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**

### **WATER METER REQUIRED**

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.

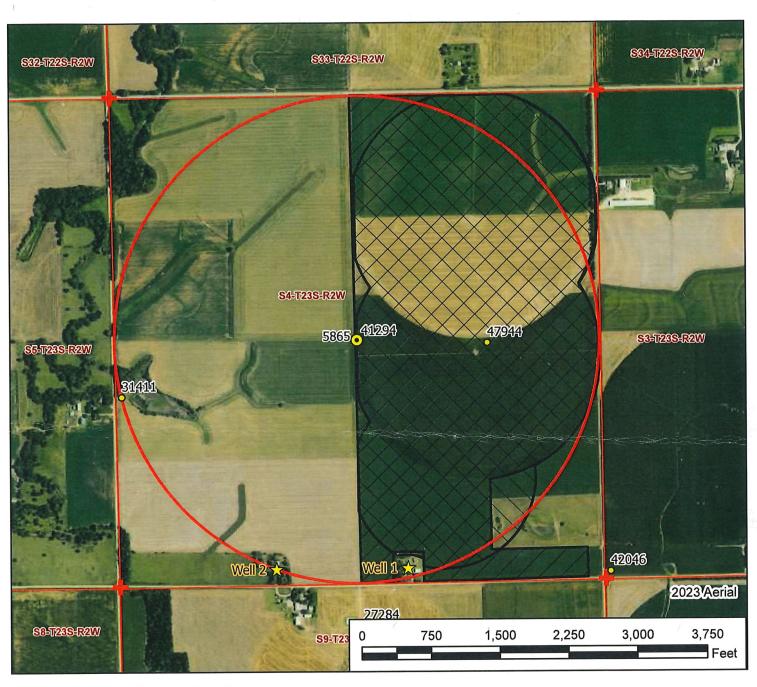
											-							CEIV	
File No. 41294									9:31am										
													JAN 2 3 2025						
1. /	Application	on is he	reby m	ade fo	or appro	oval of	the C	hief E	nginee	r to ch	ange t	he (ch	eck on	e or bo	oth):				
	✓ Place of Use ✓ Point of Diversion Stafford Field Office Division of Water Resources																		
ι	under the	water ı	right w	hich is	the su	bject o	of this	applic	ation i	n acco	rdance	with t	he cor	ditions	descr	ibed b	elow.	,,,,,,	
-	The sour	ce of su	pply is	i:		⊠ Gı	oundv	vater			Surfac	e wate	er						
2. 1	Name and address of Applicant: HARVEY GRANT FARMS INC																		
<u>.</u>	J R COLSON, 1 N MAIN ST STE 406, HUTCHINSON, KS 67501-5228																		
	Phone Number: (785)827-6774 Email address: jrcolson@klaenviro.com																		
	Name and address of Water Use Correspondent: HARVEY GRANT FARMS INC																		
-	J R COLSON, 1 N MAIN ST STE 406, HUTCHINSON, KS 67501-5228																		
	Phone N		-				_		Email	addres	ss: <u>irc</u>	olson@	<u>)klaen</u>	viro.co	<u>m</u>				
	The presently authorized place of use is:  Owner of Land NAME: HARVEY GRANT FARMS INC																		
(	Owner of					1				T 406	LUITC	L IINICA		C 6750	1 5000				
,	ADDRESS: J R COLSON, 1 N MAIN ST STE 406, HUTCHINSON, KS 67501-5228																		
	(If there is more than one landowner, attach supplemental sheets as necessary.)																		
0	T	D	NE1/	Г	SW1/4	CE1/	NE¼		W¼ SW¼	SE1/4	NE1/4	T	W¼ SW¼	SE1/4	NE¼	NW1/4	E¼ SW¼	SE1/4	TOTAL ACRES
_Sec.	Twp.	Range		ot 2	Lo		INE 74	190074	30074	SE/4	NE74	19774	30074	SE74	NE74	1977/4	3W74	3E/4	
4	238	2W	34	39	39	39					<b>-</b>	$\vdash$	$\vdash$		37	37	38	12	275
	233	200	34	39	39	38					╁	_	<u> </u>	<u> </u>	31	1 31	30	'2	213
			<u> </u>						<u> </u>						,				,
4. I	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: HARVEY GRANT FARMS INC																		
	ADDRESS: J R COLSON, 1 N MAIN ST STE 406, HUTCHINSON, KS 67501-5228																		
(	(If there is more than one landowner, attach supplemental sheets as necessary.)																		
	NE1/4			NW¼				SW¼				SE1/4				TOTAL			
Sec	Twp.	Range	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW1/4	SE1/4	NE¼	NW¼	SW1/4	SE1/4	NE¼	NW¼	SW¼	SE1/4	ACRES
			Lot	t 2	Lot	1		\											,
4	23S	2W	32	34	39.5	37.5		j.		·					35	39.5	31.5	11.5	260.5
																	/	1	
	For Office Use Only: Code Fee \$ TR # Receipt Date Check #																		
											1								

5. [	Presently authorized point of diversion:	L. Comments of the comments of
	One Near the Center of the West Side of the East Half	
-	of Section 4 , Township	23 South, Range 2 W,
	in Harvey County, Kansas, 2,590 fee	et North <u>2,620</u> feet West of Southeast corner of section.
	Authorized Rate 1,260 gpm Limited Authorized Quantity 250	
	(DWR use only: Computer ID No. 3 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, fee	et North feet West of Southeast corner of section.
	Proposed Rate Proposed Quantity	Proposed well depth (feet)
- 1	This point is: Additional Well Geo Center List other	water rights that will use this point 5865
6. <u></u>	Presently authorized point of diversion:	
١.		Quarter of the Quarter
	of Section Township	South, Range(E/W),
	in County Kansas fee	et 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:
		requested or if existing point is better described by GPS)
		Quarter of the Quarter
	of Section Quarter of the	South, Range(E/W),
	in County, Kansas, fee	et North feet West of Southeast corner of section.
	Proposed Pate Proposed Quantity	Proposed well depth (feet)
	This point is: Additional Well Geo Center List other	
L	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) Modify place of use to change flood	North
	ground to a center pivot system	300 200 100 0 100 200 300 Emparimental Empariment
		[
8.	If a well, is the test hole log attached?   Yes  No	
о.	il a well, is the test hole log attached: res no	200
9.	The change(s) (was)(will be) completed by?	
	Spring of 2025	100
	Spirity of 2023	
10.	If the point of diversion is a well:	
	(a) What are you going to do with the old well?	West 0 [[-++
		<u> </u>
	<u>N/A</u>	100 +   +   =   +   +   = 100
	(b) When will this be done? N/a	
11.	Groundwater Management District recommendation attached?	200 - 1 + 1 + 1 = 1 + 1 + 1 = 200
	☐ Yes ☐ No	
		Et
12.	Assisted by EKF/SFFO	300 200 100 0 100 200 300 South Scale: 1 hashmark=10 ft
138	a. 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	13b. If the proposed point of diversion will be relocated within 300 fee of the existing point of diversion, indicate its location on the
	a topographic map or aerial photograph. For groundwater sources, show all wells (including domestic) within one-half mile	diagram shown above in relation to the existing point of
	of the second solution of diseases and the names and mailing	diversion. (PLEASE NOTE: The "X" in center of diagran
	of the proposed point of diversion and the names and mailing	diversion. (I LLAGE NOTE: The X in center of diagram
	addresses of the owners. For surface water sources, show the	above represents the presently authorized point of
	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	above represents the presently authorized point of diversion.)

14. If	the proposed groundwater point of d	iversion is 300 or fewer feet from	the existing point of diversion, comple	te the following:			
(a	(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	affected if this application is appro	owner of the currently authorized oved as requested? , all owners must sign this applica	ed place(s) of use identified in this apation.)	olication be adversely			
(c		expeditiously, will there be subst all owners must sign this applica	antial damage to property, public health tion.)	n or safety?			
or a ch	application proposes a surface water nange in place of use, the application (attach notarized statement authoriz	n must be signed by all owners o	roundwater change in point of diversio f the currently authorized place of use,	n greater than 300 feet, or their duly authorized			
age a their	behalf, in regards to the water ained in this application are tru	ne owner, or a duly authorizer right(s) to which this appli e, correct and complete.	tion and under penalty of perjury ed agent of the owner(s) to make ication pertains. I further verify    3	this application on			
<u>}</u>	CONTR	1000-	0	*			
	DANIEL A	- NCK	(Spouse)				
	(Please Print)		(Please Print)				
	(Owner)		(Spouse)	·			
	(Please Print)	<del></del>	(Please Print)				
	(Owner)		(Spouse)	·			
	(Please Print)	· · · · · · · · · · · · · · · · · · ·	(Please Print)				
Count	of Kansas by of <u>Reno</u>	SS		10			
		application was signed in my JESSICA KAUFFMAI Notary Public - State of Kans. My Appt. Expires 10 - 04 2027	y presence and sworn to before  Sauthan  Notary Public	me this 13 day			
	ommission Expires 10 04 202	·	t / W				
accura	COMPLETE APPLICATIONS WILL BE Interior in the information; maps, if necessary, must propriate fee must be paid.	ROCESSED. To be complete, all of be included; signatures of all the app	f the applicable portions of the application for propriate owners' must be affixed to the appl	rm must be completed with ication and notarized; and			
		FEE SCHEDUL	<u>.e</u>				
Each forth i	n the schedule below: Make checks (1) Application to change a point (2) Application to change a point	payable to: Kansas Department of diversion 300 feet or less of diversion more than 300 feet .	this section shall be accompanied by t				
			RECEIVED				
DWR	1-121 (Revised 04/5/2018)	Page 3	JAN 2 3 2025	File No. <u>41294</u>			

# SUMMARY ORDER APPROVING APPLICATION FOR CHANGE AND IMPOSING CONDITIONS

oro Witl imi	visions of the <i>Kansas Water Appropriation Law, K.S.A. 82a</i> h the exception of those conditions expressly contained hereitations of File No. 41294	08b, as amended, and K.A.R. 5-5-1, <i>et seq.</i> and other applicable -701 et. seq., and rules and regulations promulgated thereunder, in, this Summary Order does not change the terms, conditions and
1.	A change application was received on diversion authorized under the above-referenced file num	$\frac{23}{30000000000000000000000000000000000$
2.	the topographic map accompanying the application to cha	ithorized place(s) of use shall be located substantially as shown on ange the place of use.  ☑ Applicable  ☐ Not Applicable
3.	The change in point of diversion shall not impair existing rig previously authorized. The point of diversion authorized radius of the authorized point(s) of diversion. ☐ Applical	hts and shall be limited to the same source or sources of water as by this summary order shall be located within a <u></u> <b>foot</b> ble ⊠ Not Applicable
4.	The point(s) of diversion described herein is administrative Positioning System (GPS), as described in the application	rely corrected to be more accurately described using the Global n. $\square$ Applicable $\boxtimes$ Not Applicable
5.	The point(s) of diversion authorized herein shall not actually authorized point(s) of diversion. ☐ Applicable ☒ N	be located more than <u></u>
6.	As required by K.A.R. 5-3-5d, if the works for diversion is a or other device suitable for making water level measurem K.A.R. 5-6-13. ☐ Applicable ☒ Not Applicable	well with a diversion rate of 100 gallons per minute or more, a tube ents shall be installed, operated and maintained in accordance with
7.	<b>December 31, 2025,</b> or before the first use of water, which	roperly install an acceptable water flow meter on or before hever occurs first. The water flow meter shall be installed, operated 5-1-12. As required by K.S.A. 82a-732, as amended, and K.A.R. ading of the water flow meter and the total quantity of water diverted and of each calendar year.
8.	Installation of the works for diversion of water shall authorized extension of time. By March 1, 20 the application has been completed, on the form provided by Applicable   ☐ Applicable	be completed on or before December 31, 20, or within any licant shall notify the Chief Engineer that construction of the works by the Chief Engineer, as required by K.A.R. 5-8-4e.
9.	The completed well log shall be submitted with the requ	uired notice.   Applicable   Not Applicable
10.	with an in-line automatic quick-closing check valve cap	foreign substance will be injected into the water shall be equipped able of preventing pollution of the source of the water supply. The d in accordance with K.A.R. 5-3-5c. 🛭 Applicable 🔲 Not Applicable
11.	Additional Conditions are attached.	
12.	water appropriated under the above-referenced file num limitations, as amended and/or supplemented by this Su	A.R. 5-5-14, all of the owners of the authorized place(s) of use on the are responsible for compliance with its terms, conditions and immary Order, and with applicable provisions of the <i>Kansas Water</i> sulgated thereunder. Failure to comply with these provisions may mended, and/or the suspension or revocation and dismissal of the ions authorized by law.
	Administrative Appeal and Effective Date of Order	FOR OFFICE USE ONLY
	ou are aggrieved by this order, pursuant to K.S.A. 82a-1901,	APPLICATION APPROVED AND
voi	may request an evidentiary hearing before the Chief	SUMMARY ORDER ISSUED
Aa	gineer or request administrative review by the Secretary of riculture. A request for hearing by the Chief Engineer must be	By: Duly Authorized Designee of the Chief Engineer
file	d within <b>15 days</b> of service of this Order and a request for ministrative review by the Secretary must be filed within <b>30</b>	Duly Authorized Designee of the Chief Engineer
da	vs pursuant to K.S.A. 77-531. Any request for administrative	(Print Name): Division of Water Resources - Kansas Department of Agriculture
File	riew must state a basis for review pursuant to K.S.A. 77-527. e any request with Kansas Department of Agriculture,	
Le	gal Division, 1320 Research Park Drive, Manhattan, KS 502. Failure to timely request a hearing or review may	Date of Issuance:
pre	For Use by Register of Deeds	State of Kansas ) ) SS  County of )
	, and a second s	
		Acknowledged before me on
	RECEIVED	by
		Signature:Notary Public
	JAN 2 3 2025	
	Stafford Field Office Division of Water Resources	My commission expires:(Notary Seal)



# Legend ○ Water Appropriation ◎ Proposed Point of Diversion ○ Authorized Point of Diversion △ Domestic Well - Section Corner Section Line Proposed Place of Use Authorized Place of Use

# Water Right, File Nos. 5865 & 41294

Change Application Map 4-23S-2W // Harvey County

JAN 2 3 2025

N

To the best of my knowledge, all groundwater wells within one-half mile of the authorized point of diversion have been shown.

Signature / Date

1/3/2025 EKF/SFFO 1:12,000 scale

## File No. 5865 & 41294 Change Application Nearby Well Owners

<u>Domestic Well 1 & File No. 47944</u> Applicant

Domestic Well 2 Gary Unruh PO Box 1052 Jacksboro TX 76458-7052

Water Right, File No. 31411
JAMES & DEBRA NIGHTINGALE
2819 N SPRING LAKE RD
BURRTON, KS 67020-9050

RECEIVED

JAN 2 3 2025

Stafford Field Office Division of Water Resources