

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, KS 66502
www.agriculture.ks.gov

PROJECT PERMIT FOR EXISTING SAND AND GRAVEL OPERATIONS

WATER RESOURCES RECEIVED



State of Kansas

JUL 26 2021
12:32

STATUTORY FILING FEE MUST ACCOMPANY THIS APPLICATION
(Make check payable to the Kansas Department of Agriculture)

KS DEPT OF AGRICULTURE

The purpose of this application is to implement Senate Bill No. 148 relating to project permits for sand and gravel operations. This application is for **existing sand and gravel pits only, and only** if the sand and gravel pit is in a township where the average annual potential net evaporation is greater than 18 inches per year, as determined by the chief engineer. This will serve to **convert** your existing industrial use permit authorizing net evaporation to a project permit. This permit shall authorize net evaporation as the primary use, and hydraulic dredging and sand washing as secondary uses of water if such secondary uses are located within the same source of supply and are associated with the operation. Any secondary uses shall use water in a manner in which there is no significant net consumptive use. The permit shall not be subject to the installation of a water flow meter or administration of minimum desirable stream flow. Any application for a project permit shall be accompanied by a filing fee of **\$500.00**.

Current File Number: 26526/26526-D1

- Name of Applicant (Please Print): MID-STATES MATERIALS
Address: 1800 NW BRICKYARD ROAD
City: TOPEKA State KS Zip Code 66618
Telephone Number: (785) 783-8898 E-mail address: candersen@bettisasphalt.com
- Location of Point of Diversion (Geographic Center of Groundwater Pit):
Section 22, Township 23, Range 43, WEST, HAMILTON County, Kansas.
Distance from Southeast Corner of Section:
933 feet North,
3815 feet West of the Southeast Corner.
- Outline on an aerial photograph or topographical map the current and FINAL outline of the sand and gravel pit, and indicate the proposed final size of the pit in acres. 40 acres.

As noted above, hydraulic dredging and sand washing are considered secondary uses of water at this site, and will be permitted under this project permit. Separate permits for these specific uses are no longer required, and any current term permits for these uses shall be dismissed in conjunction with approval of this project permit. Therefore, this application for project permit will serve as your voluntary request to dismiss **NONE**
Approval of this project permit is contingent upon approval of the change and division of WR 26526

You must inform the Chief Engineer prior to modifying any current secondary uses, or commence new secondary uses under the authority of this project permit. Any request for modification of this project permit shall be accompanied by a fee of \$250, and must include sufficient information to adequately determine the extent of your modification.

The undersigned states that the information set forth above is true to the best of his/her knowledge, that this application is submitted in good faith, and acknowledges the voluntary dismissal of current secondary use term permits.

Dated at Shawnee County, Kansas, this 22nd day of July, 2021.
Cole Andersen (Signature of Applicant or Authorized Representative) Cole Andersen (Please Print)

For Office Use Only:	IND									
F.O. Code	<u>4</u>	GMD	Use	Source	<u>G</u>	S County	HM	By	BMM	
				Fee \$	<u>500.00</u>	TR #	Receipt Date	<u>7/26/21</u>	Date	<u>7/26/21</u>
							Check #	<u>40334</u>		