

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

1. File Number: 21944	2. Status Change Date: 3/29/18	3. Change Num: c1	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: 3/16/18
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8a. Applicant(s) Person ID 57020
 New to system Add Seq# 1

CLAWSON LAND PARTNERSHIP
PO BOX 279
PLAINS KS 67869

8c. Landowner(s) Person ID _____
 New to system Add Seq# _____

NC

8b. Landowner(s) Person ID _____
 New to system Add Seq# _____

NC

8d. WUC Person ID _____
 New to system Add Seq# _____

9. Documents and Enclosure(s): DWR Meter(s) Date to Comply: 12/31/18 N & P Date to Comply: 12/31/18

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: **3/28/18** By: **TPM**
 Date Entered: _____ By: _____

File No. **21944** 11. County: **HS** Basin: **cimarron** Stream: _____ Formation Code: **211/331** Special Use: _____

12. Points of Diversion
 Rate and Quantity

CHK MOD DEL ENT	Qualifier	S	T	R	ID	'W	Comment (AKA Line)	Authorized		Additional	
								Rate gpm/cfs	Quantity af/mgy	Rate gpm/cfs	Quantity af/mgy
ent	nw nw se	6	29	33	2391	2437					
del	67862										

13. Storage: Rate _____ NF _____ Quantity _____ ac/ft Additional Rate _____ NF _____ Additional Quantity _____ ac/ft

14. Limitation: _____ af/yr at _____ gpm (_____ cfs) when combined with file number(s) _____
 Limitation: _____ af/yr at _____ gpm (_____ cfs) when combined with file number(s) _____

15. 5YR Allocation: Allocation Type _____ Start Year _____ 5 YR Amount _____ Amount Unit _____ Base Acres _____ Comment _____

16. Place of Use

CHK MOD DEL ENT	P U S E	S T R I D	NE 1/4		NW 1/4		SW 1/4		SE 1/4		Total	Owner	Chg?	Overlap Files
			NE 1/4	SW 1/4	NE 1/4	SW 1/4	NE 1/4	SW 1/4	NE 1/4	SW 1/4				
NC														

Base Acres: _____ Year: _____ Minimum Reasonable Quantity: _____
 Comments: _____

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

March 29, 2018

CLAWSON LAND PARTNERSHIP
PO BOX 279
PLAINS KS 67869

RE: Change in Point of Diversion Water Right, File No 21944

Dear Mr. Clawson:

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

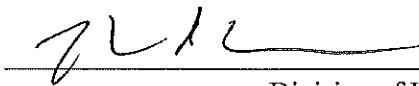
TPM:tpm
Enclosures
GMD#3

CERTIFICATE OF SERVICE

On this 30th day of March 2018, I hereby certify that the attached original Approval of Application to Change the Point of Diversion under Water Right, File No. 21944 dated March 29, 2018 was mailed postage prepaid, first class, US mail to the following:

CLAWSON LAND PARTNERSHIP
PO BOX 279
PLAINS KS 67869

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.

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
 11:41 AM
 MAR 15 2018

File No. 21944

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: CLAWSON LAND PARTNERSHIP
PO BOX 279 PLAINS KS 67869

Phone Number: () Email address: _____

Name and address of Water Use Correspondent: CLAWSON HASKELL CO #3
PO BOX 279 PLAINS KS 67869

Phone Number: () Email address: _____

3. The presently authorized place of use is:
 Owner of Land ---- NAME: CLAWSON LAND PARTNERSHIP KIRBY B & MARY CLAWSON
 ADDRESS: PO BOX 279 PLAINS KS 67869
 (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 irrigation
 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 3/16/17 Check # 15641

5. **Presently authorized point of diversion:**
 One in the nw Quarter of the nw Quarter of the se Quarter of Section 6 , Township 29 South, Range 33 W, in Haskell County, Kansas, 2450 feet North 2600 feet West of Southeast corner of section.
 Authorized Rate _____ Authorized Quantity _____ Depth of well _____ (feet)
 (DWR use only: Computer ID No. 3 GPS 2391 feet North 2627 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 nw Quarter of the nw Quarter of the se Quarter of Section 6 , Township 29 South, Range 33 W, in Haskell County, Kansas, 2391 feet North 2437 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 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

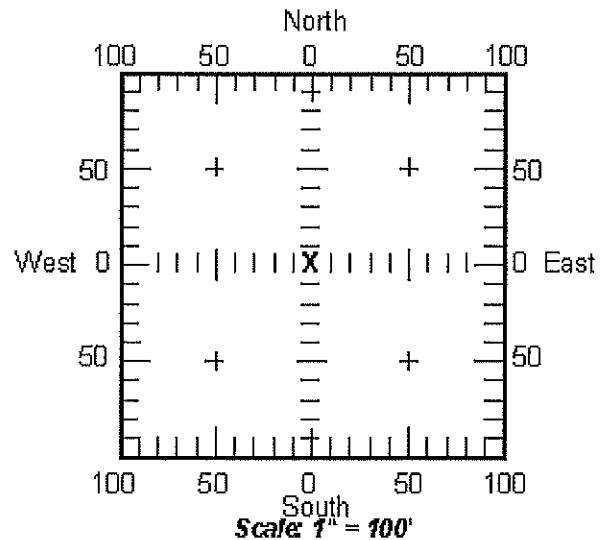
9. When do you propose to complete the new point of diversion?
March 1, 2018

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? 2018

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.

14. If the proposed groundwater point of diversion is 300 or fewer feet from existing point of diversion, complete the following:

- (a) Does the undersigned represent all owners of the currently authorized place(s) of use identified in this application?
 Yes No (If no, all owners must sign this application.)
- (b) Will the ownership interest of any owner of the currently authorized 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 application.)
- (c) If this application is not approved expeditiously, will there be substantial damage to property, public health or safety?
 Yes No (If no, all owners must sign this application.)

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 owners of the currently authorized place of use, or their duly authorized agent (attach notarized statement authorizing representation).

I hereby verify, being first duly sworn upon my oath or affirmation and under penalty of perjury, that I am of lawful age and the owner, the spouse of the owner, or a duly authorized agent of the owner(s) to make this application on their behalf, in regard to the water right(s) to which this application pertains. I further verify that the statements contained in this application are true, correct and complete.

Dated at _____, Kansas, this _____ day of _____, 20_____.

Daniel Colan

 (Owner)

 (Please Print)

 (Owner)

 (Please Print)

 (Owner)

 (Please Print)

 (Spouse)

 (Please Print)

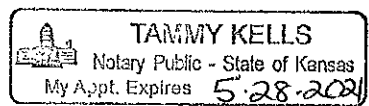
 (Spouse)

 (Please Print)

 (Spouse)

 (Please Print)

State of Kansas }
County of Finney } SS



I hereby certify that the foregoing application was signed in my presence and sworn to before me this 16 day of March, 2018.

Tammy Kells

Notary Public

My Commission Expires 5.28.2021

ONLY COMPLETE APPLICATIONS WILL BE PROCESSED. To be complete, all of the applicable portions of the application form must be completed with accurate information; maps, if necessary, must be included; signatures of all the appropriate owners' must be affixed to the application and notarized; and the appropriate fee must be paid.

FEE SCHEDULE

- Each application to change the place of use or the point of diversion under this section shall be accompanied by the application fee set forth in the schedule below: Make checks payable to: **Kansas Department of Agriculture**
- (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

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. 21944.

1. A change application was received on MARCH 16, 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.
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, 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. Applicable Not Applicable
7. Installation of the works for diversion of water shall be completed on or before **December 31, 2018**, or within any authorized extension of time. By March 1, 2019 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.

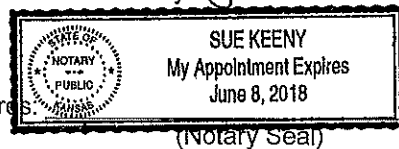
Administrative Appeal and Effective Date of Order

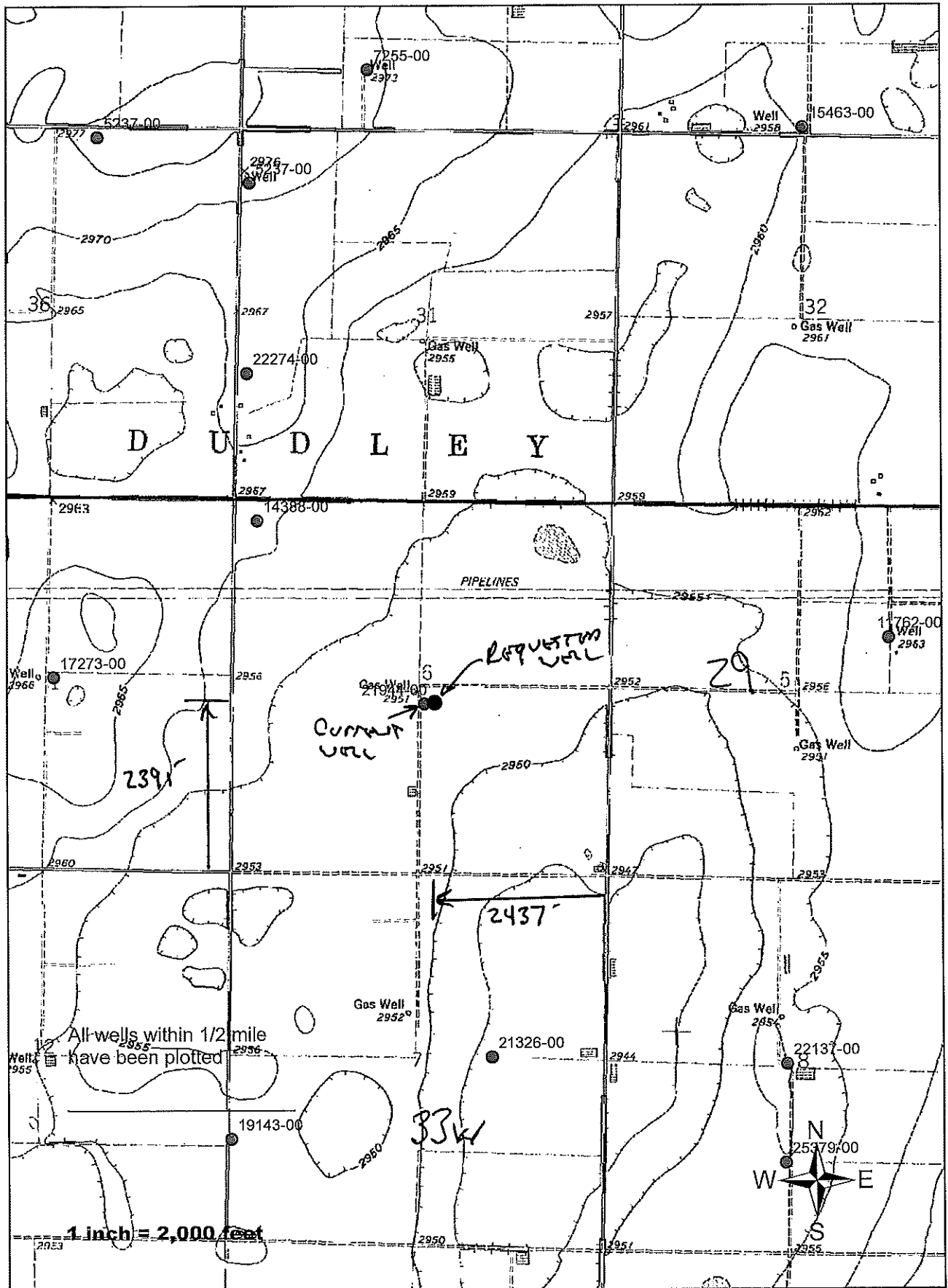
You have the right to a hearing in accordance with K.A.R. 5-14-3 before this Summary Order becomes final action of the Kansas Department of Agriculture. Any request for a hearing must be filed with the **Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, 109 SW 9th Street, Topeka, Kansas 66612**, 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 15th 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: *TPM*
Duly Authorized Designee of the Chief Engineer
(Print Name): THOMAS P. MAKENS
Division of Water Resources - Kansas Department of Agriculture
Date of Issuance: MARCH 29, 2018
State of Kansas)
County of Finnney) SS
Acknowledged before me on March 29, 2018
by Thomas P. Makens
Signature: *Sue Keeny*
Notary Public





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

DAVID CLAWSON 620-629-1631

Customer Name: Clawson Land Partnership WO#: 12823 Date: 11-30-17
Street Address: P.O. Box 279 Test #: 3 ELOG: _____
City, State: PLAINS KS 67869 Driller: Dale Guinn
County: Haskell Quarter: SE Section: 6 Township: 29 Range: 33
Location: 190' East of Existing Well GPS: N37.55433 W100.97040
Rig #: 10002 Elevation: 2951' Static WL: 420' Estimated? _____
Proposed Well Depth 681'
SWL 379' 11-27-17 @ 420' in Summer

%	Footage		Description of Strata	
	From	To		
	0	2	Top Soil	
	2	33	Brown Sandy Clay	
	33	39	Fine Sand	
	39	80	Sand fine to med course small med gravel w/couple clay beds	
	80	155	Sand fine to med course small med-large gravel	
	155	159	Brown & Gray Clay	
	159	184	Sand fine to med course small gravel	
	184	202	Brown sandy clay w/sand strips	
	202	208	Sand fine to med course	
	208	215	Brown Clay	
	215	230	Sand fine to med course	
	230	254	Blue Clay-sticky-	
	254	268	Sand fine to med course	
	268	276	Brown sandy clay	
	276	281	Sand fine to med course	
	281	290	Blue Clay-sticky-	
	290	330	Sand fine to med course	
	330	354	Brown sandy clay	
	354	389	Sand fine to med course	
	389	399	Brown Sandy clay w/few sand strips	
	399	407	Sand fine to med course	
	407	423	Brown sandy clay	
5	423	17	440	Brown sandy clay w/many fine sand strips
20	440	9	449	Fine Sand
	449		457	Brown sandy clay w/few small sand strips
15	457	29	486	Sand fine few med w/few clay stringers
10	486	13	499	Fine sand w/some clay stringers
25	499	22	521	Sand fine to med course w/few brown + tan rock & few clay stringers
30	521	15	536	Sand fine to med course w/brown + Tan rock
10	535	14	549	Yellow Soapstone & Sandstone
	549		563	Soapstone & Shale "Hole sluffing" - Few hard strips
	563		617	Shale - Few Hard Lodges -
10	617	44	661	Soapstone & Sandstone - Loose in places -
	661		670	Soapstone & some Red Bed strips
	670		700	Red Bed
				Super Gel X -3
				Grout -5
				Bent Plug 3/4 -5
				Perma Plug -1
				1 1/4 Drag Blade -2
				21944

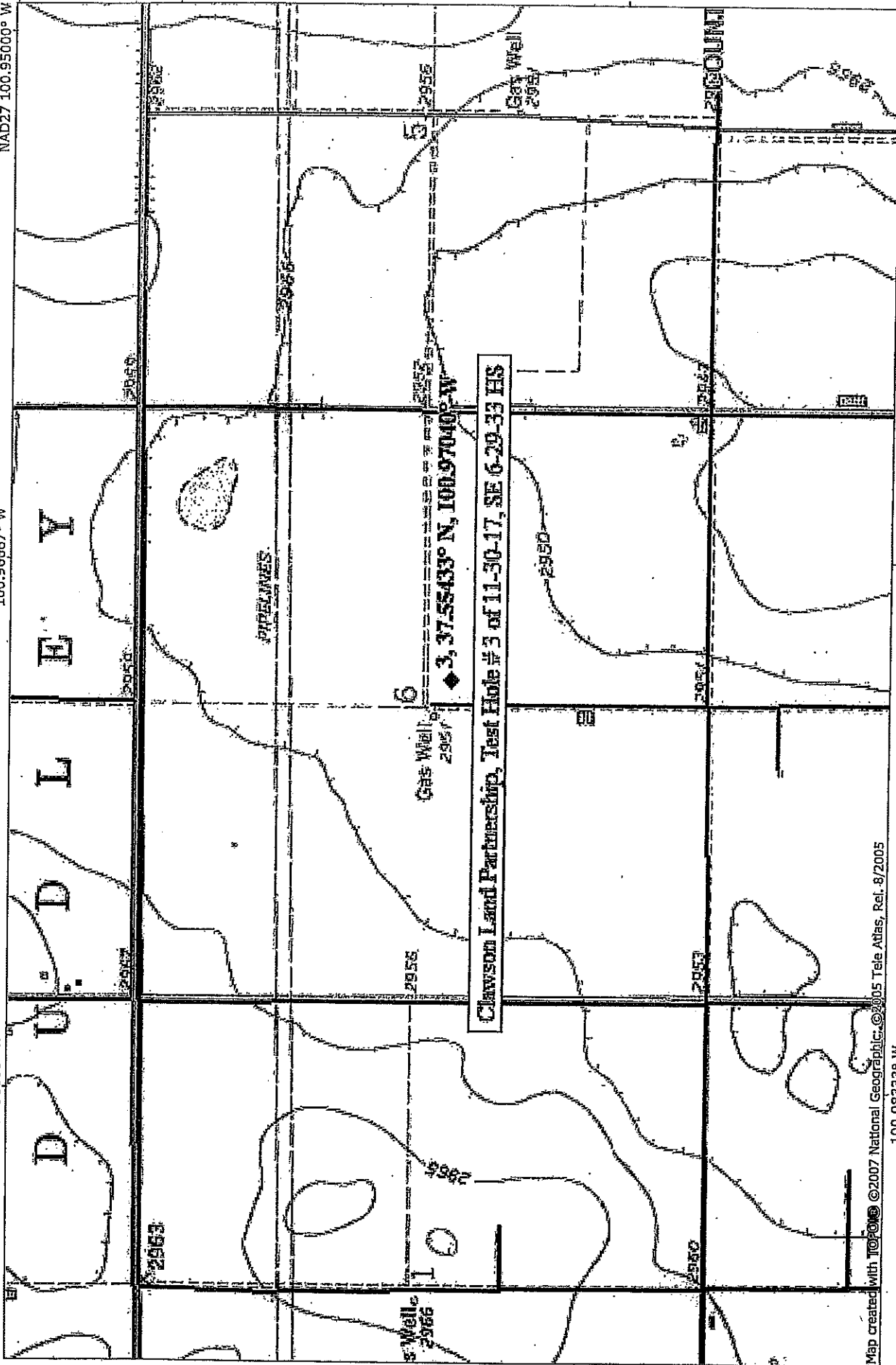
100.98333° W

100.96667° W

NAD27 100.95000° W

37.55000° N

37.55000° N



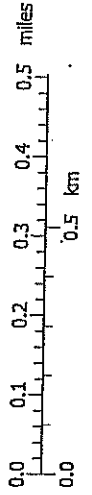
Map created with TOPO! © 2007 National Geographic. © 2005 Tele Atlas, Rel. 8/2005

100.98333° W

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NAD27 100.95000° W

NATIONAL GEOGRAPHIC



TN 71MN

5 1/2°

12/01/17

