### **CHECK SHEET Short Change**

(To be completed and attached to each application)

File	e No	14287	02		Fie	ld Office	No. <u>4</u>			GMD No.	3
1. P	lugging	agreement	t obtained fo	or GMD?	Yes □	No		Non Appl	icable ⊠		
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	Action	PDIV ID	Geo Ctr?	Sec	Twp	Rng	'N	'W	Cour	nty	Qualifiers
C.	Old Pl	DIV ID	Authorized	Rategpm _ gpm/cfs _ gpm/cfs _	Additi	onal Rate	gpm _ n/cfs _ n/cfs _	Authorized	af/mgy af/mgy	Addition	af af/mgy af/mgy
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# Names and Address:

1. Person ID # 34911	_ 2. Person ID # <u>29624</u>	3. Person ID #
CORWIN & MELODEE SMITH	STANTON & DIANE REDGER	
1604 ROAD 45	622 ROAD S	
LAKIN KS 67860-6205	LAKIN KS 67860-6204	



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 Fax; (620) 276-9315 www.agriculture.ks.gov Sam Brownback, Governor

Phone: (620) 276-2901

September 13, 2017

CORWIN SMITH 1604 ROAD 45 LAKIN KS 67860-6205

RE: Change the Place of Use, File Nos 14266, 14274, 14275 D1, 14276, 14287D2

Dear Mr. Smith;

Enclosed you will find a Summary Order Approving Application for Change in Place of Use for the above referenced files. Since these orders modify the original documents, it should be recorded at the County Register of Deeds.

These orders modify the authorized acres that can be irrigated by these files. The authorized place of use is as shown on the plats within the change approvals.

An acceptable water flow meter was required to be installed on the diversion works by earlier requirement of the Chief Engineer. These water flow meters 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 or arrange an appointment for additional assistance. Please refer to the file number when you contact us if you wish to discuss a specific file.

Sincerely,

Thomas P. Makens

Assistant Water Commissioner

TPM:tpm Enclosures C: GMD#3

#### CERTIFICATE OF SERVICE

On this 14 day of September 2017, I hereby certify that the attached original Approval of Application to Change the Place of Use under Water Right File 14266, 14274, 14275 D1, 14276, 14287D2 dated September 13, 2017, was mailed postage prepaid, first class, US mail to the following:

CORWIN SMITH 1604 ROAD 45 LAKIN KS 67860-6205

Copy provided to GMD#3

Division of Water Resources

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.

than	graph N 100 fee (s) of div	et, or if	place	of use	e will b	oe chai	e <b>ted.</b> nged,	Comp includ	lete a e a to	II othe	er appl ohic m	l <b>icable</b> ap or	porti detaile	ons. I d plat	f chan showi	ge in p ing the	oint o autho	f divers	sion is greater and proposed
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5,	Presently author	zed point of diversion:			
	One in the	Quarter of the		Quarter of the	Quarter
İ	of Section	Township		South, Range	(E/W),
	in	County, Kansas,	feet No	rth feet West of South	neast corner of section.
		Authorized Quantity			
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ł	Proposed Rate	Proposed Quantity _		Proposed well depth (feet)	,
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L	This politio.	ddillonar Well Goo Goritor	or itale		· ·
ء ٦	Presently author	zed point of diversion:			
6.		Quarter of the		Quarter of the	Quarter
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	One in the	Quarter of the , Township		Couth Pance	/EAA/\
1	or Section	, Township County, Kansas,	foot No	rth feet West of South	heast corner of section
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L	This point is: L	dditional Well Geo Center List o	other wate	rights that will use this point	
7	Why do you need a	new point of diversion?	13a.	If the proposed point of diversion	will be relocated within 100
, ,	vviiy do you nocu c	mon point of artoroion.		feet of the existing point of divers	ion, indicate its location on
	no change to wells			the diagram below in relation to the (PLEASE NOTE: The "X" in o	enter of diagram below
				represents presently authorized	point of diversion.)
				North	
8.	If a well, is the test	hole log attached? 🔲 Yes 🔲 No		100 50 0	
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9.	When do you p	ropose to complete the new point	of		7
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10.	If the point of divers			- West 0	
	(a) What are you	going to do with the old well?			` <u> </u>
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	(h) Mhan udil thia	be done?		_	4
	(b) When whit this	be dolle!		<u> </u>	
4.4	O d M	ananament District recommended	ion	100 50 0	50 100
11.		anagement District recommendat es	ion	South	
	attacheur	55 L 140		Scale 1" =	
12.	Assisted by tpm		13b.	If the proposed point of diversion 100 feet but within 1320 feet f	will be relocated more than
,_,				diversion, attach a topographic	map or aerial photograph.
				diversion, attach a topographic i For groundwater sources, show al	Il wells (including domestic)
				within one-half mile of the propose names and mailing addresses of	to point of diversion and the the owners. For surface
				water sources, show the name	es and addresses of the
				landowner(s) one-half mile dowr upstream from your property lines.	stream and one-half mile
				-Lawrence Law Ages brokery migor	

#### APPLICATION FOR APPROVAL TO CHANGE THE PLACE OF USE AND/OR POINT OF DIVERSION SUPPLEMENTAL SHEET

FILE NO. 14287 D2

MAKE ADDITIONAL COPIES AS NECESSARY

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File No. \_\_\_\_\_

DWR 1-121-2 (Rev. 01/23/2008)

14. If	the proposed groundwater point of diversion is 3	100 or fewer feet fi	rom existing point of c	diversion, complete the	following:
(a	Does the undersigned represent all owners of ☐ Yes ☐ No (If no, all owners n	f the currently auth nust sign this appl	norized place(s) of usication.)	e identified in this appli	cation?
(b	<ul> <li>Will the ownership interest of any owner of the affected if this application is approved as required.</li> <li>Yes □ No (If yes, all owners)</li> </ul>	rested?		identified in this appli	cation be adversely
(c)	If this application is not approved expeditiousl ☐ Yes ☐ No (If no, all owners n	y, will there be su nust sign this appl	bstantial damage to p ication.)	property, public health o	r safety?
or a ch	pplication proposes a surface water change in pange in place of use, the application must be signification must be signification must be signification must be signification.	gned by all owner:	a groundwater chang s of the currently auth	e in point of diversion ç lorized place of use, or	reater than 300 feet, their duly authorized
age at their I	by verify, being first duly sworn upon m nd the owner, the spouse of the owner, c behalf, in regard to the water right(s) to ined in this application are true, correct	or a duly author which this app and complete	rized agent of the olication pertains.	owner(s) to make the I further verify the	nis application on at the statements
Dated :	at Lakin	, Kansas, this		July	, 20 <u>/7</u>
	les Invil (Owner)		,	J	
<u>×                                     </u>	(Owner)		× me	Codee Smith	
	CORWIN SMITH				
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State o	f Kansas ) SS				
County	of				
I he	reby certify that the foregoing application w	as signed in m	y presence and sw	orn to before me th	is <u>/O</u> day of
	, 20		自 NOTARY PUBL	IC - State of Kansas E HOOK	7 0/ 1
	1 1	•	My Appl. Expl	res:11/231/9 +	augh Vla
My Con	nmission Expires 11 23/2019			- NOTARY FORMIC	•
accurate	OMPLETE APPLICATIONS WILL BE PROCESSED.  Information; maps, if necessary, must be included; signification of the process of th	To be complete, all gnatures of all the a	of the applicable portion ppropriate owners' must	ns of the application form r be affixed to the applicati	nust be completed with on and notarized; and
		FEE SCHEDU	<u>JLE</u>		
Each ap forth in	oplication to change the place of use or the point the schedule below: Make checks payable to: I (1) Application to change a point of diversion 3 (2) Application to change a point of diversion n (3) Application to change the place of use	Kansas Departm 300 feet or less nore than 300 feel	ent of Agriculture		\$100 \$200

#### SUMMARY ORDER APPROVING APPLICATION FOR CHANGE AND IMPOSING CONDITIONS

This Summary Order is issued under authority of K.S.A. 82a-708b, as amended, and K.A.R. 5-14-3 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. 14287 D2 HUQUET 28, 2017 A change application was received on requesting that the place of use and / or point of diversion authorized under the above-referenced file number be changed as described in the application. On and after the effective date of this summary order, the authorized place(s) of use shall be located substantially as shown on the topographic map accompanying the application to change the place of use. Applicable 2. The change in point of diversion shall not impair existing rights and shall be limited to the same source or sources of water as previously authorized. The point of diversion authorized by this summary order shall be located within a \_\_\_\_\_\_\_foot radius of the authorized point(s) of diversion. Applicable Not Applicable The point(s) of diversion authorized herein shall not actually be located more than \_ feet from the previously authorized point(s) of diversion. ☐ Applicable ☑ Not Applicable As required by K.A.R. 5-3-5d, if the works for diversion is a well with a diversion rate of 100 gallons per minute or more, a tube or other device suitable for making water level measurements shall be installed, operated and maintained in accordance with K.A.R. 5-6-13. 

Applicable Not Applicable The owner of the authorized place(s) of use shall properly install an acceptable water flow meter on or before December 31, 20 17, 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 divorted appropriate the Chief Engineer by March 1 following the end of each salardary was diverted annually to the Chief Engineer by March 1 following the end of each calendar year. ☐ Not Applicable Applicable Installation of the works for diversion of water shall be completed on or before December 31, 20 authorized extension of time. By March 1, 20\_\_\_\_ the applicant shall notify the Chief Engineer that construction of the works for diversion has been completed, on the form provided by the Chief Engineer, as required by K.A.R. 5-8-4e. Not Applicable ☐ Applicable Not Applicable The completed well log shall be submitted with the required notice. ☐ Applicable 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 **MO** 10. Additional Conditions are attached. ☐ Yes 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. FOR OFFICE USE ONLY Administrative Appeal and Effective Date of Order APPLICATION APPROVED AND You have the right to a hearing in accordance with K.A.R. 5-14-3 SUMMARY ORDER ISSUED 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 Duly Authorized Designee of the Chief Engineer shown on the Certificate of Service attached hereto. If a hearing HOMAS 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 (Print Name): Division of Water Resources - Kansas Department of Agriculture on the Certificate of Service. Date of Issuance: <u>VEPTOMR</u> もん For Use by Register of Deeds State of Kansas SS County of Acknowledged before me on lowota Maken Signature: JOVICA (Motory-Publicano JULIE JONES NOTARY My Appointment Expires + PUBLIC December 15, 2018 My commission expires: (Notary Seal)

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DWR 1-121 (Revised 06/16/2014)

File No.

14. If the proposed groundwater point of diversion is 300 or fewer feet fr	om existing point of diversion, complete the following:
<ul> <li>(a) Does the undersigned represent all owners of the currently auth</li> <li>☐ Yes</li> <li>☐ No</li> <li>(If no, all owners must sign this appl</li> </ul>	
<ul> <li>(b) Will the ownership interest of any owner of the currently author affected if this application is approved as requested?</li> <li>☐ Yes</li> <li>☐ No</li> <li>(If yes, all owners must sign this approved)</li> </ul>	
(c) If this application is not approved expeditiously, will there be sul ☐ Yes ☐ No (If no, all owners must sign this appli	
If the application proposes a surface water change in point of diversion, or a change in place of use, the application must be signed by all owners agent (attach notarized statement authorizing representation).	
I hereby verify, being first duly sworn upon my oath or affirm age and the owner, the spouse of the owner, or a duly author their behalf, in regard to the water right(s) to which this appropriate in this application are true, correct and complete.	rized agent of the owner(s) to make this application on plication pertains. I further verify that the statements
Dated at <u>Ct. 1915 + Lakin</u> , Kansas, this	25 day of Uligist , 2017.
* Starton Nestra	* Diane Redger
(Owner)	(Spouse)
STANTON REDGER	DIANE REDGER
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
State of Kansas  County of Sla(My)  SS	
hereby certify that the foregoing application was signed in m	y presence and sworn to before me this $25$ day of
NOTARY PUBLIC - State of Kansas	Λ
CHARLA GRAUBERGER My Appl, Expires	Charla Dlaubugu
My Commission Expires 5: 51. 20 20.	Notary Public //
ONLY COMPLETE APPLICATIONS WILL BE PROCESSED. To be complete, all accurate information; maps, if necessary, must be included; signatures of all the at the appropriate fee must be paid.	of the applicable portions of the application form must be completed with ppropriate owners' must be affixed to the application and notarized; and
	u.e
Each application to change the place of use or the point of diversion under	er this section shall be accompanied by the application fee set
forth in the schedule below: Make checks payable to: Kansas Departm (1) Application to change a point of diversion 300 feet or less (2) Application to change a point of diversion more than 300 feet	.,, \$100
(3) Application to change the place of use	\$200

#### 14287D2

