

File No. **16776** 13. County: **ST** Basin: **N F CIMARRON RIVER** Stream:
 Structures File No: Aquifer Code: **211 / 331** Special Use Area:

14. Points of Diversion, Rates & Quantities

PDIV	Qualifier	S	T	R	ID	'N	'W	Comment (AKA Line)	Qty AF		Rate gpm		Storage Qty		Storage Rate		Overlaps	
									Auth	Add	Auth	Add	Auth	Add	Auth/Add			
DEL	6941																	
ENT	NE NE SW	33	29S	39W				2599 2756	640	640	2000	2000						

15. Limitations Type: Quantity: Rate: combined with file no(s):
 Type: Quantity: Rate: combined with file no(s):

16. Metering Metering Required Anti-Reverse Required Seal Required Compliance Date: 12/31/2025

17. Place of Use

PUSE	S	T	R	ID	NE¼				NW¼				SW¼				SE¼				Total	Owner(s)	Chg?	Overlaps	
					NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE					
MOD	5946	33	29S	39W	2	11	34.5	40	34.5					40	34.5	11	34.5	34.5	40	34.5	11	360	5a	<input checked="" type="checkbox"/>	**
CHK	63259	34	29S	39W	4									30	30	30	30					120	5a	<input type="checkbox"/>	**
DEL	34966																							<input type="checkbox"/>	
																								<input type="checkbox"/>	
																								<input type="checkbox"/>	

18. Point of Diversion and Place of Use Overlaps

* + # ^	** 17132 ++ ## ^^
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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 3, 2024

SEGER LAND LLC ETAL
Attn: ROBERT E SEGER
5105 N BIG BOW GRADE
JOHNSON, KS 67855

RE: Filed Office Application for Change
Water Right, File No. 16776

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.

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 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 3rd day of December, 2024, I hereby certify that the foregoing Approval of Application for Change in Point of Diversion, Water Right, File No. 16,776 dated 3rd day of December, 2024 was mailed postage prepaid, first class, US mail to the following:

SEGER LAND LLC ETAL
Attn: ROBERT E SEGER
5105 N BIG BOW GRADE
JOHNSON, KS 67855

Pc:

GMD 3

A handwritten signature in blue ink that reads "Aaron Holsted". The signature is written in a cursive style and is positioned above a horizontal line.

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. 16776

RECEIVED
 8:58 am
 NOV 19 2024

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: Rusty Seger

4469 N. Big Bow Grade, Johnson, KS 67855

Phone Number: (620)952-0314

Email address: _____

Name and address of Water Use Correspondent: BRET SEGER

5023 N BIG BOW GRADE, JOHNSON, KS 67855

Phone Number: () _____

Email address: _____

3. The presently authorized place of use is:

Owner of Land ---- NAME: SEGER LAND LLC ETAL, Attn: ROBERT E SEGER

ADDRESS: 5105 N BIG BOW GRADE, JOHNSON, KS 67855

(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 \$ 200.00 TR # _____ Receipt Date 11-19-24 Check # 1393

5. **Presently authorized point of diversion:**
 One in the NW Quarter of the NW Quarter of the SW Quarter of Section 33, Township 29 South, Range 39 W, in ST County, Kansas, _____ feet North _____ feet West of Southeast corner of section.
 Authorized Rate No change Authorized Quantity No change Depth of well _____ (feet)
 (DWR use only: Computer ID No. 1 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 NE Quarter of the NE Quarter of the SW Quarter of Section 33, Township 29 South, Range 39 W, in ST County, Kansas, 2599 feet North 2756 feet West of Southeast corner of section.
 Proposed Rate No change Proposed Quantity No change Proposed well depth (feet) 551.
 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?
ASAP

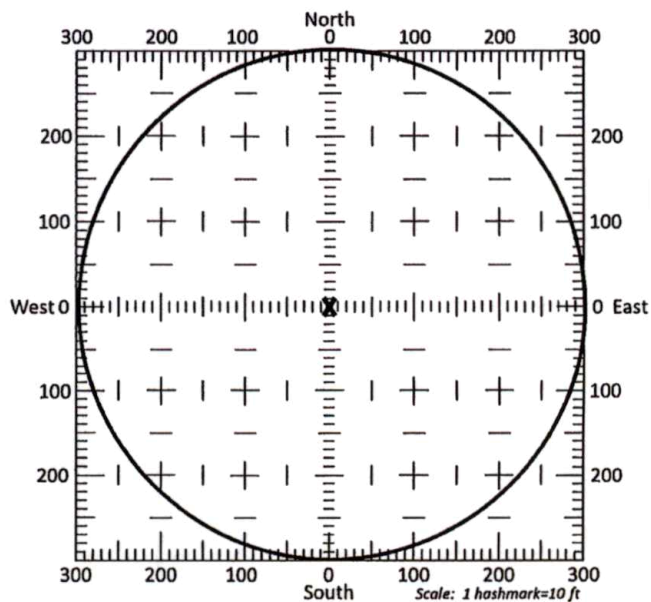
10. If the point of diversion is a well:
 (a) What are you going to do with the old well?

 (b) When will this be done? _____

11. Groundwater Management District recommendation attached?
 Yes No

12. Assisted by 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 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).

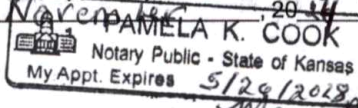
I hereby verify, being first duly sworn upon my oath or affirmation and under penalty of perjury, that I am of lawful age and the owner, the spouse of the owner, or a duly authorized agent of the owner(s) to make this application on their behalf, in regards to the water right(s) to which this application pertains. I further verify that the statements contained in this application are true, correct and complete.

Dated at JOHNSON City, Kansas, this 18th day of NOVEMBER, 2024.

<p><u><i>[Signature]</i></u> _____ (Owner) <u>Rustin Seyer</u> _____ (Please Print)</p>	<p>_____ (Spouse) _____ (Please Print)</p>
<p>_____ (Owner) _____ (Please Print)</p>	<p>_____ (Spouse) _____ (Please Print)</p>
<p>_____ (Owner) _____ (Please Print)</p>	<p>_____ (Spouse) _____ (Please Print)</p>

State of Kansas }
 County of Stanton } SS

I hereby certify that the foregoing application was signed in my presence and sworn to before me this 18th day of November, 2024.



[Signature]

 Notary Public

My Commission Expires May 26, 2028

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. 16776.

1. A change application was received on November 19, 2024 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 300 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 2640 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, 2025, 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, 2025, or within any authorized extension of time. By March 1, 2026 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: December 3, 2024

State of Kansas)

County of Linn) SS

Acknowledged before me on December 3, 2024

by Austin McColloch

Signature: Aaron Holsted

My commission expires: _____
AARON T. HOLSTED
My Appointment Expires
(Notary Seal) 8, 2027





Entered in Transfer Record
 in My Office This 10 Day of
December A.D. 2021
[Signature]
 County Clerk

STATE OF KANSAS }
 STANTON COUNTY } SS.

This instrument was filed for record on the
10 day of December 2021
 at 1:15 o'clock P M and duly recorded
 in Book 65 Page 57 Fee \$ 38.⁰⁰
[Signature]
 Register of Deeds

TRUSTEE'S WARRANTY DEED



File No. 21-0859

THIS INDENTURE, made this 6th day of December, 2021, by and between,

Robert G. Edwards, Successor Trustee for
 Oscar Edwards and Henrietta L. Edwards Joint Revocable Trust, dated December 11, 2007, as
 GRANTOR,

and

Rustin Seger and Robert Bret Seger and Seger Land, LLC,
 in equal shares, as tenants in common, as GRANTEE;

WITNESSETH: THAT SAID GRANTOR, in consideration of the sum of Ten Dollars and other good and valuable consideration, the receipt and sufficiency which is hereby acknowledged by GRANTOR, does hereby grant, bargain and sell, convey and confirm, unto the said GRANTEE, and unto Grantee's heirs and assigns forever, the following described real property situated in the County of Stanton, State of Kansas to-wit:

Surface and water rights only in and to:

The Southwest Quarter (SW/4) of Section Thirty-three (33), Township Twenty-nine (29) South, Range Thirty-nine (39) West of the Sixth Principal Meridian, Stanton County, Kansas;

AND

The Northeast Quarter (NE/4) of Section Thirty-three (33), Township Twenty-nine (29) South, Range Thirty-nine (39) West of the Sixth Principal Meridian, Stanton County, Kansas.

Subject to all easements, restrictions and reservations, if any, now of record, and all the taxes and assessments that may be levied, imposed or become payable hereafter.

This Deed is made and given by the GRANTOR as Trustee(s) pursuant to the power of sale contained in the aforesaid Trust agreement, which Agreement remains in full force and effect at this time. And the GRANTOR further states that the power to sell and convey the real estate described hereinabove is granted under said Trust Agreement.

TO HAVE AND TO HOLD, the premises aforesaid, with all and singular the rights, privileges, appurtenances and immunities thereto belonging or in anywise appertaining, unto the said GRANTEE and unto Grantee's heirs and assigns forever, the said GRANTOR hereby covenanting that it is lawfully seized of an indefeasible estate in fee in the premises herein conveyed; that it has good right to convey the same; that the said premises are free and clear from any encumbrance done or suffered by it or those under whom it claims; except as stated above and except for all taxes and assessments, general and special, not now due and payable; and that it will warrant and defend the title of the said premises unto the said GRANTEE, and unto Grantee's heirs and assigns forever, against the lawful claims and demands of all persons whomsoever.

If two or more persons constitute either GRANTOR or GRANTEE, the words GRANTOR and GRANTEE shall be construed to read GRANTORS or GRANTEES, whenever the sense of this Deed requires.

Water Resources
 City Field Office

JULY 21 2024

RECEIVED

IN WITNESS WHEREOF, the said GRANTOR has executed this instrument the day and year first above written.

Oscar Edwards and Henrietta L. Edwards Joint Revocable Trust, dated December 11, 2007

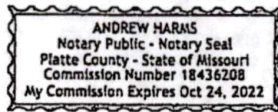
BY: *Robert G. Edwards*
Robert G. Edwards
Successor Trustee

State of Missouri
County of Platte

On this 10 day of December, 2021, before me, the undersigned, appeared Robert G. Edwards, Successor Trustee for Oscar Edwards and Henrietta L. Edwards Joint Revocable Trust, dated December 11, 2007, to me known to be the person(s) described in and who executed the foregoing instrument, and acknowledged that he/she/they executed the same as his/her/their free act and deed.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my notarial seal in said County and State, the day and year last above written.

My commission expires: Oct 24, 2022



Andrew Harris
Notary Public
Printed Name: Andrew Harris

When recorded return to:
Frazee Abstract & Title, Inc
301 North Main, PO Box 413
Syracuse, KS 67878

3795 W. Jones Ave.
 Garden City, KS 67846
 PH: 620-277-2389



PO Box 639
 Garden City, KS 67846
 Fax: 620-277-0224

RUSTY SEGER 620-952-0314

Customer Name: Rusty Seger WO#: 26837 Date: 4-19-24
 Street Address: 4469 N. BIG BOW GRADE Test #: 3 E LOG: _____
 City, State: JOHNSON, KS. 67855 Driller: Dale Quinn
 County: Stanton Quarter: SW Section: 33 Township: 29 Range: 39
 Location: 100' West + 20' South of SW Corner of Piv. 4 Pad GPS: N37.48259 W 101.59002
 Rig #: 10002 Elevation: 3210' Static WL: 350FT Estimated? Yes
 Proposed Well Depth 551

REPLACEMENT WELL LOCATION 100' West + 20' South

%	Footage			Description of Strata	16776
	From	Pay	To		
	0		2	Top Soil	
	2		32	Brown Sandy Clay	
	32		36	Sand Fine Med Course	
	36		70	Brown Sandy Clay + Calich	
	70		74	Sand Fine Med Course	
	74		78	Brown Sandy Clay	
	78		94	Sand Fine Med Course w/Brown Rock	
	94		107	Brown Sandy Clay w/Couple Sand Strips	
	107		156	Sand Fine Med Course w/Brown Rock	
	156		165	Sand Fine Med Course Small Gravel w/Brown Rock	
	165		182	Sand Fine Med Course w/Brown Rock + Few clay layers	
	182		210	Sand Fine Med Course Small Gravel w/Brown Rock	
	210		239	Brown Sandy Clay	
	239		280	Sand Fine Med Course Small Gravel w/Brown Rock	
	280		291	Brown Sandy Clay	
	291		326	Sand Fine Med Course Small Gravel w/Brown Rock	
	326		345	Light Blue + Brown Clay	
30	345	45	395	Sand Fine Med Course Small Gravel w/Brown Rock	
10	395	14	409	Sand Fine w/Few Clay Stringers	
30	409	12	421	Sand Fine Med Course Small Gravel w/Brown Rock	
10	421	28	449	Sandstone w/Couple Sandstone Layers	
15	449	55	504	Sandstone "Loose + Used Some Water"	
10	504	27	531	Sandstone w/Few Sandstone Layers	
	531		540	Red Bed	
				Super Gel X	-3
				Cement	-5
				Hole Plug	-7
				Screen Plug	-1
				1/4 Day Blank	-1

Rusty Seger

Test Hole # 3 of 4-19-24

SW 33-29-39 ST

FILE # 16776

Legend

 37.48259 N 101.59002 W

 37.48259 N 101.59002 W

Google Earth

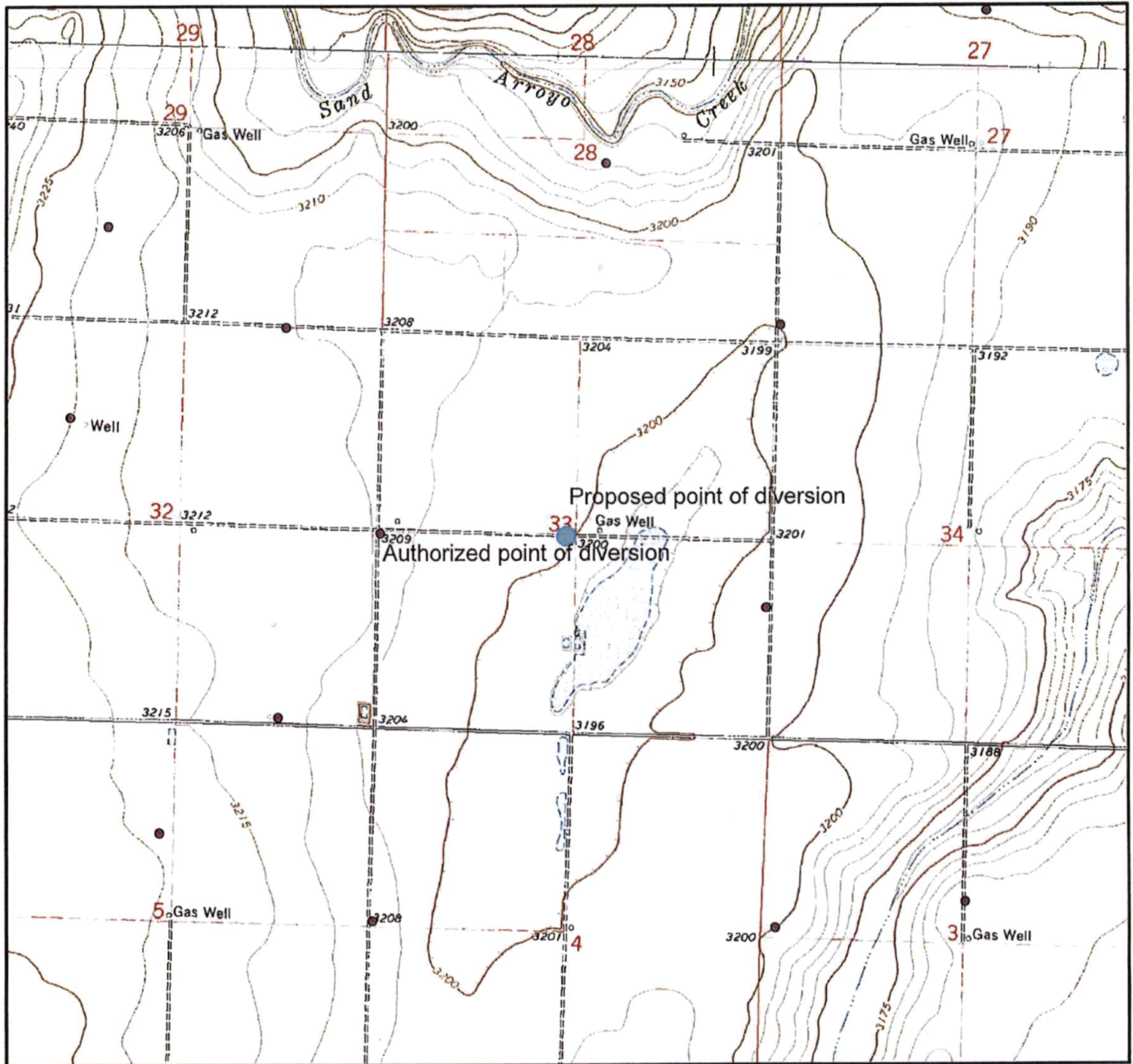
Image © 2024 Airbus



2000 ft

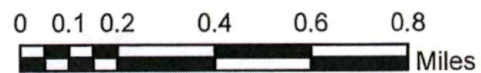
CHANGE IN POINT OF DIVERSION WATER RIGHT, FILE NO. 16776

SW 1/4 of Section 33, Township 29 South, Range 39 West, ST County



● Authorized Point of Diversion

● Proposed Point of Diversion



All wells of any kind within 1/2 mile of the requested place of use have been plotted.

(Signature)

Date

mdf/GCFO
11/13/2024



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

December 2, 2024

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

RECEIVED

DEC 02 2024

Garden City Field Office
Division of Water Resources

RE: Application for Change in Point of Diversion
Water Right, File No. 16776

Dear Austin:

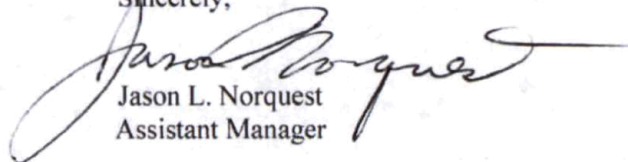
We have completed a review of the application for the above referenced water right. The proposed change in point of diversion is in accordance with current area rules, K.A.R. 5-23-3, as it pertains to minimum spacing to neighboring wells and distance moved.

Well evaluations were conducted to estimate possible effects of the proposal on the supply of other wells with water rights prior to the proposal per K.S.A. 82a-708b, and the management program. Under K.S.A. 82a-708b, an applicant requesting a change in point of diversion must demonstrate to the chief engineer that any proposed change is reasonable and will not impair. The enclosed report is an analysis performed by the GMD on behalf of our membership. Under this analysis, the proposed change is considered to be reasonable and unlikely to impair if either the net in-season well-to-well effect of the proposed change is less than a strict maximum allowable threshold (4.0 ft with saturated thickness is greater than 200ft), or if no well with a net well-to-well effect exceeding the threshold is identified as critical. Critical wells are identified as wells that are expected to either lose or greatly diminish water supply over the next 25 years. The attached review information is based on a Theis analysis using inputs from the GMD3 aquifer model, which is considered to be the best information on well and aquifer data readily and easily available to the public. If either the applicant or the neighbors believe they have better data that might change the result of the analysis, they should contact GMD3. Conclusions of the well analysis may change if better information on well and aquifer data can be made available.

Every neighboring well within 1 mile of the proposed move was evaluated. Evaluations showed that none of the neighboring wells exceeded the net effect above the maximum allowable threshold and needed no further evaluation. No critical wells were determined in the area. We did not receive any comments from neighboring well owners. Therefore, GMD3 sees this move as meeting current area rules and would recommend approval. If aquifer conditions change or there is a change to the water right in the future, we would be happy to evaluate the effects at that 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 black ink, which appears to read "Jason L. Norquest".

Jason L. Norquest
Assistant Manager

GMD3 Change Review

File No(s): 16776. DWR office: GC.

App filed to change: PD.

Is Landowner(s) correct in WRIS: Rusty Seger.

If NO, is documentation included?

Is Water Use Correspondent correct in WRIS? .

If NO, is documentation included?

Regulation(s) Reviewed: KAR 5-23-3

Point of diversion ID No(s) being changed.

	ft. North	ft. West	
Authorized PD			
Proposed PD	2599	2756	
Difference	-2599	-2756	
$a^2 + b^2 = c^2$	6754801	7595536	3788.184

GPS for proposed PD: Lat: 37.48259 Long: -101.59002.

Is proposed PD stacking on existing WRs? .

Is Proposed PU overlapping existing WRs? .

Neighboring certified well(s) notified: .

Name McPherson College %PBT Farm Management (8846).

Address PO Box 1169.

Zip McPherson, KS 67460.

Email: farm@peoples.bank Phone: .

Name Hayhook Ag LLC (9440).

Address 7520 E RD 12.

Zip Johnson, KS 67855.

Email: martins@pld.com Phone: .

Name Bryce & Rhonda Wilkerson (28302).

Address PO Box 568.

Zip Johnson, KS 67855.

Email: brycewilkerson@hotmail.com Phone: .

Domestic well(s) notified: .

Name .

Address .

Zip .

Base Acres: .

Perfected Acres: .

Irr. Return-Flow %

GMD3 Change Review

Stanton County

Authorized: 640AF @ 2000gpm

Avg water use reported (2014-2023): 510.769AF/year

631gpm calculated during 2022 GMD3 inspection

Proposed depth 551'

Is a waiver needed: Move is less than half mile. Minimum spacing to neighboring wells appears met. Analysis shows possible effects within guidelines, no critical wells.

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

A handwritten signature in black ink, consisting of a large, stylized initial 'J' followed by a smaller, more complex mark that could be interpreted as a second initial or a flourish.

Water Rights and Points of Diversion Within 1 mile of point defined as:

2599 Feet N and 2756 Feet W of the Southeast Corner of Section 33 Twp 29S Rng 39W
 Located at: 101.590021 West Longitude and 37.482591 North Latitude
 Both SURFACE WATER and GROUNDWATER

2300' on All

File Number	Use	ST	SR	Dist (ft)	Q4	Q3	Q2	Q1	FeetN	FeetW	Sec	Twp	Rng	ID	Batt	Auth_Quan	Add_Quan
A__ AF	3353	00	IRR	NK	G	4008	--	SW SW SW	230	5190	27	29	39W	3		640.00	640.00
A__ AF	8846	00	IRR	NK	G	4947	--	NW NW SE	-----	-----	28	29	39W	1		781.00	781.00
A__ AF	9440	00	IRR	NK	G	4534	--	SW SE SE	70	1257	32	29	39W	5		400.00	400.00
A__ AF	16776	00	IRR	NK	G*	2220	--	NW NW SW	-----	-----	33	29	39W	1		640.00	640.00
A__ AF	17132	00	IRR	NK	G	2824	CE	SE NE SE	1700	75	33	29	39W	2		312.00	312.00
A__ AF	28302	00	IRR	NK	G	4651	--	CN NE	5240	1320	32	29	39W	4		480.00	.00

Total Net Quantities Authorized:	Direct	Storage
Total Requested Amount (AF) =	.00	.00
Total Permitted Amount (AF) =	.00	.00
Total Inspected Amount (AF) =	.00	.00
Total Pro_Cert Amount (AF) =	.00	.00
Total Certified Amount (AF) =	2773.00	.00
Total Vested Amount (AF) =	.00	.00
TOTAL AMOUNT (AF) =	2773.00	.00

*Minimum Spacing
Appears MET!*

An * after the source of supply indicates a pending application for change under the file number.
 An * after the ID indicates a 15 AF exemption was granted under the file number.
 A "G" in the Batt column indicates the GEO CTR of a battery. A "B" indicates a well in the battery.
 The number in the Batt column is the number of wells in the battery.

Water Rights and Points of Diversion Within 1 mile of point defined as:

2599 Feet North and 2756 Feet West of the Southeast Corner of Section 33 Twp 29S Rng 39W
 Located at: 101.590021 West Longitude and 37.482591 North Latitude
 Both SURFACE WATER and GROUNDWATER
 WATER USE CORRESPONDENTS:

File Number Use ST SR
 > ROBERT B & OLIVIA I SEGER

3353 Applicant

> 5023 N BIG BOW GRADE
 > JOHNSON KS 67855

> MCPHERSON COLLEGE
 > PBT FARM MANAGEMENT
 > PO BOX 1169
 > MCPHERSON KS 67460

8846

> HAYHOOK AG LLC
 > 7520 E RD 12
 > JOHNSON KS 67855

9440

> BRET SEGER
 > 5023 N BIG BOW GRADE
 > JOHNSON KS 67855

16776 Application

> BRET SEGER

17132 Applicant

>
> 5023 N BIG BOW GRADE
> JOHNSON KS 67855

> BRYCE A & RHONDA F WILKERSON

>
> PO BOX 568
> JOHNSON KS 67855

28302

Evaluation of proposed move for Water Right No. 16776

Proposed: Move water right no. 27620 ID1 a distance of 2,490 ft east to a new location.



Wells within 1 mile: 11702, S33 27620 ID2, S33 27620 ID6, and one domestic well in S33-34-41.

The saturated thickness at the proposed well location is estimated to be 132.7ft, based upon the GMD3 model. For saturated thickness greater than 200 ft, the drawdown allowance is 4.0 ft.

50 year Theis Analysis: The following values were used to run the analysis:

$S = 0.046$, $T = 15,220.6 \text{ ft}^2/\text{day}$, $tp_{\text{current}} = 49 \text{ days}$ (based on average use and observed rate),

$Q_{\text{current}} = 263 \text{ gpm}$ (based on 2015 field inspection), $tp_{\text{proposed}} = 181 \text{ days}$, $Q_{\text{proposed}} = 420 \text{ gpm}$

Theis drawdowns were calculated as follows:

11702: Drawdown from current location = 2.21 ft
 Drawdown from proposed location = 3.37ft
 Net drawdown = **1.2 ft**

S33 27620 ID2: Drawdown from current location = 2.02 ft
 Drawdown from proposed location = 3.14 ft
 Net drawdown = **1.1 ft**

S33 27620 ID6: Drawdown from current location = 1.81 ft
Drawdown from proposed location = 2.84 ft

Domestic 33-34-41: Drawdown from current location = 2.37 ft
Drawdown from proposed location = 3.56 ft
Net drawdown = **1.2 ft**

Net drawdown does not exceed the drawdown allowance of 4.0 ft for any well within 1 mile of the proposed location. Therefore, critical well analysis is not necessary.

Conclusion:

The proposed move is likely to create minimal effects on neighboring wells and appears unlikely to cause impairment. Any concerned neighbors should contact GMD3 at (620) 275-7147 or the Division of Water Resources at (620) 276-2901.

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

Laura Kelly, Governor

November 21, 2024

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

Re: Request for Recommendation,
File No. 16776

Dear Sir or Madam:

We are enclosing a copy of the referenced application, which was submitted by Rusty Seger 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: