

# 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.**

**RECEIVED**  
 10:20 AM  
**JAN 07 2021**

File No. 15424

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

Garden City Field Office  
 Division of Water Resources

2. Name and address of Applicant: WESLEY H & SYDNEE STERLING

1835 N FARMLAND RD, GARDEN CITY, KS 67846.

Phone Number: (620) 272 6856

Email address: Sterling Farms 61@gmail.com

Name and address of Water Use Correspondent: \_\_\_\_\_

Phone Number: (     ) \_\_\_\_\_

Email address: \_\_\_\_\_

3. The presently authorized place of use is:

Owner of Land --- NAME: Wesley & Sydnee Sterling

ADDRESS: 1835 N Farmland Rd Garden City KS 67846

(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			
<u>26</u>	<u>23</u>	<u>22</u>																			

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 1-7-21 Check # 1653

5. **Presently authorized point of diversion:**  
 One in the NC N2 Quarter of the N2 Quarter of the SW Quarter  
 of Section 26 Township 23 South, Range 32 W,  
 in FI \_\_\_\_\_ 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. 02 GPS 2634 feet North 3865 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 SW Quarter of the SW Quarter of the SW Quarter  
 of Section 26 Township 23 South, Range 32 W,  
 in FI \_\_\_\_\_ County, Kansas, 291 feet North 4986 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 \_\_\_\_\_ 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:  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) Old well No longer pumping  
A feasible amount of water

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

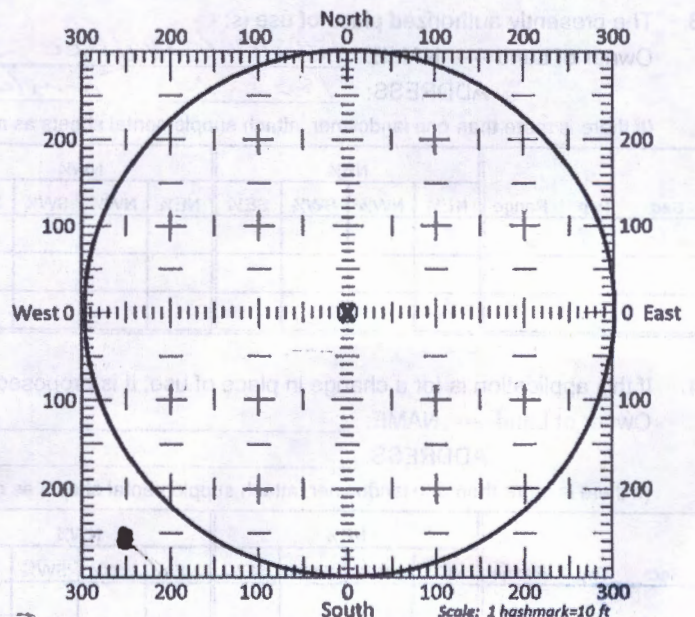
9. The change(s) (was)(will be) completed by?  
Downer Drilling

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

11. Groundwater Management District recommendation attached?  
 Yes  No

12. Assisted by \_\_\_\_\_

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 a 300 foot radius of the existing point of diversion, indicate its location on the diagram shown above in relation to the existing point of diversion. The proposed point of diversion must be located within the circle shown above. (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 7<sup>th</sup> day of January, 20 21.

[Signature]  
\_\_\_\_\_  
(Owner)

Wes Sterling  
\_\_\_\_\_  
(Please Print)

\_\_\_\_\_  
(Owner)

\_\_\_\_\_  
(Please Print)

\_\_\_\_\_  
(Owner)

\_\_\_\_\_  
(Please Print)

[Signature]  
\_\_\_\_\_  
(Spouse)

Sydney Sterling  
\_\_\_\_\_  
(Please Print)

\_\_\_\_\_  
(Spouse)

\_\_\_\_\_  
(Please Print)

\_\_\_\_\_  
(Spouse)

\_\_\_\_\_  
(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 7<sup>th</sup> day of January, 20 21.

BOBIE DAVIS  
NOTARY PUBLIC - State of Kansas  
My Appt. Expires: 4-29-24

[Signature]  
\_\_\_\_\_  
Notary Public

My Commission Expires 4-29-2024

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

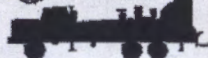
- (1) Application to change a point of diversion 300 feet or less ..... \$100
- (2) Application to change a point of diversion more than 300 feet ..... \$200
- (3) Application to change the place of use ..... \$200



# WELL LOG

DATE: 10/19/2020

**Downey  
Drilling Inc.**



CUSTOMER NAME: STEVE AND WES STERLING

TH#1

LEGAL: SW 26-23S-32W

COUNTY: FINNEY CO

GPS: 38.019054

WR #15424

-100.809842

LOGGER:

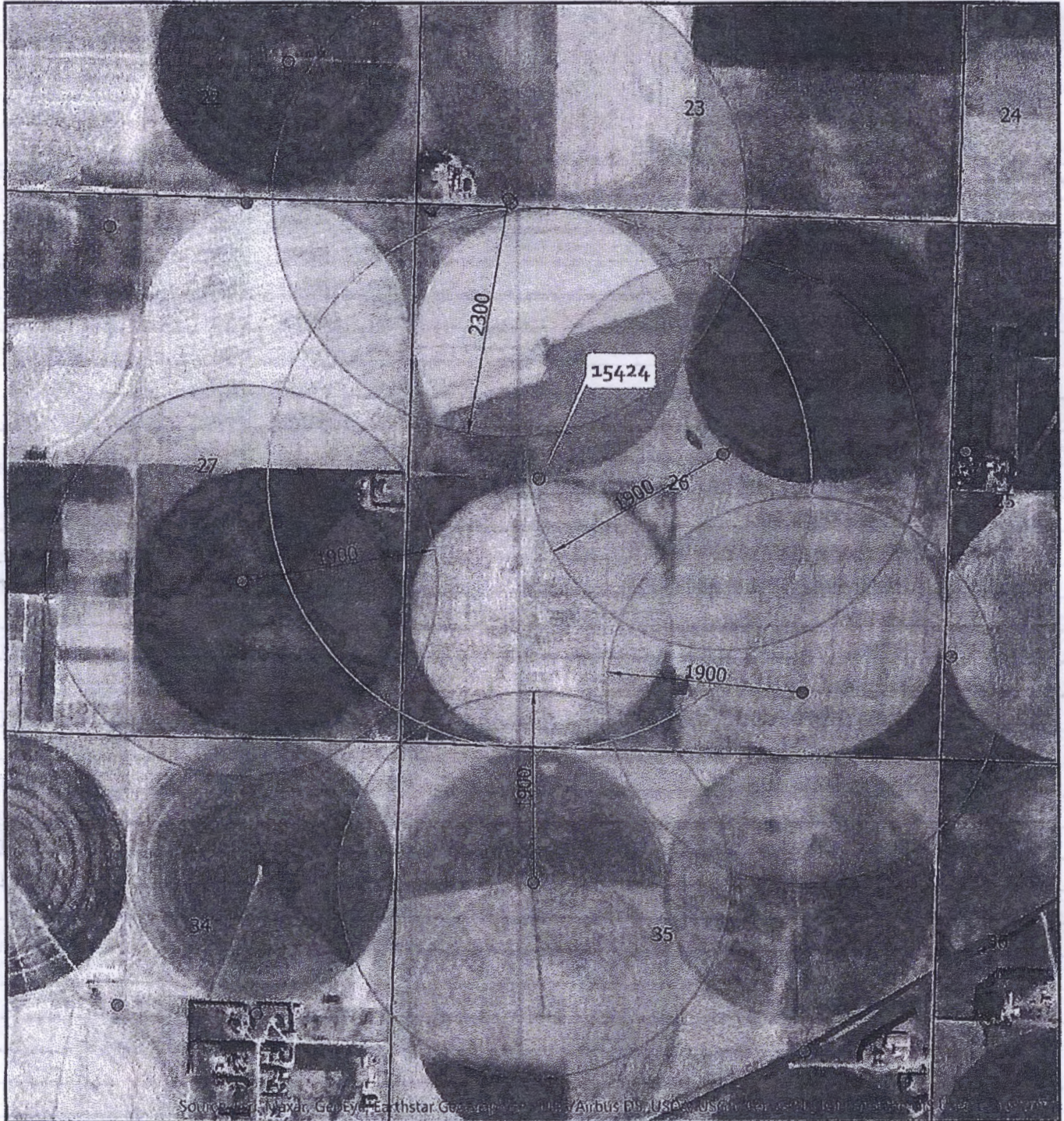
DRILLER: ROGELO

WO: 20-573

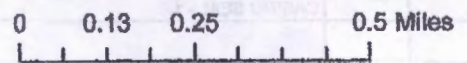
TW	FROM	TO	TYPE	HARDNESS	COLOR	SPEED	PULL DOWN	OTHER / DRILLING ACTION
	0	2	TOPSOIL	SOFT	DARK BROWN	FAST		SMOOTH
	2	15	BROWN CLAY	SOFT	BROWN	FAST		SMOOTH
	15	20	SANDY CLAY	SOFT	TAN	FAST		SMOOTH
	20	55	CALICHE	LITTLE FIRM	WHITE	FAST		CHOPPY
	55	60	SANDY CLAY	SOFT	TAN	FAST		SMOOTH
	60	63	WHITE SANDY CLAY W/ CALICHE	SOFT	WHITE	FAST		SMOOTH & VIBRATION
	63	70	BROWN SANDY CLAY	SOFT	BROWN	FAST		SMOOTH
	70	86	CEMENTED SAND	STIFF		SLOW		CHATTER
	86	95	CEMENTED SAND W/ SANDY CLAY	STIFF & SOFT	LIGHT BROWN	FAST		VIBRATION & SMOOTH
	95	110	FINE-MED-COARSE SAND	FIRM		FAST		FAST CHATTER
	110	134	SANDY CLAY W/ FINE SAND & LIMEROCK	LITTLE FIRM	TAN & WHITE	FAST		VIBRATION
	134	145	FINE-MED-COARSE SAND W/ FINE GRAVEL	FIRM		FAST		FAST CHATTER
	145	155	SANDY CLAY	SOFT	TAN	FAST		SMOOTH
	155	170	FINE SAND	FIRM		FAST		FAST CHATTER
	170	191	SANDY CLAY W/ FINE SAND	SOFT & FIRM	TAN	FAST		VIBRATION
	191	204	FINE-MED-COARSE SAND W/ FINE GRAVEL	STIFF		FAST		FAST CHATTER
	204	214	GREEN CLAY	SOFT	GREEN	FAST		SMOOTH
	214	219	FINE-MED-COARSE SAND	FIRM		FAST		FAST CHATTER
	219	226	BROWN CLAY	SOFT	BROWN	FAST		SMOOTH
	226	243	FINE-MED SAND	FIRM		FAST		FAST CHATTER
	243	255	FINE-MED-COARSE SAND	FIRM		FAST		FAST CHATTER
	255	265	GRAY SHALE	SOFT	GRAY	FAST		SMOOTH
	265	300	BLACK SHALE	SOFT	BLACK	FAST		SMOOTH
			QUIKGEL - 4					
			WATER LOADS - 3/4					
			SODA ASH - 1/4					
			HOLE PLUG - 2					
			CASING SEAL - 1					

WR #15424

Preliminary Map as of 6/25/2020. Using data given to DWR by customer,  
Based on best information that was received and in the DWR files as of the above date



Township 23 South Range 32 West  
Finney County



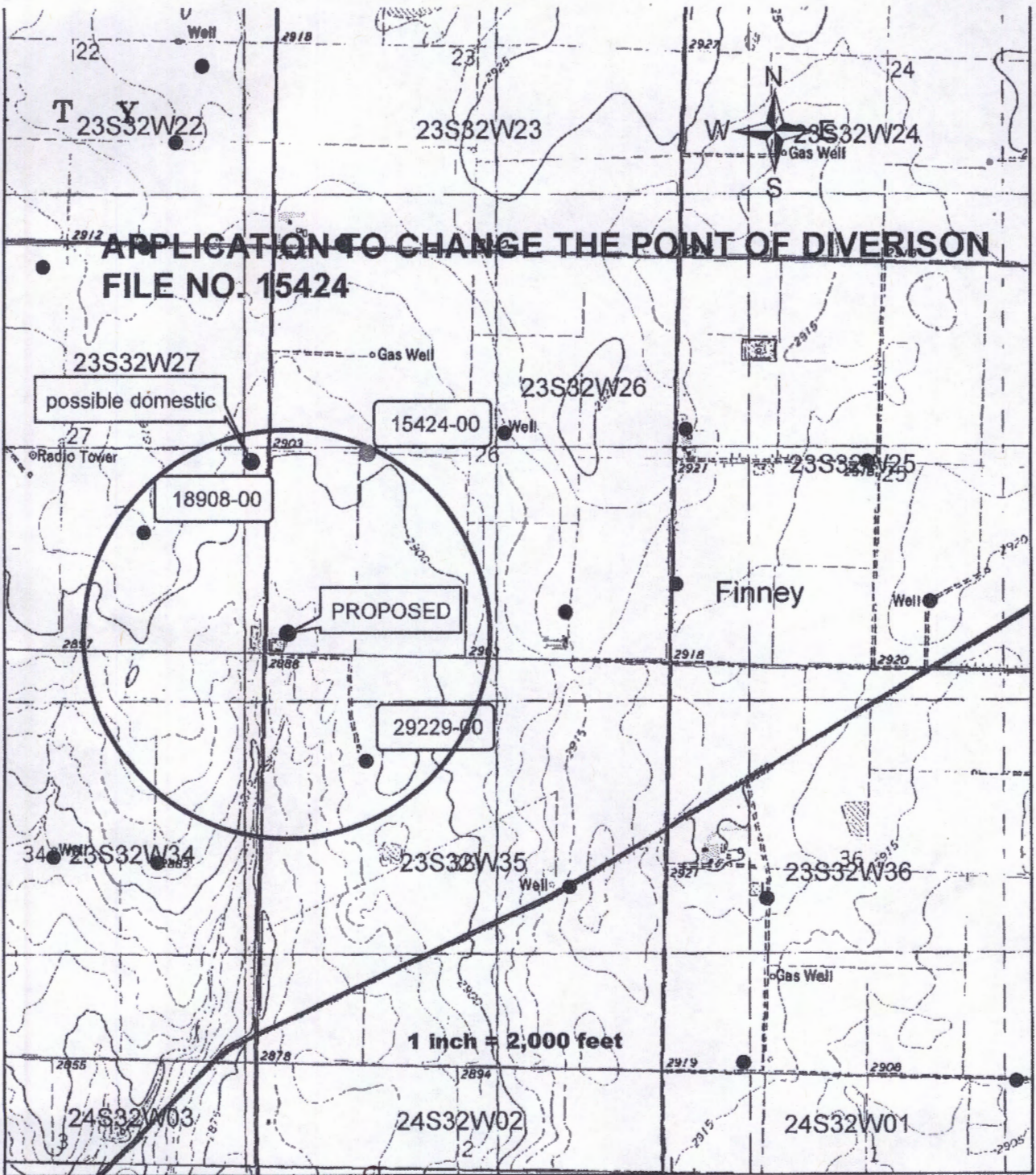
1/2 mile radius, maximum distance

● Point of Diversion

Minimum well spacing of neighboring wells



Created By: AM/GCFO



X Walt De  
 APPLICANT SIGNATURE  
 NO OTHER WELLS WITHIN ONE HALF MILE



# WES STERLING

SW 26-23S-32W FINNEY CO.

Legend

TH #2 ELEV=2904'

IRR WELL ELEV=2907'

N Farmhand Rd

TH #1 ELEV=2894'

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](http://www.agriculture.ks.gov)

Mike Beam, Secretary

Laura Kelly, Governor

January 12, 2021

ROY & LOUETTA DAGUE TRUST  
5085 N FARMLAND RD  
GARDEN CITY, KS 67846-9348

RE: Water Right, File No. 15424

Dear Sir or Madam:

This is to advise you that Wesley Sterling 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 SW $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$  of Section 26, Township 23 South, Range 32 West, Finney 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

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

January 12, 2021

DARRELL & JOANN GOSS LIV TRUSTS  
Attn: D D & J GOSS TRUSTEES  
1545 E RODKEY RD  
GARDEN CITY, KS 67846-9537

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Assistant Water Commissioner

AM:  
enclosures

pc:  
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4532 W. Jones, Suite B  
Garden City, KS 67846



Phone: 620-276-2901  
Fax: 620-276-9315  
[www.agriculture.ks.gov](http://www.agriculture.ks.gov)

Mike Beam, Secretary

Laura Kelly, Governor

January 12, 2021

RAPP FARMS  
PO BOX 459  
HOLCOMB, KS 67851-0459

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