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

1. File Number: 26120	2. Status Change Date:	3. Change Num:	4. Field Office: 02	5. GMD: 02
6. Status: Approved	Denied by DWR/GMD	Dismiss by Reques	t/Failure to Return	7. Filing Date of Change: 2/26/18
8a. Applicant(s) New to system □	Person ID Add Seq#	8c. Landown		Person ID Add Seq#
8b. Landowner(s) New to system CITY OF VALLEY CE CITY BUILDING 121 S MERIDIAN PO VALLEY CENTER KS	BOX 188	CITY B 121 S I	Stem F VALLEY CEN UILDING MERIDIAN PO I	BOX 188
9. Documents and Enclosure(s):	☑ DWR Meter(s) Date to Comp		☑ Water Tube ☑	Driller Copy H & E Letter
☐ Conservation Plan Date R	equired: Da	te Approved:	Date	to Comply:
10. Use Made of Water From:		To: _		
12 D T T T SQL T T SQL			Date Prepared: 3/14 Date Entered:	1/18 ву: ТЈЅ Ву:

File No	o. 26120	26120 11. County: Basin: Little Arkansas River							er		St	ream:				-		Formation Code: Special Use: None								
E40.700.000	oints of Diver	sion																	Rate	and Q	uantity					
MOD	DEL PDIV			zed		Additional																				
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DEL	26185								7																	SG 13-D1 & 37740
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13. Sto	orage: Rate					_NF		Quar	ntity					_ac/ft	Ad	ddition	al Rat	e				NF	Addit	ional C	Quantity	ac/ft
14. Lir	nitation:	174.	679	May	af/y	r at _	14	50	6PM		gpm (Ţ,		4	cfs) wh	nen co	mbine	ed with	i file n	umber	(s) _ 5	902	556	7,	+ 189	9/*
Lir	nitation:				_ af/y	r at _		15			gpm (cfs) wh	nen co	mbine	d with	file n	umber	(s)					
15. 5Y	R Allocation:	All	ocatio	n Type		_	Star	t Year			5 YF	R Amou	nt		Amo	unt U	nit	_	Base	Acres		_ Co	mment _	- 1		<u> </u>
16. P	ace of Use							NE	=1/4			NV	V ½			sv	V1/4			5	6E1/4	NF Additional Quantityac/ft GG 02, 5567, + /899/* Comment Total Owner Chg? Overlap Files SE /4 8b./ No/sg 2, 5567, 18991, 26129, 33656, 37740, 8b. / No / 18991, 26129, 33656, 37740				
MOD DEL	PUSE	S	T F	3	ID		NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4		L.			
	14597				1			4		7		- 29												8b./	No/sg 2, 8	SG/3D/ 5567, 18991, 26120 , 33656, 37740
снк	12470				2					-			4											8b./	No / 189	91, 26120 , 33656, 37740
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	nents: Limi										*															
					171																					

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



STATE OF KANSAS

WATER METER REQUIRED

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.

				F	ile No	. <u>2612</u>	0								(CEIV 7:540 3 2 6	in
Application is he	reby n	nade fo	or appr	oval o	f the C	hief E	nginee	er to ch	ange t	the (ch	eck or	ne or b	oth):				
								Stafford Field Office ision of Water Resourd									
under the water	right w	vhich is	s the su	ubject	of this	applic	ation i	n acco	rdance	e with t	the cor	ndition	s desc	ribed b	sion o below.	it vvater	Resourc
The source of si	upply is	s:		⊠ G	round	water			Surfac	ce wate	er						
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City Building, 12																	
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Phone Number:			The same of the sa				Email										
The presently a							Liliali	auure									
Owner of Land					Cente	ar											
		THE REAL PROPERTY.	City Bu				lian P	O Box	188 \	/allev	Center	KS 6	7147-0	188			
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Js-SFF0																Tra	

5.	Presently authorized point of diversion: Well #8 (Pdiv	# 261	85)			
	One in the NE Quarter of the	NE	Quarter o	of the	SW	Quarter
	of Section 25 , Township					
	in Sedgwick County, Kansas, 2040 fe					
	Authorized Rate 1450 GPM (Limited) Authorized Quantity					
	(DWR use only: Computer ID No. 7 GPS					
	☐This point will not be changed ☐This point will be changed a					
	Proposed point of diversion: (Complete only if change i					
	One in the Quarter of the					
	of Section, Township					
	in Sedgwick County, Kansas, 1773 fe					
	Proposed Rate No Change Proposed Quantity N					
1	This point is: Additional Well Geo Center List othe					
ì						
6.	Presently authorized point of diversion:					1000
	One in the Quarter of the		Quarter o	of the		Quarter
	of Section, Township		South, Ra	ange		(E/W),
	in County, Kansas, fe	eet No	rth feet	West of Southe	east corner of	f section.
	Authorized Rate Authorized Quantity					
	(DWR use only: Computer ID No GPS _					
	☐ This point will not be changed ☐ This point will be changed a					
	Proposed point of diversion: (Complete only if change i					
	One in the Quarter of the					
	of Section, Township		South Ba	ange		(F/W)
	in County, Kansas, fe					
	Proposed Rate Proposed Quantity					
	This point is: Additional Well Geo Center List othe					
	The changes herein are desired for the following reasons? (please be specific) Old well is going bad		feet of the existing the diagram below in (PLEASE NOTE: represents present	point of diversion relation to the earth of the "X" in central thread th	n, indicate its existing point enter of diag	of diversion on of diversion.
				North		
				0 0		
8.	If a well, is the test hole log attached?		E'''	=	1'''	
9.	The change(s) (was)(will be) completed by?		50 F -	_	+ 50	0
0.				=		
	end of 2018		E	=	. =	
10.	If the point of diversion is a well:		West 0 - III	<u> </u>	0	East
	(a) What are you going to do with the old well?		F	_	7	
	(a) That are you going to do that the old from		50 E -	_	\exists_{F}	n
	plug it		30 F		+ - 5	J
			E	=	=	
	(b) When will this be done? upon completion of new well		ьш	1111+111	ППП	
			100 5	0 0	50 100	
11.	Groundwater Management			South Scale: 1" = 10	in'	
	attached?	12h	If the proposed poin			d more than
10	Assisted by TIO OFFO	130.	100 feet but within	n 1320 feet fro	m the existi	ing point o
12.	Assisted by TJS-SFFO		diversion, attach a	topographic ma	ap or aerial	photograph
			For groundwater so within one-half mile	of the proposed	point of diver	sion and the
			within one-half mile names and mailing	addresses of t	he owners.	For surface
	RECEIVED		water sources, she landowner(s) one-h upstream from your	ow the names alf mile downst	and address	ses of the

14. If the proposed groundwater point of diversion is 300 or fewer fe	eet from existing point of diversion, complete the following:
(a) Does the undersigned represent all owners of the currently ☑ Yes ☐ No (If no, all owners must sign this	
 (b) Will the ownership interest of any owner of the currently a affected if this application is approved as requested? ☐ Yes ☒ No (If yes, all owners must sign this 	authorized place(s) of use identified in this application be adversel application.)
(c) If this application is not approved expeditiously, will there b ⊠ Yes □ No (If no, all owners must sign this	
If the application proposes a surface water change in point of divers or a change in place of use, the application must be signed by all or agent (attach notarized statement authorizing representation).	
I hereby verify, being first duly sworn upon my oath or a age and the owner, the spouse of the owner, or a duly au their behalf, in regards to the water right(s) to which this contained in this application are true, correct and comple	thorized agent of the owner(s) to make this application s application pertains. I further verify that the statement etc.
Dated at Valley CENTEV, Kansas	, this / Leth day of February , 20 / 8
(Owner)	(Spouse)
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
State of Kansas County of Sedquick Ss	4.
I hereby certify that the foregoing application was signed telephone 1, 20 25.	in my presence and sworn to before me this day of
My Commission Expires 03/14/2020.	Latherne Lechner
ONLY COMPLETE APPLICATIONS WILL BE PROCESSED. To be comple accurate information; maps, if necessary, must be included; signatures of all the appropriate fee must be paid.	
Each application to change the place of use or the point of diversion forth in the schedule below: Make checks payable to: Kansas Dep (1) Application to change a point of diversion 300 feet or le (2) Application to change a point of diversion more than 30	
RECEIVED	KATHERINE LECHNER Notary Public - State of Kansas
	My Appt Expires 03/14/7019

FEB **2 6** 2018

DWR 1-121 (Revised 07/10/2017)

Stafford Field Office

Division of Water Resources

Page 3

File No. <u>26120</u>

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. 26120 2018 2/26/ requesting that the place of use and / or point of A change application was received on diversion authorized under the above-referenced file number be changed as described in the application. 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 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 50 radius of the authorized point(s) of diversion.

Applicable ☐ Not Applicable The point(s) of diversion authorized herein shall not actually be located more than 300 feet from the previously authorized point(s) of diversion.

Applicable ☐ Not Applicable 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 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. ☐ Not Applicable Installation of the works for diversion of water shall be completed on or before December 31, 2018, or within any authorized extension of time. By March 1, 2019 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 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 **Applicable** 10. Additional Conditions are attached. ⊠ No ☐ Yes 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. FOR OFFICE USE ONLY Administrative Appeal and Effective Date of Order APPLICATION APPROVED AND If you are aggrieved by this order, pursuant to K.S.A. 82a-1901, SUMMARY ORDER ISSUED 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 Duly Authorized Designee of the Chief Engineer review must state a basis for review pursuant to K.S.A. 77-527. (Print Name): Lanterman File any request with Kansas Department of Agriculture, Legal Division, 1320 Research Park Drive, Manhattan, KS Division of Water Resources - Kansas Department of Agriculture 66502. Failure to timely request a hearing or review may Date of Issuance: preclude review under the Kansas Judicial Review Act. State of Kansas For Use by Register of Deeds SS County of Acknowledged before me on Signature: JESSICA ENGELBRECHT NOTARY My Appointment Expires RECEIVED August 11, 2021

My commission expire

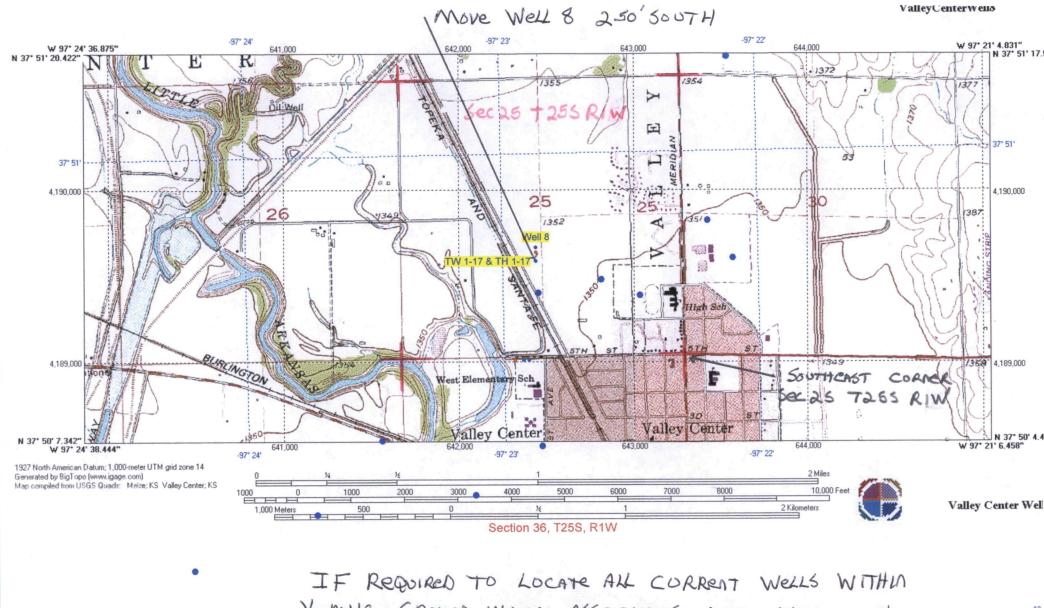
Page 4

DWR 1-1210(Revised 07/10/2017)

Stafford Field Office

(Notary Seal)

File No. 26120



IF REQUIRED TO LOCATE ALL CORREST WELLS WITHIN Y2 MILL, GROUND WATER ASSOCIATES WILL ASSIST THE DIVISION OF WATER RESOURCES.

RECEIVED

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

March 20, 2018

City of Valley Center City Building 121 S Meridian PO Box 188 Valley Center KS 67147-0188

Re: Water Right, File No(s). 26120

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.

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,

Jeff Lanterman

Water Commissioner

Enclosures

pc: Water Rights Section

Groundwater Management District No. 2

CERTIFICATE OF SERVICE

On this **20th** day of **March**, **2018**, I hereby certify that the attached Change in Point of Diversion for Water Right, File No. **26120**, dated **March 20**, **2018** was mailed via Certified U.S. mail to the following:

City of Valley Center City Building 121 S Meridian PO Box 188 Valley Center KS 67147-0188

A copy of the letter was sent to the following:

GMD 2

Staff

Saryerwinnie, Tyler [KDA]

From:

Saryerwinnie, Tyler [KDA]

Sent:

Wednesday, February 28, 2018 1:57 PM

To:

'Brad Vincent'

Subject:

City of Valley Center - File Nos. SG2, 33656, SG13-D1, 26120, & 37740

Attachments:

sg2.33656.GMD2 Plugging Agreement.docx; SG13D1.etal.GMD2 Plugging

Agreement.docx

Brad,

Please see the attached GMD 2 Abandoned Well Plugging Agreement Forms. As we discussed on the phone, these forms need to be completed and signed in the presence of a notary public by an authorized representative of the owner. I will hold these applications until the signed forms have been returned to the Stafford Field Office.

If you have any questions, please feel free to ask.

Thank you and have a good day, Tyler

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

Saryerwinnie, Tyler [KDA]

From:

Kelley Zellner < KZellner@valleycenterks.org>

Sent:

Monday, March 12, 2018 9:23 AM

To:

Saryerwinnie, Tyler [KDA]

Subject:

Abandoned Well Plugging Agreements

Attachments:

VC Well Plug Agreement.pdf

Follow Up Flag:

Follow up

Flag Status:

Completed

Hi Tyler,

Attached are the electronic agreements. The originals are coming to you snail-mail.

Thanks,

Kelley R Zellner

Director of Public Works

City of Valley Center

545 W. Clay

Valley Center, KS. 67147

KZellner@valleycenterks.org

Ph # (316) 755-7320

Fax # (316)755-7324



Equus Beds Groundwater Management District No. 2 Abandoned Well Plugging Agreement

I, <u>City of Valley Center</u>, the undersigned and owner of an abandoned water well understand that an abandoned water well is a groundwater contamination threat and a public

health and safety hazard.
The abandoned water well is located <u>NE,NE,NW</u> , Section <u>25</u> , Township <u>25</u> South, Range <u>1</u> West, <u>Sedgwick</u> County which is approximately <u>2040</u> feet North and <u>2675</u> feet West of the apparent <u>SE</u> section corner. Total well depth is <u>56</u> feet and the diameter of the well is inches. Current depth to static water level in the well is feet below land surface. The well was previously authorized by water permit nos. <u>SG13-D1, 26120, & 37740</u> .
I agree to properly plug the abandoned well pursuant to the Equus Beds Groundwater Management District rules and regulations K.A.R. 28-30-200 through K.A.R. 28-30-207 and the following agreement provisions:
1. Well plugging operations will be supervised by either (a) a water well contractor licensed with the Kansas Department of Health and Environment, (b) a profession engineer or geologist licensed to practice in the State of Kansas, or (c) the abandoned water well owner or land owner of the property on which the water well or borehole is located.
 The above described well will be plugged: a) by <u>August 1st</u>, 20<u>18</u>, or b) within 30 days after the replacement well, approved by a change in point of diversion, becomes operational.
 A completed WWC-5P form will be submitted to the Kansas Department of Health and Environment within 30 days after the abandoned well is plugged and a copy of the WWC- 5P form will be furnished to the District within the same period of time.
 The well owner or authorized agent will notify the District 48 hours before plugging operations occur.
5. Failure to comply with the provisions of this agreement shall constitute noncompliance of the groundwater management district rules and regulations K.A.R. 28-30-200 through K.A.R. 28-30-207.
Dated this 9th day of @ Warch , 2018 at 12:00pm
Signature May
City, State, Zip Code Valley Center, 15 (07/47
Telephone 316-755-7320
State of Kansas County of Second
Subscribed and affirmed to before me this 9th day of march, 2018,
by Katherine Lectures (Notary Public) KATHERINE LECHNER
My Commission Expires 03/14/2020 Notary Public - State of Kansas My Appt. Expires 03/14/2020
(Notary Public) KATHERINE LECHNER

RECEIVED