# Kansas Department of Agriculture Division of Water Resources

# **CHANGE: P/U WORKSHEET**

1. File Number: <b>29855-D2</b>	2. Status Change Date:	3. Change Num:	4. Field Office:	5. GMD:
6. Status: ☐ Approved ☐ Der	ied by DWR/GMD	Dismiss by Reques	t/Failure to Return	7. Filing Date of Change: <b>8/5/2019</b>
8a. Applicant(s) New to system □  SANDYHILL ENTERPRIS Attn: JACOB NEUFELD P O BOX 1005 HOLCOMB, KS 67851	Person ID Add Seq#	8c. Landown New to sy	TO THE SECOND STATE OF THE	Person ID Add Seq#
8b. Landowner(s) New to system □  8a	Person ID Add Seq#	8d. WUC New to sy	stem 🗌	Person ID 61989 Add Seq#
9. Documents and Enclosure(s): ☑ Do	Seal		☐ Water Tube ☐ I	o Comply:
10. Use Made of Water From:		To: _		
			Date Prepared: <b>8/28/</b> Date Entered:	<b>/2019</b> ву: <b>АМ</b> Ву:

ile No. 2985	5-D2	1. County	FI	Bas	sin: AR	RKANS	AS RIV	/ER			Stream							Fo	rmation C	ode:	Special Use:
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Comments: OVERLAPPING WR ON PU: 16157; 19820-D8; 20890; 22576-D2; 22576-D3; 22576-DA; 22576-DB; 22577-D1; 22578-D2; 24050; 28620; 29855-D1; 29855-D2; 30157

Garden City Field Office 4532 W. Jones, Suite B Garden City, KS 67846



Phone: 620-276-2901 Fax: 620-276-9315 www.agriculture.ks.gov

Mike Beam, Secretary

Laura Kelly, Governor

August 29, 2019

SANDYHILL ENTERPRISES LLC Attn: JACOB NEUFELD P O BOX 1005 HOLCOMB, KS 67851

RE: Water Right, File Nos. 16157; 19820-D8; 20890; 22576-D2; 22576-D3; 22576-DA; 22576-DB; 22577-D1; 22578-D2; 24050; 28620; 29855-D1; 29855-D2 & 30157

Dear Sir or Madam:

Enclosed are the orders executed by the designee of the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, approving the applications for change under the above referenced file numbers.

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

Since these orders modify the original documents referred to above, it should be recorded with the Register of Deeds as other instruments affecting real estate.

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

Sincerely.

Austin J. McColloch

Assistant Water Commissioner

AM: enclosures

pc:

GROUNDWATER MANAGEMENT DISTRICT NO. 3

# CERTIFICATE OF SERVICE

On this 29<sup>th</sup> day of August, 2019, I hereby certify that the foregoing Approval of Application for Change in Place of Use, Water Right, File Nos. 16157; 19820-D8; 20890; 22576-D2; 22576-D3; 22576-DA; 22576-DB; 22577-D1; 22578-D2; 24050; 28620; 29855-D1; 29855-D2 & 30157 dated 28<sup>th</sup> day of August, 2019 was mailed postage prepaid, first class, US mail to the following:

SANDYHILL ENTERPRISES LLC
Attn: JACOB NEUFELD
P O BOX 1005
HOLCOMB, KS 67851

Pc:

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

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of the existing 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.)

lines

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

# APPLICATION FOR APPROVAL TO CHANGE THE PLACE OF USE AND/OR POINT OF DIVERSION SUPPLEMENTAL SHEET

FILE NO. 29855 D2

MAKE ADDITIONAL COPIES AS NECESSARY

Nex	Nex	ACRE  Twp. Range  NEY. NWY SWY SEX NEY. NWY SWY SEX NEY. NWY SWY SEX NEX NWY SWY SWY SWY SWX SEX NEX NWY SWY SWY SWX SEX NEX NWY SWY SWY SWX SEX NEX NWY SWY SWX SEX N	Sec.		- 4	1 1	NE	1/.	7.0		NV	11/.			SV	V1/4			TOTAL				
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Continued: 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: SAME AS ABOVE  ADDRESS:    NE½	Continued: 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: SAME AS ABOVE  ADDRESS:  NE½ NW½ SW½ SE½ NE½ NW½ SW½ SE½  ACRE 24 26S 34W 34 34 34 34 34 34 34 34 34 34 34 34 34	Continued: 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: SAME AS ABOVE  ADDRESS:    NE½   NW½   SW½   SE½   TOT/ACRI   ACRI   A									27										054/	ACRES	
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				Twp.	Range	NE1/4		SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	ACRE	
				Twp.	Range	NE1/4		SW1/4	SE1/4	NE¼	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE¼	NE1/4	NW1/4	SW1/4	SE1/4	ACRI	
A			0			II .	N	E1/4		3.0	N/	/V1/4	1		S	VV /4			S	E /4			

14. If th	he 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 au Yes No (If no, all owners must sign this app	
(b)	Will the ownership interest of any owner of the currently auth affected if this application is approved as requested?  ☐ Yes ☐ No (If yes, all owners must sign this approved in the currently authorized in the currently author	norized place(s) of use identified in this application be adversely oplication.)
(c)	If this application is not approved expeditiously, will there be s  ☐ Yes ☐ No (If no, all owners must sign this app	
or a cha		, a groundwater change in point of diversion greater than 300 feet, ers of the currently authorized place of use, or their duly authorized
age an	nd the owner, the spouse of the owner, or a duly author	rmation and under penalty of perjury, that I am of lawful orized agent of the owner(s) to make this application on pplication pertains. I further verify that the statements.
Dated a	at Garden City KS, Kansas, th	is <u>5</u> day of <u>August</u> , 20/9.
MI	(Ourport)	Agantha heufeld
	(Owner)	(Spouse)
	Jacob Neutek	Aganetha Neuteld
	(Please Print)	(Please Print)
14	(Owner)	(Spouse)
Na yana	(Please Print)	(Please Print)
o aen d San Shi	(Owner)	(Spouse)
7-120-	(Please Print)	(Please Print)
State of	f Kansas	
County	SS 9A	
	reby certify that the foregoing application was signed in	my presence and sworn to before me this $\underline{5}^{th}$ day
	JULIE JONES  My Appointment Expires	
. Target I	December 15, 2022	Notary Public
My Con	nmission Expres	A county of duties their Kenterse companies of the second of
accurate		all of the applicable portions of the application form must be completed with appropriate owners' must be affixed to the application and notarized; and
	FEE SCHE	
Each ar	트 전 . 1977	der this section shall be accompanied by the application fee set
	the schedule below: Make checks payable to: Kansas Depart	ment of Agriculture
	<ul><li>(1) Application to change a point of diversion 300 feet or less.</li><li>(2) Application to change a point of diversion more than 300 feet.</li></ul>	
(1) (1) (4) (4) (4)	(3) Application to change the place of use	\$200
	MARE CONTROLS AND CONTROL OF THE CON	
	Name of the Company o	

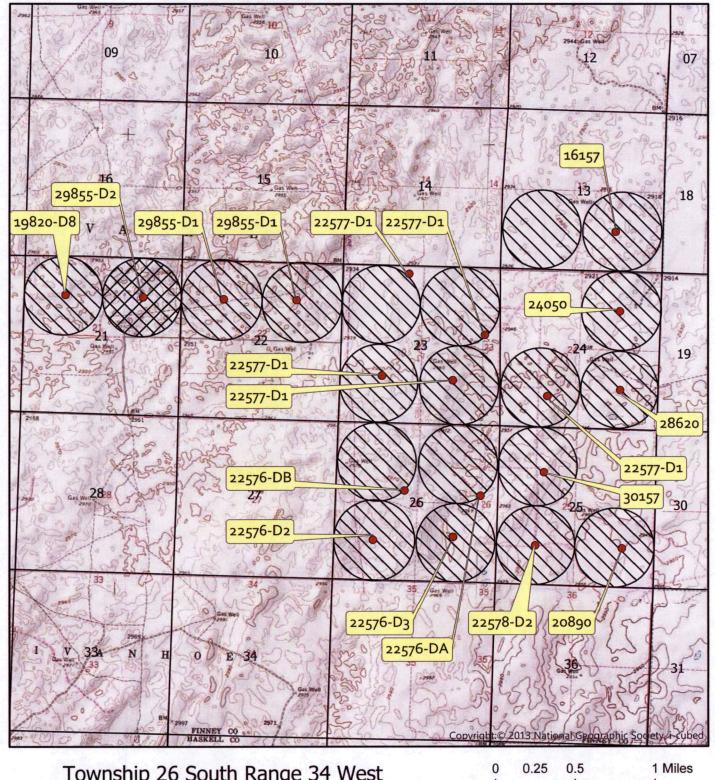
## SUMMARY ORDER APPROVING APPLICATION FOR CHANGE AND IMPOSING CONDITIONS

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. 29855 D2 Validation of A change application was received on 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 Applicable ☐ Not Applicable 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 \_\_\_\_ radius of the authorized point(s) of diversion. 

Applicable Not Applicable 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 The point(s) of diversion authorized herein shall not actually be located more than authorized point(s) of diversion. 
☐ Applicable ☒ Not Applicable feet from the previously 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 6. or other device suitable for making water level measurements shall be installed, operated and maintained in accordance with K.A.R. 5-6-13. Not Applicable ☐ Applicable The owner of the authorized place(s) of use shall properly install an acceptable water flow meter on or before 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 Installation of the works for diversion of water shall be completed on or before December 31, 20 \_\_\_\_, or within any authorized extension of time. By March 1, 20 \_\_\_\_ 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. Not Applicable 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. FOR OFFICE USE ONLY Administrative Appeal and Effective Date of Order APPLICATION APPROVED AND If you are aggrieved by this order, pursuant to K.S.A. 82a-1901, you may request an evidentiary hearing before the Chief SUMMARY ORDER ISSUED 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 Duly Authorized Designee of the Chief Engineer administrative review by the Secretary must be filed within 30 days pursuant to K.S.A. 77-531. Any request for administrative (Print Name): Hushin review must state a basis for review pursuant to K.S.A. 77-527. Division of Water Resources - Kansas Department of Agriculture File any request with Kansas Department of Agriculture, Date of Issuance: 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. State of Kansas SS For Use by Register of Deeds County of Acknowledged before me on solla Signature: JULIE JONES My commission expires: My Appointment Expires

(Nota Decompar) 15, 2022

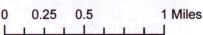
# APPLICATION FOR CHANGE IN PLACE OF USE WATER RIGHT, FILE NO. 29855-D2



Township 26 South Range 34 West **Finney County** 

**AUTHORIZED PLACE OF USE** 

PROPOSED PLACE OF USE





Created By: AM/GCFO



# 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

August 20, 2019

Michael A. Meyer Division of Water Resources 4532 W Jones Ave., Sutie B Garden City, Kansas 67846

RE: Applications for Change in Place of Use

Water Right, File Nos. 16157, 19820-D8, 20890, 22576-D2, 22576-D3, 22576-DA, 22576-DB, 22577-D1, 22578-D2, 24050, 28620, 29855-D1, 29855-D2 & 30157

Dear Mike:

We have completed a review of the applications for the above referenced water rights. The proposals are not in conflict with the Management Program of the Southwest Kansas Groundwater Management District No. 3 (GMD3). The proposed change in place of use for a complete overlap in irrigation acres is in accordance with K.A.R. 5-5-11. No new acres are being proposed. It is therefore recommended that the applications be approved at this time.

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

Sincerely,

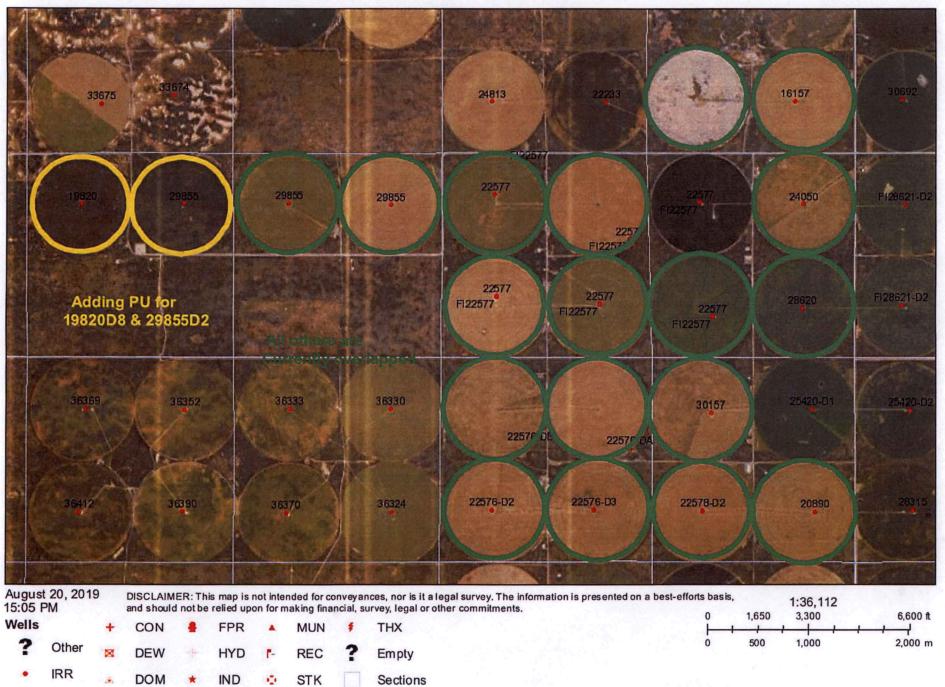
Jason L. Norquest Assistant Manager

# GMD3 Change Review

File No(s).: 1615	7, 19820 D8,	20890, 22576 I	D2, 22576 D3	, 22576	DA, 22576 DI	3,
22577 D1, 22578	D2, 24050, 2	8620, 29855 D	1 29855 D2 8	z 30157.	DWR office	: <u>GC</u> .
App filed to chang	ge: <u>PU</u> .					
Is Landowner(s)	correct in WR	IS: Sandyhill	Enterprises, J	acob Neu	ufeld.	
If NO, is d	locumentation	included?				
Is Water Use Corn	respondent co	rrect in WRIS?	-			
If NO, is d	locumentation	included?				
Regulation(s) Rev	viewed: KAR	5-5-11				
Point of diversion	ID No(s) _	being changed				
		6	ilo senifi.		part second	ica
A	ft. North	ft. West			other total trans	
Authorized PD						
Proposed PD Difference	0	0				
a2 + b2 = c2	0	0	0			
GPS for proposed						
Is proposed PD st						
Is Proposed PU or						
		isting WKs: I	roposed to co	mpletery	overlap PO.	need to
bring in two addit	HER INTERNATIONAL PROPERTY AND ADDRESS OF THE PARTY AND ADDRESS OF THE					
Land Owner(s) no		T				
Name		lame				
Address						
Zip		Lip				
Neighboring certi						
Name		lame				
Address		Address				
Zip						
Domestic well(s)		taglami 4 h				
Name		lame				
Address		ddress				
Zip	Z					
Base Acres:						
Perfected Acres:						
Irr. Return-Flow	TOTAL STREET,			للا و المواط		
Proposed Apps b	oring in 1982	D8 & 29855 D	2 acres. The	rest are	e already com	pletely
overlapped.						
No new acres are		sed, all currer	itly covered.			
Is a waiver neede	The second secon		dine are the			
Recommendation						
area rules are met			a complete o	verlap in	PU. Staff the	refore
recommends appr	oval of the ap	plications.			1	
					11/12	



# Sandyhills PU review



Garden City Field Office 4532 W. Jones, Suite B Garden City, KS 67846



Phone: 620-276-2901 Fax: 620-276-9315 www.agriculture.ks.gov

Mike Beam, Secretary

Laura Kelly, Governor

August 16, 2019

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

Re:

Water Right

File Nos.

16157, 19820-D8, 20890, 22576-D2, 22576-D3, 22576-DA,

22576-DB, 22577-D1, 22578-D2, 24050, 28620, 29855-D1,

29855-D2, 30157

Dear Mr. Norquest:

This is to advise you that Sandyhill Enterprises LLC-Jacob Neufeld, has filed applications 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. These applications are proposing a complete overlap among all referenced water rights, with no new land.

We are delaying action on the change applications to allow you time to review and provide a recommendation. Please submit a recommendation within 15 days from the date of this letter.

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

Sincerely,

Michael A. Meyer

Water Commissioner

MAM Enclosures