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:						
7977	3-20 2024	C2	4	3						
6. Status: ☐ Approved ☐ Deni	ed by DWR/GMD	Dismiss by Reques	t/Failure to Return	7. Filing Date of Change:						
		:		9/19/2023						
8a. Landowner, applicant, Perso	n ID <u>26969</u>	8c.		Person ID						
New to system ☐ Add S	Seq#	New to sy	New to system ☐ Add Seq#							
ALVIN J & FLORENCE J BOX 51 SUBLETTE, KS 67877	STOPPEL									
8b. Landowner(s) New to system □	Person IDAdd Seq#	8d. WUC New to sy	stem	Person ID <u>17366</u> Add Seq#						
		РО ВО	ALVIN J STOPPEL PO BOX 592 SUBLETTE, KS 67877-0592							
9. Documents and Enclosure(s): ⊠ DV	VP Meter(s) Date to Comp	lv: 12/31/2024	N & P Date to	Comply:						
☐ Anti-Reverse Meter ☐ Meter☐ ☐ Conservation Plan Date Require				Oriller Copy						
10. Use Made of Water From:		To: _								
			Date Prepared: 4/20/2 Date Entered:	2024 By: MAM By:						

File No.	7977		11. Cou	nty: HS	Ва	sin: CR	OOKE	ED CR	EEK			St	ream:							Fo	rmation (Code:	Special Use:
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13. Stora	age: Rate_			_ NF	Quar	ntity					ac/ft	Ac	lditiona	al Rate					NF	Addi	tional Qua	antity	ac/ft
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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

March 20, 2024

TOM STOPPEL PO BOX 592 SUBLETTE, KS 67877-0592

RE:

Field Office Application for Change

Water Right, File Nos. 7977, 8739, 18479

Dear Sir:

Enclosed are orders 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.

Your attention is directed to the enclosures and to the terms, conditions, and limitations specified in these approvals for change. A condition of these approvals 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 documents referred to above, they 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

CERTIFICATE OF SERVICE

On this 20th day of March 2024, I hereby certify that the foregoing Approval of Application for Change in Place of Use, Water Right, File Nos. 7,977, 8,739 and 18,479 dated 20th day of March 2024 was mailed postage prepaid, first class, US mail to the following:

TOM STOPPEL PO BOX 592 SUBLETTE, KS 67877-0592

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

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feet but within 2,640 feet of the existing point of diversion, at a topographic map or aerial photograph. For groundwater sources, show all wells (including domestic) within one-half mile 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

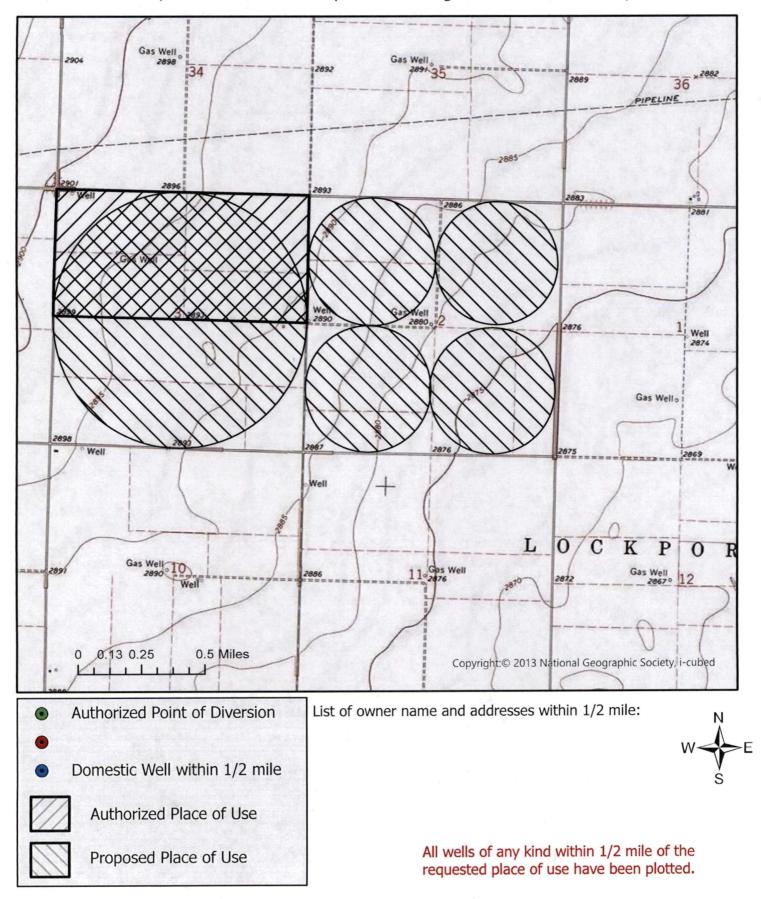
14. If the proposed groundwater point of diversion is 300 or lewer feet	from the existing point of diversion, complete the following.
(a) Does the undersigned represent all owners of the currently aut Yes No (If no, all owners must sign this app	
 (b) Will the ownership interest of any owner of the currently auth affected if this application is approved as requested? ☐ Yes ☐ No (If yes, all owners must sign this approved as requested) 	
(c) If this application is not approved expeditiously, will there be su ☐ Yes ☐ No (If no, all owners must sign this app	
If the application proposes a surface water change in point of diversion, or a change in place of use, the application must be signed by all owner agent (attach notarized statement authorizing representation).	
I hereby verify, being first duly sworn upon my oath or affire age and the owner, the spouse of the owner, or a duly author their behalf, in regards to the water right(s) to which this appointment on this application are true, correct and complete. Dated at, Kansas, this	orized agent of the owner(s) to make this application or pplication pertains. I further verify that the statements
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I hereby certify that the foregoing application was signed in of 320 23.	my presence and sworn to before me this 19^{+4} day
My Commission Expires My Appointment Expires December 15, 2026	Notary Puglic
ONLY COMPLETE APPLICATIONS WILL BE PROCESSED. To be complete, a	
accurate information; maps, if necessary, must be included; signatures of all the the appropriate fee must be paid.	appropriate owners' must be affixed to the application and notarized; and
FEE SCHEE	
Each application to change the place of use or the point of diversion und forth in the schedule below: Make checks payable to: Kansas Departr (1) Application to change a point of diversion 300 feet or less.	ment of Agriculture \$100
(2) Application to change a point of diversion more than 300 fe (3) Application to change the place of use	\$200
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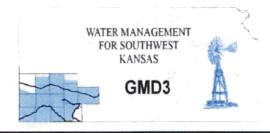
SUMMARY ORDER APPROVING APPLICATION FOR CHANGE AND IMPOSING CONDITIONS

pro Wit	s 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 visions of the Kansas Water Appropriation Law, K.S.A. 82a-701 et. seq., and rules and regulations promulgated thereunder, the exception of those conditions expressly contained herein, this Summary Order does not change the terms, conditions and itations of File No
1.	A change application was received on
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 \(\sum \) 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
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 I 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, 20 2, 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, 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 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 \sum Not Applicable
11.	Additional Conditions are attached.
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 <i>Kansas Water Appropriation Law</i> and the <i>Rules and Regulations</i> 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 FOR OFFICE USE ONLY
you Eng Agr filed adn day revi File Leg 665	APPLICATION APPROVED AND SUMMARY ORDER ISSUED Summary request an evidentiary hearing before the Chief gineer or request administrative review by the Secretary of iculture. A request for hearing by the Chief Engineer must be dividin 15 days of service of this Order and a request for ninistrative review by the Secretary must be filed within 30 so pursuant to K.S.A. 77-531. Any request for administrative lew must state a basis for review pursuant to K.S.A. 77-527. The any request with Kansas Department of Agriculture, all Division, 1320 Research Park Drive, Manhattan, KS 102. Failure to timely request a hearing or review may clude review under the Kansas Judicial Review Act. APPLICATION APPROVED AND SUMMARY ORDER ISSUED By: Duly Authorized Designee of the Chief Engineer Division of Water Resources - Kansas Department of Agriculture Date of Issuance: State of Kansas) SS
	For Use by Register of Deeds County of Tinney
	Acknowledged before me on March 20, 2024
	by Michael A Meyer
	Signature: Naron holsten
	My commission expires: My Appointment Expires My Appointment Expires May 18, 2027

CHANGE IN PLACE OF USE WATER RIGHT, FILE NO. 7977

NW 1/4 of Section 03 Township 30 South Range 32 West Haskell County





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

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

September 26, 2023

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

RE:

Applications for Change in Place of Use

Water Right, File Nos. 7977, 8739 & 18479

Dear Mike:

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 eliminate the corners of the pivot systems to better suit the operation and keeps the acres within the allowable range, in accordance with K.A.R. 5-5-11(b). There is a future PD change proposed for one of the wells and the acre feet will be adjusted at that time. 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

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SEP 2 5 2023

Garden City Field Office Division of Water Resources

GMD3 Change Review

File No(s).: 7977, 8	739, 18479.		DWR office: <u>GC</u> .	
App filed to change:	PU.			
Is Landowner(s) cor	rect in WRIS: _	Alvin Stope	<u>3</u> 1.	
If NO, is doc	umentation incl	uded?		
Is Water Use Corres	pondent correct	in WRIS?		
	umentation incl			
Regulation(s) Review				
Point of diversion II				
	(-)	0		
f	t. North ft.	West		
Authorized PD				
Proposed PD				
Difference	0	0		
a2 + b2 = c2	0	0	0	
GPS for proposed Pl	D: Lat:	Long:		
Is proposed PD stack	king on existing	WRs? No	Change.	
Is Proposed PU over	lapping existing	g WRs? Ren	moving acres and making a complete	
overlap.				
Neighboring certifie	d well(s) notifie	:d:		
Name				
Address				
Zip				
Email: Phone	e:			
Domestic well(s) no	tified:			
Name				
Address				
Zip				
Base Acres:				
Perfected Acres:				
Irr. Return-Flow	%			
Haskell County				
7977: 552AF @ 15	00gpm, 5160N	4818W, 3-3	0-32	
319.04 acres	, N2 3-30-32			
8739: 1280AF @ 1	920gpm, 2439N	1 5218W, 2-	-30-32. PD change is in the works a	nd
will then take care	of AF reduction	n and make	the ratio more in line	
639.28 acres				
18479: 640AF @ 1	240gpm, 2793N	1 4006W.3-3	30-32	
320 acres, 3	-			
Combined: 2472A		cres. 1.9AF	/acre	
Proposed:			A second	
- F				

GMD3 Change Review

500 acres, 3-30-32. Half mile pivot and dropping the corners in the section 500 acres, 2-30-32. Quarter mile pivot (125acres) in each quarter and dropping the corners.

Combined: 2472AF on 1000 acres. 2.472AF/acres

Is a waiver needed: No new acres being proposed and will make a complete overlap on all three water rights.

Recommendation: After review of all information, it appears to meet current area rules.

We will be working the PD change as soon as we get it. Staff recommends approval of the application.

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SEP 2 5 2023

Garden City Field Office Division of Water Resources 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

September 25, 2023

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

Re:

Request for Recommendation

Water Right, File Nos. 7977, 8739, 18479

Dear Mr. Norquest:

This is to advise you that Alvin Stoppel has filed an applications for approval of the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, to change the 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