

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

|  |                        |   |                               |  |
|--|------------------------|---|-------------------------------|--|
| 1. File Number:<br><b>48041</b>  | 2. Status Change Date: | 3. Change Num:<br><b>2</b>                  | 4. Field Office:<br><b>02</b> | 5. GMD:  |
| 6. Status: <input checked="" type="checkbox"/> Approved <input type="checkbox"/> Denied by DWR/GMD <input type="checkbox"/> Dismiss by Request/Failure to Return   |                        |   |                               | 7. Filing Date of Change:<br><b>12/14/18</b>               |
| 8a. Applicant(s)<br>New to system <input type="checkbox"/>   |                        | Person ID _____<br>Add Seq# _____           |                               | 8c. Landowner(s)<br>New to system <input type="checkbox"/> |
| 8b. Landowner(s)<br>New to system <input type="checkbox"/>   |                        | Person ID <b>20498</b><br>Add Seq# <b>1</b> |                               | 8d. WUC<br>New to system <input type="checkbox"/>          |
| <b>UNIFIED SCHOOL DISTRICT #259<br/>FACILITES DIRECTOR<br/>3850 N HYDRAULIC ST<br/>WICHITA KS 67219-3304</b>   |                        | <b>No Change</b>                            |                               |  |
| 9. Documents and Enclosure(s): <input checked="" type="checkbox"/> DWR Meter(s) Date to Comply: <b>12/31/19</b> <input checked="" type="checkbox"/> N & P Date to Comply: <b>12/31/19</b>  |                        |   |                               |  |
| <input type="checkbox"/> Anti-Reverse Meter <input type="checkbox"/> Meter Seal <input type="checkbox"/> Check Valve <input checked="" type="checkbox"/> N & P Form <input checked="" type="checkbox"/> Water Tube <input checked="" type="checkbox"/> Driller Copy <input checked="" type="checkbox"/> H & E Letter |                        |   |                               |  |
| <input type="checkbox"/> Conservation Plan    Date Required: _____    Date Approved: <b>12/14/18</b> Date to Comply: _____   |                        |   |                               |  |
| 10. Use Made of Water    From: _____    To: _____  |                        |   |                               |  |
| Date Prepared: <b>12/14/18</b> By: <b>TJS</b><br>Date Entered: _____    By: _____  |                        |   |                               |  |

File No. **48041** 11. County: **SEDGWICK** Basin: **Arkansas River** Stream: --- Formation Code: **100** Special Use: ---  
**(Quaternary System)**

12. Points of Diversion  
 Rate and Quantity  
 Authorized Additional  
 Rate Quantity Rate Quantity  
 gpm/cfs af/mgy gpm/cfs af/mgy  
 Comment (AKA Line) 'W  
 Qualifier S T R ID 'N 'W  
 PDIV  
 ENT

DEL **85996** **3**  
 ENT **SE SE NW 16 27S 1W** **3160** **3044** **No Change to Rate or Quantity** **None**

13. Storage: Rate \_\_\_\_\_ NF Quantity \_\_\_\_\_ ac/ft Additional Rate \_\_\_\_\_ NF Additional Quantity \_\_\_\_\_ ac/ft  
 14. Limitation: \_\_\_\_\_ af/yr at \_\_\_\_\_ gpm (\_\_\_\_\_ cfs) when combined with file number(s) \_\_\_\_\_  
 Limitation: \_\_\_\_\_ af/yr at \_\_\_\_\_ gpm (\_\_\_\_\_ cfs) when combined with file number(s) \_\_\_\_\_

15. 5YR Allocation: Allocation Type \_\_\_\_\_ Start Year \_\_\_\_\_ 5 YR Amount \_\_\_\_\_ Amount Unit \_\_\_\_\_ Base Acres \_\_\_\_\_ Comment \_\_\_\_\_

| 16. Place of Use<br>CHK<br>MOD<br>DEL<br>ENT | PUSE | S | T | R | ID | NE 1/4 |        |        | NW 1/4 |        |        | SW 1/4 |        |        | SE 1/4 |        |        | Total | Owner | Chg? | Overlap Files |           |             |  |  |
|--|------|---|---|---|----|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|-------|-------|------|---------------|-----------|-------------|--|--|
|  |      |   |   |   |    | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 |       |       |      |               |           |             |  |  |
| <b>CHK 62694</b>                             |      |   |   |   |    |        |        |        |        |        |        |        |        |        |        |        |        |       |       |      | <b>8b.</b>    | <b>No</b> | <b>None</b> |  |  |
|  |      |   |   |   |    |        |        |        |        |        |        |        |        |        |        |        |        |       |       |      |               |           |             |  |  |
|  |      |   |   |   |    |        |        |        |        |        |        |        |        |        |        |        |        |       |       |      |               |           |             |  |  |
|  |      |   |   |   |    |        |        |        |        |        |        |        |        |        |        |        |        |       |       |      |               |           |             |  |  |
|  |      |   |   |   |    |        |        |        |        |        |        |        |        |        |        |        |        |       |       |      |               |           |             |  |  |
|  |      |   |   |   |    |        |        |        |        |        |        |        |        |        |        |        |        |       |       |      |               |           |             |  |  |
|  |      |   |   |   |    |        |        |        |        |        |        |        |        |        |        |        |        |       |       |      |               |           |             |  |  |
|  |      |   |   |   |    |        |        |        |        |        |        |        |        |        |        |        |        |       |       |      |               |           |             |  |  |
|  |      |   |   |   |    |        |        |        |        |        |        |        |        |        |        |        |        |       |       |      |               |           |             |  |  |

Base Acres: \_\_\_\_\_ Year: \_\_\_\_\_ Minimum Reasonable Quantity: \_\_\_\_\_  
 Comments: \_\_\_\_\_

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 WATER METER REQUIRED



STATE OF KANSAS

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

**Paragraph Nos. 1, 2, 3 & 5 must be completed. Complete all other applicable portions.** If change in point of diversion is greater than 100 feet, or if place of use will be changed, include a topographic map or detailed plat showing the authorized and proposed point(s) of diversion and/or place of use.

File No. 48041

RECEIVED  
*9:36 am*  
 DEC 14 2018

DWR FIELD OFFICE  
 DIVISION OF WATER RESOURCES

1. Application is hereby made for approval of the Chief Engineer to change the (check one or both):

Place of Use       Point of Diversion

under the water right which is the subject of this application in accordance with the conditions described below.

The source of supply is:       Groundwater       Surface water

2. Name and address of Applicant: Unified School District No. 259

3850 N Hydraulic St, Wichita KS 67219-3304

Phone Number: (316)973-2008

Email address: tkendall@usd259.net

Name and address of Water Use Correspondent: Unified School District No. 259

Facilities Director, 3850 N Hydraulic St, Wichita KS 67219-3304

Phone Number: (316)973-2008

Email address: \_\_\_\_\_

3. The presently authorized place of use is:

Owner of Land --- NAME: Unified School District No. 259

ADDRESS: Facilities Director, 3850 N Hydraulic St, Wichita KS 67219-3304

(If there is more than one landowner, attach supplemental sheets as necessary.)

| Sec. | Twp.   | Range | NE¼ |     |     |     | NW¼ |     |     |     | SW¼ |     |     |     | SE¼ |     |     |     | TOTAL ACRES |
|------|--------|-------|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-------------|
|      |        |       | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ |             |
| No   | Change |       |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |             |
|      |        |       |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |             |

4. If this application is for a change in place of use, it is proposed that the place of use be changed to:

Owner of Land --- NAME: \_\_\_\_\_

ADDRESS: \_\_\_\_\_

(If there is more than one landowner, attach supplemental sheets as necessary.)

| Sec. | Twp. | Range | NE¼ |     |     |     | NW¼ |     |     |     | SW¼ |     |     |     | SE¼ |     |     |     | TOTAL ACRES |
|------|------|-------|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-------------|
|      |      |       | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ |             |
|      |      |       |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |             |
|      |      |       |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |             |

For Office Use Only: Code \_\_\_\_\_ Fee \$ 100 - TR # \_\_\_\_\_ Receipt Date \_\_\_\_\_ Check # 23227

14. If the proposed groundwater point of diversion is 300 or fewer feet from the existing point of diversion, complete the following:

- (a) Does the undersigned represent all owners of the currently authorized place(s) of use identified in this application?  
 Yes     No    (If no, all owners must sign this application.)
- (b) Will the ownership interest of any owner of the currently authorized place(s) of use identified in this application be adversely affected if this application is approved as requested?  
 Yes     No    (If yes, all owners must sign this application.)
- (c) If this application is not approved expeditiously, will there be substantial damage to property, public health or safety?  
 Yes     No    (If no, all owners must sign this application.)

If the application proposes a surface water change in point of diversion, a groundwater change in point of diversion greater than 300 feet, or a change in place of use, the application must be signed by all owners of the currently authorized place of use, or their duly authorized agent (attach notarized statement authorizing representation).

I hereby verify, being first duly sworn upon my oath or affirmation and under penalty of perjury, that I am of lawful age and the owner, the spouse of the owner, or a duly authorized agent of the owner(s) to make this application on their behalf, in regards to the water right(s) to which this application pertains. I further verify that the statements contained in this application are true, correct and complete.

Dated at Wichita, Kansas, this 7<sup>th</sup> day of December, 2018.

[Signature]  
\_\_\_\_\_  
(Owner)

\_\_\_\_\_  
(Spouse)

Terence Kendall  
\_\_\_\_\_  
(Please Print)

\_\_\_\_\_  
(Please Print)

\_\_\_\_\_  
(Owner)

\_\_\_\_\_  
(Spouse)

\_\_\_\_\_  
(Please Print)

\_\_\_\_\_  
(Please Print)

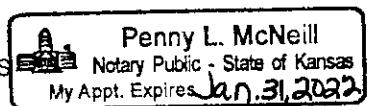
\_\_\_\_\_  
(Owner)

\_\_\_\_\_  
(Spouse)

\_\_\_\_\_  
(Please Print)

\_\_\_\_\_  
(Please Print)

State of Kansas }  
County of Sedgwick }



I hereby certify that the foregoing application was signed in my presence and sworn to before me this 7<sup>th</sup> day of December, 2018.

[Signature]  
\_\_\_\_\_  
Notary Public

My Commission Expires January 31, 2022

**ONLY COMPLETE APPLICATIONS WILL BE PROCESSED.** To be complete, all of the applicable portions of the application form must be completed with accurate information; maps, if necessary, must be included; signatures of all the appropriate owners' must be affixed to the application and notarized; and the appropriate fee must be paid.

**FEE SCHEDULE**

Each application to change the place of use or the point of diversion under this section shall be accompanied by the application fee set forth in the schedule below: Make checks payable to: **Kansas Department of Agriculture**

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

RECEIVED

DEC 14 2018

**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. 48041

1. A change application was received on 12/14/2018 requesting that the place of use and / or point of diversion authorized under the above-referenced file number be changed as described in the application.
2. 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  Not Applicable
3. The change in point of diversion shall not impair existing rights and shall be limited to the same source or sources of water as previously authorized. The point of diversion authorized by this summary order shall be located within a 50 foot radius of the authorized point(s) of diversion.  Applicable  Not Applicable
4. The point(s) of diversion described herein is administratively corrected to be more accurately described using the Global Positioning System (GPS), as described in the application.  Applicable  Not Applicable
5. The point(s) of diversion authorized herein shall not actually be located more than 93 feet from the previously authorized point(s) of diversion.  Applicable  Not Applicable
6. 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
7. The owner of the authorized place(s) of use shall properly install an acceptable water flow meter on or before **December 31, 2019**, or before the first use of water, whichever occurs first. The water flow meter shall be installed, operated and maintained in accordance with K.A.R. 5-1-4 through 5-1-12. As required by K.S.A. 82a-732, as amended, and K.A.R. 5-3-5e, the owner shall maintain records and report the reading of the water flow meter and the total quantity of water diverted annually to the Chief Engineer by March 1 following the end of each calendar year.  Applicable  Not Applicable
8. Installation of the works for diversion of water shall be completed on or before **December 31, 2019**, or within any authorized extension of time. By March 1, 2020 the applicant shall notify the Chief Engineer that construction of the works for diversion has been completed, on the form provided by the Chief Engineer, as required by K.A.R. 5-8-4e.  Applicable  Not Applicable
9. The completed well log shall be submitted with the required notice.  Applicable  Not Applicable
10. 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  Not Applicable
11. Additional Conditions are attached.  Yes  No
12. 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**

If you are aggrieved by this order, pursuant to K.S.A. 82a-1901, 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 review must state a basis for review pursuant to K.S.A. 77-527. File any request with **Kansas Department of Agriculture, Legal Division, 1320 Research Park Drive, Manhattan, KS 66502**. Failure to timely request a hearing or review may preclude review under the Kansas Judicial Review Act.

*For Use by Register of Deeds*

FOR OFFICE USE ONLY  
**APPLICATION APPROVED AND SUMMARY ORDER ISSUED**

By: Cameron R. Conant  
Duly Authorized Designee of the Chief Engineer

(Print Name): Cameron R. Conant  
Division of Water Resources - Kansas Department of Agriculture

Date of Issuance: December 14, 2018

State of Kansas )

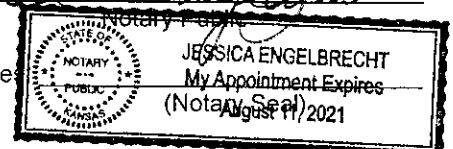
County of Stafford ) SS

Acknowledged before me on 12/14/2018

by Cameron Conant

Signature: Jessica Engelbrecht

My commission expires \_\_\_\_\_



# 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

December 14, 2018

Unified School District #259  
3850 N Hydraulic St  
Wichita KS 67219-3304

Re: Water Right, File No(s). 48041

Dear Water Right Owner:

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

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

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

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

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

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

Sincerely,

A handwritten signature in black ink, appearing to read "Jeff Lanterman".

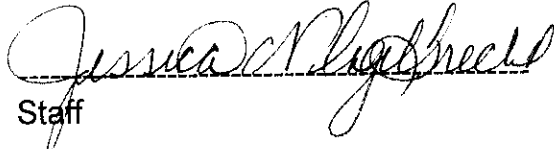
Jeff Lanterman  
Water Commissioner

Enclosures  
pc: Water Rights Section

## CERTIFICATE OF SERVICE

On this **14th** day of **December, 2018**, I hereby certify that the attached Change in Point of Diversion for Water Right, File No. **48041**, dated **December 14, 2018** was mailed via Certified U.S. mail to the following:

Unified School District #259

  
Staff