

Kansas Department of Agriculture
Division of Water Resources
 APPROVAL OF CHANGE APPLICATION WORKSHEET

1. File No.: 17,393	2. Status Change Date:	4. Field Office: 02 - Stafford GMD: 05 - Big Bend Structures File No.: Filing Date: 02/24/2025
3. Package File No(s):		
5a. <input checked="" type="checkbox"/> Applicant <input type="checkbox"/> Owner <input checked="" type="checkbox"/> WUC <input type="checkbox"/> Address Change Person ID 24595 Add Seq# 1 JAMES J & TAMMY M MCCLAREN 1345 US HIGHWAY 50 KINSLEY, KS 67547-4735	5b. <input checked="" type="checkbox"/> Owner <input type="checkbox"/> WUC <input type="checkbox"/> Address Change Person ID 9097 Add Seq# 1 HERMAN R KASTNER TRUST 2909 STONE VALLEY DR MANHATTAN, KS 66502-2141	
5c. <input type="checkbox"/> Owner <input type="checkbox"/> WUC <input type="checkbox"/> Address Change Person ID Add Seq#	5d. <input type="checkbox"/> Owner <input type="checkbox"/> WUC <input type="checkbox"/> Address Change Person ID Add Seq#	
6. Change No.: 1 <input checked="" type="checkbox"/> PD <input type="checkbox"/> PU <input type="checkbox"/> UMW Base Acres: --- Year: --- Min Reasonable Q: --- Previous UMW: Not changing MDS Gauge: --- Active Admin? <input type="checkbox"/> Completion Date: 12/31/2025		7. Use of Water <input checked="" type="checkbox"/> Groundwater <input type="checkbox"/> Surface Water UMW: IRR-Irrigation UMW: UMW:
8. Action Trail ---		
9. Special Conditions ---		
10. 5YR Allocation Type: Start Year: --- 5YR Quantity: --- Base Acres: --- Comment: ---		
11. Sand & Gravel Proj ID: --- <input type="checkbox"/> Active <input type="checkbox"/> Dredge <input type="checkbox"/> IND Evap <input type="checkbox"/> Jr Evap <input type="checkbox"/> Other Diversion <input type="checkbox"/> Rpt on Sr		
12. Waiver Rule ID: --- <input type="checkbox"/> New Date Requested: --- Applies: --- Rule No.: --- Rule Type: --- Justification: --- Rule SubType: ---		
Comments	Processed 02/24/25 JNE	Entered
	Reviewed	

File No. **17,393** 13. County: **EDWARDS** Basin: **33 - ARKANSAS RIVER** Stream:
 Structures File No: Aquifer Code: **180 - UNDIFFERENTIATED KANSAN/NEBRASKAN** Special Use Area: --- ---

14. Points of Diversion, Rates & Quantities															
PDIV	Qualifier	S	T	R	ID	'N	'W	Comment (AKA Line)	Qty AF		Rate gpm		Storage Qty		Storage Rate
									Auth	Add	Auth	Add	Auth	Add	Auth/Add
DEL	48644	NE SW NW	25	25	19W	2	3940	3965	233	233	950	950			
ENT		NW SW NW	25	25	19		3905	3838	233	233	950	950			

15. Limitations Type: Quantity: AF Rate: gpm combined with file no(s):
 Type: Quantity: Rate: combined with file no(s):

16. Metering yes Metering Required Anti-Reverse Required Seal Required Compliance Date: 12/31/2025

17. Place of Use																								
PUSE	S	T	R	ID	NE¼				NW¼				SW¼				SE¼				Total	Owner(s)	Chg?	Overlaps
					NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE				
NO CHG	32027	25	25	19W	2					40	40	40	40									160	5b	<input type="checkbox"/>
																								<input type="checkbox"/>
																								<input type="checkbox"/>
																								<input type="checkbox"/>
																								<input type="checkbox"/>
																								<input type="checkbox"/>

18. Point of Diversion and Place of Use Overlaps

* + # ^	** +++ ## ^^
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88Submit 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.

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1:21
JAN 24 2025

File No. 17393

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

Stafford Field Office
 Division of Water Resources

2. Name and address of Applicant: Kinsley Feeders LLC

1278 P Rd, Kinsley, KS 67548

Phone Number: (620) 397-6752

Email address: dmartin@kinsleyfeeders.com

Name and address of Water Use Correspondent: James J & Tammy M McClaren

1345 US Highway 50, Kinsley, KS 67547-4735

Phone Number: (620) 546-5166

Email address: ckmccclaren@gmail.com

3. The presently authorized place of use is:

Owner of Land ---- NAME: Herman R Kastner Trust Attn: Chuck Lyman

ADDRESS: 4415 Kauffman Dr., Manhattan, KS 66503

(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	
25	25	19W					40	40	40	40									160

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 CPV **Fee \$** 100- **TR #** _____ **Receipt Date** _____ **Check #** 445105

5. **Presently authorized point of diversion:**
 One in the NE Quarter of the SW Quarter of the NW Quarter of Section 25, Township 25 South, Range 19 WEST, in Edwards County, Kansas, 3940 feet North 3965 feet West of Southeast corner of section. Authorized Rate 950 GPM Authorized Quantity 233 AF Depth of well 88 (feet)
(DWR use only: Computer ID No. 2 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 NW Quarter of the SW Quarter of the NW Quarter of Section 25, Township 25 South, Range 19 WEST, in Edwards County, Kansas, 3905 feet North 3838 feet West of Southeast corner of section. Proposed Rate 950 GPM Proposed Quantity 233 AF Proposed well depth (feet) 135
 This point is: Additional Well Geo Center List other water rights that will use this point NONE

*130' per owner
 1/16/25
 cdc
 2/24/25*

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) Well is failing and applicant desires to move the well 35 feet South, 127 feet East of current authorized location.

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

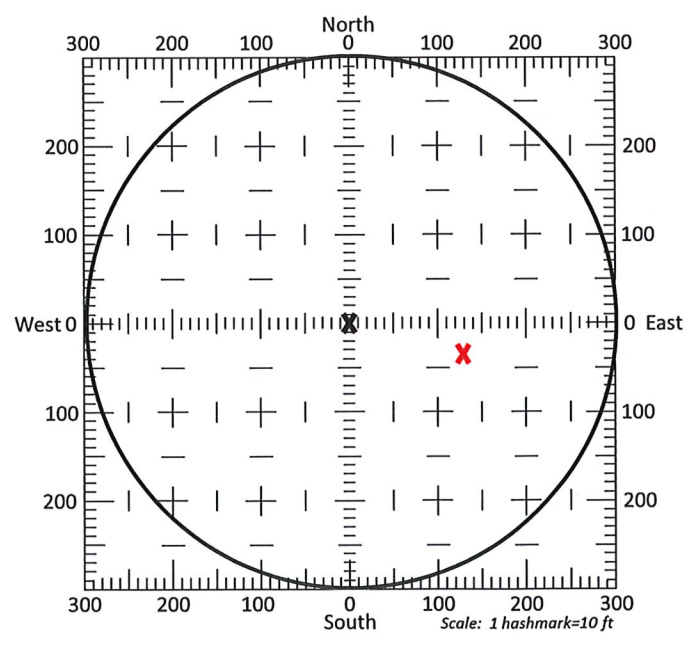
9. The change(s) (was)(will be) completed by?
as soon as approved

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

11. Groundwater Management District recommendation attached?
 Yes No

12. Assisted by JNE // 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 a 300 foot radius of the existing point of diversion, indicate its location on the diagram shown above in relation to the existing point of diversion. The proposed point of diversion must be located within the circle shown above. **(PLEASE NOTE: The "X" in center of diagram above represents the presently authorized point of diversion.)**

JAN 24 2025
 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 Stafford, Kansas, this 24th day of February, 2025.

 _____ (Owner)	_____ (Spouse)
<u>Derek W. Martin</u> _____ (Please Print)	_____ (Please Print)
_____ (Owner)	_____ (Spouse)
_____ (Please Print)	_____ (Please Print)
_____ (Owner)	_____ (Spouse)
_____ (Please Print)	_____ (Please Print)

State of Kansas }
County of STAFFORD } SS

I hereby certify that the foregoing application was signed in my presence and sworn to before me this 24th day of February, 2025.

My Commission Expires _____




 Notary Public

~~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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JAN 24 2025

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

February 25, 2025

Kinsley Feeders LLC
1287 P Rd
Kinsley, KS 67548

Re: Water Right, File No(s). 17393

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.

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 the referenced website.

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,

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

Jeff Lanterman
Water Commissioner

Enclosures

pc: Water Rights Section
Groundwater Management District No. 5

CERTIFICATE OF SERVICE

On this **25nd** day of **February, 2025**, I hereby certify that the attached Change in Point of Diversion for Water Right, File No. **17393**, dated **February 25, 2025** was mailed via First Class U.S. mail to the following:

Kinsley Feeders LLC
1287 P Rd
Kinsley, KS 67548

A copy of the letter was sent via electronic mail to the following:

GMD 5

Faith Curtis

Staff

DRILLER'S TEST LOG

Customer Name: Kinsley Feeders Date: 12/16/2024
 Address _____ Test No: #2-24
 County: Edwards Quarter: NW Section: 25 Township: 25 Range: 19

Drilled Footage

From	To	Description of Strata	Indicate Test Location by an X
0	3	Top soil	
3	25	Soft, sandy clay	
25	35	Sand & gravel- fine to small w/ clay streaks	✕
35	60	Sand & gravel - small, med, clean	
60	75	Sand & gravel - small, med to pea size, clean	
75	84	Sand & gravel - small, med, clean	
84	90	Tan clay	
90	113	Sand & gravel - small, med, clean	
113	125	Tan clay w/ caliche streaks	
125	130	Broken rock w/ tan clay 50/ 50	
X 130	135	Yellow shale	
		<i>Spoke w/ Gerry & Rosencrantz, * TD of 130', stopping above the yellow shale "marker". No sump being drilled - same source as original well that was 88'. Call it 180 - Undiff Kan/veg.</i>	Static Water Level: <u>47</u> Ft
			Remarks: <u>Test hole was plugged.</u>
			Garmin GPS: NAD 83
			Latitude: 37.85092 N
			Longitude: 99.36439 W
			Elevation:
			Driller: <u>Luis Luna</u>
			Spot Location: <u>NW/ SE/ NW</u>

ROSENCRANTZ-BEMIS EQUIPMENT CO., INC

Telephone (620) 792-2488 or (620) 793-5512

P.O. Box 713, Great Bend, KS 67530

INPUTS	
Target Section Definition	
Section	25
Township	25
Range	19
Range Direction	W
Target Point Coordinates (NAD27 or NAD83)	
Target Longitude	-99.364390
Target Latitude	37.850920

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.

Change in Point of Diversion, File No. 17393
Proposed Point of Diversion

	Feet N	Feet W
Authorized Point of Diversion	3940	3965
Proposed Point of Diversion	3905	3838
	35	127
Distance:	131.7 feet	
	0.024897836 mile	

Loaded Section Data		
From LEOBASE using NAD83		
Corner	Corner Latitudes	Corner Longitudes
SW	37.84022677	-99.36938111
NW	37.85496685	-99.36921297
NE	37.85481363	-99.35084151
SE	37.84019576	-99.35110051
Degrees Longitude per Foot		3.46300061E-06
Degrees Latitude per Foot		2.74616370E-06
Target Point Distances from Corners using NAD83		
Corner	Feet North(+)/South(-)	Feet East(-)/West(+)
SW	3894	-1441
NW	-1474	-1393
NE	-1418	3912
SE	3905	3838

Loaded Section Data		
From LEOBASE using NAD27		
Corner	Corner Latitudes	Corner Longitudes
SW	37.84021000	-99.36898800
NW	37.85495000	-99.36882000
NE	37.85479700	-99.35044900
SE	37.84017900	-99.35070800
Degrees Longitude per Foot		3.46299983E-06
Degrees Latitude per Foot		2.74598553E-06
Target Point Distances from Corners using NAD27		
Corner	Feet North(+)/South(-)	Feet East(-)/West(+)
SW	3900	-1328
NW	-1468	-1279
NE	-1412	4026
SE	3912	3951