Kansas Department of Agriculture Division of Water Resources

CHANGE: P/U WORKSHEET

1. File Number:	2. Status Change Date:	3. Change Num:	4. Field Office:	5. GMD:		
43721	12-4-202	C1	4	3		
6. Status: Approved Deni	ed by DWR/GMD	Dismiss by Reques	t/Failure to Return	7. Filing Date of Change:		
	· · · · · · · · · · · · · · · · · · ·	1	r I v v v v v v v v v v v v v v v v v v	11/27/2023		
8a. Landowner, applicant New to system [Person ID 38873 Add Seq#	8c. Landowne		Person IDAdd Seq#		
JEFFREY L & VICKY L N 2443 ROAD D HUGOTON, KS 67951-52						
		, r				
8b. Landowner(s) New to system □	Person IDAdd Seq#	8d. WUC New to sy 8a	stem □	Person ID 38873 Add Seq#		
9. Documents and Enclosure(s): 🛛 DV	VR Meter(s) Date to Comp	ly: <u>12/31/2024</u>	N & P Date to	Comply:		
☐ Anti-Reverse Meter ☐ Meter	Seal	□ N & P Form	☐ Water Tube ☐ [Driller Copy ☐ H & E Letter		
☐ Conservation Plan Date Require	ed: Da	ite Approved:	Date to	o Comply:		
10. Use Made of Water From:		To: _				
			Date Prepared: 1127 Date Entered:	/2023 ву: МАМ Ву:		

File No. 43721	11. County:	SV	Basin: Al	RKANS	AS RI	VER	-		St	tream:							Fo	ormation	Code:	Special Use:	
12. Points of Diversion CHK															uantity						
MOD DEL PDIV													Α	uthori	zed		, A	dditional			
ENT Qualifier	S	T R	ID	'1	٧	ʻW		Com	ment	(AKA I	Line)		Rate gpm/c		Quantity af/mgy		Rate gpm/c		uantity af/mgy	Overlap PD Files	
CHK 42650																		-			
4					*											"					
												-						-			
																	,				
13. Storage: Rate	N		Quantity _				a	ac/ft	A	ddition	ıal Rat	e				NF	Addi	itional Qı	uantity _		ac/ft
14. Limitation:	af/yr at							(cfs) wl	hen co	mbine	d with	file nu	ımber	(s)						
Limitation:	af/yr at		-	g	pm (_				cfs) wl	hen co	mbine	d with	file nu	ımber	(s)						
15. 5YR Allocation: Allocation																					
16. Place of Use CHK			NE¼	NW1/4			/4	SW1/4			-1	SE1/4				Total Owner Chg? Overlap Files					
MOD DEL ENT PUSE S T R	ID	NE 1	NW SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1⁄4	NW 1/4	SW 1/4	SE 1/4	NE 1⁄4	NW 1/4	SW 1/4	SE 1/4		-2 1 - 1 1			
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ENT 29136 12 35 36	W 1				32.5	32.5	32.5	32.5	32.5	32.5	32.5	32.5			*		260	8a	N	26564, 27085,	-
WOD 52463 1 35 36	W 3				F				32.5	32.5	32.5	32.5					130	8a	N	26546, 27085,	
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-						神田															
		-																			
Base Acres: 110 Year: Comments:	Minimur	n Reaso	nable Qua	antity:													la l		~		

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 4, 2023

JEFFREY L & VICKY L NEWLON 2443 ROAD D HUGOTON, KS 67951-5224

RE:

Field Office Application for Change

Water Right, File Nos. 26564, 27085, 43721

Dear Sir:

Enclosed are orders 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 numbers.

Your attention is directed to the enclosures and to the terms, conditions, and limitations specified in this approval for change. Conditions of these approvals are that an acceptable water flow meter must be installed on the diversion works authorized under the referenced file numbers 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,

Michael A. Meyer Water Commissioner

MAM: enclosures

pc: GMD3

CERTIFICATE OF SERVICE

On this 4th day of December 2023, I hereby certify that the foregoing Approvals of Application for Change in Place of Use, Water Right, File Nos. 26,564, 27,085, 43,721 dated 4th day of December 2023 was mailed postage prepaid, first class, US mail to the following:

JEFFREY L & VICKY L NEWLON 2443 ROAD D HUGOTON, KS 67951-5224

Pc:

GMD3

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.

than	agraph I 100 fee version a	t, or if pla	ace of	use wi	it be c Il be ch	omple nanged	e ted. (d., inclu	Comp de a to	l ete al opogra	I othe	r appl i nap or	i cable detaile	portio d plat s	o ns. If showir	ig the a	ge in pauthori ECI 3:4	ized aı	nd prop	ion is greater
						F	ile No	. <u>4372</u>	1							VOV	272	023	
1.	Application is hereby made for approval of the Chief Engineer to change the (check one or both) arden City Field Office Division of Water Resources																		
							lace o					of Dive		1	JIVISIO	11 O1 V	valor .		
	under th	e water	right w	vhich is	s the s	ubject	of this	applic	ation i	n acco	rdance	e with t	he cor	dition	s desc	ribed b	elow.		
	The sou	rce of su	apply is	s:		⊠ G	round	water			Surfac	ce wate	er						
2.	Name a							VICK	Y L NE	WLON	1								
	2443 RO Phone N								Email	addres	se. // l	VE/V/I	ON306		MAII C	:OM			
	Name a																		
	Phone N	Number:	()					Email	addres	ss:								
3.	The pre			•															
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					Ξ¼ 		NW¼ NE¼ NW¼ SW¼ SE¼				SW1/4			SE¼				TOTAL ACRES	
_Se			NE1⁄4	NW1/4	SW1/4	SE¼	NE1/4	NW¼	SW ¹ / ₄	SE¼					NE1/4	NW1/4	SW1/4	SE¼	120
1		36W					20.5	20.5	20.5	22.5	32.5	32.5	32.5						130 260
		36W					32.5		T		32.5	32.5	32.5	32.5					130
13	35	36W					32.5	32.5	32.5	32.5	IL					L	L		130
	For Off	ice Use	Only:	Code		Fe	e \$ 20	0.00	TR	#		Re	eceipt	Date _	11/27/	23	Chec	k#	7446

SUMMARY ORDER APPROVING APPLICATION FOR CHANGE AND IMPOSING CONDITIONS

pro Wit	visions of the Kansas Water Appropriation Law. K.S.A. 82a-7	3b, as amended, and K.A.R. 5-5-1, <i>et seq.</i> and other applicable <i>701 et. seq.</i> , and rules and regulations promulgated thereunder, , this Summary Order does not change the terms, conditions and
1.	A change application was received on diversion authorized under the above-referenced file numb	27, 2023 requesting that the place of use and / or point of er be changed as described in the application.
2.	On and after the effective date of this summary order, the auth the topographic map accompanying the application to char	norized place(s) of use shall be located substantially as shown on age the place of use. Applicable Not Applicable
3.	The change in point of diversion shall not impair existing right previously authorized. The point of diversion authorized by radius of the authorized point(s) of diversion. ☐ Applicable	ts and shall be limited to the same source or sources of water as this summary order shall be located within a foote Not Applicable
4.	The point(s) of diversion described herein is administrativel Positioning System (GPS), as described in the application.	ly corrected to be more accurately described using the Global Applicable \(\begin{array}{c} \text{Not Applicable} \end{array} \)
5.	The point(s) of diversion authorized herein shall not actually be authorized point(s) of diversion.	pe located more than feet from the previously by Applicable
6.	As required by K.A.R. 5-3-5d, if the works for diversion is a we or other device suitable for making water level measuremen K.A.R. 5-6-13. Applicable Not Applicable	ell with a diversion rate of 100 gallons per minute or more, a tube nts shall be installed, operated and maintained in accordance with
7.	December 31, 2024 , or before the first use of water, operated and maintained in accordance with K.A.R. 5-1-4 the	perly install an acceptable water flow meter on or before whichever occurs first. The water flow meter shall be installed, hrough 5-1-12. As required by K.S.A. 82a-732, as amended, and the reading of the water flow meter and the total quantity of water ag the end of each calendar year.
8.	installation of the works for diversion of water shall be of authorized extension of time. By March 1, 20 the a works for diversion has been completed, on the form providing Applicable. Not Applicable	completed on or before December 31, 20, or within any applicant shall notify the Chief Engineer that construction of the ded by the Chief Engineer, as required by K.A.R. 5-8-4e.
9.	The completed well log shall be submitted with the requir	red notice. Applicable Not Applicable
10.	with an in-line, automatic, quick-closing check valve capab	oreign substance will be injected into the water shall be equipped ble of preventing pollution of the source of the water supply. The naccordance with K.A.R. 5-3-5c. Applicable \(\square \) Not Applicable
11.	Additional Conditions are attached.	
12.	water appropriated under the above-referenced file number limitations, as amended and/or supplemented by this Sum Appropriation Law and the Rules and Regulations promul	R. 5-5-14, all of the owners of the authorized place(s) of use of er are responsible for compliance with its terms, conditions and mary Order, and with applicable provisions of the <i>Kansas Water</i> gated thereunder. Failure to comply with these provisions may ended, and/or the suspension or revocation and dismissal of the ns authorized by law.
1	Administrative Appeal and Effective Date of Order	FOR OFFICE USE ONLY
you Eng Agr filed adn day revi File Leg 665	ou are aggrieved by this order, pursuant to K.S.A. 82a-1901, may request an evidentiary hearing before the Chief ineer or request administrative review by the Secretary of culture. A request for hearing by the Chief Engineer must be within 15 days of service of this Order and a request for ninistrative review by the Secretary must be filed within 30 pursuant to K.S.A. 77-531. Any request for administrative ew must state a basis for review pursuant to K.S.A. 77-527. any request with Kansas Department of Agriculture, all Division, 1320 Research Park Drive, Manhattan, KS 02. Failure to timely request a hearing or review may clude review under the Kansas Judicial Review Act. For Use by Register of Deeds	By:
		by Michael A. Meyer Signature: Notaty Public
		My commission expires: AARON T. HOLSTED My Appointment Expires (Notary Sealing 18, 2027



Southwest Kansas Groundwater Management District No. 3 2009 E. Spruce Street Garden City, Kansas 67846

(620) 275-7147 phone www.gmd3.org

December 1, 2023

Michael A. Meyer Division of Water Resources 4532 W Jones Ave., Suite B Garden City, Kansas 67846

RE: At

Applications for Change in Place of Use

Water Right, File Nos. 26564, 27085 & 43721

Dear Mike:

We have reviewed the applications for the above referenced water rights. The proposal is 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 rearrange the acres to better suit the operation and keeps the acres within the allowable range, in accordance with K.A.R. 5-5-11(b). At the same time, the water rights will have a complete overlap in place of use. 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,

Jason L. Norquest Assistant Manager

RECEIVED

DEC 01 2023

GMD3 Change Review

File No(s).: <u>26564</u> ,	27085, 43721.		DWR office: <u>GC</u> .
App filed to change:	<u>PU</u> .		
Is Landowner(s) cor	rect in WRIS:	Jeffrey & Ve	ecky Newlon.
If NO, is doc	umentation inc	luded?	*
Is Water Use Corres			Acq.
	umentation inc		
Regulation(s) Revie			
Point of diversion II			
		8	
f	t. North ft	. West	
Authorized PD			
Proposed PD			
Difference	0	0	
a2 + b2 = c2	0	0	0
GPS for proposed P	D: Lat:	Long:	
Is proposed PD stack	king on existing	g WRs? No C	Change
Is Proposed PU over	lapping existin	g WRs? Ma	ke complete overlap and rearrange
acres.			
Neighboring certifie	d well(s) notifi	ed:	
Name .			
Address			
Zip			
	e:,		
Domestic well(s) no			
Name .			
Address			
Zip			
Base Acres: 130, 2	60. 110 = 500		
Perfected Acres:			
Irr. Return-Flow	%		
Stevens County	_, ~		
26564: 260AF @ 9	75gnm, 3960N	3940W 13-3	5-36
160acres NV			
27085: 497AF @ 1		N 4200W 12-	35-36
320acres W		14 4200 11 12-	33-30
		TFD to 975ar	om w/26564, PD overlap w/26564
110acres SV		TED to 5/3gl	mi w/20304, 1 D overlap w/20304
	13-33-30		
Proposed acres:	Occupa : CW/	(Name and a	
	Oacres in SW		
12-33-30: 2	60acres in W2		

GMD3 Change Review

13-35-36: 130acres in NW

Total of 520 acres

Proposal is to use +10 base acres on the two senior water rights which gives applicant a total of 520 allowable acres.

Is a waiver needed: No, increase in acres as allowed by the rules

Recommendation: After review of all available information, it appears current area

rules can be met. Staff therefore recommends approval of the applications.

DEC 01 2023

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

November 30, 2023

SOUTHWEST KANSAS GROUNDWATER MANAGEMENT DISTRICT NO. 3 2009 E SPRUCE ST GARDEN CITY KS 67846

Re:

Request for Recommendation

Water Right, File Nos. 26564, 27085, 43721

Dear Mr. Norquest:

This is to advise you that Jeff Newlon has filed an application for approval of the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, to change in place of use.

We are delaying action on the change application to allow you time to review and provide a recommendation. Please submit a recommendation within 15 days from the date of this letter.

Thank you and as always feel free to contact this office at any time.

Sincerely,

Michael A. Meyer

Water Commissioner

MAM Enclosures

Meyer, Mike [KDA]

From:

Meyer, Mike [KDA]

Sent:

Thursday, November 30, 2023 2:53 PM

To:

Norquest, Jason

Subject:

request for recommendation, File Nos. 26564, 27085, 43721

Attachments:

20231130144618250.pdf; 20231130144655235.pdf

Good afternoon

Jeff newlon has proposed changes in place of use to add new acres. Base acres total = 500 acres. We are allowing plus 10 acres for each well under the senior files for a proposed total of 520 acres.

Please review and provide a recommendation within 15 days.

Thanks

Mike