



**COPY**

Suite 700 • 155 North Market • Wichita, Kansas 67202-1821  
(316) 262-3573

August 8, 2011

Kansas Department of Health and Environment  
Division of Environment  
Geology Section  
Bureau of Water  
1000 SW Jackson St., Suite 420  
Topeka, Kansas 66612-1367

Attn: Mr. Richard Harper, LG

Ref: Water Appropriation - Temporary Permit # 20100417  
Assignment of Water Well to Landowner  
SW -NE-SE 13-29-23W  
Ford Co., Kansas

Dear Mr. Harper:

Enclosed for your files are a number of documents relative to the above referenced water well which was drilled by Rosencrantz-Bemis (KWWCL#134) on behalf of Vincent Oil Corporation.  
The well was drilled in October of 2010 as a water supply well for an oil well drilling operation.

The landowner of the property on which the well is located has elected to assume responsibility for the water well under existing Kansas law and / or regulation.

Towards that end I have attached the following for your records:

1. A copy of the Water Well Record (Form WWC-5)
2. A copy of the Water Appropriation - Temporary Permit # 20100417
3. A signed original Assignment of Water Well to Landowner (KDHW Form WWC-7)

After reviewing the enclosed documentation should you have any questions or require additional information to complete this transfer please contact me at your earliest convenience. I can be reached at the address and or telephone number shown in the above letterhead.

Sincerely,

M.L. Korphage, P.G.  
Geologist  
Vincent Oil Corporation

XC: File

**RECEIVED**

AUG 09 2011

**BUREAU OF WATER**

Reply to: (785) 296-3565 FAX (785) 296-5509  
 Bureau of Water - Geology Section  
 1000 S. W. Jackson, Ste. 420  
 Topeka, KS 66612-1367



## KANSAS DEPARTMENT OF HEALTH &amp; ENVIRONMENT

## ASSIGNMENT OF WATER WELL TO LANDOWNER

I, Gary Cummings of 12671 124 Road  
 (Landowner's address)

Kingsdown Kansas 67842 am the landowner on which a water well is located in  
 (City) (State) (Zip)  
 the SW quarter of the NE quarter of the SE quarter in Section 13, Township 29,  
 Range 23 ☐ E ☒ W, in Ford County, Kansas which is approxi-  
 mately 1650 feet north/south, and 990 feet east/west of the apparent SE  
 section corner. The water well was drilled in October 2010 (month/year).

I hereby request that Vincent Oil Corporation leave the water well,  
 (Operator name)  
 which was drilled by Temporary Water Permit # 20100417, unplugged, and I will  
 assume all responsibility for the plugging of said water well in accordance with the requirements  
 of the Kansas Department of Health and Environment regulation K.A.R. 28-30-7.

LANDOWNER:

Gary Cummings 8/1/11  
 (Signature) (Date)

(Print)

IF ADDITIONAL LANDOWNER

\_\_\_\_\_  
 (Signature) (Date)

(Print)

WWC-7

OPERATOR:

M. L. Korphage 7/29/2011  
 (Signature) (Date)

By: M.L. Korphage, P.G.  
 (Agent)  
 Vincent Oil Corporation

**KANSAS**  
DEPARTMENT OF AGRICULTURE

Mark Parkinson, Governor  
Joshua Svaty, Secretary

[www.ksda.gov/dwr](http://www.ksda.gov/dwr)

October 12, 2010

ROSENCRANTZ-BEMIS DRILLING CO  
PO BOX 713  
GREAT BEND KS 67530-0713

RE: Temporary Permit  
File No. 20100417

Dear Sir or Madam:

Your application for temporary permit to appropriate water for beneficial use has been examined, approved, and is being returned herewith for your records.

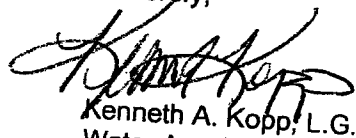
The approval of your application constitutes a temporary permit to appropriate water for beneficial use, as set forth in the application. This permit does not give authority to any right-of-way, or authorize injury to, or trespass upon public or private property, does not constitute authority under K.S.A. 82a 301 through 305 to construct any dam or other obstruction; nor does it obviate the necessity of assent from Federal or Local Governmental authorities, when necessary. Records must be maintained from which the quantity of water actually diverted may be readily determined.

Upon abandonment of the authorized well(s) for the authorized use, and/or dismissal or expiration of this temporary permit, the well(s) must 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 after the expiration, the well(s) must initially be properly constructed by the well driller to comply with Article 30 of the Rules and Regulations as adopted by KDHE. Upon transfer of responsibility for maintenance of the well, a copy of the legal transfer must be forwarded to KDHE Geology Section, 1000 SW Jackson, Suite 420, Topeka, Kansas, 66612-1364, telephone (785) 296-5524.

K.S.A. 82a-728 sets forth, in essence, that it is unlawful to divert or threaten to divert water for the type use you propose without first acquiring approval of the Chief Engineer of the Division of Water Resources. K.S.A. 82a-737 sets forth that violation of the Kansas Water Appropriation Act, any adopted rule or regulation, or any order of the Chief Engineer, may be subject to a civil penalty of up to \$1000, per violation. Each day that any such violation occurs can be considered a separate offense.

If you have any questions, please contact our office at (785) 296-3717.

Sincerely,



Kenneth A. Kopp, L.G.  
Water Appropriation Program

Enclosures  
pc: Gary Cummings  
GMD No. 3

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AUG 30 2011

KS GEO SURVEY

For groundwater use, list below all wells within 1/2 mile of the proposed well, and plot locations upon the diagram on reverse side. If additional space is needed, attach sheet.

Other wells -

Well A Owner(s): De Bell see aerial photo. (KAC/WR)  
Address: \_\_\_\_\_

Well B Owner(s): \_\_\_\_\_  
Address: \_\_\_\_\_

3. For surface water use, list below the names and addresses of all land downstream of the tract of land upon which the point of diversion is located to a point 1/2 mile

Tract A Owner(s): \_\_\_\_\_  
Address: \_\_\_\_\_

Tract B Owner(s): \_\_\_\_\_  
Address: \_\_\_\_\_

10. The owner of the point of diversion, if other than the applicant is (please print):  
GARY CUMMINGS 12671 124 Rd Kingsdown, KS 67842  
(name, address and telephone number)

You must provide evidence of legal access to, or control of, the point of diversion from the landowner or the landowner's authorized representative. Provide a copy of a recorded deed, lease, easement or other document with this application. In lieu thereof, you may sign the following sworn statement:

I have legal access to, or control of, the point of diversion described in this application from the landowner or the landowner's authorized representative. I declare under penalty of perjury that the foregoing is true and correct.

Executed on Oct 8, 2010. Lora Aiefa  
Applicant's Signature

11. The applicant states that the information set forth herein is true and accurate to the best of his/her knowledge.

Lora Aiefa or \_\_\_\_\_  
Signature of Applicant Authorized Representative Date  
Lora Aiefa  
Applicant's Name Printed Title

**DO NOT WRITE BELOW THIS LINE**

**CONDITIONS OF APPROVAL:**

- The applicant shall maintain records from which the quantity of water actually diverted may be readily determined.
- The use of water herein authorized shall not be made so as to impair any use under existing water rights or prejudicially and unreasonably affect the public interest.
- K.S.A. 82a-728 states in part "(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 . . ."
- Well(s) must be properly constructed by the well driller to comply with Article 30 of the Rules and Regulations as adopted by the Kansas Department of Health and Environment.
- The Chief Engineer specifically retains jurisdiction in this matter with authority to make such reasonable reductions in the approved rate of diversion and quantity authorized, and such changes in other terms, conditions, and limitations set forth in this approval and permit to proceed as may be deemed to be in the public interest.

**APPLICATION APPROVED**

Permit Number: 20100417  
Date Issued: October 12, 2010  
Effective: October 13, 2010  
Expiration Date: April 12, 2011

David W Barfield  
For: David W Barfield, P.E.  
Chief Engineer  
Division of Water Resources  
Kansas Department of Agriculture

The point of diversion authorized by the approval of this application for temporary permit is more particularly described as being located in the Southwest Quarter of the Northeast Quarter of the Southeast Quarter (SW1/4 NE1/4 SE1/4) of Section 13, Township 29 South, Range 23 West, Ford County, Kansas.

This is a final agency action. If you choose to appeal this decision or any finding or part thereof, you must do so by filing a petition for review in the manner prescribed by the Kansas Act for Judicial Review and Civil Enforcement of Agency Actions (KJRA K.S.A. 77-601 et. seq.) within 30 days of service of this order. Your appeal must be made with the appropriate district court for the district of Kansas. The Chief Legal Counsel for the Kansas Department of Agriculture, 109 SW 9th Street, 4th Floor, Topeka, Kansas 66612, is the agency officer who will receive service of a petition for judicial review on behalf of the Department of Agriculture, Division of Water Resources. If you have questions or would like clarification concerning this order, you may contact the Chief Engineer.

## 20100417

KSA 82a-1212