

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.

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 CHANGE THE PLACE OF USE, THE POINT OF DIVERSION OR THE USE MADE OF THE WATER UNDER AN EXISTING WATER RIGHT



State of Kansas

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 made for approval of the Chief Engineer to change the

- Place of Use
- (Check one or more) Point of Diversion
- Use Made of Water

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APR 18 2019

1046
KS DEPT OF AGRICULTURE

File No. CD 002

2. Name of applicant: CITY OF MILTONVALE

Address: P.O. Box 248

City, State and Zip: MILTONVALE KANSAS 67466-0248

Phone Number: () _____ E-mail address: _____

What is your relationship to the water right; owner tenant agent other? If other, please explain. _____

Name of water use correspondent: — SAME AS ABOVE —

Address: _____

City, State and Zip: _____

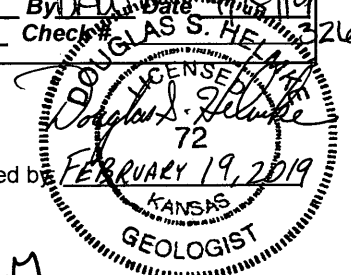
Phone Number: () _____ E-mail address: _____

3. The change(s) proposed herein are desired for the following reasons (please be specific): THE CITY DESIRES
GREATER FLEXIBILITY TO EXERCISE THEIR WATER RIGHTS.

The change(s) ~~was~~ (will be) completed by AS SOON AS POSSIBLE.
(Date)

For Office Use Only:

F.O. 3 GMD Meets K.A.R. 5-5-1 (YES / NO) Use MUN Source G/S County CD By DAW Date 4/18/19
Code CU Fee \$ 100 TR # _____ Receipt Date 4/18/19 Check # 32608



DWR 1-120 (Revised 06/16/2014)

Please send a copy of all correspondence,
including application acknowledgment letter, to:

4/23/2019 CCM

4. The presently authorized place of use is:

WATER RIGHT
 Owner of Land — NAME: CITY OF MILTONVALE
 ADDRESS: P.O. Box 248, MILTONVALE, KANSAS 67466-0248

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	
<u>PUSE 33584</u>			<u>MUNICIPAL USE WITHIN THE CITY OF MILTONVALE + IMMEDIATE VICINITY.</u>																
<u>ID 17-8-1W</u>																			

List any other water rights that cover this place of use. _____

Owner of Land — NAME: _____
 ADDRESS: _____

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	

List any other water rights that cover this place of use. _____

(If there are more than two landowners, attach additional sheets as necessary.)

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5. It is proposed that the place of use be changed to:

Owner of Land — NAME: No CHANGE
 ADDRESS: _____

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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	

List any other water rights that cover this place of use. _____

Owner of Land — NAME: _____
 ADDRESS: _____

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	

List any other water rights that cover this place of use. _____

IF MORE SPACE IS NEEDED, ATTACH ADDITIONAL SHEETS AS NECESSARY

6. The presently authorized point(s) of diversion ~~(s)~~ (are) TWO WELLS
(Provide description and number of points)
7. The proposed point(s) of diversion (is) ~~(are)~~ A BATTERY OF TWO WELLS.
(Provide description and number of points)

List all presently authorized point(s) of diversion:

8. **Presently authorized point of diversion:** PDIV 82275 / WELL No. 9

One in the SW Quarter of the SE Quarter of the SE Quarter of Section 17, Township 8 South, Range 1 (E/W) in CLOUD County, Kansas, 322 feet North 817 feet West of Southeast corner of section.
 Authorized Rate NA Authorized Quantity NA
 (DWR use only: Computer ID No. _____ GPS _____ feet North _____ feet West)
 This point will not be changed This point will be changed as follows:
Proposed point of diversion: (Complete only if change is requested) NO CHANGE

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 _____
 This point is: Additional Well Geo Center List other water rights that will use this point NEW APPLICATION

9. **Presently authorized point of diversion:** PDIV 82543 / WELL No. 10

One in the NW Quarter of the SE Quarter of the SE Quarter of Section 17, Township 8 South, Range 1 (E/W) in CLOUD County, Kansas, 785 feet North 987 feet West of Southeast corner of section.
 Authorized Rate NA Authorized Quantity N/A
 (DWR use only: Computer ID No. _____ GPS _____ feet North _____ feet West)
 This point will not be changed This point will be changed as follows:
Proposed point of diversion: (Complete only if change is requested) NO CHANGE

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 _____
 This point is: Additional Well Geo Center List other water rights that will use this point NEW APPLICATION

10. **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 _____
 (DWR use only: Computer ID No. _____ GPS _____ feet North _____ feet West)
 This point will not be changed This point will be changed as follows:
Proposed point of diversion: (Complete only if change is requested) BATTERY OF TWO WELLS WITH A GEOGRAPHIC CENTER:

One in the SW Quarter of the SE Quarter of the SE Quarter of Section 17, Township 8 South, Range 1 (E/W) in CLOUD County, Kansas, 554 feet North 902 feet West of Southeast corner of section.
 Proposed Rate 548 GPM Proposed Quantity 20.000 MGY (NO CHANGE)
 This point is: Additional Well Geo Center List other water rights that will use this point NEW APPLICATION

11. Describe the current condition of and future plans for any point(s) of diversion which will no longer be used. NA

IF MORE SPACE IS NEEDED, ATTACH ADDITIONAL SHEETS AS NECESSARY
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12. The presently authorized use of water is for MUNICIPAL 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.

- NA -

(Please show any calculations here.)

14. It is requested that the maximum annual quantity of water be reduced to - NA - (acre-feet or million gallons).

15. It is requested that the maximum rate of diversion of water be reduced to - NA - 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:
 - 1) 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 1/2 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 1/2 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) 1/2 mile downstream and 1/2 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.

17. 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.

THERE WILL BE NO MATERIAL CHANGE IN THE
LOCATION OR OPERATION OF THESE WELLS.

18. 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.

NO WAIVERS ARE REQUESTED.

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IF MORE SPACE IS NEEDED, ATTACH ADDITIONAL SHEETS AS NECESSARY

APR 18 2019

WATER WELL RECORD Form WWC-5

Division of Water Resources App. No.

CD2

#9

Original Record Correction Change in Well Use

Well ID

1 LOCATION OF WATER WELL: County: Cloud Fraction SW 1/4 NW 1/4 SE 1/4 SE 1/4 Section Number 17 Township Number T 8 S Range Number R 1 E W

2 WELL OWNER: Last Name: Business: City of Miltonvale Address: 107 Starr Ave. City: Miltonvale State: KS ZIP: 67466
 First: Street or Rural Address where well is located (if unknown, distance and direction from nearest town or intersection): If at owner's address, check here:
 In city limits of Miltonvale, corner of Oak & Starr Ave.

3 LOCATE WELL WITH "X" IN SECTION BOX:

N

W E

S

1 mile

4 DEPTH OF COMPLETED WELL: 95 ft.
 Depth(s) Groundwater Encountered: 1) 18 ft. 2) 3) 4) Dry Well
 WELL'S STATIC WATER LEVEL: 18 ft.
 below land surface, measured on (mo-day-yr) 09/15/2014
 above land surface, measured on (mo-day-yr)
 Pump test data: Well water was ft. after hours pumping gpm
 Well water was ft. after hours pumping gpm
 Estimated Yield: 500 gpm
 Bore Hole Diameter: 28 in. to 96 ft. and in. to ft.

5 Latitude: 39.352131 (decimal degrees)
Longitude: 97.447997 (decimal degrees)
 Datum: WGS 84 NAD 83 NAD 27
 Source for Latitude/Longitude:
 GPS (unit make/model:)
 (WAAS enabled? Yes No)
 Land Survey Topographic Map
 Online Mapper:
6 Elevation: 1371 ft. Ground Level TOC
 Source: Land Survey GPS Topographic Map
 Other KOLAR

7 WELL WATER TO BE USED AS:

1. Domestic: Household Lawn & Garden Livestock
 2. Irrigation
 3. Feedlot
 4. Industrial
 5. Public Water Supply: well ID #9
 6. Dewatering: how many wells?
 7. Aquifer Recharge: well ID
 8. Monitoring: well ID
 9. Environmental Remediation: well ID
 Air Sparge Soil Vapor Extraction Recovery Injection
 10. Oil Field Water Supply: lease
 11. Test Hole: well ID
 Cased Uncased Geotechnical
 12. Geothermal: how many bores?
 a) Closed Loop Horizontal Vertical
 b) Open Loop Surface Discharge Inj. of Water
 13. Other (specify):

Was a chemical/bacteriological sample submitted to KDHE? Yes No 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 12 in. to 45 ft., Diameter in. to ft., Diameter in. to ft.
 Casing height above land surface 24 in. Weight 12.52 lbs./ft. Wall thickness or gauge No. 490
TYPE OF SCREEN OR PERFORATION MATERIAL:
 Steel Stainless Steel Fiberglass PVC Other (Specify)
 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)
 Louvered Shutter Key Punched Wire Wrapped Saw Cut None (Open Hole)
SCREEN-PERFORATED INTERVALS: From 45 ft. to 95 ft., From ft. to ft., From ft. to ft.
GRAVEL PACK INTERVALS: From 35 ft. to 95 ft., From ft. to ft., From ft. to ft.

9 GROUT MATERIAL: Neat cement Cement grout Bentonite Other
 Grout Intervals: From 5 ft. to 25 ft., From 25 ft. to 35 ft., From ft. to ft.
Nearest source of possible contamination:
 Septic Tank Lateral Lines Pit Privy Livestock Pens Insecticide Storage
 Sewer Lines Cess Pool Sewage Lagoon Fuel Storage Abandoned Water Well
 Watertight Sewer Lines Seepage Pit Feedyard Fertilizer Storage Oil Well/Gas Well
 Other (Specify)
 Direction from well? S Distance from well? 150 ft.

10 FROM	TO	LITHOLOGIC LOG	FROM	TO	LITHO. LOG (cont.) or PLUGGING INTERVALS
0	2	Topsoil			
2	4	Clay, gray			
4	5	Ironstone			
5	21	Clay, tan and gray w/sandstone streaks			
21	31	Sandstone, brown			
31	90	Sandstone, tan			
90	90.5	Clay, gray and tan			
90.5	95	Sandstone, tan			
95	96	Sandstone, light red			

Notes: WATER RESOURCES RECEIVED APR 18 2019 KS DEPT OF AGRICULTURE

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) 09/15/2014 and this record is true to the best of my knowledge and belief. Kansas Water Well Contractor's License No. 138 This Water Well Record was completed on (mo-day-year) 10/02/2014 under the business name of Peterson Irrigation, Inc.

WATER WELL RECORD Form WWC-5

Division of Water Resources App. No.

CD002

PWS-10

Original Record Correction Change in Well Use

1 LOCATION OF WATER WELL: County: Cloud	Fraction SE ¼ SW ¼ SE ¼ SE ¼	Section Number 17	Township Number T 8 S	Range Number R 1 <input type="checkbox"/> E <input checked="" type="checkbox"/> W
---	---------------------------------	----------------------	--------------------------	--

2 WELL OWNER: Last Name: City of Miltonvale First: _____
 Business: City of Miltonvale
 Address: PO Box 248
 Address: _____
 City: Miltonvale State: KS ZIP: 67466
 Street or Rural Address where well is located (if unknown, distance and direction from nearest town or intersection): If at owner's address, check here:
SW corner of E Pine and E 1st

3 LOCATE WELL WITH "X" IN SECTION BOX:

N			
-- NW --	-- NE --		
W			E
-- SW --	-- SE --		
S			

-----1 mile-----

4 DEPTH OF COMPLETED WELL: 90 ft.
 Depth(s) Groundwater Encountered: 1) 21 ft.
 2) _____ ft. 3) _____ ft., or 4) Dry Well
 WELL'S STATIC WATER LEVEL: 12 ft.
 below land surface, measured on (mo-day-yr) 06/28/2017
 above land surface, measured on (mo-day-yr) _____
 Pump test data: Well water was _____ ft.
 after _____ hours pumping _____ gpm
 Well water was _____ ft.
 after _____ hours pumping _____ gpm
 Estimated Yield: 300 gpm
 Bore Hole Diameter: 24 in. to 90 ft. and _____ in. to _____ ft.

5 Latitude: 39.350837 (decimal degrees)
Longitude: 97.447390 (decimal degrees)
 Datum: WGS 84 NAD 83 NAD 27
 Source for Latitude/Longitude:
 GPS (unit make/model: _____) (WAAS enabled? Yes No)
 Land Survey Topographic Map
 Online Mapper: _____

6 Elevation: 1371 ft. Ground Level TOC
 Source: Land Survey GPS Topographic Map
 Other KOLAR

7 WELL WATER TO BE USED AS:

1. Domestic: <input type="checkbox"/> Household <input type="checkbox"/> Lawn & Garden <input type="checkbox"/> Livestock	2. Irrigation	3. <input type="checkbox"/> Feedlot	4. <input type="checkbox"/> Industrial	5. <input checked="" type="checkbox"/> Public Water Supply: well ID <u>PWS-10</u>	6. <input type="checkbox"/> Dewatering: how many wells? _____	7. <input type="checkbox"/> Aquifer Recharge: well ID _____	8. <input type="checkbox"/> Monitoring: well ID _____	9. Environmental Remediation: well ID _____ <input type="checkbox"/> Air Sparge <input type="checkbox"/> Soil Vapor Extraction <input type="checkbox"/> Recovery <input type="checkbox"/> Injection	10. <input type="checkbox"/> Oil Field Water Supply: lease _____	11. Test Hole: well ID _____ <input type="checkbox"/> Cased <input type="checkbox"/> Uncased <input type="checkbox"/> Geotechnical	12. Geothermal: how many bores? _____ a) Closed Loop <input type="checkbox"/> Horizontal <input type="checkbox"/> Vertical b) Open Loop <input type="checkbox"/> Surface Discharge <input type="checkbox"/> Inj. of Water	13. <input type="checkbox"/> Other (specify): _____
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Was a chemical/bacteriological sample submitted to KDHE? Yes No 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 12 in. to 90 ft., Diameter _____ in. to _____ ft., Diameter _____ in. to _____ ft.
 Casing height above land surface 24 in. Weight _____ lbs./ft. Wall thickness or gauge No. SDR17
 TYPE OF SCREEN OR PERFORATION MATERIAL:
 Steel Stainless Steel Fiberglass PVC Other (Specify) _____
 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) _____
 Louvered Shutter Key Punched Wire Wrapped Saw Cut None (Open Hole)
 SCREEN-PERFORATED INTERVALS: From 50 ft. to 90 ft., From _____ ft. to _____ ft., From _____ ft. to _____ ft.
 GRAVEL PACK INTERVALS: From 35 ft. to 90 ft., From _____ ft. to _____ ft., From _____ ft. to _____ ft.

9 GROUT MATERIAL: Neat cement Cement grout Bentonite Other Portland Cement
 Grout Intervals: From 5 ft. to 25 ft., From 25 ft. to 35 ft., From _____ ft. to _____ ft.
 Nearest source of possible contamination:
 Septic Tank Lateral Lines Pit Privy Livestock Pens Insecticide Storage
 Sewer Lines Cess Pool Sewage Lagoon Fuel Storage Abandoned Water Well
 Watertight Sewer Lines Seepage Pit Feedyard Fertilizer Storage Oil Well/Gas Well
 Other (Specify) _____
 Direction from well? West Distance from well? 20 ft.

10 FROM	TO	LITHOLOGIC LOG	FROM	TO	LITHO. LOG (cont.) or PLUGGING INTERVALS
0	10	Brown Clay			
10	81	Sandstone, yellow and tan			
81	90	Shale, gray			

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Notes:

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) 06/28/2017 and this record is true to the best of my knowledge and belief. Kansas Water Well Contractor's License No. 760 This Water Well Record was completed on (mo-day-year) 06/28/2017 under the business name of Associated Drilling, Inc.

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.

I declare that I am an owner of the currently authorized place of use as identified herein, or that I represent all such owners and am authorized to make this application on their behalf, and declare further that the statements contained herein are true, correct, and complete. By filing this application I authorize the chief engineer to permanently reduce the quantity of water and/or rate of diversion as specified in sections 14 and 15 of this application.

Dated at Miltonvale, Kansas, this 11th day of April, 2019.

Richard J. Wright Jr.
(Owner) _____ (Spouse) _____

Richard J. Wright Jr. Mayor
(Please Print) _____ (Please Print) _____

(Owner) _____ (Spouse) _____

(Please Print) _____ (Please Print) _____

(Owner) _____ (Spouse) _____

(Please Print) _____ (Please Print) _____

State of Kansas }
County of Cloud } SS

I hereby certify that the foregoing application was signed in my presence and sworn to before me this 11th day of April, 2019.

NOTARY PUBLIC - State of Kansas
DARLA J. BEBBER
My Appt. Exp. 5/23/2022

Darla J. Bebber
Notary Public

My Commission Expires 5/23/2022

FEE SCHEDULE

Each application to change the place of use, the point of diversion or the use made of the water under this section shall be accompanied by the application fee set forth in the schedule below:

- (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
- (4) Application to change the use made of the water \$300

Make check payable to **Kansas Department of Agriculture.**

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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		9/15/2014	6/28/2017	
Total depth of well		95'	90'	
Depth to water bearing formation		18'	21'	
Depth to static water level		18'	12'	
Depth to bottom of pump intake pipe		95'	90'	

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):
- NA -
(name, address and telephone number)

- NA -
(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 Miltonvale, Kansas, this 11 day of April, 2019
(month) (year)

Richard J. Wright Jr
(Applicant Signature)

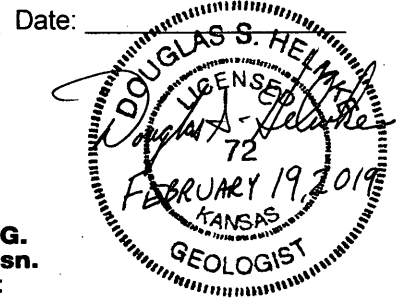
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By _____
(Agent or Officer Signature)

KS DEPT OF AGRICULTURE

Richard J Wright Jr Mayor
(Agent or Officer - Please Print)

Assisted by _____ (office/title)



Please send a copy of all correspondence, including application acknowledgment letter, to:

Douglas S. Helmke, P.G.
Kansas Rural Water Assn.
6847 SE 29th Street
Tecumseh, Kansas 66542-9571

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

CITY OF MILTONVALE
PO BOX 248
MILTONVALE, KS 67466

April 22, 2019

FILE COPY

RE: File No **CD-02**

Dear Sir or Madam:

An application for approval of the Chief Engineer to change the following condition or conditions of the file number referred to above has been received:

- place of use PD
- point of diversion
- use made of water

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. You will be contacted regarding this application as soon as it has been examined.

In accordance with the provisions of the Kansas Water Appropriation Act, a portion of which is included below, the use of water prior to approval of the application is unlawful. You should not proceed and divert water as indicated by your plans in your application for a change for this file until you receive approval for this change from the Chief Engineer. 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) 564-6645. If you wish to discuss a specific file, please have the file number ready so that we may help you more efficiently.

Sincerely,

Brent Tourney, L.G.
Change Applications Unit Supervisor
Water Appropriation Program

BAT: DLW