

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.

File No. 22560-D2

RECEIVED
 10:06 AM
MAR 13 2020

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: DUANE E & KATHLEEN A KOSTER TRUSTS
PO BOX 897 GARDEN CITY KS 67846-0897

Phone Number: () Email address: _____

Name and address of Water Use Correspondent: SAME AS ABOVE

Phone Number: () Email address: _____

3. The presently authorized place of use is:
 Owner of Land ---- NAME: SAME AS ABOVE
 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: _____
 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 \$ 200.00 TR # _____ Receipt Date 3-13-20 Check # 32512

5. **Presently authorized point of diversion:**
 One in the _____ Quarter of the _____ NC Quarter of the _____ SW Quarter
 of Section _____ 35 _____, Township _____ 25 _____ South, Range _____ 35 _____ (W),
 in KEARNY County, Kansas, _____ 1200 _____ feet North _____ 3960 _____ feet West of Southeast corner of section.
 Authorized Rate _____ Authorized Quantity _____ Depth of well _____ (feet)
(DWR use only: Computer ID No. 3 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 _____ NE Quarter of the _____ SE Quarter of the _____ SW Quarter
 of Section _____ 35 _____, Township _____ 25 _____ South, Range _____ 35 _____ (W),
 in KEARNY County, Kansas, _____ 1394 _____ feet North _____ 3485 _____ 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 _____ SW Quarter of the _____ NE Quarter of the _____ NW Quarter
 of Section _____ 35 _____, Township _____ 25 _____ South, Range _____ 35 _____ (W),
 in KEARNY County, Kansas, _____ 4372 _____ feet North _____ 3945 _____ feet West of Southeast corner of section.
 Authorized Rate _____ Authorized Quantity _____ Depth of well _____ (feet)
(DWR use only: Computer ID No. 7 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

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

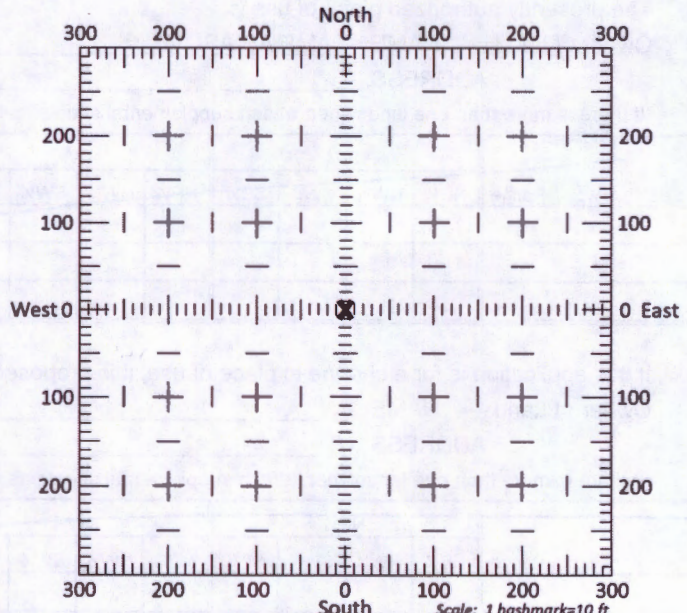
9. The change(s) (was)(will be) completed by?
UPON APPROVAL

10. If the point of diversion is a well:
 (a) What are you going to do with the old well?
PLUG/CAP
 (b) When will this be done? UPON COMPLETION

11. Groundwater Management District recommendation attached?
 Yes No

12. Assisted by AM/GCFO

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.)

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.)

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 13 day of March, 2020.

[Signature]
 (Owner)
Duane Koster
 (Please Print)

 (Owner)

 (Please Print)

 (Owner)

 (Please Print)

[Signature]
 (Spouse)
Kathleen Koster
 (Please Print)

 (Spouse)

 (Please Print)

 (Spouse)

 (Please Print)

State of Kansas }
 County of _____ } SS

I hereby certify that the foregoing application was signed in my presence and sworn to before me this 13 day of MARCH, 2020.



[Signature]
 Notary Public

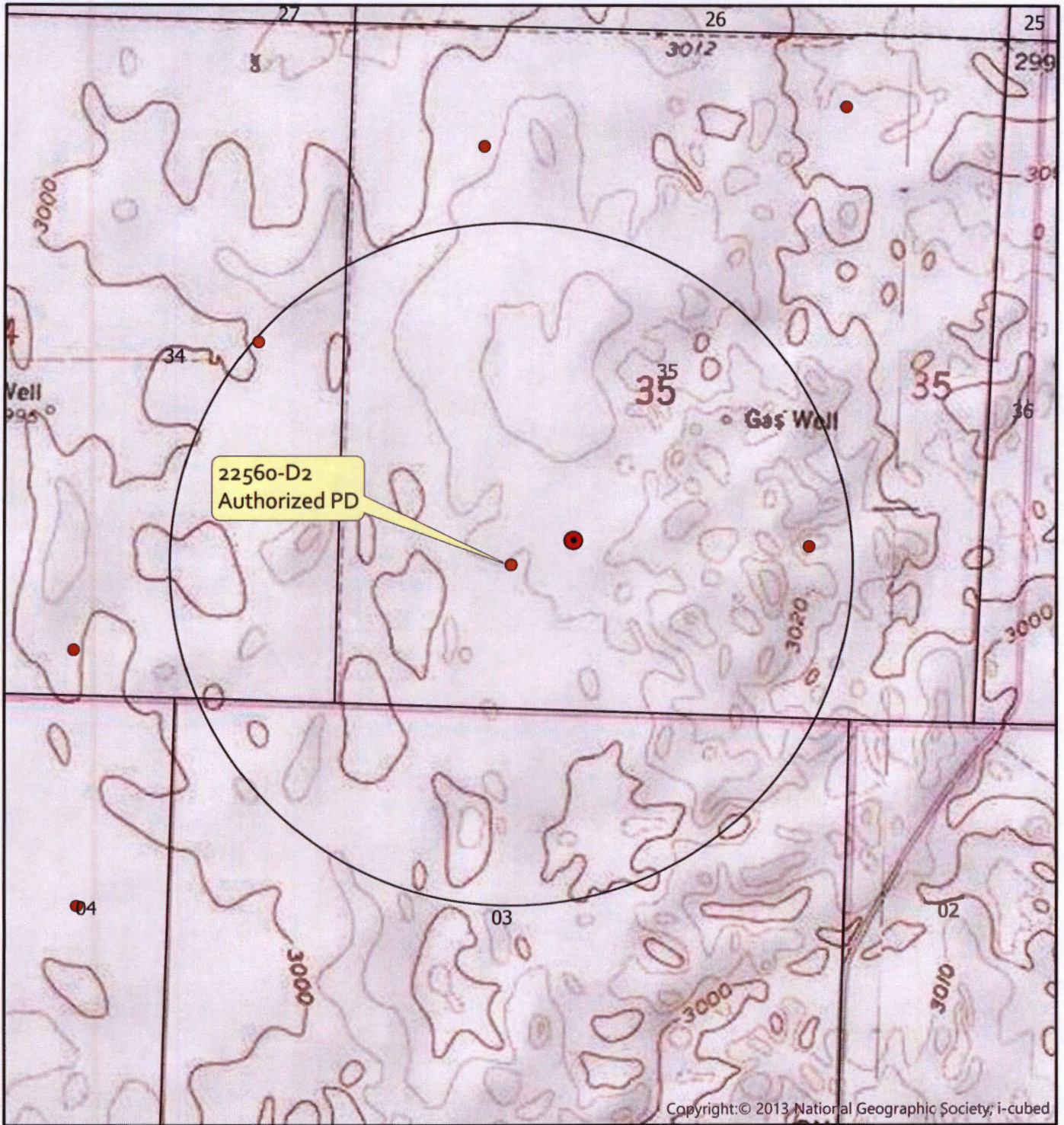
My Commission Expires 4-7-2021

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.

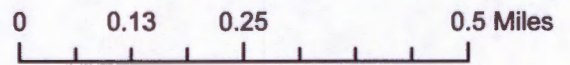
FEE SCHEDULE

- 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

CHANGE IN POINT OF DIVERSION FILE NO. 22560-D2



Township 25 South Range 35 West
Kearny County



- POINT OF DIVERSION
- PROPOSED PD

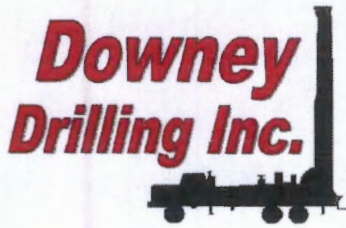
All wells within a 1/2 mile are shown:



Created By: AM/GCFO

WELL LOG

DATE: 2/26/2020



CUSTOMER NAME: SOUTHWEST AG G-53

LEGAL: SW 35-255-35W

COUNTY: KEARNY

GPS: 37.832234

-101.13429

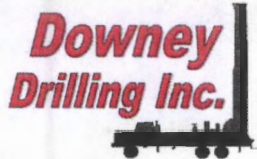
TEST HOLE #2

DRILLER: DALE GUINN

WO: 19-1095

TW	FROM	TO	TYPE	HARDNESS	COLOR	SPEED	PULL DOWN	OTHER / DRILLING ACTION
	0	47	FINE SAND	LOOSE		FAST		SMOOTH
	47	90	FINE-MEDIUM-COARSE SAND AND SMALL-MEDIUM-LARGE GRAVEL	LOOSE		FAST		CHATTER AND ROUGH
	90	122	FINE-MEDIUM-COARSE SAND, SMALL GRAVEL, AND A FEW CLAY LAYERS	HARD IN PLACES		SLOW		SMOOTH AND A LITTLE CHATTER
	122	189	SANDY CLAY WITH A FEW SAND STRIPS	FAIR	BROWN	SLOW		SMOOTH AND A LITTLE CHATTER
	189	199	FINE-MEDIUM-COARSE SAND AND SMALL GRAVEL	FAIR		FAST		CHATTER
	199	216	SANDY CLAY WITH A COUPLE SAND STRIPS	FAIR	BROWN	SLOW		SMOOTH AND A LITTLE CHATTER
	216	228	FINE-MEDIUM-COARSE SAND	FAIR		FAST		CHATTER
	228	261	SANDY CLAY	FAIR STICKY IN PLACES	BROWN	SLOW		SMOOTH
	261	314	FINE-MEDIUM SAND WITH MANY CLAY LAYERS	STIFF	BROWN	SLOW		VIBRATION AND SMOOTH
	314	320	FINE-MEDIUM-COARSE SAND	FAIR		LITTLE FAST		CHATTER
	320	348	CLAY	STICKY	TAN	SLOW		SMOOTH
	348	371	FINE-MEDIUM SAND	FAIR		LITTLE FAST		VIBRATION
	371	376	FINE-MEDIUM-COARSE SAND	FAIR		LITTLE FAST		CHATTERY
	376	385	CLAY	STICKY	TAN	SLOW		SMOOTH
	385	407	FINE-MEDIUM SAND	FAIR		LITTLE FAST		VIBRATION
	407	415	CLAY	STICKY	TAN	SLOW		SMOOTH
	415	440	FINE-MEDIUM SAND	FAIRLY LOOSE		LITTLE FAST		VIBRATION
	440	461	SOAPSTONE	STICKY	YELLOW	SLOW		SMOOTH
	461	480	SANDSTONE AND SOAPSTONE	LITTLE TIGHT		SLOW		VIBRATION AND CHOPPY
	480	490	SOAPSTONE	STICKY	YELLOW AND GRAY	SLOW		SMOOTH
	490	493	BROWN ROCK LEDGE	HARD	BROWN	SLOW		ROUGH
	493	526	SHALE	HARD	BLUEISH GRAY	SLOW		CHOPPY
	526	650	SANDSTONE WITH SOME BROWN ROCK LEDGES - HARD IN PLACES	FAIRLY LOOSE		LITTLE FAST		VIBRATION AND CHOPPY
	650	653	SHALE	LITTLE TIGHT	BLUE	SLOW		CHOPPY
	653	660	SANDSTONE AND BROWN ROCK - HARD IN PLACES	FAIRLY LOOSE		LITTLE FAST		VIBRATION
	660	680	SHALE	HARD	BLUE	SLOW		CHOPPY
			QUIK GEL - 24					
			EZ MUD - 1 GAL.					
			CASING SEAL - 1					
			HOLE PLUG - 2					
			9000 GAL. WATER					

*STATIC
200'*



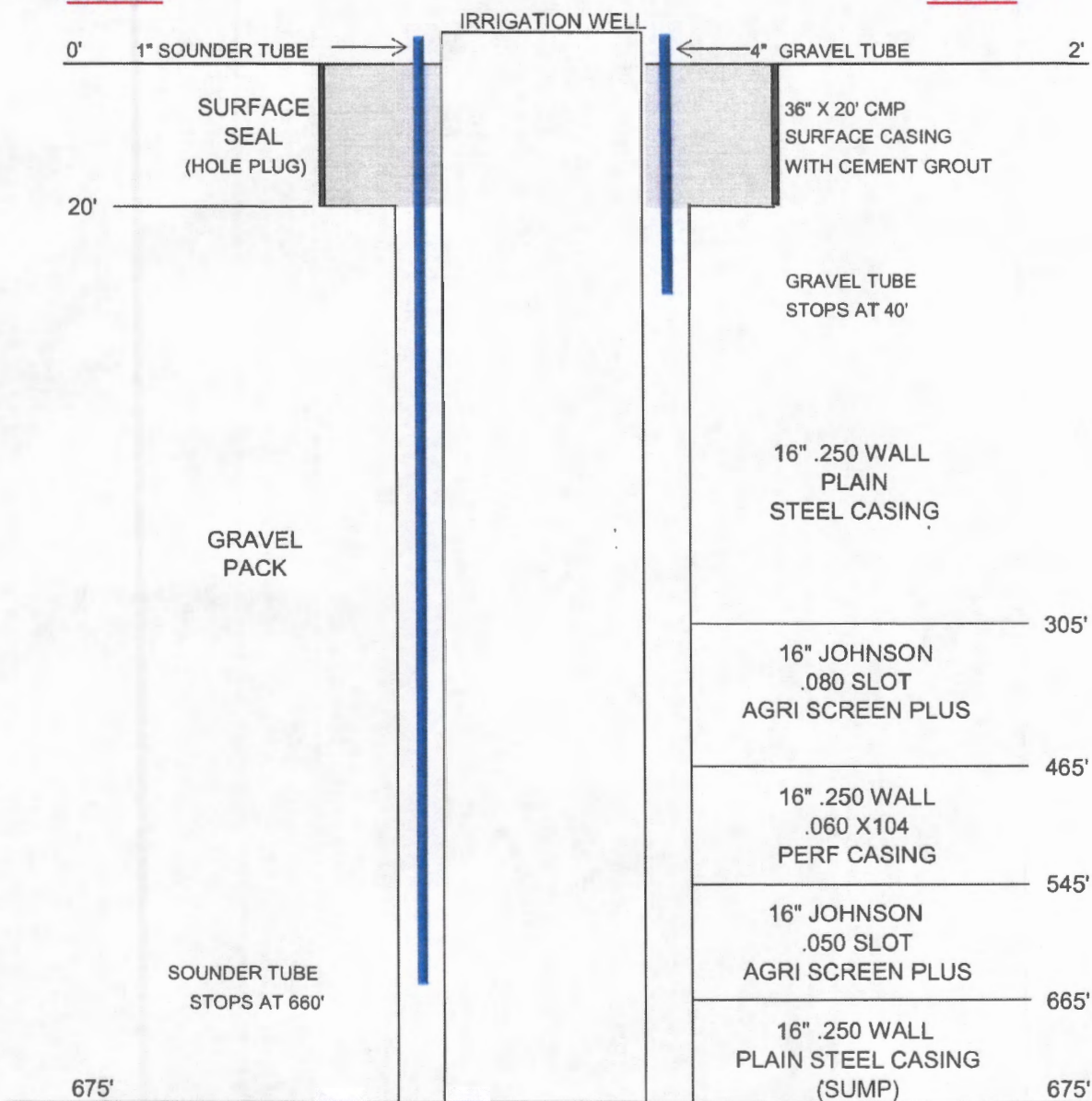
Well Design & Construction

"PROPOSED"

Customer Name: <u>SOUTHWEST AG</u>		M-53
Legal: <u>SW 35-25S-35W</u>	County: <u>KEARNY</u>	
GPS: <u>37.832234</u> <u>-101.13429</u>	Date: _____	
DRILLER: <u>ISAAC AND CREW</u>	WO #: _____	
HELPER(S): _____	WATER SUPPLY: <u>NEARBY IRRIGATION WELL</u>	
BOREHOLE DIAMETER: <u>30"</u>	DRILLING RIG: <u>M-100</u>	
CASING DIAMETER: <u>16"</u>	DRILLING METHOD: <u>REVERSE CIRCULATION</u>	
TOTAL WELL DEPTH: <u>675'</u>	QUIKGEL: <u>TBD</u>	HOLE PLUG: <u>20'</u>
DRILLING FLUID: <u>TBD</u>	GRAVEL: <u>135+ T.</u>	3 LOADS #1 COARSE
ADDITIONAL INFO: _____	GRAVEL SUPPLIER: <u>HUBER</u>	2 LOADS #1 C #1 F 70/30 MIX

GROUT
AND
GRAVEL

SCREEN AND
CASING



SW AG G-53

SW Ag G=53 SW 1/4 Sec. 35-25-35W

37.832234, -101.13429

Legend

- Feature 1
- Feature 2

Google Earth

© 2020 Google

1000 ft



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

March 16, 2020

DAVID KRAUSE
PO BOX 252
PLAINS, KS 67869-0252

RE: Water Right, File No. 22560-D2

Dear Sir or Madam:

This is to advise you that Duane & Kathleen Koster 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 NE $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 35, Township 25 South, Range 35 West, Kearny 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,

A handwritten signature in blue ink that reads "Austin J. McColloch".

Austin J. McColloch
Assistant Water Commissioner

AM:
enclosures

pc:
GROUNDWATER MANAGEMENT DISTRICT NO. 3