

Kansas Department of Agriculture
 Division of Water Resources
CHANGE: P/D WORKSHEET

1. File Number: 48291	2. Status Change Date:	3. Change Num: 2	4. Field Office: 02	5. GMD:	
6. Status: <input checked="" type="checkbox"/> Approved <input type="checkbox"/> Denied by DWR/GMD <input type="checkbox"/> Dismiss by Request/Failure to Return				7. Filing Date of Change: 3/16/18	
8a. Applicant(s) New to system <input type="checkbox"/>		Person ID _____ Add Seq# _____		8c. Landowner(s) New to system <input type="checkbox"/>	
8b. Landowner(s) New to system <input type="checkbox"/>		Person ID 5058 Add Seq# 1		8d. WUC New to system <input type="checkbox"/>	
BOB G FAIRCHILD 3873 SW 30 ST KINGMAN KS 67068		BOB G FAIRCHILD 3873 SW 30 ST KINGMAN KS 67068			
9. Documents and Enclosure(s): <input checked="" type="checkbox"/> DWR Meter(s) Date to Comply: 12/31/18 <input type="checkbox"/> N & P Date to Comply: _____					
<input type="checkbox"/> Anti-Reverse Meter <input type="checkbox"/> Meter Seal <input checked="" type="checkbox"/> Check Valve <input type="checkbox"/> N & P Form <input type="checkbox"/> Water Tube <input type="checkbox"/> Driller Copy <input type="checkbox"/> H & E Letter					
<input type="checkbox"/> Conservation Plan Date Required: _____ Date Approved: 4/12/18 Date to Comply: _____					
10. Use Made of Water From: _____ To: _____					
				Date Prepared: 4/6/18 By: TJS	
				Date Entered: _____ By: _____	

File No. **48291** 11. County: Basin: Stream: Formation Code: Special Use:

12. Points of Diversion										Rate and Quantity						
CHK	MOD	DEL	PDIV	Qualifier	S	T	R	ID	'N	'W	Comment (AKA Line)	Authorized		Additional		Overlap PD Files
ENT												Rate gpm/cfs	Quantity af/mgy	Rate gpm/cfs	Quantity af/mgy	
CHK				46360				2			BATT 1 OF 3 WELLS					None
CHK				80627				6			BATT 1 OF 3 WELLS					None
CHK				83487				8			GEO CTR					None
CHK				83488				9			BATT 1 OF 3 WELLS					None

13. Storage: Rate _____ NF Quantity _____ ac/ft Additional Rate _____ NF Additional Quantity _____ ac/ft

14. Limitation: _____ af/yr at _____ gpm (_____ cfs) when combined with file number(s) _____
 Limitation: _____ af/yr at _____ gpm (_____ cfs) when combined with file number(s) _____

15. 5YR Allocation: Allocation Type _____ Start Year _____ 5 YR Amount _____ Amount Unit _____ Base Acres _____ Comment _____

16. Place of Use																		Total	Owner	Chg?	Overlap Files								
CHK	MOD	DEL	PUSE	S	T	R	ID	NE¼				NW¼				SW¼						SE¼							
ENT								NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼						
MOD				21445	22	28S	8W	1		5	6.5		33	13.5	15	37									110	8b.	No	None	

Base Acres: **110** Year: **Permit** Minimum Reasonable Quantity: **1.16 AF/acre**

Comments:

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.

File No. 48291

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 9:50 AM
 MAR 16 2018

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 in the

The source of supply is: Groundwater Surface water

Stafford Field Office
 Division of Water Resources

2. Name and address of Applicant: Bob G & Joelene A Fairchild
3873 SW 30 St, Kingman KS 67068-8702

Phone Number: (620)532-3047 Email address: _____

Name and address of Water Use Correspondent: Bob G & Joelene A Fairchild
3873 SW 30 St, Kingman KS 67068-8702

Phone Number: (620)532-3047 Email address: _____

3. The presently authorized place of use is:

Owner of Land ---- NAME: Bob G & Joelene A Fairchild

ADDRESS: 3873 SW 30 St, Kingman KS 67068-8702

(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	
22	28	8W		11	11		33	11	11	33								110	

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: Bob G & Joelene A Fairchild

ADDRESS: 3873 SW 30 St, Kingman KS 67068-8702

(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	
22	28	8W		5	6.5		33	13.5	15	37								110	

For Office Use Only: Code _____ Fee \$200 TR # _____ Receipt Date _____ Check # 9864

5. **Presently authorized point of diversion: Geographic Center of a Battery of 3 Wells**

One in the _____ Quarter of the _____ Quarter of the NC W2 NE Quarter of Section 22, Township 28 South, Range 8 W, in Kingman County, Kansas, 3,935 feet North 2,060 feet West of Southeast corner of section. Authorized Rate 600 gpm Authorized Quantity 154 AF Depth of well N/A (feet)

(DWR use only: Computer ID No. 08 GPS 3634 feet North 1986 feet West) **4/12/18 CRC*

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 NW Quarter of the SW Quarter of the NE Quarter of Section 22, Township 28 South, Range 8 W, in Kingman County, Kansas, 3,634 feet North 1,986 feet West of Southeast corner of section. Proposed Rate no change Proposed Quantity no change Proposed well depth (feet) N/A

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: _____

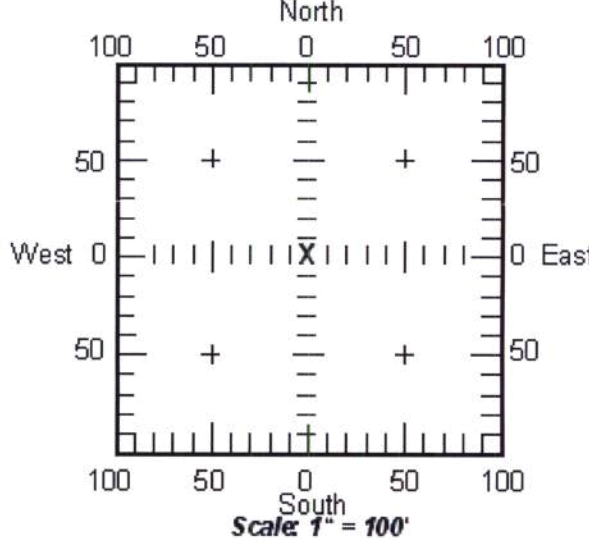
Proposed point of diversion: (Complete only if change is requested or if existing point is better described by GPS)

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) To change the authorized acres to include unauthorized acres being irrigated.

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

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.

11. Groundwater Management District recommendation attached? Yes No

12. Assisted by EKF // SFFO

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 Staffora Field Office
 Division of Water Resources

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 March Kingman, Kansas, this 12 day of March, 20 18.

Bob S. Kaudell
(Owner)

Julene Fairchild
(Spouse)

(Please Print)

(Please Print)

(Owner)

(Spouse)

(Please Print)

(Please Print)

(Owner)

(Spouse)

(Please Print)

(Please Print)

State of Kansas }
County of Kingman } SS

I hereby certify that the foregoing application was signed in my presence and sworn to before me this 12th day of March, 2018.

SONDRA BOYCE
Notary Public - State of Kansas
My Appt. Expires 6-30-19

Sondra Boyce
Notary Public

My Commission Expires 6-30-19

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

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Stafford Field Office
Division of Water Resources
File No. 48291

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. 48291.

1. A change application was received on 3/16/2018 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 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, 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, 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
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

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MAR 16 2018
Stafford Field Office
Division of Water Resources

FOR OFFICE USE ONLY
APPLICATION APPROVED AND SUMMARY ORDER ISSUED

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

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

Date of Issuance: 4/12/18

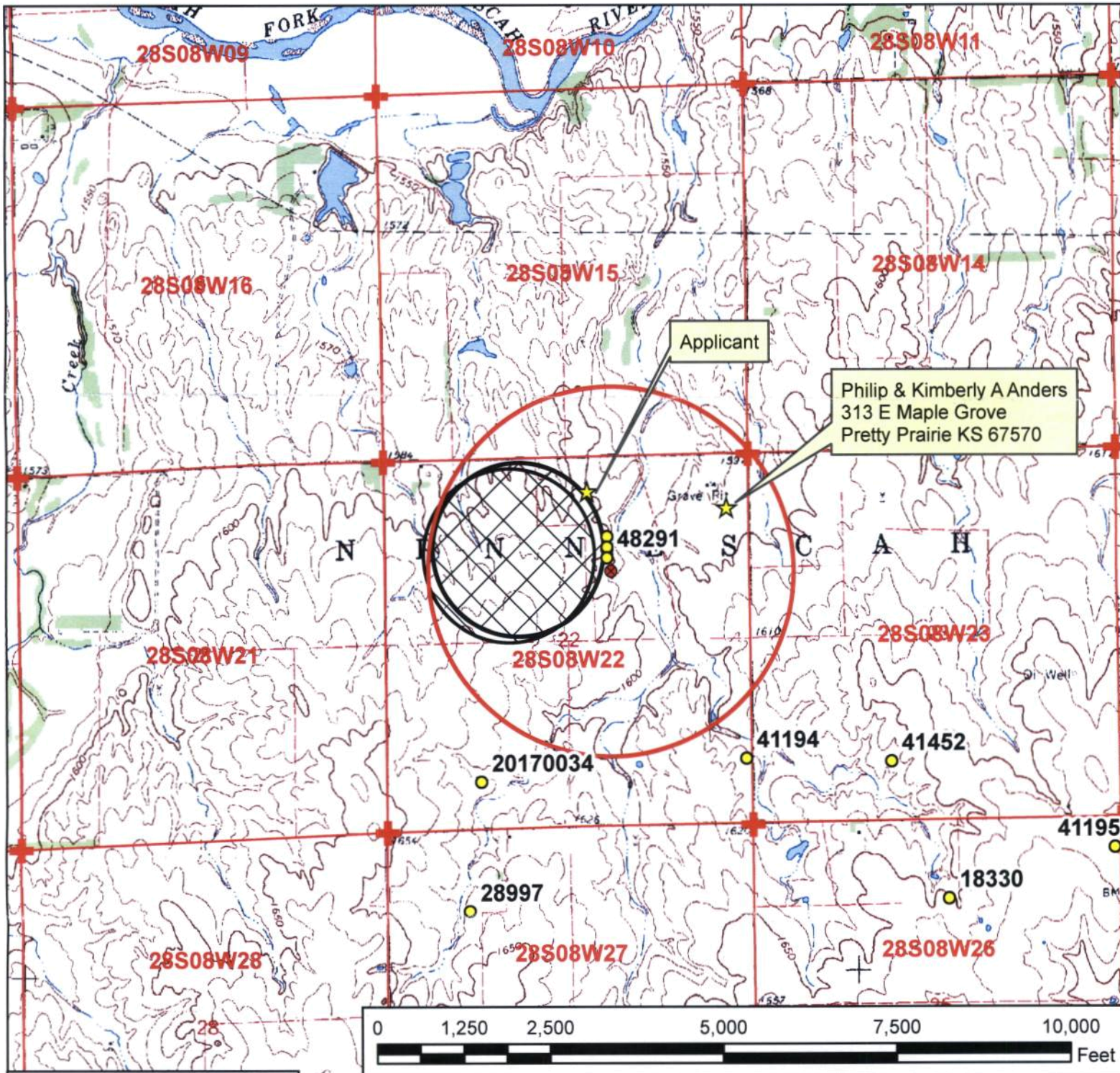
State of Kansas)
County of Stafford) SS

Acknowledged before me on 4/12/2018
by Cameron Court

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

(Notary Seal)

File No. 48291



Philip & Kimberly A Anders
 313 E Maple Grove
 Pretty Prairie KS 67570

Applicant

Legend

- Water Appropriations
- ★ Domestic Well
- Actual Point of Diversion
- Section Lines

Place of Use

- ▨ Proposed
- ▨ Authorized

Water Appropriation, File No. 48291

Change in Place of Use Application Map

22-28-8W // Kingman County



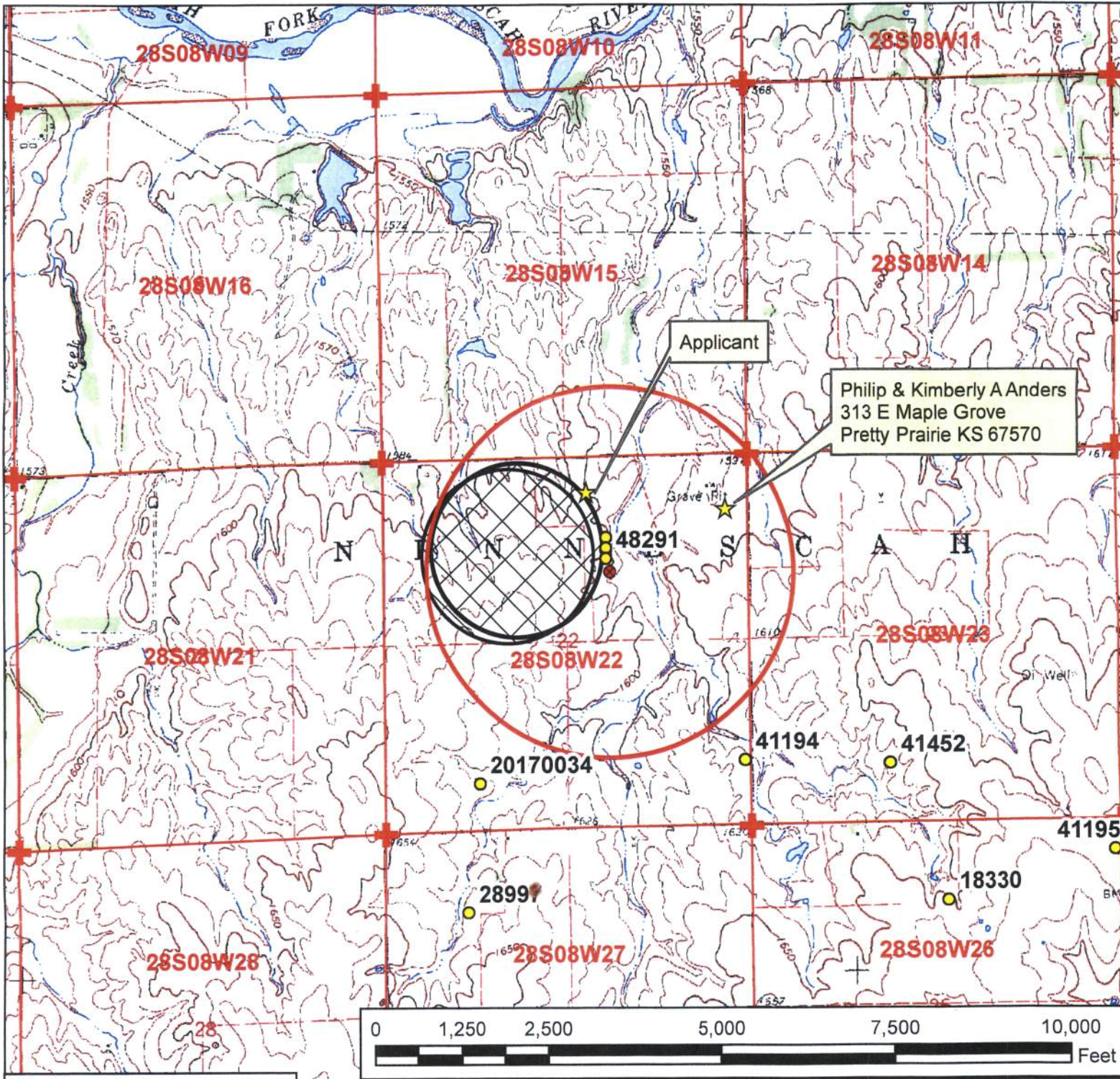
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MAR 16 2018

I declare that all known wells and the respective landowners within 2,640 feet of the authorized point of diversion have been shown.

Stafford Field Office
 Division of Water Resources

Signature



Legend

- Water Appropriations
- ★ Domestic Well
- Actual Point of Diversion
- Section Lines

Place of Use

- ▨ Proposed
- ▨ Authorized

Water Appropriation, File No. 48291

Change in Place of Use Application Map
22-28-8W // Kingman County

RECEIVED

APR 05 2018



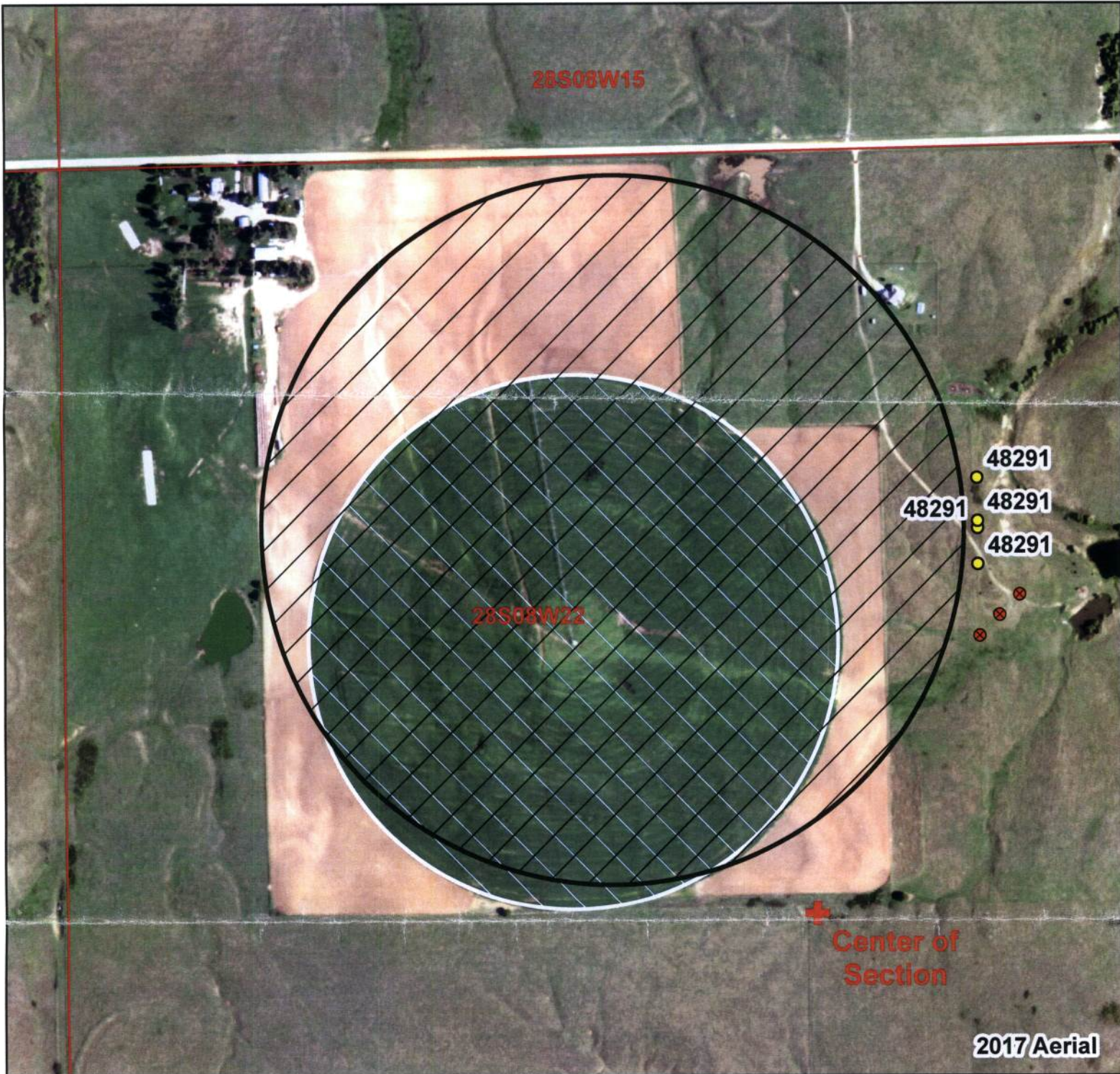
I declare that all known wells and the respective landowners within 2,640 feet of the authorized point of diversion have been shown.

Bob D. Karcher

Signature

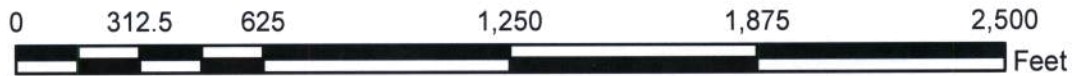
Stafford Field Office
Division of Water Resources

SCANNED



Legend

- Water Appropriations
- ⊗ Actual Point of Diversion
- Section Lines
- Place of Use**
- Actual
- Authorized



Water Appropriation, File No. 48291
 Field Inspection Map
 22-28-8W
 Kingman County

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MAR 16 2018

Stafford Field Office
 Division of Water Resources



STATE OF KANSAS

DEPARTMENT OF AGRICULTURE
DIVISION OF WATER RESOURCES
STAFFORD FIELD OFFICE
300 S. MAIN STREET
STAFFORD, KS 67578-1521



PHONE: (620) 234-5311
FAX: (620) 234-6900
www.agriculture.ks.gov

GOVERNOR JEFF COLYER, M.D.
JACKIE McCLASKEY, SECRETARY OF AGRICULTURE

April 12, 2018

Bob G Fairchild
2873 SW 30th St
Kingman KS 67068-8702

Re: Water Right, File No(s). 48291

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.

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

CERTIFICATE OF SERVICE

On this **12th** day of **April, 2018**, I hereby certify that the attached Change in Place of Use for Water Right, File No. **48291**, dated **April 12, 2018** was mailed via Certified U.S. mail to the following:

Bob G Fairchild
3873 SW 30th St
Kingman KS 67068-8702



Staff

STATE OF KANSAS

DEPARTMENT OF AGRICULTURE
DIVISION OF WATER RESOURCES
STAFFORD FIELD OFFICE
300 S. MAIN STREET
STAFFORD, KS 67578-1521



PHONE: (620) 234-5311
FAX: (620) 234-6900
www.agriculture.ks.gov

GOVERNOR JEFF COLYER, M.D.
JACKIE McCLASKEY, SECRETARY OF AGRICULTURE

April 4, 2018

Bob G & Joelene A Fairchild
3873 SW 30 St
Kingman KS 67068-8702

RE: Water Appropriation, File No. 48,291

Dear Applicant,

On March 16, 2018, an application for approval to change the place of use under Water Appropriation, File No(s). 48,291 was received in our office. As we discussed during a phone conversation on April 3, 2018, you had received a letter dated March 19, 2018 and had then returned the signed map to the Stafford Field Office. As of this date, we have not received this map or other correspondence regarding this file number.

Please review the enclosed map carefully and ensure any domestic wells within one-half mile of the authorized well location are noted on the map. If there are any wells not shown, please add them and then sign the map.

Please return this signed map to the Stafford Field Office within 14 days of the date of this letter. If I can be of any further assistance, or if you have any questions regarding the enclosed documents, please give me a call at (620) 234-5311.

Sincerely,

Tyler Saryerwinnie
Environmental Scientist
tyler.saryerwinnie@ks.gov

Enclosure

SCANNED

DEPARTMENT OF AGRICULTURE
DIVISION OF WATER RESOURCES
STAFFORD FIELD OFFICE
300 S. MAIN STREET
STAFFORD, KS 67578-1521

STATE OF KANSAS



PHONE: (620) 234-5311
FAX: (620) 234-6900
www.agriculture.ks.gov

GOVERNOR JEFF COLYER, M.D.
JACKIE MCCLASKEY, SECRETARY OF AGRICULTURE

March 19, 2018

Bob G & Joelene A Fairchild
3873 SW 30 St
Kingman KS 67068-8702

RE: Water Appropriation, File No. 48,291

Dear Applicant,

On March 16, 2018 an application for approval to change the place of use under Water Appropriation, File No(s). 48,291 was received in our office. Upon review of the application, it has been found that the accompanying map for the application was not signed.

Please review the enclosed map carefully and ensure any domestic wells within one-half mile of the authorized well location are noted on the map. If there are any wells not shown, please add them and then sign the map.

Please return this signed map to the Stafford Field Office within 14 days of the date of this letter. If I can be of any further assistance, or if you have any questions regarding the enclosed documents, please give me a call at (620) 234-5311.

Sincerely,

Tyler Saryerwinnie
Environmental Scientist
tyler.saryerwinnie@ks.gov

Enclosure



KANSAS DEPARTMENT OF AGRICULTURE

Division of Water Resources

Stafford Field Office

MEMORANDUM

TO: File

DATE: 4/6/2018

FROM: Tyler Saryerwinnie

RE: File No. 48,291

This is a memorandum regarding surrounding well owner notification on irrigation field office PU changes and pertains to decisions made during the Water Commissioner meeting which took place on 11/16/2016 with directive from Lane Letourneau, Program Manager.

This is applicable to field office changes to increase the place of use by 10 acres or 10% (whichever is less) or a change in place of use to create a complete overlap in which no new acres are being irrigated.

During that meeting it was determined that no surrounding well owner notification will be sent under this type of Place of Use change. All well rates and quantities will remain unchanged and the referenced change will not cause impairment or impact surrounding well owners.

The change in place of use filed on 3/16/2018 for the above referenced file meets this criteria and surrounding well owners will not be notified.