

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

1. File Number: <b>26575</b>	2. Status Change Date:	3. Change Num: <b>C1</b>	4. Field Office: <b>04</b>	5. GMD: <b>03</b>
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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: <b>1/15/19</b>
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8a. Applicant(s) Landowner New to system <input type="checkbox"/> <b>ROY BULLOCK &amp; JANIE LOPER PIERCE 10300 W CONNER RD GASTON IN 47342</b> Person ID <b>61228</b> Add Seq# <b>1</b>	8c. WUC New to system <input type="checkbox"/> <b>DONNIE YOUNG 829 N MCCALL ST ULYSSES KS 67880-1641</b> Person ID <b>27075</b> Add Seq# _____
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8b. Landowner(s) New to system <input type="checkbox"/> Person ID _____ Add Seq# _____	8d. WUC New to system <input type="checkbox"/> Person ID _____ Add Seq# _____
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9. Documents and Enclosure(s):  DWR Meter(s) Date to Comply: **12/31/19**  N & P Date to Comply: **12/31/20**

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: **1/15/19** By: **MAM**  
Date Entered: \_\_\_\_\_ By: \_\_\_\_\_

File No. **26575**      11. County: **HS**      Basin: **Cimarron River**      Stream:      Formation Code: **211/331**      Special Use:

12. Points of Diversion											Rate and Quantity					
CHK	MOD	DEL	PDIV	Qualifier	S	T	R	ID	'N	'W	Comment (AKA Line)	Rate gpm	Quantity af	Rate gpm	Quantity af	Overlap PD Files
ENT				SESENW	2	28	36	W	2712'	3220'		1120	320	1120	320	NONE
DEL	50959			LOT 3 (NENW)	2	28	36	W	4900'	3700'		1120	320	1120	320	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 \_\_\_\_\_

16. Place of Use										NE¼				NW¼				SW¼				SE¼				Total	Owner	Chg?	Overlap Files		
CHK	MOD	DEL	ENT	PUSE	S	T	R	ID		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						
NC																														SEE 8a	

Base Acres:      Year:      Minimum Reasonable Quantity:

Comments:

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

# Kansas

Department of Agriculture  
*Division of Water Resources*

Phone: 620-276-2901  
Fax: 620-276-9315  
[www.agriculture.ks.gov](http://www.agriculture.ks.gov)

Mike Beam, Interim Secretary

Laura Kelly, Governor

January 15, 2019

DONNIE YOUNG  
829 N MCCALL ST  
ULYSSES KS 67880-1641

RE: Approval of Application to Change the Point of Diversion  
Water Right, File No. 26575

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:

ROY BULLOCK & JANIE LOPER PIERCE  
10300 W CONNER RD  
GASTON IN 47342

GROUNDWATER MANAGEMENT DISTRICT NO. 3

**CERTIFICATE OF SERVICE**

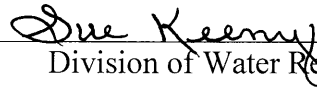
On this 15<sup>th</sup> day of January, 2019, I hereby certify that the foregoing Approval of Application for Change in Point of Diversion, Water Right, File No. 26,575, dated 15<sup>th</sup> day of January, 2019 was mailed postage prepaid, first class, US mail to the following:

DONNIE YOUNG  
829 N MCCALL ST  
ULYSSES KS 67880-1641

With photocopies to:

ROY BULLOCK & JANIE LOPER PIERCE  
10300 W CONNER RD  
GASTON IN 47342

GROUNDWATER MANAGEMENT DISTRICT NO. 3



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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

NOV 29 2018  
 4:19 pm  
 Garden City Field Office  
 Division of Water Resources

File No. 26575

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: DONNIE YOUNG

829 N MCCALL ST ULYSSES, KS.67880

Phone Number: (620)353-4969

Email address: \_\_\_\_\_

Name and address of Water Use Correspondent: DONNIE YOUNG

829 N MCCALL ST ULYSSES, KS.67880

Phone Number: (620)353-4969

Email address: \_\_\_\_\_

3. The presently authorized place of use is:

Owner of Land ---- NAME: ROY BULLOCK & JANIE LOPER PIERCE

ADDRESS: 10300 W CONNER RD GASTON, IN 47342

(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	
2	28	36W					40.87	41.03	40	40									161.9
3	28	36W	41.33	41.17	40	40													161.5

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

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	
<del>_____</del>																			

For Office Use Only: Code \_\_\_\_\_ Fee \$ 200.00 TR # \_\_\_\_\_ Receipt Date 11-29-18 Check # 1683

5. **Presently authorized point of diversion:** LOT 3 (NE/NW)  
 One in the NW Quarter of the NE Quarter of the NW Quarter of Section 2, Township 28 South, Range 36 (W), in GRANT County, Kansas, 4900 feet North 3700 feet West of Southeast corner of section.  
 Authorized Rate 1120 GPM Authorized Quantity 320 AF Depth of well \_\_\_\_\_ (feet)  
 (DWR use only: Computer ID No. 4 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 SE Quarter of the SE Quarter of the NE NW Quarter of Section 2, Township 28 South, Range 36 (W), in GRANT County, Kansas, 2712 feet North 3220 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 \_\_\_\_\_ (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 \_\_\_\_\_

7. The changes herein are desired for the following reasons?  
 (please be specific) Loss of production on old PD

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

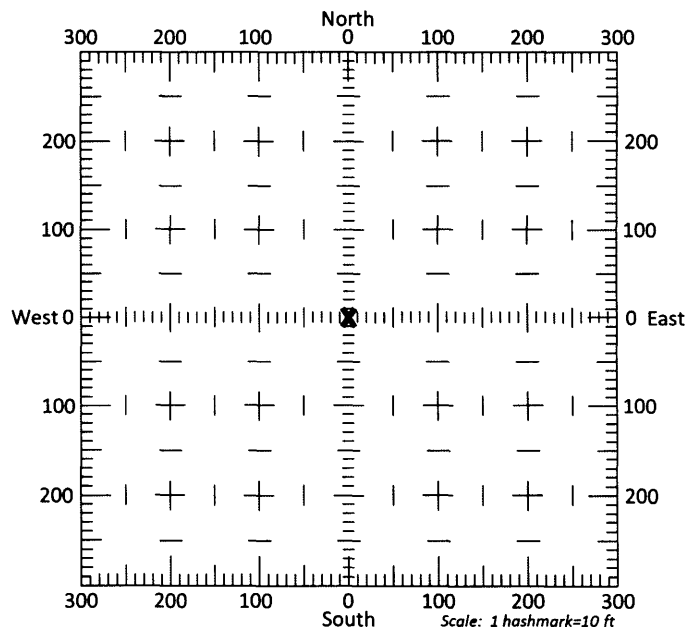
9. The change(s) (was)(will be) completed by?  
December 7, 2018

10. If the point of diversion is a well:  
 (a) What are you going to do with the old well?  
To be plugged  
 (b) When will this be done? December 7, 2018

11. Groundwater Management District recommendation attached?  
 Yes  No

12. Assisted by cac

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.)

4. 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 Gardner, TN, Kansas, this 17<sup>th</sup> day of November, 2018.

Roy E. Bullock  
 (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 17<sup>th</sup> day of NOV, 2018.



Catherine Reinert  
 Notary Public

My Commission Expires 9-14-22.

**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

4. 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 27<sup>th</sup> day of NOVEMBER, 2018.

<p><u>*Janie Loper-Pierce</u> (Owner)</p> <p><u>JANIE Loper-Pierce</u> (Please Print)</p> <p>_____ (Owner)</p> <p>_____ (Please Print)</p> <p>_____ (Owner)</p> <p>_____ (Please Print)</p>	<p>_____ (Spouse)</p> <p>_____ (Please Print)</p> <p>_____ (Spouse)</p> <p>_____ (Please Print)</p> <p>_____ (Spouse)</p> <p>_____ (Please Print)</p>
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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 27<sup>th</sup> day of NOV, 2018.

My Commission Expires 9-14-20  Catherine Reinert  
 Notary Public

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

**FEE SCHEDULE**

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

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



**SUMMARY ORDER APPROVING APPLICATION FOR CHANGE AND IMPOSING CONDITIONS**

This Summary Order is issued under authority of K.S.A. 82a-708b, as amended, and K.A.R. 5-5-1, *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. 26575

- 1. A change application was received on November 29, 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 200 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, 2020 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**

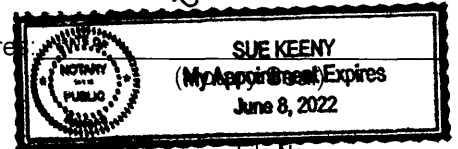
If you are aggrieved by this order, pursuant to K.S.A. 82a-1901, you may request an evidentiary hearing before the Chief Engineer or request administrative review by the Secretary of Agriculture. A request for hearing by the Chief Engineer must be filed within **15 days** of service of this Order and 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

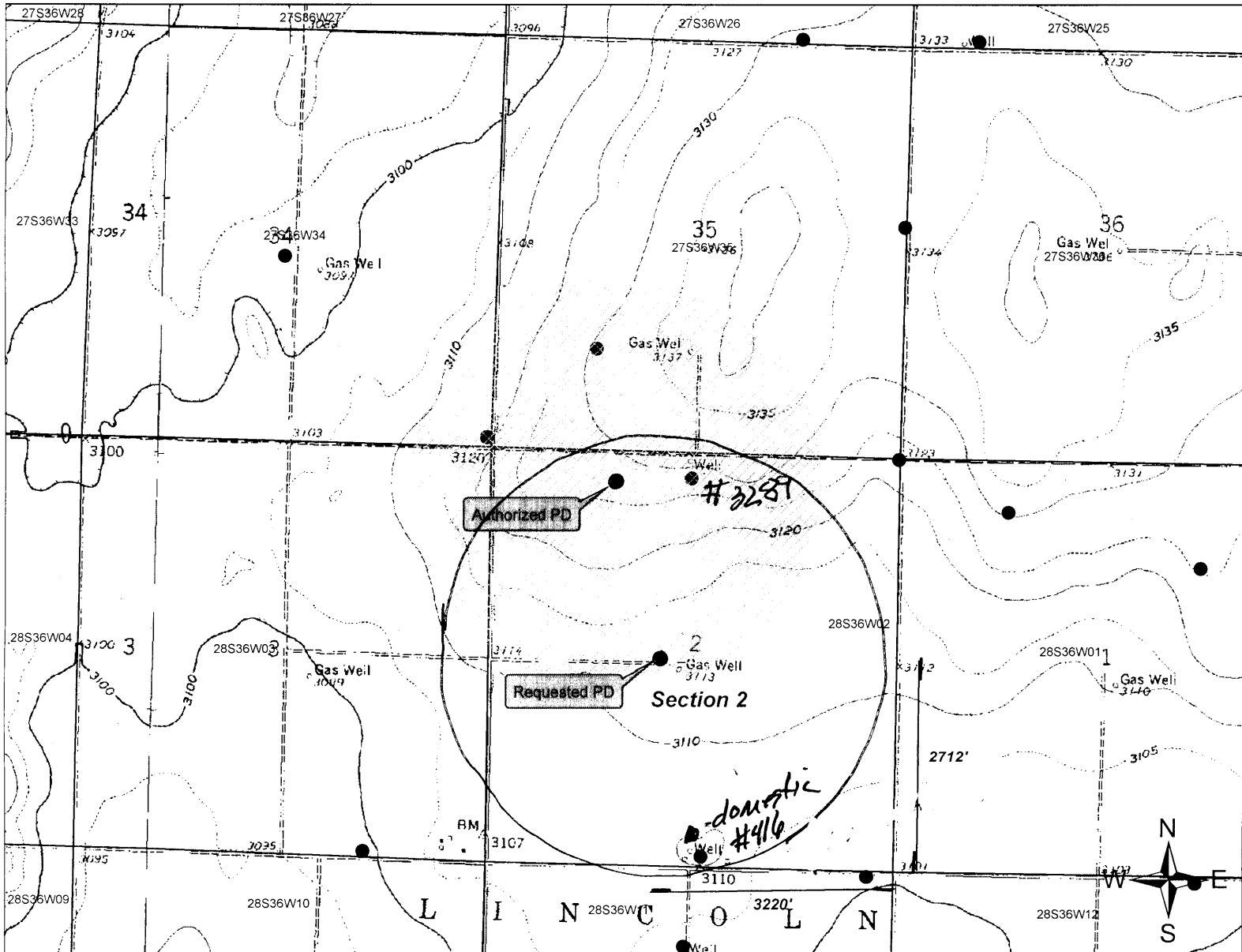
FOR OFFICE USE ONLY  
**APPLICATION APPROVED AND SUMMARY ORDER ISSUED**

By: Michael A. Meyer  
Duty Authorized Designee of the Chief Engineer  
(Print Name): MICHAEL A. MEYER  
Division of Water Resources - Kansas Department of Agriculture  
Date of Issuance: JANUARY 15, 2019  
State of Kansas )  
County of Finney ) SS  
Acknowledged before me on January 15, 2019  
by Michael A. Meyer  
Signature: Sue Keeny  
Notary Public



My commission expires



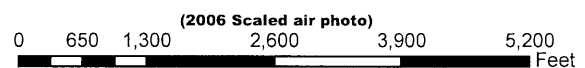
**Change in Point of Diversion  
File No(s).26575  
T28 R36W Grant Co.**



- Authorized PD
- Requested PD
- Point of Diversion

	Authorized PU
	Requested PU

Half Mile Radius



*No other known wells.*

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



WR 26575

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

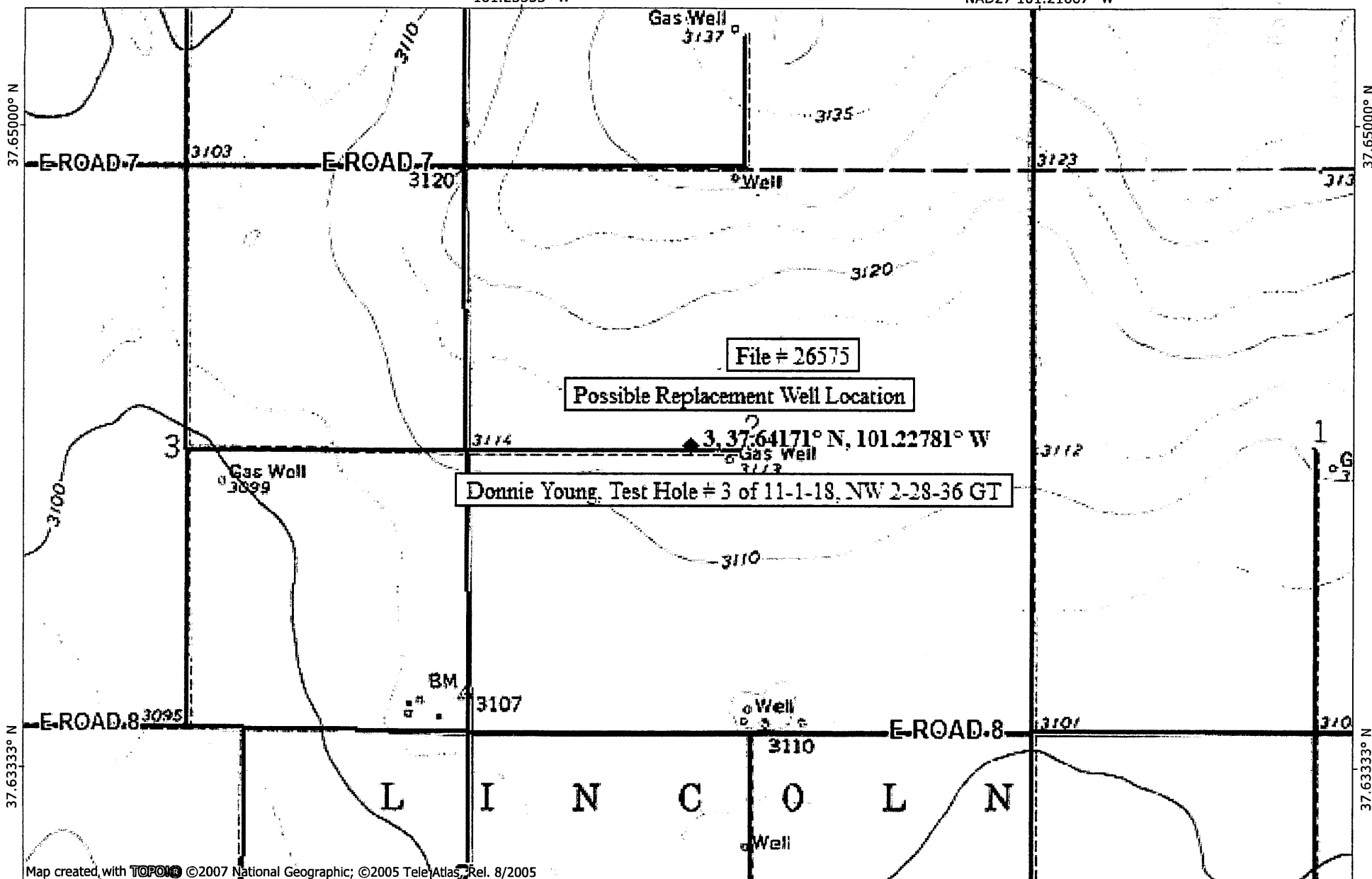
DONNIE YOUNG CELL 620-353-4969

Required PD  
2712'N / 3220'W

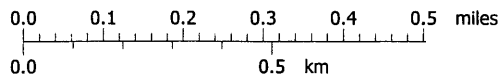
Customer Name: Donnie Young WO#: 14629 Date: 11-1-18  
Street Address: 829 N. McCALL Test #: 3 E LOG: Yes  
City, State: Ulysses, KS. 67880 Driller: Dale Guinn  
County: Grant Quarter: NW Section: 2 Township: 28 Range: 36  
Location: \_\_\_\_\_ GPS: N37.64171 W101.22781  
Rig #: 10002 Elevation: 3111' Static WL: 399' Estimated? \_\_\_\_\_  
Proposed Well Depth 767

WELL LOCATION INCLUDING 20' SUMO

%	Footage			Description of Strata
	From	Pay	To	
	0		2	Top Soil
	2		21	Brown Sandy Clay
	21		29	Fine Sand w/few clay stringers
	29		46	Brown Sandy Clay w/some caliche & fine sand mixed
	46		60	Fine Sand w/some clay stringers
	60		101	Sand fine to med course small med gravel
	101		115	Sand fine to med
	115		150	Brown Clay
	150		169	Sand fine to med
	169		180	Brown Clay
	180		195	Sand fine to med few course
	195		203	Brown Clay
	203		228	Sand fine to med
	228		235	Brown Sandy Clay
	235		241	Sand fine few med
	241		244	Brown Sandy Clay
	244		252	Sand fine few med
	252		262	Brown sandy clay w/some sand strips & little light blue clay like
	262		280	Sand fine to med
	280		308	Sand fine to med w/many clay stringers
	308		316	Sand fine to med course
	316		340	Brown Clay w/little Blue Clay
	340		347	Sand fine to med course
	347		370	Brown Clay w/few fine sand strips
30	370	21	420	Sand fine to med course small gravel w/couple clay ledges
25	420	21	441	Sand fine to med course w/couple clay ledges
20	441	18	459	Sand fine to med course w/some clay stringers
25	459	6	465	Sand fine to med course
10	465	14	479	Fine Sand few med w/some clay stringers
35	479	20	499	Sand fine to med course w/Brown & Tan Rock
5	499	11	510	Sandstone & Soapstone
	510		519	Soapstone
	519		580	Shale
	580		643	Shale w/couple sandstone ledges
10	643	66	709	Sandstone w/few soapstone strips - used some water -
5	709	38	747	Soapstone & Sandstone
	747		760	Red Bed
				Grout - 5
				Bent. Plug 3/4
				Super Gel X - 5
				Perma Plug - 1
				5" Drag Blade - 1



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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

November 30, 2018

JERRELL D & ALFREDA P NIGHTINGALE  
7600 E ROAD 8  
ULYSSES KS 67880-8043

RE: Water Right, File No. 26575

Dear Madam or Sir:

This is to advise you that Donnie Young 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](http://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 "Michael A. Meyer".

Michael A. Meyer  
Water Commissioner

MAM  
Pc: Groundwater Management District No. 3

## Meyer, Mike [KDA]

---

**From:** Meyer, Mike [KDA]  
**Sent:** Wednesday, December 19, 2018 9:45 AM  
**To:** 'Norquest, Jason (Norquest@gmd3.org)'  
**Subject:** recommendation for change applications, 18568 and 26575  
**Attachments:** 20181219092225568.pdf; 20181219092143145.pdf

Jason  
Good morning  
See the attached files for request for a recommendation for two (separate projects) applications for change in point of diversion

thanks

Michael A. Meyer, L.G.  
Water Commissioner  
Kansas Department of Agriculture  
Division of Water Resources  
Garden City Field Office  
(620)-276-2901  
My email has changed: [mike.meyer@ks.gov](mailto:mike.meyer@ks.gov)  
<http://agriculture.ks.gov>

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

December 19, 2018

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

Re: Water Right File No. 26575

Dear Mr. Norquest;

This is to advise you that Donnie Young has filed an application for approval of the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, to change the place of use for the above referenced files.

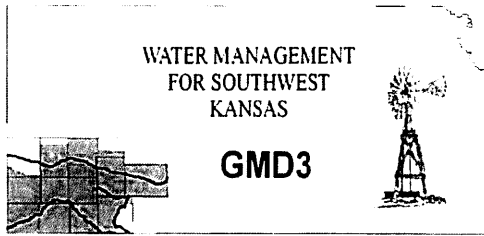
We are delaying action on the change application to allow you time to review and provide a recommendation. Based on information in the files, it appears there are no wells within one half mile. Please submit a recommendation within 15 days.

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

Sincerely,

Michael A. Meyer  
Water Commissioner

MAM  
Enclosure



**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

January 6, 2019

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. 26575

Dear Mike:

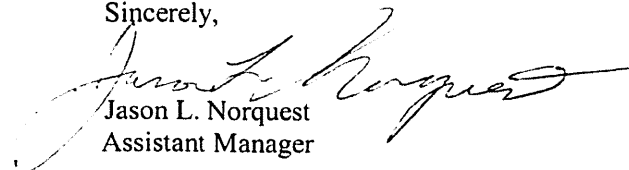
We have completed a review of the application for the above referenced water right. The proposed change in point of diversion is in accordance with current area rules, K.A.R. 5-23-3, as it pertains to distance moved and minimum spacing to neighboring wells.

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 is used based on saturated thickness. 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, within a mile, shows no irrigation well had calculations determine that they could potentially be critical wells. All neighboring wells showed an effect of 2 feet or less. After review of the analysis showing minimal effects, 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

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File No(s): 26575.

DWR office: GC.

App filed to change: PD

Is Landowner(s) correct in WRIS: Yes.

If NO, is documentation included?

Is Water Use Correspondent correct in WRIS? Donnie Young.

If NO, is documentation included?

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

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

	ft. North	ft. West	
Authorized PD	4900	3700	Sect 2-28-36
Proposed PD	2712	3220	
Difference	2188 s	480 e	
$a^2 + b^2 = c^2$	4787344	230400	2240.032 foot move SE

GPS for proposed PD: Lat: N37.64171 Long: W-101.22781.

Is proposed PD stacking on existing WRs? No.

Is Proposed PU overlapping existing WRs? No change.

Land Owner(s) notified: Yes.

Name \_\_. Name \_\_.

Address \_\_. Address \_\_.

Zip \_\_. Zip \_\_.

Neighboring certified well(s) notified: Yes.

Name \_\_. Name \_\_.

Address \_\_. Address \_\_.

Zip \_\_. Zip \_\_.

Domestic well(s) notified: \_\_.

Name \_\_. Name \_\_.

Address \_\_. Address \_\_.

Zip \_\_. Zip \_\_.

Base Acres: \_\_.

Perfected Acres: \_\_.

Irr. Return-Flow \_\_%

**Authorized 320AF @ 1120gpm.**

**Spacing met to neighboring wells, greatly increasing spacing to WR3289.**

**Using the well analysis, no wells came up as critical and met minimum standards.**

Is a waiver needed: No.

Final Recommendation: After review of all available information, it appears the change meets all current area rules. Well analysis shows the change meets minimum criteria for minimal effects to neighboring wells. Staff therefore recommends approval of the application.

## Evaluation of proposed moves for Water Right No. 26575

Proposed: Move water right no. 26575 about 2281 ft to the southeast.

Wells within 1 mile: 3289, 416, 9924, 24428, 21994, 16629, 15408, 3848, and 24478 & 25339 (combined).

Average saturated thickness in Section 2-28-36 is 155 ft (based upon water table elevation at monitoring well in section 9-28-36. Neighboring wells need to be evaluated if the total 50 year Theis effect from the proposed moves exceeds the drawdown allowance. In areas with less than 200 ft of saturated thickness, the drawdown allowance is 2.0 ft over 50 years.

**50 year Theis Analysis:** Note that 2 Theis equations are ran at each neighboring well to quantify effects at both the existing and proposed locations. The following parameters were used:

$S = 0.2659$ ,  $T = 70,043$  gpd/ft,  $t_{p_{current}} = 100$  days (No observed rate was available, so 100 days operation was assumed),  $Q_{current} = 311$  gpm (based upon average reported annual use of 137.4 AF pumped over 100 days),  $t_{p_{proposed}} = 65$  days,  $Q_{proposed} = 1120$  gpm.

3289:  $r_{current} = 987$  ft,  $r_{proposed} = 2352$  ft.

Drawdown from current location = 1.70 ft

Drawdown from proposed location = 2.37 ft

Net drawdown = **0.7 ft**

416:  $r_{current} = 4941$  ft,  $r_{proposed} = 2662$  ft.

Drawdown from current location = 0.60 ft

Drawdown from proposed location = 2.15 ft

Net drawdown = **1.6 ft**

9924:  $r_{current} = 1753$  ft,  $r_{proposed} = 3513$  ft

Drawdown from current location = 1.19 ft

Drawdown from proposed location = 1.75 ft

Net Drawdown = **0.6 ft**

24428:  $r_{current} = 1729$  ft,  $r_{proposed} = 2281$  ft

Drawdown from current location = 1.20 ft

Drawdown from proposed location = 2.43 ft

Net drawdown = **1.2 ft**

21994:  $r_{\text{current}} = 3674 \text{ ft}$ ,  $r_{\text{proposed}} = 4089 \text{ ft}$   
Drawdown from current location = 0.72 ft  
Drawdown from proposed location = 1.58 ft  
Net drawdown = **0.9 ft**

16629:  $r_{\text{current}} = 5088 \text{ ft}$ ,  $r_{\text{proposed}} = 4984 \text{ ft}$   
Drawdown from current location = 0.59 ft  
Drawdown from proposed location = 1.40 ft  
Net drawdown = **0.8 ft**

15408:  $r_{\text{current}} = 6026 \text{ ft}$ ,  $r_{\text{proposed}} = 3988 \text{ ft}$   
Drawdown from current location = 0.53 ft  
Drawdown from proposed location = 1.61 ft  
Net drawdown = **1.1 ft**

3848:  $r_{\text{current}} = 6051 \text{ ft}$ ,  $r_{\text{proposed}} = 3776 \text{ ft}$   
Drawdown from current location = 0.53 ft  
Drawdown from proposed location = 1.67 ft  
Net drawdown = **1.1 ft**

24478 & 25339:  
 $r_{\text{current}} = 5753 \text{ ft}$ ,  $r_{\text{proposed}} = 4472 \text{ ft}$   
Drawdown from current location = 0.53 ft  
Drawdown from proposed location = 1.67 ft  
Net drawdown = **1.0 ft**

No net drawdowns exceed 2.0 ft, so no critical well evaluations are necessary.