

Kansas Department of Agriculture
 Division of Water Resources
CHANGE: P/D WORKSHEET

1. File Number: 29938	2. Status Change Date: 6-16-2020	3. Change Num: C3	4. Field Office: 4	5. GMD: 3
---------------------------------	--	-----------------------------	------------------------------	---------------------

6. Status: <input checked="" type="checkbox"/> Approved <input type="checkbox"/> Denied by DWR/GMD <input type="checkbox"/> Dismiss by Request/Failure to Return	7. Filing Date of Change: 3/6/2020
--	--

8a. Applicant(s) Person ID **64846**
 New to system Add Seq# _____

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

8c. Landowner(s) Person ID **66604**
 New to system Add Seq# _____

KENNETH J SMITH
324 SECOND MOUNTAIN RD
ORWIGSBURG, PA 17961

8b. Landowner(s) Person ID _____
 New to system Add Seq# _____

8a

8d. WUC Person ID _____
 New to system Add Seq# _____

8a / SHANE BROWNING
1418 E MICHIGAN AVE
ULYSSES KS 67880

***SHANE BROWNING WILL REPLACE TOM WILLIS FOR KENNETH SMITHS GROUND**

9. Documents and Enclosure(s): DWR Meter(s) Date to Comply: **12/31/2020** N & P Date to Comply: **3/1/2021**

Anti-Reverse Meter Meter Seal Check Valve N & P Form Water Tube Driller Copy H & E Letter

Conservation Plan Date Required: _____ Date Approved: _____ Date to Comply: _____

10. Use Made of Water From: _____ To: _____

Date Prepared: **6/16/2020** By: **AM**
 Date Entered: _____ By: _____

File No. **29938** 11. County: FI Basin: ARKANSAS RIVER Stream: Formation Code: 211/331 Special Use:

12. Points of Diversion										Rate and Quantity						
CHK	MOD	DEL	PDIV	Qualifier	S	T	R	ID	'N	'W	Comment (AKA Line)	Rate gpm	Quantity af	Rate gpm	Quantity af	Overlap PD Files
DEL			2120													
ENT				NE NW NE	11	26S	34W		4944	1590		1100	272	1100	272	NONE
CHK	3374			NC NE	12	26S	34W	3	3960	1320		1125	272	1125	272	NONE
CHK	70467			NW NW NW	12	26S	34W	7	4915	4865		1020	272	1020	272	NONE
CHK	76072			NW NW NW	11	26S	34W	6	4910	4835		1155	272	1155	272	NONE

13. Storage: Rate _____ NF Quantity _____ ac/ft Additional Rate _____ NF Additional Quantity _____ ac/ft

14. Limitation: _____ af/yr at _____ gpm (_____ cfs) when combined with file number(s) _____
 Limitation: _____ af/yr at _____ gpm (_____ cfs) when combined with file number(s) _____

15. 5YR Allocation: Allocation Type _____ Start Year _____ 5 YR Amount _____ Amount Unit _____ Base Acres _____ Comment _____

16. Place of Use																		Total	Owner	Chg?	Overlap Files								
CHK	MOD	DEL	ENT	PUSE	S	T	R	ID		NE¼				NW¼				SW¼				SE¼							
										NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼				
CHK	28730																												
CHK	33942																												
CHK	63778																												

Base Acres: Year: Minimum Reasonable Quantity: Comments:

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

June 16, 2020

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

RE: Water Right, File No. 29938

Dear Sir or Madam:

Enclosed is the order executed by the designee of the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, approving the application for change under the above referenced file number.

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

Since the order modifies the original document referred to above, it should be recorded with the Register of Deeds as other instruments affecting real estate.

The abandoned well must be plugged in accordance with the requirements of Article 30 of the Rules and Regulations as adopted by the Kansas Department of Health and Environment.

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

Sincerely,

A handwritten signature in blue ink, appearing to read "Michael A. Meyer".

Michael A. Meyer
Water Commissioner

MAM:am
enclosures

pc: Kenneth Smith
GROUNDWATER MANAGEMENT DISTRICT NO. 3

CERTIFICATE OF SERVICE

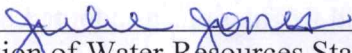
On this 16th day of June, 2020, I hereby certify that the foregoing Approval of Application for Change in Point of Diversion, Water Right, File No. 29,938 dated 16th day of June, 2020 was mailed postage prepaid, first class, US mail to the following:

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

Pc:

KENNETH J SMITH
324 SECOND MOUNTAIN RD
ORWIGSBURG, PA 17961

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.

File No. 29938

RECEIVED
 11:45 Am
MAR 06 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: JACOB NEUFELD

PO BOX 1005 HOLCOMB, KS. 67851

Phone Number: () Email address: _____

Name and address of Water Use Correspondent: JACOB NEUFELD

PO BOX 1005 HOLCOMB, KS. 67851

Phone Number: () Email address: _____

3. The presently authorized place of use is:

Owner of Land ---- NAME: NO CHANGE

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: NO CHANGE

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 3-6-20 Check # 1071

5. **Presently authorized point of diversion:**

One in the _____ Quarter of the _____ NC Quarter of the _____ NE Quarter of Section _____ 11 _____, Township _____ 26 _____ South, Range _____ 34 _____ (W), in FINNEY County, Kansas, _____ 3960 _____ feet North _____ 1320 _____ feet West of Southeast corner of section. Authorized Rate 1,100 GPM Authorized Quantity 272 AF Depth of well _____ (feet)
(DWR use only: Computer ID No. 1 _____ 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 _____ NW Quarter of the _____ NE Quarter of Section _____ 11 _____, Township _____ 26 _____ South, Range _____ 34 _____ (W), in FINNEY County, Kansas, _____ 4944 _____ feet North _____ 1590 _____ feet West of Southeast corner of section. Proposed Rate 1100 GPM Proposed Quantity 272 AF 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 _____ Quarter of the _____ NC Quarter of the _____ NE Quarter of Section _____ 12 _____, Township _____ 26 _____ South, Range _____ 34 _____ (W), in FINNEY County, Kansas, _____ 3960 _____ feet North _____ 1320 _____ feet West of Southeast corner of section. Authorized Rate 1125GPM Authorized Quantity 272AF 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 _____ Quarter of the _____ Quarter of the _____ Quarter of Section _____, Township _____ South, Range _____ (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) lack of production on current PD

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

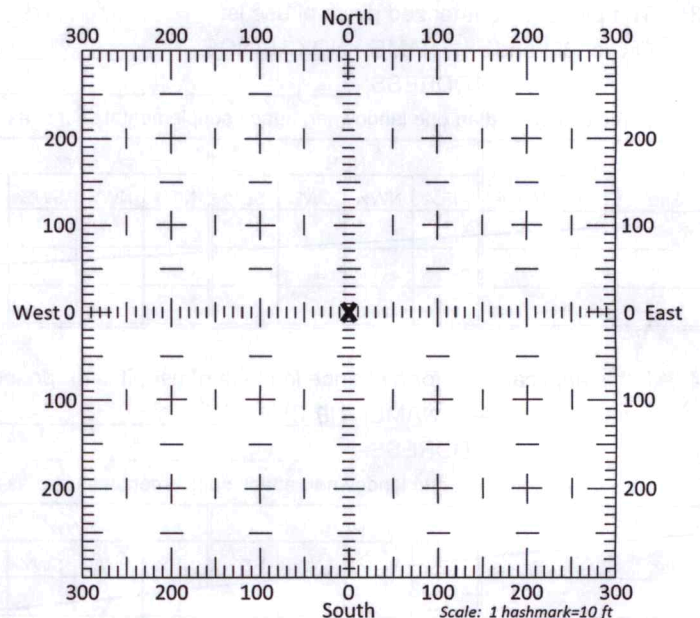
9. The change(s) (was)(will be) completed by?

10. If the point of diversion is a well:
 (a) What are you going to do with the old well?
To be plugged
 (b) When will this be done? _____

11. Groundwater Management District recommendation attached?
 Yes No

12. Assisted by CAC _____

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.)

APPLICATION FOR APPROVAL TO CHANGE
THE PLACE OF USE AND/OR POINT OF DIVERSION
SUPPLEMENTAL SHEET
FILE NO. 29938

Presently authorized point of diversion:

One in the NW Quarter of the NW Quarter of the NW Quarter
of Section 12, Township 26 South, Range 34 (W),
in FINNEY County, Kansas, 4915 feet North 4865 feet West of Southeast corner of section.

Authorized Rate 1020GPM Authorized Quantity 272AF 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:

Proposed point of diversion: (Complete only if change is requested)

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 _____

Presently authorized point of diversion:

One in the NW Quarter of the NW Quarter of the NW Quarter
of Section 11, Township 26 South, Range 34 (W),
in FINNEY County, Kansas, 4910 feet North 4835 feet West of Southeast corner of section.

Authorized Rate 1155GPM Authorized Quantity 272AF Depth of well _____ (feet)

(DWR use only: Computer ID No. 6 GPS _____ feet North _____ feet West)

This point will not be changed This point will be changed as follows:

Proposed point of diversion: (Complete only if change is requested)

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 _____

Presently authorized point 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 Southeast corner of section.

Authorized Rate _____ Authorized Quantity _____ Depth of well _____ (feet)

(DWR use only: Computer ID No. _____ GPS _____ feet North _____ feet West)

This point will not be changed This point will be changed as follows:

Proposed point of diversion: (Complete only if change is requested)

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 _____

Presently authorized point 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 Southeast corner of section.

Authorized Rate _____ Authorized Quantity _____ Depth of well _____ (feet)

(DWR use only: Computer ID No. _____ GPS _____ feet North _____ feet West)

This point will not be changed This point will be changed as follows:

Proposed point of diversion: (Complete only if change is requested)

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 _____

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 Warden City, Kansas, this 6th day of March, 20 20.

[Signature]

(Owner)

[Signature]

(Spouse)

Jacob Newfeld

(Please Print)

Aganetha Newfeld

(Please Print)

(Owner)

(Spouse)

(Please Print)

(Please Print)

(Owner)

(Spouse)

(Please Print)

(Please Print)

State of Kansas }
County of Finney } SS

I hereby certify that the foregoing application was signed in my presence and sworn to before me this 6th day of March, 20 20.



My Commission Expires _____

[Signature]

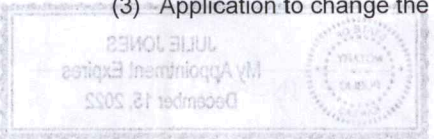
Notary Public

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



REF: WATER RIGHT FILE NO 29,938
Please sign & notarize

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.)

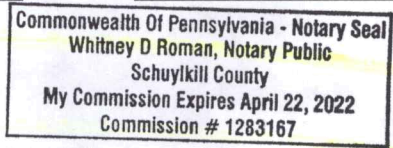
If the application proposes a surface water change in point of diversion, a groundwater change in point of diversion greater than 300 feet, or a change in place of use, the application must be signed by all owners of the currently authorized place of use, or their duly authorized agent (attach notarized 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 Schuylkill Haven, Kansas, this 11th day of May, 2020.

<u>Kenneth J. Smith</u> (Owner)	_____	(Spouse)
<u>KENNETH J. SMITH</u> (Please Print)	_____	(Please Print)
<u>Jeromy Guistwite</u> (Owner)	_____	(Spouse)
<u>Jeromy Guistwite</u> (Please Print)	_____	(Please Print)
_____	_____	(Spouse)
_____	_____	(Please Print)

State of ~~Kansas~~ Pennsylvania }
County of Schuylkill } SS



I hereby certify that the foregoing application was signed in my presence and sworn to before me this 11th day of May, 2020.

[Signature]
Notary Public

My Commission Expires Apr 22, 2022.

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

RECEIVED

MAY 14 2020

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. 29938

1. A change application was received on MARCH 6, 2020 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 Not Applicable
3. 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 50 foot radius of the authorized point(s) of diversion. Applicable Not 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
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 or other device suitable for making water level measurements shall be installed, operated and maintained in accordance with K.A.R. 5-6-13. 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, 2020, 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. Applicable Not Applicable
8. Installation of the works for diversion of water shall be completed on or before December 31, 2020, or within any authorized extension of time. By March 1, 2021 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. Applicable Not Applicable
9. 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.

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 USE ONLY
**APPLICATION APPROVED AND
SUMMARY ORDER ISSUED**

By: [Signature]
Duly Authorized Designee of the Chief Engineer
(Print Name): MICHAEL A. MEYER
Division of Water Resources - Kansas Department of Agriculture
Date of Issuance: JUNE 16, 2020
State of Kansas)
) SS
County of Finney)
Acknowledged before me on JUNE 16, 2020
by MICHAEL A. MEYER
Signature: [Signature]
Notary Public

My commission expires: _____
JULIE JONES
My Appointment Expires
(Notary Seal)
December 15, 2022



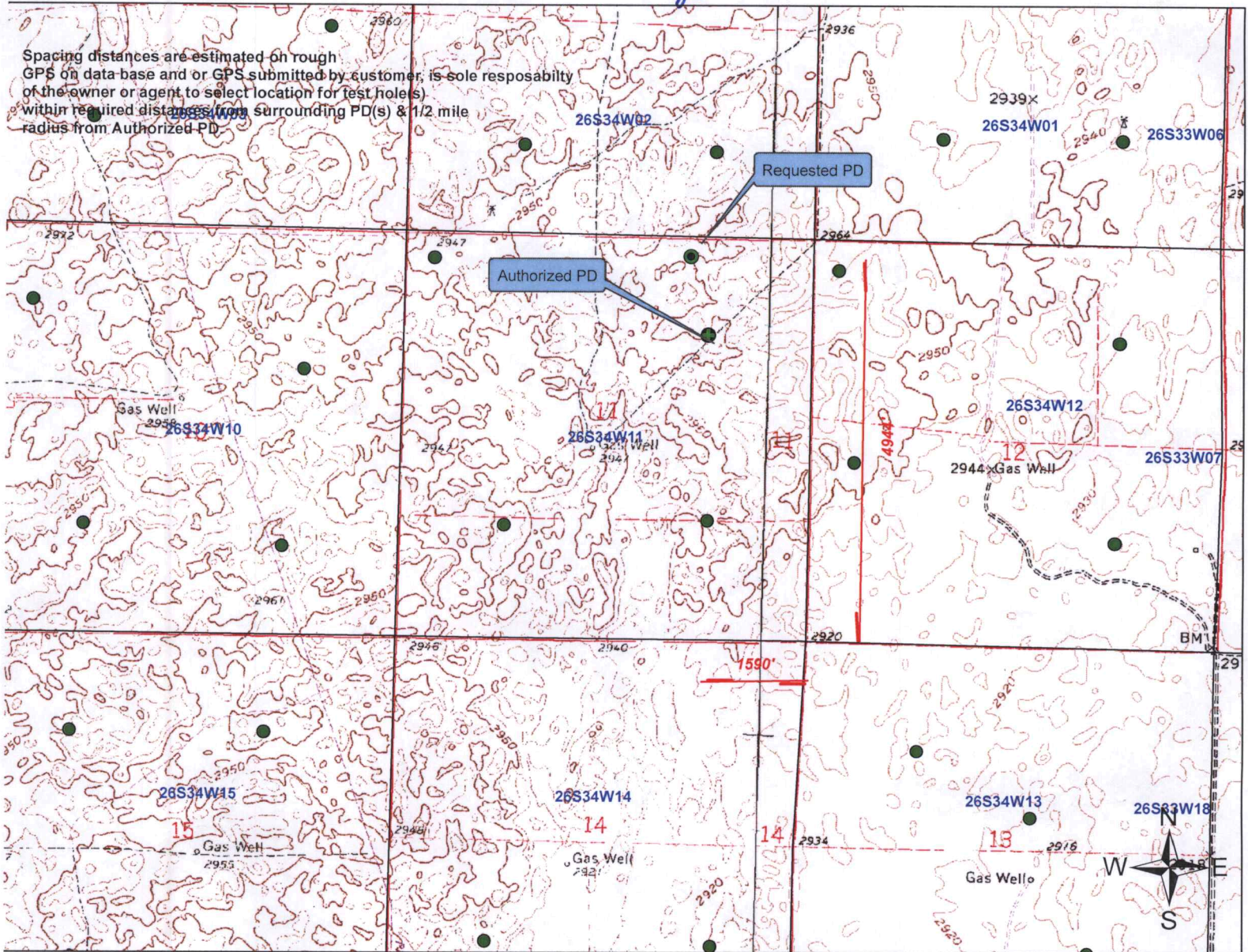
Point of Diversion Change X Place of Use Change _____ Spacing Map _____

WR No(s). 29938


T 26 R 34 W Section 11

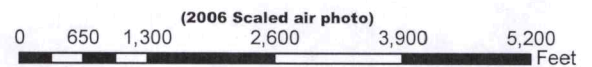
County Finneg

Spacing distances are estimated on rough GPS on data-base and or GPS submitted by customer, is sole responsibility of the owner or agent to select location for test holes within required distances from surrounding PD(s) & 1/2 mile radius from Authorized PD.



- Authorized PD
- Requested PD
- Point of Diversion

-  Authorized PU
-  Requested PU



Applicant Signature _____

By signing this map the applicant is aware that no other wells (Irrigation, Domestic, Industrial etc) are within the 1/2 mile radius circle.

Test Hole = 4944'N / 1590'W NE NW NE

WELL LOG

Jacob Nuefoll

DATE: 2/3/2020

**Downey
Drilling Inc.**



WR 29938-1
NC NE 1/4
4944'N / 1590'W

CUSTOMER NAME: SANDY ACRES

LEGAL: NE 11-26S-34W

COUNTY: FINNEY

GPS: N 37.808614

W -101.003950

D-9

NAD 83

TEST HOLE #1

DRILLER: DALE GUINN

WO: 19-1303

TW	FROM	TO	TYPE	HARDNESS	COLOR	SPEED	PULL DOWN	OTHER / DRILLING ACTION
	0	3	SANDY TOP SOIL					SMOOTH
	3	46	SANDY CLAY		TAN			SMOOTH
	46	84	FINE-MEDIUM-COARSE SAND AND SMALL-MEDIUM GRAVEL					CHATTER
	84	91	SANDY CLAY		TAN			SMOOTH
	91	96	FINE-MEIIUM-COARSE SAND AND SMALL MEDIUM GRAVEL					CHATTER
	96	121	SANDY CLAY		TAN			SMOOTH
	121	138	FINE-MEDIUM-COARSE SAND					CHATTER
	138	163	FINE-MEDIUM-COARSE SAND WITH MANY CLAY LAYERS		BROWN			CHATTER AND SMOOTH IN PLACES
	163	178	FINE-MEDIUM-COARSE SAND WITH A FEW CLAY LAYERS					CHATTER
	178	236	STICKY SANDY CLAY		BROWN			SMOOTH
	236	239	CLAICHE AND LIME ROCK		WHITE			SMOOTH AND ROUGH
	239	277	FINE-MEDIUM-COARSE SAND WITH BROWN ROCK - CEMENTED FROM 269-274					CHATTER AND A LITTLE ROUGH
	277	284	SANDY CLAY					SMOOTH
	284	295	FINE-MEDIUM-COARSE SAND WITH BROWN ROCK					CHATTER
	295	299	SANDY CLAY		TAN			SMOOTH
	299	317	FINE-MEDIUM-COARSE SAND AND A FEW SMALL AND BROWN ROCK					CHATTER
	317	320	SANDY CLAY		TAN			SMOOTH
	320	328	FINE-MEDIUM-COARSE SAND					CHATTER
	328	347	CLAY - A LITTLE STICKY		TAN			SMOOTH
	347	360	FINE-MEDIUM SAND					CHOPPY AND VIBRATION
	360	372	CLAY - A LITTLE STICKY		TAN			SMOOTH
	372	381	FINE-MEDIUM SAND					CHOPPY AND VIBRATION
	381	411	STICKY CLAY		TAN			SMOOTH
	411	420	FINE SAND					VIBRATION AND CHOPPY
	420	427	SOAPSTONE	FAIRLY LOOSE				SMOOTH
	427	486	SANDSTONE WITH BROWN ROCK	FAIRLY LOOSE IN PLACES				CHOPPY AND VIBRATION
	486	528	SHALE WITH A COUPLE SANDSTONE LEDGES	LITTLE TIGHT				SMOOTH AND A LITTLE CHOPPY
	528	560	SHALE WITH A COUPLE SANDSTONE LEDGES	TIGHT	BLUE			CHOPPY AND SMOOTH
			QUIK GEL - 33					
			EZ MUD - 1 GAL.					
			BRAN - 1					
			HOLE PLUG - 2					
			CASING SEAL - 1					

SANDY ACRES LLC D-9

NE 11-26S-34W FINNEY CO.

Legend

D-8 ELEV=2951'

D-9 TH #1-ELEV=2949'

test well

G-97 TH #4 ELEV=2925'

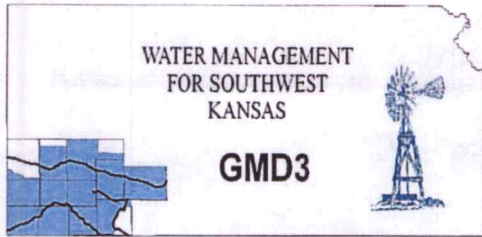
IRR WELL ELEV=2929' SWL=260' (MEASURED) TH #1 ELEV=2

TH #2 ELEV=2923'

TH #3 ELEV=2918'



3000 ft



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

June 10, 2020

Austin J. McColloch
Division of Water Resources
4532 W Jones Ave., Suite B
Garden City, Kansas 67846

RE: Application for Change in Point of Diversion
Water Right, File No. 29938

Dear Austin:

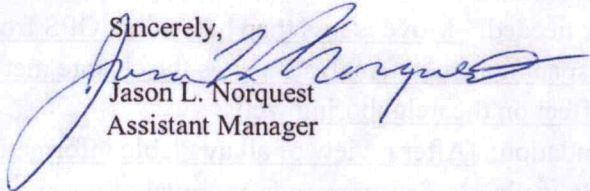
We have completed a review of the application for the above referenced water right. The proposed changes in point of diversion is in accordance with current area rules, K.A.R. 5-23-3, as it pertains to distance moved and minimum spacing to neighboring wells.

Well evaluations were conducted to estimate possible effects of the proposal on the supply of other wells with water rights prior to the proposal per K.S.A. 82a-708b, and the draft revised management program. Under K.S.A. 82a-708b, an applicant requesting a change in point of diversion must demonstrate to the chief engineer that any proposed change is reasonable and will not impair. The enclosed report is an analysis performed by the GMD on behalf of our membership. Under this analysis, the proposed change is considered to be reasonable and unlikely to impair if either the net in-season well-to-well effect of the proposed change is less than a strict maximum allowable threshold (4.0 ft in cases where saturated thickness is greater than 200 ft), or if no well with a net well-to-well effect exceeding the threshold is identified as critical. Critical wells are identified as wells that are expected to either lose or greatly diminish water supply over the next 25 years. The attached review information is based on a Theis analysis using inputs from the GMD3 aquifer model, which is considered to be the best information on well and aquifer data readily and easily available to the public. If either the applicant or the neighbors believe they have better data that might change the result of the analysis, they should contact GMD3. Conclusions of the well analysis may change if better information on well and aquifer data can be made available.

Every neighboring well within 1 mile of the proposed move was evaluated. Evaluations showed that none of the neighboring wells exceeded the net effect above the maximum allowable threshold. Our office did not receive any comments from neighboring well owners. Therefore, GMD3 sees this move as reasonable and therefore recommend that the application be approved. If aquifer conditions change or there is a change to the water right in the future, we would be happy to evaluate the effects at that 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

RECEIVED

JUN 16 2020

GMD3 Change Review

File No(s): 29938.

DWR office: GC.

App filed to change: PD.

Is Landowner(s) correct in WRIS: Jacob Neufeld.

If NO, is documentation included?

Is Water Use Correspondent correct in WRIS? ___.

If NO, is documentation included?

Regulation(s) Reviewed: KAR5-23-3

Point of diversion ID No(s) 01 being changed.

	ft. North	ft. West	
Authorized PD	3960	1320	Sect 11-26-34
Proposed PD	4944	1590	
Difference	-984 n	-270 w	
$a^2 + b^2 = c^2$	968256	72900	1020.371 foot move NW

GPS for proposed PD: Lat: 37.808614 Long: -101.003950.

Is proposed PD stacking on existing WRs? No.

Is Proposed PU overlapping existing WRs? No Change.

Neighboring certified well(s) notified: ___.

Name Duane E & Kathleen A Koster Trusts (29941D2 & 29946).

Address PO Box 897.

Zip Garden City, KS 67846.

Name Wheatland Electric Cooperative Inc %Perry Smith (29946).

Address PO Box 953.

Zip Garden City, KS 67846.

Name T&O LLC (33671).

Address PO Box 1178.

Zip Liberal, KS 67905.

Base Acres: ___.

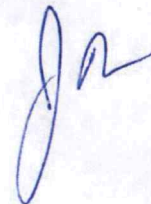
Perfected Acres: ___.

Irr. Return-Flow ___%

Loss of production in current well and proposing this redrill.

Is a waiver needed: Move is less than half mile. GPS from inspections verified that minimum spacing is met. Analysis shows the change met the criteria and would have minimal effect on the neighboring wells.

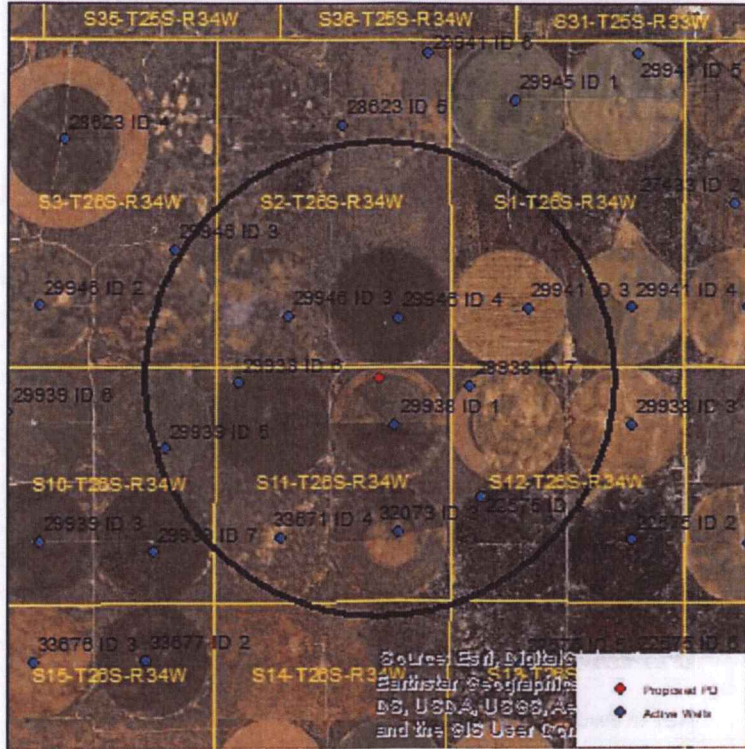
Recommendation: After review of all available information and no response from neighboring wells, staff recommends approval of the application.



JUN 1 4 2020
Garden City Field Office
Division of Water Resources

Evaluation of proposed move for Water Right No 29938 ID 1

Proposed: Move water right no. 29938 ID 1 a distance of 1,095 ft to the northwest.



Wells within 1 mile: 29938 ID 6, 29938 ID 7, 32073, 32671, 29939, 22575, 22941, 29946 ID 3, and 29946 ID 4.

The saturated thickness at the proposed well location is estimated to be 207 ft, based upon an observation well in section 3-26-34 and the driller’s log at the proposed well location. For saturated thickness greater than 200 ft, the drawdown allowance is 4.0 ft.

50 year Theis Analysis: The following values were used to run the analysis:

S = 0.2971, T = 44,148 ft²/day, tp_{current} = 275 days (based upon average use and observed rate), Q_{current} = 141 gpm (based upon 2019 field inspection), tp_{proposed} = 56 days, Q_{proposed} = 1100 gpm

Theis drawdowns were calculated as follows:

- 29938 ID 6:
 - Drawdown from current location = 0.24 ft
 - Drawdown from proposed location = 0.60 ft
 - Net drawdown = **0.4 ft**

- 22938 ID 7:
 - Drawdown from current location = 0.31 ft
 - Drawdown from proposed location = 0.87 ft
 - Net drawdown = **0.6 ft**

RECEIVED
JUN 16 2020
 Garden City Field Office
 Division of Water Resources

32073: Drawdown from current location = 0.28 ft
Drawdown from proposed location = 0.56 ft
Net drawdown = **0.3 ft**

32671: Drawdown from current location = 0.25 ft
Drawdown from proposed location = 0.49 ft
Net drawdown = **0.2 ft**

29939: Drawdown from current location = 0.21 ft
Drawdown from proposed location = 0.41 ft
Net drawdown = **0.2 ft**

22575: Drawdown from current location = 0.28 ft
Drawdown from proposed location = 0.56 ft
Net drawdown = **0.3 ft**

22941: Drawdown from current location = 0.24 ft
Drawdown from proposed location = 0.54 ft
Net drawdown = **0.3 ft**

29946 ID 3: Drawdown from current location = 0.25 ft
Drawdown from proposed location = 0.75 ft
Net drawdown = **0.5 ft**

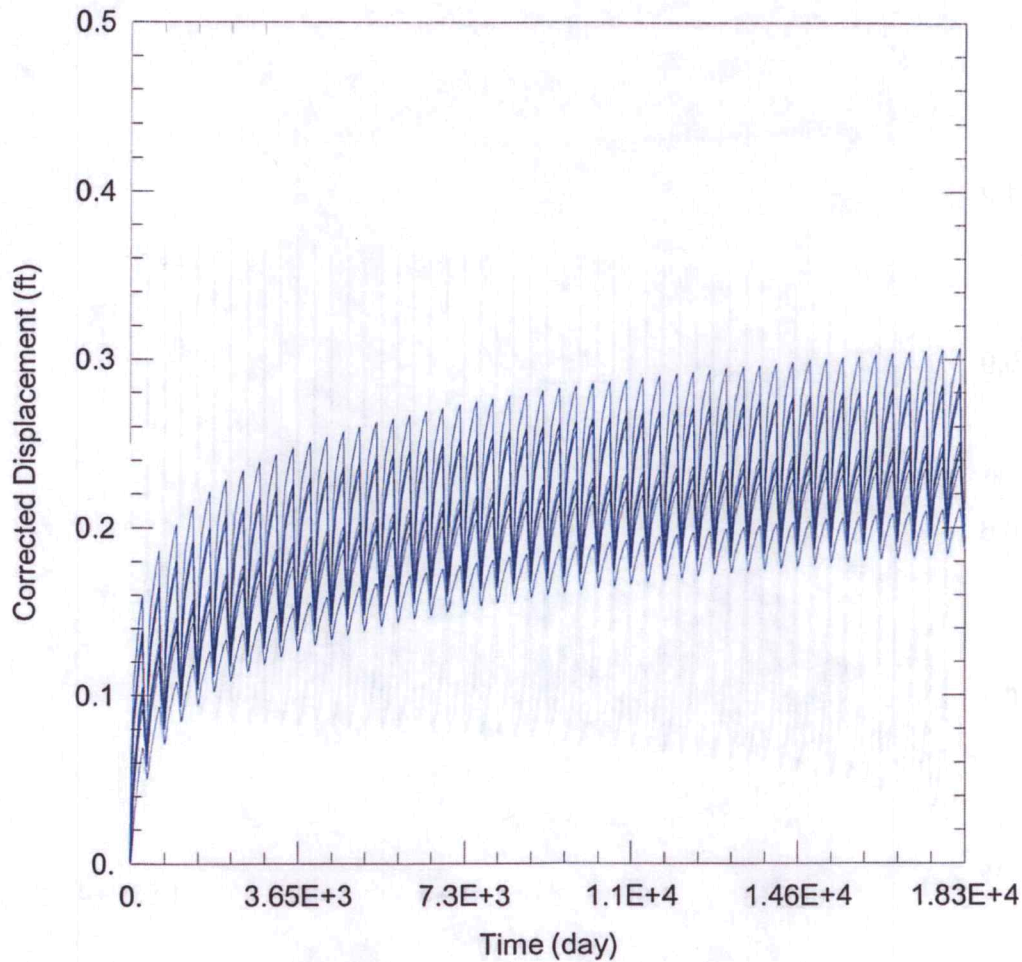
29946 ID 4: Drawdown from current location = 0.29 ft
Drawdown from proposed location = 1.13 ft
Net drawdown = **0.8 ft**

Net drawdown does not exceed the drawdown allowance of 4.0 ft for any wells within 1 mile of the proposed location. Therefore, critical well analysis is not necessary.

Conclusion:

Based upon information from the GMD3 model, this proposal will cause minimal effects on neighboring wells, and is unlikely to create an impairment. GMD3 staff recommends approval of the application.

RECEIVED
JUN 3 8 2020
Gardner Day Field Office
Division of Water Resources



WELL TEST ANALYSIS

Data Set: C:\Users\trevora\Documents\2020_moves\29938\29938 Current.aqt
 Date: 05/27/20 Time: 14:52:18

PROJECT INFORMATION

Company: GMD 3
 Project: 29938 ID 1
 Location: Finney County
 Test Well: 29938 ID 1

RECEIVED
JUN 16 2020
 Garden City Field Office
 Division of Water Resources

WELL DATA

Pumping Wells

Well Name	X (ft)	Y (ft)
29938 ID 1	-58719	338977

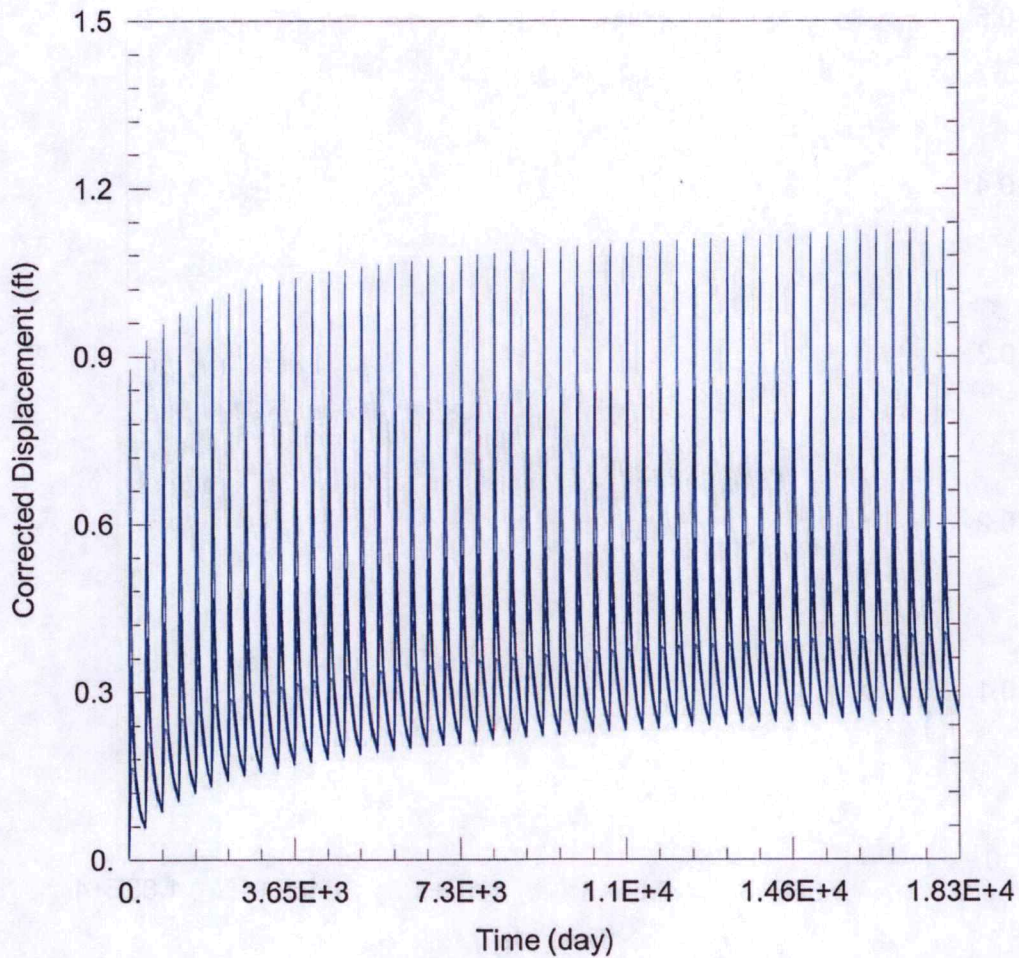
Observation Wells

Well Name	X (ft)	Y (ft)
□	-58719	338977
□ 29938 ID 6	-62270	339913
□ 22938 ID 7	-57027	339854
□ 32073	-58653	336573
□ 32671	-61275	336464
□ 29939	-63905	338435
□ 22575	-56780	337370
□ 22941	-55734	341578
□ 29946 ID 3	-61127	341400
□ 29946 ID 4	-58650	341354

SOLUTION

Aquifer Model: Unconfined

Solution Method: Theis



WELL TEST ANALYSIS

Data Set: C:\Users\trevora\Documents\2020_moves\29938\29938 Proposed.aqt
 Date: 05/27/20 Time: 14:52:10

PROJECT INFORMATION

Company: GMD 3
 Project: 29938 ID 1
 Location: Finney County
 Test Well: 29938 ID 1

WELL DATA

Pumping Wells

Well Name	X (ft)	Y (ft)
29938 ID 1	-59083	340009

Observation Wells

Well Name	X (ft)	Y (ft)
□	-59083	340009
□ 29938 ID 6	-62270	339913
□ 22938 ID 7	-57027	339854
□ 32073	-58653	336573
□ 32671	-61275	336464
□ 29939	-63905	338435
□ 22575	-56780	337370
□ 22941	-55734	341578
□ 29946 ID 3	-61127	341400
□ 29946 ID 4	-58650	341354

SOLUTION

Aquifer Model: Unconfined

Solution Method: Theis

INPUTS		
	Longitude	Latitude
Point 1	-101.003950	37.808614
Point 2	-101.001710	37.812930

Proposed 29938
29946 ID4

Degrees Longitude per Foot 3.46128220E-06
 Degrees Latitude per Foot 2.74618176E-06

 Distance Between Points (ft) 1700

Compute Distance Between Points

Instructions
 1. Enter Longitudes and Latitudes of the two points (both must be in the same datum, NAD27 or NAD83).
 2. Click "Compute Distance Between Points" button.

RECEIVED
 JUN 16 2020
 Garden City Field Office
 Division of Water Resources

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

May 26, 2020

GROUNDWATER MANAGEMENT DISTRICT #3
2009 E SPRUCE ST
GARDEN CITY KS 67846

Change Application,
File No. 29938

Dear Sir or Madam:

We are enclosing a copy of the referenced application, which was submitted by Jacob Neufeld and appears to be in proper form, for your review.

We are delaying any further action for a period of 15 days from the date of this letter to allow you time to submit your recommendation concerning this application. Please submit your recommendation within the allotted time, or any authorized extension of time thereof.

If you have any questions, please contact me at (620) 276-2901. If you wish to discuss a specific file, please have the file number ready to that I may help you more efficiently.

Sincerely,

Austin McColloch
Austin McColloch
Assistant Water Commissioner

by, [Signature]

Enclosure
pc:

SCANNED

INPUTS		
	Longitude	Latitude
Point 1	-101.002177	37.812912
Point 2	-101.003950	37.808614

Degrees Longitude per Foot 3.46128178E-06
Degrees Latitude per Foot 2.74618177E-06

Distance Between Points (ft) 1647

Compute Distance Between Points

Instructions
1. Enter Longitudes and Latitudes of the two points (both must be in the same datum, NAD27 or NAD83).
2. Click "Compute Distance Between Points" button.