# 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:
8308	5/21/18	C1	04	01
6. Status: ⊠ Approved ☐ Deni	ed by DWR/GMD	Dismiss by Reques	t/Failure to Return	7. Filing Date of Change:
				4/2/18
8a. Applicant(s)  New to system □	Person ID 61594 Add Seq# 1	8c. Landowno	• •	Person ID 16643 Add Seq# 1
ECLIPSE INC A BRADFORD SMITH 695 KANSAS HWY 27 SHARON SPRINGS KS	67758-6029	695 KA	LAND CO INC NSAS 27 ON SPRINGS KS	67758
8b. Landowner(s) New to system   ECLIPSE INC A BRADFORD SMITH 695 KANSAS HWY 27 SHARON SPRINGS KS	Person ID 61594 Add Seq# 1	POB	stem □ DFORD SMITH DX 547 DN SPRINGS KS	Person ID 50040 Add Seq# 1
9. Documents and Enclosure(s): ☑ DV	VR Meter(s) Date to Comp	ly: <u>12/31/18</u>	□ N & P Date to	Comply:
☐ Anti-Reverse Meter ☐ Meter	Seal	☐ N & P Form	☐ Water Tube ☐ D	riller Copy 🔲 H & E Letter
☐ Conservation Plan  Date Requir	ed: Da	ate Approved:	Date to	Comply:
10. Use Made of Water From:		To: _		
			Date Prepared: <b>5/17/1</b> Date Entered:	<b>8</b> ву: <b>ТРМ</b> Ву:

File No.	8308		11. County:		m	Basin: ladder	ıdder					Stream:	::		77				For	Formation Code:	Special Use:
12. Points of Diversion	of Divers	ion	***************************************												Rate a	Rate and Quantity	antity	***************************************			The state of the s
MOD DEL	PDIV	<u></u>		ŀ	ſ	į		5		(		***************************************			∢ .	ıthori	pa ,		Adç	Additional	
		Qualifier	n	-	r	2	-	z	Α.	ا د	omme	Comment (AKA Line)	Y Line)		Rate gpm/cfs		Quantity af/mgy		Rate gpm/cfs	Quantity af/mgy	Overlap PD Files
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13. Storage: Rate	e: Rate			r.	Qu	Quantity				ac	ac/ft	Addītic	Additional Rate	te te				님	Additic	Additional Quantity_	aoff
14. Limitation:	on:		af/yr at	at			6	) mdg			Cfs)	when (	cfs) when combined with file number(s)	ed with	file nu	mber(s					**************************************
Limitation:	ion:		afíyr at	at			5	gpm (			cfs)	when (	cfs) when combined with file number(s)	ed with	ı file nu	mber(s	(s			***************************************	
15. 5YR Allocation:	location:		Allocation Type	l Ω	Start Year	<u> </u>		5 YR Amount	mount			Amount Unit	Unit		Base Acres	Acres .		Com	Comment		
16. Place of Use CHK	of Use		and the second s		~	NE%			NW74	, w		"	SW%			SE	SE1/4	<u> </u>	Total	Owner Chg?	g? Overlap Files
MOD DEL ENT PL	PUSE 8	⊢ S	R D	NE %	NW %	SW %	SE 7/4	ñ.	WW %	SW S	SE NE	E NW	SW %	SE %	# ×	WW %	Sw 7.	SK %			
NC 27	27946	3 16	40W						3	32.5 32	32.5 32.5	.5 32.5	D.						130	8b no 8307 15283 29985	07 8308 10323 11161 85 39752
MOD 33	33012	9 16	3 40W								15	5 17.5	5 17.5	15	32.5	32.5	32.5	32.5	195	8b no	WHAT PROTECTION AND ADDRESS AN
MOD 30	30153	10 16	3 40W			25	25				32.5	5 32.5	5 32.5	32.5	32.5	32.5	32.5	32.5	310	Sb no	AND THE PARTY OF T
NC 2	25692	16 16	40W	32.5	5 32.5	32.5	32.5	32.5	32.5 3	32.5 32	32.5								260	sp no	
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ENT	NEW	21 16	3 40W								32.5	.5 32.5	5 32.5	32.5					130	8c yes	
Base Acres: 1275	. 1275	>		nimin	Dage	alden	Minim Beasonable Ollantity														The state of the s

Base Acres: 1275 Year:

Commente: delete puid# 36822

Minimum Reasonable Quantity:

### 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 21, 2018

ECLIPSE INC
A BRADFORD SMITH
695 KANSAS HWY 27
SHARON SPRINGS KS 67758-6029

RE: Change the Place of Use, File Nos 8307, 8308, 10323 11161, 15283, 29985, 39752

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.

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 (including the meter reading at the beginning and end of the report year).

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

Enclosures GMD#1

#### CERTIFICATE OF SERVICE

On this ZZ day of May 2018, I hereby certify that the attached original Approval of Application to Change the Place of Use under Water Right File 8307, 8308, 10323, 11161, 15283, 29985, 39752 dated May 21, 2018, was mailed postage prepaid, first class, US mail to the following:

ECLIPSE INC A BRADFORD SMITH 695 KANSAS HWY 27 SHARON SPRINGS KS 67758-6029

Copy provided to GMD#1

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 File No. 8308 2 2018 Garden City Field Office Application is hereby made for approval of the Chief Engineer to change the (check one or both): Division of Water Resources ☐ Point of Diversion under the water right which is the subject of this application in accordance with the conditions described below. ☐ Surface water □ Groundwater The source of supply is: 2. Name and address of Applicant: ECLIPSE INC, A BRADFORD SMITH 4)9 S Gardner 695 KANSAS HWY-27, SHARON SPRINGS KS 67758-6029 Email address: \_\_\_ Phone Number: (\_\_\_\_) Name and address of Water Use Correspondent: A BRADFORD SMITH PO BOX 547, SHARON SPRINGS KS 67758 Email address: Phone Number: ( ) The presently authorized place of use is: Owner of Land ---- NAME: ECLIPSE INC, A BRADFORD SMITH ADDRESS: 695 KANSAS HWY 27, SHARON SPRINGS KS 67758-6029 (If there is more than one landowner, attach supplemental sheets as necessary.) SW1/4 SE1/4 TOTAL NW14 **ACRES** NW1/4 SW1/4 SE1/4 NE1/4 Range NE1/2 NW1/2 SW1/4 SE1/2 NE1/2 NW1/4 SW1/4 NE14 NW¼ SW1/4 SE1/4 SE1/4 Sec. Twp. 130 32.5 32.5 32.5 32.5 16 40 3 UNON T BARJ 40 40 8 16 40 32.5 32.5 32.5 32.5 195 16 40 9 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: ECLIPSE ADDRESS: (If there is more than one landowner, attach supplemental sheets as necessary.) TOTAL SE1/4 SW1/4 **ACRES** NW¼ SW¼ NW1/4 | SW1/4 | SE1/4 NE1/4 NW1/4 SW1/4 SE1/4 NEW NWW SWW SE1/4 NE1/4 NE1/4 Sec. Twp.\_\_ Range 130 32.5 32.5 32.5 32.5 3 16 40 17.5 32.5 32.5 32.5 15 17.5 15 16 40

For Office Use Only: Code \_\_\_\_\_ Fee \$\_\_\_\_ TR #\_\_\_\_ Receipt Date \_\_\_\_ Check # Z63(

5.	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 N	orth feet West of S	Southeast corner of section.
	Authorized Rate	Authorized Quantity		Depth of well	(feet)
	(DWR use only: Computer	ID No. GF	 PS	feet North	feet West)
	☐ This point will not be ch	anged  This point will	li be cha	nged as follows:	
	Proposed point of diversion	-		~	
				Quarter of the	O antan
	of Section	Township		South, Range	Quarter
	Bronged Rete	Dranged Questite	reet ive	orth feet West of S	outneast corner of section.
	This point is:	Proposed Quantity _	. 4	Proposed well depth (	teet)
J	This politicis. Li Additional V	tell   Geo Celifel Fist (	uner wate	er rights that will use this point	*
_	Proportly guthorized noint	of discountage			· · · · · · · · · · · · · · · · · · ·
6.	Presently authorized point				_
	one in the	Quarter of the		Quarter of the	Quarter
	or Section	, I ownship		South, Range	W,
	in(	County, Kansas,	feet No	orth feet West of S	outheast corner of section.
	Authorized Rate	Authorized Quantity	***************************************	Depth of well	(feet)
ı				feet North	feet West)
	☐ This point will not be cha			-	
	Proposed point of diversion				
	One in the	Quarter of the		Quarter of the	Quarter
ĺ	of Section	, Township		South, Range	(E/W),
	in (	County, Kansas,	_ feet No	orth feet West of S	outheast corner of section.
				Proposed well depth (f	
	This point is: 🔲 Additional W	/ell 🗌 Geo Center List o	ther wate	er rights that will use this point _	
7.	Why do you need a new point o	of diversion?	13a.	If the proposed point of diversifeet of the existing point of diversified the diagram below in relation to (PLEASE NOTE: The "X" represents presently authorize.	ersion, indicate its location on the existing point of diversion. in center of diagram below red point of diversion.)
3.	If a well, is the test hole log atta	ached? 🗌 Yes 🔲 No		Nort 100 50 0	
€.	When do you propose to diversion?	complete the new point	of	50 - + -	+ - 50
ın	If the point of diversion is a well			= = =	
10.	•			- West 0	
	(a) What are you going to do v	vith the old well?			· <u> </u>
				50 + =	+ = 50
					7 700
	(b) When will this be done?			F . =	
11.	Groundwater Management	District recommendation	on	100 50 0	50 100
	attached?    Yes    No			Sout Scale 1"	h - 400'
_			13h	If the proposed point of diversion	
12.	Assisted by mdf/GCFO		100.	100 feet but within 1320 feet diversion, attach a topographi For groundwater sources, show within one-half mile of the proponames and mailing addresses water sources, show the na landowner(s) one-half mile doupstream from your property line	of from the existing point of c map or aerial photograph. It walls (including domestic) used point of diversion and the of the owners. For surface mes and addresses of the awastream and one-half mile.

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

FILE NO. 8308
MAKE ADDITIONAL COPIES AS NECESSARY

	W1101 01	Land -	ADDRE	ME: <u>I</u> ESS: <u>(</u>	ECLIP 695 KA	SE INC ANSAS	C, AB HWY	27, S	HARO	N SPF	RINGS	KS 6	7758-6	6029					
				NE				NΛ			1	SV				SE			TOTAL ACRES
Sec.	Twp.	Range	NE1/4	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW1/4		SE1/4	NE1/4	NW% 32.5		SE¼ 32.5	260
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16	16	40	32.5	32.5	32,5	32.5	32.5	32,5	32.5	32.5								1	260
21	16	40	32.5	32.5	32.5	32.5	32,5	32.5	32.5	32.5	1							JL	200
Ov	wner of	Land -	NA ADDRI	ME: ESS:	RAY P 695 K/	SMIT SASNA	H 3 HWY	27, 8	HARC	N SPI	RINGS	KS 6	7758-	3029					
				NE	=1/4			NV	11/4			sv	V¼			SE	:1/4		TOTAL
Sec.	Twn'	Range	NE¼		SW1/4	SE1/4	NE1/4	NW¼		SE1/4	NE%	NW14		SE1/4	NE¼	NW14	· SW¼	SE1/4	ACRES
21	16 16	40	INL 74	144074	011/4	012/4	112/4	17.474			32.5	32.5	32,5	32.5	i				130
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4. Co	ontinue wner o	<i>d:</i> If th f Land	N	AME:	<b>ECLIP</b>	SE IN	C, AE	BRADE	ORD:	<u>SMITH</u>					use be	chan	ged to		
			ADDR	ESS:	695 K	ANSA	SHVV	21,	SHARC	JIN SP	KINGS	0 100	37 7 30-	0028					
	•			N	E¼			NV.	V1/4	1		SI	N1/4	г		SI	E¼		TOTAL ACRES
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10	16	40		<u>'</u>	25	25					32.5	32.5	32.5	32.5	32.5	32.5	32.5	32.5	310
16	16	40	32.5	32.5	32.5	32.5	32.5	32.5	32.5	32.5			<u> </u>		ļ.,		, .		260
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		f Land					····		SM .		BALL	0 C	ን	/C.			-		
O	wner o	t Land	ADDR	ESS:	695 K	ANSA	n S HW	/ 27, S	HARC	N SPI	RINGS	KS 6	7758-	3029		-			
				N	E¼			N/	N¼			SI	W¼			S	E¼		TOTAL
			11	1	1	T .		Lnage	SW1/4	SE1/4	ME1/	NW1/4	SW1/4	SE1/4	NE1/4	NIMIZ	SWZ	SE14	ACRES
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Sec.	Twp. 16	Range 40	NE1⁄4	NW½	SW1/4	SE1/4	NE14	NVV %	GVV74	01.74		1		T		10074	0,77,		130
			NE¼	NW½	SW1/4	SE1/4	NE¼	NVV/4	GVV/A	OL/4		1		T		10074			130
21	16	40				SE¼	NE¼	NVV/4	OWY	0274		1		T		111174			130
21	16	40 of Land	N.	AME:			NE¼	NVVX	OVV/4	UC/A		1		T		111111111111111111111111111111111111111			130
21	16	40 of Land	N.	AME:			NE¼	NVV2	3			1		T					130
21	16	40 of Land	N.	AME:			NE¼		W1/4			32.5	32.5 W¼	32.5			E1/4		TOTAL
21	16 Wher c	40 of Land	N. ADDR	AME: RESS:			NE¼	N'	W1/4			32.5	32.5	32.5	NE1/4	s	E1/4		
O	16 Wher c	40 of Land	N. ADDR	AME: RESS:	IE½			N'	W1/4		32.5	32.5	32.5 W¼	32.5		s	E1/4		TOTAL
O	16 Wher c	40 of Land	N. ADDR	AME: RESS:	IE½			N'	W1/4		32.5	32.5	32.5 W¼	32.5		s	E1/4		TOTAL

(a) Does the undersigned represent all owners on the currently suthorized place(s) of use identified in this application?    Yes	14. If the proposed groundwater point of	it diversion is 300 or fewer feet t	rom existing point of di	version, complete the	following:
affected if this application is approved as requested?    Yes   No	(a) Does the undersigned represer ☐ Yes ☐ No (If n	nt all owners of the currently aut o, all owners must sign this app	horized place(s) of use lication.)	identified in this appli	cation?
If the application proposes a surface water change in point of diversion, a groundwater change in point of diversion greater than 300 for a change in place of use, the application must be signed by all owners of the currently authorized place of use, or their duly author 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 law age and the owner, the spouse of the owner, or a duly authorized agent of the owner(s) to make this application their behalf, in regard to the water right(s) to which this application pertains. I further verify that the stateme contained in this application are true, correct and complete.  Dated at SHARON SHARON Kansas, this 20 day of March 20 IB  (Please Print)  (Owner)  (Spouse)  (Please Print)  (Please Print)  (Please Print)  State of Kansas  Country of March 20 IB  My Commission Expires 2/3/2014  My Commission Expires 2/3/2014  My Commission Expires 2/3/2014  ONLY COMPLETE APPLICATIONS WILL BE PROCESSED. To be complete, all of the applicable portions of the application form must be completed accurate information; maps, if necessary, must be included; signatures of all the application shall be accompanied by the application foe set forth in the schedule below. Make checks payable to: Kansas Department of Agriculture  (1) Application to change a point of diversion goof eter i less	affected if this application is ap	proved as requested?		identified in this appli	cation be adversely
or a change in place of use, the application must be signed by all owners of the currently authorized place of use, or their duty 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 I aw age and the owner, the spouse of the owner, or a duly authorized agent of the owner(s) to make this application their behalf, in regard to the water right(s) to which this application pertains. I further verify that the stateme contained in this application are true, correct and complete.  Dated at THARAN REPRESENT OF THE STATE OF T	(c) If this application is not approve ☐ Yes ☐ No (If n	ed expeditiously, will there be su o, all owners must sign this app	bstantial damage to pr ication.)	operty, public health o	r safety?
age and the owner, the spouse of the owner, or a duly authorized agent of the owner(s) to make this application their behalf, in regard to the water right(s) to which this application pertains. I further verify that the stateme contained in this application are true, correct and complete.  Dated at	or a change in place of use, the applicat	ion must be signed by all owner	a groundwater change s of the currently autho	e in point of diversion g prized place of use, or	reater than 300 feet their duly authorized
(Comer)  (Comer)  (Comer)  (Comer)  (Comer)  (Please Print)  (Owner)  (Spouse)  (Please Print)  State of Kansas  County of Wallack  (Please Print)  (Owner)  (Own	age and the owner, the spouse of their behalf, in regard to the wate contained in this application are to	the owner, or a duly autho er right(s) to which this ap rue, correct and complete.	rized agent of the c plication pertains.	owner(s) to make the I further verify the	nis application or
(Comer)  (Comer)  (Comer)  (Comer)  (Comer)  (Please Print)  (Owner)  (Spouse)  (Please Print)  State of Kansas  County of Wallack  (Please Print)  (Owner)  (Own	Dated at SHARON SPA	tves, Kansas, this		MARCH	, 20_18
(Please Print)  (Spouse)  (Please Print)  State of Kansas  County of   (Please Print)  (Please Print)  (Please Print)  (Please Print)  (Please Print)  (Please Print)  (Spouse)  (Please Print)	By al South Per Edd	Ro Inc		( " "	
(Owner)  (Please Print)  (Spouse)  (Please Print)  State of Kansas  County of VALLACK  I hereby certify that the foregoing application was signed in my presence and sworn to before me this 20 day  My Appl. Exp. 2/3/2019  My Commission Expires 2/3/2014  ONLY COMPLETE APPLICATIONS WILL BE PROCESSED. To be complete, all of the applicable portions of the application form must be completed accurate information; maps, if necessary, must be included; signatures of all the appropriate owners' must be affixed to the application and notarized; at 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 more than 300 feet	(Owner)			(Spouse)	
(Owner)  (Please Print)  (Spouse)  (Please Print)  State of Kansas  County of VALLACK  I hereby certify that the foregoing application was signed in my presence and sworn to before me this 20 day  My Appl. Exp. 2/3/2019  My Commission Expires 2/3/2014  ONLY COMPLETE APPLICATIONS WILL BE PROCESSED. To be complete, all of the applicable portions of the application form must be completed accurate information; maps, if necessary, must be included; signatures of all the appropriate owners' must be affixed to the application and notarized; at 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 more than 300 feet	Ab Sun 1L		ž.	(Di D.:)	
(Please Print)  State of Kansas  County of Mallack State of Kansas  NOTARY PUBLIC - State of Kansas  STEVEN B. PAUL  My Appt. Exp. 2/3/2019  I hereby certify that the foregoing application was signed in my presence and sworn to before me this 20 day  My Commission Expires 2/3/2019  ONLY COMPLETE APPLICATIONS WILL BE PROCESSED. To be complete, all of the applicable portions of the application form must be completed accurate information; maps, if necessary, must be included; signatures of all the appropriate owners' must be affixed to the application and notarized; a 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 more than 300 feet or less	Fem Van 18			(Please Print)	
(Please Print)  State of Kansas  County of WALLACK  I hereby certify that the foregoing application was signed in my presence and sworn to before me this 20 day  My Commission Expires 2/3/2014  ONLY COMPLETE APPLICATIONS WILL BE PROCESSED. To be complete, all of the applicable portions of the application form must be completed accurate information; maps, if necessary, must be included; signatures of all the appropriate owners' must be affixed to the application and notarized; at 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 more than 300 feet or less.  \$100 (2) Application to change a point of diversion more than 300 feet.	Par PS-91	<u></u>	•	(Spouse)	
(Please Print)  State of Kansas  County of NALLACK  I hereby certify that the foregoing application was signed in my presence and sworn to before me this 2D day  My Appt. Exp. 2/3/2019  My Commission Expires 2/3/2019  ONLY COMPLETE APPLICATIONS WILL BE PROCESSED. To be complete, all of the applicable portions of the application form must be completed accurate information; maps, if necessary, must be included; signatures of all the appropriate owners' must be affixed to the application and notarized; at 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	(Please Print)	**************************************		(Please Print)	
State of Kansas  County of	(Owner)			(Spouse)	
County of	(Please Print)			(Please Print)	
I hereby certify that the foregoing application was signed in my presence and sworn to before me this 2D day  My Commission Expires Z/3/ZOIG  My Complete APPLICATIONS WILL BE PROCESSED. To be complete, all of the applicable portions of the application form must be completed accurate information; maps, if necessary, must be included; signatures of all the appropriate owners' must be affixed to the application and notarized; at 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	• * *	SS B	STEVEN B. PAUL		
My Commission Expires Z/3/ZOI4  Notary Public  Nota	hereby certify that the foregoing	la de la companya della companya del			is <u>20</u> day of
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	forth in the schedule below: Make check (1) Application to change a poin (2) Application to change a poin	use or the point of diversion und s payable to: Kansas Departm t of diversion 300 feet or less t of diversion more than 300 fee	er this section shall be ent of Agriculture	••••	\$100 \$200

14. If the proposed groundwater point of diversion is 300 or fewer feet from existing	point of diversion, complete the following.
<ul> <li>(a) Does the undersigned represent all owners of the currently authorized place</li> <li>☐ Yes</li> <li>☐ No</li> <li>(If no, all owners must sign this application.)</li> </ul>	
(b) Will the ownership interest of any owner of the currently authorized placed 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 dat ☐ Yes ☐ No (If no, all owners must sign this application.)	
If the application proposes a surface water change in point of diversion, a groundwa or a change in place of use, the application must be signed by all owners of the curr agent (attach notarized statement authorizing representation).	ter change in point of diversion greater than 300 feet, ently authorized place of use, or their duly authorized
I hereby verify, being first duly sworn upon my oath or affirmation and age and the owner, the spouse of the owner, or a duly authorized ager their behalf, in regard to the water right(s) to which this application proportion in this application are true, correct and complete.  Dated at, Kansas, this	pertains. I further verify that the statements
T Bar 5 Land Investments LLC	(Spouse)
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)  State of Kansas  County of	
hereby certify that the foregoing application was signed in my present	ce and sworn to before me this 16 day of
of and	is D. Weinland
My Commission Expires 4-25-2018	Notary Public
ONLY COMPLETE APPLICATIONS WILL BE PROCESSED. To be complete, all of the appl accurate information; maps, if necessary, must be included; signatures of all the appropriate the appropriate fee must be paid.	icable portions of the application form must be completed with owners' must be affixed to the application and notarized; and .
Each application to change the place of use or the point of diversion under this sec forth in the schedule below: Make checks payable to: Kansas Department of Ag  (1) Application to change a point of diversion 300 feet or less	\$100 \$200

RECEIVED

MAR **26** 2018

File No. 29985

#### 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. 8308 A change application was received on <u>April 2, 2018</u> requesting that the place of use diversion authorized under the above-referenced file number be changed as described in the application. requesting that the place of use and / or point of 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 5. 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 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 valent 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 8. 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 Not 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, Division of Water Resources - Kansas Department of Agriculture 21 2018 Date of Issuance: Legal Division, 1320 Research Park Drive, Manhattan, KS 66502. Failure to timely request a hearing or review may State of Kansas preclude review under the Kansas Judicial Review Act. SS For Use by Register of Deeds Acknowledged before me on \tag{77} Notary Public Signature: STATES. **SUE KEENY** My commission expires 'NOTABY' (NV& Asseying coal) Expires

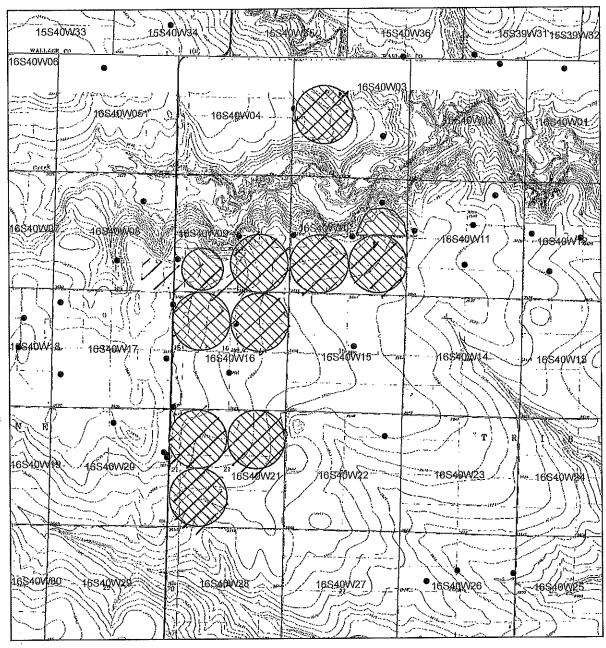
PUBLIC

神神》

June 8, 2018

File No.

# Change in Place of Use for Water Right Number 8308 All in Township 16 S, Range 40 West, Greeley County





**Authorized Place of Use** 





Requested Place of Use





# Property Details for PID: 0360252100000001010

QuickRef ID:

R152

Owner Name:

SMITH LAND CO INC

Location:

00000 COUNTY RD

Abbreviated Boundary

Description:

S21, T16, R40W, ACRES 317.0, S2

LESS CO RD ROW

**Owner Information:** 

Owner

SMITH LAND CO INC

Mailing Address

695 KS HWY 27 SHARON SPRINGS,

KS 67758

**Property Information:** 

Type

Agricultural Use

Status

Active

Taxing Unit

TRIBUNE TWP

Neighborhood Code

031

No Secondary Address Details found

	·	

STATE OF KANSAS

DEPARTMENT OF AGRICULTURE 1320 RESEARCH PARK DRIVE MANHATTAN, KS 66502 PHONE: (785) 564-6700 FAX: (785) 564-6777



900 SW Jackson, Room 456 Торека, KS 66612 Рнопе: (785) 296-3556 www.agriculture.ks.gov

GOVERNOR JEFF COLYER, M.D.

JACKIE McClaskey, Secretary of Agriculture

April 4, 2018

LANDON KOEHN 1050 E COUNTY RD E MARIENTHAL KS 67863

RE: Water Right file no. 8307 8308 10323 11161 15283 29985 39752

This is to advise you that the Eclipse Inc has filed an application for approval of the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, to change the place of use under the above referenced application.

You are notified on this proposed change in place of use so that you may furnish this office with any comments or other information you may want to submit.

You can find the complete application posted by water right file number as referenced above at <a href="www.agriculture.ks.gov/divisions-programs/dwr/water-appropriation/notices">www.agriculture.ks.gov/divisions-programs/dwr/water-appropriation/notices</a> Should you have any questions, please feel free to call this office. If you would prefer, an appointment could be arranged 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
Environmental Scientist III

pc: GMD#1

STATE OF KANSAS

DEPARTMENT OF AGRICULTURE 1320 RESEARCH PARK DRIVE MANHATTAN, KS 66502 PHONE: (785) 564-6700 FAX: (785) 564-6777



900 SW Jackson, Room 456 Topeka, KS 66612 Phone: (785) 296-3556 www.agriculture.ks.gov

GOVERNOR JEFF COLYER, M.D.

JACKIE McClaskey, Secretary of Agriculture

April 20, 2018

Western Kansas Groundwater Management District No 1 PO Box 604 Scott City KS 67861-0604

Re: Water Right file no. 8307, 8308, 10323, 11161, 15283, 29985, 39752

Dear Mr. Spencer;

Eclipse Inc has applied to correct the acres due to added pivots. The base acres are 1275.

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

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

Sincerely;

Thomas P Makens

enc



# WESTERN KANSAS GROUNDWATER MANAGEMENT DISTRICT NO.1

#### April 20, 2018

Mr. Thom Makens Assistant Water Commissioner Division of Water Resources Garden City Field Office 2508 Johns Street RECEIVED

APR 2 3 2018

Garden City Field Office Division of Water Resources

RE: Water Right File Nos: 8307, 8308, 10323, 11161,

15283, 29985, & 39752

Dear Mr Makens:

Garden City, KS 67846

After reviewing the change application involving the above water rights, GMD#1 recommends approval.

Sincerely,

**Kyle Spencer** 

District Manager

ks/vr

