

Kansas Department of Agriculture  
 Division of Water Resources  
**CHANGE: PD WORKSHEET**

1. File Number: <b>32020</b>	2. Status Change Date: <b>2/25/2020</b>	3. Change Num: <b>C2</b> <del>C1</del>	4. Field Office: <b>03</b>	5. GMD: <b>04</b>
6. Status: <input type="checkbox"/> Approved <input type="checkbox"/> Denied by DWR/GMD <input type="checkbox"/> Dismiss by Request/Failure to Return				7. Filing Date of Change: <b>21-OCT-2019</b>
8a. Applicant(s) New to system <input type="checkbox"/>  <b>KATHLEEN J CRAMPTON TRUST Attn: CRAMPTON FARMS 1025 MAIZE RD COLBY, KS 67701-3523</b>		Person ID <b>28060</b> Add Seq# <b>1</b>	8c. Landowner(s) New to system <input type="checkbox"/>  Person ID _____ Add Seq# _____	
8b. Landowner(s) New to system <input type="checkbox"/>  Person ID _____ Add Seq# _____		8d. WUC New to system <input type="checkbox"/>  <b>KATHLEEN J CRAMPTON TRUST Attn: CRAMPTON FARMS 1025 MAIZE RD COLBY, KS 67701-3523 NO CHANGE</b>  Person ID <b>28060</b> Add Seq# <b>1</b>		
9. Documents and Enclosure(s): <input checked="" type="checkbox"/> DWR Meter(s) Date to Comply: <b>12/31/20</b> <input checked="" type="checkbox"/> N & P Date to Comply: <b>12/31/20</b>				
<input type="checkbox"/> Anti-Reverse Meter <input type="checkbox"/> Meter Seal <input checked="" type="checkbox"/> Check Valve <input checked="" type="checkbox"/> N & P Form <input checked="" type="checkbox"/> Water Tube <input type="checkbox"/> Driller Copy <input type="checkbox"/> H & E Letter <input type="checkbox"/> Conservation Plan    Date Required: _____    Date Approved: _____    Date to Comply: _____				
10. Use Made of Water    From: _____    To: _____				
Date Prepared: <b>02/06/20</b> By: <b>RAK</b> Date Entered: <b>2/26/2020</b> By: <b>LMoody</b>				

File No. **32020**      11. County **TH**      Basin **SAPPA CREEK**      Stream:      Formation Code: **211**      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		
DEL	16555	SE¼ NE¼ SE¼			10	7	35W	6	1686	50							
ENT	16009	NC S2 S2 N2			10	7	35W	2	2888	2640		910 g.p.m.	155 AF	910 g.p.m.	155 AF	48288	

13. Storage: Rate \_\_\_\_\_ NF      Quantity \_\_\_\_\_ ac/ft      Additional Rate \_\_\_\_\_ NF      Additional Quantity \_\_\_\_\_ ac/ft

14. Limitation: \_\_\_\_\_  
 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	ENT	PUSE	S	T	R	ID			NE¼				NW¼				SW¼				SE¼						
											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			
				<b>no changes to pu</b>																									

Base Acres:      Year:      Minimum Reasonable Quantity:

Comments:

**KANSAS DEPARTMENT OF AGRICULTURE**  
**Division of Water Resources**  
**MEMORANDUM**

**TO:** Files

**DATE:** February 6, 2020

**FROM:** Richelle A. Krueger

**RE:** Water Right  
File Nos. 17,330 and 32,020  
Appropriation of Water  
File No. 48,288

Kenneth L. and Kathleen J. Crampton, on behalf of Kathleen J. Crampton Trust, water right owner, filed applications for approval to change the authorized points of diversion for the referenced file numbers located within the Sappa Creek drainage basin.

The referenced water rights do not appear to be abandoned as per K.S.A. 82a-718. The perfection period for File No. 48,288 expires on December 31, 2024.

File No. 17,330 is authorized 207.5 acre-feet and 975 gallons per minute from one well (2888'N,2640'W) with no overlaps in Section 10, Township 7 South, Range 35 West, Thomas County. File Nos. 32,020 and 48,288 are authorized a limited quantity and diversion rate of 207.5 acre-feet and 910 gallons per minute from the same well (1686'N,50'W) also located in Section 10. All of the referenced file numbers overlap each other in the 619-acre place of use in Section 10 along with Water Right, File Nos. 4,529; 20,190; and 20,719. The water right owner proposes to "flip-flop" the authorized rate and quantities of the well authorized by File No. 17,330 with the well authorized by File Nos. File Nos. 32,020 and 48,288, a distance of approximately 2,855 feet. No new wells will be drilled.


According to the application maps and WRIS, there is one irrigation well under common ownership and 2 domestic wells (one under common ownership) within one half mile of the proposed existing wells. On November 20, 2019, a notification letter was sent to the nearby domestic well owner, no response has been received as of today's date.

In a letter dated January 30, 2020, Shannon Kenyon, Manager of Northwest Kansas Groundwater Management District indicated the Board of Directors recommended approval of the applications, so it is assumed the applications meet the requirements of K.A.R. 5-24-6 regarding long move changes.

The source of supply will remain the same, which appears to be the Ogallala Formation (211) based on available information.

Water flow meters will be required. Check valves are required if any chemical or foreign substances are injected into the water through the diversion works according to K.A.R. 5-3-5(c).

Based on the above discussion, that the changes are reasonable, that impairment to existing water rights is unlikely and that no change in the local source of supply will occur, it has been recommended that the referenced applications be approved.

  
Richelle A. Krueger  
Environmental Scientist

## Krueger, Richelle [KDA]

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**From:** Stewart, Kelly [KDA]  
**Sent:** Monday, February 3, 2020 10:49 AM  
**To:** Krueger, Richelle [KDA]  
**Cc:** Billinger, Mark [KDA]; Hageman, Rebecca [KDA]  
**Subject:** RE: Request for Recommendations Change in PD File Nos. 17330, 32020 and 48288 Kathleen J. Crampton Trust

Richelle, I have no objection to the approval of these changes.

Kelly

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**From:** Krueger, Richelle [KDA] <Richelle.Krueger@ks.gov>  
**Sent:** Monday, February 3, 2020 10:23 AM  
**To:** Stewart, Kelly [KDA] <Kelly.Stewart@ks.gov>  
**Cc:** Billinger, Mark [KDA] <Mark.Billinger@ks.gov>  
**Subject:** Request for Recommendations Change in PD File Nos. 17330, 32020 and 48288 Kathleen J. Crampton Trust

Hi Kelly,  
Attached is a draft memo for the referenced pd changes, do you recommend approval?  
Thanks,  
Richelle

1320 Research Park Drive  
Manhattan, KS 66502  
785-564-6700  
www. agriculture.ks.gov



900 SW Jackson, Room 456  
Topeka, KS 66612  
785-296-3556

Mike Beam, Secretary

Laura Kelly, Governor

KATHLEEN J CRAMPTON TRUST  
Attn: CRAMPTON FARMS  
1025 MAIZE RD  
COLBY, KS 67701-3523

February 27, 2020

**FILE COPY**

RE: Water Right, File Nos. 17,330 and 32,020  
Appropriation of Water, File No. 48,288

Dear Sir or Madam:

Enclosed are the orders executed by the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, approving the applications for change under the above referenced file numbers.

Your attention is directed to the enclosures and to the terms, conditions, and limitations specified in these approvals for change. A condition of these approvals is that acceptable water flow meters must be installed on the diversion works authorized under the referenced file numbers. Please return the required notification of completion of the diversion works and/or installation of the required meters as soon as these actions are completed.

Since the orders modify the original documents referred to above, the orders for File Nos. 17,330 and 32,020 should be recorded with the Register of Deeds as other instruments affecting real estate.

If you have any questions, please contact this office. If you call, please reference the file number so we can help you more efficiently.

Sincerely,

A handwritten signature in black ink, appearing to read "Richelle A. Krueger".

Richelle A. Krueger  
Environmental Scientist  
Division of Water Resources

RAK

pc: Stockton Field Office  
Groundwater Management District No. 4

# THE STATE OF KANSAS



**KANSAS DEPARTMENT OF AGRICULTURE**  
Mike Beam, Secretary of Agriculture

**DIVISION OF WATER RESOURCES**  
David W. Barfield, Chief Engineer

## **APPROVAL OF APPLICATION FOR CHANGE IN POINT OF DIVERSION WATER RIGHT FILE NO. 32,020**

The Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, after due consideration of the written application of Kenneth L. and Kathleen J. Crampton, on behalf of Kathleen J. Crampton Trust, 1025 Maize Road, Colby, Kansas 67701-3523, received in this office on October 21, 2019, for approval of a change in the location of the point of diversion under the certificate of appropriation issued pursuant to the application for permit to appropriate water for beneficial use, as modified and amended by the Findings and Orders of the Chief Engineer dated July 28, 2003 and January 15, 2014, reducing the authorized place of use, finds that the change is reasonable and will not impair existing rights, and that the application should be and is hereby approved.

The effective date of the change shall be the date this order is executed by the Chief Engineer, after which the authorized location of the point of diversion shall be:

one(1) well located near the center of the South Half of the South Half of the North Half (S $\frac{1}{2}$  S $\frac{1}{2}$  N $\frac{1}{2}$ ) of Section 10, more particularly described as being near a point 2,888 feet North and 2,640 feet West of the Southeast corner of said section, in Township 7 South, Range 35 West, Thomas County, Kansas,

located substantially as shown on the map accompanying the application to change the point of diversion.

Installation of the works for diversion of water shall be completed on or before December 31, 2020, or within any authorized extension of time. The water right owner shall notify the Chief Engineer of the Division of Water Resources, Kansas Department of Agriculture, when construction of the works for diversion has been completed.

All wells with a diversion rate of 100 gallons per minute or more drilled under the authority of this order shall have a tube or other device installed in a manner acceptable to, and in accordance with specifications adopted by, the Chief Engineer. This tube or device shall be suitable for making water level measurements and shall be maintained in a condition satisfactory to the Chief Engineer.

All diversion works into which any type of chemical or other foreign substance will be injected into the water pumped from the diversion works shall be equipped with an in-line, automatic, quick-closing check valve capable of preventing pollution of the source of the water supply. The type of valve installed shall meet specifications adopted by the Chief Engineer and shall be maintained in an operating condition satisfactory to the Chief Engineer.

The water right owner shall properly install an acceptable water meter on the diversion works authorized under this water right, prior to the use of water, in strict accordance with the Kansas Administrative Regulations 5-1-4 through 5-1-12 adopted by the Chief Engineer. The water right owner shall notify the Chief Engineer when installation of the water meter has been completed. The water right owner shall maintain the water meter in an operating condition satisfactory to the Chief Engineer, at all times during diversion of water and shall maintain records from which the total quantity of water diverted may be determined. The water right owner shall also report the reading of said water meter and the total quantity of water diverted annually to the Chief Engineer. Such records shall be furnished to the Chief Engineer by March 1 following the end of each calendar year.

In all other respects, the Certificate of Appropriation issued pursuant to Approval of Application, File No. 32,020, for permit to appropriate water for beneficial use, is as stated and set forth in the Certificate of Appropriation dated October 16, 1986, as modified and amended by the aforementioned orders.

#### **RIGHT TO A HEARING AND TO ADMINISTRATIVE REVIEW**

If you are aggrieved by this Order, then pursuant to K.S.A. 82a-1901, you may:

- 1) request an evidentiary hearing before the Chief Engineer, or
- 2) request administrative review by the Secretary of Agriculture.

Failure to request an evidentiary hearing before the Chief Engineer does not preclude your right to administrative review by the Secretary.

To obtain an evidentiary hearing before the Chief Engineer, a written request for hearing must be filed within 15 days after service of this Order as provided in K.S.A. 77-531 (i.e., within a total of 18 days after this Order was mailed to you), with: Kansas Department of Agriculture, Attn: Legal Section, 1320 Research Park Drive, Manhattan, KS 66502, FAX (785) 564-6777.

If you do not file a request for an evidentiary hearing before the Chief Engineer, you may petition for administrative review of the Order by the Secretary of Agriculture. A petition for review shall be in writing and state the basis for requesting administrative review. The request for hearing may be denied if the request fails to clearly establish factual or legal issues for review. See K.S.A. 77-527. The petition must be filed within 30 days after service of this Order as provided in K.S.A. 77-531 (i.e., within a total of 33 days after this Order was mailed to you), and be filed with: Secretary of Agriculture, Attn: Legal Division, Kansas Department of Agriculture, 1320 Research Park Drive, Manhattan, KS 66502, FAX (785) 564-6777.

If neither a request for an evidentiary hearing nor a petition for administrative review is filed as set forth above, then this Order shall be effective and become a final agency action as defined in K.S.A. 77-607(b). Failure to timely request either an evidentiary hearing or administrative review may preclude further judicial review under the Kansas Judicial Review Act.

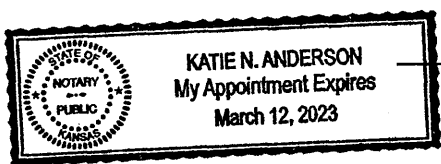
Any request for hearing or petition for administrative review shall be in writing and shall be submitted to the attention of: Chief Legal Counsel, Kansas Department of Agriculture, 1320 Research Park Drive, Manhattan, Kansas 66502, Fax: (785) 564 - 6777.

Ordered this 25<sup>th</sup> day of February, 2020, in Manhattan, Riley County, Kansas.

Lane P. Letourneau  
Lane P. Letourneau, P.G.  
Program Manager  
Water Appropriation Program  
Division of Water Resources  
Kansas Department of Agriculture

State of Kansas )  
                              ) SS  
County of Riley )

The foregoing instrument was acknowledged before me this 25<sup>th</sup> day of February, 2020, by Lane P. Letourneau, P.G., Program Manager, Water Appropriation Program, Kansas Department of Agriculture.



Katie Anderson  
Notary Public

**CERTIFICATE OF SERVICE**

On this 27<sup>th</sup> day of February, 2020, I hereby certify that the foregoing Approval of Application for Change in Point of Diversion, File No. 32,020, dated February 25, 2020 was mailed postage prepaid, first class, US mail to the following:

KATHLEEN J CRAMPTON TRUST  
Attn: CRAMPTON FARMS  
1025 MAIZE RD  
COLBY, KS 67701-3523

With photocopies to:

Stockton Field Office  
Groundwater Management District No. 4

Kate Anderson  
Division of Water Resources