Submit completed application to: Kansas Department of Agriculture Division of Water Resources Field Office for your area. Call for address:

Topeka -- (785) 296-5733 Stafford -- (620) 234-5311 Stockton -- (785) 425-6787 Garden City -- (620) 276-2901 http://agriculture.ks.gov/dwr

# DWR FIELD OFFICE APPLICATION FOR APPROVAL TO CHANGE THE PLACE OF USE AND/OR THE POINT OF DIVERSION



#### STATE OF KANSAS

### Water Meter Required

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.

or uiv	ersion a	nu/or pi	ace or	use.													RE	-CE	IVED
File No. <u>27470</u>												MAY 2 5 2022							
1. <i>A</i>	Application is hereby made for approval of the Chief Engineer to change the (check one or both):											oth):	D	Garde	en City	Field Office ater Resource			
	☐ Place of Use XX Point of Diversion																		
ı	under the	e water	riaht w	vhich is	s the s				ation i						s desc	ribed t	oelow.		
	The sour						Groun				Surfac								
2. 1	Name and address of Applicant: Alan Steele																		
	11899 Saddle RD, Ford, KS 67842																		
F	Phone Number: (620) 369-0034 Email address: Box M, llow - 620 338-1554												554						
	Name and address of Water Use Correspondent: SAME																		
_																			<u> </u>
	Phone N		-						Email	addres	ss:				(				
	The presently authorized place of use is:																		
(	Owner of Land NAME: No Change																		
	ADDRESS:(If there is more than one landowner, attach supplemental sheets as necessary.)																		
	(If there is	more th	an one	landov	vner, at	tach su	ppleme	ental sh	eets as	neces	sary.)								
				NE	E¼			NW¼				SW¼				SE	TOTAL		
Sec	. Twp.	Range	NE1/4	NW1/4	SW1/4	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW1/4	SE¼	ACRES
	If this ap Owner o	of Land -	NA ADDRI	AME: . ESS: .											ged to	:			
	(11 4.10.2	71			E¼				W1/4		1		N¼				 E¼		TOTAL
Sec	. Twp.	Range	NE¼		T	SE¼	NE¼	NW4	T	SE¼	NE¼	NW¼		SE¼	NE¼	T	T	SE¼	ACRES
	. 1WP.	Nange	INL/4	1447/4	011/4	OL/4	1111/4	11175	01175	OL/4	1112/4	111.75	01.7.	02,4	11127	11112	5	-	
																_	<del>                                     </del>		
					<del>                                     </del>	<b></b>		_	<del>                                     </del>	+-	-								
															<u>                                     </u>				
	For Offi	ce Use	Only:	Code	·	Fe	e \$_2	100.	₩ TR	#		Re	eceipt	Date <u>s</u>	<b>5-</b> 2	5-2	Chec	ck# <u>8</u>	248

5.	Presently authorize						
	One in the	SW	Quarter of the	SW	Quarter of the _	NE	Quarter
	of Section	33	, Township	27	South, Range _	23	(W),
	in Ford	Cour	ntv. Kansas. 2650	feet North	2625 feet West	of Southeast corner	of section.
	Authorized Rate	930gpm	Authorized Quantity	419AF*(tim	<mark>ited)</mark> Depth of well	(feet)	GPS footages based
	(DWR use only: C	Computer ID N	_ Authorized Quantity GP	s 3086	feet North <u>26</u>	90 feet Wes	GPS from applicant
	☐This point will not	be changed X	☐This point will be chan	ged as follows:	☐ No change, point be	etter described with GP	S as follows:
	Proposed point of	f diversion: (0	Complete only if chang	ae is request	ed or if existing poin	t is better described	d by GPS)
- 1	One in the	SE SW	Quarter of the	NW	Quarter of the	SW	Quarter
	of Section	33	, Township	27	South Range	23	(W).
	in Ford	Cour	nty, Kansas, <u>1418</u>	feet North	4701 feet West	of Southeast corner	of section.
	in Ford	Cou	Dranged Overtity	_ 166( 140)((1) _	nited)Droposed well do	onth (foot) 240	DVA
	Proposed Rate	aaugpm	Proposed Quantity	419AF(	hts that will use this p	eint NONE	1100
L	This point is \( \subset \subset A	ddillonal well	☐ Geo Center List o	Mile water ng	its that will use this p	OIII	
	76	16 gpm	- See Additi	onal Co	adition 116	- (MA 8/4	22
6.	Presently authorize					•	,
	One in the		Quarter of the		Quarter of the	/	Quarter
	of Section		. Township		South, Range	L.	(W),
	in	Cou	nty, Kansas,	feet North	feet West	t of Southeast corner	of section.
	Authorized Rate		Authorized Quantity	_	Depth of well	(feet	.)
	(DWR use only: (	Computer ID	No GF	PS	feet North	feet Wes	st)
	This point will not	be changed	This point will be chang	ed as follows:	No change, point bett	ter described with GPS	as follows:
			Complete only if chan				
	One in the		Quarter of the		Quarter of the		Quarter
	of Section		, Township		South, Range		(VV),
			nty, Kansas,				
			Proposed Quantity _				
	This point is: A	dditional Well	☐ Geo Center List of	other water rig	hts that will use this p	oint	·
7.			for the following reason				
	(please be specific)	Lose of produ	ction in current well	. 30		North 0 100 200	300
			<del></del>	F		ntunia annuluu	ппп
					- + + + + + + + + + + + + + + + + + + +	= -	4
8.	If a well, is the test	hole log attach	ed? X Yes No	222			1 = 300
	,	3	_	200	_   / +   +	= 1 + 1 +/	1 3 200
9.	The change(s) (was	s)(will be) comp	oleted by?		_/	=	\=
	As soon as approve	ed		100	$I_1 + I_2 + I_3$	= 1 + 1 +	1 100
	As soon as approve	ou			<b>a</b> ' ' ' ' ' '	Ē ' ' ' '	<b>1</b>
10.	If the point of divers	sion is a well:				=	]
	(a) What are you	noina to do with	the old well?	West 0	<del>[</del>		I I I I I I I I I I I I I I I I I I I
						Ξ	4
			d by File No. 27469. Ch	-	<u> </u>	Ξ , , , , ,	<b>1</b>
	pending on that file to (b) When will this	o authorize this be done?	. when pending app fo	100	<u> </u>	= 1 + 1 +	<b>1 1 1 1 1 1 1 1 1 1</b>
	(b) Which will this	be done	27469 is approved	-	=\	=	/=
44	O	Dietrie	tre commandation attach	od2 200		三 1 十 1 十/	1 = 200
11			t recommendation attach	ed? 200		= ' ' ' /	1 = 200
	X Y	es 🔲 No				= -/-	=
12	Assisted by GMD3	/ II N edits in r	ed by CRC, SFFO on 5/2	25-6/2 based	5 mlm dundandarde	u‡uuluuluu	لمسلم
		on conve	ersation with GMD3 and	applicant	00 200 100	0 100 200 South Scale: 1 hashma	300 rk=10 ft
13	a.If the proposed poi	nt of diversion v	vill be relocated more that	n 300			
	feet but within 2.64	0 feet of the ex	sting point of diversion, a	ittach 13b.lf th	e proposed point of di radius of the existing r	version will be relocate	ea <u>within a 300</u>
	a topographic ma	ıp or aeriai pr vells (including	notograph. For ground domestic) within one-hal	f mile on	the diagram shown abo	ove in relation to the	existing point of
	of the proposed pe	oint of diversion	n and the names and m	ailing dive	ersion. The proposed	point of diversion m	nust be located
	addresses of the o	wners. For su	rface water sources, sho	w the with	nin the circle shown at oter of diagram a	bove. (PLEASE NOTI	the presently
	names and addr	esses or the one-half mile	landowner(s) one-half upstream from your pro	perty aut	horized point of diver	rsion.)	are prosently
	" and		The state of the s			-	

lines

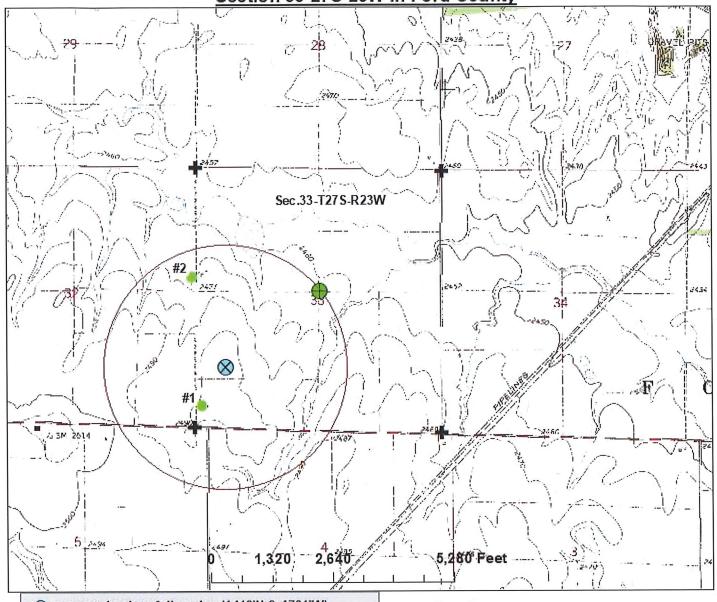
14. If the proposed groundwater point of diversion is 300 or fewer feet from	m the existing point of diversion, complete the following:						
<ul><li>(a) Does the undersigned represent all owners of the currently autho</li><li>☐ Yes</li><li>☐ No</li><li>(If no, all owners must sign this applic</li></ul>							
<ul> <li>(b) Will the ownership interest of any owner of the currently authori affected if this application is approved as requested?</li> <li>☐ Yes</li> <li>☐ No</li> <li>(If yes, all owners must sign this application)</li> </ul>							
(c) If this application is not approved expeditiously, will there be subs ☐ Yes ☐ No (If no, all owners must sign this applic	stantial damage to property, public health or safety? ation.)						
If the application proposes a surface water change in point of diversion, a or a change in place of use, the application must be signed by all owners agent (attach notarized statement authorizing representation).	groundwater change in point of diversion greater than 300 feet, of the currently authorized place of use, or their duly authorized						
I hereby verify, being first duly sworn upon my oath or affirmage and the owner, the spouse of the owner, or a duly authoritheir behalf, in regards to the water right(s) to which this appropriation are true, correct and complete.	zed agent of the owner(s) to make this application on						
Dated at Growden City, Kansas, this	75thday of May , 2022.						
	J ,						
(Kan) Thete	n/a						
(Owner),	(Spouse)						
Hon Steele							
(Please Print)	(Please Print)						
(Owner)	(Spouse)						
(Please Print)	(Please Print)						
(Owner)	(Spouse)						
(Please Print)	(Please Print)						
State of Kansas  County of Sos Ss NoTARY PUBLIC - BRANDI S  My Appt Expires							
I hereby certify that the foregoing application was signed in r	my presence and sworn to before me this osthuay						
3	Proud i Sweet						
My Commission Expires 1111923.	Notary Public						
ONLY COMPLETE APPLICATIONS WILL BE PROCESSED. To be complete, all accurate information; maps, if necessary, must be included; signatures of all the appropriate fee must be paid.	of the applicable portions of the application form must be completed with opropriate 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 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							

# SUMMARY ORDER APPROVING APPLICATION FOR CHANGE AND IMPOSING CONDITIONS

prov With	s 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 applicab visions of the Kansas Water Appropriation Law, K.S.A. 82a-701 et. seq., and rules and regulations promulgated thereunder the exception of those conditions expressly contained herein, this Summary Order does not change the terms, conditions are tations of File No.	er,
1.	A change application was received on requesting that the place of use and / or point diversion authorized under the above-referenced file number be changed as described in the application.	of
	On and after the effective date of this summary order, the authorized place(s) of use shall be located substantially as shown 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 a previously authorized. The point of diversion authorized by this summary order shall be located within a 300', no more for radius of the authorized point(s) of diversion. Applicable	as ot
4.	The point(s) of diversion described herein is administratively corrected to be more accurately described using the Glob Positioning System (GPS), as described in the application.   Applicable  Not Applicable	al
5.	The point(s) of diversion authorized herein shall not actually be located more than authorized point(s) of diversion. Applicable Not Applicable additional conditions	sly
6.	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 tull 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	be ith
7.	The owner of the authorized place(s) of use shall properly install an acceptable water flow meter on 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, at 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	ed, nd
8.	Installation of the works for diversion of water shall be completed on or before December 31, 2022, or within a authorized extension of time. By March 1, 2023_ the applicant shall notify the Chief Engineer that construction of two works for diversion has been completed, on the form provided by the Chief Engineer, as required by K.A.R. 5-8-4e.   ☐ Not Applicable ☐ Not Applicable	ny he
9.	The completed well log shall be submitted with the required notice.	
10.	. All diversion works into which any type of chemical or other foreign substance will be injected into the water shall be equipp with an in-line, automatic, quick-closing check valve capable of preventing pollution of the source of the water supply. To check valve(s) shall be installed, operated and maintained in accordance with K.A.R. 5-3-5c. ⚠ Applicable ☐ Not Applicable	he
	. 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 water appropriated under the above-referenced file number are responsible for compliance with its terms, conditions a limitations, as amended and/or supplemented by this Summary Order, and with applicable provisions of the <i>Kansas Wa Appropriation Law</i> and the <i>Rules and Regulations</i> promulgated thereunder. Failure to comply with these provisions m result in civil penalties pursuant to K.S.A. 82a-737, as amended, and/or the suspension or revocation and dismissal of t water or appropriation right or any other enforcement actions authorized by law.	ind <i>ter</i> lay
	Administrative Appeal and Effective Date of Order FOR OFFICE USE ONLY	
If y	you are aggrieved by this order, pursuant to K.S.A. 82a-1901, SUMMARY ORDER ISSUED	
you	u may request an evidentiary hearing before the Chief gineer or request administrative review by the Secretary of	
Aai	riculture. A request for hearing by the Chief Engineer must be and within 15 days of service of this Order and a request for	_
adr	ministrative review by the Secretary must be filed within 30 ys pursuant to K.S.A. 77-531. Any request for administrative (Print Name):	
rev	yiew must state a basis for review pursuant to K.S.A. 77-527. Division of Water Resources - Kansas Department of Agriculture	_
Le	e any request with Kansas Department of Agriculture, gal Division, 1320 Research Park Drive, Manhattan, KS	_
66: pre	502. Failure to timely request a hearing or review may State of Kansas )	
_	For Use by Register of Deeds  County of Stafford  Stafford  County of Stafford	
	Acknowledged before me on 8/4/2022	_
	by Faith Curtis	
	Signature: <u>Fouth Curtie</u> Notary Public	
	My commission expires:  [Notable Seal)	_
	FAITH CURTIS	
DW	VR 1-121 (Revised 09/11/2019)  Page 4  My Appointment Expires April 29, 2023  File No. 27470	)_

## Application for Change in Point of Diversion Map File No. 27470

Section 33-27S-23W in Ford County



- proposed point of diversion (1418'N & 4701'W)
- authorized point of diversion (GPS: 3086'N & 2690'W)
- nearby permitted wells within 1/2 mile
- 1/2 mile circle around proposed well

-nearby well owners --

#1: domestic well Rex Miller (applicant)

#2: irrigation well, File No. 28255 Darlene H Hill Family Trust 4706 N Midkiff RD Midland, TX 79705-2527

section corners

By signing below I agree that nearby well owners are shown on the map.

\* see 6/2/22 evel from Rex-# of wells in circle
looked for CCC6/2/22 signature date

1 inch = 2,000 feet

map created on 5/27/22 scale 1:24,000

# Application for Change in Point of Diversion Map File No. 27470

Section 33-27S-23W in Ford County



- proposed point of diversion (1418'N & 4701'W)
- authorized point of diversion (GPS:3086'N & 2690'W)
- nearby permitted wells within 1/2 mile
- 1/2 mile circle around proposed well

-nearby well owners-

#1: domestic well Rex Miller (applicant)

#2: irrigation well, File No. 28255 Darlene H Hill Family Trust 4706 N Midkiff RD Midland, TX 79705-2527

section corners

By signing below I agree that nearby well owners are shown on the map.

\* see 6/2/22 email four Pex- # of wells in circle
looked ful ofc 6/3/22 date signature

1 inch = 1,333 feet

map created on 5/27/22 scale 1:16,000

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



Phone: 620-234-5311 Fax: 620-234-6900 www.agriculture.ks.gov

Mike Beam, Secretary

Laura Kelly, Governor

August 4, 2022

Alan Steele 11899 Saddle Rd Ford, KS 67842

Re: Water Right, File No(s). 27470

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 <a href="Certified Water Flowmeters">Certified Water Flowmeters</a> can be found at <a href="www.agriculture.ks.gov/divisions-programs/dwr/water-appropriation/water-flowmeters">www.agriculture.ks.gov/divisions-programs/dwr/water-appropriation/water-flowmeters</a>. Regulations regarding the installation of flowmeters, measurement tubes and check valves can be found at <a href="https://www.agriculture.ks.gov/divisions-programs/dwr/water-appropriation">https://www.agriculture.ks.gov/divisions-programs/dwr/water-appropriation</a>. 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 <a href="www.agriculture.ks.gov/divisions-programs/dwr/water-appropriation/change-applications">https://www.agriculture.ks.gov/divisions-programs/dwr/water-appropriation/change-applications</a>. 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.

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,

Jeff Lanterman

Water Commissioner

**Enclosures** 

pc: Water Rights Section

Groundwater Management District No.3

### **CERTIFICATE OF SERVICE**

On this **4 August 2022**, I hereby certify that the attached Change in Point of Diversion, File Nos. 27469 & 27470 dated 8/4/2022 was hand delivered to the following:

Alan Steele

pc: Water Rights Section

GMD #3

Faith Curtis