

Kansas Department of Agriculture
Division of Water Resources
PERMIT OF NEW APPLICATION WORKSHEET

1. File Number: <p style="text-align: center;">49,728</p>	2. Status Change Date: <p style="text-align: center;"><i>11/29/2018</i></p>	3. Field Office: <p style="text-align: center;">02</p>	4. GMD: <p style="text-align: center;">02</p>
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5. Status: Approved Denied by DWR/GMD Dismiss by Request/Failure to Return

6. Enclosures: Check Valve N of C Form Water Tube Driller Copy Meter

<p>7a. Applicant(s) Person ID <u>40451</u> New to system <input type="checkbox"/> Add Seq# <u>3</u></p> <p>KANSAS DEPT OF WILDLIFE PARKS & TOURISM PROJECT ENGINEER (SFO) 1020 S KANSAS AVE FL 2 TOPEKA KS 66612-1389</p> <p>7b. Landowner(s) Person ID <u>40451</u> New to system <input type="checkbox"/> Add Seq# _____</p> <p>7A</p>	<p>7c. Landowner(s) Person ID _____ New to system <input type="checkbox"/> Add Seq# _____</p> <p>7d. Landowner Person ID _____ New to system <input type="checkbox"/> Add Seq# _____</p>
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<p>8. WUR Correspondent Person ID <u>40451</u> New to system <input type="checkbox"/> Add Seq# <u>3</u> Overlap File (s) WUC Notarized WUC Form <input type="checkbox"/> Agree <input type="checkbox"/> Yes <input type="checkbox"/> No 7b.</p>	<p>9. Use of Water: Changing? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p> <input checked="" type="checkbox"/> Groundwater <input type="checkbox"/> Surface Water</p> <p><input type="checkbox"/> IRR <input type="checkbox"/> REC <input type="checkbox"/> DEW <input checked="" type="checkbox"/> MUN</p> <p><input type="checkbox"/> STK <input type="checkbox"/> SED <input type="checkbox"/> DOM <input type="checkbox"/> CON</p> <p><input type="checkbox"/> HYD DRG <input type="checkbox"/> WTR PWR <input type="checkbox"/> ART RECHRG</p> <p><input type="checkbox"/> IND SIC: _____ <input type="checkbox"/> OTHER: _____</p>
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10. Completion Date: **12/31/2019** 11. Perfection Date: **12/31/2039** 12. Exp Date: _____

13. Conservation Plan Required? Yes No Date Required: _____ Date Approved: _____ Date to Comply: _____

14. Water Level Measuring Device? Yes No Date to Comply: _____ Date WLMD Installed: _____

Date Prepared: 11/7/18 By: MJM
Date Entered: <i>12/3/2018</i> By: <i>UM</i>

File No. **49728** 15. Formation Code: **530** Drainage Basin: **Little Arkansas** County: **RN** Special Use: Stream:

16. Points of Diversion											17. Rate and Quantity				
T MOD DEL ENT	PDIV Qualifier	S	T	R	ID	'N	W	Rate gpm	Quantity mgy	Rate gpm	Quantity mgy	Overlap PD Files			
		Authorized	Additional												
J	85470 NW NE SE	30	26S	4W	1	5403	859	99	2	99	2	None			

18. Storage: Rate _____ NF Quantity _____ ac/ft Additional Rate _____ NF Additional Quantity _____ ac/ft

19. Limitation: _____ - af/yr at _____ - gpm (_____ cfs) when combined with file number(s) _____
 Limitation: _____ - af/yr at _____ - gpm (_____ cfs) when combined with file number(s) _____

20. Meter Required? Yes No To be installed by **12/31/2019** Date Acceptable Meter Installed _____

21. Place of Use		NE¼				NW¼				SW¼				SE¼				Total	Owner	Chg?	NO	Overlap Files				
T MOD DEL ENT	PUSE	S	T	R	ID	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼									
J	67926	30	26S	4W	1	CHENEY STATE PARK (SEC 29,30,31,32)																	7b.			N

Comments:

KANSAS DEPARTMENT OF AGRICULTURE
Division of Water Resources

MEMORANDUM

TO: Files

DATE: November 7, 2018

FROM: Matt Meier

RE: Application, File No. 49,728

The Kansas Department of Wildlife, Parks & Tourism (KDWPT) has filed the above referenced application proposing to appropriate groundwater for municipal use, requesting a one (1) well, a quantity of 2 million gallons, and a diversion rate of 99 gallons per minute. The proposed point of diversion is to be located in the Northwest Quarter of the Northeast Quarter of the Northeast Quarter (NW $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$) of Section 30, Township 26 South, Range 4 West in Reno County. The proposed point of diversion is located in the North Fork Ninescah River drainage basin within the boundaries of Equus Beds Groundwater Management District No. 2. There are no Water Rights overlapping the proposed point of diversion or place of use. The proposed place of use is owned by the KDWPT. The applicant has signed the application form stating that they have legal access to the point of diversion. The pending application is to cover a currently illegal well and bring it into compliance.

The applicant identified 19 domestic wells within one-half mile of the proposed point of diversion and four non-domestic wells (which are owned by the applicant). Notification letters were sent out on May 26, 2017. Telephone calls were received from domestic well owners Shelia Martin, Kim Gram & Marie Sober to obtain more information about the application. Larry Webb also called in to state he was against approval of the application. According to the WRIS database, the nearest non-domestic point of diversion (File No. 31356) is approximately 5,256 feet away. The nearest domestic wells are located less than 660' feet away. The proposed point of diversion fails to meet minimum well spacing to all existing wells. For a single well, K.A.R. 5-22-2 requires a minimum spacing distance from all non-domestic wells of 1,320 feet and minimum spacing to domestic wells of 660 feet. Spacing consent forms were obtained from the majority of the domestic well owners and sent to Equus Beds Groundwater Management District No. 2 (GMD#2).

A well log submitted with the application shows the well was completed in 1993 and has topsoil from 0 to 2 feet, and shale from 2 to 60 feet below ground. The static water level located at 3 feet and the well was screened from 18 to 60 feet.

The 2 million gallons is being requested for 3 bath/shower houses and 60 campsites.

A copy of the application was submitted to Equus Beds Groundwater Management District No. 2 on July 21, 2017. On September 11, 2017 GMD#2 sent the applicant a denial letter stating that the application failed. The applicant appealed the recommendation on October 20, 2017 which GMD#2 accepted on October 12, 2017. The application was reviewed by GMD#2 Board of Directors at their December 13, 2017 meeting. The Board recommended that Application No. 49728 be granted an exception to the Well Spacing Rule and Regulation K.A.R. 5-22-2(a)(2), and that the application be approved.

In accordance with K.S.A. 82a-706c, the Chief Engineer retains full authority to require any water user to install meters, gages, or other measuring devices, which devices he or she or his or her agents may read at any time. Water flowmeter requirements are further described in K.A.R. 5-1-4 through K.A.R. 5-1-12. If any chemical or foreign substance is injected into the water pumped under this permit, a check valve will also need to be installed.

Kansas Department of Wildlife, Parks & Tourism (KDWPT)
File No. 49,728
Page 2

The proposed application is subject to minimum desirable streamflow requirements. The applicant signed, notarized, and returned the required form to our office.

Jeff Lanterman, Water Commissioner, Stafford Field Office, recommended approval of the referenced application on November 2, 2018. Based on the above discussion, the area is open to new appropriations, the application meets safe yield and spacing criteria, and was recommended for approval by GMD#2, it is recommended that the referenced applications be approved.

Matt Meier
Environmental Scientist
Permits Unit

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

FILE COPY

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

Kansas Department of Wildlife, Parks & Tourism (KDWPT)
1020 S Kansas Ave, Suite 200
Topeka, KS 66612
December 6, 2018

RE: Application, File No. 49,728

Dear Water User:

There is enclosed a permit to appropriate water authorizing you to proceed with construction of the proposed diversion works (except those dams and stream obstructions regulated by K.S.A. 82a-301 through 305a), to divert such unappropriated water as may be available from the source and at the location specified in the permit, and to use it for the purpose and at the location described in the permit.

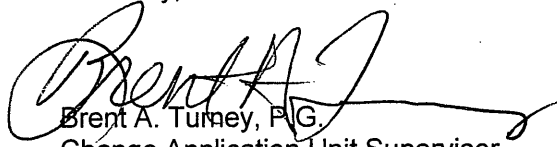
Your attention is directed to the enclosures and to the terms, conditions, and limitations specified in this permit. A water meter is required and you must install it prior to water being put to beneficial use in order for you to maintain accurate records of water use. The meter should be used to provide the information required on the annual water use report.

Failure to notify the Chief Engineer of the Division of Water Resources of the completion of the diversion works within the time allowed, or within any authorized extension of time thereof, will result in the dismissal of this permit. Enclosed is a form which may be used to notify the Chief Engineer that the proposed diversion works have been completed.

All requests for extensions of time to complete diversion works, or to perfect appropriations, must be submitted to the Chief Engineer before the expiration of time originally set forth in the permit to complete diversion works or to perfect an appropriation. If for any reason, you require an extension of time, you must request it before the expiration of time set forth in this permit. Failure to comply with this regulation will result in the dismissal of your permit or your water right. Any request for an extension of time shall be accompanied by the required statutory fee, which is currently \$100.00.

There is also enclosed an information sheet setting forth the procedure to obtain a Certificate of Appropriation which will establish the extent of your water right. If you have any questions, please contact our office. If you wish to discuss this specific file, please have the file number ready so that we may help you more efficiently.

Sincerely,


Brent A. Turney, P.E.
Change Application Unit Supervisor
Water Appropriation Program

Enclosures

pc: Stafford Field Office
GMD#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
and
PERMIT TO PROCEED**

(This Is Not a Certificate of Appropriation)

This is to certify that I have examined Application, File No. 49,728 of the applicant

**KANSAS DEPT OF WILDLIFE PARKS & TOURISM
PROJECT ENGINEER (SFO)
1020 S KANSAS AVE FL 2
TOPEKA KS 66612-1389**

for a permit to appropriate water for beneficial use, together with the maps, plans and other submitted data, and that the application is hereby approved and the applicant is hereby authorized, subject to vested rights and prior appropriations, to proceed with the construction of the proposed diversion works (except those dams and stream obstructions regulated by K.S.A. 82a-301 through 305a, as amended), and to proceed with all steps necessary for the application of the water to the approved and proposed beneficial use and otherwise perfect the proposed appropriation subject to the following terms, conditions and limitations:

1. That the priority date assigned to such application is **November 10, 2016**.
2. That the water sought to be appropriated shall be used for municipal use at Cheney State Park located in Sections 29, 30, 31, and 32, in Township 26S, Range 4 West, in Reno County.
3. That the authorized source from which the appropriation shall be made is groundwater, to be withdrawn by means of one (1) well, which is to be located in the Northwest Quarter of the Northeast Quarter of the Northeast Quarter (NW $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$) of Section 30, more particularly described as being near a point 5,403 feet North and 859 feet West of the Southeast corner of said section, in Township 26 South, Range 4 West, Reno County, located substantially as shown on the map accompanying the application.
4. That the appropriation sought shall be limited to a maximum diversion rate not in excess of **99 gallons per minute (0.221 c.f.s.)** and to a quantity not to exceed **2 million gallons (6.138 acre-feet)** of water for any calendar year.
5. That installation of works for diversion of water shall be completed on or before **December 31, 2019** or within any authorized extension thereof. The applicant shall notify the Chief Engineer and pay the statutorily required field inspection fee of \$400.00 when construction of the works has been completed. Failure to timely submit the notice and the fee will result in revocation of the permit. Any request for an extension of time shall be submitted prior to the expiration of the deadline and shall be accompanied by the required statutory fee of \$100.00.
6. That the proposed appropriation shall be perfected by the actual application of water to the proposed beneficial use on or before **December 31, 2039** or any authorized extension thereof. Any request for an extension of time shall be submitted prior to the expiration of the deadline and shall be accompanied by the required statutory fee of \$100.00.

7. That the applicant shall not be deemed to have acquired a water appropriation for a quantity in excess of the amount approved herein nor in excess of the amount found by the Chief Engineer to have been actually used for the approved purpose during one calendar year subsequent to approval of the application and within the time specified for perfection or any authorized extension thereof.
8. That the use of water herein authorized shall not be made so as to impair any use under existing water rights nor prejudicially and unreasonably affect the public interest.
9. That the right of the appropriator shall relate to a specific quantity of water and such right must allow for a reasonable raising or lowering of the static water level and for the reasonable increase or decrease of the streamflow at the appropriator's point of diversion.
10. That this permit does not constitute authority under K.S.A. 82a-301 through 305a to construct any dam or other obstruction; nor does it grant any right-of-way, or authorize entry upon or injury to, public or private property.
11. That all diversion works constructed under the authority of this permit 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.
12. That an acceptable water flow meter shall be installed and maintained on the diversion works authorized by this permit in accordance with Kansas Administrative Regulations 5-1-4 through 5-1-12 adopted by the Chief Engineer. This water flow meter shall be used to provide an accurate quantity of water diverted as required for the annual water use report (including the meter reading at the beginning and end of the report year).
13. That the applicant shall maintain accurate and complete records from which the quantity of water diverted during each calendar year may be readily determined and the applicant shall file an annual water use report with the Chief Engineer by March 1 following the end of each calendar year. Failure to file the annual water use report by the due date shall cause the applicant to be subject to a civil penalty.
14. That no water user shall engage in nor allow the waste of any water diverted under the authority of this permit.
15. That failure without cause to comply with provisions of the permit and its terms, conditions and limitations will result in the forfeiture of the priority date, revocation of the permit and dismissal of the application.
16. That the right to appropriate water under authority of this permit is subject to any minimum desirable streamflow requirements identified and established pursuant to K.S.A. 82a-703c for the source of supply to which this water right applies.
17. That the permit holder shall submit a progress report to the office of the Chief Engineer by March 1, following the tenth full calendar year after the permit was issued. The progress report must be submitted on a form prescribed by the Chief Engineer, and shall compare annual water use projected in the original application with the actual annual water use for the prior 10 years. The progress report must contain sufficient details to determine the extent of perfection of the water right during the previous ten years, and demonstrate how the water right, in association with other water rights, meets the municipal use need.

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, Kansas 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, Kansas 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.

Ordered this 29th day of November, 2018, in Topeka, Shawnee County, Kansas.

Lane P. Letourneau

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

State of Kansas)
) SS
County of Riley)

The foregoing instrument was acknowledged before me this 29th day of November, 2018, by Lane P. Letourneau, P.G., Program Manager, Division of Water Resources, Kansas Department of Agriculture.



Danielle Wilson

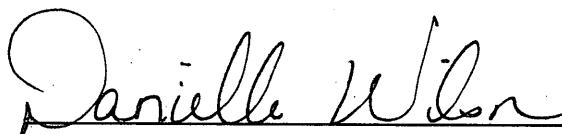
Notary Public

CERTIFICATE OF SERVICE

On this ~~10th~~ day of ~~December~~, 2018, I hereby certify that the foregoing Approval of Application and Permit to Proceed, File No. 49,728, dated ~~November 29, 2018~~ was mailed postage prepaid, first class, US mail to the following:

KANSAS DEPT OF WILDLIFE PARKS & TOURISM
PROJECT ENGINEER (SFO)
1020 S KANSAS AVE FL 2
TOPEKA KS 66612-1389

With photocopies to:
Stafford Field Office
GMD #2

A handwritten signature in black ink, reading "Danielle Wilson", written over a horizontal line.

Division of Water Resources

THE STATE OF KANSAS



APPLICATION COMPLETE
10/31/16
Reviewer MJM/SFFO

KANSAS DEPARTMENT OF AGRICULTURE
Dale A. Rodman, Secretary of Agriculture

DIVISION OF WATER RESOURCES
David W. Barfield, Chief Engineer

WATER RESOURCES
RECEIVED

File Number 49,728
This item to be completed by the Division of Water Resources.

WATER RESOURCES
RECEIVED
UNACCEPTABLE FOR PRIORITY
NOV 10 2016
11:55
KS DEPT OF AGRICULTURE

NOV 10 2016
2:50
KS DEPT OF AGRICULTURE

**APPLICATION FOR PERMIT TO
APPROPRIATE WATER FOR BENEFICIAL USE**
Filing Fee Must Accompany the Application
(Please refer to Fee Schedule attached to this application form.)

To the Chief Engineer of the Division of Water Resources, Kansas Department of Agriculture,
109 SW 9th Street, Second Floor, Topeka, KS 66612-1283:

1. Name of Applicant (Please Print): Kansas Department of Wildlife, Parks & Tourism (KDWPT)
Address: 1020 S Kansas Ave, Suite 200
City: Topeka State KS Zip Code 66612
Telephone Number: (785) 296-2281

2. The source of water is: surface water in _____ (stream)
OR groundwater in North Fork Ninescah River (drainage basin)

Certain streams in Kansas have minimum target flows established by law or may be subject to administration when water is released from storage for use by water assurance district members. If your application is subject to these regulations on the date we receive your application, you will be sent the appropriate form to complete and return to the Division of Water Resources.

3. The maximum quantity of water desired is _____ acre-feet OR 2 million gallons per calendar year, to be diverted at a maximum rate of 99 gallons per minute OR _____ cubic feet per second.

Once your application has been assigned a priority, the requested maximum rate of diversion and maximum requested quantity of water under that priority number can **NOT** be increased. Please be certain your requested maximum rate of diversion and maximum quantity of water are appropriate and reasonable for your proposed project and are in agreement with the Division of Water Resources' requirements.

4. The water is intended to be appropriated for (Check use intended):
- (a) Artificial Recharge
 - (b) Irrigation
 - (c) Recreational
 - (d) Water Power
 - (e) Industrial
 - (f) Municipal
 - (g) Stockwatering
 - (h) Sediment Control
 - (i) Domestic
 - (j) Dewatering
 - (k) Hydraulic Dredging
 - (l) Fire Protection
 - (m) Thermal Exchange
 - (n) Contamination Remediation

YOU **MUST** COMPLETE AND ATTACH ADDITIONAL DIVISION OF WATER RESOURCES FORM(S) PROVIDING INFORMATION TO SUBSTANTIATE YOUR REQUEST FOR THE AMOUNT OF WATER FOR THE INTENDED USE REFERENCED ABOVE.

For Office Use Only:
F.O. 2 GMD 2 Meets K.A.R. 5-3-1 (YES/NO) Use MUN Source G S County RN By ASW Date 11/10/16
Code 206 Fee \$ 200 TR # _____ Receipt Date 11/10/16 Check # Inna fund

SCANNED

11/14/2016 LM

5. The location of the proposed wells, pump sites or other works for diversion of water is:

Note: For the application to be accepted, the point of diversion location must be described to at least a 10 acre tract, unless you specifically request a 60 day period of time in which to locate the site within a specifically described, minimal legal quarter section of land.

- (A) One in the ^{NW}~~NE~~ quarter of the NE quarter of the NE quarter of Section 30, more particularly described as being near a point 5,403 feet North and 859 feet West of the Southeast corner of said section, in Township 26 South, Range 4 West, Reno County, Kansas.
- (B) One in the _____ quarter of the _____ quarter of the _____ quarter of Section _____, more particularly described as being near a point _____ feet North and _____ feet West of the Southeast corner of said section, in Township _____ South, Range _____ East/West (circle one), _____ County, Kansas.
- (C) One in the _____ quarter of the _____ quarter of the _____ quarter of Section _____, more particularly described as being near a point _____ feet North and _____ feet West of the Southeast corner of said section, in Township _____ South, Range _____ East/West (circle one), _____ County, Kansas.
- (D) One in the _____ quarter of the _____ quarter of the _____ quarter of Section _____, more particularly described as being near a point _____ feet North and _____ feet West of the Southeast corner of said section, in Township _____ South, Range _____ East/West (circle one), _____ County, Kansas.

If the source of supply is groundwater, a separate application shall be filed for each proposed well or battery of wells, except that a single application may include up to four wells within a circle with a quarter (1/4) mile radius in the same local source of supply which do not exceed a maximum diversion rate of 20 gallons per minute per well.

A battery of wells is defined as two or more wells connected to a common pump by a manifold; or not more than four wells in the same local source of supply within a 300 foot radius circle which are being operated by pumps not to exceed a total maximum diversion rate of 800 gallons per minute and which supply water to a common distribution system.

6. The owner of the point of diversion, if other than the applicant is (please print):

Applicant

 (name, address and telephone number)

 (name, address and telephone number)

You must provide evidence of legal access to, or control of, the point of diversion from the landowner or the landowner's authorized representative. Provide a copy of a recorded deed, lease, easement or other document with this application. In lieu thereof, you may sign the following sworn statement:

I have legal access to, or control of, the point of diversion described in this application from the landowner or the landowner's authorized representative. I declare under penalty of perjury that the foregoing is true and correct.

Executed on November 4, 2016. Colly Butler

 Applicant's Signature

The applicant must provide the required information or signature irrespective of whether they are the landowner. Failure to complete this portion of the application will cause it to be unacceptable for filing and the application will be returned to the applicant.

7. The proposed project for diversion of water will consist of one well (Mr. D Well)

 (number of wells, pumps or dams, etc.)
 and Was completed (by) 1993

 (Month/Day/Year - each was or will be completed)

8. The first actual application of water for the proposed beneficial use was or is estimated to be 1993

 (Mo/Day/Year)

WATER RESOURCES RECEIVED WATER RESOURCES RECEIVED

UNACCEPTABLE FOR PRIORITY SCANNED NOV 10 2016

KS DEPT OF AGRICULTURE KS DEPT OF AGRICULTURE

- 9. Will pesticide, fertilizer, or other foreign substance be injected into the water pumped from the diversion works?
 Yes No If "yes", a check valve shall be required.

All chemigation safety requirements must be met including a chemigation permit and reporting requirements.

- 10. If you are planning to impound water, please contact the Division of Water Resources for assistance, prior to submitting the application. Please attach a reservoir area capacity table and inform us of the total acres of surface drainage area above the reservoir.

Have you also made an application for a permit for construction of this dam and reservoir with the Division of Water Resources? Yes No

- If yes, show the Water Structures permit number here _____
- If no, explain here why a Water Structures permit is not required _____

- 11. The application must be supplemented by a U.S.G.S. topographic map, aerial photograph or a detailed plat showing the following information. On the topographic map, aerial photograph, or plat, identify the center of the section, the section lines or the section corners and show the appropriate section, township and range numbers. Also, please show the following information:

- (a) The location of the proposed point(s) of diversion (wells, stream-bank installations, dams, or other diversion works) should be plotted as described in Paragraph No. 5 of the application, showing the North-South distance and the East-West distance from a section line or southeast corner of section.
- (b) If the application is for groundwater, please show the location of any existing water wells of any kind within 1/2 mile of the proposed well or wells. Identify each existing well as to its use and furnish the name and mailing address of the property owner or owners. If there are no wells within 1/2 mile, please advise us.
- (c) If the application is for surface water, the names and addresses of the landowner(s) 1/2 mile downstream and 1/2 mile upstream from your property lines must be shown.
- (d) The location of the proposed place of use should be shown by crosshatching on the topographic map, aerial photograph or plat.
- (e) Show the location of the pipelines, canals, reservoirs or other facilities for conveying water from the point of diversion to the place of use.

A 7.5 minute U.S.G.S. topographic map may be obtained by providing the section, township and range numbers to: Kansas Geological Survey, 1930 Constant, Campus West, University of Kansas, Lawrence, Kansas 66047.

- 12. List any application, appropriation of water, water right, or vested right file number that covers the same diversion points or any of the same place of use described in this application. Also list any other recent modifications made to existing permits or water rights in conjunction with the filing of this application.

none

WATER RESOURCES RECEIVED

WATER RESOURCES RECEIVED

NOV 10 2016

UNACCEPTABLE FOR PRIORITY
NOV 08 2016

SCANNED

KS DEPT OF AGRICULTURE

KS DEPT OF AGRICULTURE

13. Furnish the following well information if the proposed appropriation is for the use of groundwater. If the well has not been completed, give information obtained from test holes, if available.

Information below is from: Test holes Well as completed Drillers log attached

Well location as shown in paragraph No.	(A)	(B)	(C)	(D)
Date Drilled	<u>9/2/93</u>			
Total depth of well	<u>60</u>			
Depth to water bearing formation	<u>2</u>			
Depth to static water level	<u>13</u>			
Depth to bottom of pump intake pipe				

14. The relationship of the applicant to the proposed place where the water will be used is that of

Owner
(owner, tenant, agent or otherwise)

15. The owner(s) of the property where the water is used, if other than the applicant, is (please print):

US Dept of the Interior-Bureau of Reclamation-Great Plains Region
Oklahoma-Texas ARea Office Federal Building 300 East 8th St, Room 801, Ausitn TX 78735-8931
(name, address and telephone number)

(name, address and telephone number)

16. The undersigned states that the information set forth above is true to the best of his/her knowledge and that this application is submitted in good faith.

Dated at Pratt, Kansas, this 4 day of November, 2016.
(month) (year)

Cody Butler
(Applicant Signature)

APPLICANT(S) SOCIAL SECURITY IDENTIFICATION NUMBER(S)

By _____
(Agent or Officer Signature)

and/or APPLICANT(S) TAXPAYER I.D. NO.(S)

(Agent or Officer - Please Print)

Assisted by EKF SFFO/ESII Date: 5/13/16
(office/title)

WATER RESOURCES RECEIVED

NOV 10 2016

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WATER RESOURCES RECEIVED

UNACCEPTABLE FOR PRIORITY

KS DEPT OF AGRICULTURE

SCANNED

FEE SCHEDULE

1. The fee for an application for a permit to appropriate water for beneficial use, except for domestic use, shall be (see paragraph No. 2 below if requesting storage):

ACRE-FEET	FEE
0-100	\$200.00
101-320	\$300.00
More than 320	\$300.00 plus \$20.00 for each additional 100 acre-feet or any part thereof.

2. The fee for an application in which storage is requested, except for domestic use, shall be:

ACRE-FEET	FEE
0-250	\$200.00
More than 250	\$200.00 plus \$20.00 for each additional 250 acre-feet of storage or any part thereof.

Note: If an application requests both direct use *and* storage, the fee charged shall be as determined under No. 1 or No. 2 above, whichever is greater, but not both fees.

3. The fee for an application for a permit to appropriate water for water power or dewatering purposes shall be \$100.00 plus \$200.00 for each 100 cubic feet per second, or part thereof, of the diversion rate requested.

Note: The applicant shall notify the Chief Engineer and pay the statutorily required field inspection fee of \$400.00 when construction of the works for diversion has been completed, except that for applications filed on or after July 1, 2009, for works constructed for sediment control use and for evaporation from a groundwater pit for industrial use shall be accompanied by a field inspection fee of \$200.00.

MAKE CHECKS PAYABLE TO THE KANSAS DEPARTMENT OF AGRICULTURE

ATTENTION

A Water Conservation Plan may be required per K.S.A. 82a-733. A statement that your application for permit to appropriate water may be subject to the minimum desirable streamflow requirements per K.S.A. 82a-703a, b, and c may also be required from you. After the Division of Water Resources has had the opportunity to review your application, you will be notified whether or not you will need to submit a Water Conservation Plan. You also may be required to install a water flow meter or water stage measuring device on your diversion works prior to diverting water. There may be other special conditions or Groundwater Management District regulations that you will need to comply with if this application is approved.

CONVERSION FACTORS

1 acre-foot equals 325,851 gallons

1 million gallons equal 3.07 acre-feet

**WATER RESOURCES
RECEIVED**

NOV 10 2016

KS DEPT OF AGRICULTURE

**WATER RESOURCES
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UNACCEPTABLE FOR PRIORITY
NOV 08 2016

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Nearby Well Owners Section 29 Well

Well A: (Multiple wells in vicinity, difficult to show:

Jerome J & Barbara H Meyer Rev. Living Trusts, 20518 S Riverview Dr, Pretty Prairie KS 67570

Jimmie Lee & Katherine J Kirby, 25303 S Cedarview Dr, Mount Hope KS 67108

James L & W Sue Byers, 10378 N 281 HWY, Pratt KS 67124

Larry E & Linda S Webb, 25209 S Cedarview Dr, Mount Hope KS 67108

Charles R Williams, 25208 S Cedarview Dr, Mount Hope KS 67108

Bobby J & Denise A Appelhans, 25210 S Cedarview Dr, Mount Hope KS 67108

Charles B & Connie L Bellamy, 25302 S Cedarview Dr, Mount Hope KS 67108

Harold V Dodson, 25207 S Westview Ln, Mount Hope KS 67108

Jeffrey A & Kimberly A Graham, 8802 E Boundary Rd, Mount Hope KS 67108

Edward Lynn Baker, 8814 E Boundary Rd, Mount Hope KS 67108

Otto Contracting Inc, 10907 S Halstead St, Hutchinson KS 67501

Darrell & Marie M Sober, 25306 S Westview Ln, Mount Hope KS 67108

James D & Alicia M Branson, 25303 S Willison Rd, Mount Hope KS 67108

Theodore Robert Bergkamp, 25202 Westview Ln, Mount Hope KS 67108-9671

Bobby M Day, 8407 SE 81st St, Galena KS 66739

Timothy Ray Howard, 8814 E Cedarview Dr, Mount Hope KS 67108

Well B: Sheila E Martin, 12 Countryside Rd, Hutchinson KS 67502-4428

Well C: Rhonda Kane Living Trust, 25719 S Willison Rd, Mount Hope KS 67108

Well D: Justin R Falk, 25110 S Willison Rd, Mount Hope KS 67108

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Applicant's Name KDWP&T
(Please Print)

MUNICIPAL (PUBLIC WATER SUPPLY) APPLICATION
SUPPLEMENTAL INFORMATION SHEET

Application File Number
49,728
(assigned by DWR)

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

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

UNACCOUNTED FOR WATER = TOTAL WATER - ACCOUNTED FOR WATER

- Column 1: The amount of raw water diverted from all of your points of diversion.
- Column 2: The amount of water purchased wholesale from all other public water supply systems or the Kansas Water Office.
- Column 3: The amount of water sold wholesale to all other public water supply systems.
- Column 4: The amount of water sold retail to all industrial, pasture, stockwater, feedlot, and bulk water service connections. Include the amount of water sold to all farmsteads using at least 200,000 gallons of water per year.
- Column 5: The amount of water sold retail to your residential and commercial customers and to industries and farmsteads using less than 200,000 gallons of water per year.
- Column 6: The amount of water used that is metered at individual service connections and supplied free, such as for public service, treatment processes, and connections receiving free water.
- Column 7: The amount of remaining water used. The gallons reported in this column are found by adding the numbers in Columns 1 and 2 and subtracting the numbers in Columns 3, 4, 5, and 6.

UNACCOUNTED FOR WATER

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

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

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

$$\text{Percent Unaccounted For Water} = \frac{\text{Unaccounted For Water}}{\text{Total Water (Columns 1,2)}} \times 100$$

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

SECTION 2: PAST WATER USE

COMPLETE THE FOLLOWING TABLE FROM YOUR PAST WATER USE RECORDS.

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

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KS DEPT OF AGRICULTURE

49,728

SCANNED NOV 10 2016

KS DEPT OF AGRICULTURE

SECTION 3: PROJECTED FUTURE WATER NEEDS

PLEASE COMPLETE THE FOLLOWING TABLE SHOWING YOUR FUTURE WATER REQUIREMENTS FOR THE NEXT 20 YEARS:

	Column 1	Column 2	Column 3	Column 4	Column 5	Column 6	Column 7
	Raw Water Diverted Under Your Rights	Water Purchased From All Sources	Water Sold to Other Public Water Suppliers	Water Sold to Your Industrial, Stock, and Bulk Customers	Water Sold to Your Residential and Commercial Customers	Other Metered Water	Remaining Water Used (See Explanation on other side)
Year 5	2 mil gal.	0	0	0	0		
Year 10	2 mil gal.	0	0	0	0		
Year 15	2 mil gal.	0	0	0	0		
Year 20	2 mil gal.	0	0	0	0		
	TOTAL WATER = Columns 1 + 2		ACCOUNTED FOR WATER = Columns 3 + 4 + 5 + 6			UNACCOUNTED FOR WATER	

WATER RESOURCES RECEIVED

SECTION 4: POPULATION AND SERVICE CONNECTIONS

ESTIMATE THE NUMBER OF PERSONS DIRECTLY SERVED BY YOUR WATER DISTRIBUTION SYSTEM

PAST POPULATION - PROVIDE INFORMATION BELOW:
(CENSUS BUREAU INFORMATION)

LAST 20 YEARS	POPULATION
20 years ago	
15 years ago	
10 years ago	
5 years ago	
Last Year	

PROJECTED FUTURE POPULATION

ESTIMATE FUTURE POPULATION AND SUBSTANTIATE NUMBERS ON SEPARATE ATTACHMENTS

NEXT 20 YEARS	POPULATION
Year 5	
Year 10	
Year 15	
Year 20	

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Provide number of current active service connections:

_____ Residential _____ Industrial _____ Other (specify) _____
 _____ Commercial _____ Pasture/ Stockwater/ Feedlot _____ Total

SECTION 5: PRESENT GALLONS PER PERSON PER DAY

CALCULATE YOUR GALLONS PER PERSON PER DAY

Water in Columns 5, 6, and 7 + Population + 365 Days/Year = Gallons per Person per Day

$$\frac{\text{Amount of water in Columns 5, 6, and 7 of Section 1}}{\text{Population from Last Year of Section 4}} \div 365 \text{ Days/Year} = \text{GALLONS PER PERSON PER DAY.}$$

SECTION 6: AREA TO BE SERVED

Describe the area to be served or provide the legal description of the location where the water is to be used including any other city of water supply system (i.e. Rural Water District):

Area to be served is at Cheney State Park. Water is to three bath/shower houses and 60 campsites. These areas are used heavily for approximately 6 months per year.

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

#19,728

WATER WELL RECORD Form WWC-5 KSA 82a-1212

1 LOCATION OF WATER WELL: County: Beno Fraction: NE 1/4 NE 1/4 NE 1/4 Section Number: 30 Township Number: T 26 S Range Number: R 4 E/W

Distance and direction from nearest town or city street address of well if located within city? 3 miles west of St. Joe Kansas

2 WATER WELL OWNER: Wildlife & Parks Dept Board of Agriculture, Division of Water Resources
 RR#, St. Address, Box #: Box 54A Application Number:
 City, State, ZIP Code: Pratt KS. 67124

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

N	
	X
NW	NE
SW	SE
S	

4 DEPTH OF COMPLETED WELL: 60 ft. ELEVATION: _____ ft.

Depth(s) Groundwater Encountered 1 _____ ft. 2 _____ ft. 3 _____ ft.

WELL'S STATIC WATER LEVEL 13 ft. below land surface measured on mo/day/yr 9-2-93

Pump test data: Well water was _____ ft. after _____ hours pumping _____ gpm

Est. Yield _____ gpm: Well water was _____ ft. after _____ hours pumping _____ gpm

Bore Hole Diameter _____ 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 Monitoring 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 _____

5 TYPE OF BLANK CASING USED:

1 Steel 3 RMP (SR) 5 Wrought iron 8 Concrete tile CASING JOINTS: Glued X Clamped _____

2 PVC 4 ABS 6 Asbestos-Cement 9 Other (specify below) Welded _____

Blank casing diameter 5 in. to 18 ft., Dia _____ in. to _____ ft., Dia _____ in. to _____ ft.

Casing height above land surface 12 in., weight 2.60 lbs./ft. Wall thickness or gauge No. 160FS1

7 Fiberglass _____ Threaded _____

TYPE OF SCREEN OR PERFORATION MATERIAL:

1 Steel 3 Stainless steel 5 Fiberglass 8 RMP (SR) 10 Asbestos-cement 11 Other (specify) _____

2 Brass 4 Galvanized steel 6 Concrete tile 9 ABS 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 7 Wire wrapped 9 Drilled holes

7 Torch cut 10 Other (specify) _____

SCREEN-PERFORATED INTERVALS: From 18 ft. to 60 ft., From _____ ft. to _____ ft.

GRAVEL PACK INTERVALS: From 18 ft. to 60 ft., From _____ ft. to _____ ft.

6 GROUT MATERIAL: 1 Neat cement 2 Cement grout 3 Bentonite 4 Other _____

Grout Intervals: From 3 ft. to 18 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) Cherry Reservoir

13 Insecticide storage How many feet? 1500

Direction from well? West

FROM	TO	LITHOLOGIC LOG	FROM	TO	PLUGGING INTERVALS
0	2	top soil			
2	60	shale			

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7 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) 9-2-93 and this record is true to the best of my knowledge and belief. Kansas Water Well Contractor's License No. 318 This Water Well Record was completed on (mo/day/yr) 9-14-93 under the business name of Weninger Drilling Inc by (signature) Susan A Weninger

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 three copies to Kansas Department of Health and Environment, Bureau of Water, Topeka, Kansas 66620-0001. Telephone: 913-296-5545. Send one to WATER WELL OWNER and retain one for your records.

RECEIVED

OCT 31 2018

Stafford Field Office
Division of Water Resources

10/31/2018
(Date)

Kansas Department of Agriculture
Division of Water Resources
David W. Barfield, Chief Engineer
109 SW 9th Street, 2nd Floor
Topeka, Kansas 66612-1283

Re: Application
File No. 49,728

Minimum Desirable Streamflow

Dear Sir:

I understand that a Minimum Desirable Streamflow requirement has been established by the legislature for the source of supply to which the above referenced application applies.

I understand that diversion of water pursuant to this application will be subject to regulation any time Minimum Desirable Streamflow requirements are not being met.

I also understand that if this application is approved, there could be times, as determined by the Division of Water Resources, when I would not be allowed to divert water. I realize that this could affect the economics of my decision to appropriate water.

I am aware of the above factors, and with the knowledge thereof, request that the Division of Water Resources proceed with processing and approval, if possible, of the above referenced application.

James Schneider
Signature of Applicant

James Schneider
(Print Applicant's Name)

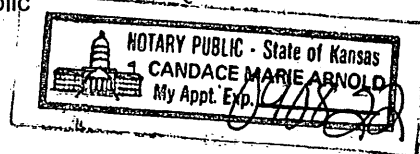
State of Kansas)
County of Watt) ss

I hereby certify that the foregoing instrument was signed in my presence and sworn to before me this 31 day of Oct., 2018.

Candace Marie Arnold
Notary Public

My Commission Expires:

Sept. 8, 2022



**MINIMUM DESIRABLE STREAMFLOW FORM TO BE USED WHEN
APPLICABLE WHEN FILING AN APPLICATION FOR PERMIT
TO APPROPRIATE WATER FOR BENEFICIAL USE**

The Kansas Legislature has established minimum desirable streamflows for the streams listed below. If your proposed diversion of water is going to be from one of these watercourses or adjacent alluvial aquifers, please complete the back side of this page and submit it along with your application for permit to appropriate water.

Arkansas River
Big Blue River
Chapman Creek
Chikaskia River
Cottonwood River
Delaware River
Little Arkansas River
Little Blue River
Marais des Cygnes River
Medicine Lodge River
Mill Creek (Wabaunsee Co. area)
Neosho River

Ninnescah River
North Fork Ninnescah River
Rattlesnake Creek
Republican River
Saline River
Smoky Hill River
Solomon River
South Fork Ninnescah
Spring River
Walnut River
Whitewater River

Fee will be paid through Inter-Agency Fund
Transfer.

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Home Worklist Add to Favorites Sign out

All Search Advanced Search

Last Search Results

Favorites Main Menu Accounts Receivable Interfund Details

Interfund Details

Interfund Id AA00196754 Expand All Collapse All

Accounts Receivable Transactions

Add Deposit Find Deposit Remove Deposit Deposit BU Deposit ID

Details

Deposit Status Contact Information
 Posting Status
 Entered By
 Entered Dt
 Total Amt

AR Interfund Approval:
 Not Approved Approved
 Approved By
 Approval Dt

Payment

Payment ID Budget Status Seq
 Customer ID

Distribution Details

Monetary Amount	Department	Fund	Budget Unit	Program	Account	Business Unit PC	Project	Activity	Sou

Accounts Payable Transactions

View Voucher Find Voucher Remove Voucher AP BU 71000 Voucher 00171600

Details

Supplier SetID SOKID Post Status Unposted Budget Status Not Chk'd
 Supplier ID 04600
 Invoice Application for Permit
 Invoice Date 11/10/2016
 Total Amount 200.00
 Entered By FG00TJD
 Entered Dt 11/10/2016

AP Interfund Approval:
 Not Approved Approved
 Approved By
 Approval Dt

Distribution Details

Line	Dist	Monetary Amount	Department	Fund	Budget Unit	Program	Account	PC Business Unit	Project	Activity	Source
1	1	200.00	7107010000	2122	2053	66000	526900	71000	NELTRAC814000	A00	PK

Comments

Teresa Dill interfunds@ksoutdoors.com
 KS Dept of Ag - Division of Water Resources
 Application for Permit to Appropriate Water for Beneficial Use (Diversion of Water)
 Source of Water: North Fork Ninnescah River
 Proposed Project for Diversion: one well (Mr. D Well) 30-26S-4W Sedgwick County

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NOV 10 2016

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1320 Research Park Drive
Manhattan, Kansas 66502

Jackie McClaskey, Secretary



Phone: (785) 564-6700
Fax: (785) 564-6777
Email: ksag@kda.ks.gov
www.agriculture.ks.gov
Sam Brownback, Governor

November 14, 2016

KANSAS DEPT OF WILDLIFE PARKS & TOURISM
1020 S KANSAS AVE SUITE 200
TOPEKA KS 66612

FILE COPY

RE: Application
File No. 49728

Dear Sir or Madam:

Your application for permit to appropriate water in 30-26S-4W in Reno County, was received and has been assigned the file number noted above.

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. Once review of your application has begun, we will contact you, if additional information is required.

In accordance with the provisions of the Kansas Water Appropriation Act, a portion of which is included below, the use of water as proposed prior to approval of the application is unlawful. 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,

A handwritten signature in cursive script that reads "Brent A. Turney".

Brent A Turney, P.G.
Change Application Unit Supervisor
Water Appropriation Program

BAT: dlw
pc: STAFFORD Field Office
GMD 2

SCANNED

#49,728

Water Rights and Points of Diversion Within 2.00 miles of point defined as:

5403 ft N and 859 ft W of the SE Corner of Section 30, T 26S, R 4W

Located at: 97.792919 West Longitude and 37.762961 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__ 31356	00	MUN	NK	G	5256	--	SW	NW	SE	1836	2090	29	26	4W	1		3.07	1.44	AF
Same					9698	--	SE	SE	NE	2940	240	32	26	4W	1		3.07	1.63	AF
A__ 49506	A	MUN	GY	G	9698	--	SE	SE	NE	2940	240	32	26	4W	1		4.42	4.42	AF
A__ 49728	00	MUN	AY	G	0	--	NW	NE	NE	5403	859	30	26	4W	1		6.14	6.14	AF
P__20160135	00	MUN	GY	G	0	--	NW	NE	NE	5403	859	30	26	4W	1		6.14	6.14	AF

Total Net Quantities Authorized:		Direct	Storage
Total Requested Amount (AF) =		6.14	.00
Total Permitted Amount (AF) =		10.56	.00
Total Inspected Amount (AF) =		.00	.00
Total Pro_Cert Amount (AF) =		.00	.00
Total Certified Amount (AF) =		3.07	.00
Total Vested Amount (AF) =		.00	.00
TOTAL AMOUNT (AF) =		19.76	.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 2.00 miles of point defined as:

97.792919 West Longitude and 37.762961 North Latitude

GROUNDWATER ONLY

WATER USE CORRESPONDENTS:

File Number	Use	ST	SR
A__ 31356	00	MUN	NK G
>	KANSAS DEPT OF WILDLIFE PARKS & TOURISM		
>	PROJECT ENGINEER (SFO)		
>	1020 S KANSAS AVE FL 2		
>	TOPEKA KS 66612		

A__ 49506	A	MUN	GY G
>	KANSAS DEPT OF WILDLIFE PARKS & TOURISM		
>	PROJECT ENGINEER (SFO)		
>	1020 S KANSAS AVE FL 2		
>	TOPEKA KS 66612		

A__ 49728	00	MUN	AY G
>	KANSAS DEPT OF WILDLIFE PARKS & TOURISM		
>	PROJECT ENGINEER (SFO)		
>	1020 S KANSAS AVE FL 2		
>	TOPEKA KS 66612		

P__20160135	00	MUN	GY G
>	KANSAS DEPT OF WILDLIFE PARKS & TOURISM		
>	PROJECT ENGINEER (SFO)		


Kansas
Department of Agriculture
Division of Water Resources

Stafford Field Office
300 S. Main Street
Stafford, Kansas 67578-1521

Jackie McClaskey, Secretary
David W. Barfield, Chief Engineer
Jeff Lanterman, Water Commissioner

Phone: (620) 234-5311
Fax: (620) 234-6900
www.agriculture.ks.gov
Sam Brownback, Governor

May 26, 2017

Jerome J & Barbara H Meyer Rev. Living Trusts
20518 S Riverview Dr
Pretty Prairie, KS 67570

Re: Pending Application, File No. 49,728

Dear Sir or Madam:

This is to advise you that the Kansas Department of Wildlife, Parks, & Tourism has filed the application referred to above for a permit to appropriate 2 million gallons of groundwater per calendar year for municipal use to be diverted at a maximum rate of 99 gallons per minute. The proposed point of diversion for 49,728 is one (1) well, which located as follows:

In the Northeast Quarter of the Northeast Quarter of the Northeast Quarter of Section 30, Township 26 South, Range 4 West, Reno County, Kansas.

A map is enclosed indicating the location of the proposed well. Records in this office indicate that you may have a well or wells in this vicinity and you are notified of receipt of this application in order that you may be fully informed of the proposed location of the applicant's point of diversion and proposed use of water. Consideration will be given to comments or other information which you desire to submit to this office **within 15 days** from the date of this letter.

If you have any questions or comments, you may also contact me at (620) 234-5311. If you call, please reference the file number so I can help you more efficiently. Mailed comments can be sent to the Stafford Field Office at 300 S. Main St. Stafford, KS 67578-1521.

Sincerely,



Matt Meier
Environmental Scientist
Water Appropriations Program

Enclosure

pc:

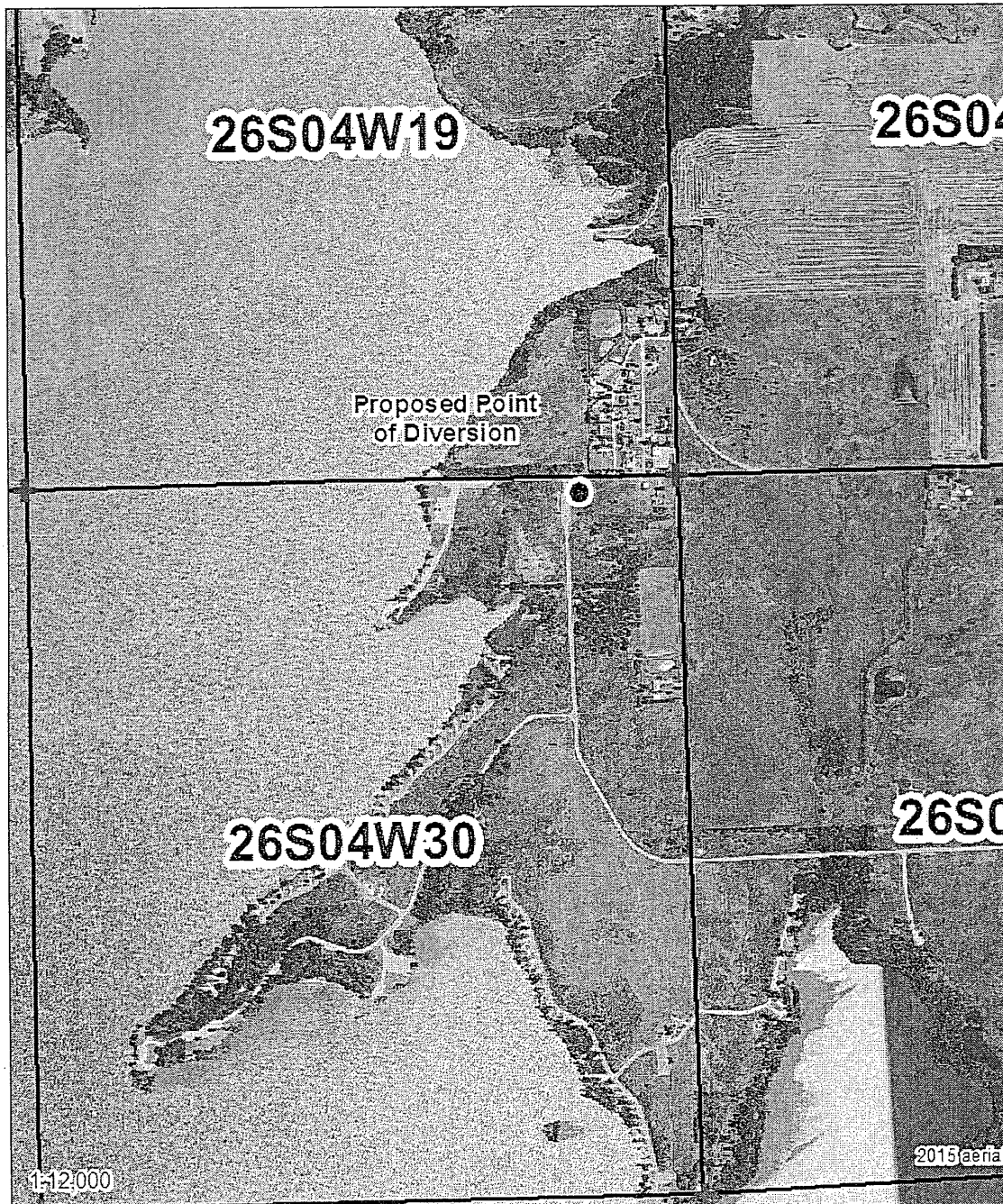
SCANNED

Kansas

Department of Agriculture
Division of Water Resources

Stafford Field Office
300 S. Main Street
Stafford, Kansas 67578-1521
Jackie McClaskey, Secretary
David W. Barfield, Chief Engineer
Jeff Lanterman, Water Commissioner

Phone: (620) 234-5311
Fax: (620) 234-6900
www.agriculture.ks.gov
Sam Brownback, Governor



0 650 1,300 2,600 3,900 5,200 Feet

Legend

- + Section Corners
- Section Lines

Proposed Water Appropriation, File No. 49,728
30-26S-4W
Reno County



DOWNLOADED
MJM-DWR 5/25/17


Kansas
Department of Agriculture
Division of Water Resources

Stafford Field Office
300 S. Main Street
Stafford, Kansas 67578-1521
Jackie McClaskey, Secretary
David W. Barfield, Chief Engineer
Jeff Lanterman, Water Commissioner

Phone: (620) 234-5311
Fax: (620) 234-6900
www.agriculture.ks.gov
Sam Brownback, Governor

May 26, 2017

Jimmie Lee & Katherine J Kirby
25303 S Cedarview Dr
Mount Hope, KS 67108

Re: Pending Application, File No. 49,728

Dear Sir or Madam:


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Sincerely,


Matt Meier
Environmental Scientist
Water Appropriations Program

Enclosure

pc:

SCANNED

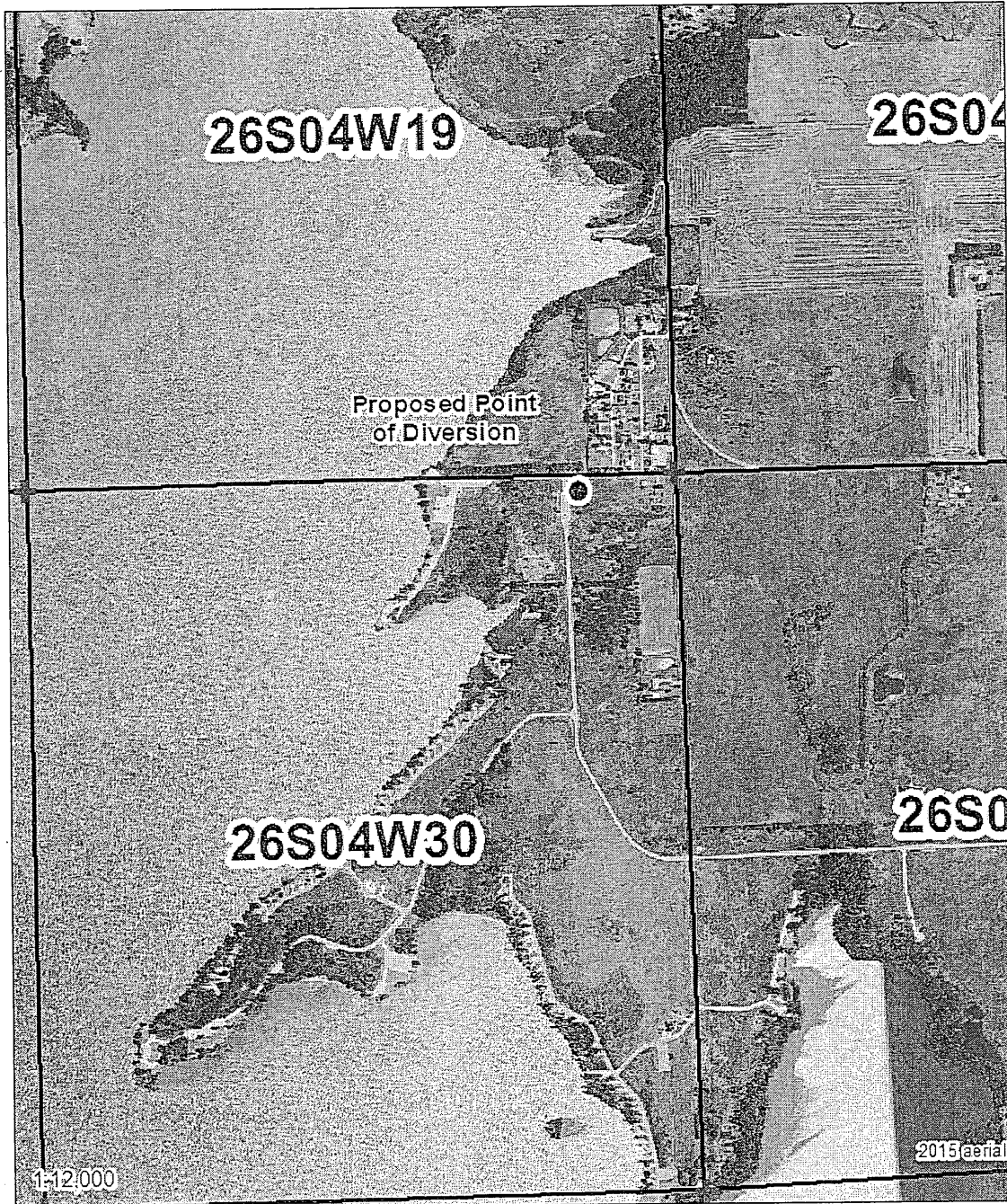
Kansas

Department of Agriculture
Division of Water Resources

Stafford Field Office
300 S. Main Street
Stafford, Kansas 67578-1521

Jackie McClaskey, Secretary
David W. Barfield, Chief Engineer
Jeff Lanterman, Water Commissioner

Phone: (620) 234-5311
Fax: (620) 234-6900
www.agriculture.ks.gov
Sam Brownback, Governor



Legend

- + Section Corners
- ▭ Section Lines

MJM-DWR 5/25/17

Proposed Water Appropriation, File No. 49,728
30-26S-4W
Reno County



SCANNED



Stafford Field Office
300 S. Main Street
Stafford, Kansas 67578-1521

Jackie McClaskey, Secretary
David W. Barfield, Chief Engineer
Jeff Lanterman, Water Commissioner

Department of Agriculture
Division of Water Resources

Phone: (620) 234-5311
Fax: (620) 234-6900
www.agriculture.ks.gov
Sam Brownback, Governor

May 26, 2017

James & Se Byers
10378 N 281 Hwy
Pratt, KS 67124

Re: Pending Application, File No. 49,728

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Environmental Scientist
Water Appropriations Program

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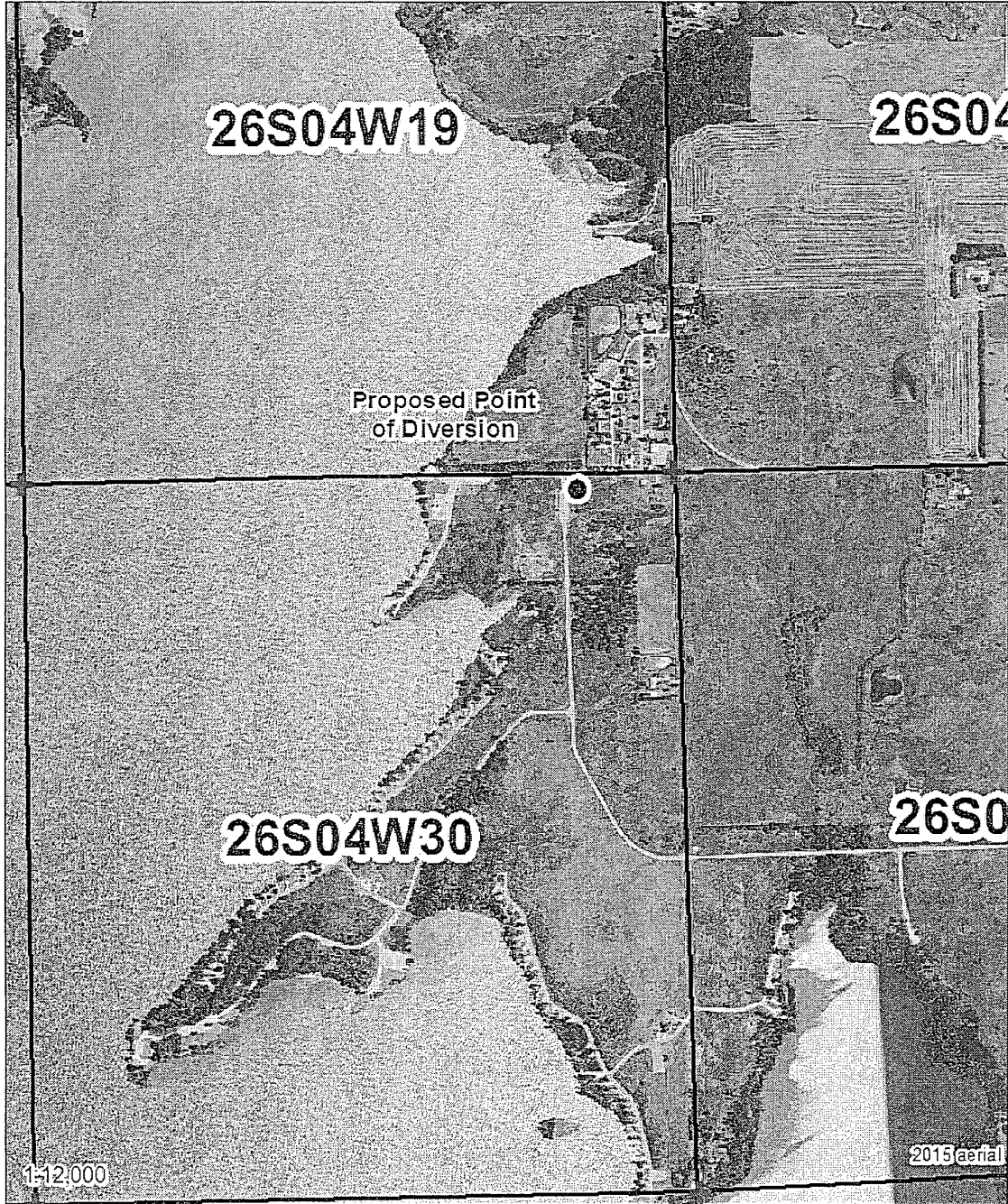
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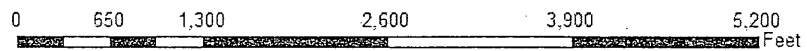
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Legend

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MJM-DWR 5/25/17



Proposed Water Appropriation, File No. 49,728
30-26S-4W
Reno County



SCANNED


Kansas
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Sam Brownback, Governor

May 26, 2017

Larry & Lina Webb
25209 S Cedarview Dr
Mount Hope, KS 67108

Re: Pending Application, File No. 49,728

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Matt Meier
Environmental Scientist
Water Appropriations Program

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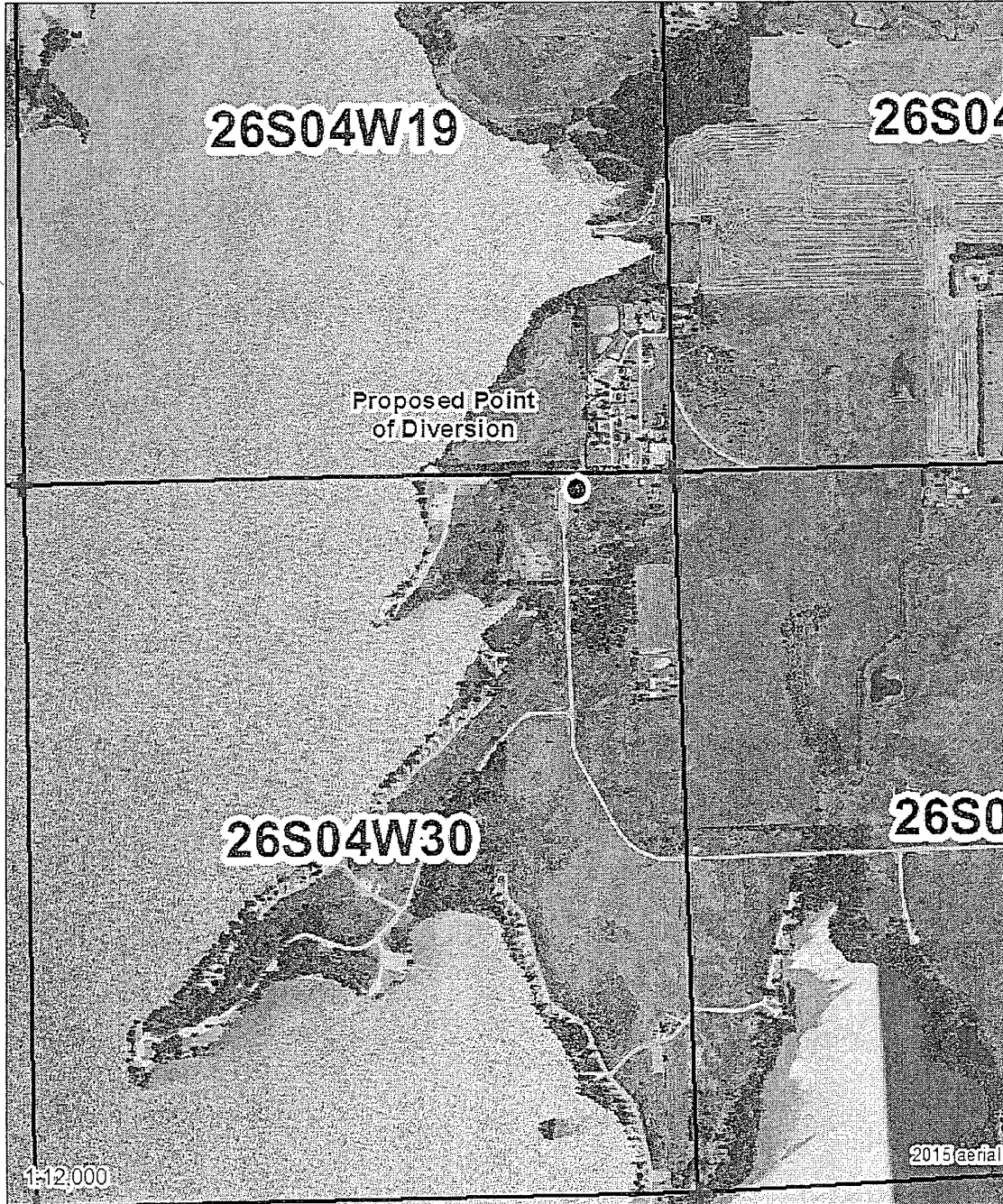
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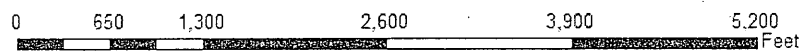
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MJM-DWR 5/25/17



Proposed Water Appropriation, File No. 49,728
30-26S-4W
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Sam Brownback, Governor

May 26, 2017

Charles R Williams
25208 S Cedarview Dr
Mount Hope, KS 67108

Re: Pending Application, File No. 49,728

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Matt Meier
Environmental Scientist
Water Appropriations Program

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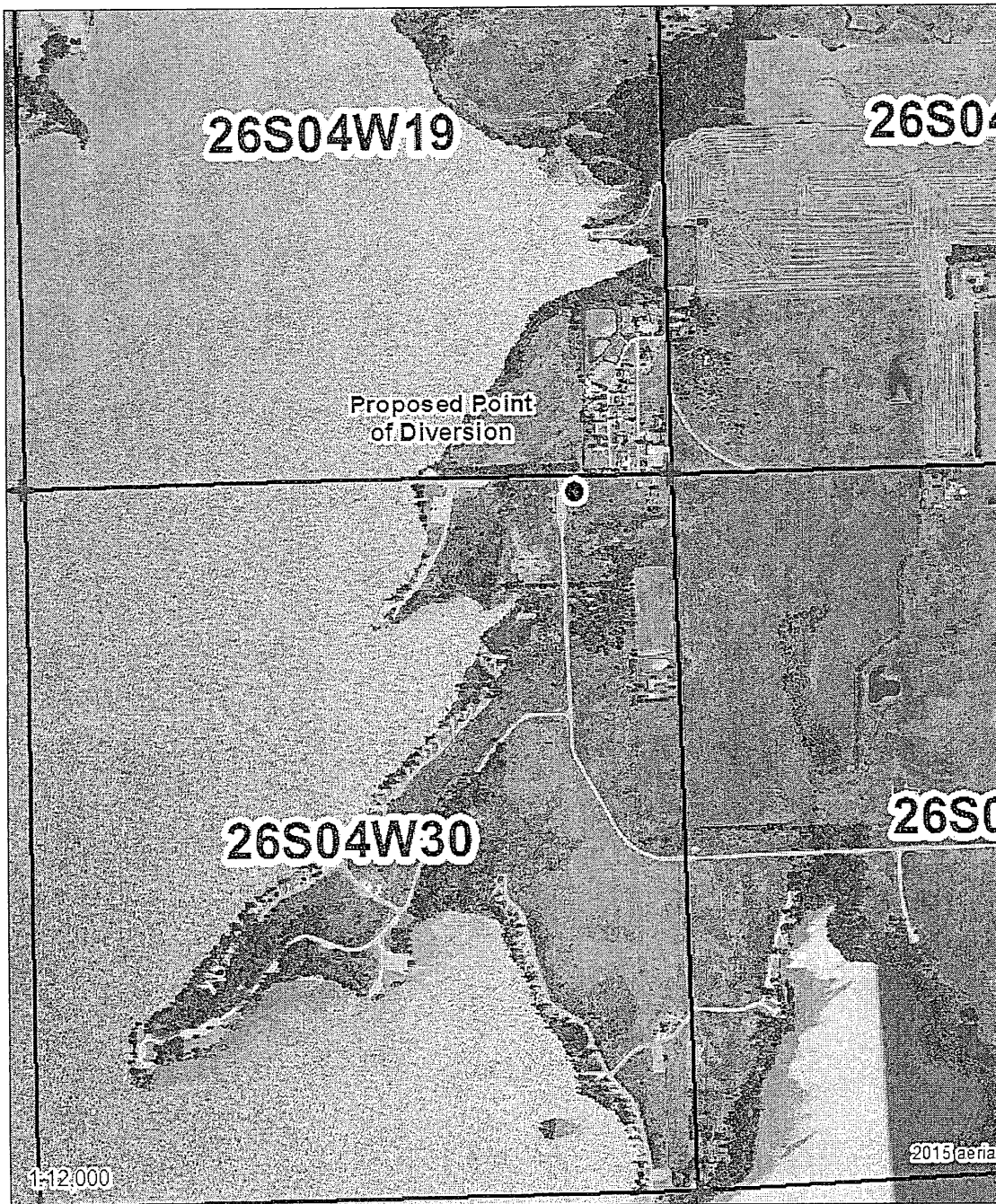
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Kansas

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Division of Water Resources

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Jeff Lanterman, Water Commissioner

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Sam Brownback, Governor



0 650 1,300 2,600 3,900 5,200 Feet

Legend
+ Section Corners
— Section Lines

Proposed Water Appropriation, File No. 49,728
30-26S-4W
Reno County



CEMMA30

MJM-DWR 5/25/17

The logo features the word "Kansas" in a large, serif font. Above the letters "a", "n", and "s" is a decorative arch of small stars. Below "Kansas" are the words "Department of Agriculture" and "Division of Water Resources" in a smaller, sans-serif font.

Kansas
Department of Agriculture
Division of Water Resources

Stafford Field Office
300 S. Main Street
Stafford, Kansas 67578-1521

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David W. Barfield, Chief Engineer
Jeff Lanterman, Water Commissioner

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Fax: (620) 234-6900
www.agriculture.ks.gov
Sam Brownback, Governor

May 26, 2017

Bobby & Denis Appelhans
25210 S Cedarview Dr
Mount Hope, KS 67108

Re: Pending Application, File No. 49,728

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Sincerely,

A handwritten signature in cursive script that reads "Matt Meier".

Matt Meier
Environmental Scientist
Water Appropriations Program

Enclosure

pc:

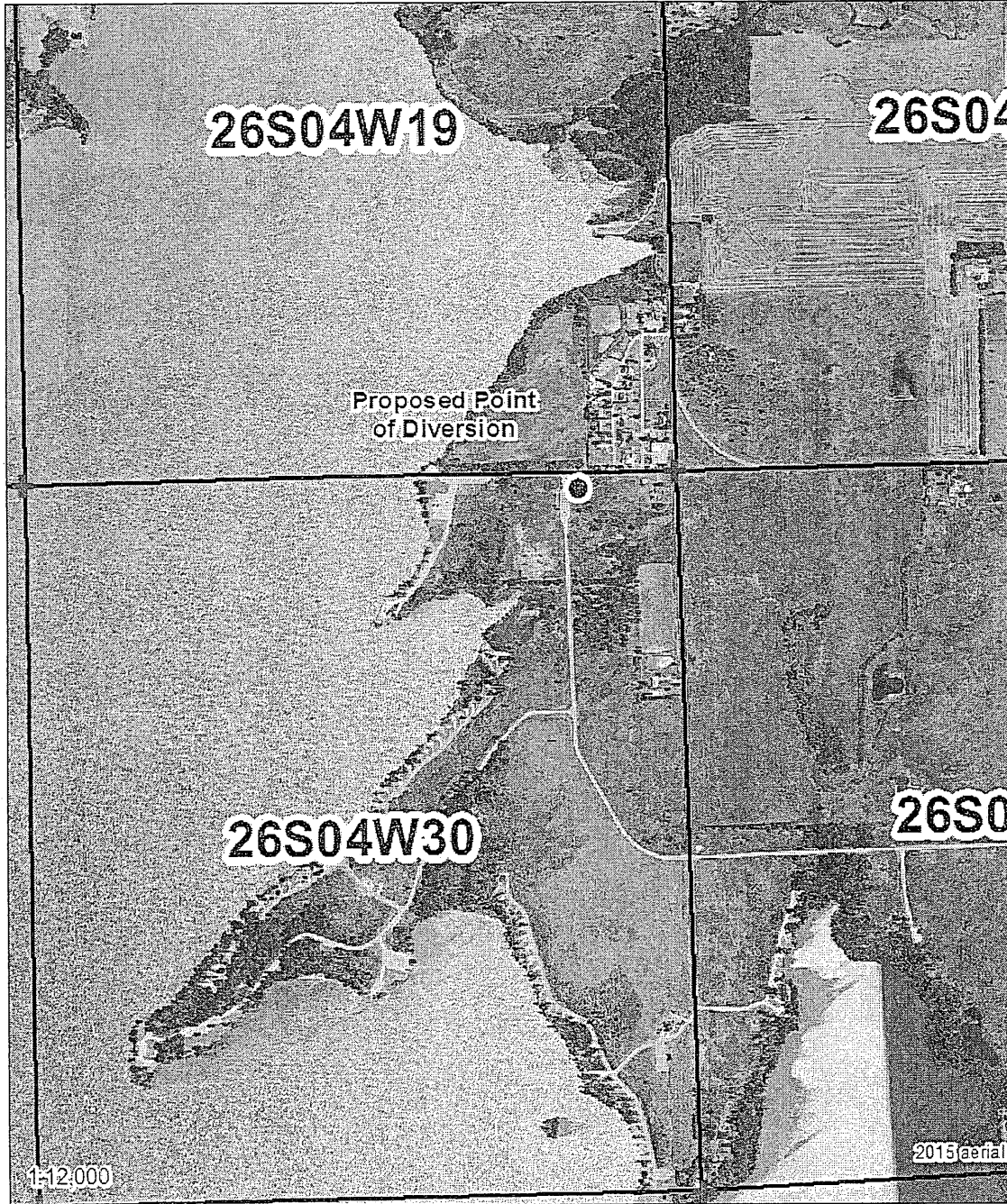
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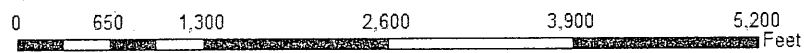
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Legend

- Section Corners
- Section Lines

MJM-DWR 5/25/17



Proposed Water Appropriation, File No. 49,728
30-26S-4W
Reno County



44432


Kansas
Department of Agriculture
Division of Water Resources

Stafford Field Office
300 S. Main Street
Stafford, Kansas 67578-1521

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Jeff Lanterman, Water Commissioner

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www.agriculture.ks.gov
Sam Brownback, Governor

May 26, 2017

Charles & Connie Bellamy
25302 S Cedarview Dr
Mount Hope, KS 67108

Re: Pending Application, File No. 49,728

Dear Sir or Madam:

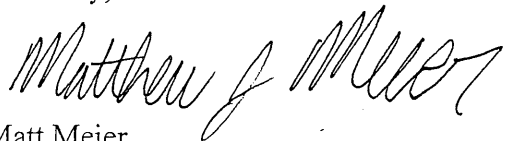
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Matt Meier
Environmental Scientist
Water Appropriations Program

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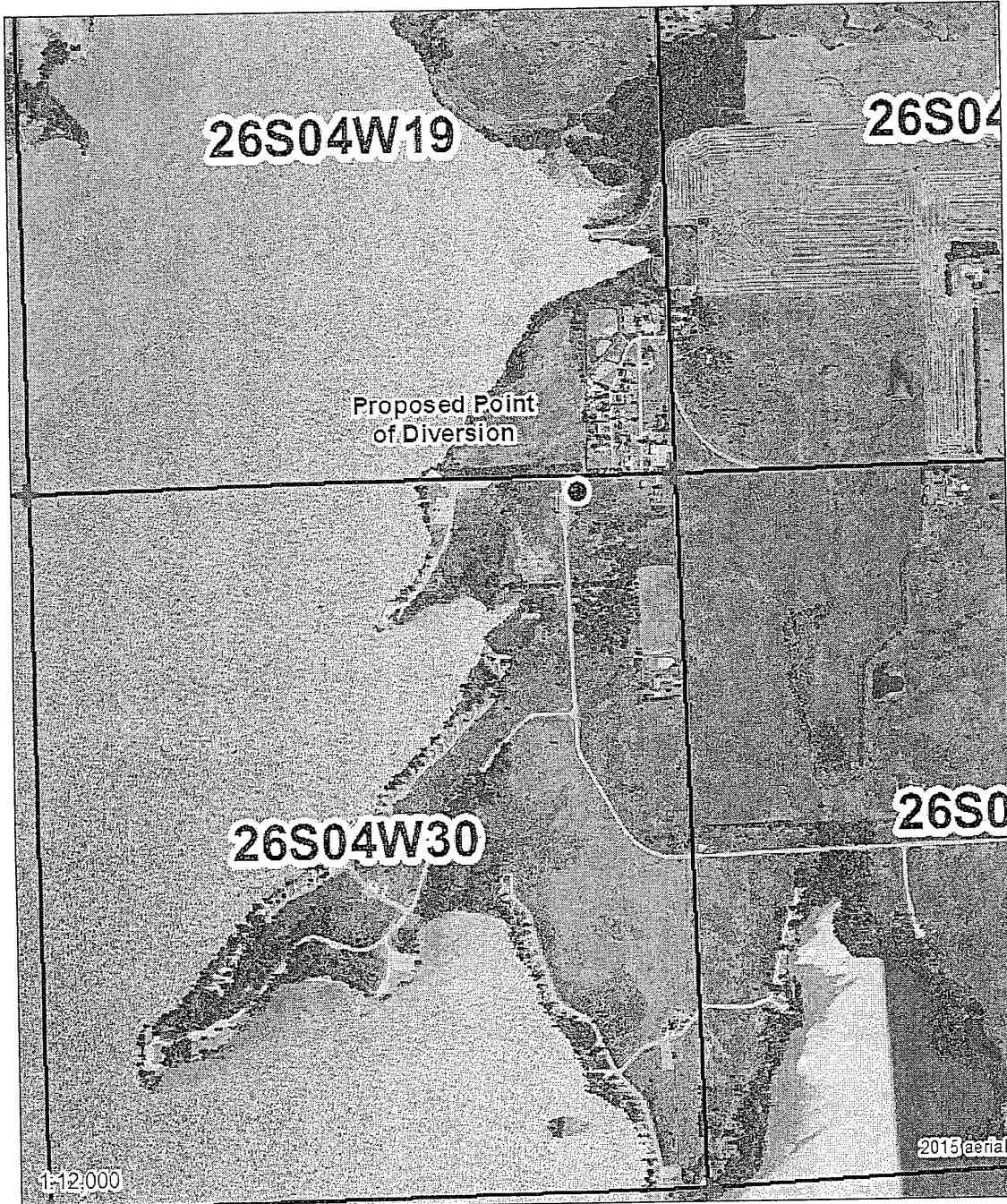
SCANNED

Kansas

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Jackie McClaskey, Secretary
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Proposed Point of Diversion

26S04W19

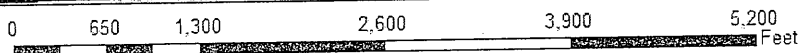
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Legend

-  Section Corners
-  Section Lines

Proposed Water Appropriation, File No. 49,728
30-26S-4W
Reno County



MJM-DWR 5/25/17

SCANNED


Kansas
Department of Agriculture
Division of Water Resources

Stafford Field Office
300-S. Main Street
Stafford, Kansas 67578-1521
Jackie McClaskey, Secretary
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Phone: (620) 234-5311
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www.agriculture.ks.gov
Sam Brownback, Governor

May 26, 2017

Harold Dodson
25207 S Westview Ln
Mount Hope, KS 67108

Re: Pending Application, File No. 49,728

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Water Appropriations Program

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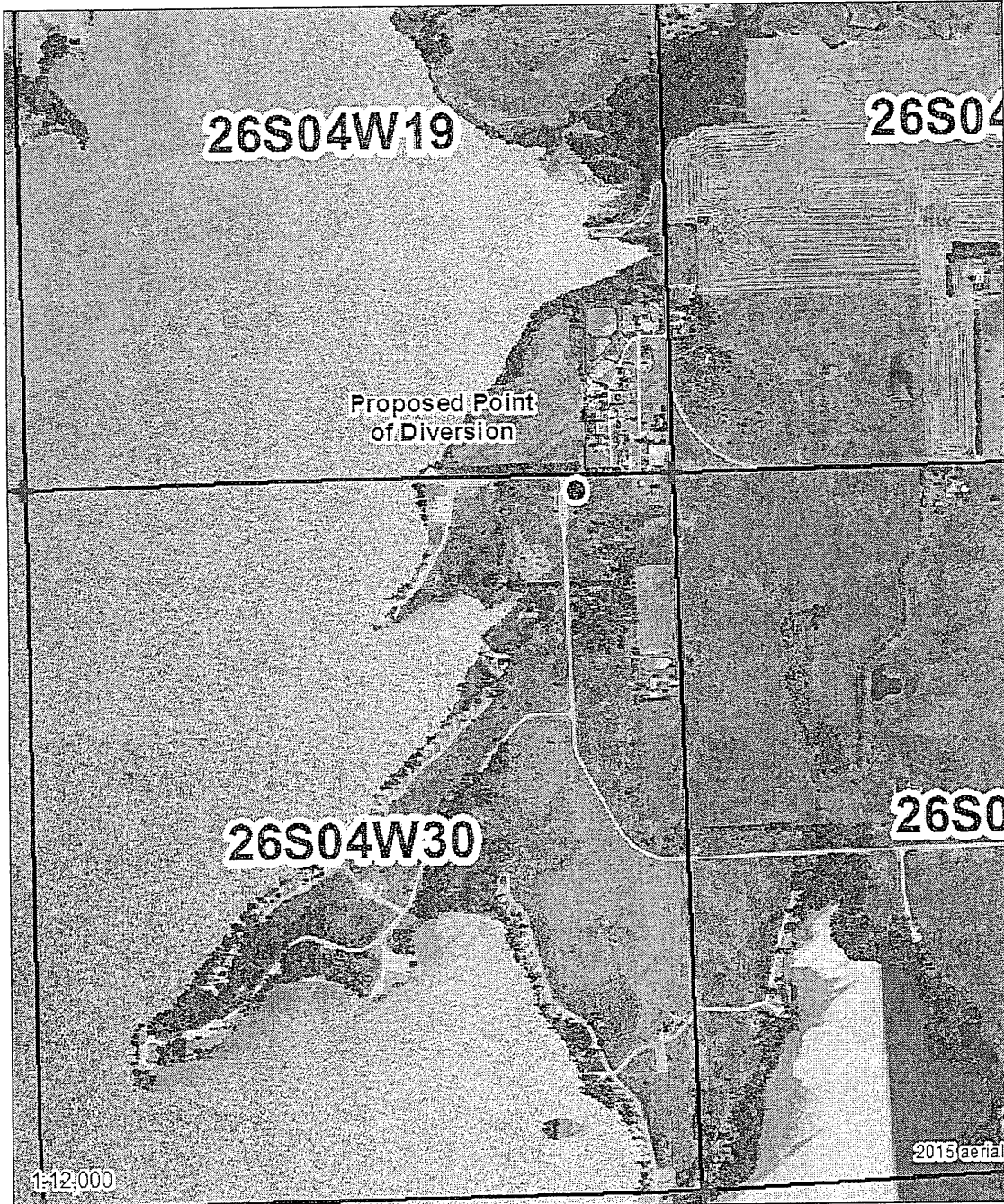
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Kansas

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Division of Water Resources

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Legend
+ Section Corners
□ Section Lines

0 650 1,300 2,600 3,900 5,200 Feet

Proposed Water Appropriation, File No. 49,728
30-26S-4W
Reno County



MJM-DWR 5/25/17

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Sam Brownback, Governor

May 26, 2017

Jeffrey & Kimberly Graham
8802 E Boundary Rd
Mount Hope, KS 67108

Re: Pending Application, File No. 49,728

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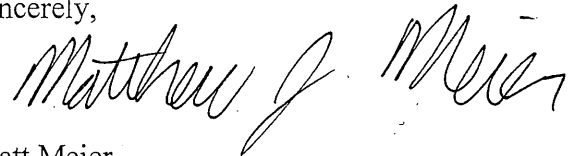
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Water Appropriations Program

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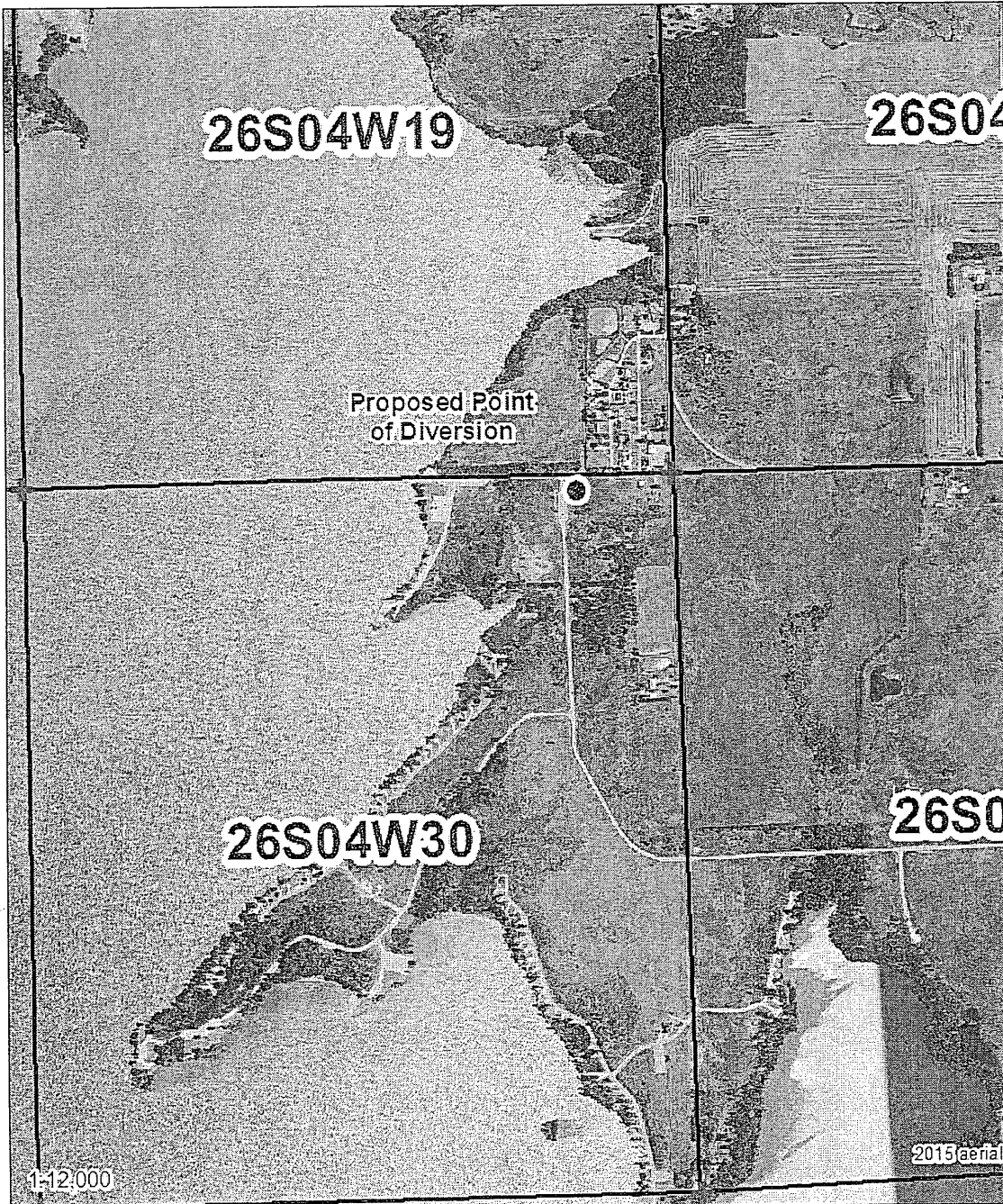
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Legend

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MJM-DWR 5/25/17

Proposed Water Appropriation, File No. 49,728
30-26S-4W
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May 26, 2017

Edward Lynn Baker
8814 E Boundary Rd
Mount Hope, KS 67108

Re: Pending Application, File No. 49,728

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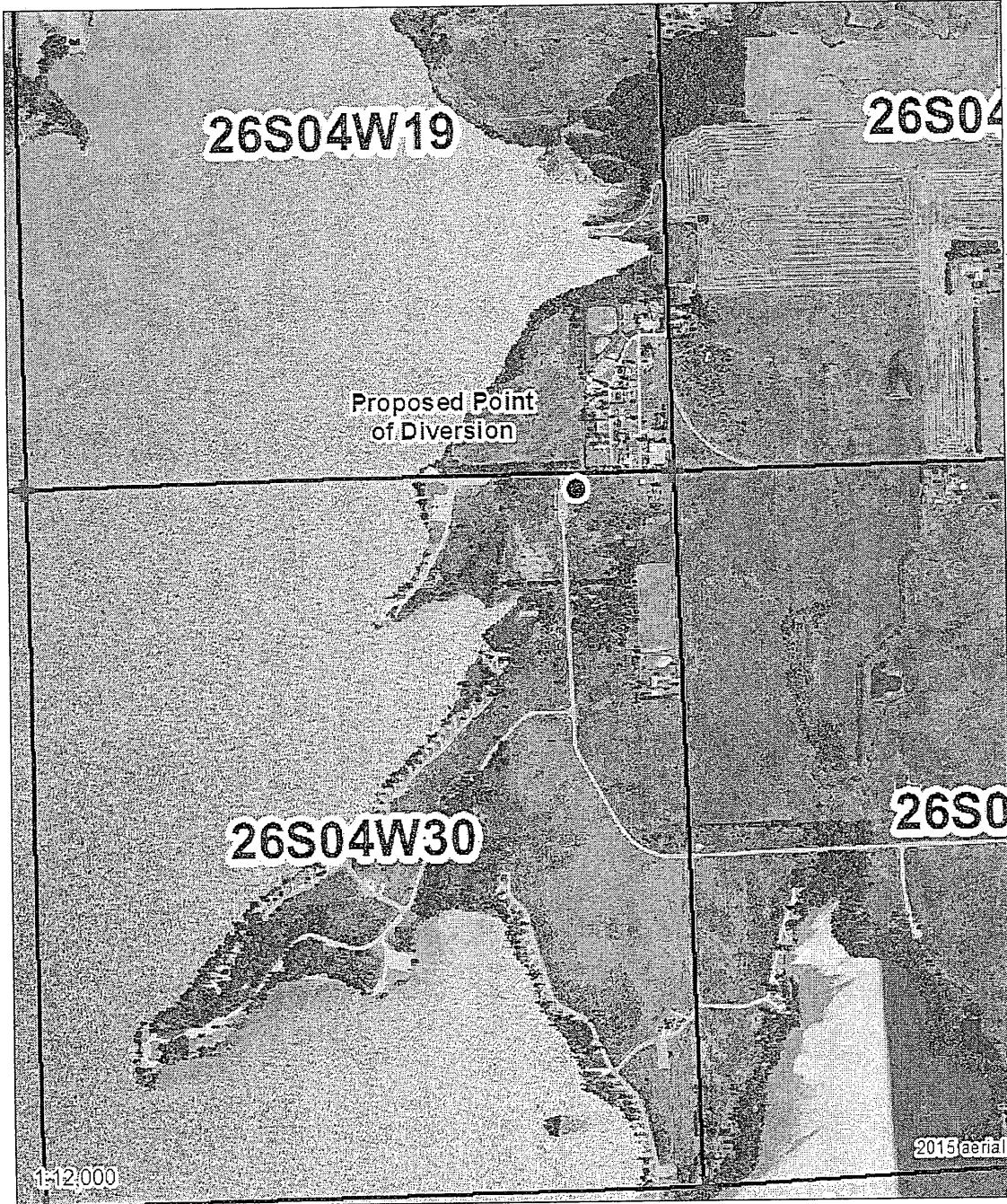
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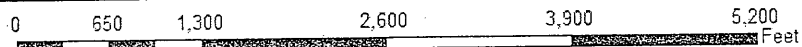
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Legend

- Section Corners
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MJM-DWR 5/25/17



Proposed Water Appropriation, File No. 49,728
30-26S-4W
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May 26, 2017

Otto Contracting Inc
10907 S Halstead St
Hutchinson, KS 67501

Re: Pending Application, File No. 49,728

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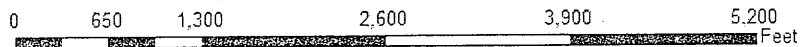
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MJM-DWR 5/25/17

Proposed Water Appropriation, File No. 49,728
30-26S-4W
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May 26, 2017

Darrell & Marie Sober
25306 S Westview Ln
Mount Hope, KS 67108

Re: Pending Application, File No. 49,728

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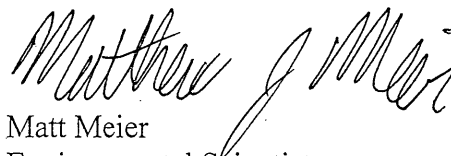
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Enclosure

pc:

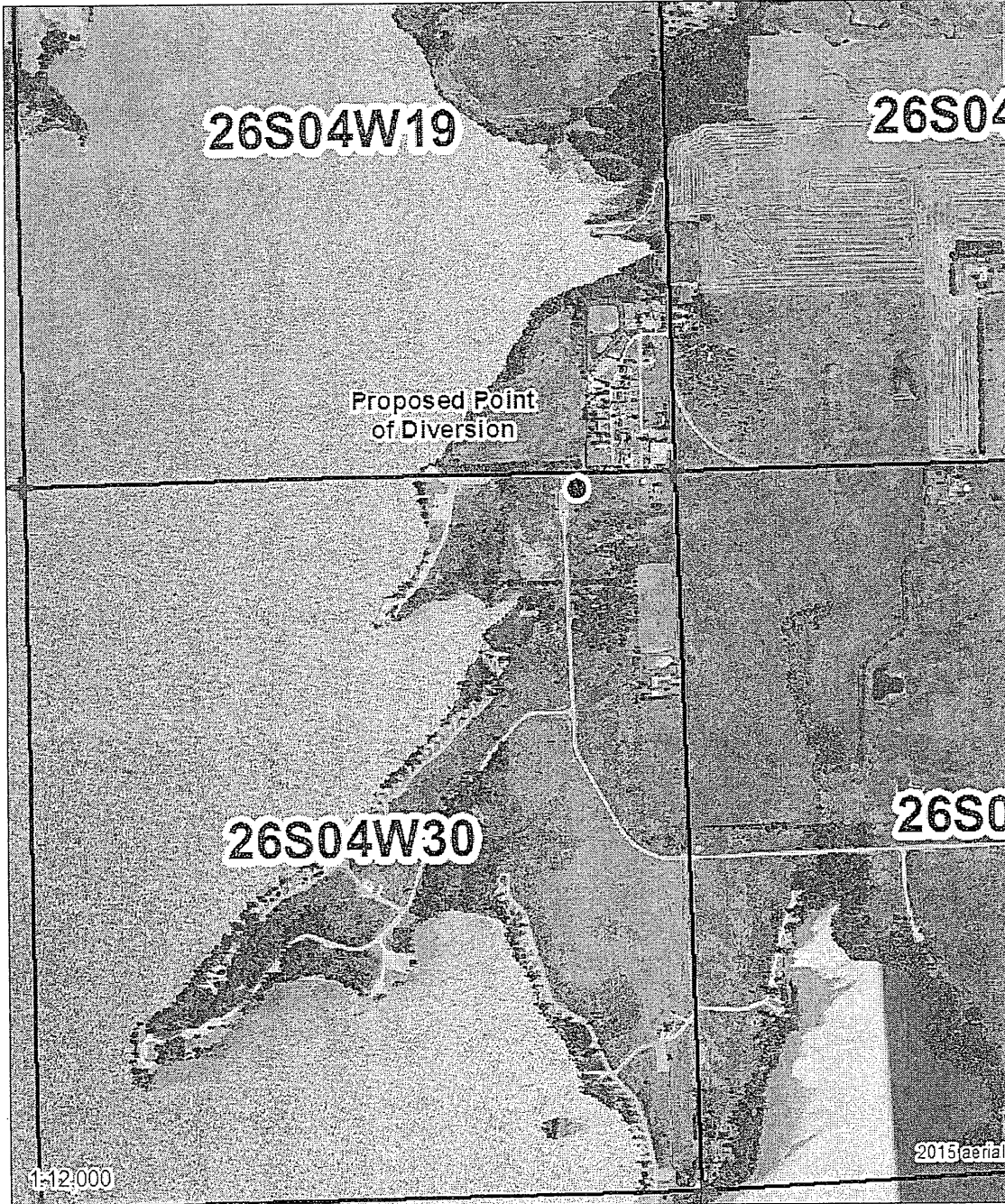
SCANNED

Kansas

Department of Agriculture
Division of Water Resources

Stafford Field Office
300 S. Main Street
Stafford, Kansas 67578-1521
Jackie McClaskey, Secretary
David W. Barfield, Chief Engineer
Jeff Lanterman, Water Commissioner

Phone: (620) 234-5311
Fax: (620) 234-6900
www.agriculture.ks.gov
Sam Brownback, Governor



Legend
+ Section Corners
□ Section Lines
MJM-DWR 5/25/17

Proposed Water Appropriation, File No. 49,728
30-26S-4W
Reno County



SCANNED


Kansas
Department of Agriculture
Division of Water Resources

Stafford Field Office
300 S. Main Street
Stafford, Kansas 67578-1521

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www.agriculture.ks.gov
Sam Brownback, Governor

May 26, 2017

James & Alicia Branson
25303 S Willison Rd
Mount Hope, KS 67108

Re: Pending Application, File No. 49,728

Dear Sir or Madam:

This is to advise you that the Kansas Department of Wildlife, Parks, & Tourism has filed the application referred to above for a permit to appropriate 2 million gallons of groundwater per calendar year for municipal use to be diverted at a maximum rate of 99 gallons per minute. The proposed point of diversion for 49,728 is one (1) well, which located as follows:

In the Northeast Quarter of the Northeast Quarter of the Northeast Quarter of Section 30, Township 26 South, Range 4 West, Reno County, Kansas.

A map is enclosed indicating the location of the proposed well. Records in this office indicate that you may have a well or wells in this vicinity and you are notified of receipt of this application in order that you may be fully informed of the proposed location of the applicant's point of diversion and proposed use of water. Consideration will be given to comments or other information which you desire to submit to this office **within 15 days** from the date of this letter.

If you have any questions or comments, you may also contact me at (620) 234-5311. If you call, please reference the file number so I can help you more efficiently. Mailed comments can be sent to the Stafford Field Office at 300 S. Main St. Stafford, KS 67578-1521.

Sincerely,



Matt Meier
Environmental Scientist
Water Appropriations Program

Enclosure

pc:

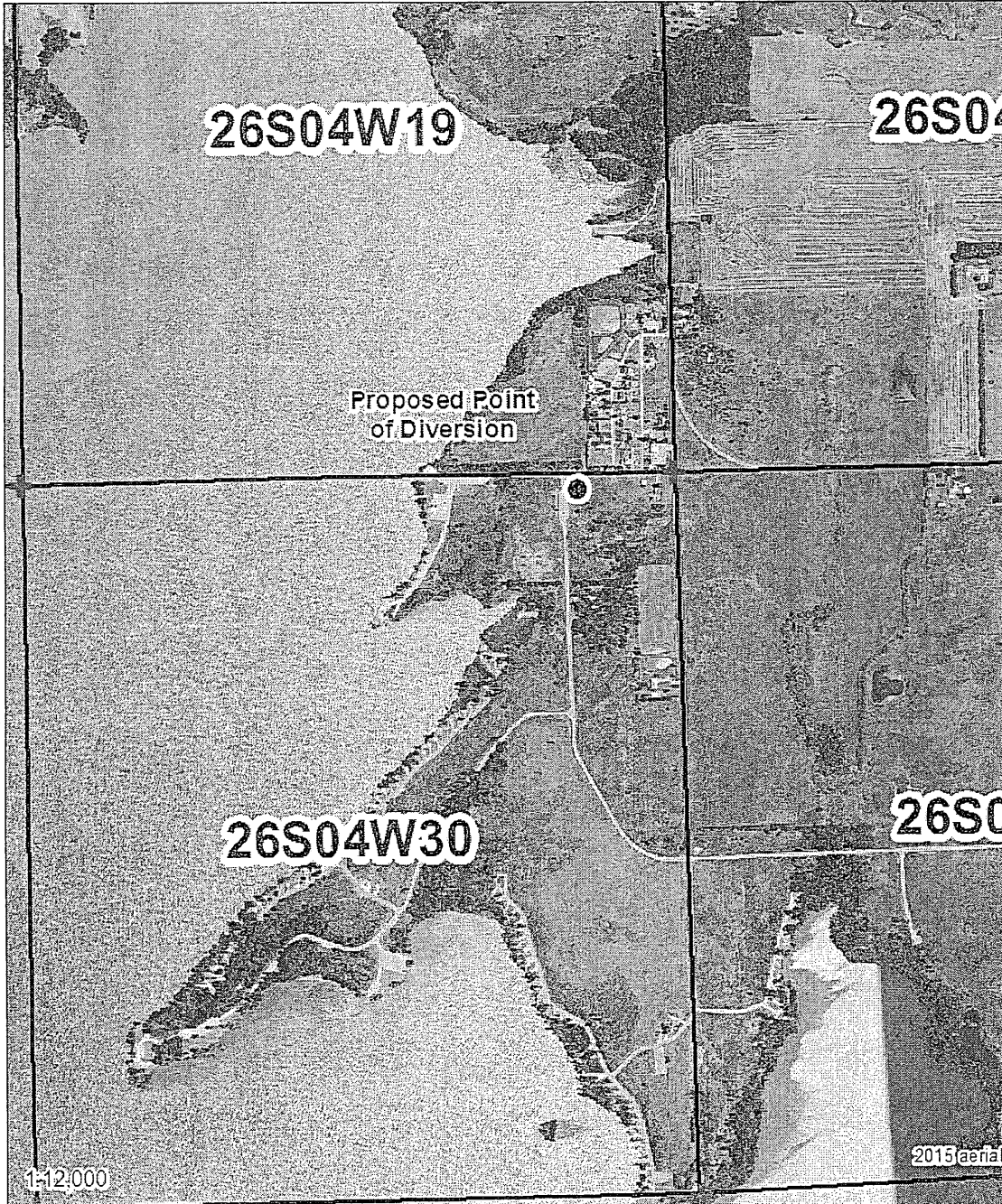
SCANNED

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Legend

- Section Corners
- Section Lines

MJM-DWR 5/25/17

Proposed Water Appropriation, File No. 49,728
30-26S-4W
Reno County



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Fax: (620) 234-6900
www.agriculture.ks.gov
Sam Brownback, Governor

May 26, 2017

Theodore Robert Bergkamp
25202 Westview Ln
Mount Hope, KS 67108

Re: Pending Application, File No. 49,728

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Sincerely,

A handwritten signature in black ink that reads "Matt Meier". The signature is written in a cursive style.

Matt Meier
Environmental Scientist
Water Appropriations Program

Enclosure

pc:

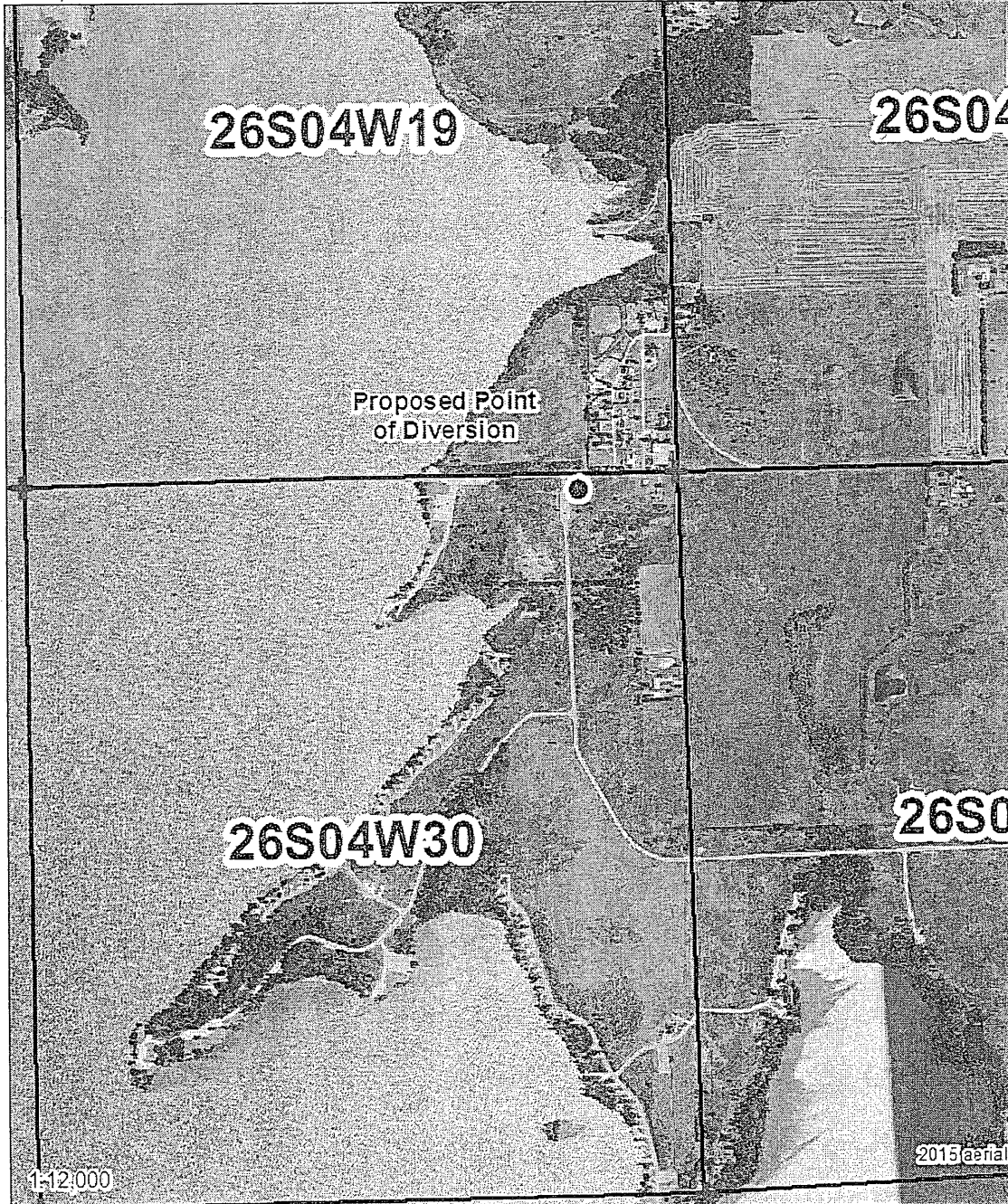
SCANNED

Kansas

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Division of Water Resources

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Sam Brownback, Governor



Legend
+ Section Corners
□ Section Lines

MJM-DWR_5/25/17

0 650 1,300 2,600 3,900 5,200 Feet

Proposed Water Appropriation, File No. 49,728
30-26S-4W
Reno County



SCANNED


Kansas
Department of Agriculture
Division of Water Resources

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www.agriculture.ks.gov
Sam Brownback, Governor

May 26, 2017

Bobby Day
8407 SE 81st St
Galena, KS 66739

Re: Pending Application, File No. 49,728

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Sincerely,



Matt Meier
Environmental Scientist
Water Appropriations Program

Enclosure

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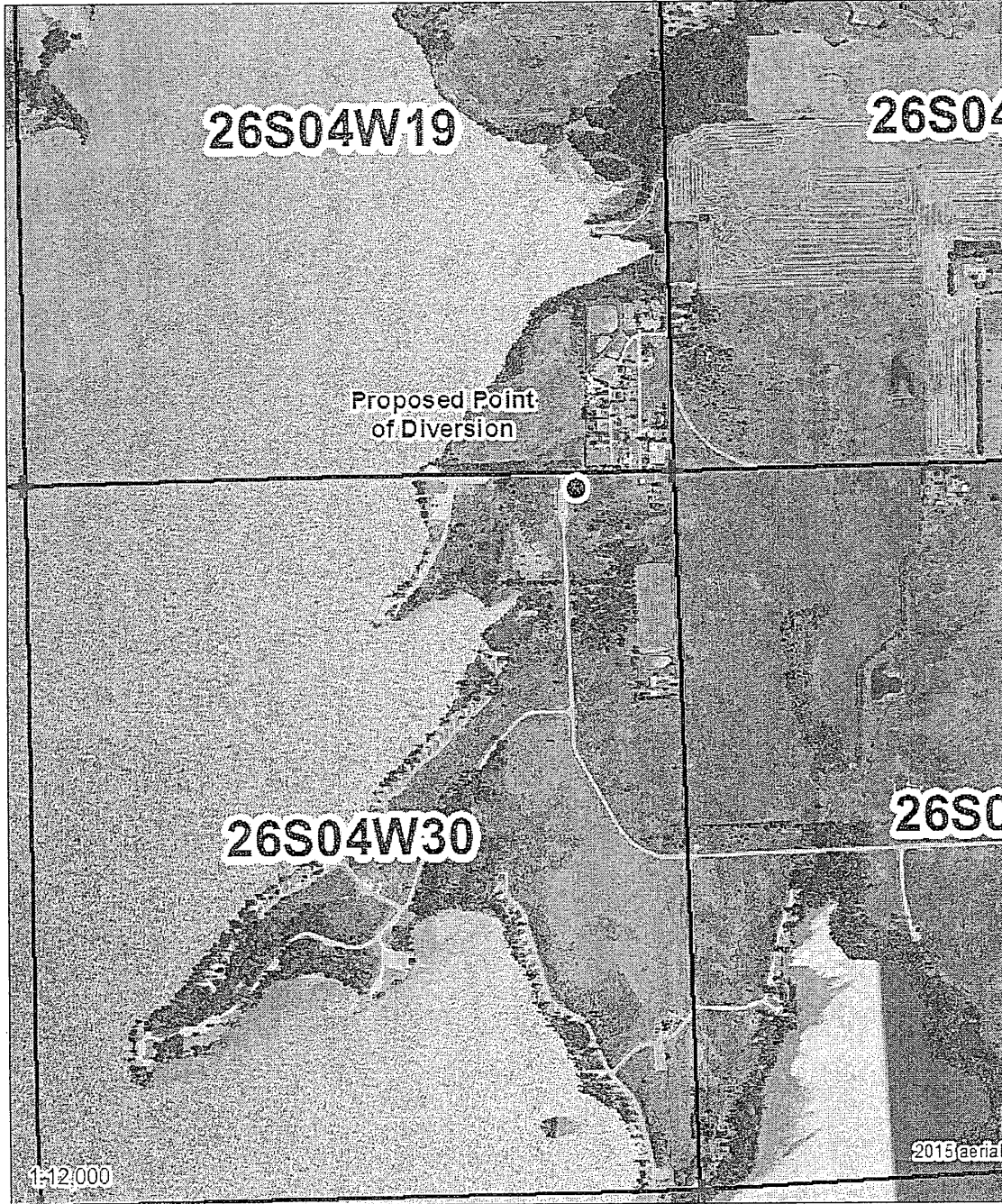
SCANNED

Kansas

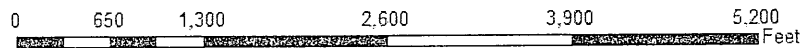
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Legend	
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Proposed Water Appropriation, File No. 49,728
30-26S-4W
Reno County



MJM-DWR 5/25/17

SCANNED


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Sam Brownback, Governor

May 26, 2017

Timothy Howard
8814 E Cedarview Dr
Mount Hope, KS 67108

Re: Pending Application, File No. 49,728

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Sincerely,



Matt Meier
Environmental Scientist
Water Appropriations Program

Enclosure

pc:

SCANNED

Kansas

Department of Agriculture
Division of Water Resources

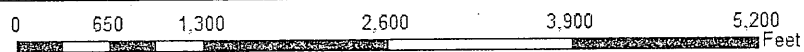
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Sam Brownback, Governor



Legend

- Section Corners
- Section Lines



Proposed Water Appropriation, File No. 49,728
30-26S-4W
Reno County



MJM-DWR 5/25/17

APPROVED

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

October 12, 2017

Jodie Pogge, P.E., Engineering Project Designer
Kansas Department of Wildlife, Parks, & Tourism
1020 S. Kansas Ave., Suite 200
Topeka, KS 66612-1327

Re: Appropriation Application File No. 49728 - KDWPT

Dear Ms. Pogge:

The Equus Beds Groundwater Management District No. 2 received your emailed Petition of Appeal on October 10, 2017, in the matter of the District's September 11, 2017, recommendation of the above referenced application. 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.

Included in the petition was a request for additional time for you to obtain signed well spacing consent forms from owners of domestic wells located within 660 feet of the well proposed by the referenced application. Based on your request, an extension of time to submit additional information is granted until November 10, 2017.

Upon receiving the additional information, the District Board of Directors will, if necessary, hear the appeal at the next available Board meeting at the Equus Beds Groundwater Management District office, 313 Spruce Street, Halstead, Kansas. A notification of the meeting date and time, and a copy of the meeting agenda, will be forwarded to you once the agenda is set. Should you be able to obtain all of the signed well spacing consent forms, an appeal will not be necessary.

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: Matt Meier, Division of Water Resources, Stafford

RECEIVED

OCT 16 2017

Stafford Field Office
Division of Water Resources

Meier, Matt [KDA]

From: Tim Boese <tboese@gmd2.org>
Sent: Monday, November 13, 2017 10:09 AM
To: Pogge, Jodie [KDWPT]
Cc: Workman, Todd [KDWPT]; Satterlee, Mike [KDWPT]; Meier, Matt
Subject: RE: appeal application file no 49728-KDWPT

Follow Up Flag: Follow up
Flag Status: Flagged

Jodie – Thank you for the information and effort to obtain the spacing consent forms. I will schedule the appeal for the next available Board meeting, which as of right now will be the December 13, 2017 meeting. I will let you know once the December Board meeting agenda is set.

If you are able to obtain the remaining spacing consent form(s), please forward them to me.

Thanks.

Tim Boese, Manager
Equus Beds GMD2
313 Spruce, Halstead, Kansas 67056
316-835-2224
Fax: 316-835-2225
tboese@gmd2.org
www.gmd2.org

From: Pogge, Jodie [KDWPT] [mailto:Jodie.Pogge@KS.GOV]
Sent: Monday, November 06, 2017 5:12 PM
To: Tim Boese
Cc: Workman, Todd [KDWPT]; Satterlee, Mike [KDWPT]
Subject: appeal application file no 49728-KDWPT

Tim,

Please see attached signed 9 of 11 consent forms. Please let me know if you have any trouble with these.

As I said on the phone, we will continue to make contact with the 2 individuals that we haven't gotten in touch with until the December Board Meeting, which I have placed on our calendars as December 13, 2017 at 9:30 a.m. with a location to be determined. Please let me know if that changes. Mike Satterlee, the Park Manager at Cheney, has reached out to the remaining 2, Harold Dodson and Erin Baker. Erin Baker resides in Texas and has been mailed the form and as for Dodson, Mike has visited the residence multiple times and has also tried to make telephone contact to no avail. In regards to the phone, it also indicates that the mailbox is full and a message cannot be left.

We would like nothing more than to show up at the board meeting with all 11 consent forms in hand, but being as it stands now, we are unsure if we will be able to do that, but it cannot go without saying that we tried.

I have included Mike on this email and if you have any specific questions about our attempts, please let Mike know.

Thank you kindly!

Jodie Pogge, P.E.
Engineering Project Designer

Kansas Department of Wildlife, Parks & Tourism
1020 S Kansas Ave, Suite 200
Topeka, KS 66612-1327

Cell: (785) 608-1994
Telephone: (785) 296-2734
Email: jodie.pogge@ks.gov

"La cura para cualquier cosa es el agua salada - sudor, lágrimas o el mar!"

Tim Boese

From: Tim Boese [tboese@gmd2.org]
Sent: Monday, November 13, 2017 10:09 AM
To: 'Pogge, Jodie [KDWPT]'
Cc: 'Workman, Todd [KDWPT]'; 'Satterlee, Mike [KDWPT]'; 'Meier, Matt'
Subject: RE: appeal application file no 49728-KDWPT

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Tim Boese, Manager
Equus Beds GMD2
313 Spruce, Halstead, Kansas 67056
316-835-2224
Fax: 316-835-2225
tboese@gmd2.org
www.gmd2.org

RECEIVED

OCT 09 2018

Stafford Field Office
Division of Water Resources

From: Pogge, Jodie [KDWPT] [<mailto:Jodie.Pogge@KS.GOV>]
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Cc: Workman, Todd [KDWPT]; Satterlee, Mike [KDWPT]
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Jodie Pogge, P.E.
Engineering Project Designer

Kansas Department of Wildlife, Parks & Tourism
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Cell: (785) 608-1994
Telephone: (785) 296-2734
Email: jodie.pogge@ks.gov

"La cura para cualquier cosa es el agua salada - sudor, lágrimas o el mar!"

Meier, Matt [KDA]

From: Rebecca Wilson <rwilson@gmd2.org>
Sent: Tuesday, October 9, 2018 9:25 AM
To: Meier, Matt [KDA]; tboese@gmd2.org
Subject: RE: 49728 Status
Attachments: 49728 App Approval Letter 12-15-17.pdf; 49728 App Review Info.pdf; 49728 Meter Installation Letter 12-15-17.pdf

EXTERNAL: This email originated from outside of the organization. Do not click any links or open any attachments unless you trust the sender and know the content is safe.

Matt,

Attached is an Application Approval Letter and Meter Installation Letter from Manager Tim Boese for file #49728. I apologize that this was not sent to you at the time that it was completed.

Please let me know if you need any further information or if you have any difficulties 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

From: Meier, Matt [KDA] <Matt.Meier@ks.gov>
Sent: Tuesday, October 09, 2018 9:07 AM
To: 'tboese@gmd2.org' <tboese@gmd2.org>; 'rwilson@gmd2.org' <rwilson@gmd2.org>
Subject: 49728 Status

Hello Tim,

I was wondering what the status of File No. 49,728 was. The last update I received was that it was sent to Board Review on December 2017, but I never received any other follow up info after that. I wasn't sure if it was a file they tabled for 5 or 6 months or what was going on. If you could let me know its status I'd appreciate it.

Thanks,

Matt Meier
Environmental Scientist
Stafford Field Office

Matt.meier@ks.gov

620-234-5311

From: Rebecca Wilson <rwilson@gmd2.org>

Sent: Tuesday, December 5, 2017 4:52 PM

To: Pogge, Jodie [KDWPT] <Jodie.Pogge@KS.GOV>

Cc: Meier, Matt [KDA] <Matt.Meier@ks.gov>; Workman, Todd [KDWPT] <Todd.Workman@KS.GOV>; Satterlee, Mike [KDWPT] <Mike.Satterlee@KS.GOV>

Subject: 49728 Board Review Notification

Good afternoon!

Attached is a Board Review Notification for Appropriation Application File No. 49728, as well as a December 2017 GMD2 Board Agenda.

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

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

September 11, 2017

Chief Engineer, Division of Water Resources
Attn: Matt Meier
300 S Main St.
Stafford, Kansas 67578

Re: Appropriation Application File No.49728– KDWPT

Dear Mr. Meier:

The Equus Beds Groundwater Management District reviewed the referenced application on September 11, 2017, 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 District's Well Spacing Regulation K.A.R. 5-22-2(a)(2), as the proposed point of diversion is within 660 feet of several nearby domestic wells and no well spacing consent forms were submitted with the application.

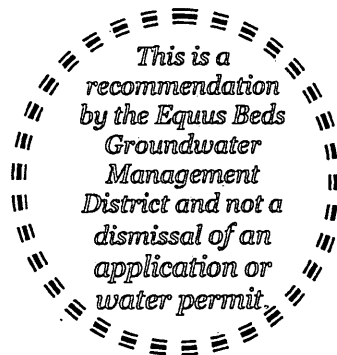
Based upon the review findings, the application is recommended for denial by the Equus Beds Groundwater Management District.

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.

Please contact the District should you have any questions regarding the review or recommendation.

Sincerely,
EQUUS BEDS GROUNDWATER
MANAGEMENT DISTRICT NO. 2

Tim Boese,
Manager
TDB/sf



Enclosures

pc: KDWPT, Applicant, with copy of K.A.R. 5-22-12 and Spacing Evaluation Map
Larry Webb, nearby well owner

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

1) Application No. 49728 Date filed: 11/10/2016
 2) Applicant: Kansas Department of Wildlife, Parks & Tourism (KDWPT) County: Reno
 3) Proposed maximum quantity: 6.14 acre-feet/year Rate: 99 GPM
 4) Proposed Use: Municipal
 5) P/D location: NE NE NE 30-26S-4W Geo Center: North 5403 ft, West 859 ft
 6) Number and type of points of diversion listed on the application 1 Well

7) Meter required K.A.R. 5-22-4a or K.A.R. 5-22-8? Yes No, Why _____

8) Meets Safe Yield K.A.R. 5-22-7? Yes No N/A
 (a) Total allowable appropriations: 22.50 af/yr
 (b) Total existing appropriations: 13.64 af/yr
 (c) Total small user exemptions: 0.00 af/yr
 (d) Total non-consumptive use: 0.00 af/yr
 (e) Total consumptive use: 13.64 af/yr
 (Total existing appropriations) – (Total non-consumptive use)
 (f) exempt from regulation? Yes No,
 Cite exemption: _____

9) Meets Well Spacing K.A.R. 5-22-2? Yes No N/A
 (a) POD in enhanced well spacing area? Yes No
 (b) Domestic well spacing interval: <660 ft
 (c) Non-Domestic well spacing interval: >1320 ft

10) Meets Max Reasonable Quantity K.A.R. 5-22-14? Yes No N/A
 (a) Irrigation max quantity: _____ acre-feet / acre
 application paragraph 3 value (acre-feet) / proposed acres = Q
 (b) Stockwater max quantity: _____ GPD _____ unit
 (c) Industry max quantity: _____ Acre
 Industry standard: _____
 (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)
 (e) Pond max quantity is _____
 (Net evap + seepage)/12 x pond area + any initial fill
 (f) Groundwater pit max Q: _____
 Net evap * pit area/12

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

12) Depth to water: _____ bls at observation well: _____

13) Date reviewed: September 8, 2017

14) Reviewed by: S. Flaherty Title: Hydrogeologist

15) District recommendation: Approve Deny Other, see comment

Renewal 9-11-2017
TS

16) Comments and Calculations:

Review complete for a new application submitted by the Kansas department of wildlife, parks & Tourism for municipal use in Reno County
 Quantity requested of 2 million gallons (6.14 AF) appears erasonable based on past use and use at 3 bath houses and 60 campsites
 No Overlapping Point of Diversion
 Surrounding Well Owner Notifications sent
 4 neaby well owner inquiries (phone calls) 3 neutral, 1 opposed
 no Rate/Quantity Limitations
 *well does not meet spacing to nearby domestic wells within 660 feet.
 no Special Use Areas or IGUCAs
 Recommend Denial, Does not comply with Well spacing regulation K.A.R. 5-22-2 (a)(2).

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



DIRECTORS:
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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

December 15, 2017

Jodie Pogge, P.E., Engineering Project Designer
Kansas Department of Wildlife, Parks, & Tourism
1020 S. Kansas Ave., Suite 200
Topeka, KS 66612-1327

Re: Appropriation Application File No. 49728 - KDWPT

Dear Ms. Pogge:

The Equus Beds Groundwater Management District No. 2 made a recommendation to the Division of Water Resources that Appropriation Application No. 49728 be approved. Pursuant to K.A.R. 5-22-4a, the well described in the application must be equipped with a District approved water flowmeter. The well is located in the Northeast Quarter of the Northeast Quarter of the Northeast Quarter of Section 30, Township 26 South, Range 4 West, Reno 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 for 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/db

Enclosures

Pc: Jeff Lanterman, Division of Water Resources, Stafford

RECEIVED

OCT 09 2018

Stafford Field Office
Division of Water Resources

**DOMESTIC WATER WELL OWNER
WATER WELL SPACING CONSENT FORM**

K.A.R. 5-22-2(e)(4)

I, Darrell & Marie M Sober, own a domestic well at 25306 S Westview Ln.
Name Domestic Water Well Owner Address
Mt. Hope KS 67108
City State Postal Code Telephone

to supply water for domestic needs and use. That said water well was drilled and constructed on / /
MM DD YY

I understand and acknowledge that KS Dept WPT has either filed a change in
Applicant Name
point of diversion application on existing water permit # or new application
49728 for a water permit to withdraw or appropriate groundwater for non-domestic
beneficial use.

That the application described the location of a proposed non-domestic water well or water well
battery in the NE 1/4 NE 1/4 NE 1/4 of Section 30, Township 26 South,
Range 4 West, Reno County, and will allow the withdrawal of 6.14
acre-feet per year at 99 gallons per minute for Municipal use.

The applicant has informed me that the proposed non-domestic water well or water well battery
is within the minimum required spacing interval of 660 or 960 feet, respectively, of my domestic
well.

Having full knowledge of the above and without waiving any right to file an impairment
complaint with the Chief Engineer, Division of Water Resources, I grant my permission to locate
said well or well battery less than the minimum required spacing interval from my domestic well.

Dated at Cheney Lake, Kansas, this 19 day of October 20 17.
25306 S Westview Ln
Mt. Hope Signed by: Marie M Sober
Domestic Well Owner

Witnessed by: Bronora Gille
Address: 11000 NE 50th ST
Cheney, KS 67025
Telephone: 316-540-3664

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NOV 06 2017

**Equus Beds Groundwater
Management District No. 2**

DOMESTIC WATER WELL OWNER
WATER WELL SPACING CONSENT FORM

K.A.R. 5-22-2(e)(4)

I, Jimmie Lee & Katherine J Kirby, own a domestic well at 25303 S Cedarview Dr.,
Name Domestic Water Well Owner Address

Mt. Hope KS 67108
City State Postal Code Telephone

to supply water for domestic needs and use. That said water well was drilled and constructed
on / /
MM DD YY

I understand and acknowledge that KS Dept WPT has either filed a change in
Applicant Name
point of diversion application on existing water permit # or new application
49728 for a water permit to withdraw or appropriate groundwater for non-domestic
beneficial use.

That the application described the location of a proposed non-domestic water well or water well
battery in the NE 1/4 NE 1/4 NE 1/4 of Section 30, Township 26 South,
Range 4 West, Reno County, and will allow the withdrawal of 6.14
acre-feet per year at 99 gallons per minute for Municipal use.

The applicant has informed me that the proposed non-domestic water well or water well battery
is within the minimum required spacing interval of 660 or 960 feet, respectively, of my domestic
well.

Having full knowledge of the above and without waiving any right to file an impairment
complaint with the Chief Engineer, Division of Water Resources, I grant my permission to locate
said well or well battery less than the minimum required spacing interval from my domestic well.

Dated at 25303 S Cedarview Dr, Kansas, this 19 Oct day of 2017

Mt Hope Cheney

Signed by:

Jimmie Lee Kirby
Domestic Well Owner

Witnessed by: Brianne Altie

Address: 11100 NE 50th ST

Cheney, KS 67025

Telephone: 316 547-3664

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NOV 06 2017

Equus Beds Groundwater
Management District No. 2

DOMESTIC WATER WELL OWNER
WATER WELL SPACING CONSENT FORM
K.A.R. 5-22-2(e)(4)

I, Otto Contracting Inc. own a domestic well at 25311 S Willison Rd.
Name Domestic Water Well Owner Address
Mount Hope KS 67108
City State Postal Code Telephone

to supply water for domestic needs and use. That said water well was drilled and constructed on / / .
MM DD YY

I understand and acknowledge that KS Dept WPT has either filed a change in
Applicant Name
point of diversion application on existing water permit # or new application # 49728 for a water permit to withdraw or appropriate groundwater for non-domestic beneficial use.

That the application described the location of a proposed non-domestic water well or water well battery in the NE 1/4 NE 1/4 NE 1/4 of Section 30, Township 26 South, Range 4 West, Reno County, and will allow the withdrawal of 6.14 acre-feet per year at 99 gallons per minute for Municipal use.

The applicant has informed me that the proposed non-domestic water well or water well battery is within the minimum required spacing interval of 660 or 960 feet, respectively, of my domestic well.

Having full knowledge of the above and without waiving any right to file an impairment complaint with the Chief Engineer, Division of Water Resources, I grant my permission to locate said well or well battery less than the minimum required spacing interval from my domestic well.

Dated at Yoder KS, Kansas, this 25 day of October 2017.

Signed by: *Paul Otto*
Domestic Well Owner

Witnessed by: Kristina Otto

Address: 2705 E Switzer Rd

Hutchinson KS 67501

Telephone: 620-960-1162

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NOV 06 2017

Equus Beds Groundwater
Management District No. 2

DOMESTIC WATER WELL OWNER
WATER WELL SPACING CONSENT FORM

K.A.R. 5-22-2(e)(4)

I, Charles B & Connie L Bellamy, own a domestic well at 25302 S Cedarview Dr.,
Name Domestic Water Well Owner Address
Mount Hope, KS, 67108-9686
City State Postal Code Telephone

to supply water for domestic needs and use. That said water well was drilled and constructed
on / /
MM DD YY

I understand and acknowledge that KS Dept WPT has either filed a change in
Applicant Name
point of diversion application on existing water permit # or new application
49728 for a water permit to withdraw or appropriate groundwater for non-domestic
beneficial use.

That the application described the location of a proposed non-domestic water well or water well
battery in the NE 1/4 NE 1/4 NE 1/4 of Section 30, Township 26 South,
Range 4 West, Reno County, and will allow the withdrawal of 6.14
acre-feet per year at 99 gallons per minute for Municipal use.

The applicant has informed me that the proposed non-domestic water well or water well battery
is within the minimum required spacing interval of 660 or 960 feet, respectively, of my domestic
well.

Having full knowledge of the above and without waiving any right to file an impairment
complaint with the Chief Engineer, Division of Water Resources, I grant my permission to locate
said well or well battery less than the minimum required spacing interval from my domestic well.

Dated at Mount Hope, Kansas, this 31 day of Oct 2017.

Signed by: Connie Bellamy
Domestic Well Owner

Witnessed by: Anna DeCicco

Address: 98-1 N. D. ...
... KS 67102

Telephone: 316-173-2131

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NOV 06 2017

Equus Beds Groundwater
Management District No. 2

DOMESTIC WATER WELL OWNER
WATER WELL SPACING CONSENT FORM

K.A.R. 5-22-2(e)(4)

I, James L & W Sue Byers, own a domestic well at 25213 S Cedarview Dr.,
Name Domestic Water Well Owner Address
Mount Hope, KS, 67108
City State Postal Code Telephone

to supply water for domestic needs and use. That said water well was drilled and constructed
on / / .
MM DD YY

I understand and acknowledge that KS Dept WPT Applicant Name has either filed a change in
point of diversion application on existing water permit # or new application
49728 for a water permit to withdraw or appropriate groundwater for non-domestic
beneficial use.

That the application described the location of a proposed non-domestic water well or water well
battery in the NE 1/4 NE 1/4 NE 1/4 of Section 30, Township 26 South,
Range 4 West, Reno County, and will allow the withdrawal of 6.14
acre-feet per year at 99 gallons per minute for Municipal use.

The applicant has informed me that the proposed non-domestic water well or water well battery
is within the minimum required spacing interval of 660 or 960 feet, respectively, of my domestic
well.

Having full knowledge of the above and without waiving any right to file an impairment
complaint with the Chief Engineer, Division of Water Resources, I grant my permission to locate
said well or well battery less than the minimum required spacing interval from my domestic well.

Dated at Kan, Kansas, this 31st day of October 2017.

Signed by: James L & W Sue Byers
Domestic Well Owner

Witnessed by: Mike Sathre

Address: 1000 NE 15th St
Cherokee KS 67025

Telephone: 716 942 3064

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NOV 06 2017

Equus Beds Groundwater
Management District No. 2

DOMESTIC WATER WELL OWNER
WATER WELL SPACING CONSENT FORM

K.A.R. 5-22-2(e)(4)

I, Jerome J Meyer Re Liv Tr. & Barbara H Rev Liv Tr., own a domestic well at 25307 S Cedarview Dr.,
Name Domestic Water Well Owner Address

Mount Hope KS 67108
City State Postal Code Telephone

to supply water for domestic needs and use. That said water well was drilled and constructed
on / /
MM DD YY

I understand and acknowledge that KS Dept WPT has either filed a change in
Applicant Name
point of diversion application on existing water permit # or new application
49728 for a water permit to withdraw or appropriate groundwater for non-domestic
beneficial use.

That the application described the location of a proposed non-domestic water well or water well
battery in the NE 1/4 NE 1/4 NE 1/4 of Section 30, Township 26 South,
Range 4 West, Reno County, and will allow the withdrawal of 6.14
acre-feet per year at 99 gallons per minute for Municipal use.

The applicant has informed me that the proposed non-domestic water well or water well battery
is within the minimum required spacing interval of 660 or 960 feet, respectively, of my domestic
well.

Having full knowledge of the above and without waiving any right to file an impairment
complaint with the Chief Engineer, Division of Water Resources, I grant my permission to locate
said well or well battery less than the minimum required spacing interval from my domestic well.

Dated at 25307 Cedarview Dr Kansas, this 30th day of October 2017.
MT Hope KS 67108
Signed by: Barbara H. Robben
Domestic Well Owner

Witnessed by: Daniel Robben

Address: 25307 Cedarview Dr
MT Hope KS 67108

Telephone: 316-765-2746

RECEIVED

NOV 06 2017

Equus Beds Groundwater
Management District No. 2

DOMESTIC WATER WELL OWNER
WATER WELL SPACING CONSENT FORM
K.A.R. 5-22-2(e)(4)

I, Jeffrey A & Kimberly A Graham, own a domestic well at 8802 E Boundary Rd.
Name Domestic Water Well Owner Address
Mt. Hope KS 67108 316-655-8623
City State Postal Code Telephone

to supply water for domestic needs and use. That said water well was drilled and constructed on 1 / 11 / 98
MM DD YY

I understand and acknowledge that KS Dept WPT has either filed a change in
Applicant Name
point of diversion application on existing water permit # 49728 or new application
49728 for a water permit to withdraw or appropriate groundwater for non-domestic
beneficial use.

That the application described the location of a proposed non-domestic water well or water well
battery in the NE 1/4 NE 1/4 NE 1/4 of Section 30, Township 26 South,
Range 4 West, Reno County, and will allow the withdrawal of 6.14
acre-feet per year at 99 gallons per minute for Municipal use.

The applicant has informed me that the proposed non-domestic water well or water well battery
is within the minimum required spacing interval of 660 or 960 feet, respectively, of my domestic
well.

Having full knowledge of the above and without waiving any right to file an impairment
complaint with the Chief Engineer, Division of Water Resources, I grant my permission to locate
said well or well battery less than the minimum required spacing interval from my domestic well.

Dated at 8802 E. Boundary Rd. Kansas, this 30th day of Oct. 2017.
Mt. Hope Signed by: Jeffrey A. Graham
Domestic Well Owner

Witnessed by: [Signature]
Address: 306 South Cedarway Dr.
Mt Hope KS 67108
Telephone: 620 899-3534

RECEIVED

NOV 06 2017

DOMESTIC WATER WELL OWNER
WATER WELL SPACING CONSENT FORM

K.A.R. 5-22-2(e)(4)

I, Jerome J Meyer Re Liv Tr. & Barbara H Rev Tr., own a domestic well at 25306 S Cedarview Dr.,
Name Domestic Water Well Owner Address

Mt. Hope, KS, 67108, 620-877-3537
City State Postal Code Telephone

to supply water for domestic needs and use. That said water well was drilled and constructed
on 09/1 1975
MM DD YY

I understand and acknowledge that KS Dept WPT has either filed a change in
Applicant Name
point of diversion application on existing water permit # 49728 or new application
49728 for a water permit to withdraw or appropriate groundwater for non-domestic
beneficial use.

That the application described the location of a proposed non-domestic water well or water well
battery in the NE 1/4 NE 1/4 NE 1/4 of Section 30, Township 26 South,
Range 4 West, Reno County, and will allow the withdrawal of 6.14
acre-feet per year at 99 gallons per minute for Municipal use.

The applicant has informed me that the proposed non-domestic water well or water well battery
is within the minimum required spacing interval of 660 or 960 feet, respectively, of my domestic
well.

Having full knowledge of the above and without waiving any right to file an impairment
complaint with the Chief Engineer, Division of Water Resources, I grant my permission to locate
said well or well battery less than the minimum required spacing interval from my domestic well.

Dated at 10-30-17, Kansas, this 30 day of October, 20 17.

25306 S. Cedarview Dr.
Mt. Hope Kansas 67109.
Signed by: [Signature]
Domestic Well Owner

Witnessed by: [Signature]

Address: 8865 E. Boundary Rd.

Mt. Hope, KS 67108

Telephone: 316-655-8623

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NOV 06 2017

Equus Beds Groundwater
Management District No. 2

**DOMESTIC WATER WELL OWNER
WATER WELL SPACING CONSENT FORM**

K.A.R. 5-22-2(e)(4)

I, Sheila E Martin, own a domestic well at 8815 E Boundary Rd,
Name Domestic Water Well Owner Address
Mount Hope KS 67108
City State Postal Code Telephone

to supply water for domestic needs and use. That said water well was drilled and constructed on / / .
MM DD YY

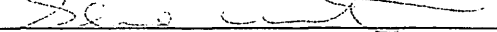
I understand and acknowledge that KS Dept WPT has either filed a change in
Applicant Name
point of diversion application on existing water permit # or new application # 49728 for a water permit to withdraw or appropriate groundwater for non-domestic beneficial use.

That the application described the location of a proposed non-domestic water well or water well battery in the NE 1/4 NE 1/4 NE 1/4 of Section 30, Township 26 South, Range 4 West, Reno County, and will allow the withdrawal of 6.14 acre-feet per year at 99 gallons per minute for Municipal use.

The applicant has informed me that the proposed non-domestic water well or water well battery is within the minimum required spacing interval of 660 or 960 feet, respectively, of my domestic well.

Having full knowledge of the above and without waiving any right to file an impairment complaint with the Chief Engineer, Division of Water Resources, I grant my permission to locate said well or well battery less than the minimum required spacing interval from my domestic well.

Dated at Hutchinson Kansas, this 2 day of 11 2017.

Signed by: 
Domestic Well Owner

Witnessed by: 

Address: 25030 Colorado St.

Telephone: 620-200-2640

RECEIVED

NOV 06 2017

**Equus Beds 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
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

December 15, 2017

RECEIVED

Chief Engineer, Division of Water Resources
Attn: Matt Meier
1320 Research Park Drive
Stafford, KS 67578

OCT 09 2018

Stafford Field Office
Division of Water Resources

Re: Appropriation Application No. 49728 – Kansas Department of Wildlife, Parks & Tourism (KDWP)

Dear Mr. Meier:

The referenced application was reviewed by the Equus Beds Groundwater Management District No. 2, Board of Directors at the December 13, 2017, meeting. District staff and the applicant presented information regarding the application. 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. 49728 proposes 6.14 acre-feet at 99 gallons per minute for municipal use from an existing unpermitted well located in the Northeast quarter of the Northeast quarter of the Northeast quarter (5403'N & 859'W), Section 30, Township 26 South, Range 4 West, Reno County.
2. Application No. 49728 proposed municipal use is to supply water for 60 campsites and 3 bath/shower houses at Cheney State Park.
3. The proposed well is an existing well drilled and constructed in 1993 and has been used to supply water to the campsites and bath/shower houses.
4. The application does not comply with the Well Spacing Regulation K.A.R. 5-22-2(a)(2), as the proposed point of diversion is located less than the required minimum spacing distance of 660 feet to eleven domestic wells.
5. The applicant has provided the District with copies of signed domestic water well spacing consent forms for nine of the eleven domestic wells within 660 feet of the proposed well.
6. The applicant advised that the remaining two domestic well owners within 660 feet of the proposed well could not be contacted or did not respond to the applicant.
7. The application complies with the Safe Yield Rule and Regulation K.A.R. 5-22-7(a).
8. Hydrologic data indicates that bedrock is at or near the land surface at the proposed well site. Water yielding sands and gravels are not present at this location. Water is produced from drainage into the well borehole and from fractures in the shale bedrock.
9. The past operation of the well proposed by the application has had no known detrimental impacts to nearby wells.
10. The proposed quantity and pumping rate are minimal and operation of the well is intermittent and seasonal.
11. A drawdown calculation using the proposed quantity and rate of 6.14 AF and 99 GPM pumped continuously indicate that drawdown at nearby domestic wells would be minimal or non-existent.
12. The minimal drawdown created by pumping of the proposed well will not impair existing senior domestic points of diversion.

13. 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 Application No. 49728 be granted an exception to the Well Spacing Rule and Regulation K.A.R. 5-22-2(a)(2), and the application 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/rw

Enclosure

pc: Kansas Department of Wildlife, Parks & Tourism (KDWPT), Applicant & Landowner

APPLICATION REVIEW INFORMATION

NAME KS Dept Wildlife, Parks & Tourism APPLICATION NO. 49728
 ADDRESS 1020 S.Kansas Ave NEW APPL. X
Topeka, Kansas 66612 COUNTY Reno TRACT NE-NE-NE
 WELL LOCATION S 30 T 26S R 4W
 CHG. P/U _____
 CHG. P/D _____
 CHG. USE _____
 QUANT 6.14 AF/Y RATE 99 GPM
 WELL SPACING D<660', ND>1320'

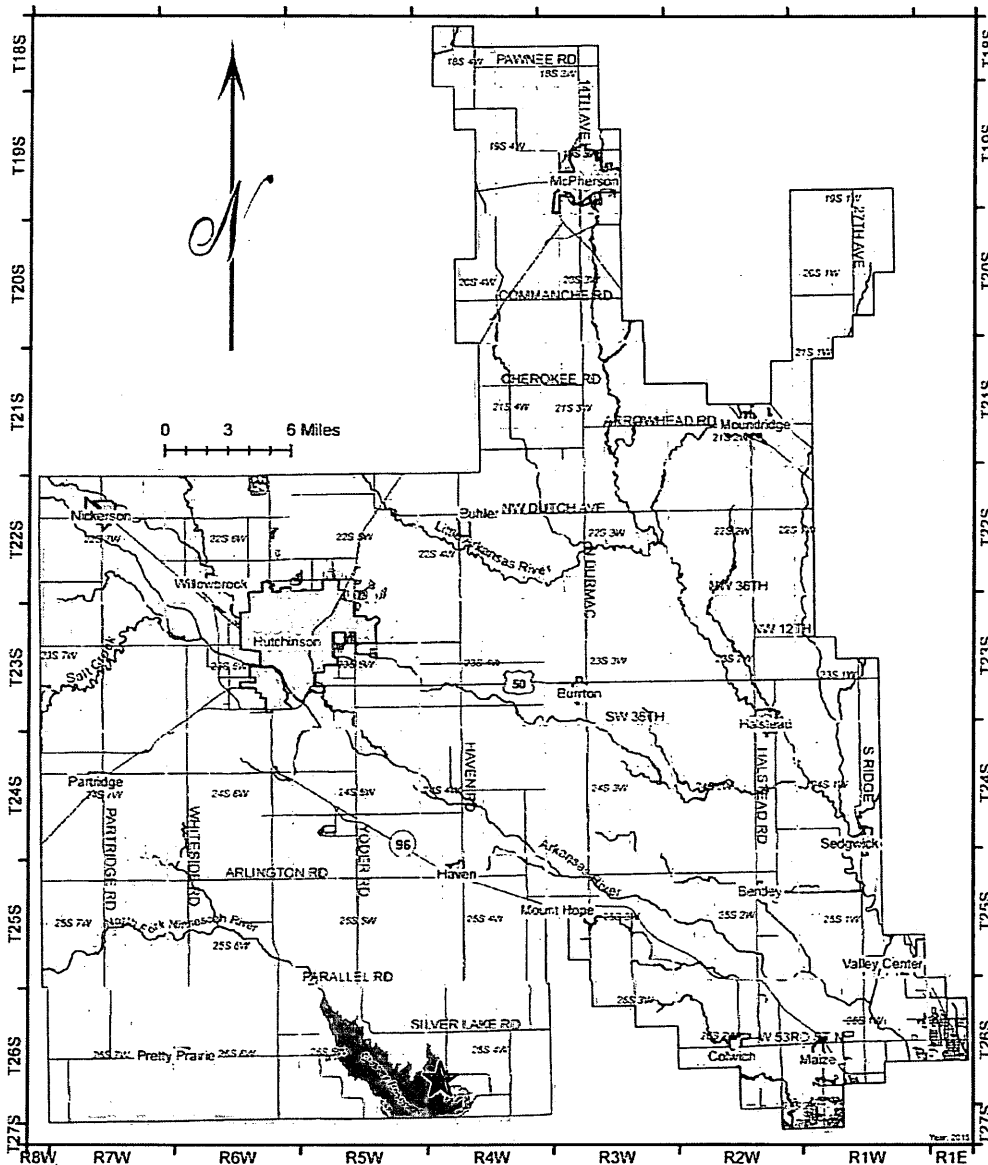


Figure 1. General location of application within the District indicated by the star.

ISSUE:

The application does not comply with the Districts' Well Spacing Rule and Regulation K.A.R. 5-22-2(a)(2). The applicant has requested exceptions to the regulation.

BACKGROUND INFORMATION:

NOV 10, 2016 – The applicant filed a new water permit application for 6.14 acre-feet at 99 gallons per minute for municipal use from an existing unpermitted well located in the Northeast quarter of the Northeast quarter of the Northeast quarter (5403'N & 859'W), Section 30, Township 26 South, Range 4 West, Reno County (Figures 1-3).

SEP 11, 2017 – In response to a request from the Division of Water Resources (DWR), District Staff reviewed the application using the adopted management program, and rules and regulations. The review found that the application did not comply with the Well Spacing Rule and Regulation K.A.R. 5-22-2(a)(2), as 11 domestic wells are located within 660 feet of the proposed well. Based on the District's review, the application was recommended for denial.

OCT 10, 2017 – The applicant filed an appeal petition with the District, pursuant to K.A.R. 5-22-12 (Attachment A), and requested additional time to attempt to obtain signed well spacing consent forms from owners of domestic wells within 660 feet of No. 49728 proposed well.

NOV 6, 2017 – The applicant provided to the District nine signed domestic well spacing consent forms and advised that the remaining two domestic well owners could not be contacted.

DEC 5, 2017 – The applicant was notified by emailed letter that the appeal was scheduled for hearing by the Board of Directors at the December 13, 2017, meeting.

FINDINGS:

The application was reviewed using the District's Aquifer Management Program and Rules and Regulations, K.A.R. 5-22-1 through K.A.R. 5-22-17.

The Division of Water Resources received three requests for additional information and one opposition comment from surrounding well owners.

Application No. 49728 proposes 6.14 acre-feet per year at a maximum rate of 99 gallons per minute for municipal use for 60 campsites and 3 bath/shower houses at Cheney State Park.

The proposed well is an existing well. The existing well was drilled and constructed in 1993 (Attachment B) and has been used to provide water to the campsites and bath/shower houses. Due to some confusion, a water permit application was not filed for the well and the municipal use until Application No. 49728 was filed in 2016.

The application does not comply with the Well Spacing Regulation K.A.R. 5-22-2(a)(2), as the proposed point of diversion is located less than the required minimum spacing distance of 660 feet to eleven domestic wells (Figure 2).

OCT 09 2018

Equus Beds Groundwater Management District No. 2

11 Domestic Well Owners Within 660 Feet of
Proposed Point of Diversion No. 49728

Stafford Field Office
Division of Water Resources

Numbers correspond to Names and Addresses listed on attached sheet

Prepared By: Stephen Flaherty Date: 9/28/2017

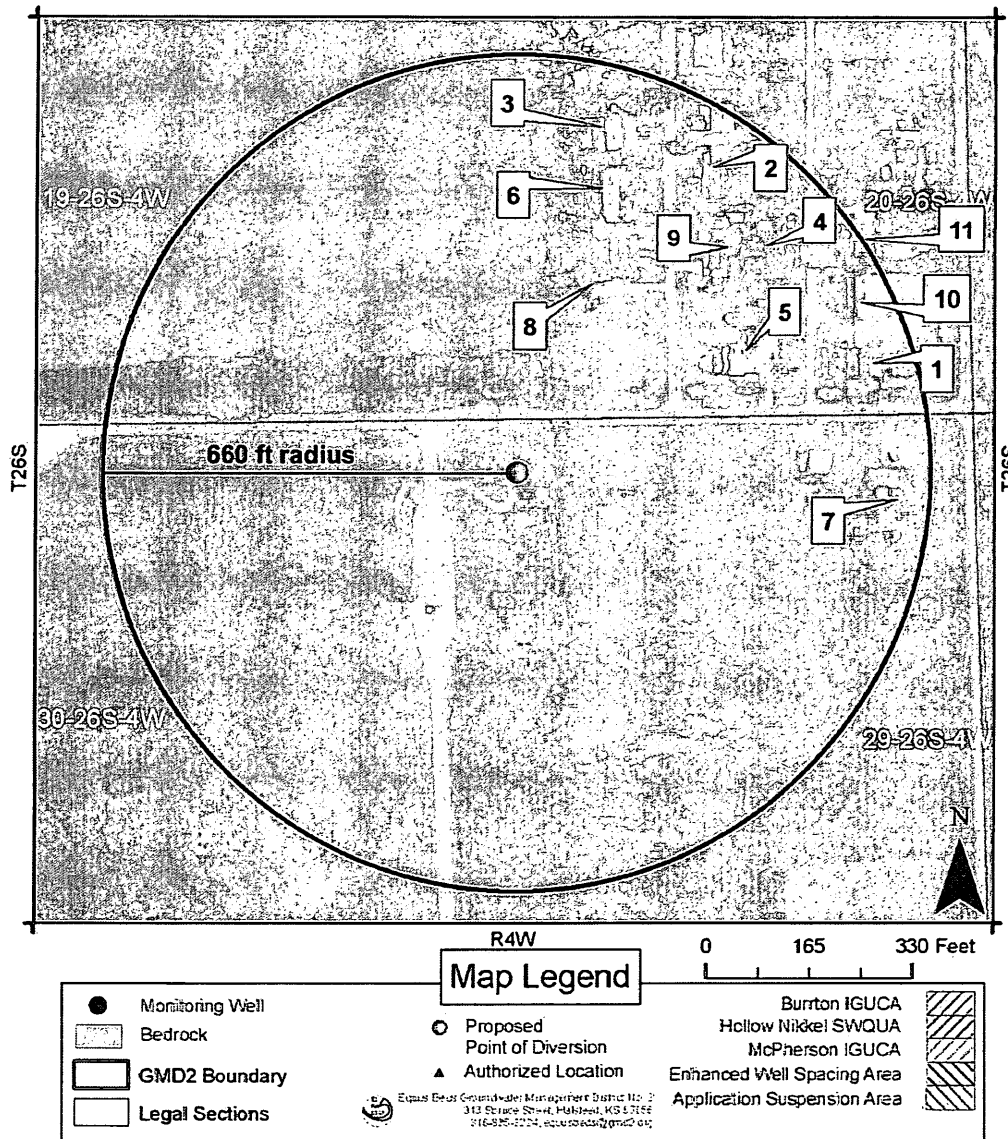


Figure 2. Spacing evaluation map showing 11 surrounding well owners with 660 feet.

On November 6, 2017, the applicant advised (Attachment C) that nine of the eleven owners with domestic wells within 660 feet of the proposed well had signed domestic water well spacing consent forms. The applicant advised that one domestic well owner lives in Texas and a letter was sent to the well owner, but there had been no response. The applicant advised that multiple attempts were made by phone and in person to contact the other well owner, but all attempts were unsuccessful.

The applicant's October 10, 2017, appeal letter (Attachment A), advised:

1. The proposed well is an existing well and has been in operation since 1993 with no apparent negative impact to existing nearby domestic wells.
2. The proposed quantity and pumping rate are minimal.
3. The well's use is intermittent and seasonal to supply water to a campground area.

The application complies with Safe-Yield Rule and Regulation K.A.R. 5-22-7. Total appropriations including the proposed application totaled 13.64 acre-feet, which is 8.86 acre-feet below the maximum allowable quantity of 22.5 acre-feet for the area of consideration (2 mile circle) (Figures 3 & 4). Much of the area of consideration is excluded from the safe yield calculation due to bedrock outcrop and Cheney Reservoir.

Equus Beds Groundwater Management District No. 2

PRELIMINARY SAFETYIELD EVALUATION NO. 49728
 LOCATION: NWNENE (5403'N & 859'W) 30-26S-04W, Reno County

Prepared By: Stephen Flaherty Date: 12/7/2017

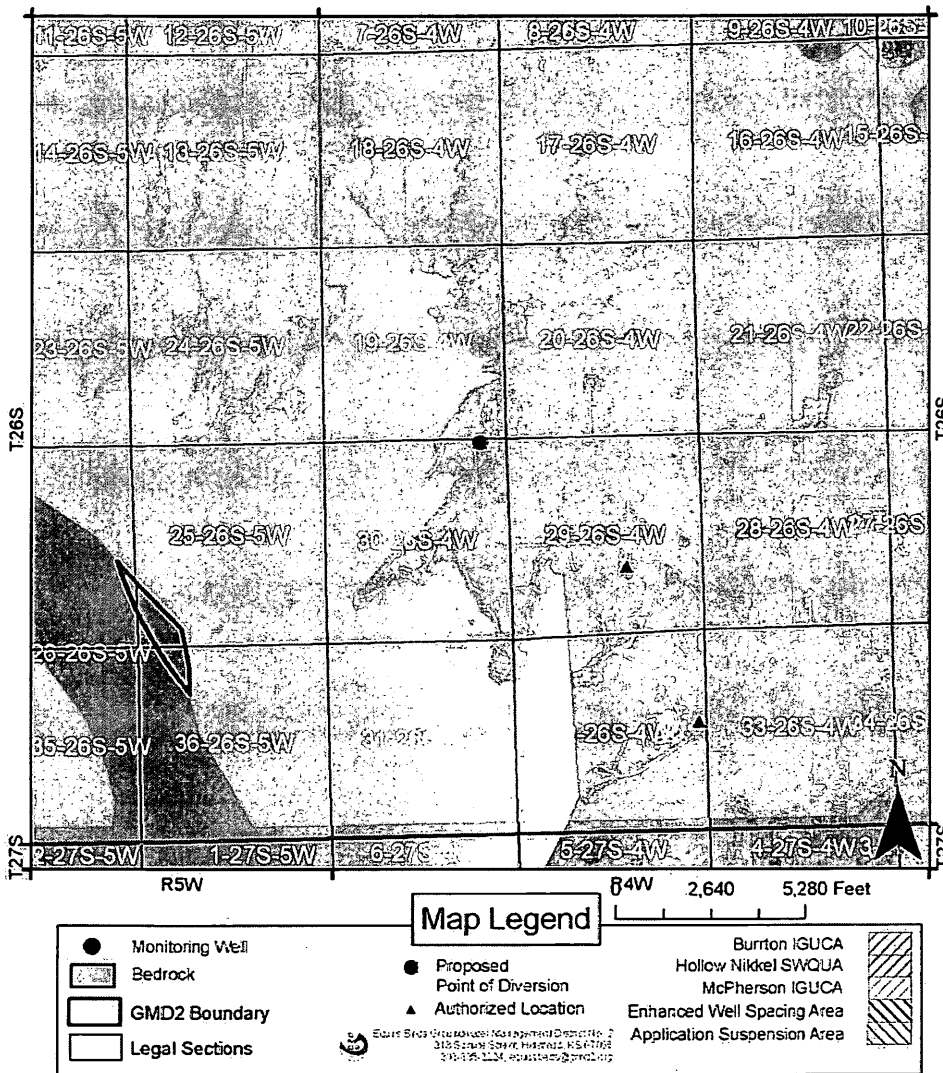


Figure 3. Safe yield evaluation map. Bedrock is excluded from the 2 mile safe yield circle.

PRELIMINARY SAFETYIELD EVALUATION NO. 49728							
LOCATION: NWNENE (5403'N & 859'W) 30-26S-04W, Reno County							
SPECIAL USE AREA: None							
EVALUATION DATE:- 12/7/2017							
Total Areas: 45 acres; Area in 3 inch discharge zone: 0 acres; Area in 6 inch discharge zone: 45 acres							
FILE_ID	WELL_ID	TOWNSHIP	RANGE	SECTION	QUALIFIER	USE	AUTHQUANTITY
A03135600	1764	26S	04W	29	18362090	4	3.07
A03135600	1765	26S	04W	32	29400240	4	0
A049506A0	3627	26S	04W	32	29400240	4	4.43
P04972800P	3729	26S	04W	30	54030859	4	6.14
Allowable Appropriations		22.5		Total Existing Appropriation		13.64	
Small User Quantity		0		Non Consumptive Appropriations		0	
Remaining SUQ		45		Consumptive Appropriations		13.64	
<i>Note- Values are in acre-feet</i>				Available Appropriations		8.86	

Figure 4. Itemized safe yield results.

Hydrologic data indicates that bedrock is at or near the land surface at the proposed well site. The driller's log (Attachment B) for the proposed well indicates topsoil from land surface to two feet below land surface and shale (bedrock) from 2 to 60 feet below land surface, with a static water level of 13 feet below land surface when the well was drilled in 1993. Water yielding sands and gravels are not present at this location. Water is produced from drainage into the well borehole and from fractures in the shale bedrock.

The nearest observation well to the application, EB119C, is located approximately 4 miles northeast of the proposed well. Depth to water measurements have been recorded at EB119C from August 13, 1991 to October 27, 2017 (Figure 5). Depth to water fluctuated between 10.94 and 21.25 feet below land surface for the record period. Groundwater level measurements at EB119CA indicate a stable to slightly positive groundwater elevation trend (Figure 5).

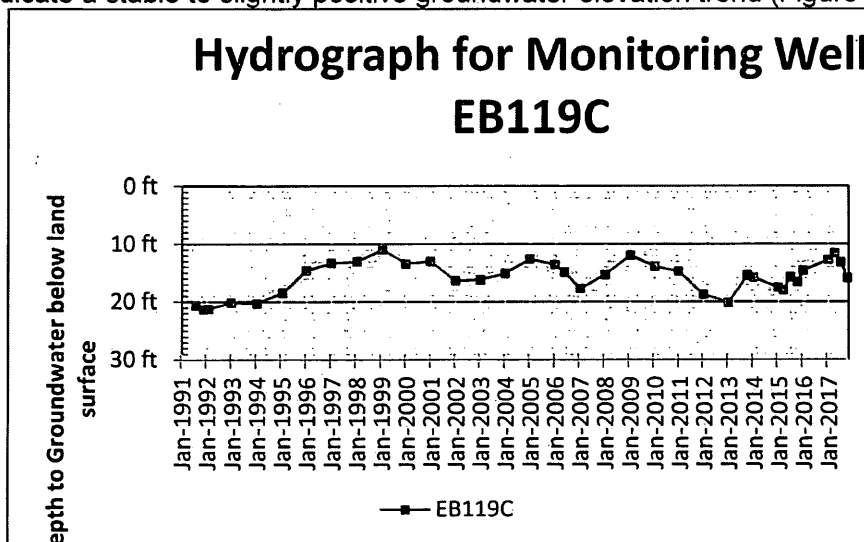


Figure 5 -Hydrograph of the water level measurements taken at EB119C
Location: 10, T26S, R4W, Reno County

The Theis drawdown calculation method indicates that drawdown at the nearest house located approximately 300- 350 feet from the proposed well would be approximately 0 feet. The solution was calculated assuming the entire quantity of 6.14 acre feet will be pumped continuously at 99 gallons per minute (Figure 6). Note: In cases where the well is completed in bedrock such as No. 49728 proposed well, the drawdown is essentially confined to the well borehole.

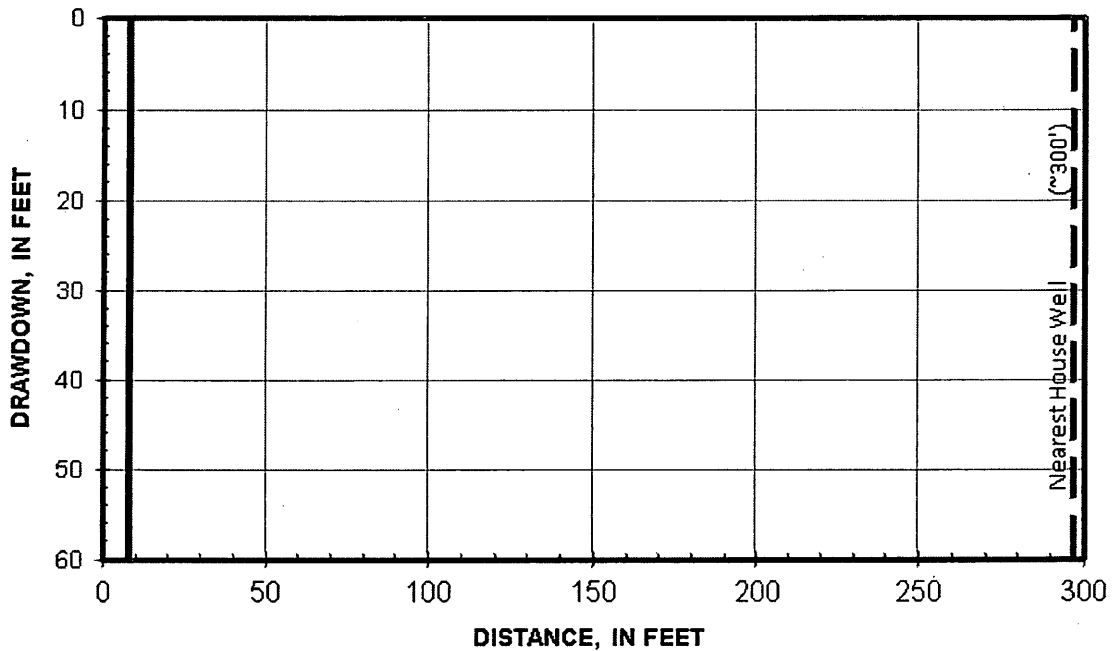


Figure 6 – Theis drawdown calculation and input parameters listed below

Q (pumping rate)=	99	gpm
S (storativity) =	1E-12	
T (transmissivity) =	1E-13	ft ² /d
t (Time) =	0.19	years

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.

RECEIVED

AGENDA ITEM 6a

OCT 09 2018

STAFF RECOMMENDATION:

Stafford Field Office
Division of Water Resources

Based on District findings and information provided by the applicant that:

1. Application No. 49728 proposes 6.14 acre-feet at 99 gallons per minute for municipal use from an existing unpermitted well located in the Northeast quarter of the Northeast quarter of the Northeast quarter (5403'N & 859'W), Section 30, Township 26 South, Range 4 West, Reno County.
2. Application No. 49728 proposed municipal use is to supply water for 60 campsites and 3 bath/shower houses at Cheney State Park.
3. The proposed well is an existing well drilled and constructed in 1993 and has been used to supply water to the campsites and bath/shower houses.
4. The application does not comply with the Well Spacing Regulation K.A.R. 5-22-2(a)(2), as the proposed point of diversion is located less than the required minimum spacing distance of 660 feet to eleven domestic wells.
5. The applicant has provided the District with copies of signed domestic water well spacing consent forms for nine of the eleven domestic wells within 660 feet of the proposed well.
6. The applicant advised that the remaining two domestic well owners within 660 feet of the proposed well could not be contacted or did not respond to the applicant.
7. The application complies with the Safe Yield Rule and Regulation K.A.R. 5-22-7(a).
8. Hydrologic data indicates that bedrock is at or near the land surface at the proposed well site. Water yielding sands and gravels are not present at this location. Water is produced from drainage into the well borehole and from fractures in the shale bedrock.
9. The past operation of the well proposed by the application has had no known detrimental impacts to nearby wells.
10. The proposed quantity and pumping rate are minimal and operation of the well is intermittent and seasonal.
11. A drawdown calculation using the proposed quantity and rate of 6.14 AF and 99 GPM pumped continuously indicate that drawdown at nearby domestic wells would be minimal or non-existent.
12. The minimal drawdown created by pumping of the proposed well will not impair existing senior domestic points of diversion.
13. 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.

Staff Recommends:

That an exception to the Well Spacing Rule and Regulation K.A.R. 5-22-2(a)(2), be granted and the application be recommended for approval



Office of the Secretary
1020 S Kansas Ave., Suite 200
Topeka, KS 66612-1327

Phone: (785) 296-2281
Fax: 785-296-6953
www.ksoutdoors.com

Robln Jennison, Secretary

Sam Brownback, Governor

October 10, 2017

To the District Board of Directors:
Attn: Tim Boese

Appropriation application file number 49728-KDWPT

We would currently like to request to appeal the District's recommendation of denial and would like to request a waiver of the District's Well Spacing regulation K.A.R. 5-22-2(a)(2). We believe that a waiver should be granted for the following reasons:

- The well proposed by the application is an existing well and has been in operation since 1993.
- The proposed quantity and rate are relatively minimal.
- The well has been in operation since 1993 with no known negative impact to existing nearby domestic wells.
- The well's use is intermittent and seasonal that supply water to the East Shore Area campground sites.

We are currently trying to obtain signed well spacing consent forms from the 11 homeowners within 660 feet radius of our well. Since some of the well owners don't live in the area we have requested additional 30 days to obtain their sign consent forms. If we cannot obtain all of the well owners sign consent forms within the extension, we would like to request that the District Board hear our appeal.

Sincerely,

Jodie Pogge, P.E.
Engineering Project Designer

Kansas Department of Wildlife, Parks & Tourism
1020 S Kansas Ave, Suite 200
Topeka, KS 66612-1327

Cell: (785) 608-1994
Telephone: (785) 296-2734
Email: jodie.pogge@ks.gov

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OCT 10 2017

Equus Beds Groundwater
Management District No. 2

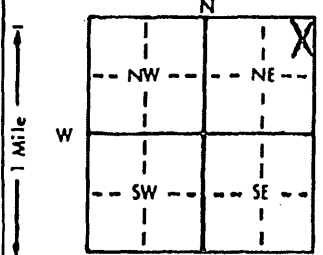
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49,728
Attachment B
OCT 09 2016

WATER WELL RECORD Form WWC-5 KSA 82a-1212

1 LOCATION OF WATER WELL: Fraction NE 1/4 NE 1/4 NE 1/4 Section Number 30 Township Number T 26 Range Number R 10
 County: Beno Division of Water Resources
 Distance and deflection from nearest town or city street address of well if located within city?
3 miles west of St. Joe Kansas

2 WATER WELL OWNER: Wildlife & Parks Dept
 RR#, St. Address, Box #: Rt 2 Box 51A Board of Agriculture, Division of Water Resources
 City, State, ZIP Code: Pratt KS, 67124 Application Number:

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

 4 DEPTH OF COMPLETED WELL: 100 ft. ELEVATION:
 Depth(s) Groundwater Encountered ft. 2 ft. 3 ft.
 WELL'S STATIC WATER LEVEL 13 ft. below land surface measured on 9-2-93
 Pump test data: Well water was ft. after hours pumping gpm
 Est. Yield gpm: Well water was ft. after hours pumping gpm
 Bore Hole Diameter 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 Monitoring 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

5 TYPE OF BLANK CASING USED:
 1 Steel 3 RMP (SR) 5 Wrought iron 8 Concrete tile CASING JOINTS: Glued X Clamped
2 PVC 4 ABS 6 Asbestos-Cement 9 Other (specify below) Welded
 Blank casing diameter 5 in. to 18 ft., Dia in. to ft., Dia in. to ft.
 Casing height above land surface 12 in., weight 2.60 lbs./ft. Wall thickness or gauge No. 160 PSI
 TYPE OF SCREEN OR PERFORATION MATERIAL:
 1 Steel 3 Stainless steel 5 Fiberglass 8 RMP (SR) 11 Other (specify)
 2 Brass 4 Galvanized steel 6 Concrete tile 9 ABS 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 18 ft. to 60 ft., From ft. to ft.
 GRAVEL PACK INTERVALS: From 18 ft. to 60 ft., From ft. to ft.

6 GROUT MATERIAL: 3 1 Neat cement 2 Cement grout 3 Bentonite 4 Other
 Grout intervals: From 3 ft. to 18 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 Soapage pit 9 Feedyard 12 Fertilizer storage 16 Other (specify below)
cherry reservoir
 Direction from well? West How many feet? 1500

FROM	TO	LITHOLOGIC LOG	FROM	TO	PLUGGING INTERVALS
0	2	top soil			
2	100	shale			

RECEIVED

WATER RESOURCES RECEIVED

WATER RESOURCES RECEIVED

JUL 27 2017

NOV 07 2016

NOV 08 2016

Equal Beds Groundwater Management District No. 2

KS DEPT OF AGRICULTURE

KS DEPT OF AGRICULTURE

7 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) 9-2-93 and this record is true to the best of my knowledge and belief. Kansas Water Well Contractor's License No. 318 This Water Well Record was completed on (mo/day/yr) 9-14-93 under the business name of Weninger Drilling Inc by (signature) Susan A. Weninger

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 three copies to Kansas Department of Health and Environment, Bureau of Water, Topeka, Kansas 66620-0001. Telephone: 913-296-5545. Send one to WATER WELL OWNER and retain one for your records.

SCANNED

Tim Boese

From: Pogge, Jodie [KDWP] [Jodie.Pogge@KS.GOV]
Sent: Monday, November 06, 2017 5:12 PM
To: Tim Boese
Cc: Workman, Todd [KDWP]; Satterlee, Mike [KDWP]
Subject: appeal application file no 49728-KDWP
Attachments: Signed Consent Forms.pdf

Tim,

Please see attached signed 9 of 11 consent forms. Please let me know if you have any trouble with these.

As I said on the phone, we will continue to make contact with the 2 individuals that we haven't gotten in touch with until the December Board Meeting, which I have placed on our calendars as December 13, 2017 at 9:30 a.m. with a location to be determined. Please let me know if that changes. Mike Satterlee, the Park Manager at Cheney, has reached out to the remaining 2, Harold Dodson and Erin Baker. Erin Baker resides in Texas and has been mailed the form and as for Dodson, Mike has visited the residence multiple times and has also tried to make telephone contact to no avail. In regards to the phone, it also indicates that the mailbox is full and a message cannot be left.

We would like nothing more than to show up at the board meeting with all 11 consent forms in hand, but being as it stands now, we are unsure if we will be able to do that, but it cannot go without saying that we tried.

I have included Mike on this email and if you have any specific questions about our attempts, please let Mike know.

Thank you kindly!

Jodie Pogge, P.E.
Engineering Project Designer

Kansas Department of Wildlife, Parks & Tourism
1020 S Kansas Ave, Suite 200
Topeka, KS 66612-1327

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Telephone: (785) 296-2734
Email: jodie.pogge@ks.gov

"La cura para cualquier cosa es el agua salada - sudor, lágrimas o el mar!"

Draft

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

M E M O R A N D U M

TO: Files

DATE: November 2, 2018

FROM: Matt Meier

RE: Application, File No. 49,728

The Kansas Department of Wildlife, Parks & Tourism (KDWPT) has filed the above referenced application proposing to appropriate groundwater for municipal use, requesting a one (1) well, a quantity of 2 million gallons, and a diversion rate of 99 gallons per minute. The proposed point of diversion is to be located in the Northwest Quarter of the Northeast Quarter of the Northeast Quarter (NW¼ NE¼ NE¼) of Section 30, Township 26 South, Range 4 West in Reno County. The proposed point of diversion is located in the North Fork Ninnescah River drainage basin within the boundaries of Equus Beds Groundwater Management District No. 2. There are no Water Rights overlapping the proposed point of diversion or place of use. The proposed place of use is owned by the KDWPT. The applicant has signed the application form stating that they have legal access to the point of diversion. The pending application is to cover a currently illegal well and bring it into compliance.

The applicant identified 19 domestic wells within one-half mile of the proposed point of diversion and four non-domestic wells (which are owned by the applicant). Notification letters were sent out on May 26, 2017. Telephone calls were received from domestic well owners Shelia Martin, Kim Gram & Marie Sober to obtain more information about the application. Larry Webb also called in to state he was against approval of the application. According to the WRIS database, the nearest non-domestic point of diversion (File No. 31356) is approximately 5,256 feet away. The nearest domestic wells are located less than 660' feet away. The proposed point of diversion fails to meet minimum well spacing to all existing wells. For a single well, K.A.R. 5-22-2 requires a minimum spacing distance from all non-domestic wells of 1,320 feet and minimum spacing to domestic wells of 660 feet. Spacing consent forms were obtained from the majority of the domestic well owners and sent to Equus Beds Groundwater Management District No. 2 (GMD#2).

A well log submitted with the application shows the well was completed in 1993 and has topsoil from 0 to 2 feet, and shale from 2 to 60 feet below ground. The static water level located at 3 feet and the well was screened from 18 to 60 feet.

The 2 million gallons is being requested for 3 bath/shower houses and 60 campsites.

A copy of the application was submitted to Equus Beds Groundwater Management District No. 2 on July 21, 2017. On September 11, 2017 GMD#2 sent the applicant a denial letter stating that the application failed. The applicant appealed the recommendation on October 20, 2017 which GMD#2 accepted on October 12, 2017. The application was reviewed by GMD#2 Board of Directors at their December 13, 2017 meeting. The Board recommended that Application No. 49728 be granted an exception to the Well Spacing Rule and Regulation K.A.R. 5-22-2(a)(2), and that the application be approved.

In accordance with K.S.A. 82a-706c, the Chief Engineer retains full authority to require any water user to install meters, gages, or other measuring devices, which devices he or she or his or her agents may read at any time. Water flowmeter requirements are further described in K.A.R. 5-1-4 through K.A.R. 5-1-12. If any chemical or foreign substance is injected into the water pumped under this permit, a check valve will also need to be installed.

Kansas Department of Wildlife, Parks & Tourism (KDWPT)
File No. 49,728
Page 2

The proposed application is subject to minimum desirable streamflow requirements. The applicant signed, notarized, and returned the required form to our office.

Based on the above discussion, the area is open to new appropriations, the application meets safe yield and spacing criteria, and was recommended for approval by GMD#2, it is recommended that the referenced applications be approved.

Matt Meier
Environmental Scientist
Permits Unit

*Consent w/ Recommendation w/ this one
JL W.C.*


Kansas
Department of Agriculture
Division of Water Resources

Stafford Field Office
300 S. Main Street
Stafford, Kansas 67578-1521

Jackie McClaskey, Secretary
David W. Barfield, Chief Engineer
Jeff Lanterman, Water Commissioner

Phone: (620) 234-5311
Fax: (620) 234-6900
www.agriculture.ks.gov

Sam Brownback, Governor

May 26, 2017

Sheila E Martin
12 Countryside RD
Hutchinson, KS 67502

Re: Pending Application, File No. 49,728

Dear Sir or Madam:

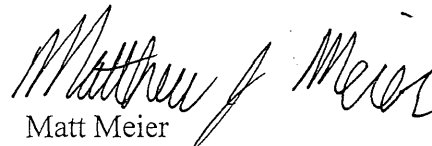
This is to advise you that the Kansas Department of Wildlife, Parks, & Tourism has filed the application referred to above for a permit to appropriate 2 million gallons of groundwater per calendar year for municipal use to be diverted at a maximum rate of 99 gallons per minute. The proposed point of diversion for 49,728 is one (1) well, which located as follows:

In the Northeast Quarter of the Northeast Quarter of the Northeast Quarter of Section 30, Township 26 South, Range 4 West, Reno County, Kansas.

A map is enclosed indicating the location of the proposed well. Records in this office indicate that you may have a well or wells in this vicinity and you are notified of receipt of this application in order that you may be fully informed of the proposed location of the applicant's point of diversion and proposed use of water. Consideration will be given to comments or other information which you desire to submit to this office **within 15 days** from the date of this letter.

If you have any questions or comments, you may also contact me at (620) 234-5311. If you call, please reference the file number so I can help you more efficiently. Mailed comments can be sent to the Stafford Field Office at 300 S. Main St. Stafford, KS 67578-1521.

Sincerely,



Matt Meier
Environmental Scientist
Water Appropriations Program

Enclosure

pc:

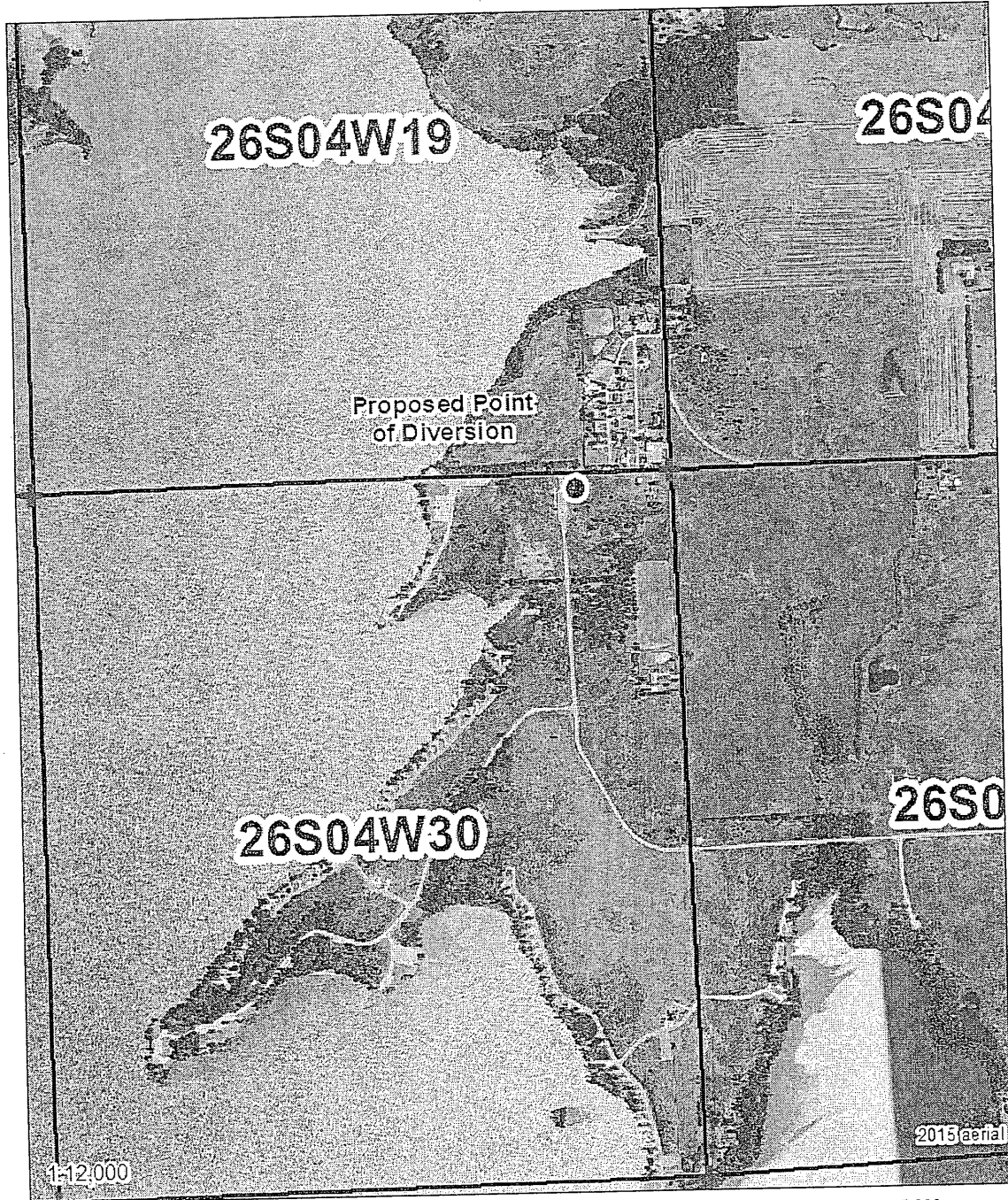
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Kansas

Department of Agriculture
Division of Water Resources

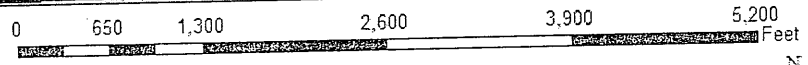
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Sam Brownback, Governor



Legend

- Section Corners
- Section Lines



Proposed Water Appropriation, File No. 49,728
30-26S-4W
Reno County



MJM-DWR 5/25/17


Kansas
Department of Agriculture
Division of Water Resources

Stafford Field Office
300 S. Main Street
Stafford, Kansas 67578-1521
Jackie McClaskey, Secretary
David W. Barfield, Chief Engineer
Jeff Lanterman, Water Commissioner

Phone: (620) 234-5311
Fax: (620) 234-6900
www.agriculture.ks.gov
Sam Brownback, Governor

May 26, 2017

Rhonda Kane Living Trust
25719 S Willison Rd
Mount Hope, KS 67108

Re: Pending Application, File No. 49,728

Dear Sir or Madam:


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Sincerely,


Matt Meier
Environmental Scientist
Water Appropriations Program

Enclosure

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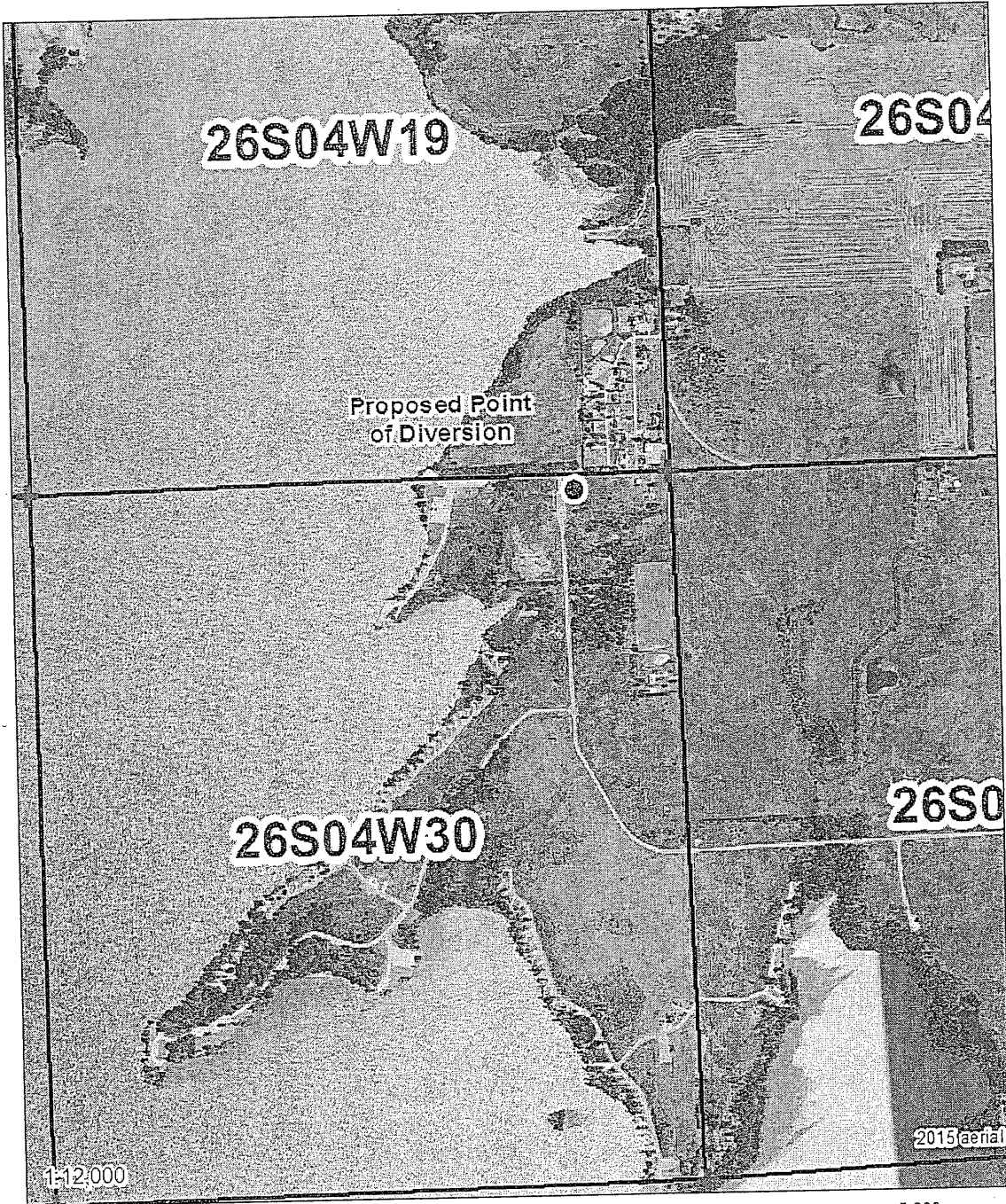
SCANNED

Kansas

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MJM-DWR 5/25/17

Proposed Water Appropriation, File No. 49,728
30-26S-4W
Reno County



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Sam Brownback, Governor

May 26, 2017

Justin Falk
25110 S Willison Rd
Mount Hope, KS 67108

Re: Pending Application, File No. 49,728

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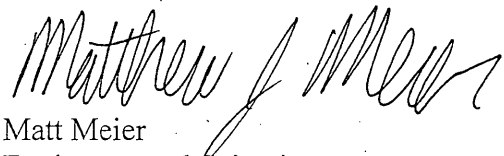
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Sincerely,



Matt Meier
Environmental Scientist
Water Appropriations Program

Enclosure

pc:

SCANNED

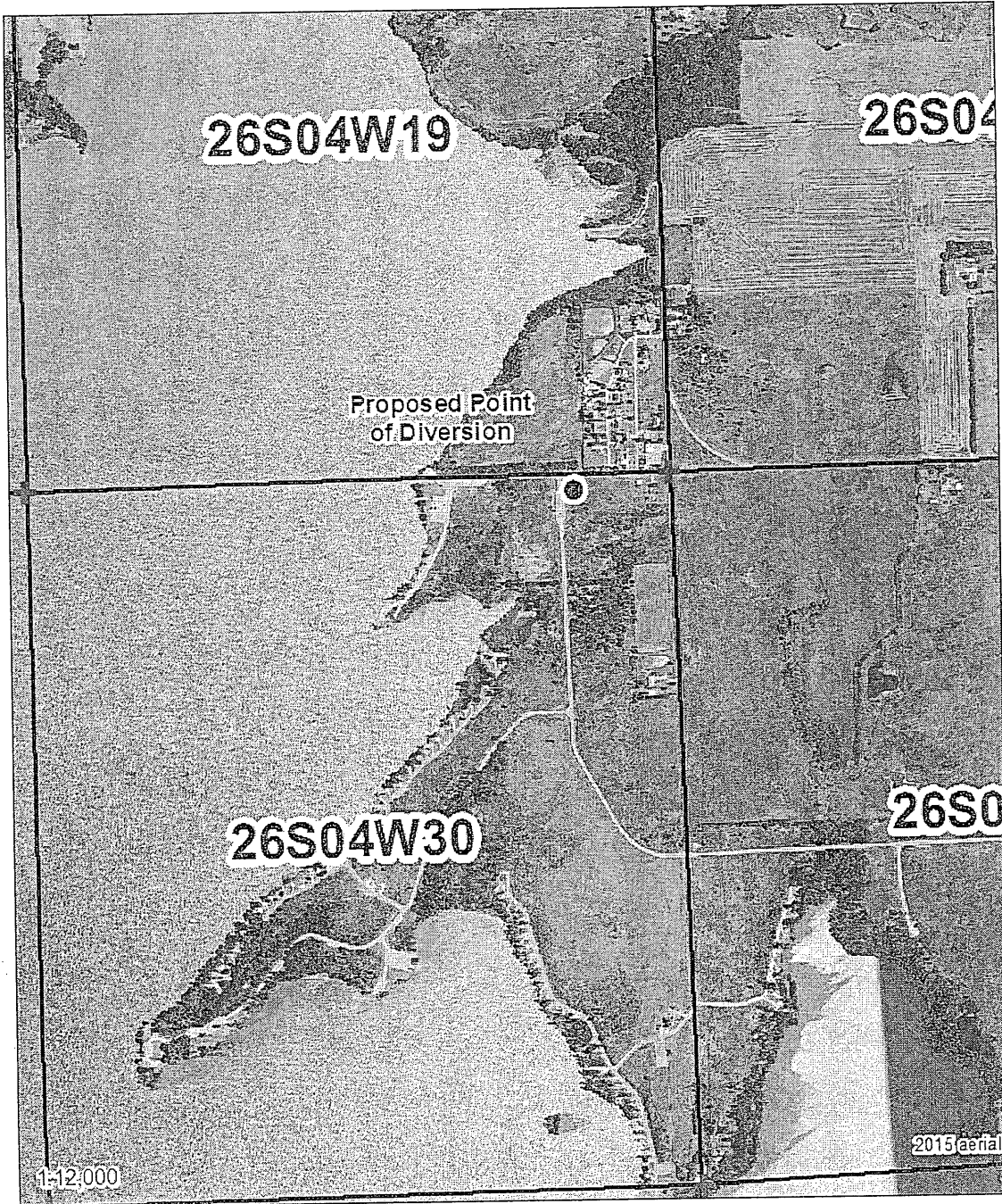
Kansas

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Proposed Water Appropriation, File No. 49,728
30-26S-4W
Reno County



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Fax: (620) 234-6900
www.agriculture.ks.gov
Sam Brownback, Governor

May 26, 2017

Edward Lynn Baker
8814 E Boundary Rd
Mount Hope, KS 67108

Re: Pending Application, File No. 49,728

Dear Sir or Madam:

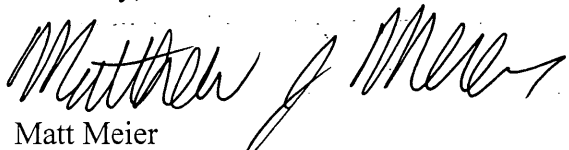
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Sincerely,



Matt Meier
Environmental Scientist
Water Appropriations Program

Enclosure

pc:

Kansas

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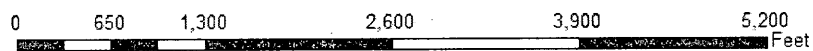
Sam Brownback, Governor



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MJM-DWR 5/25/17



Proposed Water Appropriation, File No. 49,728
30-26S-4W
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Sam Brownback, Governor

May 26, 2017

Timothy Howard
8814 E Cedarview Dr
Mount Hope, KS 67108

Re: Pending Application, File No. 49,728

Dear Sir or Madam:

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Sincerely,



Matt Meier
Environmental Scientist
Water Appropriations Program

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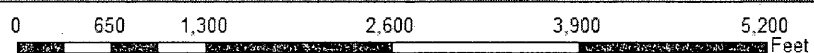
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MJM-DWR 5/25/17



Proposed Water Appropriation, File No. 49,728
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www.agriculture.ks.gov
Sam Brownback, Governor

May 26, 2017

Bobby & Denis Appelhans
25210 S Cedarview Dr
Mount Hope, KS 67108

Re: Pending Application, File No. 49,728

Dear Sir or Madam:

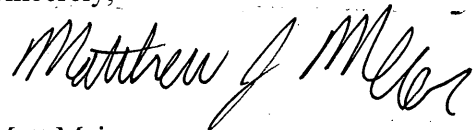
This is to advise you that the Kansas Department of Wildlife, Parks, & Tourism has filed the application referred to above for a permit to appropriate 2 million-gallons of groundwater per calendar year for municipal use to be diverted at a maximum rate of 99 gallons per minute. The proposed point of diversion for 49,728 is one (1) well, which located as follows:

In the Northeast Quarter of the Northeast Quarter of the Northeast Quarter of Section 30, Township 26 South, Range 4 West, Reno County, Kansas.

A map is enclosed indicating the location of the proposed well. Records in this office indicate that you may have a well or wells in this vicinity and you are notified of receipt of this application in order that you may be fully informed of the proposed location of the applicant's point of diversion and proposed use of water. Consideration will be given to comments or other information which you desire to submit to this office **within 15 days** from the date of this letter.

If you have any questions or comments, you may also contact me at (620) 234-5311. If you call, please reference the file number so I can help you more efficiently. Mailed comments can be sent to the Stafford Field Office at 300 S. Main St. Stafford, KS 67578-1521.

Sincerely,



Matt Meier
Environmental Scientist
Water Appropriations Program

Enclosure

pc:

Kansas

Department of Agriculture
Division of Water Resources

Stafford Field Office
300 S. Main Street
Stafford, Kansas 67578-1521
Jackie McClaskey, Secretary
David W. Barfield, Chief Engineer
Jeff Lanterman, Water Commissioner

Phone: (620) 234-5311
Fax: (620) 234-6900
www.agriculture.ks.gov
Sam Brownback, Governor



Legend
+ Section Corners
Section Lines
MJM-DWR 5/25/17

0 650 1,300 2,600 3,900 5,200 Feet

Proposed Water Appropriation, File No. 49,728
30-26S-4W
Reno County




Kansas
Department of Agriculture
Division of Water Resources

Stafford Field Office
300 S. Main Street
Stafford, Kansas 67578-1521

Jackie McClaskey, Secretary
David W. Barfield, Chief Engineer
Jeff Lanterman, Water Commissioner

Phone: (620) 234-5311
Fax: (620) 234-6900
www.agriculture.ks.gov

Sam Brownback, Governor

May 31, 2017

Stinger Inc.
8905 Industrial Dr.
Haven, KS 67543

Re: Pending Application, File No. 49,642

Dear Sir or Madam:


This is to advise you that Bob Roberts has filed the application referred to above for a permit to appropriate 102 acre-feet of groundwater per calendar year for irrigation use to be diverted at a maximum rate of 1,000 gallons per minute. The proposed point of diversion for 49,642 is one (1) well, which located as follows:

Near the Center of the North Half of the Southwest Quarter of Section 21, Township 23 South, Range 3 West, Harvey County, Kansas.

A map is enclosed indicating the location of the proposed well. Records in this office indicate that you may have a well or wells in this vicinity and you are notified of receipt of this application in order that you may be fully informed of the proposed location of the applicant's point of diversion and proposed use of water. Consideration will be given to comments or other information which you desire to submit to this office **within 15 days** from the date of this letter.

If you have any questions or comments, you may also contact me at (620) 234-5311. If you call, please reference the file number so I can help you more efficiently. Mailed comments can be sent to the Stafford Field Office at 300 S. Main St. Stafford, KS 67578-1521.

Sincerely,



Matt Meier
Environmental Scientist
Water Appropriations Program

Enclosure

pc:

Kansas

Department of Agriculture
Division of Water Resources

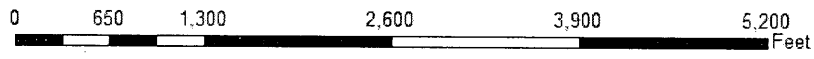
Stafford Field Office
300 S. Main Street
Stafford, Kansas 67578-1521
Jackie McClaskey, Secretary
David W. Barfield, Chief Engineer
Jeff Lanterman, Water Commissioner

Phone: (620) 234-5311
Fax: (620) 234-6900
www.agriculture.ks.gov
Sam Brownback, Governor



Legend	
+	Section Corners
—	Section Lines

MJM-DWR 5/31/17



Proposed Water Appropriation, File No. 49,642
21-23S-3W
Harvey County





Stafford Field Office
300 S. Main Street
Stafford, Kansas 67578-1521
Jackie McClaskey, Secretary
David W. Barfield, Chief Engineer
Jell Lanterman, Water Commissioner

Phone: (620) 234-5311
Fax: (620) 234-6900
www.agriculture.ks.gov
Sam Brownback, Governor

July 21, 2017

GROUNDWATER MANAGEMENT DISTRICT NO 2
% TIM BOESE
313 SPRUCE ST
HALSTEAD KS 67056-1925

Re: Pending Application, File No. 49,728

Dear Mr. Boese:

We are enclosing a copy of the application referred to above which appears to be in proper form. Nearby well owner notification letters were sent out on May 26, 2017. Phone calls were received from well owners Shelia Martin, Kim Gram & Marie Sober to obtain more information about the application but none objected to its approval. Larry Webb also called in and said against approval of the application.

We are delaying any further action for a period of **30 days** from the date of this letter to allow you time to submit your recommendations concerning this application. Please submit your recommendations within the allotted time, or any authorized extension of time thereof.

If you have any questions, please contact me at (620) 234-5311. If you wish to discuss a specific file, please have the file number ready so that I may help you more efficiently.

Sincerely,

A handwritten signature in black ink that reads "Matthew J. Meier". The signature is written in a cursive style.

Matt Meier
Environmental Scientist
Water Appropriation Program

Enclosure

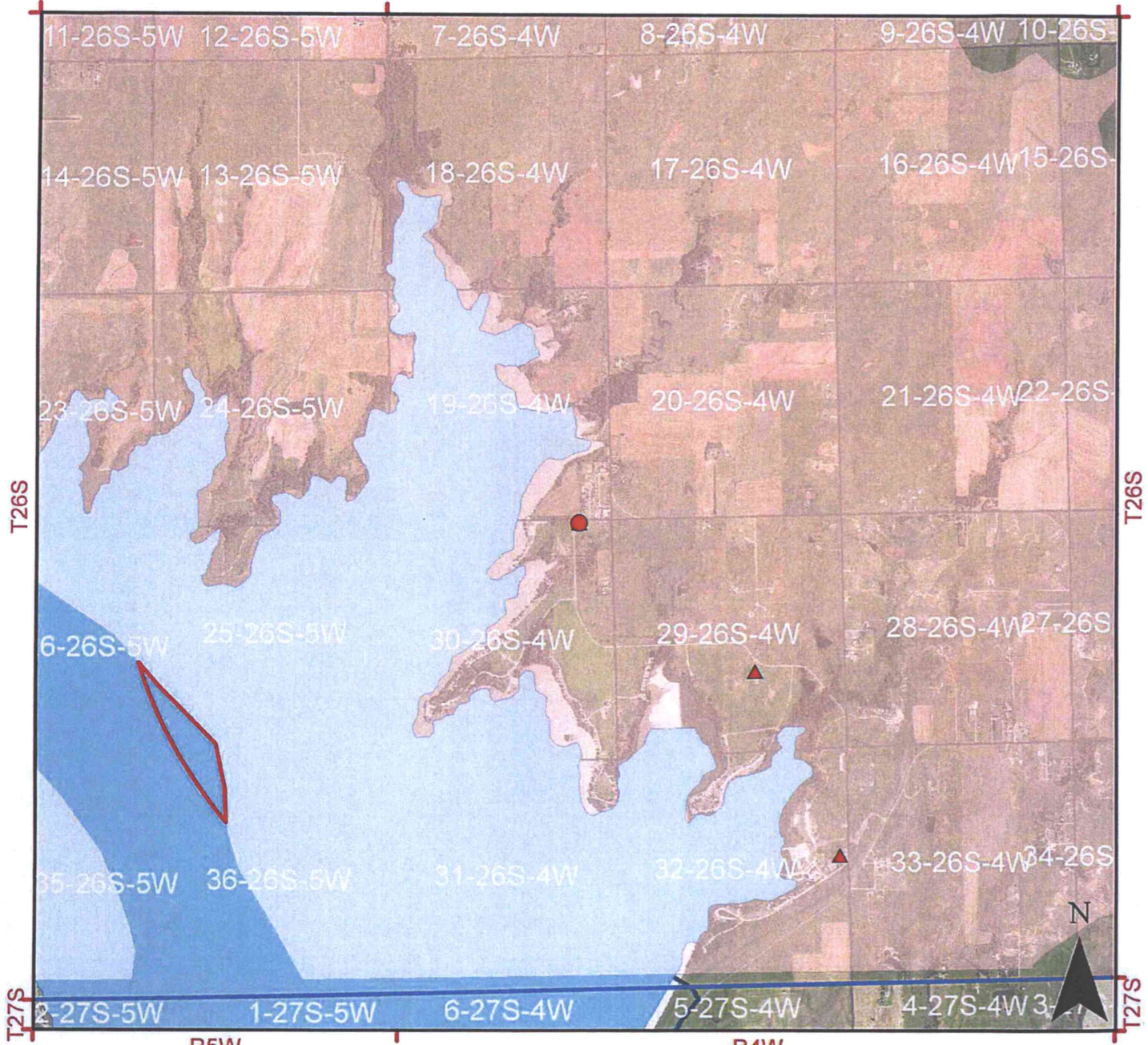
pc:

Equus Beds Groundwater Management District No. 2

SAFETYIELD EVALUATION No 49728

LOCATION: NENENE (5403'N & 859'W) 30-26S-04W, Reno County

Prepared By: Stephen Flaherty Date: 8/28/2017



Map Legend

- Observation Well
- Bedrock
- GMD2_Outline
- Sections Named
- 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

360 320 Feet



SAFEYIELD EVALUATION No 49728

LOCATION: NENENE (5403'N & 859'W) 30-26S-04W, Reno County

SPECIAL USE AREA: None

EVALUATION DATE:- 8/28/2017

Total Areas: 45 acres; Area in 3 inch discharge zone: 0 acres; Area in 6 inch discharge zone: 45 acres

FILE_ID	WELL_ID	TOWNSHIP	RANGE	SECTION	QUALIFIER	USE	AUTHQUANTITY
A03135600	1764	26S	04W	29	18362090	4	3.07
A03135600	1765	26S	04W	32	29400240	4	0
A049506A0	3627	26S	04W	32	29400240	4	4.43
A04972800P	3729	26S	04W	30	54030859	4	6.14

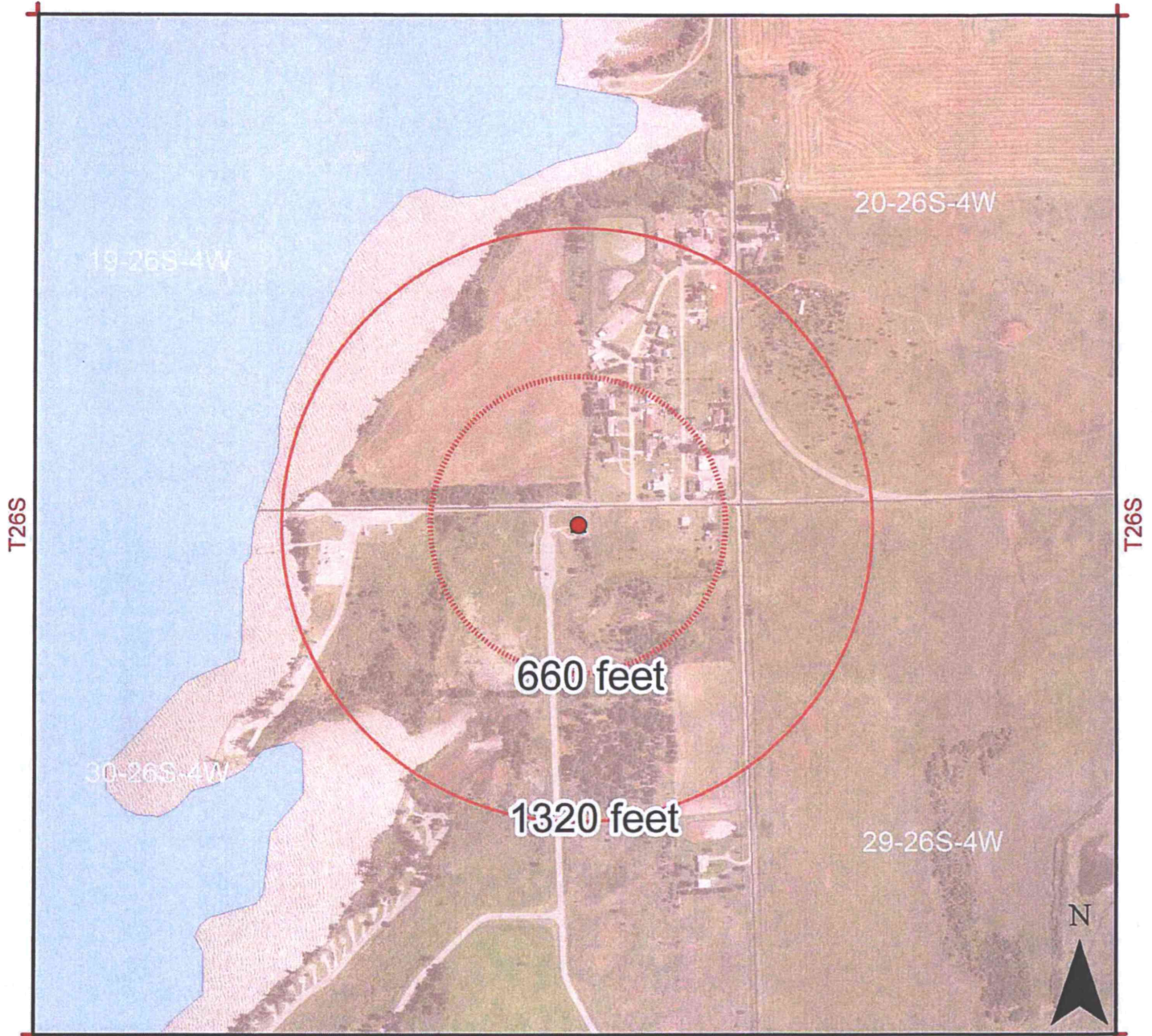
Available Appropriations	22.5	Total Existing Appropriation	13.64
Small User Quantity	0	Non Consumptive Appropriations	0
Remaining SUQ	45	Consumptive Appropriations	13.64
<i>Note- Values are in acre-feet</i>		Available Appropriations	8.86

Equus Beds Groundwater Management District No. 2

SPACING EVALUATION No 49728

LOCATION: NENENE (5403'N & 859'W) 30-26S-04W, Reno County

Prepared By: Stephen Flaherty Date: 8/28/2017



R4W

0 330 660 1,320 Feet

Map Legend

	Observation Well		Proposed Point of Diversion	Burrton IGUCA	
	Bedrock		Authorized Location	Hollow Nickel SWQUA	
	GMD2_Outline			McPherson IGUCA	
	Sections Named			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



Legend

- Water Appropriations
- Proposed Point of Diversion
- ★ Domestic Well
- + Section Corner
- Proposed Place of Use
- Half Mile Circle
- Section Line



New Application, File No.

30-26S-4W

Sedgwick County

WATER RESOURCES RECEIVED WATER RESOURCES RECEIVED

NOV 10 2016

NOV 09 2016 PRIORITY

KS DEPT OF AGRICULTURE KS DEPT OF AGRICULTURE



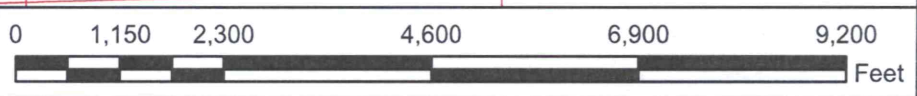
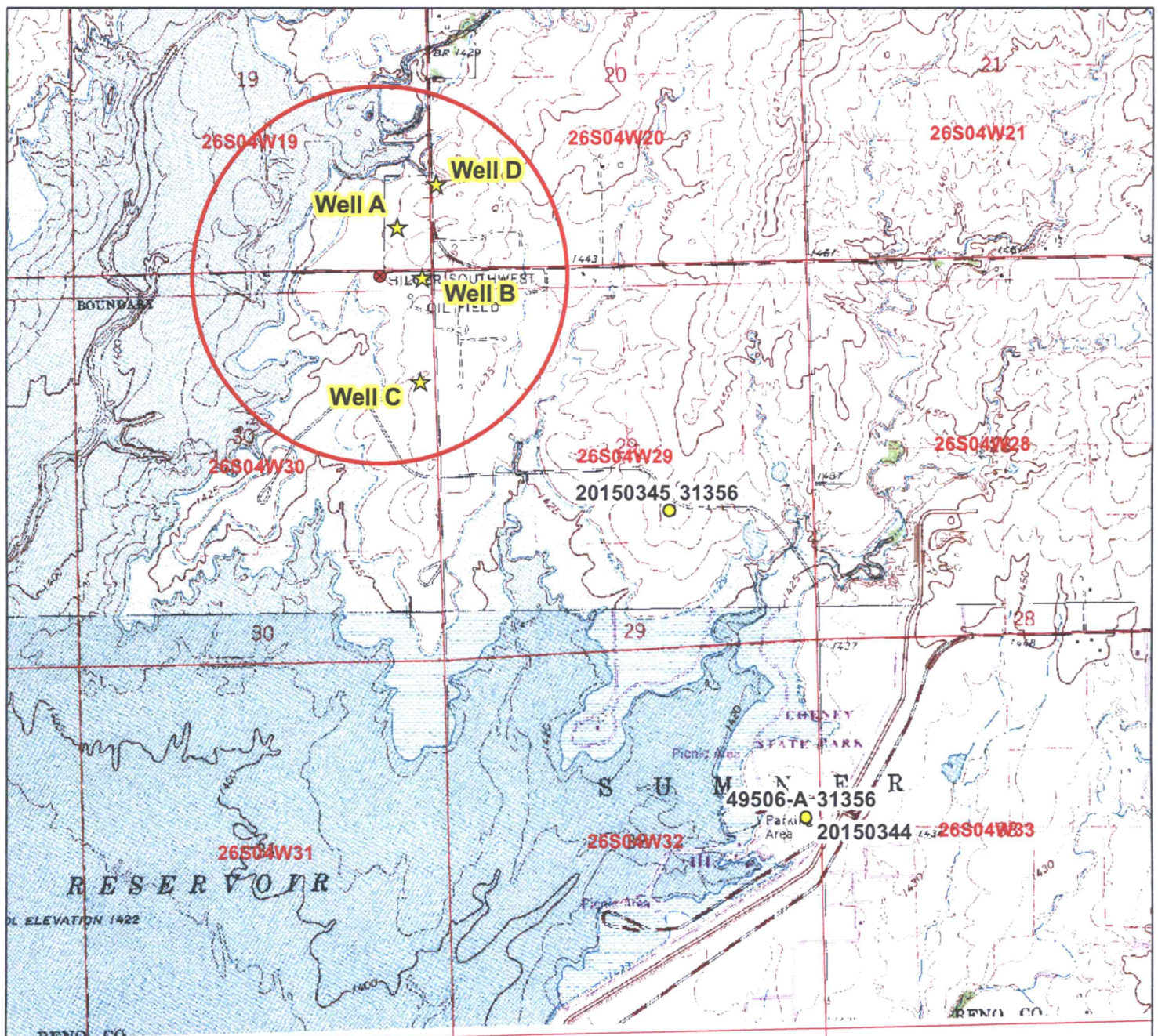
To the best of my knowledge, all of the domestic wells within 1/2 mile of the proposed point of diversion have been shown.

Collyer Smith

11-04-2016

Signature

SCANNED



Legend

- Water Appropriations
- Proposed Point of Diversion
- ★ Domestic Well
- + Section Corner
- Proposed Place of Use
- Half Mile Circle
- Section Line

New Application, File No. 30-26S-4W

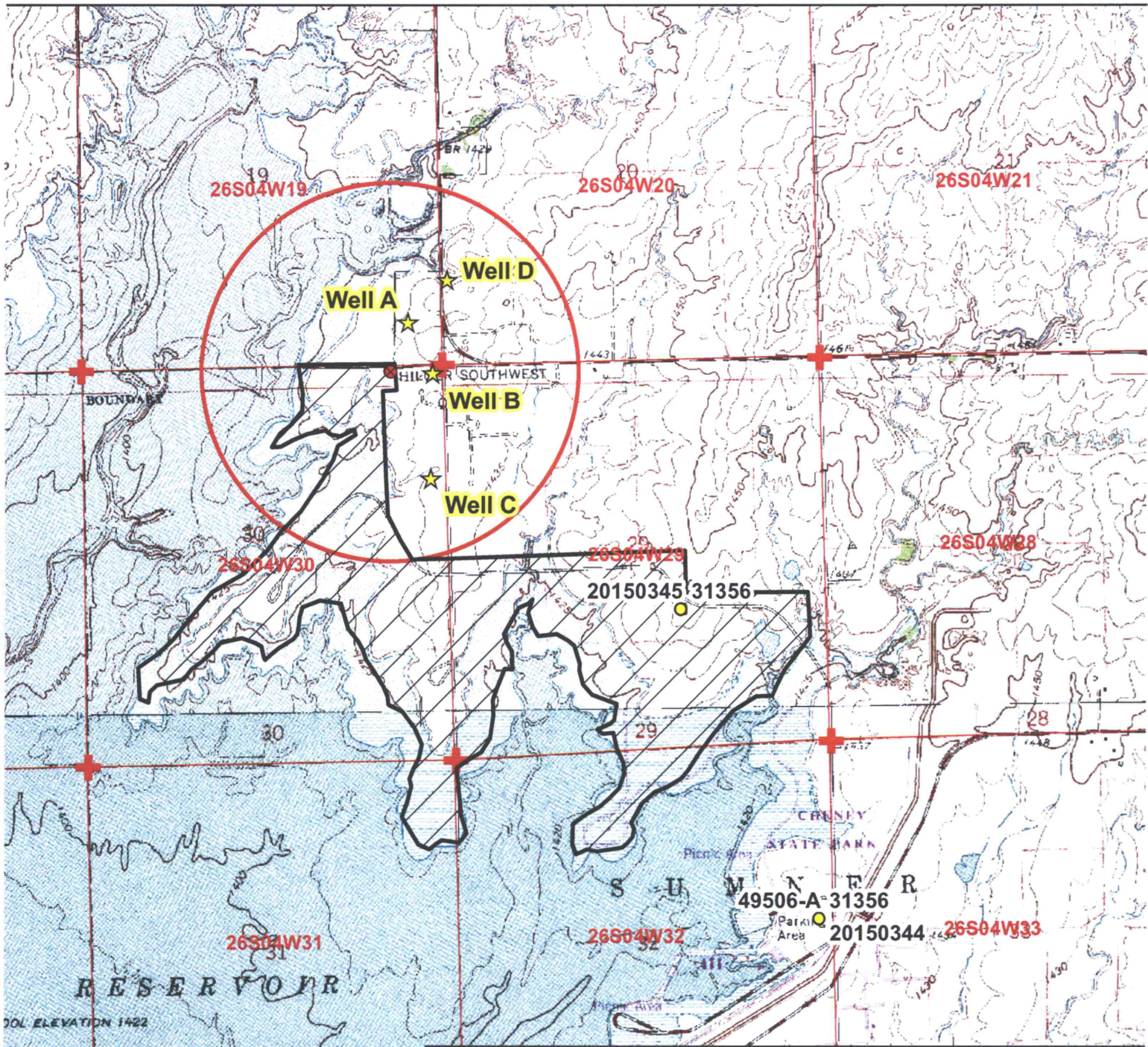
Sedgwick County

NOV 10 2016
 NOV 08 2016
 ACCEPTABLE FOR PRIORITY

To the best of my knowledge, all of the domestic wells within 1/2 mile of the proposed point of diversion have been shown.

Cathy Butler
 Signature 11-04-2016

SCANNED



Legend

- Water Appropriations
- ⊗ Proposed Point of Diversion
- ★ Domestic Well
- + Section Corner
- Proposed Place of Use
- Half Mile Circle
- Section Line



New Application File No.

30-26S-4W

Sedgwick County

WATER RESOURCES RECEIVED

NOV 10 2016

NOV 08 2016

KS DEPT OF AGRICULTURE

WATER RESOURCES RECEIVED

ACCEPTABLE PRIORITY

To the best of my knowledge, all of the domestic wells within 1/2 mile of the proposed point of diversion have been shown.

Eddy Smith
Signature

11-04-2016



SCANNED