

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

1. File Number: 9592	2. Status Change Date: 6/12/18	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: 6/11/18
8a. Applicant(s) New to system <input type="checkbox"/> LAWRENCE D WITHERS 2298 90TH RD COPELAND KS 67837-7035		Person ID 19782 Add Seq# 1	8c. Landowner(s) New to system <input type="checkbox"/> 	
8b. Landowner(s) New to system <input type="checkbox"/> NC		Person ID _____ Add Seq# _____	8d. WUC New to system <input type="checkbox"/> nc	
9. Documents and Enclosure(s): <input checked="" type="checkbox"/> DWR Meter(s) Date to Comply: 12/31/18 <input checked="" type="checkbox"/> N & P Date to Comply: 12/31/18				
<input type="checkbox"/> Anti-Reverse Meter <input type="checkbox"/> Meter Seal <input type="checkbox"/> Check Valve <input type="checkbox"/> N & P Form <input type="checkbox"/> Water Tube <input type="checkbox"/> Driller Copy <input type="checkbox"/> H & E Letter <input type="checkbox"/> Conservation Plan Date Required: _____ Date Approved: _____ Date to Comply: _____				
10. Use Made of Water From: _____ To: _____				
			Date Prepared: 6/12/18	By: TPM
			Date Entered:	By:

STATE OF KANSAS

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



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

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

June 12, 2018

LAWRENCE D WITHERS
2298 90TH RD
COPELAND KS 67837-7035

RE: Change in Point of Diversion Water Right, File No 9592

Dear Mr. Withers:

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 13th day of June 2018, I hereby certify that the attached original Approval of Application to Change the Point of Diversion under Water Right, File No. 9592 dated June 12, 2018 was mailed postage prepaid, first class, US mail to the following:

LAWRENCE D WITHERS
2298 90TH RD
COPELAND KS 67837-7035

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) 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
 3:53 pm
 JUN 11 2018

File No. 9592

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: LAWRENCE D WITHERS
2298 90TH RD COPELAND KS 67837-7035

Phone Number: (620)272-1377 Email address: _____

Name and address of Water Use Correspondent: PRESTON & MICHELLE WITHERS
2257 100TH RD COPELAND KS 67837

Phone Number: (_____) _____ Email address: _____

3. The presently authorized place of use is:

Owner of Land ---- NAME: LAWRENCE D WITHERS, PRESTON & MICHELLE WITHERS, WESTERN LAND & CATTLE 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 irrigated 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 \$ 100 TR # _____ Receipt Date 6/11/18 Check # 2718

5. **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: 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 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 .

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: 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 .

7. The changes herein are desired for the following reasons?
 (please be specific)

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

9. The change(s) (was)(will be) completed by?

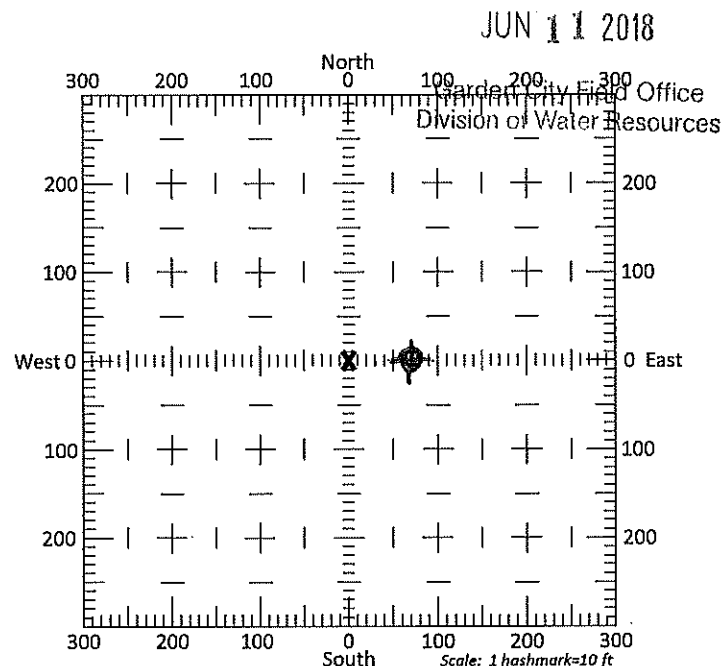
10. If the point of diversion is a well:
 (a) What are you going to do with the old well?

 (b) When will this be done?

11. Groundwater Management District recommendation attached?
 Yes No

12. Assisted by

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.)

APPLICATION FOR APPROVAL TO CHANGE
THE PLACE OF USE AND/OR POINT OF DIVERSION
SUPPLEMENTAL SHEET
FILE NO. 9592

Presently authorized point of diversion:

One in the nw Quarter of the nw Quarter of the se Quarter
of Section 6 , Township 27 South, Range 30 W,
in Gray County, Kansas, 2510 feet North 2575 feet West of Southeast corner of section.
Authorized Rate Authorized Quantity Depth of well (feet)
(DWR use only: Computer ID No. 1 GPS 2572 feet North 2681 feet West)
 This point will not be changed This point will be changed as follows:

Proposed point of diversion: (Complete only if change is requested)

One in the Quarter of the Quarter of the Quarter
of Section , Township South, Range (E/W),
in County, Kansas, feet North feet West of Southeast corner of section.
Proposed Rate Proposed Quantity Proposed well depth (feet) .
This point is: Additional Well Geo Center List other water rights that will use this point .

Presently authorized point of diversion:

One in the sw Quarter of the sw Quarter of the ne Quarter
of Section , Township 27 South, Range 30 W,
in Gray County, Kansas, 3109 feet North 2575 feet West of Southeast corner of section.
Authorized Rate Authorized Quantity Depth of well (feet)
(DWR use only: Computer ID No. 7 GPS 3052 feet North 2423 feet West)
 This point will not be changed This point will be changed as follows:

Proposed point of diversion: (Complete only if change is requested)

One in the Quarter of the Quarter of the Quarter
of Section , Township South, Range (E/W),
in County, Kansas, feet North feet West of Southeast corner of section.
Proposed Rate Proposed Quantity Proposed well depth (feet) .
This point is: Additional Well Geo Center List other water rights that will use this point .

Presently authorized point of diversion:

One in the sw Quarter of the sw Quarter of the ne Quarter
of Section 6 , Township 27 South, Range 30 W,
in Gray County, Kansas, 2810 feet North 2575 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 Quarter of the Quarter of the Quarter
of Section , Township South, Range (E/W),
in County, Kansas, feet North feet West of Southeast corner of section.
Proposed Rate Proposed Quantity Proposed well depth (feet) .
This point is: Additional Well Geo Center List other water rights that will use this point .

Presently authorized point of diversion:

One in the Quarter of the Quarter of the Quarter
of Section , Township South, Range (E/W),
in County, Kansas, feet North feet West of Southeast corner of section.
Authorized Rate Authorized Quantity Depth of well (feet)
(DWR use only: Computer ID No. GPS feet North feet West)
 This point will not be changed This point will be changed as follows:

Proposed point of diversion: (Complete only if change is requested)

One in the Quarter of the Quarter of the Quarter
of Section , Township South, Range (E/W),
in County, Kansas, feet North feet West of Southeast corner of section.
Proposed Rate Proposed Quantity Proposed well depth (feet) .
This point is: Additional Well Geo Center List other water rights that will use this point .

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

JUN 11 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 GARDEN CITY, Kansas, this 11th day of JUNE, 2018.

[Signature]
(Owner)

(Spouse)

(Please Print)

(Please Print)

(Owner)

(Spouse)

(Please Print)

(Please Print)

(Owner)

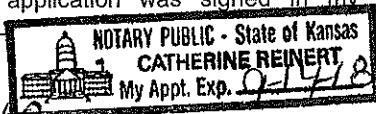
(Spouse)

(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 11TH day of JUNE, 2018



[Signature]
Notary Public

My Commission Expires 9-14-18

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

TOPO! map printed on 06/09/18 from "Untitled.tpo"

100.65000° W

NAD27 100.63333° W

37.73333° N

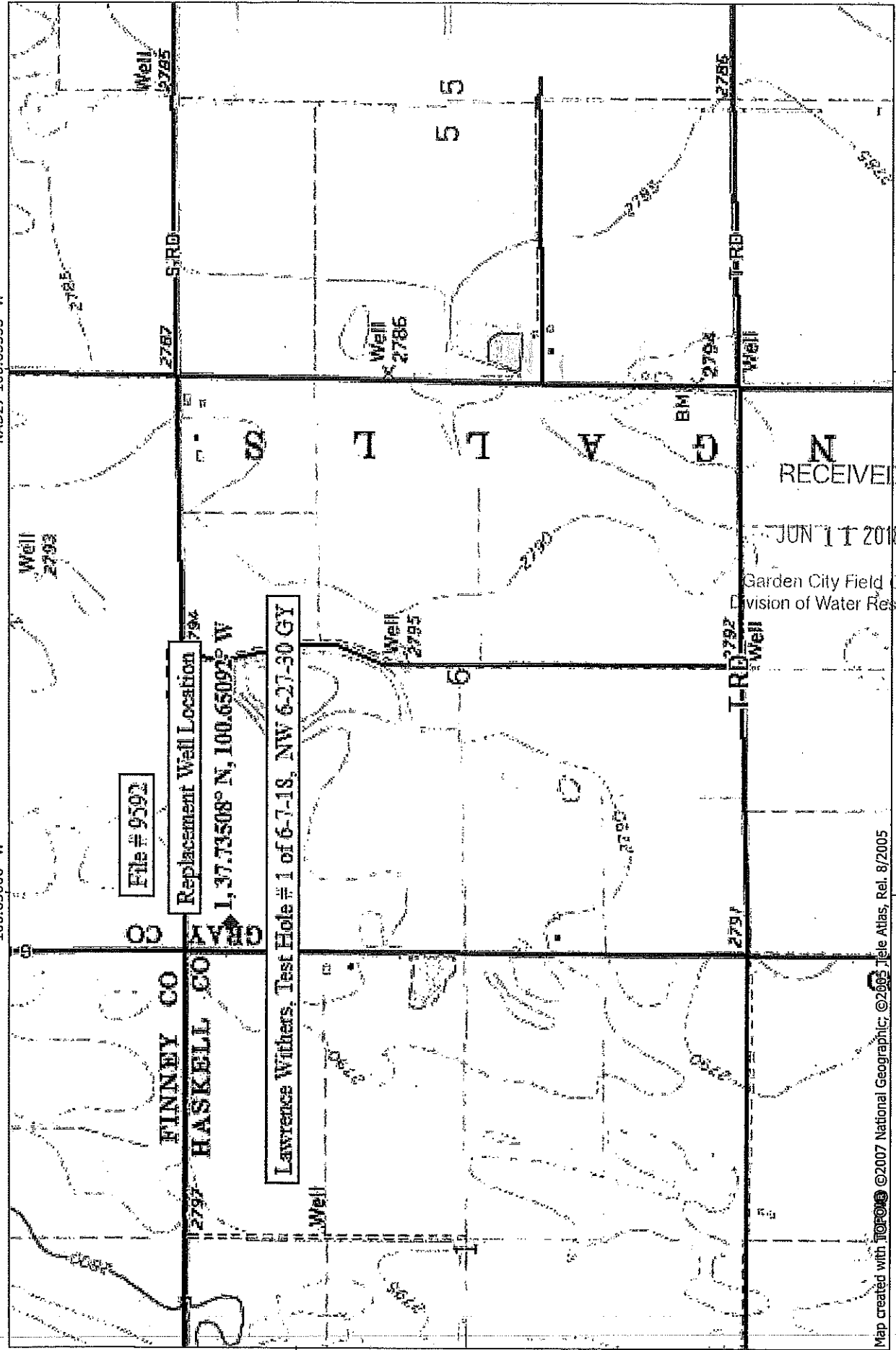
37.73333° N

File # 9592

Replacement Well Location

1, 37.73508° N, 100.65092° W

Lawrence Withers, Test Hole # 1 of 6-7-18, NW 6-27-30 GY

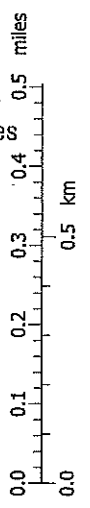


Map created with TOPO! ©2007 National Geographic, ©2005 Title Atlas, Rel. 8/2005

100.65000° W

NAD27 100.63333° W

NATIONAL GEOGRAPHIC



TN TMN 5 1/2° 06/09/18

