



File No. **50,263**      15. Formation Code:      Drainage Basin: **Walnut River**      County: **SG**      Special Use:      Stream: **Fourmile Creek**

16. Points of Diversion										17. Rate and Quantity					
MOD	DEL	ENT	PDIV	Qualifier	S	T	R	ID	'N	'W	Authorized		Additional		Overlap PD Files
											Rate gpm	Quantity af	Rate gpm	Quantity af	
<b>CHK</b>			<b>20197</b>	<b>NE NE NW</b>	<b>14</b>	<b>27S 2E</b>		<b>6</b>	<b>4800</b>	<b>2960</b>	<b>3600</b>	<b>480</b>	<b>3600</b>	<del>377</del>	<b>15,656</b>
<b>CHK</b>			<b>38614</b>	<b>W2 SW NE</b>	<b>14</b>	<b>27S 2E</b>		<b>4</b>	<b>3260</b>	<b>2520</b>				<b>0</b>	

18. Storage: Rate \_\_\_\_\_ **NF** Quantity **480** ac/ft      Additional Rate \_\_\_\_\_ **NF** Additional Quantity **480** ac/ft

19. Limitation: **480** af/yr at ~~3600~~ gpm ( \_\_\_\_\_ cfs) when combined with file number(s) **12,294, 15,656 & 35,341**  
 Limitation: \_\_\_\_\_ af/yr at \_\_\_\_\_ gpm ( \_\_\_\_\_ cfs) when combined with file number(s) \_\_\_\_\_

20. Meter Required?  Yes  No      To be installed by **12/31/2021**      Date Acceptable Meter Installed \_\_\_\_\_

21. Place of Use																		Total	Owner	Chg? <b>NO</b>	Overlap Files								
MOD	DEL	ENT	PUSE	S	T	R	ID	NE¼				NW¼				SW¼				SE¼									
								NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼						
<b>CHK</b>			<b>26775</b>	<b>14</b>	<b>27S</b>	<b>2E</b>	<b>1</b>	<b>8</b>	<b>9</b>	<b>35</b>	<b>19</b>	<b>28</b>	<b>30</b>	<b>30</b>	<b>36</b>	<b>32</b>	<b>17</b>	<b>6</b>	<b>23</b>	<b>22</b>	<b>11</b>	<b>4</b>	<b>10</b>	<del>312</del>	<b>7A</b>	<b>N</b>	<b>12294 &amp; 35,341</b>		
																								<b>320</b>			<b>15656</b>		

Comments: 6/16/2020  
KAB



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

**M E M O R A N D U M**

**TO:** Files

**DATE:** May 13, 2020

**FROM:** Brandon Milner

**RE:** Application, File No. 50,263

Crestview Country Club filed the application for a permit to appropriate 480 acre-feet of surface water at natural flows to be stored in two existing ponds and then rediverted for irrigation use. The project is located in the Northwest and Northeast Quarters of Section 14, in Township 27 South, Range 2 East, Sedgwick County, within the Walnut River Drainage Basin. The ponds are located on Fourmile Creek. The points of diversion are located on property owned by the applicant, and he has signed the application form stating he has legal access to the points of diversion. The purpose of this new application is to authorize additional surface water when available and allow this facility to move away from using groundwater.

File Nos. 12,294, 15,656 & 35,341 all overlap in place of use for this application. Water Right No. 12,294 is authorized 307 acre-feet of groundwater, Water Right No. 15,656 is authorized 103 acre-feet of direct use surface water, & Water Right No. 35,341 is authorized 129 acre-feet of groundwater. File No. 35341 is limited to 480 acre-feet a year when combined with Water File Nos 12,294 & 15,656 on the place of use. The requested direct use quantity of 480 acre-feet is equivalent to 1.5 acre-feet per acre on 320 acres, which more than the standard value of 1.3 acre-feet per acre in Sedgwick County. However, this is a golf course with turf grass, so additional quantity can be justified. This new application will also be limited to 480 acre-feet gallons for direct use quantity, when combined with senior files.

Runoff computations determined that there would be 2496 acres of drainage area with 13.17 inches of runoff per acre that will generate 2743 acre-feet of runoff in 1 out of every five (5) years (a 20% chance). Therefore, per K.A.R. 5-6-5, this quantity is NOT the limiting factor. One year of direct use (480 AF) plus one year of indirect use (15 AF)( 10 Acres Surface Area X 18" Annual Evaporation Rate/ 12); plus the reservoir capacity (72 AF off engineering plans) equals a total of 567 acre-feet that can be justified for storage. The senior overlapping surface water file (File No. 15,656) is authorized 65 acre-feet of storage. Therefore, the requested quantity of 480 acre-feet can be considered all additional storage, with 480 acre-feet to be rediverted.

The proposed direct use quantity of 480 AF is equivalent to 7.73 times the reservoir capacity (72AF), which is more the "normal" rule of thumb of direct use being no more than 5 times the capacity for reasonable storage quantity, however there is a backup source of groundwater that can be used as needed in this case.

The applicant provided a list of landowners of the adjacent properties within one-half (½) mile upstream and downstream of his property with nearby letters being sent out on October 17, 2019 to six different landowners upstream and downstream of the property of the golf course. Written comments were received on January 16, 2020 from a downstream landowner voicing concerns about maintaining water level in a pond located downstream, however after a review of the topography, it was determined that this pond received runoff from a different drainage basin than the proposed application.

As allowed by K.S.A. 82a-706(c) an approved water flow meter shall be installed on the secondary diversion works (pump site) for this file. If any chemical or foreign substance is injected into the water pumped under this permit, a check valve will also need to be installed.

A recommendation to approve was received from the Stafford Field Office on April 8, 2020. Based on the above discussion, that no new appropriations are being sought, the application complies with rules and regulations, approval will give the owner an additional source of water for irrigation use, and no senior rights will be impacted, it is recommended that the referenced new application be approved.

Brandon Milner  
Environmental Scientist  
Water Appropriations Unit

**From:** Lanterman, Jeff [KDA]  
**Sent:** Wed 4/8/2020 3:02 PM  
**To:** Milner, Brandon [KDA]  
**Subject:** FW: Memo and Recommendation for Application No. 50,263 Crestview Country Club  
**Attachments:** 50263 Memo.docx, Crestview Country Club Large Map.pdf, Crestview Inset Map.pdf, Nearby\_response\_letter Revised.docx, Written Comments.pdf, 20200408133254613.pdf

I found a Bob Vincent report in 41412 that discusses that pond and how it operates. Depending upon depth of the pond it certainly may be a groundwater pit. Anyway their pond doesn't have a surface water permit and it appears surface water from the creek is diverted around the Learning Center's pond. I don't see how impairment would occur unless the creek has a big influence on the well.

I think this can be approved.

Thanks Brandon!  
Jeff

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**From:** Conant, Cameron [KDA] <Cameron.Conant@ks.gov>  
**Sent:** Wednesday, April 8, 2020 11:16 AM  
**To:** Lanterman, Jeff [KDA] <Jeff.Lanterman@ks.gov>  
**Subject:** FW: Memo and Recommendation for Application No. 50,263 Crestview Country Club

Jeff, this application is for Crestview Country Club. They are requesting a surface water diversion that completely overlaps in p/d and p/u with an existing surface application (File No. 15656) that is authorized 103 AF of surface water. This new application is requesting 377 AF of "additional" surface water, limited to 480 when combined with all other SW and GW rights on the p/u. This new application will also completely overlap place of use with 2 existing groundwater rights.

Currently, there is an overall place of use limitation with GW and SW of 480 AF which is applied to GW right, File No. 35341. This new application will also have the same limitation of 480AF when combined with all junior files...the goal is to increase the amount of surface water the golf course is able to use while decreasing the amount of groundwater they apply. The groundwater will remain as the "secondary" source, but when available, the golf course intends to pump from surface water first. They signed the MDS form and also the "new" 5-3-15 document which is just outlining the permissions, dates they may not be able to pump, and some wording about the "water storage device". Since this is an existing SW project and they have existing storage ponds on the golf course, I think we are in good shape with regard to the off-site storage outlined in 5-3-15...also they have a great secondary use available in the existing groundwater rights.

Kristen and Brandon added a letter of concern and a response letter with maps showing that they don't believe Crestview's operation with the new surface applications (if approved) will impact the nearby pond whose owner had concerns (File No. 41412). Based on the maps that Brandon created and that are attached, I agree with that assessment. Crestview and their surface water use should not be impacting what is going on at File No. 41412. I just noted that 41412 is authorized 13.4 AF and they reported pumping of 19.062 AF in 2019. In the letter, Roger noted that they are planning to irrigate their surrounding grass and landscaping with water from the pond (I don't know what kind of acreage we are talking about). The water right they currently have is only to replace evaporative losses. That probably does not explain how and why they pumped so much in what was a wet 2019 year.

I think we can recommend approval of the application for additional surface water to be used on the golf course, limited to the current limitation of 480 AF when combined with both sources and all files authorizing the place of use. I think Brandon and Kristens reply letter to the nearby concern is appropriate. Please pass on to Brandon and Kristen if you agree.

Cameron

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**From:** Milner, Brandon [KDA] <[Brandon.M.Milner@ks.gov](mailto:Brandon.M.Milner@ks.gov)>  
**Sent:** Monday, February 10, 2020 10:55 AM  
**To:** Lanterman, Jeff [KDA] <[Jeff.Lanterman@ks.gov](mailto:Jeff.Lanterman@ks.gov)>  
**Cc:** Conant, Cameron [KDA] <[Cameron.Conant@ks.gov](mailto:Cameron.Conant@ks.gov)>  
**Subject:** Memo and Recommendation for Application No. 50,263 Crestview Country Club

Good morning Guys,

Attached is a memo and draft response letter for application No. 50,263 for Crestview Country Club. They are requesting to rely more on using surface ponds for the golf course instead of current groundwater wells. We did receive written comments as of January 16, 2020 which I have attached to this email. Kristen and I have worked on a response draft letter to this organization and will also attach that to this email. Please feel free to provide comments on that.

Anyways, could you provide a recommendation on this application ? Thanks!

**Brandon Milner** | Environmental Scientist  
Kansas Dept. of Agriculture | Division of Water Resources  
**Address:** 1320 Research Park Dr., Manhattan, KS 66502  
**Phone:** 785-564-6631  
**Website:** <http://agriculture.ks.gov/divisions-programs/dwr>

# Ground Water Associates, Inc.

610 N. MAIN, P.O. BOX 3834 • WICHITA, KANSAS 67201 • 316-262-3322

August 20, 1994

Mark D. Jennings, Environmental Scientist  
Water Rights Section  
Division of Water Resources  
901 S. Kansas Ave., Second Floor  
Topeka, Kansas 66612

Subject: File Nos. 41412 and 949080  
Karl Solomon



Dear Mr. Jennings,

This letter is written to provide a brief report concerning the geology and hydrology of the area in which the above subject applications are located. These applications cover a well and a spring sited near the southwest corner of Section 13, T27S, R2E, Sedgwick County. (See the attached map which is for reference purposes.) The well is located 270' from Beech's well, File No. 4669.

It should be noted that a berm has been constructed on the west side of the spring fed pond and that Fourmile Creek now flows on the west side of the berm. If the pond fills, it overflows into Fourmile Creek. In fact, the creek serves as a drain for the ground water throughout this area.

Below a few feet of soil in the area of interest, the surface formation is the weathered Wellington Formation of Permian age. This deposit is also the aquifer in this area. The Wellington Formation is composed of gray and blue shale and thin beds of impure limestone. It originally contained thin beds of gypsum and anhydrite, but these have been dissolved by surface water percolating through the shale. And, this has created the secondary solution cavities which now provide the avenues for the movement of ground water throughout the area.

The secondary solution cavities have been developed in a north-south strip of eastern Sedgwick County, but they seem to be particularly well developed in areas which have been subject to more surface water flow such as creek channels and their

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FIELD OFFICE  
DIVISION OF WATER RESOURCES  
STAFFORD  
EXPERTISE IN WATER & WELLS

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intermittent tributary channels. As an example, the farm pond shown in the southwest quarter of Section 18, T27S, R3E was reported to have never held water and it was completed in the Wellington shale. What water was captured after a rain would simply leak out. Now this area has been developed into the Terradyne Golf Course, and all four of their wells are located along and near the center of the old drainage area.

The Crestview Country Club is located in Section 14 immediately west of the area of interest. Here, six wells have been developed in the Wellington Formation which have reported yields of 80 to 1000 gpm. As an example, the Layne, Inc. company tested one of Crestview's wells located near the center of Section 14 in April of 1992. It yielded 800 gpm at a drawdown of six feet. The SWL at that time was 15' below ground level, and the elevation at the site is approximately 1343'. This well is 55' deep. (Personal communication with Mr. James Seley of Layne, Inc.) Note the multiple drainage areas that run through Section 14.

The well covered by application 41412 is 69' deep and the land surface elevation here is 1312'. On July 26, 1994 the static water level (SWL) in this well was 5.60' below ground level, or at an elevation of 1306.40'. On the same day, the SWL in the Beech well (located 270' S-SW of 41412) was 11.00' below ground level, and with a surface elevation of 1317', the SWL elevation here was 1306'. (All elevations listed are approximate, but water levels are exact measurements below ground level.)

A fifty minute pumping test was run on File No. 41412, and it yielded 90 gpm at 0.40' drawdown. (The Beech well was not operating.) At the time of this test (July 26), the water level in the pond was about two feet from being full.

After a dry August, another brief pumping test was conducted on August 20. The pond water level appeared to be down approximately four feet, and the SWL in the well was now 9.45'. The SWL in the Beech well was 15.97'. A thirty minute pumping test was conducted and File No. 41412 yielded just under 90 gpm at a drawdown of 0.65'. A drawdown of 0.25' was measured in the Beech well.

The final pumping test shows that pumping from File No. 41412 at a 50 gpm pumping rate will have virtually no effect on the Beech well. And, since these two wells have co-existed and pumped together since 1979, and neither well owner has noticed any problem with the other's pumping, it is pretty good proof that problems will not develop in the future. Therefore, it is my opinion that File No. 41412 should be granted a waiver of the spacing requirement between these two wells.

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STAFFORD

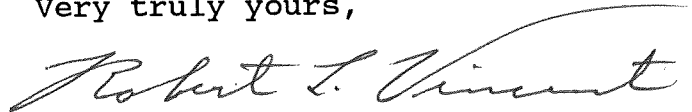
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I will be please to elaborate further on this matter if you so request.

Very truly yours,



Robert L. Vincent, C.P.G.  
GROUND WATER ASSOCIATES, INC.

cc: Karl Solomon  
1831 N. Rock Road Court  
Wichita, Kansas 67206

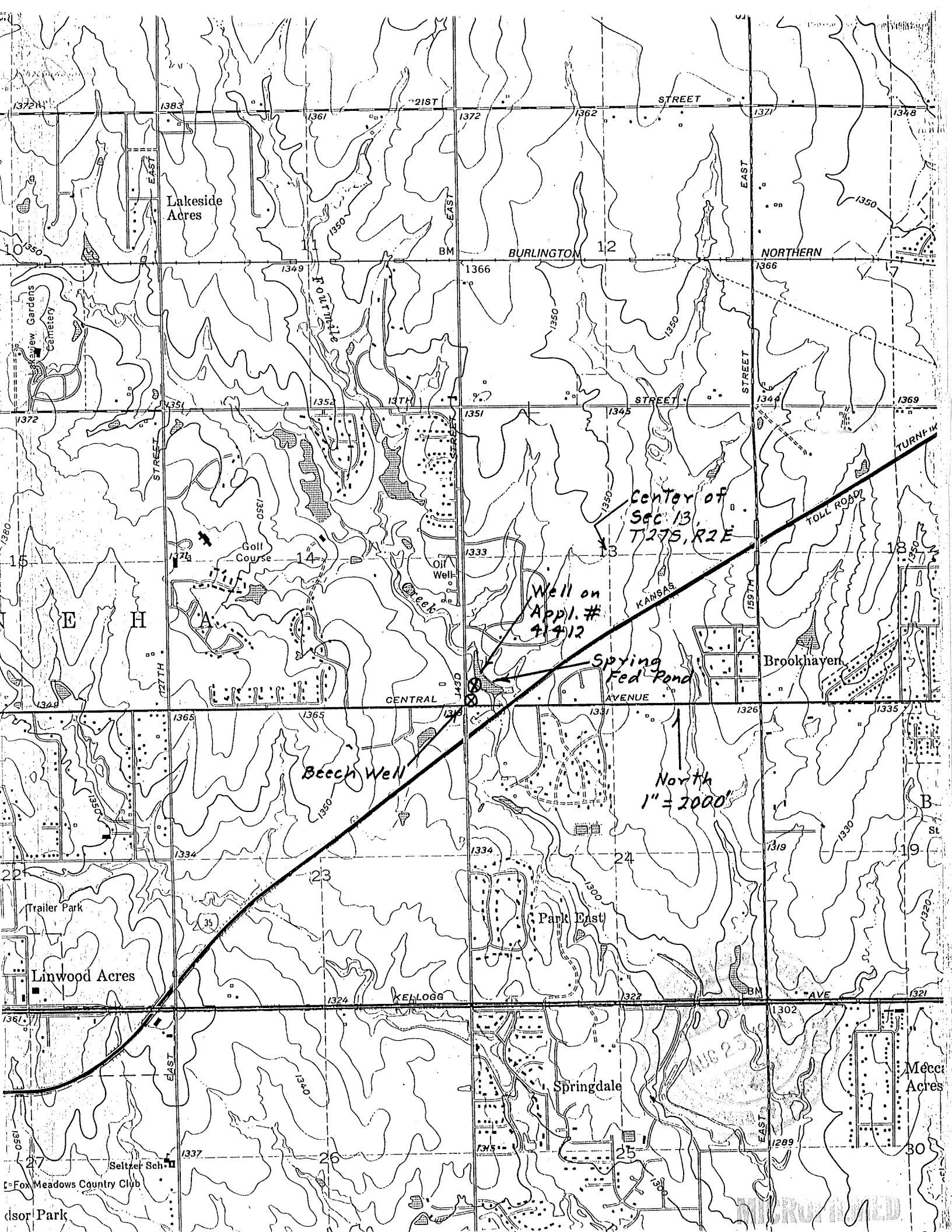
RLV/jv

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Lakeside Acres

BURLINGTON STREET

NORTHERN STREET

New Gardens Cemetery

Golf Course

Center of Sec 13 T27S, R2E

Well on Appl. # 41412

Spring Fed Pond

Brookhaven

Beech Well

North 1" = 2000'

Linwood Acres

Springdale

Mecca Acres

Seltzer Sch.

Fox Meadows Country Club

dsor Park

1320 Research Park Drive  
Manhattan, KS 66502  
785-564-6700  
www. agriculture.ks.gov



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

Mike Beam, Secretary

Laura Kelly, Governor

CONCERT CRESTVIEW LLC  
Attn: CRESTVIEW COUNTRY CLUB  
1000 N 127TH ST E  
WICHITA, KS 67206

RE: Appropriation of Water, File No. 50,263

Dear Sir or Madam:

Enclosed is a permit authorizing you to proceed with construction of the proposed diversion works and to appropriate water for beneficial use as set forth in the permit. Your attention is directed to the enclosures and to the terms, conditions, limitations, and requirements specified in this permit.

Notice must be filed on the enclosed form once the diversion works have been completed. Failure to complete the diversion works within the time allowed, or within any authorized extension of time thereof, will result in dismissal of this permit. If you need an extension of time, you must request it before the deadline for completion set forth in the permit. Any request for an extension of time must be accompanied by the statutorily required fee, which is currently \$100.00.

An acceptable water flowmeter must be installed on the diversion works authorized by this permit prior to using water. An annual water use report must be filed with the Chief Engineer by March 1, following the end of each calendar year. If a complete annual water use report is not received by the deadline, then a fine may be assessed and all water use under such permit or right may be suspended. Reports submitted in paper form will be assessed a \$20 per file number paper filing fee. In order to avoid this filing fee, you may submit your report online at [www.kswaterusereport.org](http://www.kswaterusereport.org).

The approval of your application constitutes a permit to appropriate water. It does not give authority to construct any dam or other stream obstruction regulated by K.S.A. 82a-301 through 305a. It does not give authority to access any right-of-way or authorize trespassing upon or injury to public or private property. It may also be necessary for you to comply with other local, state or federal requirements.

Enclosed is an informational sheet that sets forth the procedure to obtain a Certificate of Appropriation which will establish the extent of your perfected water right. Additional information and applicable forms may be found on our website at [agriculture.ks.gov/divisions-programs/dwr](http://agriculture.ks.gov/divisions-programs/dwr). If you have any questions or need assistance with any of these requirements, please contact our office at 785-564-6640 or your local Stafford Field Office at 620-234-5311. If you call, please reference the file number so we can help you more efficiently.

Sincerely,

Kristen A. Baum  
New Application Unit Supervisor  
Division of Water Resources

KAB:bmm  
Enclosure(s)  
pc: Stafford Field Office

# THE STATE OF KANSAS



**KANSAS DEPARTMENT OF AGRICULTURE**  
Mike Beam, Secretary of Agriculture

**DIVISION OF WATER RESOURCES**  
Christopher W. Beightel, Acting 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. 50,263** of the applicant

**CONCERT CRESTVIEW LLC  
Attn: CRESTVIEW COUNTRY CLUB  
1000 N 127TH ST E  
WICHITA, KS 67206**

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 **June 3, 2019**
2. That the water sought to be appropriated shall be used for irrigation use on land described in the application, as follows:

Sec.	Twp.	Range	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
14	27S	2E	8	9	35	19	28	30	30	36	32	17	6	23	22	11	4	10	320

3. That the appropriation sought shall be limited to all natural flows of Fourmile Creek (Walnut), not needed to satisfy all vested rights and prior appropriation rights to be incrementally accumulated as reservoir storage space becomes available to a maximum extent of **480 acre-feet** per calendar year in two (2) reservoirs created by a dam located in the Northeast Quarter of the Northeast Quarter of the Northwest Quarter (NE¼ NE¼ NW¼) of Section 14, more particularly described as being near a point 4,800 feet North and 2,960 feet West of the Southeast corner of said section and a dam located in the West Half of the Southwest Quarter of the Northeast Quarter (W½ SW¼ NE¼) of Section 14, more particularly described as being near a point 3,260 feet North and 2,520 feet West of the Southeast corner of said section, both in Township 27 South, Range 2 East, Sedgwick County, Kansas, to provide **480 acre-feet** of water as needed for direct irrigation use to be withdrawn, released or otherwise diverted from the reservoir at a re-diversion rate of approximately **3,600 gallons per minute (8.02 c.f.s.)**. A reasonable maximum re-diversion rate will be established during the perfection period and assigned at certification.

4. That installation of works for diversion of water shall be completed on or before **December 31, 2021** 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.

5. That the proposed appropriation shall be perfected by the actual application of water to the proposed beneficial use on or before **December 31, 2025** 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.

6. 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.

7. 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.

8. 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.

9. 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.

10. That all re-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 re-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.

11. That an acceptable water flow meter shall be installed and maintained on the re-diversion works authorized by this permit in accordance with the 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).

12. 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.

13. That no water user shall engage in nor allow the waste of any water diverted under the authority of this permit.

14. 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.

15. 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.

16. That the quantity of water approved under this permit is further limited to the quantity which combined with Water Right, File Nos. 12,294; 15,656; & 35,341; will provide a total **not to exceed 480 acre-feet** of water per calendar year, for direct irrigation use on the land described herein.

Ordered this 22<sup>nd</sup> day of June, 2020, in Manhattan, Riley 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 22<sup>nd</sup> day of June, 2020, by Lane P. Letourneau, P.G., Program Manager, Division of Water Resources, Kansas Department of Agriculture.



Katie N. Anderson

Notary Public

## 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 request an evidentiary hearing before the Chief Engineer, or 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 Division, 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 review 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.

## CERTIFICATE OF SERVICE

On this 24<sup>th</sup> day of June, 2020, I hereby certify that the foregoing Order dated June 22, 2020, was mailed postage prepaid, first class, US mail to the following:

Original to:

CONCERT CRESTVIEW LLC  
Attn: CRESTVIEW COUNTRY CLUB  
1000 N 127TH ST E  
WICHITA, KS 67206

Stafford Field Office



Division of Water Resources Staff