

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

|                                 |                        |                             |                              |                     |
|---------------------------------|------------------------|-----------------------------|------------------------------|---------------------|
| 1. File Number:<br><b>14147</b> | 2. Status Change Date: | 3. Change Num:<br><b>C1</b> | 4. Field Office:<br><b>4</b> | 5. GMD:<br><b>3</b> |
|---------------------------------|------------------------|-----------------------------|------------------------------|---------------------|

|  |  |
|--|--|
| 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:<br><b>5/4/2023</b> |
|--|--|

|  |  |
|--|--|
| 8a. Applicant(s)<br>New to system <input type="checkbox"/><br><br><b>GRAHAM FARMS INC</b><br><b>2150 ROAD 220</b><br><b>DEERFIELD, KS 67838-9513</b> | 8c. Landowner(s)<br>New to system <input type="checkbox"/><br><br> |
| Person ID <b>6372</b><br>Add Seq# _____  | Person ID _____<br>Add Seq# _____                                  |

|   |  |
|---|--|
| 8b. Landowner(s)<br>New to system <input type="checkbox"/><br><br><b>8a</b> | 8d. WUC<br>New to system <input type="checkbox"/><br><br><b>8a</b> |
| Person ID _____<br>Add Seq# _____   | Person ID _____<br>Add Seq# _____                                  |

9. Documents and Enclosure(s):  DWR Meter(s) Date to Comply: **12/31/2023**     N & P Date to Comply: **3/1/2024**

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: **5/17/2023**    By: **AM**

Date Entered: \_\_\_\_\_    By: \_\_\_\_\_

| 12. Points of Diversion  |      |           |   |   |   |    |    |    |                    |             | Rate and Quantity |             |                |                  |
|--------------------------|------|-----------|---|---|---|----|----|----|--------------------|-------------|-------------------|-------------|----------------|------------------|
| CHK<br>MOD<br>DEL<br>ENT | PDIV | Qualifier | S | T | R | ID | 'N | 'W | Comment (AKA Line) | Authorized  |                   | Additional  |                | Overlap PD Files |
|                          |      |           |   |   |   |    |    |    |                    | Rate<br>gpm | Quantity<br>af    | Rate<br>gpm | Quantity<br>af |                  |

**CHK 45317**

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         |           |               |          |   |    |                 |          |               |          |      | NE¼  |      |      |      | NW¼  |      |      |      | SW¼  |      |      |     | SE¼ |   |          |  | Total | Owner | Chg? | Overlap Files |
|--------------------------|-----------|---------------|----------|---|----|-----------------|----------|---------------|----------|------|------|------|------|------|------|------|------|------|------|------|------|-----|-----|---|----------|--|-------|-------|------|---------------|
| CHK<br>MOD<br>DEL<br>ENT | PUSE      | S             | T        | R | ID | 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 |     |     |   |          |  |       |       |      |               |
|                          |           |               |          |   |    | <b>MOD 9392</b> | <b>8</b> | <b>24S34W</b> | <b>3</b> |      |      |      |      |      |      |      |      |      |      |      |      |     |     |   |          |  |       |       |      |               |
|                          |           |               |          |   |    |                 |          |               |          | L-3  | L-3  |      |      | 33   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 353 | 8a  | Y | MULTIPLE |  |       |       |      |               |
| <b>ENT 38658</b>         | <b>17</b> | <b>24S34W</b> | <b>1</b> |   |    | 40              | 40       | 40            | 40       | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 640 | 8a  | Y | MULTIPLE |  |       |       |      |               |

Base Acres:                    Year:                    Minimum Reasonable Quantity:

Comments: **COMBINE PUSE IDs 9392 (KEEP) & 34653 (DELETE) AS SAME OWNER;    OVERLAPPING FILES ON PU: 841; 10144; 12363; 14147**

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 17, 2023

GRAHAM FARMS INC  
2150 ROAD 220  
DEERFIELD, KS 67838-9513

RE: Filed Office Application for Change  
Water Right, File Nos. 841; 10144; 12363 & 14147

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 numbers. **Note:** this approval does not allow any single point of diversion to exceed its annual authorized quantity.

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/or 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, appearing to read "Austin J. McColloch".

Austin J. McColloch  
Assistant Water Commissioner

AM:  
enclosures

pc: GMD 3

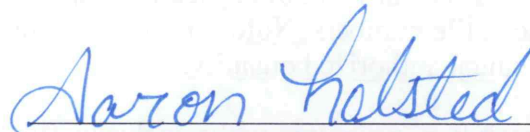
**CERTIFICATE OF SERVICE**

On this 17<sup>th</sup> day of May, 2023, I hereby certify that the foregoing Approval of Application for Change in Place of Use, Water Right, File Nos. 841, 10,144, 12,363 and 14,147 dated 17<sup>th</sup> day of May, 2023 was mailed postage prepaid, first class, US mail to the following:

GRAHAM FARMS INC  
2150 ROAD 220  
DEERFIELD, KS 67838-9513

Pc:

GMD 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. 14147

**RECEIVED**  
 3:47 pm  
 MAY 04 2023

1. Application is hereby made for approval of the Chief Engineer to change the (check one or both):

Place of Use                       Point of Diversion

Garden City Field Office  
 Division of Water Resources

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: GRAHAM FARMS INC

2150 ROAD 220, DEERFIELD, KS 67838-9513

Phone Number: (    )                      Email address: \_\_\_\_\_

Name and address of Water Use Correspondent: Same

Phone Number: (    )                      Email address: \_\_\_\_\_

3. The presently authorized place of use is:

Owner of Land ---- NAME: Same

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 |             |
| 8    | 24   | 34W   |     |     |     |     | 5   | 35  |     | 33  | 40  | 40  | 40  |     |     |     |     | 193 |             |
|      |      |       |     |     |     |     | L-3 | L-3 |     |     |     |     |     |     |     |     |     |     |             |

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: Same

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 |             |
| 17   | 24   | 34W   | 40  | 40  | 40  | 40  | 40  | 40  | 40  | 40  | 40  | 40  | 40  | 40  | 40  | 40  | 40  | 640 |             |
| 8    | 24   | 34W   |     |     |     |     | 5   | 35  |     | 33  | 40  | 40  | 40  | 40  | 40  | 40  | 40  | 353 |             |
|      |      |       |     |     |     |     | L-3 | L-3 |     |     |     |     |     |     |     |     |     |     |             |

|  |
|--|
| For Office Use Only: Code _____ Fee \$ <u>200.00</u> TR # _____ Receipt Date <u>5-4-23</u> Check # <u>6017</u> |
|--|

5. **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 \_\_\_\_\_

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

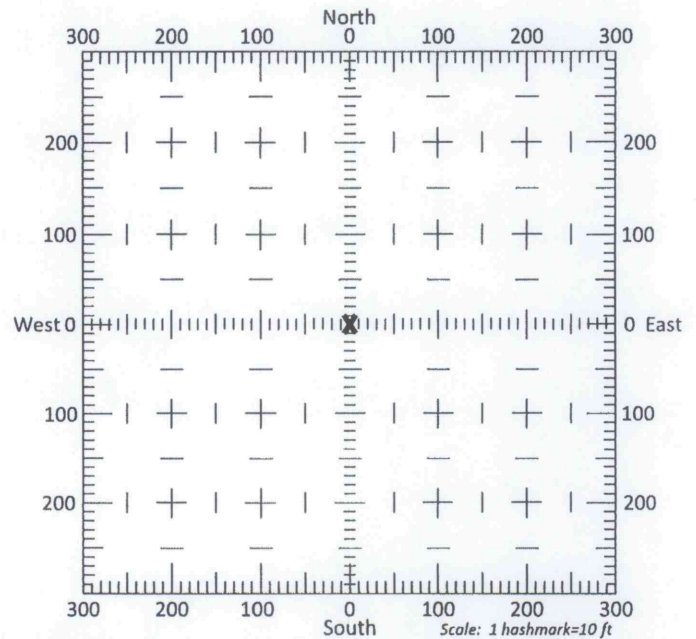
9. The change(s) (was)(will be) completed by?  
 \_\_\_\_\_  
 \_\_\_\_\_

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

11. Groundwater Management District recommendation attached?  
 Yes  No

12. Assisted by mdf/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 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.)

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 4<sup>th</sup> day of May, 20 23.

|                                     |  |
|-------------------------------------|--|
| <u>Roy Graham</u><br>(Owner)        |  |
| <u>Roy Graham</u><br>(Please Print) |  |
|                                     |  |
|                                     |  |
|                                     |  |
|                                     |  |

State of Kansas }  
 County of Stinson } SS

I hereby certify that the foregoing application was signed in my presence and sworn to before me this 4<sup>th</sup> day of May, 20 23.

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

**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. 14147.

1. A change application was received on May 4, 2023 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        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, 2023, 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, 2023, or within any authorized extension of time. By March 1, 2024 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**

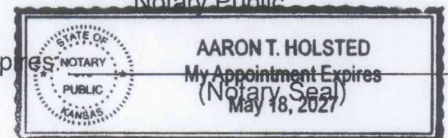
If you are aggrieved by this order, pursuant to K.S.A. 82a-1901, you may request an evidentiary hearing before the Chief Engineer or request administrative review by the Secretary of Agriculture. A request for hearing by the Chief Engineer must be filed within **15 days** of service of this Order and 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**

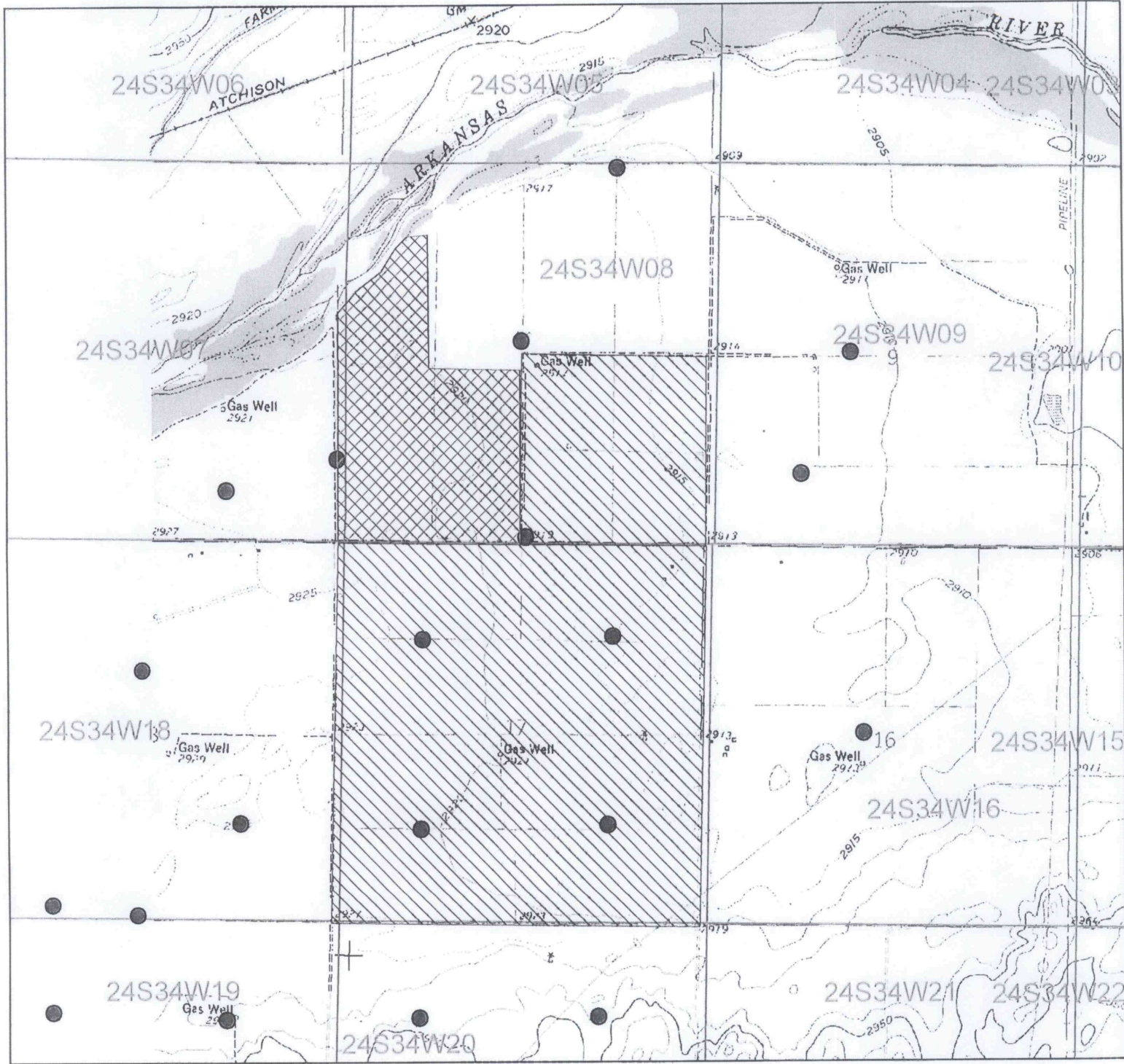
By: Austin McColloch  
 Duly Authorized Designee of the Chief Engineer  
 (Print Name): Austin McColloch  
 Division of Water Resources - Kansas Department of Agriculture  
 Date of Issuance: May 17, 2023  
 State of Kansas )  
 ) SS  
 County of Linney )  
 Acknowledged before me on May 17, 2023  
 by Austin McColloch  
 Signature: Aaron Holsted  
 Notary Public

My commission expires





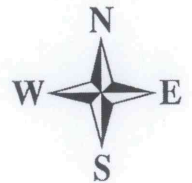
# Change in Place of Use for water right 14147



● Authorized point of diversion

▨ Authorized place of use

▨ Proposed place of use



0 0.1 0.2 0.4 0.6 0.8 Miles

All wells within 1/2 mile are on this map.

X \_\_\_\_\_

mdf/GCFO



Southwest Kansas  
Groundwater Management District No. 3  
2009 E. Spruce Street  
Garden City, Kansas 67846  
(620) 275-7147 phone  
www.gmd3.org

May 15, 2023

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

RECEIVED

MAY 15 2023

Garden City Field Office  
Division of Water Resources

RE: Applications for Change in Place of Use  
Water Right, File Nos. 841, 10144, 12363 & 14147

Dear Austin:

We have reviewed the applications for the above referenced water rights. The proposals are not in conflict with the Management Program of the Southwest Kansas Groundwater Management District No. 3 (GMD3). The proposed change in place of use will make a complete overlap in currently authorized place of use in accordance with K.A.R. 5-5-11(b). No new acres being proposed. It is therefore recommended that the applications be approved at this 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,

A handwritten signature in blue ink, which appears to read "Jason L. Norquest". The signature is fluid and cursive, written over the printed name and title.

Jason L. Norquest  
Assistant Manager

## GMD3 Change Review

---

File No(s): 841, 10144, 12363, 14147.

DWR office: GC.

App filed to change: PU.

Is Landowner(s) correct in WRIS: Graham Farms Inc.

If NO, is documentation included?

Is Water Use Correspondent correct in WRIS? \_\_\_.

If NO, is documentation included?

Regulation(s) Reviewed: KAR 5-5-11

Point of diversion ID No(s) \_\_\_ being changed.

|               | ft. North | ft. West |   |
|---------------|-----------|----------|---|
| Authorized PD |           |          |   |
| Proposed PD   |           |          |   |
| Difference    | 0         | 0        |   |
| a2 + b2 = c2  | 0         | 0        | 0 |

GPS for proposed PD: Lat: \_\_\_ Long: \_\_\_.

Is proposed PD stacking on existing WRs? No Change.

Is Proposed PU overlapping existing WRs? Making a complete overlap.

Neighboring certified well(s) notified: \_\_\_.

Name \_\_\_.

Address \_\_\_.

Zip \_\_\_.

Email: \_\_\_. Phone: \_\_\_.

Domestic well(s) notified: \_\_\_.

Name \_\_\_.

Address \_\_\_.

Zip \_\_\_.

Base Acres: \_\_\_.

Perfected Acres: \_\_\_.

Irr. Return-Flow \_\_\_%

**Finney County**

**841 authorized: 104AF @ 803gpm**

**160acres SE of 8-24-34**

**10144 authorized: 4PDs**

**ID01 260AF @ 1150gpm**

**ID02 260AF @ 1020gpm**

**ID03 260AF @ 1015gpm**

**ID05 260AF @ 1010gpm**

**640acres 14-24-34**

**12363 authorized: 480AF @ 2365gpm. Limited to 480AF w/841**

**Same PD and acres as 841**

## GMD3 Change Review

---

**14147 authorized: 368AF @ 1720gpm**

**193acres NW & SW 8-24-34**

**Proposed acres:**

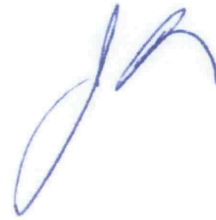
**353acres NW, SW & SE 8-24-34**

**640acres 14-24-34**

**New ownership on land and title/deeds have been submitted.**

Is a waiver needed: No new acres proposed, just a complete overlap in current acres.

Recommendation: After review of all available information it appears current area rules are met. Staff therefore recommends approval of the applications.



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

Mike Beam, Secretary



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

Laura Kelly, Governor

May 12, 2023

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

Re: Request for Recommendation,  
File Nos. 841; 10144; 12363 & 14147

Dear Sir or Madam:

We are enclosing a copy of the referenced application, which was submitted by Graham Farms Inc. 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,

A handwritten signature in blue ink that reads "Austin McColloch".

Austin McColloch  
Assistant Water Commissioner

Enclosure  
pc:

## McColloch, Austin [KDA]

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**From:** Cory Weatherred <cweatherred@gmail.com>  
**Sent:** Friday, May 5, 2023 9:58 AM  
**To:** McColloch, Austin [KDA]  
**Subject:** Re: 17-24-34 and 8-24-34 Deed Info

**EXTERNAL:** This email originated from outside of the organization. Do not click any links or open any attachments unless you trust the sender and know the content is safe.

Austin

I somewhat agree with you on the deed, however 1st American Title has checked and double checked and triple checked and they claim that the deed is correct? I am not sure what you would need? Let me know!

Thanks!

Cory

On Fri, May 5, 2023 at 9:31 AM McColloch, Austin [KDA] <[Austin.McColloch@ks.gov](mailto:Austin.McColloch@ks.gov)> wrote:

And is there one for the SE ¼ ? I see the POL-Recorded deed only talks about the SW 1/4 . unless I am missing something.

Austin McColloch

Garden City Field Office

Ph: (620) 276-2901

---

**From:** Cory Weatherred <[cweatherred@gmail.com](mailto:cweatherred@gmail.com)>  
**Sent:** Friday, May 5, 2023 9:21 AM  
**To:** McColloch, Austin [KDA] <[Austin.McColloch@ks.gov](mailto:Austin.McColloch@ks.gov)>  
**Subject:** 17-24-34 and 8-24-34 Deed Info

**EXTERNAL:** This email originated from outside of the organization. Do not click any links or open any attachments unless you trust the sender and know the content is safe.

Austin,

Please see attached deed.

Please note the Quick Claim Deed transferring it to Graham Farms Inc. It was a 1031 Exchange.

Thanks,

Cory

--

**Cory Weatherred**

**620-272-3074**

**[cweatherred@gmail.com](mailto:cweatherred@gmail.com)**

--

**Cory Weatherred**

**620-272-3074**

**[cweatherred@gmail.com](mailto:cweatherred@gmail.com)**



*[Handwritten Signature]*



STEPHANIE SHOCKLEY  
REGISTER OF DEEDS - FINNEY COUNTY KANSAS  
Book: 357 Page: 793

Receipt #: 176018

Recording Fee: \$55.00

Pages Recorded: 1 of 3

*[Handwritten Signature]*

Date Recorded: 4/7/2023 3:35:45 PM

[ELECTRONICALLY FILED]

Filed By  
First American Title  
417 N. 8th  
Garden City, KS 67846  
620-275-7441

**KANSAS TRUSTEE'S DEED**  
(Individual/Tenants in Common)

**THIS DEED**, is made this <sup>21<sup>th</sup></sup> day of March, 2023 by and between **Marylyn I. Gough Trustee of the Marylyn I. Gough Trust Share and Leanna K. Nevin, Trustee of the Leanna K. Nevin Trust Share**, as Grantor(s), and **BC Farms Partnership** as Grantee(s), whose mailing address is 2150 Road 220, Deerfield 67838.

**WITNESSETH**, that the Grantor(s), for and in consideration of the sum of One Dollar and other good and valuable consideration paid by the Grantees, the receipt and sufficiency of which is hereby acknowledged by Grantor(s), do/does by these presents **SELL AND CONVEY** unto the Grantee(s), the following described Real Estate; situated in the County of Kearny and State of Kansas, to-wit:

WR  
14147  
841  
12363

**SURFACE AND WATER RIGHTS IN AND TO: Lot Three (3) and the South Half of the Southwest Quarter (S/2 SW /4), the Northwest Quarter of the Southwest Quarter (NW/4 SW/4) and the South 32.75 acres of the Northeast Quarter of the Southwest Quarter (NE/4 SW/4) of Section Eight (8), Township Twenty-four (24) South, Range Thirty-four (34) West of the 6th P.M., Finney County, Kansas,**

Subject to all easements, restrictions and reservations, if any, now of record.

**TO HAVE AND TO HOLD** the same, together with all rights and appurtenances to the same belonging, unto the Grantee(s), and to the heirs and assigns of such Grantee(s) forever.

The Grantor(s) hereby covenanting that the Grantor(s), and the heirs, executors, administrators and assigns of the Grantor(s), shall and will **WARRANT AND DEFEND** the title to the premises unto the Grantee(s), and to the heirs and assigns of Grantee(s) forever, against the lawful claims of all persons whomsoever, *claiming by, through or under Grantor(s)*, excepting, however, the general taxes for the current calendar year and thereafter, and special taxes becoming a lien after the date of this deed.

Grantor(s) warrant(s) to Grantee(s) that Grantor(s) is/are conveying the Property pursuant to the provisions of the **Marylyn I. Gough Trust Share and Leanna K. Nevin Trust Share** (the "Trust"). Grantor(s) further warrant(s) to Grantee(s) that said Trust is in full force and effect as of the date hereof and has not been amended, modified or revoked, and that Grantor(s) is/are the duly constituted trustee(s) or successor trustee(s) of the Trust. Grantor(s) covenant(s) to Grantee(s) that this conveyance is made pursuant to the authority granted to Grantor(s) by the Trust, and the consideration received by Grantor(s) is in full accordance with the provisions of the Trust.



Dated: March 29, 2023

Marylyn I. Gough Trust Share

Marylyn I. Gough, Trustee  
Marylyn I. Gough, Trustee

STATE OF Kansas )  
 )ss.  
COUNTY OF Scott )

BE IT REMEMBERED, That on this 29 day of **March, 2023**, before me, the undersigned, a Notary Public in and for said County and State, came **Marylyn I. Gough, Trustee of the Marylyn I. Gough Trust Share** and who is/are personally known to me to be the same person(s) who executed the within instrument of writing, and duly acknowledged the execution of the same as his/her/their free act and deed for the purposes expressed therein pursuant to the authority granted by said Trust Agreement.

Kristin Harbrige  
Notary Public

My appointment expires: 7/10/2026



Leanna K. Nevin Trust Share

*Leanna K. Nevin Trustee*  
By Leanna K. Nevin, Trustee

STATE OF *Colorado*  
COUNTY OF *El Paso*

SS:

BE IT REMEMBERED, That on this 2<sup>TH</sup> day of **March, 2023**, before me, the undersigned, a Notary Public in and for said County and State, came **Leanna K. Nevin Trustee** of the **Leanna K. Nevin Trust Share** and who is/are personally known to me to be the same person(s) who executed the within instrument of writing, and duly acknowledged the execution of the same as his/her/their free act and deed for the purposes expressed therein pursuant to the authority granted by said Trust Agreement

\_\_\_\_\_  
Notary Public

