

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

1. File Number: 48083	2. Status Change Date: 4/10/23	3. Change Num: C1	4. Field Office: 02	5. GMD: 02
6. Status: <input checked="" type="checkbox"/> Approved <input type="checkbox"/> Denied by DWR/GMD <input type="checkbox"/> Dismiss by Request/Failure to Return				7. Filing Date of Change: 4/10/23
8a. Applicant(s) New to system <input type="checkbox"/>		Person ID _____ Add Seq# _____	8c. Landowner(s) New to system <input type="checkbox"/>	
8b. Landowner(s) New to system <input type="checkbox"/>		Person ID 62403 Add Seq# 1	8d. WUC New to system <input type="checkbox"/>	
SEDGWICK PUBLIC SCHOOLS USD 439 PO BOX K 400 W 4TH ST SEDGWICK KS 67135		8B		
9. Documents and Enclosure(s): <input checked="" type="checkbox"/> DWR Meter(s) Date to Comply: 12/31/23 <input checked="" type="checkbox"/> N & P Date to Comply: 12/31/23				
<input type="checkbox"/> Anti-Reverse Meter <input type="checkbox"/> Meter Seal <input checked="" type="checkbox"/> Check Valve <input checked="" type="checkbox"/> N & P Form <input checked="" type="checkbox"/> Water Tube <input checked="" type="checkbox"/> Driller Copy <input checked="" type="checkbox"/> H & E Letter				
<input type="checkbox"/> Conservation Plan Date Required: _____ Date Approved: _____ Date to Comply: _____				
10. Use Made of Water From: --- _____ To: --- _____				
Date Prepared: 4/10/23 By: TMA Date Entered: _____ By: _____				

File No. **48083** 11. County: **HV** Basin: **LITTLE ARKANSAS RIVER** Stream: --- Formation Code: **190** Special Use: ---

12. Points of Diversion										Rate and Quantity							
CHK	MOD	DEL	ENT	PDIV	Qualifier	S	T	R	ID	'N	'W	Comment (AKA Line)	Authorized		Additional		Overlap PD Files
													Rate gpm	Quantity af	Rate gpm	Quantity af	
DEL		79734			SW NE SE	33	24S	1W	12	1762	935		350	15	350	15	N

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

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

15. 5YR Allocation: Allocation Type _____ Start Year _____ 5 YR Amount _____ Amount Unit _____ Base Acres _____ Comment _____

16. Place of Use							NE¼				NW¼				SW¼				SE¼				Total	Owner	Chg?	Overlap Files	
CHK	MOD	DEL	ENT	PUSE	S	T	R	ID	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼			
CHK		62927			33	24S	1W	7									6.8	11.1	0.3	0.3	18.5	8B	N	N			

Base Acres: **N/A** Year: **N/A** Minimum Reasonable Quantity: **1.00**

Comments:

Stafford Field Office
300 S. Main Street
Stafford, KS 67578-1521



Phone: 620-234-5311
Fax: 620-234-6900
www.agriculture.ks.gov

Mike Beam, Secretary

Laura Kelly, Governor

April 10, 2023

SEDGWICK PUBLIC SCHOOLS USD 439
Attn: PO BOX K
400 W 4TH ST
SEDGWICK, KS 67135

Re: Water Right, File No(s). 48,083

Dear Water Right Owner:

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

Your attention is directed to the enclosures and to the terms, conditions and limitations specified in this approval for change. An acceptable water flow meter must be installed on your well before any water is applied as authorized under this change approval. A copy of the approved list of Certified Water Flowmeters as well as <http://agriculture.ks.gov/divisions-programs/dwr/water-appropriation/water-flowmeters>. If you do not have access to the internet, please contact this office and we will send you a paper copy of the referenced information.

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

This order requires that a notice and completion of works form be submitted once the diversion works are completed, including a properly installed flowmeter. This form is available at the referenced website.

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

Should you have any questions, please feel free to contact this office. If you wish to refer to a specific file, please reference it when you contact us.

Sincerely,

A handwritten signature in black ink, appearing to read "Jeff Lanterman".

Jeff Lanterman
Water Commissioner

Enclosures

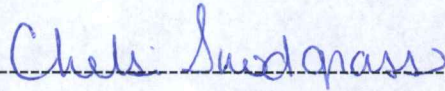
pc: Water Rights Section
Groundwater Management District No. 2

CERTIFICATE OF SERVICE

On this **10th** day of **April, 2023**, I hereby certify that the attached Change in Point of Diversion for Water Right, File No. **48,083**, dated **April 10, 2023** was hand delivered to the following:

Kermit McGinn
Sedgwick Public Schools USD 439

A copy was sent electronically to the following:
GMD 2



Staff

Submit completed application to:
 Kansas Department of Agriculture
 Division of Water Resources
 Field Office for your area.

Call for address:

Topeka -- (785) 296-5733
 Stafford -- (620) 234-5311
 Stockton -- (785) 425-6787
 Garden City -- (620) 276-2901
<http://agriculture.ks.gov/dwr>

DWR FIELD OFFICE APPLICATION FOR APPROVAL TO CHANGE THE PLACE OF USE AND/OR THE POINT OF DIVERSION



STATE OF KANSAS

WATER METER REQUIRED

Filing Fee Must Accompany the Application, K.S.A. 82a-708b(b), as amended.
 Fee Schedule is on the third page of this application form.

Paragraph Nos. 1, 2, 3 & 5 must be completed. Complete all other applicable portions. If change in point of diversion is greater than 100 feet, or if place of use will be changed, include a topographic map or detailed plat showing the authorized and proposed point(s) of diversion and/or place of use.

File No. 48083

RECEIVED
 11:00am
 APR 1 0 2023

1. Application is hereby made for approval of the Chief Engineer to change the (check one or both):

Place of Use Point of Diversion

under the water right which is the subject of this application in accordance with the conditions described below.

The source of supply is: Groundwater Surface water

Stafford Field Office
 DIVISION OF WATER RESOURCES

2. Name and address of Applicant: Sedgwick Public Schools, USD 439

P.O. Box K, 400 W. 4th St., Sedgwick, KS 67135

Phone Number: (316) 772-5783 Email address: glehr@usd439.com

Name and address of Water Use Correspondent: Sedgwick Public Schools, USD 439

P.O. Box K, 400 W. 4th St., Sedgwick, KS 67135

Phone Number: (316) 772-5783 Email address: glehr@usd439.com

3. The presently authorized place of use is:

Owner of Land ---- NAME: Sedgwick Public Schools, USD 439

ADDRESS: P.O. Box K, 400 W. 4th St., Sedgwick, KS 67135

(If there is more than one landowner, attach supplemental sheets as necessary.)

Sec.	Twp.	Range	NE¼				NW¼				SW¼				SE¼				TOTAL ACRES				
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼					
33	24S	1W																	6.8	11.1	0.3	0.3	18.5

4. If this application is for a change in place of use, it is proposed that the place of use be changed to:

Owner of Land ---- NAME: NO CHANGE

ADDRESS: _____

(If there is more than one landowner, attach supplemental sheets as necessary.)

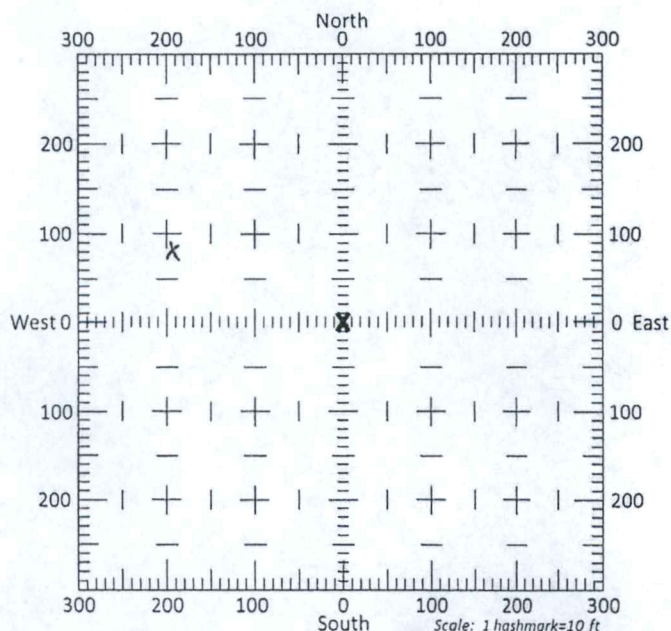
Sec.	Twp.	Range	NE¼				NW¼				SW¼				SE¼				TOTAL ACRES				
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼					

For Office Use Only: Code CLT Fee \$ 100 TR # _____ Receipt Date _____ Check # 2687

5. **Presently authorized point of diversion:**
 One in the SW Quarter of the NE Quarter of the SE Quarter of Section 33, Township 24 South, Range 1W (E/W), in Harvey County, Kansas, 1762 feet North 935 feet West of Southeast corner of section.
 Authorized Rate 350 GPM Authorized Quantity 15 AF Depth of well Est: 125 (feet)
 (DWR use only: Computer ID No. 12 GPS 1768 * 1768 feet North 932 * 932 feet West) *GMD2 GPS
 This point will not be changed This point will be changed as follows: No change, point better described with GPS as follows: TMA 4/10/23
Proposed point of diversion: (Complete only if change is requested or if existing point is better described by GPS)
 One in the SW Quarter of the NE Quarter of the SE Quarter of Section 33, Township 24 South, Range 1W (E/W), in Harvey County, Kansas, 1849 feet North 1123 feet West of Southeast corner of section.
 Proposed Rate 350 GPM Proposed Quantity 15 AF Proposed well depth (feet) ~125
 This point is: Additional Well Geo Center List other water rights that will use this point _____

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

7. The changes herein are desired for the following reasons?
 (please be specific) Old well casing is failing and is pumping sand. Move well 81' north and 191' west.
8. If a well, is the test hole log attached? Yes No
9. The change(s) (was)(will be) completed by?
ASAP
10. If the point of diversion is a well:
 (a) What are you going to do with the old well?
Plug it
 (b) When will this be done? When new well drilled.
11. Groundwater Management District recommendation attached? Yes No
12. Assisted by D. Randolph, GMD2



13a. If the proposed point of diversion will be relocated more than 300 feet but within 2,640 feet of the existing point of diversion, attach a topographic map or aerial photograph. For groundwater sources, show all wells (including domestic) within one-half mile of the proposed point of diversion and the names and mailing addresses of the owners. For surface water sources, show the names and addresses of the landowner(s) one-half mile downstream and one-half mile upstream from your property lines

13b. If the proposed point of diversion will be relocated within 300 feet of the existing point of diversion, indicate its location on the diagram shown above in relation to the existing point of diversion. (PLEASE NOTE: The "X" in center of diagram above represents the presently authorized point of diversion.)

APR 10 2023
 Stafford Field Office
 DIVISION OF WATER RESOURCES

14. If the proposed groundwater point of diversion is 300 or fewer feet from the existing point of diversion, complete the following:
- (a) Does the undersigned represent all owners of the currently authorized place(s) of use identified in this application?
 Yes No (If no, all owners must sign this application.)
 - (b) Will the ownership interest of any owner of the currently authorized place(s) of use identified in this application be adversely affected if this application is approved as requested?
 Yes No (If yes, all owners must sign this application.)
 - (c) If this application is not approved expeditiously, will there be substantial damage to property, public health or safety?
 Yes No (If no, all owners must sign this application.)

If the application proposes a surface water change in point of diversion, a groundwater change in point of diversion greater than 300 feet, or a change in place of use, the application must be signed by all owners of the currently authorized place of use, or their duly authorized agent (attach notarized statement authorizing representation).

I hereby verify, being first duly sworn upon my oath or affirmation and under penalty of perjury, that I am of lawful age and the owner, the spouse of the owner, or a duly authorized agent of the owner(s) to make this application on their behalf, in regards to the water right(s) to which this application pertains. I further verify that the statements contained in this application are true, correct and complete.

Dated at Sedgwick 7:56 am, Kansas, this 10 day of April, 20 23.

(Owner)	(Spouse)
<u>Greg Lehr, Superintendent of Sedgwick Public Schools, USD 439</u> (Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)

State of Kansas }
 County of Harvey } SS

I hereby certify that the foregoing application was signed in my presence and sworn to before me this 10 day of April, 2023.

REBECCA S TAYLOR
 Notary Public - State of Kansas
 My Appt. Expires 5/4/26

Notary Public

My Commission Expires May 4, 2026.

ONLY COMPLETE APPLICATIONS WILL BE PROCESSED. To be complete, all of the applicable portions of the application form must be completed with accurate information; maps, if necessary, must be included; signatures of all the appropriate owners' must be affixed to the application and notarized; and the appropriate fee must be paid.

FEE SCHEDULE

Each application to change the place of use or the point of diversion under this section shall be accompanied by the application fee set forth in the schedule below: Make checks payable to: **Kansas Department of Agriculture**

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

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APR 10 2023
 Stafford Field Office
 DIVISION OF WATER RESOURCES

SUMMARY ORDER APPROVING APPLICATION FOR CHANGE AND IMPOSING CONDITIONS

This Summary Order is issued under authority of K.S.A. 82a-708b, as amended, and K.A.R. 5-5-1, *et seq.* and other applicable provisions of the *Kansas Water Appropriation Law, K.S.A. 82a-701 et. seq.*, and rules and regulations promulgated thereunder, With the exception of those conditions expressly contained herein, this Summary Order does not change the terms, conditions and limitations of File No. 48083.

1. A change application was received on April 10, 2023 requesting that the place of use and / or point of diversion authorized under the above-referenced file number be changed as described in the application.
2. On and after the effective date of this summary order, the authorized place(s) of use shall be located substantially as shown on the topographic map accompanying the application to change the place of use. Applicable Not Applicable
3. The change in point of diversion shall not impair existing rights and shall be limited to the same source or sources of water as previously authorized. The point of diversion authorized by this summary order shall be located within a 50 foot radius of the authorized point(s) of diversion. Applicable Not Applicable
4. The point(s) of diversion described herein is administratively corrected to be more accurately described using the Global Positioning System (GPS), as described in the application. Applicable Not Applicable
5. The point(s) of diversion authorized herein shall not actually be located more than 258 feet from the previously authorized point(s) of diversion. Applicable Not Applicable
6. As required by K.A.R. 5-3-5d, if the works for diversion is a well with a diversion rate of 100 gallons per minute or more, a tube or other device suitable for making water level measurements shall be installed, operated and maintained in accordance with K.A.R. 5-6-13. Applicable Not Applicable
7. The owner of the authorized place(s) of use shall properly install an acceptable water flow meter on or before December 31, 2023, or before the first use of water, whichever occurs first. The water flow meter shall be installed, operated and maintained in accordance with K.A.R. 5-1-4 through 5-1-12. As required by K.S.A. 82a-732, as amended, and K.A.R. 5-3-5e, the owner shall maintain records and report the reading of the water flow meter and the total quantity of water diverted annually to the Chief Engineer by March 1 following the end of each calendar year. Applicable Not Applicable
8. Installation of the works for diversion of water shall be completed on or before December 31, 2023, or within any authorized extension of time. By March 1, 2024 the applicant shall notify the Chief Engineer that construction of the works for diversion has been completed, on the form provided by the Chief Engineer, as required by K.A.R. 5-8-4e. Applicable Not Applicable
9. The completed well log shall be submitted with the required notice. Applicable Not Applicable
10. All diversion works into which any type of chemical or other foreign substance will be injected into the water shall be equipped with an in-line, automatic, quick-closing check valve capable of preventing pollution of the source of the water supply. The check valve(s) shall be installed, operated and maintained in accordance with K.A.R. 5-3-5c. Applicable Not Applicable
11. Additional Conditions are attached. Yes No
12. In accordance with K.S.A. 82a-708a, as amended, and K.A.R. 5-5-14, all of the owners of the authorized place(s) of use of water appropriated under the above-referenced file number are responsible for compliance with its terms, conditions and limitations, as amended and/or supplemented by this Summary Order, and with applicable provisions of the *Kansas Water Appropriation Law* and the *Rules and Regulations* promulgated thereunder. Failure to comply with these provisions may result in civil penalties pursuant to K.S.A. 82a-737, as amended, and/or the suspension or revocation and dismissal of the water or appropriation right or any other enforcement actions authorized by law.

Administrative Appeal and Effective Date of Order

If you are aggrieved by this order, pursuant to K.S.A. 82a-1901, you may request an evidentiary hearing before the Chief Engineer or request administrative review by the Secretary of Agriculture. A request for hearing by the Chief Engineer must be filed within **15 days** of service of this Order and a request for administrative review by the Secretary must be filed within **30 days** pursuant to K.S.A. 77-531. Any request for administrative review must state a basis for review pursuant to K.S.A. 77-527. File any request with **Kansas Department of Agriculture, Legal Division, 1320 Research Park Drive, Manhattan, KS 66502**. Failure to timely request a hearing or review may preclude review under the Kansas Judicial Review Act.

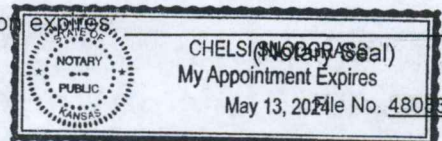
For Use by Register of Deeds

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 APR 10 2023
 Stafford Field Office
 DIVISION OF WATER RESOURCES

FOR OFFICE USE ONLY
**APPLICATION APPROVED AND
 SUMMARY ORDER ISSUED**

By: Cameron R. Conant
 Duly Authorized Designee of the Chief Engineer
 (Print Name): Cameron R. Conant
 Division of Water Resources - Kansas Department of Agriculture
 Date of Issuance: April 10, 2023
 State of Kansas)
) SS
 County of Stafford)
 Acknowledged before me on April 10, 2023
 by Cameron Conant
 Signature: Chelsi Snodgrass
 Notary Public

My commission expires



Equus Beds Groundwater Management District No. 2 Abandoned Well Plugging Agreement

I, Greg Lehr, Superintendent of Sedgwick Public Schools, USD 439, the undersigned and owner of an abandoned water well understand that an abandoned water well is a groundwater contamination threat and a public health and safety hazard.

The abandoned water well is located SW, NE, SE, Section 33, Township 24 South, Range 1W West, Harvey County which is approximately 1768 feet north and 932 feet west of the apparent Southeast section corner. Total well depth is Est: 125 feet and the diameter of the well is unknown inches. Current depth to static water level in the well is ~24 feet below land surface. The well was previously authorized by water permit no. 48083.

I agree to properly plug the abandoned well pursuant to the Equus Beds Groundwater Management District rules and regulations K.A.R. 28-30-200 through K.A.R. 28-30-207 and the following agreement provisions:

1. Well plugging operations will be supervised by either (a) a water well contractor licensed with the Kansas Department of Health and Environment, (b) a profession engineer or geologist licensed to practice in the State of Kansas, or (c) the abandoned water well owner or land owner of the property on which the water well or borehole is located.
2. The above described well will be plugged: a) by _____, _____, or (b) within 30 days after the replacement well, approved by a change in point of diversion, becomes operational.
3. A completed WWC-5P form will be submitted to the Kansas Department of Health and Environment within 30 days after the abandoned well is plugged and a copy of the WWC-5P form will be furnished to the District within the same period of time.
4. The well owner or authorized agent will notify the District 48 hours before plugging operations occur.
5. Failure to comply with the provisions of this agreement shall constitute noncompliance of the groundwater management district rules and regulations K.A.R. 28-30-200 through K.A.R. 28-30-207.

Dated this 10 day of April, 2023 at 7:56am

Signature _____

Address P.O. Box K, 400 W. 4th St.

City, State, Zip Code Sedgwick, KS 67135

Telephone (316) 772-5783

RECEIVED

APR 10 2023

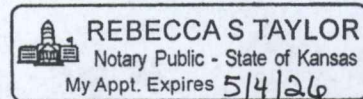
Stafford Field Office
DIVISION OF WATER RESOURCES

State of Kansas County of Harvey

Subscribed and affirmed to before me this 10 day of April, 2023,

by Rebecca Taylor
(Notary Public)

My Commission Expires May 4, 2026



INPUTS	
Target Section Definition	
Section	33
Township	24
Range	1
Range Direction	W
Target Point Coordinates (NAD27 or NAD83)	
Target Longitude	-97.430370
Target Latitude	37.917130

NAD83

Load Data and Compute

- Instructions**
1. Enter values for section, township, range and range direction.
 2. Enter NAD27 or NAD83 longitude and latitude of target point.
 3. Click "Load Data and Compute" button.
 4. Use feet distances corresponding to datum of target point.

#48083
existing well

UTM-NAD83

4197782
637968.6
3/31/2023

Loaded Section Data From LEOBASE using NAD83		
Corner	Corner Latitudes	Corner Longitudes
SW	37.91228884	-97.44544834
NW	37.92686078	-97.44546393
NE	37.92681568	-97.42712265
SE	37.91227375	-97.42713807
Degrees Longitude per Foot		3.46637410E-06
Degrees Latitude per Foot		2.74613009E-06
Target Point Distances from Corners using NAD83		
Corner	Feet North(+)/South(-)	Feet East(-)/West(+)
SW	1763	-4350
NW	-3543	-4354
NE	-3527	937
SE	1768	932

Loaded Section Data From LEOBASE using NAD27		
Corner	Corner Latitudes	Corner Longitudes
SW	37.91227700	-97.44512900
NW	37.92684900	-97.44514500
NE	37.92680400	-97.42680400
SE	37.91226200	-97.42681900
Degrees Longitude per Foot		3.46637355E-06
Degrees Latitude per Foot		2.74598553E-06
Target Point Distances from Corners using NAD27		
Corner	Feet North(+)/South(-)	Feet East(-)/West(+)
SW	1767	-4258
NW	-3539	-4262
NE	-3523	1029
SE	1773	1024

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Stafford Field Office
DIVISION OF WATER RESOURCES

INPUTS	
Target Section Definition	
Section	33
Township	24
Range	1
Range Direction	W
Target Point Coordinates (NAD27 or NAD83)	
Target Longitude	-97.431030
Target Latitude	37.917350

NAD83

Load Data and Compute

- Instructions
1. Enter values for section, township, range and range direction.
 2. Enter *NAD27* or *NAD83* longitude and latitude of target point.
 3. Click "Load Data and Compute" button.
 4. Use feet distances corresponding to datum of target point.

#48083
proposed well (wooden stake)

UTM-NAD83

4197805
637910.1
3/31/2023

Loaded Section Data From LEOBASE using NAD83		
Corner	Corner Latitudes	Corner Longitudes
SW	37.91228884	-97.44544834
NW	37.92686078	-97.44546393
NE	37.92681568	-97.42712265
SE	37.91227375	-97.42713807
Degrees Longitude per Foot		3.46637410E-06
Degrees Latitude per Foot		2.74613009E-06
Target Point Distances from Corners using NAD83		
Corner	Feet North(+)/South(-)	Feet East(-)/West(+)
SW	1843	-4159
NW	-3463	-4164
NE	-3447	1127
SE	1849	1123

Loaded Section Data From LEOBASE using NAD27		
Corner	Corner Latitudes	Corner Longitudes
SW	37.91227700	-97.44512900
NW	37.92684900	-97.44514500
NE	37.92680400	-97.42680400
SE	37.91226200	-97.42681900
Degrees Longitude per Foot		3.46637355E-06
Degrees Latitude per Foot		2.74598553E-06
Target Point Distances from Corners using NAD27		
Corner	Feet North(+)/South(-)	Feet East(-)/West(+)
SW	1847	-4067
NW	-3459	-4072
NE	-3443	1219
SE	1853	1215

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APR 10 2023
Suffield Field Office
DIVISION OF WATER RESOURCES