

CHECK SHEET Short Change

(To be completed and attached to each application)

File No. 3598

Field Office No. 2

GMD No. 5

1. **Plugging agreement obtained for GMD?** Yes No Non Applicable

2. **Is Landowner correct as currently shown in WRIS?** Yes No **Address Change?** NO

If applicable, list Place of Use Overlap File Nos. 32577

3. **Is Water Use Correspondent correct as currently shown in WRIS?** Yes No **Address Change?** NO

Name of Former WUC --- Name of New WUC ---

4. a. **Point of diversion computer ID No(s).** 5 **for point(s) being changed.**

b. **Show feet distances from the** SE **corner of the section for the new point(s) of diversion:**

Action	PDIV ID	Geo Ctr?	Sec	Twp	Rng	'N	'W	County	Qualifiers
DEL	61633	NO	35	18S	14W	3608	349	Barton	NE SE NE
ENT		NO	35	18S	14W	3675	380	Barton	NE SE NE

c. **If multiple points of diversion exist and rates and quantities are individually assigned, show:**

Old PDIV ID	Authorized Rate	Additional Rate	Authorized Quantity	Additional Quantity
<u> </u>	<u> </u> gpm/cfs	<u> </u> gpm/cfs	<u> </u> af/mgy	<u> </u> af/mgy
<u> </u>	<u> </u> gpm/cfs	<u> </u> gpm/cfs	<u> </u> af/mgy	<u> </u> af/mgy
<u> </u>	<u> </u> gpm/cfs	<u> </u> gpm/cfs	<u> </u> af/mgy	<u> </u> af/mgy

d. **Name of Drainage Basin** Walnut Creek **Is this correctly shown in WRIS?** Yes No

e. **Formation Name & No.** Kansan Stage (140) **Special Use Area** Walnut Creek (IGUCA)

5. **Distances from the previous p/d:** 20 ' S 20 ' W

6. WATER RIGHT ACTION TRAIL COMMENTS

11/03/2017 Change Application Received (date accepted for priority)
11 / 3 / 17 Change Approved
 Notice and Proof by 12/31/2018
 / / Completion Requirement Removed (Change No. C)

7. METER ACTION TRAIL COMMENTS

11 / 3 / 17 DWR Meter Required by 12/31/2018
 / / Anti-Reverse Meter Required by / /
 / / Meter Seal Required by / /

8. Base Acres --- Year --- Minimum Reasonable Quantity ---

Date Created **11/3/17** by **TJS**

Date Entered by

CHECK SHEET ATTACHMENT

9. Changes to the place of use will be:

File Number 3598

Action	Owner Person ID	Place Use ID #	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	
NO CHG	11128	140	35	18S	14W	Acres Authorized																	
						New Acres																	
						Acres Authorized																	
						New Acres																	
						Acres Authorized																	
						New Acres																	
						Acres Authorized																	
						New Acres																	

Names and Address:

1. Person ID # <u>11128</u> <u>MARY KAY MARTIN</u> <u>4213 N 215TH ST W</u> <u>COLWICH KS 67030-9606</u>	2. Person ID # _____ _____ _____ _____ _____	3. Person ID # _____ _____ _____ _____ _____
---	--	--

GENERAL INSTRUCTIONS

- | | | |
|--|---|--|
| 1. Give to Applicant:
a. <u>Original</u> application/approval
b. Original receipt (one for <u>each</u> application)
c. Information packet containing:
<ul style="list-style-type: none"> • Notice and Proof form • Water Meter Specifications • Acceptable Meter list • Water level measurement tube specifications • Check Valve specifications • Pink Sheet - K.S.A. 82a-728 letter • Form stating to record in Register of Deeds Office (OPTIONAL AS NEEDED) | 2. Send to headquarters:
a. Good, scannable copy of application and/or approval and this check sheet
b. Original check and copy of receipt
c. Test hole log
d. GMD recommendation, if any
e. Map or aerial photograph, if any
3. Send to KDHE: Letter (KDHE.LT) advising of location of abandoned well. <input type="checkbox"/> | 4. Date stamp received and approved.
5. Complete ownership and WUC change information.

<p><u>ADDITIONAL PHOTOCOPIES</u></p> <p>HQ _____</p> <p>GMD 5 _____</p> <p>Driller's Copy _____</p> <p>_____</p> <p>_____</p> <p>_____</p> <p>_____</p> |
|--|---|--|

CONDITIONS

1. Insert notice and proof date.
2. Type or print applicant's/owner's name on line.
3. Complete notary statement.

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 **WATER METER REQUIRED**



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
9:44am
NOV 03 2017

File No. 3598

Stafford Field Office
 Division of Water Resources

1. Application is hereby made for approval of the Chief Engineer to change the (check one or both):

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: Phil Martin
67 NW 50th Ave, Great Bend KS 67530

Phone Number: (620)793-6991 Email address: _____

Name and address of Water Use Correspondent: Mary Kay Martin
4213 N 215th St W, Colwich KS 67030-9606

Phone Number: (620)796-1691 Email address: _____

3. The presently authorized place of use is:

Owner of Land ---- NAME: Mary Kay Martin

ADDRESS: 4213 N 215th St W, Colwich KS 67030-9606

(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	
35	18S	14W	36	40	40	34	18		40	40									248

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

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	

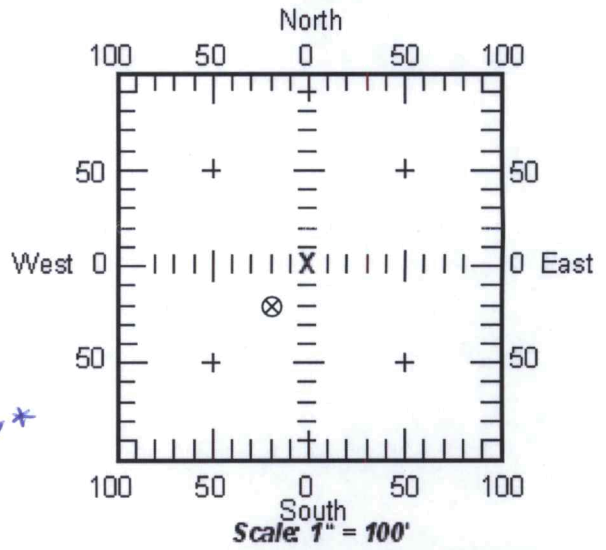
For Office Use Only: Code _____ Fee \$ 100 TR # _____ Receipt Date _____ Check # 4438

5. **Presently authorized point of diversion:**
 One in the NE Quarter of the SE Quarter of the NE Quarter of Section 35, Township 18 South, Range 14 W, in Barton County, Kansas, 3608 feet North 349 feet West of Southeast corner of section.
 Authorized Rate 1200 GPM Authorized Quantity 181 AF Depth of well 133 (feet)
(DWR use only: Computer ID No. 5 GPS 3695 feet North 360 feet West)
 This point will not be changed This point will be changed as follows: No change, point better described with GPS as follows:
Proposed point of diversion: (Complete only if change is requested or if existing point is better described by GPS)
 One in the NE Quarter of the SE Quarter of the NE Quarter of Section 35, Township 18 South, Range 14 W, in Barton County, Kansas, 3675 feet North 380 feet West of Southeast corner of section.
 Proposed Rate No Change Proposed Quantity No Change Proposed well depth (feet) ~136.
 This point is: Additional Well Geo Center List other water rights that will use this point None.

6. **Presently authorized point of diversion:**
 One in the _____ Quarter of the _____ Quarter of the _____ Quarter of Section _____, Township _____ South, Range _____ (E/W), in _____ County, Kansas, _____ feet North _____ feet West of Southeast corner of section.
 Authorized Rate _____ Authorized Quantity _____ Depth of well _____ (feet)
(DWR use only: Computer ID No. _____ GPS _____ feet North _____ feet West)
 This point will not be changed This point will be changed as follows: No change, point better described with GPS as follows:
Proposed point of diversion: (Complete only if change is requested or if existing point is better described by GPS)
 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. The changes herein are desired for the following reasons?
 (please be specific) Well casing collapsed

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.)



8. If a well, is the test hole log attached? Yes No
9. The change(s) (was)(will be) completed by?
ASAP
10. If the point of diversion is a well:
 (a) What are you going to do with the old well?
Plug old well*
 (b) When will this be done? upon completion of new well*
11. Groundwater Management District recommendation attached? Yes No
12. Assisted by TJS-SFFO

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.


*TJS-SFFO per applicant
 RECEIVED
 NOV 03 2017
 Stafford Field Office

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).

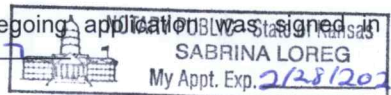
I hereby verify, being first duly sworn upon my oath or affirmation and under penalty of perjury, that I am of lawful age and the owner, the spouse of the owner, or a duly authorized agent of the owner(s) to make this application on their behalf, in regards to the water right(s) to which this application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

Dated at Great Bend, Kansas, this 15th day of November, 2017.

 (Owner)	(Spouse)
<u>Phillip J Martin</u> (Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)

State of Kansas }
 County of Barton } SS

I hereby certify that the foregoing application was signed in my presence and sworn to before me this 15th day of November, 2017.



Sabrina Loreg
 Notary Public

My Commission Expires 2/28/2021

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

RECEIVED

NOV 03 2017

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. 3598.

1. A change application was received on 11/3/2017 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 79 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

If you are aggrieved by this order, pursuant to K.S.A. 82a-1901, 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 administrative review by the Secretary must be filed within **30 days** pursuant to K.S.A. 77-531. Any request for administrative 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 66502**. Failure to timely request a hearing or review may preclude review under the Kansas Judicial Review Act.

For Use by Register of Deeds

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

By: Cameron R. Conant
Duly Authorized Designee of the Chief Engineer

(Print Name): Cameron R. Conant
Division of Water Resources - Kansas Department of Agriculture

Date of Issuance: 11/3/17

State of Kansas)

County of Stafford) SS

Acknowledged before me on 11/3/17

by Cameron Conant

Signature: Jessica Engelbrecht
Notary Public
JESSICA ENGELBRECHT
My Appointment Expires
August 11, 2021

My commission expires: _____

(Notary Seal)

File No. 3598

RECEIVED

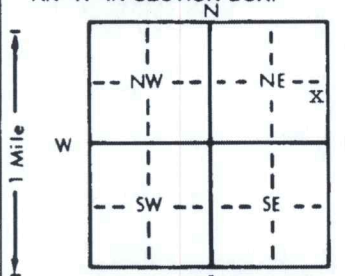
NOV 03 2017

1 LOCATION OF WATER WELL: County: Barton	Fraction NE 1/4 SE 1/4 NE 1/4	Section Number 35	Township Number T 18 S	Range Number R 14 EW
---	----------------------------------	----------------------	---------------------------	-------------------------

Distance and direction from nearest town or city street address of well if located within city?

Approximately 3 miles east and 1 mile north of Heizer

2 WATER WELL OWNER: RR#, St. Address, Box # : City, State, ZIP Code :	Mary Kathryn Martin 4213 N 215 Street West Colwich, KS 67030	Board of Agriculture, Division of Water Resources Application Number: 3,598
---	--	--

3 LOCATE WELL'S LOCATION WITH AN "X" IN SECTION BOX: 	4 DEPTH OF COMPLETED WELL . . . 133 ft. ELEVATION: unknown
	Depth(s) Groundwater Encountered 1. ft. 2. ft. 3. ft. WELL'S STATIC WATER LEVEL . . . 42' . . . ft. below land surface measured on mo/day/yr . . . 3-23-98 Pump test data: Well water was not ch'd. ft. after hours pumping gpm Est. Yield unknown gpm: Well water was ft. after hours pumping gpm Bore Hole Diameter . . . 24 . . . in. to . . . 132 ft., and in. to ft. WELL WATER TO BE USED AS: 5 Public water supply 8 Air conditioning 11 Injection well 1 Domestic 3 Feedlot 6 Oil field water supply 9 Dewatering 12 Other (Specify below) 2 Irrigation 4 Industrial 7 Lawn and garden only 10 Monitoring well Was a chemical/bacteriological sample submitted to Department? Yes No X; If yes, mo/day/yr sample was submitted Water Well Disinfected? Yes No X

5 TYPE OF BLANK CASING USED:	1 Steel	2 PVC	3 RMP (SR)	4 ABS	5 Wrought iron	6 Asbestos-Cement	7 Fiberglass	8 Concrete tile	9 Other (specify below)	CASING JOINTS: Glued Clamped		
Blank casing diameter 16 in. to 100 ft., Dia in. to ft., Dia in. to ft.												
Casing height above land surface 12 in., weight 36.87 lbs./ft. Wall thickness or gauge No. 219												
TYPE OF SCREEN OR PERFORATION MATERIAL:	1 Steel	2 Brass	3 Stainless steel	4 Galvanized steel	5 Fiberglass	6 Concrete tile	7 PVC	8 RMP (SR)	9 ABS	10 Asbestos-cement	11 Other (specify)	12 None used (open hole)
SCREEN OR PERFORATION OPENINGS ARE:	1 Continuous slot	2 Louvered shutter	3 Mill slot	4 Key punched	5 Gauzed wrapped	6 Wire wrapped	7 Torch cut	8 Saw cut	9 Drilled holes	10 Other (specify) . . . Bridge Slot	11 None (open hole)	
SCREEN-PERFORATED INTERVALS:	From 100 ft. to 132 ft., From ft. to ft., From ft. to ft., From ft. to ft.											
GRAVEL PACK INTERVALS:	From 20 ft. to 132 ft., From ft. to ft., From ft. to ft., From ft. to ft.											

6 GROUT MATERIAL:	1 Neat cement	2 Cement grout	3 Bentonite	4 Other													
Grout Intervals: From 0 ft. to 20 ft., From ft. to ft., From ft. to ft., From ft. to ft.																	
What is the nearest source of possible contamination:	1 Septic tank	2 Sewer lines	3 Watertight sewer lines	4 Lateral lines	5 Cess pool	6 Seepage pit	7 Pit privy	8 Sewage lagoon	9 Feedyard	10 Livestock pens	11 Fuel storage	12 Fertilizer storage	13 Insecticide storage	14 Abandoned water well	15 Oil well/Gas well	16 Other (specify below)	None known
Direction from well?																	

FROM	TO	LITHOLOGIC LOG	FROM	TO	PLUGGING INTERVALS
0	4	Topsoil			
4	55	Clay, brown			
55	85	Clay, tan			
85	93	Clay, gray			
93	97	Sand and gravel, fine, medium			
97	100	Sand and gravel, fine, medium, coarse			
100	101	Clay			
101	110	Sand and gravel, fine, medium			
110	132	Sand and gravel, fine, medium, coarse			

7 CONTRACTOR'S OR LANDOWNER'S CERTIFICATION: This water well was (1) <u>constructed</u> , (2) reconstructed, or (3) plugged under my jurisdiction and was completed on (mo/day/year) 3-23-98 and this record is true to the best of my knowledge and belief. Kansas Water Well Contractor's License No. 185 This Water Well Record was completed on (mo/day/year) 4-7-98 under the business name of <u>Clarke Well & Equipment, Inc.</u> by (signature) <i>Clarke Well & Equipment, Inc.</i>
--

INSTRUCTIONS: Use typewriter or ball point pen. PLEASE PRESS FIRMLY and PRINT clearly. Please fill in blanks, underline or circle the correct answers. Send top three copies to Kansas Department of Health and Environment, Bureau of Water, Topeka, Kansas 66620-0001. Telephone: 913-296-5545. Send one to WATER WELL OWNER and retain one for your records.

OFFICE USE ONLY
T
R
EW
SEC.



Stafford Field Office
300 S. Main Street
Stafford, Kansas 67578-1521

Jackie McClaskey, Secretary
David W. Barfield, Chief Engineer
Jeff Lanterman, Water Commissioner

Phone: (620) 234-5311
Fax: (620) 234-6900
www.agriculture.ks.gov
Sam Brownback, Governor

November 3, 2017

MARY KAY MARTIN
4213 N 215TH ST W
COLWICH KS 67030-9606

Re: Water Right, File No(s). 3598

Dear Water Right Owner:

Enclosed is the order executed by the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, approving the application for change under the above referenced file number(s).

Your attention is directed to the enclosures and to the terms, conditions and limitations specified in this approval for change. An acceptable water flow meter must be installed on your well before any water is applied as authorized under this change approval. A copy of the approved list of Certified Water Flowmeters as well as the regulations regarding the installation of flowmeters, measurement tubes and check valves can be found at <http://agriculture.ks.gov/divisions-programs/dwr/water-appropriation/water-flowmeters>. If you do not have access to the internet, please contact this office and we will send you a paper copy of the referenced information.

Since this order modifies the original document referred to above, it should be recorded with the Register of Deeds as other instruments affecting real estate.

This order requires that a notice and completion of works form be submitted once the diversion works are completed, including a properly installed flowmeter. This form is available at the referenced website.

Any abandoned well must be plugged in accordance with the requirements of Article 30 of the Rules and Regulations as adopted by the Kansas Department of Health and Environment.

Should you have any questions, please feel free to contact this office. If you wish to refer to a specific file, please reference it when you contact us.

Sincerely,

A handwritten signature in black ink, appearing to read "Jeff Lanterman".

Jeff Lanterman
Water Commissioner

Enclosures

pc: Water Rights Section
Groundwater Management District No.5

CERTIFICATE OF SERVICE

On this **3rd** day of **November, 2017**, I hereby certify that the attached Approval of Application for Change in Point of Diversion for Water Right, File No. **3598** dated **November 3, 2017** was hand delivered to the following:

MARY KAY MARTIN
4213 N 215TH ST W
COLWICH KS 67030-9606

pc: Water Rights Section-Manhattan, KS
GMD #5



Staff