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

RECEIVED

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.

					I	File No	. <u>2257</u>	5-D1			rh io citi	annar Mariar Mariar				FEB	3:0	08m 2020
Applicati	on is he	ereby r	nade f	or appi			Chief E	-		1			ne or b	oth):	DIV	Garden ISION O	City Fiel F WATER	d Office RESOURCE
under the	e water	right v	vhich is	s the s	ubject	of this	applic	ation i	n acco	ordance	e with	the cor	ndition	s desc	ribed	below.		
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Name ar	nd addre	ess of	Water	Use C	orresp	onder	t: SAI	NDYHI	LL EN	TERP	RISES	LLC A	Attn. JA	ACOB	NEUF	ELD		1403
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ec. Twp.	Range	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE¼	NE ¹ /4	NW1/4	SW1/4	SE1/4	ACRES
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		No. 2 GPS				
		This point will be changed a				
		Complete only if change i		the second s		
		Quarter of the				
		, Township				
		inty, Kansas, <u>76</u> f				
		Proposed Quantity				
This point is: Additi	onal Well	Geo Center List othe	r water righ	nts that will use this poir	.t	
Presently authorized	point of	liversion:	194			
One in the	SW	Quarter of the	SW	Quarter of the	NE	Quarte
of Section	13	, Township	26S	South, Range	34W	(E/W
in Fl	Cou	inty, Kansas, <u>3073</u> f	eet North	2345 feet West of	Southeast corner	of section.
		Authorized Quantity				
		No GPS				
		This point will be changed a				
Proposed point of div	version: (Complete only if change i	s requeste	ed or if existing point i	s better describe	d by GPS)
One in the		Quarter of the		Quarter of the		Quarte
		, Township				
in	Cou	inty, Kansas, f	eet North _	feet West of	Southeast corner	of section.
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in Proposed Rate This point is:	Cou	Inty, Kansas, f Proposed Quantity Geo Center List othe	eet North _	feet West of Proposed well depti	Southeast corner	of section.
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feet but within 2,640 feet of the existing point of diversion, attach 13b. If the proposed point of diversion will be relocated within 300 feet 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

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.)

APPLICATION FOR APPROVAL TO CHANGE THE PLACE OF USE AND/OR POINT OF DIVERSION SUPPLEMENTAL SHEET FILE NO. 22575-D1

One in the	NW	Quarter o	f the	NW	Qu	arter of the	SW	Quarter
of Section	12	, Townsh	, Township		So	outh, Range	34W	(E/W)
in <u>Fl</u>								
Authorized Rate		Authorized	Quantity		Dep	th of well	(fee	t)
(DWR use only: (North	feet We	st)
This point will no	t be change	d 🗌 This point v	vill be char	nged as follows:	No cha	ange, point better	described with GF	S as follows:
This point will no Proposed point o	t be change	ed 🗌 This point v	will be char	nged as follows:	No cha	ange, point better	described with GF	PS as follows:
Proposed point o	t be change <u>f diversio</u>	ed 🛛 This point v n: (Complete onl	vill be char y if chang	nged as follows: ge is requeste	: 🗌 No cha ed)	ange, point better	described with G	PS as follows:
Proposed point of One in the	t be change f diversio	ed	vill be char y if chang f the	nged as follows: ge is requeste	: 🗌 No cha ed) Qu	ange, point better arter of the	described with GF	PS as follows:
Proposed point of One in the	t be change f diversion	ed	vill be char y if chan g f the ip	nged as follows: ge is requeste	: 🗌 No cha ed) Qu So	ange, point better larter of the uth, Range	described with GF	PS as follows: Quarter (E/W),
Proposed point of One in the	t be change f diversion	ed	vill be char y if chang f the ip	nged as follows: ge is requeste feet North	: 🗌 No cha <u>ed)</u> Qu So	ange, point better larter of the uth, Range _ feet West of S	described with GF	Quarter Quarter (E/W), of section.

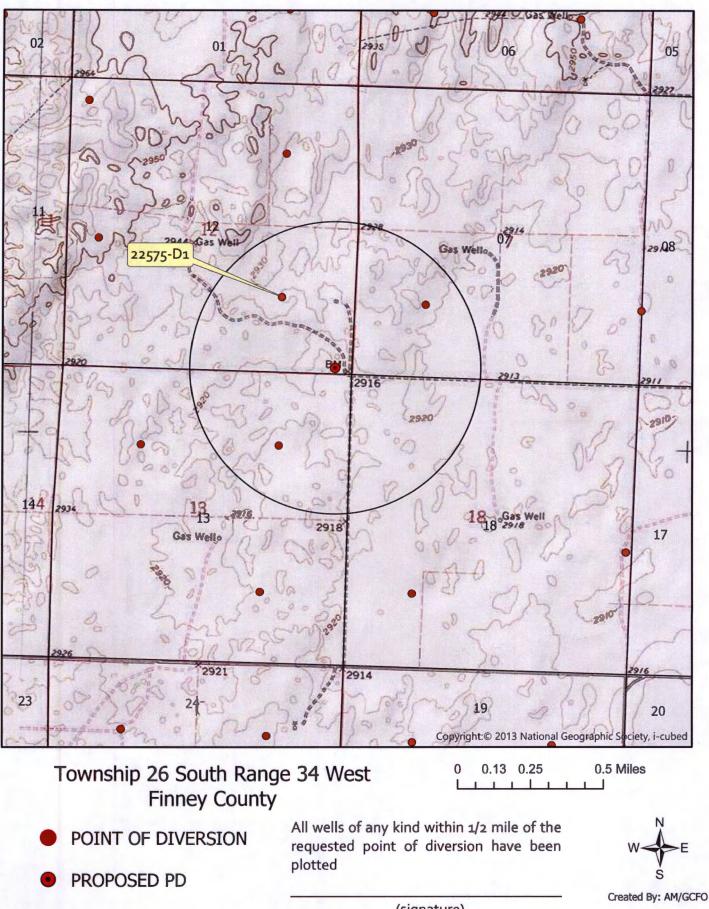
Presently	authorized	point	ot	diversion:

One in the	NW	Quarter of the	SE	Qu	arter of the	NW	Quarter
of Section	13	, Township	26S	So	uth, Range	34W	(E/W),
		unty, Kansas, 392			_ feet West of S	outheast corner	r of section.
Authorized Rate _		Authorized Quan	ntity	Dept	th of well	(fee	t)
(DWR use only:	Computer ID	No. 5	GPS	feet	North	feet We	st)
This point will no	ot be changed	This point will be	changed as follows:	No cha	ange, point better c	lescribed with GF	S as follows:
Proposed point of	of diversion: ((Complete only if cl	hange is requeste	ed)			
One in the		Quarter of the		Qu	arter of the		Quarter
of Section		, Township		Sol	uth, Range		(E/W),
in	Col	unty, Kansas,	feet North		_ feet West of S	outheast corner	of section.
Proposed Rate		Proposed Quanti	ity	Prop	osed well depth	(feet)	
This point is: A	Additional Well	I Geo Center L	ist other water righ	nts that wi	ill use this point _		

Presently authorized poi	nt of diversion:			and and a
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 Sou	utheast corner of section.
Authorized Rate	Authorized Quanti	ty	_ Depth of well	(feet)
	er ID No (
	nged 🗌 This point will be cl			scribed with GPS as follows:
Proposed point of divers	ion: (Complete only if cha	ange is requested	1	
One in the	Quarter of the		Quarter of the	Quarter
	, Township			
in	County, Kansas,	feet North	feet West of Sou	utheast corner of section.
Proposed Rate	Proposed Quantity	1	Proposed well depth (feedback)	eet)
This point is:	I Well Geo Center Lis	t other water rights	s that will use this point	· · · · · · · · · · · · · · · · · · ·

Presently authorized p	oint 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 So	utheast corner of section.
Authorized Rate	Authorized Quant	ity	_ Depth of well	(feet)
	uter ID No.			
This point will not be cl	nanged 🗌 This point will be c	hanged as follows:] No change, point better de	scribed with GPS as follows:
Proposed point of dive	ersion: (Complete only if ch	ange is requested)	
One in the	Quarter of the		Quarter of the	Quarter
of Section	, Township		South, Range	(E/W),
	County, Kansas,			
	Proposed Quantit			eet)
This point is: Additio	nal Well 🔲 Geo Center Lis	st other water rights	s that will use this point	

CHANGE IN POINT OF DIVERSION FILE NO. 22575-D1



(signature)

INPUTS	
Target Section Definition	
Section	12
Township	26
Range	34
Range Direction	w
Target Point Coordinates (NA	D27 or NAD83)
Target Longitude	-100.981194
Target Latitude	37.795230

Load Data and Compute

Instructions

- Enter values for section, township, range and range direction.
 Enter NAD27 or NAD83 longitude and latitude of target point.
 Click "Load Data and Compute" button.
 Use feet distances corresponding to datum of target point.

	Loaded Section From LEOBASE usin	A CONTRACTOR OF A CONTRACT OF
Corner Cor	ner Latitudes	Corner Longitudes
SW	37.79503674	-100.99844724
NW	37.80939578	-100.9984621
NE	37.80942579	-100.9803034
SE	37.79502182	-100.9801515
Degrees Los	ngitude per Foot	3.46088314E-0
Degrees Lat	itude per Foot	2.74618680E-0

Target Point Distances from Corners using NAD83 Corner Feet North(+)/South(-) Feet East(-)/West(+) SW 70 -4985 NW NE -5158 -4990 257 301 -5169 SE 76

and a final states in the states	Loaded Section	Data
Fron	LEOBASE usi	ng NAD27
Corner Corner	atitudes	Corner Longitudes
SW	37.79501300	-100.99800100
NW	37.80937200	-100.99801600
NE	37.80940200	-100.97985800
SE	37.79499800	-100.97970600
Degrees Longitu	de per Foot	3.46088203E-06
Degrees Latitude	e per Foot	2.74598553E-06

Target Point Distances from Corners using NAD27						
Corner	Feet North(+)/South(-)	Feet East(-)/West(+)				
SW	79	-4856				
NW	-5150	-4861				
NE	-5161	386				
SE	84	430				

	Difference (NAD83 Min	nus NAD27)
Corner	Corner Latitudes	Corner Longitudes
SW	0.00002374	-0.00044624
NW	0.00002378	-0.00044616
NE	0.00002379	-0.00044544
SE	0.00002382	-0.00044556
	Difference (NAD83 Mi	nus NAD27)
Corner	Feet North(+)/South(-)	Feet East(-)/West(+)
SW	-8.65050602	-128.93663063
NW	-8.28182385	-128.9135137
NE	-8.28466455	-128.7071566

-8.68003768

-128.74184393

SE

- 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? (If no, all owners must sign this application.) T Yes No No
 - (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 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? No No (If no, all owners must sign this application.) ☐ Yes

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	Darden City	, Kansas, this	day of	Debruary	,20 20.
	Chille .		1 another	Benlild	
	(Owner)	A CONTRACTOR	- Aller and a	(Spouse)	
	Jacob Neufeld		Anneth	a grufold	
199	(Please Print)	Carrier Construction	and an alle	(Please Print)	A-FA
					nun alt te
	(Owner)	edun or al teatr avin to anador met		(Spouse)	
	(Please Print)			(Please Print)	ar Dog
	(Owner)		na n	(Spouse)	
1 National Anna	(Please Print)	troping notices	an and a second	(Please Print)	A LONA
State of Kans	ss } ss				
County of	sunney		inth photos		6+4
of hereby	certify that the foregoing application	was signed in m	ly presence and	sworn to before the thi	s 🦉 day
	JULIE JONES				
	My Appointment Ex	pires –	Julie	Notary Public	
My Commiss	ion Expires December 15, 20	22	0		

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.

- 1. A change application was received on ______ 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
- 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 ______ feet from the previously authorized point(s) of diversion. _____ 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, 20_____, 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.
- 8. 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.
- 9. The completed well log shall be submitted with the required notice.

Not Applicable

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- 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.

Bv.

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 LISE ONLY

Duly Authorized De	signee of the Chief Engineer
(Print Name):	s - Kansas Department of Agriculture
Division of Water Resource	s - Kansas Department of Agriculture
Date of Issuance:	
State of Kansas)
County of) SS)
Acknowledged before me on	all and a set of
by	
Signature:	in tangengreutoint (mis a l
	Notary Public
My commission expires:	Sec. Sec.
	(Notary Seal)

WELL LOG

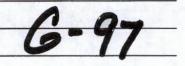
DATE: 1/20/2020



CUSTOMER NAME: SANDY ACERS, LLC

LEGAL: SE 12-26S-34W

COUNTY: FINNEY

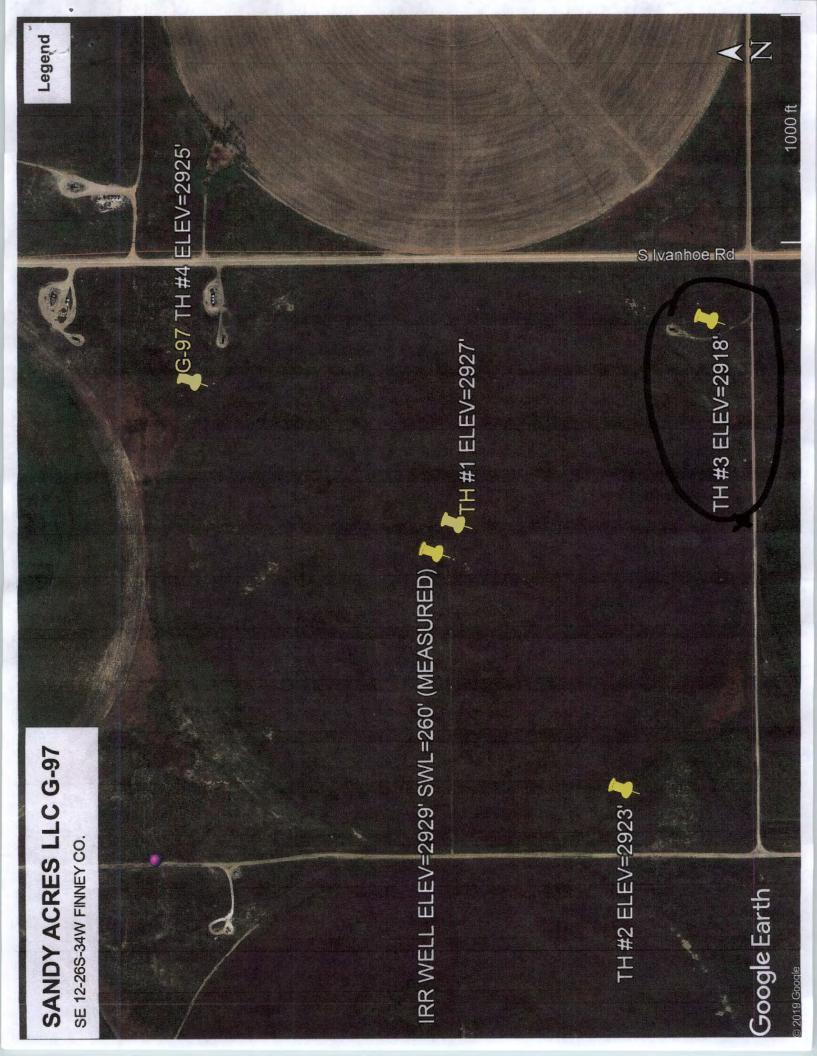


GPS: N 37.795230

TEST HOLE #3

W-100.981194

-	And Charles and Charles	T	DRILLER: DALE GUINN WO: 19-1205					
TW	FROM	то	ТҮРЕ	HARDNESS	COLOR	SPEED	PULL DOWN	ACTION
	0	2	SANDY TOP SOIL	1				SMOOTH
	2	27	SANDY CLAY		TAN			SMOOTH
	27	36	FINE-MEDIUM-COARSE SAND AND SMALL GRAVEL				18	SMOOTH
	36	64	FINE-MEDIUM-COARSE SAND AND SMALL-MEDIUM GRAVEL			P. C.Level		CHATTER AND A
	64	94	FINE-MEDIUM-COARSE SAND, SMALL-MEDIUM-COARSE GRAVEL, AND A FEW CLAY LAYERS					CHATTER AND SMOOTH IN PLACE
	94	100**	SANDY CLAY	31.00	TAN			SMOOTH
	100	113	FINE-MEDIUM-COARSE SAND AND SMALL-MEDIUM GRAVEL			AV B		CHATTER
	113	123	SANDY CLAY WITH SOME SAND MIXED		BROWN		18.3	AND SMOOTH
	123	148	FINE-MEDIUM-COARSE SAND, SMALL GRAVEL, AND A FEW CLAY LAYERS					CHATTER
	148	166	SANDY CLAY		BROWN		1-	SMOOTH
	166	214	FINE-MEDIUM-COARSE SAND AND SMALL GRAVEL	1				CHATTER
	214	233	FINE-MEDIUM-COARSE SAND WITH SOME CLAY LAYERS		TAN	(and		CHATTERY
	233	271	SANDY CLAY WITH SOME SAND MIXED		TAN 、	17		SMOOTH
	271	278	FINE-MEDIUM-COARSE SAND			1		CHATTER
	278	283	SANDY CLAY - A LITTLE STICKY		BROWN			SMOOTH
	283	295	SANDY CLAY AND SAND MIXED		BROWN			SMOOTH AND SOM
	295	322	SANDY CLAY - A LITTLE STICKY		BROWN			SMOOTH
-	322	337	FINE SAND AND SOME CLAY MIXED					VIBRATION
	337	354	SANDY CLAY		TAN			SMOOTH
1	354	360	FINE SAND AND CLAY - STICKY IN PLACES		TAN		1	AND SMOOTH
	360	401	FINE SAND WITH CLAY MIXED		TAN			VIBRATION AND CHOPPY
	401	407	SOAPSTONE - STICKY		YELLOW / GRAY			SMOOTH
	407	438	SANDSTONE AND BROWN ROCK WITH A FEW SOAPSTONE LAYERS	LITTLE				VIBRATION AND CHOPPY
	438	472	SHALE	LITTLE	GRAY			СНОРРУ
	472	493	SANDSTONE	LITTLE			-	VIBRATION AND CHOPPY
	493	505	SHALE	HARD	GRAY			1000
	505	527	SANDSTONE - USED H20 AND MIXED BRAN			1 1 10 10 1	1. 33	
	527	540	SHALE	HARD	BLUE			1.12
			QUIK GEL - 22					
			EZ MUD - 3/4 GAL.					
			BRAN - 3		200		1.1.1.1	
			HOLE PLUG - 2					Prof. Contractor
			CASING SEAL - 1	2				



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

Mike Beam, Secretary



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

Laura Kelly, Governor

February 10, 2020

M & M STONE LAND LLC 10925 S SANDHILL RD GARDEN CITY, KS 67846

RE: Water Right, File No. 22575-D1

Dear Sir or Madam:

This is to advise you that Sandyhill Enterprises LLC, Jacob Neufeld, 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 SE¹/₄SE¹/₄SE¹/₄ of Section 12, Township 26 South, Range 34 West, Finney County.

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

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