NOTICE

This scan only represents the application as filed. The information contained herein meets the requirements of K.A.R. 5-3-1 or K.A.R. 5-5-1, and has been found acceptable for filing in the office of the Chief Engineer. The application should not be considered to be a complete application as per K.A.R. 5-3-1b or K.A.R. 5-5-2a.

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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	he source				A BATTA		Fround	dia .		17.50		ce wat		Piatra.	5.8		et jant)		
1	Name and address of Applicant: Stapleton Family Farms TH#6 113 Diamond Hill Dr. Garden City KS 67846																		
F	Phone Nu	umber:	()		10.0		- 1	Email	addre	ss:		19961119) - S-R	Physical Section 1991				
								t: Joy			-						6784	6	
-				7													- 1	- 22-14	
	Phone Number: () Email address:																		
	The presently authorized place of use is: Owner of Land NAME:																		
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5.	Presently authorized point of diversion:		4					ž (jio	7-7-11	13-		- 14	
	One in the Quarter of the	NW	100	Qu	uart	er of th	e		S	E		11 -	Quarter'
)	of Section 6 , Township	31		So	outh	, Rang	e			32			W,
	in Seward County, Kansas, 2594 fe	eet North	24	137	1	eet We	est of	Sou	uthea	st c	orne	r of s	section.
	Authorized Rate 1940 GPM Authorized Quantity												
	(DWR use only: Computer ID No GPS_												
	☐This point will not be changed ☐This point will be changed a												follows:
	Proposed point of diversion: (Complete only if change i	s request	ed o	r if e	xis	ting po	oint is	s be	tter	des	cribe	ed by	(GPS)
	One in the Quarter of the	SW		_ Qu	uart	er of th	e		S	E			Quarter
	of Section6, Township	31		_ Sc	outh	, Rang	e			32			W,
	in <u>Seward</u> County, Kansas, <u>223</u> fe												
1414	Proposed Rate Proposed Quantity												
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	of Section 6 , Township												
	in Seward County, Kansas, 4662 fe												section.
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8.	If a well, is the test hole log attached? ☐ Yes ☐ No	200		_	1	+ 1	Ξ	1	_	1	L	1	200
		200		7	1	7	Ξ	1	T	1	T		200
9.	The change(s) (was)(will be) completed by?	Market 1		1		_	Ξ				To be		102
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10	If the point of diversion is a well:		_	_		-	=		_		-	-	
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	(a) What are you going to do with the old well?	Westo				1	=		11.				U Last
	the state of the s			ALIAN I			=		test a				
	(b) When will this be done?	100	-1	+	1	+ 1	=	-1	+	1	+	1-	100
	(b) This is the document.			_		_	=		100		_	-	
11	Groundwater Management District recommendation attached?	200		4	1	+ 1	Ē	1	_	1	1	1 =	200
	Yes No	200				1 '	Ξ	-			1		200
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12.	Assisted by SZ	300		200	щи	100	m I n	шШ	100	шш	200		900
120	If the prepared point of diversion will be relegated more than 200	and the second	-	200		100	South	h		le: 1		rk=10 f	
138	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	13b. If the	pror	osec	d po	int of di	versio	on wi	II be	relo	cated	d with	in 300 fee
	a topographic map or aerial photograph. For groundwater	of th	e ex	isting	po	oint of	divers	sion,	indic	cate	its	locati	on on the
	sources, show all wells (including domestic) within one-half mile of the proposed point of diversion and the names and mailing	diag	ram	show (PI	η FΔ	above SF NC	In re	The	n to	th' in	cent	isting	point of diagram
	addresses of the owners. For surface water sources, show the	abov	/e r	epre	sen	ts the	pre	eser	ntly	aut	hori	zed	point o
	names and addresses of the landowner(s) one-half mile downstream and one-half mile upstream from your property	dive	rsior	1.)									
	lines												

9878 Continue

	izeu ponit or	diversion:				
One in the	NE	Quarter of the	SE	Quarter of the	NE	Quarter
of Section	1	, Township	31	South, Range	33	W
in Seward	Co	unty, Kansas, 3685	_ feet North _	45 feet West of S	Southeast corner	of section.
Authorized Rate	2140 GPM	Authorized Quantity _	1311 AF	Depth of well	(feet))
(DWR use only:	Computer ID	No GP	s	feet North	feet Wes	it)
☐This point will no	ot be changed	This point will be change	ed as follows:	No change, point better de	scribed with GPS	as follows:
Proposed point	of diversion:	(Complete only if change	e is requeste	ed or if existing point is	better described	by GPS)
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of Section		, Township		South, Range		(E/W)
in	Co	unty, Kansas,	_ feet North _	feet West of S	Southeast corner	of section.
Proposed Rate		Proposed Quantity		Proposed well depth	(feet)	
Presently author				Quarter of the	1	Quarter
One in the		Quarter of the		Quarter of the		
One in the of Section	1	Quarter of the, Township	31	South, Range	33	W,
One in the of Section in Seward	1Co	Quarter of the , Township unty, Kansas,5196	31 _ feet North _	South, Range	33 Southeast corner	of section.
One in the of Section in <u>Seward</u> Authorized Rate _	1 Co 2050 GPM	Quarter of the, Townshipunty, Kansas,5196Authorized Quantity _	31 _ feet North _ 485 AF	South, Range 4895 feet West of S Depth of well	33 Southeast corner (feet)	of section.
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One in the of Section in Seward Authorized Rate (DWR use only: In this point will not the point will not	1 Con 2050 GPM Computer ID of the changed	Quarter of the, Township, Township, unty, Kansas,5196 Authorized Quantity No GP	31 _ feet North _ 485 AF Sed as follows: [South, Range feet West of S feet North feet North No change, point better de	33 Southeast corner (feet) feet Wes	of section.) (t) as follows:
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One in the	1ConComputer ID of be changed of diversion:Con	Quarter of the, Township unty, Kansas,5196 Authorized Quantity _ No GP This point will be change (Complete only if change Quarter of the, Township unty, Kansas,	31feet North 485 AF S ed as follows: [ge is requestefeet North	South, Range	33 Southeast corner (feet) feet Wesescribed with GPS abetter described	w, of section.) as follows: d by GPS) Quarter (E/W), of section.

14. If the proposed groundwater point of diversion is 300 or fewer	er feet from the existing point of diversion, complete the following:
(a) Does the undersigned represent all owners of the curre ☐ Yes ☐ No (If no, all owners must sign t	
(b) Will the ownership interest of any owner of the current affected if this application is approved as requested? ☐ Yes ☐ No (If yes, all owners must sign	tly authorized place(s) of use identified in this application be adversely this application.)
	re be substantial damage to property, public health or safety?
	version, a groundwater change in point of diversion greater than 300 feet ll owners of the currently authorized place of use, or their duly authorized
hereby verify, being first duly sworn upon my oath o	or affirmation and under penalty of perjury, that I am of lawfu
age and the owner, the spouse of the owner, or a duly	authorized agent of the owner(s) to make this application or this application pertains. I further verify that the statements
man to be a supplied by the best of the metal of the	1 th
Dated at, Kans	sas, this day of lecember , 20 19.
Dans 1. Vit	
(Owner)	(Spouse)
Donna White	
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
State of Kansas	nemO to eta 1 e i tran 3 e e o 4 e illa 3 e illa 3 e illa 3
County of Ginney ss	109) as 8 A.S. See meaning room, and you have the season.
I hereby certify that the foregoing application was sign	ned in my presence and sworn to before me this day
	0.0.000000
My Commission E My Appointment Expires	Notary Public
December 15, 2022	, in the second control of the second contro
ONLY COMPLETE APPLICATIONS WILL BE PROCESSED. To be compressed information; many if pagessage, must be included; signatures of	nplete, all of the applicable portions of the application form must be completed wit of all the appropriate owners' must be affixed to the application and notarized; and
he appropriate fee must be paid.	all the appropriate owners must be affixed to the appropriation and notanized, and
FEE!	SCHEDULE
Each application to change the place of use or the point of divers	sion under this section shall be accompanied by the application fee set
forth in the schedule below: Make checks payable to: Kansas I (1) Application to change a point of diversion 300 feet o	Department of Agriculture \$100 or less \$200
	\$200

DWR 1-121 (Revised 04/5/2018)

SUMMARY ORDER APPROVING APPLICATION FOR CHANGE AND IMPOSING CONDITIONS

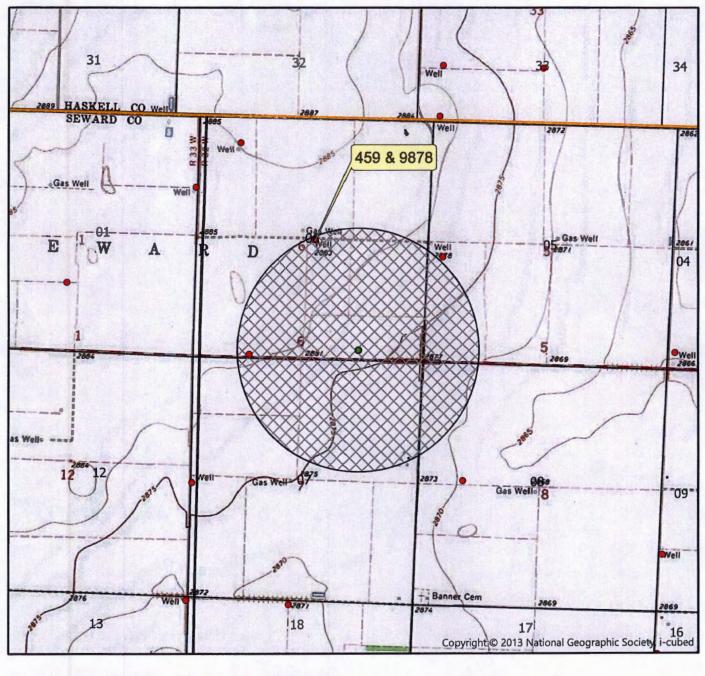
pro	s Summary Order is issued under authority of K.S.A. 82a-7 visions of the Kansas Water Appropriation Law, K.S.A. 82a h the exception of those conditions expressly contained here tations of File No.	08b, as amended, and K.A.R. 5-5-1, <i>et seq.</i> and other applicable i-701 et. seq., and rules and regulations promulgated thereunder, in, this Summary Order does not change the terms, conditions and
1.	A change application was received on	requesting that the place of use and / or point of other be changed as described in the application.
2.	On and after the effective date of this summary order, the au	uthorized place(s) of use shall be located substantially as shown on ange the place of use. Applicable Not Applicable
3.	The change in point of diversion shall not impair existing rig	this and shall be limited to the same source or sources of water as by this summary order shall be located within a foot
4.	The point(s) of diversion described herein is administrative Positioning System (GPS), as described in the application	vely corrected to be more accurately described using the Global n. ☐ Applicable ☐ Not Applicable
5.	The point(s) of diversion authorized herein shall not actually authorized point(s) of diversion. Applicable	be located more than feet from the previously 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 ents shall be installed, operated and maintained in accordance with
7.	December 31, 20, or before the first use of water operated and maintained in accordance with K.A.R. 5-1-4	roperly install an acceptable water flow meter on or before r, whichever occurs first. The water flow meter shall be installed, through 5-1-12. As required by K.S.A. 82a-732, as amended, and rt the reading of the water flow meter and the total quantity of water wing the end of each calendar year.
8.	authorized extension of time. By March 1, 20 the	e completed on or before December 31, 20, or within any applicant shall notify the Chief Engineer that construction of the vided by the Chief Engineer, as required by K.A.R. 5-8-4e.
9.	The completed well log shall be submitted with the requ	uired notice.
10.	with an in-line, automatic, quick-closing check valve capa	foreign substance will be injected into the water shall be equipped able of preventing pollution of the source of the water supply. The d in accordance with K.A.R. 5-3-5c. Applicable Not Applicable
11.	Additional Conditions are attached. Yes No	
12.	water appropriated under the above-referenced file num limitations, as amended and/or supplemented by this Su Appropriation Law and the Rules and Regulations prom	A.R. 5-5-14, all of the owners of the authorized place(s) of use of other are responsible for compliance with its terms, conditions and mmary Order, and with applicable provisions of the <i>Kansas Water</i> sulgated thereunder. Failure to comply with these provisions may mended, and/or the suspension or revocation and dismissal of the ions authorized by law.
	Administrative Appeal and Effective Date of Order	FOR OFFICE USE ONLY
If you Eng	ou are aggrieved by this order, pursuant to K.S.A. 82a-1901, may request an evidentiary hearing before the Chief gineer or request administrative review by the Secretary of iculture. A request for hearing by the Chief Engineer must be	By:
file	d within 15 days of service of this Order and a request for ninistrative review by the Secretary must be filed within 30	Duly Authorized Designee of the Chief Engineer
day	s pursuant to K.S.A. 77-531. Any request for administrative	(Print Name):
File	ew must state a basis for review pursuant to K.S.A. 77-527. any request with Kansas Department of Agriculture,	Date of Issuance:
Leg 665	gal Division, 1320 Research Park Drive, Manhattan, KS 02. Failure to timely request a hearing or review may	State of Kansas)
pre	clude review under the Kansas Judicial Review Act. For Use by Register of Deeds) SS
	Tor osc by Neglater or Docas	County of)
		Acknowledged before me on
		by
		Signature: Notary Public
		Notary Public
		My commission expires:
		(Notary Seal)

Page 4

File No.

DWR 1-121 (Revised 04/5/2018)

CHANGE IN PLACE OF DIVERSION WATER RIGHT, FILE NO. 459 & 9878



Township 31 South Range 32 West Seward County

0 0.25 0.5 1 Miles

- Authorized Point of Diversion
- Proposed Point of Diversion

1/2 mile buffer

All wells of any kind within 1/2 mile of the requested place of use have been plotted.

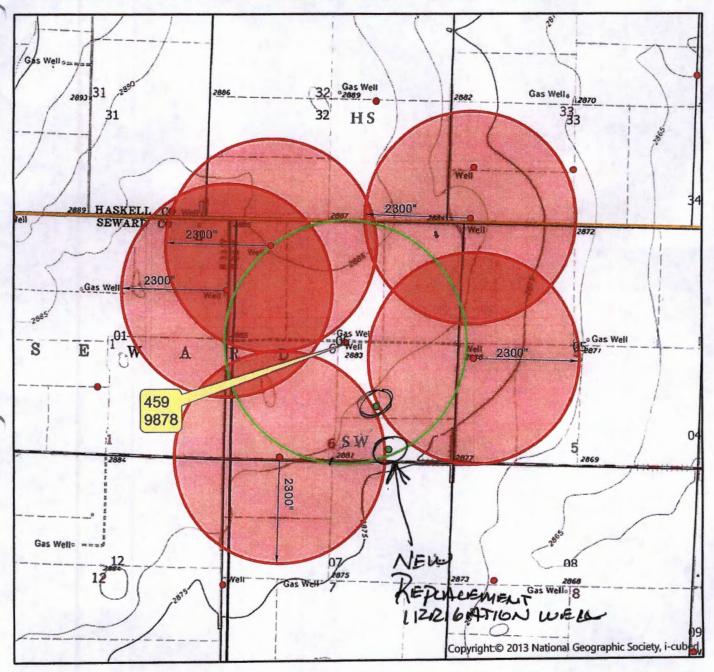


(Signature)

Created by: SZ/GCFO

WR 459 & 9878

Preliminary Map as of 10/04/2019. Using data given to the DWR by the customer. Based on the best information that was received and in the DWR files as of the above date.



Township 31 South Range 32 West Seward County

0 0.25 0.5 1 Miles

1/2 mile radius, maximum distance

Minimum well spacing of neighboring wells



Proposed new location

Created by: SZ/GCFO

STAPLETON FAMILY FARMS

SE 6-31S-32W SEWARD CO.

TH #2 ELEV=2885'

CO-Rd N

TH #3 ELEV=2882'

TH #6 ELEV=2878' TH #5 ELEV=2878'

Rd 23

@ 2018 Google

Google Earth



CUSTOMER NAME: STAPLETON FAMILY FARMS TH#6

LEGAL: SE 6-315-32W

COUNTY: SEWARD

GPS: N 37,373940

W 100.838600

			LOGGER: DRILLER:	DALE GUIN	4		WO:	19-1067
TW	FROM	то	ТҮРЕ	HARDNESS	COLOR	SPEED	PULL DOWN	OTHER / DRILLING ACTION
	0	14	SANDY CLAY		BROWN			SMOOTH
	14	21	SANDY CLAY W/ SOME CALICHE		BROWN			SMOOTH
	21	29	SANDY CLAY & CALICHE		TAN			SMOOTH & LITTLE CHOPPY
	29	34	SANDY CLAY		BROWN			SMOOTH
	34	40	CLAY & CALICHE		BROWN			SMOOTH & LITTLE CHOPPY
	40	58	SANDY CLAY W/ FINE SAND MIXED		BROWN			SMOOTH
	58	89	FINE-MED-COARSE SAND, SMALL-MED-LARGE GRAVEL					CHATTER
	89	102	CLAY W/ LITTLE CALICHE LAYER		BROWN			SMOOTH & LITTLE CHOPPY
	102	111	FINE-MED-COASE W/ FEW CLAY STRINGERS					SMOOTH
	111	155	FINE-MED-COARSE SAND, SMALL-MED GRAVEL					CHATTER
	155	160	SANDY CLAY		TAN			SMOOTH
	160	210	FINE-MED-COARSE SAND, SMALL GRAVEL					CHATTER
	210	212	SANDY CLAY					SMOOTH
	212	269	FINE-MED-COARSE SAND, SMALL GRAVEL W/ FEW CLAY LAYERS					IN PLACES
	269	272	SANDY CLAY					SMOOTH
	272	291	FINE-MED-COARSE SAND, SMALL GRAVEL					CHATTER
	291	300	SANDY CLAY W/ SOME SAND STRIPS		LIGHT BLUE &			SMOOTH & LITTLE CHATTERY
	300	376	FINE-MED-COARSE SAND, SMALL GRAVEL					CHATTER
	376	389	SANDY CLAY & FINE-MED-COARSE SAND					CHATTERY
	389	400	SANDY CLAY		TAN			SMOOTH
	400	411	SANDY CLAY W/ LIME ROCK & FINE SAND		TAN & WHITE			СНОРРУ
	411	431	SANDY CLAY W/ FEW THIN FINE SAND STRIPS		BROWN			SMOOTH IN PLACES
	431	449	SANDY CLAY		BROWN			SMOOTH
	449	460	FINE-MED SAND					VIBRATION
	460	482	FINE SAND 22					VIBRATION
	482	490	SANDY CLAY		BROWN			SMOOTH
	490	509	SHALE		LIGHT BLUE &			<u></u> SMOOTH
	509	519	SANDSTONE USED WATER MIXED WITH BRAN & MUD 13	LOOSE				VIBRATION
	519	534	SANDSTONE & SOAPSTONE LEDGES 15	TIGHT				VIBRATION
	534	549	SANDSTONE, LOST CIRCULATION @ 547' - LOTS OF WATER & HAS SOME DARK BROWN ROCK	LOOSE				VIBRATION
	549	586	SANDSTONE & FEW SOAPSTONE STRIPS	TIGHT				VIBRATION
	586	600	RED BED		RED			СНОРРУ
							-	

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

December 17, 2019

EDWIN L STAPLETON P O BOX 548 SUBLETTE, KS 67877

RE: Water Right, File Nos. 459 & 9878

Dear Sir or Madam:

This is to advise you that Stapleton Family Farms 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 applications. An irrigation well is proposed to be relocated to the SE¼SW¼SE¼ of Section 6, Township 31 South, Range 32 West, Seward County.

You can find the complete applications posted by water right file number as referenced above at: https://agriculture.ks.gov/divisions-programs/dwr/water-appropriation/notices

You are notified on this proposed point of diversion (well) so that you may furnish this office with any comments or other information you 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 contact this office. If you would prefer, you could arrange an appointment for additional assistance. Please refer to the file number when you contact us if you wish to discuss a specific file.

Sincerely,

Austin J. McColloch

Assistant Water Commissioner

AM: enclosures

pc:

GROUNDWATER MANAGEMENT DISTRICT NO. 3