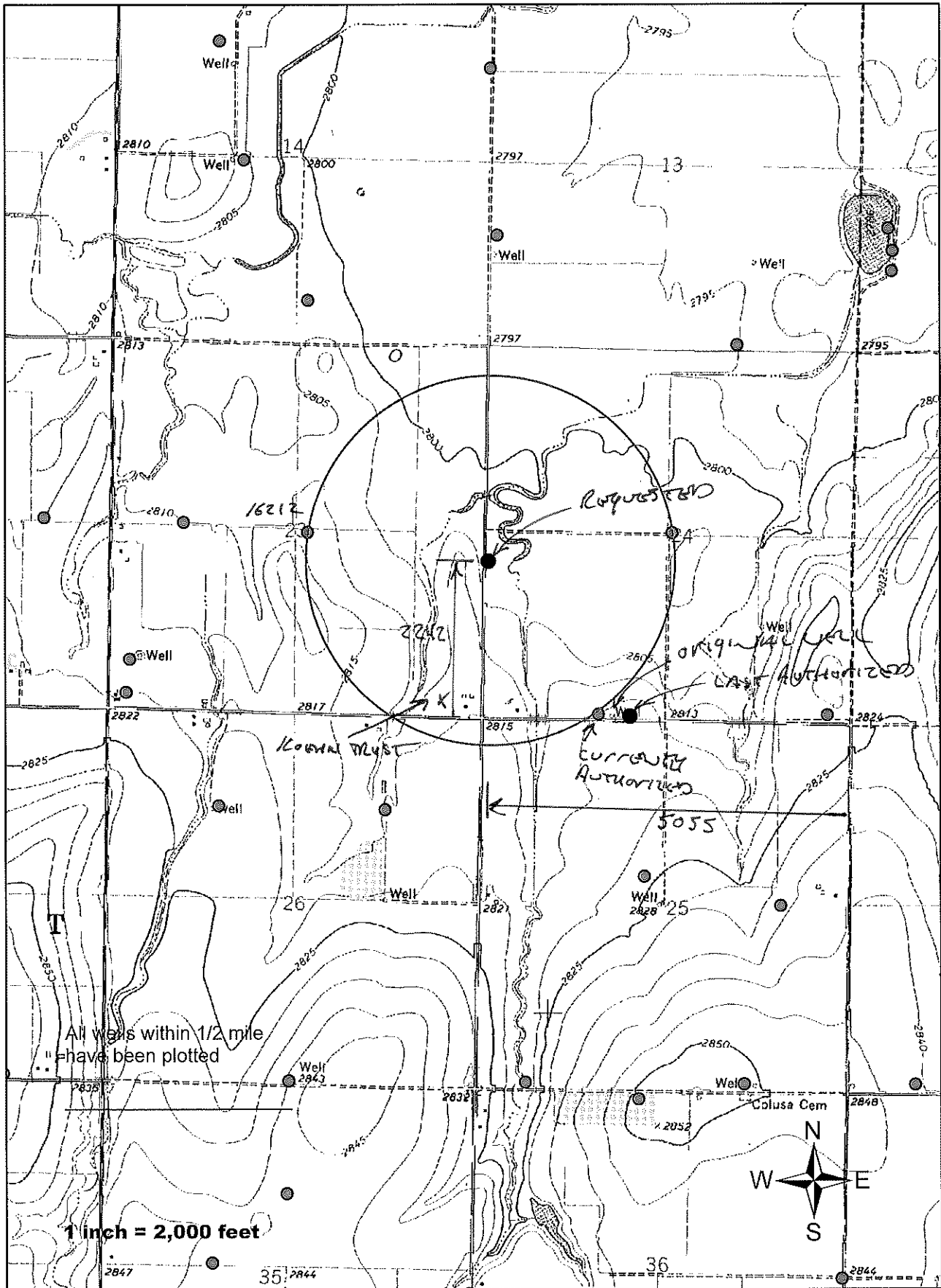
11. Groundwater Management District recommendation attached? Yes No

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.)

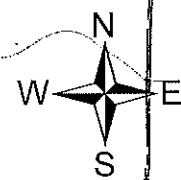


13b. If the proposed point of diversion will be relocated more than 100 feet but within 1320 feet from the existing point of diversion, attach a topographic map or aerial photograph. For groundwater sources, show all wells (including domestic) within one-half mile of the proposed point of diversion and 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.



All wells within 1/2 mile
have been plotted

1 inch = 2,000 feet



Kansas - Grant

Tracking Name: OFGC17102824_0001
 Business Partner: Koehn, Lyle
 State: Kansas
 Harvest Date: 10/18/2017

Exp Type: Genetic
 County: Grant
 Planting Date: 5/9/2017
 Planting Rate:

Brand	Hybrid/Brand	Tech Seg.	Yield (bu/a 56#)	Mst (%)	Tst Wt (lb/bu)	AGI	Yield Rank
Pioneer	P1311AM	AMILLRR2	218.2	17.2	57.4	\$635	12
Channel	214-45STXRIB	SSTX-RIB	204.7	16.8	60.4	\$599	18
Channel	215-75STXRIB	SSTX-RIB	208.8	17.2	59.6	\$608	16
Channel	216-36STXRIB	SSTX-RIB	209.1	16.8	60.1	\$612	15
Channel	218-44STXRIB	SSTX-RIB	211.5	16.5	60.3	\$622	13
Pioneer	P0801AM	AMILLRR2	209.6	13.6	59.4	\$629	14
Pioneer	P1197AM	AMILLRR2	220.4	14.7	58.7	\$661	10
Pioneer	P1366AM	AMILLRR2	219.1	15.4	59.7	\$654	11
Pioneer	P1625AMT	AMILLRR2	202.2	16.9	60.4	\$591	19
Pioneer	P1751AM	AMILLRR2	223.1	17.9	58.5	\$643	9
Pioneer	P1828AM	AMILLRR2	249.2	13.9	59.1	\$699	1
Pioneer	P1151AM	AMILLRR2	205.3	15.6	60.8	\$611	17
DeKalb	DKC70-27RIB	VT2P-RIB	243.7	18.9	59.5	\$693	3
DeKalb	DKG66-26RIB	VT2P-RIB	223.7	19.2	59.1	\$634	8
DeKalb	DKC66-74RIB	SSTX-RIB	225.9	18.0	58.8	\$651	5
DeKalb	DKC64-34RIB	SSTX-RIB	225.9	16.7	59.8	\$662	6
DeKalb	DKC63-21RIB	SSTX-RIB	225.9	16.9	58.9	\$661	7
DeKalb	DKC60-87RIB	SSTX-RIB	228.9	17.5	57.4	\$664	4
Pioneer	P1311AM	AMILLRR2	245.0	18.1	56.6	\$705	2

Kansas - Gray

Tracking Name: OFGC17100595_0001
 Business Partner: I G & B Inc
 State: Kansas
 Harvest Date: 10/20/2017

Exp Type: Genetic
 County: Gray
 Planting Date: 5/8/2017
 Planting Rate:

Brand	Hybrid/Brand	Tech Seg.	Yield (bu/a 56#)	Mst (%)	Tst Wt (lb/bu)	AGI	Yield Rank
Pioneer	P1690AM	AMILLRR2	261.1	16.6	62.8	\$757	2
Pioneer	P1625AMT	AMTLLRR2	241.3	17.4	60.9	\$701	4
Pioneer	P17751AM	AMILLRR2	252.4	18.2	60.0	\$725	3
Pioneer	P1828AM	AMILLRR2	271.5	19.1	59.1	\$770	1

Kansas - Gray

Tracking Name: OFGC17100616_0001
 Business Partner: Kiewer, Steve
 State: Kansas
 Harvest Date: 10/17/2017

Exp Type: Genetic
 County: Gray
 Planting Date: 4/19/2017
 Planting Rate:

Brand	Hybrid/Brand	Tech Seg.	Yield (bu/a 56#)	Mst (%)	Tst Wt (lb/bu)	AGI	Yield Rank
Pioneer	P0801AM	AMILLRR2	261.9	14.0	61.3	\$786	2
Pioneer	P0805AM	AMILLRR2	244.6	14.5	62.5	\$734	6
Pioneer	P1197AM	AMILLRR2	261.8	15.0	60.3	\$785	3
Pioneer	P1138AM	AMILLRR2	247.1	14.2	62.9	\$741	5
Pioneer	P1366AM	AMILLRR2	252.2	15.1	61.9	\$756	4
Pioneer	P1311AM	AMILLRR2	273.2	16.0	59.9	\$809	1





Century GEOPHYSICAL CORP.

KEN NICKEL

COMPANY : DOWNEY DRILLING INC.
WELL : KEN NICKEL
LOCATION/FIELD :
COUNTY : HASKELL
LOCATION : SW
SECTION : 24

OTHER SERVICES:

TOWNSHIP : 27S RANGE : 31W

DATE : 04/12/18
DEPTH DRILLER : 507
LOG BOTTOM : 601.80
LOG TOP : 0.20

PERMANENT DATUM : GL

KB :
DF :
GL :

LOG MEASURED FROM: GL
DRL MEASURED FROM: GL

CASING DIAMETER : 10.
CASING TYPE :
CASING THICKNESS:

LOGGING UNIT : 1319
FIELD OFFICE : DDI
RECORDED BY : DAVE

BIT SIZE : 6.25
MAGNETIC DECL. : 0
MATRIX DENSITY : 2.71
NEUTRON MATRIX : LIMESTONE

BOREHOLE FLUID : MUD
RM :
RM TEMPERATURE :
MATRIX DELTA T : 49

FILE : ORIGINAL
TYPE : 8144A
LGDATE: 04/12/18
LGTIME : 19:16:
THRESH: 99999

37-41-3.60
-100-40-11.39

ALL SERVICES PROVIDED SUBJECT TO STANDARD TERMS AND CONDITIONS

Kansas - Finney

Tracking Name: OFGC17100757_0005
 Business Partner: Jagels, Ryan
 State: Kansas
 Harvest Date: 10/6/2017

Exp Type: Genetic
 County: Finney
 Planting Date: 5/8/2017
 Planting Rate:

Brand	Hybrid/Brand	Tech Seg.	Yield (bu/a 56#)	Mst (%)	Tst Wt (lb/bu)	AGI	Yield Rank
Pioneer	P1197AMT	AMT/LL/RR2	282.7	23.7	55.4	\$750	1
Pioneer	P0801AMXT	AMX/TL/RR2	282.6	22.5	54.7	\$763	2
Pioneer	P1314AMXT	AMX/TL/RR2	282.0	24.5	55.2	\$739	3
Pioneer	P1366AMXT	AMX/TL/RR2	274.2	24.9	55.0	\$714	5
Pioneer	P1197AMT	AMT/LL/RR2	280.8	23.8	54.7	\$744	4

Kansas - Finney

Tracking Name: OFGC17101185_0002
 Business Partner: Chst, Skip
 State: Kansas
 Harvest Date: 10/6/2017

Exp Type: Genetic
 County: Finney
 Planting Date: 5/7/2017
 Planting Rate:

Brand	Hybrid/Brand	Tech Seg.	Yield (bu/a 56#)	Mst (%)	Tst Wt (lb/bu)	AGI	Yield Rank
Pioneer	P1197AMT	AMT/LL/RR2	224.8	19.0	55.5	\$638	2
Pioneer	P1314AMXT	AMX/TL/RR2	221.0	20.0	55.0	\$619	3
Pioneer	P1366AMXT	AMX/TL/RR2	212.9	19.1	56.9	\$604	4
Pioneer	P1370AM	AM/LL/RR2	256.5	21.1	56.3	\$707	1
Pioneer	P1379AM	AM/LL/RR2	201.2	21.6	56.1	\$550	5

Kansas - Finney

Tracking Name: OFGC17102820_0001
 Business Partner: Triangle H
 State: Kansas
 Harvest Date: 11/4/2017

Exp Type: Genetic
 County: Finney
 Planting Date: 5/24/2017
 Planting Rate:

Brand	Hybrid/Brand	Tech Seg.	Yield (bu/a 56#)	Mst (%)	Tst Wt (lb/bu)	AGI	Yield Rank
Pioneer	P0801AM	AM/LL/RR2	258.8	15.0	58.4	\$776	3
Pioneer	P0805AM	AM/LL/RR2	238.3	14.8	60.3	\$715	8
Pioneer	P1138AM	AM/LL/RR2	233.5	14.5	60.0	\$701	11
Pioneer	P1197AM	AM/LL/RR2	255.9	15.1	59.4	\$767	5
Pioneer	P1314AM	AM/LL/RR2	262.4	16.0	58.1	\$777	1
Pioneer	P1366AM	AM/LL/RR2	257.8	15.4	59.2	\$769	4
Dekalb	DKC60-87RIB	SSTX-RIB	233.7	14.9	59.6	\$701	10
Dekalb	DKC61-88RIB	VT3P-RIB	240.9	14.3	60.0	\$723	7
Dekalb	DKC64-34RIB	SSTX-RIB	251.0	15.1	60.1	\$752	6
Dekalb	DKC63-21RIB	SSTX-RIB	233.8	14.9	59.9	\$701	9
Pioneer	P0801AM	AM/LL/RR2	260.6	14.9	58.4	\$782	2



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.)

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 Garden City, Kansas, this 18th day of April, 2018.

Kenneth Nickel
(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 18th day of April, 2018.



Julie Jones
Notary Public

My Commission Expires _____

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

K NICKEL

Write a description for your map.

Legend

- 24
- 📍 Feature 1
- KS

TEST HOLE LOCATION OF THE COIN 100° 40' 10" W

NEIGHBOR WELL 37° 41' 8.83" N 100° 39' 39.62" W

TH #3 ELEV=2806

(Approx)
2800'

TH #1 ELEV=2819'

ORIGINAL WELL ELEV=2825'

SW TH

Co Rd Xx

Swath
270'

1000 ft



Google Earth

©2018 Google

Kansas - Gray

Tracking Name: OFGC17102277_0001
 Business Partner: I C & B Inc
 State: Kansas
 Harvest Date: 10/20/2017

Exp Type: Genetic
 County: Gray
 Planting Date: 5/8/2017
 Planting Rate:

Brand	Hybrid/Brand	Tech Seg.	Yield (bu/a 56#)	Mst (%)	Tst Wt (lb/bu)	AGI	Yield Rank
Pioneer	P1366AM	AMILLRR2	262.2	15.7	60.1	\$779	2
Pioneer	P1690AM	AMILLRR2	261.1	16.6	62.8	\$767	3
Pioneer	P1625AMT	AMTLLRR2	241.3	17.4	60.9	\$701	5
Pioneer	P1751AM	AMILLRR2	252.4	18.2	60.0	\$725	4
Pioneer	P1828AM	AMILLRR2	271.5	19.1	59.1	\$770	1

Kansas - Gray

Tracking Name: OFGC17102575_0001
 Business Partner: Love, Gregory
 State: Kansas
 Harvest Date: 9/23/2017

Exp Type: Genetic
 County: Gray
 Planting Date: 4/28/2017
 Planting Rate:

Brand	Hybrid/Brand	Tech Seg.	Yield (bu/a 56#)	Mst (%)	Tst Wt (lb/bu)	AGI	Yield Rank
Pioneer	P1197AMT	AMTLLRR2	248.0	19.0	55.8	\$704	3
Pioneer	P0157AMX	AMXLLRR2	197.5	14.1	58.6	\$593	8
Pioneer	P0339AMT	AMTLLRR2	222.5	15.2	57.7	\$666	6
Pioneer	P0657AM	AMILLRR2	194.9	16.6	58.0	\$572	9
Pioneer	P0801AMXT	AMX7LLRR2	252.0	18.0	57.0	\$726	2
Pioneer	P0805AM	AMILLRR2	163.2	16.2	58.1	\$482	10
Pioneer	P1138AM	AMILLRR2	204.8	17.2	57.9	\$596	7
Pioneer	P1311AMXT	AMX7LLRR2	235.9	19.4	55.8	\$666	5
Pioneer	P1366AMXT	AMX7LLRR2	245.7	20.0	55.5	\$688	4
Pioneer	P1197AMT	AMTLLRR2	252.1	19.5	55.2	\$711	1

Kansas - Gray

Tracking Name: OFGC17102580_0001
 Business Partner: Schmidt, Dale
 State: Kansas
 Harvest Date: 10/10/2017

Exp Type: Genetic
 County: Gray
 Planting Date: 4/25/2017
 Planting Rate:

Brand	Hybrid/Brand	Tech Seg.	Yield (bu/a 56#)	Mst (%)	Tst Wt (lb/bu)	AGI	Yield Rank
Pioneer	P1197AMT	AMTLLRR2	243.0	16.5	57.7	\$714	4
Pioneer	P0801AMXT	AMX7LLRR2	252.4	16.1	58.9	\$746	1
Pioneer	P1311AMXT	AMX7LLRR2	233.7	16.9	58.5	\$683	7
Pioneer	P1366AMXT	AMX7LLRR2	250.5	17.5	58.1	\$726	2
Pioneer	P1401VYHR	AVBLYGCBHX1LL/RR2	241.8	17.4	59.9	\$702	6
Pioneer	P1751AMT	AMTLLRR2	250.3	19.5	58.1	\$706	3
Pioneer	P1828AM	AMILLRR2	243.0	18.9	60.2	\$691	5

Kansas - Gray

Tracking Name: OFGC17102581_0001
 Business Partner: Love, Gregory
 State: Kansas
 Harvest Date: 10/19/2017

Exp Type: Genetic
 County: Gray
 Planting Date: 5/13/2017
 Planting Rate:

Brand	Hybrid/Brand	Tech Seg.	Yield (bu/a 56#)	Mst (%)	Tst Wt (lb/bu)	AGI	Yield Rank
Pioneer	P1401VYHR	AVBLYGCBHX1LL/RR2	243.1	18.0	59.3	\$700	10
Pioneer	P0801AM	AMILLRR2	255.5	15.3	60.2	\$763	4
Pioneer	P0805AM	AMILLRR2	248.8	15.1	61.7	\$745	7
Pioneer	P1138AM	AMILLRR2	247.1	15.7	60.4	\$734	8
Pioneer	P1197AM	AMILLRR2	260.1	15.9	58.3	\$771	1
Pioneer	P1311AM	AMILLRR2	253.9	16.7	57.6	\$744	6
Pioneer	P1366AM	AMILLRR2	255.9	16.9	58.7	\$748	3
Pioneer	P1751AM	AMILLRR2	255.1	17.8	59.6	\$737	5
Pioneer	P1828AM	AMILLRR2	258.2	18.8	59.6	\$735	2
Pioneer	P1401VYHR	AVBLYGCBHX1LL/RR2	245.7	18.1	58.6	\$707	9

