

Kansas Department of Agriculture
 Division of Water Resources
CHANGE: UMW PU PD WORKSHEET

Document Signature dwb

1. File Number: <u>38514</u> 38154	2. Status Change Date: <u>8/6/2018</u>	3. Change Num: <u>C1</u>	4. Field Office: <u>02</u>	5. GMD: <u>02</u>			
6. Status: <input checked="" type="checkbox"/> Approved <input type="checkbox"/> Denied by DWR/GMD <input type="checkbox"/> Dismiss by Request/Failure to Return				7. Filing Date of Change: <u>3/21/17</u>			
8a. Applicant(s) New to system <input type="checkbox"/>		Person ID _____ Add Seq# _____		8c. Landowner(s) New to system <input type="checkbox"/>		Person ID _____ Add Seq# _____	
UNIFIED SCHOOL DISTRICT #266 RICHARD BELL ASST SUPT 905 W ACADEMY AVE MAIZE KS 67101- 4000							
8b. Landowner(s) New to system <input type="checkbox"/>		Person ID <u>21519</u> 21520 Add Seq# _____		8d. WUC New to system <input type="checkbox"/>		Person ID <u>21519</u> Add Seq# _____	
UNIFIED SCHOOL DISTRICT #266 905 W ACADEMY AVE MAIZE KS 67101- 4000				UNIFIED SCHOOL DISTRICT #266 905 W ACADEMY AVE MAIZE KS 67101- 4000			
9. Documents and Enclosure(s): <input checked="" type="checkbox"/> DWR Meter(s) Date to Comply: <u>12/31/18</u> <input checked="" type="checkbox"/> N & P Date to Comply: <u>12/31/18</u>							
<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: <u>MUN & IRR</u> To: <u>IRR</u>							
						Date Prepared: <u>6/15/18</u> By: <u>LI</u>	
						Date Entered: <u>8/7/2018</u> By: <u>UM</u>	

File No. **38514** 11. County: **SG** Basin: **ARKANSAS RIVER** Stream: **NA** Formation Code: **113** Special Use:

12. Points of Diversion										Rate and Quantity						
MOD	DEL	ENT	PDIV	Qualifier	S	T	R	ID	'N	'W	Comment	Rate gpm	Quantity af	Rate gpm	Quantity af	Overlap PD Files
				72203- NW NW SW	20	26	1W	1	365	4836	MUN & IRR USE					NONE
				54488 SW SW SW	20	26	1W	2	435	4248		268	17.8	268	17.8	39033

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) **REMOVE 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 _____

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					
				21889	20	26	1W	1	MAIZE ELEMENTARY EAST SCHOOL(OLD MAIZE HIGH)																	8b	NO	NONE
				MOD 17652	20	26	1W	2														17.0	8b	NO	39033			

Comments:

KANSAS DEPARTMENT OF AGRICULTURE
Division of Water Resources

M E M O R A N D U M

TO: Files

DATE: August 2, 2018

FROM: Leslie Ireland

RE: Water Right,
File Nos. 38,514 & 39,033

Joe Naputi on behalf of Maize USD 266, the owner of the referenced files, has filed applications to change their existing water rights authorized at the Maize Elementary East School. File No. 38,514 proposes to change the place of use, point of diversion and use made of water from municipal and irrigation use to all irrigation use. The proposed change under File No. 39,033 is to make a complete overlap with the irrigation use under File No. 39,033. The applications were received on March 21, 2017, but delayed because the proposed change in point of diversion for File No. 38,514, needing a waiver of well to well spacing.

It would appear that the rights meet the requirements of KSA 82a-718 and 82a-732. The applications comply with K.A.R. 5-5-2a, *Complete change application*. The applicant's publication of a notice of the changes in the local paper November 18, to October 2, 2017, and notification letters sent to nearby well owners located within 1,000 feet of the proposed well did not result in any written comments, but a nearby owner, Ron Garcia, did contact an attorney, Ray Connell, who contacted our legal staff, Aaron Orleen with general questions.

File No. 38,514, is authorized 6.2 acre-feet for irrigation use and 3.77 million gallons per year (mgy) (11.6 acre-feet) for municipal use in the school for a combined total of 17.8 AF from one(1) well located in the Southwest Quarter of the Southwest Quarter of the Southwest Quarter (SW $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$) approximately 365 feet North and 4,836 feet West of the Southeast corner of Section 20, Township 26 Range 1 West, Sedgwick County, 20-26-1W, that is limited to 268 gallons per minute under either use. The certificate issued in 2001 stated that 16 acres were the maximum acres irrigated during the perfection period. The source of supply for the authorized well has not been determined and there is no well log in DWR files. The KGS records have a of a well log constructed in 1983 for the Maize High School for a well in the (SW $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$) 20-26-1W to be a ten inch diameter well constructed to 70 feet comprised of mainly fine to coarse sands with a static water level of 13 feet. The log was shown with the DWR File No. 16,850, but this is a Stanton County well, so it appears this log could represent the well under File No. 38514 and the source of supply could be designated Arkansas River, Main Source Alluvium (Code 113).

File No. 39,033 was originally authorized as a back-up to supply the school as the City of Maize did not have a City wide municipal service. The right permitted as irrigation use was certified for 6.2 AF at 268 gallons per minute with the limitation as shown in the WRIS database being in error as the certificate removed all limitations with No. 38,514. The right authorizes 6.2 AF from one(1) well located in the Southeast Quarter of the Southwest Quarter of the Southwest Quarter (SE $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$) approximately 435 feet North and 4,248 feet West of the Southeast corner of Section 20, Township 26 Range 1 West, Sedgwick County. The irrigated place of use for File Nos. 38,514 & 39,033 is currently 17 acres of playing fields in the South half of the Southwest Quarter, (S $\frac{1}{2}$ SW $\frac{1}{4}$) of 20-26-1W. The rights are within the boundaries of the Equus Beds Groundwater Management District No. 2, but are not located within a special use area. The source of supply for File No. 39,033, has been designated as Main Source Alluvium (Code 113) Arkansas River. The well log on file is only for a test hole, but listed a static water level of 16 feet with the depth of 60 feet, with 26 feet of medium to course gravels. It would appear both wells are in the same local source of supply.

File No. 38,514

The requested change to the use made of water is to eliminate the municipal use allowing the 3.77 mgd (11.6 AF) to be changed to the less consumptive use authorizing 17.8 AF at a maximum of 268 gallons per minute under the senior right for irrigation use. It appears the requested change complies with K.A.R. 5-5-3, *Change in consumptive use*. The change in place of use will eliminate the municipal use in the school, with the irrigated acres modified removing the ornamental irrigation use and adding what appears to be playing fields to the North of the school. The total irrigated acres will remain at 17 irrigated acres with the majority in the same area as originally authorized in the Southwest Quarter (SW $\frac{1}{4}$). The requested to change the point of diversion will move the 17.8 AF approximately 592 feet to the well currently authorized by File No. 39,033. The proposed existing well described as being in the Southeast Quarter of the Southwest Quarter of the Southwest Quarter (SE $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$) approximately 435 feet North and 4,248 feet West of the Southeast corner of 20-26-1W, has never met spacing to nearby domestic wells, with the closest being approximately 450 feet to the North across the playing field that will be watered by the referenced files. The applicant requested a **waiver of K.A.R 5-22-2(a)(1) & (2)** and worked to obtain written consents from the nearby well owners.

File No. 39,033

The proposed change in place of use is to maintain the overlap in irrigated acres between File Nos. 38,514 & 39,033. The maximum irrigated acres were listed on the certificate as 12 acres and as requested the 17 acres exceeds the required maximum increase of 10 acres or 10% of base as required by part (b) of K.A.R. 5-5-11, *Applications for change in place of use for irrigation purposes*, but complies with part (b)(1) in that the change was filed for creating an identical place of use. The rights are certified and there will be no increase in authorized acres, the place of use will be identical with File No. 38,514. Additionally, the change in use made of water under File No. 38,514, will result in 11.6 acre-feet of water for irrigation use, for a combined total of 24.0 AF for irrigation use under File Nos. 38,514 & 39,033.

As allowed by K.A.R. 5-3-23, *Maximum reasonable annual quantity approvable for irrigation use for an application for change in place of use and a request to reduce a water right, the maximum quantity allowed for irrigation use is 1.5 acre-foot per acre (AF/A) as detailed in K.A.R. 5-3-19(a), Maximum reasonable annual quantity of water for irrigation use, will allow for 25.5 acre-feet per acre. The quantity of water that will be available under File Nos. 38,514 & 39,033 for irrigation use will provide 1.4 AF/A, or 16.9 inches per acre. As required by K.A.R 5-5-12, Net irrigation requirements, for Sedgwick County requires 1.3 AF or 15.6 inches, for the full irrigation of corn and 18.4 inches for full irrigation of turf grass at the 80% chance of rainfall. It appears the quantity is reasonable for the proposed place of use by File Nos. 38,514 & 39,033.*

The changes in point of diversion will move File No. 38,514, to the existing well under File No. 39,033. The currently authorized well under File No. 38,514, is indicated to be plugged. The water rights are subject to Groundwater Management District No. 2, (GMD 2) adopted rules specifically K.A.R. 5-22-3, *Well spacing requirements*, requiring 660 feet to domestic wells and 1,320 feet to all others. The proposed existing well does not meet the required domestic well spacing to several wells and to the groundwater pit under File No. 47,565. The review by GMD 2 indicated the change should not impair the nearby domestic wells as their computation indicated an approximate 0.3 foot drawdown after fifteen days of pumping at 268 gpm or less than a loss of one percent (1%) of the saturated thickness.

In a letter dated June 8, 2018, and received on June 11, 2018, Tim Boese Manager, of GMD 2, summarized the changes and indicated the Board of Directors recommended approval of all the requested changes for the referenced files, with a **waiver of K.A.R. 5-22-2(a)(1) & (2) for File No. 38,514.**

The source of supply for the presently authorized points of diversion being classified as Main Stem Alluvium (Code 113) the change was reviewed for compliance with K.A.R. 5-5-13, *Relocation of alluvial wells*. While the change is approximately 3 miles from the Arkansas River, the area appears to be open to new appropriations and the change would be exempt by part (a) (1) of the regulation.

Jeff Lanterman, Water commissioner of the Stafford Field Office indicated in an email dated August 1, 2018, that he recommended approval of the proposed changes and supported the requested waiver of spacing.

The change to only irrigation use under File No. 38,514 will allow the removal of the rate limitation. Water meters meeting K.A.R. 5-1-4 through K.A.R. 5-1-12. and a check valve (if any chemical or foreign substance will be injected into the water through the diversion works) will be a requirement of each approval. They will not be required to submit a WWC-5 as the proposed well is existing, a well plugging agreement for GMD 2 was completed.

Based on the above discussion, that the quantity appears to be justified and will not be wasteful, the changes are reasonable, that consumptive use will not increase, that impairment to existing water rights is unlikely and that no change in the source of supply will occur, it is recommended that the applications for change be approved.



Leslie Ireland
Environmental Scientist
Water Appropriation Program

STATE OF KANSAS

DEPARTMENT OF AGRICULTURE
1320 RESEARCH PARK DRIVE
MANHATTAN, KS 66502
PHONE: (785) 564-6700
FAX: (785) 564-6777



900 SW JACKSON, ROOM 456
TOPEKA, KS 66612
PHONE: (785) 296-3556
www.agriculture.ks.gov

GOVERNOR JEFF COLYER, M.D.
JACKIE McCLASKEY, SECRETARY OF AGRICULTURE

UNIFIED SCHOOL DISTRICT #266
RICHARD BELL ASST SUPT
905 W ACADEMY AVE
MAIZE KS 67101-4000

FILE COPY
August 8, 2018

RE: Water Right, File Nos. 38,514 & 39,033

Dear Mr. Bell:

Enclosed are the orders executed by the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture approval of the applications for change under the referenced files.

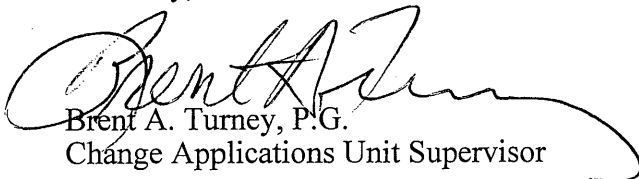
Your attention is directed to the enclosures and to the terms, conditions, and limitations specified in the approvals for change. A condition of the approvals is that a water flowmeter meeting 5-1-4 through 5-1-12 must be installed on the diversion works authorized under the referenced files. Please complete and return the enclosed form, *Notification of Completion of the Diversion Works and/or Installation of Flowmeter Installation*.

Since the enclosed orders modifies the original documents referred to above, they should be recorded with the Register of Deeds as other instruments affecting real estate.

Please be reminded that reports of water usage must be submitted to this office annually. Records indicating the amount of water used should be furnished to the Chief Engineer by March 1 following the end of the previous calendar year so that the continued use of water becomes a matter of record in this office. The owner, or his or her legally designated agent, is held responsible for submitting annual water use reports. Failure to file an accurate water use report is a violation of law which makes you subject to civil penalties.

If you have any questions, regarding the enclosed approval document please contact Leslie Ireland, Environmental Scientist, at (785) 564-6633. Should you have questions regarding the meter requirement please contact Jeff Lanterman, Water Commissioner, at the Stafford Field Office at (620) 234-5311. If you wish to discuss a specific file, please have the file number ready so that we may help you more efficiently.

Sincerely,


Brent A. Turney, P.G.
Change Applications Unit Supervisor

BAT:LI:li
Enclosures

pc: Stafford Field Office
Groundwater Management District No. 2

THE STATE



OF KANSAS

KANSAS DEPARTMENT OF AGRICULTURE
Jackie McClaskey, Secretary of Agriculture

DIVISION OF WATER RESOURCES
David W. Barfield, Chief Engineer

**APPROVAL OF APPLICATION
FOR
CHANGE IN USE MADE OF WATER,
POINT OF DIVERSION AND PLACE OF USE
WATER RIGHT, FILE NO. 38,514**

The Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, after due consideration of the written application of Joe Naputi, Maintenance Manager, Unified School District #266, 905 W Academy Avenue, Maize, Kansas 67101- 4000, received in this office on March 21, 2017, for approval of a change in the use made of water, place of use and point of diversion under the certificate of appropriation issued pursuant to the application for permit to appropriate water for beneficial use, finds that the change is reasonable and will not impair existing rights, and that the change relates to the same local source of supply 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 17.8 acre-feet of water per calendar year shall be authorized for:

Irrigation Use

on the following described property:

Sec. Twp. Range	NE¼				NW¼				SW¼				SE¼				TOTAL
	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
20 26S 1W											16.0	1.0					17.0

a total of 17.0 acres in Township 26 South, Range 1West, Sedgwick County, Kansas,

from the point of diversion described as:

one(1) well located in the Southeast Quarter of the Southwest Quarter of the Southwest Quarter (SE¼ SW¼ SW¼) of Section 20, more particularly described as being near a point 435 North and 4,248 feet West of the Southeast corner of said section, in Township 26 South, Range 1 West, Sedgwick County, Kansas,

located substantially as shown on the topographic map accompanying the application to change the use made of water, place of use and point of diversion.

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 for each approved use of water, 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.

Installation of the works for diversion of water shall be completed on or before December 31, 2018, or within any authorized extension of time. The applicant 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.

In all other respects, the Certificate of Appropriation issued pursuant to Approval of Application, File No. 38,514, for permit to appropriate water for beneficial use, is as stated and set forth in the Certificate of Appropriation dated May 22, 2001.

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.

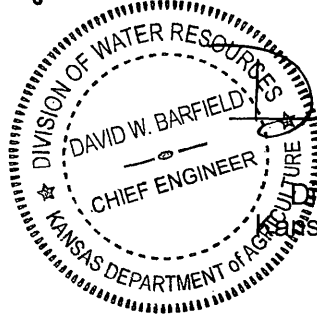
To obtain an evidentiary hearing before the Chief Engineer, a written request for hearing must be filed within 15 days after service of this Order as provided in K.S.A. 77-531 (**i.e., within a total of 18 days after this Order was mailed to you**), with: Kansas Department of Agriculture, Attn: Legal 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 a 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 6th day of August, 2018, at Topeka, Shawnee County, Kansas.



David W. Barfield
David W. Barfield
Chief Engineer
Division of Water Resources
Kansas Department of Agriculture

State of Kansas)
County of Riley) SS

The foregoing instrument was acknowledged before me this 6th day of August 2018, by David W. Barfield, Chief Engineer, Division of Water Resources, Kansas Department of Agriculture.



Karen Hunter
Notary Public

CERTIFICATE OF SERVICE

On this 8th day of August, 2018, I hereby certify that the attached Approval of Application for Change under Water Right, File No. 38,514, dated August 20th, 2018 was mailed postage prepaid, first class, US mail to the following:

Unified School District #266
Richard Bell Assistant Superintendent
905 W Academy Ave
Maize KS 67101- 4000

With photocopies to:

Stafford Field Office
Groundwater Management District No. 2

Danielle W. [Signature]
Division of Water Resources

Kansas Department of Agriculture
 Division of Water Resources
WAIVER REQUEST & WAIVER RULE WORKSHEET

File Number: 38,514

FO: 2

GMD: 2

WAIVER REQUEST:

UMW	Date Requested	Rule ID	Applies	Rule Type	Rule Subtype
IRR	3/21/2017	80 & 81	GMD 2	Well Spacing	Non-domestic wells, gw pits and baseflow nodes Domestic wells
Rule Number	Date Granted	Date Denied	Justification:	The board of GMD 2 recommends approval as te spacing to a groundwater pit in this area should not result in impairment of the proposed existing well. The nearby domestic wells were determined by the GMD to have less than one-half of a foot drawdown in an area with a rapid recharge and 60 feet of static water levels in 70 foot wells, indicating impairment due to the annual diversion of 24 acre-foot for irrigation use.	
K.A.R. 5-2-2(a)(1) & (2)	8/16/2018				

WAIVER RULE:

Rule ID	Applicability	Type	Subtype	Rule Number	Date Active	Date Inactive
				K.A.R.		

Date Prepared 6/15/18 By LI

Date Entered 8/7/2018 By UM

THE STATE



OF KANSAS

KANSAS DEPARTMENT OF AGRICULTURE
Jackie McClaskey, Secretary of Agriculture

DIVISION OF WATER RESOURCES
David W. Barfield, Chief Engineer

WAIVER OF REGULATION
K.A.R. 5-22-2(a)(1) & (2)

Date: 8/6/2018

Re: File No. 38,415

1. The application does not comply with K.A.R. 5-22-2(a)(1) & (2); which states that the minimum spacing to all nondomestic wells shall be more than 1,320 feet and 660 feet to domestic wells.
2. The proposed existing well is authorized by File No. 39,033, located approximately 1,250 feet from the edge of a groundwater pit, authorized as recreational use by File No. 47,565, and approximately 310 feet from multiple domestic wells.
3. The annual diversion from the well will result in less than one-half of a foot drawdown in an area with a saturated thickness determined by the GMD to be 141 feet.
4. The consolidation of the rights proposed by the change will result reduce operational costs of multiple wells by the school as the currently authorized well will be plugged.
5. The Equus Beds Groundwater Management District No. 2's (GMD), Board of Directors, recommended approval of the proposed change with an exception to K.A.R. 5-22-2(a)(1) & (2).
6. The waiver of this regulation and the approval of the application for change should not prejudicially or unreasonably affect the public interest.

Comments:

A handwritten signature in black ink that reads "David W. Barfield".

David W. Barfield, P.E.
Chief Engineer
Division of Water Resources

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**



State of Kansas

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.

WATER RESOURCES
RECEIVED

MAR 21 2017

8:26

KS DEPT OF AGRICULTURE

1. Application is hereby made for approval of the Chief Engineer to change the

- Place of Use
- (Check one or more) Point of Diversion
- Use Made of Water

File No. 38514

2. Name of applicant: Maize USD 266

Address: ~~11611 W 49th St. N~~ 905 W Academy Ave Effective 7/1/2014

City, State and Zip: Maize, KS 67101

Phone Number: (316)729-4781 E-mail address: gbeaushaw@usd266.com

What is your relationship to the water right; owner tenant agent other? If other, please explain. _____

Name of water use correspondent: USD 266

Address: ~~11611 W 49th St. N~~ 905 W Academy Ave Effective 7/1/17

City, State and Zip: Maize, KS 67101

Phone Number: ~~(316)729-4791~~ OUT OF SERVICE * 7/1/17 E-mail address: gbeaushaw@usd266.com

3. The change(s) proposed herein are desired for the following reasons (please be specific): Applicant seeks to combine two water rights to accommodate for quantity used by watering playing fields and school grounds.

Permit no 39033 and 38514 will have identical place of use and overlapping PD.

The change(s) (was) (will be) completed by 8/1/2017

(Date)

S WILLIAMS@USD266.COM

For Office Use Only:

F.O. 2 GMD 2 Meets K.A.R. 5-5-1 (YES/NO) Use MUN/GR Source @/S County SG By AW Date 3/21/17
Code C-3 Fee \$ 700 TR # _____ Receipt Date 3/21/2017 Check # 130665

* LEIOW

APPLICATION COMPLETE
6/11/18
Reviewer EL

SCANNED

3/23/2017 LCM

4. The presently authorized place of use is:

Owner of Land — NAME: Maize USD 266

ADDRESS: 4600 N Maize Rd. Maize, KS 67101

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	
20	26	1W										16	1					17	

List any other water rights that cover this place of use. File No 39033

Owner of Land — NAME: Maize USD 266

ADDRESS: 4600 N Maize Rd. Maize, KS 67101

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	
20	26	1W											School Site						

List any other water rights that cover this place of use. _____

(If there are more than two landowners, attach additional sheets as necessary.)

5. It is proposed that the place of use be changed to:

Owner of Land — NAME: Maize USD 266

ADDRESS: 4600 N Maize Rd. Maize, KS 67101

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	
20	26	1W										16	1					17	

List any other water rights that cover this place of use. File No 39033

Owner of Land — NAME: _____

ADDRESS: _____

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	

List any other water rights that cover this place of use. _____

IF MORE SPACE IS NEEDED, ATTACH ADDITIONAL SHEETS AS NECESSARY

6. The presently authorized point(s) of diversion is 1 Well
(Provide description and number of points)

7. The proposed point(s) of diversion is 1 Well
(Provide description and number of points)

List all presently authorized point(s) of diversion:

8. **Presently authorized point of diversion:**
 One in the SW Quarter of the SW Quarter of the SW Quarter of Section 20, Township 26 South, Range 1 W (E/W), in Sedgwick County, Kansas, 365 feet North 4836 feet West of Southeast corner of section.
 Authorized Rate 268 Authorized Quantity 11.6 Mun, 6.2 Irr
 (DWR use only: Computer ID No. _____ GPS _____ feet North _____ feet West)
 This point will not be changed This point will be changed as follows:
Proposed point of diversion: (Complete only if change is requested)
 One in the SE Quarter of the SW Quarter of the SW Quarter of Section 20, Township 26 South, Range 1 W (E/W), in Sedgwick County, Kansas, 435 feet North 4248 feet West of Southeast corner of section.
 Proposed Rate 268 Proposed Quantity 17.8 Irr Only
 This point is: Additional Well Geo Center List other water rights that will use this point 39033

9. **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 _____
 (DWR use only: Computer ID No. _____ GPS _____ feet North _____ feet West)
 This point will not be changed This point will be changed as follows:
Proposed point of diversion: (Complete only if change is requested)
 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 _____
 This point is: Additional Well Geo Center List other water rights that will use this point _____

10. **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 _____
 (DWR use only: Computer ID No. _____ GPS _____ feet North _____ feet West)
 This point will not be changed This point will be changed as follows:
Proposed point of diversion: (Complete only if change is requested)
 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 _____
 This point is: Additional Well Geo Center List other water rights that will use this point _____

11. Describe the current condition of and future plans for any point(s) of diversion which will no longer be used.
Well is currently plugged and will remain plugged

WATER RESOURCES RECEIVED

IF MORE SPACE IS NEEDED, ATTACH ADDITIONAL SHEETS AS NECESSARY

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12. The presently authorized use of water is for Irrigation and Municipal purposes.

It is proposed that the use be changed to Irrigation Only purposes.

13. If changing the place of use and/or use made of water, describe how the consumptive use will not be increased.

Converting all Municipal use to Irrigation Use

(Please show any calculations here.)

14. It is requested that the maximum annual quantity of water be reduced to 17.8 AF (acre-feet or million gallons).

15. It is requested that the maximum rate of diversion of water be reduced to 268 gallons per minute (.597 c.f.s.).

16. The application must include either a topographic map or detailed plat. A U.S. Geological Survey Topographic Map, scale 1:24,000, is available through the Kansas Geological Survey, 1930 Constant Avenue, University of Kansas, Lawrence, Kansas 66047-3726 (www.usgs.gov). The map should show the location of the presently authorized point(s) of diversion. Distances North and West of the Southeast corner of the section must be shown. The presently authorized place of use should also be shown. Identify the center of the section, the section lines and the section corners and show the appropriate section, township, and range numbers on the map. In addition the following information must also be shown on the map.

a. If a change in the location of the point(s) of diversion is proposed, show:

- 1) The location of the proposed point(s) of diversion. Distances North and West of the Southeast corner of the section must be shown. Please be certain that the information shown on the map agrees with the information shown in Paragraph Nos. 9, 10 and 11 of the application.
- 2) If the source of supply is groundwater, please show the location of existing water wells of any kind, including domestic wells, within 1/2 mile of the proposed well or wells. Identify each well as to its use and furnish name and mailing address of the property owner or owners. If there are no wells within 1/2 mile, please indicate so on the map.
- 3) If the source of supply is surface water, the names and mailing addresses of all landowner(s) 1/2 mile downstream and 1/2 mile upstream from your property lines must be shown.

b. If a change in the place of use is desired, show the proposed place of use by crosshatching on the map. Please be certain that the information shown on the map agrees with the information shown in Paragraph No. 5 of the application.

17. Attach documentation to show the change(s) proposed herein will not impair existing water rights and relates to the same local source of supply as to which the water right relates. This information may include statements, plats, geology reports, well logs, test hole logs, and other information as necessary information to show the above. Additional comments may be made below.

18. If the proposed change(s) does not meet all applicable rules and regulations of the Kansas Water Appropriation Act, please identify the rules and regulations for which you request a waiver. State the reason why a waiver is needed and why the request should be granted. Attach documentation showing that granting the request will not impair existing water rights and will not prejudicially and unreasonably affect the public interest.

Irrigating Turf Grass for Playing fields and around school grounds. Turf grass requires 18.4 inches in Sedgwick County under 80% chance rainfall.

IF MORE SPACE IS NEEDED, ATTACH ADDITIONAL SHEETS AS NECESSARY

Any use of 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 identified herein, or that I represent all such owners and am authorized to make this application on their behalf, and declare further that the statements contained herein are true, correct, and complete. By filing this application I authorize the chief engineer to permanently reduce the quantity of water and/or rate of diversion as specified in sections 14 and 15 of this application.

X Dated at February Maize, Kansas, this 27th day of February, 20 17.

X Ju Naputi (Owner) _____ (Spouse) _____

X Ube Naputi (Please Print) _____ (Please Print) _____

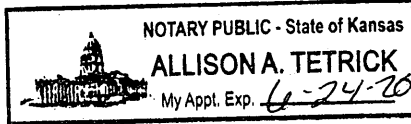
TITLE HVAC MAINTENANCE MANAGER (Owner) _____ (Spouse) _____

(Please Print) _____ (Please Print) _____

(Owner) _____ (Spouse) _____

(Please Print) _____ (Please Print) _____

State of Kansas }
County of Sedgwick } SS



I hereby certify that the foregoing application was signed in my presence and sworn to before me this 27th day of February, 20 17.

X Allison A. Tetrick
Notary Public

X My Commission Expires 6-24-20

FEE SCHEDULE

Each application to change the place of use, the point of diversion or the use made of the water under this section shall be accompanied by the application fee set forth in the schedule below:

- (1) Application to change a point of diversion 300 feet or less \$100
- X (2) Application to change a point of diversion more than 300 feet \$200
- X (3) Application to change the place of use \$200
- X (4) Application to change the use made of the water \$300

Make check payable to **Kansas Department of Agriculture.**

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FILE NO. 38,514

ACRES	Contacted	OWNER	PROP_ADDR	YRBUILT
1		MAIZE UNIFIED SCHOOL DIST 266	4600 N MAIZE RD	1983
2	✓	MENDOZA CESAR & CHERRIE	614 E LARAMIE CIR	2002
3	✓	GERARDO LUKE	615 E LARAMIE CIR	2002
4	✓	GARCIA JONI MARIE BLANDING REV TR	621 E LARAMIE CIR	2002
5		FIELDS PAUL C & ALLISON R	624 E LARAMIE CIR	2002
6	✓	WHITWORTH WANDA M & GREGORY S GARCIA	627 E LARAMIE CIR	2002
7	✓	BAILEY JAMES M & NICOLLE L	635 E LARAMIE CIR	2002
8	✓	ZEKVELD JEFFREY JEROME & YINGHONG JIN	638 E LARAMIE CIR	2002
9		SAENS BRADLEY D & JULIE M	700 E LARAMIE CIR	2002
10	✓	ALLEN BLAKE P & EMILY N	707 E LARAMIE CIR	2002
11		CUNDY AMANDA	714 E LARAMIE CIR	2002
12		WEBER KRIS W	715 E LARAMIE CIR	2002
13		FIELDS CASSANDRA B	721 E LARAMIE CIR	2002
14		DAVIS MEGAN E	722 E LARAMIE CIR	2002
15		NEWBERRY JASON M & IVONNE RIVERA	728 E LARAMIE CIR	2002
16		TAYLOR STARLINA D & ARRON MCCORKENDALE	729 E LARAMIE CIR	2002
17		HAYNES KATHLEEN K & KASHA DAVIS	735 E LARAMIE CIR	2003
18		BARKER BRENT W & KIMBERLY A	736 E LARAMIE CIR	2002
19		ANDERSON ADAM J & STACY L	742 E LARAMIE CIR	2002
20		PRINC MARK J & CYNTHIA S	743 E LARAMIE CIR	2002
21		SWANSON DAVID J & CARRIE	749 E LARAMIE CIR	2003
22		SHANK JEFFREY J & TINA M	750 E LARAMIE CIR	1999
23		POWELL BRIAN J & CASSANDRA J	755 E LARAMIE CIR	2002
24		PARGA ISMAEL T & JENNIFER M	801 E PLANTATION RD	2002
25		VIZNER RHONDA R	815 E PLANTATION RD	2001
26		WRIGHT KEITH DAVID & WANDA KAY	823 E PLANTATION RD	2001
27		K C VENTURE LLC	824 E PLANTATION CT	2000
28		WHITNEY STEVEN R	829 E PLANTATION RD	2001
29		VANDEEST ROY ARCH & KATHY LYNN	837 E PLANTATION RD	2000
30		STIVERSON JAMES R	843 E PLANTATION RD	2001
31		GONZALES JOSE T LEDESMA & NATALIE L LEDESMA	849 E PLANTATION RD	2001
32		LETOURNEAU AARON J & CINDY E	857 E PLANTATION RD	2001
33		WD HOLDINGSKS1 LLC	863 E PLANTATION RD	1999
34		DRINEN CARROL & NORMA FAM TR	868 E PLANTATION CT	2000
35		WEST RONALD J & CAITLIN D	871 E PLANTATION RD	1998
36		K C VENTURE LLC <i>DUPLICATE - @ DIFFERENT ADDRESS</i>	872 E PLANTATION CT	2000
37		MACKEY RICHARD L & NANCY K	879 E PLANTATION RD	1998
38		JOHANSON LANCE R & DAWN	887 E PLANTATION RD	1993
39		LEGLEITER LUAN S	903 E STETSON CIR	1991
40		INGRAM JASON S & DAWN A	904 E STETSON CIR	1993
41		KIMBER DARIC R & JENNIFER N	916 E STETSON CIR	1993

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KS DEPT OF AGRICULTURE

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ADDRESS LISTING NEARBY NOTIFICATION LETTER DATED SEPTEMBER 14, 2017
Water Right, File Nos. 38,514 & 39,033

MAIZE UNIFIED SCHOOL DIST 266
4600 N MAIZE RD
MAIZE KS 67101-9513

CESAR & CHERRIE MENDOZA
614 E LARAMIE CIR
MAIZE KS 67101

LUKE GERARDO
615 E LARAMIE CIR
MAIZE KS 67101

JONI MARIE BLANDING GARCIA REV TR
621 E LARAMIE CIR
MAIZE KS 67101

PAUL C & ALLISON R FIELDS
624 E LARAMIE CIR
MAIZE KS 67101

WANDA M WHITWORTH & GREGORY S GARCIA
627 E LARAMIE CIR
MAIZE KS 67101

JAMES M & NICOLLE L BAILEY
635 E LARAMIE CIR
MAIZE KS 67101

JEFFREY JEROME ZEKVELD & YINGHONG JIN
638 E LARAMIE CIR
MAIZE KS 67101

BRADLEY D & JULIE M SAENS
700 E LARAMIE CIR
MAIZE KS 67101

BLAKE P & EMILY N ALLEN
707 E LARAMIE CIR
MAIZE KS 67101

AMANDA CUNDY
714 E LARAMIE CIR
MAIZE KS 67101

KRIS W WEBER
715 E LARAMIE CIR
MAIZE KS 67101

CASSANDRA B FIELDS
721 E LARAMIE CIR
MAIZE KS 67101

MEGAN E DAVIS
722 E LARAMIE CIR
MAIZE KS 67101

ADDRESS LISTING NEARBY NOTIFICATION LETTER DATED SEPTEMBER 14, 2017
Water Right, File Nos. 38,514 & 39,033

JASON M NEWBERRY & IVONNE RIVERA
728 E LARAMIE CIR
MAIZE KS 67101

STARLINA D TAYLOR & ARRON MCCORKENDALE
729 E LARAMIE CIR
MAIZE KS 67101

KATHLEEN K HAYNES & KASHA DAVIS
735 E LARAMIE CIR
MAIZE KS 67101

BRENT W & KIMBERLY A BARKER
736 E LARAMIE CIR
MAIZE KS 67101

ADAM J & STACY L ANDERSON
742 E LARAMIE CIR
MAIZE KS 67101

MARK J & CYNTHIA S PRINC
743 E LARAMIE CIR
MAIZE KS 67101

DAVID J & CARRIE SWANSON
749 E LARAMIE CIR
MAIZE KS 67101

JEFFREY J & TINA M SHANK
750 E LARAMIE CIR
MAIZE KS 67101

BRIAN J & CASSANDRA J POWELL
755 E LARAMIE CIR
MAIZE KS 67101

ISMAEL T & JENNIFER M PARGA
801 E PLANTATION RD
MAIZE KS 67101

RHONDA R VIZNER
815 E PLANTATION RD
MAIZE KS 67101

KEITH DAVID & WANDA KAY WRIGHT
823 E PLANTATION RD
MAIZE KS 67101

K C VENTURE LLC
824 E PLANTATION CT
MAIZE KS 67101

STEVEN R WHITNEY
829 E PLANTATION RD
MAIZE KS 67101

ADDRESS LISTING NEARBY NOTIFICATION LETTER DATED SEPTEMBER 14, 2017
Water Right, File Nos. 38,514 & 39,033

ROY ARCH & KATHY LYNN VAN DEEST
837 E PLANTATION RD
MAIZE KS 67101

JAMES R STIVERSON
843 E PLANTATION RD
MAIZE KS 67101

JOSE T LEDESMA & NATALIE L LEDESMA GONZALES
849 E PLANTATION RD
MAIZE KS 67101

AARON J & CINDY E LETOURNEAU
857 E PLANTATION RD
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RICHARD L & NANCY K MACKEY
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MAIZE KS 67101

LANCE R & DAWN JOHANSON
887 E PLANTATION RD
MAIZE KS 67101

LUAN S LEGLEITER
903 E STETSON CIR
MAIZE KS 67101

JASON S & DAWN A INGRAM
904 E STETSON CIR
MAIZE KS 67101

DARIC R & JENNIFER N KIMBER
916 E STETSON CIR
MAIZE KS 67101

1320 Research Park Drive
Manhattan, Kansas 66502
(785) 564-6700



900 SW Jackson, Room 456
Topeka, Kansas 66612
(785) 296-3556

Jackie McClaskey, Secretary

Governor Sam Brownback

September 14, 2017

ADDRESS LIST

RE: Water Right, File Nos. 38,514 & 39,033

Dear Sir or Madam:

This letter is to **provide notice** as required by Kansas Senate House Bill No. 337, which became effective on July 1, 2016.

Maize USD 266, at 905 W. Academy Avenue, Maize, Kansas 67101, owner of the referenced appropriations of water has filed applications for approval of the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture.

The irrigated place of use located East and along the North side of the corner of N. Maize Road and West 45th Street North authorizing 17 acres is proposed to be changed under both File Nos. 38,514 & 39,033, but will maintain 17 acres. The application for change pursuant to Water Right, File No. 38,514, is proposing to change the use made of water from irrigation and municipal use to all irrigation use, with a change in point of diversion, proposing to plug the currently authorized well located in the Southwest Quarter of the Southwest Quarter of the Southwest Quarter (SW $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$) of Section 20, more particularly described as being near a point 365 feet North and 4,836 feet West of the Southeast corner of said section, and moving the authorized diversion of 17.8 acre-feet of groundwater to the existing well authorized as a standby well for irrigation use under File No. 39,033, located in the Southeast Quarter of the Southwest Quarter of the Southwest Quarter (SE $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$) of Section 20, more particularly described as being near a point 435 feet North and 4,248 feet West of the Southeast corner of said section, all in Township 26 South, Range 1 West, Sedgwick County, Kansas.

If you have any questions, please contact our office, my desk phone is (785) 564-6633. If you wish to discuss a specific file, please have the file numbers ready so that we may help you more efficiently.

Sincerely,

A handwritten signature in cursive script that reads "Leslie Ireland".

Leslie Ireland
Environmental Scientist
Water Appropriation Program

pc: Stafford Field Office

2003 MUNICIPAL WATER USE REPORT (PUBLIC WATER SUPPLY)

PART B: MONTHLY WATER USE SUMMARY

38514-00 MHS #1

NOTE: REPORT WATER PUMPED, PURCHASED, AND SOLD FOR THE MONTH OF ACTUAL USE. REPORT ALL AMOUNTS IN UNITS OF 1000 GALLONS.

11342 21519 1 / MUN

- Column 1: The amount of water diverted, by month, from all points of diversion (wells or intakes). If possible, raw water meters should be read at the same time of the month as customer meters. The total amount in this column should equal the total of the amounts reported in PART A.
- Column 2: The amount of water purchased, by month, from all other public water supply systems or the Kansas Water Office. Please provide further detail in PART E.
- Column 3: The amount of water sold, by month, to all other public water supply systems. Please provide further detail in PART E.
- Column 4: The amount of water sold, by month, to all industrial, pasture, stockwater, feedlot, and bulk water service connections. For rural water districts, include the amount of water sold to farmsteads using at least 200,000 gallons of water per year. Also include metered power plant usage, even if this water is supplied free.
- Column 5: The amount of water sold, by month, to your residential, commercial and institutional customers (include hospitals, schools and prisons).
- Column 6: The amount of water used, by month, that is metered at individual service connections and supplied free, such as for public service, treatment processes, and connections receiving free water. Please record metered power plant usage with industrial water use in Column 4.
- Column 7: The amount of unaccounted for water, by month. 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. If you do not sell water to your customers, this column simply represents the total amount of water that you diverted or purchased.

Month	Column 1 Raw Water Diverted Under Your Rights (1000 Gallons)	Column 2 Water Purchased From All Sources (1000 Gallons)	Column 3 Water Sold to Other Public Water Suppliers (1000 Gallons)	Column 4 Water Sold to Your Industrial, Stock, and Bulk Customers (1000 Gallons)	Column 5 Water Sold to Your Residential and Commercial Customers (1000 Gallons)	Column 6 Metered Water Provided Free (1000 Gallons)	Column 7 Unaccounted For Water (See Above Explanation) (1000 Gallons)
Jan.	96.48	0	0	0	0	0	0
Feb.	96.48	}	}	}	}	}	}
Mar.	96.48						
Apr.	1,045.2						
May	852.24						
June	369.84						
July	675.36						
Aug.	118.08						
Sep.	} * WATER RESOURCES RECEIVED						
Oct.							
Nov.							
Dec.							
Total	3,650.16						

KANSAS DEPT OF AGRICULTURE

MAR 21 2017

PART C: POPULATION, SERVICE CONNECTIONS, AND WATER RATES

1. Population served: _____ Estimate the number of persons served directly by your distribution system (Columns 5, 6, and 7).
2. Number of ACTIVE water service connections as of December 31:
 - a. _____ Residential
 - b. _____ Commercial/Institutional
 - c. _____ Industrial
 - d. _____ Pasture/Stockwater/Feedlot
 - e. _____ Other (specify) _____
 - f. _____ Total ACTIVE Service Connections
3. If you are a city, how many of the active residential water service connections shown in 2a. are located outside of your city limits. _____
4. Date of last water rate change (Month and Year); _____ If rates changed during 2002, please attach a copy of new rate structures that apply to residential users

* USD 266 WAS CONVERTED TO MAIZE CITY WATER IN AUG.

SCANNED

**2003 MUNICIPAL WATER USE REPORT
(PUBLIC WATER SUPPLY)**

**IMPORTANT: YOU MUST REPORT ANNUAL USAGE OR THE REASON FOR NON-USAGE, IN ORDER TO
PROTECT YOUR RIGHT TO USE WATER**

This is the annual Water Use Report required to retain all Vested or Appropriation Rights. COMPLETE AND RETURN BY MARCH 1, 2004. Please begin by reading the instructions for Part A on the reverse side of this page. Also present are instructions for name and address changes, which include information needed if you have disposed of your interest in any one or more of the water right file numbers listed below. If you have any questions on how to complete this form, please contact the Water Use Coordinator at (785) 296-1054. Please make a copy of the entire Water Use Report for your records, and return the original report to:

Water Use Coordinator
Kansas Department of Agriculture
Division of Water Resources
109 S.W. 9th, Second Floor
Topeka, Kansas 66612-1283

PART A: POINTS OF DIVERSION

Water Right File Number	Legal Descriptions Point(s) of Diversion	Water Meter Data			UNIT Hours	Pump Rate (gpm)	Well Data		
		Beginning Water Meter Reading	Ending Water Meter Reading	Metered Quantity Of Water			Well Depth	Depth to Water	Date
28167-00 aka: 90'S & 10'W OF PREVIOUS WELL	1505N 3920W 19-26- 1W15	1009553	1138704	12,915,100	62,152	100	67'	27'	11/18/03
35388-00 aka: AUXILIARY WELL A, VERMILLION OUTSIDE	1900N 1800W 19-26- 1W 5				0	75	62'	28'	10/01/03
35388-00 aka: WELL B, VERMILLION INSIDE	1950N 1800W 19-26- 1W 6				0	120	52'	28'	12/07/03
38513-00 aka: MAIZE ELEM DOMESTIC	2195N 2350W 19-26- 1W 8				0	340	99.7'	24.5'	9/30/03
38514-00 aka: MHS #1	365N 4836W 20-26- 1W 1				227	268	72'	21.4'	4/25/03

Check here if you are purchasing from or selling water to other public water suppliers and report amounts on PART B, Columns 2 and 3, and PART E.

Date: 2/27/04 Telephone: (316) 722-0614

I submit this report as the best information available. I understand that knowingly falsifying the report is a violation of state law.

03 11342 21519 1 1 - MUN Staff SG 02
Office Use FO CO GMD
UNIFIED SCHOOL DISTRICT #266
201 SOUTH PARK
PO BOX 580
MAIZE KS 67101

JAMES L. BAKER
Name (Printed or Typed)

James L Baker
Name (Signature)

Owner Tenant Agent



LEGAL PROOF OF PUBLICATION

Account #	Ad Number	Identification	PO	Amount	Cols	Lines
452947	0003281557	Published in the Wichita Eagle September 18, 25		\$642.40	1	62

Attention: steve.williams

USD 266
905 W ACADEMY AVE
MAIZE, KS 671019405

In The STATE OF KANSAS
In and for the County of Sedgwick
AFFIDAVIT OF PUBLICATION

3 Insertions

Beginning issue of: 09/18/2017

Ending issue of: 10/02/2017

STATE OF KANSAS)

—SS

County of Sedgwick)

LEGAL PUBLICATION

Published in the Wichita Eagle
on September 18, 25 & October 2, 2017 (3201557)

PUBLIC NOTICE

The local school, Maize USD 266, at 905 W. Academy Avenue, Maize, Kansas 67101, has filed with the Division of Water Resources, Kansas Department of Agriculture, Applications for Change pursuant to the Water Right, File Nos. 38,514 & 39,033. Under Water Right, File No. 38,514, the applicant has proposed to change the use made of water from irrigation and municipal use to all irrigation use. The irrigated place of use located East and along the North side of the corner of N. Maize Road and West 45th Street North authorizing 17 acres is proposed to be changed under both File Nos. 38,514 & 39,033, but will maintain 17 acres. The requested change in point of diversion under File No. 38,514, proposes plugging the currently authorized well located in the Southwest Quarter of the Southwest Quarter of the Southwest Quarter (SW1/4 SW1/4 SW1/4) of Section 20, more particularly described as being near a point 365 feet North and 4,336 feet West of the Southeast corner of said section, moving the 17.3 acre-feet of groundwater to the existing well authorized as a standby well for irrigation use under File No. 39,033, located in the Southeast Quarter of the Southwest Quarter of the Southwest Quarter (SE1/4 SW1/4 SW1/4) of Section 20, more particularly described as being near a point 435 feet North and 4,245 feet West of the Southeast corner of said section, all in Township 26 South, Range 1 West, Sedgwick County, Kansas. Any interested party is invited to submit to this office on or before October 17, 2017, written comments regarding the proposed applications for change under Water Right, File Nos. 38,514 & 39,033. Persons submitting comments should specifically indicate their interest in the application in a clear and concise manner. General inquiries regarding the proposed changes may be made to Leslie Ireland, Environmental Scientist, Kansas Department of Agriculture, Division of Water Resources at (785) 564-6633. The applications for change are on file and available for public inspection in the office of the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, 1220 Research Park Drive, Manhattan, Kansas 66502, Fax: (785) 564-6777.

Dale Seiwert, of lawful age, being first duly sworn, deposeth and saith: That he is Record Clerk of The Wichita Eagle, a daily newspaper published in the City of Wichita, County of Sedgwick, State of Kansas, and having a general paid circulation on a daily basis in said County, which said newspaper has been continuously and uninterruptedly published in said County for more than one year prior to the first publication of the notice hereinafter mentioned, and which said newspaper has been entered as second class mail matter at the United States Post Office in Wichita, Kansas, and which said newspaper is not a trade, religious or fraternal publication and that a notice of a true copy is hereto attached was published in the regular and entire Morning issue of said The Wichita Eagle from 9/18/2017 to 10/02/2017.

I certify (or declare) under the penalty of perjury that the foregoing is true and correct.

Dale Seiwert

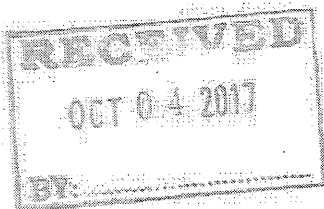
(Signature of Principal Clerk)

DATED: 10/2/2017

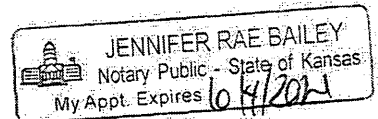
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KS DEPT OF AGRICULTURE



Jennifer Rae Bailey
Notary Public Sedgwick County, Kansas



Ireland, Leslie [KDA]

From: Lanterman, Jeff [KDA]
Sent: Wednesday, August 1, 2018 4:41 PM
To: Ireland, Leslie [KDA]
Cc: Conant, Cameron [KDA]
Subject: FW: Recommendation for Changes File Nos. 38,513 & 39,033 Maize USD 266
Attachments: 38513x_UMW_munirr to irr PU PD x PU_2_2.docx; 38514 39033 GMD#2 App Review Info.pdf

Leslie;

This one looks OK to approve. It met the GMD #2 meat grinder so it is obviously good with me.

Jeff

From: Conant, Cameron [KDA]
Sent: Wednesday, August 1, 2018 3:13 PM
To: Lanterman, Jeff [KDA] <Jeff.Lanterman@ks.gov>
Subject: FW: Recommendation for Changes File Nos. 38,513 & 39,033 Maize USD 266

Jeff, I'd like to come over and discuss this when you have a bit of time.

In short it is a p/d, p/u, umw change on 38514 & 39033 for USD 266 (Maize) . This will be a complete overlap in place of use, change from partial irrigation/municipal use to only irrigation, and pd change from 2 wells to a single, existing well.

GMD#2 has recommended approval with no additional conditions, except to make sure the well is more accurately described with actual GPS footages, they have also recommended a spacing waiver from the existing domestic wells. Please see the attached GMD review, these are always quite complete and helpful during our review!

Ron Garcia was notified and his attorney contacted KDA legal about the packet of applications but nothing was ever submitted in writing and no concerns were verbally expressed. GMD#2 did run a generic drawdown and noted a worst case scenario of 0.3' of potential impact at the nearest domestic well.

I think this entire packet can be recommended for approval with the spacing waiver (Leslie, please make sure the file is only referencing 38514 in the memos). Please pass on to Leslie if you agree and feel free to call me over if you want to discuss a bit more.

Cameron

From: Ireland, Leslie [KDA]
Sent: Monday, July 16, 2018 9:53 AM
To: Conant, Cameron [KDA] <Cameron.Conant@ks.gov>; Lanterman, Jeff [KDA] <Jeff.Lanterman@ks.gov>
Subject: FW: Recommendation for Changes File Nos. 38,513 & 39,033 Maize USD 266

Recommendation? Sorry,,,,Know you've been busy with the drought...

From: Ireland, Leslie [KDA]
Sent: Tuesday, June 12, 2018 12:31 PM
To: Lanterman, Jeff [KDA] <Jeff.Lanterman@ks.gov>
Cc: Conant, Cameron [KDA] <Cameron.Conant@ks.gov>
Subject: Recommendation for Changes File Nos. 38,513 & 39,033 Maize USD 266

Jeff & Cameron

Please let me know if you could recommend these changes. A waiver for the PD Change has been recommended by the GMD.

As always comments and concerns are welcome.

Leslie Ireland, Environmental Scientist II
Kansas Department of Agriculture
Division of Water Resources - Change Unit
(785) 564-6633
Leslie.Ireland@ks.gov
www.agriculture.ks.gov

JEFF WINTER, PRESIDENT
VIN KISSICK, VICE PRESIDENT
ALAN BURGHART, SECRETARY
MIKE MCGINN, TREASURER
TIM BOESE, MANAGER
THOMAS A. ADRIAN, ATTORNEY



DIRECTORS:
DAVID BOGNER
JOE PAJOR
DALE SCHMIDT
BOB SEILER
DAVID STROBERG

EQUUS BEDS GROUNDWATER MANAGEMENT DISTRICT NO. 2

313 SPRUCE STREET • HALSTEAD, KANSAS 67056-1925 • PHONE (316) 835-2224 • FAX (316) 835-2225 • equusbeds@gmd2.org • www.gmd2.org

June 8, 2018

Chief Engineer, Division of Water Resources
Attn: Leslie Ireland
1320 Research Park Drive
Manhattan, Kansas 66502

Re: Change Applications – Water Right Nos. 38514 & 39033 – Maize USD 266

Dear Ms. Ireland:

The referenced change in use made of water, place of use, and point of diversion application no. 38514 and change in place of use application no. 39033 were reviewed by the Equus Beds Groundwater Management District No. 2 Board of Directors at the June 6, 2018, meeting. District staff presented information regarding the application and a Maize USD 266 representative was also present. A copy of the District's Application Review Information report is enclosed for your information.

Upon review of the information presented and discussed at the meeting, and based on findings that:

1. Application no. 38514 does not comply with the Well Spacing Rule and Regulation K.A.R. 5-22-2(a)(1) & (2), as the proposed point of diversion does not meet the minimum spacing requirement of 1320 feet to the edge of groundwater pit no. 47565 and 660 feet to domestic wells.
2. Application no. 39033 does not comply with the District's Change Applications Regulation K.A.R. 5-22-8(c)(2), as the proposed 17 acre place of use represents a 5 acre (41.7%) increase in the 12 base acres authorized, which does not comply with the Division of Water Resources' Applications for Change In Place of Use for Irrigation Purposes Regulation K.A.R. 5-5-11(b), unless the change application pending on water right no. 38514 is approved so as to create an identical place of use overlap between the water rights.
3. The proposed combined rate and quantity of applications 38514 and 39033 is 268 gallons per minute and 17.8 acre-feet for irrigation use on 17 acres of athletic fields and school lawns from one well most accurately described in the Southeast quarter of the Southwest quarter of the Southwest quarter (331'N & 4222'W), Section 20, Township 26 South, Range 1 West.
4. No new well will be drilled under this application. The change applications, if approved, would authorize additional quantity to be drawn out of the well currently authorized by water right no. 39033.
5. The point of diversion (well) currently authorized by water right no. 39033, and proposed by change application no. 38514, is most accurately described as being 331'N and 4222'W of the southeast corner of Section 20 Township 26 South, Range 1 West which is 107 feet south of the authorized location.

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6. The applicant sent written spacing waiver requests to homeowners within 660 feet and obtained written consent from 15 of a total 40 well owners within 660 feet of the proposed location.
7. The past operation of the well authorized by water right no. 39033 and proposed by no. 38514 change application has had no known detrimental impacts to nearby wells.
8. A drawdown calculation using the maximum authorized pumping rate (268 GPM) continuously for 15 days to reach the maximum authorized quantity (17.8 AF), would likely cause less than 0.3 feet of drawdown at the nearest domestic well.
9. The minimal drawdown created by pumping of the proposed well will not likely impair existing senior domestic and non-domestic points of diversion.
10. Hydrologic data indicates that saturated thickness in the application area is approximately 141 feet and that the groundwater level in the area has been stable and has not shown a declining trend.
11. The Board of Directors has previously reviewed similar applications that did not meet well spacing requirements and recommended exceptions to the Well Spacing Rule and Regulation K.A.R. 5-22-2 and recommended the applications for approval.

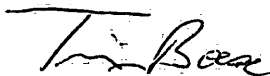
It was the decision of the Board of Directors to recommend to the Chief Engineer that:

1. The currently authorized well location footage measurements for no. 39033, and the proposed point of diversion footage measurements for 38514, be corrected to the actual well location which was determined by staff using a handheld GPS receiver to be most accurately described as a point located near 331°N & 4222°W of the southeast corner of Section 20, Township 26 South, Range 1 West.
2. Application no. 38514 be granted exceptions to the Well Spacing Rule and Regulation K.A.R. 5-22-2(a)(1) & (2), and that application nos. 38514 and 39033 be recommended for approval.

A District Board of Director's decision may be requested for reconsideration by the Board by submitting a written request to the District office within 15 days from the date of this notification, pursuant to K.A.R. 5-22-12.

Please contact the District if you have any questions regarding the District's findings or recommendation.

Sincerely,
EQUUS BEDS GROUNDWATER
MANAGEMENT DISTRICT NO. 2



Tim Boese
Manager

TDB/sf
Enclosure

pc: Richard Bell, Maize USD 266
Steve Williams, Maize USD 266
Joe Naputi, Maize USD 266
Jeff Lanterman, Division of Water Resources, Stafford

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APPLICATION REVIEW INFORMATION

KS Dept Of Agriculture

NAME <u>Maize USD 266</u>	APPLICATION NO. <u>38514 & 39033</u>
ADDRESS <u>905 W Academy Ave</u> <u>Maize, KS 67101</u>	CHANGE APP. <u>X</u>
	COUNTY <u>Reno</u> TRACT <u>SE-SW-SW</u>
	WELL LOCATION <u>S 20 T 26S R 1W</u>
	CHG. P/U <u>X</u>
COMB QUANT <u>17.8 AF/Y</u> RATE <u>268 GPM</u>	CHG. P/D <u>X</u>
WELL SPACING <u>D<660', ND<1320'</u>	CHG. USE <u>X</u>

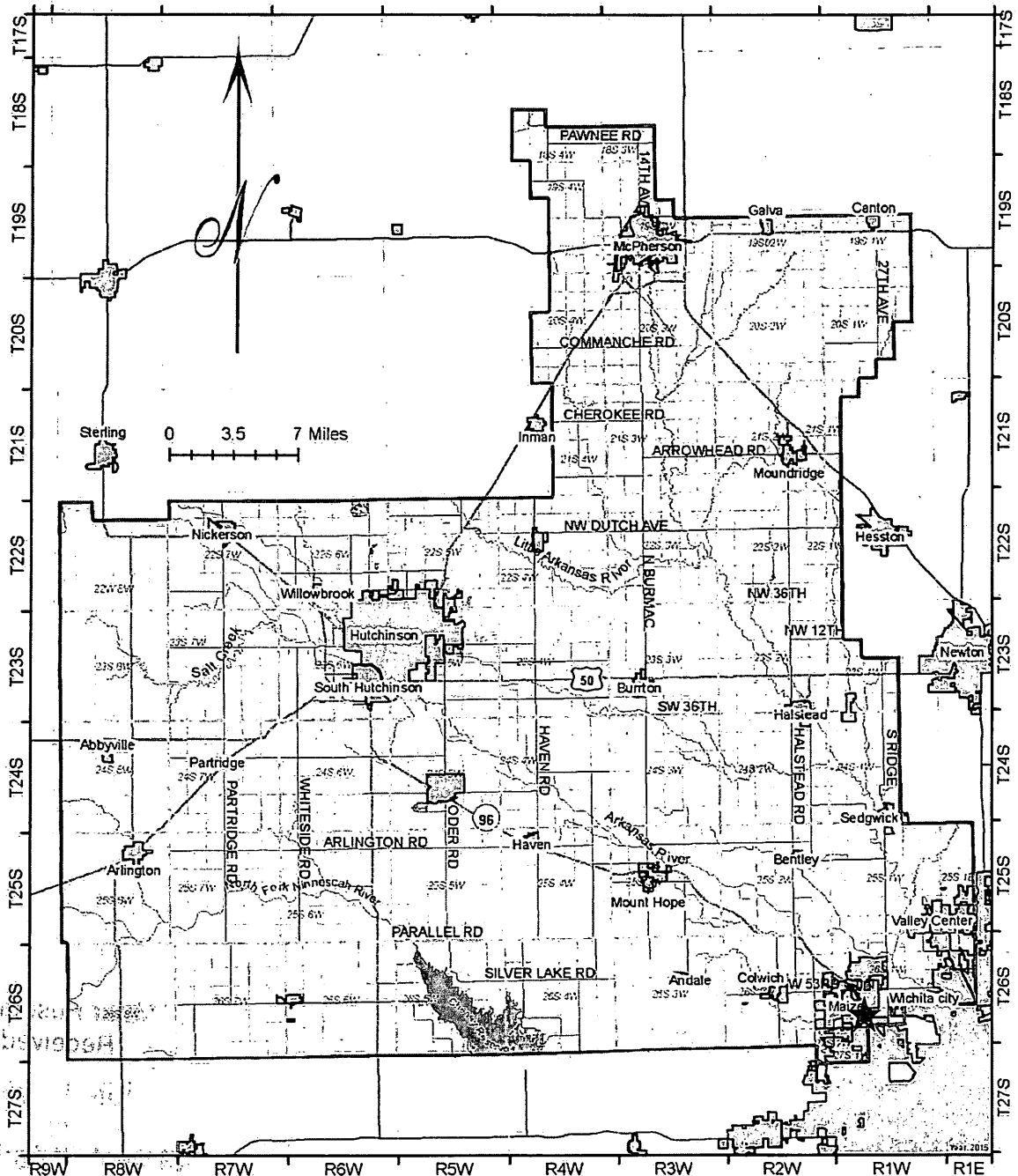


Figure 1. General location of application within the District indicated by the red star.



Water Right No. 38514

Water right no. 38514 is currently authorized for 268 GPM and 6.2 AF/Y for irrigation use and 11.57 AF/Y for municipal use. The water right is authorized for a 17-acre place of use on nearby athletic fields and school lawns. There are 16 base acres according to DWR. The well location is authorized for a point near 365'N and 4836'W of the Southeast Corner of Sec. 20 Township 26 South, Range 1 West and is identified in Figure 2. The well is located inside of the school building. However, this well was plugged in 2015.

The change application filed on water right no. 38514 proposes to:

- 1) Change the use made of water from municipal and irrigation use to just irrigation use
- 2) Modify the place of use and identically overlap the place of use proposed by the change application pending on water right no. 39033 to create an 17-acre place of use covering athletic fields and recently acquired school lawns and;
- 3) Move the point of diversion from inside of the school to the existing well authorized by water right no. 39033, which is located 592 feet east-northeast in the Southwest quarter of the Southwest quarter of the Southwest quarter (435'N & 4248'W), Section 20, Township 26 South, Range 1 West, Sedgwick County. The actual location of the well authorized by water right no. 39033 and proposed by water right no. 38514 was located by District Staff using a handheld GPS receiver and was determined to most accurately be located 331'N & 4222'W of the southeast corner of Section 20, Township 26 South, Range 1 West, which is 107 feet south of the authorized well location (Figure 3).

The proposed point of diversion does not comply with the Well Spacing Rule and Regulation K.A.R. 5-22-2(a)(1), as the proposed point of diversion is within 1320 feet of the edge of groundwater pit no. 47565 (Figure 2). In 2011, Maize USD 266 signed a spacing consent form to allow pit no. 47565 to be located within 1320 feet of well authorized by water right no. 39033.

The proposed point of diversion does not comply with the Well Spacing Rule and Regulation K.A.R. 5-22-2(a)(2), as the proposed point of diversion is within 660 feet of 40 domestic wells (Figures 2 & 3). The applicant sent letters and spacing consent forms to all 40 well owners within 660 feet of the actual well location (Figure 3 & Attachment B & C). The applicant was able to obtain signed spacing consent forms in compliance with domestic well spacing exemption criteria K.A.R. 5-22-2(e)(4) from 15 domestic well owners within 660 feet of the proposed well. 24 owners did not respond to the spacing consent request. One owner responded with a written refusal and stated that they do not grant permission for the school's well to be located less than the required minimum well spacing distance to their well (Figure 3).

The proposed place of use complies with the District's Change Applications Regulation K.A.R. 5-22-8(c)(2), as the proposed 17 acre place of use represents a 1 acre (6.25%) increase in the 16 base acres authorized, which complies with the Division of Water Resources' Applications for Change In Place of Use for Irrigation Purposes Regulation K.A.R. 5-5-11(b), which limits the place of use increase to 10 acres or 10% (whichever is less) of the base acres.

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Staff Recommends:

1. The currently authorized well location footage measurements for no. 39033, and the proposed point of diversion footage measurements for 38514, be corrected to the actual well location which was determined by staff using a handheld GPS receiver to be most accurately described as a point located near 331'N & 4222'W of the southeast corner of Section 20, Township 26 South, Range 1 West.
2. Application no. 38514 be granted exceptions to the Well Spacing Rule and Regulation K.A.R. 5-22-2(a)(1) & (2), and that application nos. 38514 and 39033 be recommended for approval.

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Attachment B: Spacing consent request and included map (Attachment C).



January 10th, 2018

Attention: Property Owner

Subject: Irrigation well , change of point

This letter is to inform any residential owners in and near the property of Maize USD 266 at the address of 4600 N. Maize Rd (Maize Middle School) that a well was drilled and installed back during the 2007 building remodel. To ensure that we are compliant with the Equus Beds Groundwater Management in District #2 the following is needed on behalf of the district so that the proper paperwork can be filed. Maize Middle School is equipped with a groundwater well that feeds all irrigation systems on the premises. Our well sets within a 660 ft radius of any residential owned wells as shown on map. With that said, we are obligated to notify all homeowners within that radius area. Attached are the forms needed by the district acknowledging your awareness of this well located on property. If you have any questions or concerns please feel free to contact me at the district office. Please use the enclosed self addressed stamped envelope and return to the district office attention Joe Naputi as soon as possible.

We appreciate your cooperation to this matter.

Thanks,

Joe Naputi

A handwritten signature in black ink that reads "Joe Naputi".

Director of Maintenance and Grounds

Maize USD #266

905 W. Academy

Maize, Ks 67101

316-722-0614

jnaputi@usd266.com

JEFF WINTER, PRESIDENT
VIN KISSICK, VICE PRESIDENT
ALAN BURGHART, SECRETARY
MIKE MCGINN, TREASURER
TIM BOESE, MANAGER
THOMAS A. ADRIAN, ATTORNEY



DIRECTORS:
DAVID BOGNER
JOE PAJOR
DALE SCHMIDT
BOB SEILER
DAVID STROBERG

EQUUS BEDS GROUNDWATER MANAGEMENT DISTRICT NO. 2

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June 8, 2018

Richard Bell, Assistant Superintendent – Personnel & Operations
Maize USD 266
905 W Academy Ave.
Maize, KS 67101

Re: Water Right, File Nos. 38514 & 39033

Dear Mr. Bell:

The Equus Beds Groundwater Management District No. 2 made a recommendation to the Division of Water Resources that change application Nos. 38514 and 39033 be approved. Pursuant to K.A.R. 5-22-4a, the well described in the applications must be equipped with a District approved water flowmeter. The well is located in the Southeast Quarter of the Southwest Quarter of the Southwest Quarter of Section 20, Township 26 South, Range 1 West, Sedgwick County.

The well must be properly equipped with an approved meter within 30 days after the approved well is operational and prior to its operation. If more time is needed to install the meter or modify an existing meter installation, you may request an extension of time. The request must be made to the District before the end of the 30-day period.

Enclosed is a Flow Meter Installation form to be completed and returned to this office after completion of the meter installation or modifications. A copy of the Division of Water Resources' meter installation notification form (Notice and Proof of Completion of Works) may be substituted in place of the District form. Upon receiving the completed form, the District will inspect the installation.

Also enclosed is a copy of water meter and installation specifications. The water meter must meet these specifications and the list of certified water meters provided under K.A.R. 5-1-12, for District approval. The list of certified water meters can be obtained by contacting the District or at following link: <http://agriculture.ks.gov/divisions-programs/dwr/water-appropriation/water-flowmeters>. If you have any questions about the District's metering program or the enclosed material, please contact the District for assistance.

Sincerely,
EQUUS BEDS GROUNDWATER
MANAGEMENT DISTRICT NO. 2

Tim Boese
Manager
TDB/sf

Enclosures

Pc: Joe Naputi, Maize USD 266
Jeff Lanterman, Division of Water Resources, Stafford

Water Resources
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JUN 11 2018

KS Dept Of Agriculture

Krueger, Richelle [KDA]

From: Rebecca Wilson <rwilson@gmd2.org>
Sent: Friday, June 8, 2018 4:42 PM
To: Krueger, Richelle [KDA]
Cc: Engelbrecht, Jessica [KDA]
Subject: 38514 39033 Change App Recommendation Letter
Attachments: 38514 39033 Change App Approval Recommendation Letter 6-08-18.pdf; 38514 39033 App Review Info.pdf; 38514 39033 Meter Installation Letter 6-08-18.pdf

Happy Friday!

Attached is an Change Application Approval Recommendation Letter and a Meter Installation Letter from Manager Tim Boese for #38514 and #39033.

Please let me know if you have any difficulty opening the attachments!

Thanks!

Rebecca Wilson

Rebecca Wilson
Administrative Assistant
Equus Beds GMD2
313 Spruce Street
Halstead, KS 67056
316-835-2224
316-835-2225 Fax
rwilson@gmd2.org
www.gmd2.org

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JUN 11 2018

KS Dept Of Agriculture

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GMD No. 2
Board of Directors
RE: Water Right
File Nos. 38,514 and 39,033

Please accept this letter as a formal appeal of the recommendation to deny requests made by Maize USD 266 in reference to file numbers listed above. We are seeking exemption to K.A.R 5-22-2a(1) and K.A.R. 5-22-2a(2) as it pertains to our well located on the property of Maize Middle School.

As a public school district operating playing fields and other grounds utilized by both the school district and community, we appeal that the rate and quantity used by our facility is representative of a greater population than a residence or business. As such our usage does not impair the neighborhood, rather contribute to the resources available in said neighborhood and the surrounding community. To our knowledge there are no apparent negative impacts to nearby wells in regards to the spacing of domestic wells in this area K.A.R. 5-22-2a(2).

The well in question is an existing well that has been utilized for a number of years. It's spacing to the groundwater pit and proximity to residential wells came to our attention as a result of new staff seeking to ensure compliance. Turnover in operations and maintenance staff has led us to be more aware of restrictions and regulations. Our current staff has been and will continue to be diligent in following such regulations. Our permit is for a minimal rate and quantity and usage continuously monitored by our Grounds Manager.

We appreciate your consideration of this appeal and are willing and able to provide any additional information necessary to advance in this process.

Sincerely,

Richard Bell
Assistant Superintendent
Personnel and Operations

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MAY 15 2018

KS DEPT OF AGRICULTURE
Educational Support Center
905 W Academy Ave
Maize, KS 67101
usd266.com
phone: 316-722-0614
fax: 316-722-8558

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Equus Beds GMD #2

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JEFF WINTER, PRESIDENT
VIN KISSICK, VICE PRESIDENT
ALAN BURGHART, SECRETARY
MIKE MCGINN, TREASURER
TIM BOESE, MANAGER
THOMAS A. ADRIAN, ATTORNEY



DIRECTORS:
DAVID BOGNER
JOE PAJOR
DALE SCHMIDT
BOB SEILER
DAVID STROBERG

EQUUS BEDS GROUNDWATER MANAGEMENT DISTRICT NO. 2

313 SPRUCE STREET • HALSTEAD, KANSAS 67056-1925 • PHONE (316) 835-2224 • FAX (316) 835-2225 • equusbeds@gmd2.org • www.gmd2.org

May 14, 2018

Richard Bell, Assistant Superintendent - Personnel & Operations
Maize USD 266
905 W. Academy Ave
Maize, KS 67101

Re: Water Right No. 38514 & 39033 Change Applications – Maize USD 266

Dear Mr. Bell:

The Equus Beds Groundwater Management District No. 2 received your initial Petition of Appeal on April 25, 2018, and final Petition of Appeal on May 10, 2018, in the matter of the District's April 4, 2018, recommendations of the above referenced applications. The petition was found to be in proper form and that, pursuant to K.A.R 5-22-12(b)(4), you are a valid petitioner.

The District Board of Directors will tentatively hear the appeal on Wednesday, June 6, 2018, in the conference room of the Equus Beds Groundwater Management District office, 313 Spruce Street, Halstead, Kansas. The meeting is tentatively planned to begin at 9:30 A.M. A copy of the meeting agenda will be forwarded to you once the agenda is set.

At the appeal hearing, the Board will permit the petitioner to present briefs and may afford any interested party the opportunity to present oral or written arguments, if appropriate.

Please contact the District if you have any questions or need additional information.

Sincerely,
EQUUS BEDS GROUNDWATER
MANAGEMENT DISTRICT NO. 2

Tim Boese
Manager

TDB/db

Pc: Joe Naputi, Maize USD 266
Steve Williams, Maize USD 266
Brent Turney, Division of Water Resources, Manhattan
Jeff Lanterman, Division of Water Resources, Stafford

WATER RESOURCES
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MAY 15 2018

KS DEPT OF AGRICULTURE

STATE OF KANSAS

DEPARTMENT OF AGRICULTURE
1320 RESEARCH PARK DRIVE
MANHATTAN, KS 66502
PHONE: (785) 564-6700
FAX: (785) 564-6777



900 SW JACKSON, ROOM 456
TOPEKA, KS 66612
PHONE: (785) 296-3556
www.agriculture.ks.gov

GOVERNOR JEFF COLYER, M.D.
JACKIE McCLASKEY, SECRETARY OF AGRICULTURE

April 10, 2018

UNIFIED SCHOOL DISTRICT #266
STEVE WILLIAMS DIRECTOR OF FINANCE
905 W ACADEMY AVE
MAIZE KS 67101-4000

FILE COPY

RE: Water Right,
File Nos. 38,514 and 39,033

Dear Mr. Williams:

Reference is made to the Application for Approval of the Chief Engineer to Change the Authorized Place of use, Point of Diversion and Use Made of Water, under File No. 38,514, and the Application for Approval of the Chief Engineer to change the Authorized Place of Use, under File No. 39,033, which were received in this office on March 21, 2017. Upon review of the applications, it is found that the applications cannot be approved as proposed.

We have received recommendations from Equus Beds Groundwater Management District No. 2 that the applications referred to above be denied. These recommendations are based upon the rules and regulations effective within the district and the groundwater management program adopted by the district and approved by the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture. The District's review found that the application to change under File No. 38,514, does not comply with the Well Spacing Rule and Regulation K.A.R. 5-22-2(a)(1) and K.A.R. 5-22-2(a)(2). Further, the district has found that the application to change the authorized place of use under File No. 39,033, does not comply with K.A.R. 5-22-8(c)(2) and K.A.R. 5-22-8(d).

For the reasons given above, it will be recommended to the Chief Engineer that the application to change the authorized place of use, point of diversion and use made of water under Water Right, File No. 38,514, and the application to change the authorized place of use under Water Right, File No. 39,033, be denied and dismissed because they do not comply with K. A. R. 5-22-2 and K.A.R. 5-22-8.

We are advising you of this recommendation in order to allow you an opportunity to **consult and appeal to the district** regarding their recommendations, or to submit additional information to show why the evaluations should be reconsidered. **You have a period of 15 days (until April 25, 2018) to either (1) submit additional information to our office or (2) to request additional time beyond the 15 days to submit additional information or to meet with the district.** If you wish to request additional time, you must do so **in writing**, before the 15 day period expires. Such a request should state what steps are being taken to obtain the information and the amount of time you will need to supply the information to our office.

SCANNED

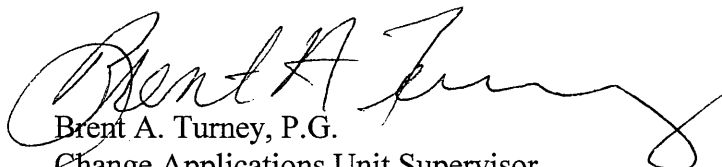
File Nos. 38,514 and 39,033

Page No. 2

If you do not request more time within the 15 day period, or if your request is not granted, the above-referenced applications will be submitted to the Chief Engineer for final decision based on the recommendations stated above. If you do submit additional information within the 15 day period (or any authorized extension), that information will be given due consideration prior to final action on the applications.

If you have any questions, please contact our office, my desk phone number is (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,



Brent A. Turney, P.G.
Change Applications Unit Supervisor

BAT:bat

pc: Stafford Field Office
Groundwater Management District No. 2

JEFF WINTER, PRESIDENT
VIN KISSICK, VICE PRESIDENT
ALAN BURGHART, SECRETARY
MIKE MCGINN, TREASURER
TIM BOESE, MANAGER
THOMAS A. ADRIAN, ATTORNEY



DIRECTORS:
DAVID BOGNER
JOE PAJOR
DALE SCHMIDT
BOB SEILER
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EQUUS BEDS GROUNDWATER MANAGEMENT DISTRICT NO. 2

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April 4, 2018

Chief Engineer, Division of Water Resources
Attn: Leslie Ireland
1320 Research Park Dr.
Manhattan, KS 66502

Water Resources
Received

APR 05 2018

KS Dept Of Agriculture

Re: Water Right No. 38514 Change Application – Maize USD266

Dear Ms. Ireland:

The Equus Beds Groundwater Management District reviewed the referenced change in place of use, point of diversion, and use made of water application on April 4, 2018, using the District's Revised Management Program (effective May 1, 1995) and Rules and Regulations K.A.R. 5-22-1 through 5-22-17.

The District's review found that the application does not comply with the Well Spacing Rule and Regulation K.A.R. 5-22-2(a)(1), as the proposed point of diversion is located within 1320 feet of the edge of groundwater pit authorized by Water Permit No. 47565. Additionally, the application does not comply with the Well Spacing Rule and Regulation K.A.R. 5-22-2(a)(2), as the proposed point of diversion is located within 660 feet of numerous domestic wells.

Based upon the review findings, the change application is recommended for denial by the Equus Beds Groundwater Management District.

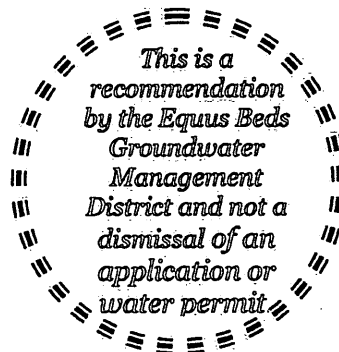
A District decision may be appealed to the District Board of Directors by submitting a written petition to the District office within 30 days from the date of this notification, pursuant to K.A.R. 5-22-12. An appeal petition must state the basis for the appeal and must include information/documentation supporting the appeal.

Sincerely,
EQUUS BEDS GROUNDWATER
MANAGEMENT DISTRICT NO. 2

Tim Boese
Manager
TDB/STF

Enclosure

pc: Joe Naputi, Maize USD 266, with copy of K.A.R. 5-22-12
Steve Williams, Maize USD 266, with copy of K.A.R. 5-22-12
Jeff Lanterman, Division of Water Resources, Stafford



EQUUS BEDS GROUNDWATER MANAGEMENT DISTRICT NO. 2 FINAL APPLICATION REVIEW CHECKLIST

1) Application No. 38514 Date filed: March 21, 2017
 2) Proposed maximum quantity: 17.8 acre-feet/year Rate: 268 GPM
 3) Proposed Use: Irrigation
 4) P/D location: SESWSW 20-26S-1W Geo Center: North 435 ft, West 4248 ft
 5) Number and type of points of diversion listed on the application 1 Well

6) Is the well location on the app the same on the evaluation sheet? Yes No
 7) Meter required K.A.R. 5-22-4a or K.A.R. 5-22-8? Yes No, Why
 8) Meets change-app requirements K.A.R. 5-22-8? Yes No N/A

9) Meets Safe Yield K.A.R. 5-22-7? Yes No N/A

9(a) Safe yield analysis total existing appropriations: af/yr
 9(b) Safe yield total allowable appropriations: af/yr
 9(c) Total appropriations for small user exemptions: af/yr
 9(d) Total appropriations for non-consumptive use: af/yr
 9(e) Total appropriations for consumptive use: af/yr
 (total existing appropriations) - (non-consumptive appropriations)
 9(f) exempt from regulation? Yes No.
 Cite exemption:

10) Meets Well Spacing K.A.R. 5-22-2? Yes No N/A

10(a) POD in enhanced well spacing area? Yes No
 10(b) Domestic well spacing interval: <660 ft
 10(c) Non-Domestic well spacing interval: <1320 ft

11) Meets Max Reasonable Quantity K.A.R. 5-22-14? Yes No N/A

11(a) Irrigation max quantity: 1.05 acre-feet / acre
 application paragraph 3 value (acre-feet) / proposed acres = Q
 11(b) Stockwater max quantity: GPD unit
 11(c) Industry max quantity: Acre
 Industry standard:
 11(d) Municipal max quantity: GCD
 Lesser of either 200 GCD or
 $1.10 * (X - Y) * 365 d * (z + t)$
 X - Average of last three years usage in Gallons per Capita per Day (GCD)
 Y - water usage for industries that use over 200,000 gal/yr (GCD)
 Z - Projected population in 20 years
 T - Reasonable projected water use for industries that use over 200,000 gallons per year (GCD)
 11(e) Pond max quantity is
 (Net evap + seepage)/12 x pond area + any initial fill
 11(f) Groundwater pit max Q:
 Net evap * pit area/12

12) Reasonable rate for intended use? Yes No N/A

13) Depth to water: bls at observation well:

14) Date reviewed: April 4, 2018

15) Reviewed by: T. Boese

Title: Manager

16) District recommendation: Approve Deny Other, see comment

17) Comments and Calculations:

Review completed for a change in PD, PI/Use & Use made of water application submitted by Maize USD 266 for Irrigation use in Sedgwick County. The applicant proposes to change the use made of water from Municipal and Irrigation to Irrigation use only, modify the place of use but remain at 17 total acres to irrigate the athletic fields, and move the point of diversion 592 feet east-northeast to the well currently authorized by Water Right No. 39033. The entire quantity of 17.8 AF would be authorized for irrigation on 17 acres.
 Base acres = 16 acres according to Certificate; Water to land ratio is 17.8 AF / 17 acres = 1.05 AF/A.
 Proposed PD is within 1320 feet of edge of groundwater pit authorized by Water Permit No. 47565 and within 660 feet of multiple domestic wells.
 No domestic well spacing consent forms submitted for domestic wells within 660 feet.
 Recommend denial, does not comply with Well Spacing Regulations K.A.R. 5-22-2(a)(1) and (2)

JEFF WINTER, PRESIDENT
VIN KISSICK, VICE PRESIDENT
ALAN BURGHART, SECRETARY
MIKE MCGINN, TREASURER
TIM BOESE, MANAGER
THOMAS A. ADRIAN, ATTORNEY



DIRECTORS:
DAVID BOGNER
JOE PAJOR
DALE SCHMIDT
BOB SEILER
DAVID STROBERG

EQUUS BEDS GROUNDWATER MANAGEMENT DISTRICT NO. 2

313 SPRUCE STREET • HALSTEAD, KANSAS 67056-1925 • PHONE (316) 835-2224 • FAX (316) 835-2225 • equusbeds@gmd2.org • www.gmd2.org

May 30, 2018

Richard Bell, Assistant Superintendent - Personnel & Operations
Maize USD 266
905 W. Academy Ave
Maize, KS 67101

Re: Water Right No. 38514 & 39033 Change Applications – Maize USD 266

Dear Mr. Bell:

The purpose of this correspondence is to advise you that the referenced water right change applications are scheduled for review at the June 6, 2018, Board of Directors meeting of the Equus Beds Groundwater Management District.

Please find enclosed a copy of the meeting agenda. The public meeting begins at 9:30 a.m. and will be held in the Equus Beds Groundwater Management District's conference room at 313 Spruce Street, Halstead, Kansas.

If you are unable to attend or if you have any questions, please feel free to contact our office.

Sincerely,
EQUUS BEDS GROUNDWATER
MANAGEMENT DISTRICT NO. 2

Tim Boese
Manager

TDB/db

Enclosure: agenda

Pc: Joe Naputi, Maize USD 266
Steve Williams, Maize USD 266
Brent Turney, Division of Water Resources, Manhattan
Jeff Lanterman, Division of Water Resources, Stafford

Turney, Brent [KDA]

From: Rebecca Wilson <rwilson@gmd2.org>
Sent: Tuesday, May 15, 2018 8:50 AM
To: Turney, Brent [KDA]; Engelbrecht, Jessica [KDA]
Subject: 38514 39033 Appeal Hearing Letter
Attachments: 38514 39033 Appeal Hearing Letter 5-14-18.pdf; 38514 39033 Appeal Letter 5-10-18.pdf

Good morning!

Attached is an Appeal Hearing letter from Manager Tim Böese, as well as the original appeal letter from USD 266.

Please let me know if you have any difficulty opening the attachments.

Thanks!

Rebecca Wilson

Rebecca Wilson
Administrative Assistant
Equus Beds GMD2
313 Spruce Street
Halstead, KS 67056
316-835-2224
316-835-2225 Fax
rwilson@gmd2.org
www.gmd2.org

WATER RESOURCES
RECEIVED

MAY 15 2018

KS DEPT OF AGRICULTURE



GMD No. 2
Board of Directors
RE: Water Right
File Nos. 38,514 and 39,033

Please accept this letter as a formal appeal of the recommendation to deny requests made by Maize USD 266 in reference to file numbers listed above. We are seeking exemption to K.A.R 5-22-2a(1) and K.A.R. 5-22-2a(2) as it pertains to our well located on the property of Maize Middle School.

As a public school district operating playing fields and other grounds utilized by both the school district and community, we appeal that the rate and quantity used by our facility is representative of a greater population than a residence or business. As such our usage does not impair the neighborhood, rather contribute to the resources available in said neighborhood and the surrounding community. To our knowledge there are no apparent negative impacts to nearby wells in regards to the spacing of domestic wells in this area K.A.R. 5-22-2a(2).

The well in question is an existing well that has been utilized for a number of years. It's spacing to the groundwater pit and proximity to residential wells came to our attention as a result of new staff seeking to ensure compliance. Turnover in operations and maintenance staff has led us to be more aware of restrictions and regulations. Our current staff has been and will continue to be diligent in following such regulations. Our permit is for a minimal rate and quantity and usage continuously monitored by our Grounds Manager.

We appreciate your consideration of this appeal and are willing and able to provide any additional information necessary to advance in this process.

Sincerely,

Richard Bell
Assistant Superintendent
Personnel and Operations

WATER RESOURCES
RECEIVED

MAY 15 2018

KS DEPT OF AGRICULTURE
Educational Support Center
905 W Academy Ave
Maize, KS 67101
usd266.com
phone: 316-722-0614
fax: 316-722-8538

RECEIVED

MAY 10 2018

Equus Beds GMD #2

SCANNED

Ireland, Leslie [KDA]

From: Ireland, Leslie [KDA]
Sent: Wednesday, February 7, 2018 8:54 AM
To: 'Steve Flaherty'
Subject: RE: Maize USD 266 39033, 38514
Attachments: 38514xx_permit_chg 2018 extension 3 to supply _2_2.pdf

Steve ,

Not quite clear on your first sentence. But not to worry. DWR sent the notifications to the nearby letters and then you contacted the school to have them get the know well owners who had wells less than 660 s. We didn't receive any calls from our notification. The last I heard a Ron Garcia not wanting to sign the GMD2 form for the reduction in well to well spacing. So, from the aspect of the possibility of the requested change to cause impairment was going to be investigated. I think Jeff and Tim have talked about the application and what else needs doing. Hence the denial and appeal..

Do you think Gordon Beaushaw is handling the appeal from the school? I have been dealing with Steve Williams and would send the GMD recommends denial to him, like I'm doing with the extension.

Did the extension till March 5th See attached. Oh bet they are getting close to when they want to water...

Think this is going to be an extra busy spring.

Leslie Ireland, Environmental Scientist II
Kansas Department of Agriculture
Division of Water Resources - Change Unit
(785) 564-6633
Leslie.Ireland@ks.gov
www.agriculture.ks.gov

From: Steve Flaherty [mailto:sflaherty@gmd2.org]
Sent: Monday, February 5, 2018 4:18 PM
To: Ireland, Leslie [KDA] <Leslie.Ireland@ks.gov>
Subject: Maize USD 266 39033, 38514

Leslie,

Maize USD 266 did not send over any surrounding well owner notifications. I had a phone conversation with them last week and informed Gordon Beaushaw that I would write up the denial and send it out to them. He was okay with that but I will need until the end of the month to write up the denial for this one.

Thanks, .

Steve Flaherty, Hydrogeologist
Equus Beds GMD No. 2
313 Spruce Street * Halstead, KS 67056
P: (316) 835-2224 * F: (316) 835-2225
www.gmd2.org

[Twitter](#) [Facebook](#)

SCANNED

Ireland, Leslie [KDA]

From: Ireland, Leslie [KDA]
Sent: Wednesday, February 7, 2018 9:26 AM
To: Wilson, Dani [KDA]
Subject: FW: Water Right File Nos. 38,514 & 39,033 Change Applications
Attachments: 38514xx_permit_chg 2018 extension 3 to supply _2_2.pdf

Please archive

From: Ireland, Leslie [KDA]
Sent: Wednesday, February 7, 2018 9:08 AM
To: 'Steve Williams' <swilliams@usd266.com>
Subject: Water Right File Nos. 38,514 & 39,033 Change Applications

Steve,

The GMD has additional work on the changes because a nearby well owner is not wanting to sign the voluntary reduction in well to well spacing. The standard protocol is... due to the failure of a consent to reduce well spacing the applications are recommend by the GMD for denial. We inform you via letter of their recommendation. The school must then request an appeal of their recommended denial so the application is reviewed further by us and the GMD for the possibilities of the proposed changes to cause impairment. I think Steve Flaherty has been working with a Gordon Beashaw.

So at this time, at the GMD's request the Chief Engineer has granted an extension to March 5, 2018, for the GMD to supply the Chief Engineer with their recommendation on the denial.

Please do not hesitate to contact me should you have any questions, at times this seems way to complicated, but the process has its standards of processing.

Leslie Ireland, Environmental Scientist II
Kansas Department of Agriculture
Division of Water Resources - Change Unit
(785) 564-6633
Leslie.Ireland@ks.gov
www.agriculture.ks.gov

SCANNED

1320 Research Park Drive
Manhattan, Kansas 66502
785-564-6700



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

Secretary Jackie McClaskey

Governor Jeff Colyer, M.D.

February 7, 2018

EQUUS BEDS
GROUNDWATER MANAGEMENT DISTRICT NO 2
ATTN TIM BOESE - MANAGER
313 SPRUCE
HALSTEAD KS 67056

Re: Water Right, File Nos. 38,514 & 39,033

Dear Mr. Boese:

At the email request of Steve Flaherty on today's date, regarding the March 21, 2017, applications referenced above, the Chief Engineer has extended the time in which to supply the recommendations to March 5, 2018.

As requested we will delay any further action until March 5, 2018. Please submit your recommendations within the allotted time, or any authorized extension of time thereof.

If you wish to discuss a specific file, please have the file number ready so that we may help you more efficiently.

Sincerely,

A handwritten signature in cursive script that reads "Leslie Ireland".

Leslie Ireland
Environmental Scientist
Water Appropriation Program

FILE COPY

LI:li

pc: Stafford Field Office
epc: Steve Williams, Unified School District # 266

SCANNED

Ireland, Leslie [KDA]

From: Ireland, Leslie [KDA]
Sent: Thursday, January 4, 2018 10:54 AM
To: Wilson, Dani [KDA]
Subject: FW: Change Applications File Nos. 38,514 & 39,033
Attachments: 38514xx_permit_chg 2018 extension to supply _2_2.pdf

Dani,

Please add this email & attachment to Docuware for the two files.

Thanks,
Leslie

From: Steve Flaherty [mailto:sflaherty@gmd2.org]
Sent: Thursday, January 4, 2018 10:51 AM
To: Ireland, Leslie [KDA] <Leslie.Ireland@ks.gov>
Subject: RE: Change Applications File Nos. 38,514 & 39,033

Thank you!

From: Ireland, Leslie [KDA] [mailto:Leslie.Ireland@ks.gov]
Sent: Thursday, January 4, 2018 10:51 AM
To: Stephen Flaherty <sflaherty@gmd2.org>
Cc: Steve Williams <swilliams@usd266.com>
Subject: Change Applications File Nos. 38,514 & 39,033

Steve,

Per your phone request attached is the extension letter.

Leslie Ireland, Environmental Scientist II
Kansas Department of Agriculture
Division of Water Resources - Change Unit
(785) 564-6633
Leslie.Ireland@ks.gov
www.agriculture.ks.gov

1320 Research Park Drive
Manhattan, Kansas 66502
(785) 564-6700



900 SW Jackson, Room 456
Topeka, Kansas 66612
(785) 296-3556

Jackie McClaskey, Secretary

Governor Sam Brownback

January 4, 2018

EQUUS BEDS
GROUNDWATER MANAGEMENT DISTRICT NO 2
ATTN TIM BOESE - MANAGER
313 SPRUCE
HALSTEAD KS 67056

Re: Water Right, File Nos. 38,514 & 39,033

Dear Mr. Boese:

At the phone call request of Steve Flaherty on today's date, regarding the March 21, 2017, applications referenced above, the Chief Engineer has extended the time in which to supply the recommendations to February 5, 2018.

As requested we will delay any further action until February 5, 2018. Please submit your recommendations within the allotted time, or any authorized extension of time thereof.

If you wish to discuss a specific file, please have the file number ready so that we may help you more efficiently.

Sincerely,

Leslie Ireland
Environmental Scientist
Water Appropriation Program

LI:li

pc: Stafford Field Office
Steve Williams, Unified School District # 266

FILE COPY

SCANNED

Ireland, Leslie

From: Ireland, Leslie
Sent: Tuesday, December 5, 2017 10:03 AM
To: 'Rebecca Wilson'
Subject: RE: 38514 Extension Request

I'll send the standard extension.
Leslie

From: Rebecca Wilson [mailto:rwilson@gmd2.org]
Sent: Monday, December 4, 2017 3:44 PM
To: Ireland, Leslie <Leslie.Ireland@ks.gov>
Subject: 38514 Extension Request

Good afternoon, Leslie!

Steve Flaherty is requesting an extension to review the change application for file #38514. Please advise.

Thanks!

Rebecca Wilson

Rebecca Wilson
Administrative Assistant
Equus Beds GMD2
313 Spruce Street
Halstead, KS 67056
316-835-2224
316-835-2225 Fax
rwilson@gmd2.org
www.gmd2.org

1/4/18 ext 30 days - Steve Flaherty -

Ireland, Leslie

From: Ireland, Leslie
Sent: Tuesday, December 5, 2017 10:03 AM
To: 'Rebecca Wilson'
Subject: RE: 39033 Extension Request

I'll send the standard extension
Leslie

From: Rebecca Wilson [mailto:rwilson@gmd2.org]
Sent: Monday, December 4, 2017 3:45 PM
To: Ireland, Leslie <Leslie.Ireland@ks.gov>
Subject: 39033 Extension Request

Good afternoon, Leslie!

Steve Flaherty is requesting an extension to review the change application for file #39033. Please advise.

Thanks!

Rebecca Wilson

Rebecca Wilson
Administrative Assistant
Equus Beds GMD2
313 Spruce Street
Halstead, KS 67056
316-835-2224
316-835-2225 Fax
rwilson@gmd2.org
www.gmd2.org

1320 Research Park Drive
Manhattan, Kansas 66502
(785) 564-6700



900 SW Jackson, Room 456
Topeka, Kansas 66612
(785) 296-3556

Jackie McClaskey, Secretary

Governor Sam Brownback

December 5, 2017

EQUUS BEDS
GROUNDWATER MANAGEMENT DISTRICT NO 2
ATTN TIM BOESE - MANAGER
313 SPRUCE
HALSTEAD KS 67056

FILE COPY

Re: Water Right, File Nos. 38,514 & 39,033

Dear Mr. Boese:

At the request of Steve Flaherty via the email December 4, 2017 email of Rebecca Wilson, regarding the March 21, 2017, applications referenced above, the Chief Engineer has extended the initial time in which to supply the recommendations as requested in our November 13, 2017 letter.

As requested we will delay any further action until January 4, 2018. Please submit your recommendations within the allotted time, or any authorized extension of time thereof.

If you wish to discuss a specific file, please have the file number ready so that we may help you more efficiently.

Sincerely,

A handwritten signature in cursive script that reads "Leslie Ireland".

Leslie Ireland
Environmental Scientist
Water Appropriation Program

LI:li

pc: Stafford Field Office
Steve Williams, Unified School District # 266

SCANNED



109 SW 9th Street, 2nd Floor
Topeka, Kansas 66612-1283

Dale A. Rodman, Secretary
David W. Barfield, Chief Engineer

Phone: (785) 296-3717
Fax: (785) 296-1176
www.ksda.gov/dwr

Sam Brownback, Governor

November 13, 2017

FILE COPY

EQUUS BEDS
GROUNDWATER MANAGEMENT DISTRICT NO 2
ATTN TIM BOESE MANAGER
313 SPRUCE
HALSTEAD KS 67056

Re: Water Right, File Nos. 38,514 & 39,033
Change Applications Dated March 21, 2017

Dear Mr. Boese:

We are enclosing copies of the change applications referred to above which appear to be in proper form. The public notice and letters sent to the nearby owners identified by the applicant did not result in any comments on the proposed changes.

We are delaying any further action for a period of 15 days from the date of this letter to allow you time to submit your recommendations concerning these applications.

Please submit your recommendations within the allotted time, or any authorized extension of time thereof. If you wish to refer to a specific file, please reference it when you contact us.

Sincerely,

A handwritten signature in cursive script that reads "Leslie Ireland".

Leslie Ireland
Environmental Scientist
Water Appropriation Program

LI:li
Enclosure

pc: Stafford Field Office
Steve Williams, Unified School District #266

SCANNED

Ireland, Leslie

From: Steve Williams <swilliams@usd266.com>
Sent: Thursday, November 9, 2017 12:49 PM
To: Ireland, Leslie
Subject: Re: FW: Publish Notice for Maize USD 266
Attachments: MMS Water Publication.pdf

Hi Leslie,

Attached is the Proof of Publication Affidavit for the MMS Water for the 3 days.

Thank you and if you need anything else, please let me know.

WATER RESOURCES
RECEIVED
NOV 09 2017
KS DEPT OF AGRICULTURE

PUBLIC NOTICE

(To be published in newspaper once a week for three (3) weeks)

The local school, Maize USD 266, at 905 W. Academy Avenue, Maize, Kansas 67101, has filed with the Division of Water Resources, Kansas Department of Agriculture, Applications for Change pursuant to the Water Right, File Nos. 38,514 & 39,033. Under Water Right, File No. 38,514, the applicant has proposed to change the use made of water from irrigation and municipal use to all irrigation use. The irrigated place of use located East and along the North side of the corner of N. Maize Road and West 45th Street North authorizing 17 acres is proposed to be changed under both File Nos. 38,514 & 39,033, but will maintain 17 acres. The requested change in point of diversion under File No. 38,514, proposes plugging the currently authorized well located in the Southwest Quarter of the Southwest Quarter (SW $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$) of Section 20, more particularly described as being near a point 365 feet North and 4,836 feet West of the Southeast corner of said section, moving the 17.8 acre-feet of groundwater to the existing well authorized as a standby well for irrigation use under File No. 39,033, located in the Southeast Quarter of the Southwest Quarter of the Southwest Quarter (SE $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$) of Section 20, more particularly described as being near a point 435 feet North and 4,248 feet West of the Southeast corner of said section, all in Township 26 South, Range 1 West, Sedgwick County, Kansas.

Any interested party is invited to submit to this office on or before May 2017, written comments regarding the proposed applications for change under Water Right, File Nos. 38,514 & 39,033. Persons submitting comments should specifically indicate their interest in the application in a clear and concise manner. General inquiries regarding the proposed changes may be made to Leslie Ireland, Environmental Scientist, Kansas Department of Agriculture, Division of Water Resources at (785) 564-6633.

The applications for change are on file and available for public inspection in the office of the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, 1320 Research Park Drive, Manhattan, Kansas 66502, Fax: (785) 564 - 6777.

(To be published in newspaper once:)

15 DAY PUBLIC NOTICE

The Maize Unified School District No. 266 has filed with the Division of Water Resources, Kansas State Board of Agriculture, one (1) application for permit to appropriate water for beneficial use identified as File No. 39,033. The School District proposes to appropriate such unappropriated groundwater as may be available in the drainage basin of the Arkansas River to be diverted by means of one (1) well located in the Southeast Quarter of the Southwest Quarter of the Southwest Quarter (SE $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$), of Section 20, Township 26 South, Range 1 West, Sedgwick County, Kansas, in an amount of 18.1 acre-feet per calendar year to be diverted at a maximum rate of 268 gallons per minute for municipal and industrial use in and around Maize High School.

The proposed well will serve as a backup well and be operated on an alternating basis with the school's existing well. This application proposes no additional rate of diversion or quantity of water above that which is presently authorized. All new non-domestic, non-temporary wells operating under authority of an approved application are required to have a water flow meter.

Any interested party is invited to submit to this office within 15 days of this publication, written comments as to whether Application File No. 39,033 should be approved or not approved. Persons submitting comments should specifically indicate their interest in the application in a clear concise manner.

Application File No. 39,033 is on file and available for public inspection in the office of the Chief Engineer, Division of Water Resources, Kansas State Board of Agriculture, 109 S.W. 9th Street, Suite 202, Topeka, Kansas 66612-1283. Further information can be obtained by calling the Division of Water Resources at (913) 296-3717.

PUBLIC NOTICE

(To be published in newspaper once a week for three (3) weeks)

The local school, Maize USD 266, at 905 W. Academy Avenue, Maize, Kansas 67101, has filed with the Division of Water Resources, Kansas Department of Agriculture, Applications for Change pursuant to the Water Right, File Nos. 38,514 & 39,033. Under Water Right, File No. 38,514, the applicant has proposed to change the use made of water from irrigation and municipal use to all irrigation use. The irrigated place of use located East and along the North side of the corner of N. Maize Road and West 45th Street North authorizing 17 acres is proposed to be changed under both File Nos. 38,514 & 39,033, but will maintain 17 acres. The requested change in point of diversion under File No. 38,514, proposes plugging the currently authorized well located in the Southwest Quarter of the Southwest Quarter of the Southwest Quarter (SW¹/₄ SW¹/₄ SW¹/₄) of Section 20, more particularly described as being near a point 365 feet North and 4,836 feet West of the Southeast corner of said section, moving the 17.8 acre-feet authorized to the existing well authorized for irrigation use under File No. 39,033, located in the Southeast Quarter of the Southwest Quarter of the Southwest Quarter (SE¹/₄ SW¹/₄ SW¹/₄) of Section 20, more particularly described as being near a point 435 feet North and 4,248 feet West of the Southeast corner of said section, all in Township 26 South, Range 1 West, Sedgwick County, Kansas.

Any interested party is invited to submit to this office on or before May 2017, written comments regarding the proposed applications for change under Water Right, File Nos. 38,514 & 39,033. Persons submitting comments should specifically indicate their interest in the application in a clear and concise manner.

The applications for change are on file and available for public inspection in the office of the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, 1320 Research Park Drive, Manhattan, Kansas 66502, Fax: (785) 564 - 6777 .

Leslie.Ireland@ks.gov

www.agriculture.ks.gov

From: Steve Williams [mailto:swilliams@usd266.com]

Sent: Tuesday, September 12, 2017 3:17 PM

To: - PF, Legals <legals@wichitaeagle.com>

Cc: Ireland, Leslie <Leslie.Ireland@ks.gov>; Richard Bell <rbell@usd266.com>; Joe Naputi <jnaputi@usd266.com>; Kim Becker <kbecker@usd266.com>

Subject: Publish Notice for Maize USD 266

Wichita Eagle Legal Publications,

Please publish the attached Public Notice once a week for three (3) consecutive weeks and request these dates to be:

Monday's Sept. 18 , Sept. 25 & October 2, 2017

Please send proof of publications and invoice to:

Maize USD 266

Attn: Steve Williams

905 W. Academy Ave.

Maize, KS 67101-9405

Please confirm receipt of this and scheduled publication dates.

Thank you and if any questions or you need anything else, please let me know.

Steve Williams

Director of Finance, Maize USD 266

905 W. Academy Ave., Maize, KS 67101-9405

Ireland, Leslie

From: Steve Williams <swilliams@usd266.com>
Sent: Thursday, October 12, 2017 3:28 PM
To: Ireland, Leslie
Subject: Re: FW: Publish Notice for Maize USD 266
Attachments: 20171012151446098.pdf

Hi Leslie,
I still have not received the final billings and the publication affidavit.
I did clip the publications on the 3 days and copies are attached along with the first billing.

I will send the affidavit of publication as soon as we receive it.

Thank you and thank you very much for all your help and direction on what we needed to do !

Steve Williams

Director of Finance, Maize USD 266
905 W. Academy Ave., Maize, KS 67101-9405
Office: 316-350-2022
Fax : 316-201-3008
swilliams@usd266.com

WATER RESOURCES
RECEIVED

OCT 12 2017

KS DEPT OF AGRICULTURE

On Wed, Oct 4, 2017 at 10:56 AM, Ireland, Leslie <Leslie.Ireland@ks.gov> wrote:

Steve,

If you've received the proof of publishing please send it my way.. Sending it as an attachment to an Email is OK.

The letters that I sent did not received any comments of any kind.

Once I receive your proof of publication I'll be able to send it to the groundwater management district.

Please don't hesitate to give me a call if you have any questions.

Leslie Ireland, Environmental Scientist II

Kansas Department of Agriculture

Division of Water Resources - Change Unit

(785) 564-6633

Published 9-18-17
Wichita Eagle
Page 4B

LEGAL PUBLICATION

Published in the Wichita Eagle
on September 18, 25 & October 2, 2017 (3281557)
PUBLIC NOTICE

The local school, Maize USD 266, at 905 W. Academy Avenue, Maize, Kansas 67101, has filed with the Division of Water Resources, Kansas Department of Agriculture, Applications for Change pursuant to the Water Right, File Nos. 38,514 & 39,033. Under Water Right, File No. 38,514, the applicant has proposed to change the use made of water from irrigation and municipal use to all irrigation use. The irrigated place of use located East and along the North side of the corner of N. Maize Road and West 45th Street North authorizing 17 acres is proposed to be changed under both File Nos. 38,514 & 39,033, but will maintain 17 acres. The requested change in point of diversion under File No. 38,514, proposes plugging the currently authorized well located in the Southwest Quarter of the Southwest Quarter of the Southwest Quarter (SW^{1/4} SW^{1/4} SW^{1/4}) of Section 20, more particularly described as being near a point 345 feet North and 4,836 feet West of the Southeast corner of said section, moving the 17.8 acre-feet of groundwater to the existing well authorized as a standby well for irrigation use under File No. 39,033, located in the Southeast Quarter of the Southwest Quarter of the Southwest Quarter (SE^{1/4} SW^{1/4} SW^{1/4}) of Section 20, more particularly described as being near a point 435 feet North and 4,248 feet West of the Southeast corner of said section, all in Township 26 South, Range 1 West, Sedgewick County, Kansas. Any interested party is invited to submit to this office on or before October 17, 2017, written comments regarding the proposed applications for change under Water Right, File Nos. 38,514 & 39,033. Persons submitting comments should specifically indicate their interest in the application in a clear and concise manner. General inquiries regarding the proposed changes may be made to Leslie Ireland, Environmental Scientist, Kansas Department of Agriculture, Division of Water Resources at (785) 564-6633. The applications for change are on file and available for public inspection in the office of the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, 1320 Research Park Drive, Manhattan, Kansas 66502, Fax: (785) 564-6777.

The Wichita Eagle

4B

Baseball

MONDAY SEPTEMBER 18 2017
KANSAS.COM

Published 9-25-17

LEGAL PUBLICATION

Published in the Wichita Eagle
on September 18, 25 & October 2, 2017 (3281557)
PUBLIC NOTICE

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MONDAY SEPTEMBER 25 2017
KANSAS.COM

4B

NFL

The Wichita Eagle

MONDAY OCTOBER 2 2017 (3281557)

10-2-17

LEGAL PUBLICATION

Published in the Wichita Eagle
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MONDAY OCTOBER 2 2017
KANSAS.COM

Sports

3B

The Wichita Eagle

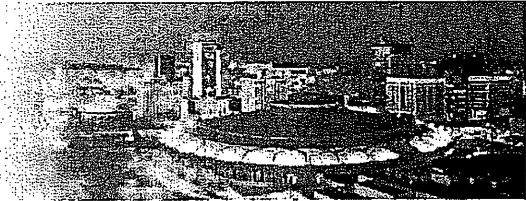
WATER RESOURCES
RECEIVED

OCT 12 2017

KS DEPT OF AGRICULTURE

The Wichita Eagle Kansas.com

330 N Mead St | Wichita, KS 67202 | 316-268-6000



INVOICE AND STATEMENT OF ACCOUNT

AGING OF PAST DUE ACCOUNTS

*Unapplied amounts are included in the total amount due.

Fed ID# 48-0571718

21	2017-09	22	2017-08	2017-07	2017-06*	UNAPPLIED AMOUNT	23	TOTAL AMOUNT DUE
	\$220.80		\$0.00	\$0.00	\$0.00	\$0.00		\$220.80
SALES REP		24	ADVERTISER INFORMATION					
Advertising Dept	1	BILLING PERIOD	6	BILLED ACCOUNT NUMBER	7	ADVERTISER/CLIENT NUMBER	2	ADVERTISER/CLIENT NAME
		08/28/2017 - 09/24/2017		452947		452947		USD 266

4 PAGE#
1 of 1

USD 266
attn Steve Williams
905 W ACADEMY AVE
MAIZE KS 67101-4000

MAKE CHECKS PAYABLE TO

The Wichita Eagle
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PO Box 510687
Livonia, MI 48151

Questions? Billing: 800-432-6010.
Credit: sscollections@mclatchy.com

Payment is due upon receipt.

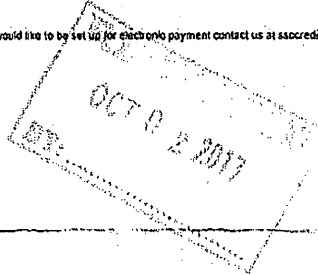


10	START STOP	11	NEWSPAPER REFERENCE	12	14	DESCRIPTION	13	PRODUCT	15	SAU SIZE	16	BILLED UNITS	17	TIMES RUN	18	RATE	19	AMOUNT	
						Balance Forward													\$438.40
	09/20		P1631214			Payment - Check 132705													-\$438.40
	09/18	09/18	103281557-09182017			public notice for maize used		Wichita Eagle		1 x 4.40 IN		4.4		1		\$47.91		\$210.80	
	09/18	09/18	103281557-09182017			public notice for maize used Affidavit		WE.com		1 x 4.40 IN		4.4		1		\$0.00		\$0.00	
																			\$10.00
																			Invoice Total
																			\$220.80

PREVIOUS AMOUNT OWED: \$438.40
NEW CHARGES THIS PERIOD: \$220.80
CASH THIS PERIOD: -\$438.40
DEBIT ADJUSTMENTS THIS PERIOD: \$0.00
CREDIT ADJUSTMENTS THIS PERIOD: \$0.00

*Effective October 30, 2017, we will only accept credit card as payment for prepaid orders. Payments can be mailed to the enclosed address or made by electronic payment. If you would like to be set up for electronic payment contact us at sscollections@mclatchy.com.

Steve Williams



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ADVERTISING INVOICE and STATEMENT

57 1 AB 0.403 E0057X 10067 02871334715 S2 P4685937 0001:0001



USD 266
attn Steve Williams
905 W ACADEMY AVE
MAIZE KS 67101-4000



1	BILLING PERIOD	2	ADVERTISER/CLIENT NAME
	08/28/2017 - 09/24/2017		USD 266
23	TOTAL AMOUNT DUE	1	UNAPPLIED AMOUNT
	\$220.80		\$0.00
			TERMS OF PAYMENT
			Payment is due upon receipt
21	2017-09	22	2017-08
	\$220.80		\$0.00
	\$0.00		\$0.00
	\$0.00		\$0.00
5	BILLING DATE	6	BILLED ACCOUNT NUMBER
	09/24/2017		452947
			452947

WATER RESOURCES
RECEIVED

OCT 12 2017

The Wichita Eagle
Wichita Eagle - Advertising
PO Box 510687
Livonia MI 48151

KS DEPT OF AGRICULTURE

540AB 452947

452947

0001323207-09252017 000022080 3

Ireland, Leslie

From: Steve Williams <swilliams@usd266.com>
Sent: Tuesday, September 12, 2017 3:17 PM
To: - PF, Legals
Cc: Ireland, Leslie; Richard Bell; Joe Naputi; Kim Becker
Subject: Publish Notice for Maize USD 266
Attachments: Public Notice - Maize USD 266 Water Rights.pdf

Wichita Eagle Legal Publications,

Please publish the attached Public Notice once a week for three (3) consecutive weeks and request these dates to be:

Monday's Sept. 18 , Sept. 25 & October 2, 2017

Please send proof of publications and invoice to:

Maize USD 266
Attn: Steve Williams
905 W. Academy Ave.
Maize, KS 67101-9405

Please confirm receipt of this and scheduled publication dates.

Thank you and if any questions or you need anything else, please let me know.

--

Steve Williams

Director of Finance, Maize USD 266
905 W. Academy Ave., Maize, KS 67101-9405
Office: 316-350-2022
Fax : 316-201-3008
swilliams@usd266.com

WATER RESOURCES
RECEIVED
SEP 13 2017
KS DEPT OF AGRICULTURE

PUBLIC NOTICE

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**WATER RESOURCES
RECEIVED**

SEP 13 2017

KS DEPT OF AGRICULTURE

0047 T →

LOCATION OF WATER WELL: Maize Sedgwick
 Fraction: SW 1/4 SW 1/4 SW 1/4
 Section Number: 20
 Township Number: T 26 S
 Range Number: R 1

Distance and direction from nearest town or city street address of well if located within city?

South of city

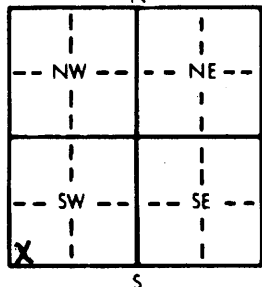
FILE NO. 38,514*

WATER WELL OWNER:
 #, St. Address, Box #: Maize High School
 City, State, ZIP Code:

Board of Agriculture, Division of Water Resources
 Application Number: 16850

LOCATE WELL'S LOCATION WITH AN "X" IN SECTION BOX:

DEPTH OF COMPLETED WELL: 70 ft. ELEVATION:
 Depth(s) Groundwater Encountered: 1. 13' ft. 2. ft. 3. ft.
 WELL'S STATIC WATER LEVEL: 13' ft. below land surface measured on mo/day/yr
 Pump test data: Well water was 23 ft. after 4 hours pumping 268 gpm
 Est. Yield: 500 gpm: Well water was ft. after hours pumping gpm
 Bore Hole Diameter: 24 in. to ft., and in. to ft.
 WELL WATER TO BE USED AS:
 5 Public water supply 8 Air conditioning 11 Injection well
 1 Domestic 3 Feedlot 6 Oil field water supply 9 Dewatering 12 Other (Specify below)
 2 Irrigation 4 Industrial 7 Lawn and garden only 10 Observation well
 Was a chemical/bacteriological sample submitted to Department? Yes No X; If yes, mo/day/yr sample was submitted
 Water Well Disinfected? Yes X No



TYPE OF BLANK CASING USED:
 1 Steel 3 RMP (SR) 5 Wrought iron 8 Concrete tile
 2 PVC 4 ABS 6 Asbestos-Cement 9 Other (specify below)
 7 Fiberglass
 CASING JOINTS: Glued Clamped
 Welded X
 Threaded
 Casing diameter: 10 in. to 60 ft., Dia. in. to ft., Dia. in. to ft.
 Casing height above land surface: 2 in., weight: 330 lbs./ft. Wall thickness or gauge No.

PE OF SCREEN OR PERFORATION MATERIAL:
 1 Steel 3 Stainless steel 5 Fiberglass 8 RMP (SR) 10 Asbestos-cement
 2 Brass 4 Galvanized steel 6 Concrete tile 9 ABS 11 Other (specify)
 12 None used (open hole)

SCREEN OR PERFORATION OPENINGS ARE:
 1 Continuous slot 3 Mill slot 5 Gauzed wrapped 8 Saw cut 11 None (open hole)
 2 Louvered shutter 4 Key punched 6 Wire wrapped 9 Drilled holes
 7 Torch cut 10 Other (specify)

SCREEN-PERFORATED INTERVALS: From 60 ft. to 70 ft., From ft. to ft.
 From ft. to ft., From ft. to ft.
 GRAVEL PACK INTERVALS: From 27 ft. to 70 ft., From ft. to ft.
 From ft. to ft., From ft. to ft.

GROUT MATERIAL: 1 Neat cement 2 Cement grout 3 Bentonite 4 Other
 Grout Intervals: From 7 ft. to 27 ft., From ft. to ft., From ft. to ft.

What is the nearest source of possible contamination:
 1 Septic tank 4 Lateral lines 7 Pit privy 10 Livestock pens 14 Abandoned water well
 2 Sewer lines 5 Cess pool 8 Sewage lagoon 11 Fuel storage 15 Oil well/Gas well
 3 Watertight sewer lines 6 Seepage pit 9 Feedyard 12 Fertilizer storage 16 Other (specify below)
 13 Insecticide storage
 Direction from well? 50' North How many feet?

FROM	TO	LITHOLOGIC LOG	FROM	TO	LITHOLOGIC LOG
0	30	Fill Dirt			to Med. gravel, sandstone
3	70	Tan clay with some fine to coarse sand			
7	20	Med. to coarse sand with fine to Med. gravel			
10	35	Fine to coarse sand with fine to Med. gravel			
15	42	Fine to coarse sand			Water Resources Received
17	46	Med. to coarse sand with fine to Med. gravel			JUN 12 2018
18	54	Fine to coarse sand			KS Dept Of Agriculture
19	61	Fine to coarse sand with some clay			
21	65	Clay streaks with fine to Med. gravel			
25	72	Fine to coarse sand with fine			

CONTRACTOR'S OR LANDOWNER'S CERTIFICATION: This water well was (1) constructed, (2) reconstructed, or (3) plugged under my jurisdiction and was completed on (mo/day/year) 8-23-83 and this record is true to the best of my knowledge and belief. Kansas Water Well Contractor's License No. 102 This Water Well Record was completed on (mo/day/yr) 8-23-83

For the business name of Layne Western Company, Inc. by (signature) [Signature]
 INSTRUCTIONS: Use typewriter or ball point pen, PLEASE PRESS FIRMLY and PRINT clearly. Please fill in blanks, underline or circle the correct answers. Send top two copies to Kansas Department of Health and Environment, Division of Environment, Environmental Geology Section, Topeka, KS 66620. Send one to WATER WELL OWNER and retain one for your records.

OFFICE USE ONLY
T
26
H
1
EW
SEC: 20
SW 1/4 SW 1/4 SW 1/4

Water Rights and Points of Diversion Within 1.00 miles of point defined as:

435 ft N and 4248 ft W of the SE Corner of Section 20, T 26S, R 1W

PROPOSED PD FLOWNO. 38,513

Located at: 97.459139 West Longitude and 37.767476 North Latitude

GROUNDWATER ONLY

File Number	Use	ST	SR	Dist (ft)	Q4	Q3	Q2	Q1	FeetN	FeetW	Sec	Twp	Rng	ID	Batt	Auth_Quan	Add_Quan	Unit
A__ 24503	00	MUN	NK	G	4819	--	NW	SW	NE	3856	2490	19	26	1W	1	19.64	19.64	AF
A__ 28167	00	IRR	NK	G	5025	--	NC	SW	SW	1505	3920	19	26	1W	15	24.00	24.00	AF
A__ 28167	00	MUN	NK	G	5025	--	NC	SW	SW	1505	3920	19	26	1W	15	61.56	61.56	AF
A__ 38514	00	IRR	NK	G*	592	--	SW	SW	SW	365	4836	20	26	1W	1	6.20	6.20	AF
A__ 38514	00	MUN	NK	G*	592	--	SW	SW	SW	365	4836	20	26	1W	1	11.57	11.57	AF
A__ 39033	00	IRR	NK	G*	0	--	SE	SW	SW	435	4248	20	26	1W	2	6.20	.00	AF
A__ 42400	00	IND	NK	G	3881	--	SE	SE	SE	188	375	20	26	1W	35*	15.01	15.01	AF
A__ 45615	00	REC	NK	G	4216	--	SW	NW	NW	4608	4851	20	26	1W	25	5.00	5.00	AF
A__ 45719	00	REC	NK	G	3254	--	NW	NE	NE	4951	1104	29	26	1W	2	.50	.50	AF
A__ 46325	00	IRR	LR	G	4266	--	NW	NW	SE	1985	2085	29	26	1W	4 G 4	44.46	44.46	AF
Same					4096	--	NW	NW	SE	2185	2085	29	26	1W	14 B 4			
Same					4209	--	NW	NW	SE	2052	2085	29	26	1W	15 B 4			
Same					4324	--	SW	NW	SE	1918	2085	29	26	1W	16 B 4			
Same					4439	--	SW	NW	SE	1785	2085	29	26	1W	17 B 4			
A__ 46325	00	REC	LR	G	4266	--	NW	NW	SE	1985	2085	29	26	1W	4 G 4	13.61	13.61	AF
Same					4096	--	NW	NW	SE	2185	2085	29	26	1W	14 B 4			
Same					4209	--	NW	NW	SE	2052	2085	29	26	1W	15 B 4			
Same					4324	--	SW	NW	SE	1918	2085	29	26	1W	16 B 4			
Same					4439	--	SW	NW	SE	1785	2085	29	26	1W	17 B 4			
A__ 46348	00	IRR	LR	G	4765	--	NE	SW	SW	898	3823	29	26	1W	8	3.90	3.90	AF
A__ 46348	00	REC	LR	G	4765	--	NE	SW	SW	898	3823	29	26	1W	8	5.53	5.53	AF
A__ 46358	00	REC	NK	G	4240	--	SW	NE	SE	1949	909	30	26	1W	18	5.43	5.43	AF
A__ 46409	00	IND	LR	G	3697	--	SE	SE	SE	480	552	20	26	1W	36	29.69	14.69	AF
A__ 47565	00	REC	KE	G	1438	--	SE	NE	SW	1340	3130	20	26	1W	39	27.38	27.38	AF
A__ 49337	00	IRR	AY	G	5072	--	NE	SE	NE	3955	597	20	26	1W	42	109.20	109.20	AF
A__ 49650	00	REC	AY	G	4266	--	NW	NW	SE	1985	2085	29	26	1W	4 G 4	50.00	50.00	AF
Same					4096	--	NW	NW	SE	2185	2085	29	26	1W	14 B 4			
Same					4209	--	NW	NW	SE	2052	2085	29	26	1W	15 B 4			
Same					4324	--	SW	NW	SE	1918	2085	29	26	1W	16 B 4			
Same					4439	--	SW	NW	SE	1785	2085	29	26	1W	17 B 4			

APPLICATION

PROPOSED

NEARBY

Total Net Quantities Authorized:	Direct	Storage
Total Requested Amount (AF) =	159.20	.00
Total Permitted Amount (AF) =	27.38	.00
Total Inspected Amount (AF) =	82.19	.00
Total Pro_Cert Amount (AF) =	.00	.00
Total Certified Amount (AF) =	148.91	.00
Total Vested Amount (AF) =	.00	.00
TOTAL AMOUNT (AF) =	417.68	.00

An * after the source of supply indicates a pending application for change for the file number.
 An * after the ID indicates a 15 AF exemption was granted for the file number.
 A "G" in the Batt column indicates the GEO CTR of a battery. A "B" indicates a well in the battery.
 The number in the Batt column is the number of wells in the battery.

Water Rights and Points of Diversion Within 1.00 miles of point defined as:
 97.459139 West Longitude and 37.767476 North Latitude



1320 Research Park Drive
Manhattan, Kansas 66502
(785) 564-6700

900 SW Jackson, Room 456
Topeka, Kansas 66612
(785) 296-3556

Jackie McClaskey, Secretary

Governor Sam Brownback

March 21, 2017

FILE COPY

MAIZE USD 266
905 W ACADEMY AVE
MAIZE, KS 67101

RE: File No. MP 38514

Dear Sir or Madam:

An application for approval of the Chief Engineer to change the following condition or conditions of the file number referred to above has been received:

- place of use PU/PD/UMW
- point of diversion
- use made of water

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,

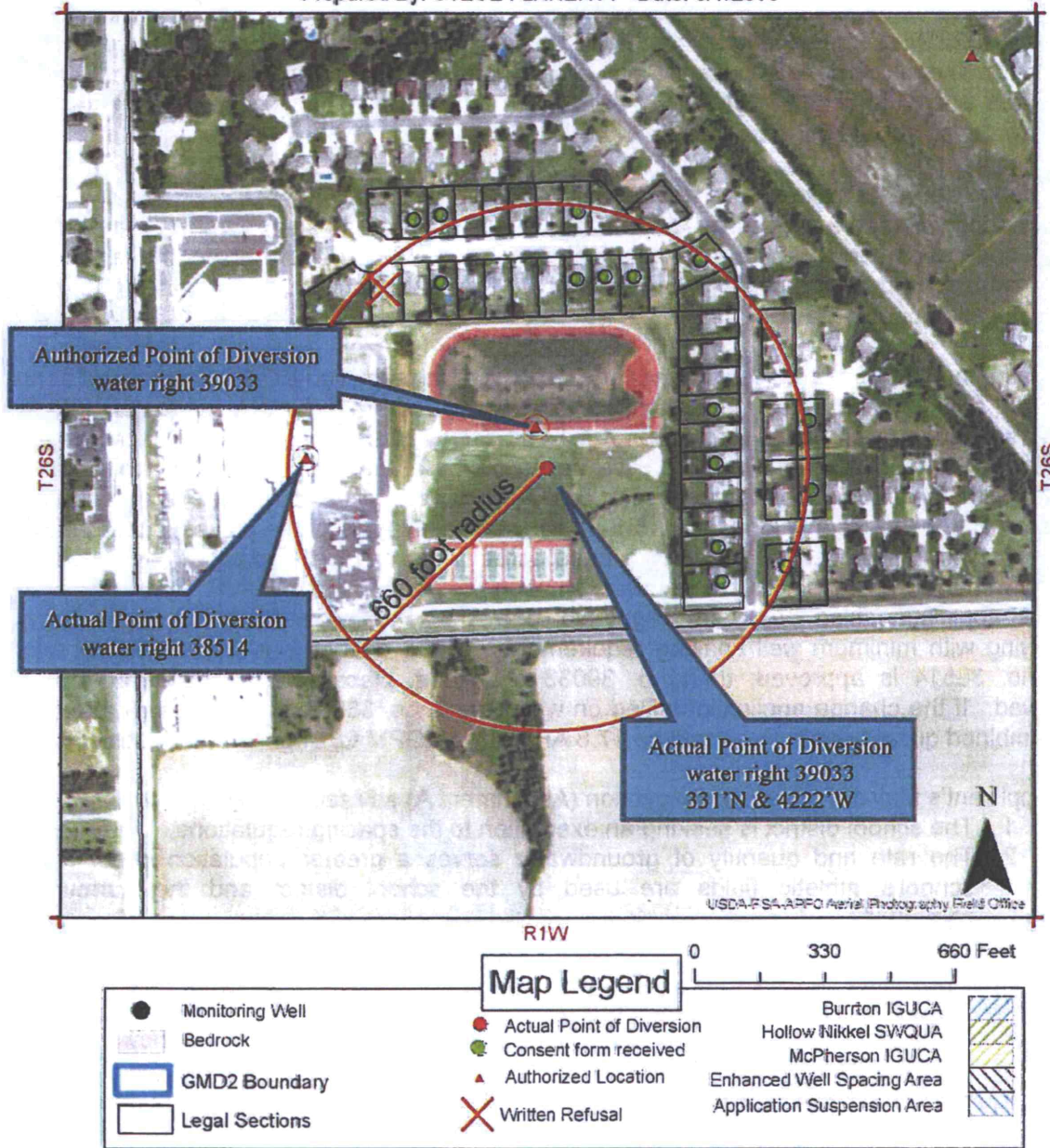
Brent A Turney, L.G.
Change Applications Unit Supervisor
Water Appropriation Program

BAT: dlw
pc: STAFFORD Field Office GMD 2

Equus Beds Groundwater Management District No. 2

Proposed point of diversion application nos. 38514 and 39033
Spacing consent form responses

Prepared By: STEVE FLAHERTY Date: 6/1/2018



**Figure 3 – Spacing map identifying the written consent forms received by green dots.
Written refusal identified by red 'X'
Actual and proposed point of diversion identified on map.**

Water Resources
Received

JUN 11 2018

KS Dept Of Agriculture

HYDROLOGIC REVIEW:

Measurements collected from observation well AN145A (2 miles northwest of proposed point of diversion) indicate that the depth to bedrock is approximately 150 feet below land surface and depth to water is at 9 feet below land surface as of January 2018 (Figure 4). These measurements indicate that there is approximately 141 feet of saturated thickness in the area of the application.

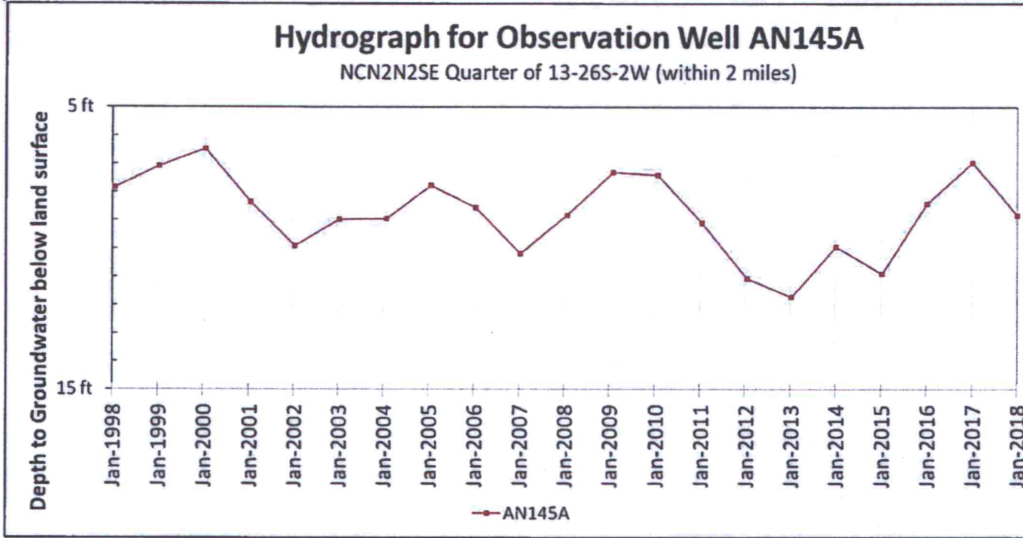
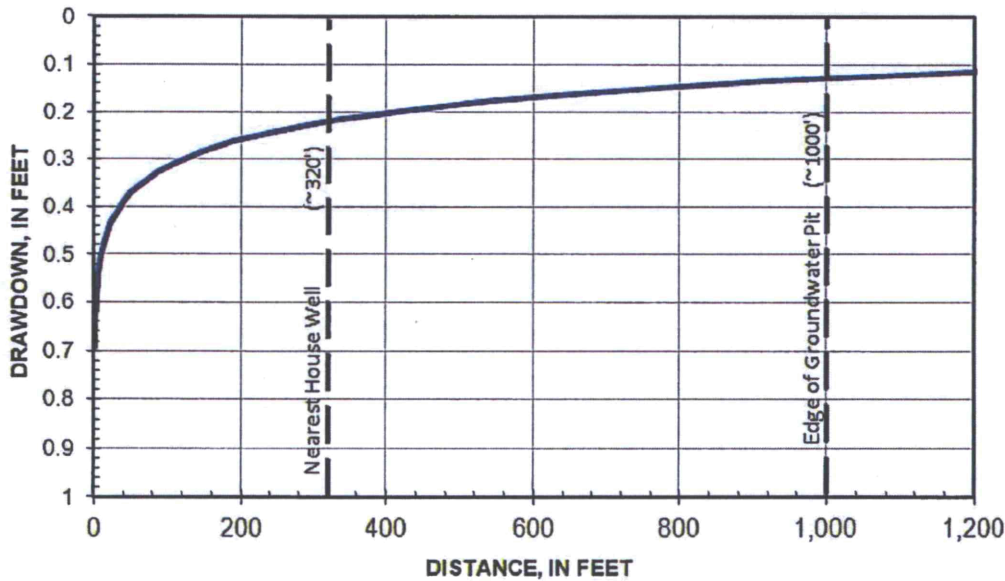


Figure 4 - A hydrograph of the of water level measurements collected at AN145A
 Location: NCS2N2SE 13, T26S, R2W, Sedgwick County

Drawdown calculation using the proposed quantity and rate of 17.8 AF and 268 GPM indicates that drawdown at the proposed point is not likely to impact nearby well owners in a worst-case pumping scenario as drawdown at the nearest domestic well is less than 0.3 feet (Figure 5).



Q = 268 gpm
 S = 0.15
 T = 100000 ft²/d
 Time = 0.04 years

Figure 5 – This Drawdown calculation with appropriate input values

Equus Beds Groundwater Management District No. 2

Water Resources Received

SPACING EVALUATION NO. 38514 & 39033

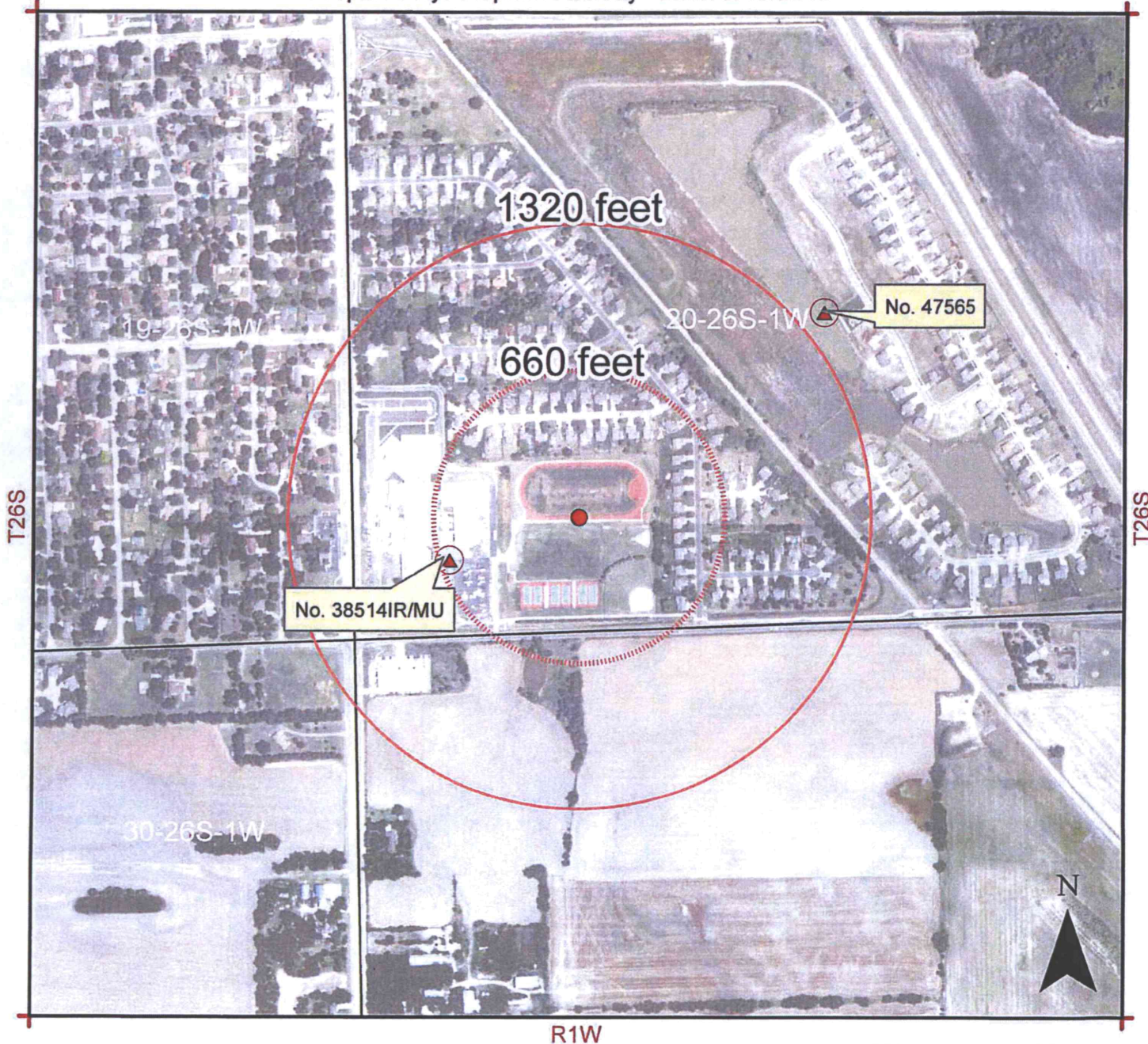
APR 05 2018

LOCATION: SESWSW (435'N & 4248'W) 20-26S-01W, Sedgwick County

SPECIAL USE AREA: NONE

KS Dept Of Agriculture

Prepared By: Stephen Flaherty Date: 2/19/2018



Map Legend

- Monitoring Well
- Bedrock
- GMD2 Boundary
- Legal Sections

- Proposed Point of Diversion
- ▲ Authorized Location

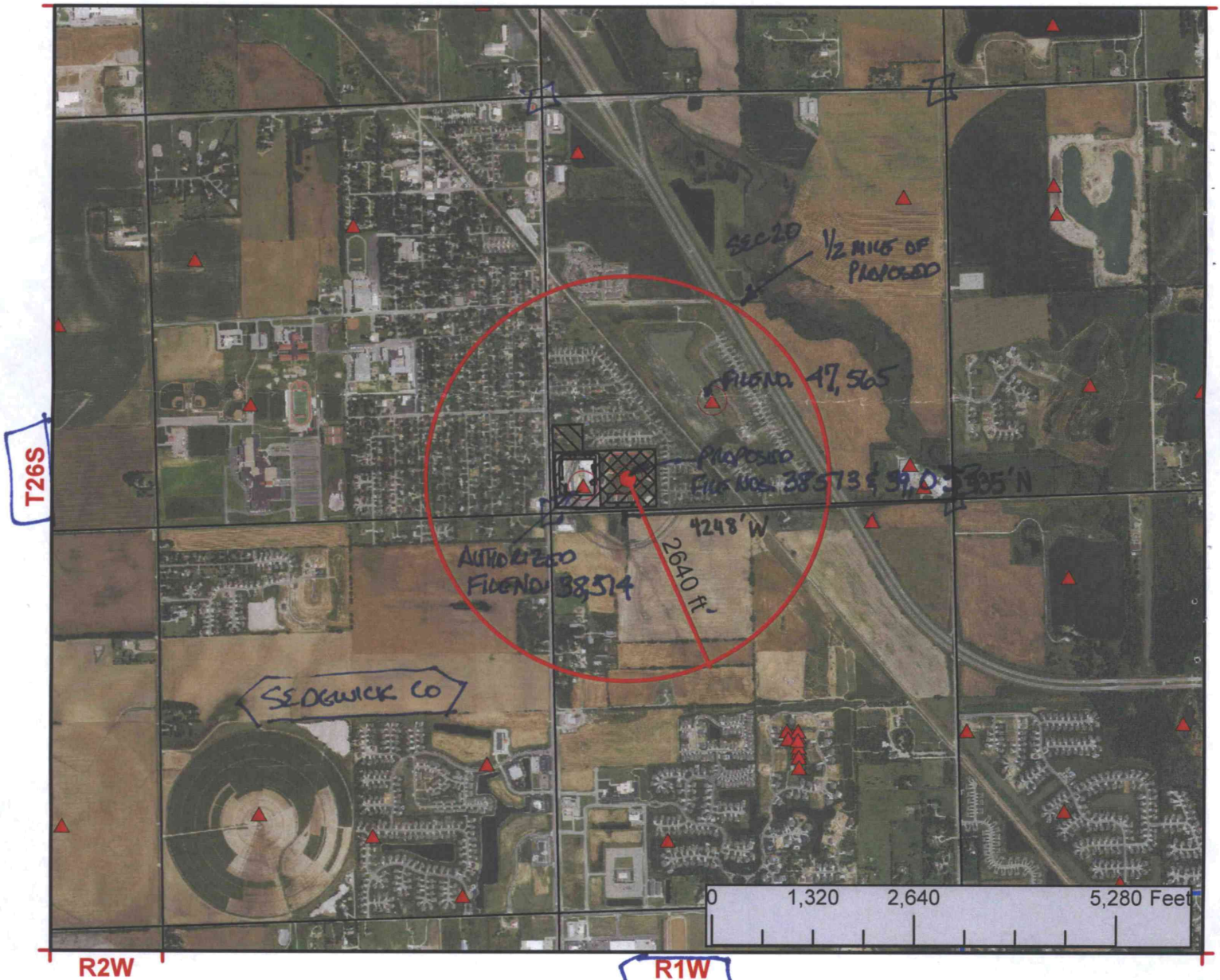
- Burrton IGUCA
- Hollow Nikkel SWQUA
- McPherson IGUCA
- Enhanced Well Spacing Area
- Application Suspension Area

Equus Beds Groundwater Management District No. 2
313 Spruce Street, Halstead, KS 67056
316-835-2224, equusbeds@gmd2.org



SCANNED

Change Application Map File No 38514



I declare that all water wells or diversion sites using the same source of supply and within 1/2 mile of the proposed point of diversion have been plotted on the application map.

X J Nazuli
Signature

X 2-27-17
Date

New Application

Application No. To Change: **WATER RESOURCES RECEIVED**

Point of Diversion

Place of Use

Use Made of Water **KS DEPT OF AGRICULTURE**

Proposed Point of Diversion

Existing Points of Diversion

Proposed Place of Use

Authorized Place of Use

MAR 21 2017

* Requests Public notice due to large number of wells.
See attached list for surrounding well owners



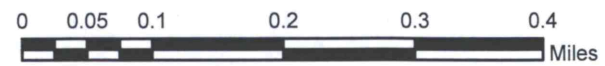
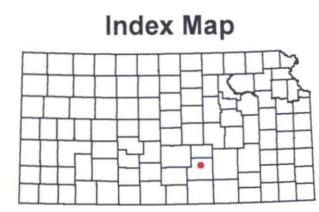
SCANNED

Water Right File No. 38514 Proposed Change in Point of Diversion

SEC 20 T26S R 1W



- ### Legend
- WIMAS_PD
- S_UMW
- △ G_DOM
 - ★ G_IND
 - G_IRR
 - ▲ G_MUN
 - ▣ G_REC
 - ▢ S_REC



This map was created by L Ireland in WIMAS on 4/21/2017