

RULES AND REGULATIONS KANSAS WATER APPROPRIATION ACT

**(Excerpted)
November 2010**

K.A.R. 5-25-16. Water quality analyses and observation wells in the Rattlesnake creek subbasin. Groundwater rights that have points of diversion located in the Rattlesnake creek subbasin east and north of federal highways US-281 and US-50 shall be subject to the following requirements:

(a) The water right owner, or the authorized representative, shall test water samples to determine, as needed, whether the water being pumped contains more than 300 milligrams of chlorides per liter. The district may require the tests to be made at a frequency not to exceed once in 365 days. All water quality samples shall be taken in the presence of an authorized representative of the district, and one-half of the sample shall be given to the authorized representative of the district when the sample is taken. The owner shall have the water sample analyzed for chloride content by a laboratory certified by the Kansas department of health and environment. The applicant shall furnish the results of the water quality analysis to the district within 60 days after the date the sample was taken.

(b) If the analysis of the water sample taken indicates that the chloride content exceeds 300 milligrams of chlorides per liter, the owner shall be required, before any approval of a change in point of diversion, to drill an observation well to bedrock in the manner specified in K.A.R. 5-25-10(a). (Authorized by K.S.A. 82a-706a and K.S.A. 2002 Supp. 82a-1028; implementing K.S.A. 82a-706, K.S.A. 82a-706a, K.S.A. 2002 Supp. 82a-708b, and K.S.A. 2002 Supp. 82a-1028; effective Oct. 31, 2003.)