## Kansas Department of Agriculture Division of Water Resources

CHANGE: P/U WORKSHEET

1. File Number:	2. Status Change Date:	3. Change Num:	4. Field Office:	5. GMD:
19424	6/26/18	C1	04	03
6. Status: ☐ Approved ☐ Deni	ed by DWR/GMD	Dismiss by Reques	t/Failure to Return	7. Filing Date of Change:
				5/17/18
8a. Applicant(s) New to system □	Person ID <u>57233</u> Add Seq# <u>1</u>	8c. Landown		Person ID Add Seq#
THERON LEE & DONNA 16532 ROAD R KISMET KS 67859-6036				
8b. Landowner(s) New to system ☐  THERON LEE & DONNA 16532 ROAD R KISMET KS 67859-6036	Person ID <u>57233</u> Add Seq# <u>1</u> J WALKER	16532	ostem □ ON LEE & DONNA ROAD R T KS 67859-6036	
9. Documents and Enclosure(s): ⊠ DV	VR Meter(s) Date to Comp	y: <u>12/31/18</u>	□ N & P Date to	Comply:
☐ Anti-Reverse Meter ☐ Meter	Seal	□ N & P Form	☐ Water Tube ☐ D	riller Copy
☐ Conservation Plan  Date Requir	ed: Da	te Approved:	Date to	Comply:
10. Use Made of Water From:		To: _		
			Date Prepared: <b>6/15/1</b> Date Entered:	<b>8</b> ву: <b>ТРМ</b> ву:

File No.	19424	11. County: SW	>	Ba	sin: cī	Basin: cimarron					Stream:	:: E						For	Formation Code:	de:	Special Use:	
12. Point CHK MOD	Points of Diversion < D											Annual or a		Rate	and Quant Authorized	Rate and Quantity Authorized		Adı	Additional			
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14. Limitation:	ıtion:	af/yr at_				Ĭ	) mdg			្ស     	cfs) when combined with file number(s)	combi	ned wit	th file r	nmber	(s).						
Limitation:	ıtion:	af/yr at				)	) mdg			ਠ	cfs) when combined with file number(s)	combi	ned wi	th file r	number	(s).						
15. 5YR /	15. 5YR Allocation: Allocation Type	n Type	Stari	Start Year			5 YR.	5 YR Amount	ا		Amount Unit	Unit		Base	Base Acres			Comment				***************************************
16. Place CHK	e of Use			¥	NE%			NW%	*			SW74			<b>"</b>	SE¼		Total	Owner	Chg?	Overlap Files	
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MOD 3	13 33	32W		40	40		27			40	<b>vi</b> i.							147	8b	Y		***************************************
Base Acn	Base Acres: 147 Year:	Minimum Reasonable Quantity:	m Re	asona	ble Q	uantity	٠.															
Comments:	ts:																					

### STATE OF KANSAS

DEPARTMENT OF AGRICULTURE DIVISION OF WATER RESOURCES GARDEN CITY FIELD OFFICE 2508 JOHNS STREET GARDEN CITY, KS 67846-2804



PHONE: (620) 276-2901 FAX: (620) 276-9315 www.agriculture.ks.gov

# GOVERNOR JEFF COLYER, M.D. JACKIE McClaskey, Secretary of Agriculture

June 26, 2018

THERON LEE & DONNA J WALKER 16532 ROAD R KISMET KS 67859-6036

RE: Change in Point of Diversion Water Right, File No 19424

Dear Mr. & Mrs. Walker;

Enclosed you will find a Summary Order Approving Application for Change in Points 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, 2018. 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,

Thomas P. Makens

Assistant Water Commissioner

TPM:tpm Enclosures GMD#3

#### CERTIFICATE OF SERVICE

On this 27 day of June 2018, I hereby certify that the attached original Approval of Application to Change the Point of Diversion under Water Right, File No. 19424 dated June 26, 2018 was mailed postage prepaid, first class, US mail to the following:

THERON LEE & DONNA J WALKER 16532 ROAD R KISMET KS 67859-6036

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) 862-6300 Stafford -- (620) 234-5311 Stockton -- (785) 425-6787 Garden City -- (620) 276-2901 www.ksda.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.

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						F	ile No.	19424	1							•	٨	1. YAY	7 2018
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	under the	water	ight w	nich is					ation ir					ditions	descr	ibed b	ėlow.		•
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	Name and 16532 RC							<u>&amp; DOI</u>	NNA J	VVALN	EK	<del></del>				<del></del>			
	Phone Nu								Email	addres	s: the	ronwa	ker@h	otmai	l.com				
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	Owner of	<i></i>	,DDRE	SS:	(6	532	n.	dR	ر ر	Kis	ng M++	_its	6	785	cy				
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5.	Presently authorized point of diversion:			
	One in the Quarter of the		Ouarter of the Ouar	fer
	of Section , Township		South Range	M/
	LID County Konomo	F 1	familia factoria factoria de la companya del companya del companya de la companya	,,,
	Authorized Rate Authorized Quantity (DWR use only: Computer ID No GPS	,,	Denth of well (feet)	۱.
	(DWR use only: Computer ID No. GPS		feet North RECEIVEN	
	☐ This point will not be changed ☐ This point will t	ne cha	anged as follows:	
	Proposed point of diversion: (Complete only if change			
	One in the Ougster of the	10 100	Original of the	
	One in the Quarter of the of Section, Township		Court Daniel Street City Field Courts	er
	in County, Kansas,	foot Ni	loth 4-1 MANAGER Besources	٧,
	Proposed Rate Proposed Quantity	IEST M	teet vvest of Southeast corner of section	
	This point is: Additional Wall Con Contact List at		Proposed well depth (feet)	<b>_</b> •
	This point is: Additional Well Geo Center List oth	ier wat	ter rights that will use this point	<u> </u>
_	Proceeding authorized point of discourt			
ь,	Presently authorized point of diversion:			
	One in the Quarter of the	···· <del>·</del>	Quarter of the Quart	er
	of Section, Township	···	South, Range \	٧,
	In County, Kansas,	feet No	orth feet West of Southeast corner of section	,
	Authorized Rate Authorized Quantity		Depth of well (feet)	
	(DANK rise omy: Combrides ID No GBS		feet North feet West)	
	☑ This point will not be changed ☐ This point will b			
	Proposed point of diversion: (Complete only if change			
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	of Section, Township		South, Rande /FAA	Λ
J	In County, Kansas,	feet No	orth feet West of Southeast corner of section	/,
	Proposed Rate Proposed Quantity		Proposed well depth (feet)	
	This point is: Additional Well Geo Center List other	er wate	er 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	loō
	NC TO VELL		feet of the existing point of diversion, indicate its location the diagram below in relation to the existing point of diversi	on
			(PLEASE NOTE: The "X" in center of diagram hel	OW
			represents presently authorized point of diversion.)	
	7		North	
3.	If a well, is the test hole log attached? Yes No		100 50 0 50 100	
<b>.</b>	William do tout necessaria and a secretaria at a secretaria			
7.	When do you propose to complete the new point of diversion?			
	30,100,000		50 + - + - + - + 50	
0.	If the point of diversion is a well:		<u> </u>	
			West 0 = 1   1   1   1   1   1   1   1   1   1	
	(a) What are you going to do with the old well?			
			50 = + = + = 50	
	(b) When will this be done?			
			<b>5</b> ,,,,,, <del>,</del> ,,,,,,,,,,,,,,,,,,,,,,,,,,,,,	
1.	Groundwater Management District recommendation		100 50 0 50 100	
	attached? Yes X No		South	
			Scale: 1" = 100'	
2,	Assisted by MF 4-25-18	13b,	If the proposed point of diversion will be relocated more th	an
			100 feet but within 1320 feet from the existing point diversion, attach a topographic man or aerial photographic	of sh
			diversion, attach a topographic map or aerial photographic map or groundwater sources, show all wells (including domest within one-half mille of the proposed point of diversion and the map of the owners are sufficient to the map of the proposed point of the proposed	ic)
			within one-half mile of the proposed point of diversion and t	ne
			- Walte Souldes, Show the Hannes and Andresses of t	ne
			landowner(s) one-half mile downstream and one-half mupstream from your property lines.	ile
	•		aparram nom your property lines,	

14. If the proposed groundwater point of diversion is 300 or fewer feet	
(a) Does the undersigned represent all owners of the currently aut ☐ Yes ☐ Wo (If no, all owners must sign this app	
(b) Will the ownership interest of any owner of the currently auth	RECLIVED rorized place(s) of use identified in this application be adversely
affected if this application is approved as requested?  Yes No (If yes, all owners must sign this ap	
(c) If this application is not approved expeditiously, will there be s	ubstantial damage to property, public health or safety?
Yes No (If no, all owners must sign this app	Division of Water Resources
If the application proposes a surface water change in point of diversion	a groundwater change in point of diversion greater than 300 feet,
or a change in place of use, the application must be signed by all owner agent (attach notarized statement authorizing representation).	rs of the currently authorized place of use, or their duly authorized
the base of the second second was settle or office	metion and under penalty of periury, that I am of lawful
I hereby verify, being first duly sworn upon my oath or affir age and the owner, the spouse of the owner, or a duly author	utived agent of the owners) to make the approach on
their behalf, in regard to the water right(s) to which this a	pplication pertains. I further verify that the statements
contained in this application are true, correct and complete	<i>(</i> 1)
Dated at Plains State Bunk Wlains, Kansas, th	is 10 day of May , 20 (8
Then De Marlo	Donna walker
(Owner)	(Spouse)
Theron Lee Walker	Donna T Walter
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
(Flease Phili)	( round : ring
(Owner)	(Spouse)
Comply	
(Please Print)	(Please Print)
	·
State of Kansas  County of Messes	
I hereby certify that the foregoing application was signed in	my presence and sworn to before me this 10th day of
	$\wedge$ $\wedge$ $\wedge$
ANITA EVANS	Unita Como
My Appl. Expires 100 Commission Professional Commission Profession Commission	Notary Public
My Continues The Continues	
ONLY COMPLETE APPLICATIONS WILL BE PROCESSED. To be complete, accurate information; maps, if necessary, must be included; signatures of all the appropriate fee must be paid.	all of the applicable portions of the application form must be completed with appropriate owners' must be affixed to the application and notarized; and
FEE SCHE	<u>DÜLE</u>
(2) Application to change a point of diversion more than 300	nder this section shall be accompanied by the application fee set diment of Agriculture \$100 feet

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

This Summary Order is issued under authority of K.S.A. 82a-708b, as amended, and K.A.R. 5-5-1, et seq. and other applicable provisions of the Kansas Water Appropriation Law, K.S.A. 82a-701 et. seq., and rules and regulations promulgated thereunder, With the exception of those conditions expressly contained herein, this Summary Order does not change the terms, conditions and limitations of File No. 19424 A change application was received on May 17, 2018 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 
Not Applicable 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 The point(s) of diversion described herein is administratively corrected to be more accurately described using the Global Positioning System (GPS), as described in the application. ☐ Applicable ☒ Not Applicable The point(s) of diversion authorized herein shall not actually be located more than authorized point(s) of diversion. ☐ Applicable ☒ Not Applicable feet from the previously 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, 2018, 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. ☐ Not Applicable Installation of the works for diversion of water shall be completed on or before December 31, 20\_\_\_\_\_, or within any 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. Applicable Not Applicable The completed well log shall be submitted with the required notice. ☐ Applicable 10. All diversion works into which any type of chemical or other foreign substance will be injected into the water shall be equipped with an in-line, automatic, quick-closing check valve capable of preventing pollution of the source of the water supply. The check valve(s) shall be installed, operated and maintained in accordance with K.A.R. 5-3-5c. 

Applicable 
Not Applicable 11. Additional Conditions are attached. ☐ Yes ⊠ No 12. In accordance with K.S.A. 82a-708a, as amended, and K.A.R. 5-5-14, all of the owners of the authorized place(s) of use of water appropriated under the above-referenced file number are responsible for compliance with its terms, conditions and limitations, as amended and/or supplemented by this Summary Order, and with applicable provisions of the *Kansas Water Appropriation Law* and the *Rules and Regulations* promulgated thereunder. Failure to comply with these provisions may result in civil penalties pursuant to K.S.A. 82a-737, as amended, and/or the suspension or revocation and dismissal of the water or appropriation right or any other enforcement actions authorized by law. Administrative Appeal and Effective Date of Order FOR OFFICE USE ONLY APPLICATION APPROVED AND If you are aggrieved by this order, pursuant to K.S.A. 82a-1901, SUMMARY ORDER ISSUED you may request an evidentiary hearing before the Chief Engineer or request administrative review by the Secretary of Agriculture. A request for hearing by the Chief Engineer must be filed within 15 days of service of this Order and a request for Duly Authorized Designee of the Chief Engineer administrative review by the Secretary must be filed within 30 days pursuant to K.S.A. 77-531. Any request for administrative (Print Name): Thomas P Makens review must state a basis for review pursuant to K.S.A. 77-527. File any request with Kansas Department of Agriculture, Legal Division, 1320 Research Park Drive, Manhattan, KS Division of Water Resources - Kansas Department of Agriculture Date of Issuance: עונאס Date of Issuance: Z018 66502. Failure to timely request a hearing or review may preclude review under the Kansas Judicial Review Act. State of Kansas SS For Use by Register of Deeds Acknowledged before me on Makeñs Signature: emy Notary Rublic

My commission expire

NOTATION

PUBLIC :

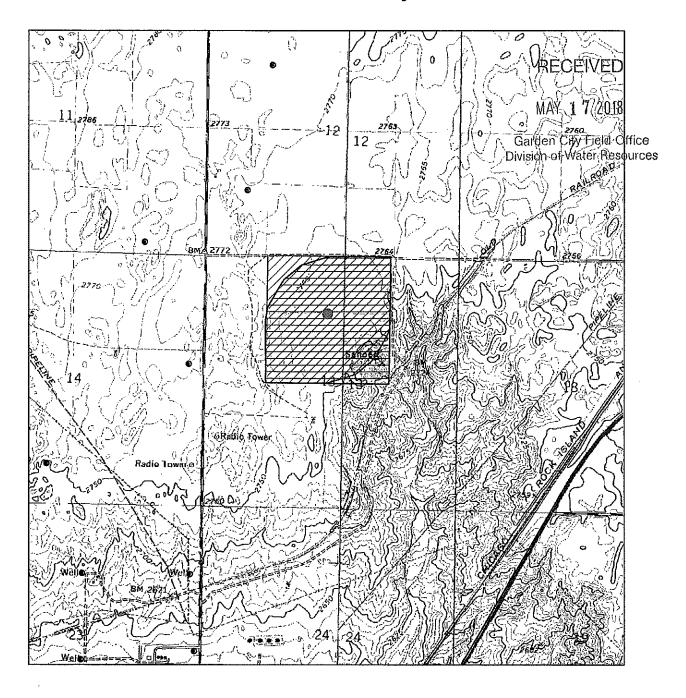
SUE KEENY

Mi/Appointment#xpires

June 8, 2022

FILE NO.

## Change in Place of Use Section 13, Township 33 South, Range 32 West Seward County



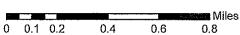


**Authorized Place of Use** 





**Requested Place of Use** 



## STATE OF KANSAS

DEPARTMENT OF AGRICULTURE DIVISION OF WATER RESOURCES GARDEN CITY FIELD OFFICE 2508 JOHNS STREET GARDEN CITY, KS 67846-2804



Phone: (620) 276-2901 Fax: (620) 276-9315 www.agriculture.ks.gov

## GOVERNOR JEFF COLYER, M.D. JACKIE McClaskey, Secretary of Agriculture

May 22, 2018

Southwest Kansas Groundwater Management District No 3 409 Campus Drive, Suite 106 Garden City KS 67846

Re: Water Right file number 19424

Dear Mr. Norquest;

The Theron Walker has applied to alter the acres authorized to add a pivot location. The base acres are 147. There are no neighboring wells within ½ mile.

We are delaying action for 15 days on the change application to allow you time to review and provide a recommendation if you feel one is warranted. I have enclosed a copy of the change for your perusal.

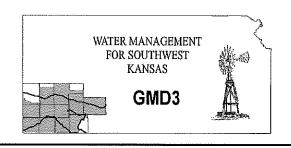
Thank you and as always feel free to call or write us at any time.

Sincerely;

Thomas P Makens

encs.





## Southwest Kansas Groundwater Management District No. 3 2009 E. Spruce Street

Garden City, Kansas 67846

(620) 275-7147 phone (620) 275-1431 fax www.gmd3.org

May 24, 2018

Thomas P. Makens Division of Water Resources 2508 N Johns Street Garden City, Kansas 67846 RECEIVED

JUN 0 8 2018

Garden City Field Office
Division of Water Resources

RE:

Applications for Change in Place of Use

Water Rights, File Nos. 19424

#### Dear Thomas:

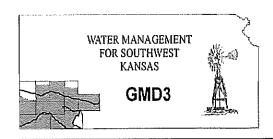
We have completed a review of the application for the above referenced water right. The proposal is not in conflict with the Management Program of the Southwest Kansas Groundwater Management District No. 3 (GMD3). The proposed change in place of use, to shift some of the currently authorized acres in the corners, is in accordance with K.A.R. 5-5-11. It is therefore recommended that the application be approved at this time.

Thank you for the opportunity to review the applications and to provide a recommendation. If you have any questions, please don't hesitate to contact us.

Sincerely,

Jason L. Norquest Assistant Manager

	·		



## Southwest Kansas Groundwater Management District No. 3

2009 E. Spruce Street Garden City, Kansas 67846

(620) 275-7147 phone (620) 275-1431 fax www.gmd3.org

May 24, 2018

Thomas P. Makens Division of Water Resources 2508 N Johns Street Garden City, Kansas 67846

RECEIVED

MAY 25 2018

RE:

Applications for Change in Place of Use

Water Rights, File Nos. 19424

Garden City Field Office Division of Water Resources

Dear Thomas:

We have completed a review of the application for the above referenced water right. The proposal is not in conflict with the Management Program of the Southwest Kansas Groundwater Management District No. 3 (GMD3). The proposed change in place of use, to shift some of the currently authorized acres in the corners, is in accordance with K.A.R. 5-5-11. It is therefore recommended that the application be approved at this time.

Thank you for the opportunity to review the applications and to provide a recommendation. If you have any questions, please don't hesitate to contact us.

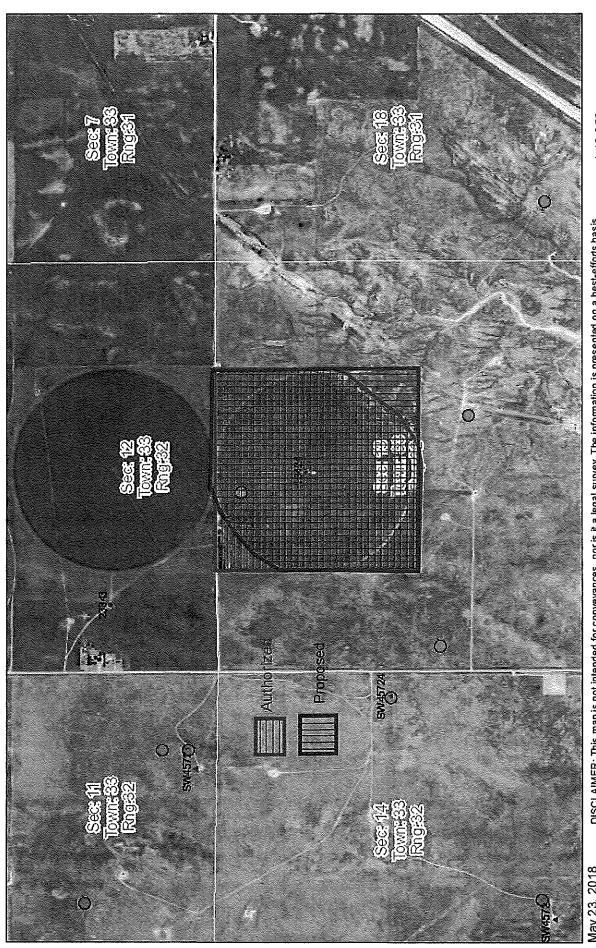
Sincerely,

Jason L. Norquest Assistant Manager

## GMD3 Change Review

File No(s).: 19424.	DWR office: <u>GC</u> .	
App filed to change: <u>PU</u> .	10.	
Is Landowner(s) correct in WR  If NO, is documentation		
Is Water Use Correspondent co If NO, is documentation	rrect in WRIS?	RECEIVED
Regulation(s) Reviewed: KAR	5-5-11	SHANZ OD 7" OD 46
Point of diversion ID No(s)	being changed.	MAY <b>2 5</b> 2018
ft. North Authorized PD	ft. West	Garden City Field Office Division of Water Resources
Proposed PD		
Difference 0	0	
a2 + b2 = c2 0	0 0	
GPS for proposed PD: Lat:	Long:	
Is proposed PD stacking on exist	sting WRs?	
Is Proposed PU overlapping ex	isting WRs?	
Land Owner(s) notified:		
Name N	lame	
Address A	.ddress	
Zip Z	ip	
Neighboring certified well(s) no	otified:	
Name N	lame	
Address A	.ddress	
Zip <u> </u>	ip	
Domestic well(s) notified:		
Name N	[ame	
Address A	.ddress	
Zip <u> </u>	ip <u> </u>	
Base Acres: <u>147</u> .		
Perfected Acres:		
Irr. Return-Flow%		
Keep same amount of acres, j	ust rearranging the corners.	
Is a waiver needed: No.		
	review of all available information	
area rules are met. Staff therefo	ore recommends approval of the ap	plication.

JA



1:18,056 1,600 8 DISCLAIMER: This map is not intended for conveyances, nor is it a legal survey. The information is presented on a best-efforts basis, and should not be relied upon for making financial, survey, legal or other commitments. Empty NUM REC FPR 꾟 00 00 00 DEW X May 23, 2018 16:36 PM Other 쭚 Wells

Garden City Field Office Division of Water Resources

MAY 25 2018

WWC5 WELLS GMD3

STK

S

DOM

jason GIS Workshop, LLC.

1,000 m

3,200 #

# Property Details for PID: 0881061300000002000

QuickRef ID:

R1334

Owner Name:

WALKER, THERON & DONNA J

Location:

18252 ROAD 14, Kismet, KS 67859

Abbreviated Boundary

Description:

S13, T33, R32, W2 OF NE4 & E2

OF NW4

Owner Information:

Owner

WALKER, THERON & DONNA J

Mailing Address

16532 ROAD R KISMET, KS 67859

**Property Information:** 

Type

Farm Homesite

Status

Active

**Taxing Unit** 

032-FARGO 483 KIS

Neighborhood Code

711

## Secondary Address Details

Address 18360 ROAD 14, Kismet, KS 67859