

File No. **48,670** 15. Formation Code: 120 Drainage Basin: **Cow Creek** County: **RC** Special Use: Stream:

16. Points of Diversion
 T
 MOD
 DEL PDIV
 ENT Qualifier S T R ID 'N 'W
86159
ENT ENT NWSESW 20 21S 7W 1137 3812
 DEL *8863*

17. Rate and Quantity
 Authorized Additional
 Rate Quantity Rate Quantity
 gpm af gpm af Overlap PD Files
800 159.6 800 159.6 none

18. Storage: Rate _____ NF Quantity _____ ac/ft Additional Rate _____ NF Additional Quantity _____ ac/ft

19. Limitation: _____ - af/yr at _____ - _____ gpm (_____ cfs) when combined with file number(s) _____
 Limitation: _____ - af/yr at _____ - _____ gpm (_____ cfs) when combined with file number(s) _____

20. Meter Required? Yes No To be installed by **12/31/2018** Date Acceptable Meter Installed _____

21. Place of Use T MOD DEL ENT PUSE S T R ID	NE¼				NW¼				SW¼				SE¼				Total	Owner	Chg? NO	Overlap Files
	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼				
√ 64822 20 21S 7W 3									32.5	16.5	32.5	32.5					114	7b.	N	

Comments: **Reduction being completed on File No 41,388 which will change geo-center of sand pit and remove overlap with Application No 48,670 new P.D. location.**

KANSAS DEPARTMENT OF AGRICULTURE
Division of Water Resources

MEMORANDUM

TO: Files

DATE: May 3, 2017

FROM: Matt Meier

RE: Application, File No. 48,670
Appropriation File No 41,388

Robin Cain Et Al (Jim Cain filed initially but is now deceased) has filed the referenced application to appropriate groundwater for irrigation use, requesting one (1) well, a quantity of 159.6 acre-feet, and a diversion rate of 800 gallons per minute. The well is to be located in the Northwest Quarter of the Southeast Quarter of the Southwest Quarter (NW $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$) of Section 20, more particularly described as being near a point 1,137 feet North and 3,812 feet West of the Southeast corner of said section, in Township 21 South, Range 7 West, Rice County, within the Cow Creek drainage basin. There will be no other water rights overlapping the proposed place of use or point of diversion. The proposed point of diversion is located within the boundaries of Big Bend Groundwater Management District No. 5 which is closed to new appropriations. The place of use is owned by the applicant. Water Right File No. 41,388 is being reduced to cover the quantity requested in the application. File No. 41,388 was originally authorized for irrigation use but was changed to industrial use to cover a sand pit. The sand pit was not expanded beyond 1.347 acres and the owner/applicant requested that the remaining quantity be reduced to cover the water requested in the new application. The reduction for File No. 41,388 is being worked in conjunction with the pending application.

The applicant identified zero domestic wells within one-half mile of the proposed well and 1 groundwater pit (which the applicant owns), which WRIS confirmed. As such no nearby well notification letters were sent out. Based on the proposed reduction to File No. 41,388, the nearest non-domestic point of diversion is located approximately 1,342 feet away. The nearest domestic well would be further than 2,640 feet away since the applicant listed that there were none within $\frac{1}{2}$ mile. The proposed point of diversion meets minimum well spacing to all existing wells. Per the requirements in K.A.R. 5-25-2 for all other aquifers, the minimum well spacing should be one-quarter mile to all other non-domestic wells and 660 feet to domestic wells.

A well log submitted with the application shows topsoil from 0 to 2 feet, brown and black clay from 2 to 4 feet, course Equus Gravel from 4 to 83 feet, and red shale from 83 to 86 feet below ground. Static water level was at 5.49 feet below ground and the well was cased to 81 feet which provides a saturated thickness of 75.51 feet.

The requested quantity of water, 159.6 acre-feet, is to irrigate the proposed 114 acres identified in the application. This is the maximum allowable of 1.4 acre-feet per acre for Rice County, Kansas. There are multiple pending applications in this general area of the state, and they are being worked in priority order to ensure that senior applications are provided the available water.

A copy of the application was submitted to Big Bend Groundwater Management District No. 5 on December 6, 2016. GMD #5 recommended approval of the application in a letter, received via email, on December 19, 2016. In the letter they said that for applications that propose to use water in a manner so that there is no significant consumptive use of the local source of supply are exempt from meeting the requirements of K.A.R. 5-25-4 (a). The application was presented to the Board of Directors at their December board meeting. It was decided that in conjunction with the Reduction request for Water Right File No. 41,388, the application would not increase the consumptive use of the local supply. The Board also voted to waive K.A.R. 5-25-2, as the application initially appeared to fail to meet spacing to Water Right File No. 41,388, although after further review the application's proposed P.D. appears to meet spacing requirements.

*1340'
spacing*

In accordance with K.S.A. 82a-706c, the Chief Engineer retains full authority to require any water user to install meters, gages, or other measuring devices, which devices he or she or his or her agents may read at any time. Water flowmeter requirements are further described in K.A.R. 5-1-4 through K.A.R. 5-1-12. If any chemical or foreign substance is injected into the water pumped under this permit, a check valve will also need to be installed.

The proposed application is subject to minimum desirable streamflow requirements. The applicant signed, notarized, and returned the required form to our office.

Jeff Lanterman, Water Commissioner Stafford Field Office, reviewed and recommended the application for approval on January 18, 2017. Based on the above discussion and recommendation of G.M.D. 5, approval of the application will not impair senior water rights nor prejudicially or unreasonably affect the public interest, it is recommended that the referenced application be approved.

Matthew J. Meier
Environmental Scientist
Water Appropriations Unit

1320 Research Park Drive
Manhattan, Kansas 66502

Jackie McClaskey, Secretary



Phone: (785) 564-6700

Fax: (785) 564-6777

Email: ksag@kda.ks.gov

www.agriculture.ks.gov

Sam Brownback, Governor

June 7, 2017

FILE COPY

ROBIN CAIN ETAL
204 W 11TH STREET
ELLINWOOD KS 67526

RE: Application, File No. 48,670
Appropriation of Water, File No. 41,388

Dear Robin Cain et al:

There is enclosed a permit to appropriate water authorizing you to proceed with construction of the proposed diversion works (except those dams and stream obstructions regulated by K.S.A. 82a-301 through 305a), to divert such unappropriated water as may be available from the source and at the location specified in the permit, and to use it for the purpose and at the location described in the permit.

Your attention is directed to the enclosures and to the terms, conditions, and limitations specified in this permit. A water meter is required and you must install it prior to water being put to beneficial use in order for you to maintain accurate records of water use. The meter should be used to provide the information required on the annual water use report.

Failure to notify the Chief Engineer of the Division of Water Resources of the completion of the diversion works within the time allowed, or within any authorized extension of time thereof, will result in the dismissal of this permit. Enclosed is a form which may be used to notify the Chief Engineer that the proposed diversion works have been completed.

All requests for extensions of time to complete diversion works, or to perfect appropriations, must be submitted to the Chief Engineer before the expiration of time originally set forth in the permit to complete diversion works or to perfect an appropriation. If for any reason, you require an extension of time, you must request it before the expiration of time set forth in this permit. Failure to comply with this regulation will result in the dismissal of your permit or your water right. Any request for an extension of time shall be accompanied by the required statutory fee, which is currently \$100.00.

Also enclosed is a Findings and Order by the Chief Engineer, which sets forth the authorized point of diversion, place of use and quantity of water for the above referenced appropriation of water. The place of use and quantity of water have been reduced per your request. If you have any questions, please contact our office. If you wish to discuss this specific file, please have the file number ready so that we may help you more efficiently.

Sincerely,

Kristen A. Baum
New Application Unit Supervisor
Division of Water Resources

Enclosures

pc: Stafford Field Office
Big Bend Groundwater Management District #5



KANSAS DEPARTMENT OF AGRICULTURE
Jackie McClaskey, Secretary of Agriculture

DIVISION OF WATER RESOURCES
David W. Barfield, Chief Engineer

**APPROVAL OF APPLICATION
and
PERMIT TO PROCEED**
(This Is Not a Certificate of Appropriation)

FILE COPY

This is to certify that I have examined Application, **File No. 48,670** of the applicant

**ROBIN CAIN ETAL
204 W 11TH STREET
ELLINWOOD KS 67526**

for a permit to appropriate water for beneficial use, together with the maps, plans and other submitted data, and that the application is hereby approved and the applicant is hereby authorized, subject to vested rights and prior appropriations, to proceed with the construction of the proposed diversion works (except those dams and stream obstructions regulated by K.S.A. 82a-301 through 305a, as amended), and to proceed with all steps necessary for the application of the water to the approved and proposed beneficial use and otherwise perfect the proposed appropriation subject to the following terms, conditions and limitations:

1. That the priority date assigned to such application is **June 13, 2013**.
2. That the water sought to be appropriated shall be used for irrigation use on land described in the application, as follows:

Sec.	Twp.	Range	NE¼				NW¼				SW¼				SE¼				TOTAL	
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼		
20	21S	7W																		114

3. That the authorized source from which the appropriation shall be made is groundwater, to be withdrawn by means of one (1) well, which is to located in the Northwest Quarter of the Southeast Quarter of the Southwest Quarter (NW¼ SE¼ SW¼) of Section 20, more particularly described as being near a point 1,137 feet North and 3,812 feet West of the Southeast corner of said section, in Township 21 South, Range 7 West, Rice County, located substantially as shown on the map accompanying the application.
4. That the appropriation sought shall be limited to a maximum diversion rate not in excess of **800 gallons per minute (1.783 c.f.s.)** and to a quantity not to exceed **159.6 acre-feet** of water for any calendar year.
5. That installation of works for diversion of water shall be completed on or before **December 31, 2018** or within any authorized extension thereof. The applicant shall notify the Chief Engineer and pay the statutorily required field inspection fee of \$400.00 when construction of the works has been completed. Failure to timely submit the notice and the fee will result in revocation of the permit. Any request for an extension of time shall be submitted prior to the expiration of the deadline and shall be accompanied by the required statutory fee of \$100.00.

6. That the proposed appropriation shall be perfected by the actual application of water to the proposed beneficial use on or before **December 31, 2022** or any authorized extension thereof. Any request for an extension of time shall be submitted prior to the expiration of the deadline and shall be accompanied by the required statutory fee of \$100.00.

7. That the applicant shall not be deemed to have acquired a water appropriation for a quantity in excess of the amount approved herein nor in excess of the amount found by the Chief Engineer to have been actually used for the approved purpose during one calendar year subsequent to approval of the application and within the time specified for perfection or any authorized extension thereof.

8. That the use of water herein authorized shall not be made so as to impair any use under existing water rights nor prejudicially and unreasonably affect the public interest.

9. That the right of the appropriator shall relate to a specific quantity of water and such right must allow for a reasonable raising or lowering of the static water level and for the reasonable increase or decrease of the streamflow at the appropriator's point of diversion.

10. That this permit does not constitute authority under K.S.A. 82a-301 through 305a to construct any dam or other obstruction; nor does it grant any right-of-way, or authorize entry upon or injury to, public or private property.

11. That all diversion works constructed under the authority of this permit into which any type of chemical or other foreign substance will be injected into the water pumped from the diversion works shall be equipped with an in-line, automatic quick-closing, check valve capable of preventing pollution of the source of the water supply. The type of valve installed shall meet specifications adopted by the Chief Engineer and shall be maintained in an operating condition satisfactory to the Chief Engineer.

12. That an acceptable water flow meter shall be installed and maintained on the diversion works authorized by this permit in accordance with Kansas Administrative Regulations 5-1-4 through 5-1-12 adopted by the Chief Engineer. This water flow meter shall be used to provide an accurate quantity of water diverted as required for the annual water use report (including the meter reading at the beginning and end of the report year).

13. That all wells with a diversion rate of 100 gallons per minute or more drilled under the authority of this permit shall have a tube or other device installed in a manner acceptable to, and in accordance with specifications adopted by, the Chief Engineer. This tube or device shall be suitable for making water level measurements and shall be maintained in a condition satisfactory to the Chief Engineer.

14. That the applicant shall maintain accurate and complete records from which the quantity of water diverted during each calendar year may be readily determined and the applicant shall file an annual water use report with the Chief Engineer by March 1 following the end of each calendar year. Failure to file the annual water use report by the due date shall cause the applicant to be subject to a civil penalty.

15. That no water user shall engage in nor allow the waste of any water diverted under the authority of this permit.

16. That failure without cause to comply with provisions of the permit and its terms, conditions and limitations will result in the forfeiture of the priority date, revocation of the permit and dismissal of the application.

17. That the right to appropriate water under authority of this permit is subject to any minimum desirable streamflow requirements identified and established pursuant to K.S.A. 82a-703c for the source of supply to which this water right applies.

CERTIFICATE OF SERVICE

On this ^{7th} day of June, 2017, I hereby certify that the foregoing Approval of Application and Permit to Proceed, File No. 48,670, dated June 5th, 2017 was mailed postage prepaid, first class, US mail to the following:

ROBIN CAIN ETAL
204 W 11TH STREET
ELLINWOOD KS 67526

With photocopies to:

Stafford Field Office
Big Bend Groundwater Management District #5

A handwritten signature in cursive script that reads "Daniella Wilson". The signature is written in black ink and is positioned above a horizontal line.

Division of Water Resources



APPLICATION COMPLETE
6/13/13 5126117
Reviewer: MJM KAB

KANSAS DEPARTMENT OF AGRICULTURE
Dale A. Rodman, Secretary of Agriculture

DIVISION OF WATER RESOURCES
David W. Barfield, Chief Engineer

File Number 48670
This item to be completed by the Division of Water Resources.

APPLICATION FOR PERMIT TO
APPROPRIATE WATER FOR BENEFICIAL USE

Filing Fee Must Accompany the Application
(Please refer to Fee Schedule attached to this application form.)

WATER RESOURCES
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JUN 13 2013
1:08 PM
KS DEPT OF AGRICULTURE

To the Chief Engineer of the Division of Water Resources, Kansas Department of Agriculture,
109 SW 9th Street, Second Floor, Topeka, KS 66612-1283:
(442998)

1. Name of Applicant (Please Print): Jim Cain Robin Cain Et al
Address: 150 NE 20th Rd. 204 W 11th Street
City: Great Bend Ellinwood State KS Zip Code 67530 67526
Telephone Number: (620) 793-3606

2. The source of water is: surface water in _____ (stream)
OR groundwater in Cow Creek (drainage basin)

Certain streams in Kansas have minimum target flows established by law or may be subject to administration when water is released from storage for use by water assurance district members. If your application is subject to these regulations on the date we receive your application, you will be sent the appropriate form to complete and return to the Division of Water Resources.

3. The maximum quantity of water desired is 159.6 acre-feet OR n/a gallons per calendar year, to be diverted at a maximum rate of 800 gallons per minute OR 1.78 cubic feet per second.

Once your application has been assigned a priority, the requested maximum rate of diversion and maximum requested quantity of water under that priority number can **NOT** be increased. Please be certain your requested maximum rate of diversion and maximum quantity of water are appropriate and reasonable for your proposed project and are in agreement with the Division of Water Resources' requirements.

4. The water is intended to be appropriated for (Check use intended):
(a) Artificial Recharge (b) Irrigation (c) Recreational (d) Water Power
(e) Industrial (f) Municipal (g) Stockwatering (h) Sediment Control
(i) Domestic (j) Dewatering (k) Hydraulic Dredging (l) Fire Protection
(m) Thermal Exchange (n) Contamination Remediation

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YOU **MUST** COMPLETE AND ATTACH ADDITIONAL DIVISION OF WATER RESOURCES FORM(S) PROVIDING INFORMATION TO SUBSTANTIATE YOUR REQUEST FOR THE AMOUNT OF WATER FOR THE INTENDED USE REFERENCED ABOVE. State Field Office Division of Water Resources

For Office Use Only:
F.O. 2 GMD Meets K.A.R. 5-3-1 (YES/NO) Use IRR Source G/S County RC By RR Date 6-13-13
Code RE2 Fee \$ 300 TR # 1305556 Receipt Date 06/13/13 Check # 9199

6-17-13
BJD
SCANNED

5. The location of the proposed wells, pump sites or other works for diversion of water is:

Note: For the application to be accepted, the point of diversion location must be described to at least a 10 acre tract, unless you specifically request a 60 day period of time in which to locate the site within a specifically described, minimal legal quarter section of land.

(A) One in the NW quarter of the SE quarter of the SW quarter of Section 20, more particularly described as being near a point 1137 feet North and 3812 feet West of the Southeast corner of said section, in Township 21 South, Range 7 West, Rice County, Kansas.

(B) One in the _____ quarter of the _____ quarter of the _____ quarter of Section _____, more particularly described as being near a point _____ feet North and _____ feet West of the Southeast corner of said section, in Township _____ South, Range _____ East/West (circle one), _____ County, Kansas.

(C) One in the _____ quarter of the _____ quarter of the _____ quarter of Section _____, more particularly described as being near a point _____ feet North and _____ feet West of the Southeast corner of said section, in Township _____ South, Range _____ East/West (circle one), _____ County, Kansas.

(D) One in the _____ quarter of the _____ quarter of the _____ quarter of Section _____, more particularly described as being near a point _____ feet North and _____ feet West of the Southeast corner of said section, in Township _____ South, Range _____ East/West (circle one), _____ County, Kansas.

If the source of supply is groundwater, a separate application shall be filed for each proposed well or battery of wells, except that a single application may include up to four wells within a circle with a quarter (1/4) mile radius in the same local source of supply which do not exceed a maximum diversion rate of 20 gallons per minute per well.

A battery of wells is defined as two or more wells connected to a common pump by a manifold; or not more than four wells in the same local source of supply within a 300 foot radius circle which are being operated by pumps not to exceed a total maximum diversion rate of 800 gallons per minute and which supply water to a common distribution system.

6. The owner of the point of diversion, if other than the applicant is (please print):

(name, address and telephone number)

(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 June 10, 20 13 Jim S. Cai
Applicant's Signature

The applicant must provide the required information or signature irrespective of whether they are the landowner. Failure to complete this portion of the application will cause it to be unacceptable for filing and the application will be returned to the applicant.

7. The proposed project for diversion of water will consist of 1(one) well, one pump and center pivot system
(number of wells, pumps or dams, etc.)
and (will be) completed (by) ASAP after approval.
(Month/Day/Year - each was or will be completed)

8. The first actual application of water for the proposed beneficial use was or is estimated to be ASAP
(Mo/Day/Year)

- 9. Will pesticide, fertilizer, or other foreign substance be injected into the water pumped from the diversion works?
 Yes No If "yes", a check valve shall be required.

All chemigation safety requirements must be met including a chemigation permit and reporting requirements.

- 10. If you are planning to impound water, please contact the Division of Water Resources for assistance, prior to submitting the application. Please attach a reservoir area capacity table and inform us of the total acres of surface drainage area above the reservoir.

Have you also made an application for a permit for construction of this dam and reservoir with the Division of Water Resources? Yes No

- If yes, show the Water Structures permit number here n/a
- If no, explain here why a Water Structures permit is not required No structure needed. No channel change or floodplain fill being utilized.

- 11. The application must be supplemented by a U.S.G.S. topographic map, aerial photograph or a detailed plat showing the following information. On the topographic map, aerial photograph, or plat, identify the center of the section, the section lines or the section corners and show the appropriate section, township and range numbers. Also, please show the following information:

- (a) The location of the proposed point(s) of diversion (wells, stream-bank installations, dams, or other diversion works) should be plotted as described in Paragraph No. 5 of the application, showing the North-South distance and the East-West distance from a section line or southeast corner of section.
- (b) If the application is for groundwater, please show the location of any existing water wells of any kind within 1/2 mile of the proposed well or wells. Identify each existing well as to its use and furnish the name and mailing address of the property owner or owners. If there are no wells within 1/2 mile, please advise us.
- (c) If the application is for surface water, the names and addresses of the landowner(s) 1/2 mile downstream and 1/2 mile upstream from your property lines must be shown.
- (d) The location of the proposed place of use should be shown by crosshatching on the topographic map, aerial photograph or plat.
- (e) Show the location of the pipelines, canals, reservoirs or other facilities for conveying water from the point of diversion to the place of use.

A 7.5 minute U.S.G.S. topographic map may be obtained by providing the section, township and range numbers to: Kansas Geological Survey, 1930 Constant, Campus West, University of Kansas, Lawrence, Kansas 66047.

- 12. List any application, appropriation of water, water right, or vested right file number that covers the same diversion points or any of the same place of use described in this application. Also list any other recent modifications made to existing permits or water rights in conjunction with the filing of this application.

See attached reduction on file 41388. Reduction being filed to offset water use under this file.

No place of use overlap exists.

41388 was originally irrigation and changed to industrial use. The sandpit is not going to be utilized beyond the 1.347 acres it is currently. Want to take my original available safe yield from that file and irrigate with it as originally planned. That is the reason for this application to appropriate.

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Stafford Field Office
Division of Water Resources

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13. Furnish the following well information if the proposed appropriation is for the use of groundwater. If the well has not been completed, give information obtained from test holes, if available.

Information below is from: Test holes Well as completed Drillers log attached

Well location as shown in paragraph No.	(A)	(B)	(C)	(D)
Date Drilled	3/24/97	_____	_____	_____
Total depth of well	86	_____	_____	_____
Depth to water bearing formation	_____	_____	_____	_____
Depth to static water level	_____	_____	_____	_____
Depth to bottom of pump intake pipe	81	_____	_____	_____

14. The relationship of the applicant to the proposed place where the water will be used is that of Owner
(owner, tenant, agent or otherwise)

15. The owner(s) of the property where the water is used, if other than the applicant, is (please print):

 (name, address and telephone number)

 (name, address and telephone number)

16. The undersigned states that the information set forth above is true to the best of his/her knowledge and that this application is submitted in good faith.

Dated at Stuffard, Kansas, this 10 day of June, 2013.
 (month) (year)

 (Applicant Signature) 510-46-9816
 APPLICANT(S) SOCIAL SECURITY
 IDENTIFICATION NUMBER(S)

By _____ and/or
 (Agent or Officer Signature) APPLICANT(S) TAXPAYER I.D. NO.(S)

 (Agent or Officer - Please Print)

Assisted by JL _____ WL _____ Date: 5/13/13
 (office/title)

FEE SCHEDULE

1. The fee for an application for a permit to appropriate water for beneficial use, except for domestic use, shall be (see paragraph No. 2 below if requesting storage):

ACRE-FEET	FEE
0-100	\$200.00
101-320	\$300.00
More than 320	\$300.00 plus \$20.00 for each additional 100 acre-feet or any part thereof.

2. The fee for an application in which storage is requested, except for domestic use, shall be:

ACRE-FEET	FEE
0-250	\$200.00
More than 250	\$200.00 plus \$20.00 for each additional 250 acre-feet of storage or any part thereof.

Note: If an application requests both direct use *and* storage, the fee charged shall be as determined under No. 1 or No. 2 above, whichever is greater, but not both fees.

3. The fee for an application for a permit to appropriate water for water power or dewatering purposes shall be \$100.00 plus \$200.00 for each 100 cubic feet per second, or part thereof, of the diversion rate requested.

Note: The applicant shall notify the Chief Engineer and pay the statutorily required field inspection fee of \$400.00 when construction of the works for diversion has been completed, except that for applications filed on or after July 1, 2009, for works constructed for sediment control use and for evaporation from a groundwater pit for industrial use shall be accompanied by a field inspection fee of \$200.00.

MAKE CHECKS PAYABLE TO THE KANSAS DEPARTMENT OF AGRICULTURE

ATTENTION

A Water Conservation Plan may be required per K.S.A. 82a-733. A statement that your application for permit to appropriate water may be subject to the minimum desirable streamflow requirements per K.S.A. 82a-703a, b, and c may also be required from you. After the Division of Water Resources has had the opportunity to review your application, you will be notified whether or not you will need to submit a Water Conservation Plan. You also may be required to install a water flow meter or water stage measuring device on your diversion works prior to diverting water. There may be other special conditions or Groundwater Management District regulations that you will need to comply with if this application is approved.

CONVERSION FACTORS

1 acre-foot equals 325,851 gallons

1 million gallons equal 3.07 acre-feet

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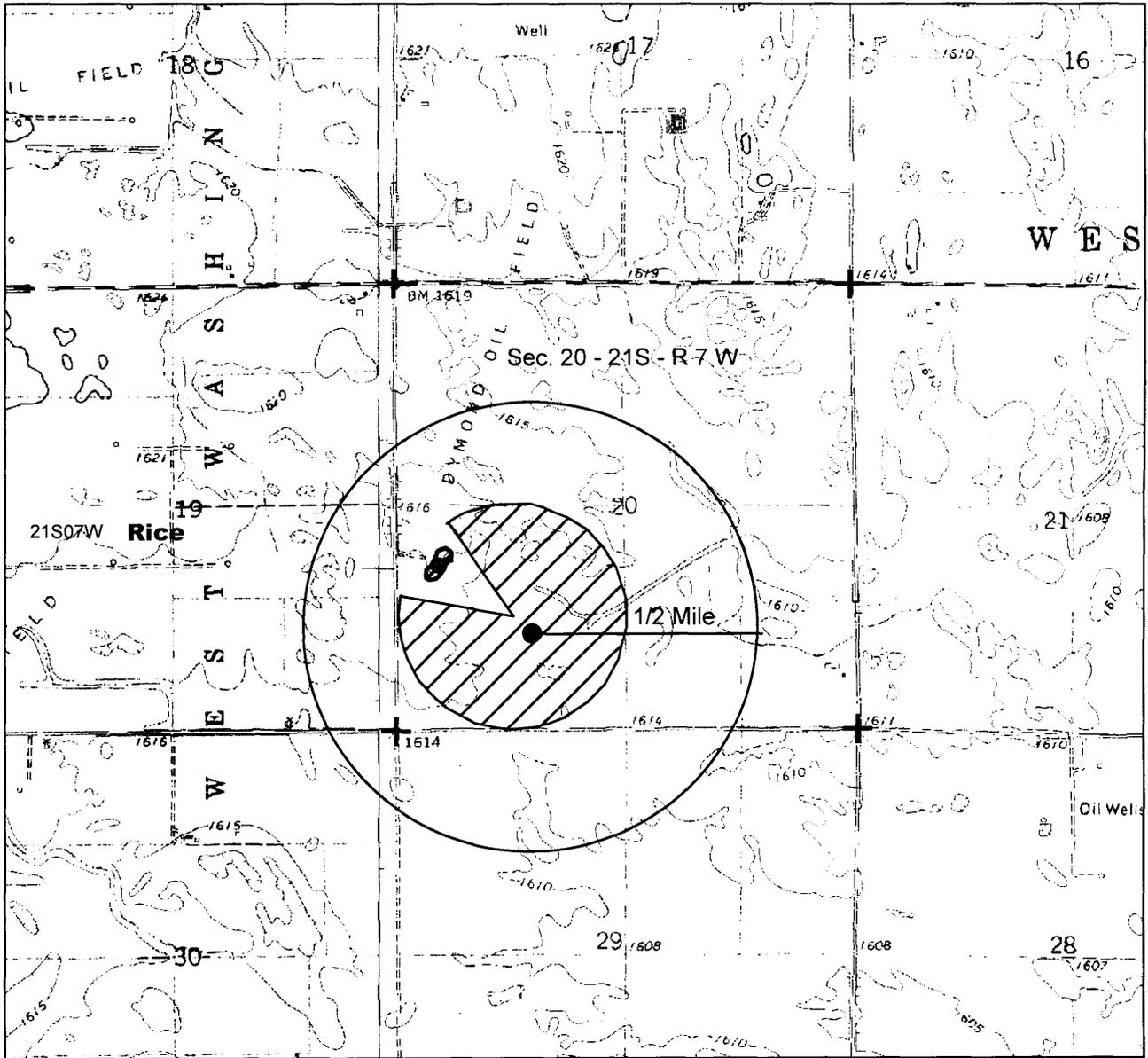
Stafford Field Office
Division of Water Resources

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JUN 13 2013

SCANNED
KS DEPT OF AGRICULTURE

New Application
Offset By 41,388 Reduction



1 inch equals 2,000 feet

Legend

- Proposed Point of Diversion (1137' N x 3812'W)
- File No. 41388 Better Described Geocenter (Owned by Applicant)
- ⊕ section corners
- ▨ Proposed PU

Signature
All Wells of Any Kind Within 1/2 Mile
of the Proposed Point of Diversion
Have Been Shown

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Stafford Field Office
Division of Water Resources



JUN 13 2013

SCANNED

KS DEPT OF AGRICULTURE

New Application
Offset By 41,388 Reduction

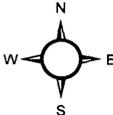


1 inch equals 2,000 feet

Legend

- Proposed Point of Diversion (1137' N x 3812'W)
- File No. 41388 Better Described Geocenter (Owned by Applicant)
- ⊕ section corners
- ▨ Proposed PU

Signature
All Wells of Any Kind Within 1/2 Mile
of the Proposed Point of Diversion
Have Been Shown



IRRIGATION USE SUPPLEMENTAL SHEET

File No. _____

Name of Applicant (Please Print): Jim Cain

1. Please supply the name and address of each landowner, the legal description of the lands to be irrigated, and designate the actual number of acres to be irrigated in each forty acre tract or fractional portion thereof:

Landowner of Record NAME: Jim Cain
 ADDRESS: 150 NE 20th Rd. Great Bend, KS. 67530

S	T	R	NE¼				NW¼				SW¼				SE¼				TOTAL				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE					
20	21S	7W												32.5	16.5	32.5	32.5					114	

Landowner of Record NAME: _____
 ADDRESS: _____

S	T	R	NE¼				NW¼				SW¼				SE¼				TOTAL					
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE						

Landowner of Record NAME: _____
 ADDRESS: _____

S	T	R	NE¼				NW¼				SW¼				SE¼				TOTAL						
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE							

RECEIVED

WATER RESOURCES
RECEIVED

2. Please complete the following information for the description of the operation for the irrigation project. Attach supplemental sheets as needed.

a. Indicate the soils in the field(s) and their intake rates:

Soil Name	Percent of field (%)	Intake Rate (in/hr)	Irrigation Design Group
<u>Carwile</u>	<u>10</u>	<u>.3</u>	<u>3</u>
<u>Farnhum Slickspots</u>	<u>35</u>	<u>.5</u>	<u>5</u>
<u>Naron fine sandy loam</u>	<u>5%</u>	<u>1</u>	<u>7</u>
<u>Naron fine sandy loam</u>	<u>10</u>	<u>1</u>	<u>7</u>
<u>Tabler slickspots complex</u>	<u>40</u>	<u>.1</u>	<u>1</u>
Total:	100 %		

b. Estimate the average land slope in the field(s): 1-2 %

Estimate the maximum land slope in the field(s): 3 %

c. Type of irrigation system you propose to use (check one):

Center pivot Center pivot - LEPA "Big gun" sprinkler
 Gravity system (furrows) Gravity system (borders) Sideroll sprinkler

Other, please describe: _____

d. System design features:

i. Describe how you will control tailwater: No tailwater anticipated

ii. For sprinkler systems:

(1) Estimate the operating pressure at the distribution system: 40 psi

(2) What is the sprinkler package design rate? 800 gpm

(3) What is the wetted diameter (twice the distance the sprinkler throws water) of a sprinkler on the outer 100 feet of the system? 50 feet

(4) Please include a copy of the sprinkler package design information.

e. Crop(s) you intend to irrigate. Please note any planned crop rotations: Corn, soybeans, what, milo

f. Please describe how you will determine when to irrigate and how much water to apply (particularly important if you do not plan a full irrigation). irrigation scheduling and possible crop consultant.

You may attach any additional information you believe will assist in informing the Division of the need for your request.

June 10, 2013
(Date)

Kansas Department of Agriculture
Division of Water Resources
David W. Barfield, Chief Engineer
109 SW 9th Street, 2nd Floor
Topeka, Kansas 66612-1283

Re: Application
File No. _____

Minimum Desirable Streamflow

Dear Sir:

I understand that a Minimum Desirable Streamflow requirement has been established by the legislature for the source of supply to which the above referenced application applies.

I understand that diversion of water pursuant to this application will be subject to regulation any time Minimum Desirable Streamflow requirements are not being met.

I also understand that if this application is approved, there could be times, as determined by the Division of Water Resources, when I would not be allowed to divert water. I realize that this could affect the economics of my decision to appropriate water.

I am aware of the above factors, and with the knowledge thereof, request that the Division of Water Resources proceed with processing and approval, if possible, of the above referenced application.

Jim S. Carr
Signature of Applicant

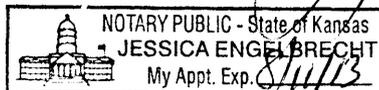
State of Kansas)
County of Stafford) ss

Jim S. Carr
(Print Applicant's Name)

I hereby certify that the foregoing instrument was signed in my presence and sworn to before me this 10th day of June, 2013.

Jessica Engelbrecht
Notary Public

My Commission Expires:



WATER RESOURCES
RECEIVED

RECEIVED JUN 13 2013
SCANNED

APR 27 2015 KS DEPT OF AGRICULTURE

**MINIMUM DESIRABLE STREAMFLOW FORM TO BE USED WHEN
APPLICABLE WHEN FILING AN APPLICATION FOR PERMIT
TO APPROPRIATE WATER FOR BENEFICIAL USE**

The Kansas Legislature has established minimum desirable streamflows for the streams listed below. If your proposed diversion of water is going to be from one of these watercourses or adjacent alluvial aquifers, please complete the back side of this page and submit it along with your application for permit to appropriate water.

Arkansas River
Big Blue River
Chapman Creek
Chikaskia River
Cottonwood River
Delaware River
Little Arkansas River
Little Blue River
Marais des Cygnes River
Medicine Lodge River
Mill Creek (Wabaunsee Co. area)
Neosho River

Ninnescah River
North Fork Ninnescah River
Rattlesnake Creek
Republican River
Saline River
Smoky Hill River
Solomon River
South Fork Ninnescah
Spring River
Walnut River
Whitewater River

Water Rights and Points of Diversion Within 2.00 miles of point defined as:

1137 ft N and 3812 ft W of the SE Corner of Section 20, T 21S, R 7W

Located at: 98.118643 West Longitude and 38.206171 North Latitude

GROUNDWATER ONLY

```

=====
File Number   Use ST SR Dist (ft) Q4 Q3 Q2 Q1 FeetN FeetW Sec Twp Rng ID Batt Auth_Quan Add_Quan Unit
A__ 6993 00 IRR NK G      6772 -- -- CN SW 2600 4040 17 21 7W 4      84.00    84.00 AF
A__ 6996 00 IRR NK G      8668 -- SW NE NE 3990 1250 18 21 7W 1     108.00   108.00 AF
A__ 23713 00 IRR NK G     6946 -- SW NW NE 3970 2590 28 21 7W 3     193.00   193.00 AF
A__ 23714 00 IRR NK G     5521 -- NW NE NW 4896 3772 28 21 7W 5      51.00    51.00 AF
A__ 24642 00 IRR NK G     5676 -- -- NC SE 1300 1320 29 21 7W 1     192.00   192.00 AF
A__ 29893 00 IRR NK G     8867 -- NC NW NE ----- 25 21 8W 1      52.50    52.50 AF
A__ 30913 00 IRR NK G     8175 -- -- NC NE 3966 1338 32 21 7W 2     198.00   198.00 AF
A__ 31382 00 IRR NK G     9845 -- -- NC NW 3960 3894 18 21 7W 2     174.00   174.00 AF
A__ 41388 00 IND LR G       244 -- -- NC SW 1320 3960 20 21 7W 2     195.00   195.00 AF
A__ 42684 00 IRR NK G    10445 -- SW SE NW 2687 3934 33 21 7W 1     189.00   189.00 AF
A__ 42696 00 IRR NK G     4891 -- SE NW SW 1582 4243 29 21 7W 2     125.00   125.00 AF
A__ 244 -- -- NC SW 1320 3960 20 21 7W 2     159.60   159.60 AF
T__20009062 00 HYD GY G     244 -- -- NC SW 1320 3960 20 21 7W 2     992.00   992.00 AF
T__20127409 MF IRR GY G     8668 -- SW NE NE 3990 1250 18 21 7W 1     540.00     .00 AF
=====

```

```

Total Net Quantities Authorized:   Direct      Storage
Total Requested Amount (AF) =      159.60          .00
Total Permitted Amount (AF) =      992.00          .00
Total Inspected Amount (AF) =      195.00          .00
Total Pro_Cert Amount (AF) =         .00          .00
Total Certified Amount (AF) =     1366.50          .00
Total Vested Amount (AF) =         .00          .00
TOTAL AMOUNT (AF) =      2713.10          .00

```

An * after the source of supply indicates a pending application for change for the file number.
 An * after the ID indicates a 15 AF exemption was granted for the file number.
 A "G" in the Batt column indicates the GEO CTR of a battery. A "B" indicates a well in the battery.
 The number in the Batt column is the number of wells in the battery.

Water Rights and Points of Diversion Within 2.00 miles of point defined as:

98.118643 West Longitude and 38.206171 North Latitude

GROUNDWATER ONLY

WATER USE CORRESPONDENTS:

```

=====
File Number   Use ST SR
A__ 6993 00 IRR NK G
> WILLIAM R & MONA JEAN BALL
>
> 538 N 6TH ST
> STERLING KS 67579
>-----
A__ 6996 00 IRR NK G
> ROBERT W & HELEN MCCRORY FAMILY TRUST
>
> PO BOX 21
> STERLING KS 67579
>-----

```

A__ 23713 00 IRR NK G
> DELVIN D RANDOLPH TRUST
> BARBARA A RANDOLPH TRUST
> 2065 AVENUE X
> STERLING KS 67579

>-----
A__ 23714 00 IRR NK G
> DELVIN D RANDOLPH TRUST
> BARBARA A RANDOLPH TRUST
> 2065 AVENUE X
> STERLING KS 67579

>-----
A__ 24642 00 IRR NK G
> DELVIN D RANDOLPH TRUST
> BARBARA A RANDOLPH TRUST
> 2065 AVENUE X
> STERLING KS 67579

>-----
A__ 29893 00 IRR NK G
> RIVER VALLEY FARMS INC
>
> 2470 18TH RD
> STERLING KS 67579

>-----
A__ 30913 00 IRR NK G
> DELVIN D RANDOLPH TRUST
> BARBARA A RANDOLPH TRUST
> 2065 AVENUE X
> STERLING KS 67579

>-----
A__ 31382 00 IRR NK G
> ROBERT W & HELEN MCCRORY FAMILY TRUST
>
> PO BOX 21
> STERLING KS 67579

>-----
A__ 41388 00 IND LR G
> JIM CAIN
>
> 150 NE 20 RD
> GREAT BEND KS 67530

>-----
A__ 42684 00 IRR NK G
> LEE A SCHEUFLER
>
> 1810 22ND RD
> STERLING KS 67579

>-----
A__ 42696 00 IRR NK G
> LEE A SCHEUFLER
>
> 1810 22ND RD

> STERLING'KS 67579

>-----

A__ 48670 00 IRR AY G

> JIM CAIN

>

> 150 NE 20 RD

> GREAT BEND KS 67530

>-----

T__20009062 00 HYD GY G

> JIM CAIN

>

> 150 NE 20 RD

> GREAT BEND KS 67530

>-----

T__20127409 MF IRR GY G

> ROBERT W & HELEN MCCRORY FAMILY TRUST

>

> PO BOX 21

> STERLING KS 67579

>-----

=====

Water Rights and Points of Diversion Within 2.00 miles of point defined as:

1936 ft N and 4890 ft W of the SE Corner of Section 20, T 21S, R 7W

Located at: 98.122395 West Longitude and 38.208365 North Latitude

GROUNDWATER ONLY

```

=====
File Number  Use ST SR Dist (ft) Q4 Q3 Q2 Q1 FeetN FeetW Sec Twp  Rng  ID Batt Auth_Quan  Add_Quan Unit
A__  6993 00 IRR NK G      6014 -- -- CN SW  2600  4040  17  21  7W  4      84.00   84.00 AF
A__  6996 00 IRR NK G      7592 -- SW NE NE  3990  1250  18  21  7W  1     108.00  108.00 AF
A__  23713 00 IRR NK G     8251 -- SW NW NE  3970  2590  28  21  7W  3     193.00  193.00 AF
A__  23714 00 IRR NK G     6803 -- NW NE NW  4896  3772  28  21  7W  5      51.00   51.00 AF
A__  24642 00 IRR NK G     6886 -- -- NC SE  1300  1320  29  21  7W  1     192.00  192.00 AF
A__  29893 00 IRR NK G     8039 -- NC NW NE ----- ----- 25  21  8W  1      52.50   52.50 AF
A__  30913 00 IRR NK G     9291 -- -- NC NE  3966  1338  32  21  7W  2     198.00  198.00 AF
A__  31382 00 IRR NK G     8589 -- -- NC NW  3960  3894  18  21  7W  2     174.00  174.00 AF
A__  42696 00 IRR NK G     5687 -- SE NW SW  1582  4243  29  21  7W  2     125.00  125.00 AF
A__  48670 00 IRR AY G     1104 -- -- NC SW  1320  3960  20  21  7W  2     159.60  159.60 AF
T__20009062 00 HYD GY G     1104 -- -- NC SW  1320  3960  20  21  7W  2     992.00  992.00 AF
T__20127409 MF IRR GY G     7592 -- SW NE NE  3990  1250  18  21  7W  1     540.00    .00 AF
=====

```

```

=====
Total Net Quantities Authorized:  Direct      Storage
Total Requested Amount (AF) =      159.60      .00
Total Permitted Amount (AF) =      992.00      .00
Total Inspected Amount (AF) =      195.00      .00
Total Pro_Cert Amount (AF) =         .00      .00
Total Certified Amount (AF) =     1177.50      .00
Total Vested Amount (AF) =         .00      .00
TOTAL AMOUNT (AF) =      2524.10      .00
=====

```

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 A "G" in the Batt column indicates the GEO CTR of a battery. A "B" indicates a well in the battery.
 The number in the Batt column is the number of wells in the battery.

Water Rights and Points of Diversion Within 2.00 miles of point defined as:

98.122395 West Longitude and 38.208365 North Latitude

GROUNDWATER ONLY

WATER USE CORRESPONDENTS:

```

=====
File Number  Use ST SR
A__  6993 00 IRR NK G
> WILLIAM R & MONA JEAN BALL
>
> 538 N 6TH ST
> STERLING KS 67579
>-----
A__  6996 00 IRR NK G
> ROBERT W & HELEN MCCRORY FAMILY TRUST
>
> PO BOX 21
> STERLING KS 67579
>-----
A__  23713 00 IRR NK G

```

> DELVIN D RANDOLPH TRUST
> BARBARA A RANDOLPH TRUST
> 2065 AVENUE X
> STERLING KS 67579

>-----

A__ 23714 00 IRR NK G
> DELVIN D RANDOLPH TRUST
> BARBARA A RANDOLPH TRUST
> 2065 AVENUE X
> STERLING KS 67579

>-----

A__ 24642 00 IRR NK G
> DELVIN D RANDOLPH TRUST
> BARBARA A RANDOLPH TRUST
> 2065 AVENUE X
> STERLING KS 67579

>-----

A__ 29893 00 IRR NK G
> RIVER VALLEY FARMS INC
>
> 2470 18TH RD
> STERLING KS 67579

>-----

A__ 30913 00 IRR NK G
> DELVIN D RANDOLPH TRUST
> BARBARA A RANDOLPH TRUST
> 2065 AVENUE X
> STERLING KS 67579

>-----

A__ 31382 00 IRR NK G
> ROBERT W & HELEN MCCRORY FAMILY TRUST
>
> PO BOX 21
> STERLING KS 67579

>-----

A__ 41388 00 IND LR G
> JIM CAIN
>
> 150 NE 20 RD
> GREAT BEND KS 67530

>-----

A__ 42696 00 IRR NK G
> LEE A SCHEUFLER
>
> 1810 22ND RD
> STERLING KS 67579

>-----

A__ 48670 00 IRR AY G
> JIM CAIN
>
> 150 NE 20 RD
> GREAT BEND KS 67530

>-----

T__20009062 00 HYD GY G

> JIM CAIN

>

> 150 NE 20 RD

> GREAT BEND KS 67530

>-----

T__20127409 MF IRR GY G

> ROBERT W & HELEN MCCRORY FAMILY TRUST

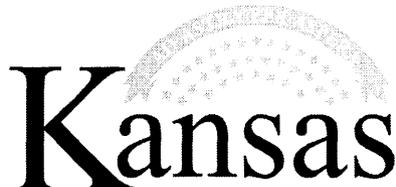
>

> PO BOX 21

> STERLING KS 67579

>-----

=====


Department of Agriculture
Division of Water Resources

109 SW 9th Street, 2nd Floor
Topeka, Kansas 66612-1283

phone: (785) 296-3717
fax: (785) 296-1176
www.ksda.gov/dwr

Dale A. Rodman, Secretary
David W. Barfield, Chief Engineer

Sam Brownback, Governor

October 14, 2015

BIG BEND GROUNDWATER MANAGEMENT DISTRICT NO 5
% Orrin Feril
125 SOUTH MAIN ST
PO BOX 7
STAFFORD KS 67578

Re: Application, File No. 48,670

Dear Mr. Feril:

We are enclosing a copy of the application referred to above which appears to be in proper form. The applicant did not identify any domestic wells within one-half mile of the proposed point of diversion and WRIS showed no active water rights within one-half mile. As such, no nearby notification letters were sent out. The applicant is requesting 159.6 acre-feet of groundwater for irrigation use, to be offset by a reduction in Place of Use and Quantity from File No. 41,388. The reduction in 41,388 is to be worked concurrently with the new application. The new application, 48,670, appears to fail spacing to the proposed geo-center of the reduced groundwater pit authorized under 41,388.

We are delaying any further action for a **period of 30 days** from the date of this letter to allow you time to submit your recommendations concerning this application.

If you have any questions, please contact me at (620) 234-5311. If you wish to discuss a specific file, please have the file number ready so that I may help you more efficiently.

Sincerely,



Matt Meier
Environmental Scientist
Water Appropriations Program

Enclosure

pc:

SCANNED

Kansas

Department of Agriculture
Division of Water Resources

109 SW 9th Street, 2nd Floor
Topeka, Kansas 66612-1283

phone: (785) 296-3717
fax: (785) 296-1176
www.ksda.gov/dwr

Dale A. Rodman, Secretary
David W. Barfield, Chief Engineer

Sam Brownback, Governor

October 14, 2015

BIG BEND GROUNDWATER MANAGEMENT DISTRICT NO 5
% Orrin Feril
125 SOUTH MAIN ST
PO BOX 7
STAFFORD KS 67578

Re: Application, File No. 48,670

Dear Mr. Feril:

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Sincerely,



Matt Meier
Environmental Scientist
Water Appropriations Program

Enclosure

pc:

SCANNED


Kansas
Department of Agriculture
Division of Water Resources

109 SW 9th Street, 2nd Floor
Topeka, Kansas 66612-1283

phone: (785) 296-3717
fax: (785) 296-1176
www.ksda.gov/dwr

Dale A. Rodman, Secretary
David W. Barfield, Chief Engineer

Sam Brownback, Governor

December 6, 2016

BIG BEND GROUNDWATER MANAGEMENT DISTRICT NO 5
% Orrin Feril
125 SOUTH MAIN ST
PO BOX 7
STAFFORD KS 67578

Re: Application, File No. 48,670

Dear Mr. Feril:

We are enclosing a copy of the application referred to above which appears to be in proper form. The applicant did not identify any domestic wells within one-half mile of the proposed point of diversion and WRIS showed no active water rights within one-half mile. As such, no nearby notification letters were sent out. The applicant is requesting 159.6 acre-feet of groundwater for irrigation use, to be offset by a reduction in Place of Use and Quantity from File No. 41,388. The reduction in 41,388 is to be worked concurrently with the new application. The new application, 48,670, appears to fail spacing to the proposed geo-center of the reduced groundwater pit authorized under 41,388.

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If you have any questions, please contact me at (620) 234-5311. If you wish to discuss a specific file, please have the file number ready so that I may help you more efficiently.

Sincerely,

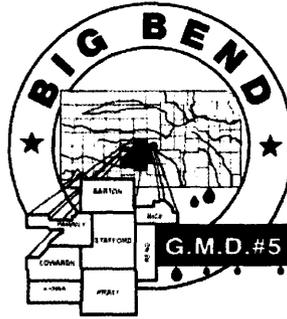


Matt Meier
Environmental Scientist
Water Appropriations Program

Enclosure

pc:

Darrell Wood - Edwards (Pres.)
Fred Grunder - Pratt (V Pres.)
John Janssen - Kiowa (Treas.)
Curtis Tobias - Rice (Sec.)
Justin Gatz - Reno
Kent Lamb - Stafford
Phil Martin - Barton
Bob Standish - Pawnee
Tom Taylor - At-Large



Orrin Feril, Manager
125 South Main Street
Stafford, Kansas 67578
ph: (620) 234-5352
fx: (620) 234-5718
gmd5@gmd5.org
www.gmd5.org

December 16, 2016

Matt Meier
Division of Water Resources
Kansas Department of Agriculture
300 S. Main Street
Stafford, Kansas 67578-1342

RE: Application File No. 48,670
Water Right File No. 41,388 Reduction Request

Dear Mr. Meier,

Big Bend Groundwater Management District #5 has reviewed the above referenced application which proposes to divert up to 159.60 acre-feet of groundwater for irrigation use in the SW¹/₄ of Section 20, Township 21S, Range 07W in Rice County, Kansas.

Applications that propose to use water in a manner so that there is no significant consumptive use of the local source of supply are exempt from meeting the requirements of K.A.R. 5-25-4 (a). The application was presented to the Board of Directors at the December regular board meeting for review. In conjunction with the Reduction Request for Water Right File No. 41,388, the application would not increase the consumptive use of the local source of supply. However, this application does not meet spacing requirements to Water Right File No. 41,388. Based upon information received in the District office and provided at the board meeting, the Board voted to waive K.A.R. 5-25-2 to recommend approval of this application on the condition that the reduction request for Water Right File No. 41,388 is approved.

The application is subject to the District's well equipment regulation K.A.R. 5-25-5 for a required flow meter.

Please feel free to give me a call if you have any questions.

Sincerely,

Orrin Feril
Manager

RECEIVED

DEC 19 2016

Stafford Field Office
Division of Water Resources

SCANNED

RICE COUNTY

This database was last updated on 1/19/2017 at 1:31 AM

[Return to County Website](#) | [Log Out](#)

Parcel Details for 080-194-20-0-00-00-003.00-0 - Printer Friendly Version

Quick Reference #: R9227

Owner Information	
Owner's Name (Primary):	CAIN, ROBIN
Mailing Address:	2720 Coronado Great Bnd Bend, KS 67530
Owner's Name:	CAIN, CHRIS
Mailing Address:	1932 NW West St Topeka, KS 66608
Owner's Name:	CAIN, STEVE
Mailing Address:	5808 16th # Apt B-10 Great Bnd Great Bend, KS 67530
Property Address	
Address:	Sterling, KS 67579
General Property Information	
Property Class:	Agricultural Use - A
Living Units:	
Zoning:	
Neighborhood:	419
Taxing Unit:	W WASHINGTON 230
Deed Information	
Document #	Document Link

Residential Information [Information Not Available]

Residential Information [Information Not Available]

Commercial Information [Information Not Available]

Other Building Improvement Information [Information Not Available]

Agricultural Information

Agricultural Land

Land Type:	Dry Land - DR	Irrig. Type:	Adjust Code:	Use Value:	260
Acres:	2.10	Well Depth:	Govt. Prgm:	Market Value:	3,780
Soil Unit:	5710	Acres:	Base Rate: 125		
		Soil Unit:	Adjust Rate: 125		
Land Type:	Dry Land - DR	Irrig. Type:	Adjust Code:	Use Value:	3,500
Acres:	59.40	Well Depth:	Govt. Prgm:	Market Value:	118,800
Soil Unit:	5730	Acres:	Base Rate: 59		
		Soil Unit:	Adjust Rate: 59		
Land Type:	Dry Land - DR	Irrig. Type:	Adjust Code:	Use Value:	6,580
Acres:	52.60	Well Depth:	Govt. Prgm:	Market Value:	78,900
Soil Unit:	5745	Acres:	Base Rate: 125		
		Soil Unit:	Adjust Rate: 125		
Land Type:	Dry Land - DR	Irrig. Type:	Adjust Code:	Use Value:	2,900
Acres:	8.40	Well Depth:	Govt. Prgm:	Market Value:	17,640
Soil Unit:	5943	Acres:	Base Rate: 345		
		Soil Unit:	Adjust Rate: 345		
Land Type:	Dry Land - DR	Irrig. Type:	Adjust Code:	Use Value:	3,240
Acres:	9.40	Well Depth:	Govt. Prgm:	Market Value:	20,680
Soil Unit:	5944	Acres:	Base Rate: 345		
		Soil Unit:	Adjust Rate: 345		
Land Type:	Dry Land - DR	Irrig. Type:	Adjust Code:	Use Value:	70
Acres:	3.10	Well Depth:	Govt. Prgm:	Market Value:	4,650
Soil Unit:	6330	Acres:	Base Rate: 22		
		Soil Unit:	Adjust Rate: 22		
Land Type:	Native Grass - NG	Irrig. Type:	Adjust Code:	Use Value:	700
Acres:	4.30	Well Depth:	Govt. Prgm:	Market Value:	5,380
Soil Unit:	5710	Acres:	Base Rate: 163		
		Soil Unit:	Adjust Rate: 163		
Land Type:	Native Grass - NG	Irrig. Type:	Adjust Code:	Use Value:	220
Acres:	22.30	Well Depth:	Govt. Prgm:	Market Value:	27,880
Soil Unit:	9999	Acres:	Base Rate: 10		
		Soil Unit:	Adjust Rate: 10		

Agricultural Land Summary

Dry Land - DR Acres:	135.00	Total Land Acres:	161.60
Native Grass - NG Acres:	26.60	Total Land Use Value:	17,470
		Total Land Mkt Value:	277,710

This parcel record was last updated on 1/19/2017 at 6 am.

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Version: 2.0.0.74 : 11/28/2016

Kansas

Department of Agriculture
Division of Water Resources

Stafford Field Office
300 S. Main Street
Stafford, Kansas 67578-1521

Jackie McClaskey, Secretary
David W. Barfield, Chief Engineer
Jeff Lanterman, Water Commissioner

Phone: (620) 234-5311
Fax: (620) 234-6900
www.agriculture.ks.gov
Sam Brownback, Governor

February 3, 2017

Steve Cain
5808 16th # Apt B-10
Great Bend, KS 67530

RE: Pending Application, File No. 48,670 & Water Right File
No. 41,388 Reduction Request

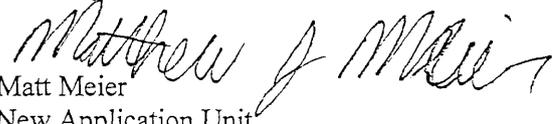
Dear Water Right Owners:

We are finishing our review of Application File No. 48,670 & the reduction request for Water Right File No. 41,388. At this point the application and reduction appear to meet applicable rules and regulations and we have received a recommendation for approval from Big Bend Groundwater Management District No. 5.

Based on the information we have for the files, and the Rice County Online Parcel search, there has been a change in ownership of the place of use for Water Right File No. 41,388, adding Chris Cain and Steve Cain as additional owners. **Due to the requirements for processing the reduction the new owners, Chris Cain and Steve Cain (and their spouses if married), will need to sign, notarize, and return the enclosed reduction authorization forms before final approval of the reduction and new application can be completed.** A signed reduction page for Robin Cain is already included in the file and another is not needed. **Please sign and notarize the enclosed forms then mail them back so the approval of the application and reduction can be finalized.**

If you have any questions, please contact me at (620) 234-5311. If you wish to discuss a specific file, please have the file number ready so that I may help you more efficiently.

Sincerely,


Matt Meier
New Application Unit
Water Appropriation Program

Enclosure: *reduction signature form*

pc: Chris Cain
Steve Cain
Robin Cain

SCANNED

Kansas

Department of Agriculture
Division of Water Resources

Stafford Field Office
300 S. Main Street
Stafford, Kansas 67578-1521
Jackie McClaskey, Secretary
David W. Barfield, Chief Engineer
Jeff Lantennan, Water Commissioner

Phone: (620) 234-5311
Fax: (620) 234-6900
www.agriculture.ks.gov
Sam Brownback, Governor

February 3, 2017

Robin Cain
2720 Coronado
Great Bend, KS 67530

RE: Pending Application, File No. 48,670 & Water Right File
No. 41,388 Reduction Request

Dear Water Right Owners:

We are finishing our review of Application File No. 48,670 & the reduction request for Water Right File No. 41,388. At this point the application and reduction appear to meet applicable rules and regulations and we have received a recommendation for approval from Big Bend Groundwater Management District No. 5.

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Matt Meier
New Application Unit
Water Appropriation Program

Enclosure

pc: Chris Cain
Steve Cain
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Sam Brownback, Governor

February 3, 2017

Chris Cain
1932 NW West St
Topeka, KS 66608

RE: Pending Application, File No. 48,670 & Water Right File
No. 41,388 Reduction Request

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Sincerely,



Matt Meier
New Application Unit
Water Appropriation Program

Enclosure: *reduction signature form*

pc: Chris Cain
Steve Cain
Robin Cain

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Fax: (620) 234-6900
www.agriculture.ks.gov

Sam Brownback, Governor

April 18, 2017

ROBIN CAIN
204 W 11TH STREET
ELLINWOOD KS 67526

RE: Pending Application, File No. 48,670 & Water Right File
No. 41,388 Reduction Request

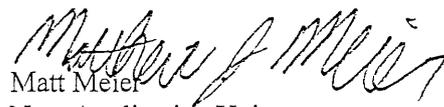
Dear Water Right Owners:

This is a follow up letter to the one sent on February 3, 2017 requesting that the additional owners of Water Right File No. 41,388 sign and notarize a reduction request for the water right. This signed reduction form is needed so we can complete our review of Application File No. 48,670 & the reduction request for Water Right File No. 41,388.

We received a reduction request from Chris Cain but still need to receive one from Steve Cain, which is required as he is listed as an owner of the property. **Please sign and notarize the enclosed forms then mail them back so the approval of the application and reduction can be finalized.**

If you have any questions, please contact me at (620) 234-5311. If you wish to discuss a specific file, please have the file number ready so that I may help you more efficiently.

Sincerely,



Matt Meier
New Application Unit
Water Appropriation Program

Enclosure

pc:

Steve Cain
Robin Cain

SCANNED

Kansas

Department of Agriculture
Division of Water Resources

Stafford Field Office
300 S. Main Street
Stafford, Kansas 67578-1521

Jackie McClaskey, Secretary
David W. Barfield, Chief Engineer
Jeff Lanterman, Water Commissioner

Phone: (620) 234-5311
Fax: (620) 234-6900
www.agriculture.ks.gov
Sam Brownback, Governor

April 18, 2017

Steve Cain
5808 16th # Apt B-10
Great Bend, KS 67530

RE: Pending Application, File No. 48,670 & Water Right File
No. 41,388 Reduction Request

Dear Water Right Owners:

This is a follow up letter to the one sent on February 3, 2017 requesting that the additional owners of Water Right File No. 41,388 sign and notarize a reduction request for the water right. This signed reduction form is needed so we can complete our review of Application File No. 48,670 & the reduction request for Water Right File No. 41,388.

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If you have any questions, please contact me at (620) 234-5311. If you wish to discuss a specific file, please have the file number ready so that I may help you more efficiently.

Sincerely,


Matt Meier
New Application Unit
Water Appropriation Program

Enclosure

pc:

Steve Cain
Robin Cain

SCANNED


Kansas
Department of Agriculture
Division of Water Resources

109 SW 9th Street, 2nd Floor
Topeka, Kansas 66612-1283

phone: (785) 296-3717
fax: (785) 296-1176
www.ksda.gov/dwr

Dale A. Rodman, Secretary
David W. Barfield, Chief Engineer

Sam Brownback, Governor

June 14, 2013

JIM CAIN
150 NE 20TH RD
GREAT BEND KS 67530

RE: Application
File No. 48,670

Dear Sir or Madam:

Your application for permit to appropriate water in 20-21S-7W, in Rice County, was received and has been assigned the file number noted above.

As a matter of record, the Division of Water Resources has on hand a large number of applications awaiting processing. Therefore to be fair to all concerned, and so that we can process those applications on hand in the order they were received, we intend to concentrate on the backlog of applications until the issue is resolved. Once review of your application has begun, we will contact you, if additional information is required.

In accordance with the provisions of the Kansas Water Appropriation Act, a portion of which is included below, the use of water as proposed prior to approval of the application is unlawful. Once approved, compliance with the terms, conditions and limitations of the permit is necessary. Conservation of the water resources of Kansas is required.

Section 82a-728 of the Kansas Water Appropriation Act, provides (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 in accordance with the provisions of the Water Appropriation Act or for any person to violate any condition of a vested right, appropriation right or an approved application for a permit to appropriate water for beneficial use.

(b) (1) The violation of any provision of this section by any person is a class C misdemeanor . . .

A class C misdemeanor is punishable by a fine not to exceed \$500 and/or a term of confinement not to exceed one month in the county jail. Each day that the violation occurs constitutes a separate offense.

If you have any questions, please contact our office. If you wish to discuss a specific file, please have the file number ready so that we may help you more efficiently.

Sincerely,



Brent A Turney, L.G.
Change Applications Unit Supervisor
Water Appropriation Program

BAT:cd
pc: Stafford Field Office
GMD 5

SCANNED