## **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

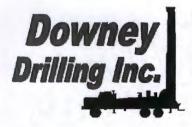
luiv	ersion a	iliu/oi pi	iace of	use.														RECE	IVLD
						F	File No	. <u>KE 4</u>	8								3	:24	2019 PM
A	Applicati	on is he	ereby n	nade f	or app		of the C		nginee		nange Point			ne or b	oth):				Field Offic er Resourc
ı	under the	e water	right v	vhich is	s the s	ubject	of this	applic	ation i	n acco	rdance	e with	the cor	ndition	s desc	ribed I	below.		
7	The sour	ce of su	upply is	s:			Ground	water			Surfac	ce wat	er						
	Name ar							ND AN	D CAT	TLE II	NC		-				-		
_	Phone N								Email	addre	ss:								
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	The pres											1			-				
(	Owner o	f Land -	NA	AME:		-													
		1	ADDRI	ESS:															
(	If there is	more th	an one	landov	vner, at	tach su	ppleme	ental sh	eets as	neces	sary.)			-					
				NE	=1/4	-		NV	N1/4			SV	V1/4			SI	E1/4		TOTAL
Sec.	Twp.	Range	NE1/4	NW1/4	SW1/4	SE1/4	NE¼	NW1/4	SW1/4	SE1/4	NE¼	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	ACRES
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(	f this ap Owner o	f Land -	NA	AME: ESS:															
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of Section	4.100	33		Townsh	ip	24		_ So	uth,	Ran	ge_			- 5	35			V
in KEARNY		Co	ounty, Ka	ansas, _	2500	_ feet North	2	300	fe	et W	/est	of S	Sout	hea	st c	orne	rofs	section.
Authorized Ra																		
DWR use on	ly: Com	puter ID	No. 7	1/1/11	GP	S	JIC	feet	No	rth _					fee	t We	st)	
☐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 SW Quarter of the Quarter																		
One in the		SW	Q	uarter of	f the	SW		_ QL	arte	r of t	he_			N	E			Quarte
of Section		33	,	Townsh	ip	24		_ So	uth,	Ran	ge_			- 3	35			_ (E/N
in KEARNY		Co	ounty, Ka	ansas, _	2881	_ feet North	18	806	fe	et W	/est	of S	Sout	hea	st c	orne	r of s	section
Proposed Rat																		
This point is:	☐ Additi	ional Wel	II G	eo Cen	ter List o	other water ri	ghts t	hat w	ill us	e thi	s po	oint .			-	-		
Presently aut	horized	point of	diversi	on:					_						_			
One in the					f the			QI	arte	r of t	he							Quart
of Section																		
in County, Kansas, feet North feet West of Southeast corner of section.  Authorized Rate Authorized Quantity Depth of well (feet)																		
(DWR use on	ly: Com	nuter In	) No	. 10.1260	GE	S		feet	No	rth					fee	t We	st)	
☐This point wi								-										ollows.
Proposed po									-									
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of Section																		
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Proposed Rat This point is:																		
(please be spe Redrilled.				ed, need	ls	3	611111 00	200	1	100	N	orth 0		100	ПП	200	<del>ПШ.</del>	300
If a well, is the	toot halo	lan attack	boda D	1 Vaa	Пы					_		=		_			-	
ii a weii, is trie	test noie	log attaci	neur 🔼	res	□ INO	200	EI	+	1	+	-	_	1	+	1	+	1-	200
The change(s)	(was)(wi	Il be) com	npleted b	y?			E			_		Ξ		_			_	
Upon approval						100	E-1		1			=	-	_	1		1	100
орон арргочаг	rend or de	andary				100	E	1	1	1	1	=	I		'	1	1	100
If the point of d	liversion i	is a well:					E	_				_		_				
(a) What are	you going	to do wit	th the old	d well?		West 0	11111	111	ulm	1 1111	111	<b>X</b> 11	1111	1 111	1111	11 111	1 111	0 East
							E	*******						-		******		
cap						100		1	1	1				1		1		100
(b) When will	this be do	one? Upo	on compl	etion		100	E		1	T		_					1	100
Groundwater N	/anagem	ent Dietric	ct recom	mendati	on attache	ed? 200	E,	_		+	1 .	=======================================	1	_	1		1 =	200
	Yes		St recomm	mendan	onallache	200	E	-		-		-		***************************************				
Assisted by BS	SC .		-			2	90 Emili	200		100		0		100	Ш	200		년 300
						300					So	outh		Sca	le: 11	hashma	rk=10 j	ft

14. If th	e proposed groundwater point of diversion is 300 or fewer feet	t from the ex	isting point of diversion, comp	lete the following:
(a)	Does the undersigned represent all owners of the currently at ☐ Yes ☐ No (If no, all owners must sign this ap		ace(s) of use identified in this a	application?
(b)	Will the ownership interest of any owner of the currently aut affected if this application is approved as requested?  ☐ Yes ☐ No (If yes, all owners must sign this a		ce(s) of use identified in this a	application be adversely
(c)	If this application is not approved expeditiously, will there be s ☐ Yes ☐ No (If no, all owners must sign this ap		amage to property, public hea	lth or safety?
or a cha	plication proposes a surface water change in point of diversioning in place of use, the application must be signed by all own attach notarized statement authorizing representation).			
age an their b contail	y verify, being first duly sworn upon my oath or affi d the owner, the spouse of the owner, or a duly auth ehalf, in regards to the water right(s) to which this a ned in this application are true, correct and complete	orized age application	ent of the owner(s) to mal pertains. I further verify	ce this application on
Dated a	Kansas, tr	nis 7th	day of January	, 20 19
	Monte Morgan  Monte Morgan  Monte Morgan  Monte Morgan		0 8	
	Monte Mergan		(0)	-
	(Qwnet)		(Spouse)	
	Monte MORGAN		(Please Print)	
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_	(Owner)		(Spouse)	
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-	(Owner)	-	(Spouse)	
	(Please Print)	_	(Please Print)	
State of	Kansas )			
	of Finney SS			
	eby certify that the foregoing application was signed in	n my pres	ence and sworn to before	me this 70 day
0			Du Keem	
My Com	SUE KEENY  My Appointment Expires		Notary Public	
ONLY C	DMPLETE PER TIONS WILL BE PROCESSED. To be complete,	all of the app	licable portions of the application	form must be completed with
	information, maps, it necessary, must be included; signatures of all the opriate fee must be paid.	e appropriate	owners' must be affixed to the ap	plication and notarized; and
	FEE SCHE	DULE		
Each ar	oplication to change the place of use or the point of diversion u		ction shall be accompanied by	the application fee set
forth in	the schedule below: Make checks payable to: Kansas Depar (1) Application to change a point of diversion 300 feet or less (2) Application to change a point of diversion more than 300 f (3) Application to change the place of use	tment of Ac	priculture	\$100 \$200

#### 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 <i>Kansas Water Appropriation Law, K.S.A. 82a</i> h the exception of those conditions expressly contained here tations of File No	-701 et. seg., and rules and reg	ulations promulgated thereunder,
1.	A change application was received on	requesting that nber be changed as described in	the place of use and / or point of the application.
	On and after the effective date of this summary order, the authe topographic map accompanying the application to characteristics.	uthorized place(s) of use shall be	located substantially as shown on
3.	The change in point of diversion shall not impair existing rig previously authorized. The point of diversion authorized radius of the authorized point(s) of diversion.   Application	by this summary order shall be lo	me source or sources of water as ocated 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 accur n. ☐ Applicable ☐ Not Applicab	ately described using the Global
5.	The point(s) of diversion authorized herein shall not actually authorized point(s) of diversion.	be located more than	feet from the previously
6.	As required by K.A.R. 5-3-5d, if the works for diversion is a or other device suitable for making water level measurement. A.R. 5-6-13. Applicable Not Applicable	well with a diversion rate of 100 g	gallons per minute or more, a tube and maintained in accordance with
7.	The owner of the authorized place(s) of use shall proper shall proper shall proper shall proper shall maintained in accordance with K.A.R. 5-1-4 K.A.R. 5-3-5e, the owner shall maintain records and report of the Chief Engineer by March 1 follows Applicable Not Applicable	r, whichever occurs first. The ware through 5-1-12. As required by a return the reading of the water flow mare the reading of the water flow mare reading of the water flow mare reading of the water flow mare reading the reading of the water flow mare reading the reading of the water flow mare reading the	ater flow meter shall be installed, K.S.A. 82a-732, as amended, and eter and the total quantity of water
8.	Installation of the works for diversion of water shall be authorized extension of time. By March 1, 20 the works for diversion has been completed, on the form produced Applicable Not Applicable	e completed on or before Dece e applicant shall notify the Chief vided by the Chief Engineer, as r	ember 31, 20, or within any Engineer that construction of the equired by K.A.R. 5-8-4e.
9.	The completed well log shall be submitted with the requ	uired notice.	☐ Not Applicable
10.	All diversion works into which any type of chemical or other with an in-line, automatic, quick-closing check valve capa check valve(s) shall be installed, operated and maintained	able of preventing pollution of the	source of the water supply. The
11.	Additional Conditions are attached.  Yes No		
12.	In accordance with K.S.A. 82a-708a, as amended, and K./water appropriated under the above-referenced file numlimitations, as amended and/or supplemented by this Su Appropriation Law and the Rules and Regulations promresult in civil penalties pursuant to K.S.A. 82a-737, as an water or appropriation right or any other enforcement active.	nber are responsible for compliar mmary Order, and with applicabl oulgated thereunder. Failure to co mended, and/or the suspension of	nce with its terms, conditions and be provisions of the Kansas Water comply with these provisions may
	Administrative Appeal and Effective Date of Order		CE USE ONLY
If vo	ou are aggrieved by this order, pursuant to K.S.A. 82a-1901,		APPROVED AND
you	may request an evidentiary hearing before the Chief	SUMMARY	ORDER ISSUED
Agr	ineer or request administrative review by the Secretary of iculture. A request for hearing by the Chief Engineer must be	By: Duly Authorized Des	
filed	d within 15 days of service of this Order and a request for ninistrative review by the Secretary must be filed within 30		
day	s pursuant to K.S.A. 77-531. Any request for administrative	(Print Name):	s - Kansas Department of Agriculture
File	ew must state a basis for review pursuant to K.S.A. 77-527. any request with Kansas Department of Agriculture,	SECURITY AND A SECURITY OF A S	s - Kansas Department of Agriculture
Leg	pal Ďivision, 1320 Research Park Drive, Manhattan, KS 02. Failure to timely request a hearing or review may	Date of Issuance:	122
pre	clude review under the Kansas Judicial Review Act.	State of Kansas	
-	For Use by Register of Deeds	County of	) SS )
		Acknowledged before me on	
	`	Signature:	Notary Public
		My commission expires:	(Notary Seal)
			(Notary Sear)
DW	R 1-121 (Revised 04/5/2018)	ge 4	File No



CUSTOMER NAME: MONTE MORGAN LANDS CATTLE LUC

LEGAL: SW/NE 33-24S-35W

COUNTY: KEARNY COUNTY

25.28" N GPS: 37

09

51.70" W

-101

37.923608

			DRILLE	R: CHRIS P			WO:	18-809		
W	FROM	то	TYPE	HARDNESS	COLOR	SPEED	PULL DOWN	OTHER / DRILLING ACTION		
	0	2	TOP SOIL	SOFT	DARK	FAST		<b>SMOOTH</b>		
	2	8	SILTY CLAY AND CLAY	SOFT	TAN	FAST	Anna Anna Anna Anna Anna Anna Anna Anna	<b>SMOOTH</b>		
	8	20	FINE-MEDIUM-COARSE SAND AND FINE-MEDIUM-TRACE OF COARSE GRAVEL	SOFT	RED	FAST		CHATTER		
	20	78	FINE-MEDIUM-COARSE SAND AND FINE-MEDIUM-COARSE GRAVEL	SOFT	RED	FAST		CHATTER		
	78	86	SANDY CLAY	SOFT	TAN	FAST		SMOOTH		
	86	100	FINE-MEDIUM-COARSE SAND AND SOME SANDY CLAY	SOFT	RED	FAST		SLIGHT CHATTER		
	100	127	FINE-MEDIUM-COARSE SAND AND SANDY CLAY LAYERS	SOFT	TAN	FAST		SMOOTH		
	127	178	FINE-MEDIUM-COARSE SAND, SANDY CLAY, AND CLAY MIX	SOFT	TAN	FAST	18	СНОРРУ		
	178	189	FINE-MEDIUM-COARSE SAND AND FINE GRAVEL	SOFT	RED	FAST	11	CHATTER		
	189	197	SILTY CLAY	SOFT	TAN	FAST		sмоотн		
	197	226	FINE-MEDIUM-COARSE SAND, FINE GRAVEL, AND A TRACE OF SANDY CLAY	SOFT	RED	FAST	29	CHATTER		
	226	240	SANDY CLAY	SOFT	TAN	FAST		SMOOTH		
	240	264	FINE-MEDIUM SAND AND SANDY CLAY MIX	SOFT	TAN	FAST	144	СНОРРУ		
	264	306	FINE-MEDIUM-COARSE SAND AND FINE GRAVEL	SOFT	RED	FAST	42	CHATTER		
	306	315	CLAY AND FINE-MEDIUM SAND IX	SOFT	TAN	FAST	9	SMOOTH		
	315	326	OCHRE AND CLAY	SOFT	ORANGE	SLOW	153	SMOOTH		
	326	400	SHALE AND SAND LAYERS	FIRM	GRAY	SLOW	x	SMOOTH		
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MONTE MORGAN

COMPANY

: DOWNEY DRILLING INC.

WELL

LOCATION/FIELD

: KEARNY

COUNTY LOCATION

SECTION

: SE/NE

: 33

**TOWNSHIP** 

PERMANENT DATUM : GL

LOG MEASURED FROM: GL

DRL MEASURED FROM: GL

: 245

RANGE: 35W

DATE

: 11/01/18

DEPTH DRILLER : 400

LOG BOTTOM : 399.30

LOG TOP

: 0.40

CASING DIAMETER: 10. CASING TYPE

CASING THICKNESS:

BIT SIZE

MAGNETIC DECL. : 0

MATRIX DENSITY : 2.71

NEUTRON MATRIX : LIMESTONE

BOREHOLE FLUID : MUD

LOGGING UNIT

FIELD OFFICE

RECORDED BY

RM TEMPERATURE

MATRIX DELTA T

: 1319

: DDI

: 49

: DAVE

OTHER SERVICES:

KB

DF

GL

FILE : ORIGINAL

TYPE : 8144A

LGDATE: 11/01/18 LGTIME: 16:01:

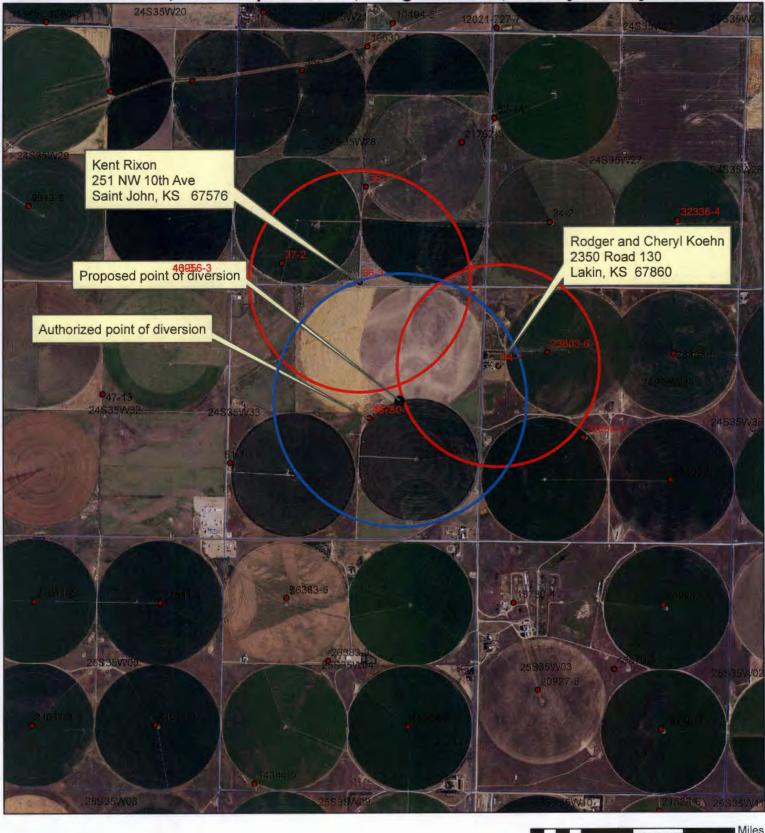
THRESH: 99999

N 37\* 55' 25.28" W- 101\*9'51.70"

ALL SERVICES PROVIDED SUBJECT TO STANDARD TERMS AND CONDITIONS

#### Change in Point of Diversion Water Right KE 48 & 11780

Section 33, Township 24 South, Range 35 West, Kearny County



All wells within 1/2 miles are on this map.

x\_\_\_\_\_



0.8

0 0.1 0.2

0.4

0.6

# DEPARTMENT OF AGRICULTURE DIVISION OF WATER RESOURCES GARDEN CITY FIELD OFFICE 2508 JOHNS STREET

GARDEN CITY, KS 67846-2804

#### STATE OF KANSAS

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



### GOVERNOR JEFF COLYER, M.D. JACKIE McClaskey, Secretary of Agriculture

January 8, 2019

RODGER L & CHERYL KOEHN 2350 ROAD 130 LAKIN KS 67860-6219

RE:

Vested Right, File No. KE 048 Water Right, File No. 11780

viater ragin, rite ree.

Dear Madam or Sir:

This is to advise you that Morgan Land and Cattle Inc has filed applications 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 <a href="https://www.agriculture.ks.gov/divisions-programs/dwr/water-appropriation/notices">www.agriculture.ks.gov/divisions-programs/dwr/water-appropriation/notices</a>

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,

Michael A. Meyer

Water Commissioner

MAM

Pc: Groundwater Management District No. 3