

File No. **26740** 11. County: **HS** Basin: **ARKANSAS RIVER** Stream: Formation Code: **211/331** Special Use:

12. Points of Diversion
 CHK
 MOD
 DEL PDIV
 ENT
 Qualifier S T R ID 'N 'W Comment (AKA Line) Rate gpm Quantity af Rate gpm Quantity af Overlap PD Files

DEL 7709
ENT SE NW NE 17 27S 32W 4131 1561 790 252 790 252 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 CHK MOD DEL ENT	PUSE	S	T	R	ID	NE¼				NW¼				SW¼				SE¼				Total	Owner	Chg?	Overlap Files
						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 4116																									
CHK 11509																									
CHK 14187																									
CHK 24542																									
CHK 29949																									

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

December 10, 2021

KLEYSTEUBER & GILLEN INC
13060 S COUNTY RD 20
GARDEN CITY, KS 67846-9711

RE: Filed Office Application for Change
Water Right, File No. 26740

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.

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 that reads "Austin J. McColloch".

Austin J. McColloch
Assistant Water Commissioner

AM:
enclosures

pc: GROUNDWATER MANAGEMENT DISTRICT NO. 3

CERTIFICATE OF SERVICE

On this 10th day of December, 2021, I hereby certify that the foregoing Approval of Application for Change in Point of Diversion, Water Right, File No. 26,740 dated 10th day of December, 2021 was mailed postage prepaid, first class, US mail to the following:

KLEYTEUBER & GILLEN INC
13060 S COUNTY RD 20
GARDEN CITY, KS 67846-9711

Pc:

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. 26740

RECEIVED
 4:00 pm
 DEC 06 2021

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: MARK GILLEN TH #2

13060 S COUNTY RD 20 GARDEN CITY KS 67846-9711

Phone Number: () Email address: _____

Name and address of Water Use Correspondent: KLEYTEUBER & GILLEN INC

13060 S COUNTY RD 20 GARDEN CITY KS 67846-9711

Phone Number: () Email address: _____

3. The presently authorized place of use is:

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			

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 \$ 100.00 TR # _____ Receipt Date 12-6-21 Check # 1210

5. **Presently authorized point of diversion:**
 One in the _____ Quarter of the _____ NC _____ Quarter of the _____ NE _____ Quarter
 of Section _____ 17 _____, Township _____ 27 _____ South, Range _____ 32 _____ W,
 in HASKELL _____ County, Kansas, _____ 3970 _____ feet North _____ 1320 _____ 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 _____ SE _____ Quarter of the _____ NW _____ Quarter of the _____ NE _____ Quarter
 of Section _____ 17 _____, Township _____ 27 _____ South, Range _____ 32 _____ W,
 in HASKELL _____ County, Kansas, _____ 4131 _____ feet North _____ 1561 _____ 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) _____

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

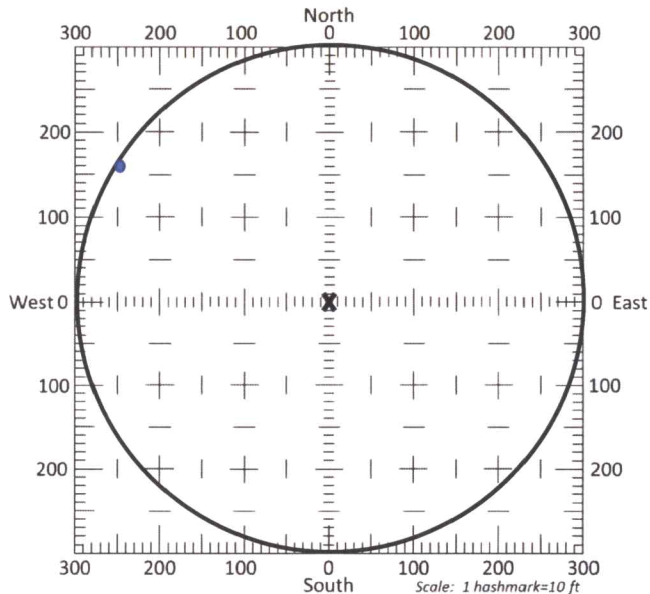
9. The change(s) (was)(will be) completed by?

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

11. Groundwater Management District recommendation attached?
 Yes No

12. Assisted by AT/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 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 Warden City, Kansas, this 6th day of December, 20 21.

<u>Kleysteuber & Gillen Inc.</u> (Owner)	_____	(Spouse)
<u>H. Dennis Kleysteuber</u> (Please Print)	_____	(Please Print)
<u>[Signature]</u> (Owner)	_____	(Spouse)
_____	_____	(Please Print)
_____	_____	(Spouse)
_____	_____	(Please Print)

State of Kansas }
County of Linney } SS

I hereby certify that the foregoing application was signed in my presence and sworn to before me this 6th day of December, 20 21

My Commission Expires _____



Julie Jones
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.

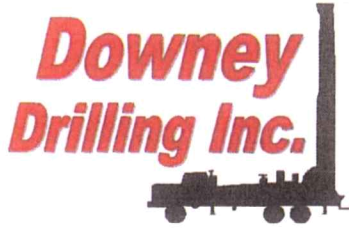
FEE SCHEDULE

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

WELL LOG

DATE: 11/16/2021



CUSTOMER NAME: MARK GILLEN TH#2

LEGAL: NE 17-27S-32W *WR 26740*

COUNTY: HASKELL CO, KS

GPS: 37.704483

-100.839837

LOGGER:

DRILLER: ROCKY

WO: 21-030

TW	FROM	TO	TYPE	HARDNESS	COLOR	SPEED	PULL DOWN	OTHER / DRILLING ACTION
	0	2	TOPSOIL	SOFT	BROWN	FAST		SMOOTH
	2	12	BROWN SILTY CLAY	SOFT	BROWN	FAST		SMOOTH
	12	18	SANDY CLAY W/ FINE SAND	SOFT	BROWN	FAST		SMOOTH
	18	27	FINE SAND	SOFT		FAST		SMOOTH
	27	35	SANDY CLAY W/ FINE SAND	STIFF	BROWN	SEMI-SLOW		SMOOTH & VIBRATION
	35	53	FINE-MED-COARSE SAND	STIFF		FAST		VIBRATION
	53	76	FINE-MED-COARSE SAND W/ FINE-MED GRAVEL	STIFF		FAST		FAST CHATTER
	76	85	FINE-MED-COARSE SAND W/ FINE-MED-LARGE GRAVEL	STIFF		FAST		CHATTER
	85	95	FINE-MED-COARSE SAND W/ FINE-MED-LARGE GRAVEL W/ BIG ROCKS	FIRM		FAST		CHATTER
	95	114	FINE-MED-COARSE SAND W/ FINE GRAVEL	STIFF		FAST		FAST CHATTER
	114	116	FINE-MED-COARSE SAND W/ CEMENTED SAND	FIRM		FAST		CHATTER
	116	118	BROWN CLAY	SOFT	BROWN	FAST		SMOOTH
	118	125	FINE-MED-COARSE SAND W/ FINE GRAVEL	STIFF		FAST		FAST CHATTER
	125	148	FINE-MED-COARSE SAND W/ FINE-MED GRAVEL	STIFF		FAST		CHATTER
	148	165	FINE-MED-COARSE SAND W/ SANDY CLAY LEDGES	STIFF	BROWN	FAST		SMOOTH & FAST CHATTER
	165		CEMENTED SAND W/ FINE-MED-COARSE SAND, FINE-MED GRAVEL	HARD	WHITE, BROWN	SLOW	X	CHATTER
		173	SANDY CLAY LEDGES	HARD	WHITE & BROWN	SLOW	X	CHATTER
	173	181	SANDY CLAY W/ FINE-MED-COARSE SAND	SOFT	BROWN	FAST		VIBRATION
	181	184	FINE-MED-COARSE SAND	STIFF		FAST		FAST CHATTER
	184	185	SANDY CLAY	SOFT	BROWN	FAST		SMOOTH
	185	197	FINE-MED-COARSE SAND	STIFF		FAST		FAST CHATTER
	197	198	CEMENTED SAND	HARD	WHITE	SLOW	X	CHATTER
	198	209	SANDY CLAY W/ BROWN STICKY CLAY	SOFT	BROWN	FAST		SMOOTH & VIBRATION
	209	227	BLUE CLAY	SOFT	BLUE	FAST		SMOOTH
	227	245	BLUE CLAY W/ GREEN SOAPSTONE	SOFT	BLUE, GREEN	FAST		SMOOTH, CHOPPY
	245	254	BLUE SOAPSTONE W/ SANDSTONE LEDGES	SOFT	BLUE	FAST		CHOPPY
	254	257	SANDSTONE	HARD	GRAY	SLOW	X	CHATTER
	257	288	SOAPSTONE W/ SANDSTONE W/ FINE SAND	SOFT	GRAY, BLUE	FAST		CHATTER, SMOOTH
	288	296	GRAY SILTY CLAY W/ SOAPSTONE LEDGES	STIFF	GRAY	SLOW	X	SMOOTH & CHATTER
	296	310	GRAY SILTY CLAY	SOFT	GRAY	FAST		SMOOTH
	310		FINE-MED-COARSE SAND W/ FINE GRAVEL W/ BROWN	STIFF	GRAY BROWN & WHITE	FAST		FAST CHATTER
		330	ROCK W/ LIMEROCK	STIFF	BROWN & WHITE	FAST		FAST CHATTER
	330	347	FINE-MED-COARSE SAND W/ FINE GRAVEL	STIFF		FAST		FAST CHATTER
X	347	370	FINE-MED-COARSE SAND	STIFF		FAST		CHOPPY
	370	389	FINE-MED-COARSE SAND W/ CEMENTED SAND W/ SANDY CLAY LEDGES	SOFT	BROWN	FAST		CHOPPY
	389	402	SANDY CLAY W/ FINE SAND	SOFT	BROWN	FAST		SMOOTH & CHOPPY

STATIC

20

17

23

19

7

TW	FROM	TO	TYPE	HARDNESS	COLOR	SPEED	PULL DOWN	OTHER / DRILLING ACTION
X	402	410	CEMENTED SAND, FINE-MED SAND W/ LIMEROCK <i>B</i>	STIFF	WHITE & BROWN	FAST		FAST CHATTER
X	410	432	SANDY CLAY W/ FINE SAND W/ CEMENTED SAND LEDGES	STIFF	BROWN	FAST		CHOPPY
X	432	451	FINE-MED SAND CEMENTED SAND W/ SANDY CLAY LEDGES	STIFF	BROWN	FAST		CHOPPY
X	451	455	FINE-MED SAND W/ BROWN ROCK <i>4</i>	STIFF	BROWN	FAST		FAST CHATTER
X	455	473	WEATHERED CLAY W/ BROWN ROCK <i>9</i>	SOFT	BROWN	FAST		CHOPPY
X	473	484	SHALE W/ SANDSTONE LEDGES	SOFT	BLUE, GRAY	SLOW		CHOPPY
X	484	493	SOAPSTONE W/ SANDSTONE W/ FINE SAND	STIFF	GRAY	SLOW	X	CHOPPY & CHATTER
X	493	498	HARD SPOT (PULL DOWN 1000 PSI)	HARD		SLOW	X	CHATTER
	498	507	SHALE W/ SANDSTONE LEDGES	STIFF	BLUE GRAY	SLOW	X	CHOPPY CHATTER
	507	515	SHALE	SOFT	GRAY	SLOW		SMOOTH
	515	523	SHALE W/ BROWN SILTY CLAY W/ SANDSTONE LEDGES	HARD	BROWN	SLOW		CHATTER
	523	532	GRAY CLAY	STIFF	GRAY	SEMI-SLOW		CHOPPY
X	532	539	SANDSTONE W/ FINE SAND <i>7</i>	HARD	GRAY	SLOW	X	CHATTER
	539	548	GRAY CLAY	SOFT	GRAY	SEMI-SLOW		SMOOTH
X	548	556	FINE SAND W/ SANDSTONE <i>B</i>	STIFF	GRAY	FAST		CHOPPY
	556	562	GRAY CLAY	SOFT	GRAY	SEMI-SLOW		SMOOTH
	562	565	HARD SPOT (PULL DOWN 1000 PSI)	HARD		SLOW	X	CHATTER
	565	575	GRAY CLAY W/ SANDSTONE W/ FINE SAND	FIRM	GRAY	SLOW	X	CHATTER
	575	588	SHALE	STIFF	GRAY, RED	SLOW	X	SMOOTH
	588	590	HARD SPOT	HARD		SLOW	X	CHATTER
	590	600	SHALE	STIFF	GRAY, RED	SLOW		SMOOTH
	600	617	SHALE W/ SANDSTONE LEDGES	STIFF	GRAY, RED	SLOW	X	CHOPPY, CHATTER
	617	625	SOAPSTONE W/ SANDSTONE <i>B</i>	FIRM	BLUE	SEMI-SLOW		CHOPPY, CHATTER
X	625	628	SANDSTONE <i>3</i>	STIFF	GRAY	FAST		CHATTER
	628	633	HARD SPOT	HARD		SLOW	X	CHOPPY
	633	641	SHALE W/ SANDSTONE LEDGES	STIFF	BLUE GRAY	SLOW	X	CHOPPY & CHATTER
	641	643	HARD SPOT (PULL DOWN 1000 PSI)	HARD		SLOW	X	CHATTER
	643	654	SHALE	STIFF	BLUE	SLOW	X	SMOOTH
	654	660	HARD SPOT	HARD		SLOW	X	CHATTER
			QUIKGEL - 12					
			WATER LOADS - 2-1/2					
			SODA ASH - 3/4					
			EZ MUD - 1/2					
			HOLE PLUG - 2					
			CASING SEAL - 1					