

# NOTICE

This scan only represents the application as filed. The information contained herein meets the requirements of K.A.R. 5-3-1 or K.A.R. 5-5-1, and has been found acceptable for filing in the office of the Chief Engineer. The application should not be considered to be a complete application as per K.A.R. 5-3-1b or K.A.R. 5-5-2a.

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**

**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.

File No. 18014

RECEIVED

JAN 07 2021

Garden City Field Office  
 Division of Water Resources

3:05 pm

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: CLINTON STALKER

~~RT 2 BOX 30-C, SATANTA KS 67870~~                      651 Road 220 Satanta KS 67870

Phone Number: \_\_\_\_\_ Email address: \_\_\_\_\_

Name and address of Water Use Correspondent: NO CHANGE

Phone Number: (620) 353-9889 (Brad) Email address: \_\_\_\_\_

3. 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.)

Sec.	Twp.	Range	NE¼				NW¼				SW¼				SE¼				TOTAL ACRES			
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼				

4. If this application is for a change in place of use, it is proposed that the place of use be changed to:

Owner of Land --- NAME: NO CHANGE

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 \$ 200.00 TR # \_\_\_\_\_ Receipt Date 1-7-21 Check # 7189



5. **Presently authorized point of diversion:**  
 One in the \_\_\_\_\_ Quarter of the \_\_\_\_\_ CE Quarter of the \_\_\_\_\_ NE Quarter  
 of Section \_\_\_\_\_ 23 \_\_\_\_\_, Township \_\_\_\_\_ 30 \_\_\_\_\_ South, Range \_\_\_\_\_ 34 \_\_\_\_\_ W),  
 in Haskell 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. 01 GPS 3918 3529 feet North 900 31 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 \_\_\_\_\_ SE Quarter of the \_\_\_\_\_ NE Quarter of the \_\_\_\_\_ NE Quarter  
 of Section \_\_\_\_\_ 23 \_\_\_\_\_, Township \_\_\_\_\_ 30 \_\_\_\_\_ South, Range \_\_\_\_\_ 34 \_\_\_\_\_ (W),  
 in Haskell County, Kansas, 4309 feet North 10 feet West of Southeast corner of section.  
 Proposed Rate \_\_\_\_\_ Proposed Quantity \_\_\_\_\_ Proposed well depth (feet) 560  
 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) old well lost  
production

8. If a well, is the test hole log attached?  Yes  No

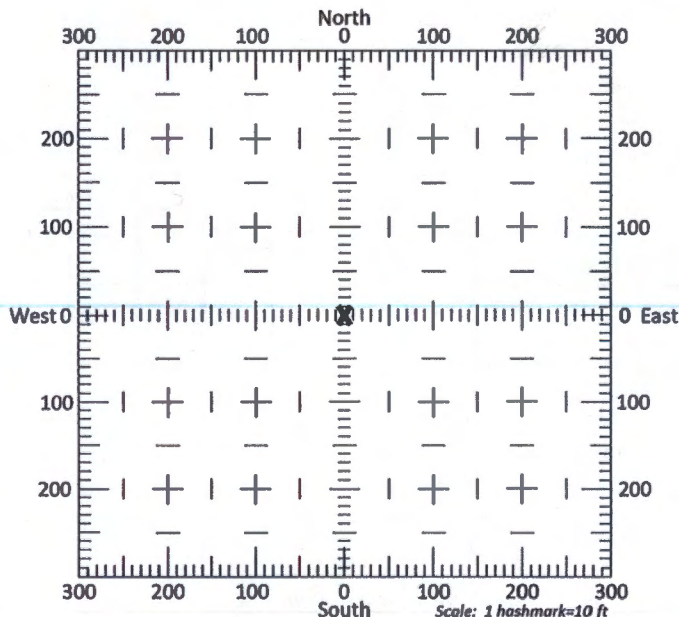
9. The change(s) (was)(will be) completed by?  
ASAP

10. If the point of diversion is a well:  
 (a) What are you going to do with the old well?  
C9p  
 (b) When will this be done? ASAP

11. Groundwater Management District recommendation attached?  
 Yes  No

12. Assisted by Alex Torrance

13a. If the proposed point of diversion will be relocated more than 300 feet but within 2,640 feet of 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



13b. If the proposed point of diversion will be relocated within 300 feet of the existing point of diversion, indicate its location on the diagram shown above in relation to the existing point of diversion. (PLEASE NOTE: The "X" in center of diagram above represents the presently authorized point of diversion.)



14. If the proposed groundwater point of diversion is 300 or fewer feet from the 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 ~~SATANTA~~ ~~STARKANSAS~~ ~~December 2020~~, Kansas, this 31<sup>st</sup> day of December, 2020.

*Clinton L. Stalker*

(Owner)

Clinton L. Stalker

(Please Print)

*EHS Properties LLC*

(Owner)

*Gary Schnellbacher*  
Administrative Member

(Please Print)

(Owner)

(Please Print)

*Delaine Stalker*

(Spouse)

DELAINIE STALKER

(Please Print)

*Gary Schnellbacher*  
*Gary Schnellbacher*

(Spouse)

(Please Print)

(Spouse)

(Please Print)

State of Kansas }  
County of HASKELL } SS

I hereby certify that the foregoing application was signed in my presence and sworn to before me this 31<sup>st</sup> day of December, 2020.

My Commission Expires July 14, 2022.

*Nancy Groth*  
Notary Public  
NANCY GROTH  
Notary Public - State of Kansas  
My Appt. Expires 7-14-22

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

**FEE SCHEDULE**

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

- (1) Application to change a point of diversion 300 feet or less ..... \$100
- (2) Application to change a point of diversion more than 300 feet ..... \$200
- (3) Application to change the place of use ..... \$200



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

This Summary Order is issued under authority of K.S.A. 82a-708b, as amended, and K.A.R. 5-5-1, *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. 18014.

1. A change application was received on January 7, 2021 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 \_\_\_\_\_ foot radius of the authorized point(s) of diversion.     Applicable     Not Applicable
4. 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
5. 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
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 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
7. The owner of the authorized place(s) of use shall properly install an acceptable water flow meter on or before **December 31, 20\_\_\_\_**, 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
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
9. 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**

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*

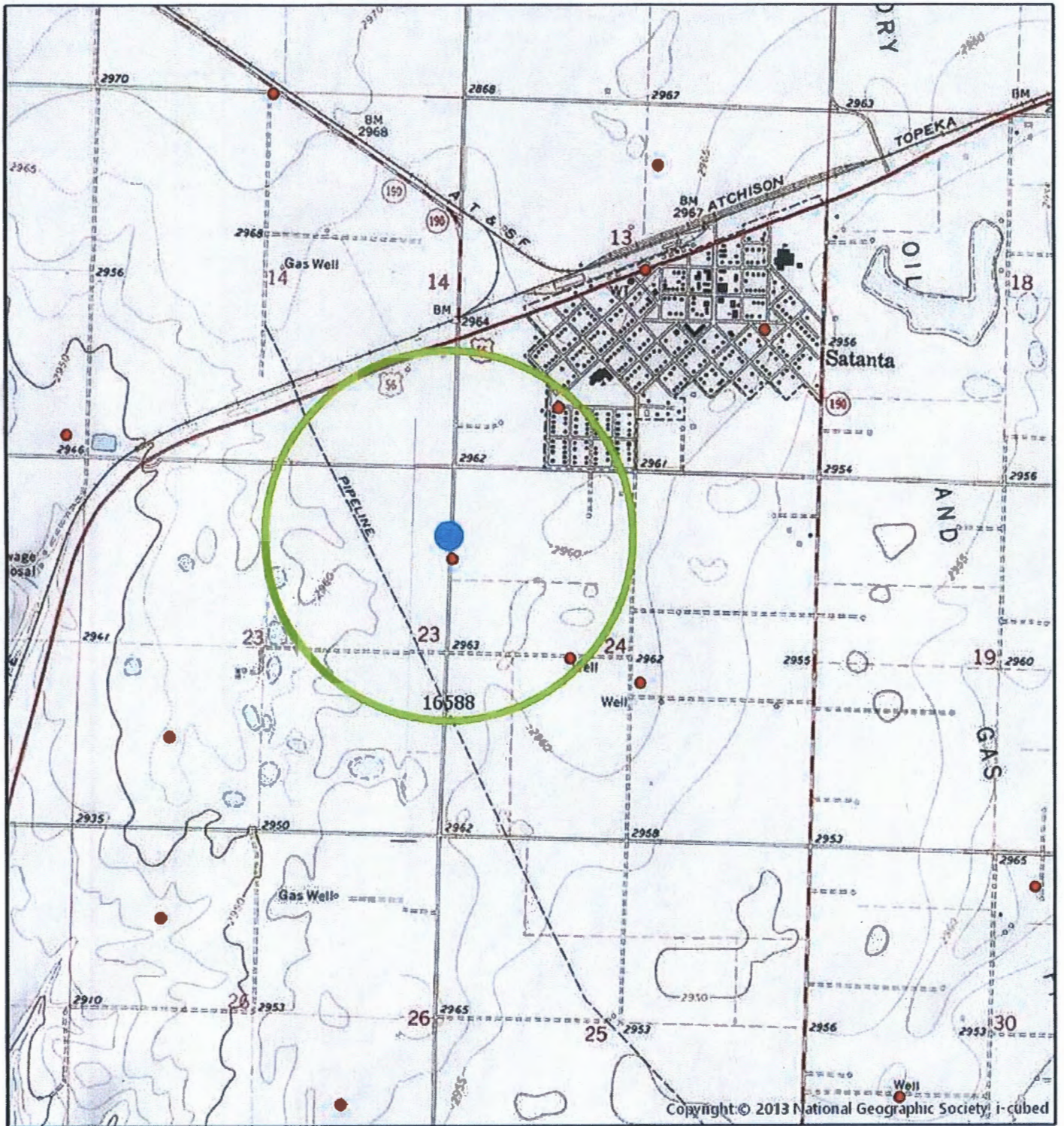
FOR OFFICE USE ONLY  
**APPLICATION APPROVED AND  
SUMMARY ORDER ISSUED**

By: \_\_\_\_\_  
Duly Authorized Designee of the Chief Engineer  
  
(Print Name): \_\_\_\_\_  
Division of Water Resources - Kansas Department of Agriculture  
  
Date of Issuance: \_\_\_\_\_  
  
State of Kansas                                 )  
  ) SS  
County of \_\_\_\_\_                         )  
  
Acknowledged before me on \_\_\_\_\_  
by \_\_\_\_\_  
  
Signature: \_\_\_\_\_  
Notary Public

My commission expires: \_\_\_\_\_  
(Notary Seal)



# CHANGE IN POINT OF DIVERSION 18014



Township 30 South Range 34 West  
HS County



All wells of any kind within a half mile of  
the proposed point of diversion are shown:

- POINT OF DIVERSION
- PROPOSED PD



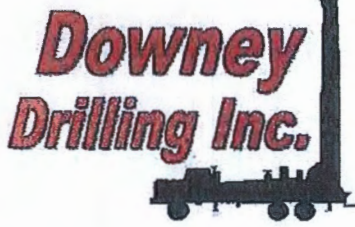
Created By: AT/GCFO



# WELL LOG

WR 10014

DATE: 3/18/2020



CUSTOMER NAME: STALKER, INC. (BRAD STALKER)

LEGAL: NE 23-30S-34W

COUNTY: HASKELL

GPS: N 37.428744

SWI APPROX. 310'

W 100.998535

LOGGER: DALE

DRILLER: DALE GUINN

WO: 20-117

TW	FROM	TO	TYPE	HARDNESS	COLOR	SPEED	PULL DOWN	OTHER / DRILLING ACTION
	0	17	SANDY CLAY	SOFT	BROWN	FAST		SMOOTH
	17	21	CALICHE	STIFF	WHITE & TAN	SEMI SLOW		CHOPPY
	21	60	CLAY W/ TR. CALICHE LENSES	SOFT	BROWN	SEMI SLOW		SMOOTH
	60	76	FINE SAND	SOFT		FAST		SMOOTH
	76	99	SANDY CLAY W/ FEW LIME ROCK LAYERS	SOFT	BROWN	FAST		SMOOTH
	99	180	FINE, MED, COURSE SAND AND SMALL GRAVEL	SOFT		FAST		CHATTER
	180	218	FINE, MED, COURSE SAND, SM. GRAVEL	SOFT		FAST		CHATTER
	218	247	CLAY W/ TR. CALICHE LENSES	SOFT	BLUE	FAST		SMOOTH
	247	290	FINE, MED, COURSE SAND AND SMALL GRAVEL	SOFT		FAST		CHATTER
	290	303	CLAY W/ TR. CALICHE LENSES	SOFT	BLUE	FAST		SMOOTH
	303	325	FINE, MED, COURSE SAND	SOFT		FAST		CHATTER
	325	338	CLAY	SOFT	BLUE & BROWN	FAST		SMOOTH
	338	354	FINE, MED, COURSE SAND, FINE, TR. MED GRAVEL	SOFT		FAST		CHATTER
	354	364	CLAY	SOFT	LIGHT BLUE	FAST		SMOOTH
	364	382	FINE, MED, COURSE SAND	SOFT		FAST		CHATTER
	382	401	SANDY CLAY W/ MED SAND STRINGERS	STIFF	TAN	SEMI SLOW		CHATTERY & SMOOTH
	401	431	SANDY CLAY	SOFT	TAN	SEMI SLOW		SMOOTH
	431	475	FINE, MED SAND	SOFT		SEMI SLOW		VIBRATION
	475	477	SOAPSTONE	SOFT	GRAY	SEMI SLOW		SMOOTH
X	477	529	SANDSTONE	NOT AS SOFT	BROWN	SEMI SLOW		CHOPPY
	529	548	SANDSTONE AND SOAPSTONE	NOT AS SOFT	YELLOW	SEMI SLOW		CHOPPY
	549	560	RED BED	HARD	RED	SLOW		CHOPPY
			QUIKGEL - 9					
			BRAN - 1					
			HOLEPLUG - 2					
			CASING SEAL - 1					
			WATER USAGE - 4,200 GAL					
			6-1/4 DRAG BIT - 1					

RECEIVED

NOV 25 2020

Garden City Field Office  
Division of Water Resources



18014 Proposed Well location

INPUTS	
Target Section Definition	
Section	23
Township	30
Range	34
Range Direction	W
Target Point Coordinates (NAD27 or NAD83)	
Target Longitude	-100.998535
Target Latitude	37.428744

Load Data and Compute

- Instructions**
1. Enter values for section, township, range and range direction.
  2. Enter **NAD27** or **NAD83** longitude and latitude of target point.
  3. Click "Load Data and Compute" button.
  4. Use feet distances corresponding to datum of target point.

Loaded Section Data From LEOBASE using <b>NAD83</b>		
Corner	Corner Latitudes	Corner Longitudes
SW	37.41700151	-101.01684787
NW	37.43148259	-101.01668006
NE	37.43145158	-100.99838505
SE	37.41690965	-100.99856794
Degrees Longitude per Foot		3.44340992E-06
Degrees Latitude per Foot		2.74636401E-06
Target Point Distances from Corners using NAD83		
Corner	Feet North(+)/South(-)	Feet East(-)/West(+)
SW	4276	-5318
NW	-997	-5270
NE	-986	44
SE	4309	-10

Target point is in Section

Loaded Section Data From LEOBASE using <b>NAD27</b>		
Corner	Corner Latitudes	Corner Longitudes
SW	37.41697700	-101.01640300
NW	37.43145800	-101.01623500
NE	37.43142700	-100.99794000
SE	37.41688500	-100.99812300
Degrees Longitude per Foot		3.44340879E-06
Degrees Latitude per Foot		2.74598553E-06
Target Point Distances from Corners using NAD27		
Corner	Feet North(+)/South(-)	Feet East(-)/West(+)
SW	4285	-5189
NW	-988	-5140
NE	-977	173
SE	4319	120

Target point is in Section

Difference (NAD83 Minus NAD27)		
Corner	Corner Latitudes	Corner Longitudes
SW	0.00002451	-0.00044487
NW	0.00002459	-0.00044506
NE	0.00002458	-0.00044505
SE	0.00002465	-0.00044494
Difference (NAD83 Minus NAD27)		
Corner	Feet North(+)/South(-)	Feet East(-)/West(+)
SW	-9.51507423	-129.19291322
NW	-8.81744976	-129.24810703
NE	-8.81536437	-129.24693980
SE	-9.57066790	-129.21497735



18014 Current Well location  
Per 2015 GMD3 Inspection

INPUTS	
Target Section Definition	
Section	23
Township	30
Range	34
Range Direction	w
Target Point Coordinates (NAD27 or NAD83)	
Target Longitude	-100.998230
Target Latitude	37.427670

Load Data and Compute

**Instructions**

1. Enter values for section, township, range and range direction.
2. Enter **NAD27** or **NAD83** longitude and latitude of target point.
3. Click "Load Data and Compute" button.
4. Use feet distances corresponding to datum of target point.

Loaded Section Data From LEOBASE using <b>NAD83</b>		
Corner	Corner Latitudes	Corner Longitudes
SW	37.41700151	-101.01684787
NW	37.43148259	-101.01668006
NE	37.43145158	-100.99838505
SE	37.41690965	-100.99856794
Degrees Longitude per Foot		3.44340992E-06
Degrees Latitude per Foot		2.74636401E-06
Target Point Distances from Corners using NAD83		
Corner	Feet North(+)/South(-)	Feet East(-)/West(+)
SW	3885	-5407
NW	-1388	-5358
NE	-1377	-45
SE	3918	-98

Target point is NOT In Section

Loaded Section Data From LEOBASE using <b>NAD27</b>		
Corner	Corner Latitudes	Corner Longitudes
SW	37.41697700	-101.01640300
NW	37.43145800	-101.01623500
NE	37.43142700	-100.99794000
SE	37.41688500	-100.99812300
Degrees Longitude per Foot		3.44340879E-06
Degrees Latitude per Foot		2.74598553E-06
Target Point Distances from Corners using NAD27		
Corner	Feet North(+)/South(-)	Feet East(-)/West(+)
SW	3894	-5278
NW	-1379	-5229
NE	-1368	84
SE	3928	31

Target point is In Section

Difference (NAD83 Minus NAD27)		
Corner	Corner Latitudes	Corner Longitudes
SW	0.00002451	-0.00044487
NW	0.00002459	-0.00044506
NE	0.00002458	-0.00044505
SE	0.00002465	-0.00044494
Difference (NAD83 Minus NAD27)		
Corner	Feet North(+)/South(-)	Feet East(-)/West(+)
SW	-9.46117369	-129.19288426
NW	-8.76354922	-129.24807808
NE	-8.76146383	-129.24691085
SE	-9.51676736	-129.21494840



Garden City Field Office  
4532 W. Jones, Suite B  
Garden City, KS 67846



Phone: 620-276-2901  
Fax: 620-276-9315  
[www.agriculture.ks.gov](http://www.agriculture.ks.gov)

Mike Beam, Secretary

Laura Kelly, Governor

January 12, 2021

CITY OF SATANTA  
PO BOX 665  
SATANTA, KS 67870-0665

RE: Water Right, File No. 18014

Dear Sir or Madam:

This is to advise you that Clinton Stalker has filed an application for approval of the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, to change the point of diversion under the above referenced applications. An irrigation well is proposed to be relocated to the SE $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$  of Section 23, Township 30 South, Range 34 West, Haskell County.

You can find the complete applications posted by water right file number as referenced above at: <https://agriculture.ks.gov/divisions-programs/dwr/water-appropriation/notices>

You are notified on this proposed point of diversion (well) so that you may furnish this office with any comments or other information you want to submit. Such comments or other information must be received in this office within 15 days from the date of this letter.

Should you have any questions, please feel free contact this office. If you would prefer, you could 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,

A handwritten signature in blue ink that reads "Austin J. McColloch".

Austin J. McColloch  
Assistant Water Commissioner

AM:  
enclosures

pc:  
GROUNDWATER MANAGEMENT DISTRICT NO. 3