NOTICE

This scan only represents the application as filed. The information contained herein meets the requirements of K.A.R. 5-3-1 or K.A.R. 5-5-1, and has been found acceptable for filing in the office of the Chief Engineer. The application should not be considered to be a complete application as per K.A.R. 5-3-1b or K.A.R. 5-5-2a. 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	o. <u>2</u>	6383-(00				-				REC	EIVE
. A	Application is hereby made for approval of the Chief Engi						nainee	er to change the (check one or both):				OCT 18 2024							
	Place of Use Point of Diversion																		
	nder the	water	right y	vhich is	the s	<u> </u>			ation i	_				ndition	s desc	rihed b	Miller	arden (City Field Of Water Reso
					s uie s	-				_				nunuon	5 0050	nocu i			Mater Nesu
	he source	eorsu	i kiddr	5.			sround	water			Surfa	ce wai	er						
. N	ame and	addre	ess of	Applica	ant: H	lenry J	& Gra	ace K [Dyck										
	Name and address of Applicant: Henry J & Grace K Dyck																		
P	hone Nu	mber:	1621	3) 2	90-	15%	16		Email	addre	ss:								
N	ame and	addre	ess of	Water	Use C	orresp	onder												
S	ame as A	Above			_	_													
P	hone Nu	mber:	()					Email	addre	ss:								
Т	he prese	ntly au	uthoriz	ed pla	ce of u	ise is:													
0	wner of l	Land -	N/	AME:															
				ESS:															
(11	f there is n	nore th	an one	landow	vner, at	tach su	ppleme	ental sh	eets as	neces	sary.)								
				NE	1/4			N	N1/4			SV	N1/4			SE	Ξ¼		TOTAL
Sec.	Twp. I	Range	NE1/4	NW1/4	SW1/4	SE1/4	NE ¹ /4	NW1/4	SW1/4	SE¼	NE ¹ / ₄	NW1/4	SW1/4	SE1/4	NE¼	NW1/4	SW1/4	SE1/4	ACRES
						_				_									
			/																
					/														
							l								n				
lf	this appl	ication	n is for	a char	nge in	place	of use	, it is p	ropose	ed that	the pla	ace of	use be	e chan	ged to	:			
0	wner of L	Land -	NA	ME:					-				-	_					
		ł	DDR	ESS:		_				-	_								
(11	there is n										sary.)	-							
			-	NE	NE ¹ / ₄		NW1/4			SW1/4		SE¼			TOTAL				
				ABACI	SW1/4	SE1/4	NE ¹ / ₄	NW1/4	SW1/4	SE1/4	NE ¹ /4	NW1/4	SW1/4	SE%	NE ¹ ⁄ ₄	NW1/4	SW1/4	SE ¹ /4	ACRES
Sec.	Twp.	Range I	NE ¹ / ₄	NVV 74	J 44 /4												01174		
Sec.	Twp. F	Range	NE ¹ ⁄ ₄	NVV 74	54474	02/2													
Sec.	Twp. F	Range	NE¼	NVV 24	511/4														

For Office Use Only: Code C 6T Fee \$ 200,00TR #

Receipt Date 10-18-24 Check # 1204

5.	Presently authori	zed point of	diversion:				
·			Quarter of the	SE	Quarter of the	NW	Quarter
	of Section	4	, Township	25	South, Range	35	W.
	in Kearny	Co	unty, Kansas, 2667	feet North	3023 feet West of	Southeast come	r of section.
			Authorized Quantity				
			No. 1 03 GF				
			This point will be chang				
			(Complete only if chan				the second se
			Quarter of the				
	of Section	4	, Township	25	South, Range	35	W,
			unty, Kansas, 5004				
	Proposed Rate		Proposed Quantity		Proposed well depth	(feet) 620	
ł			Geo Center List				
6.	Presently authori	ized point of	diversion:				
	One in the	-	Quarter of the	NC	Quarter of the	NW	Quarter
	of Section	4	, Township	25	South, Range	35	W,
			No. 06 GF				
- 1							
	Proposed point of	of diversion:	(Complete only if chan	ge is request	ed or if existing point is	better describe	ed by GPS)
	One in the		Quarter of the		Quarter of the		Quarter
	of Section		, Township		South, Range		W,
	in	Co	unty, Kansas,	feet North	feet West of	NW Quar 35	r of section.
	Proposed Rate		Proposed Quantity		Proposed well depth	(feet)	
			Geo Center List				
7.			for the following reason				
	(please be specific))		300			200
				B		100 200	Emb
					/- =		
8.	If a well, is the test	hole log attacl	ned? 🛛 Yes 🗌 No	200	-141+1	4 + 1	1 -= 200
•				200			
9.	The change(s) (was	s)(will be) com	ipleted by?				13
				100	/ + + =	+ +	1 - 100
10	If the point of diver	ion in a wall:		1	<u> </u>		-
10.	If the point of divers			West 0		atuuluotuulu	
	(a) What are you g	going to do wit	the old well?	West	=	annihinnin	E Cast
	Plug Co	8					7
	(b) When will this I		· · · · · · · · · · · · · · · · · · ·	100	<u>-</u>	+ +	1 100
	(D) VALIEN WILLING			E	\ <u>=</u>		/=
4.4	Croundwater Mana	annont Distric	transmusedation attache	d2 200	N. I.		
			t recommendation attache	ed? 200	Ξ T T T T	· · · 7	200
				E		-/-	T
12.	Assisted by JG/GC	FO		E	200 100 0	100 200	للسطة 300
40-	16 11-		111	300	0 200 100 0 South		
13a	feet but within 2.640) feet of the ex	will be relocated more than isting point of diversion, at	300 tach 13b If the	proposed point of diversi	on will be relocat	ed within a 300
	a topographic map	o or aerial pl	notograph. For groundw	ater foot	radius of the existing point	of diversion, indi	cate its location
	sources, show all w	int of diversion	domestic) within one-half n and the names and ma	mile on th	e diagram shown above i sion. The proposed poi	n relation to the e	existing point of
	addresses of the ov	wners. For su	rface water sources, show	the within	n the circle shown above	. (PLEASE NOTI	E: The "X" in
	downstream and o	esses of the	landowner(s) one-half upstream from your prop		er of diagram above orized point of diversion		the presently
	lines		aperiodin nom jour prop	auti	on a point of difeision	,	

DWR 1-121 (Revised 09/11/2019)

lines

- 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 KNo (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 INO (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, Kansas,	this 1877+ day of 0CTO BER , 2024.
× Henry All (Owner)	* Grace Dack (Spouse)
(Please Print)	Aspouse) + Grace Dyck (Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
State of Kansas County ofFINNEYSS	10-
I hereby certify that the foregoing application was signed of, 20 2 4	in my presence and sworn to before me this $l \underline{\beta} l \underline{H}$ day
My Commission Expires 91426 STATE STATE	NE REINER AT PUBLIC DF KANSAS Sept. 14. 2022
ONULY COMPLETE APPLICATIONS WILL BE PROCESSED. To be complete	, all of the easticable portions of the eastication form must be tombeted Wil

<u>ONLY COMPLETE APPLICATIONS WILL BE PROCESSED</u>. To be complete, all of the applicable portions of the application form 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 charge 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 \$1	00
(2)	Application to change a point of diversion more than 300 feet\$2	:00
(3)	Application to change the place of use\$2	00

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. _______.

- 1. A change application was received on ______ 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.
- 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
- 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.
- 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, 20_____, 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.
- 8. Installation of the works for diversion of water shall be completed on or before December 31, 20_____, or within any authorized extension of time. By March 1, 20_____ 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.
- 9. The completed well log shall be submitted with the required notice.
- 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 IN 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.

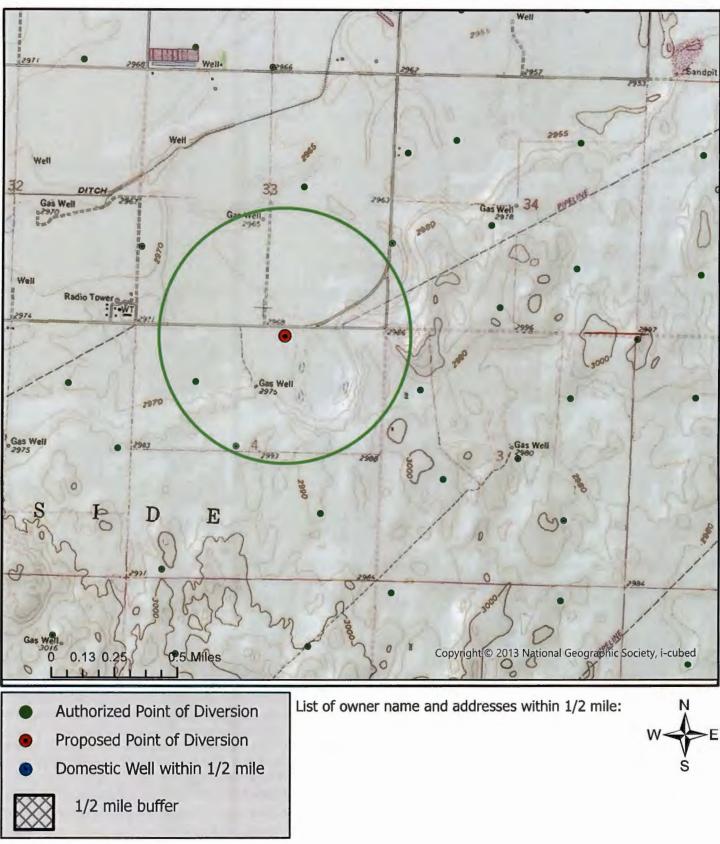
For Use by Register of Deeds

FOR OFFICE USE ONLY <u>APPLICATION APPROVED AND</u> <u>SUMMARY ORDER ISSUED</u>

By: Duly Authorized Designee of the Chief Engineer
(Print Name): Division of Water Resources - Kansas Department of Agriculture
Date of Issuance:
State of Kansas)) SS County of)
Acknowledged before me on
ру
Signature:
Notary Public
My commission expires:

Not Applicable

CHANGE IN PLACE OF DIVERSION WATER RIGHT, FILE NO. 26383



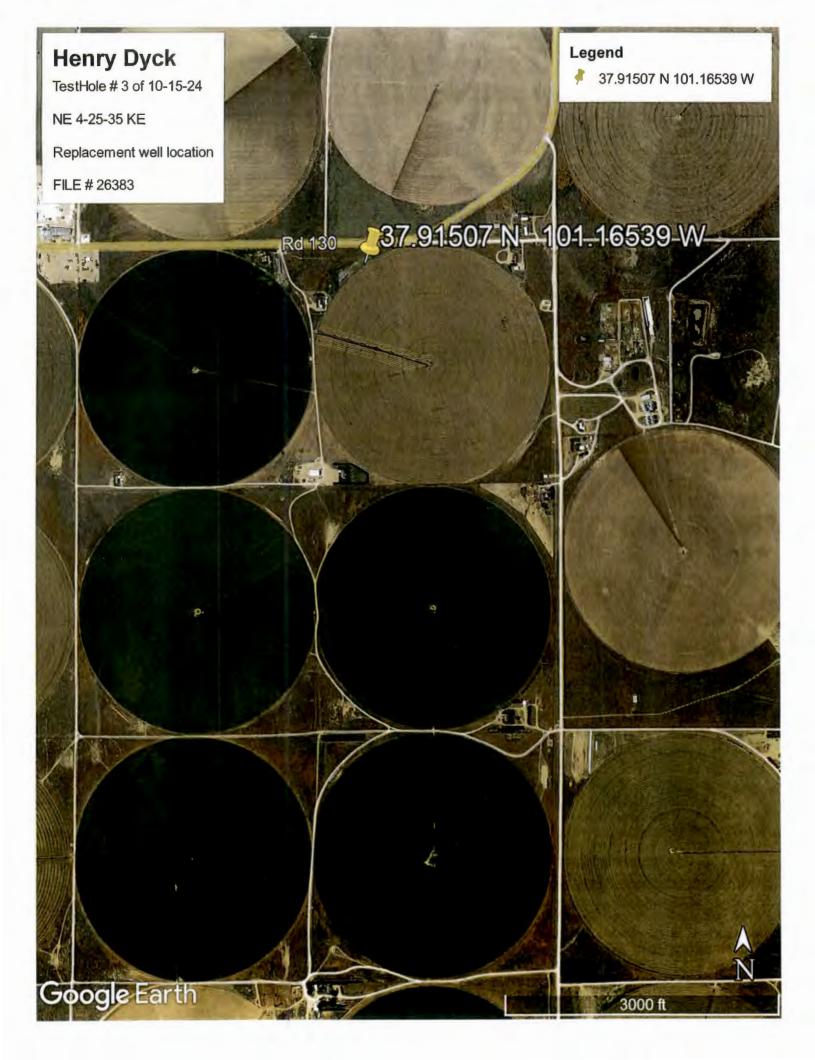
NW 1/4 of Section 4 Township 25 South Range 35 West Kearny County

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

3795 W. Jones Ave. Garden City, KS 67846 PH: 620-277-2389 PO Box 639 Garden City, KS 67846 Fax: 620-277-0224

	Hyo	AND ADD TO THE OWNER.	an alfin nation a
HENRY		baurces bau-a	904576

Custome	r Name:	Henry 1	Quele	WO#: <u>27630</u> Date: <u>10-15-24</u>
Street Ad		TENTY 1	143 6	COAn 130 Test #: 3 E LOG: Yes
City, Stat				KS. 67860 Driller: Dale Guinn
County:		Quarter	NE NE	Section: 4 Township: 25 Range: 35
Location	Dearny	-	. ME	GPS: N37,91507 W101,16539
Rig #:	10002	,		Elevation: 2954' Static WL: 170ff Estimated? Tes
ing	10002		-	Proposed Well Depth 631
N	I Su	Pere	Cas,	
1100	1 10	Footage	29.21	
%	From	Pay	То	Description of Strata 86383
	0	T	2	Top Sail
	2	1	32	Sand Fine Med Course Small Med Large Gravel
	32	1	40	Sand Fine Med Course v/Few This clay strips
-	40		64	Brown Sandy Clay
	64	1	79	Blue Clay
	79	1	94	Sand Fine w Many Clay Lavers
	94		105	Sand Fire Med Course
	105		121	Brown & Blue Clay
	121	1	134	Sand Fine
	134		142	Sand Fire Med
	142		160	Blue + Brown Clay w/Few Fine Sand Layers
	160	1	193	Blue Clay w/ couple Fine Sand Strips
10	193	8	201	Sand Fine Med W/Mony Brown Clay Lugers
25	201	40.	241	Sand Fine Med Course
15	241	23	264	Sand Fine w/ Some white Rock + couple Calich Strips
20	264	13	277	Sand Fine Med v/Some White Rock
30	277	18	295	Sand Fine Med Course w/ Tan & Some Brown Bock
	295		299.	Brown Sandy Clay
10	299	10	309	Sand Fine For Med w/ Fer clay strips
10	309	25	334	Sandstone # / For Somestone w/ Some Brown Rock
	334		336	Black Shale
20	336	6	342	Sandstone "Loose"
	342		390	Scapstone w/ comple Sendstane Strips
10	390	49	439	Sandstone
5	439	61	500	Somestone + Sandstone
10	500	10	510	Sendstone
	510		518	Sandstone Shale
10	518	93	611	Sandstone w/Few Soapstone Strips Shale "Hard
	611		620	Shale "Hard
				Super Gel X - 12
	-		-	Platinum Dris Pac Reg - 2
			-	Grout -6 Hok Plug -6
			-	Hole Plus -6
				Perma Plus -1
	-			5/4 Drag Blade -1
	1		-	
	1			
	-		1	
	1	1		



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

October 18, 2024

MARILYN WOLFE TRUST PO BOX 334 DEERFIELD KS 67838

> RE: Application for Change Water Right, File Nos. 26383

Dear Sir or Madam:

This is to advise you that Henry Dyck has filed an application for approval of the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, to change the point of diversion under the above referenced applications. An irrigation well is proposed to be relocated to the NW¹/₄ NW¹/₄ NE¹/₄ of Section 4, Township 25 South, Range 35 West, Kearny County.

You can find the complete applications posted by water right file number as referenced above at: www.Agriculture.ks.gov/DWRNotices

You are notified on this proposed point of diversion (well) so that you may furnish this office with any comments or other information you want to submit. Such comments or other information must be received in this office within 15 days from the date of this letter.

Should you have any questions, please feel free contact this office. If you would prefer, you could arrange an appointment for additional assistance. Please refer to the file number when you contact us if you wish to discuss a specific file.

Sincerely,

Ma

Austin J. McColloch Assistant Water Commissioner

AM:

pc: