# Kansas Department of Agriculture / Division of Water Resources <u>Stockton</u> Field Office

RE   Vested Right;   Water Right;   Appropriation of Water;   Application File No(s).   963   County   S H  Enclosed are the following checked items:    A	Assistant Water Commissioner	10 -6-17 Date
RE   Vested Right;   Water Right;   Appropriation of Water;   Application File No(s).   1963   County   S H    Enclosed are the following checked items:  A   FIR   Full   Partial Inspection   Return to Field Office   Proposed Certificate to deliver to Certificate Unit   Meter Order:   GMD#4   Lower Smcky     A Compliance Check Inspection on   Other   Other     In Compliance   Not in Compliance, why   Modify Point of Diversion   Not   Yes, document attached Indicate all overlapping p/d files     An application and judgment sheet with recommendation.   A memorandum dated   A request for an extension of time to perfect or complete.   A verified report.   A closure request.   A field investigation report.   Notice of Non-Compliance   Violation   Date   An ownership change (name(s) and address(es) below).   A water use report for   A letter dated   A copy of an Approval to Change the   place of use and/or   point of diversion,   Filing Fee attached.   Advanced Copy Serva 9-25-17   An original field office change application and the filing fee needing headquarters officiereview and further processing.   Other:   Other:   Other:   Other:   Other:   Other:   Other   Other	ULIOM.	·
RE	· · · · · · · · · · · · · · · · · · ·	
RE   Vested Right;   Water Right;   Appropriation of Water;   Application   File No(s).   9631   County   S H    Enclosed are the following checked items:   A	review and further processing.	
RE  Vested Right;  Water Right;  Appropriation of Water;  Application File No(s).	office.	•
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RE Vested Right; Water Right; Appropriation of Water; Application  File No(s). 19631  County SH	-	
RE Vested Right; Water Right; Appropriation of Water; Application	•	County 5 H
III DENIUMINDICOC	TO: HEADQUARTERS	

# **CHECK SHEET Short Change**

		Fi	ile No. <u>19,63</u>	1	Fi	eld Office	e No. <u>3</u>		C	GMD No. 4	<u> </u>
1.	Plugging	agreement	t obtained fo	or GMD?	Yes [	] No	o 🛛	Non Appl	icable 🗌		
2.	ls Lando	wner corre	ct as curren	tly shown	in WRIS	<b>S?</b> Ye	es 🛚	No 🗆	]	Address	Change? NO
	If applicat	ole, list Plac	e of Use Ove	erlap File N	os	<del> </del>					
3.	ls Water I	Use Corres	pondent co	rrect as cu	ırrently	shown ir	n WRIS?	Yes ⊠	No 🗌	Address	Change? NO
	Name of F	Former WU	c			Na	ame of N	ew WUC _			
4.	a. Point	of diversion	on computer	· ID No(s).		2	for poir	nt(s) being	changed.		
	b. <b>Show</b>	feet distar	nces from th	e	SE	co	rner of tl	ne section	for the new	point(s) o	f diversion:
	Action	PDIV ID	Geo Ctr?	Sec	Twp	Rng	'N	'W	Count	ty	Qualifiers
	DEL	28687		28	09S	42W			SH		CN
	ENT	NEW		28	09S	42W	5001	2751	SH		NE NE NW
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	e. Form	ation Name	<b>&amp; No</b> . <u>OGA</u>	LLALA FO	RMATIC	ON / 211	_ Specia	al Use Are	a	· .	
5.	Distances	s from the p	previous/ori	ginal p/d:		190		s	100	' \	٧
6.	WATER F	RIGHT ACT	ION TRAIL	OMMENT	<u>'S</u>						
	<u>09/22/17</u>				Chang	je Applica	tion Rec	eived (date	accepted for	priority)	
	<u>10/05/17</u>					e Approversion		<u>1/2018</u>			
	/	/			Compl	letion Req	uiremen	Removed	(Change No.	C)	
	METER A		AIL COMME	NTS	DWR I	Meter Red	nuired by	<u>12/31/201</u>	ρ		
				Yea		Wieter Thet			<u>o</u> isonable Quar	ntitv	
٥.	2400 / 1010	, <u> </u>		, 00							
									ed <b>10/5/17</b>	by <b>BILL</b>	INGEK
								Date Enter	ed	hv	

### CHECK SHEET ATTACHMENT

9. Changes to the place of use will be:

File Number	<u> 19,631</u>

		6						NE	1/4			NV	V1/4			SV	V1/4			SE	1/4	<b></b>	TOTAL
Action	Owner Person ID	Place Use ID#	Sec.	Twp.	Range		NE1/4	NW1/4	SW1/4	SE1/4	NE¼	NW¼	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	ACRES
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	1. Person ID #	2. Person ID #	3. Person ID #
l			

### 1. Give to Applicant:

- a. Original application/approval
- b. Original receipt (one for each application)
- c. Information packet containing:
- 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)

### **GENERAL INSTRUCTIONS**

- 2. Send to headquarters:
- a. Good, <u>microfilmable</u> 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

#### **CONDITIONS**

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

- 4. Date stamp received and approved.
- 5. Complete ownership and WUC change information.

ADDITIONAL	PHOTOCO	PIES	
	-		 

Kansas

Department of Agriculture

Division of Water Resources

Stockton Field Office 820 S. Walnut Stockton, Kansas 67669-0192

Jackie McClaskey, Secretary David W. Barfield, Chief Engineer Kelly Stewart, Water Commissioner Phone: (785) 425-6787 Fax: (785) 425-6842 www.agriculture.ks.gov

Sam Brownback, Governor

October 6, 2017

ALEX C & BRIDGET A SCHEIERMAN 5735 ROAD 4 KANORADO KS 67741

Re:

Water Right, File No. 19,631

Dear Mr. and Mrs. Scheierman:

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

Your attention is directed to the terms, conditions, and limitations specified in this approval for change. Also, the approval of the order requires the installation of a water flow meter(s) on the point(s) of diversion authorized under the above referenced file number by **December 31, 2018**. Please complete and return the enclosed Notice of Completion of Diversion Works when a water flow meter has been installed. A copy of the Chief Engineer's specifications for the water flow meters are found in K.A.R. 5-1-4 through K.A.R. 5-1-12 along with a partial list of those flow meters found to be acceptable for installation in Kansas can be found on our website at the following web address:

http://agriculture.ks.gov/meters

Please note that all meters must be installed and maintained in accordance with the specifications for water flow meters referenced above.

The abandoned water 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 (KDHE). If the well is to be retained by the landowner for other purposes, a copy of the legal transfer of responsibility for maintenance of the well must be forwarded to KDHE Geology Section, 1000 SW Jackson, Suite 420, Topeka, Kansas 66612, telephone number (785) 296-5524. More information is available online at: <a href="http://kdheks.gov/waterwell">http://kdheks.gov/waterwell</a>

Since this order modifies the original certificate, it should be recorded with the Register of Deeds just as other legal documents affecting real estate. Such records are maintained at the Register of Deeds Office in the county wherein the place of use is located.

This document is a summary order by this agency regarding this matter. 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.

If you have any questions, please feel free to contact this office at (785)425-6787. If you wish to refer to a specific file, please reference it when you contact us.

Sincerely./

Mark Billinger

Assistant Water Commissioner

MB:rfh Enclosures pc: G.M.D.4

### **CERTIFICATE OF SERVICE**

On this 6<sup>th</sup> day of October, 2017, I hereby certify that the attached <u>SUMMARY ORDER</u> <u>APPROVING APPLICATION FOR CHANGE in POINT OF DIVERSION</u> for water right, File No. 19,631, dated on the 6<sup>th</sup> day of October, 2017, was mailed postage prepaid, first class, U.S. mail, to the following:

ALEX C & BRIDGET A SCHEIERMAN 5735 ROAD 4 KANORADO KS 67741

Lebecca Hagemun

A copy of the Change Approval was sent to the following:

Groundwater Management District No. 4 P.O. Box 905 Colby, KS 67701

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 1-121 (Revised 01/05/2010)

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



### STATE OF KANSAS

10 6 17 mB

File No. \_\_\_\_\_19631

Filing Fee Must Accompany the Application, K.S.A. 82a-708b(b), as amended. Fee Schedule is on the third page of this application form.

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OT C	diversion a	and/or p	lace o	Tuse.													F	RECE	IVED
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	under th	e water	right v	which is	s the s	ubject	of this	applic	ation i	n acco	ordance	e with	the co	ndition	s desc	cribed	below.		
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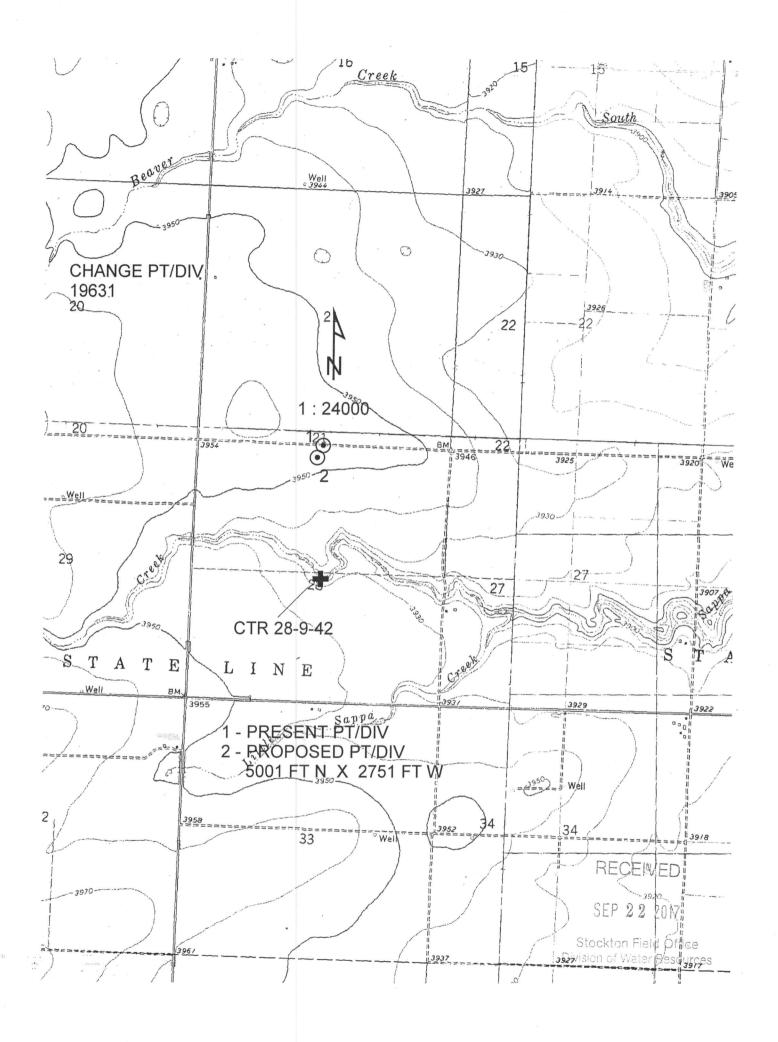
Page 1

5.	Presently authorize							
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	in SHERMAN	Cou	nty, Kansas, <u>5001</u>	feet No	rth <u>2751</u> fe	eet West of S	Southeast corr	ner of section.
			Proposed Quantity _					
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г								
6.	Presently authorize				a lie			1
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	COLLAPSE		iversion? <u>WELL</u>		the diagram belov (PLEASE NOTE represents presents)	: The "X" ently authori Nor	in center of zed point of d th	diagram below iversion.)
8.	If a well, is the test hol	le log attach	ed? 🛛 Yes 🔲 No		The state of the s		шіїш	
9.	When do you propose	to complete	the new point of diversion	on?	50 E	+ =	+ -	50
	ASAP							∃"
10.	If the point of diversion	n is a well:			West 0 - 11	1   11 11 1 <u>X</u>	шири-	0 East
	(a) What are you going	ng to do with	the old well?		F	_		-
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	PLUG				30 F	_	· · · · · · · · · · · · · · · · · · ·	730
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	(b) When will this be	done? <u>VVIIF</u>	IIN 30 DAYS		- bu	Huut	шиш	
				-6-	100	50 _0	50	100
11.			recommendation attache	ed?		Scale: 1	ith ''' = 100'	
	☐ Yes	⊠ No		13h	If the proposed p			cated more tha
12.	Assisted by RL GMD	#4	mach redea.	100.	100 feet but wi diversion, attach groundwater sou within one-half m names and maili water sources, landowner(s) one	thin 1320 fea topographic a topographic arces, show alle of the proping addresse show the n	eet from the emap or aerial all wells (included) oosed point of each of the owner ames and acceptance and acceptance of the owner ames are acceptance of the owner ames and acceptance of the owner ames are acceptance of the owner ames and acceptance of the owner ames are acceptance of the owner ames and acceptance of the owner ames are acceptance of the owner am	existing point of photograph. For uding domestic diversion and the ers. For surfact diresses of the point of the ers.
13a	. If the proposed poin feet of the existing p	t of diversion point of dive	n will be relocated within rsion, indicate its location	100 on on	upstream from yo	ur property li	nes.	.a one nan min
DIA	R 1-121 (Revised 01/05/2	010)		Page 2			File I	No. 19631
DVV	1-121 (1161360 0110312	010)		1 age 2				10001

14. If th	ne proposed groundwater point of div	version is 300 or fewer feet from	n existing point	of diversion, complete the	e following:
(a)	Does the undersigned represent all ☑ Yes ☐ No (If no, al	l owners of the currently author Il owners must sign this applica		use identified in this app	lication?
(b)	Will the ownership interest of any of affected if this application is approvous ☐ Yes ☐ No (If yes, a	owner of the currently authorized as requested?  all owners must sign this applic		use identified in this app	lication be adversely
(c)	If this application is not approved ex ☐ Yes ☐ No (If no, al	xpeditiously, will there be subsill owners must sign this applica	antial damage t	o property, public health	or safety?
ste		Erraption and him allights	pt PC 1 comb		
or a cha	plication proposes a surface water c inge in place of use, the application r attach notarized statement authorizing	must be signed by all owners of	roundwater cha f the currently a	nge in point of diversion uthorized place of use, o	greater than 300 fee r their duly authorize
age an	y verify, being first duly sworn d the owner, the spouse of the ehalf, in regard to the water ri ned in this application are true,	owner, or a duly authoriz ght(s) to which this appli	ed agent of th	e owner(s) to make t	this application or
Dated a	1/1 COLBY	, Kansas, this	15 day 0	SEPT	20 17
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	(Please Print)	DIVISION OF WATER	KESUUKUI	(Please Print)	
County	,	STOCKTON FIEL 820 SQUTHA	HATNUT		
I here	eby certify that the foregoing ap	pplicationSTACKTON, KAN	SAS=67669	d sworn to before me	e this <u>15</u> day
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My Com	mission Expires			Notary Public	1 - 1 - 1 - 1 - 1 - 1 - 1 - 1 - 1 - 1 -
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accurate	OMPLETE APPLICATIONS WILL BE PRO information; maps, if necessary, must be opriate fee must be paid.				
		FEE SCHEDUL	E		
forth in t	plication to change the place of use the schedule below: Make checks part (1) Application to change a point of (2) Application to change a point of (3) Application to change the place	ayable to: Kansas Departmen diversion 300 feet or less diversion more than 300 feet .	t of Agriculture	) 	\$100 \$200
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1111	her extraction in the second s		REC	EIVED	
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	21 (Pavised 01/05/2010)	Page 2			File No. 10624
DVVK 1-1	21 (Revised 01/05/2010)	Page 3	Stockto Division of	n Field Office Water Resources	File No19631

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

of t	the Kansas Water Appropriation Law, K.S.A. 82a-7030, as amended, and K.A.R. 5-14-3 and other applicable provisions 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 eq. With the exception of those conditions expressly contained herein, this Summary Order does not change the terms, additions and limitations of File No
1.	A change application was received on $9-22-/7$ 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
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 foot radius of the authorized point(s) of diversion. 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, 20 13 , 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, 20 8, or within any authorized extension of time. By March 1, 20 99 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
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 \(\sigma\) 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 antifor 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
Kar mu: Res 9 <sup>th</sup> date hea this	APPLICATION APPROVED AND Summary Order becomes final action of the basa Department of Agriculture. Any request for a hearing st be filed with the Chief Engineer, Division of Water sources, Kansas Department of Agriculture, 109 SW Street, Topeka, Kansas 66612, within 15 days after the e shown on the Certificate of Service attached hereto. If a aring is not requested in accordance with K.A.R. 5-14-3, is Summary Order will become effective on the 15th day are the date shown on the Certificate of Service.  Summary Order will become effective on the 15th day are the date shown on the Certificate of Service.  Sources, Kansas Department of Agriculture, 109 SW Duly Authorized Designee of the Chief Engineer (Print Name):  Division of Water Resources - Kansas Department of Agriculture Date of Issuance:
	For use by Register of Deeds
	State of Kansas ) SS County of Rooks )
	Acknowledged before me on 10-6-17 by Mark Billinger
	Signature: Blessa + Mageur Uu  Notary Public  REBECCA F. HAGEMAN
	My Appointment Expires
	My commission expires: (Notary Seal)
DW	R 1-121 (Revised 01/05/2010) Page 4 File No19631



## DMW WELL & PUMP SERVICE

A DIVISION OF DUERST MACHINE WORKS PO BOX 99 463-13TH STREET

BURLINGTON CO 80807-0099

PHONE 719-346-5348 FAX 719-346-7029

CO LICENSE #1136 & 1278 KS LICENSE #633

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### DMW WELL & PUMP SERVICE

A DIVISION OF DUERST MACHINE WORKS PO BOX 99 \* BURLINGTON, CO 80807 719-346-5348



## ELECTRO LOG

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