

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

1. File Number: <b>43828</b>	2. Status Change Date: 6/24/2022	3. Change Num: <b>C1</b>	4. Field Office: <b>4</b>	5. GMD: <b>3</b>
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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: <b>6/23/2022</b>
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8a. Landowner, applicant  
New to system

Person ID 51020 \_\_\_\_\_  
Add Seq# \_\_\_\_\_

**RFH PARTNERSHIP  
Attn: DAVID L HARRISON  
PO BOX 1440  
BOULDER, CO 80306**

8c. Landowner(s)  
New to system

Person 29942 \_\_\_\_\_  
Add Seq# \_\_\_\_\_

**CHARLES & CHELLE LEININGER  
1226 ROAD 16  
HUGOTON, KS 67951**

8b. Landowner(s), WUC  
New to system

Person ID 7304 \_\_\_\_\_  
Add Seq# \_\_\_\_\_

**MARLIN & ERMA HEGER  
1080 ROAD 21  
HUGOTON, KS 67951-5303**

8d. Landowner(s)  
New to system

Person ID 34743 \_\_\_\_\_  
Add Seq# \_\_\_\_\_

**DARIN HEGER  
Attn: KIRK HEGER  
911 S TRINDLE ST  
HUGOTON, KS 67951-9122**

8e. Landowner(s), WUC  
New to system

Person ID 35405 \_\_\_\_\_  
Add Seq# \_\_\_\_\_

**KIRK HEGER  
911 S TRINDLE ST  
HUGOTON, KS 67951-2833**

8f. Landowner(s), WUC  
New to system

Person ID 38929 \_\_\_\_\_  
Add Seq# \_\_\_\_\_

**ANGELA HEGER  
Attn: MARLIN HEGER  
RT 1 BOX 82  
HUGOTON, KS 67951**

9. Documents and Enclosure(s):  DWR Meter(s) Date to Comply: 12/31/2022     N & P Date to Comply: 3/1/2023

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: **06/13/2022**    By: **MAM**  
Date Entered: \_\_\_\_\_    By: \_\_\_\_\_

File No. **43828**      11. County: SV      Basin: CIMARRON RIVER      Stream:      Formation Code: 211      Special Use:

12. Points of Diversion  
 Rate and Quantity  
 Authorized      Additional  
 Rate      Quantity      Rate      Quantity  
 gpm      af      gpm      af      Overlap PD Files

DEL	PDIV	Qualifier	S	T	R	ID	'N	'W	Comment (AKA Line)	Rate gpm	Quantity af	Rate gpm	Quantity af	Overlap PD Files
DEL	63732													
ENT		SESESE	35	33S	37W		176	446		875	500	875	500	NONE

13. Storage: Rate \_\_\_\_\_ NF      Quantity \_\_\_\_\_ ac/ft      Additional Rate \_\_\_\_\_ NF      Additional Quantity \_\_\_\_\_ ac/ft

14. Limitation: \_\_\_\_\_ af/ 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	15139																									
CHK	15667																									
CHK	17287																									
CHK	22412																									
CHK	25730																									
CHK	28628																									
CHK	35911																									
CHK	50456																									

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 24, 2022

RFH PARTNERSHIP  
Attn: DAVID L HARRISON  
PO BOX 1440  
BOULDER, CO 80306

RE: Field Office Application for Change  
Water Right, File No. 43828

Dear Madam:

Enclosed is an order executed by the designee of the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, approving the applications 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 blue ink signature of Michael A. Meyer, written in a cursive style. The signature is positioned above the printed name and title.

Michael A. Meyer  
Water Commissioner

MAM:  
enclosures

pc: MARLIN HEGER  
KIRK HEGER  
CHARLES & CHEELE LEININGER  
TRENT SLOCUM W/ ENCLOSURE  
GROUNDWATER MANAGEMENT DISTRICT NO. 3

### CERTIFICATE OF SERVICE

On this 24<sup>th</sup> day of June 2022, I hereby certify that the foregoing Approval of Application for Change in Point of Diversion, Water Right, File No. 43,828 dated 24<sup>th</sup> day of June 2022 was mailed postage prepaid, first class, US mail to the following:

RFH PARTNERSHIP  
Attn: DAVID L HARRISON  
PO BOX 1440  
BOULDER, CO 80306

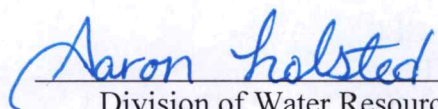
Pc:  
MARLIN & ERMA HEGER  
1080 ROAD 21  
HUGOTON, KS 67951-5303

KIRK HEGER  
911 S TRINDLE ST  
HUGOTON, KS 67951-2833

CHARLES & CHELLE LEININGER  
1226 ROAD 16  
HUGOTON, KS 67951

GEORGE TRENT & TAMMY JO SLOCUM  
PO BOX 244  
HUGOTON, KS 67951-0244

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. 43828

**RECEIVED**  
 2:35pm  
 JUN 23 2022

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: RFH PARTNERSHIP

PO BOX 1440 BOULDER CO 80306

Phone Number: ( ) \_\_\_\_\_

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

Name and address of Water Use Correspondent: NO CHANGE

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 6-23-22 Check # 1005

5. **Presently authorized point of diversion:**  
 One in the SE Quarter of the SE Quarter of the SE Quarter of Section 35, Township 33 South, Range 37 W, in SV County, Kansas, 90 feet North 475 feet West of Southeast corner of section.  
 Authorized Rate            Authorized Quantity            Depth of well            (feet)  
**(DWR use only: Computer ID No. 04 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 SE Quarter of the SE Quarter of Section 35, Township 33 South, Range 37 W, in SV County, Kansas, 176 feet North 446 feet West of Southeast corner of section.  
 Proposed Rate            Proposed Quantity            Proposed well depth (feet) 663  
 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

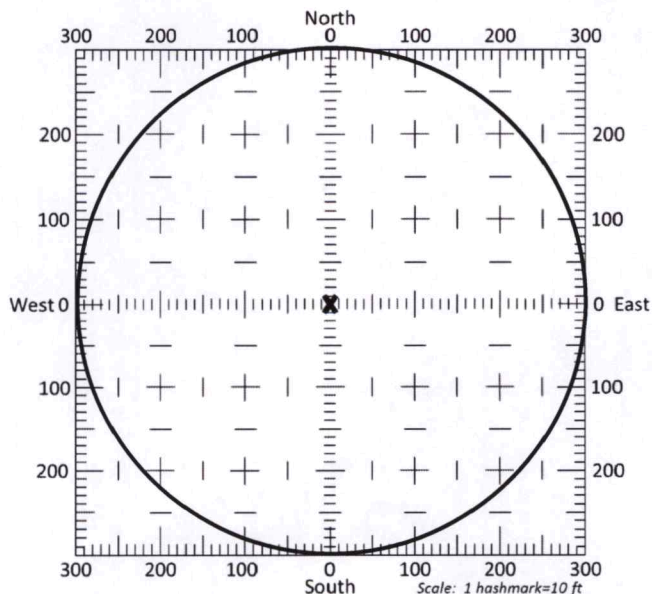
9. The change(s) (was)(will be) completed by?  
          

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

11. Groundwater Management District recommendation attached?  
 Yes     No

12. Assisted by MM

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 HUGOTON, Kansas, this 23<sup>RD</sup> day of JUNE, 20 22.

<u>Trent Slocum</u> (Owner)	_____	(Spouse)
<u>Trent Slocum</u> (Please Print)	_____	(Please Print)
_____	_____	(Spouse)
_____	_____	(Please Print)
_____	_____	(Spouse)
_____	_____	(Please Print)

State of Kansas }  
County of STEVENS } SS

I hereby certify that the foregoing application was signed in my presence and sworn to before me this 23<sup>rd</sup> day of JUNE, 20 22.



Sharon L. Concannon  
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



**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. 43828

- 1. A change application was received on June 23, 2002 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 [X] 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. [X] 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 [X] Not Applicable
5. The point(s) of diversion authorized herein shall not actually be located more than 300 feet from the previously authorized point(s) of diversion. [X] 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. [X] 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, 2022, 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. [X] Applicable [ ] Not Applicable
8. Installation of the works for diversion of water shall be completed on or before December 31, 2022, or within any authorized extension of time. By March 1, 2023 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. [X] Applicable [ ] Not Applicable
9. The completed well log shall be submitted with the required notice. [X] 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. [X] Applicable [ ] Not Applicable
11. Additional Conditions are attached. [ ] Yes [X] 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): MICHAELA A. MEYER
Division of Water Resources - Kansas Department of Agriculture

Date of Issuance: June 24, 2022

State of Kansas )

) SS

County of Finney )

Acknowledged before me on June 24, 2022

by Michael A. Meyer

Signature: Julie Jones

My commission expires:











# Harrison Land, LLC

Test hole # 1 of 6-20-22  
SE 35-33-37 SV

FILE # 43828

## Legend

 37.12682 N 101.30406 W

 37.12682 N 101.30406 W

Google Earth

1 mi

