

Kansas Department of Agriculture
Division of Water Resources
PERMIT OF NEW APPLICATION WORKSHEET

| | | | |
|----------------------------------|---|-------------------------------|----------------------|
| 1. File Number: 49,354 | 2. Status Change Date: 9/2/2016 | 3. Field Office: 04 | 4. GMD: 03 |
|----------------------------------|---|-------------------------------|----------------------|

5. Status: Approved Denied by DWR/GMD Dismiss by Request/Failure to Return

6. Enclosures: Check Valve N of C Form Water Tube Driller Copy Meter

7a. Applicant(s) Person ID **64423**
New to system Add Seq# _____

BED ROCK MOBILE HOME PARK
PO BOX 869
2974 W OKLAHOMA AVE
ULYSSES KS 67880

7c. Landowner(s) Person ID _____
New to system Add Seq# _____

7d. Misc. Person ID _____
New to system Add Seq# _____

8. WUR Correspondent Person ID _____
New to system Add Seq# _____
Overlap File (s) WUC Notarized WUC Form
Agree Yes No
7A

9. Use of Water: Changing? Yes No

Groundwater Surface Water

IRR REC DEW MUN

STK SED DOM CON

HYD DRG WTR PWR ART RECHRG

IND SIC: _____ OTHER: _____

10. Completion Date: **12/31/2017** 11. Perfection Date: **12/31/2021 3C** 12. Exp Date: _____

13. Conservation Plan Required? Yes No Date Required: _____ Date Approved: _____ Date to Comply: _____

14. Water Level Measuring Device? Yes No Date to Comply: _____ Date WLMD Installed: _____

Date Prepared: **8/11/2016** By: **IEG**
Date Entered: **9/6/2016** By: **UM**

File No. **49,354** 15. Formation Code: **211** Drainage Basin: **NF Cimarron River** County: **GT** Special Use: Stream:

| 16. Points of Diversion | | | | | | | | | | |
|-------------------------|---------|-------|----------|-----------|----|-----|---|----------------|----------------|----|
| MOD | DEL | ENT | PDIV | Qualifier | S | T | R | ID | 'N | 'W |
| ENT | PRIMARY | 84198 | SW NW SW | 29 | 28 | 37W | 2 | 1703 | 5281 | |
| ENT | PRIMARY | 84199 | SW NW SW | 29 | 28 | 37W | 3 | 1375 | 5310 | |
| ENT | STANDBY | 84200 | NW SW SW | 29 | 28 | 37W | 4 | 1070 | 5310 | |
| ENT | PRIMARY | 84201 | NW SW SW | 29 | 28 | 37W | 5 | 1080 | 5075 | |
| ENT | PRIMARY | 84197 | NW SW SW | 29 | 28 | 37W | 6 | 1277 1172 * | 5154 4794 * | |

| 17. Rate and Quantity | | | |
|-----------------------|------------------|------------|-----------------------------------|
| Authorized | | Additional | |
| Rate gpm | Quantity at mg-1 | Rate gpm | Quantity at mg-1 Overlap PD Files |
| 2080* | 15 4.89 | 2080* | 15 4.89 |
| *BAT/DWR 9-1-16 | | | |

18. Storage: Rate _____ NF Quantity _____ ac/ft Additional Rate _____ NF Additional Quantity _____ ac/ft

19. Limitation: 45 af/yr at 80-20 gpm (_____ cfs) when combined with file number(s) all wells combined. 20GPM MAX PER WELL

Limitation: _____ af/yr at _____ gpm (_____ cfs) when combined with file number(s) _____

20. Meter Required? Yes No To be installed by 12/31/2017 Date Acceptable Meter Installed _____

| 21. Place of Use | | | | | | | | | | Total | Owr | | | | | | | | | | | | |
|------------------|-------|-----|------|-----|----|----------------------------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|----|--|
| MOD | DEL | ENT | PUSE | S | T | R | ID | NE 1/4 | | | | NW 1/4 | | | | SW 1/4 | | | | SE 1/4 | | | |
| ENT | PUSE | S | T | R | ID | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | | |
| ENT | 66803 | 29 | 28 | 37W | 1 | MOBILE HOME PARK IN SW 1/4 | | | | | | | | | | | | | | | | 7A | |
| | | | | | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | | | | | |

SEE limitation
FILE
44/155

Comments: All wells must be within 1/4 mile radius and have the same source of supply and may not exceed a maximum diversion rate of 20 gallons per minute per well.

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

TO: File

DATE: August 10, 2016

FROM: Iris Gilbert
Environmental Scientist

RE: Pending New Application, File No. 49,354

Bed Rock Mobile Home Park has filed the above referenced application proposing to appropriate groundwater from existing wells at a maximum rate of 80 gallons per minute and 15 acre-feet per year for municipal use. The applicant is requesting a 15 acre-feet exemption based on K.A.R. 5-23-4. The application was received in DWR in complete form on March 26, 2015. The proposed application is in the North Fork Cimarron River drainage basin. Based on the well depth, the source of supply appears to be the Ogallala formation (211).

The requested quantity of water is for municipal use for a mobile home park outside of the city limits of Ulysses in Grant County. The place of use is in the Southwest Quarter of Section 29, Township 28 South, Range 37 West. The park currently supplies water for approximately 311 people and 68 mobile homes. The owner predicts that the population of the park will continue to expand in coming years. The requested quantity of water may not be reasonable in the future. Other sources of water need to be found.

The points of diversion are:

one (1) well located in the Southwest Quarter of the Northwest Quarter of the Southwest Quarter (SW $\frac{1}{4}$, NW $\frac{1}{4}$, SW $\frac{1}{4}$) of Section 29, more particularly described as being near a point 1703 feet North and 5281 feet West of the Southeast corner of said section,

one (1) well located in the Southwest Quarter of the Northwest Quarter of the Southwest Quarter (SW $\frac{1}{4}$, NW $\frac{1}{4}$, SW $\frac{1}{4}$) of Section 29, more particularly described as being near a point 1375 feet North and 5310 feet West of the Southeast corner of said section,

one (1) well located in the Northwest Quarter of the Southwest quarter of the Southwest Quarter (NW $\frac{1}{4}$, SW $\frac{1}{4}$, SW $\frac{1}{4}$) of Section 29, more particularly described as being near a point 1080 feet North and 5075 feet West of the Southeast corner of said section,

one (1) well located in the Northwest Quarter of the Southwest quarter of the Southwest Quarter (NW $\frac{1}{4}$, SW $\frac{1}{4}$, SW $\frac{1}{4}$) of Section 29, more particularly described as being near a point 1172 feet North and 4794 feet West of the Southeast corner of said section,

and one (1) standby well located in the Northwest Quarter of the Southwest quarter of the Southwest Quarter (NW $\frac{1}{4}$, SW $\frac{1}{4}$, SW $\frac{1}{4}$) of Section 29, more particularly described as being near a point 1070 feet North and 5310 feet West of the Southeast corner of said section,

all in Township 28 South, Range 37 West, Grant County, Kansas.

All five (5) wells (four primary wells and one standby well), are within $\frac{1}{4}$ mile radius of each other and all have the same source of supply. The wells meet criteria for K.A.R. 5-3-4(d)(1). In a letter dated July 28, 2016, Groundwater Management District No. 3 recommended the application be approved and that the application meets K.A.R. 5-23-3 and K.A.R. 5-23-4 as they were written at the time of priority. There do not appear to be any domestic wells within 660 feet.

It appears that there may be several domestic wells within the $\frac{1}{2}$ mile of the proposed wells; however, accurate ownership data could not be obtained. In lieu of sending letters to near-by owners, the applicant posted a notice which was published in The Ulysses News for three (3) consecutive weeks during June, 2016. An affidavit of publication to that effect was received on July 25, 2016 in Garden City Field Office. No comments concerning this application were received from the public.

SCANNED

The standby well will comply with K.A.R. 5-1-1 for a standby well which means that the well will only be used when water is temporarily unavailable for the primary wells on the same place of use due to mechanical failure, maintenance, or power failure.

In accordance with K.S.A. 82a-706c, the Chief Engineer retains full authority to require any water user to install meters, gauges, or other measuring devices he or she or his or her agents may read at any time. Water flowmeter requirements are further described in K.A.R. 5-1-4 thru K.A.R. 5-1-12. If any chemical or foreign substance is injected into the water pumped under this permit, a check valve will also need to be installed. A water level measurement tube will not be required since the wells will only be pumped at a combined rate of 80 gallons per minute.

The application has been reviewed by Mike Meyer, Water Commissioner at the Garden City Field Office. Mr. Meyer recommended the approval of the application. Therefore, I recommend approval of the referenced application.



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

September 26, 2016

BED ROCK MOBILE HOME PARK
2974 W OKLAHOMA AVE
ULYSSES KS 67880

FILE COPY

Re: Appropriation of Water
File No. 49,354

Dear Sir or Madam:

There is enclosed a permit to appropriate water authorizing you to proceed with construction of the proposed diversion works (except those dams and stream obstructions regulated by K.S.A. 82a-301 through 305a), to divert such unappropriated water as may be available from the source and at the location specified in the permit, and to use it for the purpose and at the location described in the permit.

Your attention is directed to the enclosures and to the terms, conditions, and limitations specified in these approval documents. A water meter is required on the proposed diversion works and you must install it prior to water being put to beneficial use in order for you to maintain accurate records of water use. The meter must be used to provide the information required on the annual water use report.

The enclosed form must be used to notify the Chief Engineer that the proposed diversion works have been completed. Failure to notify the Chief Engineer of the Division of Water Resources of the completion of the diversion works and pay the field inspection fee within the time allowed, or within any authorized extension of time thereof, will result in the dismissal of this permit. All requests for extensions of time to complete diversion works, or to perfect appropriations, must be submitted to the Chief Engineer before the expiration of time originally set forth in the enclosed permit. Any request for an extension of time shall be accompanied by the required statutory fee, which is currently \$100.00. There is also enclosed an information sheet setting forth the procedure to obtain a Certificate of Appropriation which will establish the extent of your water right.

If you have any questions, please contact our office. If you wish to discuss this specific file, please have the file number ready so that we may help you more efficiently.

Sincerely,

Brent A. Turney, P.G.
Change Application Unit Supervisor
Division of Water Resources

BAT

Enclosures

pc: Garden City Field Office
GMD No. 3

THE STATE



OF KANSAS

KANSAS DEPARTMENT OF AGRICULTURE

Jackie McClaskey, Secretary of Agriculture

DIVISION OF WATER RESOURCES

David W. Barfield, Chief Engineer

**APPROVAL OF APPLICATION
and
PERMIT TO PROCEED**

(This Is Not a Certificate of Appropriation)

FILE COPY

This is to certify that I have examined Application, **File No. 49,354** of the applicant

**BED ROCK MOBILE HOME PARK
2974 W OKLAHOMA AVE
ULYSSES KS 67880**

for a permit to appropriate water for beneficial use, together with the maps, plans and other submitted data, and that the application is hereby approved and the applicant is hereby authorized, subject to vested rights and prior appropriations, to proceed with the construction of the proposed diversion works (except those dams and stream obstructions regulated by K.S.A. 82a-301 through 305a, as amended), and to proceed with all steps necessary for the application of the water to the approved and proposed beneficial use and otherwise perfect the proposed appropriation subject to the following terms, conditions and limitations:

1. That the priority date assigned to such application is **March 26, 2015**.
2. That the water sought to be appropriated shall be used for municipal use in a mobile home park located in the Southwest Quarter (SW $\frac{1}{4}$) of Section 29, Township 28 South, Range 37 West, in Grant County, Kansas.
3. That the authorized source from which the appropriation shall be made is groundwater from the Ogallala formation, to be withdrawn by means of five (5) wells, (four (4) primary wells and one (1) standby well): one (1) primary well located in the Southwest Quarter of the Northwest Quarter of the Southwest Quarter (SW $\frac{1}{4}$, NW $\frac{1}{4}$, SW $\frac{1}{4}$) of Section 29, more particularly described as being near a point 1,703 feet North and 5,281 feet West of the Southeast corner of said section, one (1) primary well located in the Southwest Quarter of the Northwest Quarter of the Southwest Quarter (SW $\frac{1}{4}$, NW $\frac{1}{4}$, SW $\frac{1}{4}$) of Section 29, more particularly described as being near a point 1,375 feet North and 5,310 feet West of the Southeast corner of said section, one (1) primary well located in the Northwest Quarter of the Southwest quarter of the Southwest Quarter (NW $\frac{1}{4}$, SW $\frac{1}{4}$, SW $\frac{1}{4}$) of Section 29, more particularly described as being near a point 1,080 feet North and 5,075 feet West of the Southeast corner of said section, one (1) primary well located in the Northwest Quarter of the Southwest quarter of the Southwest Quarter (NW $\frac{1}{4}$, SW $\frac{1}{4}$, SW $\frac{1}{4}$) of Section 29, more particularly described as being near a point 1,172 feet North and 4,794 feet West of the Southeast corner of said section, and one (1) standby well located in the Northwest Quarter of the Southwest quarter of the Southwest Quarter (NW $\frac{1}{4}$, SW $\frac{1}{4}$, SW $\frac{1}{4}$) of Section 29, more particularly described as being near a point 1,070 feet North and 5,310 feet West of the Southeast corner of said section, all in Township 28 South, Range 37 West, Grant County, located substantially as shown on the topographic map accompanying the application.

4. That the appropriation sought shall be limited to a maximum diversion rate not in excess of **80 gallons per minute (.178 c.f.s.)** and to a quantity not to exceed **4.89 million gallons (15 acre-feet)** of water for any calendar year.
5. That installation of works for diversion of water shall be completed on or before **December 31, 2017** or within any authorized extension thereof. The applicant shall notify the Chief Engineer and pay the statutorily required field inspection fee of \$400.00 when construction of the works has been completed. Failure to timely submit the notice and the fee will result in revocation of the permit. Any request for an extension of time shall be submitted prior to the expiration of the deadline and shall be accompanied by the required statutory fee of \$100.00.
6. That the proposed appropriation shall be perfected by the actual application of water to the proposed beneficial use on or before **December 31, 2036** or any authorized extension thereof. Any request for an extension of time shall be submitted prior to the expiration of the deadline and shall be accompanied by the required statutory fee of \$100.00.
7. That the applicant shall not be deemed to have acquired a water appropriation for a quantity in excess of the amount approved herein nor in excess of the amount found by the Chief Engineer to have been actually used for the approved purpose during one calendar year subsequent to approval of the application and within the time specified for perfection or any authorized extension thereof.
8. That the use of water herein authorized shall not be made so as to impair any use under existing water rights nor prejudicially and unreasonably affect the public interest.
9. That the right of the appropriator shall relate to a specific quantity of water and such right must allow for a reasonable raising or lowering of the static water level and for the reasonable increase or decrease of the streamflow at the appropriator's point of diversion.
10. That this permit does not constitute authority under K.S.A. 82a-301 through 305a to construct any dam or other obstruction; nor does it grant any right-of-way, or authorize entry upon or injury to, public or private property.
11. That all diversion works constructed under the authority of this permit into which any type of chemical or other foreign substance will be injected into the water pumped from the 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.
12. That an acceptable water flow meter shall be installed and maintained on the diversion works authorized by this permit in accordance with Kansas Administrative Regulations 5-1-4 through 5-1-12 adopted by the Chief Engineer. This water flow meter shall be used to provide an accurate quantity of water diverted as required for the annual water use report (including the meter reading at the beginning and end of the report year).
13. That the applicant shall maintain accurate and complete records from which the quantity of water diverted during each calendar year may be readily determined and the applicant shall file an annual water use report with the Chief Engineer by March 1 following the end of each calendar year. Failure to file the annual water use report by the due date shall cause the applicant to be subject to a civil penalty.
14. That no water user shall engage in nor allow the waste of any water diverted under the authority of this permit.

15. That failure without cause to comply with provisions of the permit and its terms, conditions and limitations will result in the forfeiture of the priority date, revocation of the permit and dismissal of the application.

16. That the right to appropriate water under authority of this permit is subject to any minimum desirable streamflow requirements identified and established pursuant to K.S.A. 82a-703c for the source of supply to which this water right applies.

17. That this permit is further limited such that all four (4) wells shall be located within a ¼ mile (1,320 feet) radius circle, in the same local source of supply, that do not exceed a maximum diversion rate of 20 gallons per minute per well.

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

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

Petition for Review. The applicant, if aggrieved by this Order, may petition for administrative review, pursuant to K.S.A. 82a-711(c) and K.S.A. 82a-1901(a). The petition must be filed within 30 days after the date shown on the Certificate of Service attached to this Order and must set forth the basis for the review, unless stayed by the timely filing of a request for hearing.

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

Ordered this 2nd day of September, 2016, in Topeka, Shawnee County, Kansas.

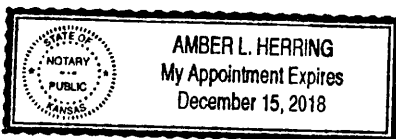
Lane P. Letourneau

Lane P. Letourneau, P.G.
Water Appropriation 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 2nd day of September, 2016, by Lane P. Letourneau, P.G., Water Appropriation Program Manager, Division of Water Resources, Kansas Department of Agriculture.

Amber L. Herring
Notary Public



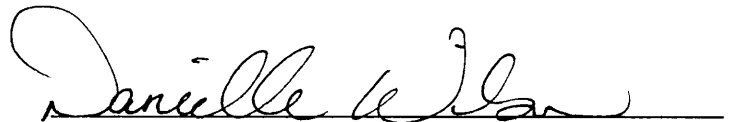
CERTIFICATE OF SERVICE

On this 6 day of September, 2016, I hereby certify that the foregoing Approval of Application and Permit to Proceed, File No. 49,354, dated September 2, 2016, was mailed postage prepaid, first class, US mail to the following:

BED ROCK MOBILE HOME PARK
2974 W OKLAHOMA AVE
ULYSSES KS 67880

With photocopies to:

Garden City Field Office
GMD 3



Staff

THE STATE OF KANSAS



WATER RESOURCES RECEIVED

MAR 26 2015

1:11 KS DEPT OF AGRICULTURE

KANSAS DEPARTMENT OF AGRICULTURE Jackie McClaskey, Secretary of Agriculture

DIVISION OF WATER RESOURCES David W. Barfield, Chief Engineer

File Number 49,354 This item to be completed by the Division of Water Resources.

RECEIVED

MAR 13 2015

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.)

Garden City Field Office Division of Water Resources

APPLICATION COMPLETE

APPLICATION COMPLETE 9/11/12 Reviewer BAK

To the Chief Engineer of the Division of Water Resources, Kansas Department of Agriculture, 1320 Research Park Drive, Manhattan, Kansas 66502:

1. Name of Applicant (Please Print): BED ROCK MOBILE HOME PARK Address: 2974 W OKLAHOMA AVE, / P.O. Box 869 City: ULYSSES State KS Zip Code 67880 Telephone Number: (620) 353-8274 / Rental nr. 620-356-3675

2. The source of water is: [] surface water in (stream) OR [x] groundwater in NF CIMARRON RIVER (drainage basin)

Certain streams in Kansas have minimum target flows established by law or may be subject to administration when water is released from storage for use by water assurance district members. If your application is subject to these regulations on the date we receive your application, you will be sent the appropriate form to complete and return to the Division of Water Resources.

3. The maximum quantity of water desired is 15 acre-feet OR 4.89 gallons per calendar year, to be diverted at a maximum rate of 250*80* gallons per minute OR cubic feet per second. *AS per owner & well capacity. DEW/DCFO 7-25-16

Once your application has been assigned a priority, the requested maximum rate of diversion and maximum requested quantity of water under that priority number can NOT be increased. Please be certain your requested maximum rate of diversion and maximum quantity of water are appropriate and reasonable for your proposed project and are in agreement with the Division of Water Resources' requirements.

4. The water is intended to be appropriated for (Check use intended): (a) [] Artificial Recharge (b) [] Irrigation (c) [] Recreational (d) [] Water Power (e) [] Industrial (f) [x] Municipal (g) [] Stockwatering (h) [] Sediment Control (i) [] Domestic (j) [] Dewatering (k) [] Hydraulic Dredging (l) [] Fire Protection (m) [] Thermal Exchange (n) [] Contamination Remediation

YOU MUST COMPLETE AND ATTACH ADDITIONAL DIVISION OF WATER RESOURCES FORM(S) PROVIDING INFORMATION TO SUBSTANTIATE YOUR REQUEST FOR THE AMOUNT OF WATER FOR THE INTENDED USE REFERENCED ABOVE.

For Office Use Only: F.O. 4 GMD 3 Meets K.A.R. 5-3-1 (YES/NO) Use MUN Source @/S County ST By VAG Date 3-26-15 Code REG Fee \$ 200 TR # 15040300 Receipt Date 3-26-15 Check # 2373

5. The location of the proposed wells, pump sites or other works for diversion of water is:

Note: For the application to be accepted, the point of diversion location must be described to at least a 10 acre tract, unless you specifically request a 60 day period of time in which to locate the site within a specifically described, minimal legal quarter section of land.

(A) One in the SW quarter of the NW quarter of the SW quarter of Section 29, more particularly described as being near a point ^{1703*}~~1680~~ feet North and 5281 feet West of the Southeast corner of said section, in Township 28 South, Range 37 West, GRANT County, Kansas.

(B) One in the SW quarter of the NW quarter of the SW quarter of Section 29, more particularly described as being near a point 1375 feet North and 5310 feet West of the Southeast corner of said section, in Township 28 South, Range 37 WEST, GRANT County, Kansas.

stand by well (C) One in the NW quarter of the ~~NW~~^{SW*} quarter of the SW quarter of Section 29, more particularly described as being near a point ^{1070*}~~1080~~ feet North and 5310 feet West of the Southeast corner of said section, in Township 28 South, Range 37 WEST, GRANT County, Kansas.

(D) One in the NW quarter of the ~~NW~~^{SW*} quarter of the SW quarter of Section 29, more particularly described as being near a point 1080 feet North and 5075 feet West of the Southeast corner of said section, in Township 28 South, Range 37 WEST, GRANT County, Kansas.

If the source of supply is groundwater, a separate application shall be filed for each proposed well or battery of wells, except that a single application may include up to four wells within a circle with a quarter (1/4) mile radius in the same local source of supply which do not exceed a maximum diversion rate of 20 gallons per minute per well.

A battery of wells is defined as two or more wells connected to a common pump by a manifold; or not more than 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.

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

SAME AS APPLICANT (STEVE DIEKER)
(name, address and telephone number)

(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 3-10, 2015. Stephen D. Dieker
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.

7. The proposed project for diversion of water will consist of BATTERY OF VIE WELLS ^{4 wells + 1 standby well}
(number of wells, pumps or dams, etc.)
and WAS completed (by) _____
(Month/Day/Year - each was or will be completed)

8. The first actual application of water for the proposed beneficial use was or is estimated to be 2015
(Mo/Day/Year)

** JCA/MCFO 7-29-16 As per GPS*

** KAK/DWC 4/2/2015*

49354

ADDITIONAL SHEET FOR PERMIT, PAGE 2 CONTINUED

(e) One in the NW quarter of the ^{SW*}~~NW~~ quarter of the SW quarter of Section 29, more particularly described as being near a point 1172 feet North and 4794 feet West of the Southeast corner of said section, in Township 28 South, Range 37 WEST, GRANT County, Kansas

X KAK/DWR
4/2/2015

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MAR 26 2015

KS DEPT OF AGRICULTURE

SCANNED

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 NA
- If no, explain here why a Water Structures permit is not required NA
NA

11. The application must 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 1/2 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 1/2 mile, please advise us.
- (c) If the application is for surface water, the names and addresses of the landowner(s) 1/2 mile downstream and 1/2 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.

~~NONE~~ WILL REQUIRE A WAIVER OF KAR 5-234. There is one other 15 AF exemption within 2 miles. There are no 15 acre-foot exemptions within 1/2 mile.

WATER RESOURCES
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MAR 26 2015

13. Furnish the following well information if the proposed appropriation is for the use of groundwater. If the well has not been completed, give information obtained from test holes, if available.

Information below is from: Test holes Well as completed Drillers log attached

| Well location as shown in paragraph No. | (A) | (B) | (C) | (D) |
|---|-------|-------|-------|-------|
| Date Drilled | _____ | _____ | _____ | _____ |
| Total depth of well | _____ | _____ | _____ | _____ |
| Depth to water bearing formation | _____ | _____ | _____ | _____ |
| Depth to static water level | _____ | _____ | _____ | _____ |
| Depth to bottom of pump intake pipe | _____ | _____ | _____ | _____ |

14. The relationship of the applicant to the proposed place where the water will be used is that of

OWNER
(owner, tenant, agent or otherwise)

15. The owner(s) of the property where the water is used, if other than the applicant, is (please print):

SAM EAS APPLICANT
(name, address and telephone number)

(name, address and telephone number)

16. The undersigned states that the information set forth above is true to the best of his/her knowledge and that this application is submitted in good faith.

Dated at Ulysses, Kansas, this 10 day of MARCH, 2015.
(month) (year)

X Stephan D. Dieker
(Applicant Signature)

By Stephan D. Dieker
(Agent or Officer Signature)

Stephan D. Dieker
(Agent or Officer - Please Print)

Assisted by MM/DWR _____ Date: _____
(office/title)

Applicant's Name BED ROCK MOBILE HOME PARK
(Please Print)

MUNICIPAL (PUBLIC WATER SUPPLY) APPLICATION SUPPLEMENTAL INFORMATION SHEET

Application File Number

49354
(assigned by DWR)

SECTION 1: PRESENT WATER USE SUMMARY (IF NO PREVIOUS MUNICIPAL WATER USE HAS BEEN UTILIZED, PROCEED TO SECTION 3)

NOTE: WORKSHEET FOR WATER PUMPED, PURCHASED, AND SOLD BY YOUR WATER DISTRIBUTION SYSTEM.

| Column 1 | Column 2 | Column 3 | Column 4 | Column 5 | Column 6 | Column 7 |
|--------------------------------------|----------------------------------|--|--|---|------------------------------|--|
| Raw Water Diverted Under Your Rights | Water Purchased From All Sources | Water Sold to Other Public Water Suppliers | Water Sold to Your Industrial, Stock, and Bulk Customers | Water Sold to Your Residential and Commercial Customers | Other Metered Water | Remaining Water Used (See Below Explanation) |
| TOTAL WATER = Columns 1 + 2 | | ACCOUNTED FOR WATER = Columns 3 + 4 + 5 + 6 | | | UNACCOUNTED FOR WATER | |

UNACCOUNTED FOR WATER = TOTAL WATER - ACCOUNTED FOR WATER

- Column 1: The amount of raw water diverted from all of your points of diversion.
- Column 2: The amount of water purchased wholesale from all other public water supply systems or the Kansas Water Office.
- Column 3: The amount of water sold wholesale to all other public water supply systems.
- Column 4: The amount of water sold retail to all industrial, pasture, stockwater, feedlot, and bulk water service connections. Include the amount of water sold to all farmsteads using at least 200,000 gallons of water per year.
- Column 5: The amount of water sold retail to your residential and commercial customers and to industries and farmsteads using less than 200,000 gallons of water per year.
- Column 6: The amount of water used that is metered at individual service connections and supplied free, such as for public service, treatment processes, and connections receiving free water.
- Column 7: The amount of remaining water used. The gallons reported in this column are found by adding the numbers in Columns 1 and 2 and subtracting the numbers in Columns 3, 4, 5, and 6.

UNACCOUNTED FOR WATER

Use the following to calculate your distribution system's Unaccounted For Water:

Start with the amount in Column 1 and add the amount in Column 2, then subtract the amounts in Columns 3, 4, 5, and 6 leaving an amount of water representing your unaccounted for water to enter in Column 7.

Use the following to calculate the percent Unaccounted For Water versus the Total Water of your system:

$$\text{Percent Unaccounted For Water} = \frac{\text{Unaccounted For Water}}{\text{Total Water (Columns 1,2)}} \times 100$$

If this number exceeds 20%, please explain the large amount of unaccounted for water and describe any steps being taken to reduce it.

KS DEPT OF AGRICULTURE
MAR 26 2015
WATER RESOURCES RECEIVED

SECTION 2: PAST WATER USE

COMPLETE THE FOLLOWING TABLE FROM YOUR PAST WATER USE RECORDS.

| Column 1 | Column 2 | Column 3 | Column 4 | Column 5 | Column 6 | Column 7 |
|--------------------------------------|----------------------------------|--|--|---|------------------------------|--|
| Raw Water Diverted Under Your Rights | Water Purchased From All Sources | Water Sold to Other Public Water Suppliers | Water Sold to Your Industrial, Stock, and Bulk Customers | Water Sold to Your Residential and Commercial Customers | Other Metered Water | Remaining Water Used (See Above Explanation) |
| 20 years ago | | | | | | |
| 15 years ago | | | | | | |
| 10 years ago | | | | | | |
| 5 years ago | | | | | | |
| TOTAL WATER = Columns 1 + 2 | | ACCOUNTED FOR WATER = Columns 3 + 4 + 5 + 6 | | | UNACCOUNTED FOR WATER | |

SCANNED

SECTION 3: PROJECTED FUTURE WATER NEEDS

PLEASE COMPLETE THE FOLLOWING TABLE SHOWING YOUR FUTURE WATER REQUIREMENTS FOR THE NEXT 20 YEARS:

| | Column 1 Raw Water Diverted Under Your Rights | Column 2 Water Purchased From All Sources | Column 3 Water Sold to Other Public Water Suppliers | Column 4 Water Sold to Your Industrial, Stock, and Bulk Customers | Column 5 Water Sold to Your Residential and Commercial Customers | Column 6 Other Metered Water | Column 7 Remaining Water Used (See Explanation on other side) |
|---------|--|--|--|--|---|---------------------------------|--|
| Year 5 | | | | | | | |
| Year 10 | | | | | | | |
| Year 15 | | | | | | | |
| Year 20 | | | | | | | |
| | TOTAL WATER = Columns 1 + 2 | | ACCOUNTED FOR WATER = Columns 3 + 4 + 5 + 6 | | | | UNACCOUNTED FOR WATER |

SECTION 4: POPULATION AND SERVICE CONNECTIONS

ESTIMATE THE NUMBER OF PERSONS DIRECTLY SERVED BY YOUR WATER DISTRIBUTION SYSTEM

PAST POPULATION - PROVIDE INFORMATION BELOW:
(CENSUS BUREAU INFORMATION)

| LAST 20 YEARS | POPULATION |
|---------------|------------|
| 20 years ago | |
| 15 years ago | |
| 10 years ago | |
| 5 years ago | |
| Last Year | |

PROJECTED FUTURE POPULATION

ESTIMATE FUTURE POPULATION AND SUBSTANTIATE NUMBERS ON SEPARATE ATTACHMENTS

| NEXT 20 YEARS | POPULATION |
|---------------|------------|
| Year 5 | |
| Year 10 | |
| Year 15 | |
| Year 20 | |

Provide number of current active service connections:

_____ Residential _____ Industrial _____ Other (specify) _____
 _____ Commercial _____ Pasture/ Stockwater/ Feedlot **Total**

SECTION 5: PRESENT GALLONS PER PERSON PER DAY

CALCULATE YOUR GALLONS PER PERSON PER DAY

Water in Columns 5, 6, and 7 ÷ Population ÷ 365 Days/Year = Gallons per Person per Day

_____ ÷ _____ ÷ 365 Days/Year = _____ GALLONS PER PERSON PER DAY.
 Amount of water in Columns 5, 6, and 7 of Section 1 Population from Last Year of Section 4

SECTION 6: AREA TO BE SERVED

Describe the area to be served or provide the legal description of the location where the water is to be used including any other city of water supply system (i.e. Rural Water District): _____

You may attach additional information you believe will assist in informing the Division of the need for your request.

49354

Stephan D Dieler
620-353-7274

Bed Rock M.H.P

Well #1

3 HP 18GS30 460 Volt 3phase

Water Level 239' 7-17-08

Well Depth 272'

Water meter Installed 1-21-05

RECEIVED

MAR 13 2015

Garden City Field Office
Division of Water Resources

5 HP Well #2

25GS50 460 Volt 3phase

Water Level 256' 6-30-09

Well Depth 317

Water meter Installed 1-21-05

3 HP Well #3

18GS30412

Water Level 260'

Bottom 303' 5-27-14

Well #4

3 HP 18GS30412

Water level 257' 7-12-11

Well Depth 307'

Water meter Installed 11-3-03

5 HP Well #5

35FA334 230 Volt 5HP 1PH

Water Level 253' 4-15-14

Well Depth 306'

Water meter Installed 2-12-03

WATER RESOURCES
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MAR 26 2015

KS DEPT OF AGRICULTURE

SCANNED

SECTION 3: PROJECTED FUTURE WATER NEEDS

PLEASE COMPLETE THE FOLLOWING TABLE SHOWING YOUR FUTURE WATER REQUIREMENTS FOR THE NEXT 20 YEARS:

| | Column 1 | Column 2 | Column 3 | Column 4 | Column 5 | Column 6 | Column 7 |
|---------|--------------------------------------|----------------------------------|---|--|---|-----------------------|--|
| | Raw Water Diverted Under Your Rights | Water Purchased From All Sources | Water Sold to Other Public Water Suppliers | Water Sold to Your Industrial, Stock, and Bulk Customers | Water Sold to Your Residential and Commercial Customers | Other Metered Water | Remaining Water Used (See Explanation on other side) |
| Year 5 | | | | | | | |
| Year 10 | N/A | | | | | | |
| Year 15 | | | | | | | |
| Year 20 | | | | | | | |
| | TOTAL WATER = Columns 1 + 2 | | ACCOUNTED FOR WATER = Columns 3 + 4 + 5 + 6 | | | UNACCOUNTED FOR WATER | |

SECTION 4: POPULATION AND SERVICE CONNECTIONS

ESTIMATE THE NUMBER OF PERSONS DIRECTLY SERVED BY YOUR WATER DISTRIBUTION SYSTEM

PAST POPULATION - PROVIDE INFORMATION BELOW:
(CENSUS BUREAU INFORMATION)

| LAST 20 YEARS | POPULATION |
|---------------|------------|
| 20 years ago | 408 |
| 15 years ago | 390 |
| 10 years ago | 360 |
| 5 years ago | 320 |
| Last Year | 311 |

PROJECTED FUTURE POPULATION

ESTIMATE FUTURE POPULATION AND SUBSTANTIATE NUMBERS ON SEPARATE ATTACHMENTS

| NEXT 20 YEARS | POPULATION |
|---------------|------------|
| Year 5 | 340 |
| Year 10 | 350 |
| Year 15 | ? |
| Year 20 | ? |

Provide number of current active service connections:

68 Residential _____ Industrial _____ Other (specify) _____
 _____ Commercial _____ Pasture/ Stockwater/ Feedlot Total

SECTION 5: PRESENT GALLONS PER PERSON PER DAY

CALCULATE YOUR GALLONS PER PERSON PER DAY

Water in Columns 5, 6, and 7 + Population + 365 Days/Year = Gallons per Person per Day

$\frac{1,944,000}{\text{Amount of water in Columns 5, 6, and 7 of Section 1}} \div \frac{311}{\text{Population from Last Year of Section 4}} \div 365 \text{ Days/Year} = \underline{17.1} \text{ GALLONS PER PERSON PER DAY.}$

SECTION 6: AREA TO BE SERVED

Describe the area to be served or provide the legal description of the location where the water is to be used including any other city of water supply system (i.e. Rural Water District): RECEIVED

DEC 28 2015

You may attach additional information you believe will assist in informing the Division of the need for your request.

Garden City Field Office
DIVISION OF WATER RESOURCES

SCANNED

Applicant's Name BED ROCK MOBILE HOME PARK
(Please Print)

MUNICIPAL (PUBLIC WATER SUPPLY) APPLICATION
SUPPLEMENTAL INFORMATION SHEET

Application File Number

49354
(assigned by DWR)

SECTION 1: PRESENT WATER USE SUMMARY (IF NO PREVIOUS MUNICIPAL WATER USE HAS BEEN UTILIZED, PROCEED TO SECTION 3)

NOTE: WORKSHEET FOR WATER PUMPED, PURCHASED, AND SOLD BY YOUR WATER DISTRIBUTION SYSTEM.

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|---|---|---|--|---|------------------------------------|---|
| TOTAL WATER = Columns 1 + 2 | | ACCOUNTED FOR WATER = Columns 3 + 4 + 5 + 6 | | | | UNACCOUNTED FOR WATER |

UNACCOUNTED FOR WATER = TOTAL WATER - ACCOUNTED FOR WATER

- Column 1: The amount of raw water diverted from all of your points of diversion.
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- Column 3: The amount of water sold wholesale to all other public water supply systems.
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- Column 5: The amount of water sold retail to your residential and commercial customers and to industries and farmsteads using less than 200,000 gallons of water per year.
- Column 6: The amount of water used that is metered at individual service connections and supplied free, such as for public service, treatment processes, and connections receiving free water.
- Column 7: The amount of remaining water used. The gallons reported in this column are found by adding the numbers in Columns 1 and 2 and subtracting the numbers in Columns 3, 4, 5, and 6.

UNACCOUNTED FOR WATER

Use the following to calculate your distribution system's Unaccounted For Water:

Start with the amount in Column 1 and add the amount in Column 2, then subtract the amounts in Columns 3, 4, 5, and 6 leaving an amount of water representing your unaccounted for water to enter in Column 7.

Use the following to calculate the percent Unaccounted For Water versus the Total Water of your system:

$$\text{Percent Unaccounted For Water} = \frac{\text{Unaccounted For Water}}{\text{Total Water (Columns 1,2)}} \times 100$$

If this number exceeds 20%, please explain the large amount of unaccounted for water and describe any steps being taken to reduce it.

KS DEPT OF AGRICULTURE
 MAR 26 2015
 WATER RESOURCES
 RECEIVED

SECTION 2: PAST WATER USE

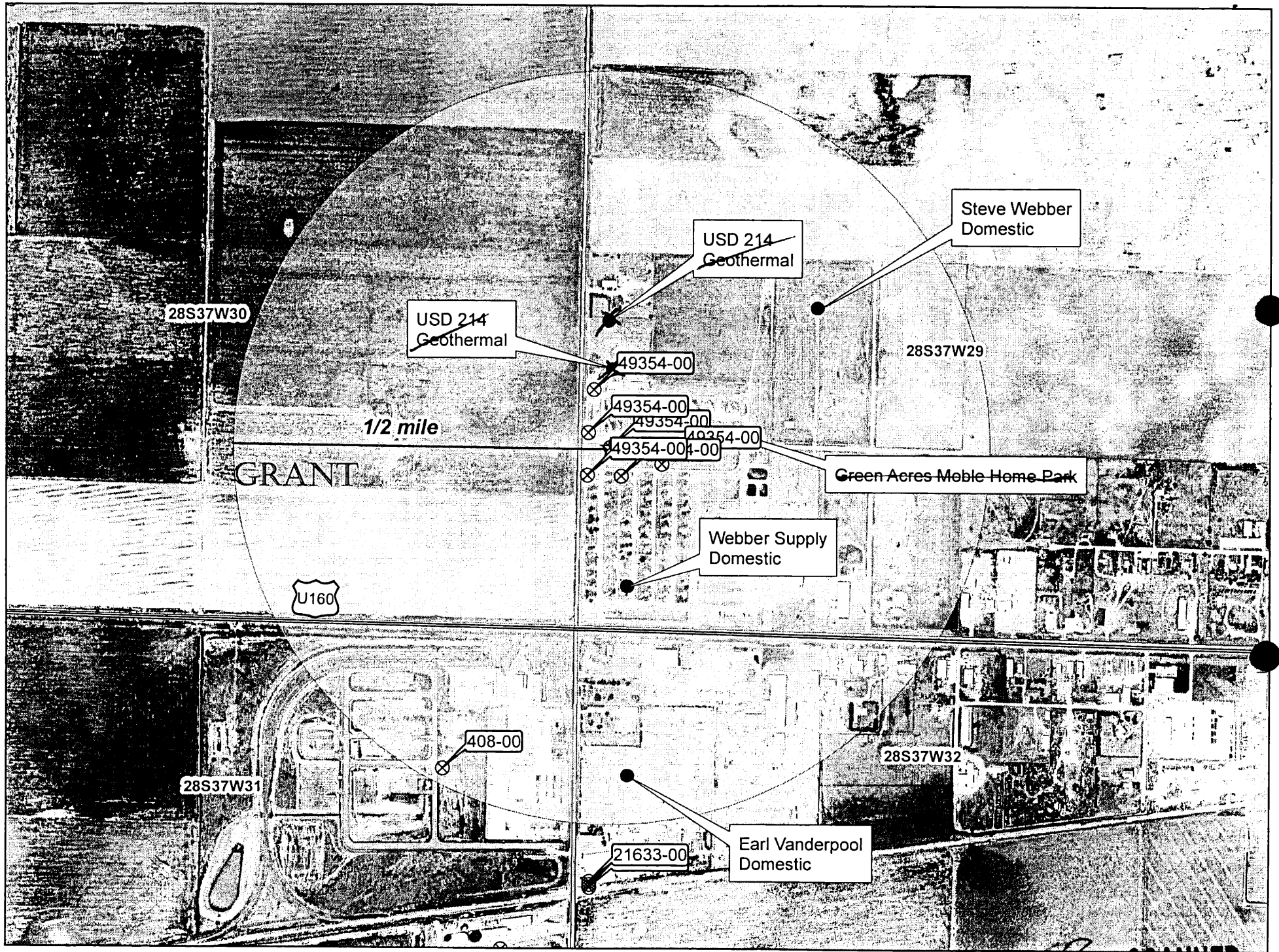
COMPLETE THE FOLLOWING TABLE FROM YOUR PAST WATER USE RECORDS.

| | Column 1 Raw Water Diverted Under Your Rights | Column 2 Water Purchased From All Sources | Column 3 Water Sold to Other Public Water Suppliers | Column 4 Water Sold to Your Industrial, Stock, and Bulk Customers | Column 5 Water Sold to Your Residential and Commercial Customers | Column 6 Other Metered Water | Column 7 Remaining Water Used (See Above Explanation) |
|--------------|---|---|---|--|---|------------------------------------|---|
| 20 years ago | | | | | | | |
| 15 years ago | | | | | | | |
| 10 years ago | | | | | | | |
| 5 years ago | | | | | | | |
| | TOTAL WATER = Columns 1 + 2 | | ACCOUNTED FOR WATER = Columns 3 + 4 + 5 + 6 | | | | UNACCOUNTED FOR WATER |

SCANNED

SCANNED

SCANNED

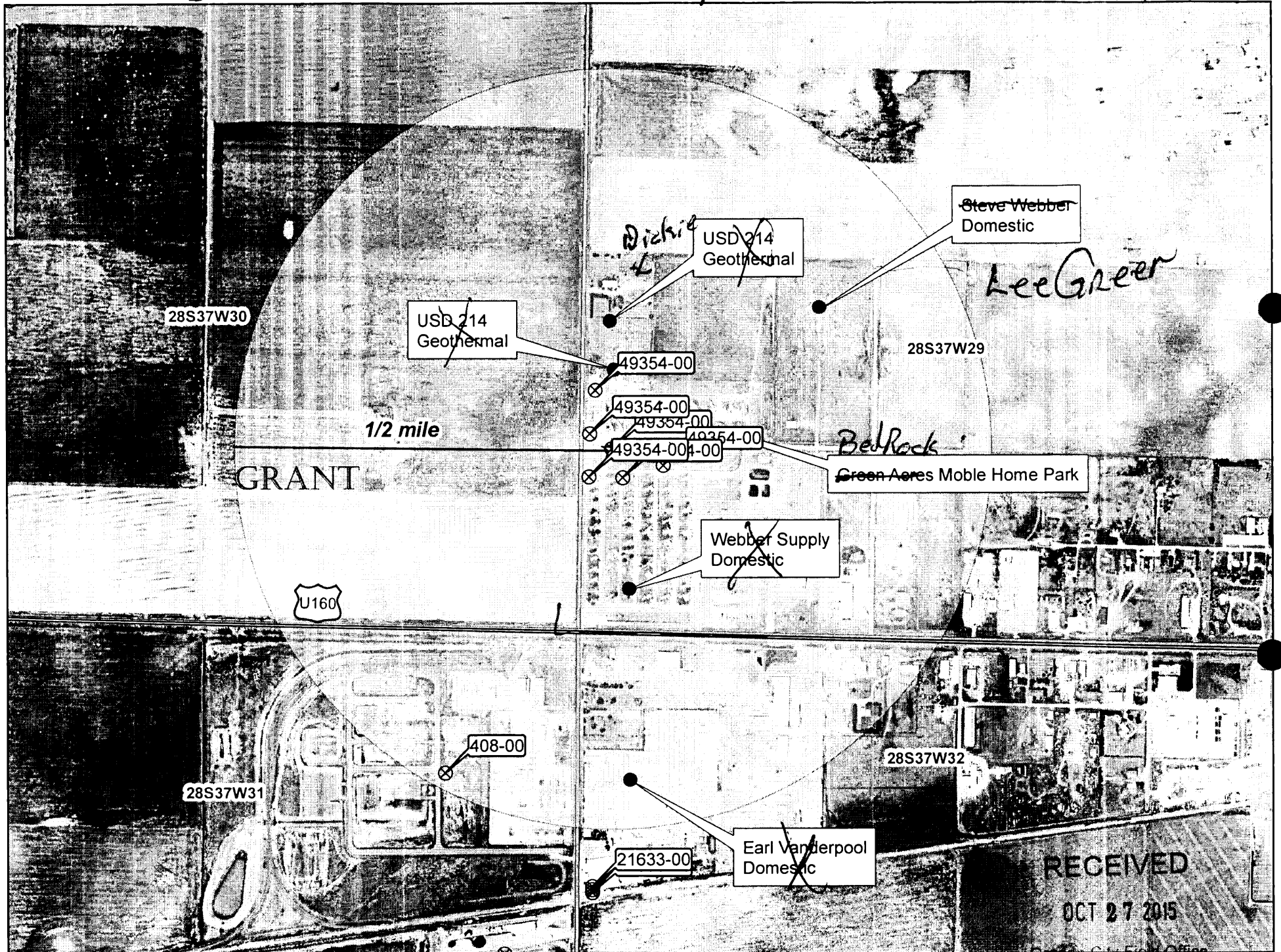


SCANNED

STEPHAN D. DIEKER
~~670-353-8274~~ 670-353-8274 cell

Stephan D. Dieker

49354 102



SCANNED

BedRock m H.P.



SCANNED

RECEIVED
OCT 27 2015
Grant, City Field Office
Division of Water Resources

AFFIDAVIT OF PUBLICATION

STATE OF KANSAS)
COUNTY OF GRANT}

SS.

Kami Gumz, being first duly sworn, and says:

That she is a News Reporter for The Ulysses News, a weekly newspaper printed in the State of Kansas, and published in and of general circulation in Grant County, Kansas, with a general paid circulation on a weekly basis in Grant County, Kansas, and that said newspaper is not a trade, religious or fraternal publication.

Said newspaper is a weekly published at least weekly 50 times a year; has been so published continuously and uninterruptedly in said county and state for a period of more than five years prior to the first publication of said notice; and has been admitted at the post office of Ulysses in said County as second class matter.

That the attached notice is a true copy thereof and was published in the regular and entire issue of said newspaper for 3 consecutive weeks, the first publication thereof being made as aforesaid on the 2nd day of June, 2016, with subsequent publications being made on the following dates:

June 9, 2016

June 16, 2016

_____, 2016

(Sign)

Kami Gumz

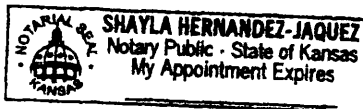
Subscribed and sworn to before me this 20th day of

July, 2016.

Shayla Hernandez-Jaquez (Notary Public)

My commission expires 12/31/19

(stamp)



Publication fee

\$ 252.00

Notary fee

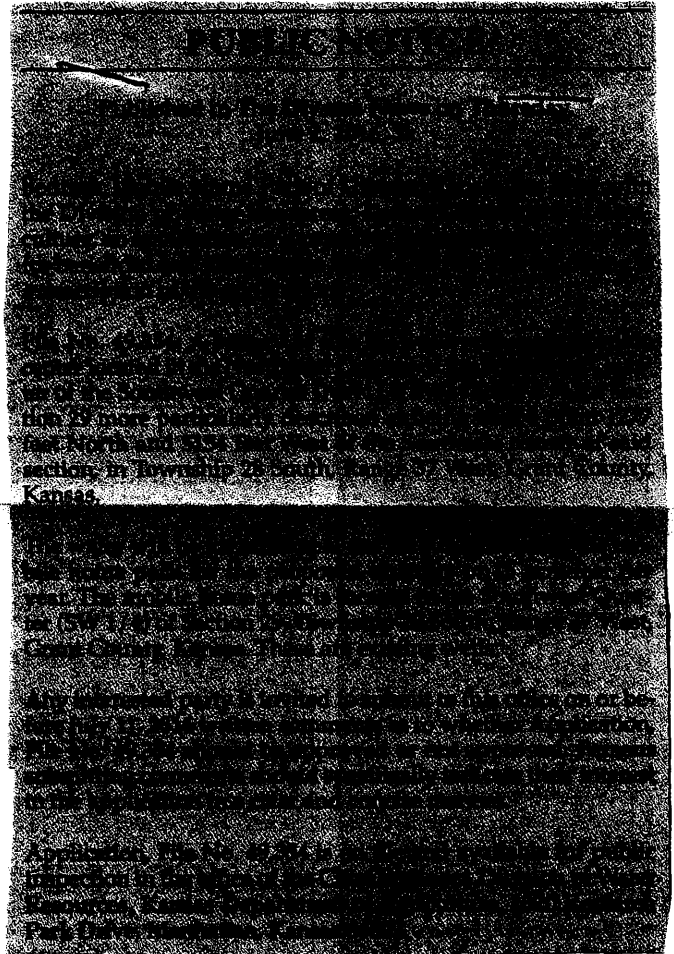
\$ 0

Additional copies

\$ 0

Total Fee

\$ 252.00



RECEIVED

JUL 25 2016

Garden City Field Office
Division of Water Resources

SCANNED

USE TYPEWRITER OR BALL POINT PEN—PRESS FIRMLY, PRINT CLEARLY.

WATER WELL RECORD
KSA 82a-1201-1215

Kansas Department of Health and Environment—Division of Environment
(Water well Contractors)
Topeka, Kansas 66620

| | | | | | |
|---|------------------------|---|--|---|--------------|
| 1. Location of well: | County Grant | Fraction SW 1/4 NW 1/4 SW 1/4 | Section number 29 | Township number T 28 S R 37 E/W | Range number |
| 2. Distance and direction from nearest town or city: 2M west, 1/4 N, of Ulysses, Kansas <small>Street address of well location if in city:</small> | | | 3. Owner of well: Green Acres Mobile Home Park R.R. or street: W. Hwy. 160 City, state, zip code: Ulysses, Kansas | | |
| 4. Locate with "X" in section below: <div style="display: flex; align-items: center;"> <div style="margin-right: 20px;"> <p>Sketch map:</p> </div> <div> <p>1650' N of the SW corner of the SW 1/4, Sec. 29, T28S, R37W, Grant County, Kansas</p> </div> </div> | | | 6. Bore hole dia. <u>12</u> in. Completion date <u>3/26/77</u> Well depth <u>283</u> ft. | | |
| 5. Type and color of material | | | 7. <input type="checkbox"/> Cable tool <input type="checkbox"/> Rotary <input type="checkbox"/> Driven <input type="checkbox"/> Dug <input type="checkbox"/> Hollow rod <input type="checkbox"/> Jetted <input type="checkbox"/> Bored <input checked="" type="checkbox"/> Reverse rotary | | |
| | | | 8. Use: <input checked="" type="checkbox"/> Domestic <input type="checkbox"/> Public supply <input type="checkbox"/> Industry <input type="checkbox"/> Irrigation <input type="checkbox"/> Air conditioning <input type="checkbox"/> Stock <input type="checkbox"/> Lawn <input type="checkbox"/> Oil field water <input type="checkbox"/> Other | | |
| From To | | | 9. Casing: Material <u>stl</u> Height: Above or below Threaded <input type="checkbox"/> Welded <input checked="" type="checkbox"/> Surface <u>12</u> in. RMP <input type="checkbox"/> PVC <input type="checkbox"/> Weight _____ lbs./ft. Dia. <u>6</u> in. to <u>20</u> ft. depth Wall Thickness: inches or Dia. <u>6</u> in. to <u>211</u> ft. depth gage No. <u>188</u> | | |
| | | | 10. Screen: Manufacturer's name <u>Doerr</u> Type <u>louvered</u> Dia. <u>6"</u> Slot/gauze <u>1/16"</u> Length <u>72</u> Set between <u>211</u> ft. and <u>283</u> ft. ft. and _____ ft. Gravel pack? <input checked="" type="checkbox"/> Size range of material _____ | | |
| Top soil | | | 11. Static water level: _____ mo./day/yr. <u>160</u> ft. below land surface Date <u>28 Oct. 76</u> | | |
| Tan clay and caliche | | | 12. Pumping level below land surfaces: <u>not pumped</u> _____ ft. after _____ hrs. pumping _____ g.p.m. _____ ft. after _____ hrs. pumping _____ g.p.m. Estimated maximum yield _____ g.p.m. | | |
| Fine sand | | | 13. Water sample submitted: _____ mo./day/yr. Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Date _____ | | |
| Tan clay | | | 14. Well head completion: <input checked="" type="checkbox"/> Pitless adapter _____ Inches above grade | | |
| Fine sand | | | 15. Well grouted? <u>yes</u> With: _____ Neat cement _____ Bentonite <input checked="" type="checkbox"/> Concrete Depth: From <u>6</u> ft. to <u>20</u> ft. | | |
| Tan clay | | | 16. Nearest source of possible contamination: <u>unk</u> ft. _____ Direction _____ Type _____ Well disinfected upon completion? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No | | |
| Fine to coarse sand | | | 17. Pump: <input checked="" type="checkbox"/> Not installed Manufacturer's name _____ Model number _____ HP _____ Volts _____ Length of drop pipe _____ ft. capacity _____ g.p.m. Type: <input type="checkbox"/> Submersible <input type="checkbox"/> Turbine <input type="checkbox"/> Jet <input type="checkbox"/> Reciprocating <input type="checkbox"/> Centrifugal <input type="checkbox"/> Other | | |
| Tan clay fine sand streaks | | | 18. Elevation: _____ Remarks: _____ | | |
| Fine to medium sand clay streaks | | | 20. Water well contractor's certification: This well was drilled under my jurisdiction and this report is true to the best of my knowledge and belief. <u>Layne-Western Co., Inc. 102</u> Business name License No. _____ Address <u>Garden City, Kansas</u> Signed _____ Date _____ Authorized representative <u>12 May 77</u> | | |
| Fine to medium sand and gravel | | | 19. (Use a second sheet if needed) | | |
| Tan sandy clay | | | Topography: <input type="checkbox"/> Hill <input type="checkbox"/> Slope <input checked="" type="checkbox"/> Upland <input type="checkbox"/> Valley | | |
| Hard bed rock | | | | | |

280

28 37 29
 1/4 1/4 1/4
 SW NW SW

Forward the white, blue and pink copies to the Department of Health and Environment

Form WWC-5

SCANNEL

49354 Nearby Well Owners

ULYSSES

Domestic:

* ~~Earl Vanderpool~~ NO WELL
~~SW NW NW 32-28-37~~

* ~~WEBBER SUPPLY/WOW PARTNERSHIP~~ NO WELL
~~SW SW SW 29-28-37~~

* ~~GREEN ACRES MOBILE HOME PARK~~
~~SW NW SW 29-28-37~~ NO WELL LOCATED HERE
~~Same owner?~~

~~STEVE WEBBER~~ LEE GREEN
~~NW NE SW 29-28-37~~

~~USD 214~~
* ~~SW NW SW 29-28-37~~ ERROR?
~~NW NW SW 29-28-37~~

Non-Domestic

PIONEER COOP ASSN INC
WR 408 SW NE NE 31-28-37

* As per owner

AMOUNT STATISTICS REPORT FOR POINTS OF DIVERSION UNDER A 49354 00

#####

AMOUNT STATISTICS REPORT FOR POINTS OF DIVERSION UNDER A 49354 00 MUN

Water Right and Points of Diversion Within .50 miles of point defined as:

1277 Feet North and 5154 Feet West of the Southeast Corner of Section 29 T 28S R 37W

GROUNDWATER ONLY

```

=====
File Number   Use ST SR Dist (ft) Q4 Q3 Q2 Q1 FeetN FeetW Sec Twp Rng ID Batt Auth_Quan Add_Quan Unit
A__ 408 00 IND NK G 2529 -- SW NE NE ----- 31 28 37W 1 107.60 107.60 AF
A__ 49354 00 MUN AY G 0 -- NW SW SW 1277 5154 29 28 37W 1 G 5 15.01 15.01 AF
Same 423 -- SW NW SW 1680 5281 29 28 37W 2 B 5
Same 184 -- SW NW SW 1375 5310 29 28 37W 3 B 5
Same 251 -- NW SW SW 1080 5310 29 28 37W 4 B 5
Same 212 -- NW SW SW 1080 5075 29 28 37W 5 B 5
Same 375 -- NW SW SW 1172 4794 29 28 37W 6 B 5
=====

```

```

=====
Total Net Quantities Authorized: Direct Storage
Total Requested Amount (AF) = 15.01 .00
Total Permitted Amount (AF) = .00 .00
Total Inspected Amount (AF) = .00 .00
Total Pro_Cert Amount (AF) = .00 .00
Total Certified Amount (AF) = 107.60 .00
Total Vested Amount (AF) = .00 .00
TOTAL AMOUNT (AF) = 122.60 .00
=====

```

An * after the source of supply indicates a pending application for change under the file number.
 An * after the ID indicates a 15 AF exemption was granted under 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 .50 miles of point defined as:

1277 Feet North and 5154 Feet West of the Southeast Corner of Section 29 T 28S R 37W

GROUNDWATER ONLY

WATER USE CORRESPONDENTS:

```

=====
File Number   Use ST SR
A__ 408 00 IND NK G
> PIONEER COOPERATIVE ASSN INC
> 1850 WEST OKLAHOMA
> PO BOX 368
> ULYSSES KS 67880
> -----
A__ 49354 00 MUN AY G
> BED ROCK MOBILE HOME PARK
> PO BOX 869
> 2974 W OKLAHOMA AVE
> ULYSSES KS 67880
> -----
=====

```

#####

AMOUNT STATISTICS REPORT FOR POINTS OF DIVERSION UNDER A 49354 00 MUN

Water Right and Points of Diversion Within .50 miles of point defined as:

1680 Feet North and 5281 Feet West of the Southeast Corner of Section 29 T 28S R 37W

GROUNDWATER ONLY

```

=====
File Number   Use ST SR Dist (ft) Q4 Q3 Q2 Q1 FeetN FeetW Sec Twp Rng ID Batt Auth_Quan Add_Quan Unit
A__  49354 00 MUN AY G      423 -- NW SW SW 1277 5154 29 28 37W 1 G 5 15.01 15.01 AF
Same
      0 -- SW NW SW 1680 5281 29 28 37W 2 B 5
Same
      306 -- SW NW SW 1375 5310 29 28 37W 3 B 5
Same
      601 -- NW SW SW 1080 5310 29 28 37W 4 B 5
Same
      634 -- NW SW SW 1080 5075 29 28 37W 5 B 5
Same
      704 -- NW SW SW 1172 4794 29 28 37W 6 B 5
=====
    
```

```

=====
Total Net Quantities Authorized:  Direct      Storage
Total Requested Amount (AF) =      15.01      .00
Total Permitted Amount (AF) =       .00      .00
Total Inspected Amount (AF) =       .00      .00
Total Pro_Cert Amount (AF) =       .00      .00
Total Certified Amount (AF) =       .00      .00
Total Vested Amount (AF) =         .00      .00
TOTAL AMOUNT (AF) =      15.01      .00
=====
    
```

An * after the source of supply indicates a pending application for change under the file number.
 An * after the ID indicates a 15 AF exemption was granted under 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 .50 miles of point defined as:

1680 Feet North and 5281 Feet West of the Southeast Corner of Section 29 T 28S R 37W

GROUNDWATER ONLY

WATER USE CORRESPONDENTS:

```

=====
File Number   Use ST SR
A__  49354 00 MUN AY G
>  BED ROCK MOBILE HOME PARK
>  PO BOX 869
>  2974 W OKLAHOMA AVE
>  ULYSSES KS 67880
>-----
=====
    
```

#####

AMOUNT STATISTICS REPORT FOR POINTS OF DIVERSION UNDER A 49354 00 MUN

Water Right and Points of Diversion Within .50 miles of point defined as:

1375 Feet North and 5310 Feet West of the Southeast Corner of Section 29 T 28S R 37W

GROUNDWATER ONLY

```

=====
File Number   Use ST SR Dist (ft) Q4 Q3 Q2 Q1 FeetN FeetW Sec Twp Rng ID Batt Auth_Quan Add_Quan Unit
A__  408 00 IND NK G      2555 -- SW NE NE ----- ----- 31 28 37W 1 107.60 107.60 AF
A__  49354 00 MUN AY G      184 -- NW SW SW 1277 5154 29 28 37W 1 G 5 15.01 15.01 AF
Same
      306 -- SW NW SW 1680 5281 29 28 37W 2 B 5
Same
      0 -- SW NW SW 1375 5310 29 28 37W 3 B 5
Same
      295 -- NW SW SW 1080 5310 29 28 37W 4 B 5
Same
      377 -- NW SW SW 1080 5075 29 28 37W 5 B 5
Same
      555 -- NW SW SW 1172 4794 29 28 37W 6 B 5
=====
    
```

```

=====
Total Net Quantities Authorized:  Direct      Storage
Total Requested Amount (AF) =      15.01      .00
Total Permitted Amount (AF) =         .00      .00
Total Inspected Amount (AF) =         .00      .00
Total Pro_Cert Amount (AF) =         .00      .00
Total Certified Amount (AF) =      107.60      .00
Total Vested Amount (AF) =          .00      .00
TOTAL AMOUNT (AF) =      122.60      .00
    
```

An * after the source of supply indicates a pending application for change under the file number.
 An * after the ID indicates a 15 AF exemption was granted under 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 .50 miles of point defined as:
 1375 Feet North and 5310 Feet West of the Southeast Corner of Section 29 T 28S R 37W

GROUNDWATER ONLY

WATER USE CORRESPONDENTS:

```

=====
File Number      Use ST SR
A__      408 00 IND NK G
> PIONEER COOPERATIVE ASSN INC
> 1850 WEST OKLAHOMA
> PO BOX 368
> ULYSSES KS 67880
    
```

```

-----
A__      49354 00 MUN AY G
> BED ROCK MOBILE HOME PARK
> PO BOX 869
> 2974 W OKLAHOMA AVE
> ULYSSES KS 67880
    
```

#####

AMOUNT STATISTICS REPORT FOR POINTS OF DIVERSION UNDER A 49354 00 MUN

Water Right and Points of Diversion Within .50 miles of point defined as:
 1080 Feet North and 5310 Feet West of the Southeast Corner of Section 29 T 28S R 37W

GROUNDWATER ONLY

```

=====
File Number      Use ST SR Dist (ft) Q4 Q3 Q2 Q1 FeetN FeetW Sec Twp Rng ID Batt Auth_Quan Add_Quan Unit
A__      408 00 IND NK G      2284 -- SW NE NE ----- 31 28 37W 1      107.60 107.60 AF
A__      49354 00 MUN AY G      251 -- NW SW SW 1277 5154 29 28 37W 1 G 5      15.01 15.01 AF
Same      601 -- SW NW SW 1680 5281 29 28 37W 2 B 5
Same      295 -- SW NW SW 1375 5310 29 28 37W 3 B 5
Same      0 -- NW SW SW 1080 5310 29 28 37W 4 B 5
Same      235 -- NW SW SW 1080 5075 29 28 37W 5 B 5
Same      524 -- NW SW SW 1172 4794 29 28 37W 6 B 5
    
```

```

=====
Total Net Quantities Authorized:  Direct      Storage
Total Requested Amount (AF) =      15.01      .00
Total Permitted Amount (AF) =         .00      .00
    
```

Total Inspected Amount (AF) = .00 .00
 Total Pro_Cert Amount (AF) = .00 .00
 Total Certified Amount (AF) = 107.60 .00
 Total Vested Amount (AF) = .00 .00
 TOTAL AMOUNT (AF) = 122.60 .00

An * after the source of supply indicates a pending application for change under the file number.
 An * after the ID indicates a 15 AF exemption was granted under 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 .50 miles of point defined as:
 1080 Feet North and 5310 Feet West of the Southeast Corner of Section 29 T 28S R 37W

GROUNDWATER ONLY

WATER USE CORRESPONDENTS:

```

=====
File Number      Use ST SR
A__      408 00 IND NK G
> PIONEER COOPERATIVE ASSN INC
> 1850 WEST OKLAHOMA
> PO BOX 368
> ULYSSES KS 67880
>-----
A__      49354 00 MUN AY G
> BED ROCK MOBILE HOME PARK
> PO BOX 869
> 2974 W OKLAHOMA AVE
> ULYSSES KS 67880
>-----
=====
    
```

AMOUNT STATISTICS REPORT FOR POINTS OF DIVERSION UNDER A 49354 00 MUN

Water Right and Points of Diversion Within .50 miles of point defined as:
 1080 Feet North and 5075 Feet West of the Southeast Corner of Section 29 T 28S R 37W

GROUNDWATER ONLY

```

=====
File Number      Use ST SR Dist (ft) Q4 Q3 Q2 Q1 FeetN FeetW Sec Twp Rng ID Batt Auth_Quan Add_Quan Unit
A__      408 00 IND NK G      2391 -- SW NE NE ----- - - - 31 28 37W 1      107.60 107.60 AF
A__      49354 00 MUN AY G      212 -- NW SW SW 1277 5154 29 28 37W 1 G 5      15.01 15.01 AF
Same          634 -- SW NW SW 1680 5281 29 28 37W 2 B 5
Same          377 -- SW NW SW 1375 5310 29 28 37W 3 B 5
Same          235 -- NW SW SW 1080 5310 29 28 37W 4 B 5
Same           0 -- NW SW SW 1080 5075 29 28 37W 5 B 5
Same          296 -- NW SW SW 1172 4794 29 28 37W 6 B 5
=====
    
```

```

=====
Total Net Quantities Authorized:  Direct      Storage
Total Requested Amount (AF) =      15.01      .00
Total Permitted Amount (AF) =      .00      .00
Total Inspected Amount (AF) =      .00      .00
Total Pro_Cert Amount (AF) =      .00      .00
Total Certified Amount (AF) =      107.60      .00
Total Vested Amount (AF) =      .00      .00
=====
    
```

TOTAL AMOUNT (AF) = 122.60 .00

An * after the source of supply indicates a pending application for change under the file number.
 An * after the ID indicates a 15 AF exemption was granted under 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 .50 miles of point defined as:
 1080 Feet North and 5075 Feet West of the Southeast Corner of Section 29 T 28S R 37W

GROUNDWATER ONLY

WATER USE CORRESPONDENTS:

```

=====
File Number      Use ST SR
A__      408 00 IND NK G
> PIONEER COOPERATIVE ASSN INC
> 1850 WEST OKLAHOMA
> PO BOX 368
> ULYSSES KS 67880
>-----
A__      49354 00 MUN AY G
> BED ROCK MOBILE HOME PARK
> PO BOX 869
> 2974 W OKLAHOMA AVE
> ULYSSES KS 67880
>-----
=====
    
```

#####

AMOUNT STATISTICS REPORT FOR POINTS OF DIVERSION UNDER A 49354 00 MUN

Water Right and Points of Diversion Within .50 miles of point defined as:
 1172 Feet North and 4794 Feet West of the Southeast Corner of Section 29 T 28S R 37W

GROUNDWATER ONLY

```

=====
File Number      Use ST SR Dist (ft) Q4 Q3 Q2 Q1 FeetN FeetW Sec Twp Rng ID Batt Auth_Quan Add_Quan Unit
A__      408 00 IND NK G      2618 -- SW NE NE ----- 31 28 37W 1 107.60 107.60 AF
A__      49354 00 MUN AY G      375 -- NW SW SW 1277 5154 29 28 37W 1 G 5 15.01 15.01 AF
Same
Same          704 -- SW NW SW 1680 5281 29 28 37W 2 B 5
Same          555 -- SW NW SW 1375 5310 29 28 37W 3 B 5
Same          524 -- NW SW SW 1080 5310 29 28 37W 4 B 5
Same          296 -- NW SW SW 1080 5075 29 28 37W 5 B 5
Same          0 -- NW SW SW 1172 4794 29 28 37W 6 B 5
=====
    
```

```

=====
Total Net Quantities Authorized:  Direct      Storage
Total Requested Amount (AF) =      15.01      .00
Total Permitted Amount (AF) =      .00      .00
Total Inspected Amount (AF) =      .00      .00
Total Pro_Cert Amount (AF) =      .00      .00
Total Certified Amount (AF) =      107.60      .00
Total Vested Amount (AF) =      .00      .00
TOTAL AMOUNT (AF) =      122.60      .00
=====
    
```

An * after the source of supply indicates a pending application for change under the file number.
 An * after the ID indicates a 15 AF exemption was granted under 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 .50 miles of point defined as:

1172 Feet North and 4794 Feet West of the Southeast Corner of Section 29 T 28S R 37W

GROUNDWATER ONLY

WATER USE CORRESPONDENTS:

=====

File Number Use ST SR

A__ 408 00 IND NK G

> PIONEER COOPERATIVE ASSN INC

> 1850 WEST OKLAHOMA

> PO BOX 368

> ULYSSES KS 67880

>-----

A__ 49354 00 MUN AY G

> BED ROCK MOBILE HOME PARK

> PO BOX 869

> 2974 W OKLAHOMA AVE

> ULYSSES KS 67880

>-----

=====

#####

Kansas
Department of Agriculture
Division of Water Resources

Garden City Field Office
2508 Johns Street
Garden City, Kansas 67846-2804

Jackie McClaskey, Secretary
David W. Barfield, Chief Engineer
Michael A. Meyer, Water Commissioner

Phone: (620) 276-2901
Fax: (620) 276-9315
www.agriculture.ks.gov
Sam Brownback, Governor

July 26, 2016

SW KS GROUNDWATER
MANAGEMENT DISTRICT NO 3
% JASON NORQUEST
2009 E SPRUCE ST
GARDEN CITY KS 67846

sent via email

Re: Application, File No. 49354

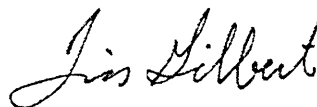
Dear Mr. Norquest:

We are enclosing a copy of the new application referred to above which appears to be in proper form. These are existing municipal wells that have never been permitted by DWR.

We are delaying any further action for a period of **15 working days** from the date of this letter to allow you time to submit your recommendation concerning this application. Please submit your recommendation within the allotted time, or any authorized extension of time thereof.

If you have any questions, please contact me at (620) 276-2901. If you wish to discuss a specific file, please have the file number ready so that I may help you more efficiently.

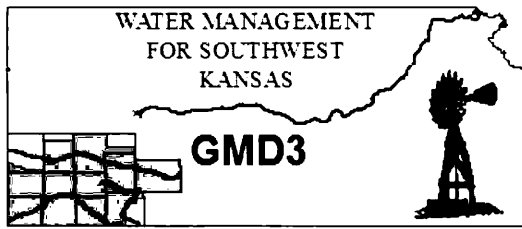
Sincerely,



Iris Gilbert
Environmental Scientist

IEG
Enclosure

SCANNED



**Southwest Kansas
Groundwater Management District No. 3**
2009 E. Spruce Street
Garden City, Kansas 67846
(620) 275-7147 phone (620) 275-1431 fax
www.gmd3.org

July 28, 2016

Iris Gilbert
Kansas Department of Agriculture
Division of Water Resources
2508 N Johns Street
Garden City, Kansas 67846

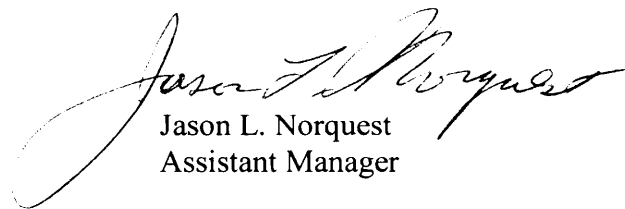
RE: Application, File No. 49,354

Dear Iris:

We have completed a review for the above referenced new appropriation. The proposal is not in conflict with the Management Program of the Southwest Kansas Groundwater Management District No. 3 (GMD3). The proposal seeks to authorize water for municipal use in a trailer park on the west side of Ulysses in Grant County. The application seems to meet the rules for the area, specifically K.A.R. 5-23-3 and K.A.R. 5-23-4, which were in place at the time of the filing. It is therefore recommended that the application be approved at this time.

Thank you for the opportunity to review the applications and to provide a recommendation. If you have any questions, please don't hesitate to contact us.

Sincerely,



Jason L. Norquest
Assistant Manager

Serving Southwest Kansas Since 1976

RECEIVED

AUG 10 2016

SCANNED

Garden City Field Office
DIVISION OF WATER RESOURCES

Kopp, Kenneth

From: Meyer, Mike
Sent: Thursday, April 02, 2015 8:37 AM
To: Kopp, Kenneth
Subject: RE: Bed Rock Mobile Home Park

Good

Thanks for reviewing that for me, we need to get this guy legal, so lets go that route and fight the rude response

Mike

From: Kopp, Kenneth
Sent: Thursday, April 02, 2015 8:30 AM
To: Meyer, Mike
Subject: RE: Bed Rock Mobile Home Park

We wrote in exceptions for domestics, terms and temporaries but not small use (15 AF) applications. And we're holding a small use application from Deerfield USD #216 (49,329).

However, the moratorium order does say, "For good cause shown, the Chief Engineer may waive this temporary suspension if it is shown to the satisfaction of the Chief Engineer that such waiver will not prejudicially and unreasonably affect the public interest nor impair existing water rights."

Ken

From: Meyer, Mike
Sent: Thursday, April 02, 2015 8:24 AM
To: Kopp, Kenneth
Subject: RE: Bed Rock Mobile Home Park

Ohhh good question, we need to get this guy legal, it is a 15 AF exempt, so I don't think the moratorium would apply here

Mike

From: Kopp, Kenneth
Sent: Thursday, April 02, 2015 8:08 AM
To: Meyer, Mike
Subject: RE: Bed Rock Mobile Home Park

Do we want to hold it for the moratorium or should we go ahead and process it based on public interest, since this is a small use public water supply?

From: Meyer, Mike
Sent: Thursday, April 02, 2015 8:04 AM
To: Kopp, Kenneth
Subject: RE: Bed Rock Mobile Home Park

Yes sir

SCANNED

Mike

From: Kopp, Kenneth
Sent: Thursday, April 02, 2015 7:39 AM
To: Meyer, Mike
Subject: Bed Rock Mobile Home Park

Just wanted to make sure this is for a battery of FIVE (5) wells.

Ken

1320 Research Park Drive
Manhattan, Kansas 66502
Jackie McClaskey, Secretary



Phone: (785) 564-6700
Fax: (785) 564-6777
Email: ksag@kda.ks.gov
www.agriculture.ks.gov
Sam Brownback, Governor

March 31, 2015

BED ROCK MOBILE HOME PARK
2974 W OKLAHOMA AVE PO BOX 869
ULYSSES KS 67880

RE: Application
File No. 49354

Dear Sir or Madam:

Your application for permit to appropriate water in 29-28-37w in Grant county, was received and has been assigned the file number noted above.

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. Once review of your application has begun, we will contact you, if additional information is required.

In accordance with the provisions of the Kansas Water Appropriation Act, a portion of which is included below, the use of water as proposed prior to approval of the application is unlawful. 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) 564-6643. If you wish to discuss a specific file, please have the file number ready so that we may help you more efficiently.

Sincerely,

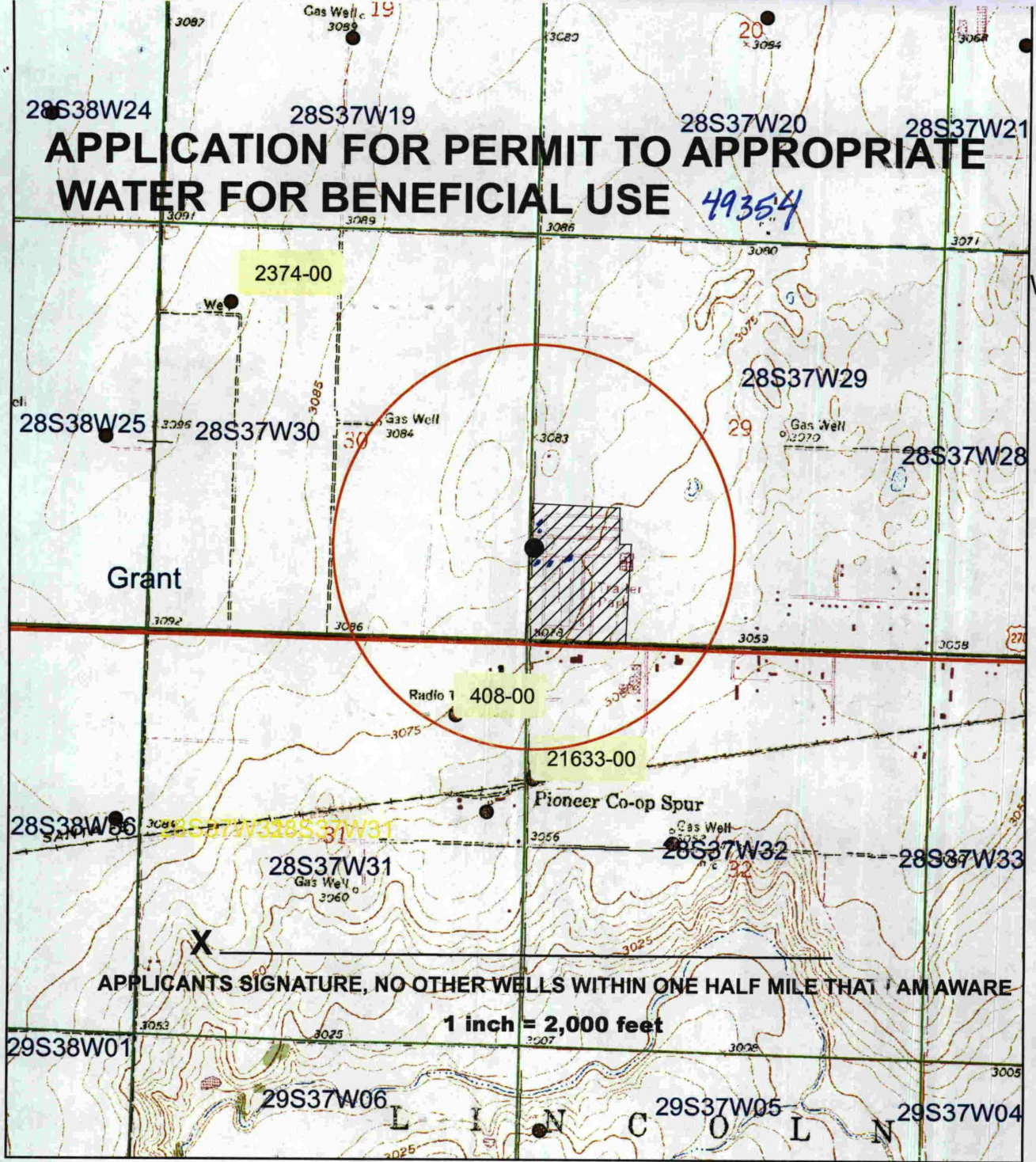
A handwritten signature in cursive script that reads "Brent A. Turney".

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

BAT: dlw
pc: GARDEN CITY Field Office
GMD

SCANNED

APPLICATION FOR PERMIT TO APPROPRIATE WATER FOR BENEFICIAL USE 49354



APPLICANTS SIGNATURE, NO OTHER WELLS WITHIN ONE HALF MILE THAT I AM AWARE

1 inch = 2,000 feet

- - Proposed point of diversion (~~battery~~ of 5 wells)
- /// - Proposed place of use.

WATER RESOURCES RECEIVED

MAR 26 2015

KS DEPT OF AGRICULTURE

SCANNED