# Kansas Department of Agriculture Division of Water Resources

# **CHANGE: P/D WORKSHEET**

1. File Number:	2. Status Change Date:		4. Field Office:	5. GMD:
896	5-16-2024	C2	4	3
6. Status: ☐ Approved ☐ Den	ed by DWR/GMD	Dismiss by Reques	t/Failure to Return	7. Filing Date of Change:
				4/10/2024
8a. Landowner, applicant New to system □	Person ID <u>58939</u> Add Seq#	8c. Landown New to sy		Person <u>58487</u> Add Seq#
A K CORAL CAY FAMIL' Attn: E J & KATHLEEN I PO BOX 1227 SYRACUSE, KS 67878-1	DE GROOT	11501	AS DAIRIES II (H SW RD 31 CUSE, KS 67878	ERMANA DAIRY)
8b. Landowner(s), New to system □  KANSAS DAIRIES I LLC 11501 SW CR 31 SYRACUSE, KS 67878-7		РО ВО	ARY GALE	Person ID <u>63826</u> Add Seq#
9. Documents and Enclosure(s): ☑ D\ ☐ Anti-Reverse Meter ☐ Meter ☐ Conservation Plan Date Requir	Seal 🛛 Check Valve	⊠ N & P Form	☑ Water Tube    ☑ □	Comply: 3/1/2025  Oriller Copy H & E Letter  Comply:
10. Use Made of Water From:		To:		
			Date Prepared: <b>5/16/</b> Date Entered:	<b>/2024</b> ву: <b>МАМ</b> ву:

File No	. 896		11. County	y: SC	Ва	sin: W	HITEV	VOMA	N CRI	EEK		S1	tream:							Fo	rmation Co	de: 211	Special Use:	
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Lim	itation:		af/yr	at				gpm (_				cfs) wi	nen co	mbine	d with	file nu	umber	(s)				.,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,		
15. 5YF	R Allocation:	: Allocation	Туре	Sta	art Yea	r		5 YR	Amou	nt														
16. Pla	ace of Use				NI	≣1⁄4			NV	<b>V</b> ½			sv	V1/4			S	6E1/4		Total	Owner	Chg?	Overlap Files	
MOD DEL ENT	PUSE	STR	ID	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	NE 1/4	NW 1/4	SW 1/4	SE ¼					
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Base A		ear:	Minimum	Reasor	nable C	Quantity	y:																	

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 16, 2024

A K CORAL CAY FAMILY TRUST Attn: E J & KATHLEEN DE GROOT PO BOX 1227 SYRACUSE, KS 67878-1227

RE:

Field Office Application for Change

Water Right, File No. 896

Dear Sir:

Enclosed is an 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 these approvals 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,

Michael A. Meyer

Water Commissioner

MAM: Enclosures

pc: Zachary Gale

#### CERTIFICATE OF SERVICE

On this 16<sup>th</sup> day of May 2024, I hereby certify that the foregoing Approval of Application for Change in Point of Diversion, Water Right, File Nos. 896 dated 16<sup>th</sup> day of May 2024 was mailed postage prepaid, first class, US mail to the following:

A K CORAL CAY FAMILY TRUST Attn: E J & KATHLEEN DE GROOT PO BOX 1227 SYRACUSE, KS 67878-1227

Pc:

ZACHARY GALE PO BOX 1227 SYRACUSE, KS 67878-1227

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:

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

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

File No. \_\_\_\_

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.

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of d	liversion ar	nd/or pl	ace of	use,											•	R	ECI	EIV	ED
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						F	ile No.	<u>896</u>								A	PR 1	0 20	124
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	☐ Place of Use ☐ Point of Diversion ☐ Divison 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:																		
2.																			
	PO BOX																		
	Phone No																		
	Name an	d addre	ess of \	/vater	Use C	orresp	ondeni	: no c	nange										<del>_</del>
	Phone No	umher:	(						Email :	addres	s:								
3.	The pres						•												
٠.	Owner of																		
	(If there is more than one landowner, attach supplemental sheets as necessary.)																		
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	OWNER OF			ESS:															
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Page 1

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	l .	his point is:	dditional \	Vell ☐ Geo Cente	er List other v	vater rigl	hts that will use	this point		
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	l	n		Quarter or, Township	fee	t North _	feet	t West of So	utneast com	er or section.
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1				sion will be relocated he existing point of di			he proposed poir	nt of diversion	will be reloc	cated within a 300
		a topographic ma	p or aer	ial photograph. Fo	r groundwater	foc	the diagram sho	wn above in	relation to th	e existing point of
		of the proposed p	wells (incli oint of div	ial photograph. Founding domestic) withing domestic) withing rersion and the nam	es and mailing	div	orgion The pro	anased naint	of diversion	must be located
							hin the circle sh	own above.	PLEASE NO	OTE: The "X" ir the presently
		names and add	resses of one-half	the landowner(s) mile upstream from	your property	au	thorized point o	f diversion.)	[	
		lines								

<ol><li>If the proposed groundwater point of diversion is 300 or fewer feet fron</li></ol>	
(a) Does the undersigned represent all owners of the currently author ☐ Yes ☐ No (If no, all owners must sign this applica	ation.)
(b) Will the ownership interest of any owner of the currently authorized affected if this application is approved as requested? ☐ Yes ☐ No (If yes, all owners must sign this application)	cation.)
(c) If this application is not approved expeditiously, will there be subs  ☐ Yes ☐ No (If no, all owners must sign this application)	stantial damage to property, public health or safety? ation.)
If the application proposes a surface water change in point of diversion, a or a change in place of use, the application must be signed by all owners or agent (attach notarized statement authorizing representation).	groundwater change in point of diversion greater than 300 feet, of the currently authorized place of use, or their duly authorized
I hereby verify, being first duly sworn upon my oath or affirma age and the owner, the spouse of the owner, or a duly authori their behalf, in regards to the water right(s) to which this app contained in this application; are true, correct and complete.	lication pertains. I further verify that the statements
Dated at 3/29/24 A.Kansas, this	29th March , 2024.
61000	•
ET De GROOT	(Spouse)
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print) State of Kansas (ali forn 16 County of LOS Angells) SS	SUSANA KATSAS Notary Public - California Los Angeles County Commission # 2408187 y Comm. Expires Jul 13, 2026
I hereby certify that the foregoing application was signed in	197"
of	
My Commission Expires 9:0/4 13, 2026	Notary Public / Ralsus
ONLY COMPLETE APPLICATIONS WILL BE PROCESSED. To be complete, al accurate information; maps, if necessary, must be included; signatures of all the athe appropriate fee must be pald.	Il of the applicable portions of the application form must be completed with appropriate owners' must be affixed to the application and notarized; and
FEE SCHED	<u>ULE</u>
Each application to change the place of use or the point of diversion und forth in the schedule below: Make checks payable to: Kansas Departn (1) Application to change a point of diversion 300 feet or less. (2) Application to change a point of diversion more than 300 feet (3) Application to change the place of use	\$100 et\$200

## SUMMARY ORDER APPROVING APPLICATION FOR CHANGE AND IMPOSING CONDITIONS

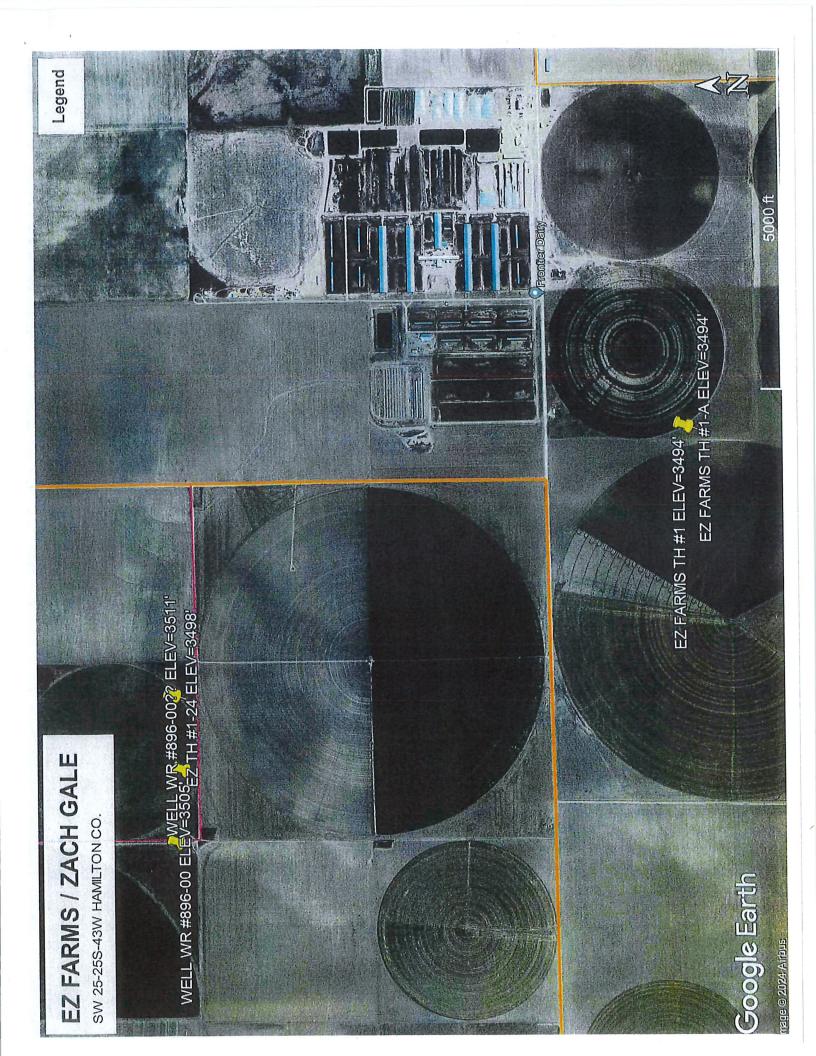
This Summary Order is issued under authority of K.S.A. 82a-708b, as amended, and K.A.R. 5-5-1, et seq. and other applicable provisions of the Kansas Water Appropriation Law, K.S.A. 82a-701 et. seq., and rules and regulations promulgated thereunder, With the exception of those conditions expressly contained herein, this Summary Order does not change the terms, conditions and limitations of File No. 896 requesting that the place of use and / or point of A change application was received on diversion authorized under the above-referenced file number be changed as described in the application. On and after the effective date of this summary order, the authorized place(s) of use shall be located substantially as shown on 2. the topographic map accompanying the application to change the place of use. ☐ Applicable ☐ Not Applicable The change in point of diversion shall not impair existing rights and shall be limited to the same source or sources of water as 3. previously authorized. The point of diversion authorized by this summary order shall be located within a \_ radius of the authorized point(s) of diversion. 

Applicable 

Not Applicable 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 The point(s) of diversion authorized herein shall not actually be located more than \_ authorized point(s) of diversion. 

Applicable 
Not Applicable feet from the previously 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 ☐ Not Applicable ☐ Applicable K.A.R. 5-6-13. 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. ☐ Not Applicable ☐ Applicable , or within any Installation of the works for diversion of water shall be completed on or before December 31, 20 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. ☐ Not Applicable ☐ Applicable 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 П№ 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. FOR OFFICE USE ONLY Administrative Appeal and Effective Date of Order APPLICATION APPROVED AND If you are aggrieved by this order, pursuant to K.S.A. 82a-1901, SUMMARY ORDER ISSUED 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 Duly Authorized Designee of the Chief Engineer 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 (Print Name): MICHAEL A. MEYER Division of Water Resources - Kansas Department of Agriculture review must state a basis for review pursuant to K.S.A. 77-527. File any request with Kansas Department of Agriculture, Date of Issuance: Legal Division, 1320 Research Park Drive, Manhattan, KS 66502. Failure to timely request a hearing or review may State of Kansas preclude review under the Kansas Judicial Review Act. SS For Use by Register of Deeds County of Acknowledged before me on Signature: AARON T. HOLSTED NOTARY My Appointment Expires My commission expires: Notary SMay 18, 2027



DATE: 4/18/24

CUSTOMER NAME: Zach Grate / EZ Farms TH#1-2

LEGAL: SIN 25-255-43WI

COUNTY: Hamilton Co. KS

GPS: 37.841778

-101.992388



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DATE:	

Drilling Inc.

LEXINGTON, NE
ALLIANCE, NE
OARDEN CITY, KS

CUSTOMER NAME: 1	ach Gale	(EZ	Farms	TH#1-74	
LEGAL:					
COUNTY:					
GPS:					

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# ZACH GALE / EZ FARMS

**COMPANY** 

: DOWNEY DRILLING INC

WELL

ZACH GALE / EZ FARM TH#1-24

LOCATION/FIELD

COUNTY

: HAMILTON

LOCATION

: SWISAS

SECTION

: 25

**TOWNSHIP** 

: 258

OTHER SERVICES:

RANGE: 43W

DATE

: 04/18/24

PERMANENT DATUM : GL

ΚB

DEPTH DRILLER

LOG BOTTOM

: 802

: 791.20

LOG MEASURED FROM: GL

DF

LOG TOP

: 0.90

DRL MEASURED FROM: GL

GL : 2820

CASING DIAMETER: 10.

LOGGING UNIT

: 1903

CASING TYPE : SURFACE

FIELD OFFICE

: O'DRISCOL

CASING THICKNESS:

RECORDED BY

: DIEGO

BIT SIZE

: 6.25

**BOREHOLE FLUID** 

: MUD

FILE : ORIGINAL

MAGNETIC DECL. : 0

RM

: .179

MATRIX DENSITY : 2.65

RM TEMPERATURE

TYPE : 8144A

MATRIX DELTA T

: 68.5

LGDATE: 04/18/24

**NEUTRON MATRIX**: SANDSTON

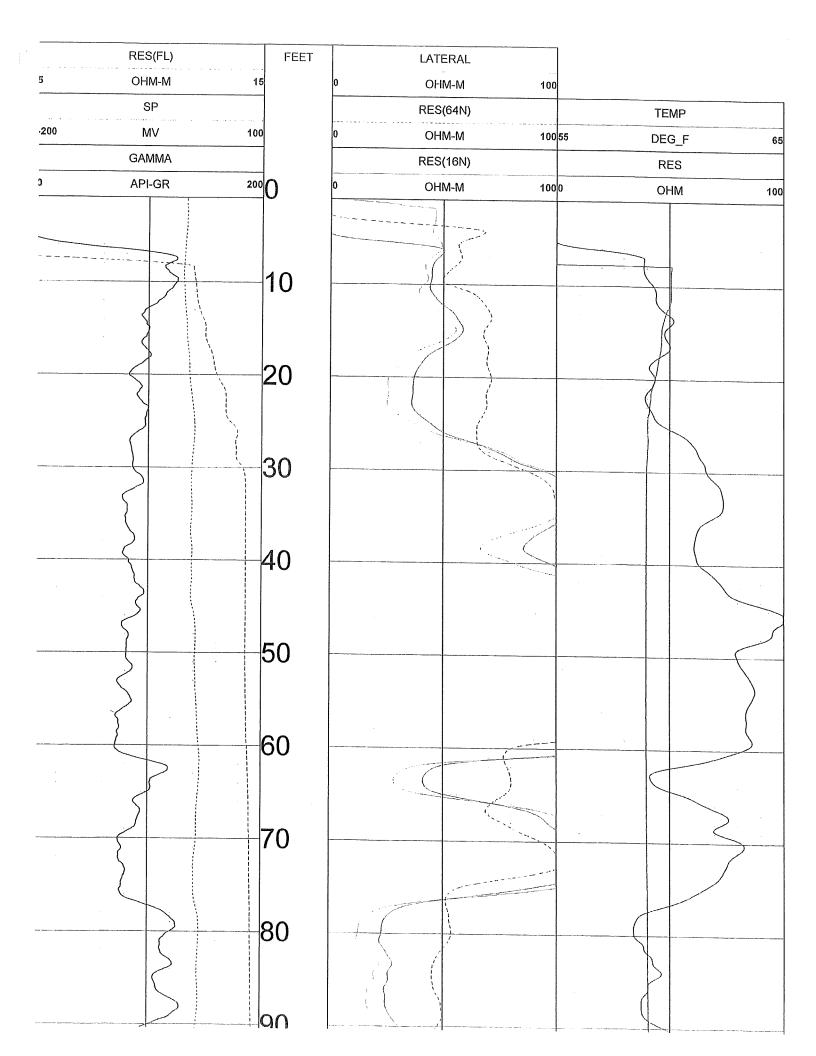
: 54

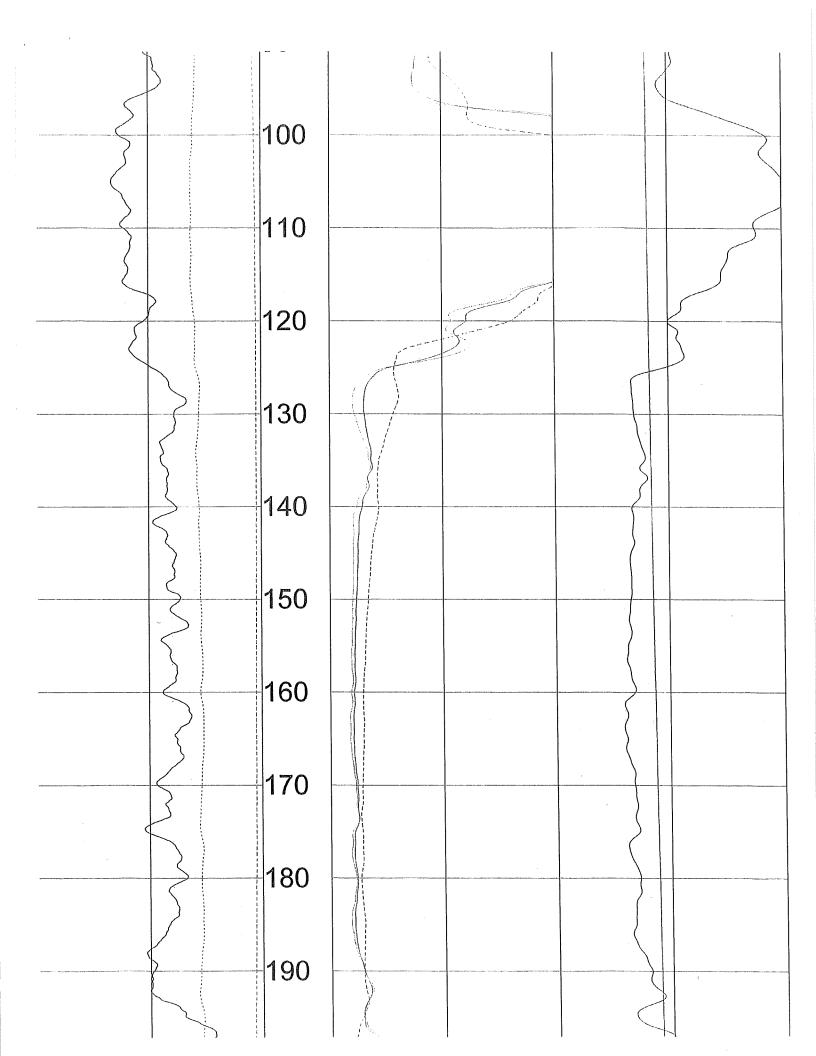
LGTIME: 22:56:

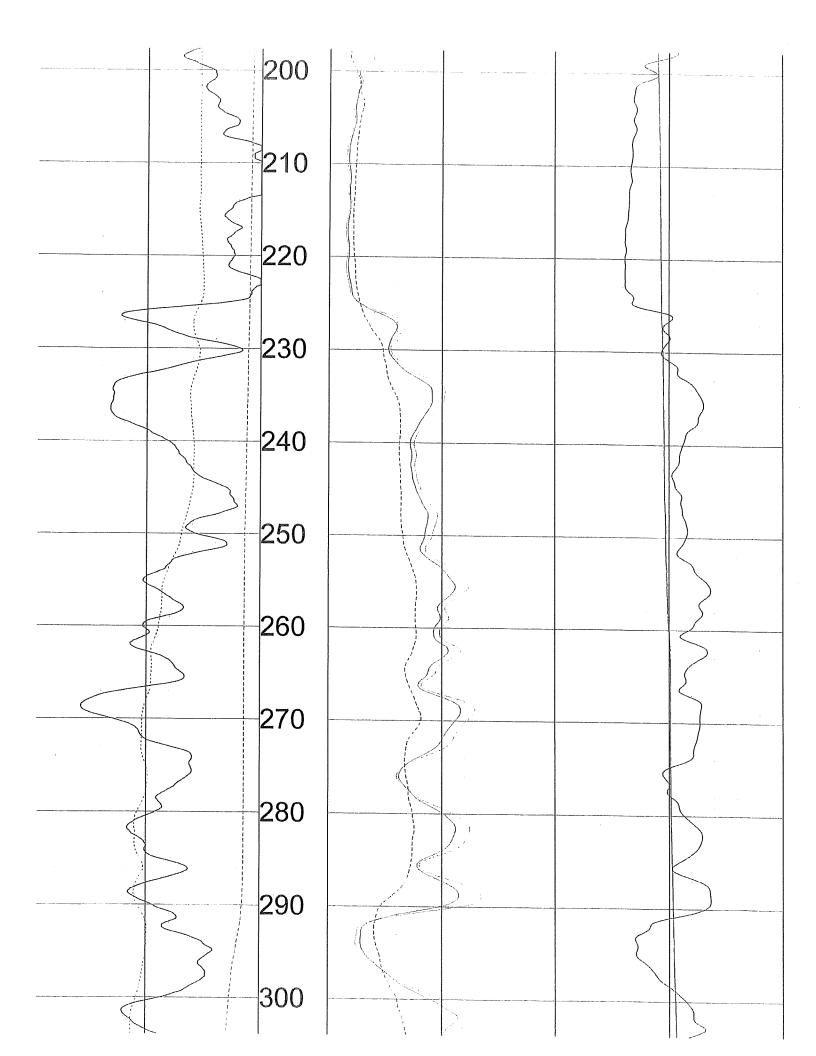
THRESH: 99999

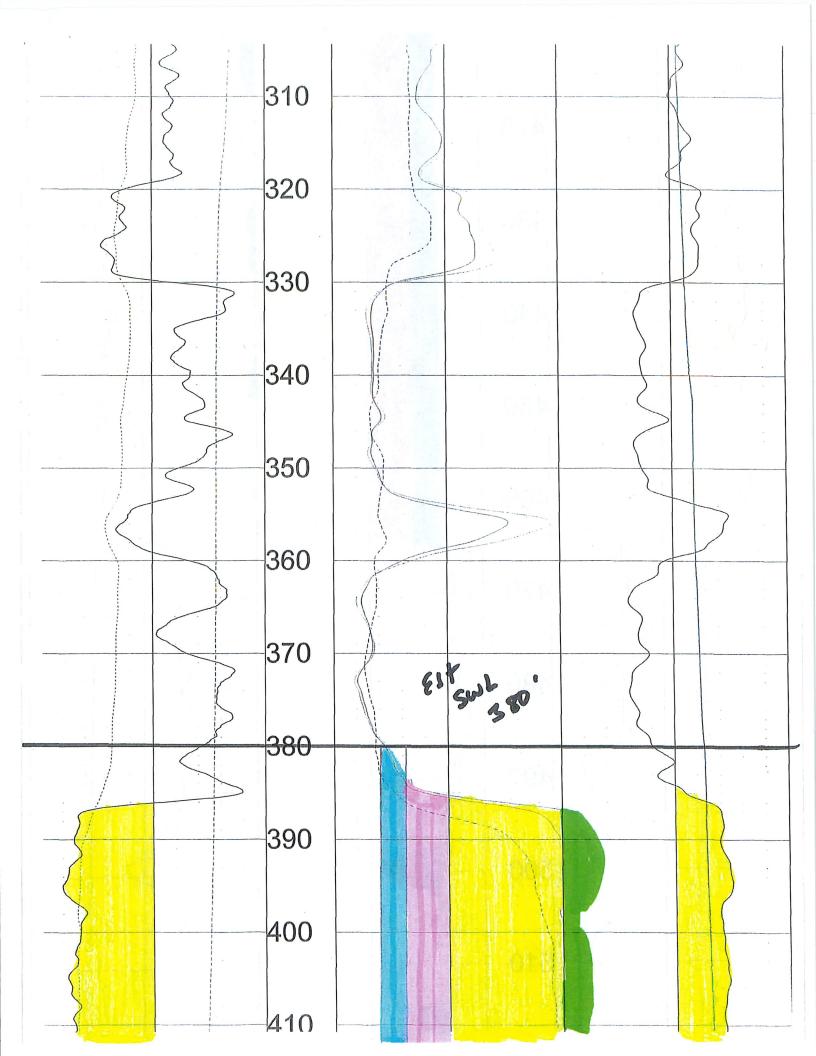
GPS 37.841778, -101.99238

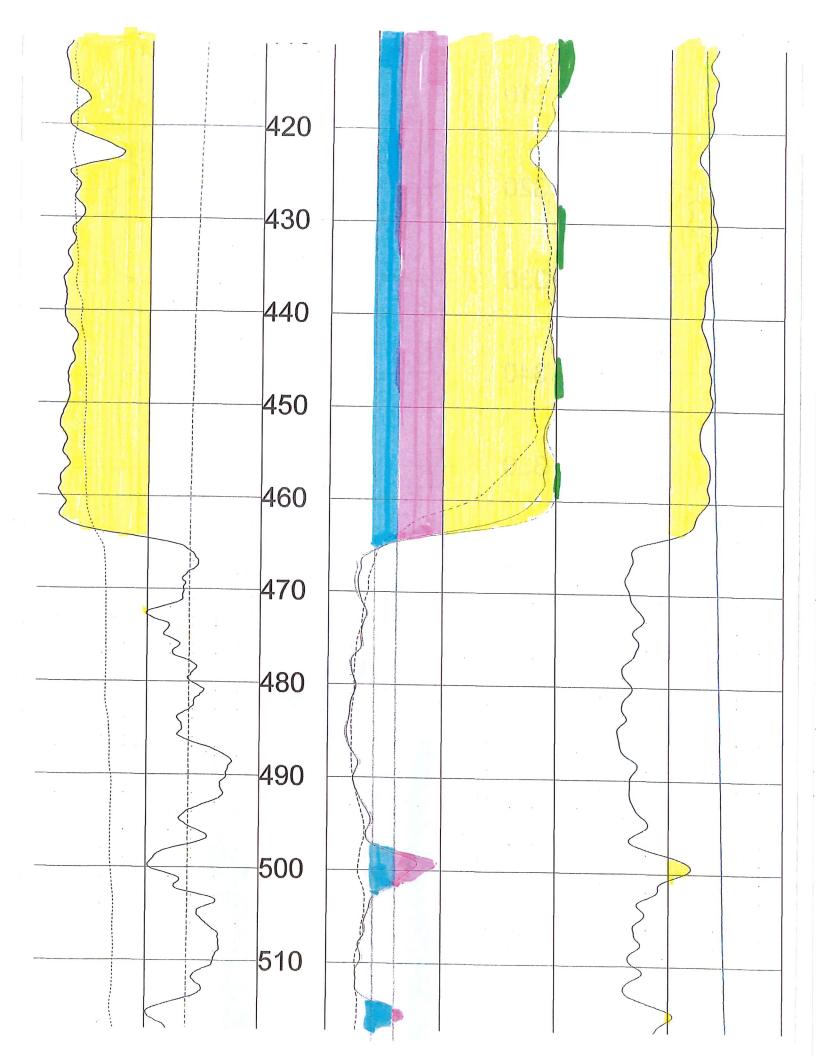
ALL SERVICES PROVIDED SUBJECT TO STANDARD TERMS AND CONDITIONS

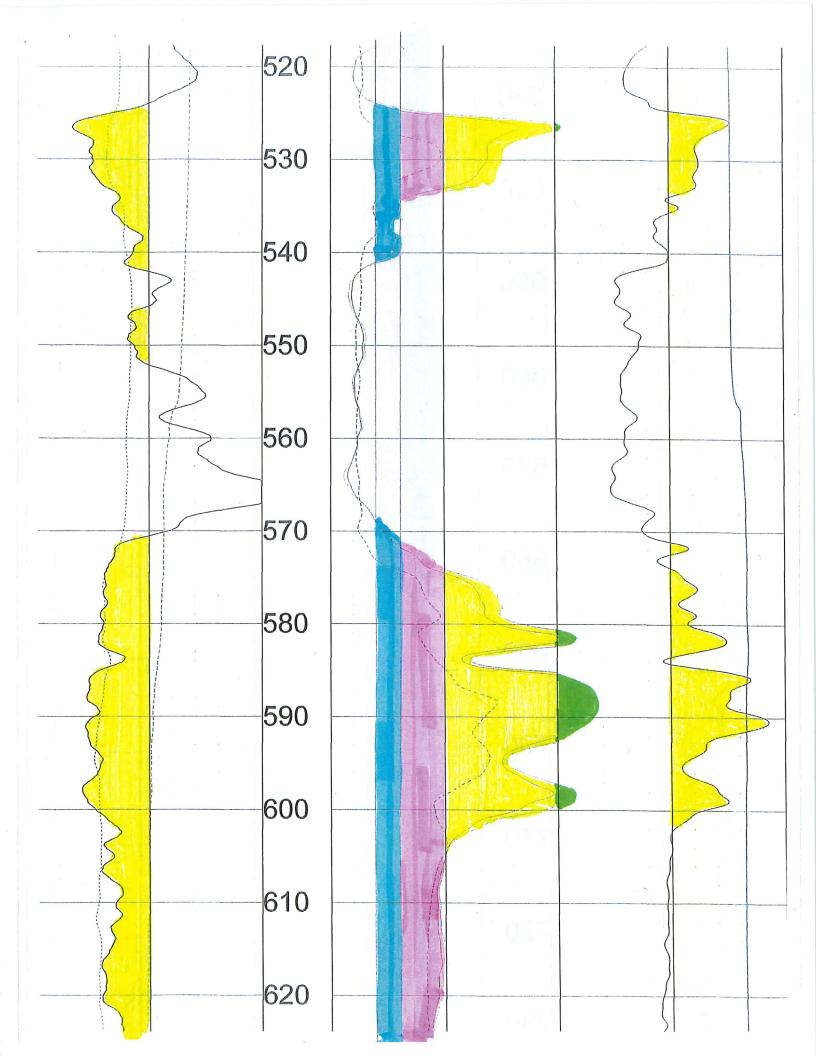


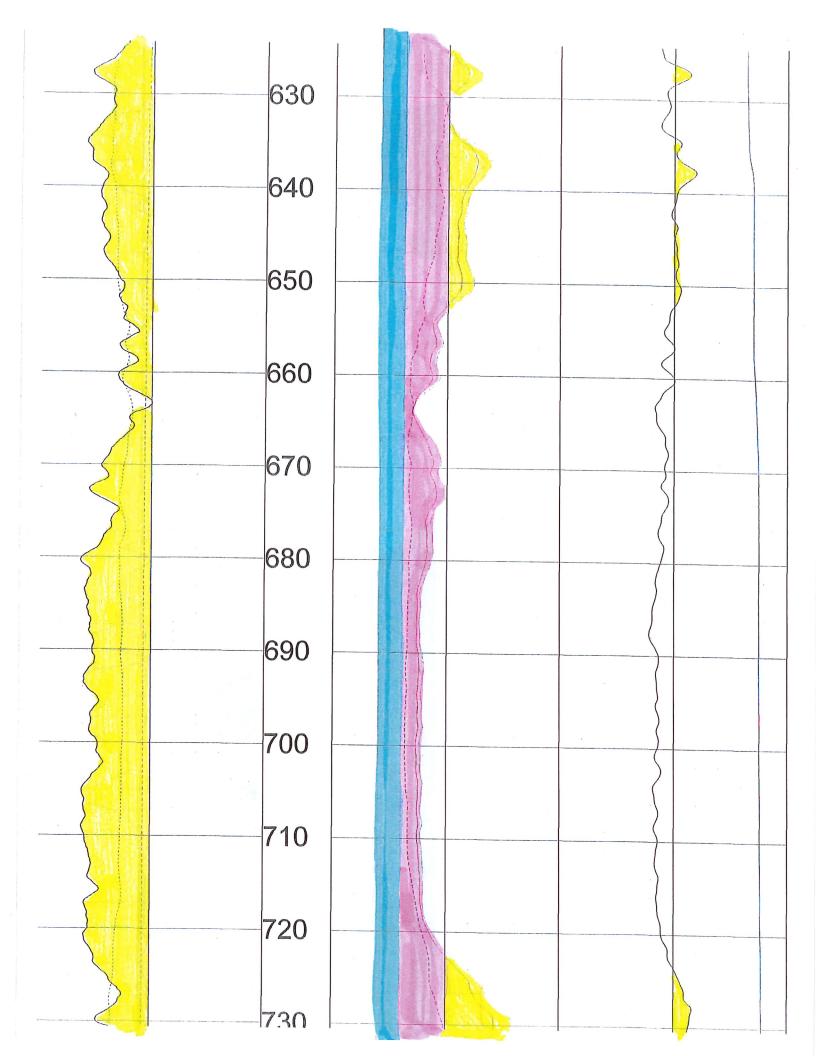


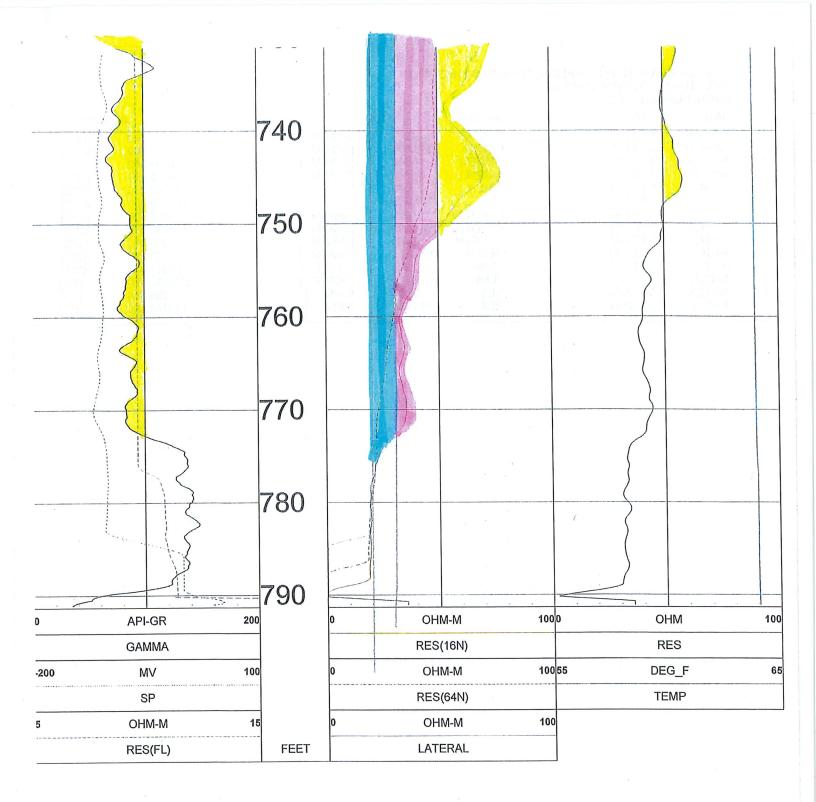






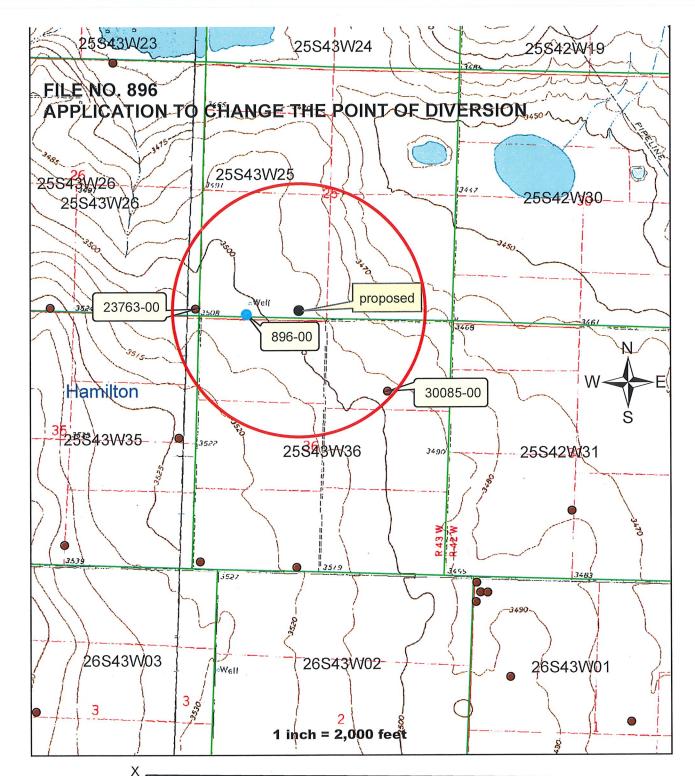






TOOL CALIBRATION ZACH GALE / EZ FARMS 04/18/24 22:56 TOOL 8144A TM VERSION 3002 SERIAL NUMBER 365

	DATE	TIME	SENSOR	S	TANDARD	RES	PONSE
1	Feb08,18	07:51:35	GAMMA	1.000	[API-GR ]	4.000	[CPS]
	Feb08,18	07:51:35	GAMMA	340.000	[API-GR ]	290.000	icesi
2	Jul12,17	13:24:17	RES(FL)	1.330	[OHM-M ]	7595.000	[CPS]
	Jul12,17	13:24:17	RES(FL)	42.700	[OHM-M ]	64820.000	[CPS]
3	Jan14,22	08:32:51	SP	0,000	(MV )	327768.000	[CPS]
	Jan14,22	08:32:51	SP	381.500	ίΜV i	164650.000	[CPS]
4	Jan14,22	08:33:01	RES(16N)	0.000	[OHM-M ]	3453.000	[CPS]
	Jan14,22	08:33:01	RES(16N)	1951.500	OHM-M	448089.000	[CPS]
5	Jan14,22	08:33:10	RES(64N)	0.000	[ОНМ-М ]	3163.000	[CPS]
	Jan14,22	08:33:10	RES(64N)	1994.000	і́ м-мноі	449170.000	[CPS]
6	Jul12,17	13:17:49	TEMP	33.400	ÍDEG F Í	66910.000	[CPS]
	Jul12,17	13:17:49	TEMP	102.200	ideg f i	270930.000	[CPS]
7	Jan14,22	08:33:36	RES	0.000	I MHO	21285.000	[CPS]
	Jan14,22	08:33:36	RES	944.000	[OHM ]	190148.000	[CPS]



APPLICANT SIGNATURE
ALL KNOWN WELLS WITHIN HALF MILE HAVE BEEN PLOTTED

### Meyer, Mike [KDA]

From:

Zachary Gale <fdfarms@gmail.com>

Sent:

Tuesday, April 30, 2024 9:41 AM

To:

Meyer, Mike [KDA]

Subject:

Fwd: EZ Farms TH#1-24 SW 25-25S-43W Hamilton Co.

**Attachments:** 

Downey Drilling\_20240422\_085404.pdf

**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.

test hole for other well app

----- Forwarded message ------

From: Don Masten <dmasten@downeydrilling.com</pre>

Date: Mon, Apr 22, 2024, 7:58 AM

Subject: EZ Farms TH#1-24 SW 25-25S-43W Hamilton Co.

To: Zachary Gale <fdfarms@gmail.com>

Cc: Lizette Kramer < <a href="mailto:lkramer@downeydrilling.com">!kramer@downeydrilling.com</a>, Russell

Redding < rredding@downeydrilling.com >

Zach, Attached is the drillers log and Elog for the first TH on the SW of Section 25. It looks like a good hole. We can compare to TH#2-24 that Diego is on now. The plan is to spend this week finishing up your locations, moving back to try again on section 10. Don Masten. 308-991-5828.

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

April 30, 2024

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

Re:

Request for Recommendation

Water Right, File No. 896

Dear Mr. Norquest:

This is to advise you that AK Coral Cay Family Trust has filed an application for approval of the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, to change the point of diversion.

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