

# CHECK SHEET Short Change

(To be completed and attached to each application)

File No. 5752

Field Office No. 4

GMD No. 3

1. Plugging agreement obtained for GMD? Yes  No  Non Applicable
2. Is Landowner correct as currently shown in WRIS? Yes  No  Address Change? NO  
If applicable, list Place of Use Overlap File Nos. \_\_\_\_\_
3. Is Water Use Correspondent correct as currently shown in WRIS? Yes  No  Address Change? NO  
Name of Former WUC \_\_\_\_\_ Name of New WUC \_\_\_\_\_
4. a. Point of diversion computer ID No(s). 1 for point(s) being changed.
- b. Show feet distances from the SE corner of the section for the new point(s) of diversion:

Action	PDIV ID	Geo Ctr?	Sec	Twp	Rng	'N	'W	County	Qualifiers
ENT			30	26	32	2636	5115	Finney	NW NW SW

- c. If multiple points of diversion exist and rates and quantities are individually assigned, show:
- | Old PDIV ID | Authorized Rate | Additional Rate | Authorized Quantity | Additional Quantity |
|-------------|-----------------|-----------------|---------------------|---------------------|
| _____       | _____ gpm       | _____ gpm       | _____ af            | _____ af            |
| _____       | _____ gpm/cfs   | _____ gpm/cfs   | _____ af/mgy        | _____ af/mgy        |
| _____       | _____ gpm/cfs   | _____ gpm/cfs   | _____ af/mgy        | _____ af/mgy        |
- d. Name of Drainage Basin arkansas Is this correctly shown in WRIS?  Yes  No
- e. Formation Name & No. 211/331 ogflala dakota Special Use Area na

5. Distances from the original p/d: \_\_\_\_\_ 197 \_\_\_\_\_ ' S \_\_\_\_\_ 32 \_\_\_\_\_ ' E

**6. WATER RIGHT ACTION TRAIL COMMENTS**

9/7/16 Change Application Received (date accepted for priority)  
9/8/16 Change Approved  
 Notice and Proof by 12/31/16  
 \_\_\_\_\_ / \_\_\_\_\_ / \_\_\_\_\_ Completion Requirement Removed (Change No. C \_\_\_\_\_)

**7. METER ACTION TRAIL COMMENTS**

9/8/16 DWR Meter Required by 12/31/16

8. Base Acres \_\_\_\_\_ Year \_\_\_\_\_ Minimum Reasonable Quantity \_\_\_\_\_

Date Created 9/7/16 by tpm

Date Entered \_\_\_\_\_ by \_\_\_\_\_



Garden City Field Office  
2508 Johns Street  
Garden City, Kansas 67846-2804

Jackie McClaskey, Secretary  
David W. Barfield, Chief Engineer  
Michael A. Meyer, Water Commissioner

Phone: (620) 276-2901  
Fax: (620) 276-9315  
[www.agriculture.ks.gov](http://www.agriculture.ks.gov)  
Sam Brownback, Governor

September 8, 2016

STRACKLEJOHN TRUST  
PO Box 1075  
Dighton KS 67839

RE: Change in Point of Diversion Water Right, File No 5752

Dear Mr. Callender:

Enclosed you will find a *Summary Order Approving Application for Change in Point of Diversion* for the above referenced file. This order modifies the authorized well location under the referenced file. This order modifies the original document; it should be recorded at the County Register of Deeds.

Your attention is directed to the enclosures and to the terms, conditions, and limitations specified in this order. The diversion works should be completed and reported to the Division of Water Resources **by December 31, 2016**. Enclosed is a form for this purpose, along with other information for reference.

A condition of this order is that an acceptable flow meter must be properly installed on the diversion works authorized under the referenced file number in accordance with the Kansas Administrative Regulations 5-1-4 through 5-1-12. This water flow meter shall be used to provide information required on the annual water use report.

This order shall become final if a request for a hearing is not filed with the Chief Engineer within 15 days of the date of service of this order. The date of service is the date listed on the enclosed *Certificate of Service*.

Should you have any questions, please feel free to call this office. If you would prefer, you could arrange an appointment for additional assistance.

Sincerely,

A handwritten signature in black ink, appearing to read "T. Makens".

Thomas P. Makens  
Assistant Water Commissioner

TPM:tpm  
Enclosures  
GMD#3

Submit completed application to:  
 Kansas Department of Agriculture  
 Division of Water Resources  
 Field Office for your area.  
 Call for address:  
 Topeka -- (785) 296-5733  
 Stafford -- (620) 234-5311  
 Stockton -- (785) 425-6787  
 Garden City -- (620) 276-2901  
<http://agriculture.ks.gov/dwr>

## DWR FIELD OFFICE APPLICATION FOR APPROVAL TO CHANGE THE PLACE OF USE AND/OR THE POINT OF DIVERSION



**STATE OF KANSAS**

**Filing Fee Must Accompany the Application, K.S.A. 82a-708b(b), as amended.**  
 Fee Schedule is on the third page of this application form.

**Paragraph Nos. 1, 2, 3 & 5 must be completed. Complete all other applicable portions.** If change in point of diversion is greater than 100 feet, or if place of use will be changed, include a topographic map or detailed plat showing the authorized and proposed point(s) of diversion and/or place of use.

RECEIVED  
 2:00 pm  
 SEP 07 2016

File No. 5752

1. Application is hereby made for approval of the Chief Engineer to change the (check one or both): Garden City Field Office  
Division of Water Resources

Place of Use                       Point of Diversion

under the water right which is the subject of this application in accordance with the conditions described below.

The source of supply is:                       Groundwater                       Surface water

2. Name and address of Applicant: STRACKLEJOHN TRUST  
Mark Callender, po box 1075 Dighton KS 67839  
 Phone Number: (620)397-5160                      Email address: \_\_\_\_\_  
 Name and address of Water Use Correspondent: BOYD LEAR  
14280 S US HIGHWAY 83 GARDEN CITY KS 67846-8934  
 Phone Number: (620)272-4509                      Email address: \_\_\_\_\_

3. The presently authorized place of use is:  
 Owner of Land ---- NAME: STRACKLEJOHN TRUST  
 ADDRESS: \_\_\_\_\_  
 (If there is more than one landowner, attach supplemental sheets as necessary.)

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

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: no change to acres irrigated  
 ADDRESS: \_\_\_\_\_  
 (If there is more than one landowner, attach supplemental sheets as necessary.)

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

For Office Use Only: Code \_\_\_\_\_ Fee \$ 100 TR # \_\_\_\_\_ Receipt Date 9/7/16 Check # 5234

5. **Presently authorized point of diversion:**  
 One in the sw Quarter of the sw Quarter of the nw Quarter of Section 30, Township 26 South, Range 32 W, in Finney County, Kansas, 2833 feet North 5147 \* feet West of Southeast corner of section.  
 Authorized Rate \_\_\_\_\_ Authorized Quantity \_\_\_\_\_ Depth of well \_\_\_\_\_ (feet)  
 (DWR use only: Computer ID No. 1 GPS \_\_\_\_\_ feet North \_\_\_\_\_ feet West)  
 This point will not be changed  This point will be changed as follows: \* FROM 4200 - TPM  
**Proposed point of diversion: (Complete only if change is requested)**  
 One in the nw Quarter of the nw Quarter of the sw Quarter of Section 30, Township 26 South, Range 32 W, in Finney County, Kansas, 2636 feet North 5115 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 \_\_\_\_\_

6. **Presently authorized point of diversion:**  
 One in the \_\_\_\_\_ Quarter of the \_\_\_\_\_ Quarter of the \_\_\_\_\_ Quarter of Section \_\_\_\_\_, Township \_\_\_\_\_ South, Range \_\_\_\_\_ (E/W), in \_\_\_\_\_ County, Kansas, \_\_\_\_\_ feet North \_\_\_\_\_ feet West of Southeast corner of section.  
 Authorized Rate \_\_\_\_\_ Authorized Quantity \_\_\_\_\_ Depth of well \_\_\_\_\_ (feet)  
 (DWR use only: Computer ID No. \_\_\_\_\_ GPS \_\_\_\_\_ feet North \_\_\_\_\_ feet West)  
 This point will not be changed  This point will be changed as follows:  
**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 \_\_\_\_\_

7. Why do you need a new point of diversion? \_\_\_\_\_  
 old well needs to be replaced  
 \_\_\_\_\_

8. If a well, is the test hole log attached?  Yes  No

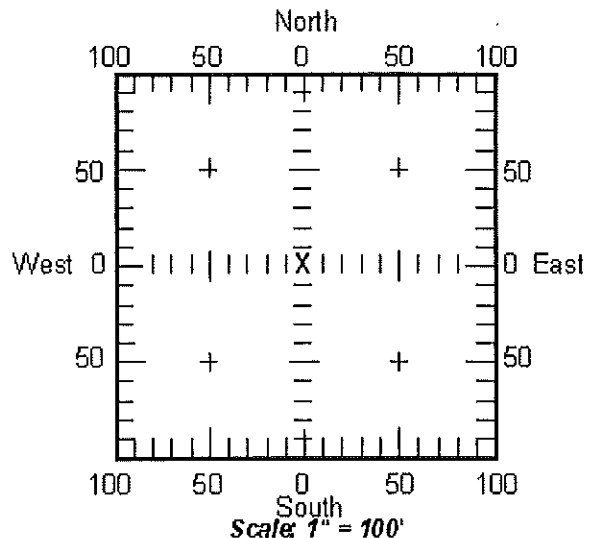
9. When do you propose to complete the new point of diversion?  
August 31, 2016

10. If the point of diversion is a well:  
 (a) What are you going to do with the old well?  
plug  
 (b) When will this be done? 2016

11. Groundwater Management District recommendation attached?  Yes  No

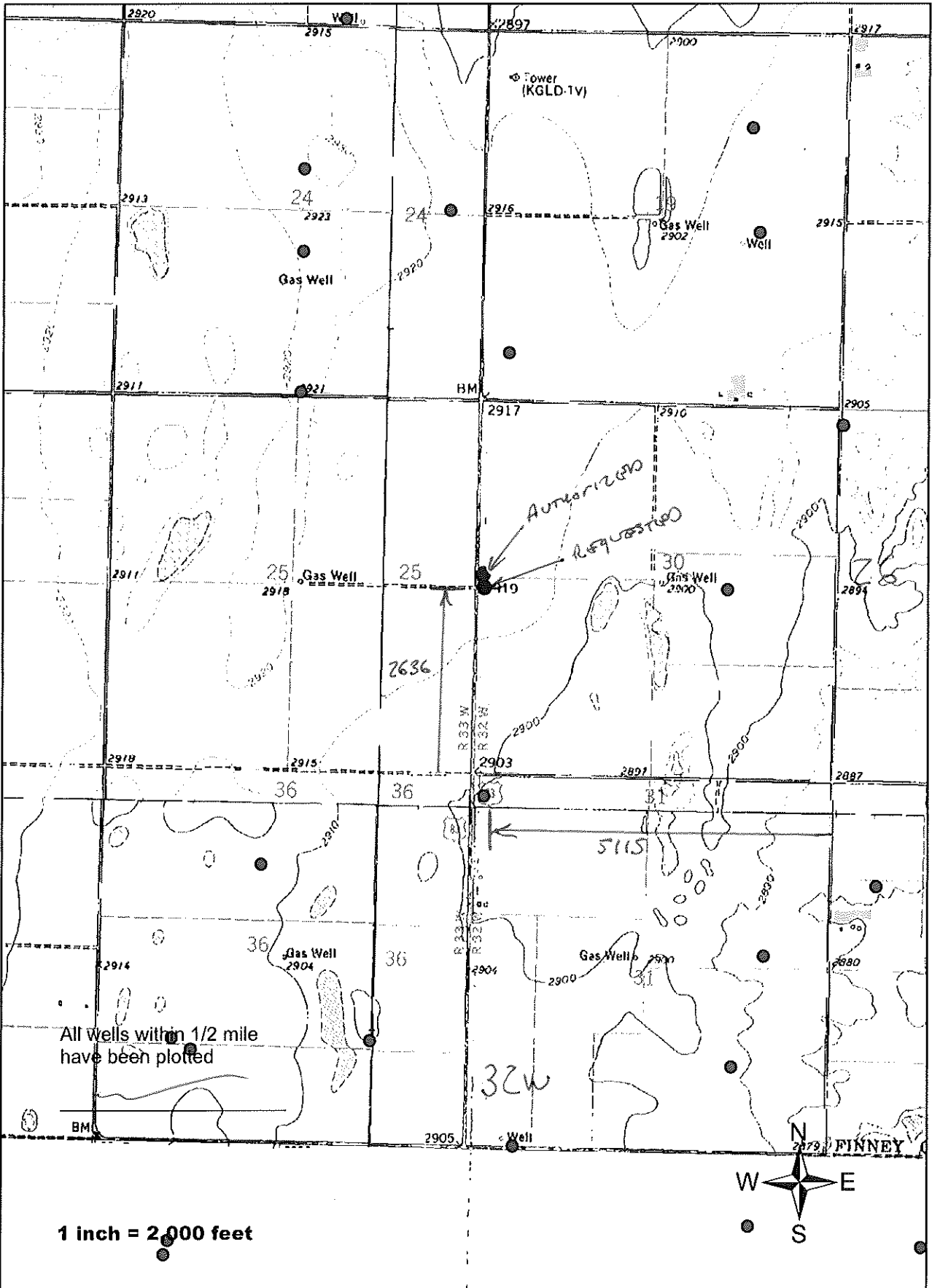
12. Assisted by tpm

13a. If the proposed point of diversion will be relocated within 100 feet of the existing point of diversion, indicate its location on the diagram below in relation to the existing point of diversion. (PLEASE NOTE: The "X" in center of diagram below represents presently authorized point of diversion.)



13b. If the proposed point of diversion will be relocated more than 100 feet but within 1320 feet from 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.

5752



3795 W. Jones Ave.  
 Garden City, KS 67846  
 PH: 620-277-2389



**Hydro**  
 resources

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

MARK CALLENDER 620-397-5160  
 BOYD LEAR 620-272-4509

AUG 03 2016

Customer Name: Phyllis Strackeljohn, Trust  
 Street Address: c/o FARMERS NATIONAL CO.  
 City, State: PO Box 1075, DIGHTON, KS 67839  
 County: Finney Quarter: SW Section: 30  
 Location: 197' South + 32' East of Existing Well GPS: N37.75852 W100.87011  
 Rig #: 10002 Elevation: 2916'

WO#: 9849 Date: 8-3-16  
 Test #: 3 E LOG: \_\_\_\_\_  
 Driller: Dale Guinn  
 Township: 26 Range: 32  
 Static WL: 300' Estimated? \_\_\_\_\_  
 Proposed Well Depth 596

WELL LOCATION

%	Footage			Description of Strata	20' Sump
	From	Pay	To		
	0		2	Top Soil	
	2		23	Brown Sandy Clay	
	23		56	Fine sand w/ couple clay ledges	
	56		62	Brown sandy clay	
	62		116	Sand fine to med course small med some large gravel	
	116		138	Brown sandy clay w/ few sand strips	
	138		195	Sand fine to med course small gravel w/ couple clay ledges	
	195		214	Brown + Blue clay	
	214		279	Sand fine to med	
	279		302	Blue clay - sticky -	
30	302	70	372	Sand fine to med course small gravel	
5	372	10	382	Brown sandy clay w/ many sand strips	
30	382	11	393	Sand fine to med course small gravel	
	393		400	Brown sandy clay - sticky -	
5	400	40	440	Fine sand w/ some clay stringers	
10	440	23	463	Fine sand w/ couple clay stringers	
	463		498	Brown sandy clay w/ couple sand beds	
20	498	16	514	Sand fine to med few course	
	514		559	Brown clay - sticky -	
20	559	17	576	Sand fine to med w/ brown rock	
	576		591	Soapstone	
	591		600	Shale	
					076782
				Super Gel X	-2
				Grout	-5
				Bent. Plug 3/4	-5
				Perma Plus	-1
				4 3/4 Drag Blade	-1

OK DZ

TOPO! map printed on 08/26/16 from "Untitled.tpo"

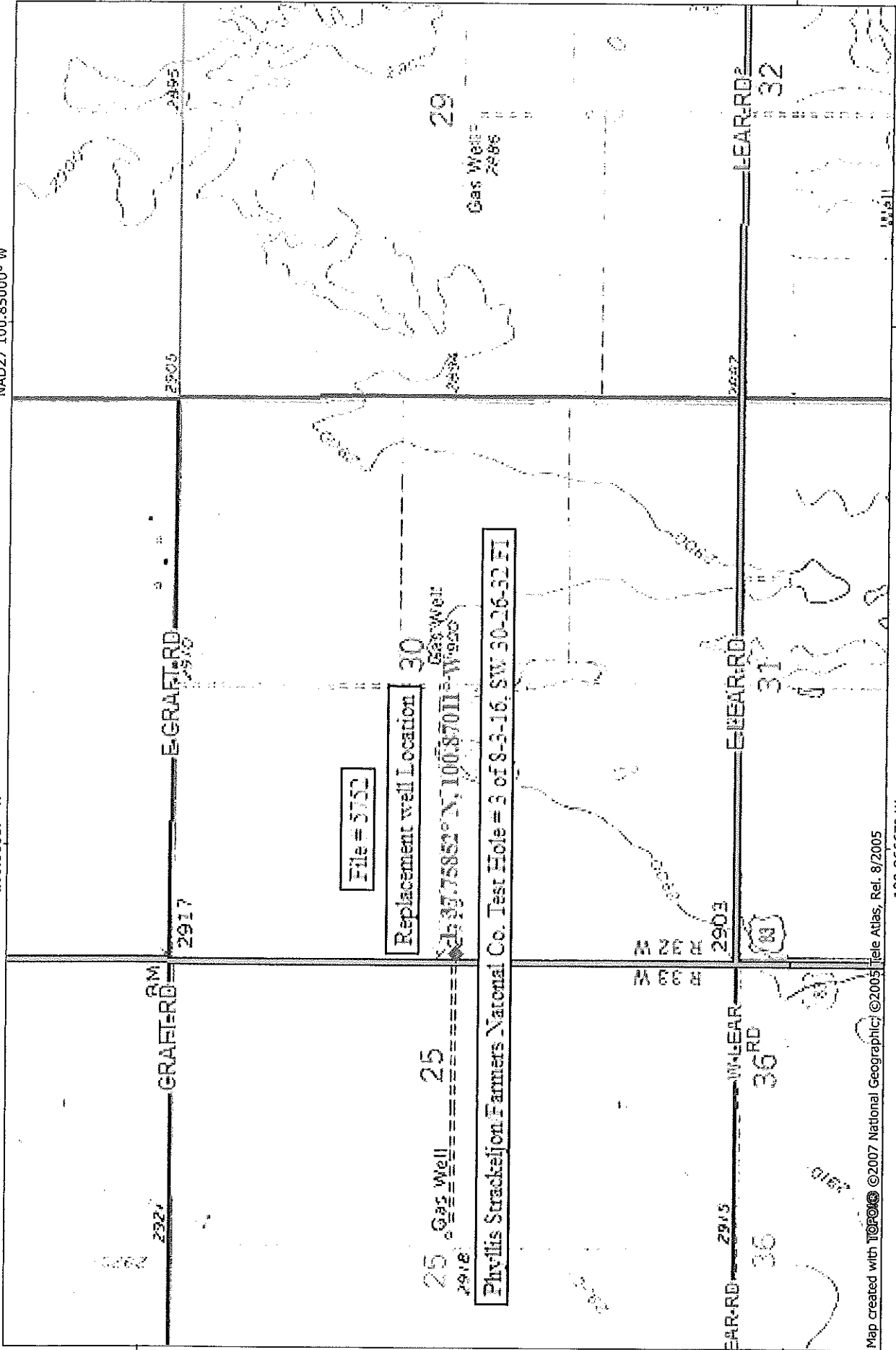
100.86667° W

NAD27 100.85000° W

37.76667° N

37.75000° N

37.75000° N

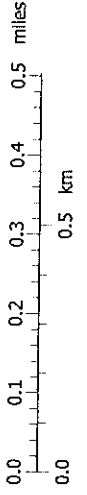


Map created with TOPO! © 2007 National Geographic © 2005 Tele Atlas, Ref. 8/2005

100.86667° W

NAD27 100.85000° W

NATIONAL GEOGRAPHIC



TN MN

6°

08/26/16





**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. 5-14-3 and other applicable provisions of the *Kansas Water Appropriation Law, K.S.A. 82a-701 et. seq.*, and rules and regulations promulgated thereunder, K.A.R. 5-1-1 *et. seq.* With the exception of those conditions expressly contained herein, this Summary Order does not change the terms, conditions and limitations of File No. 5752.

1. A change application was received on September 7, 2016 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 authorized herein shall not actually be located more than \_\_\_\_\_ feet from the previously authorized point(s) of diversion.  Applicable  Not Applicable
5. 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
6. **The owner of the authorized place(s) of use shall properly install an acceptable water flow meter on or before December 31, 2016**, 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
7. **Installation of the works for diversion of water shall be completed on or before December 31, 2016**, or within any authorized extension of time. By March 1, 2017 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
8. **The completed well log shall be submitted with the required notice.**  Applicable  Not Applicable
9. 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
10. Additional Conditions are attached.  Yes  No
11. 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**

You have the right to a hearing in accordance with K.A.R. 5-14-3 before this Summary Order becomes final action of the Kansas Department of Agriculture. Any request for a hearing must be filed with the **Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, 1320 Research Park Drive, Topeka, Kansas 66502**, within 15 days after the date shown on the Certificate of Service attached hereto. If a hearing is not requested in accordance with K.A.R. 5-14-3, this Summary Order will become effective on the 15<sup>th</sup> day after the date shown on the Certificate of Service.

\_\_\_\_\_  
For Use by Register of Deeds

FOR OFFICE USE ONLY  
**APPLICATION APPROVED AND SUMMARY ORDER ISSUED**

By: \_\_\_\_\_  
Duly Authorized Designee of the Chief Engineer

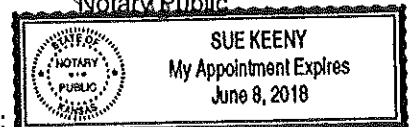
(Print Name): Thomas P Makens  
Division of Water Resources - Kansas Department of Agriculture

Date of Issuance: September 8, 2016

State of Kansas )  
County of Finney ) SS

Acknowledged before me on September 8, 2016  
by Thomas P Makens

Signature: Sue Keeny  
Notary Public



My commission expires: \_\_\_\_\_  
(Notary Seal)