

Kansas Department of Agriculture  
Division of Water Resources  
**CLOSURE OF NEW APPLICATION WORKSHEET**

1. File Number: <p style="text-align: center; font-size: 1.2em;"><b>50,571</b></p>	2. Status Change Date: <p style="text-align: center; font-size: 1.2em; color: purple;"><b>2/23/2022</b></p>	3. Field Office: <p style="text-align: center; font-size: 1.2em;"><b>03</b></p>	4. GMD:
5. Status: <input type="checkbox"/> Approved <input type="checkbox"/> Denied by DWR/GMD <input checked="" type="checkbox"/> Dismiss by Request/Failure to Return			
6. Enclosures: <input type="checkbox"/> Check Valve <input type="checkbox"/> N of C Form <input type="checkbox"/> Water Tube <input type="checkbox"/> Driller Copy <input type="checkbox"/> Meter			
<p>7a. Applicant(s)                                      Person ID 64740 _____ New to system <input type="checkbox"/>                                      Add Seq# _____</p> <p style="font-size: 1.2em; margin-top: 20px;"><b>CHRISTOPHER &amp; JODI L COX</b> <b>12676 RD E2</b> <b>NORTON, KS 67654</b></p> <p>7b. Landowner(s)                                      Person ID _____ New to system <input type="checkbox"/>                                      Add Seq# _____</p> <p style="font-size: 1.2em; margin-top: 20px;"><b>7a</b></p>	<p>7c. Landowner(s)                                      Person ID _____ New to system <input type="checkbox"/>                                      Add Seq# _____</p> <p>7d. Misc    Person ID _____ New to system <input type="checkbox"/>                                      Add Seq# _____</p>		
<p>8. WUR Correspondent                                      Person ID _____ New to system <input type="checkbox"/>                                      Add Seq# _____ Overlap File (s) WUC                                      Notarized WUC Form <input type="checkbox"/> Agree <input type="checkbox"/> Yes <input type="checkbox"/> No</p> <p style="font-size: 1.2em; margin-top: 20px;"><b>7a</b></p>	<p>9. Use of Water:    Changing?    <input type="checkbox"/> Yes    <input type="checkbox"/> No</p> <p style="padding-left: 40px;"><input checked="" type="checkbox"/> Groundwater                      <input type="checkbox"/> Surface Water</p> <p><input checked="" type="checkbox"/> IRR                      <input type="checkbox"/> REC                      <input type="checkbox"/> DEW                      <input type="checkbox"/> MUN</p> <p><input type="checkbox"/> STK                      <input type="checkbox"/> SED                      <input type="checkbox"/> DOM                      <input type="checkbox"/> CON</p> <p><input type="checkbox"/> HYD DRG    <input type="checkbox"/> WTR PWR                      <input type="checkbox"/> ART RECHRG</p> <p><input type="checkbox"/> IND SIC: _____    <input type="checkbox"/> OTHER: _____</p>		
10. Completion Date: _____                      11. Perfection Date: _____                      12. Exp Date: _____			
13. Conservation Plan Required? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Date Required: _____ Date Approved: _____ Date to Comply: _____			
14. Water Level Measuring Device? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Date to Comply: _____ Date WLMD Installed: _____			
Date Prepared: <b>9/13/21</b> By: <b>BMM</b> Date Entered: <span style="border: 1px solid blue; padding: 2px;"><b>2/28/2022</b></span> By: <b>LMoody</b>			

File No. **50571**      15. Formation Code:      Drainage Basin: N.F. Solomon      County: NT      Special Use:      Stream:

16. Points of Diversion										17. Rate and Quantity					
MOD	DEL	ENT	PDIV	Qualifier	S	T	R	ID	'N	'W	Authorized		Additional		
											Rate gpm	Quantity af	Rate gpm	Quantity af	Overlap PD Files
<b>CHK</b>			<b>88779</b>	<b>SW</b>	<b>15</b>	<b>5S</b>	<b>25W</b>	<b>1</b>	<b>1320</b>	<b>3960</b>	<b>800</b>	<b>480</b>	<b>800</b>	<b>480</b>	<b>NA</b>

18. Storage: Rate \_\_\_\_\_ NF      Quantity \_\_\_\_\_ ac/ft      Additional Rate \_\_\_\_\_ NF      Additional Quantity \_\_\_\_\_ ac/ft

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

20. Meter Required?  Yes  No      To be installed by \_\_\_\_\_      Date Acceptable Meter Installed \_\_\_\_\_

21. Place of Use										NE¼				NW¼				SW¼				SE¼				Total	Owner	Chg? NO	Overlap Files
MOD	DEL	ENT	PUSE	S	T	R	ID	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼						
<b>CHK</b>			<b>70378</b>	<b>15</b>	<b>5S</b>	<b>25W</b>	<b>1</b>	<b>40</b>	<b>40</b>	<b>40</b>	<b>40</b>									<b>40</b>	<b>40</b>	<b>40</b>	<b>40</b>	<b>320</b>	<b>7a</b>	<b>N</b>	<del><b>NA</b></del> <b>50572</b>		

Comments: **Dismissal for failure to locate wells**

2/14/2022  
 KJN



**KANSAS DEPARTMENT OF AGRICULTURE**  
**Division of Water Resources**

**M E M O R A N D U M**

TO: Files

DATE: March 22, 2022

FROM: Brandon Milner

RE: Applications, File Nos. 50,571

Chris Cox has filed the above referenced application to appropriate groundwater for irrigation use and requested 60 days to locate the points of diversion. The application was returned to the applicant on April 28, 2021, providing 60 days to locate the points of diversion, provide additional information, and return the application by the June 28, 2021 deadline. A reminder letter was sent to the applicant on May 27, 2021. An extension was requested by the applicant and with and was approved. An extension letter was sent out to the applicant on June 22, 2021 providing a new deadline of August 28, 2021 to provide required material. A reminder letter was sent to the applicant on July 28, 2021. The application has not been returned by the applicant by the August 28, 2021 deadline.

Based on the available information, that the application was not returned within the time allowed, it is recommended that the file be dismissed for failure to return, as provided by K.S.A. 82a-710.

2/14/2022  
KJN

Brandon Milner  
Environmental Scientist  
New Applications Unit

# THE STATE OF KANSAS



**KANSAS DEPARTMENT OF AGRICULTURE**  
Mike Beam, Secretary of Agriculture

**DIVISION OF WATER RESOURCES**  
Earl D. Lewis Jr., Chief Engineer

## **FINDINGS AND ORDER IN THE MATTER OF THE DISMISSAL OF APPLICATION FILE NO. 50,571**

After due consideration, the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture (hereinafter referred to as the "Chief Engineer"), makes the following findings and order:

### **FINDINGS**

1. That on April 26, 2021 the Chief Engineer received an application from Chris Cox for a permit to appropriate groundwater for beneficial use, assigned File No. 50,571, proposing the appropriation of 480 acre-feet of water, at a maximum requested diversion rate of 800 gallons per minute, for irrigation use. The applicant requested 60 days to locate the specific point of diversion within the Northeast Quarter of Section 15, Township 5 South, Range 25 West, Norton County, Kansas.
2. That on April 28, 2021, the original application was returned to the applicant, with a cover letter requesting that additional information be submitted in order to complete the application. The applicant was provided a deadline of June 28, 2021, the time in which to provide the requested information and return the application. The applicant was informed that the application would be dismissed if it was not returned by the deadline, or within any authorized extension of time.
3. That a reminder letter was sent to the applicant on May 27, 2021, once again stating the June 28, 2021 date that the original application was required to be returned.
4. That the applicant requested and was provided an extension of time with the deadline being August 28, 2021.
5. That a reminder letter was sent to the applicant on July 28, 2021, once again stating the August 28, 2021 that the original application was required to be returned.
6. That the original application was not returned by the August 28, 2021 deadline.
7. That the application should be dismissed and its priority forfeited as provided by K.S.A. 82a-710.

### **ORDER**

NOW, THEREFORE, It is the decision and order of the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, that effective the date of this order, in accordance with the law, Application, File No. 50,571, is herewith dismissed and the priority assigned to it is considered to be forfeited.

It is so ordered this        day of       , 2021, in Manhattan, Riley County, Kansas.

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Lane P. Letourneau, P.G.  
Water Appropriation Program Manager  
Division of Water Resources  
Kansas Department of Agriculture

State of Kansas        )  
                                   ) SS  
County of Riley        )

The foregoing instrument was acknowledged before me this        day of       , 2021, by Lane P. Letourneau, P.G., Program Manager, Division of Water Resources, Kansas Department of Agriculture.

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Notary Public

**RIGHT TO PETITION FOR REVIEW  
UNDER THE KANSAS JUDICIAL REVIEW ACT**

This is a final agency action as defined in K.S.A. 77-607(b). You may pursue judicial review of this Order as provided in the Kansas Judicial Review Act, K.S.A. 77-601 et seq. A petition for judicial review must be filed in a Kansas court of competent jurisdiction within 30 days after service of this Order as provided in K.S.A. 77-613. The agency officer designated to receive service of a petition for judicial review on behalf of the Kansas Department of Agriculture is the Chief Legal Counsel, Kansas Department of Agriculture, 1320 Research Park Dr. Manhattan, KS 66502.

**CERTIFICATE OF SERVICE**

On this        day of  
Application, File No. 50,571, dated  
class, US mail to the following:

, 2021, I hereby certify that the foregoing Dismissal of  
was mailed postage prepaid, first

CHRISTOPHER & JODI L COX  
12676 RD E2  
NORTON, KS 67654

With photocopies to:  
Stockton Field Office

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Division of Water Resources

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

September 15, 2021

CHRISTOPHER & JODI L COX  
12676 RD E2  
NORTON, KS 67654

Re: Application, File No. 50,571

Dear Whom it may concern:

The referenced application was returned to you on April 28, 2021. Enclosed are the Findings and Order by the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, dismissing Application, File No. 50,571, for failure to return the original application and provide the requested information, prior to the deadline of August 28, 2021.

This is a final agency action. If you choose to appeal this decision or any finding or part thereof, you must do so by filing a petition for review in the manner set forth in the enclosed orders.

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

Sincerely,

Kristen Baum  
New Application Unit Supervisor  
Water Appropriation Program

KAB: BM  
Enclosures  
pc: Stockton Field Office



# THE STATE OF KANSAS



**KANSAS DEPARTMENT OF AGRICULTURE**  
Mike Beam, Secretary of Agriculture

**DIVISION OF WATER RESOURCES**  
Earl D. Lewis Jr., Chief Engineer

## **FINDINGS AND ORDER IN THE MATTER OF THE DISMISSAL OF APPLICATION FILE NO. 50,571**

After due consideration, the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture (hereinafter referred to as the "Chief Engineer"), makes the following findings and order:

### **FINDINGS**

1. That on April 26, 2021 the Chief Engineer received an application from Chris Cox for a permit to appropriate groundwater for beneficial use, assigned File No. 50,571, proposing the appropriation of 480 acre-feet of water, at a maximum requested diversion rate of 800 gallons per minute, for irrigation use. The applicant requested 60 days to locate the specific point of diversion within the Northeast Quarter of Section 15, Township 5 South, Range 25 West, Norton County, Kansas.
2. That on April 28, 2021, the original application was returned to the applicant, with a cover letter requesting that additional information be submitted in order to complete the application. The applicant was provided a deadline of June 28, 2021, the time in which to provide the requested information and return the application. The applicant was informed that the application would be dismissed if it was not returned by the deadline, or within any authorized extension of time.
3. That a reminder letter was sent to the applicant on May 27, 2021, once again stating the June 28, 2021 deadline, that the original application was required to be returned by.
4. That the applicant requested and was provided an extension of time with the revised deadline being August 28, 2021.
5. That a reminder letter was sent to the applicant on July 28, 2021, once again stating the August 28, 2021 deadline, that the original application was required to be returned by.
6. That the original application was not returned by the August 28, 2021 deadline.
7. That the application should be dismissed and its priority forfeited as provided by K.S.A. 82a-710.

**ORDER**

NOW, THEREFORE, It is the decision and order of the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, that effective the date of this order, in accordance with the law, Application, File No. 50,571 is herewith dismissed and the priority assigned to it is considered to be forfeited.

It is so ordered this *23* day of *February*, 2022, in Manhattan, Riley County, Kansas.

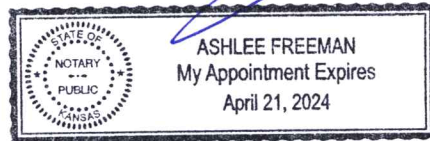
*Lane P. Letourneau*

Lane P. Letourneau, P.G.  
Water Appropriation Program Manager  
Division of Water Resources  
Kansas Department of Agriculture

State of Kansas            )  
  ) SS  
County of Riley            )

The foregoing instrument was acknowledged before me this *23* day of *February*, 2022, by Lane P. Letourneau, P.G., Water Appropriation Program Manager, Division of Water Resources, Kansas Department of Agriculture.

*Ashlee Freeman*  
\_\_\_\_\_  
Notary Public



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

CHRISTOPHER & JODI L COX  
12676 RD E2  
NORTON, KS 67654

March 1, 2022

Re: Application, File No. 50,571

Dear Whom it may concern:

The referenced application was returned to you on April 28, 2021. Enclosed are the Findings and Order by the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, dismissing Application, File No. 50,571, for failure to return the original application and provide the requested information, prior to the deadline of August 28, 2021.

This is a final agency action. If you choose to appeal this decision or any finding or part thereof, you must do so by filing a petition for review in the manner set forth in the enclosed orders.

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

Sincerely,

A handwritten signature in black ink that reads "Kristen Baum". The signature is written in a cursive style.

Kristen Baum  
New Applications and Changes Supervisor  
Water Appropriation Program

KAB: BM  
Enclosures  
pc: Stockton Field Office

**RIGHT TO PETITION FOR REVIEW  
UNDER THE KANSAS JUDICIAL REVIEW ACT**

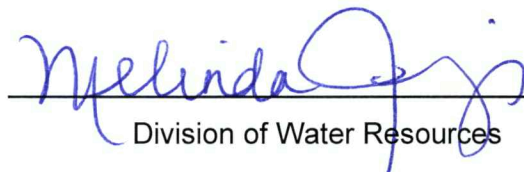
This is a final agency action as defined in K.S.A. 77-607(b). You may pursue judicial review of this Order as provided in the Kansas Judicial Review Act, K.S.A. 77-601 et seq. A petition for judicial review must be filed in a Kansas court of competent jurisdiction within 30 days after service of this Order as provided in K.S.A. 77-613. The agency officer designated to receive service of a petition for judicial review on behalf of the Kansas Department of Agriculture is the Chief Legal Counsel, Kansas Department of Agriculture, 1320 Research Park Dr. Manhattan, KS 66502.

**CERTIFICATE OF SERVICE**

On this 1<sup>st</sup> day of March, 2022, I hereby certify that the foregoing Dismissal of Application, File No. 50,571, dated 23 February, 2022, was mailed postage prepaid, first class, US mail to the following:

CHRISTOPHER & JODI L COX  
12676 RD E2  
NORTON, KS 67654

With photocopies to:  
  
Stockton Field Office

  
\_\_\_\_\_  
Division of Water Resources