JUL 19 2024

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

APPLICATION FOR APPROVAL TO Dept. of Agriculture CHANGE THE PLACE OF USE, THE POINT OF DIVERSION OR THE USE MADE OF THE WATER UNDER AN EXISTING WATER RIGHT



Filing Fee Must Accompany the Application

(Please refer to Fee Schedule on signature page of application form.)

Paragraph Nos. 1, 2, 3, 4 & 8 must be completed. Complete all other applicable portions. A topographic map or detailed plat showing the authorized and proposed points(s) of diversion and /or place of use must accompany this application.

1.	Application is hereby ma	ide for approval of the Ch	nief Engineer to change the		ANIMAL N
	(Check one or more)	□ Point of Diversion			فر
		☐ Use Made of Water	r		1
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		File No	o. <u>31615</u>		
2.	Name of applicant: C.G.	& Deborah K. McGinn			
	Address: 6618 S. Ridge F	Rd.	in in in the second sec		- <u>-</u>
	City, State and Zip: Sedo	wick, KS 67135			
	Phone Number: (316) 77	2-5437	E-mail address:		7 yr
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	What is your relationship	to the water right. X ow	mer tenant agent i		
	What is your relationship	to the water right; 🛛 ow	vner ☐ tenant ☐ agent ☐ o	other? If other, preas	se explain.
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	Name of water use corre	espondent: <u>C.G. & Deboral</u>	h K. McGinn		
	Name of water use corre	espondent: <u>C.G. & Deboral</u> Rd. gwick, KS 67135	th K. McGinn		
3.	Name of water use correct Address: 6618 S. Ridge F City, State and Zip: Sedo Phone Number: (316) 77	espondent: <u>C.G. & Deboral</u> Rd. gwick, KS 67135 2-5437	th K. McGinn		
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3.	Name of water use correct Address: 6618 S. Ridge F. City, State and Zip: Sedo Phone Number: (316) 77 The change(s) proposed of 4 wells to create identification Nos.	espondent: C.G. & Deboral Rd. gwick, KS 67135 2-5437 herein are desired for the ical PD overlap with pendi 50950 & 50951.	E-mail address: e following reasons (please be sling Application No. 50950. Also	specific): <u>Converting fr</u> changing PU to crea	om two wells to a battery

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JUL 19 2024

File No. 31615

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				4770 feet West of S		
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APPLICATION FOR APPROVAL TO CHANGE THE PLACE OF USE AND/OR POINT OF DIVERSION SUPPLEMENTAL SHEET

JUL 19 2024

FILE NO. 31615 KS Dept. of Agriculture Presently authorized point of diversion: One in the _____ Quarter of the _____ Quarter of the _____ Quarter of Section _____ _____, Township ______ South, Range _____ County, Kansas, _____ feet North _____ feet West of Southea 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) Middle West Well One in the ______ NW ____ Quarter of the _____ SW ___ Quarter of the _____ NW ____ Quarter of Section 15 , Township 24 South, Range 1W (E/W). 12

	in Harvey	Cou	nty, Kansas, 393	5 feet North	4870 feet West o	f Southeast corne	r of section.
	Proposed Rate _	see Geo	_ Proposed Quantit	y see Geo	Proposed well dept	h (feet) ~1	15
	This point is:	Additional Well	☐ Geo Center Li	st other water righ	nts that will use this poir	nt Pending Permi	t # 50950
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12.	Presently author						•
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	One in the	NW	Quarter of the _	SW	Quarter of the	NW	Quarter
	of Section	15	, Township	24	South, Range	1W	(E/W),
	in <u>Harvey</u>	Cou	nty, Kansas, 393	5 feet North _	4670 feet West o	f Southeast corne	r of section.
	Proposed Rate _	see Geo	_ Proposed Quantit	y see Geo	Proposed well dept	h (feet)~1	15
	This point is:	Additional Well	☐ Geo Center Li	st other water righ	nts that will use this poir	nt Pending Permi	t # 50950 .
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13.	Presently author				0		0
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					its that will use this poir		

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	KS Dept. of Agriculture
11.	Describe the current condition of and future plans for any point(s) of diversion which will no longer be used.
	Existing wells will be plugged and abandoned upon drilling the new/replacement/additional wells.
12.	The presently authorized use of water is for <u>Irrigation</u> purposes.
	It is proposed that the use be changed to NO CHANGE purposes.
13.	If changing the place of use and/or use made of water, describe how the consumptive use will not be increased. Change in place of use is being filed for sole purpose of overlapping the place of use proposed by pending applications
	Nos. 50950 & 50951. Therefore, there will not be an increase in consumptive use when combined with the new applications.
	(Please show any calculations here.)
4.	It is requested that the maximum annual quantity of water be reduced to NO CHANGE (acre-feet or million gallons).
5.	It is requested that the maximum rate of diversion of water be reduced to NO CHANGE gallons per minute (c.f.s.).
16.	The application must include either a topographic map or detailed plat. A U.S. Geological Survey Topographic Map, scale 1:24,000, is available through the Kansas Geological Survey, 1930 Constant Avenue, University of Kansas, Lawrence, Kansas 66047-3726 (www.usgs.gov). The map should show the location of the presently authorized point(s) of diversion. Distances North and West of the Southeast corner of the section must be shown. The presently authorized place of use should also be shown. Identify the center of the section, the section lines and the section corners and show the appropriate section, township, and range numbers on the map. In addition the following information must also be shown on the map.
	a. If a change in the location of the point(s) of diversion is proposed, show:
	 The location of the proposed point(s) of diversion. Distances North and West of the Southeast corner of the section must be shown. Please be certain that the information shown on the map agrees with the information shown in Paragraph Nos. 9, 10 and 11 of the application.
	2) If the source of supply is groundwater, please show the location of existing water wells of any kind, including domestic wells, within ½ mile of the proposed well or wells. Identify each well as to its use and furnish name and mailing address of the property owner or owners. If there are no wells within ½ mile, please indicate so on the map.
	3) If the source of supply is surface water, the names and mailing addresses of all landowner(s) ½ mile downstream and ½ mile upstream from your property lines must be shown.
	b. If a change in the place of use is desired, show the proposed place of use by crosshatching on the map. Please be certain that the information shown on the map agrees with the information shown in Paragraph No. 5 of the application.
7.	Attach documentation to show the change(s) proposed herein will not impair existing water rights and relates to the same local source of supply as to which the water right relates. This information may include statements, plats, geology reports well logs, test hole logs, and other information as necessary information to show the above. Additional comments may be made below.
	The change relates to the same local source of supply - Equus Beds Aquifer. The change will not impair existing water rights
	as minimum well spacing requirements will be met.
8.	If the proposed change(s) does not meet all applicable rules and regulations of the Kansas Water Appropriation Act, please identify the rules and regulations for which you request a waiver. State the reason why a waiver is needed and why the request should be granted. Attach documentation showing that granting the request will not impair existing water rights and will not prejudicially and unreasonably affect the public interest.
	Not Applicable

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KS Dept. of Agriculture

Any use of water that is not as authorized by the water right or permit to authorize water **before** the chief engineer approves this application is a violation of the Kansas Water Appropriation Act for which criminal or civil penalties may be assessed. Such violation is a class C misdemeanor, punishable by a fine not to exceed \$500 and/or a term of confinement not to exceed one month in the county jail. K.S.A. 82a-728(b). Civil penalties shall be not less than \$100 nor more than \$1,000 per violation. In the case of a continuing violation, each day such violation continues may be deemed a separate violation. In addition to these penalties the water right may be modified or suspended. K.S.A. 82a-737, as amended.

The application must be signed by all owners of the place of use authorized under the water right and his or her spouse, if married. Please indicate if there is no spouse. If land is being purchased under contract, the seller must sign as landowner until such time as the contract is completed.

In the event that all applicants cannot appear before one notary public, they may as necessary sign separate copies of the application before any notary public conveniently available to them. All copies signed in this manner shall be considered to be valid parts of the application.

If the request is signed on behalf of any Owner by someone with legal authority to do so (for example, an agent, one who has power of attorney, or an executor, executrix, conservator), it will be necessary to attach proper documents showing such authority.

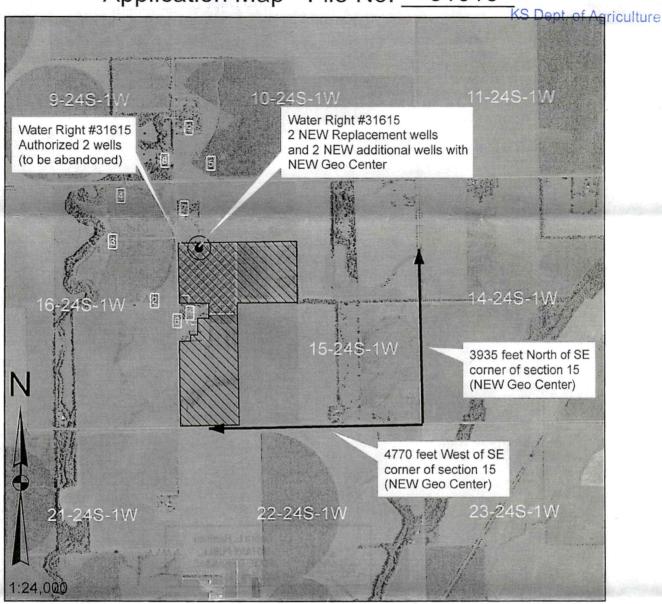
Dated at Sedgwick, Kansas	this <u>28</u> day of <u>June</u> , 2024.
Cos me Hinn	this 28 day of June, 2024. Oeboool K Mosmo (Spouse)
(Owner)	(Spouse)
C. G. McGinn	Deborah McGinn
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
State of Kansas) SS	Debra L. Harrison NOTARY PUBLIC STATE OF KANSAS
County of Havey	My Appt. Exp. 2-15-2
I hereby certify that the foregoing application was signed in of	my presence and sworn to before me this
	Chad Harrison
My Commission Expires 3-15-35	Notary Public

application fee set forth in the schedule below:

(1)	Application to change a point of diversion 300 feet or less. Application to change a point of diversion more than 300 feet. Application to change the place of use. Application to change the use made of the water.	\$100
(2)	Application to change a point of diversion more than 300 feet	.\$200
(3)	Application to change the place of use	.\$200
111	Application to change the use made of the water	4300

Make check payable to Kansas Department of Agriculture.

Application Map - File No. 31615



I declare that all water wells or diversion sites using the same source of supply and within 1/2 mile of the proposed point of diversion have been plotted on the application map.

Signature	Date
New Application X Application No. 31615 To Change:	Water wells within 1/2 mile of proposed point of diversion include: (type use, owner, address) 1) See attached sheet for details
X Point of Diversion X Place of Use Use Made of Water	2)
Proposed Point of Diversion Existing Points of Diversion Proposed Place of Use	3)
Authorized Place of Use	

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

I, <u>C.G. McGinn and/or Deborah McGinn</u>, 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 <u>NW</u>, <u>SW</u>, <u>NW</u>, Section <u>15</u>, Township <u>24</u> South, Range <u>1W</u> West, <u>Harvey</u> County which is approximately <u>3930</u> feet north and <u>4960</u> feet west of the apparent <u>Southeast</u> section corner. Total well depth is <u>~ 105</u> feet and the diameter of the well is <u>12</u> inches. Current depth to static water level in the well is <u>32</u> feet below land surface. The well was previously authorized by water permit no. <u>31615</u>.

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.
- 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 28 day of June, 2024 at Sedguitch
Signature CHOME Tinn
Address 6618 S. Ridge Rd.
City, State, Zip Code Sedgwick, KS 67135-8952
Telephone (316) 772-5437
State of Kansas County of Subscribed and affirmed to before me this 3 day of Subscribed and affirmed to be subscribed and affirmed to b
My Appt. Exp.

JUL 19 2024

KS Dept. of Agriculture

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

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- 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 28 day of June, 2024 at Sedquick
Signature CH9M59Linn
Address 6618 S. Ridge Rd.
City, State, Zip Code Sedgwick, KS 67135-8952
Telephone (316) 772-5437
State of Kansas County of New York
Subscribed and affirmed to before me this 28 day of
(Notary Public) Debra L. Harrison
My Commission Expires 2-\5-25
му Аррі. Ехр.

KS Dept. of Agriculture

Well owners within 1/2 mile

- Applicant's Irrigation Pending Water Permit # 50951
 C.G. & Deborah K. McGinn Applicant
 6618 S. Ridge Road
 Sedgwick, KS 67135-8952
- Municipal Well Water Permit No. 42128
 Public Wholesale Water Supply District No. 17 c/o City of Newton P.O. Box 426
 Newton, KS 67114-0426
- Municipal Well Water Permit No. 41419
 Public Wholesale Water Supply District No. 17 c/o City of Newton P.O. Box 426
 Newton, KS 67114-0426
- Irrigation Water Right No. 49134 McGinn Land Co. LLC 1123 W. 4th St. Sedgwick, KS 67135-9126
- Irrigation Water Right No. 49875 Battery of 3 wells Frank J & Mary M. Harper 8426 S. Ridge Road Sedgwick, KS 67135
- Applicant's Domestic Well
 C.G. & Deborah K. McGinn Applicant
 6618 S. Ridge Road
 Sedgwick, KS 67135-8952
- Domestic Well Randall W. & Cherri L. Engel 6114 S. Ridge Road Sedgwick, KS 67135-8950
- 8) Domestic Well Douglas S. & Rhonda K. Little 5827 S. Ridge Road Sedgwick, KS 67135-8969
- 9) Domestic Well Dan R. Davis 5634 S. Ridge Road Sedgwick, KS 67135-8992

1320 Research Park Drive Manhattan, KS 66502 785-564-6700 www. agriculture.ks.gov



900 SW Jackson, Room 456 Topeka, KS 66612 785-296-3556

Mike Beam, Secretary

Laura Kelly, Governor

August 9, 2024

C G & DEBORAH K MCGINN 6618 S RIDGE RD SEDGWICK KS 67135

RE: File No(s). 31615

Dear Sir or Madam:

The Division of Water Resources (Division) has received your application(s) to change the place of use, point of diversion or use made of water for the file number(s) referenced above. Please be aware that the Division may have a large number of pending applications on hand at times and makes every attempt to process them in the order in which they are received. You will be contacted if additional information is required.

Please note, this letter only acknowledges receipt of your application(s) and does not guarantee approval. In accordance with the provisions of the Kansas Water Appropriation(s) Act, the use of water as proposed prior to approval of the application(s) is unlawful.

Additional information about the process may be found on our website at <u>agriculture.ks.gov/divisions-programs/dwr</u>. If you have any other questions, please contact our office at 785-564-6640 or your local Stafford Field Office at 620-234-5311. If you call, please reference the file number so we can help you more efficiently.

Sincerely,

Kristen Baum

New Applications and Changes Supervisor

Water Appropriation Program

Krister a Baum