

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

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

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KS DEPT OF AGRICULTURE

2:29 PM

File No. 5699

2. Name of applicant: City of Great Bend

Address: Director of Public Works, PO Box 1168

City, State and Zip: Great Bend KS 67530-1168

Phone Number: (620)793-4170

E-mail address: _____

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

Name of water use correspondent: City of Great Bend

Address: Director of Public Works, PO Box 1168

City, State and Zip: Great Bend KS 67530-1168

Phone Number: (620) 793-4170

E-mail address: _____

3. The change(s) proposed herein are desired for the following reasons (please be specific): move quantity from Well 5 to Well 9, both under the same file number, in part because Well 5 is testing high in PFAFs.

The change(s) (will be) completed by approval of change application

(Date)

For Office Use Only:

F.O. 2 GMD 5 Meets K.A.R. 5-5-1 YES / NO Use MUN Source G / S County BT By KJN Date 11/26/24
Code CGT Fee \$ 200 TR # _____ Receipt Date 11/22/2024 Check # 153397

4. The presently authorized place of use is:

Owner of Land — NAME: City of Great Bend

ADDRESS: Director of Public Works, PO Box 1168, Great Bend KS 67530-1168

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	
28	19S	13W	City of Great Bend and Immediate Vicinity																

List any other water rights that cover this place of use. BT-4, 1623, 1751, 5062, 3621, 36423 & 44918

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.)

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

Owner of Land — NAME: No Change

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. _____

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

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- 6. The presently authorized point(s) of diversion are eight (8) wells and diversion works
(Provide description and number of points)
- 7. The proposed point(s) of diversion are eight (8) wells and diversion works (moving quantity only)
(Provide description and number of points)

List all presently authorized point(s) of diversion:

8. **Presently authorized point of diversion: Well 5**
 One in Block 29, Crescent Park Addition, City of Great Bend, Kansas, in the Northwest Quarter of the Southwest Quarter of the Southeast Quarter of Section 30, Township 19 South, Range 13 W, in Barton County, Kansas, 915 feet North 2,110 feet West of Southeast corner of section. Authorized Rate 550 gpm limited Authorized Quantity 110.79 mgly limited Depth of well 110 (feet)
 (DWR use only: Computer ID No. 1 GPS N/A feet North N/A 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)
 One in Block 29, Crescent Park Addition, City of Great Bend, Kansas, in the Northwest Quarter of the Southwest Quarter of the Southeast Quarter of Section 30, Township 19 South, Range 13 W, in Barton County, Kansas, 915 feet North 2,110 feet West of Southeast corner of section. Proposed Rate no change Proposed Quantity 40.79 mgly limited
 This point is: Additional Well Geo Center List other water rights that will use this point 1751

9. **Presently authorized point of diversion: Well 9**
 One in the Northeast Quarter of the Northeast Quarter of the Southeast Quarter of Section 30, Township 19 South, Range 13 W, in Barton County, Kansas, 2,550 feet North 60 feet West of Southeast corner of section. Authorized Rate 860 gpm limited Authorized Quantity 99.71 mgly limited Depth of well 100 (feet)
 (DWR use only: Computer ID No. 4 GPS N/A feet North N/A 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)
 One in the Northeast Quarter of the Northeast Quarter of the Southeast Quarter of Section 30, Township 19 South, Range 13 W, in Barton County, Kansas, 2,550 feet North 60 feet West of Southeast corner of section. Proposed Rate no change Proposed Quantity 169.71 mgly limited
 This point is: Additional Well Geo Center List other water rights that will use this point none

10. **Presently authorized point of diversion: Well 10**
 One in Lot 24, Block 61, McBrides Subdivision, City of Great Bend, Kansas, in the Northwest Quarter of the Northwest Quarter of the Southwest Quarter of Section 28, Township 19 South, Range 13 W, in Barton County, Kansas, 2,330 feet North 5,030 feet West of Southeast corner of section. Authorized Rate 400 gpm limited Authorized Quantity 39.75 mgly limited Depth of well 100 (feet)
 (DWR use only: Computer ID No. 2 GPS N/A feet North N/A 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)
 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 BT-04

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

IF MORE SPACE IS NEEDED, ATTACH ADDITIONAL SHEETS AS NECESSARY

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File No. 5699

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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.
N/A

(Please show any calculations here.)

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

15. It is requested that the maximum rate of diversion of water be reduced to --- 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.

All wells under File No. 5699 appear to be in the same source of supply.

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.

It is anticipated that a waiver of of K.A.R. 5-25-2 will be needed.

IF MORE SPACE IS NEEDED, ATTACH ADDITIONAL SHEETS AS NECESSARY

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.

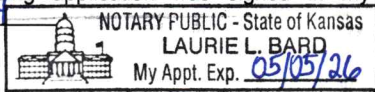
I declare that I am an owner of the currently authorized place of use as identified herein, or that I represent all such owners and am authorized to make this application on their behalf, and declare further that the statements contained herein are true, correct, and complete. By filing this application 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 Great Bend, Kansas, this 4 day of November, 20 24.

<u>[Signature]</u> (Owner)	_____ (Spouse)
<u>Jason Canley</u> (Please Print)	_____ (Please Print)
_____ (Owner)	_____ (Spouse)
_____ (Please Print)	_____ (Please Print)
_____ (Owner)	_____ (Spouse)
_____ (Please Print)	_____ (Please Print)

State of Kansas)
County of Barton) SS

I hereby certify that the foregoing application was signed in my presence and sworn to before me this 4th day of November, 20 24.



Laurie L. Bard
Notary Public

My Commission Expires 05/05/2026

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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APPLICATION FOR APPROVAL TO CHANGE
THE PLACE OF USE AND/OR POINT OF DIVERSION
SUPPLEMENTAL SHEET
FILE NO. 5699

Presently authorized point of diversion: Well 2

One in Lot 20, Block 103, Original Town, City of Great Bend, Kansas, in the Northeast Quarter of the Southeast Quarter of the Southwest Quarter of Section 28, Township 19 South, Range 13 W,
in Barton County, Kansas, 1,258 feet North 2,830 feet West of Southeast corner of section.
Authorized Rate 500 gpm limited Authorized Quantity 69.73 mgd limited Depth of well 117 (feet)
(DWR use only: Computer ID No. 1 GPS N/A feet North N/A 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)

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 BT-4

Presently authorized point of diversion: Well 3

in Lot 5, Block 125, Original Town, City of Great Bend, Kansas, in the Southeast Quarter of the Southwest Quarter of the Southeast Quarter of Section 28, Township 19 South, Range 13 W,
in Barton County, Kansas, 510 feet North 2,035 feet West of Southeast corner of section.
Authorized Rate 570 gpm limited Authorized Quantity 81.46 mgd limited Depth of well 99 (feet)
(DWR use only: Computer ID No. 4 GPS N/A feet North N/A 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)

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 1623

Presently authorized point of diversion: Well 6

in Lot 2, Sunflower Addition, City of Great Bend, Kansas, in the Northeast Quarter of the Northeast Quarter of the Northeast Quarter of Section 29, Township 19 South, Range 13 W,
in Barton County, Kansas, 5,130 feet North 200 feet West of Southeast corner of section.
Authorized Rate 550 gpm limited Authorized Quantity 196.81 mgd limited Depth of well 112 (feet)
(DWR use only: Computer ID No. 3 GPS N/A feet North N/A 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)

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 none

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APPLICATION FOR APPROVAL TO CHANGE
THE PLACE OF USE AND/OR POINT OF DIVERSION
SUPPLEMENTAL SHEET
FILE NO. 5699

Presently authorized point of diversion: Well 4

in Lot 6, Block 9, College Grove Addition, City of Great Bend, Kansas, in the Southwest Quarter of the Southwest Quarter of the Northeast Quarter of Section 29, Township 19 South, Range 13 W,
in Barton County, Kansas, --- feet North --- feet West of Southeast corner of section.
Authorized Rate 500 gpm limited Authorized Quantity 229.72 mgd limited Depth of well 115 (feet)
(DWR use only: Computer ID No. 1 GPS N/A feet North N/A 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)

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 5062.

Presently authorized point of diversion: Well 8

in Lot 254, West Side Subdivision, City of Great Bend, Kansas, near the center of the West side of the Southwest Quarter of the Southwest Quarter of Section 30, Township 19 South, Range 13 W,
in Barton County, Kansas, 870 feet North 5,205 feet West of Southeast corner of section.
Authorized Rate 550 gpm limited Authorized Quantity 119.91 mgd limited Depth of well 90 (feet)
(DWR use only: Computer ID No. 2 GPS N/A feet North N/A 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)

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 none.

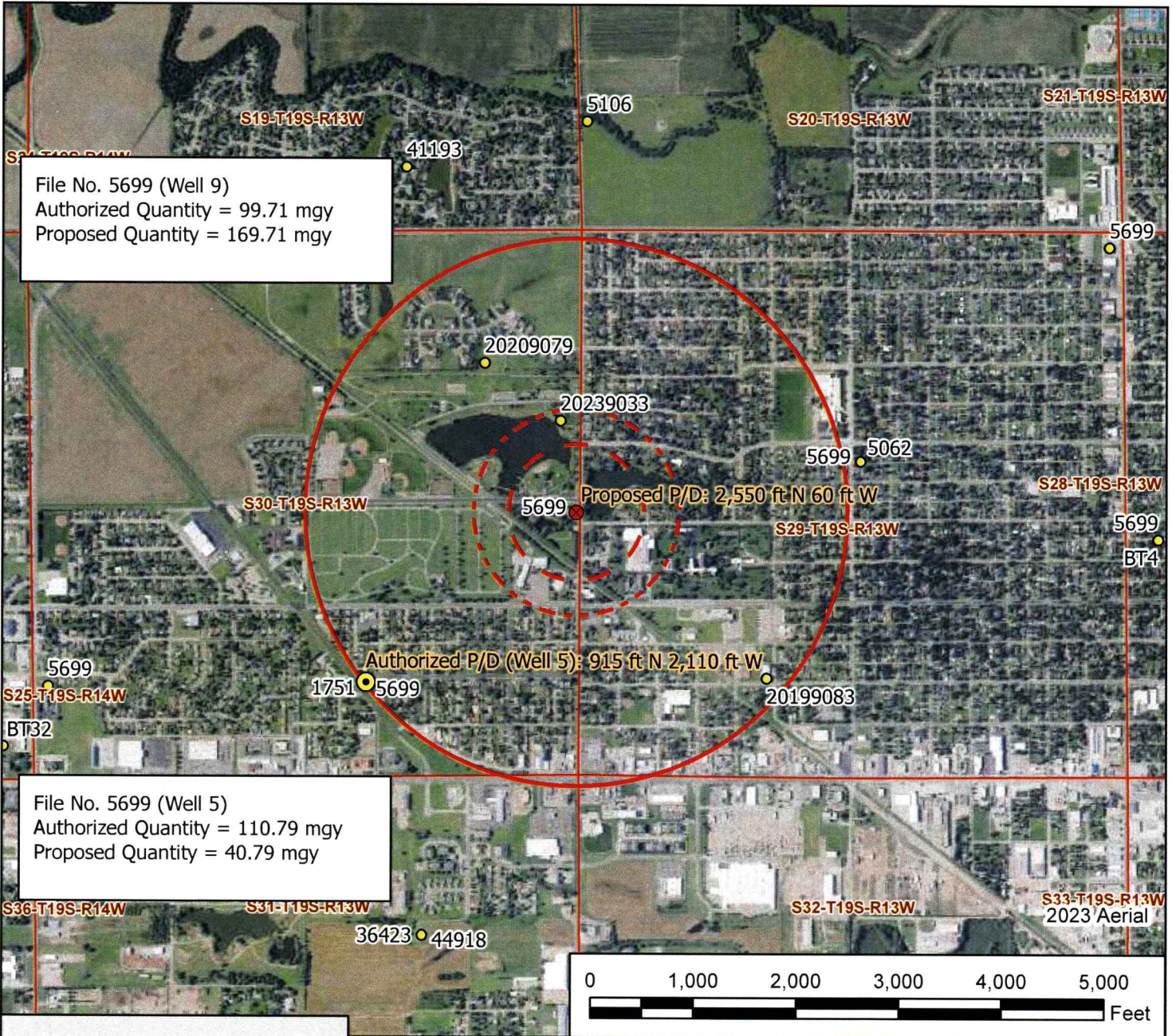
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File No. 5699 (Well 9)
Authorized Quantity = 99.71 mgy
Proposed Quantity = 169.71 mgy

File No. 5699 (Well 5)
Authorized Quantity = 110.79 mgy
Proposed Quantity = 40.79 mgy

Legend

- Water Appropriation
- ⊗ Proposed Point of Diversion
- Authorized Point of Diversion
- ★ Domestic Well
- ⊕ Section Corner
- ▭ Section Line
- ⊖ 660 ft Circle
- ⊖ 1,000 ft Circle
- ⊖ Half Mile Circle

Water Right, File No. 5699

Change Application Map 30-19S-13W // Barton County



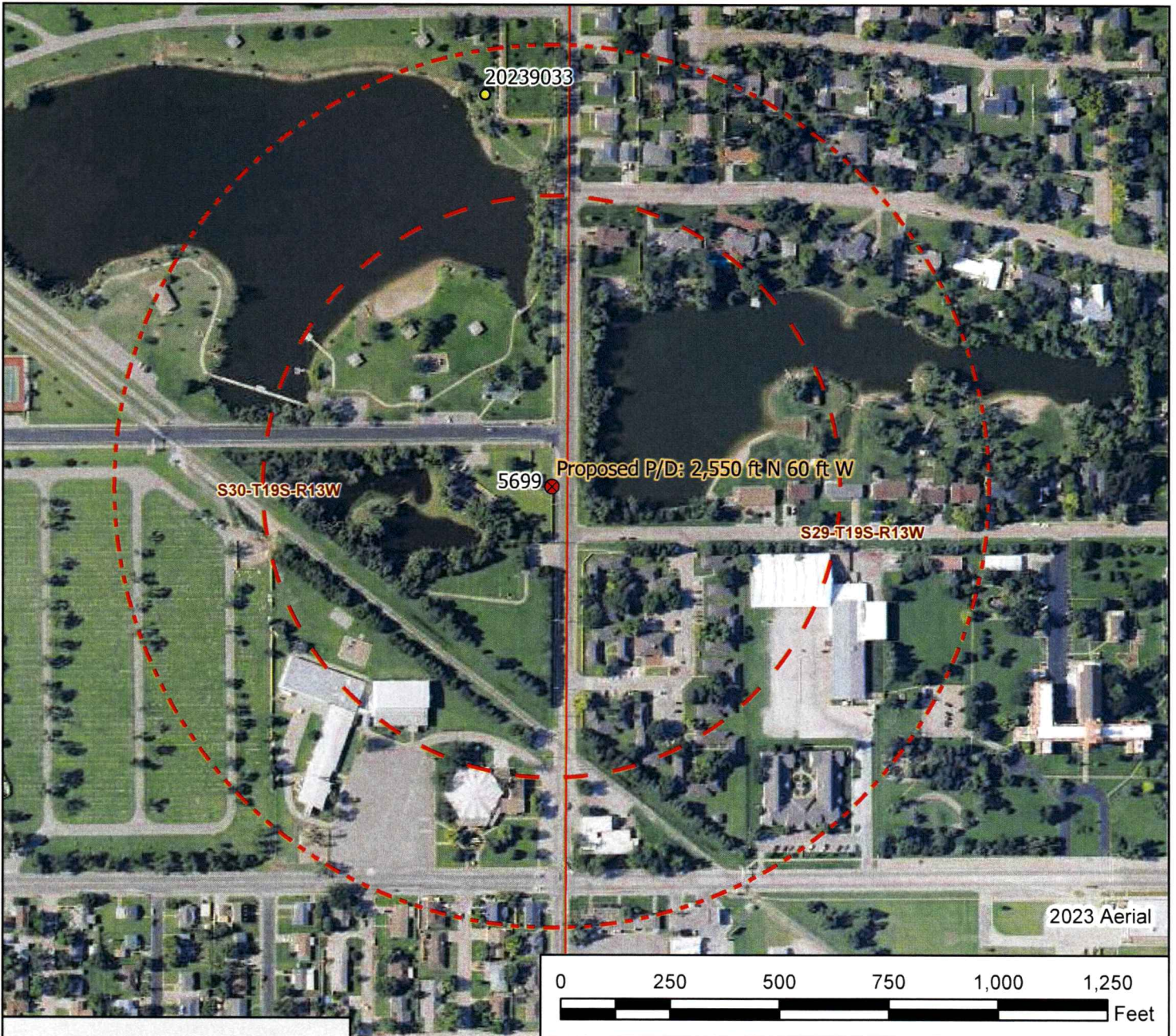
Due to the potentially large number of domestic wells, assistance is requested with a public notice to notify all well owners within one-half mile of the proposed point of diversion.

Signature / Date *[Handwritten Signature]* 4/4/2024

10/30/2024 EKF/SFFO 1:17,000 scale

NOV 22 2024

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Legend

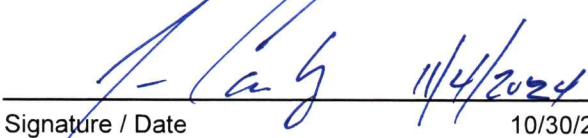
- Water Appropriation
- Proposed Point of Diversion
- Authorized Point of Diversion
- Domestic Well
- Section Corner
- Section Line
- 660 ft Circle
- 1,000 ft Circle
- Half Mile Circle

Water Right, File No. 5699

Change Application Zoomed In Map 30-19S-13W // Barton County



To the best of my knowledge, all groundwater wells within 1,000 feet of the proposed point of diversion have been shown.


Signature / Date 10/30/2024 EKF/SFFO 1:4,000 scale



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

October 30, 2024

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City of Great Bend
Jason Cauley
PO Box 1168
Great Bend KS 67530-1168

KS DEPT OF AGRICULTURE

RE: Application Assistance—Change Application
File No. 5699

Dear Jason,

You will find enclosed with this letter an application to change the point of diversion for the referenced file number, which was completed based on our recent phone conversation. The enclosed application proposes to move 70 million gallons of authorized quantity per year from Well 5 (K96 well) to Well 9 (well at 17th and McKinley). These wells are both authorized by File No. 5699.

The enclosed application is complete but should be reviewed for accuracy and will need a notarized signature from an authorized representative(s) of the City of Great Bend. In addition, the maps showing the authorized point of diversion for each file number will need reviewed. Any known domestic wells within the 1,000-foot circle on the zoomed in map should be marked and the owner's name and address provided. Once determined to be complete, the map will need a signature.

An application fee of \$200 is required and can be paid by check, made payable to the Kansas Department of Agriculture. Please submit the signed application with payment to the Manhattan Office for processing. If I can be of any further assistance, or if you have any questions regarding the enclosed documents, please call me at 620.268.6033.

Sincerely,

A handwritten signature in blue ink, appearing to read "Elizabeth K Fitch".

Elizabeth K Fitch
Environmental Scientist
elizabeth.fitch@ks.gov

Enclosures

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

December 11, 2024

CITY OF GREAT BEND
PO BOX 1168
GREAT BEND KS 67530-1168

RE: File No(s). **5699**

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 agriculture.ks.gov/divisions-programs/dwr. 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,

A handwritten signature in black ink that reads "Kristen A. Baum". The signature is written in a cursive style.

Kristen Baum
New Applications and Changes Supervisor
Water Appropriation Program