#### Kansas Department of Agriculture Division of Water Resources

#### **CHANGE: PU & PD WORKSHEET**

1. File Number: <b>31210-D1</b>	2. Status Chan	•	3. Change Num:	4. Field Office:	5. GMD:	
6. Status: ⊠ Approved Return	☐ Denied by DWR/0	GMD	☐ Dismiss by Re	quest/Failure to	7. Filing Date <b>5/8</b>	of Change: <b>3/17</b>
8a. Applicant(s) New to system ☐  CITY OF HILL CIT DENNIS MERSCH	MAYOR		8c. Landowr New to s		Person ID Add Seq#	
205 N POMEROY HILL CITY KS 676						

Conservation Plan Date Required: \_\_\_\_\_ Date Approved: \_\_\_\_\_ Date to Comply: \_\_\_\_\_

10. Use Made of Water From: \_\_\_\_\_\_ To: \_\_\_\_\_

Date Prepared: 8/7/2017	By: <b>LI</b>
Date Entered: 8/17/2017	$By: \mathcal{UM}$

Letter

						4.5.4
File No. 31210-D1	11. County: GH	Basin: S F SOL	OMON RIVER	Stream: NA		Formation Code: 25 Special Use: NA
12. Points of Diversion					Rate and Quantity	
MOD					Authorized	Additional
DEL PDIV ENT Qualifier	S T	R ID '	N 'W Cor	mment	-	Rate Quantity pm mgy Overlap PD Files
DEL 77619 SW NW SW	8 7	23W 11			NO CHANGE	23433-D1
ENT 86300 NW SW NW	/ 8 7	23W 2	5025 525 5084		NO CHANGE	NONE
13. Storage: Rate	NF	Quantity	ac/ft	t Additional Rate	NF A	dditional Quantity ac/ft
14. Limitation: af/yr at _	_	<del></del>			Sile number(e)	
Limitation:	ai/yi at		Jbiii (	_ cis) when combined with	The number(s)	
15. 5YR Allocation: Allocation	туре 5	Start Year	5 YR Amount	Amount Unit	Base Acres Comme	nt
16. Place of Use		NE¼	NW1/4	SW1/4	SE¼ Tot	Owner Chg? Overlap Files
MOD DEL ENT PUSE S T R	1	NE NW SW SE 1/4 1/4	NE NW SW SE 1/4	NE NW SW SE 1/4 1/4 1/4	NE NW SW SE 1/4 1/4 1/4	COMPLETE OVERLAP
CK 6555 13 8 23	s <b>W</b> 1	TY OF HILL CITY & II	MMEDIATE VICINITY			8b NO GH 002 3825 23433 D1 35108 40201 40200 40202
ENT 68509 13 8 23	W PIF	PELINE HILL CITY TO	O CITY OF BOGUE & 1	1/2 MILE EACH SIDE - I	MMEDIATE VACINITY	8b NO GH 002 3825 23433 D1 35108 40200 40202
ENT 685/0 13 8 23	s <b>w</b> ci	TY OF BOGUE & IMN	MEDIATE VACINITY			8b NO GH 002 3825 23433 D1 35108 40201 40200 40202
Comments:						

### KANSAS DEPARTMENT OF AGRICULTURE Division of Water Resources

#### <u>MEMORANDUM</u>

TO: Files DATE: August 7, 2017

FROM: Leslie Ireland RE: Vested Right, File No. GH 001

Water Right, File Nos. 3825; 23,433-D1 31,210-D1; 35,108; 40,200; 40,201 & 40,202

Dennis Mersch, for the City of Hill City as owner of the referenced municipal rights filed applications on May 8, 2017, for approval to change the place of use to add the City of Bogue and a pipeline between the two cities. The application for File No. 31,210-D1 also proposes to change the point of diversion. The project is designed and constructed by EBH & Associates, P.A. from their Great Bend. Kansas office.

The referenced rights appear not be abandoned as per K.S.A. 82a-718, and in compliance with K.S.A. 82a-732. Several of the points of diversion have meter issues, but the City has indicated they are working to correct the problems. The owner has indicated there are no nearby wells with the immediate vicinity needed notification per SB No. 337.

The applications for change are to add the City of Bogue and a one-half mile each side of an eight-mile transmission pipeline from Hill City to Bogue City. The project which includes a new water tower in Bogue will update their pre1930s water infrastructure. It appears the referenced files are authorized a combined limited quantity of 156 million gallons per year for municipal use under File Nos. GH-002; 3825; 35,108; 40,200; & 40,201. An additional 44.3 million gallons is provided by the municipal portion of File No. 23,433-D1 and 42.03 million gallons per year is provided by File No. 31,210-D1 for a combined total of **242.3 million gallons per year** (**743.69 AF**) under the referenced files. The City of Bogue is served by its own rights, File Nos. GH 001, 17,373 & 31,517 which appear to remain authorized their 30.1 million gallons a year (93.37 AF) from wells on the Solomon River. These wells will be maintained as a backup for the City of Bogue remaining independent of the City of Hill City's water system.

The referenced files currently have a complete overlap in the place of use which has historically been described as:

within the City of Hill City Kansas and immediate vicinity.

The applications for change propose to list the pipeline and one-half mile of each side and the added city resulting in a place of use description of:

the City of Hill City and immediate vicinity; the City of Bogue and immediate vicinity, and within the immediate vicinity of the pipeline serving the City of Bogue, all in Graham County, Kansas.

This is with the exception of File No. 23,433-D1, that also authorizes irrigation use. It will include the 132 acres under a pivot irrigation system in the Northeast Quarter of Section 8, Township 7, Range 23 West, Graham County, Kansas.

The referenced files diverted about 126.041 million gallons in 2015, but have historically had a large amount of unaccounted water, approximately 22 percent in 2010 and 22.5 percent in 2015. As the historically reported quantity is about 52 percent of their authorized quantity the change should not result in the municipality exceeding its authorized quantity. Additionally, as the City of Bogue will continue to maintain its own water rights, its quantity would be available. The water line work also appears to include work on the distribution lines within each of the Cities, so their unaccounted water should decline. As the City of Hill City has water available and should reduce its unaccounted water the changes should not significantly increase the historical consumptive use and comply with K.A.R. 5-5-3, Change in consumptive use.

The historical quantity pumped and the projected use would indicate that a new conservation plan is not needed at this time, but should be considered in the future for each City.

As the use is municipal use the incomplete overlap between the two cities and pipeline is allowed by K.A.R. 5-3-5n, Authorized place of use. The existing limitations on the quantity will not be modified by the approvals.

It appears that the proposed changes that will serve the place of use currently authorized by the City of Bogue, File Nos. GH 001, 17,373 & 31,517, will not violate K.S.A. 82a-735 as the changes are in accordance with the Kansas Water Appropriation Act as required by the statute.

It appears that the location of the well under File Nos. 23,433-D1 & 31,210-D1, was measured by GPS in 2011. The well location was determined to be in the Southwest Quarter of the Northwest Quarter of the Southwest Quarter (SW1/4 NW1/4 SW1/4) of Section 8, approximately 1.735 feet North and 4.921 feet West of the Southeast corner of the section, approximately 15 feet from the authorized well location of 1,750 feet North and 4,899 feet West of the Southeast The update complies with K.A.R. 5-5-6, Failure to construct diversion corner of the section. works at authorized location, File No. 23,433-D1 will be updated. The application under File No. 31.210-D1 proposed a change in point of diversion to move the well approximately 1,884 feet to the North. The new well will be constructed in the NW SW NW of Section 8, approximately 3,625 feet North and 5,084 feet West of the Southeast corner. Information about the area would indicate the local source of supply will remain the same. The unstacking of these two rights is not an additional well as the rights were perfected separately and only recently (2011) authorized for the same well. A well log was not submitted with the application, but the log submitted to KDHE, Bureau of Water was available on-line. It indicates the four-inch cased well was completed to a depth of 170 feet with it screened at 130-170 feet. At the time of drilling, March 2017, the static water level was 102 feet. Information provided by the applicant indicates the only well located within one-half (1/2) mile of the proposed well is the City's well under File No. 23,433-D1. The proposed new well complies with K.A.R 5-4-4, Well spacing, as it is more than 1,320 feet from the well that will remain under File No. 23,433-D1. A water level measurement tube, meter and a notice of completion for December 3,1 2017 will be included as conditions of the approval for File No. 31,210-D1.

Kelly Stewart, Water Commissioner of the Stockton Field Office has recommended approval of the proposed changes as indicated in his email dated August 7, 2017.

Water flowmeters meeting the specifications of the Chief Engineer will continued to be required under each of the referenced files. Check valves will also be required if any chemical or foreign substance is injected into the water through the diversion works.

Based on the above discussion, that the changes are reasonable, will not result in an increase in use beyond what has historically been justified, that impairment to existing water rights is unlikely, and that no change in the local source of supply will occur, it is recommended that the referenced applications be approved.

Leslie Ireland

Redie Ireland

**Environmental Scientist** 

Water Appropriation of Water Program

FICONO. SIZIO-DI
Report Date Monday, July 10 2017

Water Rights and Points of Diversion Within 1.50 miles of point defined as: 3625 ft N and 5084 ft W of the SE Corner of Section 8, T 7S, R 23W Located at: 99.918777 West Longitude and 39.461368 North Latitude

CUG PD -

=========	=======================================	==============	=============	=======================================	==========
File Number	Use ST SR Dist (	(ft) Q4 Q3 Q2 Q1 F	FeetN FeetW Sec Twp	Rng ID Batt Auth_Quan	Add_Quan Unit
A 22152 00	IRR NK G 4	4841 NC SE	1300 1300 5 7	23W 1 199.00	199.00 AF
A 23433 D1			4005 1109 8 7		208.00 AF
A 23433 D1	MUN NK G*	1884 SW NW SW	1750 4899 8 7	23W 11 135.95	135.95 AF -PPPLICANS WILL
A 23433 D2	IRR NK G 5	5139 NC NW	3889 3988 17 7	23W 1 195.00	195.00 AF
A 23479 00	IRR NK G 7	7463 NC N2 SE	1970 1220 1 7	24W 1 200.00	200.00 AF
A 25667 00	IRR NK G 6	6338	4050 2640 6 7	23W 1 193.00	193.00 AF
A 31210 D1	MUN NK G*	1884 SW NW SW	1750 4899 8 7	23W 11 128.99	128.99 AF
A 31210 D2	IRR NK G 4	4942 NC W2 W2 NW	3970 4950 17 7	23W 2 45.00	45.00 AF

Total	Net Quant:	ities Au	thor	zed:	Direct	Storage
Total	Requested	Amount	(AF)	=	.00	.00
Total	Permitted	Amount	(AF)	=	.00	.00
Total	Inspected	Amount	(AF)	=	.00	.00
Total	Pro_Cert	Amount	(AF)	=	.00	.00
Total	Certified	Amount	(AF)	=	1304.94	.00
Total	Vested	Amount	(AF)	=	.00	.00
TOTAL	AMOUNT		(AF)	=	1304.94	.00

An  $\star$  after the source of supply indicates a pending application for change for the file number.

An \* after the ID indicates a 15 AF exemption was granted for the file number.

A "G" in the Batt column indicates the GEO CTR of a battery. A "B" indicates a well in the battery. The number in the Batt column is the number of wells in the battery.

Water Rights and Points of Diversion Within 1.50 miles of point defined as:

99.918777 West Longitude and 39.461368 North Latitude

GROUNDWATER ONLY

GROUNDWATER ONLY

WATER USE CORRESPONDENTS:

-----

File Number Use ST SR
A 22152 00 IRR NK G

> JAMES L & JOYCE A OCHS TRUST

> 534 EMMER RD SW

> PO BOX 104

> GRIDLEY KS 66852

>-----

A\_\_ 23433 D1 IRR NK G

> CITY OF HILL CITY

> CITY SUPT

> 205 N POMEROY AVE

> HILL CITY KS 67642

>-----

A 23433 D1 MUN NK G

> CITY OF HILL CITY

> CITY SUPT

> 205 N POMEROY AVE

> HILL CITY KS 67642

>-----

MINO HIM 1,884 - TO NORTH-

23433 D2 IRR NK G	
BRENT ROGERS	
PO BOX 654	
HOXIE KS 67740	
,	
23479 00 IRR NK G	
KEITH GOETZ	
9372 S ROAD 50 E	
PARK KS 67751	
,	
25667 00 IRR NK G	
DALE COFFIN	
2700 N 5TH ST	
PONCA CITY OK 74601	
,	
A 31210 D1 MUN NK G	
CITY OF HILL CITY	
CITY SUPT	
205 N POMEROY AVE	
HILL CITY KS 67642	
<u>,</u>	
A 31210 D2 IRR NK G	
BRENT ROGERS	
PO BOX 654	
HOXIE KS 67740	
<b>,</b>	
	-===



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 18, 2017

CITY OF HILL CITY HONORABLE MAYOR MERSCH 205 N POMEROY AVE HILL CITY KS 67642-1815

FILE COPY

RE: Vested Right, File No. GH 002 Water Right, File Nos. 3825; 23,433-D1; 31,210-D1; 35,108; 40,200; 40,201 & 40,202

Dear Mayor Mersch:

Enclosed are the orders executed by the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, approving the applications for change under the above referenced files.

Your attention is directed to the enclosures and to the terms, conditions, and limitations specified in the approvals for change. A condition of these approvals is that an acceptable water flow meter must be installed on the authorized diversion works. Please return the required and enclosed form Notification of Completion of the Diversion Works and/or Installation of the Required Meters as soon as these actions are completed. The approval for Water Right, File No. 31,210-D1, requires the notification of the completion of the newly approved well. Please use the same form referenced above to notify the Chief Engineer when this well is complete and the meter is installed. There is no fee for any of the required information.

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

Since these orders modify the original documents referred to above, they should be recorded with the Register of Deeds as other instruments affecting real estate.

If you have any questions, please contract Leslie Ireland, Environmental Scientist, at (785) 566-6633. If you wish to discuss a specific file, please have the file number ready so that we may help you more efficiently.

Sincerely.

Change Applications Unit Supervisor

BAT:LI:li Enclosures

Stockton Field Office pc:

SCANNED

#### KANSAS DEPARTMENT OF AGRICULTURE

Jackie McClaskey, Secretary of Agriculture

DIVISION OF WATER RESOURCES

David W. Barfield, Chief Engineer

APPROVAL OF APPLICATION
FOR
CHANGE IN PLACE OF USE
AND
POINT OF DIVERSION
WATER RIGHT, FILE NO. 31,210-D1

The Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, after due consideration of the written application of Dennis Mersch, Mayor of the City of Hill City, 205 N. Pomeroy Avenue, Hill City, Kansas 67642-1815, received in this office on May 8, 2017, for approval of a change in the location of the place of use under the certificate of appropriation issued pursuant to the permit to appropriate water for beneficial use, Findings and Order of the Chief Engineer dated July 23, 2008, determining the interest of Water Right, File No. 31,210-D1, and August 2, 2010, approving the application to change the place of use, point of diversion and use made of water, finds that the change is reasonable and will not impair existing rights, that the change relates to the same local source of supply 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 the authorized place of use shall be:

the City of Hill City and immediate vicinity; the City of Bogue and immediate vicinity, and within the immediate vicinity of the pipeline serving the City of Bogue, all in Graham County, Kansas,

after which the authorized location of the point of diversion shall be:

one (1) well located in the Northwest Quarter of the Southwest Quarter of the Northwest Quarter (NW¼ SW¼ NW¼) of Section 8, more particularly described as being near a point 3,625 feet North and 5,084 feet West of the Southeast corner of said section, in Township 7 South, Range 23 West, Graham County, Kansas,

located substantially as shown on the plat and topographic maps accompanying the application to change the place of use and point of diversion.

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.

All wells with a diversion rate of 100 gallons per minute or more drilled under the authority of this order shall have a tube or other device installed in a manner acceptable to, and in accordance with specifications adopted by, the Chief Engineer. This tube or device shall be suitable for making water level measurements and shall be maintained in a condition satisfactory to the Chief Engineer.

Installation of the works for diversion of water shall be completed on or before December 31, 2017 or within any authorized extension of time. The applicant 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.

In all other respects, the Certificate of Appropriation issued pursuant to Approval of Application, File No. 31,210-D1, for permit to appropriate water for beneficial use, is as stated and set forth in the Certificate of Appropriation dated September 20,1989, as modified and amended by the aforementioned orders.

#### RIGHT TO A HEARING AND TO ADMINISTRATIVE REVIEW

If you are aggrieved by this Order, then pursuant to K.S.A. 82a-1901, you may:

- 1) request an evidentiary hearing before the Chief Engineer, or
- 2) request administrative review by the Secretary of Agriculture.

Failure to request an evidentiary hearing before the Chief Engineer does not preclude your right to administrative review by the Secretary.

To obtain an evidentiary hearing before the Chief Engineer, a written request for hearing must be filed within 15 days after service of this Order as provided in K.S.A. 77-531 (i.e., within a total of 18 days after this Order was mailed to you), with: Kansas Department of Agriculture, Attn: Legal Section, 1320 Research Park Drive, Manhattan, KS 66502, FAX (785) 564-6777.

If you do not file a request for an evidentiary hearing before the Chief Engineer, you may petition for administrative review of the Order by the Secretary of Agriculture. A petition for review shall be in writing and state the basis for requesting administrative review. The request for hearing may be denied if the request fails to clearly establish factual or legal issues for review. See K.S.A. 77-527. The petition must be filed within 30 days after service of this Order as provided in K.S.A. 77-531 (i.e., within a total of 33 days after this Order was mailed to you), and be filed with: Secretary of Agriculture, Attn: Legal Division, Kansas Department of Agriculture, 1320 Research Park Drive, Manhattan, KS 66502, FAX (785) 564-6777.

If neither a request for an evidentiary hearing nor a petition for administrative review is filed as set forth above, then this Order shall be effective and become a final agency action as defined in K.S.A. 77-607(b). Failure to timely request either an evidentiary hearing or administrative review may preclude further judicial review under the Kansas Judicial Review Act.

Ordered this / day of August, 2017, at Topeka, Shawnee County, Kansas.

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

State of Kansas

SS

County of Riley

The foregoing instrument was acknowledged before me this day of Agust, 2017, by Lane P. Letourneau, P.G., Program Manager, Division of Water Resources, Kansas Department of Agriculture.

DANIELLE WILSON
My Appointment Expires
August 23, 2020

**Notary Public** 

#### CERTIFICATE OF SERVICE

On this Reday of August , 2017, I hereby certify that the attached Approval of Application for the Change in Place of Use and Point of Diversion under Water Right, File No. 31,210-D1, dated August 10, 2017 was mailed postage prepaid, first class, US mail to the following:

City of Hill City
Dennis Mersch, Mayor
205 N Pomeroy Ave
Hill City, KS 67642-1815

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**



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 ma	ade f	or approval of the Cl	nief Engineer to change the	<b>W</b> ATER RESOUR <b>CES</b>
		$\boxtimes$			RECEIVED
	(Check one or more)	$\boxtimes$	Point of Diversion		MAY 0.8 2017
			Use Made of Wate	r	13:57
					KS DEPT OF AGRICULTURE
			File N	o. <u>31,210-D1</u>	
	2. Name of applicant:	CITY	OF HILL CITY		
	Address: CITY SUPT 2	<u>05 N</u>	POMEROY AVE		
	City, State and Zip: HILI	L CIT	Y, KS 67642-1815		
	Phone Number: (785)42	<u>21-34</u>	38	E-mail address:	
	What is your relationship	p to t	he water right; 🛛 ov	vner ☐ tenant ☐ agent	other? If other, please explain.
	Name of water use corre	espoi	ndent: <u>CITY OF HILL</u>	CITY	
	Address: <u>CITY SUPT 2</u>	<u>05 N</u>	POMEROY AVE		
	City, State and Zip: HILI	_ CIT	Y, KS 67642-1815		
	Phone Number: <u>(785)42</u>	<u> 1-34</u>	38	E-mail address:	
3.	The change(s) proposed	d here	ein are desired for th	e following reasons (please	be specific): TO MOVE 31,210-D1 TO A NEW
	WELL TO BE DRILLED. OV	/ERLÆ	APPING FILE 23,433-D1	WILL REMAIN ON THE PRESE	NT WELL. IN ADDITION, IT IS
	PROPOSED TO INCLUDE 1	THE C	ITY OF BOGUE, ITS IM	IMEDIATE VICINITY, AND WITHI	N 1/2 MILE OF EACH SIDE OF SUPPLY PIPELINE.
	The change(s) (WILL BI	Ξ con	npleted by <u>12-31-201</u>	17	(Date)
					(330)
Γ_					
F.C	r Office Use Only: D. <u>3</u> GMD <u>4</u> Meets de	; K.A.	.R. 5-5-1 (YE\$ / NO) Fee \$ 4 00	Use MUN Source GYS	From the State of
			180		
			٨٥	PPLICATION COMPLETE	
				2/31/17	
DW	R 1-120 (Revised 06/29/20	009)	Re	eviewer 4	Assisted by: M BILLINGER

DWR 1-120 (Revised 06/29/2009)

Assisted by: M. BILLINGER SCANNED 5/9/2017 UM

	•	er of La	nd —	- NAM	1E: <u>Cl</u>	TY OF	HILL	CITY											
			AD	DRES	SS: <u>CI</u>	TY SL	JPT 2	05 N F	OME	ROY	AVE H	IILL C	ITY, K	S 676	42-18	15			
	•			NE	E1⁄4			ΝV	N1⁄4			SV	N1⁄4			SI	=1/4		TOTAL
Sec.	Twp.	Range	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW¼	SW¼	SE1/4	NE1/4	NW¼	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE¼	ACRES
13	08S	23W	C17	4 6 F	MIL	k c	ny												
		-					,												
			<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u></u>	<u> </u>										1000	
list any		water											210-D	1, 351	08, 40	)200, 4	40201	, 4020	2
	Owne	er of La																	
			AD	DRES	SS:		1	-			<u> </u>					•			<u> </u>
Soo	Two	Pango	NE¼	1	5W1/4	SE1/4	NE1/	1	N¼ SW¼	SE1/4	NE1/	SV NW1/4	N1/4	SE1/4	NE1/4		5W1/4	SE1/4	TOTAL ACRES
Sec.	Twp.	Range	INE 74	INVV/4	30074	3E74	INE /4	100074	3VV /4	SE 74	NE /4	NVV 74	300%	SE 74	NE74	190074	SVV 74	SE/4	
	othor	water i	ights t	that co	over th	is plac	ce of u	ise.	•		1				,				
ist any	propo	sed tha	at the	place	<u> </u>	be ch	_												(V
•	propo		at the	place of NAM	ΙΕ <u>Ότ</u> SS: <u>CI</u>	be ch	ILL CITY	<u>( &amp; IMMI</u> 05 <b>N</b> F	POME			IILL C	ITY, K			15		LE OF P	
5. It is	propo Owne	er of La	at the nd —	place NAM DRES	IE <mark>®</mark> IT SS: <u>CI'</u>	be ch	JPT 2	7 & IMMI 05 N F	POME V¼	ROY /	AVE H	IILL C	ITY, K	S 676	42-18	15 SE	=1/4		PELINE  TOTAL ACRES
Sec.	Owne	er of La	nd — AD	place of NAM	ΙΕ <u>Ότ</u> SS: <u>CI</u>	be ch	ILL CITY	<u>( &amp; IMMI</u> 05 <b>N</b> F	POME V¼	ROY /		IILL C	ITY, K			15 SE	Ξ½	SE¼	TOTAL
5. It is	propo Owne	er of La  Range 23W	nd — AD  NE½	place NAM DRES	IE <mark>®</mark> IT SS: <u>CI'</u>	be ch	JPT 2	05 N F	V¼ SW¼	ROY /	AVE H	IILL C	ITY, K	S 676	42-18	15 SE	=1/4		TOTAL
Sec.	Owne	er of La	nd — AD  NE½	place NAM DRES	IE <mark>®</mark> IT SS: <u>CI'</u>	be ch	JPT 2	05 N F	POME V¼	ROY /	AVE H	IILL C	ITY, K	S 676	42-18	15 SE	=1/4		TOTAL
Sec13	Owner Twp. 08S	er of La  Range 23W	nd — AD  NE½	place NAM DRES	IE <mark>®</mark> IT SS: <u>CI'</u>	be ch	JPT 2	05 N F	V¼ SW¼	ROY /	AVE H	IILL C	ITY, K	S 676	42-18	15 SE	=1/4		TOTAL
Sec	Owner Twp. 08S 08S	Range 23W 21W	AD  NE%  right	NAM DRES NE NW1/4	SS: CI SW1/4 SW1/4	be ch	NE%	7 & IMMI 05 N F NW/4	SW%	SE%	NE1/4	SV NW%	Y4 SW4	S 676	42-18 NE½	SE NW1/4	SW%	SE1/4	TOTAL
Sec	Twp.  08S  08S	Range 23W 21W r water	AD  NE%  right	NAM DRES NE NW1/4	SS: CI SW4 SW4 7	be ch	NE%	OS N F	Se. HIL	SE¼	NE%	SV NW1/4	Y4 SW4	S 676	42-18 NE½	SE NW1/4	SW%	SE1/4	TOTAL
Sec	Twp.  08S  08S	Range 23W 21W	AD  NE%  Fright 1517	NAM DRES	SS: CI SW/A SW/A COVE	be ch	NE%	OS N F	Se. HIL	SE¼	NE%	SV NW1/4	Y4 SW4	S 676	42-18 NE½	SE NW1/4	SW%	SE1/4	TOTAL
Sec	Twp.  08S  08S	Range 23W 21W r water	AD  NE%  Fright 1517	NAM DRES	SS: CI SW4 SW4 7	be ch	NE%	OS N F	Se. HIL	SE¼	NE%	SV NW% 2, 3825	SW%	S 676	42-18 NE½	SE NW1/4	SW%	SE1/4	TOTAL
Sec.  13  17  sist any	Twp.  08S  08S  / othe GH1, 1	Range 23W 21W r water 7373, 3	nd — AD  NE½  right 517  AD	NAM DRES NE NW½ S that NAM DRES	SS: CI SW1/4 SW1/4 COVE	be ch	NE%	OS N F  NV  NW½  Of us	Se. HIL	SE¼	NE%	SV NW1/4	S, 2343	S 676	NE%	15 SE NW1/4	SW1/4 108, 41	SE¼	TOTAL
Sec	Twp.  08S  08S	Range 23W 21W r water	nd — AD  NE½  right 517  AD	NAM DRES NE NW½ S that NAM DRES	SS: CI SW4 7 Cove Cove	be ch	NE%	OS N F  NV  NW½  Of us	SW1/4	SE¼	NE%	SV NW% 2, 3825	S, 2343	S 676	31210- NE½	15 SE NW½	SW1/4 108, 41 108, 41	SE1/4	TOTAL ACRES
Sec.  13  17  sist any	Twp.  08S  08S  / othe GH1, 1	Range 23W 21W r water 7373, 3	nd — AD  NE½  right 517  AD	NAM DRES NE NW½ S that NAM DRES	SS: CI SW1/4 SW1/4 COVE	be ch	NE%	OS N F  NV  NW½  Of us	Se. HIL	SE¼	NE%	SV NW1/4	S, 2343	S 676	31210- NE½	15 SE NW½	SW1/4 108, 41 108, 41	SE1/4	TOTAL ACRES
Sec.  13  17  sist any	Twp.  08S  08S  / othe GH1, 1	Range 23W 21W r water 7373, 3	nd — AD  NE½  right 517  AD	NAM DRES NE NW½ S that NAM DRES	SS: CI SW1/4 SW1/4 COVE	be ch	NE%	OS N F  NV  NW½  Of us	Se. HIL	SE¼	NE%	SV NW1/4	S, 2343	S 676	31210- NE½	SE NW½ D1, 35 SE NW½	108, 41 108, 41 108, 41 EVA	SE1/4 D200, 4 RCES	TOTAL ACRES
Sec.  13  17  sist any	Twp.  08S  08S  / othe GH1, 1	Range 23W 21W r water 7373, 3	nd — AD  NE½  right 517  AD	NAM DRES NE NW½ S that NAM DRES	SS: CI SW1/4 SW1/4 COVE	be ch	NE%	OS N F  NV  NW½  Of us	Se. HIL	SE¼	NE%	SV NW1/4	S, 2343	S 676 SE1/4 3-D1, SE1/4	31210- NE½	SE NW%  SER RI REC	108, 41  SW%  SW%  SW%  ESOU	SE1/4 SE1/4 RCES	TOTAL ACRES

IF MORE SPACE IS NEEDED, ATTACH ADDITIONAL SHEETS AS NECESSARY Lislaur

SCANNED LILOUR SCANNED

6.	The presently auti	horized point(s)	of diversion is 1 v	well overlar	oped with	water right 23,433-I	<u> </u>	-1->	<u>.</u> .
7.	The proposed poi	nt(s) of diversio	on are <u>1 well dedic</u>	cated to 31,	210-D1 &	(Provide description a  retaining of existing (Provide description a	well for 23	3,433-D1	<u> </u>
	List all presently	authorized po	oint(s) of diversio	n:			·	•	
8.	Presently author	ized point of d	liversion: ALSO	UTILIZED	BY 23,43	3-D1 AND WILL BE	RETAINE	D BY SUCI	H RIGHT
	One in the	SW	Quarter of the	e	NW	Quarter of the		SW	Quarter
						South, Range			
						4899 feet Wes			
	Authorized Rate _	320 GPM	_ Authorized Qua	antity <u>42</u> .	.03 MGY				
	(DWR use only:	Computer ID N	No. <u>11</u>	_ GPS	1735	feet North	4921	_ feet West	t)
	☐ This point will	I not be chang	ed 🛛 This poi	nt will be o	changed a	as follows:			
i	Proposed point of	of diversion: (C	Complete only if	change is	<u>requeste</u>	<u>d)</u>			
	One in the	NW	Quarter of the	·	SW	Quarter of the	1	<u>w</u>	Quarter
						South, Range			
			•			feet Wes	t of Southe	east corner of	of section.
	Proposed Rate		•	•					
Į	This point is: A	Additional Well	☐ Geo Center	List other	water righ	ts that will use this p	point		<u> </u>
9.	Presently author	ized point of d	liversion:						
ا "				,		Quarter of the			Quarter
						South, Range			
ı						feet Wes			
	Authorized Rate _								
	(DWR use only:							feet West	Η.
						ICCL MOLLII		1001 11001	.,
	☐ This point will	not be change	ed 🗌 This poi	nt will be o				_ 1001 11031	-,
	☐ This point will Proposed point of	_	<del>-</del>		hanged a	as follows:		_ 1001 11031	.,
	Proposed point of	of diversion: (C	Complete only if	change is	hanged a	as follows:			
	Proposed point of One in the	of diversion: (C	Complete only if a Quarter of the	change is	changed a	as follows:  d)  Quarter of the			Quarter
	Proposed point of One in the	of diversion: (C	Complete only if one of the, Township,	change is	changed a	as follows:  d) Quarter of the South, Range			Quarter W,
	Proposed point of One in the	of diversion: (C	Complete only if our Quarter of the, Townshipnty, Kansas,	change is	t North	as follows:  d) Quarter of the South, Range feet Wes			Quarter W,
	Proposed point of One in the of Section in Proposed Rate	of diversion: (C	Complete only if a Quarter of the, Township nty, Kansas, Proposed Quar	change is  fee	t North	as follows:  d) Quarter of the South, Range feet Wes	t of Southe		Quarter W,
	Proposed point of One in the of Section in Proposed Rate This point is:	of diversion: (C	Complete only if a Quarter of the, Township nty, Kansas, Proposed Quar	change is  fee	t North	as follows:  d) Quarter of the South, Range feet Wes	t of Southe		Quarter W,
10.	Proposed point of One in the of Section in Proposed Rate This point is: A	Courage of diversion: (C	Complete only if a Quarter of the Quarter of the, Township nty, Kansas, Proposed Quar Geo Center	change is  fee  ntity  List other v	requeste t North	as follows:  d) Quarter of the South, Range feet Wes ts that will use this p	ot of Southe	ast corner o	Quarter W, of section.
10.	Proposed point of One in the of Section in Proposed Rate This point is: A Presently author One in the	Courage Additional Well	Complete only if a Quarter of the Quarter of the nty, Kansas, Proposed Quarter Geo Center Quarter of the Quarter of the	change is  fee  ntity List other v	requeste  t North water righ	as follows:  d) Quarter of the South, Range feet Wes ts that will use this p	ot of Southe	ast corner o	Quarter W, of section.
10.	Proposed point of One in the of Section in Proposed Rate This point is: A A A One in the of Section of Section	Courage Cour	Complete only if a Quarter of the, Township nty, Kansas, Proposed Quar Geo Center  iversion: Quarter of the, Township	change is  fee  ntity  List other v	requeste  t North water righ	as follows:  d) Quarter of the South, Range feet Wes ts that will use this p Quarter of the South, Range	ooint	ast corner o	Quarter W, of section. Quarter
10.	Proposed point of One in the of Section in Proposed Rate This point is: A Presently author One in the of Section in in	Courage Cour	Complete only if a Quarter of the Quarter of the nty, Kansas, Proposed Quarter Geo Center Quarter of the Quarter of the nty, Kansas,	fee change is change in ch	requeste  t North  water righ	as follows:  d) Quarter of the South, Range feet Wes ts that will use this p Quarter of the South, Range feet Wes	ooint	ast corner o	Quarter W, of section. Quarter
10.	Proposed point of One in the of Section in Proposed Rate This point is:	Courage Cour	Complete only if a Quarter of the Quarter of the nty, Kansas, Proposed Quare Geo Center Quarter of the quarter of the nty, Kansas, Authorized Quare Quarter	change is fee fee tity List other v	requeste  t North  water righ	as follows:  d) Quarter of the South, Range feet Wes  ts that will use this p Quarter of the South, Range feet Wes	ooint	east corner o	Quarter W, of section Quarter, of section.
10.	Proposed point of One in the of Section in Proposed Rate This point is: A A A One in the of Section in Authorized Rate (DWR use only: Contact of the origin Authorized Rate (DWR use only: Contact of the origin Authorized Rate (DWR use only: Contact of the origin Authorized Rate (DWR use only: Contact of the origin Authorized Rate (DWR use only: CDWR use only:	Cour	Complete only if a Quarter of the, Township nty, Kansas, Proposed Quarer Geo Center Quarter of the, Township nty, Kansas, Authorized Quarter Quart	change is  fee  ntity List other v  fee  antity fee  GPS	requeste  t North water righ	as follows:  d)  Quarter of the South, Range feet Wes  ts that will use this p  Quarter of the South, Range feet Wes  feet Wes	ooint	east corner o	Quarter W, of section Quarter , of section.
10.	Proposed point of One in the of Section in Proposed Rate This point is:	Cour Computer ID Note that the change	Quarter of the Quarter of the Township _ Township _ Township _ Township _ Township _ Geo Center  Quarter of the Township _ This pointship _ Township _ This pointship _	fee antity _	t North t North	as follows:  d) Quarter of the South, Range feet Wes  ts that will use this p  Quarter of the South, Range feet Wes  feet North as follows:	ooint	east corner o	Quarter W, of section Quarter, of section.
110.	Proposed point of One in the	Cour Computer ID Not be change of diversion: (C	Complete only if a Quarter of the, Township nty, Kansas, Proposed Quarer Geo Center Quarter of the, Township nty, Kansas, Authorized Quarer Geo This points complete only if a grant of the complete only if a grant only if a	change is  fee  ntity List other v  generatity GPS nt will be concerned.	requeste  t North  water righ  t North  thanged a  requeste	as follows:  d)  Quarter of the South, Range feet Wes  Quarter of the South, Range feet Wes  feet Wes  feet North as follows:	ooint	east corner of	Quarter W, of section. Quarter Quarter
10.	Proposed point of One in the	Cour Computer ID Not be change of diversion: (C	Quarter of the Quarter of the, Township nty, Kansas, Proposed Quar Geo Center  iversion: Quarter of the, Township nty, Kansas, Authorized Quar lo Authorized Quar lo Quarter of the Complete only if o	fee antity fee GPS nt will be contange is	requeste  t North  water righ  t North  thanged a	as follows:  d)  Quarter of the South, Range feet Wes  ts that will use this p  Quarter of the South, Range feet Wes  feet North as follows:  d) Quarter of the	ooint	east corner of	Quarter W, of section. Quarter Quarter Of section.
10.	Proposed point of One in the	Courage Courage Courage Courage Courage Courage Courage Courage Courage Computer ID Not be change of diversion: (Computer ID Not be change Conference Courage	Quarter of the Quarter of the Township Township Ty, Kansas, Proposed Quar Geo Center  Version: Quarter of the Township Authorized Quar Authorized Quar Complete only if o Quarter of the Township Township	fee antity fee antity fee antity fee antity fee antity fee antity GPS fee antity fee an	requeste  t North  water righ  t North  thanged a requeste	as follows:  d) Quarter of the South, Range feet Wes  ts that will use this p  Quarter of the South, Range feet Wes  feet North as follows:  d) Quarter of the South, Range	ooint	east corner of	Quarter W, of section. Quarter , of section.
110.	Proposed point of One in the	Cour Computer ID Not be change of diversion: (Cour Cour Computer ID Not be change of diversion: (Cour Cour Cour	Quarter of the, Township nty, Kansas, Proposed Quar Geo Center  iversion: Quarter of the, Township nty, Kansas, Authorized Quar of This point Quarter of the, Township nty, Kansas, and This point Complete only if of Quarter of the, Township nty, Kansas,	fee change is fee change is change is fee change is fee	requeste  t North  t North  thanged a  requeste  t North	as follows:  d)  Quarter of the South, Range feet Wes  as that will use this p  Quarter of the South, Range feet Wes  feet North  as follows:  d)  Quarter of the South, Range feet Wes  feet North feet North as follows:	ooint	east corner of	Quarter W, of section. Quarter , of section.
10.	Proposed point of One in the	Cour Computer ID Not be change of diversion: (Cour	Quarter of the, Township nty, Kansas, Proposed Quar Geo Center  iversion:, Township nty, Kansas, Authorized Quar do	fee antity fee change is	requeste  t North  water righ  t North  changed a  requeste  t North	as follows:  d)  Quarter of the South, Range feet Wes  ts that will use this p  Quarter of the South, Range feet Wes  feet North as follows: d) Quarter of the South, Range feet Wes  feet North feet Wes	t of Souther	east corner of	Quarter W, of section Quarter of section.
	Proposed point of One in the	Cour Computer ID Not be change of diversion: (Court Court Co	Quarter of the, Township nty, Kansas, Proposed Quar Geo Center  iversion: Quarter of the, Township nty, Kansas, Authorized Quar do	fee entity fee	t North thanged arequested to North thanged arequested to North water right	as follows:  d)  Quarter of the South, Range feet Wes  as that will use this p  Quarter of the South, Range feet Wes  feet North  as follows:  d)  Quarter of the South, Range feet Wes  feet North feet North as follows:	t of Souther	east corner of	Quarter W, of section Quarter of section. c) Quarter W, of section.

IF MORE SPACE IS NEEDED, ATTACH ADDITIONAL SHEETS AS NECESSARY

			File No. <u>31,210-D1</u>
12.	The pr	resently authorized use of water is for MUN	purposes.
	It is pro	oposed that the use be changed to <u>NO CHANGE</u>	purposes.
13.	If chan	iging the place of use and/or use made of water, describe how the consumptive	e use will not be increased.
	CITY (	OF HILL CITY PREVIOUSLY PURCHASED IRRIGATION WATER RIGHTS FO	OR CONVERSION TO MUNICIPAL
		ND REDUCTIONS IN CU WERE ADDRESSED AT THAT TIME TO ACCOUN	
	(Please	show any calculations here.)	
14.	It is red	quested that the maximum annual quantity of water be reduced to N/A	(acre-feet or million gallons).
15.	It is red	quested that the maximum rate of diversion of water be reduced to N/A	gallons per minute ( c.f.s.).
16.	1:24,00 Kansas Distand should	oplication must include either a topographic map or detailed plat. A U.S. Geologo, is available through the Kansas Geological Survey, 1930 Constant Aves 66047-3726 ( <a href="www.usgs.gov">www.usgs.gov</a> ). The map should show the location of the preces North and West of the Southeast corner of the section must be shown, also be shown. Identify the center of the section, the section lines and the section, township, and range numbers on the map. In addition the following information.	nue, University of Kansas, Lawrence, sently authorized point(s) of diversion. The presently authorized place of use ction corners and show the appropriate
	a. If a	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 Wes must be shown. Please be certain that the information shown on the map Paragraph Nos. 9, 10 and 11 of the application.	
	2)	If the source of supply is groundwater, please show the location of exist domestic wells, within $\frac{1}{2}$ mile of the proposed well or wells. Identify each we mailing address of the property owner or owners. If there are no wells within	vell as to its use and furnish name and
	3)	If the source of supply is surface water, the names and mailing addresses and $\frac{1}{2}$ mile upstream from your property lines must be shown.	of all landowner(s) ½ mile downstream
		a change in the place of use is desired, show the proposed place of use by rtain that the information shown on the map agrees with the information shown	
17.	local so	documentation to show the change(s) proposed herein will not impair existing ource of supply as to which the water right relates. This information may includes, test hole logs, and other information as necessary information to show the pelow.	ide statements, plats, geology reports,
	THIS C	CHANGE WILL ACTUALLY REDUCE DRAWDOWN FROM ORIGINAL WELL	DUE TO ITS OVERLAP WITH 23,433-
	<u>D1. SI</u>	PREADING THESE TWO RIGHTS OUT TO TWO WELLS SPACED FARTH	ER APART WILL REDUCE OR HAVE
	NO EF	FECT ON DRAWDOWNS ON SURROUNDING WATER RIGHTS BY REDUC	CING DEMAND PLACED ON SINGLE
	WELL.		
	identify request	roposed change(s) does not meet all applicable rules and regulations of the K to the rules and regulations for which you request a waiver. State the reason to should be granted. Attach documentation showing that granting the request prejudicially and unreasonably affect the public interest.	why a waiver is needed and why the

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

File No. 31,210-D1	
--------------------	--

Any use of water that is not as authorized by the water right or permit to authorize water <u>before</u> 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 authoriz authorized to make this application on their behalf, complete. By filing this application I authorize the ch as specified in sections 14 and 15 of this application.	and declare furth	er that the statements contained herein	are true, correct, and
Dated at5-1-17	, Kansas, this	day of	. 20 .
Dennis Mersch	, ,		··
(Owner)		(Spouse)	
DENAIS MERSCH  (Please Print)  MERSCH		(Please Print)	( ) ( ) ( ) ( ) ( ) ( ) ( ) ( ) ( ) ( )
(Owner)		(Spouse)	
(Please Print)		(Please Print)	
(Owner)	-	(Spouse)	
(Please Print)	-	(Please Print)	
State of Kansas ) County of Graham )			. st
I hereby certify that the foregoing application was 20 17 APPUBLIC - State of Kansa JAN M. DEENIHAN M. Appl. Exp. 1-31-20-22	as	resence and sworn to before me this  An Mes rubon  Notary Public	
My Commission Expires 7 - 31 - 2020.			
	FEE SCHEDU	<u>ILE</u>	
Each application to change the place of use, the point of dapplication fee set forth in the schedule below:	liversion or the use	made of the water under this section shall be	be accompanied by the
<ul> <li>(1) Application to change a point of diversion 300</li> <li>(2) Application to change a point of diversion monotonical application to change the place of use</li> </ul>	) feet or less re than 300 feet		\$100 \$200

Make check payable to Kansas Department of Agriculture.

MAY 0 8 2017

WATER RESOURCES

RECEIVED

CERRECTED

WATER WELL R  ☑ Original Record □		WWC-5		vision of War ources App.		Well ID TW23
1 LOCATION OF W.		Fraction		ction Numb		
County: Graham		NW 1/4 NW 1/4 SW 1/4		8	T 7	,
2 WELL OWNER: La		First:	Street or Ru	ral Address	where well is loca	ited (if unknown, distance and
Business: City of Hill (			direction from	nearest town	or intersection): If at o	wner's address, check here:
Address: 205 N Pome Address:	eroy		At Hwy 283	go west o	n W road follow	to 230th ave and then turn
City: Hill City	State: Ka	nsazip: 67642	north on 23	Oth ave go	north .70miles a	ind then tum east into field
3 LOCATE WELL	4 DEPTH OF CO	MPLETED WELL:	170 f	5 Latin	mde: 39.46	61306 (decimal degrees)
WITH "X" IN SECTION BOX:	Depth(s) Groundwate	r Encountered: 1)1	02 ft.	Long	itude: 99.9	)19333 (decimal degrees)
N N		3) ft., or 4) [		Datu	m: 🗌 WGS 84 🛮 🗗	NAD 83
	WELL'S STATIC WATER LEVEL: 102 ft. Source for Latitude/Longitude:  □ below land surface, measured on (mo-day-yr)					
K-NWNE	above land surfac	e, measured on (mo-day	<sub>ут)</sub> 03/14/201	7		el:
	Pump test data: Well	water was	ft.		and Survey 🔲 Top	oographic Map
W	1	rs pumping water was			Online Mapper:	••••••
SW SE	ł	rs pumping			2445	
	Estimated Yield:	gpm 170		6 Eleva	ation:	ft. ☑ Ground Level ☐ TOC ☐ GPS ☐ Topographic Map
S  1 mile	Bore Hole Diameter:	10 in. to 170 in. to	ft.and ⊕	Source	E Cland Survey.	3 I Topograpnic Map
7 WELL WATER TO			16.	1		
1. Domestic:	5. 🗌 Public W	ater Supply: well ID		10. 🔲 O	il Field Water Suppl	y: lease
Household		ng: how many wells?			Hole: well ID	
☐ Lawn & Garden ☐ Livestock		Recharge: well ID ng: well ID			ased  Uncased  hermal: how many b	
2. Irrigation		tal Remediation: well II			losed Loop  Hori	
3. Feedlot	Air Spar		Extraction			e Discharge 🔲 Inj. of Water
4. Industrial	Recovery					
		mitted to KDHE?	Yes 🛮 No	If yes, dat	e sample was subn	nitted:
Water well disinfected?		/C D Other	CASI	IG IONT	S. El Chad C Clas	nped   Welded   Threaded
Casing diameter4	in. to 130 ft	., Diameter	in. to	ft Diar	neter in.	to ft.
Casing height above land su	urfacei	n. Weight	lbs./ft.	Wall thic	kness or gauge No	Schedule 40
TYPE OF SCREEN OR				<b>5</b> 0.	1 (0 :0)	
. – –	less Steel		ised (open hol		ner (Specity)	
SCREEN OR PERFORA			open nor	-,		
		Sauze Wrapped To	orch Cut 🔲 🛚	rilled Holes	Other (Specify)	
Louvered Shutter	∐ Key Punched ∐ \	Vire Wтарреd	w Cut N	lone (Open I	Hole)	ft. to ft.
GRAVEL PAC	K INTERVALS. FIO	m 119 ft to 170	A From		o A From	1 ft. to ft.
9 GROUT MATERIAL	L: Neat cement [	Cement grout Be	ntonite $\square$	)ther	*****	
Grout Intervals: From	U ft. to119	ft., From	ft. to	ft., From	ft. to	ft.
Nearest source of possible	contamination:		_		_	
☐ Septic Tank ☐ Sewer Lines	☐ Lateral Lin ☐ Cess Pool	es ☐ Pit Privy ☐ Sewage La	_	Livestock Pe Fuel Storage		ecticide Storage andoned Water Well
□ Watertight Sewer Lines   □ Seepage Pit   □ Feedyard   □ Fertilizer Storage   □ Oil Well/Gas Well						
☐ Other (Specify)						
10 FROM TO	LITHOLO		FROM	то		ft) or PLUGGING INTERVALS
	ttached	dic Lod	TROM		RESOURCES	RECEIVED
			<del>                                     </del>		CEIVED	HEUCIVED
					- N-15	2017
				AUG	0 7 2017	MAY 24 2017
			·i			BUREAU OF WATER
Notes: KS DEPT OF AGRICULTURE						
11 CONTRACTOR'S OR LANDOWNER'S CERTIFICATION: This water well was constructed, or plugged under my jurisdiction and was completed on (mo-day-year) .03/13/20.17 and this record is true to the best of my knowledge and belief.						
under my jurisdiction and Kansas Water Well Cont	1 was completed on (1	no-day-year) .V3/13/2 433 - This เมื่อ	V.V and	this record	is true to the best o	f my knowledge and belief.
Kansas Water Well Contractor's License No. 433 This Water Well Record was completed on (mo-day-year) 03/24/2017 under the business name of Chas. Sargent Irrigation. Inc.						
Send one copy to WATER WELL OWNER and retain one for your records. Fee of \$5.00 for each constructed well.  KS Department of Health and Environment, Bureau of Water, Geology Section, 1000 SW Jackson St., Suite 420, Topeka, Kansas 66612-1367. Telephone 785-296-3565.						
KS Department of Health and Visit us at http://www.kdheks			∪∪ SW Jackson	St., Suite 420,	10peka, Kansas 66612	-1367. Telephone 785-296-3565. KSA 82a-1212
TISK US AT INTO WWW.KOHCK	PROCESS OF THORSE WITH					WOW 979-1717

Form	WWC5	
Contractor	Chas. Sargent Irrigation, Inc.	
Well Owner		
Doc ID	1349710	

Litholgy

Littleigy		
0	4	Topsoil
4	16	Clay
16	20	Sandstone
20	26	Sandstone
26	35	Clay
35	40	Clay w/sandstone layers
40	46	Clay and sandstone layers
46	60	Light green clay & mag rock ledges
60	68	Stiff sandstone
68	80	Coarse sand
80	92	Stiff sandstone w/coarse sand strings
92	96	Loose coarse sand
96	123	Brown clay
123	131	small gravel & coarse sand
131	132	small gravel & coarse sand w/clay layers
132	137	small gravel & coarse sand
137	138	small gravel & coarse sand w/clay layers
138	143	small gravel & coarse sand
143	144	small gravel & coarse sand w/clay layers
144	149	small gravel and coarse sand
149	162	clay

WATER RESOURCES RECEIVED

**RECEIVED** 

AUG 0 7 2017

MAY 24 2017

**BUREAU OF WATER** 

KS DEPT OF AGRICULTURE

Form	WWC5
Contractor	Chas. Sargent Irrigation, Inc.
Well Owner	
Doc ID	1349710

### Litholgy

162	170	coarse sand

WATER RESOURCES RECEIVED

AUG 0 7 2017

KS DEPT OF AGRICULTURE

#### Ireland, Leslie

From:

Stewart, Kelly

Sent:

Monday, August 7, 2017 11:37 AM

To:

Ireland, Leslie

Cc:

Billinger, Mark; Hageman, Rebecca

Subject:

RE: Recommendation for Change in Place of Use GN002\_3825xxx Hill \_ Bogue Cities

Leslie,

I recommend approval of the changes in place of use for File Nos. GH002; 3825; 35,108; 40,200; 40,201; 23,433-D1 and 31,210-D1. I also recommend approval of the change in point of diversion for File No. 31,210-D1.

Kelly

From: Ireland, Leslie

**Sent:** Monday, August 7, 2017 10:55 AM **To:** Stewart, Kelly <Kelly.Stewart@ks.gov> **Cc:** Billinger, Mark <Mark.Billinger@ks.gov>

Subject: Recommendation for Change in Place of Use GN002\_3825xxx Hill \_ Bogue Cities

Kelly,

Please let me know if you recommend these changes and update in PD for the well under 23,433-D1 & 31,210-D1

As always comments and concerns are welcome.

Leslie Ireland, Environmental Scientist II Kansas Department of Agriculture Division of Water Resources - Change Unit (785) 564-6633 Leslie.Ireland@ks.gov www.agriculture.ks.gov 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

July 12, 2017

CITY OF HILL CITY DENNIS MERSCH 205 N POMEROY AVE HILL CITY KS 67642-1815

RE: Change Applications,

Vested Right, File No. GH 002

Water Right, File Nos. 3825; 23,433-D1; 31,210-D1; 35,108; 40,200; 40,201 & 40,202

Dear Mr. Mersch:

Reference is made to the applications for approval of the Chief Engineer to change place of use under all of the referenced files and the proposed change in point of diversion under File No. 31,210-D1, that were received in this office on May 8, 2017. Upon review of the applications it has been determined that additional information is needed.

The application to change the point of diversion under File No. 31,210-D1, requires the applicant to identify all the water wells within one-half (½) mile of the proposed well, with each well identified as to its use (e.g. domestic, irrigation, industrial, municipal) and the name and mailing address of the owner(s). Additionally, it is required for you to **sign the map** to acknowledge that you have shown any and all wells within the area if interest. If none exist, pleases add your signature where indicated.

The applications to change the place also need a map to show the proposed **place of use and the location of the pipeline** that will convey the water from the City of Hill City to the City of Bogue. On the enclosed map for the proposed change in place of use under File Nos. GH 002, 3825; 23,433-D1; 31,210-D1; 35,108; 40,200; 40,201 & 40,202, please use the symbols as indicated in the Legend to complete the map. Should the pipeline be on property that is not owned by the City or in a public easement, a copy of an agreement or letter signed by the landowner(s) authorizing you to transport water across said land will be required.

Please return the enclosed maps so that the applications retain their priority of filing, the requested information needs to be returned to this office on or before **July 27, 2017**, or within any authorized extension of time thereof. According to law, the default in supplying the requested information as outline above, within the time allowed shall continue forfeiture of the priority date and dismissal of the applications.

SCANNED

FILE COPY

If you wish to request additional time in which to return the required information, you must do so in writing, before the time period expires. Such a request should state what steps are being taken to obtain the information and the amount of time you will need to supply the information to our office.

If I may answer any questions regarding this letter please me at (785) 564-6633. If you wish to discuss a specific file, please have the file number ready so that we may help you more efficiently.

Sincerely,

Leslie Ireland

**Environmental Scientist** 

Water Appropriation Program

LI:li

**Enclosures** 

pc: Stockton Field Office

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

CITY OF HILL CITY %CITY SUPT. 205 N POMEROY AVE HILL CITY, KS 67642

May 9. 2FILE COPY

RF: File No. 31210 D1

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:

> PU/PD I place of use point of diversion luse 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,

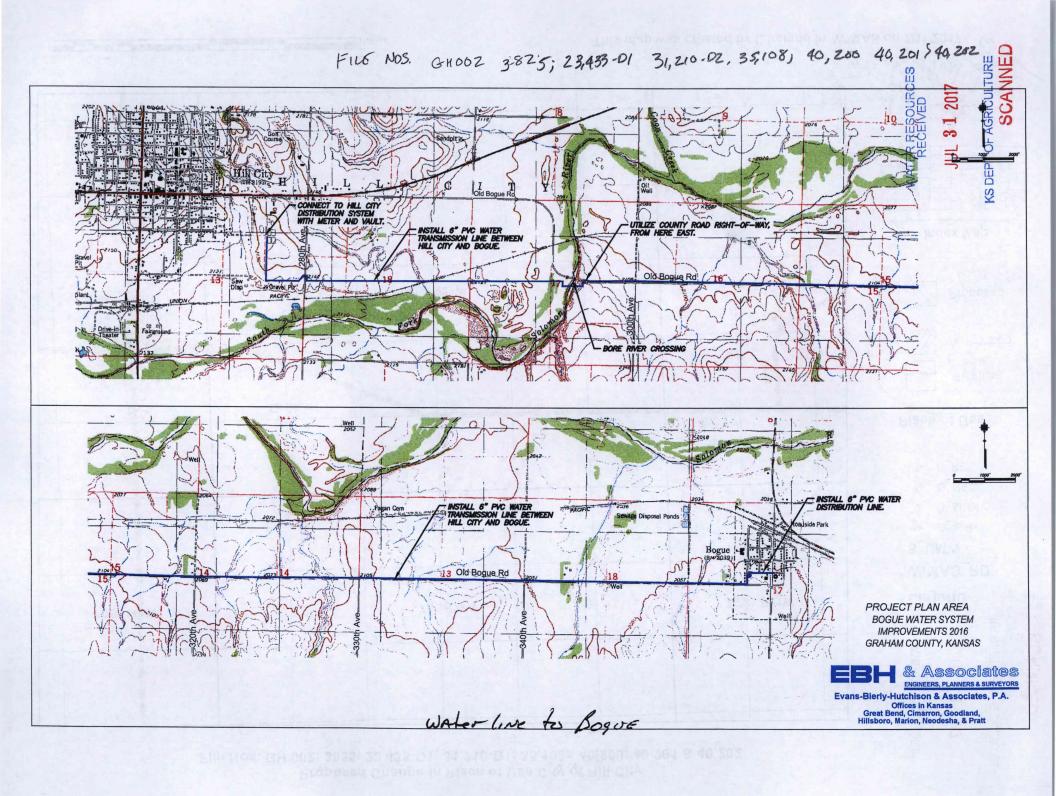
Kristen A. Baum

**New Applications Unit Supervisor** Water Appropriation Program

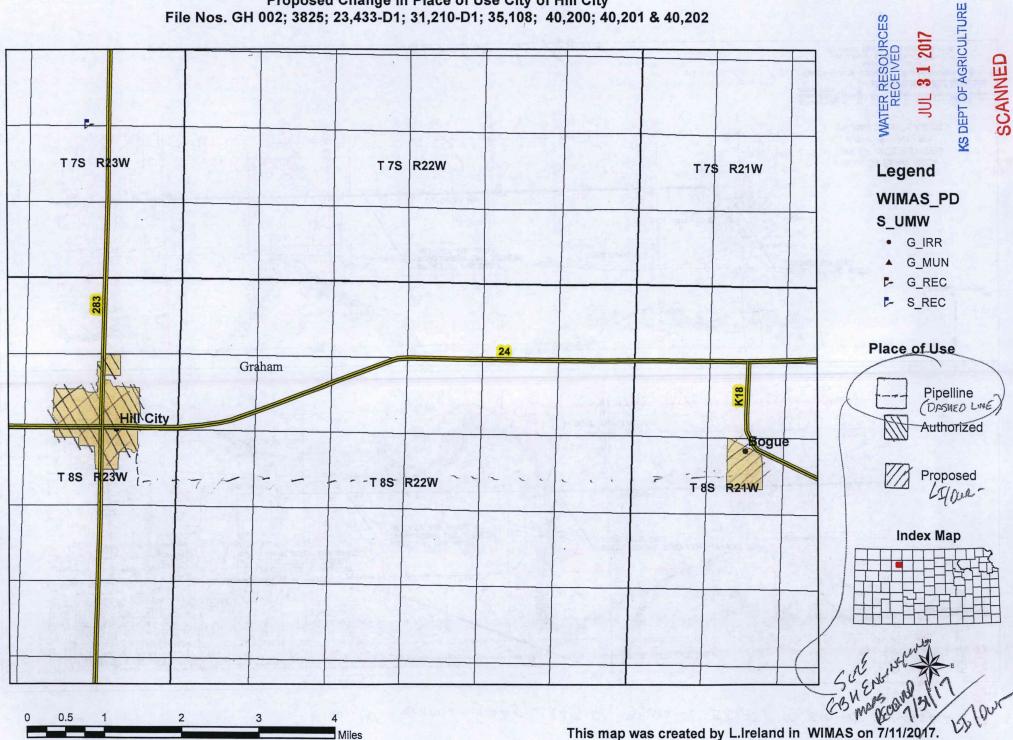
Kristen a Baum

BAT: DLW

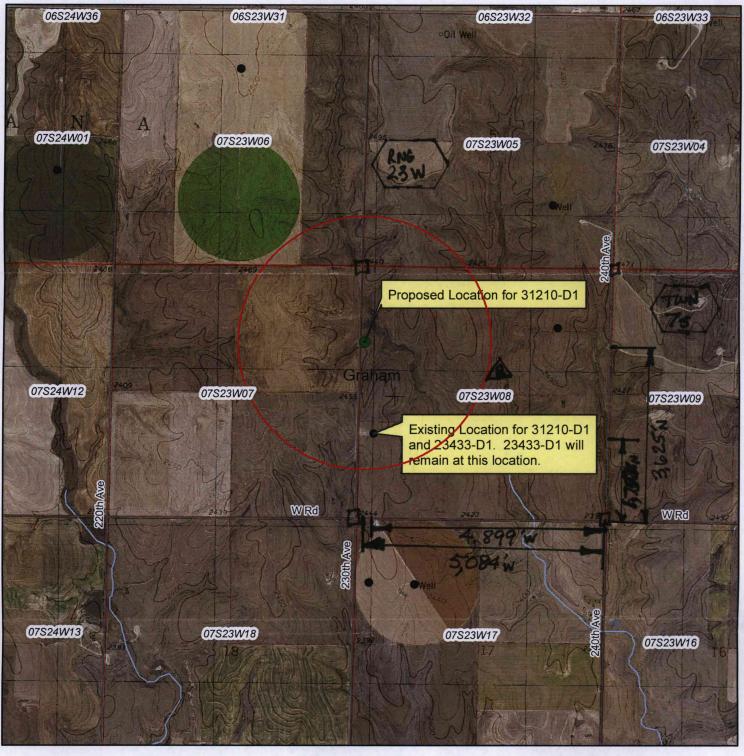
pc: STOCKTON Field Office GMD3



#### Proposed Change in Place of Use City of Hill City File Nos. GH 002; 3825; 23,433-D1; 31,210-D1; 35,108; 40,200; 40,201 & 40,202



# Application to Change the Point of Diversion For Water Right File # 31,210-D1



1/2 mile radius

- ▲ Surface Water Point of Diversion
- Groundwater Point of Diversion

1:24,000

Map Prepared by M. Billinger DWR

FT. DISMANAS.

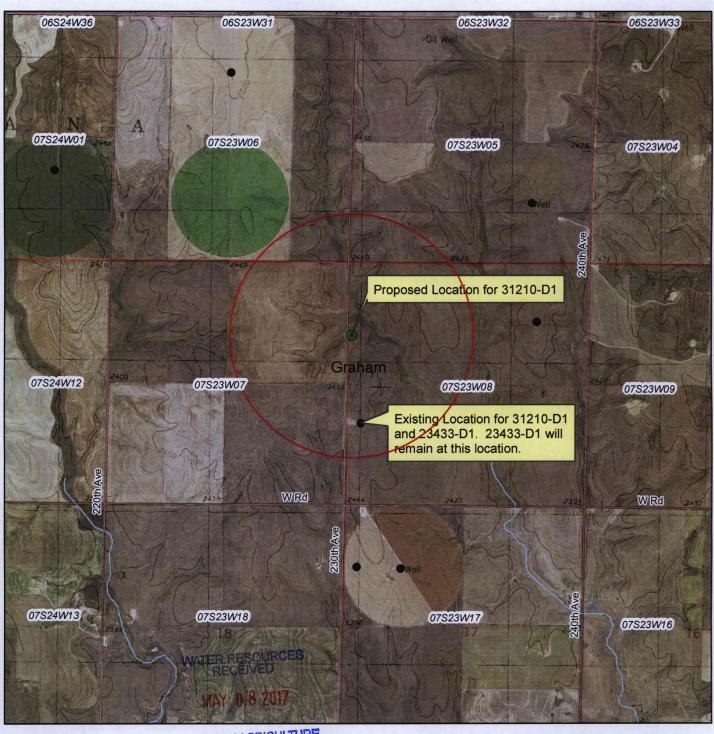
Signature Required

By signing this I am stating that to the best of my knowledger that all wells within 1/2 mile of proposed well location are identified on this map.



3 1 2017

## Application to Change the Point of Diversion For Water Right File # 31,210-D1



1/2

1/2 mile radius

KS DEPT OF AGRICULTURE

Surface Water Point of Diversion

Groundwater Point of Diversion

1:24,000

Signature Required

Map Prepared by M. Billinger DWR

By signing this I am stating that to the best of my knowledge that all wells within 1/2 mile of proposed well location are identified on this map.

