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 To: CHIEF ENGINEER
Division of Water Resources
Kansas Department of Agriculture
1320 Research Park Drive
Manhattan, Kansas 66502
http://agriculture.ks.gov/dwr

APPLICATION FOR APPROVAL TO CHANGE THE PLACE OF USE, THE POINT OF DIVERSION OR THE USE MADE OF THE WATER UNDER AN EXISTING WATER RIGHT



Filing Fee Must Accompany the Application (Please refer to Fee Schedule on signature page of application form.)

Paragraph Nos. 1, 2, 3, 4 & 8 must be completed. Complete all other applicable portions. A topographic map or detailed plat showing the authorized and proposed points(s) of diversion and /or place of use must accompany this application.

1.	Application is hereby m	nade for approval of the Chief Engine	er to change the	
		☑ Place of Use		
	(Check one or more)	☐ Point of Diversion	Water Resources	RECEIVED
		☐ Use Made of Water	Received	
			FEB 10 2020	FEB 0 4 2020
		File No. <u>FI 168</u>		i Irden City Field Office
2.	Name of applicant: WH	EATLAND ELECTRIC COOP INC	KS Dept Of Agricultur	son of Water Resources
	Address: PO BOX 953,			1
	City, State and Zip: GA	RDEN CITY KS 67846		i
	Phone Number: () F-mail	address:	
	What is your relationshi	ip to the water right;	nant agent other? If other, ple	ase explain
	Name of water use corr	respondent: NO CHANGE, SAME		·
	Address:			
	City, State and Zip:			
	Phone Number: () E-mail	address:	<u>i</u>
3 .	The change(s) propose	d herein are desired for the following	reasons (please be specific):	
	ADDING THE FI CO RY	WD AS A PROPOSED PLACE OF U	SE TO OVERLAP THE PLACE OF US	EWITH FILE NO. 2342,
	AND OVERLAP WITH	PROPOSED APPLICATION FOR PL	ACE OF USE AND USE MADE OF W	ATER UNDER FILE NO.
	FI 229		- Marie de la companya del companya de la companya del companya de la companya de	-
	The change(s) (was) (was)	vill be) completed by 2020	· · · · · · · · · · · · · · · · · · ·	
		, ,	(Date)	
— Fo	r Office Use Only:		_ TT	DM- 2-4-20
F.(D. 4 GMD 3 Meet	S K.A.R. 5-5-1 (YES) NO) Use MU!	Source G/S County T	By Date

2/12/2020 LMoody

																File N	o. <u>FI 1</u>	68	
4. Th	e prese	ently au	ıthoriz	ed pla	ice of	use is:	:												
	Own	er of La	ınd —	- NAM	1E: <u>CI</u>	TY OF	GAR	DEN (CITY										
			AD	DRES	SS: <u>PC</u>	вох	998 2	201 N	8 ^{тн} , G	ARDE	N CIT	Y KS	6784	6					
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Sec.	Twp.	Range	NE1/4		SW1/4	SE1/4	NE1/4		5W1/4	SE1/4	NE1/4		N¼ SW¼	SE1/4	NE1/4	T T		SE1/4	TOTAL ACRES
	TWP.	rvange	NEZZ	1007/4	377/4	JE/4	INC/4	144474	30074	OL/1	112/4	144074	OVV	<u> </u>	INE/A	1111/2	011/4	OL/A	
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List an	y other	water	rights 1	that co	over th	is plac	ce of u	ise. <u>Fl</u>	<u>001, 51</u>	19, 234	2 <u>, 4665</u>	,12323	, 21044	2104	<u>5, 3681</u>	2, 3809	95, 3949	96 <u>, 425</u>	20
	Owne	er of La	ınd —	NAN	1E:												<u>i</u>		
			AD	DRES	SS:												i i		
				N	Ξ%			NV	V¼			SV	V¼			SE	1/4		TOTAL
Sec.	Twp.	Range	NE14	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW14	SW¼.	SE1/4	NE1/4	NW1/4	sw ₁ / ₄	SE1/4	ACRES
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List any	other	water r	riahts 1	hat co	over th	is plac	ce of u	se.									REC	EIV	ED.
•		ere are							dditior	nal she	ets as	s nece	ssarv.	.)			Ì		
	•												,	,			FEB	042	ກຂກ
5. It is	s propo	sed tha	at the	place	of use	be ch	anged	i to:									i		
	Owne	er of La	nd —	NAN	IE: <u>sa</u>	me as	above	e								Gard Divisio	den Ci	ty Fie.	ld Office Resources
			AD	DRES	ss:						i						/ I O V	valei i	nesources
				N	Ξ¼			NV	V%			SV	V¼			SE	1/4		TOTAL
Sec.	Twp.	Range	NE1/4		SW1/4	SE1/4	NE1/4	NW1/4		SE1/4	NE1/4		SW1/4	SE1/4	NE1/4	I	SW1/4	SE1/4	ACRES
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LISE CIT	•		•			• •			<u>,</u>	J. ZJ4.	_, -7000	,12020	, <u>~ 1044</u>	., <u>~ 104</u> ;	<u>., 5001</u>	_, 5508		. <u>., 72</u> 0.	
	Owne	er of La															1		
			AD	DRES	SS: <u>PC</u>	BOX	953 (SARDI	EN CI	TY KS	6784	6							
				NI	1/4			NV	V1/4			SV	٧%			SE	1/4		TOTAL
Sec.	Twp.	Range	NE1/4	NW1/4	SW1/4	SE1/4	NE¼	NW¼	SW1/4	SE1/4	NE1/4	NW14	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE¼	ACRES
9	24	33W	bound	ries	of	RWD	#1	Finney	Co										
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			L												\\\/:	ter	Reso	urce	\$
List an	v other	water r	rights t	hat co	over th	is plac	ce of u	se. 23	42, 38	3699,	12158	4352	8			Red	ceive	d	

FEB **0 4** 2020

_		Carden City Field Office	
6.	The presently authorized point(s) of diversion (is) (are) 16 wells	(Provide description and number of	points)
7.	The proposed point(s) of diversion (is) (are) NO CHANGE	,	
•	The proposed point(s) of diversion (is) (div) 140 of without	(Provide description and number of	polnts)
	List all presently authorized point(s) of diversion:		:
8.	Presently authorized point of diversion:	,	1
	One in the Quarter of the	Quarter of the	Quarter
	of Section, Township		
	in County, Kansas, feet North		I
	Authorized Rate Authorized Quantity		
	(DWR use only: Computer ID No GPS		feet West)
	☐ This point will not be changed ☐ This point will be change		
	Proposed point of diversion: (Complete only if change is reques	sted) ·	
	One in the Quarter of the		Quarter
	of Section, Township		
	in County, Kansas, feet North		
	Proposed Rate Proposed Quantity		•
i	This point is: Additional Well Geo Center List other water n		
9. l	Presently authorized point of diversion:		
	One in the Quarter of the	Quarter of the	Quarter
	of Section, Township	South, Range	W,
	in County, Kansas, feet North		
	Authorized Rate Authorized Quantity	·	i . I
	(DWR use only: Computer ID No GPS		feet West)
	☐ This point will not be changed ☐ This point will be change		· I
	Proposed point of diversion: (Complete only if change is reques	sted)	i
	One in the Quarter of the		Quarter
	of Section, Township		
ļ	in County, Kansas, feet North		
	Proposed Rate Proposed Quantity		
	This point is: Additional Well Geo Center List other water ri		
L			
0.	Presently authorized point of diversion:		-
	One in theQuarter of the	Quarter of the	Quarter
	of Section, Township	South, Range	<u> </u>
	in County, Kansas, feet North	feet West of Sout	heast corner of section.
١	Authorized Rate Authorized Quantity		
	(DWR use only: Computer ID No GPS	feet North	feet West)
	☐ This point will not be changed ☐ This point will be change	d as follows:	i i
	Proposed point of diversion: (Complete only if change is reques	sted)	
	One in the Quarter of the		Quarter
	of Section, Township	South Range	(F/M)
	in County, Kansas, feet North		
1	Proposed Rate Proposed Quantity		
-	This point is: Additional Well Geo Center List other water ri		
ا د د			
11.	Describe the current condition of and future plans for any point(s) of	Water Resources	e usea
		Received	<u> </u>
		, 1000	1

FEB 10 2020

FEB 0 4 2020 APPLICATION FOR APPROVAL TO CHANGE THE PLACE OF USE AND/OR POINT OF DIVERSION

SUPPLEMENTAL SHEET

FILE NO. <u>fl 168</u>

Carden City Field Office f. Icon of Water Resources

	zed point of	<u>diversion:</u>				
One in the			SW	Quarter of the	NW	Quarter
of Section	13	. Township	24	South Range	33	W.
in FI	Col	inty Kansas 3633	feet North	4289 feet West of So	utheast come	er of section
/DMD use only	Commuter ID	Authorized Quality	36	foot North	foot M	5() 50 t \
(DVVK use only: C	ompater in	No. 16 (GC 08) Gr	-3	reet North	leet w	#51 <i>)</i>
One in the		Quarter of the		Quarter of the	<u> </u>	Quarter
of Section		, Township		South, Range		(E/VV),
Proposed Rate		Proposed Quantity _		Proposed well depth (fe	et)	•
This point is: A	dditional Well	☐ Geo Center List of	other water righ	nts that will use this point		<u></u>
D44					1	
			05	0	N 13 6 7	O
One in the	SE	Quarter of the	SE	Quarter of the	NAA	Quarter
of Section	13	, Township	24	South, Range	33	W,
		•				er of section.
Authorized Rate		Authorized Quantity		Depth of well	(fee	
(DWR use only: C	omputer ID	No. <u>06 (GC 13)</u> GF	PS	feet North	feet We	est)
This point will not	be changed	This point will be chang	ed as follows:	🗌 No change, point better des	cribed with GP	S as follows:
Proposed point of	diversion: (Complete only if chan	ge is requeste	ed or if existing point is be	tter describ	ed by GPS)
One in the		Quarter of the		Quarter of the	· · · · · · · · · · · · · · · · · · ·	Quarter
of Section		, Township		South, Range		(E/W),
in	Cou	inty, Kansas,	feet North	feet West of So	utheast corne	r of section.
1						
			ration fraction right			<u>`</u> _
One in the	NW	Quarter of the	NE	Quarter of the	SW	Quarter
of Section	13 ·	, Township	24	South, Range	33	W,
1			£ 1 5 1 11-			
IN <u>Fl</u>		ınty, Kansas, <u>2327</u>	teet North	_3326 feet West of Soi	utheast corne	r of section.
Presently authorized point of diversion:						
Authorized Rate	Cou	Authorized Quantity		Depth of well	(fee	et)
Authorized Rate (DWR use only: 0	Cou Computer ID	Authorized Quantity No. 20 (GC 17) GF	's	Depth of well feet North	(fee	et) est)
Authorized Rate	Cou Computer ID be changed	Authorized Quantity No. 20 (GC 17)	PSed as follows: [Depth of well feet North No change, point better des	(fee feet We cribed with GP	et) e st) S as follows:
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Authorized Rate	Couputer ID be changed [diversion: (Authorized Quantity No. 20 (GC 17)	PS ed as follows: [ge is requeste feet North	Depth of well feet North No change, point better desired or if existing point is be Quarter of the South, Range feet West of South	feet We cribed with GP etter describe	est) S as follows: ed by GPS) Quarter (E/W), or of section.
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Authorized Rate	Counter ID be changed diversion: (Counter ID be changed diversion (Counter ID Co	Authorized Quantity No. 20 (GC 17) GF This point will be chang Complete only if chang Quarter of the , Township Inty, Kansas, Proposed Quantity Geo Center List of diversion: Quarter of the , Township Inty, Kansas, Quarter of the , Township Inty, Kansas, 3591	ed as follows: [ge is requeste _ feet North _ other water right SE _ 24 _ feet North _	Depth of well feet North No change, point better desired or if existing point is be Quarter of the South, Range feet West of Sou Proposed well depth (feuts that will use this point Quarter of the South, Range 3712 feet West of Sou	(feet We cribed with GP etter described with east corne et)	et) est) S as follows: ed by GPS) Quarter (E/W), or of section. Quarter W, or of section.
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of Section	13	, rownsnip	fort North	South, Range 3989 feet West of S	i 33	VV,
				Depth of well		
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				ed or if existing point is		
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of Section		Township		South, Range		(ΕΛΛΛ)
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of Section	13	, Township	24	South, Range	33	W,
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Authorized Rate		Authorized Quantity		Depth of well	(fee	et)
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of Section		Township		South, Range		(E/W),
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in	Co	unty, Kansas,	_ feet North	feet West of S	Southeast corne	er of section.
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Authorized Rate	of Castian	OE 42	Quarter of the	3//	Quarter or the	1444	Quarter
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of Section Township						1	
In							
Proposed Rate	of Section		, Township		South, Range		(E/W),
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One in the SW							
One in the SW	Presently authoriz	ed point of d	liversion:				
of Section 13	One in the	SW	Quarter of the	NE	Quarter of the	NW	Quarter
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Authorized Rate	in FI	Cou	nty Kansas 4483	feet North	3630 feet West of S	Southeast corner	of section.
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Presently author	ized point of	diversion:						•
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of Section	13	, Township		24	South	n, Range	33	W,
in <u>Fl</u>	Co	unty, Kansas,	3777 fe	et North_	4519	feet West of So	outheast corner	of section.
Authorized Rate _		Authorized Q	uantity		Depth	of well	(feet)	1
(DWR use only:	Computer ID	No. 66 (GC 10)	GPS_		feet N	orth	feet Wes	t)
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of Section		, Township			South	n, Range		(E/W),
in	Co	unty, Kansas,	fe	et North _		feet West of So	outheast corner	of section.
Proposed Rate		Proposed Qu	antity		Propos	ed well depth (f	eet)	·
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RECEIVED

FEB 0 4 2020

Garden City Field Office Division of Water Resources

Water Resources Received

FEB 10 2020

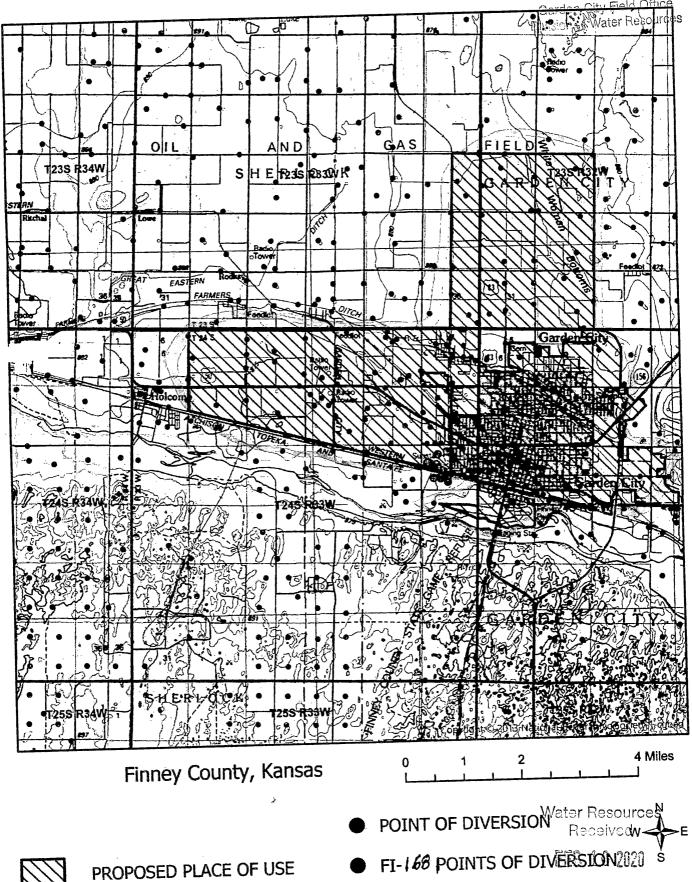
KS Dept Of Agriculture

Page ____ File No. ____

DWR 1-121-2 (Rev. 04/24/2018)

CHANGE IN PLACE OF USE FILE NO. FI-168 PROPOSED PLACE OF USE

FEB 0 4 2020



Applicant's Name	WECI	
	(Please Print)	•

MUNICIPAL (PUBLIC WATER SUPPLY) APPLICATION SUPPLEMENTAL INFORMATION SHEET

Application File Number	
FI 168	
(assigned by DWR)	

SECTION 1: PRESENT WATER USE SUMMARY (IF NO PREVIOUS MUNICIPAL WATER USE HAS BEEN UTILIZED, PROCEED TO SECTION 3) NOTE: WORKSHEET FOR WATER PUMPED, PURCHASED, AND SOLD BY YOUR WATER DISTRIBUTION SYSTEM.

Column 1	Column 2	Column 3	Column 4 Water Sold to Your	Column 5 Water Sold to Your	Column 6	Column 7
Raw Water Diverted Under Your Rights	Water Purchased From All Sources	Water Sold to Other Public Water Suppliers	Industrial, Stock, and Bulk Customers	Residential and Commercial Customers	Other Metered Water	Remaining Water Used (See Below Explanation)
TOTAL WATER =	: Columns 1 + 2		ACCOUNTED FOR WATER	 = Columns 3 + 4 + 5 + 6		UNACCOUNTED FOR WATER

UNACCOUNTED FOR WATER = TOTAL WATER - ACCOUNTED FOR WATER

- The amount of raw water diverted from all of your points of diversion. Column 1:
- The amount of water purchased wholesale from all other public water supply systems or the Kansas Water Office. Column 2:
- Column 3: The amount of water sold wholesale to all other public water supply systems.
- The amount of water sold retail to all industrial, pasture, stockwater, feedlot, and bulk water service connections. Include the amount of water sold to all farmsteads using at least 200,000 gallons of Column 4: water per year.
- The amount of water sold retail to your residential and commercial customers and to industries and farmsteads using less than 200,000 gallons of water per year. Column 5:
- Column 6: The amount of water used that is metered at individual service connections and supplied free, such as for public service, treatment processes, and connections receiving free water.
- The amount of remaining water used. The gallons reported in this column are found by adding the numbers in Columns 1 and 2 and subtracting the numbers in Columns 3, 4, 5, and 6.

UNACCOUNTED FOR WATER

Use the following to calculate your distribution system's Unaccounted For Water:

Start with the amount in Column 1 and add the amount in Column 2, then subtract the amounts in Column 3, 4, 5, and 6 leaving an amount of water representing your unaccounted for water to enter in Column 7.

Use the following to calculate the percent Unaccounted For Water versus the Total Water of your system:

Percent Unaccounted = Unaccounted For Water x 100

Total Water (Columns 1,2)

If this number exceeds 20%, please explain the large amount of unaccounted for water and describe any steps being taken to reduce it.

SECTION 2: PAST WATER USE

COMPLETE THE FOLLOWING TABLE FROM YOUR PAST WATER USE RECORDS.

	Column 1	Column 2	Column 3	Column 4	Column 5	Column 6	Column 7
	Raw Water Diverted Under Your Rights_	Water Purchased From All Sources	Water Sold to Other Public Water Suppliers	Water Sold to Your Industrial, Stock, and Bulk Customers	Water Sold to Your Residential and Commercial Customers	Other Metered Water	Remaining Water Used (See Above Explanation)
20 years ago							
15 years ago			Descuración de la contraction				
10 years ago			Water Resource.				
5 years ago			Received				
	TOTAL WATER	= Columns 1 + 2	CCD 10 2020 /	ACCOUNTED FOR WATER	= Columns 3 + 4 + 5 + 6		UNACCOUNTED FOR WATER

KS Dept Of Agriculture

#WIll supply a lover date

Division of Water Resources Garden City Field Office

	Raw Water Diverted Under Your Rights	Water Purchased From All Sources	Column 3 Water Sold to Other Public Water Suppliers	Column 4 Water Sold to Your Industrial, Stock, and Bulk Customers	Wat Re	er Sold to Your esidential and	Column 6 Other Metered Water	Column Remaining Wa (See Explanation o	ter Used
5				·					
10			, , , , , , , , , , , , , , , , , , ,						
15					<u> </u>				
Raw Water Diverted Water Purchased Water Sold to Other Industrial, Stock, and Residential and Other Remaining		INACCOUNTED	OD WATER						
ON 4: PC	PAST POPULATION -	OF PERSONS DIREC PROVIDE INFORMAT	ION BELOW:						
	•		•	ES	IIMATE PO				TACHMENT
					F	Year 5			=
	4				ŀ				7
			· .	•	; 	Year 15			7
		:			ŀ	Year 20			_
			· ·		L		.,	,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,	J
be	Residential		Pasture/ Stockwater						
Water i	in Columns 5, 6, and 7 +	LONS PER PERSON Population + 365	Days/Year = Gallons pe ÷ 365 Days/Ye			_ GALLONS PI	ER PERSON PE	R DAY.	
Col	lumns 5, 6, and 7								
			ne location where the water						

You may attach additional information you believe will assist in informing the Division of the need for your request.

SECTION 3: PROJECTED FUTURE WATER NEEDS

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FEB 0 4 2020

File No. <u>FI 168</u>

			Garden City Field C			
12.	The pre	esently authorized use of water is for MUN	Division of Water Res	ourposes.		
	It is pro	pposed that the use be changed to <u>NO CHANG</u>	<u>E</u>	purposes.		
13.	If changing the place of use and/or use made of water, describe how the consumptive use will not be increased.					
	NO CH	IANGE IN HISTORIC CONSUMPTIVE USE, N	O NET INCREASE IN PLACE O	OF USE (OVERLAP)		
	(Please :	show any calculations here.)				
14.	It is req	juested that the maximum annual quantity of w	vater be reduced to N/A	(acre-feet or million gallon		
15.	It is rea	juested that the maximum rate of diversion of v	vater be reduced to N/A	gallons per minute (c.f.:		
	·		•			
16. The application must include either a topographic map or detailed plat. A U.S. Geological Survey Topographic 1:24,000, is available through the Kansas Geological Survey, 1930 Constant Avenue, University of Kansas, Kansas 66047-3726 (www.usgs.gov). The map should show the location of the presently authorized point(s) of Distances North and West of the Southeast corner of the section must be shown. The presently authorized pl should also be shown. Identify the center of the section, the section lines and the section corners and show the a section, township, and range numbers on the map. In addition the following information must also be shown on the				enue, University of Kansas, Lawrencesently authorized point(s) of diversion. The presently authorized place of unction corners and show the appropria		
	a. If a	change in the location of the point(s) of divers	ion is proposed, show:	i i		
	1)	The location of the proposed point(s) of diver must be shown. Please be certain that the Paragraph Nos. 9, 10 and 11 of the application	information shown on the map			
	2)	If the source of supply is groundwater, ple domestic wells, within ½ mile of the propose mailing address of the property owner or own	d well or wells. Identify each w	vell as to its use and furnish name a		
	3)	If the source of supply is surface water, the and ½ mile upstream from your property lines		of all landowner(s) ½ mile downstrea		
		change in the place of use is desired, show tain that the information shown on the map ag				
	local so	documentation to show the change(s) propos purce of supply as to which the water right rela is, test hole logs, and other information as ne- below.	ates. This information may inclu	ude statements, plats, geology repor		
	NO CH	ANGES IN SOURCE OF SUPPLY AND LOCA	L SOURCE OF SUPPLY IS PR	OPOSED		
		·		1		
			·	:		
	identify request	roposed change(s) does not meet all applicable the rules and regulations for which you reques should be granted. Attach documentation shorejudicially and unreasonably affect the public	est a waiver. State the reason owing that granting the request v	why a waiver is needed and why t		
		A		!		

IF MORE SPACE IS NEEDED, ATTACH ADDITIONAL SHEETS AS NECESSARY

Water Resources Received

FEB 10 2020

FFB 0 4 2020

File No.	FI 168	

Garden City Field Office

Any Discon water that is not as authorized by the water right or permit to authorize water before the chief engineer approves this application is a violation of the Kansas Water Appropriation Act for which criminal or civil penalties may be assessed. Such violation is a class C misdemeanor, punishable by a fine not to exceed \$500 and/or a term of confinement not to exceed one month in the county jail. K.S.A. 82a-728(b). Civil penalties shall be not less than \$100 nor more than \$1,000 per violation. In the case of a continuing violation, each day such violation continues may be deemed a separate violation. In addition to these penalties the water right may be modified or suspended. K.S.A. 82a-737, as amended.

The application must be signed by all owners of the place of use authorized under the water right and his or her spouse, if married. Please indicate if there is no spouse. If land is being purchased under contract, the seller must sign as landowner until such time as the contract is completed.

In the event that all applicants cannot appear before one notary public, they may as necessary sign separate copies of the application before any notary public conveniently available to them. All copies signed in this manner shall be considered to be valid parts of the application.

If the request is signed on behalf of any Owner by someone with legal authority to do so (for example, an agent, one who has power of attorney, or an executor, executrix, conservator), it will be necessary to attach proper documents showing such authority.

I declare that I am an owner of the currently authorized place of use as authorized to make this application on their behalf, and declare furthe complete. By filing this application I authorize the chief engineer to per as specified in sections 14 and 15 of this application.	r that the statements contained herein manently reduce the quantity of water a	are true, correct, and
Dated at, Kansas, this	310 day of Tebruary	, 20 <u> </u>
Full huller		
Bruce W. Mueller General Manager	(Spouse)	
(Please Print)	(Please Print)	
(Owner)	(Spouse)	
(Please Print)	(Please Print)	
(Owner)	(Spouse)	
(Please Print)	(Please Print)	
State of Kansas County of +4704		-1.00d
hereby certify that the foregoing application was signed in my pr	resence and sworn to before me this	day of
MEGANJO SNEATH NOTARY PUBLIC STATE OF KANSAS MY Appl. Ext. 017.3 CC	Notary Public	<u>h</u>
FEE SCHEDU	LE .	
Each application to change the place of use, the point of diversion or the use application fee set forth in the schedule below:	made of the water under this section shall b	e accompanied by the
 (1) Application to change a point of diversion 300 feet or less (2) Application to change a point of diversion more than 300 feet (3) Application to change the place of use (4) Application to change the use made of the water 		
Make check payable to Kansas Department of Agriculture.		

Water Resources Received

FEB 10 2020

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

WHEATLAND ELECTRIC COOP INC P.O. BOX 953 GARDEN CITY, KS 67846 February 13, 2020

RE: File Nos. FI 229, & FI 168

Dear Sir or Madam:

Two applications for approval of the Chief Engineer to change the following condition or conditions of the file numbers referred to above has been received:

As a matter of record, the Division of Water Resources has on hand a large number of applications awaiting processing. Therefore, to be fair to all concerned, and so that we can process those applications on hand in the order they were received, we intend to concentrate on the backlog of applications until the issue is resolved. You will be contacted regarding this application as soon as it has been examined.

In accordance with the provisions of the Kansas Water Appropriation Act, a portion of which is included below, the use of water prior to approval of the application is unlawful. You should not proceed and divert water as indicated by your plans in your application for a change for this file until you receive approval for this change from the Chief Engineer. Once approved, compliance with the terms, conditions and limitations of the permit is necessary. Conservation of the water resources of Kansas is required.

Section 82a-728 of the Kansas Water Appropriation Act, provides (a) except for the appropriation of water for the purpose of domestic use, . . . it shall be unlawful for any person to appropriate or threaten to appropriate water from any source without first applying for and obtaining a permit to appropriate water in accordance with the provisions of the Water Appropriation Act or for any person to violate any condition of a vested right, appropriation right or an approved application for a permit to appropriate water for beneficial use.

(b) (1) The violation of any provision of this section by any person is a class C misdemeanor...

A class C misdemeanor is punishable by a fine not to exceed \$500 and/or a term of confinement not to exceed one month in the county jail. Each day that the violation occurs constitutes a separate offense.

If you have any questions, please contact me at (785) 564-6645. If you wish to discuss a specific file, please have the file number ready so that we may help you more efficiently.

Sincerely,

Kristen A. Baum

New Applications Unit Supervisor Water Appropriation Program