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.

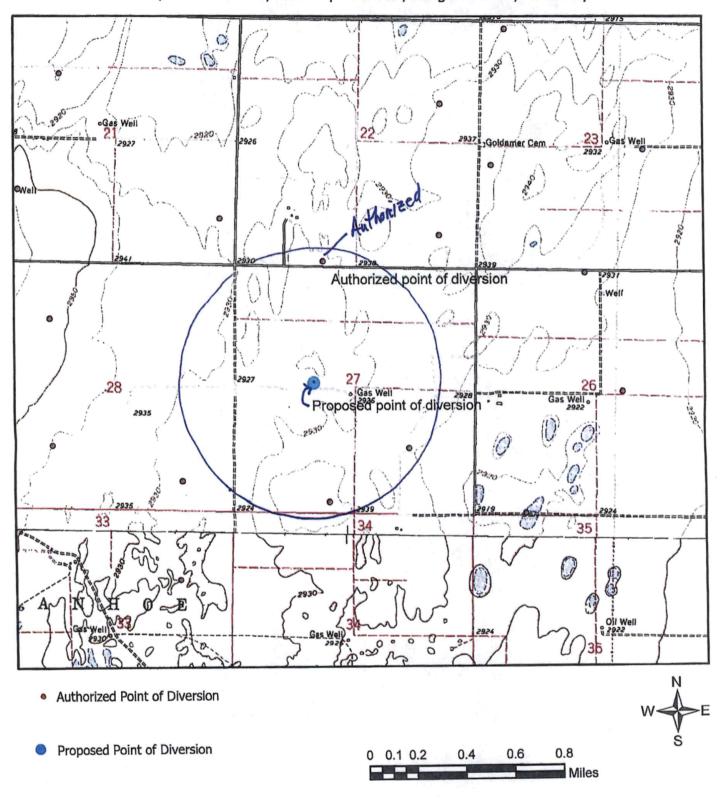
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1	in Fl		County, Kansas,	2733 f	feet North	3468 feet	West of So	utheast corn	er of section.	"
- 1	Proposed Rate	No chna	ge Proposed Qu	antity	No change	Proposed v	well depth (fe	eet)	660	.
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11	Groundwater Man	agement D	istrict recommendation	n attached?	200		. , <u>E</u> ,	414		
11.	Y Y			i attacricu:	200	, /	' = '		1 3200	
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12.	Assisted by mdf/G	CFO			30 30	200 10		100 20		
						0 200 10	South	Scale: 1 hash		
13a	a. If the proposed poi	nt of divers	sion will be relocated <u>managed</u> be existing point of dive	ore than 30	00 ch 13h lf th	a proposed poin	t of diversion	will be reloc	ated within a	300
	a topographic ma	ap or aeri	al photograph. For	groundwate	er foot	radius of the exi	isting point of	f diversion, in	idicate its local	tion
	sources, show all y	wells (inclu	ding domestic) within	one-half mi	ile on t	ne diagram show	wn above in	relation to the	e existing poin	it of
	addresses of the	omers. F	ersion and the names or surface water source	es, show the	he with	rsion. The pro	wn above. (PLEASE NO	TE: The "X"	in in
	names and addi	resses of	the landowner(s) of	ne-half mi	ile cen	ter of diagra	m above	represents	the preser	ntly
	downstream and	one-half r	nile upstream from y	our proper	rty auth	orized point of	diversion.)			

lines

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

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



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

mdf/GCFO 12/2/2024 RECEIVED

DEC 0.2 2024

Dec 0.2 2024

December City Field Office

December City Field Office

WELL LOG

DATE:	4/30/2024
D'LINE	HUUILULA

CUSTOMER NAME: 1 & O. LLC

TH#3-24

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

COUNTY: FINNEY CO. KS

GPS: 37.758871

-100.919603

200	Enati	T	DRILLER:				WO:	23-061
w	FROM	то	ТҮРЕ	HARDNESS	COLOR	SPEED	PULL DOWN	OTHER / DRILLING ACTION
-	0	4	TOP SOIL	SOFT	BROWN	FAST		<u> SMOOTH</u>
-	4	12	BROWN SILTY CLAY	SOFT	BROWN	FAST	-	<u> sмоотн</u>
-	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	-	<u> SMOOTH</u>
_	53	69	FINE-MED-COARSE SAND	FIRM	10	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
	99	149	FINE-MED-COARSE SAND W/ SANDY CLAY LEDGES	FIRM	TAN	FAST		SMOOTH @ TIMES
	149	153	LIME ROCK	HARD	WHITE	SLOW	×	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	18	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
	221	227	SANDY CLAY W/ FINE SAND	SOFT	TAN	FAST		VIBRATION
	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	7 5	SLOWER		CHATTER
A	321	343	FINE-MED-COARSE SAND W/ FINE GRAVEL 12	FIRM	1	FAST		FAST CHATTER
	343	381	FINE-MED SAND W/ LIME ROCK & SANDY CLAY TRACE 28	FIRM	TAN	FAST	7 /	CHOPPY & VIBRATION
	381	413	WHITE SANDY CLAY W/ FINE SAND	SOFT	WHITE	SLOW		VIBRATION
1	413	419	FINE-MED SAND	SOFT	17.84	FAST		СНОРРУ
	419	463	BROWN CLAY	STICKY	BROWN	FAST		SMOOTH
	463	482	FINE-MED-COARSE SAND	FIRM		FAST		FAST CHATTER
	482	487	BROWN STICKY CLAY	STICKY	BROWN	FAST		SMOOTH
	487	493	FINE-MED-COARSE SAND	FIRM	- Littering	FAST		FAST CHATTER
	493	512	BROWN STICKY CLAY	STICKY	BROWN	FAST		SMOOTH
_	512	528	FINE-MED-COARSE SAND W/ BROWN ROCK TRACE	FIRM	BROWN	FAST		FAST CHATTER
,		553	BROWN ROCK W/ SANDSTONE & FINE SAND	STIFF	BROWN	FAST		FAST CHATTER
X								SMOOTH&
	553	569	GRAY CLAY W/ SOAPSTONE SANDSTONE	SOFT	GRAY	SLOW		VIBRATION
-	569	573		STIFF	GRAY	FAST	-	CHATTER
	573	577	GRAY CLAY	SOFT	GRAY	SLOW		SMOOTH

577	965	salabitotic wirth cland	STIFF	GRAY	FAST		FAST CHATTER SMOOTH &
585	601	GRAY CLAY W/ SOAPSTONE	SOFT	GRAY	SLOW		SMOOTH & VIBRATION
601	603	SANDSTONE	STIFF	GRAY	FAST		CHATTER
603	613	GRAY CLAY	SOFT	GRAY	SLOW		SMOOTH
613	629	SOAPSTONE W/ SANDSTONE TRACE	SOFT	GRAY	SLOW		VIBRATION
629	660	SHALE	SOFT	GRAY	SLOW		SMOOTH
							0.1100111
		QG-5 17P					
		WATER LOADS • 2		7-112			
		SA - 1/4					
		HOLE PLUG - 2		1			_
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DEC 02 2024

T & O LLC

COMPANY

: DOWNEY DRILLING INC

WELL

LOCATION/FIELD :

COUNTY

: FINNEY

LOCATION

: NE NW 3

SECTION

: 27

TOWNSHIP

: 26S

OTHER SERVICES:

RANGE: 33W

DATE

: 04/30/24

PERMANENT DATUM : GL

DEPTH DRILLER : 660

LOG BOTTOM

: 661.00

LOG MEASURED FROM: GL

LOG TOP

: 1.90

DRL MEASURED FROM: GL

GL : 2820

CASING DIAMETER: 10.

: SURFACE

LOGGING UNIT

: 1903

CASING TYPE

FIELD OFFICE

: O'DRISCOL

CASING THICKNESS:

RECORDED BY

: DIEGO

BIT SIZE

: 6.25

BOREHOLE FLUID : MUD

FILE : ORIGINAL

MAGNETIC DECL. : 0

: .179

TYPE : 8144A

MATRIX DENSITY : 2.65

RM TEMPERATURE : 68.5

LGDATE: 04/30/24

NEUTRON MATRIX : SANDSTON

MATRIX DELTA T : 54

LGTIME: 16:50:

THRESH: 99999

GPS 37.758871, -100.91960

ALL SERVICES PROVIDED SUBJECT TO STANDARD TERMS AND CONDITIONS

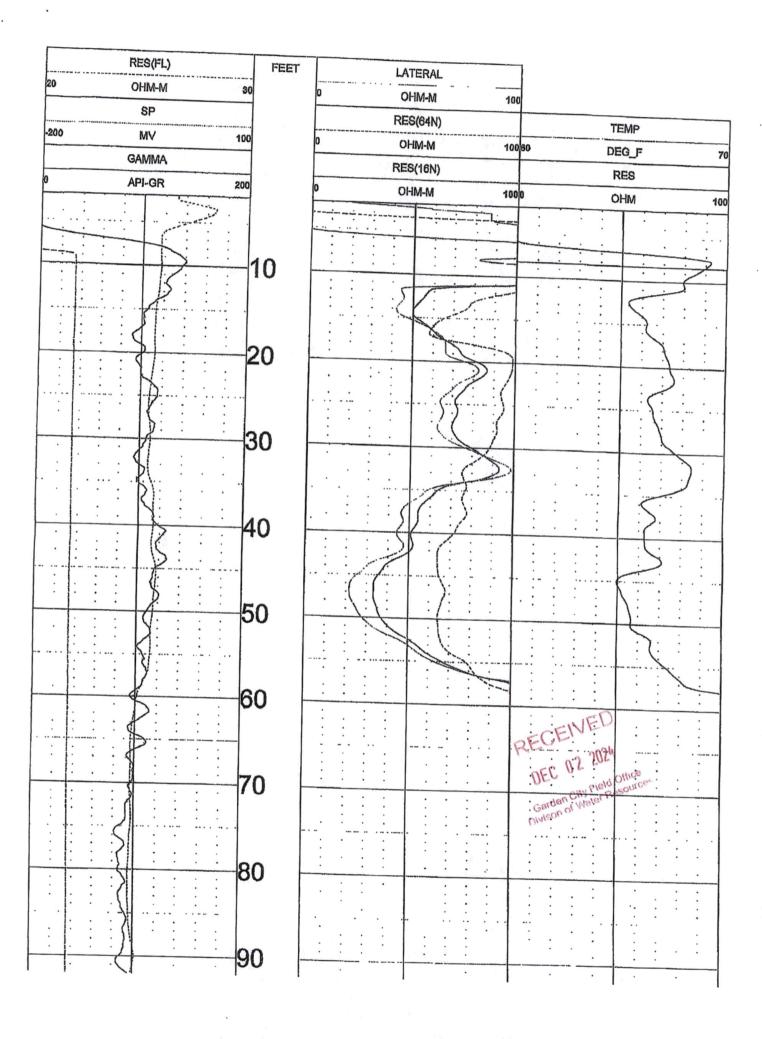
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IF WE DRILL OF TH #3.24

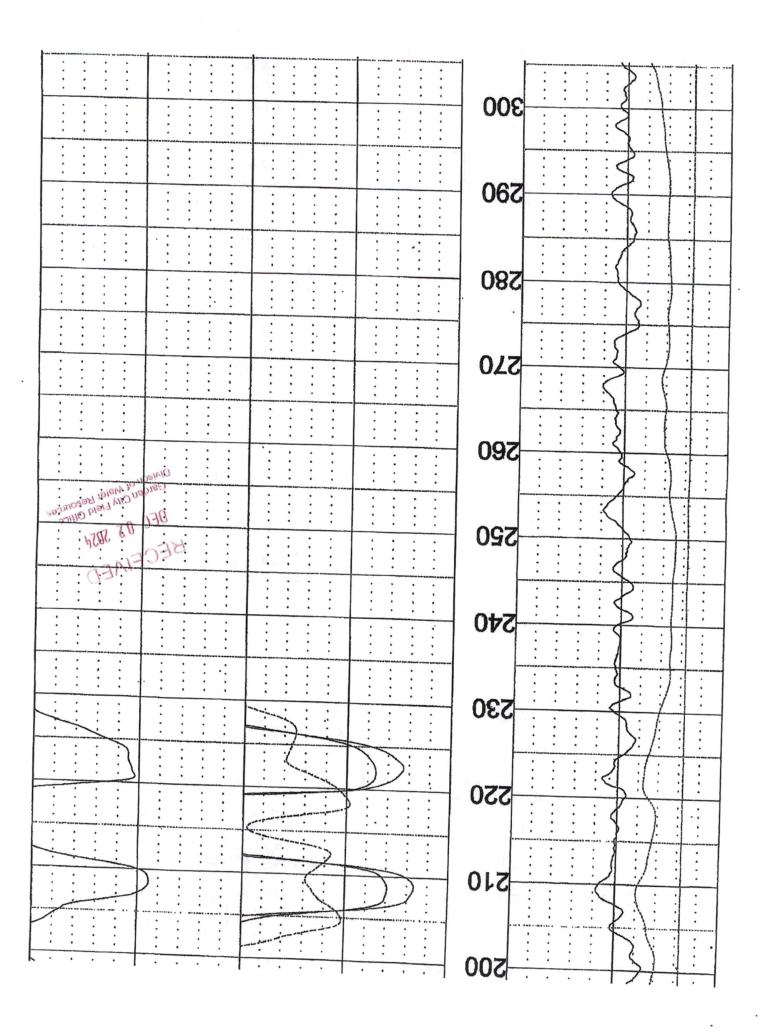
NEED TO CHECK LOCATION WITH

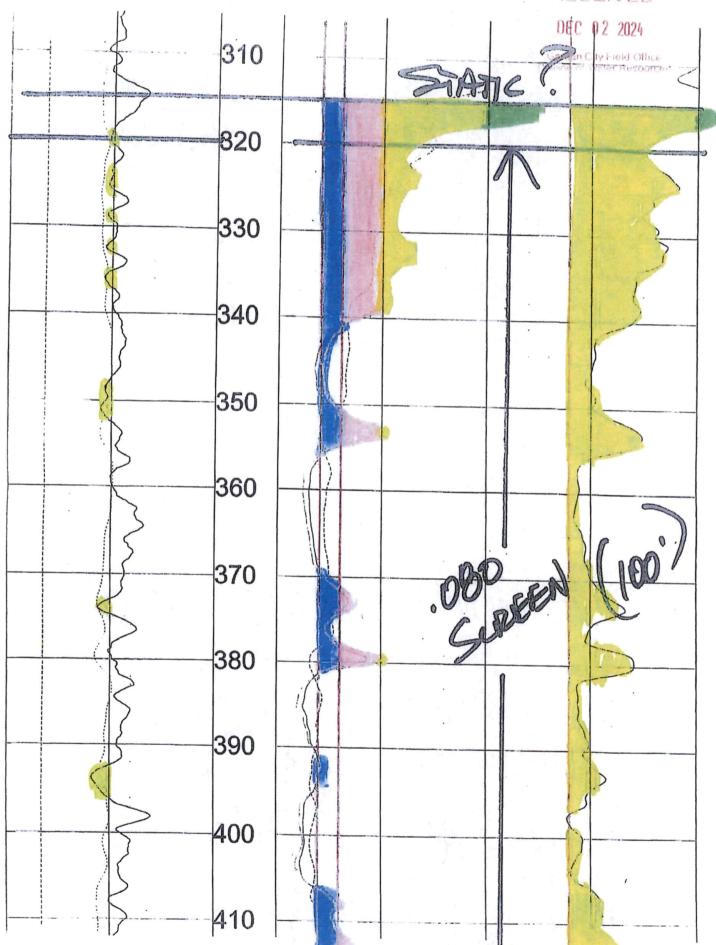
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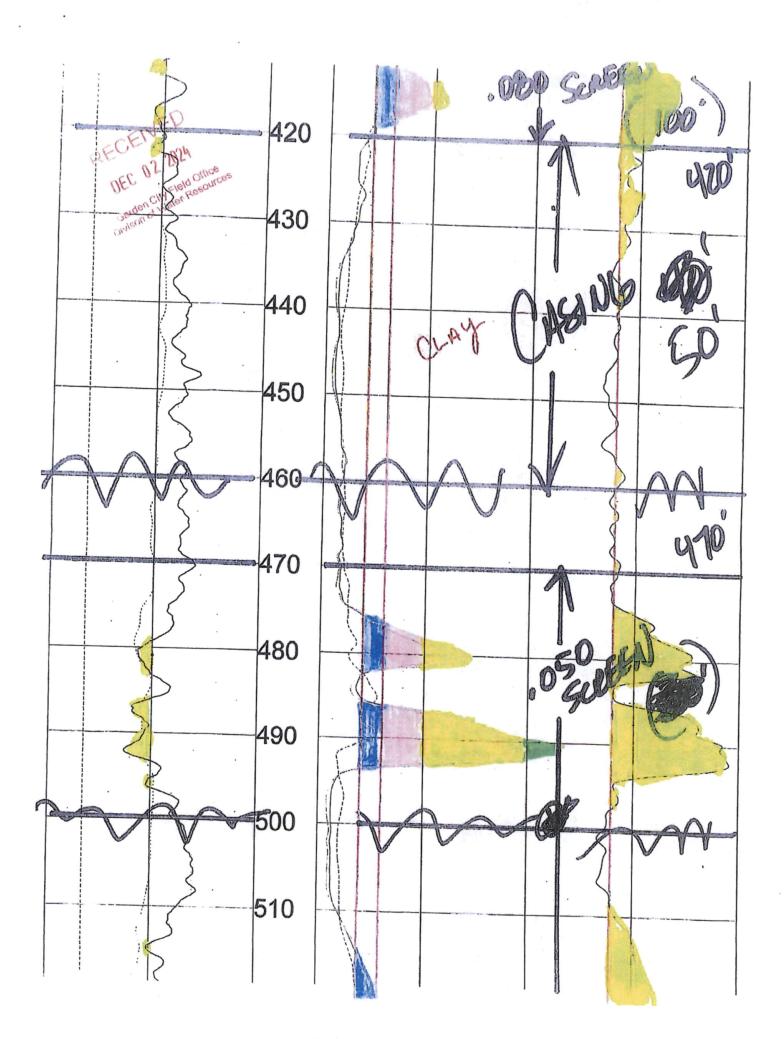
OUTSIDE CIRCE ON MY MAP- FD

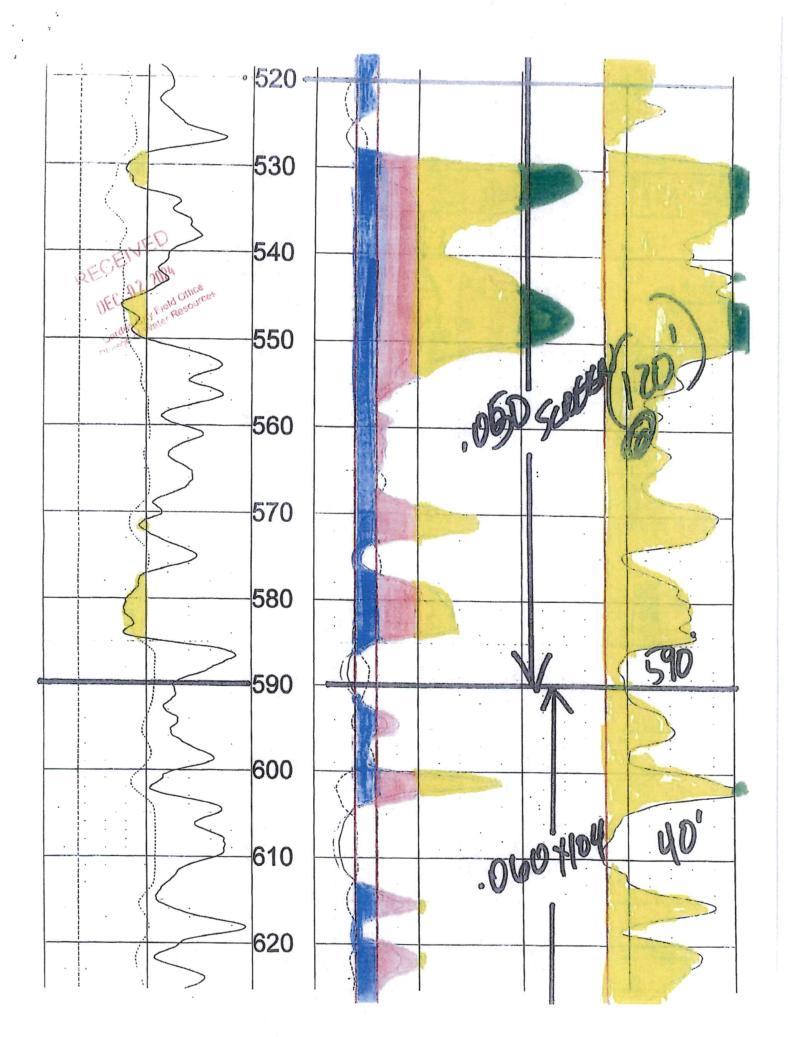


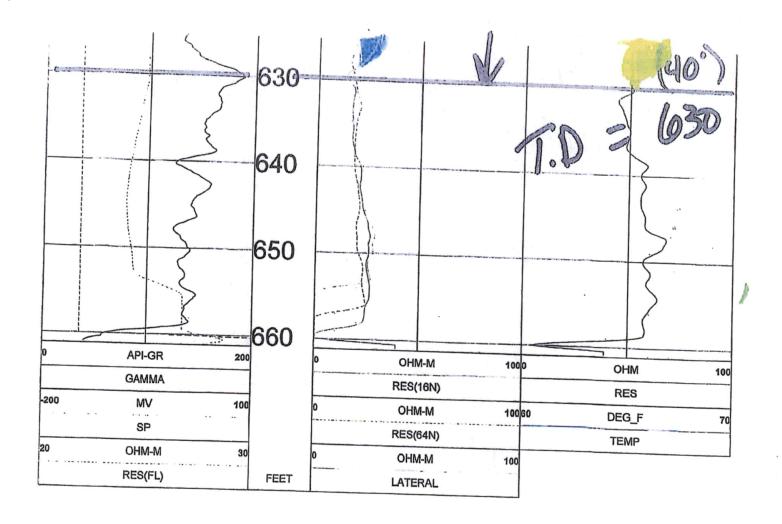
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	TOOL CALIB TOOL 8144A SERIAL NUM							
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3	Jan14,22 Jan14,22 Jul12,17 Jul12,17 Jan14,22 Jan14,22	08:33:10 13:17:49 13:17:49 08:33:36 08:33:36	RES(64N) TEMP TEMP RES RES	1994.000 33.400 102.200 0.000 944.000	OHM-M] [DEG_F] [DEG_F] [OHM] [OHM]	4.6	449170,000 66910,000 270930,000 21285,000 190148,000	[CPS] [CPS] [CPS] [CPS] [CPS]

DEC 02 2024

Genden City Field Office

Genden City Field Office

Genden City Field Office

Genden City Field Office

14. If the proposed groundwater point of diversion is 300 or fewer fee	it from the existing point of diversion, complete the following:
(a) Does the undersigned represent all owners of the currently a ☐ Yes ☐ No (If no, all owners must sign this approximation)	uthorized place(s) of use identified in this application? oplication.)
 (b) Will the ownership interest of any owner of the currently au affected if this application is approved as requested? ☐ Yes ☐ No (If yes, all owners must sign this a 	thorized place(s) of use identified in this application be adversely application.)
(c) If this application is not approved expeditiously, will there be ☐ Yes ☐ No (If no, all owners must sign this application)	substantial damage to property, public health or safety? oplication.)
If the application proposes a surface water change in point of diversio or a change in place of use, the application must be signed by all own agent (attach notarized statement authorizing representation).	n, a groundwater change in point of diversion greater than 300 feet, ters of the currently authorized place of use, or their duly authorized
I hereby verify, being first duly sworn upon my oath or affi age and the owner, the spouse of the owner, or a duly auth their behalf, in regards to the water right(s) to which this contained in this application are true, correct and complete	norized agent of the owner(s) to make this application on application pertains. I further verify that the statements
Dated at, Kansas, t	his 3rd day of January, 20 25.
James La V. W.	9
(Owner)	(Spouse)
TON WILLIS	
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
County of State of Kansas SS My Ap	TEPHANIE K. HALL lary Public - State of Kansas pt. Expires 2 - 13 - 27
I hereby certify that the foregoing application was signed of January, 20,25	in my presence and sworn to before me this 3rd day
or garrage, 20 20.	Stadranie K. Hall
My Commission Expires $12-13-27$.	Notary Public
ONLY COMPLETE APPLICATIONS WILL BE PROCESSED. To be complete accurate information; maps, if necessary, must be included; signatures of all the appropriate fee must be paid.	 a, all of the applicable portions of the application form must be completed with he appropriate owners' must be affixed to the application and notarized; and
FEE SCH	
(2) Application to change a point of diversion more than 300	under this section shall be accompanied by the application fee set artment of Agriculture s

Page 3

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

File No 35902

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. 35902 A change application was received on 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. 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

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 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. 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 ______ feet from the previously authorized point(s) of diversion.

Applicable
Not Applicable 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 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. stallation 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. Installation of the works for diversion of water shall be completed on or before December 31, 20_ ☐ Not Applicable □ Applicable The completed well log shall be submitted with the required notice. ☐ 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 Additional Conditions are attached. ☐ Yes 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, you may request an evidentiary hearing before the Chief Engineer or request administrative review by the Secretary of **SUMMARY ORDER ISSUED** 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 By: _ Duly Authorized Designee of the Chief Engineer (Print Name): Division of Water Resources - Kansas Department of Agriculture Date of Issuance: __ 66502. Failure to timely request a hearing or review may preclude review under the Kansas Judicial Review Act. State of Kansas) SS For Use by Register of Deeds County of ___ Acknowledged before me on _____ Signature: Notary Public My commission expires: _____ (Notary Seal)

Page 4

File No 35902

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

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

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.

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

Mike Beam, Secretary

Laura Kelly, Governor

February 10, 2024

PEGGY & STEWART HARTWELL 104 N THOMAS OAKLAND, NE 68045

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Mike Beam, Secretary

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February 10, 2024

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

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Sincerely,

Austin J. McColloch
Assistant Water Commissioner

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