## Kansas Department of Agriculture / Division of Water Resources <u>Stockton</u> Field Office

Assistant Water Commissioner	Date
Mark Baller	7-2-18
Other:	
review and further processing.	
An original field office change application and	the filing fee needing headquarters offic
An Advanced <u>copy</u> of a change application and office.	I the filing fee, to be processed at the field
☐ Grant Approval to Change the ☐ place of ☐ Filing Fee attached.#2612	use and/or 4 point of diversion,
A water use report forA letter dated	
An ownership change (name(s) and address(es) b	pelow).
Notice of Non-Compliance Violation	. Date
<ul><li>☐ A closure request.</li><li>☐ A field investigation report.</li></ul>	•
A verified report.	· >>-
A request for an extension of time to perfect or co	•
☐ An application and judgment sheet with recomme ☐ A memorandum dated	
Indicate all overlapping p/d files	
☐ In Compliance ☐ Not in Compliance, why Modify Point of Diversion ☐ No ☐ Yes, doc	cument attached
A Compliance Check Inspection on	1 ower Smolar
A FIR	Unit Meter Order: ☐ GMD#4
	ial Inspection Return to Field Office
Enclosed are the following checked items:	
File No(s). 48909	
TO: HEADQUARTERS  RE Vested Right; Water Right; Appr	opriation of Water: Application
IV. HEVOUNDERER	•

## Kansas Department of Agriculture Division of Water Resources

## CHANGE: P/D P/U UMW WORKSHEET

1. File Number: <b>48,909</b>	2. Status Change Date:	3. Change Num:	4. Field Office:	5. GMD:
6. Status: Approved Den	ied by DWR/GMD	Dismiss by Reques	t/Failure to Return	7. Filing Date of Change: 7/2/18
8a. Applicant(s) New to system □  SCOTT A & ALLICE EVA 18907 ROAD S NORTON, KS 67654-559		8c. Landown New to sy	• •	Person IDAdd Seq#
8b. Landowner(s) New to system   SCOTT A & ALLICE EVA 18907 ROAD S NORTON, KS 67654-559		18907	stem  A & ALLICE EN ROAD S ON, KS 67654-55	
9. Documents and Enclosure(s): D	WR Meter(s) Date to Comp	ly: 12/31/18	N & P Date t	o Comply:12/31/18
☐ Anti-Reverse Meter ☐ Meter ☐ Conservation Plan Date Require  10. Use Made of Water From:	_	ate Approved:		Driller Copy
			Date Prepared: <b>7/2/1</b> Date Entered:	

File N	o. <b>48,9</b>	09		1	I. Coun	ty: NT	В	asin: N	F SO	LOMO	N			S	tream							F	ormation C	Code: 2	11 Special Use:	**
1	oints of D	iversio	n															Rate	and Q	uantity						
MOD	5504																	/	Authori	zed		Α	dditional			
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ENT	NEW	N	W NW	SE	32	38	22W	NEW	22	261	507	5						800	)	152		800		152		
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13. St	orage: Ra	ite				_NF	Qua	ntity					_ac/ft	A	dditior	nal Rat	e				NF	Add	itional Qua	antity		_ac/ft
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Li	mitation: _				af/y	r at				gpm (			_	cfs) w	hen co	mbine	d with	file n	umber	(s)						
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	PUSE 65460										36	36			27	10						109	8b.	N		
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Comn	nents:																									

DEPARTMENT OF AGRICULTURE DIVISION OF WATER RESOURCES STOCKTON FIELD OFFICE 820 S. WALNUT STOCKTON, KS 67669-0192 STATE OF KANSAS

Phone: (785) 425-6787 Fax: (785) 425-6842 www.agriculture.ks.gov

GOVERNOR JEFF COLYER, M.D.

JACKIE McClaskey, Secretary of Agriculture

July 2, 2018

SCOTT A & ALICE EVANS 18907 ROAD S NORTON KS 67654-5599

Re: Appropriation of Water, File No. 48,909

Dear Mr. & Mrs. Evans:

Enclosed is the order executed by David W. Barfield, Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, approving the application for change under the above referenced file number.

Your attention is directed to the terms, conditions, and limitations specified in this approval for change. Also, the approval of the order requires the installation of a water flow meter(s) on the point(s) of diversion authorized under the above referenced file number by <u>December 31, 2018</u>. Please complete and return the enclosed Notice of Completion of Diversion Works when a water flow meter has been installed. A copy of the Chief Engineer's specifications for the water flow meters are found in K.A.R. 5-1-4 through K.A.R. 5-1-12 along with a partial list of those flow meters found to be acceptable for installation in Kansas can be found on our website at the following web address:

http://agriculture.ks.gov/meters

Please note that all meters must be installed and maintained in accordance with the specifications for water flow meters referenced above.

The abandoned water 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 (KDHE). If the well is to be retained by the landowner for other purposes, a copy of the legal transfer of responsibility for maintenance of the well must be forwarded to KDHE Geology Section, 1000 SW Jackson, Suite 420, Topeka, Kansas 66612, telephone number (785) 296-5524. More information is available online at: http://kdheks.gov/waterwell

Since this order modifies the original certificate, it should be recorded with the Register of Deeds just as other legal documents affecting real estate. Such records are maintained at the Register of Deeds Office in the county wherein the place of use is located.

This document is a summary order by this agency regarding this matter. This order shall become final if a request for a hearing is not filed with the Chief Engineer within 15 days of the date of service of this order.

If you have any questions, please feel free to contact this office at (785)425-6787. If you wish to refer to a specific file, please reference it when you contact us.

Sincerely,

Mark Billinger

Assistant Water Commissioner

MB:rfh Enclosures

### **CERTIFICATE OF SERVICE**

On this 2<sup>nd</sup> day of July, 2018, I hereby certify that the attached <u>SUMMARY ORDER</u> <u>APPROVING APPLICATION FOR CHANGE in POINT OF DIVERSION</u> for appropriation of water, File No. 48,909, dated on the 2<sup>nd</sup> day of July, 2018, was mailed postage prepaid, first class, U.S. mail, to the following:

SCOTT A & ALICE EVANS 18907 ROAD S NORTON KS 67654-5599

Boleson Hogeman

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

APPLICATION COMPLETE
7/2/18
Reviewer MB

## NATER 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.

RECEIVED

						F	File No	. 48,90	9					. ,			JUL	02	2018
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N	lame an	d addre	ess of	Applica	ant: S	cott A	& Alice	e Evan	s										
	8907 Rd																		
	hone N								Email	addre	ss:								
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	wner of						e Eva	ns											
		/	ADDRE	ESS:	18907	Road	S, Noi	ton, K	S 676	54									
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C	wner of	Land -	NA	AME:	no cha	inge													
		1	ADDRE	ESS:															
(1	f there is	more th	an one	landov	vner, at	tach su	ppleme	ental sh	eets as	neces	sary.)								
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5.	Presently authori											
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	of Section											
	in Norton											
	Authorized Rate _											
	(DWR use only:											
	☐This point will not		•	_								
	Proposed point o											
	One in the											
	of Section	32	, Towns	ship	03		South	, Range	e	22		V
	in Norton											
	Proposed Rate									,		
	This point is: A	dditional Well	☐ Geo Ce	enter List of	her water rigl	nts tha	t will u	ise this	point _			
6.	Presently authori	zed point of c	liversion:									
	One in the		Quarter	of the			Quart	er of the	e			Quarte
	of Section		, Towns	ship			South	, Range	e			(E/W)
	in	Cou	inty, Kansas,		feet North _		1	feet We	st of Sc	utheast	corner	of section.
	Authorized Rate		_ Authorize	d Quantity _		D	epth o	f well _			(feet)	
	(DWR use only: (	Computer ID	No	GPS	S	f	eet No	orth		fe	et Wes	t)
	☐This point will not	be changed	☐This point w	vill be change	d as follows:	No ch	nange,	point be	etter des	cribed w	th GPS a	as follows:
	Proposed point o	f diversion: (	Complete or	nly if chang	e is requeste	d or i	exist	ting po	int is b	etter de	scribed	by GPS)
	One in the		Quarter	of the			Quart	er of the	е			Quarte
	of Section											
	in	Cou	nty, Kansas,		feet North		f	eet We	st of Sc	utheast	corner	of section.
	Proposed Rate											
	This point is:											
L	*											
7.	The changes herei	n are desired	for the follow	ving reasons	?							
	(please be specific)	Well redrill due	e to casing co	llapse				100	North			
						11111111	00  TTTTTTT	100	0	100	200	300 1114
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8.	If a well, is the test	nole log attache	ed? Yes	☐ No	E	,		1 1	Ξ,	1 1	1 1	<b>=</b>
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9.	The change(s) (was	(will be) comp	eleted by?		E	-	_	_	-		_	=
	On approval				100	-1 -	- 1	+ 1	=	+ 1	+ 1	100
					E				Ξ.		_	=
10.	If the point of divers	ion is a well:			E				=	Ţ.,		=
	(a) What are you g	oing to do with	the old well?		West 0	H1[1111	1111111	11111111	11 (2)	1111	1111 11111	1HT 0 East
	plugged				=		-	********	-			=
	plugged				100	-1-	1	+ 1	= 1	+ 1	+ 1	100
	(b) When will this b	e done? comp	leted		E	'	'	1 '		1 .	1 '	3
					E	_	_				*********	=
11.	Groundwater Manag		recommenda	tion attached	? 200	-   -	- 1	+ 1	- 1	+ 1	+ 1	200
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12.	Assisted by jkb - Sto	ock FO			300		00	100	0	100	200	300
13a	. If the proposed poin	t of diversion w	ill be relocated	d more than 3	100				South	Scale:	1 hashmark=	=10 ft
	feet but within 2.640	feet of the exis	sting point of o	liversion, atta	ch 13b. If the	propos	ed po	int of div	ersion v	vill be rel	ocated y	vithin 300 fe
	a topographic map	or aerial pho	otograph. Fo	or groundwa	ter of the	e exist	ing po	oint of c	liversion	n, indicat	te its loc	cation on t
	sources, show all w	int of diversion	and the nam	iiri one-nait n nes and mail	ina diver	am sh sion	PLEA	SE NO	in relat TE: Th	ion to t	ne exis	ting point r of diagra
	addresses of the ov	vners. For surf	face water so	urces, show	the abov	e rep	resen	ts the	prese	ently a	uthorize	d point
	names and addre	sses of the	landowner(s)	one-half m	nile diver	sion.)						
	lines	no-nan mile u	policalii iiUli	your prope	il Ly							

### 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. 48,909 requesting that the place of use and / or point of A change application was received on diversion authorized under the above-referenced file number be changed as described in the application. 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 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 radius of the authorized point(s) of diversion. Applicable 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 The point(s) of diversion authorized herein shall not actually be located more than 100 authorized point(s) of diversion. 

☐ Applicable ☐ Not Applicable feet from the previously 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 The owner of the authorized place(s) of use shall properly install an acceptable water flow meter on or before December 31, 20 18, 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. ☐ Not Applicable Installation of the works for diversion of water shall be completed on or before December 31, 20 /5, or within any authorized extension of time. By March 1, 20 /7 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. ■ Not Applicable ☐ Not Applicable The completed well log shall be submitted with the required notice. 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. FOR OFFICE USE ONLY Administrative Appeal and Effective Date of Order APPLICATION APPROVED AND If you are aggrieved by this order, pursuant to K.S.A. 82a-1901, JMMARY ORDER ISSUED 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 Duly Authorized Designee of the Chief Engineer administrative review by the Secretary must be filed within 30 days pursuant to K.S.A. 77-531. Any request for administrative (Print Name): MARK LUINGON. Division of Water Resources - Kansas Department of Agriculture 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 Date of Issuance: 66502. Failure to timely request a hearing or review may State of Kansas preclude review under the Kansas Judicial Review Act. SS For Use by Register of Deeds Acknowledged before me on RECEIVED Signature: JUL 02 2018 Notary Public REBECCA F. HAGEMAN Stockton Field Office TATE OF My commission expires: NOTARY NOTAY Appointment Expires

DWR 1-121 (Revised 04/5/2018)

Division of Water Resources

6-29-19

June 29, 2019 File No. 48,909

14.	lf th	f the proposed groundwater point of diversion is 300 or fewer feet from	the existing point of diversion, complete the following:
	(a)	<ul> <li>a) Does the undersigned represent all owners of the currently authorized</li> <li>Yes</li> <li>No</li> <li>(If no, all owners must sign this application)</li> </ul>	
	(b)	<ul> <li>Will the ownership interest of any owner of the currently authorize affected if this application is approved as requested?</li> <li>Yes</li> <li>No</li> <li>(If yes, all owners must sign this application)</li> </ul>	
	(c)	c) If this application is not approved expeditiously, will there be substa  ☐ Yes ☐ No (If no, all owners must sign this applicat	
or a	cha	application proposes a surface water change in point of diversion, a graphication place of use, the application must be signed by all owners of t (attach notarized statement authorizing representation).	
age thei	an r b	eby verify, being first duly sworn upon my oath or affirmati and the owner, the spouse of the owner, or a duly authorize behalf, in regards to the water right(s) to which this appli- ained in this application are true, correct and complete.	d agent of the owner(s) to make this application on
Date	d a	d at, Kansas, this	25 day of June , 20 18.
		Scott Evans (Please Print)	Alice Evans 6-29-201 (Please Print)
	-	(Owner) (Please Print)	Spouse DEANNA L. BABCOCK  Notary Public - State of Kansas  (Please Print)
		(Owner)	(Spouse)
Cour	nty (	ty of Norton SS . My Appl	(Please Print) NNA L. BABCOCK by Public - State of Kansas Expires 1-09-22
of	Signal Period	nereby certify that the foregoing application was signed in my 5.0.20.	presence and sworn to before me this 25 day
My C	om	ommission Expires 1-09-22	Notary Public
accui	ate	COMPLETE APPLICATIONS WILL BE PROCESSED. To be complete, all of tate information; maps, if necessary, must be included; signatures of all the appropriate fee must be paid.	ne applicable portions of the application form must be completed with priate owners' must be affixed to the application and notarized; and
		FEE SCHEDULE	
	in t	application to change the place of use or the point of diversion under the schedule below. Make checks payable to: Kansas Department (1) Application to change a point of diversion 300 feet or less (2) Application to change a point of diversion more than 300 feet (3) Application to change the place of use	of Agriculture \$100

2 , 2 1 12

Visit us at http://www.kdheks.gov/waterwell/index.html

WATER WELL RECORD Form WWC-5 Division of Water 48909 ✓ Original Record ☐ Correction ☐ Change in Well Use Resources App. No. Well ID 1 LOCATION OF WATER WELL: Fraction Section Number Township Number Range Number County: Norton SW 1/4 NW 1/4 NW 1/4 SW 1/4 32 R 22 □ E ☑ W T 3 S WELL OWNER: Last Name: Evans First: Scott Street or Rural Address where well is located (if unknown, distance and Business: direction from nearest town or intersection): If at owner's address, check here: Address: 18907 Rd S intersection of Rd S & E 3 Address: State: KS ZIP: 67654 City: Norton 3 LOCATE WELL 4 DEPTH OF COMPLETED WELL: 283 ft. Depth(s) Groundwater Encountered: 1) 110 ft. 5 Latitude: 39.7467 (decimal degrees) WITH "X" IN Longitude: 99.8329 (decimal degrees) SECTION BOX: 2) ...... ft. 3) ..... ft., or 4) Dry Well Datum: WGS 84 NAD 83 NAD 27 WELL'S STATIC WATER LEVEL: 110 ft. Source for Latitude/Longitude: ☑ below land surface, measured on (mo-day-yr).08/29/2017 GPS (unit make/model: .....) above land surface, measured on (mo-day-yr)..... -- NW -- -- NE --(WAAS enabled? ☐ Yes ☐ No) Pump test data: Well water was ...... ft. ☐ Land Survey ☐ Topographic Map after..... hours pumping ...... gpm Online Mapper: ..... Well water was ...... ft. -- SW -- -- SE -after..... hours pumping ...... gpm 6 Elevation: 2389 ......ft. ☑ Ground Level ☐ TOC Estimated Yield: ...600 ...gpm
Bore Hole Diameter: ...28 ... in, to ...283 ... ft. and Source: ☐ Land Survey ☐ GPS ☐ Topographic Map
☐ Other KOLAR S -----1 mile------..... in. to ..... ft. 7 WELL WATER TO BE USED AS: 5. Public Water Supply: well ID ..... 10. ☐ Oil Field Water Supply: lease ..... 1. Domestic: ☐ Household 6. Dewatering: how many wells? ..... 11. Test Hole: well ID ..... ☐ Lawn & Garden 7. Aquifer Recharge: well ID ..... ☐ Cased ☐ Uncased ☐ Geotechnical ☐ Livestock 8. Monitoring: well ID ..... 12. Geothermal: how many bores? ..... 2. Irrigation 9. Environmental Remediation: well ID ..... a) Closed Loop Horizontal Vertical ☐ Soil Vapor Extraction 3. Feedlot ☐ Air Sparge b) Open Loop 

Surface Discharge 

Inj. of Water 4. Industrial ☐ Recovery ☐ Injection 13. Other (specify): ..... Was a chemical/bacteriological sample submitted to KDHE? Yes If yes, date sample was submitted: ...... Water well disinfected? 

✓ Yes 

No 8 TYPE OF CASING USED: Steel PVC Other CASING JOINTS: Glued Clamped Welded Threaded Casing diameter 16 in to 203 ft., Diameter in to ft., Diameter in to ft. Casing height above land surface 18 in Weight 16.150 lbs./ft. Wall thickness or gauge No .500 TYPE OF SCREEN OR PERFORATION MATERIAL: ☐ Other (Specify) RECEIVED ☐ Stainless Steel ☐ Fiberglass Z PVC ☐ Steel ☐ Brass ☐ Galvanized Steel ☐ Concrete tile ☐ None used (open hole) SCREEN OR PERFORATION OPENINGS ARE: Continuous Slot | Mill Slot | Gauze Wrapped | Torch Cut | Drilled Holes | Other (Specify) | UL 02 2018 | Louvered Shutter | Key Punched | Wire Wrapped | Saw Cut | None (Open Hole) | SCREEN-PERFORATED INTERVALS: From .203 ... ft. to .283 ... ft., From ... ft. to ... ft., From ... Stockton Field Office | GRAVEL PACK INTERVALS: From .20 ... ft. to .283 ... ft., From ... ft. to ... ft., From ... Division for the Vater Resources 9 GROUT MATERIAL: Neat cement Cement grout Bentonite Other.

Grout Intervals: From 0 ft. to 20 ft., From ft. to ft. Nearest source of possible contamination: Livestock Pens ☐ Lateral Lines . 

Insecticide Storage ☐ Septic Tank ☐ Pit Privy Abandoned Water Well ☐ Sewer Lines Cess Pool ☐ Sewage Lagoon ☐ Fuel Storage Oil Well/Gas Well ☐ Seepage Pit ☐ Feedyard ☐ Fertilizer Storage ☐ Watertight Sewer Lines Other (Specify) Direction from well? ...... Distance from well? ..... ft. LITHO. LOG (cont.) or PLUGGING INTERVALS 10 FROM TO LITHOLOGIC LOG FROM TO 175 263 ine sand w/clay & caliche lenses 0 surface 2 18 263 263.5 flint loess 18 caliche & clay w/sand lenses 263.5 268 fine to some med sand 38 38 42 clay & caliche w/sand lenses 268 283 black shale 42 58 fine sand w/clay & caliche strks 58 123 lay & caliche w/sand lenses 123 138 fine to med sand w/clay & caliche strks 138 146 caliche w/fine sand & sandstone strks fine sand & sandstone w/caliche strks 146 175 11 CONTRACTOR'S OR LANDOWNER'S CERTIFICATION: This water well was ☐ constructed, ☑ reconstructed, or ☐ plugged under my jurisdiction and was completed on (mo-day-year) .98/28/20.17..... and this record is true to the best of my knowledge and belief.

Kansas Water Well Contractor's License No. .881...... This Water Well Record was completed on (mo-day-year) .08/30/20.17.....

under the business name of Woofter Pump and Well, Inc. Send one copy to WATER WELL OWNER and retain one for your records. Fee of \$5.00 for each constructed well. KS Department of Health and Environment, Bureau of Water, Geology Section, 1000 SW Jackson St., Suite 420, Topeka, Kansas 66612-1367. Telephone 785-296-3565. KSA 82a-1212

## NOTICE

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