

# 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. 35902

**RECEIVED**  
 12:40 PM  
**FEB 07 2025**

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

Garden City Field Office  
 Division of Water Resources

2. Name and address of Applicant: T & O LLC  
PO BOX 1178, LIBERAL, KS 67905-1178  
 Phone Number: (    )      Email address: \_\_\_\_\_  
 Name and address of Water Use Correspondent: Same  
 Phone Number: (    )      Email address: \_\_\_\_\_

3. The presently authorized place of use is:  
 Owner of Land ---- NAME: T & O LLC, Attn: THOMAS WILLIS  
 ADDRESS: 901 APOLLO ST, LIBERAL, KS 67901  
 (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 2-7-25 Check # 006761

5. **Presently authorized point of diversion:**  
 One in the CS Quarter of the SE Quarter of the SW Quarter of Section 22, Township 26 South, Range 33 W, in FI County, Kansas, 50 feet North 3350 feet West of Southeast corner of section. Authorized Rate No change Authorized Quantity No change Depth of well 480 (feet)  
**(DWR use only: Computer ID No. 2 GPS 94 feet North 3336 feet West) 2021 C.I.**  
 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 SW Quarter of the SE Quarter of the NW Quarter of Section 27, Township 26 South, Range 33 W, in FI County, Kansas, 2733 feet North 3468 feet West of Southeast corner of section. Proposed Rate No change Proposed Quantity No change Proposed well depth (feet) 660.  
 This point is:  Additional Well  Geo Center List other water rights that will use this point 42771.

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

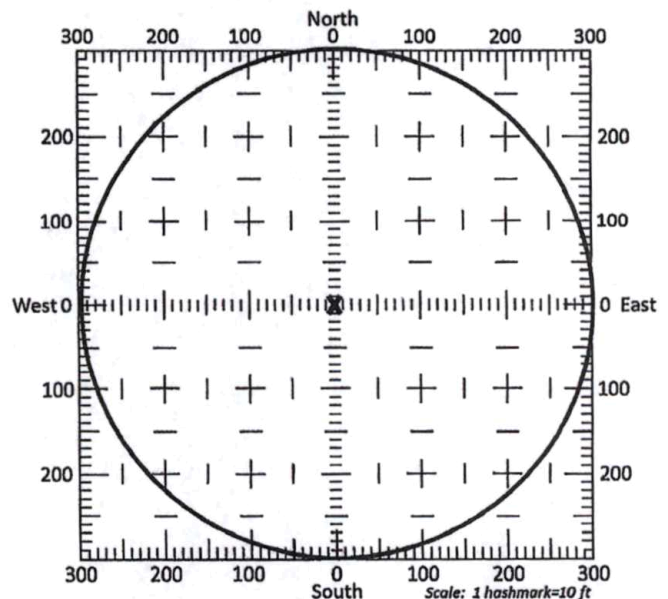
9. The change(s) (was)(will be) completed by?  
ASAP

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

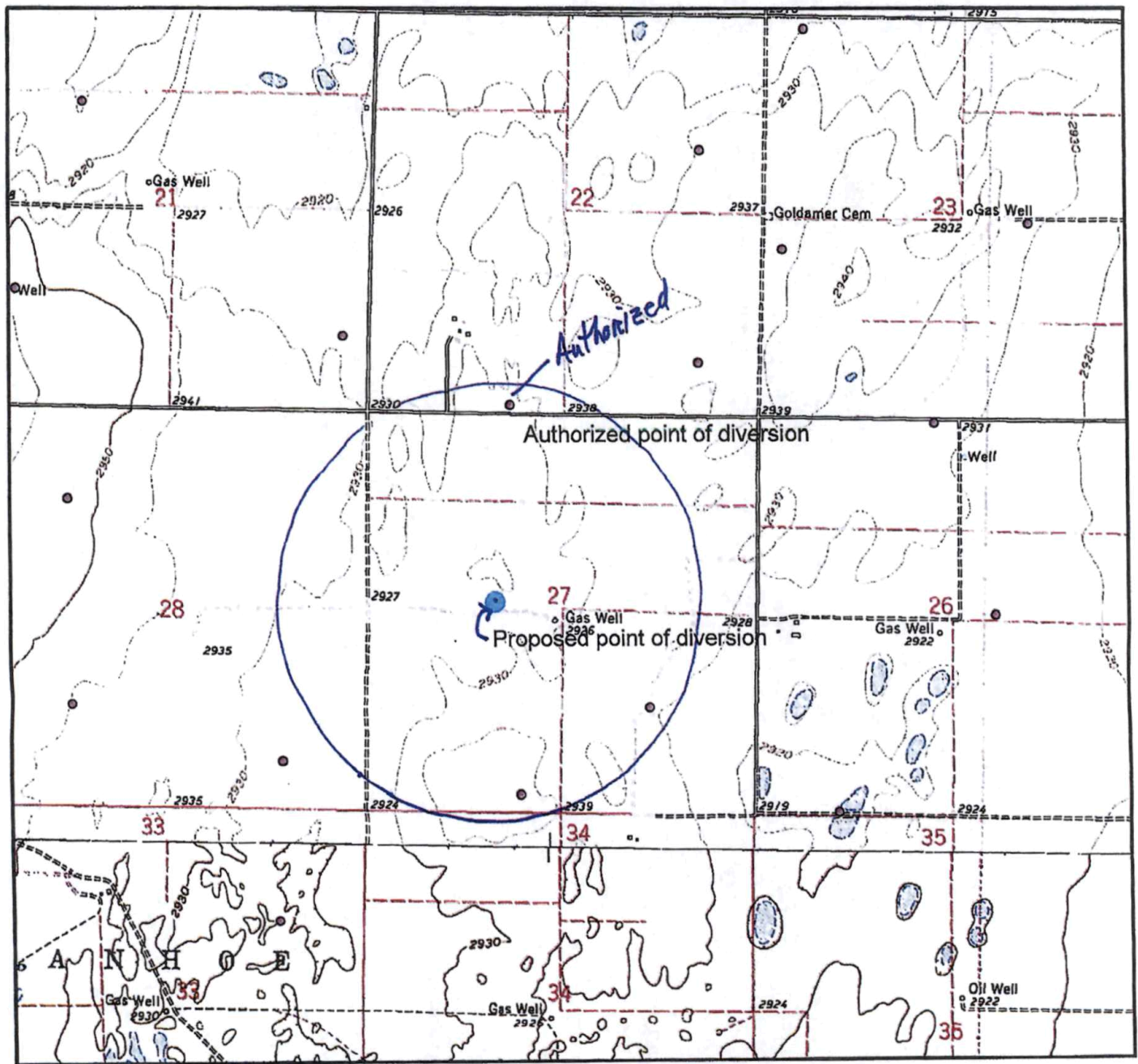
13a. If the proposed point of diversion will be relocated more than 300 feet but within 2,640 feet of the existing point of diversion, attach a topographic map or aerial photograph. For groundwater sources, show all wells (including domestic) within one-half mile of the proposed point of diversion and 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.)

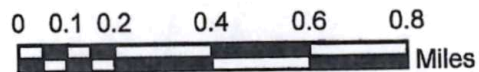
# CHANGE IN POINT OF DIVERSION WATER RIGHT, FILE NO. 35902

NW 1/4 of Section 27, Township 26 South, Range 33 West, FI 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

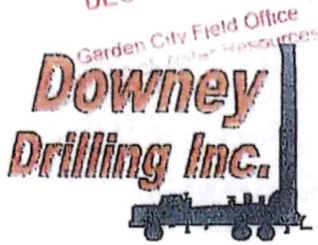
mdf/GCFO  
12/2/2024

RECEIVED

DEC 02 2024

WELL LOG

DATE: 4/30/2024



CUSTOMER NAME: I & O, LLC

TH#3-24

LEGAL: NE/NW 27-26S-33W

COUNTY: FINNEY CO. KS

GPS: 37.758871

-100.919603

DRILLER: DIEGO

WO: 23-061

TW	FROM	TO	TYPE	HARDNESS	COLOR	SPEED	PULL DOWN	OTHER / DRILLING ACTION
0	4		TOP SOIL	SOFT	DARK BROWN	FAST		SMOOTH
4	12		BROWN SILTY CLAY	SOFT	BROWN	FAST		SMOOTH
12	32		FINE SAND	SOFT		FAST		VIBRATION
32	45		FINE SAND W/ CALICHE & SANDY CLAY TRACE		WHITE			CHOPPY
45	53		SANDY CLAY	SOFT	BROWN	FAST		SMOOTH
53	69		FINE-MED-COARSE SAND	FIRM		FAST		FAST CHATTER
69	87		FINE-MED GRAVEL W/ FINE-MED-COARSE SAND	STIFF		FAST		FAST CHATTER
87	99		FINE-MED-COARSE GRAVEL	HARD		SLOW		CHATTER FAST CHATTER & SMOOTH @ TIMES
99	149		FINE-MED-COARSE SAND W/ SANDY CLAY LEDGES	FIRM	TAN	FAST		CHATTER
149	153		LIME ROCK	HARD	WHITE	SLOW	X	CHATTER
153	156		WHITE SANDY CLAY	SOFT	WHITE	FASTER		SMOOTH
156	170		SANDY CLAY W/ FINE SAND	SOFT	BROWN	FAST		VIBRATION
170	205		FINE-MED-COARSE SAND	FIRM		FAST		FAST CHATTER
205	206		CEMENTED SAND	HARD		SLOW		CHATTER
206	211		SANDY CLAY	SOFT	BROWN	FAST		SMOOTH
211	221		FINE-MED-COARSE SAND	FIRM		FAST		FAST CHATTER SMOOTH & VIBRATION
221	227		SANDY CLAY W/ FINE SAND	SOFT	TAN	FAST		FAST CHATTER
227	298		FINE-MED-COARSE SAND	FIRM		FAST		FAST CHATTER
298	300		HARD SPOT	HARD		SLOW	X	CHATTER
300	306		FINE-MED-COARSE SAND	FIRM		FAST		FAST CHATTER
306	321		FINE-MED-COARSE SAND W/ CEMENTED SAND LAYERS	STIFF		SLOWER		CHATTER
321	343		FINE-MED-COARSE SAND W/ FINE GRAVEL	FIRM		FAST		FAST CHATTER
343	381		FINE-MED SAND W/ LIME ROCK & SANDY CLAY TRACE	FIRM	WHITE & TAN	FAST		CHOPPY & VIBRATION SMOOTH & VIBRATION
381	413		WHITE SANDY CLAY W/ FINE SAND	SOFT	WHITE	SLOW		CHOPPY
413	419		FINE-MED SAND	SOFT		FAST		SMOOTH
419	463		BROWN CLAY	STICKY	BROWN	FAST		FAST CHATTER
463	482		FINE-MED-COARSE SAND	FIRM		FAST		SMOOTH
482	487		BROWN STICKY CLAY	STICKY	BROWN	FAST		FAST CHATTER
487	493		FINE-MED-COARSE SAND	FIRM		FAST		SMOOTH
493	512		BROWN STICKY CLAY	STICKY	BROWN	FAST		FAST CHATTER
512	528		FINE-MED-COARSE SAND W/ BROWN ROCK TRACE	FIRM	BROWN	FAST		FAST CHATTER
X 528	553		BROWN ROCK W/ SANDSTONE & FINE SAND	STIFF	BROWN	FAST		FAST CHATTER SMOOTH & VIBRATION
553	569		GRAY CLAY W/ SOAPSTONE	SOFT	GRAY	SLOW		CHATTER
569	573		SANDSTONE	STIFF	GRAY	FAST		SMOOTH
573	577		GRAY CLAY	SOFT	GRAY	SLOW		SMOOTH

STATIC Bed

12

20

6

19

6

10

25

4



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DEC 02 2024

Field Office  
... ..



# Century GEOPHYSICAL CORP.

T & O LLC

COMPANY : DOWNEY DRILLING INC  
WELL : T&OIL  
LOCATION/FIELD : TH#3-24  
COUNTY : FINNEY  
LOCATION : NE NW 3  
SECTION : 27

OTHER SERVICES:

TOWNSHIP : 26S RANGE : 33W

DATE : 04/30/24  
DEPTH DRILLER : 660  
LOG BOTTOM : 661.00  
LOG TOP : 1.90

PERMANENT DATUM : GL  
LOG MEASURED FROM: GL  
DRL MEASURED FROM: GL

KB :  
DF :  
GL : 2820

CASING DIAMETER : 10.  
CASING TYPE : SURFACE  
CASING THICKNESS:

LOGGING UNIT : 1903  
FIELD OFFICE : O'DRISCOL  
RECORDED BY : DIEGO

BIT SIZE : 6.25  
MAGNETIC DECL. : 0  
MATRIX DENSITY : 2.65  
NEUTRON MATRIX : SANDSTON

BOREHOLE FLUID : MUD  
RM : .179  
RM TEMPERATURE : 68.5  
MATRIX DELTA T : 54

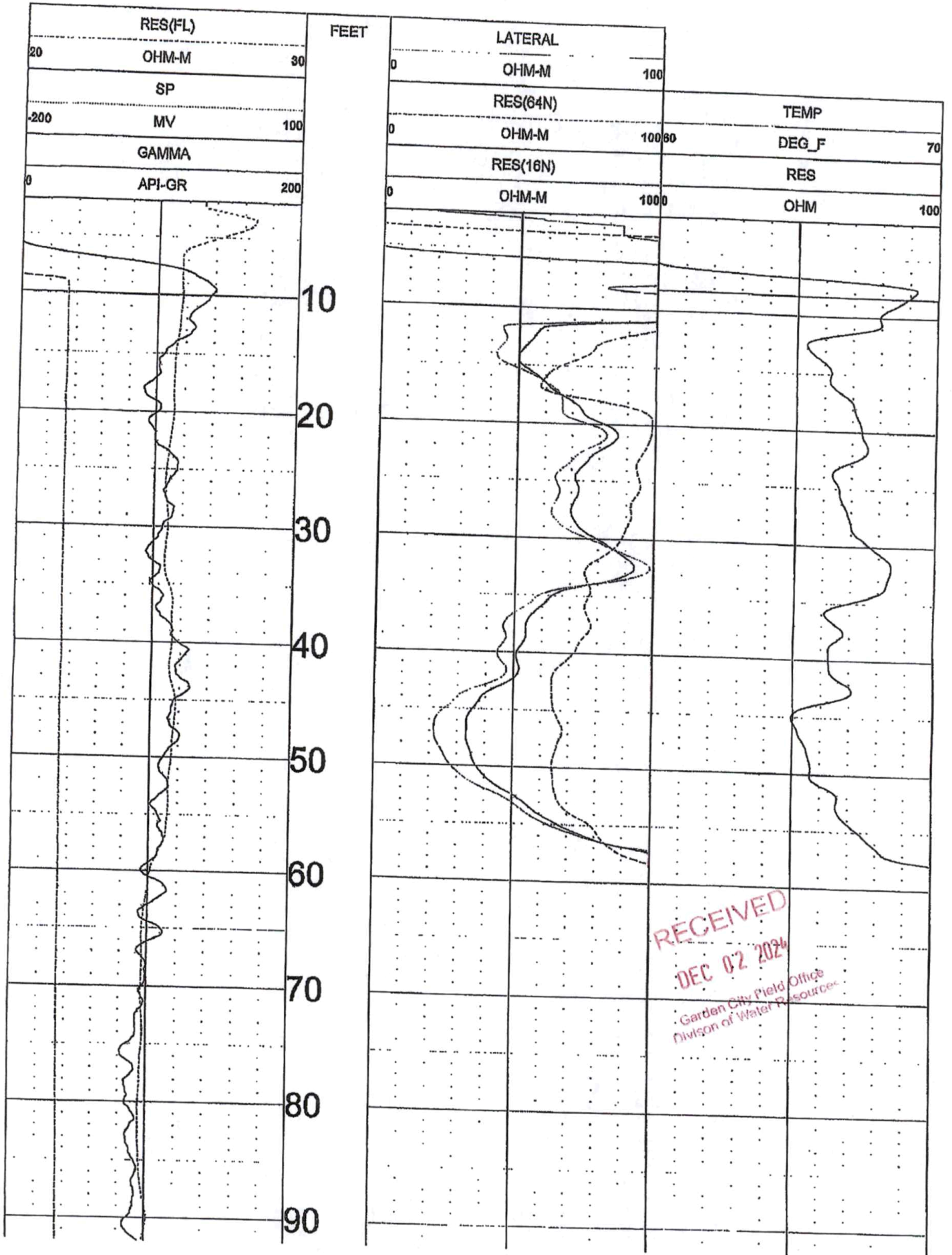
FILE : ORIGINAL  
TYPE : 8144A  
LGDATE: 04/30/24  
LGTIME : 16:50:  
THRESH: 99999

GPS 37.758871, -100.91960

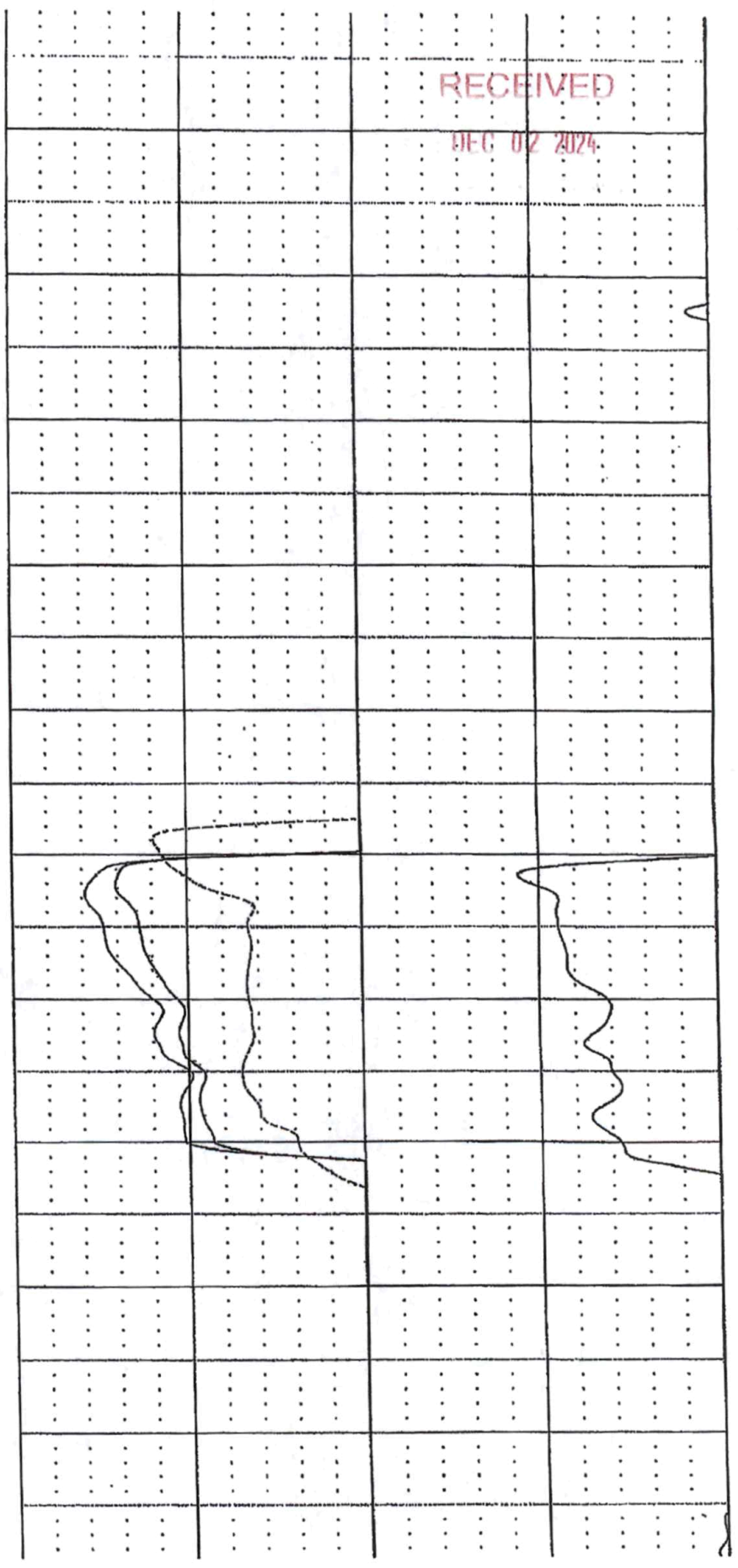
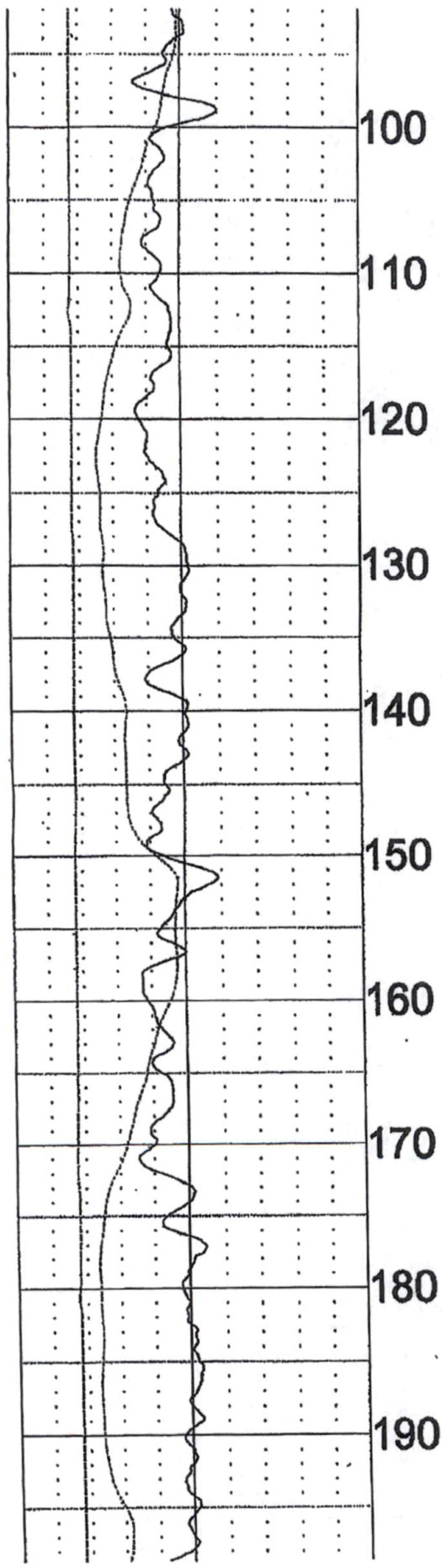
ALL SERVICES PROVIDED SUBJECT TO STANDARD TERMS AND CONDITIONS

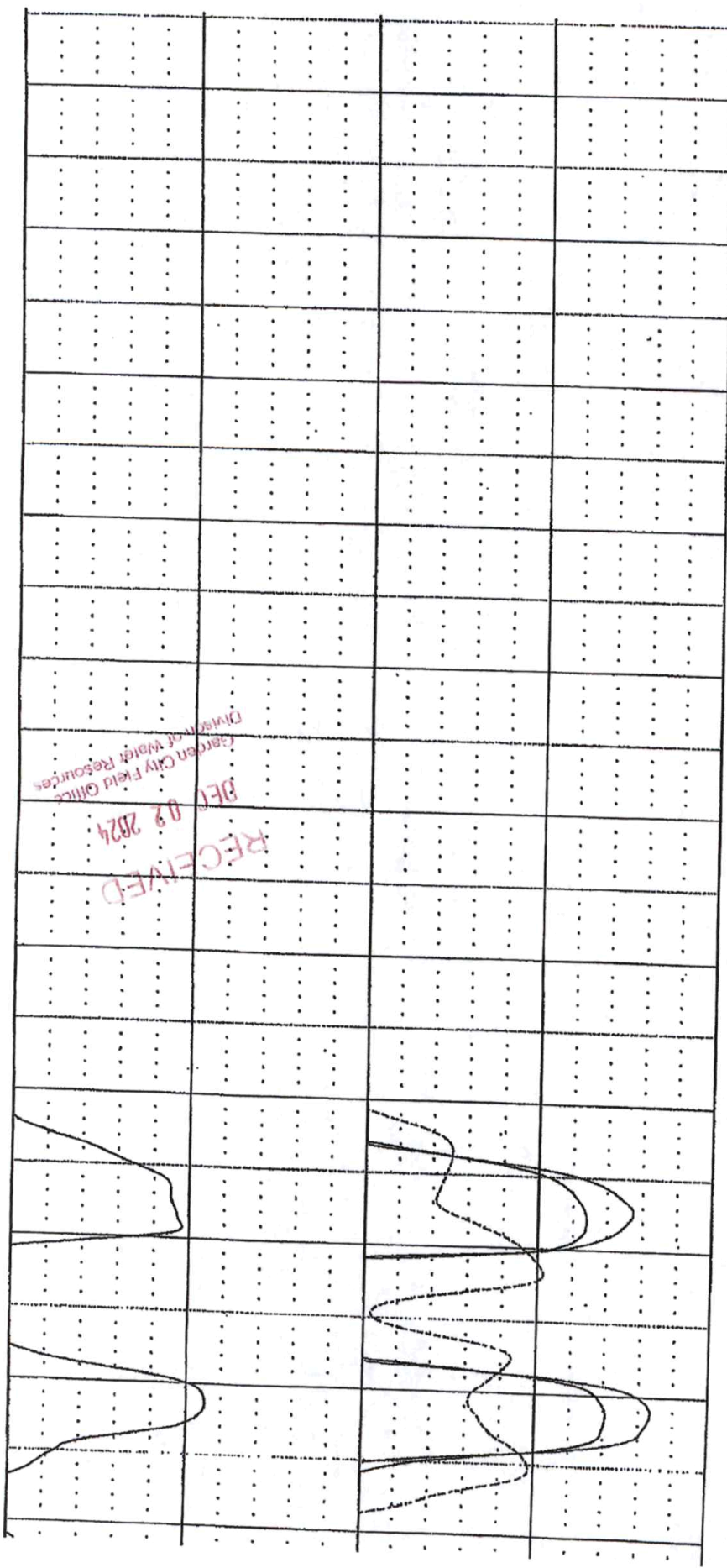
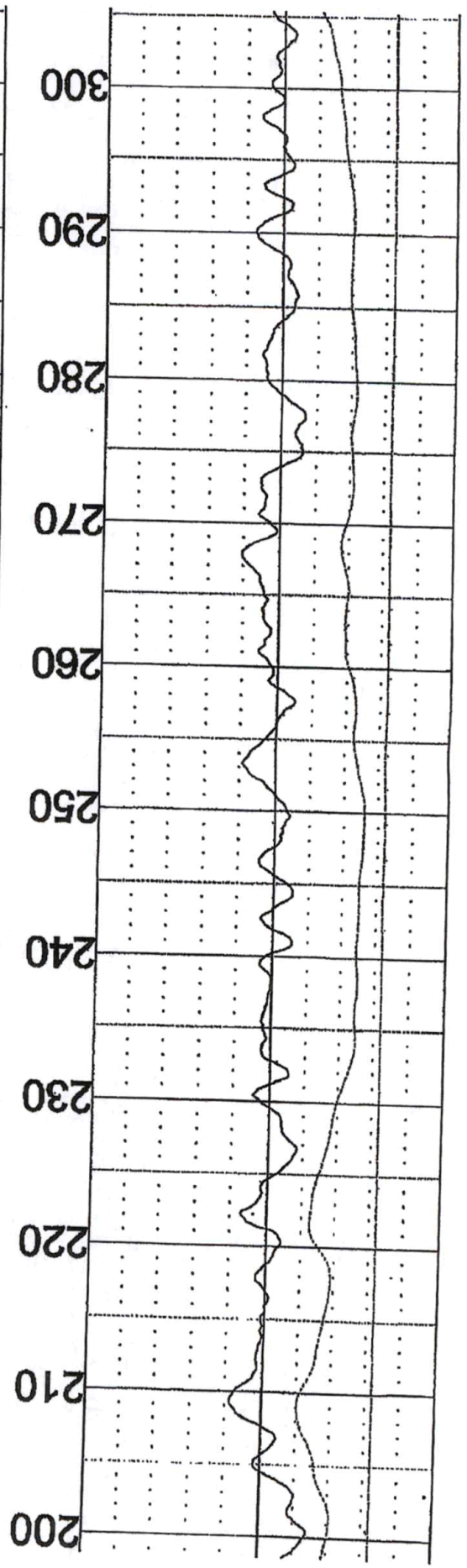
*Don/Rusty*  
*IF WE DRILL @ TH #3-24*  
*NEED TO CHECK LOCATION WITH*  
*MIKE @ DWR. REAL CLOSE TO*  
*OUTSIDE CIRCLE ON MY MAP.*

*ED*









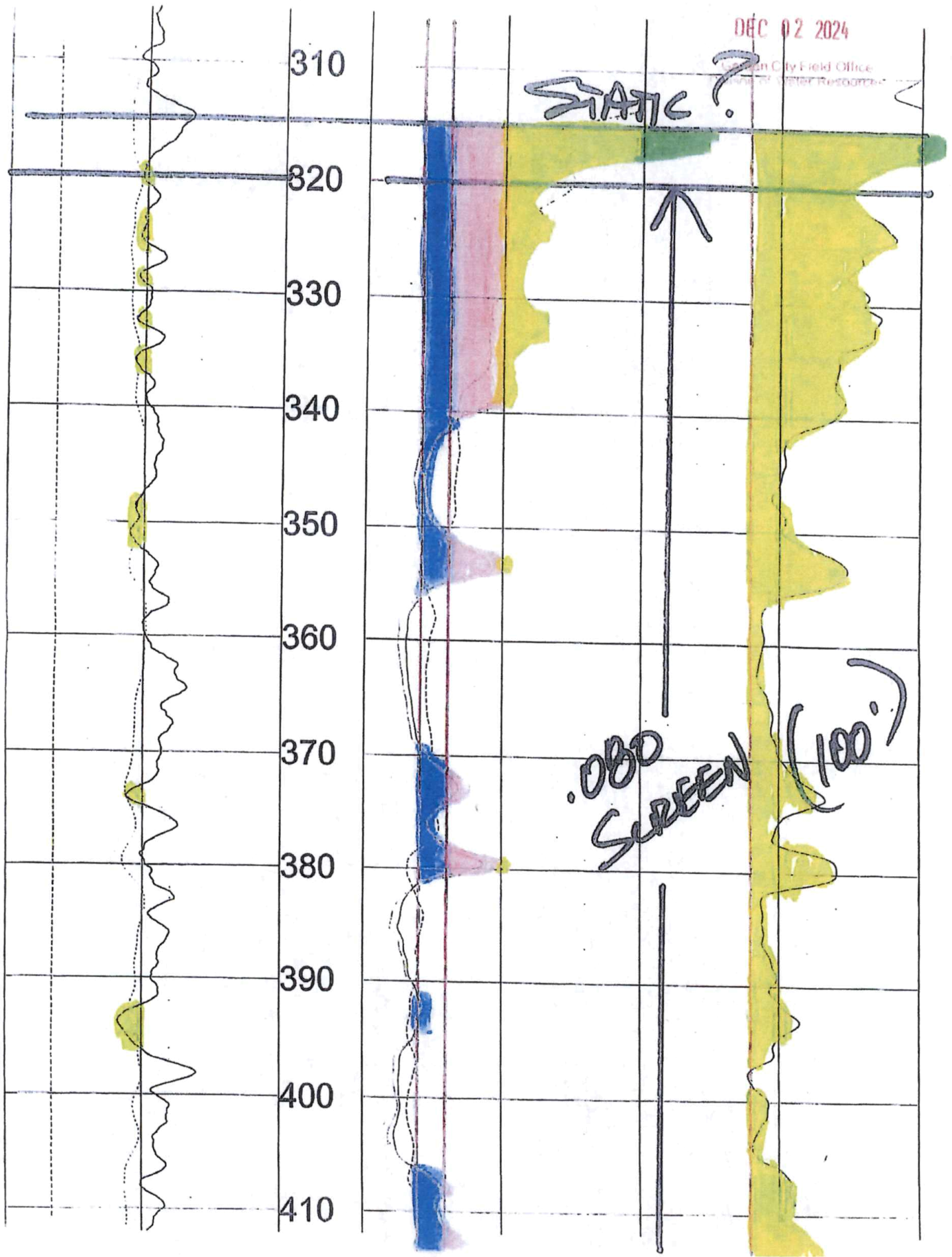
Division of Water Resources  
Garden City Field Office

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DEC 09 2024

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DEC 02 2024

San City Field Office  
Department of Water Resources



STATIC?

.000 SCREEN (100')

310

320

330

340

350

360

370

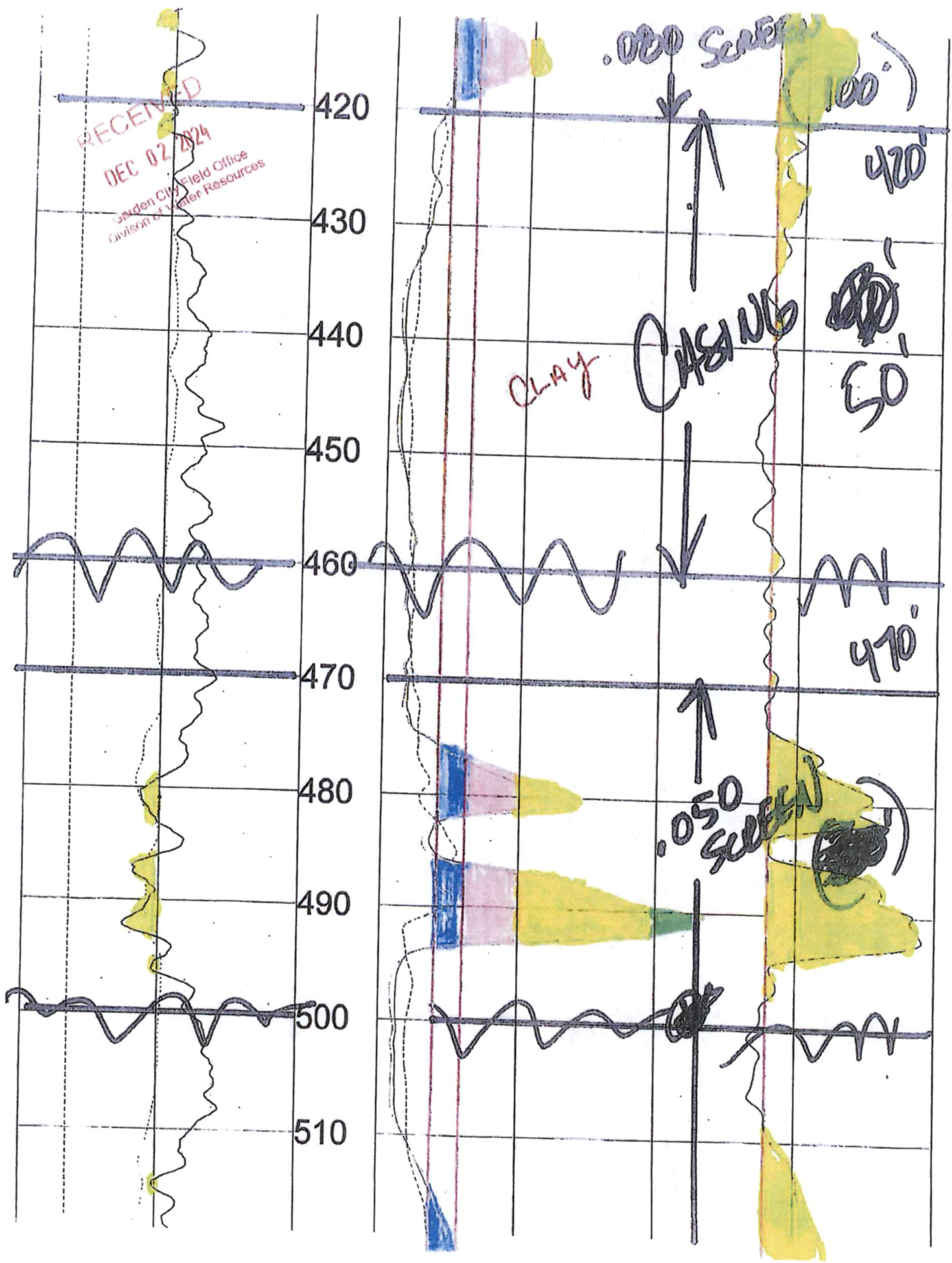
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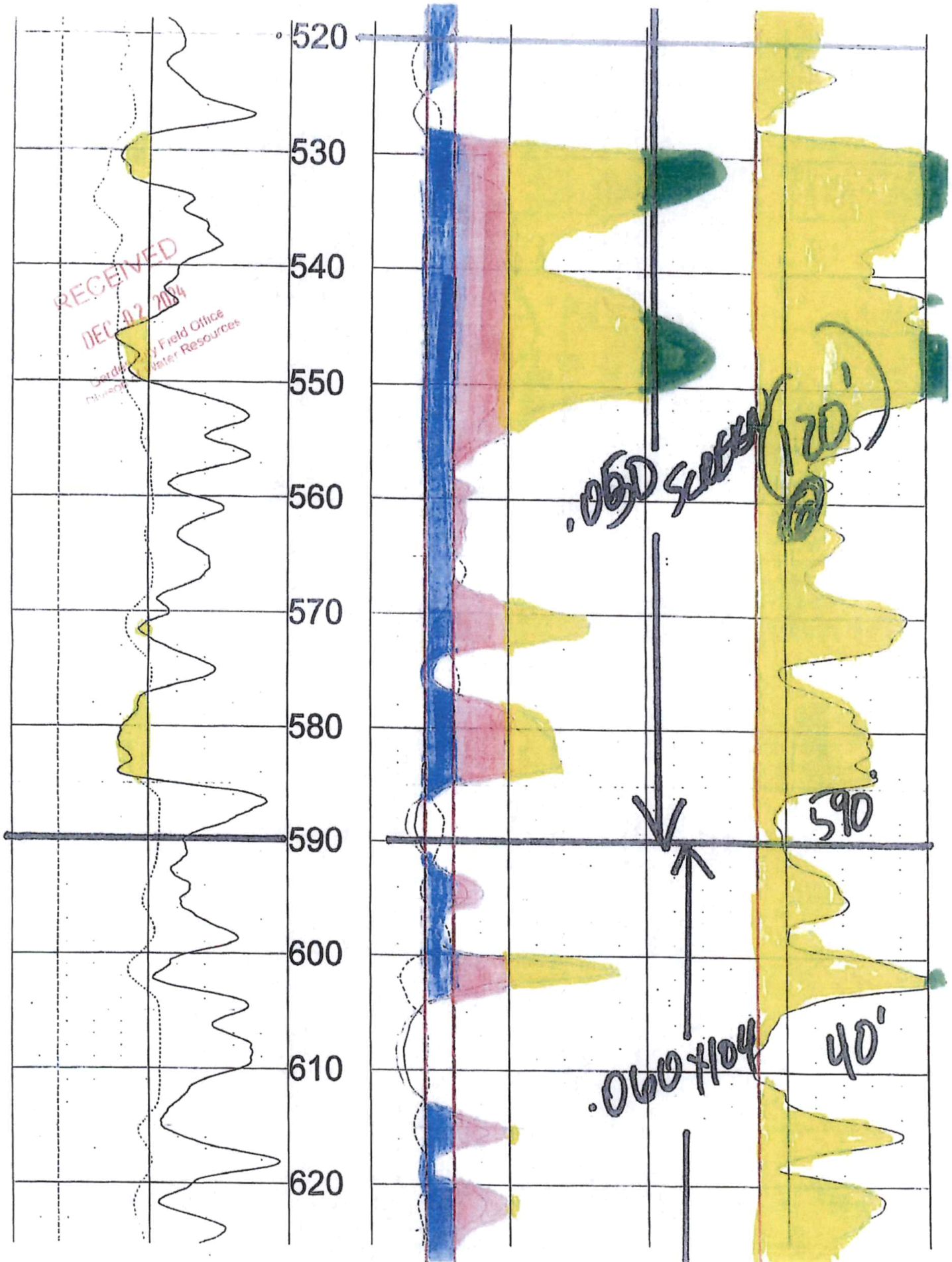
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Garden City Field Office  
Division of Water Resources



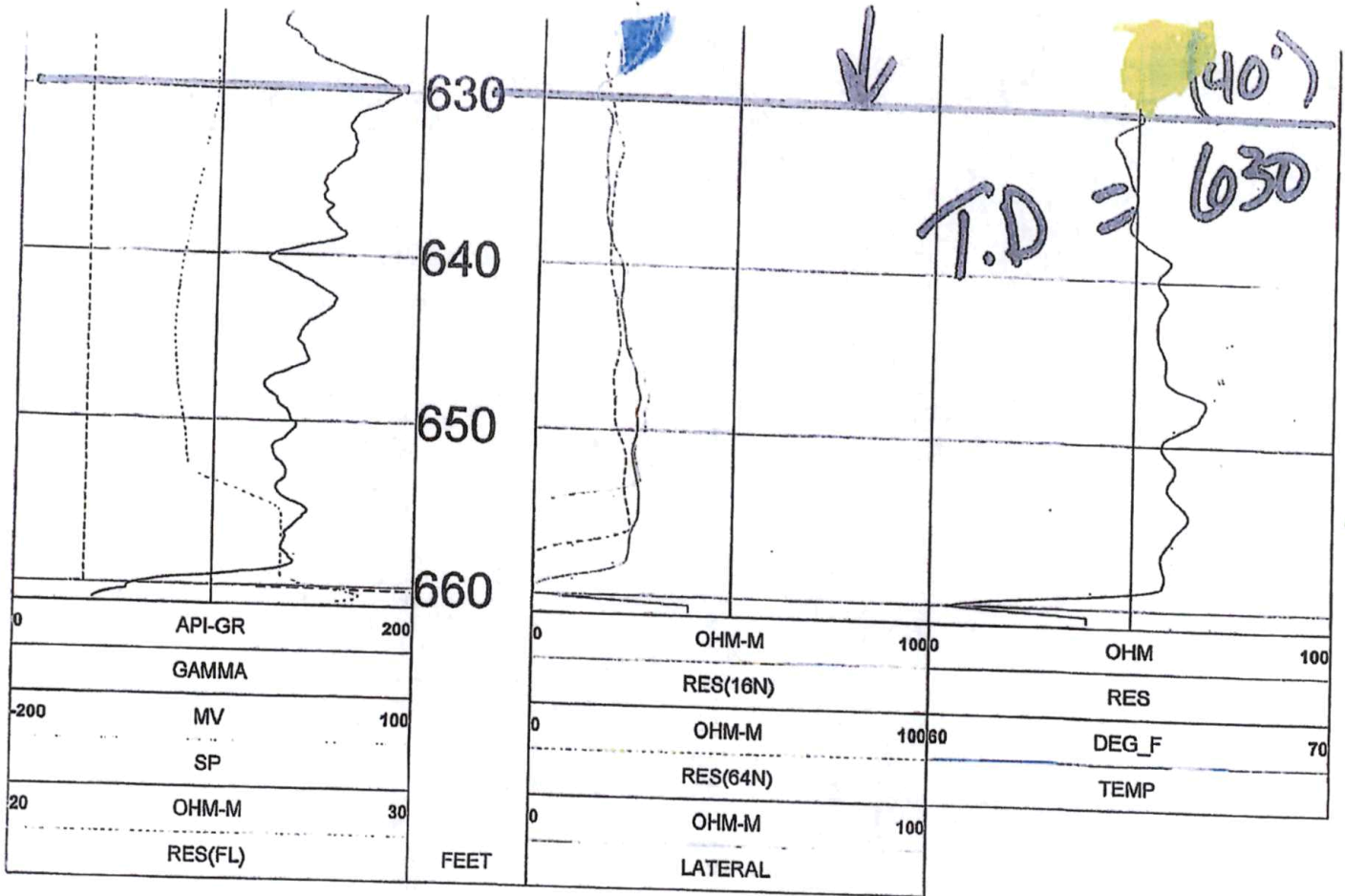


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DEC 02 2004  
United States Geological Survey  
Field Office  
Water Resources

OBS SECTION (120')

OBS SECTION 40'

590



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 DEC 02 2024  
 Garden City Field Office  
 Division of Water Resources

TOOL CALIBRATION T & O LLC 04/30/24 16:50  
 TOOL 8144A TM VERSION 3002  
 SERIAL NUMBER 365

	DATE	TIME	SENSOR		STANDARD		RESPONSE
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	[CPS]
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 ]	327788.000	[CPS]
	Jan14,22	08:32:51	SP	381.500	[MV ]	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	[OHM-M ]	3183.000	[CPS]
	Jan14,22	08:33:10	RES(64N)	1994.000	[OHM-M ]	449170.000	[CPS]
6	Jul12,17	13:17:49	TEMP	33.400	[DEG_F ]	86910.000	[CPS]
	Jul12,17	13:17:49	TEMP	102.200	[DEG_F ]	270930.000	[CPS]
7	Jan14,22	08:33:36	RES	0.000	[OHM ]	21285.000	[CPS]
	Jan14,22	08:33:36	RES	944.000	[OHM ]	190148.000	[CPS]

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 DEC 02 2024  
 Garden City Field Office  
 Division of Water Resources

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.)

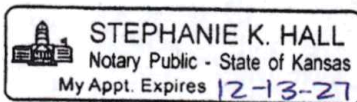
If the application proposes a surface water change in point of diversion, a groundwater change in point of diversion greater than 300 feet, or a change in place of use, the application must be signed by all owners of the currently authorized place of use, or their duly authorized agent (attach notarized 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 Liberal, Kansas, this 3rd day of January, 2025.

<u>Tom Willis</u> (Owner)	(Spouse)
<u>TOM WILLIS</u> (Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)

State of Kansas }  
 County of Seward } SS



I hereby certify that the foregoing application was signed in my presence and sworn to before me this 3rd day of January, 2025.

Stephanie K. Hall  
 Notary Public

My Commission Expires 12-13-27.

**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





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](http://www.agriculture.ks.gov)

Mike Beam, Secretary

Laura Kelly, Governor

February 10, 2024

WILLIAM AND JANELL HEIMAN  
2121 BUFFALO HEIGHTS DR  
GARDEN CITY, KS 67846-3512

RE: Application for Change  
Water Right, File Nos. 35902 & 42771

Dear Sir or Madam:

This is to advise you that T & O LLC 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 NW¼ of Section 27, Township 26 South, Range 33 West, Finney County.

You can find the complete applications posted by water right file number as referenced above at: <https://www.agriculture.ks.gov/divisions-programs/division-of-water-resources/water-appropriation/notices>

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,

A handwritten signature in blue ink that reads "Austin J. McColloch".

Austin J. McColloch  
Assistant Water Commissioner

AM:

pc:

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](http://www.agriculture.ks.gov)

Mike Beam, Secretary

Laura Kelly, Governor

February 10, 2024

PEGGY & STEWART HARTWELL  
104 N THOMAS  
OAKLAND, NE 68045

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Water Right, File Nos. 35902 & 42771

Dear Sir or Madam:

This is to advise you that T & O LLC 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 NW $\frac{1}{4}$  of Section 27, Township 26 South, Range 33 West, Finney County.

You can find the complete applications posted by water right file number as referenced above at: <https://www.agriculture.ks.gov/divisions-programs/division-of-water-resources/water-appropriation/notices>

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Sincerely,

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Austin J. McColloch  
Assistant Water Commissioner

AM:

pc:

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](http://www.agriculture.ks.gov)

Mike Beam, Secretary

Laura Kelly, Governor

February 10, 2024

LARRY W & LINDA JOYCE VOTH  
2230 E LEAR RD  
GARDEN CITY, KS 67846

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Austin J. McColloch  
Assistant Water Commissioner

AM:

pc: