

# 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.



WATER RESOURCES RECEIVED

JAN 13 2017

12:33

KS DEPT OF AGRICULTURE

KANSAS DEPARTMENT OF AGRICULTURE  
Jackie McClaskey, Secretary of Agriculture

DIVISION OF WATER RESOURCES  
David W. Barfield, Chief Engineer

File Number 49757  
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 RECEIVED  
FEB 16 2016  
1:10  
UNACCEPTABLE FOR PRIORITY  
KS DEPT OF AGRICULTURE

To the Chief Engineer of the Division of Water Resources, Kansas Department of Agriculture,  
1320 Research Park Drive, Manhattan, Kansas 66502:

1. Name of Applicant (Please Print): JOHN HERVEY  
Address: 785 N WEBB RD  
City: BELLE PLAINE State KS Zip Code 67013-8253  
Telephone Number: (620) 218-3293

2. The source of water is:  surface water in Timber Creek Trib Co \*ASW 1/13/17 (stream)  
OR  groundwater in WALNUT RIVER BASIN (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. *Direct Diversion*

3. The maximum quantity of water desired is 97 acre-feet OR \_\_\_\_\_ gallons per calendar year, to be diverted at a maximum rate of 800 gallons per minute OR \_\_\_\_\_ 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

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.

For Office Use Only:  
F.O. 2 GMD 0 Meets K.A.R. 5-3-1 (YES/NO) (YES) Use FIR Source G County CU By ASW Date 1/13/17  
Code 1215 Fee \$ 800 TR # \_\_\_\_\_ Receipt Date 1/13/17 Check # 3159

1/20/2017 UCM

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 NE quarter of the ~~SE~~ <sup>NE</sup> quarter of Section 26, more particularly described as being near a point 5000 feet North and 100 feet West of the Southeast corner of said section, in Township 30 South, Range 6 EAST, COWLEY 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):

Warren Hahn - 109 N. Main St. Atlanta KS 67008  
(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 ~~March 1st~~ January 1st ~~2016~~ 2017 <sup>JH</sup>

Warren Hahn  
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 Pumpsite (number of wells, pumps or dams, etc.)  
and (was)(will be) completed (by) Spring ~~2016~~ 2017 (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 Spring ~~2016~~ 2017 (Mo/Day/Year) <sup>JH</sup>

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 \_\_\_\_\_
- If no, explain here why a Water Structures permit is not required No impoundment.

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.

None

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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	<u>Surface Water</u>			
Total depth of well	_____	_____	_____	_____
Depth to water bearing formation	_____	_____	_____	_____
Depth to static water level	_____	_____	_____	_____
Depth to bottom of pump intake pipe	_____	_____	_____	_____

14. The relationship of the applicant to the proposed place where the water will be used is that of

agent  
(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):

Warren Hahn    109 N. Main St. Atlanta, KS 67008  
(name, address and telephone number)

620-394-2394  
(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 Atlanta, Kansas, this 5 day of February, 2016.  
(month) (year)

John R. Hervey  
(Applicant Signature)

By John R. Hervey  
(Agent or Officer Signature)

John R. Hervey  
(Agent or Officer - Please Print)

Assisted by \_\_\_\_\_ Date: \_\_\_\_\_  
(office/title)

49757

### IRRIGATION USE SUPPLEMENTAL SHEET

File No. \_\_\_\_\_

Name of Applicant (Please Print): JOHN HERVEY

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: Warren Hahn  
ADDRESS: 109 N. Main St. Atlanta, KS 67008

S	T	R	NE¼				NW¼				SW¼				SE¼				TOTAL				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE					
23	30	06 E																14.95	14.95	14.95	14.95	59.83	

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					

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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
Vertigris Silt Loam	100%		
Total:	100%		

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

Estimate the maximum land slope in the field(s): 1-3 %

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 tail water

ii. For sprinkler systems:

(1) Estimate the operating pressure at the distribution system: 30 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? 150 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

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).

Crop Con Sultant

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

Customer

Field Name

**Valley Standard Pivot 7000 Machine Sprinkler Chart**


Cpl No	Dist From Pivot (ft)	Spk No	Dist Last Spk (ft)	Nozzle Size	Color	Spk Model	Wear Pad	Drop Length (in)	Regulator	Line (PSI)	Spk (PSI)	Rqd (GPM)	Act (GPM)
29	255.1			<b>Plug</b>									
30	264.1	<b>14</b>	18.0	<b>33</b>	<b>Orange/Notch</b>	R3030	D8 - Orange	129	Blue Acme 15L	24.5	15.2	7.5	7.4
31	273.1			<b>Plug</b>									
32	282.1	<b>15</b>	18.0	<b>34</b>	<b>Dark Green</b>	R3030	D8 - Orange	133	Blue Acme 15L	24.1	15.2	7.8	7.8
33	291.1			<b>Plug</b>									
34	299.5	<b>16</b>	17.4	<b>34</b>	<b>Dark Green</b>	R3030	D8 - Orange	135	Blue Acme 15L	23.7	15.1	8.1	7.8
35	307.9			<b>Plug</b>									
36	316.3	<b>17</b>	16.8	<b>36</b>	<b>Purple</b>	R3030	D8 - Orange	135	Blue Acme 15L	23.5	15.1	8.5	8.7
37	324.8			<b>Plug</b>									
38	333.8	<b>18</b>	17.5	<b>37</b>	<b>Purple/Notch</b>	R3030	D8 - Orange	133	Blue Acme 15L	23.3	15.1	9.3	9.3
39	342.8			<b>Plug</b>									
40	351.8	<b>19</b>	18.0	<b>38</b>	<b>Black</b>	R3030	D8 - Orange	129	Blue Acme 15L	23.2	15.0	9.9	9.8
41	360.8			<b>Plug</b>									
42	369.7	<b>20</b>	17.9	<b>39</b>	<b>Black/Notch</b>	R3030	D8 - Orange	123	Blue Acme 15L	23.2	15.0	10.4	10.3
43	378.7			<b>Plug</b>									
44	387.7	<b>21</b>	18.0	<b>35</b>	<b>Dk Green/Notch</b>	R3030	D8 - Orange	114	Blue Acme 15L	23.2	15.1	8.2	8.3
45	396.7	<b>22</b>	9.0	<b>29</b>	<b>Blue/Notch</b>	R3030	D8 - Orange	109	Blue Acme 15L	23.3	15.3	5.6	5.7
46	405.7	<b>23</b>	9.0	<b>29</b>	<b>Blue/Notch</b>	R3030	D8 - Orange	103	Blue Acme 15L	23.4	15.3	5.8	5.7
	410.4				Tower Number : 2								
					Span Length(ft) : 204.9								
47	415.1	<b>24</b>	9.3	<b>30</b>	<b>Dark Brown</b>	R3030	D8 - Orange	103	Blue Acme 15L	23.3	15.3	6.0	6.1
48	424.1	<b>25</b>	9.0	<b>30</b>	<b>Dark Brown</b>	R3030	D8 - Orange	109	Blue Acme 15L	23.0	15.3	6.0	6.1
49	433.1	<b>26</b>	9.0	<b>30</b>	<b>Dark Brown</b>	R3030	D8 - Orange	114	Blue Acme 15L	22.7	15.3	6.1	6.1
50	442.1	<b>27</b>	9.0	<b>30</b>	<b>Dark Brown</b>	R3030	D8 - Orange	118	Blue Acme 15L	22.5	15.3	6.3	6.1
51	451.1	<b>28</b>	9.0	<b>31</b>	<b>Dk Brown/Notch</b>	R3030	D8 - Orange	123	Blue Acme 15L	22.3	15.2	6.4	6.5
52	460.1	<b>29</b>	9.0	<b>31</b>	<b>Dk Brown/Notch</b>	R3030	D8 - Orange	126	Blue Acme 15L	22.1	15.2	6.5	6.5
53	469.1	<b>30</b>	9.0	<b>31</b>	<b>Dk Brown/Notch</b>	R3030	D8 - Orange	129	Blue Acme 15L	21.9	15.2	6.6	6.5
54	478.1	<b>31</b>	9.0	<b>32</b>	<b>Orange</b>	R3030	D8 - Orange	132	Blue Acme 15L	21.7	15.2	6.8	6.9
55	487.1	<b>32</b>	9.0	<b>32</b>	<b>Orange</b>	R3030	D8 - Orange	133	Blue Acme 15L	21.6	15.2	6.9	6.9
56	496.1	<b>33</b>	9.0	<b>32</b>	<b>Orange</b>	R3030	D8 - Orange	135	Blue Acme 15L	21.5	15.2	6.8	6.9
57	504.5	<b>34</b>	8.4	<b>31</b>	<b>Dk Brown/Notch</b>	R3030	D8 - Orange	135	Blue Acme 15L	21.4	15.2	6.7	6.5
58	512.9	<b>35</b>	8.4	<b>32</b>	<b>Orange</b>	R3030	D8 - Orange	136	Blue Acme 15L	21.3	15.2	6.8	6.9
59	521.3	<b>36</b>	8.4	<b>32</b>	<b>Orange</b>	R3030	D8 - Orange	135	Blue Acme 15L	21.3	15.2	6.9	6.9
60	529.8	<b>37</b>	8.5	<b>33</b>	<b>Orange/Notch</b>	R3030	D8 - Orange	135	Blue Acme 15L	21.3	15.2	7.3	7.4



Customer

Field Name

**Valley Standard Pivot 7000 Machine Sprinkler Chart**

Cpl No	Dist From Pivot (ft)	Spk No	Dist Last Spk (ft)	Nozzle Size	Color	Spk Model	Wear Pad	Drop Length (in)	Regulator	Line (PSI)	Spk (PSI)	Rqd (GPM)	Act (GPM)
1	5.2			<b>Gauge</b>									
2	14.2			<b>Plug</b>									
3	23.2			<b>Plug</b>									
<b>Sprinkler : Nelson Rotator R3030</b>													
-----  -----													
4	32.2	<b>1</b>		<b>14</b>	<b>Lime</b>	R3030	D8 - Orange	112	Blue Acme 15L	28.9	16.4	1.3	1.4
5	41.2			<b>Plug</b>									
6	50.2	<b>2</b>	18.0	<b>14</b>	<b>Lime</b>	R3030	D8 - Orange	120	Blue Acme 15L	28.3	16.3	1.4	1.4
7	59.2			<b>Plug</b>									
8	68.2	<b>3</b>	18.0	<b>17</b>	<b>Lavender/Notch</b>	R3030	D8 - Orange	127	Blue Acme 15L	27.8	16.2	1.9	2.0
9	77.2			<b>Plug</b>									
10	86.2	<b>4</b>	18.0	<b>18</b>	<b>Gray</b>	R3030	D8 - Orange	130	Blue Acme 15L	27.4	16.1	2.3	2.2
11	94.6			<b>Plug</b>									
12	103.0	<b>5</b>	16.8	<b>20</b>	<b>Turquoise</b>	R3030	D8 - Orange	132	Blue Acme 15L	27.0	15.9	2.7	2.8
13	111.4			<b>Plug</b>									
14	119.9	<b>6</b>	16.9	<b>22</b>	<b>Yellow</b>	R3030	D8 - Orange	132	Blue Acme 15L	26.8	15.8	3.3	3.3
15	128.9			<b>Plug</b>									
16	137.9	<b>7</b>	18.0	<b>24</b>	<b>Red</b>	R3030	D8 - Orange	129	Blue Acme 15L	26.5	15.6	3.9	3.9
17	146.9			<b>Plug</b>									
18	155.9	<b>8</b>	18.0	<b>25</b>	<b>Red/Notch</b>	R3030	D8 - Orange	124	Blue Acme 15L	26.4	15.5	4.4	4.2
19	164			<b>Plug</b>									
20	173	<b>9</b>	17.9	<b>27</b>	<b>White/Notch</b>	R3030	D8 - Orange	117	Blue Acme 15L	26.4	15.5	4.9	4.9
21	182			<b>Plug</b>									
22	191	<b>10</b>	18.0	<b>29</b>	<b>Blue/Notch</b>	R3030	D8 - Orange	108	Blue Acme 15L	26.4	15.4	5.5	5.7
23	200			<b>Plug</b>									
205				Tower Number : 1 Span Length(ft) : 204.7									
24	210.1	<b>11</b>	18.3	<b>30</b>	<b>Dark Brown</b>	R3030	D8 - Orange	103	Blue Acme 15L	26.3	15.4	6.0	6.1
25	219.1			<b>Plug</b>									
26	228.1	<b>12</b>	18.0	<b>31</b>	<b>Dk Brown/Notch</b>	R3030	D8 - Orange	114	Blue Acme 15L	25.6	15.3	6.5	6.5
27	237.1			<b>Plug</b>									
28	246.1	<b>13</b>	18.0	<b>32</b>	<b>Orange</b>	R3030	D8 - Orange	123	Blue Acme 15L	25.0	15.3	7.0	7.0

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**Valley Standard Pivot 7000 Machine Sprinkler Chart**

Cpl No	Dist From Pivot (ft)	Spk No	Dist Last Spk (ft)	Nozzle Size	Color	Spk Model	Wear Pad	Drop Length (in)	Regulator	Line (PSI)	Spk (PSI)	Rqd (GPM)	Act (GPM)
61	538.8	38	9.0	33	Orange/Notch	R3030	D8 - Orange	133	Blue Acme 15L	21.2	15.1	7.6	7.4
62	547.8	39	9.0	34	Dark Green	R3030	D8 - Orange	132	Blue Acme 15L	21.3	15.1	7.8	7.8
63	556.8	40	9.0	34	Dark Green	R3030	D8 - Orange	129	Blue Acme 15L	21.3	15.1	7.9	7.8
64	565.8	41	9.0	34	Dark Green	R3030	D8 - Orange	126	Blue Acme 15L	21.3	15.1	8.0	7.8
65	574.7	42	8.9	35	Dk Green/Notch	R3030	D8 - Orange	123	Blue Acme 15L	21.4	15.1	8.1	8.2
66	583.7	43	9.0	35	Dk Green/Notch	R3030	D8 - Orange	118	Blue Acme 15L	21.5	15.1	8.3	8.2
67	592.7	44	9.0	35	Dk Green/Notch	R3030	D8 - Orange	114	Blue Acme 15L	21.6	15.0	8.4	8.2
68	601.7	45	9.0	36	Purple	R3030	D8 - Orange	109	Blue Acme 15L	21.8	15.0	8.5	8.7
69	610.7	46	9.0	36	Purple	R3030	D8 - Orange	103	Blue Acme 15L	21.9	15.0	8.8	8.6
615.3		Tower Number : 3		Span Length(ft) : 204.9									
70	620.0	47	9.3	37	Purple/Notch	R3030	D8 - Orange	103	Blue Acme 15L	21.9	15.0	8.9	9.2
71	629.0	48	9.0	36	Purple	R3030	D8 - Orange	109	Blue Acme 15L	21.6	15.0	8.9	8.6
72	638.0	49	9.0	37	Purple/Notch	R3030	D8 - Orange	114	Blue Acme 15L	21.4	15.0	9.0	9.2
73	647.0	50	9.0	37	Purple/Notch	R3030	D8 - Orange	119	Blue Acme 15L	21.2	15.0	9.2	9.2
74	656.0	51	9.0	37	Purple/Notch	R3030	D8 - Orange	123	Blue Acme 15L	21.0	15.0	9.3	9.2
75	665.0	52	9.0	37	Purple/Notch	R3030	D8 - Orange	126	Blue Acme 15L	20.9	15.0	9.4	9.2
76	674.0	53	9.0	38	Black	R3030	D8 - Orange	129	Blue Acme 15L	20.7	14.9	9.5	9.7
77	683.0	54	9.0	38	Black	R3030	D8 - Orange	132	Blue Acme 15L	20.6	14.9	9.7	9.7
78	692.0	55	9.0	38	Black	R3030	D8 - Orange	133	Blue Acme 15L	20.5	14.9	9.8	9.7
79	701.0	56	9.0	38	Black	R3030	D8 - Orange	135	Blue Acme 15L	20.4	14.9	9.6	9.7
80	709.0	57	8.4	37	Purple/Notch	R3030	D8 - Orange	135	Blue Acme 15L	20.4	15.0	9.4	9.2
81	711.0	58	8.4	37	Purple/Notch	R3030	D8 - Orange	136	Blue Acme 15L	20.3	14.9	9.5	9.2
82	722.0	59	8.4	38	Black	R3030	D8 - Orange	135	Blue Acme 15L	20.3	14.9	9.7	9.7
83	733.0	60	8.5	39	Black/Notch	R3030	D8 - Orange	135	Blue Acme 15L	20.3	14.9	10.1	10.3
84	743.0	61	9.0	39	Black/Notch	R3030	D8 - Orange	133	Blue Acme 15L	20.3	14.8	10.5	10.3
85	752.0	62	9.0	40	Dk Turquoise	R3030	D8 - Orange	131	Blue Acme 15L	20.4	14.8	10.6	10.8
86	761.7	63	9.0	40	Dk Turquoise	R3030	D8 - Orange	129	Blue Acme 15L	20.4	14.8	10.8	10.8
87	770.7	64	9.0	40	Dk Turquoise	R3030	D8 - Orange	126	Blue Acme 15L	20.5	14.8	10.8	10.8
88	779.6	65	8.9	40	Dk Turquoise	R3030	D8 - Orange	123	Blue Acme 15L	20.6	14.8	11.0	10.8
89	788.6	66	9.0	41	Dk Turq/Notch	R3030	D8 - Orange	118	Blue Acme 15L	20.8	14.8	11.2	11.4
90	797.6	67	9.0	41	Dk Turq/Notch	R3030	D8 - Orange	114	Blue Acme 15L	20.9	14.8	11.3	11.4
91	806.6	68	9.0	41	Dk Turq/Notch	R3030	D8 - Orange	108	Blue Acme 15L	21.1	14.7	11.4	11.4
92	815.6	69	9.0	41	Dk Turq/Notch	R3030	D8 - Orange	103	Blue Acme 15L	21.3	14.7	11.5	11.4

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447151

Customer

Field Name

**Valley Standard Pivot 7000 Machine Sprinkler Chart**


Cpl No	Dist From Pivot (ft)	Spk No	Dist Last Spk (ft)	Nozzle Size	Color	Spk Model	Wear Pad	Drop Length (in)	Regulator	Line (PSI)	Spk (PSI)	Rqd (GPM)	Act (GPM)
93	819.4				<b>B.P.</b>								
	820.0				Tower Number : 4								
					Span Length(ft) : 204.7								
94	824.6	<b>70</b>	9.0	<b>42</b>	<b>Mustard</b>	R3030	D8 - Orange	102	Blue Acme 15L	21.3	14.7	11.7	11.9
95	833.7	<b>71</b>	9.1	<b>42</b>	<b>Mustard</b>	R3030	D8 - Orange	106	Blue Acme 15L	21.1	14.7	12.0	11.9
96	842.9	<b>72</b>	9.2	<b>43</b>	<b>Mustard/Notch</b>	R3030	D8 - Orange	110	Blue Acme 15H	20.9	14.6	12.1	12.4
97	846.4				<b>Plug</b>								
98	852.0	<b>73</b>	9.1	<b>42</b>	<b>Mustard</b>	R3030	D8 - Orange	114	Blue Acme 15H	20.7	14.6	12.2	11.9
99	861.1	<b>74</b>	9.1	<b>43</b>	<b>Mustard/Notch</b>	R3030	D8 - Orange	119	Blue Acme 15H	20.6	14.6	12.4	12.4
100	870.3	<b>75</b>	9.2	<b>43</b>	<b>Mustard/Notch</b>	R3030	D8 - Orange	123	Blue Acme 15H	20.4	14.6	12.5	12.4
101	873.9				<b>Plug</b>								
102	879.4	<b>76</b>	9.1	<b>44</b>	<b>Maroon</b>	R3030	D8 - Orange	127	Blue Acme 15H	20.2	14.6	12.6	13.0
103	888.6	<b>77</b>	9.1	<b>43</b>	<b>Mustard/Notch</b>	R3030	D8 - Orange	132	Blue Acme 15H	19.9	14.6	12.8	12.4
104	897.7	<b>78</b>	9.2	<b>44</b>	<b>Maroon</b>	R3030	D8 - Orange	136	Blue Acme 15H	19.7	14.6	12.8	13.0
105	901.3				<b>Plug</b>								
106	906.7	<b>79</b>	8.9	<b>44</b>	<b>Maroon</b>	R3030	D8 - Orange	140	Blue Acme 15H	19.5	14.6	12.9	13.0
107	915.8	<b>80</b>	9.2	<b>47</b>	<b>Cream/Notch</b>	R3030	D8 - Orange	145	Blue Acme 15H	19.2	14.5	14.6	14.9
					<b>Sprinkler : Senninger Spray</b>								
108	919.4	<b>81</b>		<b>21</b>	<b>Mustard</b>	Directional				17.6	17.6	13.0	13.0
	920.4				Overhang	Span Length(ft) : 100.4							
					<b>Sprinkler : Nelson Endgun</b>								
109	920.4	<b>82</b>		<b>0.8</b>		SR100				17.6	44.0	151.9	119.7

Primary Endgun Arc Settings: Forward Angle: **45** Reverse Angle: **80**

800.4

49757

**Valley Standard Pivot 7000 Machine Setup Sprinkler Chart**

Cpl No	Dist From Pivot (ft)	Spk No	Nozzle Size	Color	Spk Model	Wear Pad	Drop Length (in)	Regulator	
1	5.2		<b>Gauge</b>						
2	14.2		<b>Plug</b>						
3	23.2		<b>Plug</b>						
<b>Sprinkler : Nelson Rotator R3030</b>									
4	32.2	1	14	Lime	R3030	D8 - Orange	112	Blue Acme 15L	
5	41.2		<b>Plug</b>						
6	50.2	2	14	Lime	R3030	D8 - Orange	120	Blue Acme 15L	
7	59.2		<b>Plug</b>						
8	68.2	3	17	Lavender/Notch	R3030	D8 - Orange	127	Blue Acme 15L	
9	77.2		<b>Plug</b>						
10	86.2	4	18	Gray	R3030	D8 - Orange	130	Blue Acme 15L	
11	94.6		<b>Plug</b>						
12	103.0	5	20	Turquoise	R3030	D8 - Orange	132	Blue Acme 15L	
13	111.4		<b>Plug</b>						
14	119.9	6	22	Yellow	R3030	D8 - Orange	132	Blue Acme 15L	
15	128.9		<b>Plug</b>						
16	137.9	7	24	Red	R3030	D8 - Orange	129	Blue Acme 15L	
17	146.9		<b>Plug</b>						
18	155.9	8	25	Red/Notch	R3030	D8 - Orange	124	Blue Acme 15L	
19	164.8		<b>Plug</b>						
20	173.8	9	27	White/Notch	R3030	D8 - Orange	117	Blue Acme 15L	
21	182.8		<b>Plug</b>						
22	191.8	10	29	Blue/Notch	R3030	D8 - Orange	108	Blue Acme 15L	
23	200.8		<b>Plug</b>						
205.5	Tower Number : 1 Span Length(ft) : 204.7								
24	210.1	11	30	Dark Brown	R3030	D8 - Orange	103	Blue Acme 15L	
25	219.1		<b>Plug</b>						
26	228.1	12	31	Dk Brown/Notch	R3030	D8 - Orange	114	Blue Acme 15L	
27	237.1		<b>Plug</b>						
28	246.1	13	32	Orange	R3030	D8 - Orange	123	Blue Acme 15L	
29	255.1		<b>Plug</b>						
30	264.1	14	33	Orange/Notch	R3030	D8 - Orange	129	Blue Acme 15L	
31	273.1		<b>Plug</b>						
32	282.1	15	34	Dark Green	R3030	D8 - Orange	133	Blue Acme 15L	
33	291.1		<b>Plug</b>						
34	299.5	16	34	Dark Green	R3030	D8 - Orange	135	Blue Acme 15L	
35	307.9		<b>Plug</b>						
36	316.3	17	36	Purple	R3030	D8 - Orange	135	Blue Acme 15L	
37	324.8		<b>Plug</b>						

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**Valley Standard Pivot 7000 Machine Setup Sprinkler Chart**

Cpl No	Dist From Pivot (ft)	Spk No	Nozzle Size	Color	Spk Model	Wear Pad	Drop Length (in)	Regulator
38	333.8	18	37	Purple/Notch	R3030	D8 - Orange	133	Blue Acme 15L
39	342.8		Plug					
40	351.8	19	38	Black	R3030	D8 - Orange	129	Blue Acme 15L
41	360.8		Plug					
42	369.7	20	39	Black/Notch	R3030	D8 - Orange	123	Blue Acme 15L
43	378.7		Plug					
44	387.7	21	35	Dk Green/Notch	R3030	D8 - Orange	114	Blue Acme 15L
45	396.7	22	29	Blue/Notch	R3030	D8 - Orange	109	Blue Acme 15L
46	405.7	23	29	Blue/Notch	R3030	D8 - Orange	103	Blue Acme 15L
410.4 Tower Number : 2 Span Length(ft) : 204.9								
47	415.1	24	30	Dark Brown	R3030	D8 - Orange	103	Blue Acme 15L
48	424.1	25	30	Dark Brown	R3030	D8 - Orange	109	Blue Acme 15L
49	433.1	26	30	Dark Brown	R3030	D8 - Orange	114	Blue Acme 15L
50	442.1	27	30	Dark Brown	R3030	D8 - Orange	118	Blue Acme 15L
51	451.1	28	31	Dk Brown/Notch	R3030	D8 - Orange	123	Blue Acme 15L
52	460.1	29	31	Dk Brown/Notch	R3030	D8 - Orange	126	Blue Acme 15L
53	469.1	30	31	Dk Brown/Notch	R3030	D8 - Orange	129	Blue Acme 15L
54	478.1	31	32	Orange	R3030	D8 - Orange	132	Blue Acme 15L
55	487.1	32	32	Orange	R3030	D8 - Orange	133	Blue Acme 15L
56	496.1	33	32	Orange	R3030	D8 - Orange	135	Blue Acme 15L
57	504.5	34	31	Dk Brown/Notch	R3030	D8 - Orange	135	Blue Acme 15L
58	512.9	35	32	Orange	R3030	D8 - Orange	136	Blue Acme 15L
59	521.3	36	32	Orange	R3030	D8 - Orange	135	Blue Acme 15L
60	529.8	37	33	Orange/Notch	R3030	D8 - Orange	135	Blue Acme 15L
61	538.8	38	33	Orange/Notch	R3030	D8 - Orange	133	Blue Acme 15L
62	547.8	39	34	Dark Green	R3030	D8 - Orange	132	Blue Acme 15L
63	556.8	40	34	Dark Green	R3030	D8 - Orange	129	Blue Acme 15L
64	565.8	41	34	Dark Green	R3030	D8 - Orange	126	Blue Acme 15L
65	574.7	42	35	Dk Green/Notch	R3030	D8 - Orange	123	Blue Acme 15L
66	583.7	43	35	Dk Green/Notch	R3030	D8 - Orange	118	Blue Acme 15L
67	592.7	44	35	Dk Green/Notch	R3030	D8 - Orange	114	Blue Acme 15L
68	601.7	45	36	Purple	R3030	D8 - Orange	109	Blue Acme 15L
69	610.7	46	36	Purple	R3030	D8 - Orange	103	Blue Acme 15L
615.3 Tower Number : 3 Span Length(ft) : 204.9								
70	620.0	47	37	Purple/Notch	R3030	D8 - Orange	103	Blue Acme 15L
71	629.0	48	36	Purple	R3030	D8 - Orange	109	Blue Acme 15L
72	638.0	49	37	Purple/Notch	R3030	D8 - Orange	114	Blue Acme 15L
73	647.0	50	37	Purple/Notch	R3030	D8 - Orange	119	Blue Acme 15L
74	656.0	51	37	Purple/Notch	R3030	D8 - Orange	123	Blue Acme 15L
75	665.0	52	37	Purple/Notch	R3030	D8 - Orange	126	Blue Acme 15L
76	674.0	53	38	Black	R3030	D8 - Orange	129	Blue Acme 15L

49757

Parent Order No

Dealer SCK SEED AND IRR SERV L.L.C.

Sprinkler Order No Roy Hervey Sprinkler

Customer

Field Name

**Valley Standard Pivot 7000 Machine Setup Sprinkler Chart**

Cpl No	Dist From Pivot (ft)	Spk No	Nozzle Size	Color	Spk Model	Wear Pad	Drop Length (in)	Regulator
77	683.0	54	38	Black	R3030	D8 - Orange	132	Blue Acme 15L
78	692.0	55	38	Black	R3030	D8 - Orange	133	Blue Acme 15L
79	701.0	56	38	Black	R3030	D8 - Orange	135	Blue Acme 15L
80	709.4	57	37	Purple/Notch	R3030	D8 - Orange	135	Blue Acme 15L
81	717.8	58	37	Purple/Notch	R3030	D8 - Orange	136	Blue Acme 15L
82	726.2	59	38	Black	R3030	D8 - Orange	135	Blue Acme 15L
83	734.7	60	39	Black/Notch	R3030	D8 - Orange	135	Blue Acme 15L
84	743.7	61	39	Black/Notch	R3030	D8 - Orange	133	Blue Acme 15L
85	752.7	62	40	Dk Turquoise	R3030	D8 - Orange	131	Blue Acme 15L
86	761.7	63	40	Dk Turquoise	R3030	D8 - Orange	129	Blue Acme 15L
87	770.7	64	40	Dk Turquoise	R3030	D8 - Orange	126	Blue Acme 15L
88	779.6	65	40	Dk Turquoise	R3030	D8 - Orange	123	Blue Acme 15L
89	788.6	66	41	Dk Turq/Notch	R3030	D8 - Orange	118	Blue Acme 15L
90	797.6	67	41	Dk Turq/Notch	R3030	D8 - Orange	114	Blue Acme 15L
91	806.6	68	41	Dk Turq/Notch	R3030	D8 - Orange	108	Blue Acme 15L
92	815.6	69	41	Dk Turq/Notch	R3030	D8 - Orange	103	Blue Acme 15L

93 819.4 B.P.

820.0 Tower Number : 4 Span Length(ft) : 204.7

94	824.6	70	42	Mustard	R3030	D8 - Orange	102	Blue Acme 15L
95	833.7	71	42	Mustard	R3030	D8 - Orange	106	Blue Acme 15L
96	842.9	72	43	Mustard/Notch	R3030	D8 - Orange	110	Blue Acme 15H
97	846.4		Plug					
98	852.0	73	42	Mustard	R3030	D8 - Orange	114	Blue Acme 15H
99	861.1	74	43	Mustard/Notch	R3030	D8 - Orange	119	Blue Acme 15H
100	870.3	75	43	Mustard/Notch	R3030	D8 - Orange	123	Blue Acme 15H
101	873.9		Plug					
102	879.4	76	44	Maroon	R3030	D8 - Orange	127	Blue Acme 15H
103	888.6	77	43	Mustard/Notch	R3030	D8 - Orange	132	Blue Acme 15H
104	897.7	78	44	Maroon	R3030	D8 - Orange	136	Blue Acme 15H
105	901.3		Plug					
106	906.7	79	44	Maroon	R3030	D8 - Orange	140	Blue Acme 15H
107	915.8	80	47	Cream/Notch	R3030	D8 - Orange	145	Blue Acme 15H

Sprinkler : Senninger Spray



108 919.4 81 21 Mustard Directional  
920.4 Overhang Span Length(ft) : 100.4

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Sprinkler : Nelson Endgun

JAN 13 2017

109 920.4 82 0.8 SR100

KS DEPT OF AGRICULTURE

Parent Order No

Sprinkler Order No **Roy Hervey Sprinkler**

Dealer **SCK SEED AND IRR SERV L.L.C.**

Customer

Field Name

**Valley Standard Pivot 7000 Machine Setup Sprinkler Chart**

Cpl No	Dist From Pivot (ft)	Spk No	Nozzle Size	Color	Spk Model	Wear Pad	Drop Length (in)	Regulator
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Primary Endgun Arc Settings: Forward Angle: **45** Reverse Angle: **80**

## 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

WATER RESOURCES  
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WATER RESOURCES  
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~~UNACCEPTABLE FOR PRIORITY~~

KS DEPT OF AGRICULTURE



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

Kansas Department of Agriculture  
Division of Water Resources  
David W. Barfield, Chief Engineer  
1320 Research Park Drive  
Manhattan, Kansas 66502

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.

*John R. Hervey*  
Signature of Applicant

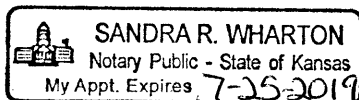
John R. Hervey  
(Print Applicant's Name)

State of Kansas )  
County of Sumner ) ss

I hereby certify that the foregoing instrument was signed in my presence and sworn to before me this 11<sup>th</sup> day of January, 2017.

*Sandra R. Wharton*  
Notary Public

My Commission Expires:



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JAN 13 2017

**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



Hervey Roy 7000 Basic

### Machine Configuration Report



#### Machine Configuration Output

Machine Category	Large Field Electric Pivot 7000
Pivot Type	Conventional 8 5/8 Pivot
Flex Point	None - 6 5/8" First Span Dia.
Control Panel	Valley ClassicPlus
No Of Towers	5
Overhang	27'
Endgun	Standard (2" valve)
Total Span Length	820.0
Endgun Throw Radius	100

#### Endgun Angles

Start Angle	End Angle
16.5 Degrees deg	69.5 Degrees deg
106 Degrees deg	170 Degrees deg
187 Degrees deg	251 Degrees deg
288 Degrees deg	308.5 Degrees deg
323.5 Degrees deg	347 Degrees deg

#### Span Information

Span Quantity	Span Length	Span Diameter	Span Tire Size
1	180.0	6 5/8	11.2 x 38 Tubeless
1	180.0	6 5/8	11.2 x 38 Tubeless
1	180.0	6 5/8	11.2 x 38 Tubeless
1	140.0	6 5/8	11.2 x 38 Tubeless
1	140.0	6 5/8	11.2 x 38 Tubeless

#### Irrigated Area Calculation

Total Field Area	178.71
Total Machine Area	52.11
Area Irrigated by Spans	48.49
Area Irrigated by Overhang	3.25
Area Irrigated By EndGun	8.09
Total Irrigated Area	59.83

WATER RESOURCES RECEIVED

UNACCEPTABLE FOR PRIORITY

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JAN 13 2017

WATER RESOURCES RECEIVED

72 acre feet water storage

49757

SCK SEED AND IRR SERV L.L.C. - 302 E 10th Ave, Belle Plaine, KS, 67013, UNITED STATES

SE 1/4 Sect 23 T-30S. R-6E Cowley Co  
NE 1/4 Sect 26 T-30S. R-6E Cowley Co.



Hervey Roy 7000 Basic

# Machine Configuration Report



Total Non-Irrigated Area 118.88

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FEB 16 2016**

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JAN 13 2017

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### FEE SCHEDULE

- 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.

- 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.

- 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

WATER RESOURCES  
RECEIVED

JAN 13 2017

KS DEPT OF AGRICULTURE

WATER RESOURCES  
RECEIVED

FEB 16 2016  
UNACCEPTABLE FOR PRIORITY

KS DEPT OF AGRICULTURE



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

January 18, 2017

JOHN HERVEY  
785 N WEBB RD  
BELLE PLAINE KS 0

FILE COPY

RE: Application  
File No. 49757

Dear Sir or Madam:

Your application for permit to appropriate water in 26-30S-06E in Cowley 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 me at (785) 564-6645. 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, P.G.  
Change Application Unit Supervisor  
Water Appropriation Program

BAT: dlw  
pc: STAFFORD Field Office  
GMD 0