

Kansas Department of Agriculture
 Division of Water Resources
CHANGE: P/D WORKSHEET

Document Signature _____

1. File Number: 26,825	2. Status Change Date: 7/19/2016	3. Change Num: C4	4. Field Office: 04	5. GMD: 03
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6. Status: <input checked="" type="checkbox"/> Approved <input type="checkbox"/> Denied by DWR/GMD <input type="checkbox"/> Dismiss by Request/Failure to Return	7. Filing Date of Change: 22-FEB-2016
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8a. Applicant(s) Person ID 40622 New to system <input type="checkbox"/> Add Seq# 1 <p style="text-align: center;">DOUGLAS F & RENELL M BELL 1 FORD DRIVE COLBY KS 67701</p>	8c. Landowner(s) Person ID _____ New to system <input type="checkbox"/> Add Seq# _____ <hr/> 8d. Landowner(s) Person ID _____ New to system <input type="checkbox"/> Add Seq# _____
8b. Landowner(s) Person ID _____ New to system <input type="checkbox"/> Add Seq# _____ <p style="text-align: center;">8a.</p>	8e. WUC Person ID _____ New to system <input type="checkbox"/> Add Seq# _____ <p style="text-align: center;">No change</p>

9. Documents and Enclosure(s): DWR Meter(s) Date to Comply: **12/31/17** N & P Date to Comply: **12/31/17**

Anti-Reverse Meter Meter Seal Check Valve N & P Form Water Tube Driller Copy H & E Letter
 Conservation Plan Date Required: _____ Date Approved: _____ Date to Comply: _____

10. Use Made of Water From: _____ To: _____

Date Prepared: **7/14/2016** By: **AM**
 Date Entered: **7/21/2016** By: **UCM**

KANSAS DEPARTMENT OF AGRICULTURE
Division of Water Resources

M E M O R A N D U M

TO: Files

DATE: July 13, 2016

FROM: Austin McColloch

RE: Water Right,
File Nos. 26,825; 5,404
Vested Right,
File No. ST-009

On February 22, 2016, Douglas F. and Renell M. Bell, owners of the referenced water rights, have filed an application for approval to change the authorized point of diversion under the above referenced files, authorized for irrigation use in the N F Cimarron River Basin.

The above referenced water rights do not appear to be abandoned as per K.S.A. 82a-718.

The referenced Vested Right is authorized 300 acre-feet at a diversion rate of 1,000 gallons per minute, the referenced Water Right is authorized 498 acre-feet at a diversion rate limited to 1,000 gallons per minute when combined with File No. ST-009 for irrigation use on 631.81 acres located in Sections 2 and 11, Township 29 South, Range 39 West, Stanton County, Kansas. Both files have the same authorized point of diversion while the authorized place of use includes Water Right, File No. 5,404 as well. The application proposes drilling an additional well, adding another point of diversion for Vested Right, File No. ST-009 and Water Right, File No. 26,825.

The currently authorized well is located as:

one (1) well located in the Northwest Quarter of the Northwest Quarter of the Southeast Quarter (SW $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$) of Section 2, more particularly described as being near a point 230 feet North and 1,171 feet West of the Southeast corner of said section, in Township 29 South, Range 39 West, Stanton County, Kansas.

The proposed additional well is located as:

one (1) well located in the Northwest Quarter of the Northwest Quarter of the Southeast Quarter (NW $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$) of Section 2, more particularly described as being near a point 2,014 feet North and 2,627 feet West of the Southeast corner of said section, in Township 29 South, Range 39 West, Stanton County, Kansas.

K.A.R. 5-5-16 *Additional wells* is applicable and the K.A.R. 5-5-16 (a)(2)(C)(i) calculation indicates that a reduction in the authorized quantity of File No. ST-009 and 26,825 is required. This calculation brings the authorized combined quantity from 798 acre-feet to 773.9 acre-feet.

maximum number of acres leally irrigated in any one year during perfection period for File No. ST-009 = 160 acres and File No. 26,825 = 300 acres, so

160 acres (St-009) x 1.43 (80% NIR) / .85 = 296.17 acre-feet
300 acres (26,825) x 1.43 (80% NIR) / .85 = 504.70 acre-feet
296.17 + 504.70 = 773.9 acre-feet.

Furthermore, a required rate test was conducted on the authorized well by Mike Meyer, Garden City Field Office. The results of the rate test provided a total of 960 gallons per minute that will be divided between the currently authorized well and proposed well. The rate and quantity for both File Nos. and wells were assigned by the applicant per phone conversion dated June 9, 2016 and are as follows:

ST-009

Currently Authorized Well:

Authorized – 480 gpm 150 AF Additional – 480 gpm 150 AF

Proposed Additional Well:

Authorized – 480 gpm 150 AF Additional – 480 gpm 150 AF

26,825 – Limited to 960 gpm 773.9 AF

Currently Authorized Well:

Authorized – 457.5 gpm 236.95 AF Additional – 0 gpm 236.95 AF

Proposed Additional Well:

Authorized – 457.5 gpm 236.95 AF Additional – 0 gpm 236.95 AF

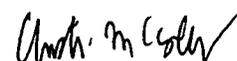
The referenced File Nos. overlap in Place of Use with File No. 5,404, and the referenced File Nos. are removing a farmstead from the Place of Use, a 4.3 acre tract, a Request to Reduce a Portion of an Existing Water Right was received from the applicant for File No. 5,404 on May 23, 2016. This will maintain the overlap in Place of Use between all File Nos., no other changes are required for File No. 5,404.

Approval of the application will be subject to the condition that for the sole purpose of administering wells concerning direct impairment, the additional well shall be considered to have the priority of the date the application was filed (February 22, 2106) to add the additional well.

The point of diversion is located within the boundary of Groundwater Management District No. 3. A letter was sent to GMD No. 3 for a recommendation on the application on June 13, 2016. GMD No. 3 provided a recommendation for approval on June 30, 2016. Per GMD No. 3 review, the application meets their rules and regulations.

In an email dated July 1, 2016, with Michael Meyer, Water Commissioner, Garden City Field Office, indicated he is not opposed to approval of the request.

Based on the above discussion, that the changes are reasonable, that impairment to existing water rights is unlikely. It is recommended that if the change applications for File No. ST-009 & 26,825 are approved along with the request to reduce a portion of a water right for File No. 5,404.



Austin McColloch
Environmental Scientist

1320 Research Park Drive
Manhattan, Kansas 66502
(785) 564-6700



900 SW Jackson, Room 456
Topeka, Kansas 66612
(785) 296-3556

Jackie McClaskey, Secretary

Governor Sam Brownback

July 21, 2016

DOUGLAS F & RENELL M BELL
1 FORD DRIVE
COLBY KS 67701

FILE COPY

RE: Water Right, File No. 26,825
Vested Right, File No. ST-009

Dear Mr. and Mrs. Bell:

Enclosed is the orders executed by the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, approving the applications for change under the above referenced file numbers.

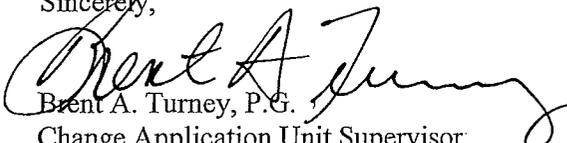
Your attention is directed to the enclosures and to the terms, conditions, and limitations specified in these approval for change. A condition of these approvals is that an acceptable water flow meter must be installed on the diversion works authorized under the referenced file numbers. Please return the required notification of completion of the diversion works and installation of the required meter as soon as these actions are completed.

Please note that the application for File Nos. ST-009 & 26,825 is approved subject to the condition that for the sole purpose of administering wells concerning direct impairment, the additional well shall be considered to have the priority of the date the application was filed (February 22, 2016) to add the additional well. In addition, the Chief Engineer specifically retains jurisdiction in the matter with authority to review the approval of the additional well at intervals of no fewer than five years, and no more than ten years to determine if the total annual quantity of water actually being withdrawn by all wells authorized by the approval of application for change is exceeding the total annual quantity of water that could have been physically withdrawn if the additional well had not been approved, and based on review, the Chief Engineer retains authority to make a reasonable reduction in the authorized quantity of water as may be deemed to be in the public interest.

Since the order for the referenced file numbers modifies the original documents referred to above they should be recorded with the Register of Deeds as other instruments affecting real estate.

If you have any questions, please contact this office. If you call, please reference the file number so we can help you more efficiently.

Sincerely,


Brent A. Turney, P.G.
Change Application Unit Supervisor
Water Appropriation Program

BAT:am
Enclosures

pc: Garden City Field Office
Groundwater Management District No. 3



KANSAS DEPARTMENT OF AGRICULTURE
Jackie McClaskey, Secretary of Agriculture

DIVISION OF WATER RESOURCES
David W. Barfield, Chief Engineer

**APPROVAL OF APPLICATION
FOR
CHANGE IN
POINT OF DIVERSION AND
ORDER REDUCING THE
AUTHORIZED PLACE OF USE
WATER RIGHT
FILE NO. 26,825**

The Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, after due consideration of the written application of Douglas F. & Renell M. Bell, 1 Ford Drive, Colby, Kansas, 67730, received in this office on February 22, 2016, for approval of a change in the location of the point of diversion under the certificate of appropriation issued pursuant to the application for permit to appropriate water for beneficial use, as modified and amended by the Orders of the Chief Engineer dated June 1, 1994, approving the application to change the authorized place of use, and by the Orders of the Chief Engineer dated October 31, 2013, approving the application to change the authorized point of diversion, finds that the change is reasonable and will not impair existing rights, and that the application should be and is hereby approved.

This order effectively reduces the authorized quantity to 473.9 acre-feet of water per calendar year.

The application, therefore, is approved subject to the condition that for the sole purpose of administering wells concerning direct impairment, the additional well shall be considered to have the priority of the date the application was filed (February 22, 2016) to add the additional well.

The effective date of the change shall be the date this order is executed by the Chief Engineer, after which the authorized location of the point of diversion shall be:

one (1) well located in the Southwest Quarter of the Southeast Quarter of the Southeast Quarter (SW $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$) of Section 2, more particularly described as being near a point 230 feet North and 1,171 feet West of the Southeast corner of said section, at a diversion rate not in excess of 457.5 gallons per minute (1.02 c.f.s.) and in a quantity not to exceed 236.95 acre-feet of water per calendar year, in Township 29 South, Range 39 West, Stanton County, Kansas,

one (1) well located in the Northwest Quarter of the Northwest Quarter of the Southeast Quarter (NW $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$) of Section 2, more particularly described as being near a point 2,014 feet North and 2,627 feet West of the Southeast corner of said section, at a diversion rate not in excess of 457.5 gallons per minute (1.02 c.f.s.) and in a quantity not to exceed 236.95 acre-feet of water per calendar year, in Township 29 South, Range 39 West, Stanton County, Kansas,

and the location of the authorized place of use shall be reduced to:

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	
11	29S	39W	40.00	40.00	40.00	40.00													160.00
2	29S	39W					Lot 3	Lot 4											467.51
							40.01	31.80	40.00	40.00	40.00	40.00	40.00	40.00	40.00	35.70	40.00		

a total of 627.51 acres all in Township 29 South, Range 39 West, Stanton County, Kansas, located substantially as shown on the map accompanying the application to change the point of diversion.

The rate of diversion authorized from the well located in the Southwest Quarter of the Southeast Quarter of the Southeast Quarter (SW¼SE¼SE¼) of Section 2, more particularly described as being near a point 230 feet North and 1,171 feet West of the Southeast corner of said section, in Township 29 South, Range 39 West, Stanton County, Kansas is further limited to the rate which when combined with Vested Right, File No. ST-009 will provide a maximum diversion rate not in excess of 480 gallons per minute (1.07 c.f.s.).

The rate of diversion authorized from the well located in the Northwest Quarter of the Northwest Quarter of the Southeast Quarter (NW¼NW¼SE¼) of Section 2, more particularly described as being near a point 2,014 feet North and 2,627 feet West of the Southeast corner of said section, in Township 29 South, Range 39 West, Stanton County, Kansas is further limited to the rate which when combined with Vested Right, File No. ST-009 will provide a maximum diversion rate not in excess of 480 gallons per minute (1.07 c.f.s.).

Installation of the works for diversion of water shall be completed on or before December 31, 2017, or within any authorized extension of time. The water right owner shall notify the Chief Engineer of the Division of Water Resources, Kansas Department of Agriculture, when construction of the works for diversion has been completed.

All wells with a diversion rate of 100 gallons per minute or more drilled under the authority of this order shall have a tube or other device installed in a manner acceptable to, and in accordance with specifications adopted by, the Chief Engineer. This tube or device shall be suitable for making water level measurements and shall be maintained in a condition satisfactory to the Chief Engineer.

All diversion works into which any type of chemical or other foreign substance will be injected into the water pumped from the diversion works shall be equipped with an in-line, automatic, quick-closing check valve capable of preventing pollution of the source of the water supply. The type of valve installed shall meet specifications adopted by the Chief Engineer and shall be maintained in an operating condition satisfactory to the Chief Engineer.

The water right owner shall properly install an acceptable water meter on the diversion works authorized under this water right, prior to the use of water, in strict accordance with the Kansas Administrative Regulations 5-1-4 through 5-1-12 adopted by the Chief Engineer. The water right owner shall notify the Chief Engineer when installation of the water meter has been completed. The water right owner shall maintain the water meter in an operating condition satisfactory to the Chief Engineer, at all times during diversion of water and shall maintain records from which the total quantity of water diverted may be determined. The water right owner shall also report the reading of said water meter and the total quantity of water diverted annually to the Chief Engineer. Such records shall be furnished to the Chief Engineer by March 1 following the end of each calendar year.

The Chief Engineer specifically retains jurisdiction in the matter with authority to review the approval of the additional well at intervals of no fewer than five years, and no more than ten years to determine if the total annual quantity of water actually being withdrawn by all wells authorized by the approval of application for change is exceeding the total annual quantity of water that could have been physically withdrawn if the additional well had not been approved, and based on review, the Chief Engineer retains authority to make a reasonable reduction in the authorized quantity of water as may be deemed to be in the public interest.

In all other respects, the Certificate of Appropriation issued pursuant to Approval of Application, File No. 26,825, for permit to appropriate water for beneficial use, is as stated and set forth in the Certificate of Appropriation dated May 31, 1994, as modified and amended by the aforementioned orders.

This Order shall become a final agency action, as defined by K.S.A. 77-607(b), without further notice to the parties, if a request for hearing or a petition for administrative review is not filed as set forth below.

Request for Hearing. According to K.A.R. 5-14-3(c), any party who desires a hearing must submit a request within 15 days after the date shown on the Certificate of Service attached to this Order. Filing a request for a hearing will give you the opportunity to submit additional facts for consideration, contest any findings made by the Chief Engineer or present any other information you believe should be considered in this matter. A timely-filed request for hearing will stay the deadline for requesting administrative review of this Order pending the outcome of the hearing.

Petition for Review. Any person aggrieved by this Order may petition for administrative review, pursuant to K.S.A. 82a-708b(a) and K.S.A. 82a-1901(a). The petition must be filed within 30 days after the date shown on the Certificate of Service attached to this Order and must set forth the basis for the review, unless stayed by the timely filing of a request for hearing.

Any request for hearing or petition for administrative review shall be in writing and shall be submitted to the attention of: Chief Legal Counsel, Kansas Department of Agriculture, 1320 Research Park Drive, Manhattan, Kansas 66502, Fax: (785) 564 - 6777.

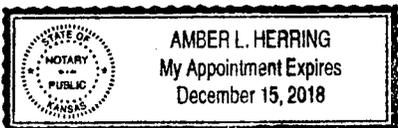
Ordered this 19th day of July, 2016, in Topeka, Shawnee County, Kansas.

Lane P. Letourneau

Lane P. Letourneau, P.G.
Program Manager
Water Appropriation Program
Division of Water Resources
Kansas Department of Agriculture

State of Kansas)
) SS
County of Riley)

The foregoing instrument was acknowledged before me this 19th day of July, 2016, by Lane P. Letourneau, P.G., Program Manager, Water Appropriation Program, Chief Engineer, Division of Water Resources, Kansas Department of Agriculture.



Amber L. Herring
Notary Public

CERTIFICATE OF SERVICE

On this 21 day of July, I hereby certify that the foregoing Approval of Application for Change in Point of Diversion, File No. 26,825, dated July 19, 2016 was mailed postage prepaid, first class, US mail to the following:

DOUGLAS F & RENELL M BELL
1 FORD DRIVE
COLBY KS 67701

With photocopies to:

Garden City Field Office

Groundwater Management District No. 3



Division of Water Resources

Submit To: CHIEF ENGINEER
Division of Water Resources
Kansas Department of Agriculture
1320 Research Park Drive
Manhattan, KS 66502
www.ksda.gov/dwr

**APPLICATION FOR APPROVAL TO
CHANGE THE PLACE OF USE, THE
POINT OF DIVERSION OR THE USE
MADE OF THE WATER UNDER AN
EXISTING WATER RIGHT**



State of Kansas

Filing Fee Must Accompany the Application
(Please refer to Fee Schedule on signature page of application form.)

Paragraph Nos. 1, 2, 3, 4 & 8 must be completed. Complete all other applicable portions. A topographic map or detailed plat showing the authorized and proposed points(s) of diversion and /or place of use must accompany this application.

1. Application is hereby made for approval of the Chief Engineer to change the

- Place of Use
(Check one or more) Point of Diversion
 Use Made of Water

WATER RESOURCES
RECEIVED

FEB 22 2016

11:52

KS DEPT OF AGRICULTURE

File No. 26,825

2. Name of applicant: Douglas F. and Renell M. Bell

Address: 1 Ford Drive

City, State and Zip: Colby, KS. 67730

Phone Number: (785)462-6757

E-mail address: NA

What is your relationship to the water right; owner tenant agent other? If other, please explain.

Name of water use correspondent: Douglas Bell

Address: 1 Ford Drive

City, State and Zip: Colby, KS. 67669

Phone Number: (785)462-6757

E-mail address: NA

3. The change(s) proposed herein are desired for the following reasons (please be specific): a complete an additional well under this file

The change(s) will be completed by June 2016

(Date)

For Office Use Only:														
F.O.	<u>1</u>	GMD	<u>3</u>	Meets K.A.R. 5-5-1 (YES / NO)	Use	<u>LR</u>	Source	<u>GS</u>	County	<u>ST</u>	By	<u>ASW</u>	Date	<u>2/22/16</u>
Code	<u>CGA</u>	Fee \$	<u>200</u>	TR #	<u>110020701</u>	Receipt Date	<u>2/22/16</u>	Check #	<u>60</u>					

APPLICATION COMPLETE

7/1/16
Reviewer AM

SCANNED

2/25/2016 LCM

4. The presently authorized place of use is:

Owner of Land — NAME: Douglas F. and Renell M. Bell

ADDRESS: 1 Ford Drive Colby, KS. 67701

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	
2	29	39W					40.01	31.80	40	40	40	40	40	40	40	40	40	40	471.81
11	29	39W	40	40	40	40													160

List any other water rights that cover this place of use. _____

Owner of Land — NAME: _____

ADDRESS: _____

Sec.	Twp.	Range	NE¼				NW¼				SW¼				SE¼				TOTAL ACRES
			NE¼	NW¼	SW¼	SE¼													

List any other water rights that cover this place of use. Water Right File No. 5404 No other land owners

(If there are more than two landowners, attach additional sheets as necessary.)

5. It is proposed that the place of use be changed to: Reduced to

Owner of Land — NAME: No Change in Place of Use is being proposed

ADDRESS: _____

Sec.	Twp.	Range	NE¼				NW¼				SW¼				SE¼				TOTAL ACRES
			NE¼	NW¼	SW¼	SE¼													

List any other water rights that cover this place of use. _____

Owner of Land — NAME: _____

ADDRESS: _____

Sec.	Twp.	Range	NE¼				NW¼				SW¼				SE¼				TOTAL ACRES
			NE¼	NW¼	SW¼	SE¼													

List any other water rights that cover this place of use. _____

IF MORE SPACE IS NEEDED, ATTACH ADDITIONAL SHEETS AS NECESSARY

- 6. The presently authorized point(s) of diversion are One well; pump and motor
(Provide description and number of points)
- 7. The proposed point(s) of diversion two wells two pumps and two motors
(Provide description and number of points)

List all presently authorized point(s) of diversion:

8. **Presently authorized point of diversion:**
 One in the SW Quarter of the SE Quarter of the SE Quarter of Section 2, Township 29 South, Range 39 W, in Stanton County, Kansas, 212²³⁰ feet North 1066¹¹⁷¹ feet West of Southeast corner of section.
 Authorized Rate 915 gpm Authorized Quantity 498 AF Limited to 1000 gpm w/c File No. ST009
 (DWR use only: Computer ID No. 5 (MSV 82396) GPS 212 feet North 1066 feet West)

This point will not be changed This point will be changed as follows:

Proposed point of diversion: (Complete only if change is requested) the additional point of diversion described below:

One in the NW Quarter of the NW Quarter of the SE Quarter of Section 2, Township 29 South, Range 39 W, in Stanton County, Kansas, 2014 feet North 2627 feet West of Southeast corner of section.
 Proposed Rate 458 gpm Proposed Quantity 237 AF Proposed Rate 458 gpm Proposed Quantity 237 AF
 This point is: Additional Well Geo Center List other water rights that will use this point ST 009

Rate Limit - Limit to 480 w/comb ST009 FROM Well

*BAT DWR 5-9-14

Presently authorized point of diversion:
 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.
 Authorized Rate _____ Authorized Quantity _____
 (DWR use only: Computer ID No. _____ GPS _____ feet North _____ feet West)

This point will not be changed This point will be changed as follows:

Proposed point of diversion: (Complete only if change is requested) Better Describe PD.
 One in the SW Quarter of the SE Quarter of the SE Quarter of Section 2, Township 29 South, Range 39 W, in Stanton County, Kansas, 212 feet North 1066 feet West of Southeast corner of section.
 Proposed Rate 457 Proposed Quantity 236.9
 This point is: Additional Well Geo Center List other water rights that will use this point ST 009

Rate Limit - limit to 480 from Well c/w ST009

10. **Presently authorized point of diversion:**
 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.
 Authorized Rate _____ Authorized Quantity _____
 (DWR use only: Computer ID No. _____ GPS _____ feet North _____ feet West)

This point will not be changed This point will be changed 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 _____ W, in _____ County, Kansas, _____ feet North _____ feet West of Southeast corner of section.
 Proposed Rate _____ Proposed Quantity _____
 This point is: Additional Well Geo Center List other water rights that will use this point _____

11. Describe the current condition of and future plans for any point(s) of diversion which will no longer be used. At present all wells proposed will be used.

*** Modified per WRTS of 7/24/14 Compliance investigation GCFO ** RAK/DWR 6/9/16 **BAT/DWR 6-9-16 AS PER PHONE CALL D. BELL*

WATER RESOURCES RECEIVED

SCANNED FEB 22 2016

KS DEPT OF AGRICULTURE

12. The presently authorized use of water is for Irrigation purposes.
It is proposed that the use be changed to No Change is proposed purposes.

13. If changing the place of use and/or use made of water, describe how the consumptive use will not be increased.
No Changes in Consumptive Use are proposed

(Please show any calculations here.)

14. It is requested that the maximum annual quantity of water be reduced to No change (acre-feet or million gallons).

15. It is requested that the maximum rate of diversion of water be reduced to No change gallons per minute (NA c.f.s.).

16. The application must include either a topographic map or detailed plat. A U.S. Geological Survey Topographic Map, scale 1:24,000, is available through the Kansas Geological Survey, 1930 Constant Avenue, University of Kansas, Lawrence, Kansas 66047-3726 (www.usgs.gov). The map should show the location of the presently authorized point(s) of diversion. Distances North and West of the Southeast corner of the section must be shown. The presently authorized place of use should also be shown. Identify the center of the section, the section lines and the section corners and show the appropriate section, township, and range numbers on the map. In addition the following information must also be shown on the map.

a. If a change in the location of the point(s) of diversion is proposed, show:

- 1) The location of the proposed point(s) of diversion. Distances North and West of the Southeast corner of the section must be shown. Please be certain that the information shown on the map agrees with the information shown in Paragraph Nos. 9, 10 and 11 of the application.
- 2) If the source of supply is groundwater, please show the location of existing water wells of any kind, including domestic wells, within 1/2 mile of the proposed well or wells. Identify each well as to its use and furnish name and mailing address of the property owner or owners. If there are no wells within 1/2 mile, please indicate so on the map.
- 3) If the source of supply is surface water, the names and mailing addresses of all landowner(s) 1/2 mile downstream and 1/2 mile upstream from your property lines must be shown.

b. If a change in the place of use is desired, show the proposed place of use by crosshatching on the map. Please be certain that the information shown on the map agrees with the information shown in Paragraph No. 5 of the application.

17. Attach documentation to show the change(s) proposed herein will not impair existing water rights and relates to the same local source of supply as to which the water right relates. This information may include statements, plats, geology reports, well logs, test hole logs, and other information as necessary information to show the above. Additional comments may be made below.

Well spacing is met; no impairment is anticipated

18. If the proposed change(s) does not meet all applicable rules and regulations of the Kansas Water Appropriation Act, please identify the rules and regulations for which you request a waiver. State the reason why a waiver is needed and why the request should be granted. Attach documentation showing that granting the request will not impair existing water rights and will not prejudicially and unreasonably affect the public interest.

NA

IF MORE SPACE IS NEEDED, ATTACH ADDITIONAL SHEETS AS NECESSARY

RECEIVED

FEB 28 2006

FEB 28 2006

RECEIVED

RECEIVED

Any use of water that is not as authorized by the water right or permit to authorize water **before** the chief engineer approves this application is a violation of the Kansas Water Appropriation Act for which criminal or civil penalties may be assessed. Such violation is a class C misdemeanor, punishable by a fine not to exceed \$500 and/or a term of confinement not to exceed one month in the county jail. K.S.A. 82a-728(b). Civil penalties shall be not less than \$100 nor more than \$1,000 per violation. In the case of a continuing violation, each day such violation continues may be deemed a separate violation. In addition to these penalties the water right may be modified or suspended. K.S.A. 82a-737, as amended.

The application must be signed by all owners of the place of use authorized under the water right and his or her spouse, if married. Please indicate if there is no spouse. If land is being purchased under contract, the seller must sign as landowner until such time as the contract is completed.

In the event that all applicants cannot appear before one notary public, they may as necessary sign separate copies of the application before any notary public conveniently available to them. All copies signed in this manner shall be considered to be valid parts of the application.

If the request is signed on behalf of any Owner by someone with legal authority to do so (for example, an agent, one who has power of attorney, or an executor, executrix, conservator), it will be necessary to attach proper documents showing such authority.

I declare that I am an owner of the currently authorized place of use as identified herein, or that I represent all such owners and am authorized to make this application on their behalf, and declare further that the statements contained herein are true, correct, and complete. By filing this application I authorize the chief engineer to permanently reduce the quantity of water and/or rate of diversion as specified in sections 14 and 15 of this application.

Dated at Colby, Kansas, this 17th day of February, 2016.

Douglas F Bell
(Owner)
Douglas F Bell
(Please Print)

Renell M Bell
(Spouse)
Renell M Bell
(Please Print)

(Owner)

(Please Print)

(Spouse)

(Please Print)

(Owner)

(Please Print)

(Spouse)

(Please Print)

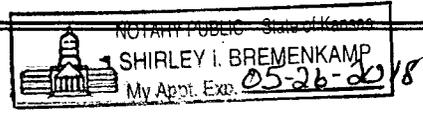
State of Kansas }
County of Thomas } SS

I hereby certify that the foregoing application was signed in my presence and sworn to before me this 17th day of February, 2016.

Shirley I Bremenkamp
Notary Public

My Commission Expires May 26-2018

FEE SCHEDULE



Each application to change the place of use, the point of diversion or the use made of the water under this section shall be accompanied by the application fee set forth in the schedule below:

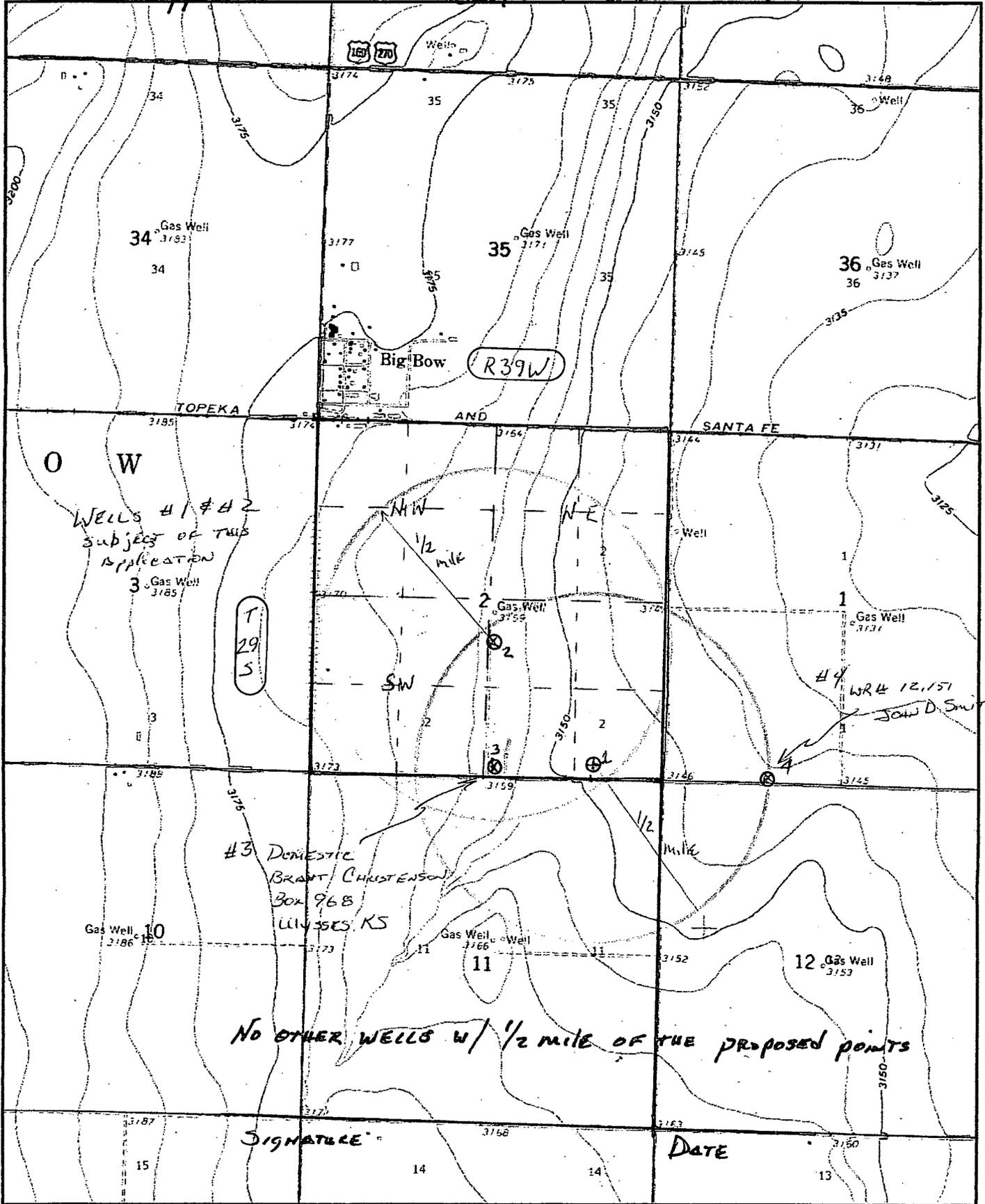
- (1) Application to change a point of diversion 300 feet or less \$100
- (2) Application to change a point of diversion more than 300 feet \$200
- (3) Application to change the place of use \$200
- (4) Application to change the use made of the water \$300

Make check payable to **Kansas Department of Agriculture.**

WATER RESOURCES RECEIVED

SCANNED FEB 22 2016

APPLICATION FOR AN ADDITIONAL WELL FILE NO. 26,825



1:24000 scale

Universal Transverse Mercator (UTM) Projection Zone 14
North American Datum of 1983



WATER RESOURCES RECEIVED

FEB 22 2016

KS DEPT OF AGRICULTURE

Douglas + Bell

Sec. 2, blk T-29

Survey R-39 ca. Stanton

N 37.65387° W 101.55363°

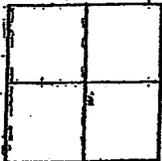


Hydro
WATER RESOURCES

No: 19894

P.O. Box 204
Stanton, Texas 79086
(806) 948-4421

Geth Nelson



Test Waterwell

NO. 9-111

DATE 4-15-14

FROM	TO	DESCRIPTION	SAND
0	20	Surface top soil brown clay w/ sandy clay strip	
20	320	Sandy clay mix + sticky clay strip	
320	340	med fine fairly loose sandy clay mix	20
340	360	med fine fairly loose sandy clay mix	20
360	380	med fine fairly loose sandy clay mix to brown clay	9
380	400	Brown sandy clay to fine to med fairly loose sand	11
400	420	med fine fairly loose sand	20
420	440	med to coarse fairly loose sandy gravel + light gravel strip	20
440	460	Brown sandy clay to fine little light sand w/ clay mix	13 USED SOME WATER
460	480	Fine little light sand w/ brown and yellow clay mix	20
480	500	Fine little light sand w/ brown and yellow clay mix	20
500	520	Fine little light sand w/ little brown and yellow clay mix	20
520	540	Fine fairly loose sand w/ little clay mix	20
540	560	Fine little light sand w/ little clay mix	20
560	580	Fine little light sand w/ little clay mix	20
580	600	Fine little light sand w/ little clay mix	20 USED SOME WATER
600	620	Brown gray and red clay shale	0
620	640	Red clay + shale	0 WATER RESOURCES RECEIVED

MAY 09 2014

1/2 3/4 wells

KS DEPT OF AGRICULTURE

WATER RESOURCES
RECEIVED

SCANNED

FEB 22 2016

KS DEPT OF AGRICULTURE

McColloch, Austin

From: Meyer, Mike
Sent: Tuesday, May 24, 2016 7:37 AM
To: McColloch, Austin
Cc: Turney, Brent
Subject: FW: ST 9 & 26825 flow test
Attachments: ST9+ Flow test report.xlsx; ST9 Flow test 5-19-16.JPG; ST9 Meter 5-19-16.JPG

Austin

Good morning

Attached is the flow test for the pending change application to add an additional well. I recommend using 960 GPM

thanks

From: Chris Law [mailto:claw@gmd3.org]
Sent: Monday, May 23, 2016 5:19 PM
To: Meyer, Mike <Mike.Meyer@KDA.KS.GOV>
Cc: Seth Nelson <nelson_seth1@hotmail.com>; Norquest, Jason <Norquest@gmd3.org>
Subject: ST 9 & 26825 flow test

Good afternoon Mike

Attached is the flow test report and pics.

Chris Law
Director, Field Services
Southwest Kansas Groundwater Management District
O 620.275.7147
C 620.272.6193
www.gmd3.org

Water Rights and Points of Diversion Within 2.00 miles of point defined as:

2014 ft N and 2627 ft W of the SE Corner of Section 2, T 29S, R 39W

Located at: 101.553084 West Longitude and 37.553260 North Latitude

GROUNDWATER ONLY

File Number	Use	ST	SR	Dist (ft)	Q4	Q3	Q2	Q1	FeetN	FeetW	Sec	Twp	Rng	ID	Batt	Auth_Quan	Add_Quan	Unit
A__ 108 00	IRR	NK	G	3580	--	SW	SW	NW	4335	5186	1	29	39W	7		866.00	866.00	AF
A__ 471 00	IRR	NK	G	9029	--	SW	SE	SW	-----	-----	26	28	39W	1		580.00	580.00	AF
A__ 4259 00	IRR	NK	G	9683	--	NW	NW	NE	4675	2349	36	28	39W	1		1280.00	1280.00	AF
A__ 5404 00	IRR	NK	G	5016	--	SE	SE	NE	2846	335	11	29	39W	3		320.00	320.00	AF
A__ 8592 00	IRR	NK	G	7543	--	NE	NE	SW	2460	3160	10	29	39W	3		1280.00	.00	AF
A__ 8593 00	IRR	NK	G	10196	--	SE	SW	SE	251	1601	33	28	39W	8		191.00	191.00	AF
A__ 9065 00	IRR	NK	G	5733	--	NW	NE	SW	-----	-----	35	28	39W	1		160.00	160.00	AF
A__ 12151 00	IRR	NK	G	4711	--	SW	SE	SW	32	3594	1	29	39W	8		640.00	640.00	AF
A__ 14904 00	IRR	NK	G	10253	--	NW	SW	SW	1080	5005	7	29	38W	4		320.00	320.00	AF
A__ 15351 00	IRR	NK	G	7251	--	SW	SW	NE	2793	2197	12	29	39W	2		320.00	320.00	AF
A__ 17320 00	IRR	NK	G	7993	--	SW	SW	NW	3102	5250	3	29	39W	7		510.00	510.00	AF
A__ 20704 00	IRR	NK	G	5899	--	NE	NE	NW	4818	2720	10	29	39W	2		622.00	.00	AF
A__ 22463 00	IRR	NK	G	5626	--	SE	SE	NW	2843	2896	3	29	39W	4		385.00	385.00	AF
A__ 24797 00	IRR	NK	G	8207	--	NW	NW	SE	2615	2165	36	28	39W	2		575.00	575.00	AF
A__ 25547 00	IRR	NK	G	2988	--	SE	SE	NE	3250	60	3	29	39W	6		385.00	385.00	AF
A__ 26064 00	IRR	NK	G	3575	--	--	--	--	5015	684	2	29	39W	4		320.00	320.00	AF
A__ 26825 00	IRR	NK	G*	2303	--	SW	SE	SE	230	1171	2	29	39W	5		498.00	498.00	AF
A__ 35414 00	IND	NK	G	3859	--	NW	NW	NW	4930	5130	2	29	39W	3		24.00	24.00	AF
VST 9 00	IRR	AA	G*	2303	--	SW	SE	SE	230	1171	2	29	39W	5		300.00	300.00	AF

Total Net Quantities Authorized:	Direct	Storage
Total Requested Amount (AF) =	.00	.00
Total Permitted Amount (AF) =	.00	.00
Total Inspected Amount (AF) =	.00	.00
Total Pro_Cert Amount (AF) =	.00	.00
Total Certified Amount (AF) =	7374.00	.00
Total Vested Amount (AF) =	300.00	.00
TOTAL AMOUNT (AF) =	7674.00	.00

Handwritten calculations:
 2014 2627
 212 1066
 (1800)² (1561)²
 3247204 2436721

An * after the source of supply indicates a pending application for change for the file number.

An * after the ID indicates a 15 AF exemption was granted for the file number.

A "G" in the Batt column indicates the GEO CTR of a battery. A "B" indicates a well in the battery.

The number in the Batt column is the number of wells in the battery.

Handwritten calculations:
 5683925
 2384

Water Rights and Points of Diversion Within 2.00 miles of point defined as:

101.553084 West Longitude and 37.553260 North Latitude

GROUNDWATER ONLY

WATER USE CORRESPONDENTS:

File Number	Use	ST	SR
A__ 108 00	IRR	NK	G
> LEE SHORE LP			
>			
> 2453 N BELLWOOD ST			
> WICHITA KS 67205			
>-----			
A__ 471 00	IRR	NK	G

McColloch, Austin

From: Makens, Thom
Sent: Monday, May 09, 2016 10:58 AM
To: McColloch, Austin
Subject: FW: ST 009 & 26,825

Sorry no current or past test on this well.

From: Makens, Thom
Sent: Monday, May 09, 2016 10:55 AM
To: McColloch, Austin
Subject: FW: ST 009 & 26,825

Good morning, 460 perfected acres st9 and 26825
620 base acres st9, 26825 and 5404 combined.

From: Meyer, Mike
Sent: Monday, May 09, 2016 10:39 AM
To: Makens, Thom
Subject: FW: ST 009 & 26,825

Please provide Austin the base and perfected acres
thanks

Mike

From: McColloch, Austin
Sent: Thursday, May 05, 2016 2:50 PM
To: Meyer, Mike
Subject: ST 009 & 26,825

Good afternoon Mike,

Douglass Bell is looking to do a change in PD, he recently got the quit claim order needed for signatures. I was wanting to get a verification on the max perfected acres for both files. Also has there been a rate test recently done?

Looking over the file we might need a clarification on moving and/or stacking of these wells also.

Thanks,

Austin J. McColloch, Environmental Scientist
Kansas Department of Agriculture
Division of Water Resources
Ph: (785) 564-6643
Austin.McColloch@kda.ks.gov
www.agriculture.ks.gov

SOUTHWEST KANSAS GROUNDWATER MANAGEMENT DISTRICT

FLOWMETER TEST REPORT

FILE(S) **ST 09 & 26825** COUNTY: Stanton TEST CONDUCTED BY:

DATE May 19, 2016 TIME: 2:00

GPS N: 37.54832 W: 101.54770 Taken at: Well

WELL LOCATION Section: 2 Township: 29 Range: 39
 ID: 5 QUARTER: SE
 Distance from SE corner: 230 feet North 1171 feet West

METER LOCATION Well

METER INFORMATION

Serial Number: **13-12219-8** Model: MD308-1300R
 Manufacturer: McCrometer Meter Type: Propeller
 Pipe Size: OD: 8.000 ID: 7.731
 Totalizer units: Acre Feet Multiplier: 0.001
 Manufacturer Seal & ID: GPM GMD3 Seal: 41985
 DWR Chain & Seal & ID: No
 Remarks:

METER INSTALLATION

Full pipe flow: Yes
 Straightening vanes: Yes
 Straight Run (inches) Upstream: 80 Downstream: 6 *Measur*

PUMP INFORMATION

Power: Natural Gas
 Manufacturer: Amarillo Horsepower: 200 Ratio: 11:10
 Engine rpm: Pump rpm:
 Pressure (psi): Measured at:

INSTALLED METER TIME TEST

Visual Rate: **1000 - 1025 gpm**
 Calculated rate:

End Read	361.267	End Time	28:54
Begin Read	361.182	Begin Time	0
Difference	0.085	Time (min.)	
Diff. Gal.	27697.3	Time (.00)	28.9

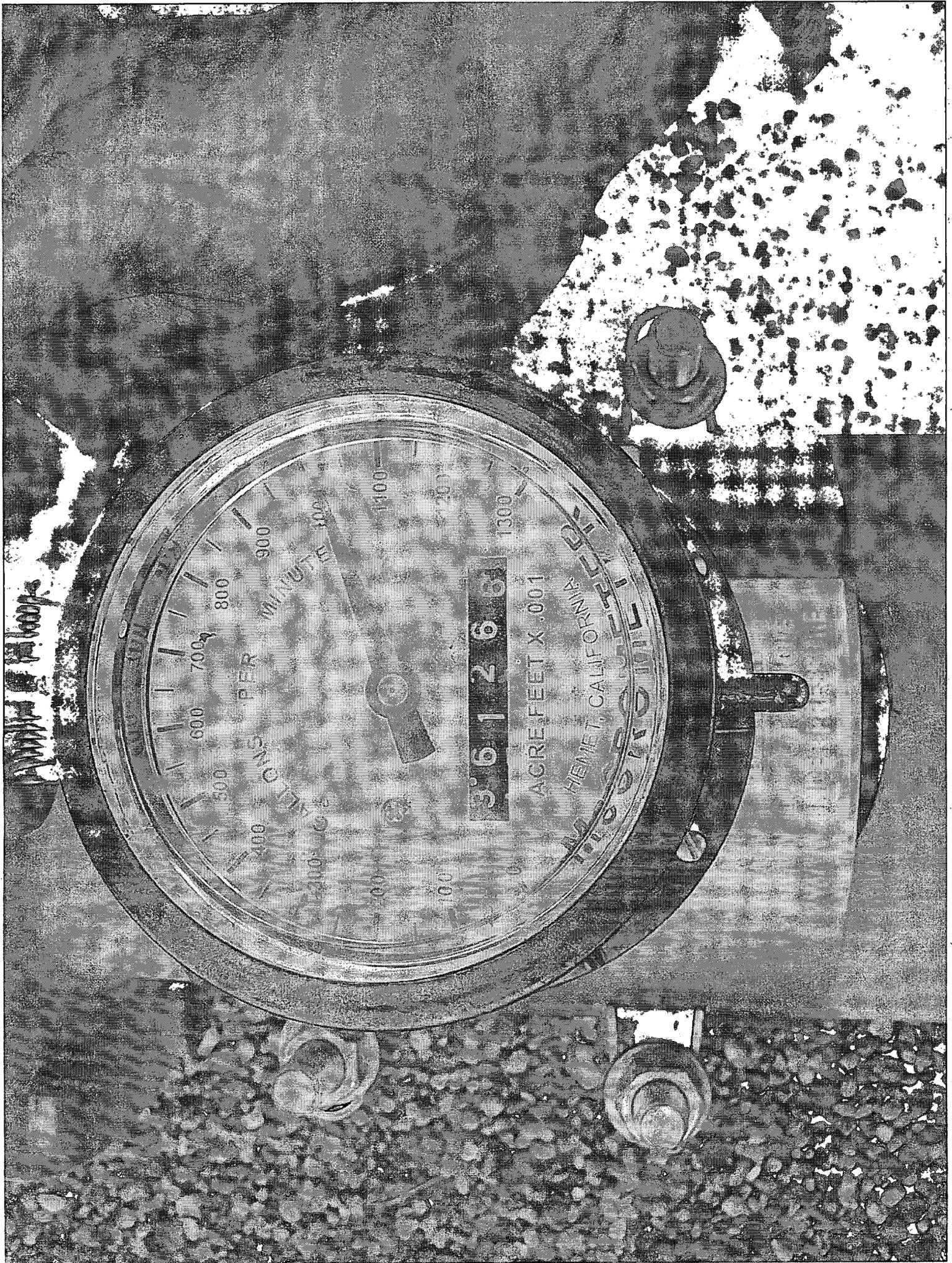
Installed Meter gpm 958.4

NON-INTRUSIVE FLOWMETER TEST

Manufacturer: FUJI
 Model: PORTAFLOW Serial number:
 Pipe OD: 8.00 Thickness: 0.102 Material: PVC
 Test location: NE11, PVC pipe off of pivot supply riser, 17' downstream of elbow
 Transducer spacing: 5.820
 Signal Strength: 5 bars, normal
 Sound Speed (ft/s): 4668 Velocity (ft/s): 6.2

RESULT Standard meter rate: 934.7 gpm Installed meter rate: 958.4

Remarks: 10 minute flow test resulted in 9,347 total gallons.
 Installed gpm - Standard gpm = **23.7 gpm difference**
 GPM Difference ÷ Standard gpm = calculated % difference
Calculated % difference 2.5% GMD3 seal # existing



Water Rights and Points of Diversion Within 1.50 miles of point defined as:
 2014 ft N and 2627 ft W of the SE Corner of Section 2, T 29S, R 39W
 Located at: 101.553084 West Longitude and 37.553260 North Latitude
 GROUNDWATER ONLY

File Number	Use	ST	SR	Dist (ft)	Q4	Q3	Q2	Q1	FeetN	FeetW	Sec	Twp	Rng	ID	Batt	Auth_Quan	Add_Quan	Unit
A_ 108 00	IRR	NK	G	3580	--	SW	SW	NW	4335	5186	1	29	39W	7		866.00	866.00	AF
A_ 5404 00	IRR	NK	G	5016	--	SE	SE	NE	2846	335	11	29	39W	3		320.00	320.00	AF
A_ 8592 00	IRR	NK	G	7543	--	NE	NE	SW	2460	3160	10	29	39W	3		1280.00	.00	AF
A_ 9065 00	IRR	NK	G	5733	--	NW	NE	SW	-----	-----	35	28	39W	1		160.00	160.00	AF
A_ 12151 00	IRR	NK	G	4711	--	SW	SE	SW	32	3594	1	29	39W	8		640.00	640.00	AF
A_ 15351 00	IRR	NK	G	7251	--	SW	SW	NE	2793	2197	12	29	39W	2		320.00	320.00	AF
A_ 20704 00	IRR	NK	G	5899	--	NE	NE	NW	4818	2720	10	29	39W	2		622.00	.00	AF
A_ 22463 00	IRR	NK	G	5626	--	SE	SE	NW	2843	2896	3	29	39W	4		385.00	385.00	AF
A_ 25547 00	IRR	NK	G	2988	--	SE	SE	NE	3250	60	3	29	39W	6		385.00	385.00	AF
A_ 26064 00	IRR	NK	G	3575	--	--	--	--	5015	684	2	29	39W	4		320.00	320.00	AF
A_ 26825 00	IRR	NK	G*	2303	--	SW	SE	SE	230	1171	2	29	39W	5		498.00	498.00	AF
A_ 35414 00	IND	NK	G	3859	--	NW	NW	NW	4930	5130	2	29	39W	3		24.00	24.00	AF
VST 9 00	IRR	AA	G*	2303	--	SW	SE	SE	230	1171	2	29	39W	5		300.00	300.00	AF

Total Net Quantities Authorized:	Direct	Storage
Total Requested Amount (AF) =	.00	.00
Total Permitted Amount (AF) =	.00	.00
Total Inspected Amount (AF) =	.00	.00
Total Pro_Cert Amount (AF) =	.00	.00
Total Certified Amount (AF) =	3918.00	.00
Total Vested Amount (AF) =	300.00	.00
TOTAL AMOUNT (AF) =	4218.00	.00

An * after the source of supply indicates a pending application for change for the file number.
 An * after the ID indicates a 15 AF exemption was granted for the file number.
 A "G" in the Batt column indicates the GEO CTR of a battery. A "B" indicates a well in the battery.
 The number in the Batt column is the number of wells in the battery.

Water Rights and Points of Diversion Within 1.50 miles of point defined as:
 101.553084 West Longitude and 37.553260 North Latitude
 GROUNDWATER ONLY
 WATER USE CORRESPONDENTS:

File Number	Use	ST	SR
A_ 108 00	IRR	NK	G
> LEE SHORE LP			
>			
> 2453 N BELLWOOD ST			
> WICHITA KS 67205			

A_ 5404 00	IRR	NK	G
> DOUGLAS F & RENELL M BELL			
>			
> 1 FORD DRIVE			
> COLBY KS 67701			

A_ 8592 00	IRR	NK	G

① RATE TEST DONE?
 ② MAX ACRES -

LOOK @ MUSHM
 ST 009 2 WELLS
 26825 2 WELL?

② 798
 773.9
 24.1 AF REDUCTION

RATE
 AF AVAILABLE FOR THE WELLS

ST09 - 300 AF 1666 GPM
 26825 - 498 AF 915 LTM 1000 GPM
 ONLY W/ 1000 GPM W/ ST09

VERIFY 460 A ✓

MAX ACRES DURING DURING PERM. X1.43 80% ST / 0.85 =
 email ~~larry~~ mike for max acres

> MCPHERSON COLLEGE
> PEOPLES BANK & TRUST/FARM MGT
> 601 E 30TH
> HUTCHINSON KS 67502

A__ 9065 00 IRR NK G
> JUANITA F SMITH

>
> 409 BIG BOW 4TH AVE
> JOHNSON KS 67855

A__ 12151 00 IRR NK G
> JOHN D & CAROLYN K SMITH

>
> PO BOX 526
> JOHNSON KS 67855

A__ 15351 00 IRR NK G
> SETH & JODI NELSON

> 303 E GRANT
> PO BOX 590
> JOHNSON KS 67855

A__ 20704 00 IRR NK G
> MCPHERSON COLLEGE

> PEOPLES BANK & TRUST/FARM MGT
> 601 E 30TH
> HUTCHINSON KS 67502

A__ 22463 00 IRR NK G
> LARRY & JO SCOTT

>
> 7504 N BIG BOW GRADE
> JOHNSON KS 67855

A__ 25547 00 IRR NK G
> LARRY & JO SCOTT

>
> 7504 N BIG BOW GRADE
> JOHNSON KS 67855

A__ 26064 00 IRR NK G
> DOUGLAS F & RENELL M BELL

>
> 1 FORD DRIVE
> COLBY KS 67701

A__ 26825 00 IRR NK G
> DOUGLAS F & RENELL M BELL

>
> 1 FORD DRIVE
> COLBY KS 67701

WATER RIGHT INFORMATION REPORT FOR : 26825 00

RIGHT TYPE: Appropriation

SOURCE: Groundwater USE: IRR

CURRENT STATUS: Certificate Issued

PRIORITY DATE: 25-MAY-76

CURRENT COMPLETE BY DATE: 31-DEC-77

COMPLETION ACKNOWLEDGED DATE: 08-MAR-78

CURRENT PERFECT BY DATE: 31-DEC-84

YEAR PERFECTED:

CERTIFICATE ISSUED DATE: 31-MAY-94

.....

APPLICANT(S):

> DAVID H & EMMA JEAN KLIEWER BOX 968 ULYSSES KS 67880

> PERSON ID (Old Address Code): 27005

> CORRESPONDENT SEQUENCE NUMBER: 1

>-----

.....

WATER USE CORRESPONDENT(S):

> DOUGLAS F & RENELL M BELL 1 FORD DRIVE COLBY KS 67701

> PERSON ID (Old Address Code): 40622

> CORRESPONDENT SEQUENCE NUMBER: 1

>-----

.....

ACTION TRAIL:

- 25-MAY-76 Pending Initial Review
- 27-AUG-76 Approved Pending Completion N+P BY 31-DEC-77 PERF BY 31-DEC-81
- 08-MAR-78 Completed Pending Inspection
- 27-JAN-84 Inspected Pending Perfection
- 27-JAN-84 Fir Cont Black & Veatch
- 27-DEC-88 Corres & Wur From A P Kliewer To William H Duvall
- 01-JUN-89 Notarized Wuc
- 06-JUN-89 Corres & Wur From William H Duvall To David H Kliewer
- 14-JAN-93 Change Application For Place Of Use
- 31-MAY-94 Proposed Certificate - Extended Time To Perfect PERF BY 31-DEC-84
- 31-MAY-94 Certificate Issued
- 31-MAY-94 Record Yr.1984:912gpm Norm
- 01-JUN-94 Change Approved
- 01-JUN-94 Land Owner Chg-Part Of Land-Edna M Kliewer Trust
- 08-APR-99 Landowner Chg-Part Of Land-Marian S Duvall
- 19-JUN-13 C1 Fo Change App Pd Filed
- 15-JUL-13 Landowner Chg-Douglas F & Renell M Bell & Hunter W & Barbara A Duvall
- 15-JUL-13 Wur From David H & Emma Jean Kliewer To Douglas F & Renell M Bell
- 31-OCT-13 C1 Fo Change Pd Approved CHG N+P BY 31-DEC-14
- 31-OCT-13 Landowner Chg-Part Of Land- Douglas F & Renell M Bell
- 02-APR-14 C1 Change Completion Acknowledged
- 09-MAY-14 C2 Change App Pd Filed
- 29-DEC-14 C2 Change Pd Dismissed
- 29-DEC-14 F & O - Dismissal Change App
- 29-JAN-15 C3 Change App Pd Filed
- 03-JUN-15 Landowner Chg - Part Of Land - David & Emma Jean Kliewer
- 22-JUL-15 C3 Change Pd Dismissed
- 22-JUL-15 F & O - Dismiss Change P/D

1989 - Depth to Water 196
- Depth of Well 390

2014 - Depth to water ?
Depth of Well 640

22-FEB-16 C4 Change App Pd Filed

CONSERVATION CONTRACT ACTION TRAIL:

CONSERVATION PLAN ACTION TRAIL:

SPECIAL CONDITIONS:

QUANTITIES:

>AUTHORIZED 498.000 AF ADDITIONAL 498.000 AF

RATES:

>AUTHORIZED 915.000 gpm ADDITIONAL .000 gpm

LIMITATIONS:

> 1000GPM COM/W ST 09

STORAGE QUANTITIES: No active storage quantities associated with IRR use under this water right

STORAGE RATES: No active storage rates associated with IRR use under this water right

AUTHORIZED POINTS(S) OF DIVERSION

Section 2, T 29, R 39W, ID 5 (Internal PDIV_ID = 82396)

QUALIFIERS: SW SE SE

DIST. FROM SE CORNER: 230 ft North 1171 ft West

NUMBER OF WELLS: 1

COMMENT: 395' S & 1454' W OF PREVIOUS PT OF DIVERSION

OLD LONGITUDE: OLD LATITUDE:

NEW LONGITUDE: 101.548061 NEW LATITUDE: 37.548361

GPS LONGITUDE: GPS LATITUDE:

GPS FEET NORTH: GPS FEET WEST:

COUNTY: STANTON

FIELD OFFICE: GARDEN CITY FIELD OFFICE

GMD : 3

BASIN: N F CIMARRON RIVER

STREAM:

SPECIAL USE AREA(S):

AQUIFER(S):

> OGALLALA FORMATION

> DAKOTA FORMATION

TEST INFORMATION:

METER ACTION TRAIL:

OVERLAPS:

> V ST 9 00 IRR

AUTHORIZED PLACE(S) OF USE

Section 2, T 29, R 39W, ID 1 (Internal PUSE_ID = 5907)

OWNER: DOUGLAS F & RENELL M BELL

Address:

** 1 FORD DRIVE

** COLBY KS 67701

Total acres authorized = 155.70 Acres

NE				NW				SW				SE				
NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
.00	.00	.00	.00	.00	.00	.00	.00	.00	.00	.00	.00	.00	40.00	40.00	35.70	40.00

COMMENT:

OVERLAPS:

> A 5404 00 IRR
 > V ST 9 00 IRR

 Section 11, T 29, R 39W, ID 1 (Internal PUSE_ID = 17280)

OWNER: DOUGLAS F & RENELL M BELL

Address:

** 1 FORD DRIVE
 ** COLBY KS 67701

Total acres authorized = 160.00 Acres

NE				NW				SW				SE			
NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
40.00	40.00	40.00	40.00	.00	.00	.00	.00	.00	.00	.00	.00	.00	.00	.00	.00

COMMENT:

OVERLAPS:

> A 5404 00 IRR
 > V ST 9 00 IRR

 Section 2, T 29, R 39W, ID 2 (Internal PUSE_ID = 19255)

OWNER: DOUGLAS F & RENELL M BELL

Address:

** 1 FORD DRIVE
 ** COLBY KS 67701

Total acres authorized = 311.81 Acres

NE				NW				SW				SE			
NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
.00	.00	.00	.00	40.01	31.80	40.00	40.00	40.00	40.00	40.00	40.00	.00	.00	.00	.00

COMMENT: L-3 (NENW), L-4 (NWNW)

OVERLAPS:

> A 5404 00 IRR
 > V ST 9 00 IRR

 Section 2, T 29, R 39W, ID 5 (Internal PUSE_ID = 66970)

OWNER: DAVID H & EMMA JEAN KIEWER

Address:

** BOX -968
 ** ULYSSES KS 67880

Total acres authorized = 4.30 Acres

NE				NW				SW				SE			
NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
.00	.00	.00	.00	.00	.00	.00	.00	.00	.00	.00	.00	.00	.00	4.30	.00

COMMENT:

OVERLAPS:

> A 5404 00 IRR
 > V ST 9 00 IRR

.....

WATER USE INFORMATION:

Year	Qualifiers	SC	ID	Date Rcvd	Hours	GPM	Acre-feet	Code	Ac_Irr	Date Msrd	Wtr_Dp	Well_Dp	Reel	Blip
2015	230N	1171W	2	5 22-FEB-16	Report	use	under	VST9	00					
2014	230N	1171W	2	5 09-FEB-15	Report	use	under	VST9	00					
2013	230N	1171W	2	5 28-FEB-14	Report	use	under	VST9	00					
2012	625N	2625W	2	1 09-JAN-13	Report	use	under	VST9	00					
2011	625N	2625W	2	1 27-FEB-12	Report	use	under	VST9	00					
2010	625N	2625W	2	1 22-FEB-11	Report	use	under	VST9	00					
2009	625N	2625W	2	1 22-FEB-10	Report	use	under	VST9	00					
2008	625N	2625W	2	1 13-FEB-09	Report	use	under	VST9	00					
2007	625N	2625W	2	1 27-FEB-08	Report	use	under	VST9	00					
2006	625N	2625W	2	1 22-FEB-07	Report	use	under	VST9	00					
2005	625N	2625W	2	1 01-MAR-06	Report	use	under	VST9	00					
2004	625N	2625W	2	1 24-FEB-05	Report	use	under	VST9	00					
2003	625N	2625W	2	1 23-FEB-04	Report	use	under	VST9	00					
2002	625N	2625W	2	1 13-FEB-03	Report	use	under	VST9	00					
2001	625N	2625W	2	1 25-FEB-02	Report	use	under	VST9	00					
2000	625N	2625W	2	1 21-FEB-01	Report	use	under	VST9	00					
1999	625N	2625W	2	1 09-FEB-00	Report	use	under	VST9	00					
1998	625N	2625W	2	1 14-JAN-99	Report	use	under	VST	900					
1997	625N	2625W	2	1	Report	use	under	VST	900					
1996	625N	2625W	2	1	Report	use	under	VST	900					
1995	625N	2625W	2	1	Report	use	under	VST000900						
1994	625N	2625W	2	1	Report	use	under	VST000900						
1993	625N	2625W	2	1	Report	use	under	VST000900						
1992	625N	2625W	2	1	Report	use	under	VST000900						
1991	625N	2625W	2	1	Report	use	under	VST000900						
1990	625N	2625W	2	1	Report	use	under	VST000900						
1989	625N	2625W	2	1	Report	use	under	VST000900						
1988	625N	2625W	2	1	4416	0	.0	G	310		N/A	N/A	35	2930
1988	625N	2625W	2	1	Report	use	under	VST000900						
1987	625N	2625W	2	1	Report	use	under	VST000900						
1986	625N	2625W	2	1	Report	use	under	VST000900						
1985	625N	2625W	2	1	Report	use	under	VST000900						
1984	625N	2625W	2	1	Report	use	under	VST000900						
1983	625N	2625W	2	1	Report	use	under	VST000900						
1982	625N	2625W	2	1	Report	use	under	VST000900						
1981	625N	2625W	2	1	Report	use	under	VST000900						
1979	625N	2625W	2	1	3840	1200	848.5	F			N/A	N/A	99	9999

>-----
A_ 35414 00 IND NK G

> SKYLAND GRAIN LLC

>

> 951 S BIG BOW GRADE

> JOHNSON KS 67855

>-----

VST 9 00 IRR AA G

> DOUGLAS F & RENELL M BELL

>

> 1 FORD DRIVE

> COLBY KS 67701

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WATER RESOURCES
RECEIVED

MAR 22 2016

KS DEPT OF AGRICULTURE

QUITCLAIM DEED

NOW, on this 31st day of February, 2016, David H. Kliever and Emma Jean Kliever, husband and wife, ("Grantors"), hereby QUIT CLAIM to Douglas F. Bell and Renell M. Bell, husband and wife, ("Grantees"), all of Grantors' right, title and interest in the following described water rights authorizing the irrigation of the following described real estate located in Stanton County, Kansas, to-wit:

Vested Water Right File No. ST-009

Authorizes the use of water for irrigation purposes from groundwater diverted by means of (1) well located in the Southwest Quarter of the Southeast Quarter of the Southeast Quarter of Section 2, Township 29 South, Range 39 West in Stanton County, Kansas. This right further authorizes the irrigation of the following lands;

160 acres in the Southeast Quarter;

160 acres in the Southwest Quarter;

40.01 acres in the Northeast Quarter of the Northwest Quarter;

31.80 acres in the Northwest Quarter of the Northwest Quarter;

80 acres in the South One-Half of the Northwest Quarter;

In Section 2;

160 acres in the Northeast Quarter;

In Section 11;

All in Township 29 South, Range 39 West in Stanton County, Kansas.

Further this right authorizes the diversion of 300 acre-feet of water per calendar year at a rate not to exceed 1000 gallons per minute.

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Water Right File No. 5404

KS DEPT OF AGRICULTURE

Authorizes the use of water for irrigation purposes from groundwater diverted by means of (1) well located in the Southeast Quarter of the Southeast Quarter of the Northeast Quarter of Section 11, Township 29 South, Range 39 West in Stanton County, Kansas. This right further authorizes the irrigation of the following lands:

160 acres in the Southeast Quarter;

160 acres in the Southwest Quarter;

40.01 acres in the Northeast Quarter of the Northwest Quarter;

31.80 acres in the Northwest Quarter of the Northwest Quarter;

80 acres in the South One-Half of the Northwest Quarter;

In Section 2;

160 acres in the Northeast Quarter;

In Section 11;

All in Township 29 South, Range 39 West in Stanton County, Kansas.

Further this right authorizes the diversion of 320 acre-feet of water per calendar year at a rate not to exceed 425 gallons per minute.

Water Right File No. 26,825

Authorizes the use of water for irrigation purposes from groundwater diverted by means of (1) well located in

MAR 22 2016

KS DEPT OF AGRICULTURE

the Southwest Quarter of the Southeast Quarter of the
Southeast Quarter of Section 2, Township 29 South,
Range 39 West in Stanton County, Kansas. This right
further authorizes the irrigation of the following lands;

160 acres in the Southeast Quarter;

160 acres in the Southwest Quarter;

40.01 acres in the Northeast Quarter of the Northwest
Quarter;

31.80 acres in the Northwest Quarter of the Northwest
Quarter;

80 acres in the South One-Half of the Northwest Quar-
ter;

In Section 2;

160 acres in the Northeast Quarter;

In Section 11;

All in Township 29 South, Range 39 West in Stanton
County, Kansas.

Further this right authorizes the diversion of 498 acre-
feet of water per calendar year at a rate not to exceed
915 gallons per minute. This right is further limited to
1000 gallons per minute when combined with Vested
Right File No. ST-009

(A total of 631.81 acres.)

TOGETHER WITH all rights, privileges, tenements, hereditaments, and
appurtenances thereunto belonging or in any wise appertaining; TO HAVE AND
TO HOLD the same unto the said **Grantees** and the **Grantees'** heirs and assigns
forever.

That said conveyance being dated, duly signed, and acknowledged by **Grantors**,
shall be deemed to be good and sufficient conveyance in quitclaim to **Grantees**,
their heirs and assigns.

Ireland, Leslie

From: Scott Ross <water.rights.llc@gmail.com>
Sent: Tuesday, March 22, 2016 9:12 AM
To: Ireland, Leslie
Subject: Quit Claim Deed from Kleiwer to Bell
Attachments: Bell-Kleiwer - Water Rights (Quitclaim Deed) 3-21-2016 (1).pdf

Leslie,

Attached is the Quit-Claim Deed from Kleiwer to Bell on Water Right File Nos. ST-009; 5404 and 26,825. They don't have a Journal Entry at this time. However, this was the result of the lawsuit. I think the current discussion with the judge may be over attorney fee and expenses. However, this should settle the matter of who signs the changes.

Scott

Scott E. Ross
General Manager
Water Rights Investigative Service LLC
209 South Ash ST. Stockton, KS. 67669
785-543-8254

WATER RESOURCES
RECEIVED

MAR 22 2016

KS DEPT

GL

SCANNED



1320 Research Park Drive
Manhattan, Kansas 66502
Jackie McClaskey, Secretary

Phone: (785) 564-6700
Fax: (785) 564-6777
Email: ksag@kda.ks.gov
www.agriculture.ks.gov
Sam Brownback, Governor

DOUGLAS F AND RENELL M BELL
1 FORD DRIVE
COLBY KS 67730

February 24, 2016

RE: File No. 26825

Dear Sir or Madam:

An application for approval of the Chief Engineer to change the following condition or conditions of the file number referred to above has been received:

- place of use PD
- point of diversion
- use made of water

As a matter of record, the Division of Water Resources has on hand a large number of applications awaiting processing. Therefore to be fair to all concerned, and so that we can process those applications on hand in the order they were received, we intend to concentrate on the backlog of applications until the issue is resolved. You will be contacted regarding this application as soon as it has been examined.

In accordance with the provisions of the Kansas Water Appropriation Act, a portion of which is included below, the use of water prior to approval of the application is unlawful. You should not proceed and divert water as indicated by your plans in your application for a change for this file until you receive approval for this change from the Chief Engineer. Once approved, compliance with the terms, conditions and limitations of the permit is necessary. Conservation of the water resources of Kansas is required.

Section 82a-728 of the Kansas Water Appropriation Act, provides (a) except for the appropriation of water for the purpose of domestic use, . . . it shall be unlawful for any person to appropriate or threaten to appropriate water from any source without first applying for and obtaining a permit to appropriate water in accordance with the provisions of the Water Appropriation Act or for any person to violate any condition of a vested right, appropriation right or an approved application for a permit to appropriate water for beneficial use.

(b) (1) The violation of any provision of this section by any person is a class C misdemeanor...

A class C misdemeanor is punishable by a fine not to exceed \$500 and/or a term of confinement not to exceed one month in the county jail. Each day that the violation occurs constitutes a separate offense.

If you have any questions, please contact me at (785) 564-6645. If you wish to discuss a specific file, please have the file number ready so that we may help you more efficiently.

Sincerely,

Brent A Turney, L.G.
Change Applications Unit Supervisor
Water Appropriation Program

SCANNED

BAT: DLW
pc: GARDEN CITY Field Office GMD 3