

Submit To:
CHIEF ENGINEER
Division of Water Resources
Kansas Department of Agriculture
1320 Research Park Drive
Manhattan, KS 66502-5000
<http://agriculture.ks.gov/dwr>

**APPLICATION FOR PERMIT TO
APPROPRIATE WATER FOR
BENEFICIAL USE**

WATER RESOURCES
RECEIVED

APR 04 2024

11:12
KS Dept. of Agriculture



State of Kansas

STATUTORY FILING FEE MUST ACCOMPANY THIS APPLICATION
Please refer to the Fee Schedule attached to this application form.

File Number: **51219**

This item to be completed by the Division of Water Resources staff.

1. Name of Applicant: Jesus Valadez
Address: 632 SE 20th Street
City: Stafford State: KS Zip Code: 67578
Phone: 620-352-0865 Email: jesusvaladez487@gmail.com

2. The source of water is: surface water in _____ (stream)
 groundwater in N F Ninnescah (drainage basin)

3. The maximum annual quantity of water desired is 15 acre-feet gallons
to be diverted at a maximum rate of 99 gpm c.f.s. natural flows natural evaporation
 This project involves surface water storage and redirection. The maximum annual quantity of water desired to be
rediverted is _____ acre-feet gallons, at a rate of _____ gpm c.f.s.

Conversion Factors

1 acre-foot (AF) = 325,851 gallons
1 million gallons (mg) = 3.07 acre-feet (AF)
1 cubic foot per second (c.f.s.) = 448.8 gallons per minute (gpm)

IMPORTANT: Once your application has been assigned a priority date and file number, the requested maximum rate of diversion and maximum requested annual quantity of water under that priority number can **NOT** be increased. Please be certain your requested maximum rate of diversion and maximum annual quantity of water are appropriate and reasonable for your proposed project.

4. The water is intended to be appropriated for the following use(s):
 Artificial Recharge* Irrigation* Recreational* Water Power*
 Industrial* Municipal* Stockwatering* Sediment Control
 Domestic Dewatering Hydraulic Dredging Fire Protection
 Thermal Exchange Contamination Remediation

***IMPORTANT:** You **must** submit a supplemental form providing information to substantiate your request for the quantity of water listed in Item No. 3 for the intended use(s) referenced above.

4/9/2024
KAnderson

FOR OFFICE USE ONLY					
FO <u>2</u>	GMD <u>5</u>	DUA _____	Use <u>REC</u>	Source <u>G</u>	County <u>SF</u> By <u>ALB</u> Date <u>4/5/2024</u>
Code <u>AF6</u>	Fee \$ <u>200</u>	TR # _____	Receipt Date <u>4-4-24</u>	Check # <u>3658</u>	

APR 04 2024

File No. _____

KS Dept. of Agriculture

- 5. The location(s) of the proposed diversion work(s) (well, pumpsite, etc.) are described below. Note that for the application to be accepted, the point of diversion location(s) **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. You can specify a nickname for the point of diversion via the A.K.A. line to help you identify it.

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 800gpm and which supply water to a common distribution system.

- (A) One in the SE quarter of the SE quarter of the SW quarter of Section 27, more particularly described as being near a point 250 feet North and 3385 feet West of the Southeast corner of said section, in Township 24 South, Range 12 E W, Stafford County, KS. A.K.A: _____
- (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 _____ E W, _____ County, KS. A.K.A: _____
- (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 _____ E W, _____ County, KS. A.K.A: _____
- (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 _____ E W, _____ County, KS. A.K.A: _____
- (E) 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 _____ E W, _____ County, KS. A.K.A: _____

- 6. The proposed project for diversion of water will consist of a well, a pump, an ~two acre pond
(number of wells, pumps, dams, etc.)
and was/will be completed on or by the following date: as soon as approved
(date each was or will be completed)

- 7. The first actual application of water for the proposed beneficial use was or is estimated to be ASAP
(Date)

- 8. List any application, appropriation of water, water right, or vested right file number that covers the same point(s) of diversion 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.
There are no other water rights covering this place of use, this is a new, stand-alone application.
We may begin excavating the pond to increase the size from ~0.5 acres to 2 acres but the
new pond expansion will not be filled with the well until this is approved or we can find water
bank water to use.

APR 04 2024

File No. _____

KS Dept. of Agriculture

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 DWR prior to submitting this application. Please attach a reservoir area capacity table and inform us of the total acres of surface drainage area above the reservoir.

Have you made an application for a permit for construction of this dam and reservoir with DWR? Yes No

If yes, write the Water Structures permit number here: N/A

11. Furnish a detailed topographic or aerial map that depicts the following information:

The application **must** be supplemented by a topographic map, aerial photograph or a detailed plat showing the information described in A-D below.

(A) The center of the section, the section lines or the section corners, and labels showing the appropriate section, township and range numbers, as well as a north arrow and scale,

(B) The location of the proposed point(s) of diversion (wells, stream-bank installations, dams, or other diversion works) described in Item No. 5 of the application, showing the North-South distance and the East-West distance from a section line or southeast corner of section,

(C) The location of the proposed place of use identified by crosshatching,

(D) **For Groundwater Use**, the location of any existing water wells of any kind within 1/2 mile of the proposed well or wells and indicate for each well its type of use and the name and mailing address of the property owner or owners, (If there are no wells within 1/2 mile, please indicate that on the map.)

For Surface Water Use, the names and addresses of the landowner(s) 1/2 mile downstream and 1/2 mile upstream from your property lines, and

(E) The locations of proposed or existing dams, dikes, reservoirs, canals, pipelines, power houses, and any other structures for the purpose of storing, conveying, or using water.

12. For groundwater use, furnish copies of the driller's logs for all test holes or completed wells. Please ensure that the driller's logs provide depth to the static water level. If driller's logs cannot be obtained for an existing well, provide the following information: *see attached log that is nearby and representative of the formation and depth of the well we will use.

Well location as shown in Item No. 5	(A)	(B)	(C)	(D)	(E)
Date drilled	<u>1970's</u>	_____	_____	_____	_____
Total depth of well	<u>~70</u>	_____	_____	_____	_____
Depth to static water level	<u>~24</u>	_____	_____	_____	_____

13. The owner(s) of the point of diversion, if other than the applicant is:

Jesus Valadez Flores & Karina J Miranda Sinohui, 632 SE 20th Street, Stafford, KS 67578 (620) 352-0865
(name, address, and phone)

(name, address, and phone)

APR 04 2024

File No. _____

KS Dept. of Agriculture

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

Jesus Valadez Flores & Karina J Miranda Sinohui, 632 SE 20th Street, Stafford, KS 67578 (620) 352-0865

(name, address, and phone)

(name, address, and phone)

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

Owner Agent Tenant Other: _____

16. A water use correspondent (WUC) must be designated. The WUC will be mailed the annual water use report, which must be filed with the Division by March 1 of each year. Failure to timely file an accurate water use report will subject the owner(s) to a civil fine of up to \$1,000 and potential suspension of the water appropriation or right. By signing this application, I verify that the owner(s) of the water right or permit have confirmed that the following person or agent should be designated as the WUC:

Jesus Valadez, 632 SE 20th Street, KS 67578 (620) 352-0865

(name, address, and phone)

17. I 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. This could affect the economics of my decision to appropriate water. Situations where this might occur may include times when minimum desirable streamflow (MDS) requirements are not met, when Assurance District or Water Marketing releases are made from storage in federal reservoirs, when a Water Reservation Right upstream of a federal reservoir is administered, or when water rights administration becomes necessary to prevent impairment.

I declare, under penalty of perjury, that I have legal access to or control of, the point(s) of diversion described in this application from the landowner or the landowner's authorized representative.

By signing below, I verify that the information set forth above is true to the best of my knowledge, I agree with all statements made above, and that this application is submitted in good faith.

Jesus Valadez
(Applicant Signature)

3/26/24
(Date)

JV

(Applicant Name – please print)

(Applicant Title, if applicable – please print)

Assisted by CRC

SFFO/Assistant Water Commissioner
(office/title)

Date: March 20, 2024

FEE SCHEDULE

Make checks payable to the Kansas Department of Agriculture.

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

Million Gallons (mg)	Acre-Feet (AF)	Fee
≤ 32.585	≤ 100	\$200.00
32.586 - 104.272	100.1 – 320.0	\$300.00
> 104.272	> 320	\$300.00 plus \$20 for each additional 100AF (32.586mg) or any part thereof

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

Million Gallons (mg)	Acre-Feet (AF)	Fee
≤ 81.462	≤ 249.9	\$200.00
≥ 81.463	≥ 250	\$200.00 plus \$20 for each additional 100AF (32.586mg) 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 **waterpower** or **dewatering** use shall be \$100.00 plus \$200.00 for each 44,880 gallons per minute (100 c.f.s.), or part thereof, of the diversion rate requested.

IMPORTANT NOTICE

If this application is approved, the applicant shall notify the Chief Engineer when the diversion works (well, pump, reservoir, pit, etc.) has/have been completed via the *Notice of Completion of Diversion Works* form (DWR 1-203.11) and along with the statutorily required field inspection fee of:

- \$200.00 for sediment control use or groundwater pits for industrial use, or
- \$400.00 for all other uses made of water

Failure to complete the diversion works by the deadline specified in the *Approval of Application and Permit to Proceed* (or any subsequent extension of time of said deadline) and/or failure to submit the proper notice and field inspection fee will result in the dismissal of the appropriation and forfeiture of any priority associated with it.

For assistance with this application, please contact the Division of Water Resources (DWR).

Manhattan HQ
1320 Research Park Dr.
Manhattan, KS 66502
785-564-6638

Topeka Field Office
1131 SW Winding Rd, Ste 400
Topeka, KS 66615
785-296-5733

Stafford Field Office
300 S. Main St
Stafford, KS 67578
620-234-5311

Stockton Field Office
820 S. Walnut
Stockton, KS 67669
785-425-6787

Garden City Field Office
4532 W. Jones Ave, Ste B
Garden City, KS 67846
620-276-2901

Helpful Sources of Information

DWR Water Appropriation Program
DWR Water Appropriation Forms
KGS Water Well Completion Records
DWR Structures Program

<https://agriculture.ks.gov/divisions-programs/dwr/water-appropriation>
<https://agriculture.ks.gov/divisions-programs/dwr/water-appropriation/water-appropriation-forms>
<https://www.kgs.ku.edu/Magellan/WaterWell/index.html>
<https://agriculture.ks.gov/divisions-programs/dwr/dam-safety/permit-requirements>

WATER RESOURCES
RECEIVED

APR 04 2024

KS Dept. of Agriculture

RECREATIONAL USE SUPPLEMENTAL SHEET

File No. _____

Name of Applicant (Please Print): Jesus Valadez

1. Please indicate type of recreational use (boating, fishing, swimming, etc.): Fishing and aesthetical
landscape purposes.

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

Requested quantity to fill and offset evaporation and possible seepage losses from an ~2 acre pond.

Capacity is ~9 acre-feet. Potential Net Evaporation is 33".

Evaporative losses: 33" x ~2 acres/12"= ~5.5 acre-feet

Total Requested quantity 15 acre-feet appears reasonable.

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	15 acre-feet
Year 2	15 acre-feet
Year 3	15 acre-feet
Year 4	15 acre-feet
Year 5	15 acre-feet

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

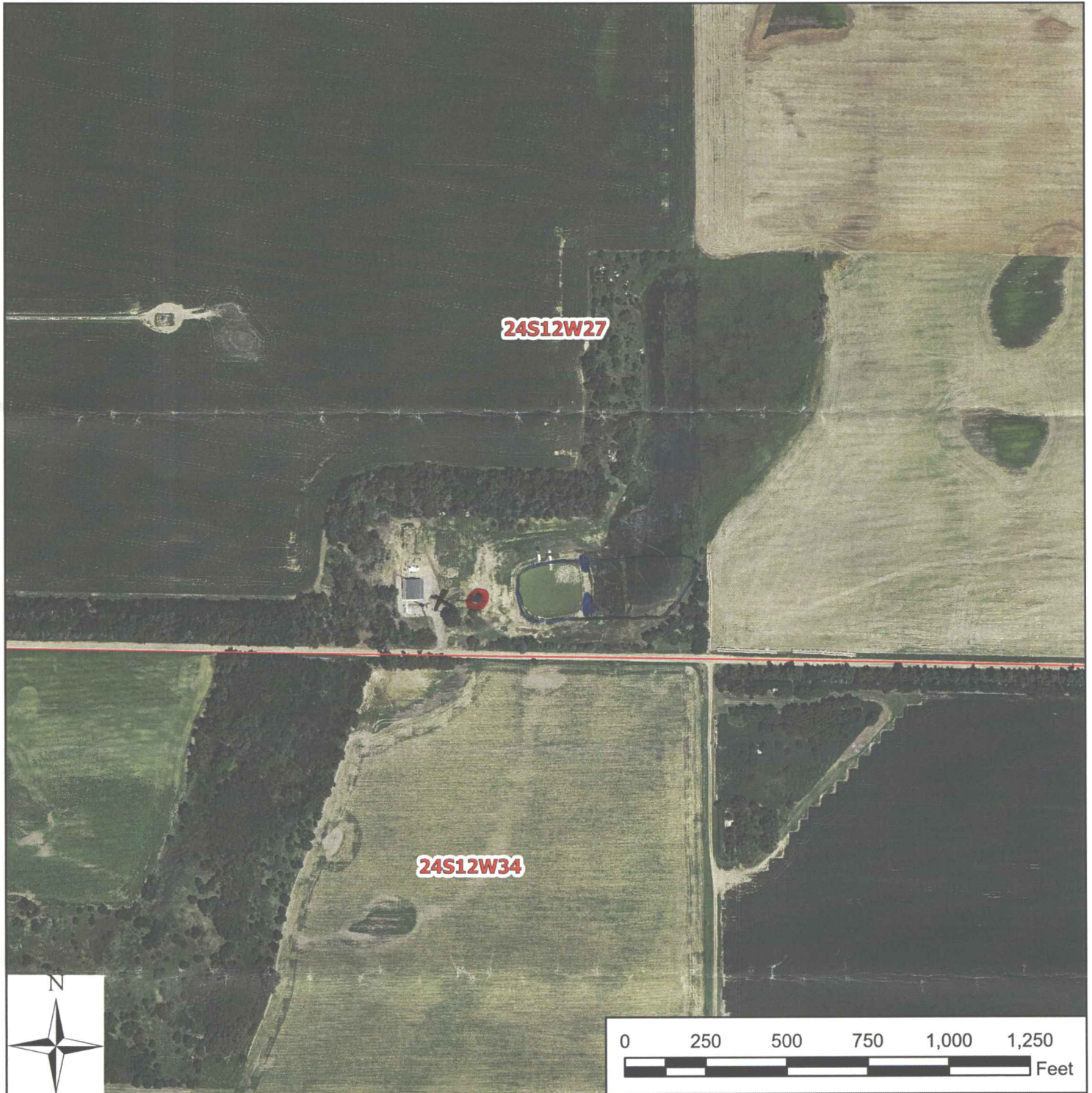
4. Please designate the legal description of the location where the water is to be used by providing the fractional part of the Section, Township and Range.

~2 acre pond located in Southeast Quarter of the Southwest Quarter of (SE1/4 SW1/4) Section 27,

Township 24 South, Range 12 West in Stafford County, Kansas

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

***Applicant Requests 60 Days to Locate**



Legend

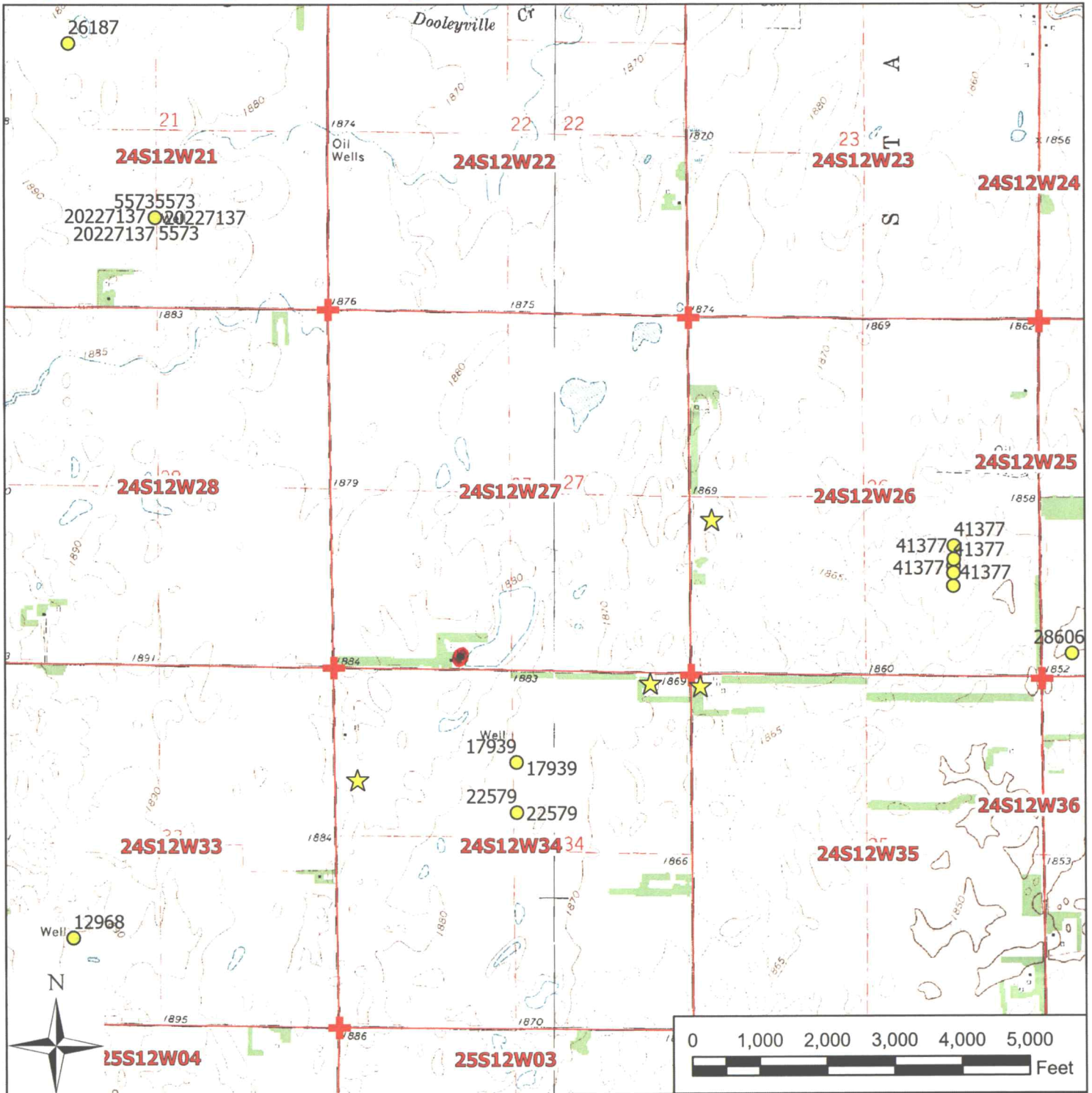
- Water Appropriation
- ★ Domestic Well
- Proposed Point of Diversion
- + Section Corner *250' N & 338 S*
- Section Line
- Half-Mile

Water Right, File No. _____
27-24-12W // Stafford County

WATER RESOURCES
RECEIVED
APR 04 2024
KS Dept. of Agriculture

To the best of my knowledge, all points of diversion within one-half mile of the proposed point of diversion have been shown.

***Applicant Requests 60 Days to Locate**



Legend

- Water Appropriation
- ★ Domestic Well
- Proposed Point of Diversion
- + Section Corner
- Section Line
- Half-Mile

250' N & 3385' W

Water Right, File No. _____

27-24-12W // Stafford County

WATER RESOURCES RECEIVED

APR 04 2024

KS Dept. of Agriculture

To the best of my knowledge, all points of diversion within one-half mile of the proposed point of diversion have been shown.

Jesus varadoz 3/26/24

Signature / Date

03/20/2024 JNE/SFFO 1:24,000

WATER RESOURCES
RECEIVED

APR 04 2024

KS Dept. of Agriculture

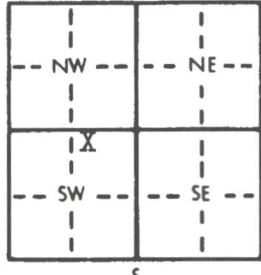
1. Dudrey Cattle Co Inc
816 E 1st Ave
St. John KS 67576
2. Brent G & Marsella G Hearn JTWROS
100 Chestnut
Stafford KS 67578
3. Wayne Dudrey
107 S Broadway St
St. John KS 67576
4. DYE Family Trust
537 E Crawford St
Stafford KS 67578
5. Duckworth Family Trust
PO Box 999
Apache OK 73006

LOCATION OF WATER WELL: County Stafford Fraction NW 1/4 NE 1/4 SW 1/4 Section Number 27 Township Number T 24 S Range Number R 12W E/W

Distance and direction from nearest town or city street address of well if located within city?
2 W, 1 1/2 S of Stafford, Kansas

WATER WELL OWNER: White & Ellis Drilling, Inc.
 RR#, St. Address, Box #: 402 E. Douglas, Suite 500
 City, State, ZIP Code: Wichita, Kansas 67202
 Board of Agriculture, Division of Water Resources
 Application Number: Unknown

LOCATE WELL'S LOCATION WITH AN "X" IN SECTION BOX:



DEPTH OF COMPLETED WELL: 72 ft. ELEVATION: Unknown
 Depth(s) Groundwater Encountered: ~~24~~ 24 ft. 2. ft. 3. ft.
 WELL'S STATIC WATER LEVEL: 24 ft. below land surface measured on mo/day/yr 5/22/81
 Pump test data: Well water was ft. after hours pumping gpm
 Est. Yield 60 gpm: Well water was ft. after hours pumping gpm
 Bore Hole Diameter: 8 in. to 72 ft., and in. to ft.
 WELL WATER TO BE USED AS:
 5 Public water supply 8 Air conditioning 11 Injection well
 1 Domestic 3 Feedlot 6 Oil field water supply 9 Dewatering 12 Other (Specify below)
 2 Irrigation 4 Industrial 7 Lawn and garden only 10 Observation well
 Was a chemical/bacteriological sample submitted to Department? Yes. No ; If yes, mo/day/yr sample was submitted
 Water Well Disinfected? Yes No

TYPE OF BLANK CASING USED:
 1 Steel 3 RMP (SR) 5 Wrought iron 8 Concrete tile CASING JOINTS: Glued Clamped
 2 PVC 4 ABS 6 Asbestos-Cement 9 Other (specify below) Welded
 7 Fiberglass Threaded
 Blank casing diameter: 5 in. to 52 ft., Dia. in. to ft., Dia. in. to ft.
 Casing height above land surface: 12 in., weight 2.8 lbs./ft. Wall thickness or gauge No. Sch. 40

TYPE OF SCREEN OR PERFORATION MATERIAL:
 1 Steel 3 Stainless steel 5 Fiberglass 7 PVC 10 Asbestos-cement
 2 Brass 4 Galvanized steel 6 Concrete tile 8 RMP (SR) 11 Other (specify)
 12 None used (open hole)

SCREEN OR PERFORATION OPENINGS ARE:
 1 Continuous slot 3 Mill slot 5 Gauzed wrapped 8 Saw cut 11 None (open hole)
 2 Louvered shutter 4 Key punched 6 Wire wrapped 9 Drilled holes
 7 Torch cut 10 Other (specify)

SCREEN-PERFORATED INTERVALS: From 52 ft. to 72 ft., From ft. to ft.
 From ft. to ft., From ft. to ft.
 GRAVEL PACK INTERVALS: From 10 ft. to ~~24~~ 72 ft., From ft. to ft.
 From ft. to ft., From ft. to ft.

GROUT MATERIAL: 1 Neat cement 2 Cement grout 3 Bentonite 4 Other
 Grout Intervals: From 0 ft. to 10 ft., From ft. to ft., From ft. to ft.

What is the nearest source of possible contamination:
 1 Septic tank 4 Lateral lines 7 Pit privy 10 Livestock pens 14 Abandoned water well
 2 Sewer lines 5 Cess pool 8 Sewage lagoon 11 Fuel storage 15 Oil well/Gas well
 3 Watertight sewer lines 6 Seepage pit 9 Feedyard 12 Fertilizer storage 16 Other (specify below)
 13 Insecticide storage
 Direction from well? East How many feet? 60

FROM	TO	LITHOLOGIC LOG	FROM	TO	LITHOLOGIC LOG
0	35	Clay			
35	72	Sand and Gravel			
- Nearby representative log -					
WATER RESOURCES RECEIVED					
APR 04 2024					
KS Dept. of Agriculture					

CONTRACTOR'S OR LANDOWNER'S CERTIFICATION: This water well was (1) constructed, (2) reconstructed, or (3) plugged under my jurisdiction and was completed on (mo/day/year) 5/22/81 and this record is true to the best of my knowledge and belief. Kansas Water Well Contractor's License No. 186 This Water Well Record was completed on (mo/day/yr) 6/30/81
 Under the business name of Kellys Water Well Service by (signature) George S.

INSTRUCTIONS: Use typewriter or ball point pen, PLEASE PRESS FIRMLY and PRINT clearly. Please fill in blanks, underline or circle the correct answers. Send top three copies to Kansas Department of Health and Environment, Division of Environment, Environmental Geology Section, Topeka, KS 66620. Send one to WATER WELL OWNER and retain one for your records.

1320 Research Park Drive
Manhattan, KS 66502
785-564-6700
www. agriculture.ks.gov



900 SW Jackson, Room 456
Topeka, KS 66612
785-296-3556

Mike Beam, Secretary

Laura Kelly, Governor

April 5, 2024

JESUS VALADEZ
632 SE 20TH STREET
STAFFORD KS 67578

RE: Application, File No(s). **51219**

Dear Sir or Madam:

The Division of Water Resources (Division) has received your application(s) for a permit to appropriate water for beneficial use. Your application(s) has been assigned the file number(s) 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(s) 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(s) is unlawful.

Additional information about the process may be found on our website at 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,

Kris Neuhauser
New Applications Lead
Water Appropriation Program