

GROUNDWATER MANAGEMENT DISTRICT #1

DISTRICT ELECTION POLICY RESOLUTION

BE IT THEREFORE RESOLVED THAT the Western Kansas Groundwater Management District No. 1 (the “District”) Board of Directors adopt the following as the District’s Election Policy:

- 1) **Election Officer.** The Board of Directors shall appoint an Election Officer. The Election Officer’s term will last two years. There is no limit to the number of terms any individual may serve in this capacity. The Board of Directors reserves the right to remove the Election Officer at any time, with or without cause. The Election Officer shall:
 - a) approve eligible voters under the rules set forth in the Kansas Statutes Annotated and this Election Policy;
 - b) organize and conduct each election or voting event that occurs during their tenure as Election Officer; and
 - c) compile and present the results of any election or voting event to the Board of Directors.
- 2) **Time Limits.** A person who intends to vote at any election or voting event must give notice to the District of their intention to vote. Such notice shall be given to the District within a period of time from August 1st of the year prior to the proposed election or voting event and within the following time requirements hereinafter set out. Such notice shall remain in effect for no more than one year from August 1st of the year in which it is given and shall end when the election or voting event occurs. Such notice shall be on the form provided by the District.
 - a) for any person intending to vote for themselves the notice must be received by the District at least 10 days in advance of the proposed vote.
 - b) for any person intending to vote for another person or entity under one of the exceptions noted in the following paragraphs 4) and/or 5) below, such notice must be received 20 days in advance of such vote.
 - c) The Election Officer may, but is not required, to notify such person attempting to qualify in sections a) or b) above of any mistake in the written notice so that such person has time to correct any defect and comply. The Election Officer, at his discretion and for good cause shown, may grant such a person additional time to correct the mistake or defect.
- 3) **One Person, One Vote.** An approved voter shall only have one vote, regardless of whether they qualify under multiple voter statuses in this Resolution, or regardless of whether they qualify a multiple of times under the same voter status. Under no circumstances shall a person be allowed to cast more than one ballot at any election or voting event.
- 4) **Capacity to Represent.** A person requesting a ballot on behalf of any estate, trust, municipality, public or private corporation, or managed farm will be required to furnish written proof of voter status as follows:

- a) for an estate, the person must be an Executor or Administrator;
- b) for a trust, the person must be a Trustee;
- c) for a municipality, the person must be an Elected Official;
- d) for a public or private corporation, the person must be a Corporate Officer; or
- e) for a farm manager, the person must be under written contract, or must provide written authorization from the landowner stating that the person requesting the ballot has the authorization to vote on the landowner's behalf.

The type of proof required to establish a person who requests a ballot under this provision may vary, but the proof required must:

- a) be in written form;
- b) must be a type of document commonly used by an estate, trust, municipality, public or private corporation, or managed farm, respectively; and
- c) it must be found satisfactory to the Election Officer to establish the person's purported status.

In each case only one voter shall be approved, and that voter represents the entire interest of the estate, trust, municipality, or corporation. In each case, such approved voter authority shall be construed to be effective for that election only. Notice of voting under this section must be sent to the District in advance of the vote as set forth in Paragraph 2 of this Election Policy.

- 5) **Land Leased, Estate for Years, or Under Contract.** A person requesting a ballot for land which is leased, held under an estate for years or held under contract shall furnish written confirmation from the deed holder that a voting agreement has been reached which authorizes the tenant or contract holder to vote, specifying at least one eligible tract of land on which the agreement has been reached. A tenant or contract holder can cast only one vote regardless of the number of such agreements. In each case such written authority shall be construed to be effective for that election only. Notice of voting under this section must be sent to the District in advance of the vote as set forth in Paragraph 2 of this Election Policy.
- 6) **Water User – Proof.** Any person requesting a ballot based on water use in excess of one acre-foot of non-permitted water use, shall furnish written confirmation of such use consisting of either:
 - a) energy and pumping records from the previous calendar year substantiating such use; or
 - b) other documentation sufficient to support such use within the previous calendar year.

In each case such written authority shall be construed to be effective for that election only. Notice of voting under this section must be sent to the District in advance of the vote as set forth in Paragraph 2 of this Election Policy.
- 7) **Voting Procedures and Proof of Identity.** At any election or other vote called by the District, only the following shall be allowed a vote:
 - a) an individual who has timely submitted notice under sections 2–6 above, and has been approved by the Election Officer; AND

b) is physically present at the voting location on the date and time the election or other vote is called by the District.

If the Election Officer has any concern about a voter's identity, he or she may ask for proof of the voter's identity by means of photo identification, or any substantially similar proof. By appearing to vote, each voter consents to submit to any request for photo identification by the Election Officer. Mail-in ballots shall not be allowed.

- 8) **Vote Canvass.** In the event of any problem, conflict, or dispute regarding the results of any election or other vote, the Election Officer shall inform the Board of Directors, who may call a special meeting to discuss the problem, conflict, or dispute at issue. Such meeting and notice of the same shall occur as soon as is practicable, but shall not exceed thirty days from the date of the voting event which gave rise to the problem, conflict, or dispute.

BE IT FINALLY RESOLVED THAT this resolution was adopted and shall become effective this 18th day of September, 2019, and remain in effect until amended or rescinded.

WESTERN KANSAS GROUNDWATER MANAGEMENT DISTRICT NO. 1

906 W 5TH ST P O BOX 604

SCOTT CITY, KS 67871

PHONE: (620) 872-5563 FAX: (620) 872-7315 WWW.GMD1.ORG

APPLICATION FOR VOTER REGISTRATION

Name: _____

Address: _____

City: _____ State: _____ Zip: _____ Phone: _____

The Water Right File Number &/or legal land description I will be using for my vote will be:

Water Right: _____

Legal Land Description: Section: _____ Township: _____ Range: _____ Qtr: _____

I certify that I am an eligible voter for the 20 Board Member Election by being the age of eighteen (18) or upward and qualify by means of one of the following criterion: (Please **choose only one**, even if all apply.)

_____ I am a Land Owner or a Water Right Owner located within the Boundaries of the Western Kansas Groundwater Management District No. 1.

_____ I use more than one acre-foot of non-permitted water use per year. I have attached to this Registration written records confirming my water use.

_____ I am the Executor or Administrator for an Estate that is qualified to vote. I have attached to this Registration my Letters Testamentary, and written records confirming the Estate is entitled to a vote.

_____ I am the Trustee for a Trust that is qualified to vote. I have attached to this Registration proof of my role as Trustee, and written records confirming the Trust is entitled to a vote.

_____ I am the Elected Official for a municipality that is qualified to vote. I have attached to this Registration proof of my role as an Elected Official of the municipality.

_____ I am the Corporate Officer of a public or private corporation. I have attached to this Registration proof of my position in that corporation, and written records confirming the corporation is entitled to a vote.

_____ I am the farm manager for farmland that is entitled to a vote. I have attached to this registration proof of my role as Farm Manager, including an affidavit from the landowner for me to vote in their behalf.

I understand that each eligible voter or their duly authorized representative shall be entitled to cast **only one vote** per Board position or voting item.

I understand and agree that, if requested by the Election Officer, I will furnish further requested documentation to certify my eligibility to vote.

I declare that all information in this Application for Voter Registration is true and accurate.

Signature: _____ Date: _____