

KANSAS DEPARTMENT OF AGRICULTURE

Dale A. Rodman, Secretary of Agriculture

DIVISION OF WATER RESOURCES

David W. Barfield, Chief Engineer

File Number This item to be completed by the Division of Water Resources.

APPLICATION FOR PERMIT TO APPROPRIATE WATER FOR BENEFICIAL USE

Filing Fee Must Accompany the Application (Please refer to Fee Schedule attached to this application form.)

To the Chief Engineer of the Division of Water Resources, Kansas Department of Agriculture, 109 SW 9th Street, Second Floor, Topeka, KS 66612-1283:

	Name of Applicant (Please Print): City of Wichita, Public Works & Utilities					
	Address: 455 N. Main					
	City: Wichita		State KS Z	Zip Code 67202 WATER RESOURCE		
	Telephone Number: (316	<u>i) 269-4760</u>		RECEIVED		
2.	The source of water is:	☐ surface water in	(stream	JUL 2 3 2013		
	OR	☑ groundwater in <u>Ark</u>	(stream kansas River, ASR Project (drainage b	4:47 6		
	when water is released fro	om storage for use by wa e date we receive your a	flows established by law or may ter assurance district members. application, you will be sent the a	be subject to administration If your application is subject		
3.	The maximum quantity of	water desired is 500	acre-feet OR	_ gallons per calendar year,		
	to be diverted at a maxim	um rate of <u>1,500</u>	gallons per minute OR	cubic feet per second.		
	requested quantity of wate maximum rate of diversion	er under that priority numl n and maximum quantity	ty, the requested maximum rate ber can <u>NOT</u> be increased. Plea y of water are appropriate and re Water Resources' requirements.	se be certain your requested easonable for your proposed		
4.	requested quantity of wate maximum rate of diversion	er under that priority number and maximum quantity nent with the Division of V	ber can <u>NOT</u> be increased. Plea y of water are appropriate and re Water Resources' requirements.	se be certain your requested easonable for your proposed		
4.	requested quantity of wate maximum rate of diversion project and are in agreem	er under that priority number and maximum quantity nent with the Division of V	ber can <u>NOT</u> be increased. Plea y of water are appropriate and re Water Resources' requirements.	se be certain your requested easonable for your proposed		
4.	requested quantity of water maximum rate of diversion project and are in agreem The water is intended to be	er under that priority number and maximum quantity nent with the Division of Vote appropriated for (Checles)	ber can <u>NOT</u> be increased. Plea y of water are appropriate and re Vater Resources' requirements. k use intended):	se be certain your requested easonable for your proposed		
4.	requested quantity of water maximum rate of diversion project and are in agreem The water is intended to be (a) □ Artificial Recharge	er under that priority number and maximum quantity nent with the Division of Voce appropriated for (Check (b) Irrigation	ber can <u>NOT</u> be increased. Plea y of water are appropriate and re Water Resources' requirements. k use intended): (c) □ Recreational	easonable for your proposed (d) Water Power		
4.	requested quantity of water maximum rate of diversion project and are in agreem The water is intended to be (a) □ Artificial Recharge (e) □ Industrial	er under that priority number and maximum quantity nent with the Division of Voce appropriated for (Check (b) Irrigation (f) Municipal (j) Dewatering	ber can <u>NOT</u> be increased. Pleary of water are appropriate and rewater Resources' requirements. k use intended): (c) Recreational (g) Stockwatering (k) Hydraulic Dredging	se be certain your requested easonable for your proposed (d) □ Water Power (h) □ Sediment Control		

<u>340</u> TR#

Code

Pdiv #714

			1010 # 11-1				
5.	The	location of the p	roposed wells, pun	np sites or other wo	rks for diversion of wa	ater is:	
	Not	acre tract, un	less you specificall		period of time in whic	e described to at least a 10 h to locate the site within a	
	(A)	One in the <u>NW</u>	quarter of the <u>NW</u>	quarter of the <u>SW</u>	quarter of Section <u>9,</u> r	more particularly described as	
		being near a poi	int <u>2430</u> feet North	and <u>5100</u> feet West	of the Southeast corn	er of said section, in Township	
		24 South, Rang	e <u>2</u> West , <u>Harvey</u>			County, Kansas.	
	(B)	One in the	quarter of the _	quarter of the	quarter of Se	ction, more particularly	
		described as be	eing near a point _	feet North an	d feet West of	the Southeast corner of said	
		section, in Towr	nship South,	Range East	/West (circle one), _	County, Kansas.	
	(C)	One in the	quarter of the _	quarter of the	quarter of Se	ction, more particularly	
		described as be	eing near a point _	feet North an	d feet West of	the Southeast corner of said	
						County, Kansas.	
	(D)	One in the	quarter of the	quarter of the	quarter of Se	ction, more particularly	
	` ,					the Southeast corner of said	
						County, Kansas.	
6.	four wells in the same local source of supply within a 300 foot radius circle which are being operated by pumps not to exceed a total maximum diversion rate of 800 gallons per minute and which supply water to a common distribution system. The owner of the point of diversion, if other than the applicant is (please print):						
			(na	me, address and tele	phone number)		
			(na	me, address and tele	phone number)		
	land	lowner's authorize	ed representative.	Provide a copy of a		on from the landowner or the , easement or other document	
			he landowner's aut			his application from the enalty of perjury that the	
5	ged	Executed on _		, 20	Applicant's		
- '	,					Signature	
7.	The	proposed projec	t for diversion of w	ater will consist of <u>c</u>	ne well and pump (number of well	ls, pumps or dams, etc.)	
	and	(was completed	(by) June 15, 1979	(Month/D	oay/Year - each was or will	be completed)	
8.	The	first actual applic	cation of water for t			imated to be 01/01/14 WATER REGENCED CCFDTA	
				F	ECEIVED	CCEPTABLE FOR BRIORITY	
				,			

KS DEPT OF AGRICULTURE

JUL 2 3 2013

SCANNED TOFAGRICULTURE

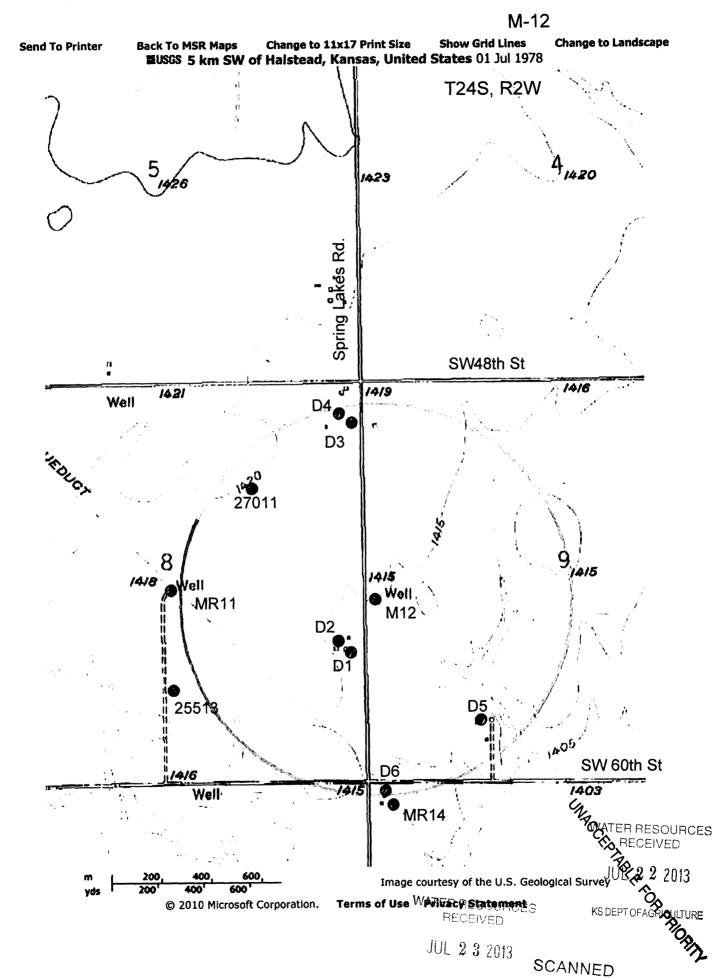
File No.	48	709	<u> </u>
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9.	Will pesticide, fertilizer, or other foreign substance be injected into the water pumped from the diversion works?						
	☐ Yes ☐ No If "yes", a check valve shall be required.						
	All chemigation safety requirements must be met including a chemigation permit and reporting requirements.						
10.	If you are planning to impound water, please contact the Division of Water Resources for assistance, prior to submitting the application. Please attach a reservoir area capacity table and inform us of the total acres of surface drainage area above the reservoir.						
	Have you also made an application for a permit for construction of this dam and reservoir with the Division of Water Resources? ☐ Yes ☐ No						
	If yes, show the Water Structures permit number here						
	If no, explain here why a Water Structures permit is not required						
11.	The application <u>must</u> be supplemented by a U.S.G.S. topographic map, aerial photograph or a detailed plat showing the following information. On the topographic map, aerial photograph, or plat, identify the center of the						
	section, the section lines or the section corners and show the appropriate section, township and range numbers. Also, please show the following information:						
	(a) The location of the proposed point(s) of diversion (wells, stream-bank installations, dams, or other diversion works) should be plotted as described in Paragraph No. 5 of the application, showing the North-South distance and the East-West distance from a section line or southeast corner of section.						
	(b) If the application is for groundwater, please show the location of any existing water wells of any kind within ½ mile of the proposed well or wells. Identify each existing well as to its use and furnish the name and mailing address of the property owner or owners. If there are no wells within ½ mile, please advise us.						
	(c) If the application is for surface water, the names and addresses of the landowner(s) ½ mile downstream and ½ mile upstream from your property lines must be shown.						
	(d) The location of the proposed place of use should be shown by crosshatching on the topographic map, aerial photograph or plat.						
	(e) Show the location of the pipelines, canals, reservoirs or other facilities for conveying water from the point of diversion to the place of use.						
	A 7.5 minute U.S.G.S. topographic map may be obtained by providing the section, township and range numbers to: Kansas Geological Survey, 1930 Constant, Campus West, University of Kansas, Lawrence, Kansas 66047.						
12.	List any application, appropriation of water, water right, or vested right file number that covers the same diversion points or any of the same place of use described in this application. Also list any other recent modifications made to existing permits or water rights in conjunction with the filing of this application.						
	This well covered by HV006 and #388. The requested water right is for the recovery of available						
	recharge credits stored as part of the City of Wichita's ASR project.						
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	2 2 2013						
	WATER RESOURCES RECEIVED WATER RESOURCES RECEIVED KS DEPT OF AGRICULTURE JUL 2 3 2013 SCANNED						
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	SCANNED						

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	Information below is from:	☐ Test holes	Well as	completed	□ Drillers	log attached
	Well location as shown in para	agraph No.	(A)	(B)	(C)	(D)
	Date Drilled		1979			
	Total depth of well	_	226			
	Depth to water bearing format	tion _	15			
	Depth to static water level		43			
	Depth to bottom of pump intal	ke pipe	210			
	The relationship of the app	olicant to the	proposed plac	e where the	e water will	be used is tha
	agent (owner, tenant, agent or otherwise)	_·				
	The owner(s) of the property v		r is used. if oth	er than the a	pplicant. is (please print):
,	The emici(e) of the property (more the water	, 10 dood, 11 out	or than the a	ppiloam, io (prodoc printy.
		(name, addr	ess and teleph	one number)		
		(name, addr	ess and teleph	one number)		
	The undersigned states that the this application is submitted in	ne information s	·	,		er knowledge and
		ne information s good faith.	et forth above	is true to the l	best of his/he	,2013
	this application is submitted in	ne information s good faith.	et forth above	is true to the l		·
	this application is submitted in	ne information s good faith.	et forth above	is true to the l	best of his/he	,2013
_	this application is submitted in	ne information s good faith. , Kansas	et forth above	is true to the l	best of his/he	,2013 (year)
_	this application is submitted in Dated at Wichita (Applicant Signature)	ne information s good faith. , Kansas	et forth above	f June APPLICANT(S IDENTIFICA	(month) S) SOCIAL SEC	,2013 (year)
—	this application is submitted in Dated at Wichita (Applicant Signature)	ne information s i good faith. , Kansas	et forth above i	is true to the l	(month) (month) S) SOCIAL SECATION NUMBER 6000653 and/or	,2013 (year)
_	this application is submitted in Dated at Wichita (Applicant Signature)	ne information s i good faith. , Kansas	et forth above i	f June APPLICANT(S IDENTIFICA	(month) (month) S) SOCIAL SECATION NUMBER 6000653 and/or	,2013 (year)
_	this application is submitted in Dated at Wichita (Applicant Signature)	ne information s i good faith. , Kansas	et forth above i	is true to the l	(month) (month) S) SOCIAL SECATION NUMBER 6000653 and/or	,2013 (year)
_	this application is submitted in Dated at Wichita (Applicant Signature) y (Agent or Officer Signature) Debra Ary	ne information s i good faith. , Kansas	et forth above i	is true to the l	(month) (month) S) SOCIAL SECATION NUMBER 6000653 and/or	,2013 (year)
_ B	this application is submitted in Dated at Wichita (Applicant Signature) y (Agent or Officer Signature) Debra Ary (Agent or Officer - Please I	ne information so good faith, Kansas ure)	et forth above i	is true to the l	(month) (month) S) SOCIAL SECATION NUMBER 6000653 and/or TAXPAYER I.D	,2013 (year)
	this application is submitted in Dated at Wichita (Applicant Signature) y (Agent or Officer Signature) Debra Ary	ne information so good faith, Kansas ure)	et forth above in this 5th day o	is true to the l	(month) (month) S) SOCIAL SECATION NUMBER 6000653 and/or TAXPAYER I.D	,2013 (year)
_ B	this application is submitted in Dated at Wichita (Applicant Signature) y (Agent or Officer Signature) Debra Ary (Agent or Officer - Please I	ne information so good faith, Kansas ure)	et forth above in this 5th day o	APPLICANT(S) APPLICANT(S) APPLICANT(S)	(month) S) SOCIAL SECATION NUMBER 6000653 and/or TAXPAYER I.D	,2013 (year)



M012 Nearby Wells

- 25513- Koehn, Kendel J & Deanna S. 5517 S. Spring Lake Rd., Halstead, KS 67056
- 27011- Schowalter, William A.; TR 2358 N Covington Ct., Wichita, KS 67205
- MR14-City of Wichita 455 N. Main, Wichita, KS 67202
- MR-11 City of Wichita 455 N. Main, Wichita, KS 67202
- D1 Koehn, Florene 5525 S. Spring Lake Rd., Halstead, KS 67056
- D2- Koehn, Kendel J & Deanna S. 5517 S. Spring Lake Rd., Halstead, KS 67056
- D3- Schowalter, William A.; TR
 2358 N Covington Ct., Wichita, KS 67205
- D4- Schowalter, Betty J; TR 2358 N Covington Ct., Wichita, KS 67205
- D5- Marshall, John R 14006 SW 60th St. Halstead, KS 67056
- D6- City of Wichita 455 N. Main, Wichita, KS 67202

WATER RESOURCES
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JUL 2 3 2013

WATER RESOURCES
ACCEIVED

JUL 28 2013

KS DEPT OF AGRICUTURE

Place of Use July 18, 2006

Within the City of Wichita and immediate vicinity; within the City of Andover and immediate vicinity, within the City of Bel Aire and immediate vicinity, within the City of Benton and immediate vicinity, within the City of Derby and immediate vicinity; within the City of Kechi and immediate vicinity; within the City of Park City and immediate vicinity; within the City of Rose Hill and immediate vicinity; within the City of Valley Center and immediate vicinity; within the City of Bentley; within the boundaries of Rural Water District No. 1, Sedgwick County; within the boundaries of Rural Water District No. 2, Sedgwick County; within the boundaries of Rural Water District No. 3, Sedgwick County; and within the boundaries of Rural Water District No. 8, Butler County; within a tract of land in Sedgwick and Butler Counties, Kansas, beginning at the Southeast Corner of Section 25, Township 28 South, Range 2 East, then West a distance of 22 miles to the Southwest Corner of Section 28, Township 28 South, Range 2 West, then North a distance of 16 miles to the Northwest Corner of Section 9, Township 26 South, Range 2 West, then East a distance of 22 miles to the Northeast corner of Section 12, Township 26 South, Range 2 East, then South a distance of 16 miles to the point of beginning.

> RESOURCES WATER RESOURCE RECEIVED JUL 2 3 2013

SCANNED

امعيد.	424833
3	THIS INDENTURE, Made on this 8th day of March 1939, by and between
10	F. W. Haiber (otherwise called Fred W. Haiber) and Katherine Haiber.
	nis wife;
	of the County of Harvey , State of Kansas, hereinafter called the Part 108 of the First Part, and
	THE CITY OF WICHITA, a municipal corporation, located in Sedgwick County in the State of Kansas, hereinafter called the Party of the Second Part, WITNESSETH: That the Part.iesof the First Part, in consideration of Four Thousand (\$4000.00)
	andDollars,
٠.	the receipt of which is hereby acknowledged, doby these presents, give, grant, bargain, sell and convey unto said Party of the Second Part, its successors and assigns all of the following described real estate, situated in the County of
	1. All of the water bearing sands and water rights now, or at any time, and at all times hereafter in or under
\	said real estate hereinafter described. The right to use in the proper enjoyment of such water and water rights as much of the surface of said real estate as may be necessary or desirable on the part of the Party of the Second Part to carry out the terms of this grant.
	3. The right in perpetuity to drill for, produce, and transport sub-surface water therefrom. The real estate covered by this conveyance is more particularly described as follows:
	Five (5) acres in square form in the northeast corner of the Southeast Quarter Bf Section Sixteen (16)
- 1	(7.) Five (5) acres in square form in the southeast corner of the Southeast Quarter of Section Nine (9);
	Rive (5) acres in square form in the Northwest corner of the Northwest Quarter of Section Sixteen (16);
	/Y. Five. (5) acres in square form in the Northwest corner of the Southwest Quarter of Section Nime (9);
	All in Township Twenty four South, Range Two (2) west;
	IT IS UPPERSTOOD AND AGREED BY AND BETWEEN THE PARTIES that this conveyance carries with it: (a) The right to go upon the surface of said lands above described to explore and drill for, procure and extract any and all sub-surface water, either for experimental purposes or for a permanent supply, and to remove and transport the same for such use and uses in The City of Wichita and its envirous, as the Party of the Second Part may from time to time elect to make of it, including all of the sub-surface water, (1) Which may at any time and at all times during the continuance hereof be stationary in and under said land or any part thereof, and
,	 (2) Which may flow or percolate thereto from other lands, including the right of ingress and egress by the officers, agents and employees of the Party of the Second Part, and by any other party authorized by it to enter upon said premises for any purposes whatsoever. (b) The right to lay and maintain such pipe lines and power lines, and construct and maintain such tentes and pump houses as may be deemed necessary or desirable by the Party of the Second Part for the economic production, handling and transportation of such water.
	 (c) The right to construct, operate and maintain measuring wells for the purpose of ascertaining the changes if any, in the quantity and quality of sub-surface water on the above described premises. (d) The right to, at any and all times, remove from said land any and all tanks, machinery, fixtures and improvements placed thereon by the grantee, including the right to draw and remove pipe and casing.
	IT IS UNDERSTOOD AND AGREED BY AND BETWEEN THE PARTIES that this conveyance does not carry with it any oil and gas in place and the right to explore for or extract the same.
	TO HAVE AND TO HOLD THE SAME. Together with all and singular the tenements, hereditaments and appurtenances hereunto belonging or in anywise appertaining forever.
	Said grantor a for
	these presents
	nature and kind soever: Grantors reserve the right to drill and use their own wells for irrigation purposes. It is agreed that the City of Wichita will at its own expense deep all private domestic/water wells now located on the quarter sections of which the above described tracts a part, in the event the water level in such domestic wells is lowered by reason of the use of its wells in that area. In the same unto said Party of the Second Part, its successing that the same unto said Party of the Second Part, its successions to the same unto said Party of the Second Part, its successions to the same unto said Party of the Second Part, its successions are same unto said Party of the Second Part, its successions are same unto said Party of the Second Part, its successions are same unto said Party of the Second Part, its successions are same unto said Party of the Second Part, its successions are same unto said Party of the Second Part, its successions are same unto said Party of the Second Part, its successions are same unto said Party of the Second Part, its successions are same unto said Party of the Second Part, its successions are same unto said Party of the Second Part, its successions are same unto said Party of the Second Part, its successions are same unto said Party of the Second
	sors or assigns, against said part. 10sof the First Part,thoirheirs, and all and every person of persons whomsoever, claiming or to claim the same.
	IN WITNESS WHEREOF, the said Part 199 of the First Part have hereunto set their hand the day and year first above written. WATER RESOURCES
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M-12 M-14

M-17 M-18

KS DEPT OF A GRICUITURE

JUL 2 3 2013

Lorenz, Glenda

From:

Blain, Jerry

Sent:

Tuesday, April 26, 2005 1:58 PM

To:

Rich Robinson (E-mail)

Cc: Subject: Lorenz, Glenda; Carney, Michael

Property Rights at Well 14

Sensitivity:

Private

Rich,

In response to your question about our property rights at Well 14, I did some checking and also called Harvey County. We apparently have two documents that address our property rights at this site, described as 5 acres in the northwest corner of the northwest quarter of Section 16, T. 24 S., R. 2 W. The first is a deed and conveyance with F.W. Haiber that conveyed the right to drill wells and recover groundwater from this site, as well as the sites used for wells 12, 17 and 18 that was obtained in 1939. For your information, we paid a total of \$4,000 for those rights and privileges.

We then had another document that is a General Warranty Deed that purchased all of the land in that five acres. That document was signed in 1940, and we paid \$850 for the land.

While the County Directory may not show the City's ownership, the City does own it.

I have attached a copy of the deed that the County faxed to me.

Glenda, they also sent me a \$5,00 bill for their efforts. I will send you all of the materials they sent me, and the bill, for you to pay and file.



Deed Well 14.pdf

Jerry Blain

Water Supply Projects Administrator (316-268-4578) City of Wichita, Water & Sewer Department 455 N. Main, Wichita, KS 67202 jblain@wichita.gov

17

General Warranty Deed Record, No. 86

Y			
F. W.	HATHER & WY. Filed for record on the 14 day of No y.		
	A. D., 19.40, at3.100o'clock		
	TO Glann Woods		
THE CITY	OE WIGHTTA, KANSAS. Register of Doeds.	-	,
	By Mary M Andrea Deputy.		'
	ade this 30th day of March March		
4	Raiber fotberwise called Fred W. Haiber) and Katherine Haiber		
his w	419-1-мирани-в		
# ###	A STATE OF THE STA		
M Harve	County, in the State of Kansas Darties of the first part, and		
	THE CITY OF WICHITA & MUNICIPAL CORPORATION		
oi	OKCounty, in the State ofXARRASREVEX_of the second part, availapert 128 of the first part in consideration of the sum of		
WITNESSETH, The	availd part 198		
3	ereby acknowledged doby these presents GRANT, BARGAIN, SELL AND CONVEY		
9	the second part AFR heirs and assigns, all the following described Real Ratate, situated in the County		
1	Желяая, ро-wift-		
1	lecres in square form in the Northwest corner of the Northwest		
1 '	(161) of Section Sixtago (16). Township Treaty-four (24) South, wo (2) West of the sixth (6) Principal Meridian.		
1	00		
1	the [final menture]		
4	Aust god field marketing		
1	O HOLD THE SAME, Together with all and singular the tenaments, hereditaments and appurtenances		
specialists dejousting or	in mywise apparaining, spreyer. And sild persuance of the first persuant grantons.		
heirs, executors or adm	inistrators, do hereby covenant, promise and agree, to and with said part Y of the second part,		
	those presents the Y are jawfully seized in the ir own right, of an absolute and	·	
indofessible estate of in	charitance in fee simple; of and in all and singular the above granted and demailed premises, with the	İ	
1 0	s same are free, clear, discharged and unincumbered of and from all former and other grants, titles,	ĺ	
	tents, taxes, assessments and incumbrances of what mature or kind soever:		
***************************************	(No arcentions)		
and that ther will	WARRANT AND FOREVER DEFEND the same unto said part I of the second part its	1	
1	ont said partias, of the first part. Litell hairs and all and every person or persons whomsoever,	į	
Inwfully cialming or to IN WITNESS WHI	claim the same. EREOF, the said part 153 of the first part have hereunto set the in hand 8 the day and	į .	
year first above written	k vis		J
[HALDER		
	Katherine Heiber	<u>.</u>	
		1	
STATE OF KANSAS, I			١.
BE IT REMEMBE	RED; That on this A0th day ofADILL		,
	K. W. Halber, elso known as Fred E. Halber, and Katharina Halber,]	
	husband and wife.	1	
	who 279 personally known to me to be the same person. I who executed the within instrument of		
(SEAL)	writing, and such person A duly saknowledged the execution of the same.	1	
	IN TESTIMONY WHEREOF, I have hereinto set my hand and affixed my cartest seal, the day and year last above written.	j .	
ļ	A.C. Dattweiler)	

Received Time Apr. 26. 11:37AM

WATER RESOURCES RECEIVED

JUL 2 3 2013

Rockel, Richard A.

From: Sent:

Ary, Debra < DAry@wichita.gov> Tuesday, July 23, 2013 4:42 PM

1.1

To:

Rockel, Richard A.

Subject:

RE: Proof of Access Statement

Attachments:

MWell 1.pdf; MWell 3.pdf; MWell 5 MWell6.pdf; MWell 7.pdf; MWell 8_MWell 9_MWell 10.pdf; MWell 12_MWell 14_MWell 17_MWell 18.pdf; MWell 15.pdf; MWell 16.pdf; MWell 20_MWell21.pdf; MWell 24.pdf; MWell 25.pdf; MWell 27_MWell 28.pdf; MWell 29 MWell 30.pdf; MWell 31_MWell 32.pdf; MWell 33.pdf; MWell 34.pdf; MWell 35.pdf; MWell 36.pdf; MWell 37 MWell 38.pdf; MWell 39 MWell 40.pdf; MWell 41_MWell 42 MWell 43 MWell 44.pdf; MWell 48 MWell 49 MWell 50.pdf; MWell 51 MWell 52.pdf;

MWell 53 MWell 54 MWell 55.pdf; Warranty Deed Well 54.pdf

Mr. Rockel.

Please find attached the deeds for the well easements associated with the ASR Recharge Water Right Applications. Please let me know if you need additional documentation.

Kindest regards,

Deb

From: Rockel, Richard A. [mailto:Richard.Rockel@KDA.KS.GOV]

Sent: Tuesday, July 23, 2013 11:05 AM

To: Ary, Debra

Richard Rockel

Subject: RE: Proof of Access Statement

Yes you can send electronic copies of the easements.

From: Ary, Debra [mailto:DAry@wichita.gov] **Sent:** Tuesday, July 23, 2013 11:04 AM

To: Rockel, Richard A.

Subject: RE: Proof of Access Statement

WATER RESOURCES

RECEIVED

JUI 23 2013

KS DEPT OF AGRICULTURE

Can I send a copy of the easements electronically? These are actually pretty easy to access for me.

From: Rockel, Richard A. [mailto:Richard.Rockel@KDA.KS.GOV]

Sent: Tuesday, July 23, 2013 11:00 AM

To: Ary, Debra

Subject: RE: Proof of Access Statement

Correct, we will either need 30 copies of the form OR an easement for each well, we do not need both.

Richard Rockel

From: Ary, Debra [mailto:DAry@wichita.gov]
Sent: Tuesday, July 23, 2013 10:41 AM

To: Rockel, Richard A.

Subject: RE: Proof of Access Statement

Thank you Richard,

Just to be clear, I can sign this page 30 times, or provide copies of the individual easements for each tract?

and the meaning of the contraction of the contracti

. Segis

1715

Thank you again,

Deb

From: Rockel, Richard A. [mailto:Richard.Rockel@KDA.KS.GOV]

Sent: Tuesday, July 23, 2013 10:35 AM

To: Ary, Debra

Subject: Proof of Access Statement

Deb,

Per our telephone discussion, attached is our proof of access form which will need to be completed for each of the applications (30) submitted by the City of Wichita before they can be accepted for processing.

Effective July 1, 2009, K.S.A. 82a-709 requires all applicants for new appropriation rights for the beneficial use of water in the State of Kansas to provide evidence of legal access to or control of the point of diversion from the landowner or the landowner's authorized representative. Applicants may provide a copy of a recorded deed, lease, easement or other document with the application. Or, in lieu of providing this documentary evidence, you may sign the attached form, which constitutes a sworn statement.

Let me know if you have any questions,

Richard Rockel, Environmental Scientist Kansas Department of Agriculture Division of Water Resources (785) 296-6084 Richard.Rockel@KDA.KS.GOV www.ksda.gov/dwr

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Department of Public Works & Utilities

June 25, 2013

Division of Water Resources David Barfield, P.E. Chief Engineer Kansas Department of Agriculture 109 SW 9th St. Topeka, KS 66612

RE: Permit Applications for Equus Beds ASR Project

Dear Mr. Barfield,

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Dear Mr. Barfield.

The City of Wichita has completed construction of Phase II of the Equus Beds Aquifer Storage and Recovery (ASR) project. Phase II has the capacity to capture and recharge up to 30 million gallons per day of surface water from the Little Arkansas River. The water from the river will be treated to meet KDHE water quality standards prior to being injected into recharge wells. When the Phase II project was permitted, the City applied for recharge water rights for both new recharge and recover wells as well as municipal supply wells that were being with recharge capabilities. The enclosed applications are requesting recharge water withdrawal rights for the remaining municipal wells.

The Chief Engineer approved the City's ASR project as part of the Findings and Orders issued on August 5, 2005. Those Findings and Orders established the accounting method for tracking recharge credits. At that time 38 Index Cells were established. Attachment No. 1 is a map that shows the locations of the municipal wells that the City is requesting recharge water rights when credits are available within their respective Index Cells.

Each application includes a map depicting the locations of other groundwater diversions located within one-half mile of each municipal well. Those diversions include a number of domestic

Engineering Division

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wells located within a few hundred feet of the existing M-wells. The proposed use of recharge water rights will be only when recharge credits are available, which means that the water being withdrawn would not be there except for the recharge activities. The applications request a maximum rate of withdrawal of 1,500 gpm to support back flushing activities when the well is potentially redrilled with recharge capabilities in the future and will not be the rate used under normal pumping conditions. Therefore, because the maximum rate of diversion will occur only for brief periods and the additional water used by these wells is for water that is not currently available, these applications will not impair other nearby water users when the wells are operated under the conditions established for ASR wells.

Enclosed is a check for \$10,200 to cover the application fees. We appreciate your consideration in reviewing these applications. The City is willing to provide any additional information you might find helpful. If you have any questions, please do not hesitate to contact either myself at 316-268-4235, mjacobs@wichita.gov, or Debra Ary at 316-268-4614, dary@wichita.gov.

Sincerely,

Med Jacobs, P.E.

Interim Manager, Water Planning and Production

Withdrawal at nonrecharge wells 2013-06-25.docx

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