

File No. **22777** 11. County: **FORD** Basin: **Arkansas River** Stream: --- Formation Code: --- Special Use: ---

12. Points of Diversion
 CHK
 MOD
 DEL PDIV
 ENT
 Qualifier S T R ID 'N 'W Comment (AKA Line) Rate gpm/cfs Quantity af/mgy Additional Rate gpm/cfs Quantity af/mgy Overlap PD Files

CHK 4894 1 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 CHK MOD DEL ENT	PUSE	S	T	R	ID	NE¼				NW¼				SW¼				SE¼				Total	Owner	Chg?	Overlap Files
						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				
ENT	78022	32	27S	26W	1	31	31	31	31											248	8b & 8c	Yes	22194 & 22774		
ENT	26107	33	27S	26W	1									32.3	30	29.7	32			124	8b & 8c	Yes	22194 & 22774		
ENT	30151	4	28S	26W	1	Lot 1 31	Lot 2 31	31	31											124	8b & 8c	Yes	22194 & 22774		

Base Acres: **144.4** Year: **1986** Minimum Reasonable Quantity: **1.34 AF / acre (FO Co)**

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.

RECEIVED
10:06am
SEP 13 2019

File No. 22777

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: Arch Frink

PO Box 1088, Cimarron KS 67835-1088

Phone Number: (620)855-3282 Email address: afrink14@hotmail.com

Name and address of Water Use Correspondent: Arch B & Michelle Frink

PO Box 1088, Cimarron KS 67835-1088

Phone Number: (620)855-3282 Email address: afrink14@hotmail.com

3. The presently authorized place of use is:

Owner of Land ---- NAME: Arch B and Michelle L Frink

ADDRESS: PO Box 1088, Cimarron KS 67835-1088

(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	28S	26W	Lot 1 40.17	Lot 2 25	40	40	Lot 3 .4												147.17

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: A.) Arch Frink // B.) Arch B and Michelle L Frink

ADDRESS: A.) PO Box 1088, Cimarron KS 67835-1088 // B.) PO Box 1088, Cimarron KS 67835-1088

(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	
A.) 32	27S	26W	31	31	31	31													248
B.) 33	27S	26W																	124
B.) 4	28S	26W	Lot 1 31	Lot 2 31	31	31													124

For Office Use Only: Code _____ Fee \$ <u>200-</u> TR # _____ Receipt Date _____ Check # <u>5787</u>

5. **Presently authorized point of diversion:**
 One in the _____ Quarter of the _____ Quarter of the _____ Lot 1 _____ Quarter
 of Section _____ 4 _____, Township _____ 28 _____ South, Range _____ 26 _____ W,
 in Ford _____ County, Kansas, _____ 5230 _____ feet North _____ 1095 _____ feet West of Southeast corner of section.
 Authorized Rate _____ 970 GPM _____ Authorized Quantity _____ 153.5 AF _____ Depth of well _____ --- _____ (feet)
(DWR use only: Computer ID No. 1 _____ 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 _____,
 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 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) Modifying the place of use to include
current irrigation systems while creating a complete place
of use overlap with File Nos. 22194, 22774, 22777

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

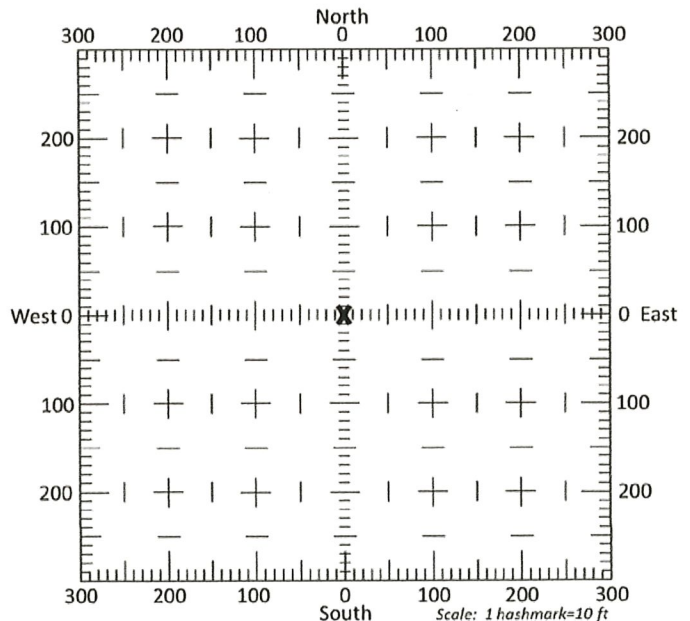
9. The change(s) (was)(will be) completed by?
Upon approval

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

11. Groundwater Management District recommendation attached? Yes No 7/19/19 TJS-SFFO

12. Assisted by TJS - SFFO

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.)

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Stafford Field Office
 Division of Water Resources

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 Dodge City, Kansas, this 23rd day of August, 2019.

[Signature]
(Owner)

Ach Frink
(Please Print)

(Owner)

(Please Print)

(Owner)

(Please Print)

[Signature]
(Spouse)

Michelle Frink
(Please Print)

(Spouse)

(Please Print)

(Spouse)

(Please Print)

State of Kansas }
County of Ford } SS



I hereby certify that the foregoing application was signed in my presence and sworn to before me this 23rd day of August, 2019.

[Signature]
Notary Public

My Commission Expires December 19, 2022

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.

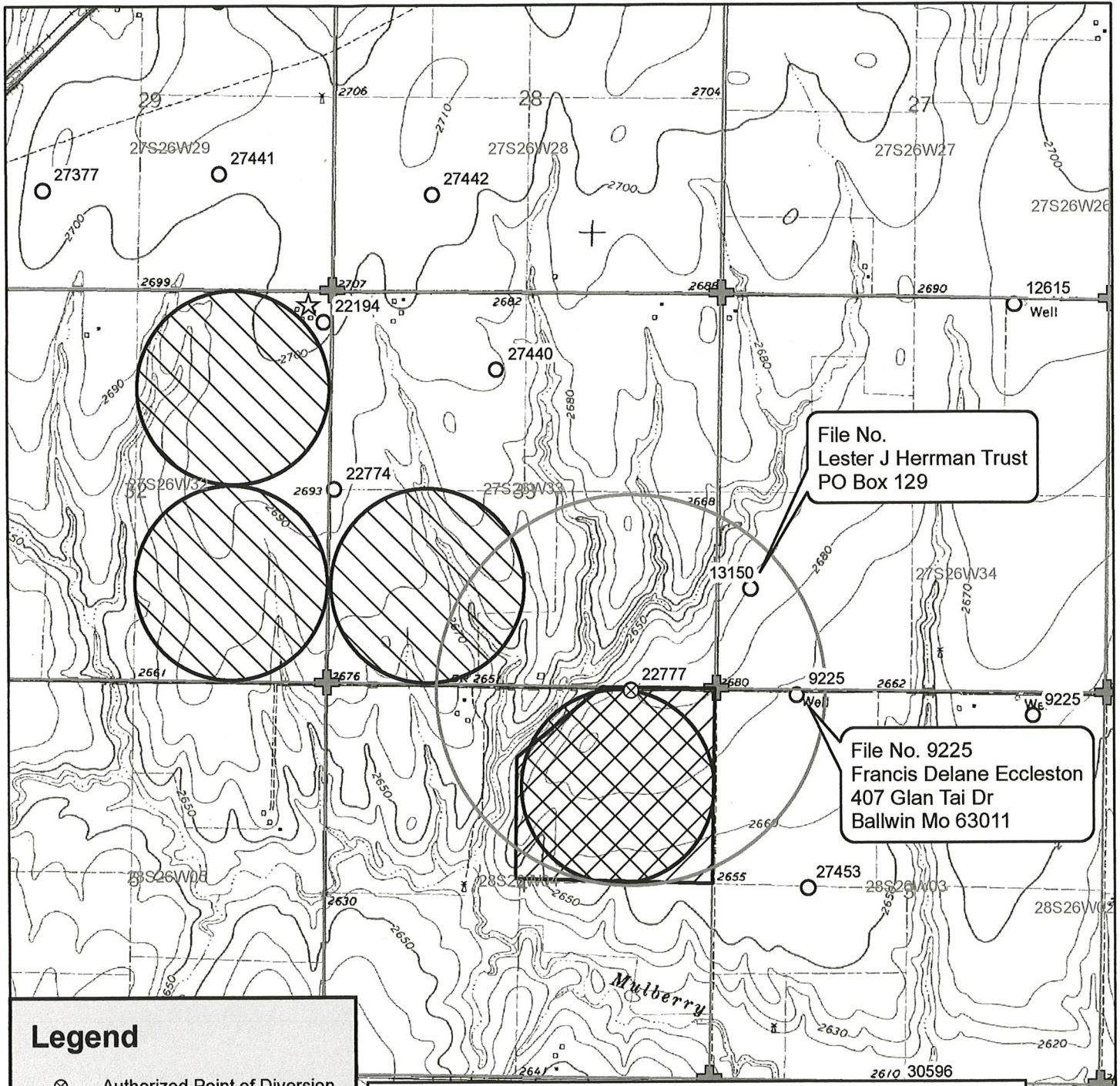
FEE SCHEDULE

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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SEP 13 2019



File No.
Lester J Herrman Trust
PO Box 129

File No. 9225
Francis Delane Eccleston
407 Glan Tai Dr
Ballwin Mo 63011

Legend

- ⊗ Authorized Point of Diversion
- Water Appropriations
- 1/2 Mile Buffer
- ☆ Domestic Well
- ▭ Section Line
- ⊕ Section Corner

Place of Use

- ▨ Authorized
- ▩ Proposed

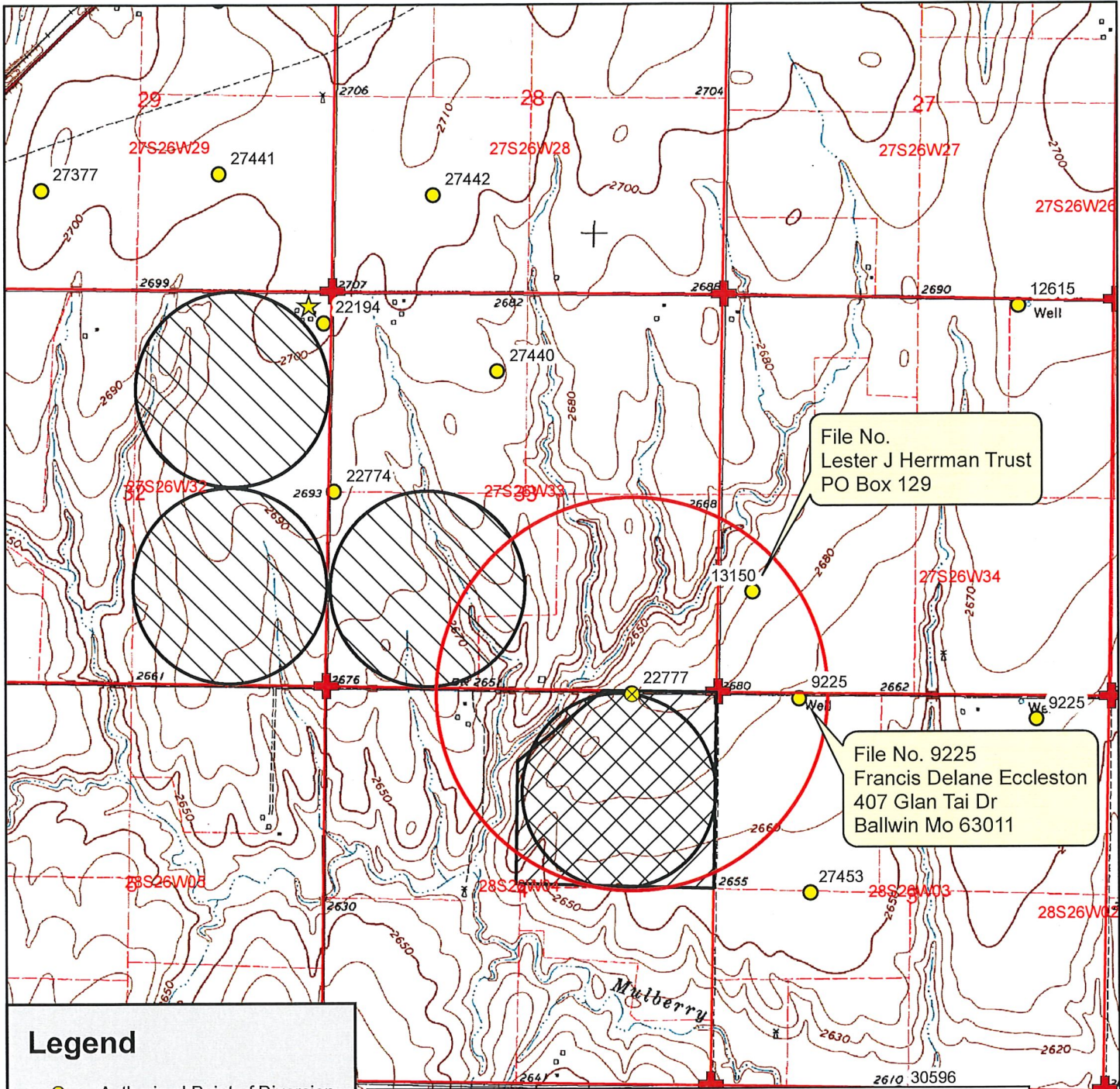


Water Right, File No. 22777
Change in Place of Use, Application Map
32/33-27S-26W, 4-28S-26W Ford County



To the best of my knowledge, all water wells including domestic, within 1/2 mile of the authorized point of diversion have been shown.

Signature



File No.
Lester J Herrman Trust
PO Box 129

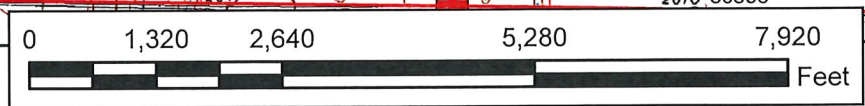
File No. 9225
Francis Delane Eccleston
407 Glan Tai Dr
Ballwin Mo 63011

Legend

- Authorized Point of Diversion
- Water Appropriations
- 1/2 Mile Buffer
- Domestic Well
- Section Line
- Section Corner

Place of Use

- Authorized
- Proposed



Water Right, File No. 22777
Change in Place of Use, Application Map
32/33-27S-26W, 4-28S-26W Ford County



To the best of my knowledge, all water wells including domestic, within 1/2 mile of the authorized point of diversion have been shown.

COPY

Signature

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

October 23

Arch Frink
PO Box 1088
Cimarron KS 67835-1088

Re: Water Right, File No(s). 22777

Dear Water Right Owner:

Enclosed is an order executed by the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, approving the application for change under the 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 <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,

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

Jeff Lanterman
Water Commissioner

Enclosures

pc: Water Rights Section
Groundwater Management District No.3

CERTIFICATE OF SERVICE

On this **23rd** day of **October, 2019**, I hereby certify that the attached Change in Place of Use for Water Right, File No. **22777**, dated **October 22, 2019** was mailed via Certified U.S. mail to the following:

Arch Frink
PO Box 1088
Cimarron KS 67835-1088

A copy of the letter was sent to the following:

GMD 03



Staff



KANSAS DEPARTMENT OF AGRICULTURE

Division of Water Resources

Stafford Field Office

MEMORANDUM

TO: File

DATE: 9/17/2019

FROM: Tyler Saryerwinnie

RE: File Nos. 22194, 22774, &
22777

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 applications filed on 9/13/2019 for the above referenced files meet this criteria and surrounding well owners will not be notified.

Saryerwinnie, Tyler [KDA]

From: Saryerwinnie, Tyler [KDA]
Sent: Tuesday, September 17, 2019 4:13 PM
To: norquest@gmd3.org
Cc: Conant, Cameron [KDA]
Subject: GMD Recommendation Request - File Nos. 22194, 22774, & 22777
Attachments: 22194etal.Cover Letter + base reviews.pdf; 22194.Change App.pdf; 22774.Change App.pdf; 22777.Change App.pdf

Jason,

I have attached a cover letter and copies of three (3) place of use change applications for GMD review and recommendation. I have also included the base acre determinations for your reference. Please provide the GMD recommendation by no later than October 7, 2019.

Please let me know if you have any questions or concerns.

Thank you,
Tyler

Tyler Saryerwinnie, Environmental Scientist
Kansas Department of Agriculture
Division of Water Resources
Stafford Field Office
Phone: (620)234-5311

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

September 17, 2019

Jason Norquest
Southwest Groundwater Management District No. 3
2009 E Spruce Street
Garden City, KS 67846

RE: Place of Use Change Application, File Nos. 22194, 22774, & 22777

Dear Mr. Norquest,

We are enclosing copies of the applications, as referenced above, for your review and recommendation. At this time the applications appear to be in proper form.

This office will delay any further action on this file for a period of 15 business days from the date of this letter to allow you time to submit your recommendations concerning the applications. Please submit your recommendation within the allotted time, or any authorized extension of time thereof.

If you have any questions, please feel free to contact the office.

Sincerely,

A handwritten signature in black ink, appearing to read "Tyler Saryerwinnie".

Tyler Saryerwinnie
Environmental Scientist
Stafford Field Office
tyler.saryerwinnie@ks.gov

Enclosure

Saryerwinnie, Tyler [KDA]

From: Jason Norquest <norquest@gmd3.org>
Sent: Thursday, September 19, 2019 2:14 PM
To: Saryerwinnie, Tyler [KDA]
Subject: RE: GMD Recommendation Request - File Nos. 22194, 22774, & 22777
Attachments: 2019_Sept19_ReviewMat_PU.pdf

EXTERNAL: This email originated from outside of the organization. Do not click any links or open any attachments unless you trust the sender and know the content is safe.

Here you go Tyler, seemed pretty straight forward. Do you need me to mail the signed cover page to you also?

Jason Norquest
Assistant Manager, GMD3
Cell: 620-271-1289
Office: 620-275-7147
www.gmd3.org

From: Saryerwinnie, Tyler [KDA] <Tyler.Saryerwinnie@ks.gov>
Sent: Tuesday, September 17, 2019 4:13 PM
To: Jason Norquest <norquest@gmd3.org>
Cc: Conant, Cameron [KDA] <Cameron.Conant@ks.gov>
Subject: GMD Recommendation Request - File Nos. 22194, 22774, & 22777

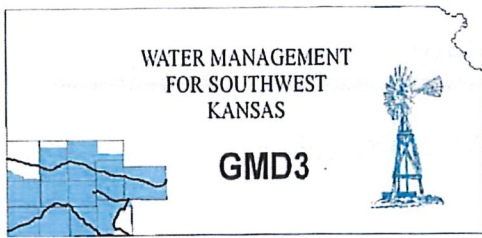
Jason,

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Please let me know if you have any questions or concerns.

Thank you,
Tyler

Tyler Saryerwinnie, Environmental Scientist
Kansas Department of Agriculture
Division of Water Resources
Stafford Field Office
Phone: (620)234-5311



Southwest Kansas
Groundwater Management District No. 3
2009 E. Spruce Street
Garden City, Kansas 67846
(620) 275-7147 phone (620) 275-1431 fax
www.gmd3.org

September 19, 2019

Tyler Saryerwinnie
Division of Water Resources
300 S. Main Street
Stafford, Kansas 67578-1521

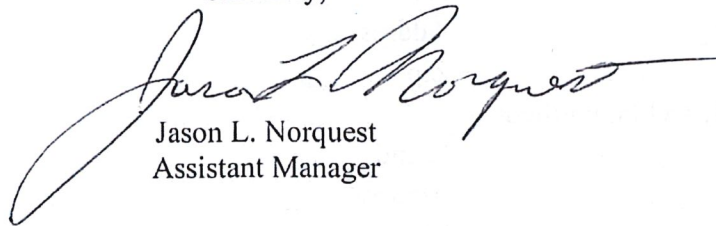
RE: Applications for Change in Place of Use
Water Right, File Nos. 22194, 22774 & 22777

Dear Tyler:

We have completed a review of the applications for the above referenced water rights. The proposals are not in conflict with the Management Program of the Southwest Kansas Groundwater Management District No. 3 (GMD3). The proposed change in place of use in irrigation acres is within the combined base acres for the water rights and will make a complete overlap, in accordance with K.A.R. 5-5-11. It is therefore recommended that the applications be approved at this time.

Thank you for the opportunity to review the applications and to provide a recommendation. If you have any questions, please don't hesitate to contact us.

Sincerely,

A handwritten signature in blue ink, which appears to read "Jason L. Norquest". The signature is fluid and cursive, with a large initial "J".

Jason L. Norquest
Assistant Manager

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SEP 19 2019
Stafford Field Office
Division of Water Resources

GMD3 Change Review

File No(s): 22194, 22774 & 22777.

DWR office: SF.

App filed to change: PU.

Is Landowner(s) correct in WRIS: Arch Frink.

If NO, is documentation included?

Is Water Use Correspondent correct in WRIS? yes.

If NO, is documentation included?

Regulation(s) Reviewed: KAR 5-5-11

Point of diversion ID No(s) being changed.

	ft. North	ft. West	
Authorized PD			
Proposed PD			
Difference	0	0	
a2 + b2 = c2	0	0	0

GPS for proposed PD: Lat: Long: .

Is proposed PD stacking on existing WRs? .

Is Proposed PU overlapping existing WRs? Will make a complete overlap with all 3 WRs and match the acres currently being irrigated.

Land Owner(s) notified: .

Name . Name .

Address . Address .

Zip . Zip .

Neighboring certified well(s) notified: .

Name . Name .

Address . Address .

Zip . Zip .

Domestic well(s) notified: .

Name . Name .

Address . Address .

Zip . Zip .

Base Acres: 190.7(22194) + 154.9(22774) + 144.4(22777) = 490 acres total.

Perfected Acres: .

Irr. Return-Flow %

Currently authorized acres:

22194: 276

22774: 154.9

22777: 147.17

Total: 578.07 acres

Apps propose a total of 496 acres. 6 acres over base, but within the 10 acres or 10% allowed in the rules.

Is a waiver needed: No, only 6 acres over base.

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SEP 19 2019

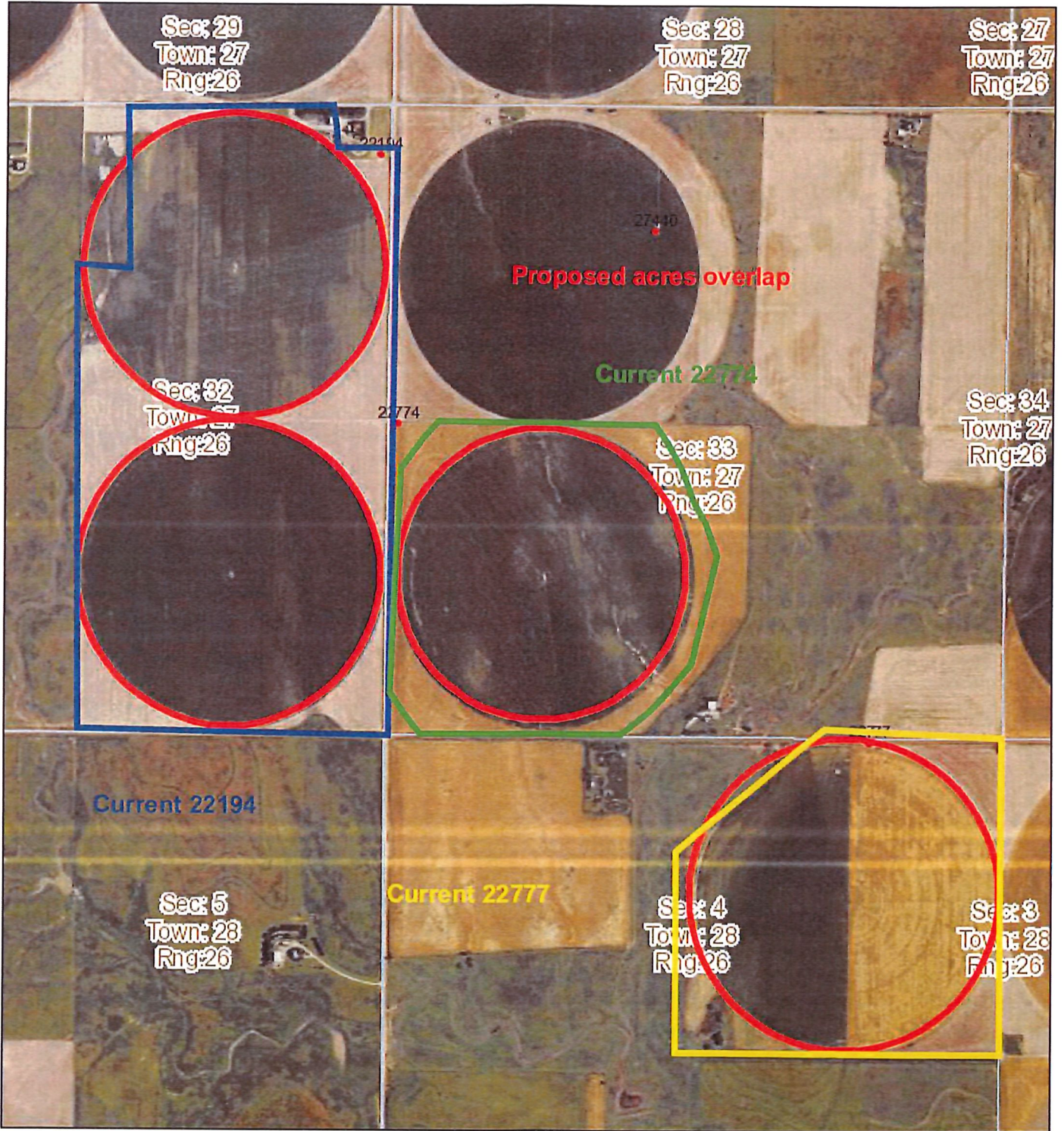
Stafford Field Office
Division of Water Resources

GMD3 Change Review

Recommendation: After review of all available information, it appears that current area rules are met. Staff therefore recommends approval of the applications.

A handwritten signature in black ink, consisting of several loops and a long horizontal stroke at the end.

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Stafford Field Office
Division of Water Resources



September 18, 2019

DISCLAIMER: This map is not intended for conveyances, nor is it a legal survey. The information is presented on a best-efforts basis, and should not be relied upon for making financial, survey, legal or other commitments.

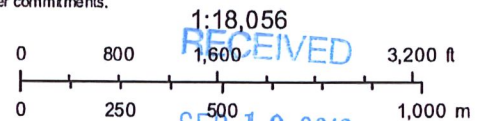
Legend

Wells

- ? Other
- IRR
- + CON
- ⊗ DEW
- ⚡ DOM

- FPR
- HYD
- ★ IND
- ▲ MUN
- ▬ REC

- ⊗ STK
- ⚡ THX
- ? Empty
- Sections



1:18,056

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SEP 19 2019

Stafford Field Office
Division of Water Resources

GMD FSA 2016