

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

Document Signature _____

1. File Number: CD 004	2. Status Change Date: 8/25/2016	3. Change Num: C1	4. Field Office: 03	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: 11-MAY-2015
8a. Applicant(s) New to system <input type="checkbox"/> CITY OF CONCORDIA CITY HALL 701 WASHINGTON PO BOX 603 CONCORDIA KS 66901		Person ID 3122 Add Seq# 1	8c. Landowner(s) New to system <input type="checkbox"/> Person ID _____ Add Seq# _____	
8b. Landowner(s) New to system <input type="checkbox"/> CITY OF CONCORDIA CITY HALL 701 WASHINGTON PO BOX 603 CONCORDIA KS 66901		Person ID 3122 Add Seq# 1	8d. Landowner(s) New to system <input type="checkbox"/> Person ID _____ Add Seq# _____	
8e. WUC New to system <input type="checkbox"/> CITY OF CONCORDIA CITY HALL 701 WASHINGTON PO BOX 603 CONCORDIA KS 66901		Person ID 3122 Add Seq# 1		
9. Documents and Enclosure(s): <input checked="" type="checkbox"/> DWR Meter(s) Date to Comply: 12/31/16 <input checked="" type="checkbox"/> N & P Date to Comply: 12/31/16				
<input checked="" type="checkbox"/> Check Valve <input checked="" type="checkbox"/> N & P Form <input type="checkbox"/> Water Tube <input type="checkbox"/> Driller Copy <input type="checkbox"/> H & E Letter <input type="checkbox"/> Conservation Plan Date Required: _____ Date Approved: _____ Date to Comply: _____				
10. Use Made of Water From: MUN To: IRR AND MUN				
Date Prepared: 8/22/16 By: RAK Date Entered: 8/25/2016 By: UM				

File No. CD 004	11. County: CD	Basin: REPUBLICAN RIVER	Stream:	Formation Code 113 or 331	Special Use:											
12. Points of Diversion																
T MOD DEL ENT	PDIV	Qualifier	S T R ID 'N 'W	Comment	Rate and Quantity Authorized Additional Rate gpm Quantity af/mgy Rate gpm Quantity af/mgy Overlap PD Files											
MODIFY		MUNICIPAL BLANKET RATE AND QUANTITY			2475 g.p.m. 334.60 m.g.y. 2475 g.p.m. 334.60 m.g.y.											
MOD	MUN	39911	LOT 1	32 5 3W 9	4867 474	WELL #14 - CAPPED & ABANDONED	NO									
✓	MUN	42745	LOT 1	32 5 3W 6	4758 46	WELL #10 - CAPPED & ABANDONED	NO									
✓	MUN	29738	LOT 3	32 5 3W 11	3802 122	WELL #8 - CAPPED & ABANDONED	NO									
✓	MUN	39534	LOT 4	33 5 3W 3	3075 2769	WELL #17 - CAPPED & ABANDONED	NO									
✓	MUN	25546	SE¼ NE¼ NE¼	5 6 3W 2	3517 73	WELL #19	NO									
MOD	MUN	44516		5 6 3W 3	1101 711	WELL #18- <u>LOT 8</u> BLK 4 COLLEGE HEIGHT ADDITION (REMOVE LOT 8 FROM LOT BOX)	NO									
✓	MUN	26492	NW¼NW¼NE¼	9 6 3W 2	5162 2492	WELL #20	NO									
ENT	IRR	85568	NE¼SE¼SW¼	34 5 3W	687 2869		125 g.p.m. 16.57 AF 125 g.p.m. 16.57 AF NO									
13. Storage: Rate _____ NF Quantity _____ ac/ft Additional Rate _____ NF Additional Quantity _____ ac/ft																
14. Limitation: _____ Limitation: _____ af/yr at _____ gpm (_____ cfs) when combined with file number(s) _____																
15. 5YR Allocation: Allocation Type _____ Start Year _____ 5 YR Amount _____ Amount Unit _____ Base Acres _____ Comment _____																
T MOD DEL ENT	PUSE	S T R ID	NE¼ NW¼ SW¼ SE¼ NE¼ NW¼ SW¼ SE¼ NE¼ NW¼ SW¼ SE¼ NE¼ NW¼ SW¼ SE¼				Total	Owner Chg? Overlap Files								
MUN	✓13766	4 6 3W 1	CITY OF CONCORDIA & IMMEDIATE VICINITY				8B	NO 30526; 39720; 40133								
MUN	✓7314	4 6 3W 2	WITHIN BOUNDARIES OF RWD #1 CLOUD CO				8B	NO 30526; 39720; 40133								
IRR	ENT 68008	34 5 3W					2.45					9.55	12.00	8B	NO	NO
Comments:																

KANSAS DEPARTMENT OF AGRICULTURE
Division of Water Resources
M E M O R A N D U M

TO: Files

DATE: August 18, 2016

FROM: Richelle A. Krueger

RE: Vested Right
File No. CD 004

Jeremy Arnold, on behalf of the City of Concordia, Kansas, owner of the referenced Vested Right, filed an application for approval to change the point of diversion and use made of water from municipal use to municipal use and irrigation use.

The referenced file number does not appear abandoned as per K.S.A. 82a-718.

File No. CD 004 is currently authorized a blanket diversion rate and quantity of 2,600 g.p.m. and 1044 acre-feet from seven wells all located in the Republican River Basin for municipal use in the City of Concordia and the immediate vicinity, and within the boundaries Rural Water District No. 1, Cloud County, Kansas. The referenced file number has no overlaps in the authorized points of diversion but the place of use overlaps Water Right, File Nos. 30,526, 39,720 and 40,133.

The City proposes to authorize 16.57 AF (5.40 m.g.y.) and 125 g.p.m. for irrigating a sports complex from a well that Paragraph No. 3 indicates was originally covered by File No. CD 004. This is not an additional well since File No. CD 004 authorized 14 wells at one time. 334.60 million gallons and 2,475 g.p.m. will remain authorized for municipal use.

The proposal appears to meet K.A.R. 5-5-3 *Change in consumptive use* and K.A.R. 5-5-8 *Standards for approval of an application for a change in the place of use and a change in the use made of water*. The proposed irrigation use appears to be a less consumptive use than the original municipal use so no quantity reduction was required. The total quantity of water to be authorized for irrigation use, 16.57 acre-feet, can potentially irrigate the proposed 12 acres with 1.38 acre-foot per acre, which appears reasonable.

The proposed existing irrigation well is located 687 feet North and 2,869 feet West of the Southeast corner of Section 34, Township 5 South, Range 3 West, Cloud County. The same local source of supply will not change since the well was previously authorized by File No. CD 004.

WRIS and the application map indicate there is one non-domestic irrigation well (File No. 49,073) and three domestic wells within one-half mile of the proposed existing well. A domestic well is located within 200 feet of the existing proposed well. K.A.R. 5-4-4 allows the Chief Engineer to determine spacing necessary to prevent direct impairment of nearby wells and it appears based on the available information that direct impairment of nearby wells should not occur and that the spacing between wells is sufficient to prevent direct impairment between the wells located in a common source of supply or hydraulically connected sources of supply as per K.A.R. 5-4-4(a). The field office has not received any complaints about the proposed well, which has been in existence for years.

A public notice was printed in the local paper once a week for three consecutive weeks to notify interested parties of this application. A time period of fifteen (15) days was allowed for comments after the final publication of this notice. In addition, notification letters were sent to the non-domestic well owner and identified domestic well owners. There was one phone inquiry on April 5, 2016; no objections were voiced. No other responses have been received as of today's date.

Memorandum
File No. CD 004
August 18, 2016
Page 2

The source of supply will remain the same.

In an e-mail dated August 18, 2016 Kelly Stewart, Water Commissioner of the Stockton Field Office, indicated he has no objection to approval of the referenced change application.

A water flow meter is required and a check valve is required, if chemigating.

Based on the above discussion, that the changes are reasonable, that impairment to existing vested rights is unlikely, and that no change in the local source of supply will occur, it has been recommended that the referenced application be approved.


Richelle A. Krueger
Environmental Scientist

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



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

Jackie McClaskey, Secretary

Governor Sam Brownback

August 26, 2016

CITY OF CONCORDIA
CITY HALL ATTN JEREMY ARNOLD
701 WASHINGTON PO BOX 603
CONCORDIA KS 66901

FILE COPY

RE: Vested Right, File No. CD 004

Dear Mr. Arnold:

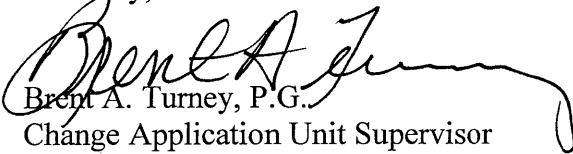
Enclosed is the order executed by the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, approving the application for change under the above referenced file number.

Your attention is directed to the enclosures and to the terms, conditions, and limitations specified in this approval for change. A condition of this approval is that an acceptable water flow meter must be installed on the diversion works authorized under the referenced file number. Please return the required notification of completion of the diversion works and installation of the required meter as soon as these actions are completed.

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

If you have any questions, please contact this office. If you call, please reference the file number so we can help you more efficiently.

Sincerely,


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

Enclosures

pc: Stockton Field Office



KANSAS DEPARTMENT OF AGRICULTURE
Jackie McClaskey, Secretary of Agriculture

DIVISION OF WATER RESOURCES
David W. Barfield, Chief Engineer

**APPROVAL OF APPLICATION
FOR
CHANGE IN
POINT OF DIVERSION
AND USE MADE OF WATER
WATER RIGHT
FILE NO. CD 004**

FILE COPY

The Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, after due consideration of the written application of Jeremy Arnold, on behalf of the City of Concordia, Kansas, 701 Washington, P.O. Box 603, Concordia, Kansas, 66901, received in this office on May 15, 2015, for approval of a change in the location of the point of diversion and the use made of water under the vested right order, determining and establishing a vested right to continue the beneficial use of water, then identified in the office of the Chief Engineer as Vested Right, Code 624, Cloud County, now identified as Vested Right, File No. CD 004, as modified and amended by the Order of the Chief Engineer dated March 9, 1979, approving the application to change the point of diversion, by the Correctional Order of the Chief Engineer dated July 10, 1980, correcting an error in the number of authorized points of diversion, by the Order of the Chief Engineer dated January 11, 1989, approving the application to change the point of diversion and place of use, and by the Order of the Chief Engineer dated June 1, 1990, approving the application to change the point of diversion, finds that the change is reasonable and will not impair existing rights, and that the application should be and is hereby approved.

The effective date of the change shall be the date this order is executed by the Chief Engineer, after which that portion retained for municipal use shall be authorized a maximum quantity not to exceed 334.60 million gallons of groundwater per calendar year at a diversion rate not in excess of 2,475 gallons per minute (5.51 c.f.s.) from the points of diversion located as follows:

one (1) well located in Lot 1 of Section 32, more particularly described as being near a point 4,867 feet North and 474 feet West of the Southeast corner of said section (Well No. 14),

one (1) well located in Lot 1 of Section 32, more particularly described as being near a point 4,758 feet North and 46 feet West of the Southeast corner of said section (Well No. 10),

one (1) well located in Lot 3 of Section 32, more particularly described as being near a point 3,802 feet North and 122 feet West of the Southeast corner of said section (Well No. 8),

one (1) well located in Lot 4 of Section 33, more particularly described as being near a point 3,075 feet North and 2,769 feet West of the Southeast corner of said section (Well No. 17),

all four (4) wells in Township 5 South,

one (1) well located in the Southeast Quarter of the Northeast Quarter of the Northeast Quarter (SE $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$) of Section 5, more particularly described as being near a point 3,517 feet North and 73 feet West of the Southeast corner of said section (Well No. 19),

one (1) well located in Lot 8, Block 4, College Height Addition, Section 5, more particularly described as being near a point 1,101 feet North and 711 feet West of the Southeast corner of said section (Well No. 18), and

one (1) well located in the Northwest Quarter of the Northwest Quarter of the Northeast Quarter (NW $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$) of Section 9, more particularly described as being near a point 5,162 feet North and 2,492 feet West of the Southeast corner of said section (Well No. 20),

all three (3) wells in Township 6 South,

a total of seven (7) wells, all in Range 3 West, Cloud County, Kansas,

for municipal use in the City of Concordia and the immediate vicinity, and within the boundaries of Rural Water District No. 1, Cloud County, Kansas.

The portion changed to irrigation use shall be authorized a maximum quantity not to exceed 16.57 acre-feet (5.40 million gallons) of groundwater per calendar year at a maximum diversion rate not to exceed 125 gallons per minute (0.28 c.f.s.) from a point of diversion located as follows:

one (1) well located in the Northeast Quarter of the Southeast Quarter of the Southwest Quarter (NE $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$) of Section 34, more particularly described as being near a point 687 feet North and 2,869 feet West of the Southeast corner of said section, in Township 5 South, Range 3 West, Cloud County, Kansas,

for irrigation use at a sports complex within the City of Concordia, Kansas at a location described as follows:

Sec.	Twp.	Range	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTAL ACRES														
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$															
34	5S	3W																2.45										9.55					12.00

a total of 12.00 acres in Section 34, Township 5 South, Range 3 West, Cloud County, Kansas,

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

Installation of the works for diversion of water shall be completed on or before December 31, 2016, or within any authorized extension of time. The water right owner shall notify the Chief Engineer of the Division of Water Resources, Kansas Department of Agriculture, when construction of the works for diversion has been completed.

All diversion works into which any type of chemical or other foreign substance will be injected into the water pumped from the diversion works shall be equipped with an in-line, automatic, quick-closing check valve capable of preventing pollution of the source of the water supply. The type of valve installed shall meet specifications adopted by the Chief Engineer and shall be maintained in an operating condition satisfactory to the Chief Engineer.

The water right owner shall properly install an acceptable water meter on the diversion works authorized under this water right, prior to the use of water, in strict accordance with the Kansas Administrative Regulations 5-1-4 through 5-1-12 adopted by the Chief Engineer. The water right owner shall notify the Chief Engineer when installation of the water meter has been completed. The water right owner shall maintain the water meter in an operating condition satisfactory to the Chief Engineer, at all times during diversion of water and shall maintain records from which the total quantity of water diverted may be determined. The water right owner shall also report the reading of said water meter and the total quantity of water diverted annually to the Chief Engineer. Such records shall be furnished to the Chief Engineer by March 1 following the end of each calendar year.

In all other respects, the vested right order, determining and establishing a vested right to continue the beneficial use of water, identified in the office of the Chief Engineer as Vested Right, File No. CD 004, is as stated and set forth in the vested right order executed by the Chief Engineer on June 18, 1954, as modified and amended by the aforementioned orders.

This Order shall become a final agency action, as defined by K.S.A. 77-607(b), without further notice to the parties, if a request for hearing or a petition for administrative review is not filed as set forth below.

Request for Hearing. According to K.A.R. 5-14-3(c), any party who desires a hearing must submit a request within 15 days after the date shown on the Certificate of Service attached to this Order. Filing a request for a hearing will give you the opportunity to submit additional facts for consideration, contest any findings made by the Chief Engineer or present any other information you believe should be considered in this matter. A timely-filed request for hearing will stay the deadline for requesting administrative review of this Order pending the outcome of the hearing.

Petition for Review. Any person aggrieved by this Order may petition for administrative review, pursuant to K.S.A. 82a-708b(a) and K.S.A. 82a-1901(a). The petition must be filed within 30 days after the date shown on the Certificate of Service attached to this Order and must set forth the basis for the review, unless stayed by the timely filing of a request for hearing.

Any request for hearing or petition for administrative review shall be in writing and shall be submitted to the attention of: Chief Legal Counsel, Kansas Department of Agriculture, 1320 Research Park Drive, Manhattan, Kansas 66502, Fax: (785) 564 - 6777.

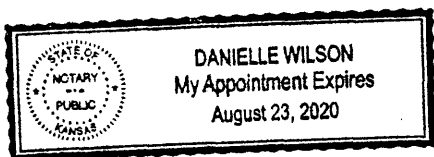
Ordered this *25* day of *August*, 2016, in Topeka, Shawnee County, Kansas.

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 *25th* day of *August*, 2016, by Lane P. Letourneau, P.G., Program Manager, Water Appropriation Program, Division of Water Resources, Kansas Department of Agriculture.

Danielle Wilson
Notary Public



CERTIFICATE OF SERVICE

On this 20 day of August, , I hereby certify that the foregoing Approval of Application for Change in Point of Diversion and Use Made of Water, File No. CD 004, dated August 25, 2016 was mailed postage prepaid, first class, US mail to the following:

CITY OF CONCORDIA
CITY HALL ATTN JEREMY ARNOLD
701 WASHINGTON PO BOX 603
CONCORDIA KS 66901

With photocopies to:

Stockton Field Office



Division of Water Resources

Submit To: CHIEF ENGINEER
 Division of Water Resources
 Kansas Department of Agriculture
 1320 Research Park Drive
 Manhattan, KS 66502
www.ksda.gov/dwr

**APPLICATION FOR APPROVAL TO
 CHANGE THE PLACE OF USE, THE
 POINT OF DIVERSION OR THE USE
 MADE OF THE WATER UNDER AN
 EXISTING WATER RIGHT**



State of Kansas

Filing Fee Must Accompany the Application
 (Please refer to Fee Schedule on signature page of application form.)

Paragraph Nos. 1, 2, 3, 4 & 8 must be completed. Complete all other applicable portions. A topographic map or detailed plat showing the authorized and proposed points(s) of diversion and /or place of use must accompany this application.

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

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

WATER RESOURCES
 RECEIVED

MAY 15 2015

12:44
 KS DEPT OF AGRICULTURE

File No. CD004

2. Name of applicant: City of Concordia - City Hall

Address: 701 Washington PO Box 603

City, State and Zip: Concordia, Ks. 66901

Phone Number: (785)243-2670 E-mail address: utilitiesdirector@concordiak.org

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

Name of water use correspondent: Same as above

Address: _____

City, State and Zip: _____

Phone Number: (____) _____ E-mail address: _____

3. The change(s) proposed herein are desired for the following reasons (please be specific): To add back in a well that was originally covered by this water right and change it to irrigation use to water a sports complex. The existing 7 wells will not change.

The change(s) will be completed by as soon as approved (Date)

For Office Use Only:							
F.O. <u>3</u>	GMD <u>1</u>	Meets K.A.R. 5-5-1 (YES/NO) <u>(YES)</u>	Use <u>MUN</u>	Source <u>G/S</u>	County <u>CD</u>	By <u>KAB</u>	Date <u>5/15/15</u>
Code <u>C-2</u>	Fee \$ <u>1500</u>	TR # <u>15011500</u>	Receipt Date <u>5-1-15</u>	Check # <u>061742</u>			

RECEIVED

8:58am.
 MAY 11 2015

8 4 / 16
 RAK

4. The presently authorized place of use is:

Owner of Land — NAME: City of Concordia and immediate vicinity and within boundaries of RWD #1 Cloud County

ADDRESS: _____

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

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

Owner of Land — NAME: _____

ADDRESS: _____

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

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

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

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

Owner of Land — NAME: City of Concordia and immediate vicinity and within boundaries of RWD #1 Cloud County

ADDRESS: _____

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

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

Owner of Land — NAME: City of Concordia - Irrigation Use

ADDRESS: _____

Sec.	Twp.	Range	NE¼				NW¼				SW¼				SE¼				TOTAL ACRES
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
34	5	3w									2.45						9.55		12

List any other water rights that cover this place of use. None

IF MORE SPACE IS NEEDED, ATTACH ADDITIONAL SHEETS AS NECESSARY

Krueger, Richelle

From: Jeremy Arnold <UtilitiesDirector@concordiaaks.org>
Sent: Monday, March 28, 2016 11:51 AM
To: Krueger, Richelle
Subject: Fw: Public Notice Map
Attachments: doc04655420160328120235.pdf

I was informed of 2 more domestic wells, one of which is used for a garden and the other is for geothermal use.

Jeremy Arnold

From: cityclerk@concordiaaks.org <cityclerk@concordiaaks.org>
Sent: Monday, March 28, 2016 1:02 PM
To: Jeremy Arnold
Subject:

TASKalfa 3500i
[00:c0:ee:88:65:1b]

WATER RESOURCES
RECEIVED

MAR 28 2016

KS DEPT OF AGRICULTURE

APPLICATION FOR APPROVAL TO CHANGE THE PLACE OF USE AND/OR POINT OF DIVERSION SUPPLEMENTAL SHEET FILE NO. CD004

MAY 11 2015

Stockton Field Office Division of Water Resources

Presently authorized point of diversion:
 One in the _____ Quarter of the _____ Quarter of the _____ Lot 4 _____ Quarter of Section _____ 33 _____, Township _____ 5 _____ South, Range _____ 3 _____ W, in Cloud _____ County, Kansas, _____ 3075 _____ feet North _____ 2769 _____ feet West of Southeast corner of section. Authorized Rate _____ Authorized Quantity _____ Depth of well _____ (feet) (DWR use only: Computer ID No. 03 GPS _____ feet North _____ feet West) This point will not be changed This point will be changed as follows: UPDATE point of diversion better described with GPS as:
Proposed point of diversion: (Complete only if change is requested)
 One in the _____ Quarter of the _____ Quarter of the _____ Quarter of Section _____, Township _____ South, Range _____ (E/W), in _____ County, Kansas, _____ feet North _____ feet West of Southeast corner of section. Proposed Rate _____ Proposed Quantity _____ Proposed well depth (feet) _____ This point is: Additional Well Geo Center List other water rights that will use this point _____

Presently authorized point of diversion: * Lot 1
 One in the _____ Quarter of the _____ Quarter of the _____ Lot 1 _____ Quarter of Section _____ 32 _____, Township _____ 5 _____ South, Range _____ 3 _____ W, in Cloud _____ County, Kansas, _____ 4867 _____ feet North _____ 474 _____ feet West of Southeast corner of section. Authorized Rate _____ Authorized Quantity _____ Depth of well _____ (feet) (DWR use only: Computer ID No. 09 GPS _____ feet North _____ feet West) This point will not be changed This point will be changed as follows: UPDATE point of diversion better described with GPS as:
Proposed point of diversion: (Complete only if change is requested)
 One in the _____ Quarter of the _____ Quarter of the _____ Quarter of Section _____, Township _____ South, Range _____ (E/W), in _____ County, Kansas, _____ feet North _____ feet West of Southeast corner of section. Proposed Rate _____ Proposed Quantity _____ Proposed well depth (feet) _____ This point is: Additional Well Geo Center List other water rights that will use this point _____

Presently authorized point of diversion:
 One in the _____ Quarter of the _____ Quarter of the _____ Lot 1 _____ Quarter of Section _____ 32 _____, Township _____ 5 _____ South, Range _____ 3 _____ W, in Cloud _____ County, Kansas, _____ 4758 _____ feet North _____ 46 _____ feet West of Southeast corner of section. Authorized Rate _____ Authorized Quantity _____ Depth of well _____ (feet) (DWR use only: Computer ID No. 06 GPS _____ feet North _____ feet West) This point will not be changed This point will be changed as follows: UPDATE point of diversion better described with GPS as:
Proposed point of diversion: (Complete only if change is requested)
 One in the _____ Quarter of the _____ Quarter of the _____ Quarter of Section _____, Township _____ South, Range _____ (E/W), in _____ County, Kansas, _____ feet North _____ feet West of Southeast corner of section. Proposed Rate _____ Proposed Quantity _____ Proposed well depth (feet) _____ This point is: Additional Well Geo Center List other water rights that will use this point _____

Presently authorized point of diversion: * Block 4, College Height
 One in the _____ Quarter of the _____ Quarter of the _____ Lot 8 _____ Quarter of Section _____ 5 _____, Township _____ 6 _____ South, Range _____ 3 _____ W, in Cloud _____ County, Kansas, _____ 1101 _____ feet North _____ 711 _____ feet West of Southeast corner of section. Authorized Rate _____ Authorized Quantity _____ Depth of well _____ (feet) (DWR use only: Computer ID No. 03 GPS _____ feet North _____ feet West) This point will not be changed This point will be changed as follows: UPDATE point of diversion better described with GPS as:
Proposed point of diversion: (Complete only if change is requested)
 One in the _____ Quarter of the _____ Quarter of the _____ Quarter of Section _____, Township _____ South, Range _____ (E/W), in _____ County, Kansas, _____ feet North _____ feet West of Southeast corner of section. Proposed Rate _____ Proposed Quantity _____ Proposed well depth (feet) _____ This point is: Additional Well Geo Center List other water rights that will use this point _____

MAY 15 2015

* per change in PUPD approved 1/11/89 * BAK/02 - 5/15/16

APPLICATION FOR APPROVAL TO CHANGE THE PLACE OF USE AND/OR POINT OF DIVERSION SUPPLEMENTAL SHEET FILE NO. CD004

MAY 11 2015

Stockton Field Office Division of Water Resources

Presently authorized point of diversion: One in the _____ Quarter of the _____ Quarter of the _____ Quarter of Section _____ Township _____ South, Range _____ in _____ County, Kansas, _____ feet North _____ feet West of Southeast corner of section. Authorized Rate _____ Authorized Quantity _____ Depth of well _____ (feet) (DWR use only: Computer ID No. _____ GPS _____ feet North _____ feet West) [] This point will not be changed [] This point will be changed as follows: [] UPDATE point of diversion better described with GPS as: Proposed point of diversion: (Complete only if change is requested) One in the NE Quarter of the SE Quarter of the SW Quarter of Section 34 Township 5 South, Range 3 W, in Cloud County, Kansas, 687 feet North 2869 feet West of Southeast corner of section. Proposed Rate 125 Proposed Quantity 16.57 Proposed well depth (feet) _____ This point is: [x] Additional Well [] Geo Center List other water rights that will use this point None

Presently authorized point of diversion: One in the _____ Quarter of the _____ Quarter of the _____ Quarter of Section _____ Township _____ South, Range _____ (E/W), in _____ County, Kansas, _____ feet North _____ feet West of Southeast corner of section. Authorized Rate _____ Authorized Quantity _____ Depth of well _____ (feet) (DWR use only: Computer ID No. _____ GPS _____ feet North _____ feet West) [] This point will not be changed [] This point will be changed as follows: [] UPDATE point of diversion better described with GPS as: Proposed point of diversion: (Complete only if change is requested) One in the _____ Quarter of the _____ Quarter of the _____ Quarter of Section _____ Township _____ South, Range _____ (E/W), in _____ County, Kansas, _____ feet North _____ feet West of Southeast corner of section. Proposed Rate _____ Proposed Quantity _____ Proposed well depth (feet) _____ This point is: [] Additional Well [] Geo Center List other water rights that will use this point _____

Presently authorized point of diversion: One in the _____ Quarter of the _____ Quarter of the _____ Quarter of Section _____ Township _____ South, Range _____ (E/W), in _____ County, Kansas, _____ feet North _____ feet West of Southeast corner of section. Authorized Rate _____ Authorized Quantity _____ Depth of well _____ (feet) (DWR use only: Computer ID No. _____ GPS _____ feet North _____ feet West) [] This point will not be changed [] This point will be changed as follows: [] UPDATE point of diversion better described with GPS as: Proposed point of diversion: (Complete only if change is requested) One in the _____ Quarter of the _____ Quarter of the _____ Quarter of Section _____ Township _____ South, Range _____ (E/W), in _____ County, Kansas, _____ feet North _____ feet West of Southeast corner of section. Proposed Rate _____ Proposed Quantity _____ Proposed well depth (feet) _____ This point is: [] Additional Well [] Geo Center List other water rights that will use this point _____

Presently authorized point of diversion: One in the _____ Quarter of the _____ Quarter of the _____ Quarter of Section _____ Township _____ South, Range _____ (E/W), in _____ County, Kansas, _____ feet North _____ feet West of Southeast corner of section. Authorized Rate _____ Authorized Quantity _____ Depth of well _____ (feet) (DWR use only: Computer ID No. _____ GPS _____ feet North _____ feet West) [] This point will not be changed [] This point will be changed as follows: [] UPDATE point of diversion better described with GPS as: Proposed point of diversion: (Complete only if change is requested) One in the _____ Quarter of the _____ Quarter of the _____ Quarter of Section _____ Township _____ South, Range _____ (E/W), in _____ County, Kansas, _____ feet North _____ feet West of Southeast corner of section. Proposed Rate _____ Proposed Quantity _____ Proposed well depth (feet) _____

WATER RESOURCES RECEIVED

6. The presently authorized point(s) of diversion are 7 wells MAY 11 2015
(Provide description and number of points)

7. The proposed point(s) of diversion are 8 wells
Stockton Field Office
Division of Water Resources
(Provide description and number of points)

List all presently authorized point(s) of diversion:

8. **Presently authorized point of diversion:**
 One in the SE Quarter of the NE Quarter of the NE Quarter of Section 5, Township 6 South, Range 3 W, in Cloud County, Kansas, 3517 feet North 73 feet West of Southeast corner of section.
 Authorized Rate 2600 * Authorized Quantity 1044 * * Rate & Quantity for entire water right
 (DWR use only: Computer ID No. 02 GPS feet North feet West)
 This point will not be changed This point will be changed as follows:
Proposed point of diversion: (Complete only if change is requested)
 One in the Quarter of the Quarter of the Quarter of Section , Township South, Range W, in County, Kansas, feet North feet West of Southeast corner of section.
 Proposed Rate Proposed Quantity
 This point is: Additional Well Geo Center List other water rights that will use this point

9. **Presently authorized point of diversion:**
 One in the NW Quarter of the NW Quarter of the NE Quarter of Section 9, Township 6 South, Range 3 W, in Cloud County, Kansas, 5162 feet North 2492 feet West of Southeast corner of section.
 Authorized Rate Authorized Quantity
 (DWR use only: Computer ID No. 02 GPS feet North feet West)
 This point will not be changed This point will be changed as follows:
Proposed point of diversion: (Complete only if change is requested)
 One in the Quarter of the Quarter of the Quarter of Section , Township South, Range W, in County, Kansas, feet North feet West of Southeast corner of section.
 Proposed Rate Proposed Quantity
 This point is: Additional Well Geo Center List other water rights that will use this point

10. **Presently authorized point of diversion:**
 One in the Quarter of the Quarter of the Lot 3 Quarter of Section 32, Township 5 South, Range 3 W, in Cloud County, Kansas, 3802 feet North 122 feet West of Southeast corner of section.
 Authorized Rate Authorized Quantity
 (DWR use only: Computer ID No. 11 GPS feet North feet West)
 This point will not be changed This point will be changed as follows:
Proposed point of diversion: (Complete only if change is requested)
 One in the Quarter of the Quarter of the Quarter of Section , Township South, Range W, in County, Kansas, feet North feet West of Southeast corner of section.
 Proposed Rate Proposed Quantity
 This point is: Additional Well Geo Center List other water rights that will use this point

11. Describe the current condition of and future plans for any point(s) of diversion which will no longer be used. NA - all of the existing p/d's will continue to be used for municipal use. The new p/d will be for irrigation use only. WATER RESOURCES

IF MORE SPACE IS NEEDED, ATTACH ADDITIONAL SHEETS AS NECESSARY
RECEIVED
MAY 15 2015

12. The presently authorized use of water is for municipal purposes.
It is proposed that the use be changed to municipal and irrigation purposes.

13. If changing the place of use and/or use made of water, describe how the consumptive use will not be increased.
This change is converting a small amount of municipal quantity to irrigation quantity. This is a change from a higher consumptive use to a lower consumptive use.

CD004 used to authorize 14 wells and now is adding one back in to authorize a total of 8 wells.

(Please show any calculations here.)

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

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

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

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

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

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

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

CD 004 authorizes wells in the alluvium, the Dakota/alluvium, and the Dakota. The source of supply will not change by adding one well back into the water right. There will be no overall change in the total rate or quantity.

The irrigation well will be assigned 125 g.p.m. and 5,400,000 gallons (16.57 a.f.). The municipal wells will be authorized a total of 2,475 g.p.m. and 334,600,000 gallons.

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

NA

IF MORE SPACE IS NEEDED, ATTACH ADDITIONAL SHEETS AS NECESSARY

Any use of water that is not as authorized by the water right or permit to authorize water **before** the chief engineer approves this application is a violation of the Kansas Water Appropriation Act for which criminal or civil penalties may be assessed. Such violation is a class C misdemeanor, punishable by a fine not to exceed \$500 and/or a term of confinement not to exceed one month in the county jail. K.S.A. 82a-728(b). Civil penalties shall be not less than \$100 nor more than \$1,000 per violation. In the case of a continuing violation, each day such violation continues may be deemed a separate violation. In addition to these penalties the water right may be modified or suspended. K.S.A. 82a-737, as amended.

The application must be signed by all owners of the place of use authorized under the water right and his or her spouse, if married. Please indicate if there is no spouse. If land is being purchased under contract, the seller must sign as landowner until such time as the contract is completed.

In the event that all applicants cannot appear before one notary public, they may as necessary sign separate copies of the application before any notary public conveniently available to them. All copies signed in this manner shall be considered to be valid parts of the application.

If the request is signed on behalf of any Owner by someone with legal authority to do so (for example, an agent, one who has power of attorney, or an executor, executrix, conservator), it will be necessary to attach proper documents showing such authority.

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

Dated at Concordia, Kansas, this 24th day of April, 20 15.

X [Signature]

(Owner)

(Spouse)

X Jeremy Arnold

(Please Print)

(Please Print)

(Owner)

(Spouse)

(Please Print)

(Please Print)

(Owner)

(Spouse)

(Please Print)

(Please Print)

State of Kansas }
County of Cloud } SS

I hereby certify that the foregoing application was signed in my presence and sworn to before me this 24th day of April, 20 15.



[Signature]

Notary Public

My Commission Expires _____

FEE SCHEDULE

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

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

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

**WATER RESOURCES
RECEIVED**

MAY 15 2015

RECEIVED

MAY 11 2015

Stockton Field Office
Division of Water Resources

Krueger, Richelle

From: Stewart, Kelly
Sent: Thursday, August 18, 2016 10:06 AM
To: Krueger, Richelle
Cc: Billinger, Mark; Hageman, Rebecca
Subject: RE: Request for Recommendation Change in pu pd umw File No. CD 004 City of Concordia

Richelle,

I have no objection to the approval of this application.

Kelly

From: Krueger, Richelle
Sent: Thursday, August 4, 2016 9:48 AM
To: Stewart, Kelly <Kelly.Stewart@ks.gov>
Cc: Billinger, Mark <Mark.Billinger@ks.gov>
Subject: Request for Recommendation Change in pu pd umw File No. CD 004 City of Concordia

Hi Kelly,
Attached is a draft memo for the referenced change, do you recommend approval?
Thanks,
Richelle

PROOF OF PUBLICATION

State of Kansas, **Cloud County**, ss:
In the District Court of Said County.

In the matter of the: **PUBLIC NOTICE**

(Published in the Blade-Empire on Friday, June 10, 17 and 24, 2016)

PUBLIC NOTICE

The City of Concordia, Kansas, has filed with the Division of Water Resources, Kansas Department of Agriculture, one (1) application to change the point of diversion and use made of water pursuant to Vested Right, File No. CD 004. File No. CD 004 is authorized seven (7) wells for municipal purposes. The applicants propose to add a previously authorized well to be used for irrigation purposes under File No. CD 004 for a total of eight (8) wells. The locations of the seven (7) municipal wells will not change. The irrigation well proposed to be added to File No. CD 004 is located as follows: one (1) well located in the Northeast Quarter of the Southeast Quarter of the Southwest Quarter (NE $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$) of Section 34, more particularly described as being near a point 687 feet North and 2,869 feet West of the Southeast corner of said section, in Township 5 South, Range 3 West, Cloud County, Kansas.

Any interested party is invited to submit to this office on or before August 1, 2016, written comments as to whether the Application to Change the Point of Diversion and Use Made of Water for File No. CD 004 should be approved or not approved. Persons submitting comments should specifically indicate their interest in the application in a clear and concise manner.

The change application for File No. CD 004 is on file and available for public inspection in the office of the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, 1320 Research Park Drive, Manhattan, Kansas 66502.

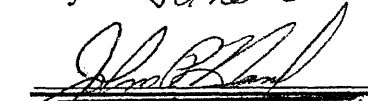
State of Kansas, Cloud County, ss.
MARK PETESCH

being duly sworn, says that he is an agent of **THE CONCORDIA BLADE-EMPIRE**, a newspaper printed and published in Concordia, Cloud County, Kansas; that said newspaper is published daily at least 50 times a year and has been so published for more than 5 years prior to this publication; that it has been entered at the Concordia, Kansas, post office as second class mail matter; that it has a general paid circulation on a daily basis in Cloud County, Kansas, and is not a trade, religious or fraternal publication; that it is authorized by the law to publish legal notices; that the notice or publication of which the attached is true copy as printed was published 3 consecutive weeks in said newspaper, to wit:

JUNE 10, 17, and 24, 2016 and that a verified statement of the fee and charges there for is **\$112.50**.



Subscribed and sworn to before this 27th
day of June 2016


JOHN P. HAMEL
NOTARY PUBLIC
STATE OF KANSAS
My Appl. Exp. 6/17/17

BLADE EMPIRE PUBLISHING CO., INC.

BELOIT -P5- GLASCO-MILTONVALE
 PO BOX 309
 CONCORDIA, KS 66901
 785-243-2424

Invoice Number: 155501

Invoice Date: 06/10/2016

Bill To: CITY OF CONCORDIA
 ATTN: ACCOUNTS PAYABLE
 PO BOX 603
 Concordia, KS 66901

Ship To: CITY OF CONCORDIA
 ATTN: ACCOUNTS PAYABLE
 PO BOX 603
 Concordia, KS 66901

Customer #	Salesperson	PO Number	Shipping Method	Ship To Phone	Terms
CITYCONCOR	DEANNA KYMER				N10EOM

Quantity	Item #	Description	Unit Price	Amount
1.00	LE1	CONCORDIA PUBLIC NOTICE	\$112.500 INCH	\$112.50

Thank you for your business

CONCORDIA PUBLIC NOTICE

Subtotal	\$112.50
Freight	\$0.00
Miscellaneous	\$0.00
NO TAX	
Sales Tax Amount	\$0.00
Discount	\$0.00
Total	\$112.50
Amount Received	\$0.00
Net Due	\$112.50

Krueger, Richelle

From: Krueger, Richelle
Sent: Thursday, June 30, 2016 8:37 AM
To: 'Jeremy Arnold'
Subject: RE: Proof of Notice

Jeremy,

I am so sorry, that is exactly what I need! I guess I should have had an extra cup of coffee this morning! If we do not receive any comments by Aug 1, then I will get this processed as quickly as possible.

Again please accept my apology!

Richelle Krueger

From: Jeremy Arnold [mailto:UtilitiesDirector@concordiaaks.org]
Sent: Thursday, June 30, 2016 8:30 AM
To: Krueger, Richelle
Subject: Re: Proof of Notice

I think that is underneath the invoice if you scroll down on the pdf file I sent. It says Proof of Publish on it and it has dates listed. Is there something different?

Jeremy Arnold

From: Krueger, Richelle <Richelle.Krueger@ks.gov>
Sent: Thursday, June 30, 2016 7:37:14 AM
To: Jeremy Arnold
Subject: RE: Proof of Notice

Good Morning Jeremy,

If you call the newspaper you used to publish, just ask them for a "proof of publishing" for the public notice, they should know what that is. Or, you can just cut the public notices out of the newspaper the three weeks they published it and send copies of that to me. You can just scan them and send them to me if you wish. Hope this helps, Thanks!

Richelle Krueger

Richelle Krueger, Environmental Scientist
Kansas Department of Agriculture
Water Appropriation Program
(785) 564-6635
Richelle.Krueger@kda.ks.gov
www.ksda.gov/dwr

From: Jeremy Arnold [mailto:UtilitiesDirector@concordiaaks.org]
Sent: Wednesday, June 29, 2016 9:59 AM
To: Krueger, Richelle
Subject: Fw: Proof of Notice

Is this all I need to do? Let me know if there is anything else that needs done.

Jeremy Arnold

From: cityclerk@concordiaaks.org <cityclerk@concordiaaks.org>

Sent: Wednesday, June 29, 2016 11:10 AM

To: Jeremy Arnold

Subject:

TASKalfa 3500i

[00:c0:ee:88:65:1b]

Krueger, Richelle

From: Stacey Crum <cityclerk@concordiaaks.org>
Sent: Thursday, June 09, 2016 8:55 AM
To: Krueger, Richelle
Subject: RE: Application to Change the Point of Diversion, City of Concordia Vested Right, File No. CD 004

Thank you very much!

From: Krueger, Richelle [mailto:Richelle.Krueger@KDA.KS.GOV]
Sent: Thursday, June 09, 2016 8:36 AM
To: Stacey Crum <cityclerk@concordiaaks.org>
Subject: RE: Application to Change the Point of Diversion, City of Concordia Vested Right, File No. CD 004

Good Morning Stacey,
Please find attached the public notice in Word. Hope this helps, if I can be of further assistance, feel free to call me.
Thanks,
Richelle

Richelle Krueger, Environmental Scientist
Kansas Department of Agriculture
Water Appropriation Program
(785) 564-6635
Richelle.Krueger@kda.ks.gov
www.ksda.gov/dwr

From: Stacey Crum [mailto:cityclerk@concordiaaks.org]
Sent: Thursday, June 09, 2016 8:28 AM
To: Krueger, Richelle
Subject: FW: Application to Change the Point of Diversion, City of Concordia Vested Right, File No. CD 004

Richelle,
Our newspaper is asking for this attachment in Word. Would you have it that way? Less chance of mistakes on their end.
Thank you!

STACEY CRUM, CMC
CITY CLERK

701 Washington, PO Box 603,
Concordia, KS 66901
785-243-2670
www.concordiaaks.org



From: Jeremy Arnold
Sent: Wednesday, June 08, 2016 3:54 PM

To: Stacey Crum <cityclerk@concordiaaks.org>

Subject: Fw: Application to Change the Point of Diversion, City of Concordia Vested Right, File No. CD 004

From: Krueger, Richelle <Richelle.Krueger@KDA.KS.GOV>

Sent: Wednesday, June 8, 2016 3:50 PM

To: Jeremy Arnold

Subject: FW: Application to Change the Point of Diversion, City of Concordia Vested Right, File No. CD 004

Hi Jeremy,

Attached is the notice we discussed, if I can be of further assistance just let me know.

Thanks,

Richelle

From: Krueger, Richelle

Sent: Wednesday, June 08, 2016 12:32 PM

To: 'Jeremy Arnold'

Subject: Application to Change the Point of Diversion, City of Concordia Vested Right, File No. CD 004

Good Afternoon,

Hope things are well in Concordia this afternoon! We are enjoying the sunshine here today. Hey, I am just following up on the above referenced change application which proposes to add an irrigation well as an authorized point of diversion for File No. CD 004. Back in March I sent you a public notice to publish in the local paper of records for 3 consecutive weeks. I just wanted to remind you that I will still need the proof of publishing of the public notice which should be sent to:

KANSAS DEPARTMENT OF AGRICULTURE
ATTN RICHELLE KRUEGER
1320 RESEARCH PARK DRIVE
MANHATTAN KS 66502

Thanks for your help, if I can be of further assistance feel free to call.

Richelle

Richelle Krueger, Environmental Scientist

Kansas Department of Agriculture

Water Appropriation Program

(785) 564-6635

Richelle.Krueger@kda.ks.gov

www.ksda.gov/dwr

Krueger, Richelle

From: Krueger, Richelle
Sent: Thursday, June 09, 2016 8:37 AM
To: 'Jeremy Arnold'
Subject: RE: Application to Change the Point of Diversion, City of Concordia Vested Right, File No. CD 004

Thanks!

From: Jeremy Arnold [mailto:UtilitiesDirector@concordiaaks.org]
Sent: Thursday, June 09, 2016 7:51 AM
To: Krueger, Richelle
Subject: Re: Application to Change the Point of Diversion, City of Concordia Vested Right, File No. CD 004

Thank you,

It will get done>

Jeremy Arnold

From: Krueger, Richelle <Richelle.Krueger@KDA.KS.GOV>
Sent: Wednesday, June 8, 2016 3:50:30 PM
To: Jeremy Arnold
Subject: FW: Application to Change the Point of Diversion, City of Concordia Vested Right, File No. CD 004

Hi Jeremy,
Attached is the notice we discussed, if I can be of further assistance just let me know.
Thanks,
Richelle

From: Krueger, Richelle
Sent: Wednesday, June 08, 2016 12:32 PM
To: 'Jeremy Arnold'
Subject: Application to Change the Point of Diversion, City of Concordia Vested Right, File No. CD 004

Good Afternoon,

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KANSAS DEPARTMENT OF AGRICULTURE
ATTN RICHELLE KRUEGER
1320 RESEARCH PARK DRIVE
MANHATTAN KS 66502

Thanks for your help, if I can be of further assistance feel free to call.

Richelle
Richelle Krueger, Environmental Scientist
Kansas Department of Agriculture
Water Appropriation Program
(785) 564-6635
Richelle.Krueger@kda.ks.gov
www.ksda.gov/dwr

Krueger, Richelle

From: Krueger, Richelle
Sent: Wednesday, June 08, 2016 3:50 PM
To: 'Jeremy Arnold'
Subject: FW: Application to Change the Point of Diversion, City of Concordia Vested Right, File No. CD 004
Attachments: publicnotice6-8-2016revfilenoCD004.pdf

Hi Jeremy,
Attached is the notice we discussed, if I can be of further assistance just let me know.
Thanks,
Richelle

From: Krueger, Richelle
Sent: Wednesday, June 08, 2016 12:32 PM
To: 'Jeremy Arnold'
Subject: Application to Change the Point of Diversion, City of Concordia Vested Right, File No. CD 004

Good Afternoon,

Hope things are well in Concordia this afternoon! We are enjoying the sunshine here today. Hey, I am just following up on the above referenced change application which proposes to add an irrigation well as an authorized point of diversion for File No. CD 004. Back in March I sent you a public notice to publish in the local paper of records for 3 consecutive weeks. I just wanted to remind you that I will still need the proof of publishing of the public notice which should be sent to:

KANSAS DEPARTMENT OF AGRICULTURE
ATTN RICHELLE KRUEGER
1320 RESEARCH PARK DRIVE
MANHATTAN KS 66502

Thanks for your help, if I can be of further assistance feel free to call.

Richelle
Richelle Krueger, Environmental Scientist
Kansas Department of Agriculture
Water Appropriation Program
(785) 564-6635
Richelle.Krueger@kda.ks.gov
www.ksda.gov/dwr

PUBLIC NOTICE

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

The City of Concordia, Kansas, has filed with the Division of Water Resources, Kansas Department of Agriculture, one (1) application to change the point of diversion and use made of water pursuant to Vested Right, File No. CD 004. File No. CD 004 is authorized seven (7) wells for municipal purposes. The applicants propose to add a previously authorized well to be used for irrigation purposes under File No. CD 004 for a total of eight (8) wells. The locations of the seven (7) municipal wells will not change. The irrigation well proposed to be added to File No. CD 004 is located as follows: one (1) well located in the Northeast Quarter of the Southeast Quarter of the Southwest Quarter (NE $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$) of Section 34, more particularly described as being near a point 687 feet North and 2,869 feet West of the Southeast corner of said section, in Township 5 South, Range 3 West, Cloud County, Kansas.

Any interested party is invited to submit to this office on or before August 1, 2016, written comments as to whether the Application to Change the Point of Diversion and Use Made of Water for File No. CD 004 should be approved or not approved. Persons submitting comments should specifically indicate their interest in the application in a clear and concise manner.

The change application for File No. CD 004 is on file and available for public inspection in the office of the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, 1320 Research Park Drive, Manhattan, Kansas 66502.



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

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

Jackie McClaskey, Secretary

Governor Sam Brownback

IRVIN CHARBONNEAU
1853 N 180TH RD
CONCORDIA KS 66901

March 30, 2016

RE: Vested Right
File No. CD 004

Dear Mr. Charbonneau:

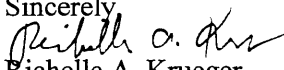
This is to advise you that the City of Concordia, Kansas, has filed an application for approval of the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, to change the point of diversion and use made of water under the above referenced file number. File No. CD 004 is authorized seven (7) wells for municipal purposes. The applicants propose to add a previously authorized well to be used for irrigation purposes under File No. CD 004 for a total of eight (8) wells. The locations of the seven (7) municipal wells will not change. Enclosed is a map for your reference.

The application for File No. CD 004 proposes to add the following well for irrigation purposes:

one (1) well located in the Northeast Quarter of the Southeast Quarter of the Southwest Quarter (NE $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$), Section 34, more particularly described as being near a point 687 feet North and 2,869 feet West of the Southeast corner of said section, in Township 5 South, Range 3 West, Cloud County, Kansas.

You are being notified of this proposed change in the point of diversion so that you may furnish this office such comments or other information you may desire to submit. Such comments or other information must be received in this office within 15 days from the date of this letter.

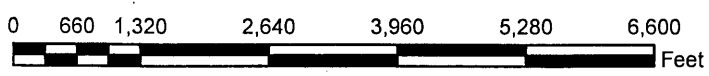
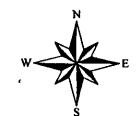
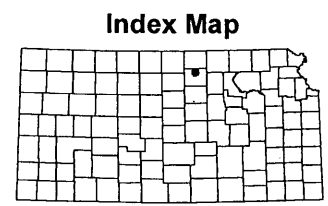
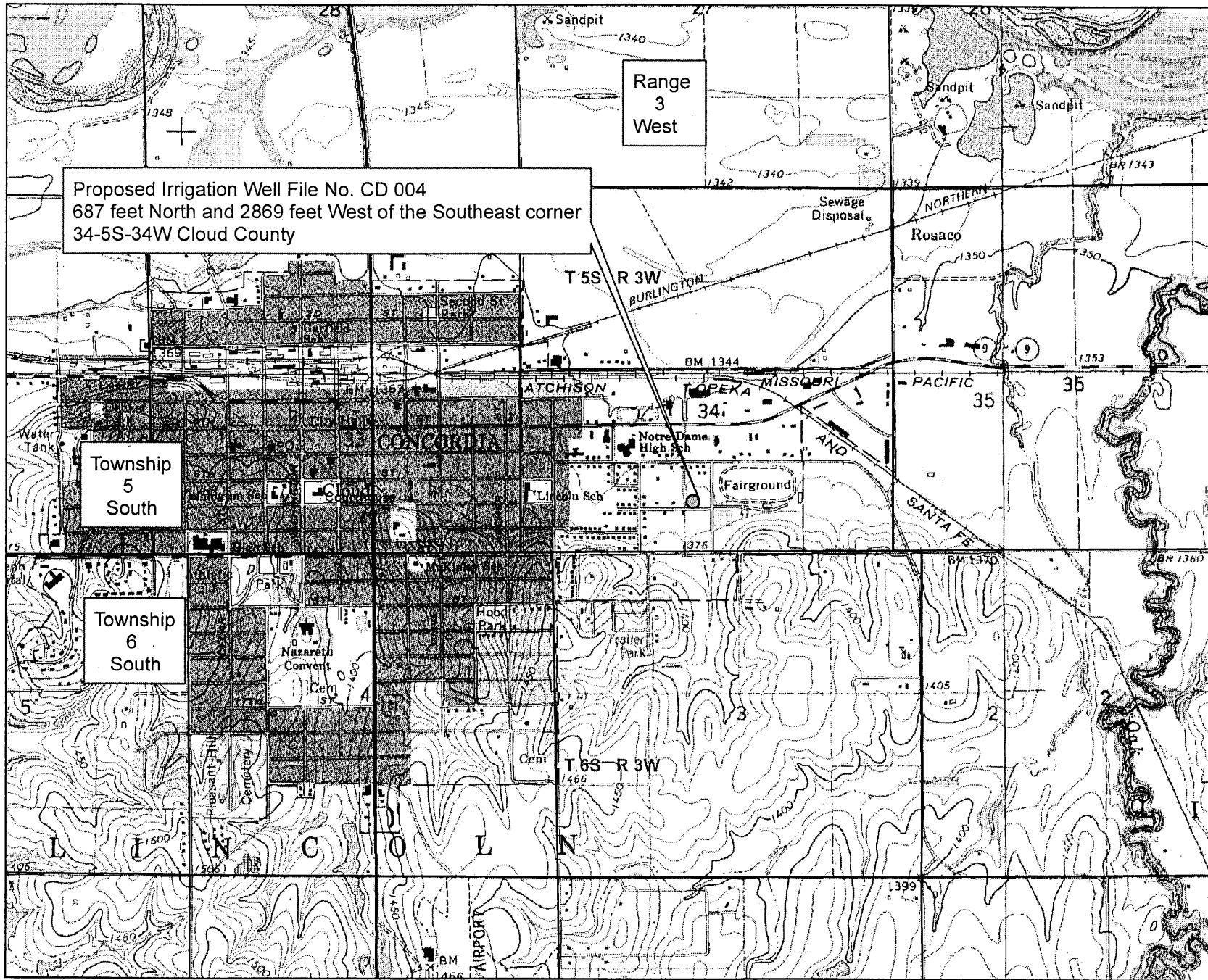
If you have any questions, please contact me at (785) 564-6635 or Change Application Unit Supervisor Brent Turney at (785) 564-6645 . If you call, please reference the file number so we can help you more efficiently.

Sincerely,

Richelle A. Krueger
Environmental Scientist
Change Application Unit

RAK
Enclosure

pc: Stockton Field Office
City of Concordia, Attn Jeremy Arnold

Proposed Change in Point of Diversion File No. CD 004



1:24,000

This map was created by WIMAS on 3/29/2016 4:15:13 PM

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



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

Jackie McClaskey, Secretary

Governor Sam Brownback

MATT BECHARD
905 CHURCH
CONCORDIA KS 66901

March 30, 2016

RE: Vested Right
File No. CD 004

Dear Mr. Bechard:

This is to advise you that the City of Concordia, Kansas, has filed an application for approval of the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, to change the point of diversion and use made of water under the above referenced file number. File No. CD 004 is authorized seven (7) wells for municipal purposes. The applicants propose to add a previously authorized well to be used for irrigation purposes under File No. CD 004 for a total of eight (8) wells. The locations of the seven (7) municipal wells will not change. Enclosed is a map for your reference.

The application for File No. CD 004 proposes to add the following well for irrigation purposes:

one (1) well located in the Northeast Quarter of the Southeast Quarter of the Southwest Quarter (NE $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$), Section 34, more particularly described as being near a point 687 feet North and 2,869 feet West of the Southeast corner of said section, in Township 5 South, Range 3 West, Cloud County, Kansas.

You are being notified of this proposed change in the point of diversion so that you may furnish this office such comments or other information you may desire to submit. Such comments or other information must be received in this office within 15 days from the date of this letter.

If you have any questions, please contact me at (785) 564-6635 or Change Application Unit Supervisor Brent Turney at (785) 564-6645 . If you call, please reference the file number so we can help you more efficiently.

Sincerely,

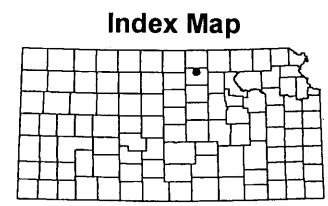
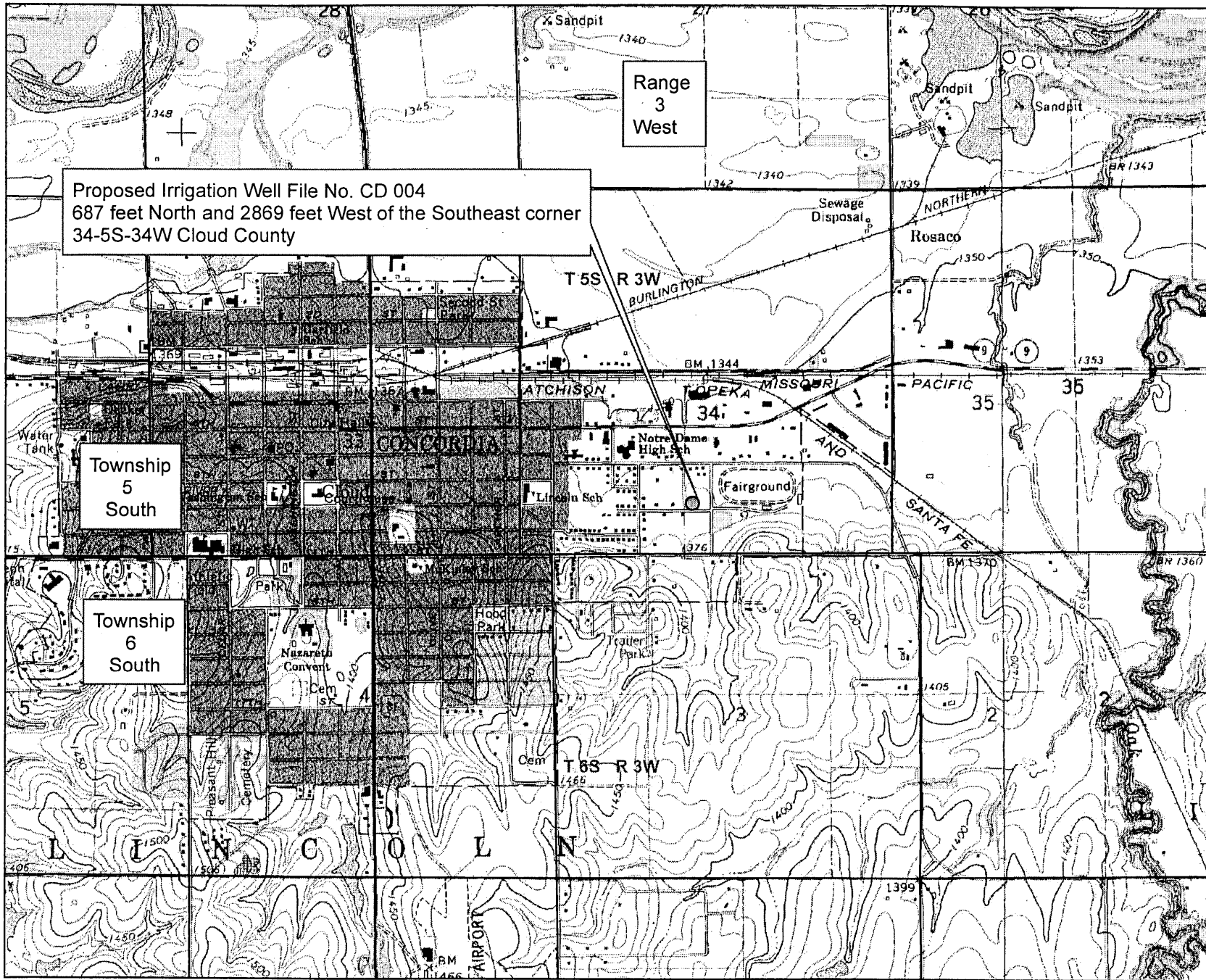
A handwritten signature in black ink that reads "Richelle A. Krueger".

Richelle A. Krueger
Environmental Scientist
Change Application Unit

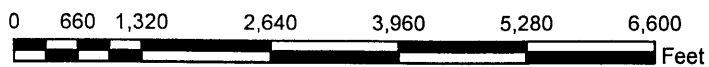
RAK
Enclosure

pc: Stockton Field Office
City of Concordia, Attn Jeremy Arnold

Proposed Change in Point of Diversion File No. CD 004



1:24,000



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

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

Jackie McClaskey, Secretary

Governor Sam Brownback

EAST HILLS ESTATES
CONCORDIA PROPERTIES LLC
C/O ROBERT CADAMORE
21 TERRACE CIRCLE
CONCORDIA KS 66901

March 30, 2016

RE: Vested Right
File No. CD 004

Dear Mr. Cadamore:


This is to advise you that the City of Concordia, Kansas, has filed an application for approval of the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, to change the point of diversion and use made of water under the above referenced file number. File No. CD 004 is authorized seven (7) wells for municipal purposes. The applicants propose to add a previously authorized well to be used for irrigation purposes under File No. CD 004 for a total of eight (8) wells. The locations of the seven (7) municipal wells will not change. Enclosed is a map for your reference.

The application for File No. CD 004 proposes to add the following well for irrigation purposes:

one (1) well located in the Northeast Quarter of the Southeast Quarter of the Southwest Quarter (NE $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$), Section 34, more particularly described as being near a point 687 feet North and 2,869 feet West of the Southeast corner of said section, in Township 5 South, Range 3 West, Cloud County, Kansas.

You are being notified of this proposed change in the point of diversion so that you may furnish this office such comments or other information you may desire to submit. Such comments or other information must be received in this office within 15 days from the date of this letter.

If you have any questions, please contact me at (785) 564-6635 or Change Application Unit Supervisor Brent Turney at (785) 564-6645 . If you call, please reference the file number so we can help you more efficiently.

Sincerely,

Richelle A. Krueger
Environmental Scientist
Change Application Unit

RAK
Enclosure

pc: Stockton Field Office
City of Concordia, Attn Jeremy Arnold



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

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

Jackie McClaskey, Secretary

Governor Sam Brownback

REPUBLICAN VALLEY LANDSCAPE LLC
1725 E 6TH STREET
CONCORDIA KS 66901

March 30, 2016

RE: Vested Right
File No. CD 004

Dear Sir or Madam:

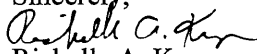
This is to advise you that the City of Concordia, Kansas, has filed an application for approval of the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, to change the point of diversion and use made of water under the above referenced file number. File No. CD 004 is authorized seven (7) wells for municipal purposes. The applicants propose to add a previously authorized well to be used for irrigation purposes under File No. CD 004 for a total of eight (8) wells. The locations of the seven (7) municipal wells will not change. Enclosed is a map for your reference.

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You are being notified of this proposed change in the point of diversion so that you may furnish this office such comments or other information you may desire to submit. Such comments or other information must be received in this office within 15 days from the date of this letter.

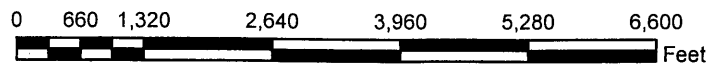
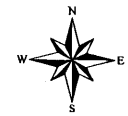
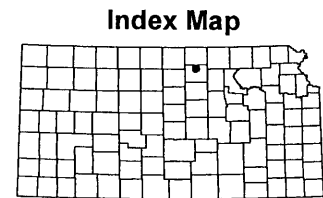
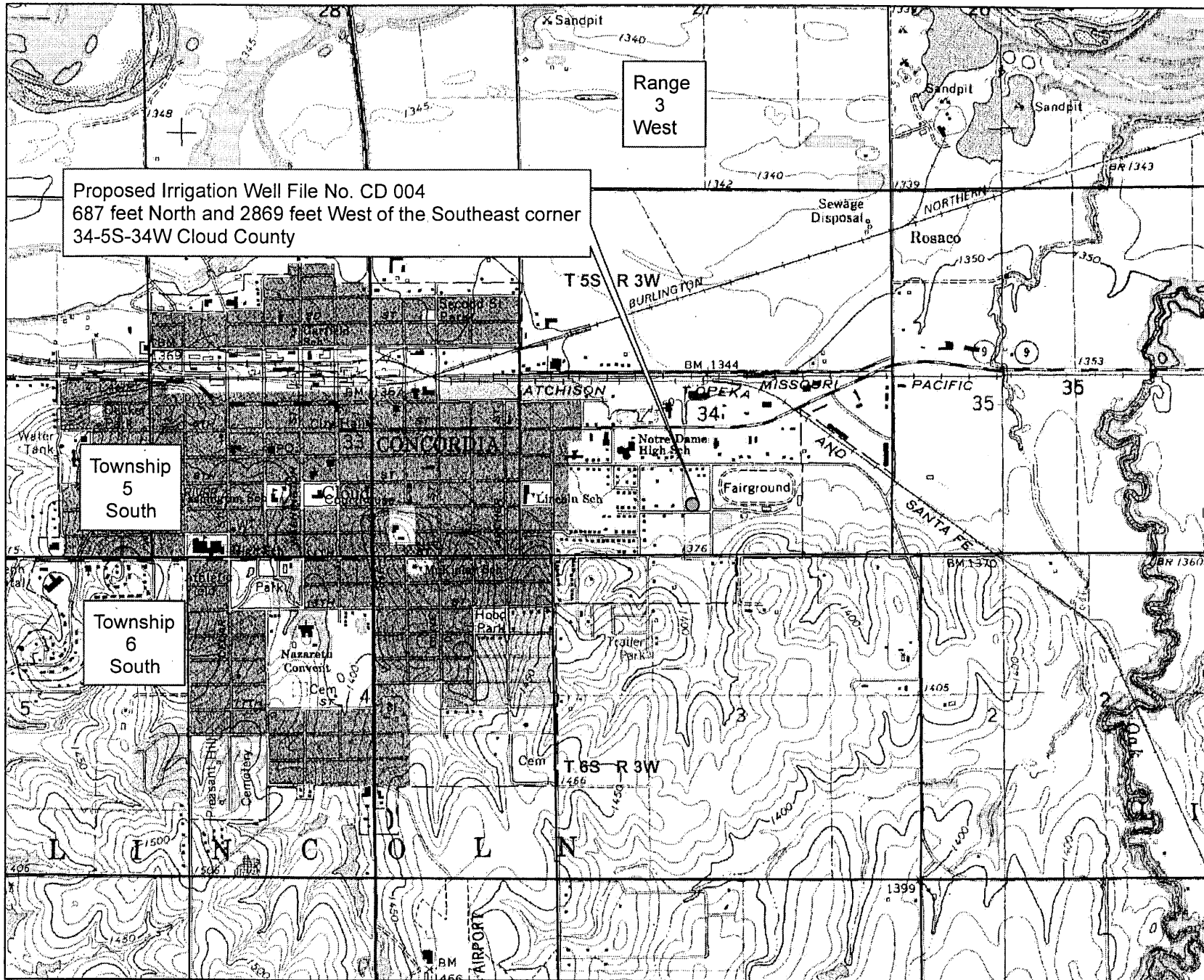
If you have any questions, please contact me at (785) 564-6635 or Change Application Unit Supervisor Brent Turney at (785) 564-6645 . If you call, please reference the file number so we can help you more efficiently.

Sincerely,

Richelle A. Krueger
Environmental Scientist
Change Application Unit

RAK
Enclosure

pc: Stockton Field Office
City of Concordia, Attn Jeremy Arnold

Proposed Change in Point of Diversion File No. CD 004



1:24,000

This map was created by WIMAS on 3/29/2016 4:15:13 PM

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



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

Jackie McClaskey, Secretary

Governor Sam Brownback

SCOTT HOWE
12780 MADISON RD
RILEY KS 66531-9521

March 30, 2016

RE: Vested Right
File No. CD 004

Dear Mr. Howe:


This is to advise you that the City of Concordia, Kansas, has filed an application for approval of the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, to change the point of diversion and use made of water under the above referenced file number. File No. CD 004 is authorized seven (7) wells for municipal purposes. The applicants propose to add a previously authorized well to be used for irrigation purposes under File No. CD 004 for a total of eight (8) wells. The locations of the seven (7) municipal wells will not change. Enclosed is a map for your reference.

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You are being notified of this proposed change in the point of diversion so that you may furnish this office such comments or other information you may desire to submit. Such comments or other information must be received in this office within 15 days from the date of this letter.

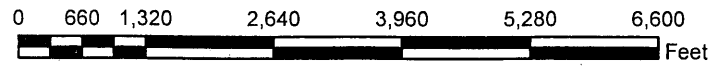
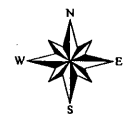
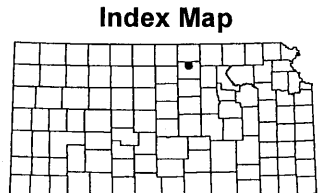
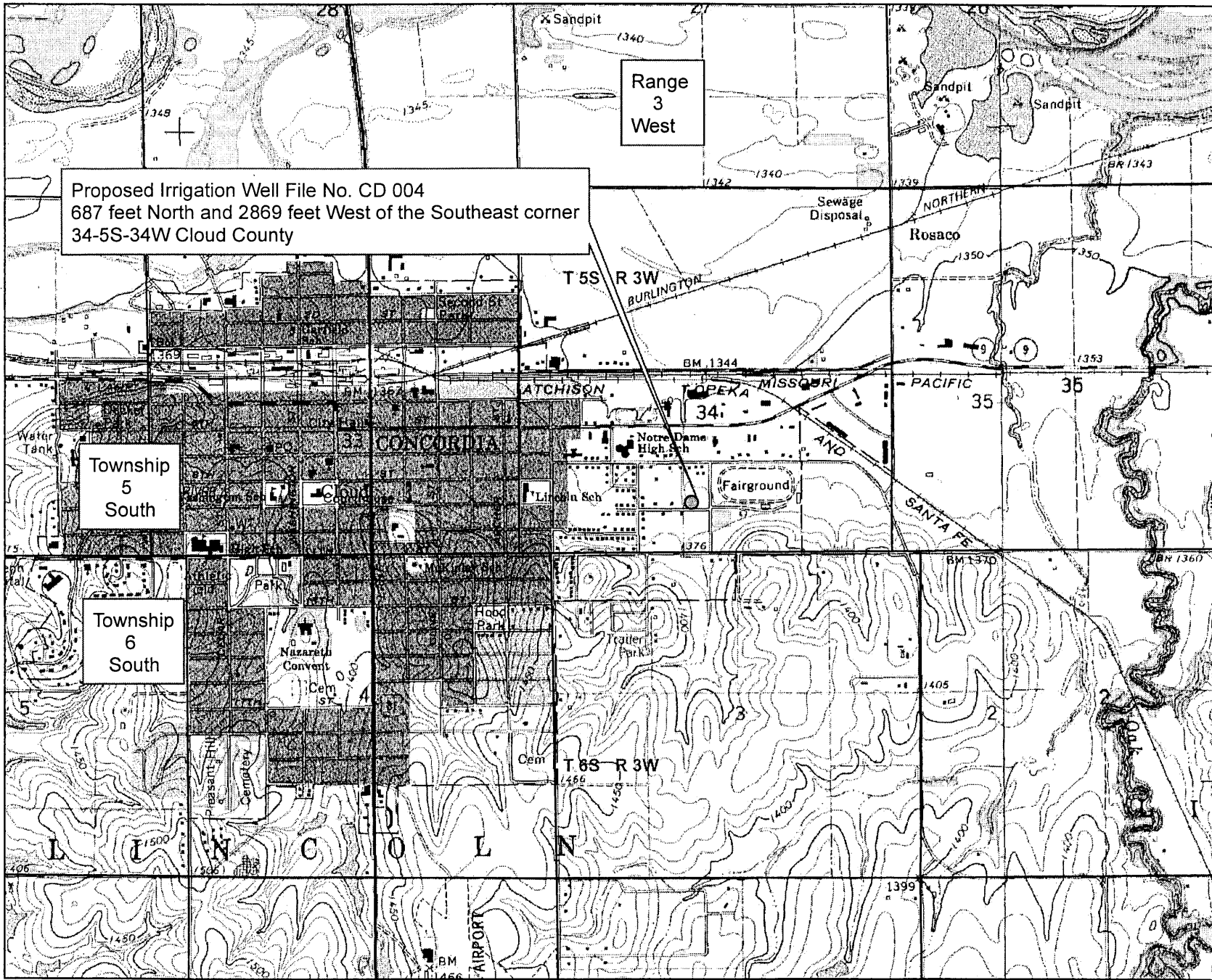
If you have any questions, please contact me at (785) 564-6635 or Change Application Unit Supervisor Brent Turney at (785) 564-6645 . If you call, please reference the file number so we can help you more efficiently.

Sincerely,

Richelle A. Krueger
Environmental Scientist
Change Application Unit

RAK
Enclosure

pc: Stockton Field Office
City of Concordia, Attn Jeremy Arnold

Proposed Change in Point of Diversion File No. CD 004



1:24,000

This map was created by WIMAS on 3/29/2016 4:15:13 PM

Krueger, Richelle

From: Krueger, Richelle
Sent: Tuesday, March 29, 2016 7:22 AM
To: 'Jeremy Arnold'
Subject: RE: Public Notice Map

Good Morning Jeremy,
Received your map, I will get those notification letters out to the domestic well owners.
Thanks!
Richelle Krueger

Richelle Krueger, Environmental Scientist Kansas Department of Agriculture Water Appropriation Program
(785) 564-6635
Richelle.Krueger@kda.ks.gov
www.ksda.gov/dwr

-----Original Message-----

From: Jeremy Arnold [mailto:UtilitiesDirector@concordiaaks.org]
Sent: Monday, March 28, 2016 11:51 AM
To: Krueger, Richelle
Subject: Fw: Public Notice Map

I was informed of 2 more domestic wells, one of which is used for a garden and the other is for geothermal use.

Jeremy Arnold

From: cityclerk@concordiaaks.org <cityclerk@concordiaaks.org>
Sent: Monday, March 28, 2016 1:02 PM
To: Jeremy Arnold
Subject:

TASKalfa 3500i
[00:c0:ee:88:65:1b]

Krueger, Richelle

From: Krueger, Richelle
Sent: Monday, March 14, 2016 11:54 AM
To: 'Jeremy Arnold'
Cc: Stewart, Kelly; Billinger, Mark; Turney, Brent
Subject: RE: Application to Change the Point of Diversion and Use Made of Water File No. CD 004 City of Concordia

Tracking:	Recipient	Delivery
	'Jeremy Arnold'	
	Stewart, Kelly	Delivered: 3/14/2016 11:54 AM
	Billinger, Mark	Delivered: 3/14/2016 11:54 AM
	Turney, Brent	Delivered: 3/14/2016 11:54 AM

Good Morning Jeremy,

I asked Kelly about the nearby domestic well. If you will mark the location of the well on the map as best you can and put the domestic well owner name and mailing address on the map and send back to me, I can send the domestic well owner a letter and find out if he has any concerns.

Our records show that the City of Concordia's Vested Right, File No. CD 004 is authorized 7 well sites, as indicated on the public notice. Our records show Well Nos. 18,19 and 20 are authorized by Vested Right File No. CD 004 - the other 4 wells may be inactive but are still authorized well sites under File No. CD 004 so they are mentioned in the public notice.

Our records also show Well No. 16 is authorized by Water Right, File No. 30,526; Well No. 21 is authorized by Water Right, File No. 39,720; and Well No. 22 is authorized by both Water Right, File Nos. 39,720 and 40,133. These wells are not involved in the public notice.

I hope I made this more clear and not more confusing! If I can be of further assistance please let me know.
Thanks,
Richelle

From: Krueger, Richelle
Sent: Wednesday, March 09, 2016 2:16 PM
To: 'Jeremy Arnold'
Cc: Stewart, Kelly; Billinger, Mark; Turney, Brent
Subject: RE: Application to Change the Point of Diversion and Use Made of Water File No. CD 004 City of Concordia

Hi Jeremy,

I will relay this information to Kelly Stewart at Stockton Field Office and find out how he thinks we should proceed. I believe Kelly is out of the office today, but I will let you know as soon as I find out how he thinks we should proceed.
Thanks,
Richelle

From: Jeremy Arnold [<mailto:UtilitiesDirector@concordiaaks.org>]
Sent: Wednesday, March 09, 2016 1:50 PM
To: Krueger, Richelle
Subject: Re: Application to Change the Point of Diversion and Use Made of Water File No. CD 004 City of Concordia

Richelle,

I looked the attachments over. We have 5 wells (#16, #18, #19, #20, #21, & #22). I only know of one domestic well that is located inside 1000ft and it is in close proximity probably within 200 ft.

Jeremy Arnold

From: Krueger, Richelle <Richelle.Krueger@KDA.KS.GOV>

Sent: Wednesday, March 9, 2016 12:00 PM

To: Jeremy Arnold

Subject: RE: Application to Change the Point of Diversion and Use Made of Water File No. CD 004 City of Concordia

Please find attached a copy of the notification of your application to change the point of diversion and use made of water under File No. CD 004. This notice should be published in a local paper of record once a week for three (3) consecutive weeks at your expense. Copies of the published notification are to be submitted to this office within two (2) weeks of final publication. If the date given in paragraph 2 of the notice does not allow 15 days for public comments following the final publication, this office should be contacted for permission to revise the date to allow adequate time for comments.

Please return the proof of publishing to :

KANSAS DEPARTMENT OF AGRICULTURE
ATTN RICHELLE KRUEGER
1320 RESEARCH PARK DRIVE
MANHATTAN KS 66502-5000

Please review the attached map and plot the location of any wells within 1,000 feet of the proposed well, provide the well owners names and mailing addresses so that I may notify them, and return a hard copy with the requested information to the address above.

Thanks for your help, if I can be of further assistance, feel free to call.
Richelle

From: Jeremy Arnold [<mailto:UtilitiesDirector@concordiaaks.org>]

Sent: Wednesday, March 09, 2016 10:42 AM

To: Krueger, Richelle

Subject: Re: Application to Change the Point of Diversion and Use Made of Water File No. CD 004 City of Concordia

Hello,

Please e-mail it to me and I will get it back to you as soon as possible.

Jeremy Arnold

From: Krueger, Richelle <Richelle.Krueger@KDA.KS.GOV>

Sent: Wednesday, March 9, 2016 10:24 AM

To: Jeremy Arnold

Cc: Stewart, Kelly; Turney, Brent; Billinger, Mark

Subject: Application to Change the Point of Diversion and Use Made of Water File No. CD 004 City of Concordia

Good Morning,

Hope things are well in Concordia this morning! I was just following up on the above referenced change application which proposes to add an irrigation well as an authorized point of diversion for File No. CD 004. Back in September I e-mailed a map upon which to mark domestic well locations and a public notice. I have not received the map or the proof of publishing on the public notice, so thought I better touch base. I know you all are busy, so if you need me to update the public notice and e-mail it back to you and/or need the map, just let me know and I will e-mail that to you.

Thanks,

Richelle

Richelle Krueger, Environmental Scientist

Kansas Department of Agriculture

Water Appropriation Program

(785) 564-6635

Richelle.Krueger@kda.ks.gov

www.ksda.gov/dwr

Krueger, Richelle

From: Krueger, Richelle
Sent: Monday, March 14, 2016 11:06 AM
To: Stewart, Kelly
Subject: RE: Application to Change the Point of Diversion and Use Made of Water File No. CD 004 City of Concordia

Okay, I wasn't sure if you had some info on this, thanks!

From: Stewart, Kelly
Sent: Monday, March 14, 2016 11:01 AM
To: Krueger, Richelle
Subject: RE: Application to Change the Point of Diversion and Use Made of Water File No. CD 004 City of Concordia

Richelle,

I don't know the actual status of their wells. I don't know if they are equipped, but not being used or what. I don't want to delete them if they are still in existence and equipped. If they are plugged, I have no problem deleting them.

From: Krueger, Richelle
Sent: Monday, March 14, 2016 10:59 AM
To: Stewart, Kelly
Subject: FW: Application to Change the Point of Diversion and Use Made of Water File No. CD 004 City of Concordia

Jeremy at the City seems to indicate in his e-mail below that apparently they are only using three wells under File No. CD 004 (Well Nos. 18,19,20 if WRIS pd comments are correct). Do you want the other four wells now authorized by File No. CD 004 to be removed as authorized wells or do they have plans to redrill those, I was thinking you had visited them so thought you may know what it is they really want to do?

From: Krueger, Richelle
Sent: Monday, March 14, 2016 10:52 AM
To: Stewart, Kelly
Subject: RE: Application to Change the Point of Diversion and Use Made of Water File No. CD 004 City of Concordia

Okay, thanks Kelly

From: Stewart, Kelly
Sent: Monday, March 14, 2016 10:44 AM
To: Krueger, Richelle
Subject: RE: Application to Change the Point of Diversion and Use Made of Water File No. CD 004 City of Concordia

I know this irrigation well has been used for quite some time without any known problems. I think we should write this person the standard letter and see what they say, if anything. If they complain, then we can run some Theis calculations to see if impairment is likely or not. With a relatively low rate and quantity, I don't foresee any real problems.

From: Krueger, Richelle
Sent: Monday, March 14, 2016 7:32 AM
To: Stewart, Kelly
Subject: RE: Application to Change the Point of Diversion and Use Made of Water File No. CD 004 City of Concordia

The application indicates 16.57 (I assume AF) and 125 g.p.m.

From: Stewart, Kelly
Sent: Thursday, March 10, 2016 7:38 AM
To: Krueger, Richelle
Subject: RE: Application to Change the Point of Diversion and Use Made of Water File No. CD 004 City of Concordia

Richelle,

What is the proposed rate and quantity for the irrigation well?

From: Krueger, Richelle
Sent: Wednesday, March 09, 2016 2:16 PM
To: Jeremy Arnold
Cc: Stewart, Kelly; Billinger, Mark; Turney, Brent
Subject: RE: Application to Change the Point of Diversion and Use Made of Water File No. CD 004 City of Concordia

Hi Jeremy,

I will relay this information to Kelly Stewart at Stockton Field Office and find out how he thinks we should proceed. I believe Kelly is out of the office today, but I will let you know as soon as I find out how he thinks we should proceed.

Thanks,

Richelle

From: Jeremy Arnold [<mailto:UtilitiesDirector@concordiaaks.org>]
Sent: Wednesday, March 09, 2016 1:50 PM
To: Krueger, Richelle
Subject: Re: Application to Change the Point of Diversion and Use Made of Water File No. CD 004 City of Concordia

Richelle,

I looked the attachments over. We have 5 wells (#16, #18, #19, #20, #21, & #22). I only know of one domestic well that is located inside 1000ft and it is in close proximity probably within 200 ft.

Jeremy Arnold

From: Krueger, Richelle <Richelle.Krueger@KDA.KS.GOV>
Sent: Wednesday, March 9, 2016 12:00 PM
To: Jeremy Arnold
Subject: RE: Application to Change the Point of Diversion and Use Made of Water File No. CD 004 City of Concordia

Please find attached a copy of the notification of your application to change the point of diversion and use made of water under File No. CD 004. This notice should be published in a local paper of record once a week for three (3) consecutive weeks at your expense. Copies of the published notification are to be submitted to this office within two (2) weeks of final publication. If the date given in paragraph 2 of the notice does not allow 15 days for public comments following the final publication, this office should be contacted for permission to revise the date to allow adequate time for comments.

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1320 RESEARCH PARK DRIVE
MANHATTAN KS 66502-5000

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Thanks for your help, if I can be of further assistance, feel free to call.
Richelle

From: Jeremy Arnold [<mailto:UtilitiesDirector@concordiaks.org>]
Sent: Wednesday, March 09, 2016 10:42 AM
To: Krueger, Richelle
Subject: Re: Application to Change the Point of Diversion and Use Made of Water File No. CD 004 City of Concordia

Hello,

Please e-mail it to me and I will get it back to you as soon as possible.

Jeremy Arnold

From: Krueger, Richelle <Richelle.Krueger@KDA.KS.GOV>
Sent: Wednesday, March 9, 2016 10:24 AM
To: Jeremy Arnold
Cc: Stewart, Kelly; Turney, Brent; Billinger, Mark
Subject: Application to Change the Point of Diversion and Use Made of Water File No. CD 004 City of Concordia

Good Morning,

Hope things are well in Concordia this morning! I was just following up on the above referenced change application which proposes to add an irrigation well as an authorized point of diversion for File No. CD 004. Back in September I e-mailed a map upon which to mark domestic well locations and a public notice. I have not received the map or the proof of publishing on the public notice, so thought I better touch base. I know you all are busy, so if you need me to update the public notice and e-mail it back to you and/or need the map, just let me know and I will e-mail that to you.

Thanks,

Richelle

Richelle Krueger, Environmental Scientist
Kansas Department of Agriculture
Water Appropriation Program
(785) 564-6635
Richelle.Krueger@kda.ks.gov
www.ksda.gov/dwr

Krueger, Richelle

From: Krueger, Richelle
Sent: Wednesday, March 09, 2016 2:12 PM
To: Stewart, Kelly; Turney, Brent
Cc: Billinger, Mark
Subject: FW: Application to Change the Point of Diversion and Use Made of Water File No. CD 004 City of Concordia

Hi Kelly,

I am trying to get the application for the City of Concordia moving again and Jeremy at the City indicates that apparently they are only using three wells under File No. CD 004 (Well Nos. 18,19,20 if WRIS pd comments are correct). Do you want the other four wells now authorized by File No. CD 004 to be removed as authorized wells or do they have plans to redrill those, I was thinking you had visited them so thought you may know what it is they really want to do?

Also, Jeremy indicates there is one domestic well within 200 feet of the proposed irrigation well. Do you want something in writing from the nearby domestic well owner indicating no objection or is spacing considered sufficient not to cause impairment?

Thanks,
Richelle

From: Jeremy Arnold [mailto:UtilitiesDirector@concordiaaks.org]
Sent: Wednesday, March 09, 2016 1:50 PM
To: Krueger, Richelle
Subject: Re: Application to Change the Point of Diversion and Use Made of Water File No. CD 004 City of Concordia

Richelle,

I looked the attachments over. We have 5 wells (#16, #18, #19, #20, #21, & #22). I only know of one domestic well that is located inside 1000ft and it is in close proximity probably within 200 ft.

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KANSAS DEPARTMENT OF AGRICULTURE

ATTN RICHELLE KRUEGER
1320 RESEARCH PARK DRIVE
MANHATTAN KS 66502-5000

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Sent: Wednesday, March 09, 2016 10:42 AM
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Hello,

Please e-mail it to me and I will get it back to you as soon as possible.

Jeremy Arnold

From: Krueger, Richelle <Richelle.Krueger@KDA.KS.GOV>
Sent: Wednesday, March 9, 2016 10:24 AM
To: Jeremy Arnold
Cc: Stewart, Kelly; Turney, Brent; Billinger, Mark
Subject: Application to Change the Point of Diversion and Use Made of Water File No. CD 004 City of Concordia

Good Morning,

Hope things are well in Concordia this morning! I was just following up on the above referenced change application which proposes to add an irrigation well as an authorized point of diversion for File No. CD 004. Back in September I e-mailed a map upon which to mark domestic well locations and a public notice. I have not received the map or the proof of publishing on the public notice, so thought I better touch base. I know you all are busy, so if you need me to update the public notice and e-mail it back to you and/or need the map, just let me know and I will e-mail that to you.

Thanks,

Richelle

Richelle Krueger, Environmental Scientist
Kansas Department of Agriculture
Water Appropriation Program
(785) 564-6635
Richelle.Krueger@kda.ks.gov
www.ksda.gov/dwr

Please review the attached map and plot the location of any wells within 1,000 feet of the proposed well, provide the well owners names and mailing addresses so that I may notify them, and return a hard copy with the requested information to the address above.

Thanks for your help, if I can be of further assistance, feel free to call.
Richelle

From: Jeremy Arnold [<mailto:UtilitiesDirector@concordiaaks.org>]
Sent: Wednesday, March 09, 2016 10:42 AM
To: Krueger, Richelle
Subject: Re: Application to Change the Point of Diversion and Use Made of Water File No. CD 004 City of Concordia

Hello,

Please e-mail it to me and I will get it back to you as soon as possible.

Jeremy Arnold

From: Krueger, Richelle <Richelle.Krueger@KDA.KS.GOV>
Sent: Wednesday, March 9, 2016 10:24 AM
To: Jeremy Arnold
Cc: Stewart, Kelly; Turney, Brent; Billinger, Mark
Subject: Application to Change the Point of Diversion and Use Made of Water File No. CD 004 City of Concordia

Good Morning,

Hope things are well in Concordia this morning! I was just following up on the above referenced change application which proposes to add an irrigation well as an authorized point of diversion for File No. CD 004. Back in September I e-mailed a map upon which to mark domestic well locations and a public notice. I have not received the map or the proof of publishing on the public notice, so thought I better touch base. I know you all are busy, so if you need me to update the public notice and e-mail it back to you and/or need the map, just let me know and I will e-mail that to you.

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Richelle

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Water Appropriation Program
(785) 564-6635
Richelle.Krueger@kda.ks.gov
www.ksda.gov/dwr

Krueger, Richelle

From: Krueger, Richelle
Sent: Wednesday, March 09, 2016 2:16 PM
To: 'Jeremy Arnold'
Cc: Stewart, Kelly; Billinger, Mark; Turney, Brent
Subject: RE: Application to Change the Point of Diversion and Use Made of Water File No. CD 004 City of Concordia

Hi Jeremy,

I will relay this information to Kelly Stewart at Stockton Field Office and find out how he thinks we should proceed. I believe Kelly is out of the office today, but I will let you know as soon as I find out how he thinks we should proceed.

Thanks,
Richelle

From: Jeremy Arnold [mailto:UtilitiesDirector@concordiaaks.org]
Sent: Wednesday, March 09, 2016 1:50 PM
To: Krueger, Richelle
Subject: Re: Application to Change the Point of Diversion and Use Made of Water File No. CD 004 City of Concordia

Richelle,

I looked the attachments over. We have 5 wells (#16, #18, #19, #20, #21, & #22). I only know of one domestic well that is located inside 1000ft and it is in close proximity probably within 200 ft.

Jeremy Arnold

From: Krueger, Richelle <Richelle.Krueger@KDA.KS.GOV>
Sent: Wednesday, March 9, 2016 12:00 PM
To: Jeremy Arnold
Subject: RE: Application to Change the Point of Diversion and Use Made of Water File No. CD 004 City of Concordia

Please find attached a copy of the notification of your application to change the point of diversion and use made of water under File No. CD 004. This notice should be published in a local paper of record once a week for three (3) consecutive weeks at your expense. Copies of the published notification are to be submitted to this office within two (2) weeks of final publication. If the date given in paragraph 2 of the notice does not allow 15 days for public comments following the final publication, this office should be contacted for permission to revise the date to allow adequate time for comments.

Please return the proof of publishing to :

KANSAS DEPARTMENT OF AGRICULTURE
ATTN RICHELLE KRUEGER
1320 RESEARCH PARK DRIVE
MANHATTAN KS 66502-5000

PUBLIC NOTICE

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

The City of Concordia, Kansas, has filed with the Division of Water Resources, Kansas Department of Agriculture, one (1) application to change the point of diversion and use made of water pursuant to Vested Right, File No. CD 004. File No. CD 004 is authorized seven (7) wells for municipal purposes. The applicants propose to add a previously authorized well to be used for irrigation purposes under File No. CD 004 for a total of eight (8) wells. The locations of the seven (7) municipal wells will not change. The irrigation well proposed to be added to File No. CD 004 is located as follows: one (1) well located in the Northeast Quarter of the Southeast Quarter of the Southwest Quarter (NE $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$) of Section 34, more particularly described as being near a point 687 feet North and 2,869 feet West of the Southeast corner of said section, in Township 5 South, Range 3 West, Cloud County, Kansas.

Any interested party is invited to submit to this office on or before April 27, 2016, written comments as to whether the Application to Change the Point of Diversion and Use Made of Water for File No. CD 004 should be approved or not approved. Persons submitting comments should specifically indicate their interest in the application in a clear and concise manner.

The change application for File No. CD 004 is on file and available for public inspection in the office of the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, 1320 Research Park Drive, Manhattan, Kansas 66502.

Krueger, Richelle

From: Krueger, Richelle
Sent: Wednesday, March 09, 2016 10:24 AM
To: 'utilitiesdirector@concordiaaks.org'
Cc: Stewart, Kelly; Turney, Brent; Billinger, Mark
Subject: Application to Change the Point of Diversion and Use Made of Water File No. CD 004
City of Concordia

Tracking:	Recipient	Delivery
	'utilitiesdirector@concordiaaks.org'	
	Stewart, Kelly	Delivered: 3/9/2016 10:24 AM
	Turney, Brent	Delivered: 3/9/2016 10:24 AM
	Billinger, Mark	Delivered: 3/9/2016 10:24 AM

Good Morning,

Hope things are well in Concordia this morning! I was just following up on the above referenced change application which proposes to add an irrigation well as an authorized point of diversion for File No. CD 004. Back in September I e-mailed a map upon which to mark domestic well locations and a public notice. I have not received the map or the proof of publishing on the public notice, so thought I better touch base. I know you all are busy, so if you need me to update the public notice and e-mail it back to you and/or need the map, just let me know and I will e-mail that to you.

Thanks,

Richelle

Richelle Krueger, Environmental Scientist
Kansas Department of Agriculture
Water Appropriation Program
(785) 564-6635
Richelle.Krueger@kda.ks.gov
www.ksda.gov/dwr

Krueger, Richelle

From: Krueger, Richelle
Sent: Wednesday, September 09, 2015 1:42 PM
To: 'utilitiesdirector@concordiaaks.org'
Cc: Stewart, Kelly; Billinger, Mark; Turney, Brent; Hageman, Rebecca
Subject: Public Notice for Application to Change the Point of Diversion and Use Made of Water
File No. CD 004 City of Concordia
Attachments: CD004PublicNotice.pdf

Good Afternoon Mr. Arnold,

As we discussed this morning, please find attached a copy of the notification of your application to change the point of diversion and use made of water under File No. CD 004. This notice should be published in a local paper of record once a week for three (3) consecutive weeks at your expense. Copies of the published notification are to be submitted to this office within two (2) weeks of final publication. If the date given in paragraph 2 of the notice does not allow 15 days for public comments following the final publication, this office should be contacted for permission to revise the date to allow adequate time for comments.

Please return the proof of publishing to :

KANSAS DEPARTMENT OF AGRICULTURE
ATTN RICHELLE KRUEGER
1320 RESEARCH PARK DRIVE
MANHATTAN KS 66502-5000

I will notify the nearby well owners by letter once I receive your map. Thanks for your help, if I can be of further assistance, feel free to call.

Richelle

Richelle Krueger, Environmental Scientist
Kansas Department of Agriculture
Water Appropriation Program
(785) 564-6635
Richelle.Krueger@kda.ks.gov
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PUBLIC NOTICE

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

The City of Concordia, Kansas, has filed with the Division of Water Resources, Kansas Department of Agriculture, one (1) application to change the point of diversion and use made of water pursuant to Vested Right, File No. CD 004. File No. CD 004 is authorized seven (7) wells for municipal purposes. The applicants propose to add a previously authorized well to be used for irrigation purposes under File No. CD 004 for a total of eight (8) wells. The locations of the seven (7) municipal wells will not change. The irrigation well proposed to be added to File No. CD 004 is located as follows: one (1) well located in the Northeast Quarter of the Southeast Quarter of the Southwest Quarter (NE $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$) of Section 34, more particularly described as being near a point 687 feet North and 2,869 feet West of the Southeast corner of said section, in Township 5 South, Range 3 West, Cloud County, Kansas.

Any interested party is invited to submit to this office on or before October 31, 2015, written comments as to whether the Application to Change the Point of Diversion and Use Made of Water for File No. CD 004 should be approved or not approved. Persons submitting comments should specifically indicate their interest in the application in a clear and concise manner.

The change application for File No. CD 004 is on file and available for public inspection in the office of the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, 1320 Research Park Drive, Manhattan, Kansas 66502.

Krueger, Richelle

From: Krueger, Richelle
Sent: Thursday, September 03, 2015 4:52 PM
To: 'utilitiesdirector@concordiaaks.org'
Cc: Stewart, Kelly; Turney, Brent; Billinger, Mark
Subject: Application to Change the Point of Diversion and Use Made of Water File No. CD 004
City of Concordia
Attachments: CD004nearbydomesticwells.pdf

Good Afternoon Mr. Arnold,

I am reviewing your Application to Change the Point of Diversion and Use Made of Water for Vested Right, File No. CD 004 which we received on May 15, 2015. I tried to call earlier in the afternoon but you had stepped out of the office, so thought I would get this e-mail going to you.

I have begun reviewing the application which is proposing to add a well for irrigating ball fields.

I attached a map upon which the locations of any domestic wells within one-half mile of the proposed well should be plotted. I will also need the domestic well owner's names and mailing addresses so that I may notify them of the proposed well. Alternatively, you may plot the location of any domestic wells within 1,000 feet of the proposed well, provide well owner's names and addresses, and then I will send you a public notice to be published in a local paper of record once a week for three (3) consecutive weeks at your expense.

Please review the enclosed map, plot the domestic well locations along with owner names and mailing addresses, and return a hard copy to the address below. If you want to publish a public notice, let me know and I will draft it and send it your way.

Thanks for your assistance.

Richelle

Richelle Krueger, Environmental Scientist
Kansas Department of Agriculture
Water Appropriation Program
(785) 564-6635
Richelle.Krueger@kda.ks.gov
www.ksda.gov/dwr

KANSAS DEPARTMENT OF AGRICULTURE
ATTN RICHELLE KRUEGER
1320 RESEARCH PARK DRIVE
MANHATTAN KS 66502-5000



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

CITY OF CONCORDIA
701 WASHINGTON PO BOX 603
CONCORDIA KS 66901

May 18, 2015

RE: File No. CD004

Dear Sir or Madam:

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

- place of use PDUMW
- point of diversion
- use made of water

As a matter of record, the Division of Water Resources has on hand a large number of applications awaiting processing. Therefore to be fair to all concerned, and so that we can process those applications on hand in the order they were received, we intend to concentrate on the backlog of applications until the issue is resolved. You will be contacted regarding this application as soon as it has been examined.

In accordance with the provisions of the Kansas Water Appropriation Act, a portion of which is included below, the use of water prior to approval of the application is unlawful. You should not proceed and divert water as indicated by your plans in your application for a change for this file until you receive approval for this change from the Chief Engineer. Once approved, compliance with the terms, conditions and limitations of the permit is necessary. Conservation of the water resources of Kansas is required.

Section 82a-728 of the Kansas Water Appropriation Act, provides (a) except for the appropriation of water for the purpose of domestic use, . . . it shall be unlawful for any person to appropriate or threaten to appropriate water from any source without first applying for and obtaining a permit to appropriate water in accordance with the provisions of the Water Appropriation Act or for any person to violate any condition of a vested right, appropriation right or an approved application for a permit to appropriate water for beneficial use.

(b) (1) The violation of any provision of this section by any person is a class C misdemeanor...

A class C misdemeanor is punishable by a fine not to exceed \$500 and/or a term of confinement not to exceed one month in the county jail. Each day that the violation occurs constitutes a separate offense.

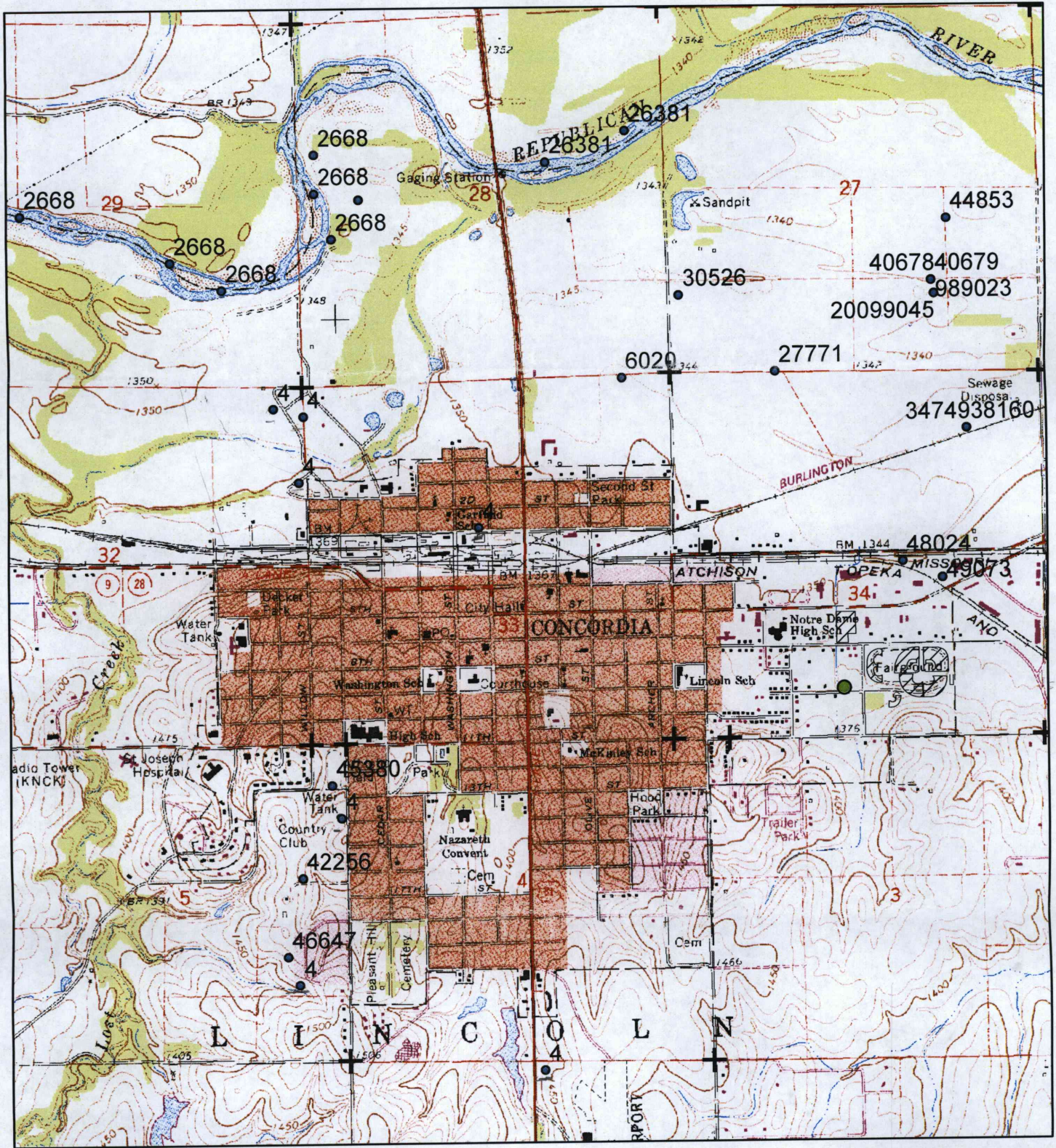
If you have any questions, please contact me at (785) 564-6645. If you wish to discuss a specific file, please have the file number ready so that we may help you more efficiently.

Sincerely,

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

BAT: dlw
pc: STOCKTON Field Office

Application to Change the Points of Diversion and Use
 Made of Water, Vested Water Right, File No. CD004



● Proposed Irrigation Point of Diversion



Proposed Irrigation Place of Use
 WATER RESOURCES
 RECEIVED

RECEIVED



MAY 15 2015
 1:24,000

MAY 11 2015

KS DEPT OF AGRICULTURE

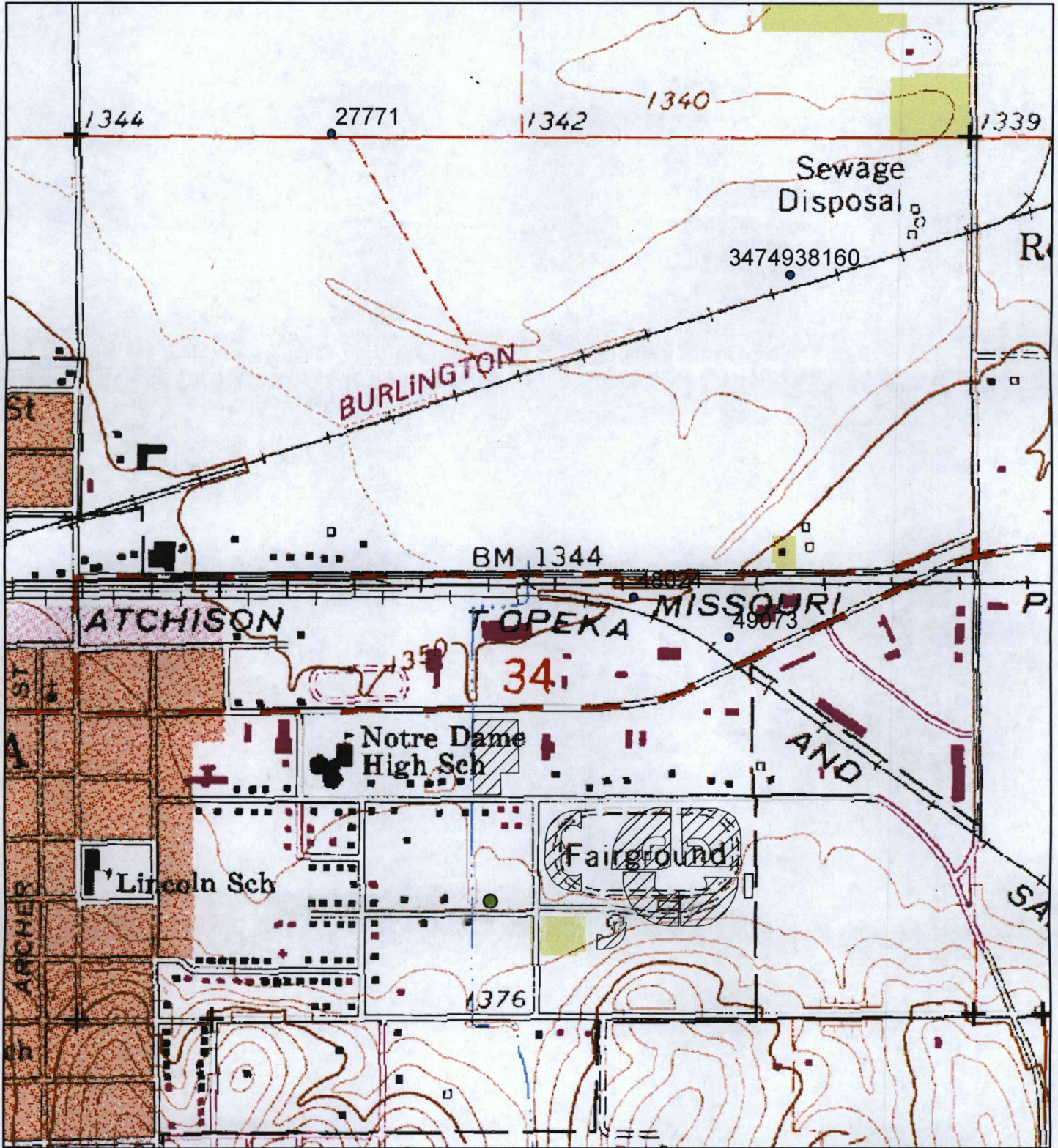
Stockton Field Office
 Division of Water Resources

All water wells of any kind within 1/2 mile of the
 proposed point of diversion are shown:

Signature

Date

Application to Change the Points of Diversion and Use
Made of Water, Vested Water Right, File No. CD004



● Proposed Irrigation Point of Diversion

▨ Proposed Irrigation Place of Use

RECEIVED

MAY 11 2015

Stockton Field Office
Division of Water Resources

WATER RESOURCES
RECEIVED

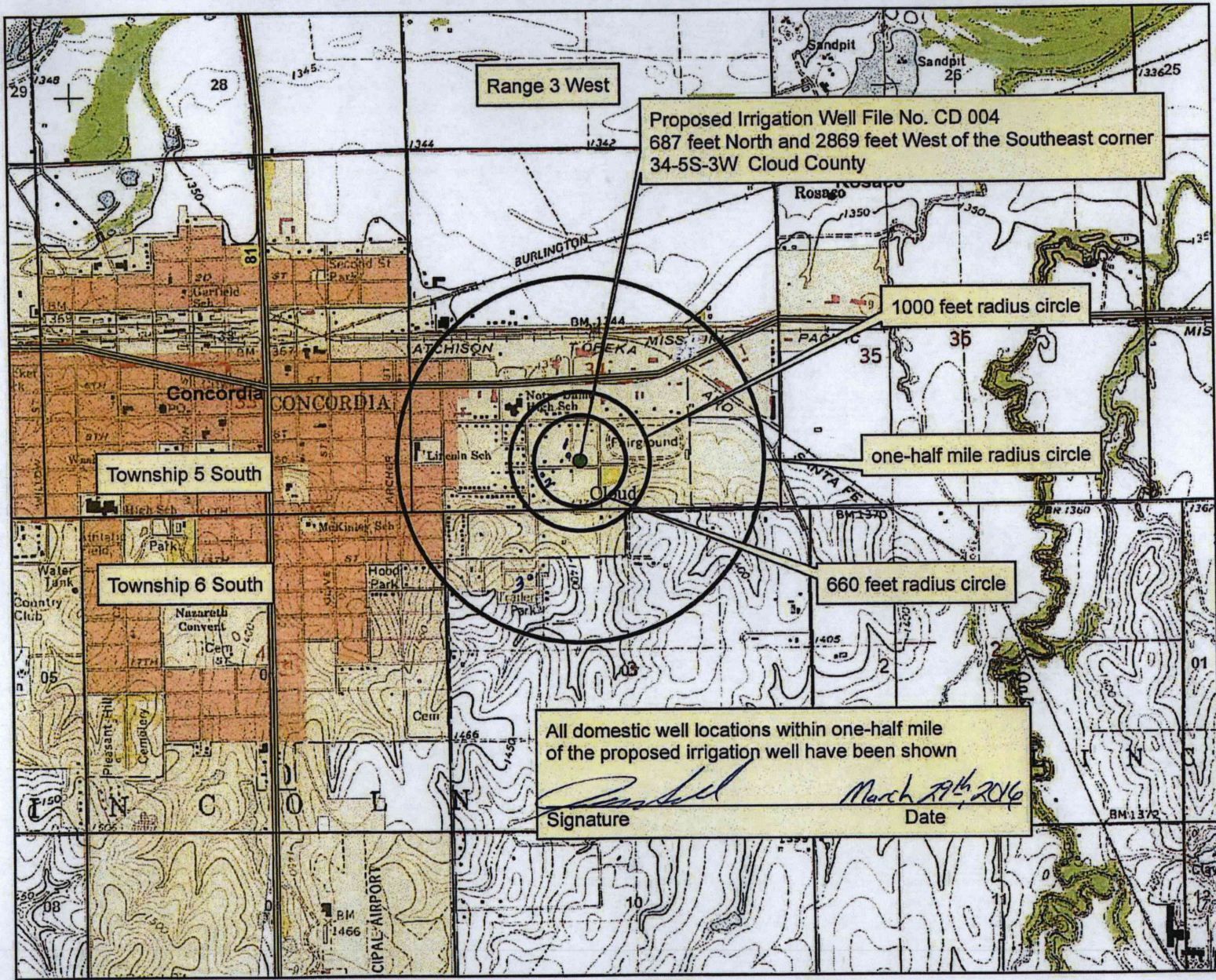
MAY 15 2015

KS DEPT OF AGRICULTURE

1:10,000

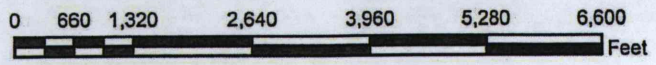
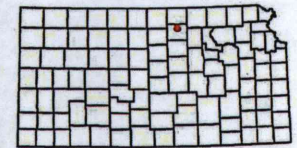


Nearby Domestic Well Owners Change in PD UMW File NO. CD 004



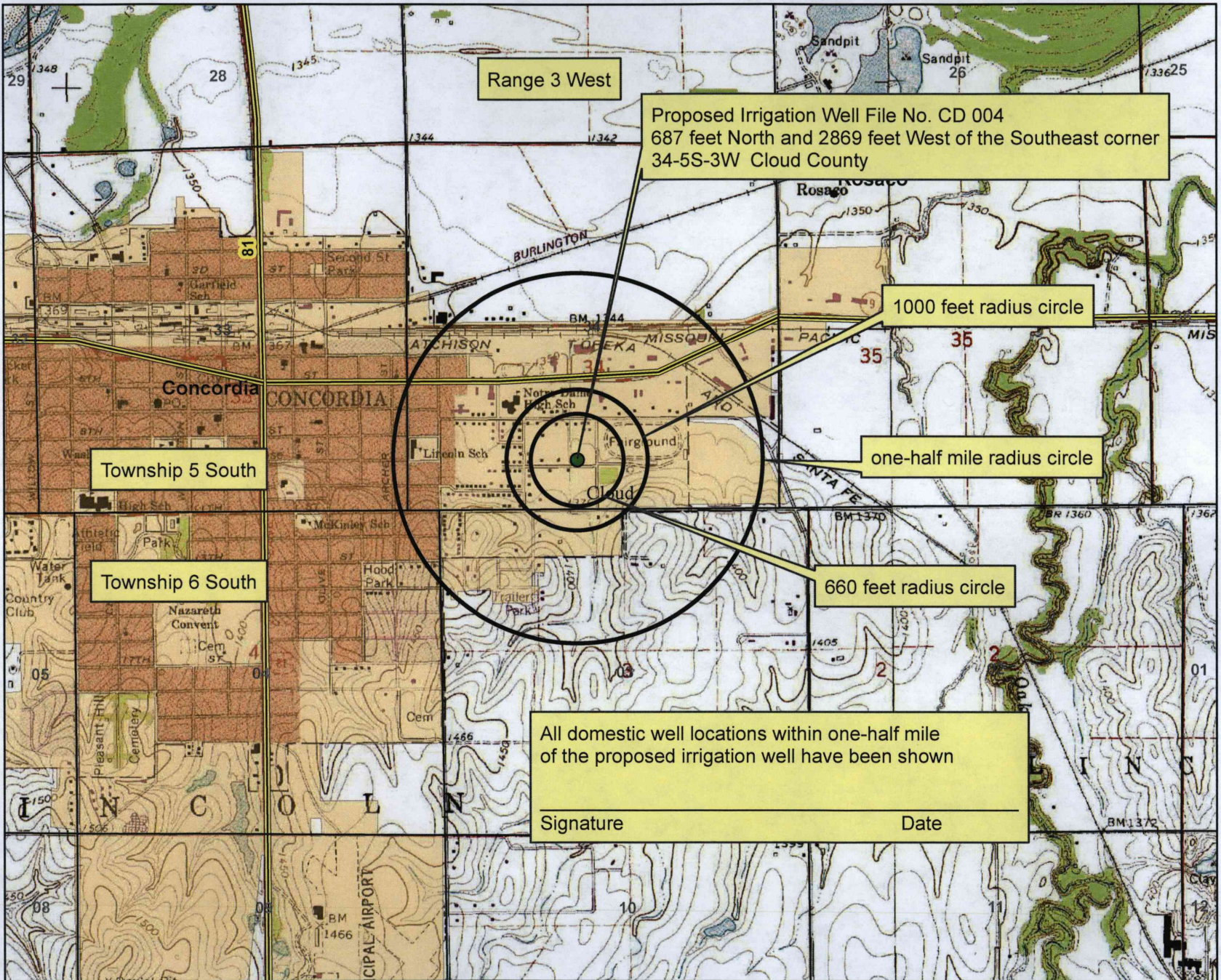
- Owner of domestic
- ① Irvin Charbonneau
1853 N 180th Rd
Concordia KS 66901
*Actually located by our
irrigation well
 - ② Matt Bechard-garden
905 Church
Concordia KS 66901
 - ③ East Hills Estates
Concordia Properties LLC
21 Terrace Circle
Care of
Robert Cadamare
Concordia KS 66901

WATER RESOURCES
RECEIVED
MAR 28 2016
KS DEPT OF AGRICULTURE
Index Map



This map was created by WIMAS on 9/3/2015 1:49:51 PM

Nearby Domestic Well Owners Change in PD UMW File NO. CD 004



Range 3 West

Proposed Irrigation Well File No. CD 004
 687 feet North and 2869 feet West of the Southeast corner
 34-5S-3W Cloud County

1000 feet radius circle

one-half mile radius circle

660 feet radius circle

Township 5 South

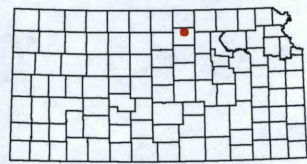
Township 6 South

All domestic well locations within one-half mile
 of the proposed irrigation well have been shown

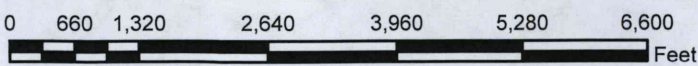
Signature

Date

Index Map



1:24,000



This map was created by WIMAS on 9/3/2015 1:49:51 PM