

# 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.

THE STATE OF KANSAS



**KANSAS DEPARTMENT OF AGRICULTURE**  
Jackie McClaskey, Secretary of Agriculture

**DIVISION OF WATER RESOURCES**  
David W. Barfield, Chief Engineer

Water Resources  
Received

File Number 50133  
This item to be completed by the Division of Water Resources.

SEP 13 2018

11:30

**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.)

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): Cottonwood Pond LLC. - Jamie B. Colter C/O Mike Arndt  
Address: PO Box 12248  
City: Wichita State KS Zip Code 67277  
Telephone Number: (316) 688-1516

2. The source of water is:  surface water in \_\_\_\_\_ (stream)  
OR  groundwater in Arkansas River Basin - Equus Beds Aquifer (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 200.2 acre-feet OR \_\_\_\_\_ gallons per calendar year, to be diverted at a maximum rate of 400 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. <u>2</u>	GMD <u>2</u>	Meets K.A.R. 5-3-1 (YES/NO)	Use <u>REC</u>	Source <u>G/S</u>	County <u>SG</u>	By <u>DAW</u>	Date <u>9/13/18</u>
Code <u>102</u>	Fee \$ <u>300</u>	TR # _____	Receipt Date <u>9/13/18</u>	Check # <u>1225</u>			

9/13/2018 CCH

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 SE quarter of the SE quarter of the SW quarter of Section 23, more particularly described as being near a point 21 feet North and 3149 feet West of the Southeast corner of said section, in Township 25 South, Range 3W East/West (circle one), Sedgwick 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):

Cottonwood Pond LLC. PO BOX 12248 Wichita, KS 67277 (316) 688-1516

\_\_\_\_\_  
(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 \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
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

\_\_\_\_\_  
(number of wells, pumps or dams, etc.)

and (was)(will be) completed (by) 5/1/2019

\_\_\_\_\_  
(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 6/1/2019

\_\_\_\_\_  
(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 NA
- If no, explain here why a Water Structures permit is not required NA

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.

no existing permits

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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	_____	_____	_____	_____
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

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):

Cottonwood Pond LLC. PO BOX 12248 Wichita, KS 67277 (316) 688-1516

(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 WICHITA, Kansas, this 5<sup>TH</sup> day of SEPTEMBER, 2018.  
(month) (year)

COTTONWOOD POND LLC  
[Signature], MANAGING MEMBER  
(Applicant Signature)

By \_\_\_\_\_  
(Agent or Officer Signature)

\_\_\_\_\_  
(Agent or Officer - Please Print)

Assisted by S. Flaherty

GMD2

(office/title)

Date: 8/27/18

RECEIVED  
WICHITA  
3008  
THE KANSAS DEPARTMENT OF REVENUE

**RECREATIONAL USE  
SUPPLEMENTAL SHEET**

File No. 50133

Name of Applicant (Please Print): Cottonwood pond LLC.

1. Please indicate type of recreational use (boating, fishing, swimming, etc.): \_\_\_\_\_  
Boating, Hunting, Fishing

2. Please summarize how the water will be used and justify the quantity of water requested: \_\_\_\_\_

Water will be used to replenish evaporation and seepage loss of recreational ponds shown on map.  
 26.4 acres \* [(23" Nat. evap loss + 68" seepage loss) / 12] = 200.2 af/yr

Seepage loss based on estimated modified soil intake rate.

3. Please complete the following table showing estimated future water requirements:

**ESTIMATED FUTURE WATER DIVERTED/STORED**

NEXT 5 YEARS	WATER TO BE DIVERTED (ACRE-FEET OR GALLONS)
Year 1	200.2 AF
Year 2	200.2 AF
Year 3	200.2 AF
Year 4	200.2 AF
Year 5	200.2 AF

Please attach any additional information, tables, or curves showing past, present and estimated future water requirements to substantiate the amount of water requested.

4. Please designate the legal description of the location where the water is to be used by providing the fractional part of the Section, Township and Range.

26.4 acres in the SE Quarter of the Southwest Quarter of Section 23 Township 25 South Range 3 West.

9.5.18

(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. 50133

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.

COTTAGEWOOD POND LLC  
JAMIE B. COULTER, MANAGING MEMBER  
Signature of Applicant

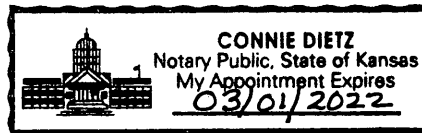
State of Kansas )  
County of Sedgwick ) ss

JAMIE B. COULTER  
(Print Applicant's Name)

I hereby certify that the foregoing instrument was signed in my presence and sworn to before me this 5th day of September, 2018.

Connie Dietz  
Notary Public

My Commission Expires: 03/01/2022



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**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

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Wells Within ½ Mile

50133

1. Domestic Well  
Jamie Coulter  
PO BOX 12248  
Wichita, KS 67277
2. Recreational Well #40637  
Jamie Coulter  
PO BOX 12248  
Wichita, KS 67277
3. Recreational Well #35737  
Mt. Hope LLC. ETAL  
Attn: John & Debbie Bauer  
PO BOX 12248  
Wichita, KS 67277
4. Irrigation Well #34693  
Michael S Arndt & Monique M  
24400 W 93<sup>rd</sup> St. N  
Mount Hope, KS 67108
5. Domestic Well  
Michael S Arndt & Monique M Wilson  
24400 W 93<sup>rd</sup> St. N  
Mount Hope, KS 67108
6. Irrigation Well Nos. 36068 & 49215  
Anne E Bardshar ETAL  
Attn: Bardshar Bros.  
25132 W 101<sup>st</sup>. St. N.  
Mount Hope, KS 67108
7. Irrigation Well No. VSG 91  
Nicholas J Martin Living Trust  
8700 N 247<sup>th</sup> St. W  
Mount Hope, KS 67108

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DOMESTIC WATER WELL OWNER  
WATER WELL SPACING CONSENT FORM

K.A.R. 5-22-2(e)(4)

I, Michael S Arndt, residing at 24400 W 93rd St, N  
Name Domestic Water Well Owner Address  
Mt Hope, KS, 67108, 316 303 4203, own a  
City State Postal Code Telephone

water well located at the above address to supply water for my domestic needs and use. That said water well was drilled and constructed on JAN 7 '2020.  
MMDD YY

I understand and acknowledge that Cottonwood Pond LLC has either filed a change in  
Applicant Name  
point of diversion application on existing water permit #            or new application #            for a water permit to withdraw or appropriate groundwater for non-domestic beneficial use.

That the application described the location of a proposed non-domestic water well or water well battery in the SE 1/4 SE 1/4 SW 1/4 of Section 13, Township 21 South, Range 3 West, Sedgwick County, and will allow the withdrawal of 200.2 acre-feet per year at 400 gallons per minute for Rec. use.

The applicant has informed me that the proposed non-domestic water well or water well battery is within the minimum required spacing interval of 660 or 960 feet, respectively, of my domestic well.

Having full knowledge of the above and without waiving any right to file an impairment complaint with the Chief Engineer, Division of Water Resources, I grant my permission to locate said well or well battery less than the minimum required spacing interval from my domestic well.

Dated at Wichita, Kansas, this 5 day of September 2018.

Signed by: [Signature]  
Domestic Well Owner

Witnessed by: Defano Arbale  
Address: 302 N/Rock Road Suite 210  
Wichita KS 67206  
Telephone: 316/688-1516

Water Resources  
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5033

# Office of the Kansas Secretary of State

## Name Change Amendment

Electronic File Stamp Information:

Filed

- Date: 02/02/2015
- Time: 12:38

1. Old Business Entity Name: POND L.L.C.
2. Business Entity I.D. Number: 6615348

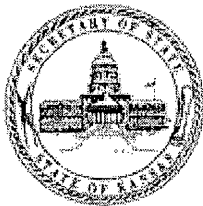
The name of the business entity has been amended:

New Business Entity Name: Cottonwood Pond LLC

"I declare under penalty of perjury pursuant to the laws of the state of Kansas that the foregoing is true and correct."

Executed on the 02 of February , 2015 .

Jamie B. Coulter  
Authorized Person



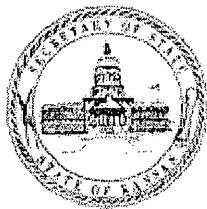
I, Kris W. Kobach, Secretary of State of Kansas, do hereby certify that this is the true and correct copy of the original document filed electronically on 02 of February , 2015.

Kris W. Kobach

To validate the authenticity of this electronically certified document please visit, <https://www.kansas.gov/sos-namechange/validation.do>. Enter the following authentication code: 31256

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**SEP 13 2018**  
KS Dept Of Agriculture

KRIS W. KOBACH  
Secretary of State



STATE OF KANSAS

50133  
Memorial Hall, 1st Floor  
120 S.W. 10th Avenue  
Topeka, KS 66612-1594  
(785) 296-4564

[Print this page](#)

[Go Back](#)

02/02/2015

RE: Cottonwood Pond LLC

Business Entity I.D. Number: 6615348

A Name Change amendment was filed electronically for the above referenced business entity in the Business Services Division of the Kansas Secretary of State's office on 02/02/2015.

Sincerely,

Business Services Division  
Office of the Kansas Secretary of State

Water Resources  
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SEP 13 2018

KS Dept Of Agriculture

58133

The space above is reserved for REGISTER OF DEEDS

# STATUTORY WARRANTY DEED

GRANTOR/SELLER Jamie B Coulter and Kimberly L. Coulter, Husband and Wife

GRANTEE/BUYER Pond LLC  
CONVEY AND WARRANT TO

the following described premises situated in \_\_\_\_\_ County, Kansas, to-wit:  
(LEGAL DESCRIPTION)  
See Exhibit "A" Attached Hereto and Made a Part Hereof

STREET ADDRESS: 24310 W 93rd St. North, Mt. Hope, KS

for the sum of \$10.00 (Ten and 0/100 Dollars) and other good & valuable consideration

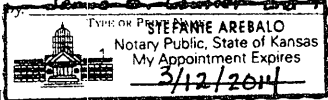
Subject to:  
Easements and Restrictions of Record

Dated this 9th day of February 2012

<p><i>Jamie B Coulter</i> SIGNATURE</p> <p>Jamie B Coulter TYPE OR PRINT NAME</p> <p><i>Kimberly L Coulter</i> SIGNATURE</p> <p>Kimberly L Coulter TYPE OR PRINT NAME</p>	<p><i>Jamie B Coulter</i> SIGNATURE</p> <p>Pond LLC - Jamie B Coulter, Sole Member TYPE OR PRINT NAME</p> <p>_____ SIGNATURE</p> <p>_____ TYPE OR PRINT NAME</p>
---	--

STATE OF KANSAS, SEDGWICK COUNTY, ss:

The foregoing instrument was acknowledged before me this 9th day of February A.D. 2012 by ~~Jamie B Coulter and Kimberly L. Coulter~~ who appeared before me



*Stephanie Arebalo*  
Notary Public  
My appointment expires: 3/12/2014

The space below is reserved for REGISTER OF DEEDS

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A tract in the South Half of the Southwest Quarter of Section 23, Township 25 South, Range 3 West of the Sixth Principal Meridian, Sedgwick County, Kansas, described as beginning at the Southeast corner of said South Half of the Southwest Quarter; thence north along the East line of said South Half of the Southwest Quarter, 992.14 feet to a point 330.0 feet south of the North line of said South Half of the Southwest Quarter; thence west parallel to the North line of said South Half of the Southwest Quarter, 1,274.30 feet; thence south parallel to the West line of said South Half of the Southwest Quarter, 739.93 feet; thence east parallel to the South line of said South Half of the Southwest Quarter, 350.0 feet; thence south parallel to the West line of said South Half of the Southwest Quarter, 252.0 feet to the South line of said South Half of the Southwest Quarter; thence east along the South line of said South Half of the Southwest Quarter, 927.24 feet to the point of beginning.

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ONLY FOR USE IN COUNTIES APPROVED TO ACCEPT ONE-PART FORMS (See website address below for approved list)
KANSAS REAL ESTATE SALES VALIDATION QUESTIONNAIRE

FOR COUNTY USE ONLY: DEED BOOK PAGE COV# CO. NO. MAP SEC SHEET QTR. BLOCK PARCEL OWN
RECORDING DATE TYPE OF INSTRUMENT SPLIT MULTI MO YR TY AMOUNT S V

SELLER (Grantor) NAME Jamie B Coulter MAILING PO Box 12248 CITY/ST/ZIP Wichita, KS 67277 PHONE NO. (316) 688-1516
BUYER (Grantee) NAME Pond, LLC - Jamie B Coulter, Sole Member MAILING PO Box 12248 CITY/ST/ZIP Wichita, KS 67277 PHONE NO. (316) 688-1516

IF AGENT SIGNS FORM, BOTH BUYER AND SELLER TELEPHONE NUMBERS MUST BE ENTERED.
BRIEF LEGAL DESCRIPTION: See Exhibit "A" Attached Hereto
Property / Situs Address: 24310 W. 93rd St. North
Name and Mailing Address for Tax Statements: Pond, LLC, PO Box 12248, Wichita, KS 67277

CHECK ANY FACTORS THAT APPLY TO THIS SALE (See Instructions on back of form.)
1. SPECIAL FACTORS: Sale between immediate family members, Sale involved corporate affiliates, Auction Sale, etc.
2. CHECK USE OF PROPERTY AT THE TIME OF SALE: Single Family Residence, Agricultural Land, etc.
3. WAS THE PROPERTY RENTED OR LEASED AT THE TIME OF SALE?
4. DID THE SALE PRICE INCLUDE AN EXISTING BUSINESS?
5. WAS ANY PERSONAL PROPERTY (SUCH AS FURNITURE, EQUIPMENT, MACHINERY, LIVESTOCK, CROPS, BUSINESS FRANCHISE OR INVENTORY, ETC.) INCLUDED IN THE SALE PRICE?
6. ARE YOU AWARE OF ANY CHANGES IN THE PROPERTY SINCE JAN. 1?
7. WERE ANY DELINQUENT TAXES ASSUMED BY THE PURCHASER?
8. METHOD OF FINANCING (check all that apply): New loan(s) from Financial Institution, Seller Financing, etc.
9. WAS THE PROPERTY MADE AVAILABLE TO OTHER POTENTIAL PURCHASERS?
10. DOES THE BUYER HOLD TITLE TO ANY ADJOINING PROPERTY?
11. ARE THERE ANY FACTS WHICH WOULD CAUSE THIS SALE TO BE A NON-ARMS LENGTH / NON-MARKET VALUE TRANSACTION?
12. TOTAL SALE PRICE \$ 10,000
DEED DATE 2 / 9 / 2012
13. I CERTIFY THAT THE ADDRESS TO WHICH TAX STATEMENTS FOR THE PROPERTY ARE TO BE SENT IS CORRECT. I ALSO CERTIFY I HAVE READ ITEM NO. 13 ON THE REVERSE SIDE AND HEREBY CERTIFY THE ACCURACY OF THE INFORMATION AND THAT I AM AWARE OF THE PENALTY PROVISIONS OF K.S.A. 79-1437g.
PRINT NAME Jamie B. Coulter
SIGNATURE [Signature]
GRANTOR (SELLER) GRANTEE (BUYER)
AGENT DAYTIME PHONE NO.

PV-RE-21-OP-CG KANSAS REAL ESTATE SALES VALIDATION ONE-PART QUESTIONNAIRE WEBSITE ADDRESS: http://www.ksrevenue.org/pvdrstat.htm
(REV. 06/04)

Water Resources Received
SEP 13 2018
KS Dept Of Agriculture

INSTRUCTIONS FOR COMPLETING THE SALES VALIDATION QUESTIONNAIRE

50133

- ITEM 1 Please check all boxes which pertain.
- ITEM 2 Check the box which describes the current or most recent use of the property at the time of sale. Check all boxes which are applicable if the property has multiple uses.
- ITEM 3 Check yes; if the buyer assumed any long term lease(s) (more than 3 years remaining) at the time of sale.
- ITEM 4 Check yes; if the purchase price included an operating business, franchise, trade license, patent, trademark, stock, bonds, technology, and/or goodwill.
- ITEM 5 Check yes; if any tangible and portable items of property were included in the sale price. If possible, provide a brief description and your estimate of the total value of all personal property included in the sale price.
- ITEM 6 Check yes; if the property characteristics have been changed since January 1. Indicate what type of change(s) took place by marking the appropriate box. Indicate the date the change(s) took place.
- ITEM 7 Check yes; if any delinquent taxes were assumed by the purchaser and included as part of the sale price. Do not consider any prorated taxes for the year in which the property was sold that are part of normal escrow closings.
- ITEM 8 Check the predominate method of financing used to acquire the property. Check "Not Applicable" if no money exchanged hands or refinancing of an existing loan.
- ITEM 9 Check yes; if the property was either advertised on the open market, displayed a for sale sign, listed with a real estate agent or offered by word of mouth.
- ITEM 10 Check yes; if the buyer owns or controls the property adjoining or adjacent to the property being purchased.
- ITEM 11 Provide an explanation if you believe the buyer or seller did not act prudently, was not fully informed about the property or knowledgeable of the local market, poorly advised, did not use good judgement in the negotiations, was acting under duress, or compelled out of necessity. Use an additional sheet of paper if necessary.
- ITEM 12 Provide the total sale price and date of sale. The date should be the date that either the deed or the contract for deed was signed, not the date the deed was recorded.
- ITEM 13 Please sign the questionnaire and list your phone number. The county appraiser may need to make a follow up phone call to clarify unusual terms or conditions.

K.S.A. 79-1437g. Same; penalty for violations. Any person who shall falsify the value of real estate transferred shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined not more than \$500. (L. 1991, ch. 162, sec. 7; L. 1992, ch. 159, sec. 3; April 30.)

TRANSFERS OF TITLE THAT DO NOT REQUIRE A SALES VALIDATION QUESTIONNAIRE ARE AS FOLLOWS:

- (1) Recorded prior to the effective date of this act, i.e., July 1, 1991;
  - (2) made solely for the purpose of securing or releasing security for a debt or other obligation;
  - (3) made for the purpose of confirming, correcting, modifying or supplementing a deed previously recorded, and without additional consideration;
  - (4) by way of gift, donation or contribution stated in the deed or other instruments;
  - (5) to cemetery lots;
  - (6) by leases and transfers of severed mineral interests;
  - (7) to or from a trust, and without consideration;
  - (8) resulting from a divorce settlement where one party transfers interest in property to the other;
  - (9) made solely for the purpose of creating a joint tenancy or tenancy in common;
  - (10) by way of a sheriff's deed;
  - (11) by way of a deed which has been in escrow for longer than five years;
  - (12) by way of a quit claim deed filed for the purpose of clearing title encumbrances;
  - (13) when title is transferred to convey right-of-way or pursuant to eminent domain;
  - (14) made by a guardian, executor, administrator, conservator or trustee of an estate pursuant to judicial order;
  - (15) when title is transferred due to repossession; or
  - (16) made for the purpose of releasing an equitable lien on a previously recorded affidavit of equitable interest, and without additional consideration.
- (b) When a real estate sales validation questionnaire is not required due to one or more of the exemptions provided in 1-16 above, the exemption shall be clearly stated on the document being filed.

If you have any questions or need assistance completing this form, please call the county appraiser's office.

Water Resources  
Received

SEP 13 2018

KS Dept Of Agriculture



50133

Sedgwick County  
Register of Deeds -  
Bill Meek

Feb 9, 2012 12:43:21 PM

Receipt # 1807178

Payee: JAMIE COULTER

Returned to:  
JIM DULLEN  
102 N ROCK ROAD STE 210  
WICHITA KS 67206

STATUTORY WARRANTY DEED (29270757) \$12.00

Amount Due: \$12.00

Tender Total: \$20.00  
Cash \$20.00

CHANGE DUE: \$8.00

Have a nice day.

Water Resources  
Received

SEP 13 2018

KS Dept Of Agriculture

STATE OF KANSAS

DEPARTMENT OF AGRICULTURE  
1320 RESEARCH PARK DRIVE  
MANHATTAN, KS 66502  
PHONE: (785) 564-6700  
FAX: (785) 564-6777



900 SW JACKSON, ROOM 456  
TOPEKA, KS 66612  
PHONE: (785) 296-3556  
www.agriculture.ks.gov

GOVERNOR JEFF COLYER, M.D.  
JACKIE McCLASKEY, SECRETARY OF AGRICULTURE

COTTONWOOD POND, LLC - JAMIE B COULTER

9/18/2018

MIKE ARNDT  
PO BOX 12248  
WICHITA, KS 67277

RE: Application, File No. **50133**

Dear Sir or Madam:

The Division of Water Resources (Division) has received your application for a permit to appropriate water for beneficial use. Your application has been assigned the file number referenced above. Please be aware that the Division may have a large number of pending applications on hand at times and makes every attempt to process them in the order in which they are received. You will be contacted if additional information is required.

Please note, this letter only acknowledges receipt of your application and does not guarantee approval. In accordance with the provisions of the Kansas Water Appropriation Act, the use of water as proposed prior to approval of the application is unlawful.

Additional information about the process may be found on our website at [agriculture.ks.gov/divisions-programs/dwr](http://agriculture.ks.gov/divisions-programs/dwr). If you have any other questions, please contact our office at 785-564-6640 or your local Stafford Field Office at 620-234-5311. If you call, please reference the file number so we can help you more efficiently.

Sincerely,

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

**WATER WELL RECORD Form WWC-5**

Original Record  Correction  Change in Well Use

Division of Water Resources App. No.

**50133**

Well ID

<b>1 LOCATION OF WATER WELL:</b> County: <b>SEDGWICK</b>		Fraction SW ¼ SE ¼ SE ¼ SW ¼	Section Number <b>23</b>	Township Number <b>T 25 S</b>	Range Number <b>R 3</b> <input type="checkbox"/> E <input checked="" type="checkbox"/> W
<b>2 WELL OWNER:</b> Last Name: <b>COTTONWOOD POND LLC</b> Business: <b>COTTONWOOD POND LLC</b> Address: <b>PO BOX 12248</b> City: <b>WICHITA</b> State: <b>KS</b> ZIP: <b>67277-2248</b>		Street or Rural Address where well is located (if unknown, distance and direction from nearest town or intersection): If at owner's address, check here: <input type="checkbox"/> <b>FROM 93RD ST N &amp; 247TH ST W GO EAST 2100 FEET AND NORTH AND 100 FEET</b>			
<b>3 LOCATE WELL WITH "X" IN SECTION BOX:</b> N W E S 1 mile	<b>4 DEPTH OF COMPLETED WELL:</b> ..... <b>60</b> ..... ft. Depth(s) Groundwater Encountered: 1) ..... ft. 2) ..... ft. 3) ..... ft., or 4) <input type="checkbox"/> Dry Well WELL'S STATIC WATER LEVEL: ..... <b>13</b> ..... ft. <input checked="" type="checkbox"/> below land surface, measured on (mo-day-yr)..... <input type="checkbox"/> above land surface, measured on (mo-day-yr)..... Pump test data: Well water was ..... ft. after ..... hours pumping ..... gpm Well water was ..... ft. after ..... hours pumping ..... gpm Estimated Yield: ... <b>400</b> ... gpm Bore Hole Diameter: ..... <b>12</b> ..... in. to ..... <b>60</b> ..... ft. and ..... in. to ..... ft.		<b>5 Latitude:</b> ..... (decimal degrees) <b>Longitude:</b> ..... (decimal degrees) <b>Horizontal Datum:</b> <input type="checkbox"/> WGS 84 <input type="checkbox"/> NAD 83 <input type="checkbox"/> NAD 27 <b>Source for Latitude/Longitude:</b> <input type="checkbox"/> GPS (unit make/model: .....) (WAAS enabled? <input type="checkbox"/> Yes <input type="checkbox"/> No) <input type="checkbox"/> Land Survey <input type="checkbox"/> Topographic Map <input type="checkbox"/> Online Mapper: .....		
	<b>6 Elevation:</b> ..... ft. <input type="checkbox"/> Ground Level <input type="checkbox"/> TOC <b>Source:</b> <input type="checkbox"/> Land Survey <input type="checkbox"/> GPS <input type="checkbox"/> Topographic Map <input type="checkbox"/> Other .....				

**7 WELL WATER TO BE USED AS:**

1. Domestic: <input type="checkbox"/> Household <input type="checkbox"/> Lawn & Garden <input type="checkbox"/> Livestock	2. <input type="checkbox"/> Irrigation	3. <input type="checkbox"/> Feedlot	4. <input type="checkbox"/> Industrial	5. <input type="checkbox"/> Public Water Supply: well ID .....	6. <input type="checkbox"/> Dewatering: how many wells? .....	7. <input type="checkbox"/> Aquifer Recharge: well ID .....	8. <input type="checkbox"/> Monitoring: well ID .....	9. Environmental Remediation: well ID .....	<input type="checkbox"/> Air Sparge <input type="checkbox"/> Soil Vapor Extraction <input type="checkbox"/> Recovery <input type="checkbox"/> Injection	10. <input type="checkbox"/> Oil Field Water Supply: lease .....	11. Test Hole: well ID .....	<input type="checkbox"/> Cased <input checked="" type="checkbox"/> Uncased <input type="checkbox"/> Geotechnical	12. Geothermal: how many bores? .....	a) Closed Loop <input type="checkbox"/> Horizontal <input type="checkbox"/> Vertical b) Open Loop <input type="checkbox"/> Surface Discharge <input type="checkbox"/> Inj. of Water	13. <input type="checkbox"/> Other (specify): .....
--	--	-------------------------------------	--	--	---	---	---	---	--	--	------------------------------	--	---------------------------------------	--	---

Was a chemical/bacteriological sample submitted to KDHE?  Yes  No If yes, date sample was submitted: .....

Water well disinfected?  Yes  No

**8 TYPE OF CASING USED:**  Steel  PVC  Other ..... CASING JOINTS:  Glued  Clamped  Welded  Threaded

Casing diameter ..... in. to ..... ft., Diameter ..... in. to ..... ft., Diameter ..... in. to ..... ft.  
Casing height above land surface ..... in. Weight ..... lbs./ft. Wall thickness or gauge No. ....

**TYPE OF SCREEN OR PERFORATION MATERIAL:**  
 Steel  Stainless Steel  Fiberglass  PVC  Other (Specify) .....  
 Brass  Galvanized Steel  Concrete tile  None used (open hole)

**SCREEN OR PERFORATION OPENINGS ARE:**  
 Continuous Slot  Mill Slot  Gauze Wrapped  Torch Cut  Drilled Holes  Other (Specify) .....  
 Louvered Shutter  Key Punched  Wire Wrapped  Saw Cut  None (Open Hole)

**SCREEN-PERFORATED INTERVALS:** From ..... ft. to ..... ft., From ..... ft. to ..... ft., From ..... ft. to ..... ft.  
**GRAVEL PACK INTERVALS:** From ..... ft. to ..... ft., From ..... ft. to ..... ft., From ..... ft. to ..... ft.

**9 GROUT MATERIAL:**  Neat cement  Cement grout  Bentonite  Other .....

Grout Intervals: From ..... ft. to ..... ft., From ..... ft. to ..... ft., From ..... ft. to ..... ft.

**Nearest source of possible contamination:**  
 Septic Tank  Lateral Lines  Pit Privy  Livestock Pens  Insecticide Storage  
 Sewer Lines  Cess Pool  Sewage Lagoon  Fuel Storage  Abandoned Water Well  
 Watertight Sewer Lines  Seepage Pit  Feedyard  Fertilizer Storage  Oil Well/Gas Well  
 Other (Specify) .....

Direction from well? **WEST** Distance from well? **550** ft.

10 FROM	TO	LITHOLOGIC LOG	FROM	TO	LITHO. LOG (cont.) or PLUGGING INTERVALS
0	2	TOP SOIL			
2	25	CLAY			
25	56	MED GRAVEL			
56	59	CLAY			
59	60	MED GRAVEL			

**Notes:**

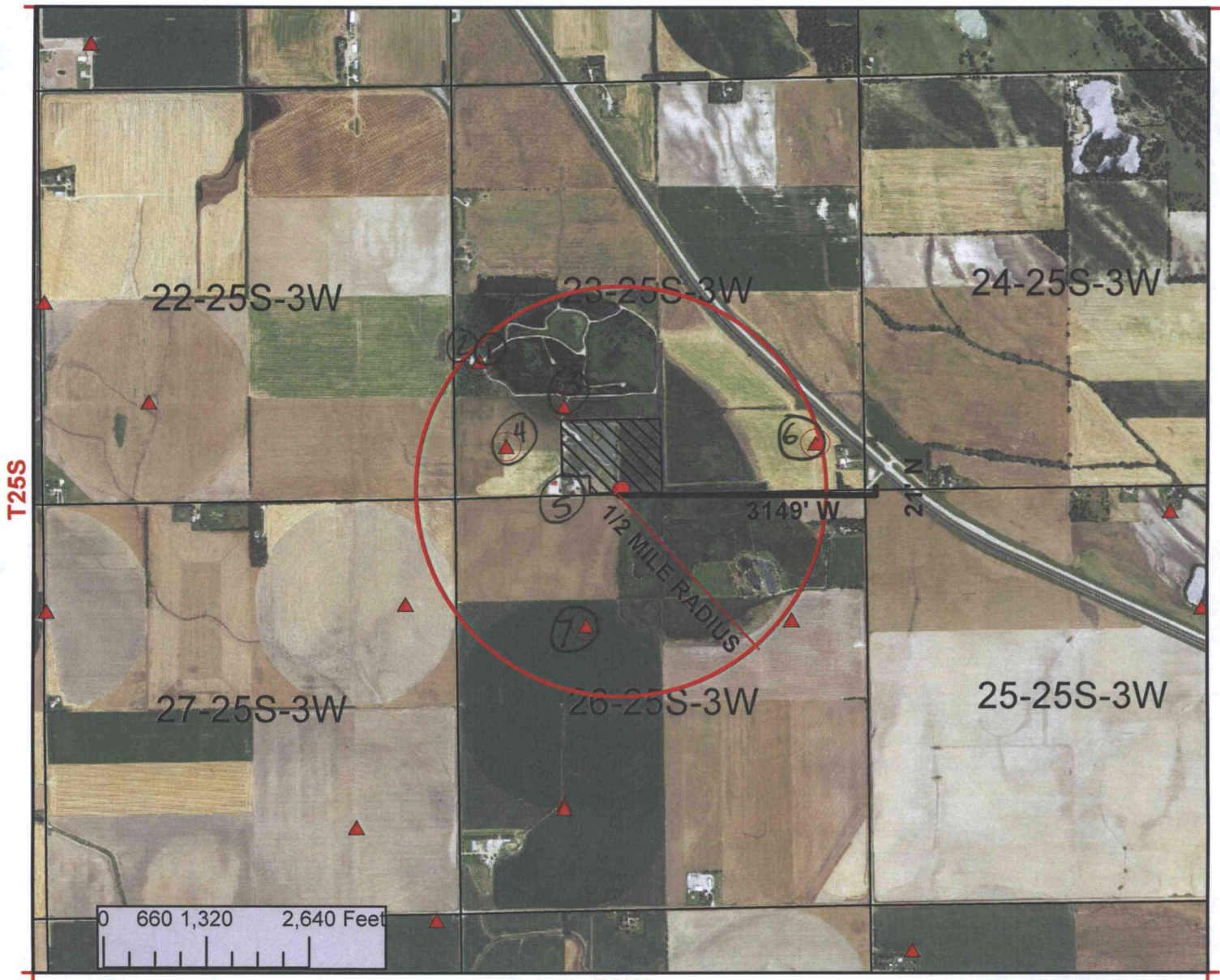
**11 CONTRACTOR'S OR LANDOWNER'S CERTIFICATION:** This water well was  constructed,  reconstructed, or  plugged under my jurisdiction and was completed on (mo-day-year) **7/7/2018**..... and this record is true to the best of my knowledge and belief. Kansas Water Well Contractor's License No. **884**..... This Water Well Record was completed on (mo-day-year) **7/30/2018**..... under the business name of **WENINGER DRILLING LLC**..... Signature .....

Mail 1 white copy along with a fee of \$5.00 for each constructed well to: Kansas Department of Health and Environment, Bureau of Water, GWTS Section, 1000 SW Jackson St., Suite 420, Topeka, Kansas 66612-1367. Mail one to Water Well Owner and retain one for your records. Telephone 785-296-5524.  
Visit us at <http://www.kdheks.gov/waterwell/index.html> KSA 82a-1212 **Revised 7/10/2015**

RECEIVED  
 DIVISION OF WATER RESOURCES  
 7/30/2018

50133

# NEW APPLICATION MAP



I declare that all water wells or diversion sites using the same source of supply and within 1/2 mile of the proposed point of diversion have been plotted on the application map.

*COTTONWOOD PAVILL*  
*James Coates, Manager*  
 Signature MEMBER

9.5.18  
 Date

New Application

Application No. \_\_\_ To Change:

Point of Diversion

Place of Use

Use Made of Water

Water Resources Received

▲ Existing Authorized Well

● Proposed Irrigation Well

▨ Authorized Place of Use

▨ Proposed Place of Use

SEP 13 2018

