Kansas Department of Agriculture Division of Water Resources

CHANGE: P/D WORKSHEET

1. File Number: SG 13 - D1	2. Status Change Date:	3. Change Num:	4. Field Office:	5. GMD:				
6. Status: ⊠ Approved □	Denied by DWR/GMD	Dismiss by Reques	st/Failure to Return	7. Filing Date of Change: 2/26/18				
8a. Applicant(s) New to system □	Person IDAdd Seq#	8c. Landown New to sy		Person IDAdd Seq#				
8b. Landowner(s) New to system CITY OF VALLEY CE CITY BUILDING 121 S MERIDIAN PO VALLEY CENTER KS	BOX 188	CITY B 121 S I	OF VALLEY CENSUILDING MERIDIAN PO	BOX 188				
Documents and Enclosure(s):	☑ DWR Meter(s) Date to Comp	ly: 12/31/18	N & P Date	to Comply:12/31/18				
☐ Anti-Reverse Meter ☐ M☐ Conservation Plan Date R	Meter Seal ☐ Check Valve	☑ N & P Form		Driller Copy				
10. Use Made of Water From:		То:						
			Date Prepared: 3/14 Date Entered:	4/18 By: TJS By:				

File No.	SG 13	- D1		County: DGWICK	_	Bas	sin: Lit	tle Arl	kansa	as Rive	er		St	ream:							Form 113 /	nation Code: 190	Special Use: None
12. Poi CHK MOD DEL	nts of Divers	sion																and Q	uantity		Add	itional	
ENT		Qualifier	,'	S	Т	R	ID	1	N	'W	ʻW	Com	ment (AKA L	ine)		Rate gpm/c		Quantit af/mgy		Rate gpm/cfs	Quantity af/mgy	Overlap PD Files
DEL :	26185						7																26120 & 37740
ENT .		SE NE	SW	25 2	5 1V	V	_	177	73	2798	6.	WE	LL#	8		3	325 G	PM	24.439	MGY	325GPN	/I 24.439 M	GY 26120 & 37740
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		*								- 4													
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							7	9	gpm (
Lim	itation:			af/yr at					gpm (cfs) wh	nen co	mbine	d with	file n	umber	(s)				
15. 5YF	R Allocation:	Allocat	ion Type	e	Sta	rt Year			5 YR	Amou	nt		Amo	unt Ur	nit	_	Base	Acres		_ Co	mment		, , , , , , , , , , , , , , , , , , ,
16. Pla CHK	ce of Use				N		\ E¼		NW		NW1/4		SW¹/4			SE¼				Total	Owner Chg? Overlap Files		
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снк	12470			2									1	=_						.= 1_	8	Bb. / No / 18	3991, 26120, 33656, 37740
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Base A	cres:	Year:	Mini	mum Rea	sonab	ole Qua	antity:			1-													
Comme	ents:																						

Submit completed application to: Kansas Department of Agriculture Division of Water Resources Field Office for your area. Call for address:

Topeka -- (785) 296-5733 Stafford -- (620) 234-5311 Stockton -- (785) 425-6787 Garden City -- (620) 276-2901 http://agriculture.ks.gov/dwr

DWR FIELD OFFICE APPLICATION FOR APPROVAL TO CHANGE THE PLACE OF USE AND/OR THE POINT OF DIVERSION



STATE OF KANSAS

WATER METER REQUIRED

Filing Fee Must Accompany the Application, K.S.A. 82a-708b(b), as amended. Fee Schedule is on the third page of this application form.

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DWR 1-124 (Revised 07/10/2017)

File No. SG 13-D1

14.	If th	e proposed groundwater point of diversion is 300 or fewer feet	from existing point of diversion, complete the following:
	(a)	Does the undersigned represent all owners of the currently au ☐ Yes ☐ No (If no, all owners must sign this app	
	(b)	Will the ownership interest of any owner of the currently auth affected if this application is approved as requested? ☐ Yes ☐ No (If yes, all owners must sign this approved in the currently authorized in the currently author	orized place(s) of use identified in this application be adversely oplication.)
	(c)	If this application is not approved expeditiously, will there be so \boxtimes Yes \square No (If no, all owners must sign this app	
or a	cha	plication proposes a surface water change in point of diversion nge in place of use, the application must be signed by all owne ttach notarized statement authorizing representation).	, a groundwater change in point of diversion greater than 300 feet rs of the currently authorized place of use, or their duly authorized
			mation and under penalty of perjury, that I am of lawfu prized agent of the owner(s) to make this application or
the	ir be	ehalf, in regards to the water right(s) to which this a ned in this application are true, correct and complete.	pplication pertains. I further verify that the statements
Date	ed at	t VOLLEY (LYHAX , Kansas, th	is 10th day of February, 2018.
	>		
/		(Owner)	(Spouse)
-		(Please Print)	(Please Print)
		(Owner)	(Spouse)
		(Please Print)	(Please Print)
		(Owner)	(Spouse)
		(Please Print)	(Please Print)
		Kansas of Sedonoicic	
+e	here bn	by certify that the foregoing application was signed in 20 20.	my presence and sworn to before me this 100 day of
		0	14. 21
Му	Com	mission Expires 03/14/2070 .	Latherine Lechuse Notary Public
accu	ırate		all of the applicable portions of the application form must be completed with appropriate owners' must be affixed to the application and notarized; and
		FEE SCHEI	DULE
	n in t	he schedule below: Make checks payable to: Kansas Depart (1) Application to change a point of diversion 300 feet or less.	\$100
		(2) Application to change a point of diversion more than 300 fe(3) Application to change the place of use	
	R	ECEIVED	A. KATHERINE LECHNER

SUMMARY ORDER APPROVING APPLICATION FOR CHANGE AND IMPOSING CONDITIONS

This Summary Order is issued under authority of K.S.A. 82a-708b, as amended, and K.A.R. 5-5-1, et seq. and other applicable provisions of the Kansas Water Appropriation Law, K.S.A. 82a-701 et. seq., and rules and regulations promulgated thereunder. With the exception of those conditions expressly contained herein, this Summary Order does not change the terms, conditions and limitations of File No. SG 13-D1 requesting that the place of use and / or point of A change application was received on diversion authorized under the above-referenced file number be changed as described in the application, On and after the effective date of this summary order, the authorized place(s) of use shall be located substantially as shown on the topographic map accompanying the application to change the place of use.

Applicable The change in point of diversion shall not impair existing rights and shall be limited to the same source or sources of water as previously authorized. The point of diversion authorized by this summary order shall be located within a <u>50</u> radius of the authorized point(s) of diversion. Applicable Not Applicable The point(s) of diversion authorized herein shall not actually be located more than 300 feet from the previously authorized point(s) of diversion.

Applicable ☐ Not Applicable As required by K.A.R. 5-3-5d, if the works for diversion is a well with a diversion rate of 100 gallons per minute or more, a tube or other device suitable for making water level measurements shall be installed, operated and maintained in accordance with K.A.R. 5-6-13.

☐ Applicable ☐ Not Applicable The owner of the authorized place(s) of use shall properly install an acceptable water flow meter on or before December 31, 2018, or before the first use of water, whichever occurs first. The water flow meter shall be installed, operated and maintained in accordance with K.A.R. 5-1-4 through 5-1-12. As required by K.S.A. 82a-732, as amended, and K.A.R. 5-3-5e, the owner shall maintain records and report the reading of the water flow meter and the total quantity of water diverged annually to the Chief Engineer by March 1 following the end of each calendar year. ☐ Not Applicable 7. Installation of the works for diversion of water shall be completed on or before December 31, 2018, or within any authorized extension of time. By March 1, 2019 the applicant shall notify the Chief Engineer that construction of the works for diversion has been completed, on the form provided by the Chief Engineer, as required by K.A.R. 5-8-4e. ☐ Not Applicable 8. The completed well log shall be submitted with the required notice. ☐ Not Applicable All diversion works into which any type of chemical or other foreign substance will be injected into the water shall be equipped with an in-line, automatic, quick-closing check valve capable of preventing pollution of the source of the water supply. The check valve(s) shall be installed, operated and maintained in accordance with K.A.R. 5-3-5c. Applicable **Applicable** 10. Additional Conditions are attached. Yes ⊠ No 11. In accordance with K.S.A. 82a-708a, as amended, and K.A.R. 5-5-14, all of the owners of the authorized place(s) of use of water appropriated under the above-referenced file number are responsible for compliance with its terms, conditions and limitations, as amended and/or supplemented by this Summary Order, and with applicable provisions of the *Kansas Water Appropriation Law* and the *Rules and Regulations* promulgated thereunder. Failure to comply with these provisions may result in civil penalties pursuant to K.S.A. 82a-737, as amended, and/or the suspension or revocation and dismissal of the water or appropriation right or any other enforcement actions authorized by law. Administrative Appeal and Effective Date of Order FOR OFFICE USE ONLY APPLICATION APPROVED AND If you are aggrieved by this order, pursuant to K.S.A. 82a-1901, SUMMARY ORDER ISSUED you may request an evidentiary hearing before the Chief Engineer or request administrative review by the Secretary of Agriculture. A request for hearing by the Chief Engineer must be filed within 15 days of service of this Order and a request for administrative review by the Secretary must be filed within **30** days pursuant to K.S.A. 77-531. Any request for administrative Duly Authorized Designee of the Chief Engineer review must state a basis for review pursuant to K.S.A. 77-527. Lantermen (Print Name): File any request with Kansas Department of Agriculture, Legal Division, 1320 Research Park Drive, Manhattan, KS Division of Water Resources - Kansas Department of Agriculture 66502. Failure to timely request a hearing or review may Date of Issuance: preclude review under the Kansas Judicial Review Act. State of Kansas For Use by Register of Deeds SS County of Acknowledged before me on Signature: JESSICA ENGELBRECHT My Appointment Expires RECEIVED PUBLIC August 11, 2021

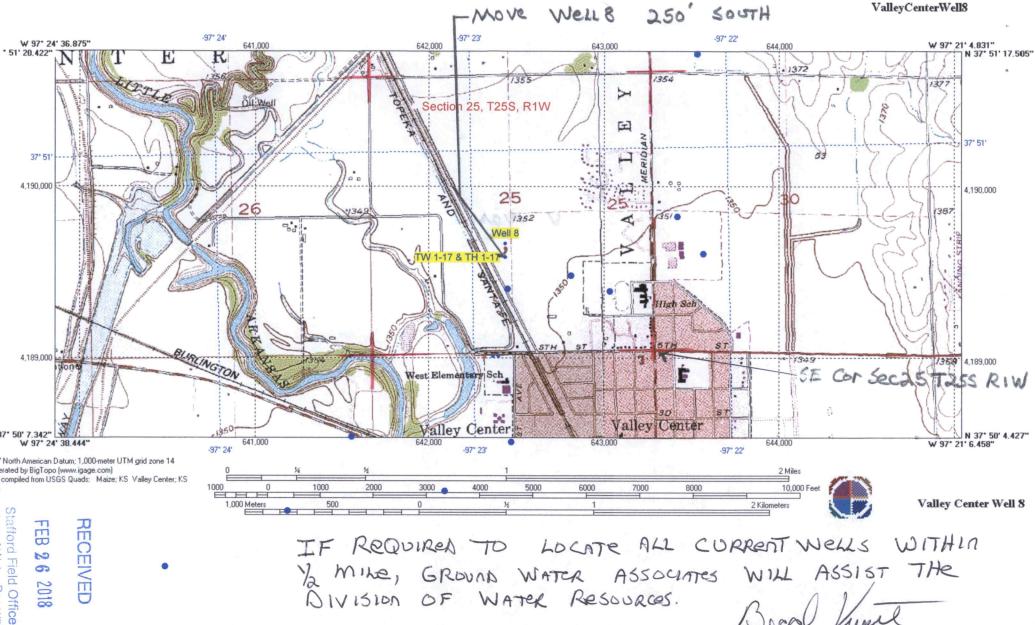
Stafford Field Office

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

My commission expire

(Notary Seal)

File No. SG 13-D1



1/2 MILE, GROUND WATER ASSOCIATES WILL ASSIST THE DIVISION OF WATER RESOURCES.

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

, <u>City of Valley Center</u> , the undersigned and owner of an abandoned water well understand that an abandoned water well is a groundwater contamination threat and a public nealth and safety hazard.	
The abandoned water well is located <u>NE,NE,NW</u> , Section <u>25</u> , Township <u>25</u> South, Range <u>1</u> West, <u>Sedgwick</u> County which is approximately <u>2040</u> feet North and <u>2675</u> feet West of the apparent <u>SE</u> section corner. Total well depth is <u>56</u> feet and the diameter of the well is nches. Current depth to static water level in the well is feet below land surface. The well was previously authorized by water permit nos. <u>SG13-D1, 26120, & 37740</u> .	
agree to properly plug the abandoned well pursuant to the Equus Beds Groundwater Management District rules and regulations K.A.R. 28-30-200 through K.A.R. 28-30-207 and the following agreement provisions:	
1. Well plugging operations will be supervised by either (a) a water well contractor licensed with the Kansas Department of Health and Environment, (b) a profession engineer or geologist licensed to practice in the State of Kansas, or (c) the abandoned water well owner or land owner of the property on which the water well or borehole is located.	
2. The above described well will be plugged: a) by <u>August 1st</u> , 20 <u>18</u> , or b) within 30 days after the replacement well, approved by a change in point of diversion, becomes operational.	
3. A completed WWC-5P form will be submitted to the Kansas Department of Health and Environment within 30 days after the abandoned well is plugged and a copy of the WWC-5P form will be furnished to the District within the same period of time.	
 The well owner or authorized agent will notify the District 48 hours before plugging operations occur. 	
5. Failure to comply with the provisions of this agreement shall constitute noncompliance of the groundwater management district rules and regulations K.A.R. 28-30-200 through K.A.R. 28-30-207.	
Dated this 9th day of @ March , 20 18 at 12:00pm	
Signature May	4
Address 545 W. Class	
City, State, Zip Code Valley Centr, & 67147	
Telephone 310-755-7320	
State of Kansas County of Sedawide	
Subscribed and affirmed to before me this of march, 2018,	
(Notary Public) KATHERINE LECHNER	
My Commission Expires 03/14/2020 Notary Public - State of Kansas My Appt. Expires 03/14/2020	
	a

STATE OF KANSAS

DEPARTMENT OF AGRICULTURE
DIVISION OF WATER RESOURCES
STAFFORD FIELD OFFICE
300 S. MAIN STREET
STAFFORD, KS 67578-1521



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

GOVERNOR JEFF COLYER, M.D.

JACKIE McClaskey, Secretary of Agriculture

March 20, 2018

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

Re: Water Right, File No(s). SG13-D1

Dear Water Right Owner:

Enclosed is the order executed by the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, approving the application for change under the above referenced file number(s).

Your attention is directed to the enclosures and to the terms, conditions and limitations specified in this approval for change. An acceptable water flow meter must be installed on your well before any water is applied as authorized under this change approval. A copy of the approved list of <u>Certified Water Flowmeters</u> as well as the regulations regarding the installation of flowmeters, measurement tubes and check valves can be found at http://agriculture.ks.gov/divisions-programs/dwr/water-appropriation/water-flowmeters. If you do not have access to the internet, please contact this office and we will send you a paper copy of the referenced information.

Since this order modifies the original document referred to above, it should be recorded with the Register of Deeds as other instruments affecting real estate.

This order requires that a notice and completion of works form be submitted once the diversion works are completed, including a properly installed flowmeter. This form is available at the referenced website.

Any abandoned well must be plugged in accordance with the requirements of Article 30 of the Rules and Regulations as adopted by the Kansas Department of Health and Environment.

Should you have any questions, please feel free to contact this office. If you wish to refer to a specific file, please reference it when you contact us.

Sincerely.

Jeff Lanterman

Water Commissioner

Enclosures

pc: Water Rights Section

Groundwater Management District No. 2

CERTIFICATE OF SERVICE

On this **20th** day of **March**, **2018**, I hereby certify that the attached Change in Point of Diversion for Water Right, File No. **SG13-D1**, dated **March 20**, **2018** was mailed via Certified U.S. mail to the following:

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

A copy of the letter was sent to the following:

GMD 2

Jassica Migalfricht
Staff

Saryerwinnie, Tyler [KDA]

From: Saryerwinnie, Tyler [KDA]

Sent: Wednesday, February 28, 2018 1:57 PM

To: 'Brad Vincent'

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

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

Agreement.docx

Brad,

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

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

Thank you and have a good day, Tyler

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

Saryerwinnie, Tyler [KDA]

From:

Kelley Zellner < KZellner@valleycenterks.org>

Sent:

Monday, March 12, 2018 9:23 AM

To:

Saryerwinnie, Tyler [KDA]

Subject:

Abandoned Well Plugging Agreements

Attachments:

VC Well Plug Agreement.pdf

Follow Up Flag:

Follow up

Flag Status:

Completed

Hi Tyler,

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

Kelley R Zellner

Director of Public Works

City of Valley Center 545 W. Clay Valley Center, KS. 67147 KZellner@valleycenterks.org Ph # (316) 755-7320

Fax # (316)755-7324

Valley Center