# 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:					
HS 003	3-11-2024	C2	4	3					
6. Status: ☐ Approved ☐ Deni	ed by DWR/GMD	Dismiss by Reques	t/Failure to Return	7. Filing Date of Change:					
				3/06/2024					
	n ID <u>5865</u>	8c.	-t []	Person ID					
New to system ☐ Add S	eq#	New to sy	stem 🔲	Add Seq#					
GARETSON BROTHERS 695 RD XX COPELAND, KS 67837									
8b. Landowner(s) New to system □	Person IDAdd Seq#	JARVIS 695 RD	8d. WUC New to system Add Seq#  JARVIS GARETSON 695 RD XX COPELAND, KS 67837						
e									
9. Documents and Enclosure(s): 🛛 DV	VR Meter(s) Date to Compl	y: <u>12/31/2024</u>	N & P Date to	Comply:					
☐ Anti-Reverse Meter ☐ Meter	Seal	□ N & P Form	☐ Water Tube ☐ D	oriller Copy					
☐ Conservation Plan Date Require	ed: Da	te Approved:	Date to	Comply:					
10. Use Made of Water From:		To: _							
REMOVED "WILDHAWK" FROM PERS	SON ID AND WUC		Date Prepared: <b>3/7/20</b> Date Entered:	<b>D24</b> Ву: <b>МАМ</b> Ву:					

File No.	HS 0	003			11. C	County	ı: HS		Bas	in: AF	RKANS	SAS R	IVER			St	ream:							Fo	rmation	Code:	Special Use:	
12. Poir CHK MOD DEL ENT			on Qualifier			S	Т	R		ID	4	N	'W	,	Com	ment (	AKA L	ine)		Rate ar Au Rate gpm	thorize		/	A Rate gpm		uantity af	Overlap PD Files	
CHK 72530																												
13. Stora	age: Rat	te					NF	Q	uant	tity					ac/ft	Ad	Iditiona	al Rate					NF	Addi	tional Qu	antity		_ac/ft
14. Limit	ation:					af/yr	at				(	gpm (_			(	cfs) wh	nen cor	nbined	d with f	file nun	nber(s)	)						
15. 5YR	Allocatio	on:	Allocat	tion T	уре		_ s	tart Y	ear		_	5 YR	Amou	nt		Amo	unt Un	it	_ =	Base A	cres _		_ Co	omment _				
16. Plac CHK MOD	e of Use	9					NE	$\overline{}$	NE:	1/4 sw	ee.	NE	NV NW	<b>V</b> ¹/₄	SE	NE	SW	/1/4 SW	SE	NE	SE	1/ <sub>4</sub>	SE	Total	Owner	Chgʻ	? Overlap Files	
DEL ENT MOD (			 5 27S				13	1	4	40	SE 1/4 36	1/4	31.25	1/4	1/4	1/4	31.5	1/4	36	36	40	36	13	513	8a	N	8157	
DEL 23	3721							1																				
							+		+																	×		
									4																-			
							+	+	+																			
Base Ac		03	Year:		-	Mii	nimum	Reas	ona	ble Q	uantit	y:							<u> </u>									

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 11, 2024

JARVIS GARETSON 695 RD XX COPELAND, KS 67837

RE:

Field Office Application for Change Vested Right, File No. HS 003

Water Right, File No. 8157

Dear Madam or 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 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 orders modify the original documents 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 11<sup>th</sup> day of March 2024, I hereby certify that the foregoing Approval of Application for Change in Place of Use, Vested Right, File No. HS 003 and Water Right, File Nos. 8,157 dated 11<sup>th</sup> day of March 2024 was mailed postage prepaid, first class, US mail to the following:

JARVIS GARETSON 695 RD XX COPELAND, KS 67837

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.

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.

of div	ersion a	nd/or p	ace of	use.							•								
						F	ile No	. <u>HS 0</u>	03								RE	CEI R 06	VED 1,0m 2024
1. /	Applicati	on is he	reby n	nade fo	or appr	oval o	f the C	hief E	nginee	r to ch	ange i	the (ch	eck or	e or b	oth):		Card	on City	Field Office
			Place of Use Point of Diversion Garden City Field Office											er Resources					
ļ	under the	e water	right w	hich is	s the su	ubject	of this	applic	ation ii	n acco	rdance	e with t	he cor	ditions	s desc	ribed b	elow.		
-	The sour	rce of su	apply is	s:		⊠ G	round	water			Surfac	ce wate	er						
	2. Name and address of Applicant: <u>JARVIS GARETSON</u> 695 RD XX, COPELAND KS, 67837																		
	Phone N								Email	addres	ss:								
1	Name ar	nd addre	ess of	Water	Use C	orresp	onden	t: <u>JAF</u>	VIS G	ARET	SON								
-																			
	Phone N		K1-91						Email	addres	ss: ga	retsonl	brothe	rs@ya	hoo.co	om			
	The pres Owner o						BDOT	HEDG											
,	JWIIEI O				695 RI					837									
(	If there is										sary.)								
				NE	=1/4			NV	V1/4			SV	V1/4			SE	=1/4		TOTAL
Sec.	Twp.	Range	NE1/4	NW¼	SW1/4	SE¼	NE1/4	NW¼	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE¼	ACRES
36	27	31W	40	40	40	40	40	28		32	40	31	13	40	36	40	36	12.6	508.6
	f this ap Owner o	f Land -	NA	AME:		TSON	BROT	HERS	5		the pl	ace of	use be	e chan	ged to	:		et .	
	If there is										sarv.)								
	,,, ,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,				=1/4				V1/4			SV	V1/4			SF	Ξ1/4		TOTAL
Sec	. Twp.	Range	NE1/4			SE1/4	NE1/4		SW1/4	SE1/4	NE1/4	NW1/4		SE1/4	NE1/4	NW¼		SE1/4	ACRES
36	27	31W	13	36	40	36	40		31.25		40	31.50	13	36	36	40	36	13	513
	For Offi	ce Use	Only:	Code		Fe	e \$ <u>20</u>	0.00	_ TR	#		Re	eceipt	Date <u> </u>	3-6-2	024	Chec	k#_/	1/196

5.	Presently authorized	point of diversion:			
	One in the	Quarter of the		Quarter of the	Quarter
		, Township			
		County, Kansas,			
	Authorized Rate	Authorized Quantity		Depth of well	(feet)
	(DWR use only: Com	puter ID No GPS		feet North	feet West)
	☐This point will not be c	hanged This point will be changed	l as follows:	No change, point better d	escribed with GPS as follows:
		ersion: (Complete only if change			
		Quarter of the			
	of Section	, Township		South, Range	(E/VV),
- 1		County, Kansas,			
- 1		Proposed Quantity			
		onal Well Geo Center List oth			
-			/		
6.	Presently authorized	point of diversion:			
٠.	And the second s	Quarter of the		Quarter of the	Quarter
	of Section	Township		South Range	(E/W). I
	in	County, Kansas,	feet North	feet West of S	Southeast corner of section.
	Authorized Rate	Authorized Quantity		Depth of well	(feet)
	(DWR use only: Com	puter ID No GPS		feet North	feet West)
		hanged  This point will be changed			
		ersion: (Complete only if change			
		Quarter of the			
		, Township			
		County, Kansas,			
		Proposed Quantity			
		onal Well  Geo Center List oth			
	<del></del>				
7.		e desired for the following reasons	?		
	(please be specific)			North	
			五山 300	200 100 0	100 200 300
			E		
8.	If a well, is the test hole	log attached?  Yes  No	300 E	1/1 + 1 = 1	1 + 1 + 200
		10 No. 10	200		1 + 1 + 1 = 200
9.	The change(s) (was)(will	be) completed by?	E	/ =	\=
			100	1+1+1=	+   +   100
10	If the maint of diversion is	· · · · · · · · · · · · · · · · · ·	1	<u> </u>	
10.	If the point of diversion is		E		
	(a) What are you going	to do with the old well?	West U	ation domination limiting and	
			#		
	/le\ \\//le = \\\/		100	· I + I + I =	$  +   +   \neq 100$
	(b) when will this be do	one?	E'		
	0 1 1 11	18:11	E		
11.		ent District recommendation attached	? 200 =	141+1=	1 + 1 + 1 = 200
	Yes	∐ No	F	-\ - <del>-</del>	-/- =
12.	Assisted by			uluuluuluul <del>uuluu</del> ‡u	ilimini in a
	•		300	200 100 0 South	100 200 300 Scale: 1 hashmark=10 ft
13a	a. If the proposed point of d	iversion will be relocated more than 3	00 ob 10b lf th a		
	a topographic map or	of the existing point of diversion, attaaerial photograph. For groundwat	ter foot ra	proposed point of diversion	of diversion, indicate its location
	sources, show all wells (	including domestic) within one-half m	ile on the	diagram shown above ir	relation to the existing point of
	addresses of the owners	f diversion and the names and mailing. For surface water sources, show the		ion. The proposed poin the circle shown above	t of diversion must be located (PLEASE NOTE: The "X" in
	names and addresses	of the landowner(s) one-half m	ile <b>cente</b>	r of diagram above	represents the presently
	downstream and one-h	alf mile upstream from your prope	rty <b>autho</b>	rized point of diversion.	)

lines

14.	If th	ne proposed groundwater point of diversion is 300 o	r fewer feet fro	om the existing point of diversion, complete the following:	
	(a)	Does the undersigned represent all owners of the c ☐ Yes ☐ No (If no, all owners must s			
	(b)	Will the ownership interest of any owner of the cuaffected if this application is approved as requeste ☐ Yes ☐ No (If yes, all owners must	d?	rized place(s) of use identified in this application be adversely lication.)	/
	(c)	If this application is not approved expeditiously, wil  ☐ Yes ☐ No (If no, all owners must see the content of		ostantial damage to property, public health or safety? ication.)	
or a	cha		by all owners	a groundwater change in point of diversion greater than 300 fees of the currently authorized place of use, or their duly authorized	
age the	an ir b	d the owner, the spouse of the owner, or a cehalf, in regards to the water right(s) to whole in this application are true, correct and	duly authori iich this app complete.	nation and under penalty of perjury, that I am of lawfrized agent of the owner(s) to make this application oplication pertains. I further verify that the statement	or
Dat	ed a	t_ Sarden City,	Kansas, this _	5th day of march, 20 24	٠
/	Y,	ato A. the I read Heart			
A	V.a	(Owner)	<u> </u>	(Spouse)	-
G	Tre	tson Brothers by Jarvis Garetson	1		
4.		(Please Print)		(Please Print)	-
-		(Owner)		(Spouse)	-
_		(Please Print)		(Please Print)	-
_		(Owner)		(Spouse)	-
-		(Please Print)		(Please Print)	-
Stat		Kansas ) SS		+1	
l of _	her	eby certify that the foregoing application was	signed in n	my presence and sworn to before me this 57 day	/
		JULIE JONES			
Му	Com	My Appointment Expire  Pulsus  December 15, 2026	8	Notary Public	-
accı	ırate			of the applicable portions of the application form must be completed w ppropriate owners' must be affixed to the application and notarized; an	
	n in t	plication to change the place of use or the point of che schedule below: Make checks payable to: <b>Kan</b> : (1) Application to change a point of diversion 300 f (2) Application to change a point of diversion more	sas Departme eet or less than 300 feet	er this section shall be accompanied by the application fee set	

Page 3

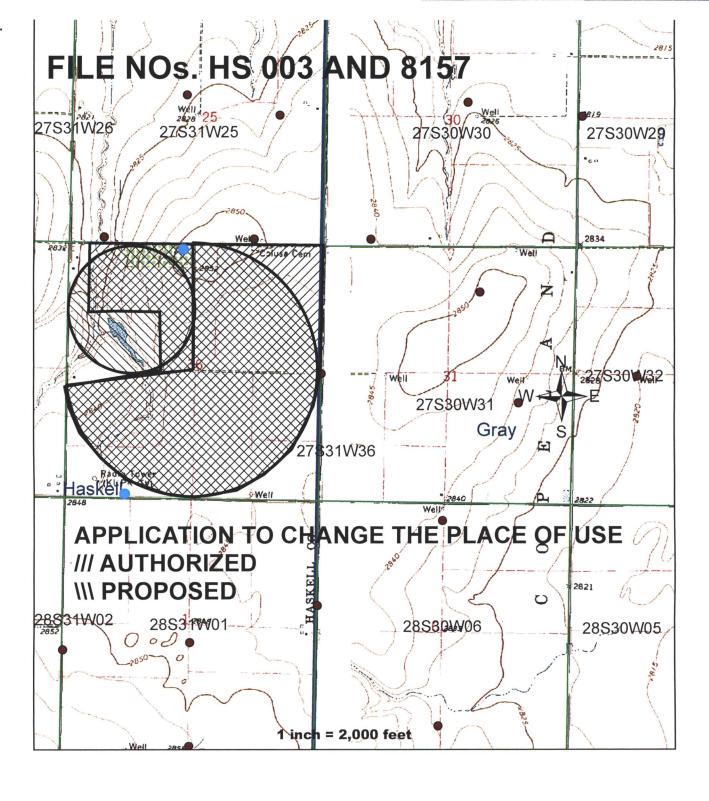
DWR 1-121 (Revised 09/11/2019)

File No. \_\_\_

## SUMMARY ORDER APPROVING APPLICATION FOR CHANGE AND IMPOSING CONDITIONS

This Summary Order is issued under authority of K.S.A. 82a-70 provisions of the <i>Kansas Water Appropriation Law, K.S.A. 82a-70</i> With the exception of those conditions expressly contained herein limitations of File No	701 et. sea., and rules and regulations promulgated thereunder.
<ol> <li>A change application was received on Makeh 4, 2 diversion authorized under the above-referenced file number</li> </ol>	$\frac{029}{\text{per be changed}}$ requesting that the place of use and / or point of the decrease as described in the application.
<ol><li>On and after the effective date of this summary order, the auti the topographic map accompanying the application to char</li></ol>	horized place(s) of use shall be located substantially as shown on nge the place of use. Applicable \square Not Applicable
<ol> <li>The change in point of diversion shall not impair existing righ previously authorized. The point of diversion authorized by radius of the authorized point(s) of diversion. ☐ Applicable</li> </ol>	ts and shall be limited to the same source or sources of water as y this summary order shall be located within a foot e \tilde{\text{Not Applicable}}
<ol> <li>The point(s) of diversion described herein is administrative Positioning System (GPS), as described in the application.</li> </ol>	ly corrected to be more accurately described using the Global Applicable Not Applicable
<ol> <li>The point(s) of diversion authorized herein shall not actually the authorized point(s) of diversion.</li> </ol> ☐ Applicable ☐ No.	pe located more than feet from the previously by Applicable
<ol> <li>As required by K.A.R. 5-3-5d, if the works for diversion is a work or other device suitable for making water level measurement.</li> <li>K.A.R. 5-6-13. ☐ Applicable ☐ Not Applicable</li> </ol>	ell with a diversion rate of 100 gallons per minute or more, a tube nts shall be installed, operated and maintained in accordance with
<b>December 31, 20 24</b> , or before the first use of water, operated and maintained in accordance with K.A.R. 5-1-4 t	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 ng the end of each calendar year.
8. Installation of the works for diversion of water shall be authorized extension of time. By March 1, 20 the works for diversion has been completed, on the form provious Applicable Not Applicable	applicant shall notify the Chief Engineer that construction of the
9. The completed well log shall be submitted with the requi	red notice.   Applicable   Not Applicable
<ol> <li>All diversion works into which any type of chemical or other for with an in-line, automatic, quick-closing check valve capal check valve(s) shall be installed, operated and maintained in</li> </ol>	oreign substance will be injected into the water shall be equipped ble of preventing pollution of the source of the water supply. The n accordance with K.A.R. 5-3-5c. ☐ Applicable ☐ Not Applicable
11. Additional Conditions are attached.   Yes  No	
limitations, as amended and/or supplemented by this Sum Appropriation Law and the Rules and Regulations promu	er are responsible for compliance with its terms, conditions and imary Order, and with applicable provisions of the <i>Kansas Water</i> Igated thereunder. Failure to comply with these provisions may ended, and/or the suspension or revocation and dismissal of the
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	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  Signature:  Notan Public  Mu commission agriculture  JULIE JONES
	My commission expires:    My Appointment Expires   Notation   Notation   Notation

File No. \_\_\_\_\_





### Southwest Kansas Groundwater Management District No. 3 2009 E. Spruce Street

Garden City, Kansas 67846 (620) 275-7147 phone www.gmd3.org

March 8, 2024

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

Vested Right HS03

Water Right, File No. 8157

RECEIVED

MAR 08 2024

Garden City Field Office Divisor of Water Resources

Dear Mike:

We have completed a review of 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 Maintain a complete overlap in authorized place of use in accordance with K.A.R. 5-5-11(b) while rearranging acres to better suit the operation. Staying within allowable base acres expansion. 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

# GMD3 Change Review

File No(s).: HS03, 8157.	DWR office: <u>GC</u> .
App filed to change: <u>PU</u> .	
Is Landowner(s) correct in WRIS: _Jarvis Garetso	on.
If NO, is documentation included?	
Is Water Use Correspondent correct in WRIS?	
If NO, is documentation included?	•
Regulation(s) Reviewed: KAR 5-5-11	
Point of diversion ID No(s) being changed.	
ft. North ft. West	
Authorized PD	
Proposed PD	
Difference 0 0	
a2 + b2 = c2 0 0	0
GPS for proposed PD: Lat: Long:	
Is proposed PD stacking on existing WRs? No C	Changes
Is Proposed PU overlapping existing WRs? Mak	ing complete overlap and rearranging.
Neighboring certified well(s) notified:	
Name	
Address	
Zip	
Email: Phone:	
Domestic well(s) notified:	
Name .	
Address .	
Zip	
Base Acres: <u>500-503</u> .	
Perfected Acres:	
Irr. Return-Flow%	
Haskell County	
HS03: 240AF @ 601gpm	
All acres in 36-27-31, total of 508.6	
NE: 160 acres	
NW: 100 acres	
SW: 124 acres	
SE: 124.6 acres	
8157: 2 PDs, combined allocation 930AF @ 21	15gpm, Limited 960AF@2716gpm
w/HS03	
C IICO2	

Same acres as HS03

# **GMD3** Change Review

Proposed acres: total of 513

NE: 125acres NW: 142.5acres SW: 120.5acres SE: 125acres

3quarters covered by half mile pivot. NW quarter proposes a quarter mile pivot.

Is a waiver needed: Rearranging acres for operation, just over the base acres which is allowed. Maintaining complete overlap with the water rights.

Recommendation: <u>After review of information</u>, it appears current area rules are met. Staff recommends approval of the applications.

RECEIVED

MAR 08 2024

Garden City Field Office Divison 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

March 6, 2024

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

Re:

Request for Recommendation Vested Right, File No. HS 003

Water Right, File No. 8157

Dear Mr. Norquest:

This is to advise you of 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 applications 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