

**Kansas Department of Agriculture
Division of Water Resources**

APPROVAL OF CHANGE APPLICATION WORKSHEET

1. File No.: 8318		2. Status Change Date:		4. Field Office: 04 - Garden City GMD: 03 - Southwest Structures File No.: Filing/Priority Date: 4/17/2025 Application Complete Date:		
3. Package File No(s):						
5a. <input checked="" type="checkbox"/> Applicant <input checked="" type="checkbox"/> Owner <input checked="" type="checkbox"/> WUC <input type="checkbox"/> Address Change JOHN H & CYNTHIA A LIGHTNER 8955 S US HIGHWAY 83 GARDEN CITY KS 67846 9462			5b. <input checked="" type="checkbox"/> Owner <input type="checkbox"/> WUC <input type="checkbox"/> Address Change J & C LIGHTNER 8955 S US HIGHWAY 83 GARDEN CITY KS 67846 9462			
5c. <input checked="" type="checkbox"/> Owner <input type="checkbox"/> WUC <input type="checkbox"/> Address Change DAVID K & SYLVIA LIGHTNER ATTN: JOHN H & CYNTHIA A LIGHTNER 8955 S US HWY 83 GARDEN CITY KS 67846			5d. <input type="checkbox"/> Owner <input type="checkbox"/> WUC <input type="checkbox"/> Address Change			
6. Change No.: C1 <input checked="" type="checkbox"/> PD <input type="checkbox"/> PU <input type="checkbox"/> UMW Base Acres: Year: Min Reasonable Q: Previous UMW: Not changing MDS Gauge: Active Admin? <input type="checkbox"/> Completion/Start Date: 12/31/2025 Perfection/Expiration Date:				7. Use of Water <input checked="" type="checkbox"/> Groundwater <input type="checkbox"/> Surface Water UMW: IRR-Irrigation UMW: UMW:		
8. Action Trail						
9. Special Conditions						
10. 5YR Allocation Type: Start Year: 5YR Quantity: Base Acres: Comment:						
11. Sand & Gravel Proj ID: <input type="checkbox"/> Active <input type="checkbox"/> Dredge <input type="checkbox"/> IND Evap <input type="checkbox"/> Jr Evap <input type="checkbox"/> Other Diversion <input type="checkbox"/> Rpt on Sr						
12. Waiver Rule ID: <input type="checkbox"/> New Date Requested: Applies: Rule No.: Justification: Rule Type: Rule SubType:						
Comments				Processed 4/22/2025 AM		Entered
				Reviewed		

File No. 8318 Structures File No:	13. County: FI Basin: ARKANSAS RIVER Stream: Aquifer Code: 211 / 331 <div style="text-align: right;">Special Use Area:</div>																	
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14. Points of Diversion, Rates & Quantities										Qty AF		Rate gpm		Storage Qty		Storage Rate	
PDIV	Qualifier	S	T	R	ID	'N	'W	Comment (AKA Line)	Auth	Add	Auth	Add	Auth	Add	Auth/Add	Overlaps	
DEL	7601																
ENT	SW SE SE	31	25S	32W		122	858		643	643	2250	2250					
CHK	28260 SW SW SE	31	25S	32W	1	200	2290		442	442	1450	1450				*	
MOD	30288 LOT 1	6	26S	32W	3	7077	1297		292	292	1840	1840					

15. Limitations	Type: RATE	Quantity:	Rate: 4800 gpm	combined with file no(s): -IRR ON PROP DESC HEREIN WHEN WELLS OPER.SIMULTANEOUS											
	Type:	Quantity:	Rate:	combined with file no(s): (NO CHANGE)											

16. Metering	<input checked="" type="checkbox"/> Metering Required <input type="checkbox"/> Anti-Reverse Required <input type="checkbox"/> Seal Required Compliance Date: 12/31/2025														
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17. Place of Use		NE¼				NW¼				SW¼				SE¼				Total	Owner(s)	Chg?	Overlaps		
		PUSE	S	T	R	ID	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW					SE	
CHK 9210																							<input type="checkbox"/> **
CHK 16930																							<input type="checkbox"/> **
CHK 20971																							<input type="checkbox"/> **
CHK 63592																							<input type="checkbox"/>
CHK 63593																				<input type="checkbox"/>			
CHK 63594																				<input type="checkbox"/>			

18. Point of Diversion and Place of Use Overlaps * 12902 + # ^	** 8318; 12902; 28553 ++ ## ^^
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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

April 22, 2025

JOHN H & CYNTHIA A LIGHTNER
8955 S US HIGHWAY 83
GARDEN CITY KS 67846 9462

RE: Filed Office Application for Change
Water Right, File No. 8,318

Dear Sir or Madam:

Enclosed is the 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 this approval 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,

A handwritten signature in blue ink, appearing to read "Austin J. McColloch".

Austin J. McColloch
Assistant Water Commissioner

AM:
enclosures

pc:

CERTIFICATE OF SERVICE

On this 22nd day of April, 2025, I hereby certify that the foregoing Approval of Application for Change in Point of Diversion, Water Right, File No. 8,318 dated 22nd day of April, 2025 was mailed postage prepaid, first class, US mail to the following:

JOHN H & CYNTHIA A LIGHTNER
8955 S US HIGHWAY 83
GARDEN CITY KS 67846 9462

Pc:



Division of Water Resources Staff

<http://agriculture.ks.gov/dwr>

File No. 8318

5. **Presently authorized point of diversion:**

One in the SW Quarter of the SE Quarter of the SE Quarter
of Section 31, Township 25 South, Range 32 West,
in Finney County, Kansas, 200 feet North 980 feet West of Southeast corner of section.
Authorized Rate 2250 gpm Authorized Quantity 643 AF Depth of well _____ (feet)
(DWR use only: Computer ID No. 2 GPS 66 feet North 951 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 SW Quarter of the SE Quarter of the SE Quarter
of Section 31, Township 25 South, Range 32 West,
in Finney County, Kansas, 122 feet North 858 feet West of Southeast corner of section.
Proposed Rate no change Proposed Quantity no change Proposed well depth (feet) 505
This point is: ☐ Additional Well ☐ Geo Center List other water rights that will use this point _____

6. **Presently authorized point of diversion:**

One in the SW Quarter of the SW Quarter of the SE Quarter
of Section 31, Township 25 South, Range 32 West,
in Finney County, Kansas, 200 feet North 2290 feet West of Southeast corner of section.
Authorized Rate 1450 gpm Authorized Quantity 442 AF Depth of well _____ (feet)
(DWR use only: Computer ID No. 1 GPS 229 feet North 2464 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 _____ (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?

As soon as possible

10. If the point of diversion is a well:

(a) What are you going to do with the old well?

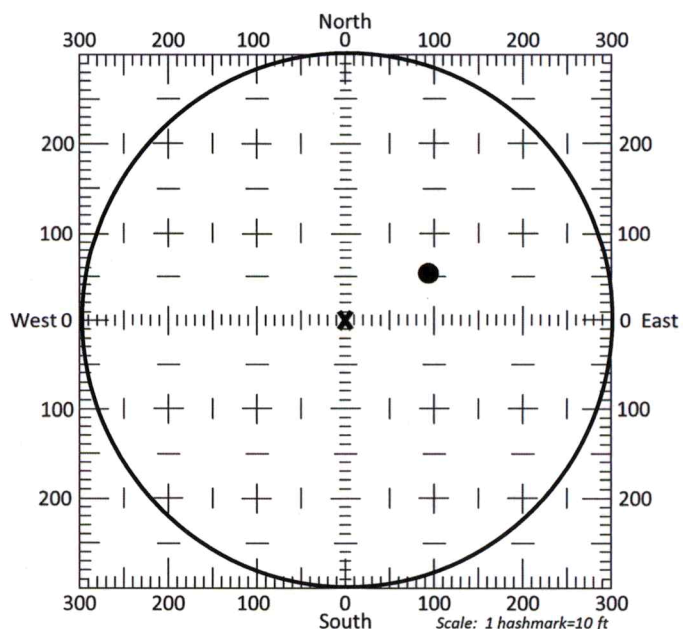
Plug it

(b) When will this be done? Upon completion of the new well

11. Groundwater Management District recommendation attached?
☐ Yes ☒ No

12. Assisted by CI, 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.)**

APPLICATION FOR APPROVAL TO CHANGE
THE PLACE OF USE AND/OR POINT OF DIVERSION
SUPPLEMENTAL SHEET
FILE NO. 8318

Presently authorized point of diversion:

One in the _____ Quarter of the _____ Quarter of the Lot 1 Quarter
of Section 6, Township 26 South, Range 32 West,
in Finney County, Kansas, 6880 feet North 1280 feet West of Southeast corner of section.
Authorized Rate 1840 gpm Authorized Quantity 292 AF Depth of well _____ (feet)
(DWR use only: Computer ID No. 3 GPS 7077 feet North 1297 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)

One in the _____ Quarter of the _____ Quarter of the Lot 1 Quarter
of Section 6, Township 26 South, Range 32 (E/W),
in Finney County, Kansas, 7077 feet North 1297 feet West of Southeast corner of section.
Proposed Rate 1840 gpm Proposed Quantity 292 AF Proposed well depth (feet) _____
This point is: ☐ Additional Well ☐ Geo Center List other water rights that will use this point _____

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)

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 _____

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)

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 _____

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)

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 _____

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 GARDEN CITY, Kansas, this 17TH day of APRIL, 2025.

John H Lightner
(Owner)

(Spouse)

JOHN H LIGHTNER
(Please Print)

(Please Print)

(Owner)

(Spouse)

(Please Print)

(Please Print)

(Owner)

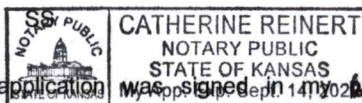
(Spouse)

(Please Print)

(Please Print)

State of Kansas

County of FINNEY



I hereby certify that the foregoing application was signed in my presence and sworn to before me this 17TH day of APRIL, 2025.

Catherine Reinert
Notary Public

My Commission Expires 11-14-26

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 |

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. 8318.

1. A change application was received on April 17, 2025 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.
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 ☒ 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 50 foot radius of the authorized point(s) of diversion. ☒ Applicable ☐ Not 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 300 feet from the previously authorized point(s) of diversion. ☒ Applicable ☐ 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, 2025, 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, 2025, or within any authorized extension of time. By March 1, 2026 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 ☐ Not Applicable
11. Additional Conditions are attached. ☐ Yes ☒ No
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.

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

FOR OFFICE USE ONLY

APPLICATION APPROVED AND SUMMARY ORDER ISSUED

By: Austin McColloch
Duly Authorized Designee of the Chief Engineer

(Print Name): Austin McColloch
Division of Water Resources - Kansas Department of Agriculture

Date of Issuance: April 22, 2025

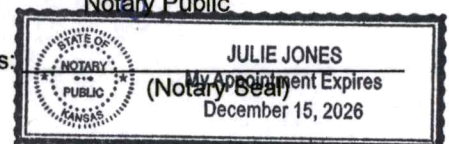
State of Kansas)
) SS

County of Stinson)

Acknowledged before me on April 22, 2025
by Austin McColloch

Signature: Julie Jones
Notary Public

My commission expires:



PO Box 639
Garden City, KS 67846
Fax: 620-277-0224

%	From	Footage Pay	To	Description of Strata	83/8
	0		2	Soilface	37.82798
	2		31 ₆	Brown Sandy Clay, fine sands	
	31 ₆		—	Sand, fine to med, coarse small to large gravel (large)	
	—		87	Fine to med, coarse small to large gravel (large)	
	87		—	Sand, fine to med, coarse small to large gravel (large)	
	—		—	Caliche, (cemented in place) (hard under one hand)	
	—		135	LC @ 123' mix sand & brown	
	135		142	Brown Clay	
	142		184	Blue Clay	
	184		247	Blue Clay & blue sand (lighter in places) few lime rock	
	247		264	Blue Sand & blue clay	
25%	264	43	323	Sand, fine to med, coarse	
10%	323	7	330	Sand, fine to small (light)	
25%	330	16	346	Sand, fine to med, coarse	
15%	346	26	372	Sand, fine to small, few med, blue clay	
15%	372	8	380	Sand, fine to med, coarse, small gravel (hard + comp. bed)	
	380	—	400	Brown Sandy Clay, silty sand (fine)	
10%	400	10	410	Sand, fine to small	
	410	—	421	Brown Clay (fine)	
10%	421	28	449	Sand, fine to med, coarse (hard + comp. bed)	
15%	449	13	462	Sand, fine to small, few med	
10%	462	43	505	Sandstone, sandstone (light), few lime rock (hard + comp. bed)	
	505		514	Green Sand, sandstone, limestone (hard)	
	514		520	Limestone (hard) LC mix sand & brown - (N) (bedded)	

- Test Rig -
 - 5" x 1/2" x 1/2"
 - Pit to 4' 6"
 11 - 5" x 1/2" x 1/2"
 5 - 5" x 1/2" x 1/2"
 6 - 5" x 1/2" x 1/2"
 1 - 5" x 1/2" x 1/2"
 5 - 5" x 1/2" x 1/2"
 1 - 4 3/4" x 1/2" x 1/2"

Gas line - 45' South

Gas line - 75' West

J&C Lightner

John Lightner
Test Hole # 1 of 4-15-25
Replacement Well Location
SE 31-25-32 FI

FILE # 8318

Legend

-  37.82998 N 100.86854 W
-  DuPont Pioneer Garden City Research Center
-  El Girasol San Miguel Arcangel Inc

 El Girasol San Miguel Arcangel Inc

 37.82998 N 100.86854 W
 DuPont Pioneer Garden City Research Center

Triangle

U.S. Hwy 83

Plymouth

Google Earth

Image © 2025 Airbus



mi