

NOTICE

This scan only represents the application as filed. The information contained herein meets the requirements of K.A.R. 5-3-1 or K.A.R. 5-5-1, and has been found acceptable for filing in the office of the Chief Engineer. The application should not be considered to be a complete application as per K.A.R. 5-3-1b or K.A.R. 5-5-2a.

Submit To: CHIEF ENGINEER
Division of Water Resources
Kansas Department of Agriculture
1320 Research Park Drive
Manhattan, Kansas 66502
<http://agriculture.ks.gov/dwr>

APPLICATION FOR TERM PERMIT

- GROUNDWATER
 SURFACE WATER
(check one)

MAR 10 2020
11:23

KS Dept Of Agriculture



State of Kansas

STATUTORY FILING FEE MUST ACCOMPANY THIS APPLICATION
(Make check payable to the Kansas Department of Agriculture)

1. Applicant: (Please print or type)
Name Panhandle Eastern Pipe Line Company, LP
Street 1300 Main Street
City and State Houston, TX
Zip Code 77002 Telephone No. (713) 989-7472
E-Mail Address kerry.asteris@energytransfer.com
Social Security I.D. No. _____
and/or Taxpayer I.D. No. 73-1493906

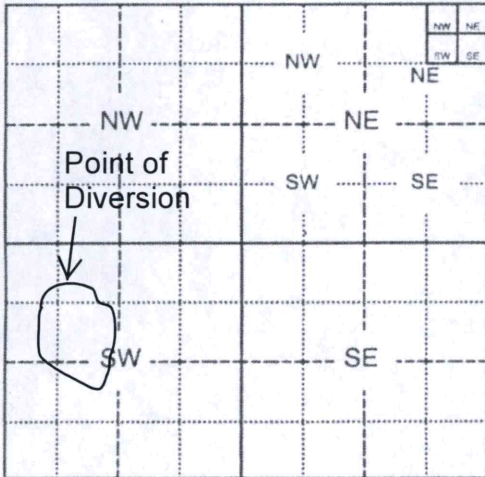
2. Location of Point of Diversion:
Sec. 5, Twp. 17S, Rng. 25, (E/W),
Miami County, Kansas.

Distance from Southeast Corner of Section:
~~2125~~ **1775** feet North from Southeast Corner
~~4500~~ **4700** feet West from Southeast Corner

NOTE: If point of diversion is not site specific (i.e. groundwater pit) show the approximate geographic center.

3. Water Use Data:
Proposed Max. Pumping Rate (gpm) 1,500
Amount Requested (acre-feet) 18.4
per calendar year
Depth of Well (feet) N/A
Date (completed) (will be completed) N/A
Drainage Basin Marias Des Cygnes River
Name of Stream Unnamed pond on intermittent tributary to South Wea Creek

South Wea Creek Trib 1 (Marais des Cygnes)



4. Water is to be used for (briefly describe proposed use and explain the rate and quantity requested):
Hydrostatic testing 23.9 miles of existing natural gas pipeline; will use 6 million gallons at 1,500 gpm

5. Location of place of use:
Take water from pond at 29115 Metcalf Road, Louisburg, KS, 66053 and discharge back to pond

6. Period of use:
Commencing date: April 20, 2020
Ending Date: December 31, 2020 **Also enter on Item 12**

If off-stream pit, check here
Will pit floor intersect water table? Yes No

7. Location of the proposed point of diversion and those of other water users within 1/2 mile shall be indicated on the diagram to the lower-left, scale 1 inch = 2,000 feet. If surface water, indicate on the diagram the course of the stream, and its name. List other D.W.R. permit numbers that cover the requested point(s) of diversion or place of use here:

pdiv ID: 9156
pd overlap with MI-7 & 8,124

FEE SCHEDULE

1. The filing fee for an application is based on the maximum amount of water use proposed within a year. Except for storage, the fee is:
- | Acre-feet | Fee |
|---------------|----------|
| 0-100 | \$200.00 |
| 101-320 | \$300.00 |
| More than 320 | \$300.00 |
- plus \$20 for each additional 100 acre-feet or any part thereof.
2. The fee for an application in which storage is requested, is:
- | Acre-feet | Fee |
|---------------|----------|
| 0-250 | \$200.00 |
| More than 250 | \$200.00 |
- plus \$20.00 for each additional 250 acre-feet of storage or any part thereof.

NOTE: If an application requests both direct use and storage, the fee charged shall be as determined under No. 1 or No. 2 above, whichever is greater, but not both fees.

3. A request for an extension of time to extend the term of a term permit shall be accompanied by a fee of \$100.00.
4. There is a separate application form for domestic use. Do not use this form for domestic use.

CONVERSION FACTORS

1 acre-foot equals 325,851 gallons
1 million gallons equal 3.07 acre-feet

4/9/2020
DWS

3/17/2020
L Moody

Assisted by _____

For Office Use Only:
F.O. 1 GMD Meets K.A.R. 5-3-1 (YES/NO) Use IND Source G(S) County MI By DMM Date 3-10-20
Code TR Fee \$ 200 TR # 090001315 Receipt Date 3-10-20 Check # CC

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8. For groundwater use, list below all wells within 1/2 mile of the proposed well, and plot locations upon the diagram on reverse side. If additional space is needed, attach a map.

Other wells -

Well A Owner(s): _____
Address: _____

Well B Owner(s): _____
Address: _____

9. For surface water use, list below the names and addresses of all landowners from a point 1/2 mile upstream to a point 1/2 mile downstream of the tract of land upon which the point of diversion is located. If additional space is needed, attach sheet.

Tract A Owner(s): John Eric & Abrielle S. Decavele
Address: 8580 W. 295th Street, Louisburg, Kansas 66053

Tract B Owner(s): Tim Y. Yoho
Address: 29975 S. Rogers Road, Louisburg, Kansas 66053

10. The owner of the point of diversion, if other than the applicant is (please print):

(name, address and telephone number)

You must provide evidence of legal access to, or control of, the point of diversion from the landowner or the landowner's authorized representative. Provide a copy of a recorded deed, lease, easement or other document with this application. In lieu thereof, you may sign the following sworn statement:

I have legal access to, or control of, the point of diversion described in this application from the landowner or the landowner's authorized representative. I declare under penalty of perjury that the foregoing is true and correct.

Executed on March 9, 2020 Kerry Asteris
Applicant's Signature

The applicant must provide the required information or signature irrespective of whether they are the landowner. Failure to complete this portion of the application will cause it to be unacceptable for filing and the application will be returned to the applicant.

- 11. The applicant states that the information set hereon is true and accurate to the best of his/her knowledge.
- 12. The applicant agrees to waive any right to a hearing on the matter of abandonment of this appropriation right and further agrees that this appropriation right may be dismissed and terminated upon completion of the proposed project, said dismissal date to be on December 31, 2020 or within any extension of time authorized by the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture.
- 13. The applicant agrees to provide water to nearby water users, at no charge to said users, should their rights to use water become impaired by the project proposed by this application.

14. Water use contact person (in event emergency contact is needed):

Name: Kerry Asteris Telephone No. (713) 562-3451

Kerry Asteris or 3/9/2020
Signature of Applicant Authorized Representative Date
Kerry Asteris Title
Applicant's Name Printed

DO NOT WRITE BELOW THIS LINE

CONDITIONS OF APPROVAL:

The applicant shall maintain accurate and complete records from which the quantity of water diverted during each calendar year may be readily determined. Accurate and complete records shall be furnished to the Chief Engineer by March 1 following the end of each calendar year. Failure to file the annual water use report by the due date, shall cause the applicant to be subject to a civil penalty.

The use of water herein authorized shall not be made so as to impair any use under existing water rights nor prejudicially and unreasonably affect the public interest.

The Chief Engineer specifically retains jurisdiction in this matter with authority to make such reasonable reductions in the approved rate of diversion and quantity authorized, and such changes in other terms, conditions, and limitation set forth in this approval and permit to proceed as may be deemed to be in the public interest.

Additional land owners for Item #9

Tract C: William E. & Kerri L. Allen
29306 Metcalf Road, Louisburg, Kansas 66053

Tract D: Dennis M. Stone
7075 W. 287th Street, Louisburg, Kansas 66053

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Kansas Department of Agriculture
Division of Water Resources
1320 Research Park Drive
Manhattan, KS 66502

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Dear Chief Engineer:

Re: Application for Term Permit – Surface Water
Louisburg 400 Line Hydrotest

Panhandle Eastern Pipe Line Company, LP (Panhandle) proposes to withdraw water from a pond at their Louisburg Compressor Station. A completed Application for a Term Permit form is enclosed. Panhandle would like to pay for the permit fee by credit card. Please contact Kerry Asteris at 713-989-7472 or 713-562-3451 for the credit card transaction.

Sincerely,

A handwritten signature in blue ink that reads "Kerry Asteris".

Kerry Asteris
Environmental Scientist

DATA ENTRY SYSTEM ID NUMBER SHEET

FILE NUMBER 20209032

APPLICANT PERSON ID & SEQ #	PDIV ID	BATTERY ID
<u>36941</u>	<u>87972</u>	

LANDOWNER PERSON ID & SEQ #	PUSE ID
<u>36941</u>	<u>52832</u>

WATER USE CORRESPONDENT PERSON ID & SEQ #
<u>36941</u>