

Kansas Department of Agriculture
Division of Water Resources
PERMIT OF NEW APPLICATION WORKSHEET

1. File Number: <p style="text-align: center; font-size: 1.2em;">50,031</p>	2. Status Change Date: <p style="text-align: center; font-size: 1.2em;">6/28/2018</p>	3. Field Office: <p style="text-align: center; font-size: 1.2em;">01</p>	4. GMD: <p style="text-align: center; font-size: 1.2em;">0</p>
5. Status: <input checked="" type="checkbox"/> Approved <input type="checkbox"/> Denied by DWR/GMD <input type="checkbox"/> Dismiss by Request/Failure to Return			
6. Enclosures: <input checked="" type="checkbox"/> Check Valve <input checked="" type="checkbox"/> N of C Form <input type="checkbox"/> Water Tube <input type="checkbox"/> Driller Copy <input checked="" type="checkbox"/> Meter			
7a. Applicant(s) New to system <input type="checkbox"/> <p style="text-align: center; font-weight: bold;">DR PROPERTY LLC P O BOX 378 WAMEGO KS 66547-0378</p>	Person ID <u>66022</u> Add Seq# _____	7c. Landowner(s) New to system <input type="checkbox"/> 	Person ID _____ Add Seq# _____
7b. Landowner(s) New to system <input type="checkbox"/> <p style="font-size: 1.2em;">7a.</p>	Person ID _____ Add Seq# _____	7d. Misc. New to system <input type="checkbox"/> <p style="font-weight: bold;">SCOTT DINGER 18070 HWY 24 WAMEGO KS 66547</p>	Person ID _____ Add Seq# _____
8. WUR Correspondent New to system <input type="checkbox"/> Overlap File (s) WUC Agree <input type="checkbox"/> Yes <input type="checkbox"/> No <p style="font-size: 1.2em;">7a.</p>	Person ID _____ Add Seq# _____ Notarized WUC Form <input type="checkbox"/>	9. Use of Water: Changing? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input checked="" type="checkbox"/> Groundwater <input type="checkbox"/> Surface Water <input checked="" type="checkbox"/> IRR <input type="checkbox"/> REC <input type="checkbox"/> DEW <input type="checkbox"/> MUN <input type="checkbox"/> STK <input type="checkbox"/> SED <input type="checkbox"/> DOM <input type="checkbox"/> CON <input type="checkbox"/> HYD DRG <input type="checkbox"/> WTR PWR <input type="checkbox"/> ART RECHRG <input type="checkbox"/> IND SIC: _____ <input type="checkbox"/> OTHER: _____	
10. Completion Date: <u>12/31/2019</u>		11. Perfection Date: <u>12/31/2023</u>	
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: <u>6/20/2018</u> By: <u>DWS</u> Date Entered: <u>7/2/2018</u> By: <u>UM</u>			

File No. **50,031** 15. Formation Code: 113 Drainage Basin: **Kansas River** County: **WB** Special Use: Stream:

16. Points of Diversion										17. Rate and Quantity				
MOD DEL ENT	PDIV	Qualifier	S	T	R	ID	'N	'W		Rate gpm	Quantity af	Rate gpm	Quantity af	Overlap PD Files
√	86700	SW NE NW	25	10	9E	2	4385	3800	<i>Geo Ctr</i>	1400	118.8	1400	118.8	NONE

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

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

20. Meter Required? Yes No To be installed by **12/31/2019** 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						
√	68828	24	10	9E	2												15	15					30	7a.	NO	NONE		
√	68829	25	10	9E	2					32	11			35									78	7a.	NO	NONE		

Comments:

KANSAS DEPARTMENT OF AGRICULTURE
Division of Water Resources
M E M O R A N D U M

TO: Files

DATE: June 20, 2018

FROM: Doug Schemm

RE: Application, File No. 50,031

DR Property LLC has filed the referenced new application to appropriate 118.8 acre-feet of groundwater at a rate of diversion of 1,400 gallons per minute from an existing groundwater pit, with a geographic center located in the Northwest Quarter (NW $\frac{1}{4}$) of Section 25, Township 10 South, Range 9 East, Wabaunsee County, Kansas. The proposed appropriation is located within the Kansas River Drainage Basin. The entire place of use is owned by the applicant and Scott Dinger has signed the application form stating they have access to the point of diversion. The requested quantity of water of 118.8 acre-feet is equivalent to the maximum allowable to irrigate the proposed 108 acres with 1.1 acre-feet per acre in Wabaunsee County. There are no overlapping water rights in point of diversion or place of use.

Nearby well owner letters were sent to five domestic well owners on May 11, 2018. A telephone call was received from one domestic well owner who asked some general questions about the application, but did not express any impairment concerns. The WRIS database shows that the nearest permitted groundwater right is located over 3,200 feet away, and the nearest domestic well is over 900 feet away. The proposed point of diversion meets minimum well spacing criteria to all existing wells per the requirements in K.A.R. 5-4-4. The Kansas River alluvium is a prolific aquifer with high transmissivity values and the proposed diversion of groundwater under this application will not impair senior water rights. The geographic center of the groundwater pit is not located within $\frac{1}{4}$ mile from the Kansas River, so notification of the KRWAD is not required.

As noted, the groundwater pit is located within the Kansas River alluvium. K.A.R. 5-3-11 states that calculated recharge in the Kansas River alluvium shall be determined by taking 25% of the average annual rainfall in the area of consideration. For this application, the calculated recharge was determined to be 8.4 inches. The extent of the alluvium for the area of consideration provides a total of 5,064 acres. With a potential recharge of 8.4 inches, and 75% available for appropriation, safe yield was determined to be 2,658.79 acre-feet. Prior appropriations in this area of consideration total 2,135.8 acre-feet, leaving 522.99 acre-feet available, and the application meets safe yield.

The applicant has submitted a signed Kansas River Assurance District form, which has been properly notarized. By completing this statement, the applicant affirms his/her knowledge that there could be times when the diversion of water may not be allowed under this permit. In accordance with K.S.A. 82a-706c, the Chief Engineer retains full authority to require any water user to install meters, gages, or other measuring devices, which devices he or she or his or her agents may read at any time. Water flowmeter requirements are further described in K.A.R. 5-1-4 through K.A.R. 5-1-12. If any chemical or foreign substance is injected into the water pumped under this permit, a check valve will also need to be installed.

In a June 19, 2018 discussion, Katie Tietsort, Water Commissioner, Topeka Field Office, recommended approval of the referenced new application. Based on the above discussion, well spacing and safe yield criteria are met, and approval of the application will not impair senior water rights nor prejudicially or unreasonably affect the public interest, it is recommended that the referenced application be approved.

Douglas W. Schemm
Environmental Scientist
Topeka Field Office

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

July 3, 2018

FILE COPY

DR PROPERTY LLC
P O BOX 378
WAMEGO KS 66547-0378

Re: Appropriation of Water, File No. 50,031

Dear Sir or Madam:

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

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

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

All requests for extensions of time to complete diversion works, or to perfect appropriations, must be submitted to the Chief Engineer before the expiration of time originally set forth in the permit to complete diversion works or to perfect an appropriation. If for any reason, you require an extension of time, you must request it before the expiration of time set forth in this permit. Failure to comply with this regulation will result in the dismissal of your permit or your water right. Any request for an extension of time shall be accompanied by the required statutory fee, which is currently \$100.00. There is also enclosed an information sheet setting forth the procedure to obtain a Certificate of Appropriation which will establish the extent of your water right. If you have any questions, please contact our office. If you wish to discuss this specific file, please have the file number ready so that we may help you more efficiently.

Sincerely,

A handwritten signature in black ink that reads "Kristen A. Baum".

Kristen A. Baum
New Application Unit Supervisor
Water Appropriation Program

KAB:dws
Enclosures

pc: Topeka Field Office
Scott Dinger



KANSAS DEPARTMENT OF AGRICULTURE
Jackie McClaskey, Secretary of Agriculture

DIVISION OF WATER RESOURCES
David W. Barfield, Chief Engineer

**APPROVAL OF APPLICATION
and
PERMIT TO PROCEED**

(This Is Not a Certificate of Appropriation)

This is to certify that I have examined Application, **File No. 50,031** of the applicant

**DR PROPERTY LLC
P O BOX 378
WAMEGO KS 66547-0378**

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

1. That the priority date assigned to such application is **April 5, 2018**.
2. That the water sought to be appropriated shall be used for irrigation use on land described in the application, as follows:

Sec.	Twp.	Range	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
24	10S	9E										15	15					30	
25	10S	9E					32	11		35								78	

3. That the authorized source from which the appropriation shall be made is groundwater, to be withdrawn by means of a groundwater pit with a geographic center located in the Southwest Quarter of the Northeast Quarter of the Northwest Quarter (SW¼ NE¼ NW¼) of Section 25, more particularly described as being near a point 4,385 feet North and 3,800 feet West of the Southeast corner of said section, in Township 10 South, Range 9 East, Wabaunsee County, Kansas, located substantially as shown on the topographic map accompanying the application.

4. That the appropriation sought shall be limited to a maximum diversion rate not in excess of **1,400 gallons per minute (3.12 c.f.s.)** and to a quantity not to exceed **118.8 acre-feet** of water for any calendar year.

5. That installation of works for diversion of water shall be completed on or before **December 31, 2019** or within any authorized extension thereof. The applicant shall notify the Chief Engineer and pay the statutorily required field inspection fee of \$400.00 when construction of the works has been completed. Failure to timely submit the notice and the fee will result in revocation of the permit. Any request for an extension of time shall be submitted prior to the expiration of the deadline and shall be accompanied by the required statutory fee of \$100.00.

6. That the proposed appropriation shall be perfected by the actual application of water to the proposed beneficial use on or before **December 31, 2023** or any authorized extension thereof. Any request for an extension of time shall be submitted prior to the expiration of the deadline and shall be accompanied by the required statutory fee of \$100.00.

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

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

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

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

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

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

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

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

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

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

RIGHT TO A HEARING AND TO ADMINISTRATIVE REVIEW

If you are aggrieved by this Order, then pursuant to K.S.A. 82a-1901, you may:

- 1) request an evidentiary hearing before the Chief Engineer, or
- 2) request administrative review by the Secretary of Agriculture.

Failure to request an evidentiary hearing before the Chief Engineer does not preclude your right to administrative review by the Secretary.

To obtain an evidentiary hearing before the Chief Engineer, a written request for hearing must be filed within 15 days after service of this Order as provided in K.S.A. 77-531 (**i.e., within a total of 18 days after this Order was mailed to you**), with: Kansas Department of Agriculture, Attn: Legal Section, 1320 Research Park Drive, Manhattan, Kansas 66502, FAX (785) 564-6777.

If you do not file a request for an evidentiary hearing before the Chief Engineer, you may petition for administrative review of the Order by the Secretary of Agriculture. A petition for review shall be in writing and state the basis for requesting administrative review. The request for hearing may be denied if the request fails to clearly establish factual or legal issues for review. See K.S.A. 77-527. The petition must be filed within 30 days after service of this Order as provided in K.S.A. 77-531 (**i.e., within a total of 33 days after this Order was mailed to you**), and be filed with: Secretary of Agriculture, Attn: Legal Division, Kansas Department of Agriculture, 1320 Research Park Drive, Manhattan, Kansas 66502, FAX (785) 564-6777.

If neither a request for an evidentiary hearing nor a petition for administrative review is filed as set forth above, then this Order shall be effective and become a final agency action as defined in K.S.A. 77-607(b). Failure to timely request either an evidentiary hearing or administrative review may preclude further judicial review under the Kansas Judicial Review Act.

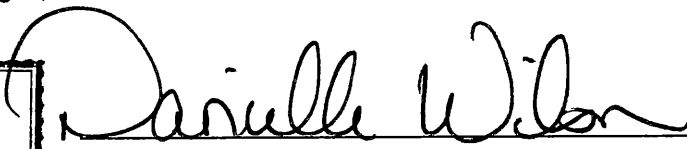
Ordered this 28th day of June, 2018, in Topeka, Shawnee County, Kansas.



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

State of Kansas)
) SS
County of Riley)

The foregoing instrument was acknowledged before me this 28th day of June, 2018, by Lane P. Letourneau, P.G., Program Manager, Division of Water Resources, Kansas Department of Agriculture.



Notary Public

CERTIFICATE OF SERVICE

On this 3rd day of July, 2018, I hereby certify that the foregoing Approval of Application and Permit to Proceed, File No. 50,031, dated June 28th, 2018 was mailed postage prepaid, first class, US mail to the following:

DR PROPERTY LLC
P O BOX 378
WAMEGO KS 66547-0378

With photocopies to:

SCOTT DINGER
18070 HWY 24
WAMEGO KS 66547

Topeka Field Office

Amanda J. Herring
Division of Water Resources

THE STATE OF KANSAS



KANSAS DEPARTMENT OF AGRICULTURE
Jackie McClaskey, Secretary of Agriculture

DIVISION OF WATER RESOURCES
David W. Barfield, Chief Engineer

File Number 50031
This item to be completed by the Division of Water Resources.

APPLICATION COMPLETE
6/19/18
Reviewer KAB/ew
DWS

**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
APR 05 2018
12:35
KS Dept Of Agriculture

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

1. Name of Applicant (Please Print): DR PROPERTY LLC
Address: PO BOX 378
City: WAMEGO State KS Zip Code 66547-0378
Telephone Number: (785) 785-456-3793

2. The source of water is: surface water in _____ (stream)
OR groundwater in KANSAS RIVER (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 118.8 acre-feet OR _____ gallons per calendar year, to be diverted at a maximum rate of 1400 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. 1 GMD Meets K.A.R. 5-3-1 (YES/NO) Use FREE Source G/S County WB By AW Date 4/5/18
Code 150 Fee \$ 000 TR # _____ Receipt Date 4/5/18 Check # 1467

SCANNED
4/11/2018 CCM

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 **SW** quarter of the **NE** quarter of the **NW** quarter of Section **25**, more particularly described as being near a point **4385** feet North and **3800** feet West of the Southeast corner of said section, in Township **10 South, Range 9 EAST, WABAUNSEE** 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):

APPLICANT Scott Dinger 18070 Hwy 24 Wamego
(name, address and telephone number)
KS 785456-3793
(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 4-2-, 20 18


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 **ONE PUMP**
(number of wells, pumps or dams, etc.)
and WILL BE completed (by) **JULY 2018**
(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 **JULY 2018**
(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 _____
- If no, explain here why a Water Structures permit is not required **NOT APPLICABLE** _____

- 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

Water Resources
Received
APR 05 2018
KS Dept Of Agriculture
SCANNED

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.

NO TEST HOLES ARE PLANNED. SOURCE WILL BE THE EXPOSED ALLUVIUM OF THE KANSAS RIVER

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):

APPLICANT
_____ (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 Wamego, Kansas, this 2 day of April, 2018.
(month) (year)



(Applicant Signature)

By _____
(Agent or Officer Signature)

(Agent or Officer - Please Print)

**IRRIGATION USE
SUPPLEMENTAL SHEET**

File No. 50031

Name of Applicant (Please Print): DR PROPERTY LLC

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: DR PROPERTY LLC

ADDRESS: PO BOX 378 WAMEGO KS 66547-0378

S	T	R	NE¼				NW¼				SW¼				SE¼				TOTAL	
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
24	10	9E																		30
25	10	9E					32	11			35									78

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		

Water Resources
Received

APR 05 2018

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
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
Total:	100 %		

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

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

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:

ii. For sprinkler systems:

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

(2) What is the sprinkler package design rate? _____ 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? _____ 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:

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).

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

meets safe yield

Analysis Results

The selected PD is in an area OPEN to new appropriations.

The safe yield based on the variables listed below is 2,658.79 AF.

Total prior appropriations in the circle is 2,254.60 AF. $-118.8AF = 2,135.8AF$

Total quantity of water available for appropriation is ~~404.19~~ AF.

522.99

Safe Yield Variables

The area used for the analysis is set at 5,064 acres.

The potential annual recharge at the circle center is estimated to be 8.4 inches.

The percent of recharge available for appropriation is 75%.

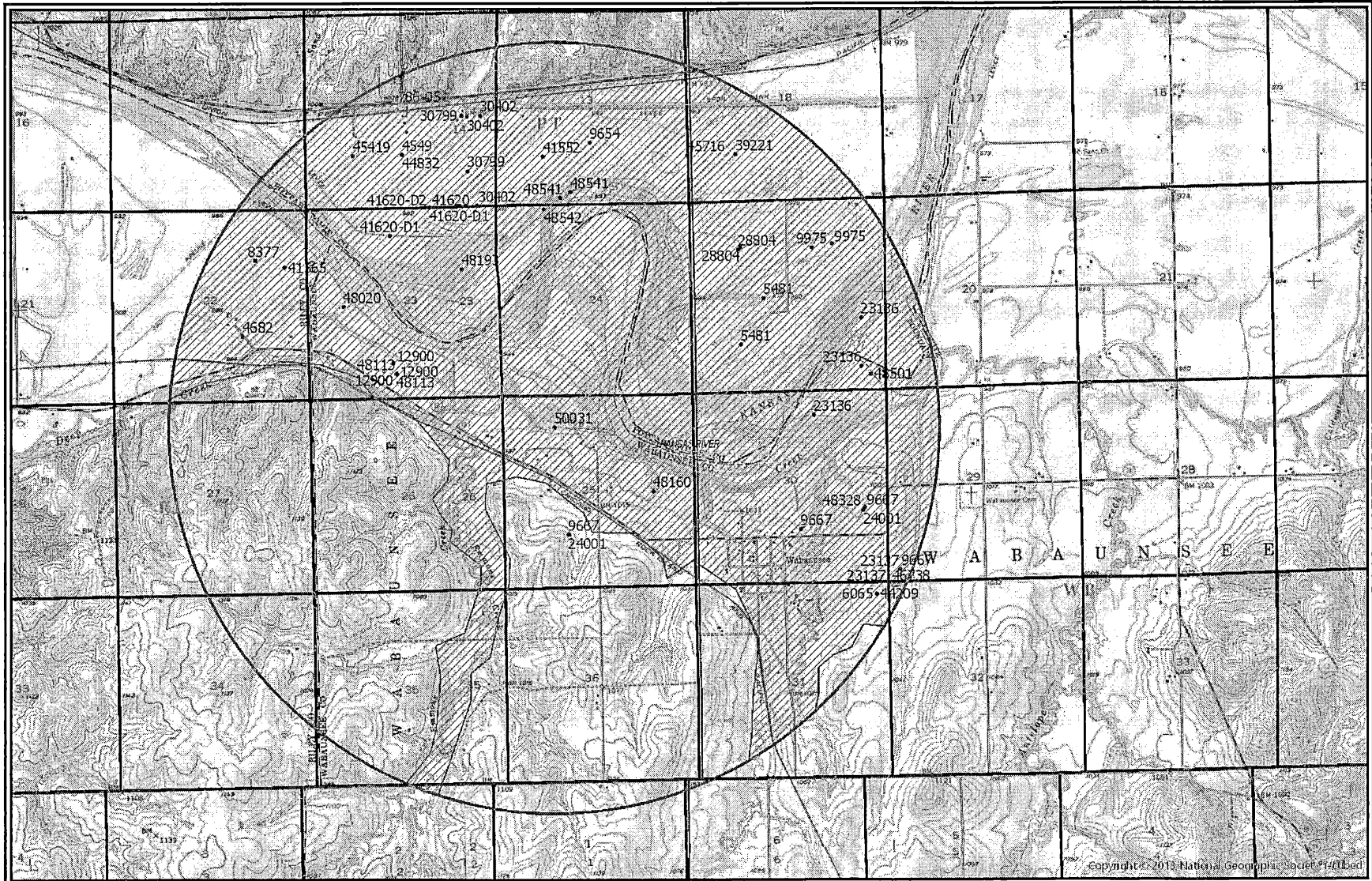
Authorized Quantity values are as of 10-MAY-2018 and are based on Appropriated and Vested ground water right and possible stream nodes for GMD #2. Domestic, Term and Temporary water rights have been excluded.

There are 27 water rights and 26 points of diversion within the circle.

File Number	Use	ST	SR	Q4	Q3	Q2	Q1	FeetN	FeetW	Sec	Twp	Rng	ID	Qind	Auth Quant	Add Quant	Tot Acres	Net Acres
A 4549 00	IRR	NK	G		SW	NW	SE	1470	2560	14	10	09E	1	WR	80.00	80.00 ✓	146.00	146.00
A 4682 00	IRR	NK	G		SE	NW	SE	0	0	22	10	09E	2	WR	90.00	90.00	67.00	67.00
A 5481 00	IRR	NK	G					2600	3350	19	10	10E	8	WR	147.00	147.00	133.00	133.00
A 8377 00	IRR	NK	G			NC	NE	3890	1390	22	10	09E	3	WR	168.00	168.00	168.00	168.00
A 9654 00	IRR	NK	G		SW	NW	SE	0	0	13	10	09E	1	WR	138.00	138.00 ✓	90.00	90.00
A 9667 00	IRR	NK	G		NE	NE	SE	2037	610	30	10	10E	1	WR	75.00	75.00 ✓	133.00	133.00
Same	IRR	NK	G		SW	NW	SE	1473	2413	30	10	10E	5	WR				
A 9975 00	IRR	NK	G			NC	NE	4000	1350	19	10	10E	7	WR	95.00	95.00	137.00	137.00
A 12900 00	IRR	NK	G		NE	SE	SW	689	2903	23	10	09E	6	WR	114.00	114.00 ✓	184.00	184.00
A 23137 00	IRR	NK	G		SW	SW	SW	10	5293	29	10	10E	2	WR	34.00	34.00 ✓	136.00	136.00
A 28804 00	IRR	NK	G			NC	NW	3980	3930	19	10	10E	6	WR	98.00	98.00	160.37	160.37
A 30402 00	IRR	NK	G		NE	NE	SE	2480	430	14	10	09E	2	PD	12.00	12.00	50.00	50.00
Same	IRR	NK	G		SE	SE	SE	30	600	14	10	09E	4	PD	12.00	12.00		
Same	IRR	NK	G		NW	NE	SE	2400	800	14	10	09E	3	PD	12.00	12.00		
A 30799 00	IRR	NK	G		NW	SE	SE	1020	790	14	10	09E	8	WR	15.00	15.00	50.00	0.00
A 39221 00	IRR	NK	G			NC	SW	1320	3960	18	10	10E	2	WR	123.00	123.00	130.00	130.00
A 41552 00	IRR	NK	G			NC	SW	1366	3998	13	10	09E	2	WR	79.00	79.00	71.00	71.00
A 41565 00	IRR	NK	G		N2	SE	NE	3661	609	22	10	09E	5	WR	65.00	65.00 ✓	184.00	0.00
A 41620 D2	IRR	NK	G					5213	1899	23	10	09E	2	WR	67.50	67.50	75.00	75.00
A 41620 D1	IRR	NK	G		SE	NE	NW	4400	2950	23	10	09E	7	WR	58.50	58.50	59.00	59.00
A 44832 00	IRR	NK	G		SW	NW	SE	1470	2560	14	10	09E	1	WR	134.00	54.00 ✓ o/l 4549	146.00	0.00
A 45419 00	IRR	NK	G		SW	NE	SW	1464	3926	14	10	09E	7	WR	60.50	60.50	55.00	55.00
A 45716 00	IRR	MM	G		NE	SE	SE	1275	60	13	10	09E	3	WR	73.70	57.20 ✓ o/l 9654	67.00	52.50
A 46738 00	IRR	LR	G		SW	SW	SW	10	5293	29	10	10E	2	WR	146.30	112.30 ✓ o/l 23,137	136.00	0.00
A 48113 00	IRR	MM	G		NE	SE	SW	689	2903	23	10	09E	6	WR	202.40	23.40 ✓ o/l 12,900+	184.00	0.00

41,565

Safe Yield Report Sheet
Water Right- A5003100
Point of Diversion in 25-10S-09E
Footages from SE corner- 4,385 feet North 3,800 feet West



File Number	Use	ST	SR	Q4	Q3	Q2	Q1	FeetN	FeetW	Sec	Twp	Rng	ID	Qind	Auth Quant	Add Quant	Tot Acres	Net Acres
A 48160 00	IRR	KE	G		NW	NE	SE	2580	1120	25	10	09E	1	WR	112.20	112.20	102.00	102.00
A 48193 00	IRR	LO	G		NW	SE	NE	3505	1005	23	10	09E	5	WR	53.90	51.10✓	49.00	46.50
A 48328 00	IRR	KE	G		NE	NE	SE	2037	610	30	10	10E	1	WR	146.30	74.30✓ o/c 9667	133.00	0.00
A 48542 00	IRR	LO	G					5150	4050	24	10	09E	1	WR	107.80	107.80	98.00	0.00
A 50031 00	IRR	AY	G		SW	NE	NW	4385	3800	25	10	09E	2	WR	118.80	118.80	108.00	108.00

Limitations

File Number	Seq Num	Limitations
A 44832 00	5	134AF/YR @ 785GPM COM/W #4549
A 45716 00	1	80.2AF/YR COM/W #9654 ON LAND DESCRIBED HEREIN
A 46738 00	1	146.3AF/YR @ 1200GPM COM/W #23137
A 48113 00	1	1200GPM COM/W #12900
Same	2	202.4AF/YR COM/W #12900 & 41565
A 48193 00	1	53.9AF/YR COM/W #41620
A 48328 00	1	146.3AF/YR @ 1000GPM COM/W #9667
A 48542 00	1	107.8 AF/YR COM/W #48541

AMOUNT STATISTICS REPORT FOR POINTS OF DIVERSION UNDER A 50031 00

#####

AMOUNT STATISTICS REPORT FOR POINTS OF DIVERSION UNDER A 50031 00 IRR

All wells > 1,320'
meets spacing

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

4385 Feet North and 3800 Feet West of the Southeast Corner of Section 25 T 10S R 9E

GROUNDWATER ONLY

File Number	Use	ST	SR	Dist	(ft)	Q4	Q3	Q2	Q1	FeetN	FeetW	Sec	Twp	Rng	ID	Batt	Auth_Quan	Add_Quan	Unit
A__	4549	00	IRR	NK	G	8589	--	SW	NW	SE	1470	2560	14	10	9E	1	80.00	80.00	AF
A__	4682	00	IRR	NK	G	8752	--	SE	NW	SE	-----	-----	22	10	9E	2	90.00	90.00	AF
A__	5481	00	IRR	NK	G	6717	--	--	--	--	2600	3350	19	10	10E	8	147.00	147.00	AF
A__	8377	00	IRR	NK	G	9420	--	--	NC	NE	3890	1390	22	10	9E	3	168.00	168.00	AF
A__	9654	00	IRR	NK	G	7883	--	SW	NW	SE	-----	-----	13	10	9E	1	138.00	138.00	AF
A__	9667	00	IRR	NK	G	8798	--	NE	NE	SE	2037	610	30	10	10E	1	75.00	75.00	AF
Same						7288	--	SW	NW	SE	1473	2413	30	10	10E	5			
A__	9975	00	IRR	NK	G	9152	--	--	NC	NE	4000	1350	19	10	10E	7	95.00	95.00	AF
A__	12900	00	IRR	NK	G	4610	--	NE	SE	SW	689	2903	23	10	9E	6	114.00	114.00	AF
A__	23137	00	IRR	NK	G	10093	--	SW	SW	SW	10	5293	29	10	10E	2	34.00	34.00	AF
A__	28804	00	IRR	NK	G	7072	--	--	NC	NW	3980	3930	19	10	10E	6	98.00	98.00	AF
A__	30402	00	IRR	NK	G	8793	--	NE	NE	SE	2480	430	14	10	9E	2	12.00	12.00	AF
Same						8804	--	NW	NE	SE	2400	800	14	10	9E	3	12.00	12.00	AF
Same						6478	--	SE	SE	SE	30	600	14	10	9E	4	12.00	12.00	AF
A__	30799	00	IRR	NK	G	7479	--	NW	SE	SE	1020	790	14	10	9E	8	15.00	15.00	AF
A__	39221	00	IRR	NK	G	9074	--	--	NC	SW	1320	3960	18	10	10E	2	123.00	123.00	AF
A__	41552	00	IRR	NK	G	7437	--	--	NC	SW	1366	3998	13	10	9E	2	79.00	79.00	AF
A__	41565	00	IRR	NK	G	8637	--	N2	SE	NE	3661	609	22	10	9E	5	65.00	65.00	AF
A__	41620	D1	IRR	NK	G	6860	--	SE	NE	NW	4400	2950	23	10	9E	7	58.50	58.50	AF
A__	41620	D2	IRR	NK	G	6942	--	--	--	--	5213	1899	23	10	9E	2	67.50	67.50	AF
A__	44832	00	IRR	NK	G	8589	--	SW	NW	SE	1470	2560	14	10	9E	1	134.00	54.00	AF
A__	45419	00	IRR	NK	G	9307	--	SW	NE	SW	1464	3926	14	10	9E	7	60.50	60.50	AF
A__	45716	00	IRR	MM	G	8263	--	NE	SE	SE	1275	60	13	10	9E	3	73.70	57.20	AF
A__	46738	00	IRR	LR	G	10093	--	SW	SW	SW	10	5293	29	10	10E	2	146.30	112.30	AF
A__	48113	00	IRR	MM	G	4610	--	NE	SE	SW	689	2903	23	10	9E	6	202.40	23.40	AF
A__	48160	00	IRR	KE	G	3231	--	NW	NE	SE	2580	1120	25	10	9E	1	112.20	112.20	AF
A__	48193	00	IRR	LO	G	5015	--	NW	SE	NE	3505	1005	23	10	9E	5	53.90	51.10	AF
A__	48328	00	IRR	KE	G	8798	--	NE	NE	SE	2037	610	30	10	10E	1	146.30	74.30	AF
A__	48542	00	IRR	LO	G	5993	--	--	--	--	5150	4050	24	10	9E	1	107.80	107.80	AF
A__	50031	00	IRR	AY	G	0	--	SW	NE	NW	4385	3800	25	10	9E	2	118.80	118.80	AF

Total Net Quantities Authorized:		Direct	Storage
Total Requested Amount (AF) =		118.80	.00
Total Permitted Amount (AF) =		186.50	.00
Total Inspected Amount (AF) =		271.20	.00
Total Pro_Cert Amount (AF) =		80.60	.00
Total Certified Amount (AF) =		1597.50	.00
Total Vested Amount (AF) =		.00	.00
TOTAL AMOUNT (AF) =		2254.60	.00

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

STATE OF KANSAS

DEPARTMENT OF AGRICULTURE
DIVISION OF WATER RESOURCES
TOPEKA FIELD OFFICE
6531 SE FORBES AVE., SUITE B
TOPEKA, KS 66619



PHONE: (785) 296-5733
FAX: (785) 296-8298
www.agriculture.ks.gov

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

May 11, 2018

ROBERT A LEONARD
33074B HIGHWAY K18
MANHATTAN KS 66502-1584

Re: Pending New Application, File No. 50,031

Dear Sir or Madam:

This is to advise you that DR Property LLC has filed the application referred to above for a permit to appropriate 118.8 acre-feet of groundwater per calendar year for irrigation use to be diverted at a maximum rate of 1,400 gallons per minute. The proposed point of diversion is the geographic center of a groundwater pit, located as follows:

In the Southeast Quarter of the Northeast Quarter of the Northwest Quarter of Section 25, in Township 10 South, Range 9 East, Wabaunsee County, Kansas.

Records in this office indicate that you may have a well or wells in this vicinity and you are being notified of receipt of this application in order that you may be fully informed of the proposed location of the applicant's point of diversion and proposed use of water. Consideration will be given to comments or other information which you desire to submit to this office **within 15 days** from the date of this letter.

You can find the application and site map posted by the file number referenced above at:
<http://agriculture.ks.gov/divisions-programs/dwr/water-appropriation/notices>

If you have any questions or comments, you may also contact me at (785) 296-3495. If you call, please reference the file number so I can help you more efficiently.

Sincerely,

A handwritten signature in cursive script that reads 'Doug Schemm'.

Douglas W. Schemm
Environmental Scientist
Topeka Field Office

pc: DR Property LLC

STATE OF KANSAS

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

May 11, 2018

RICHARD G & BARBARA J LEONARD
33220B HIGHWAY K18
MANHATTAN KS 66502-1529

Re: Pending New Application, File No. 50,031

Dear Sir or Madam:

This is to advise you that DR Property LLC has filed the application referred to above for a permit to appropriate 118.8 acre-feet of groundwater per calendar year for irrigation use to be diverted at a maximum rate of 1,400 gallons per minute. The proposed point of diversion is the geographic center of a groundwater pit, located as follows:

In the Southeast Quarter of the Northeast Quarter of the Northwest Quarter of Section 25, in Township 10 South, Range 9 East, Wabaunsee County, Kansas.

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Sincerely,

Douglas W. Schemm
Environmental Scientist
Topeka Field Office

pc: DR Property LLC

DEPARTMENT OF AGRICULTURE
DIVISION OF WATER RESOURCES
TOPEKA FIELD OFFICE
6531 SE FORBES AVE., SUITE B
TOPEKA, KS 66619

STATE OF KANSAS



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FAX: (785) 296-8298
www.agriculture.ks.gov

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

May 11, 2018

DANIEL PALENSKE & MALIA MERTZ
32873 HIGHWAY K18
MANHATTAN, KS 66502-1566

Re: Pending New Application, File No. 50,031

Dear Sir or Madam:

This is to advise you that DR Property LLC has filed the application referred to above for a permit to appropriate 118.8 acre-feet of groundwater per calendar year for irrigation use to be diverted at a maximum rate of 1,400 gallons per minute. The proposed point of diversion is the geographic center of a groundwater pit, located as follows:

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Records in this office indicate that you may have a well or wells in this vicinity and you are being notified of receipt of this application in order that you may be fully informed of the proposed location of the applicant's point of diversion and proposed use of water. Consideration will be given to comments or other information which you desire to submit to this office **within 15 days** from the date of this letter.

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If you have any questions or comments, you may also contact me at (785) 296-3495. If you call, please reference the file number so I can help you more efficiently.

Sincerely,

Douglas W. Schemm
Environmental Scientist
Topeka Field Office

pc: DR Property LLC

STATE OF KANSAS

DEPARTMENT OF AGRICULTURE
DIVISION OF WATER RESOURCES
TOPEKA FIELD OFFICE
6531 SE FORBES AVE., SUITE B
TOPEKA, KS 66619



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FAX: (785) 296-8298
www.agriculture.ks.gov

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

May 11, 2018

BRIAN L & JENNIFER M BLUME
600 SPRUCE STREET
WAMEGO KS 66547-1358

Re: Pending New Application, File No. 50,031

Dear Sir or Madam:

This is to advise you that DR Property LLC has filed the application referred to above for a permit to appropriate 118.8 acre-feet of groundwater per calendar year for irrigation use to be diverted at a maximum rate of 1,400 gallons per minute. The proposed point of diversion is the geographic center of a groundwater pit, located as follows:

In the Southeast Quarter of the Northeast Quarter of the Northwest Quarter of Section 25, in Township 10 South, Range 9 East, Wabaunsee County, Kansas.

Records in this office indicate that you may have a well or wells in this vicinity and you are being notified of receipt of this application in order that you may be fully informed of the proposed location of the applicant's point of diversion and proposed use of water. Consideration will be given to comments or other information which you desire to submit to this office **within 15 days** from the date of this letter.

You can find the application and site map posted by the file number referenced above at:
<http://agriculture.ks.gov/divisions-programs/dwr/water-appropriation/notices>

If you have any questions or comments, you may also contact me at (785) 296-3495. If you call, please reference the file number so I can help you more efficiently.

Sincerely,

Douglas W. Schemm
Environmental Scientist
Topeka Field Office

pc: DR Property LLC

STATE OF KANSAS

DEPARTMENT OF AGRICULTURE
DIVISION OF WATER RESOURCES
TOPEKA FIELD OFFICE
6531 SE FORBES AVE., SUITE B
TOPEKA, KS 66619



PHONE: (785) 296-5733
FAX: (785) 296-8298
www.agriculture.ks.gov

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

May 11, 2018

VICKY L. AMBROSE
C/O VICKY L WENDLAND
33145A HIGHWAY K18
MANHATTAN KS 66502-1586

Re: Pending New Application, File No. 50,031

Dear Sir or Madam:

This is to advise you that DR Property LLC has filed the application referred to above for a permit to appropriate 118.8 acre-feet of groundwater per calendar year for irrigation use to be diverted at a maximum rate of 1,400 gallons per minute. The proposed point of diversion is the geographic center of a groundwater pit, located as follows:

In the Southeast Quarter of the Northeast Quarter of the Northwest Quarter of Section 25, in Township 10 South, Range 9 East, Wabaunsee County, Kansas.

Records in this office indicate that you may have a well or wells in this vicinity and you are being notified of receipt of this application in order that you may be fully informed of the proposed location of the applicant's point of diversion and proposed use of water. Consideration will be given to comments or other information which you desire to submit to this office **within 15 days** from the date of this letter.

You can find the application and site map posted by the file number referenced above at:
<http://agriculture.ks.gov/divisions-programs/dwr/water-appropriation/notices>

If you have any questions or comments, you may also contact me at (785) 296-3495. If you call, please reference the file number so I can help you more efficiently.

Sincerely,

A handwritten signature in cursive script that reads 'Doug Schemm'.

Douglas W. Schemm
Environmental Scientist
Topeka Field Office

pc: DR Property LLC

#50,031

NEARBY DOMESTIC WELLS

#1

PALENSKE,DANIEL & MALIA MERTZ
32873 HIGHWAY K18
MANHATTAN, KS 66502-1566

#2 BLUME,BRIAN L & JENNIFER M

600 Spruce St
WAMEGO, KS 66547-1358

#3 AMBROSE, VICKY L

C/O WENDLAND,VICKY L
33145A HIGHWAY K18
MANHATTAN, KS 66502-1586

#4 LEONARD, ROBERT A

33074B HIGHWAY K18
MANHATTAN, KS 66502-1584

#5 LEONARD,RICHARD G & BARBARA J

33220B HIGHWAY K18
MANHATTAN, KS 66502-1529

#6 Applicant's Domestic Well

50031

Scott, as per our recent meeting I have prepared the enclosed application to obtain a water right. To finish up the application, please do the following:

#1) Sign and date the application in Item #'s 6 & 16

#2) There is a form included with the application that references "Minimum Desirable Streamflow". This form will need to be signed and dated in the presence of a notary.

#3) Please sign and date the aerial photo in the spaces provided.

#4) Please provide a check for \$300 payable to the Kansas Dept of Agriculture to cover the filing fee.

#5) Please return the application, attachments and check to:

Division of Water Resources
1320 Research Park Drive
Manhattan KS 66502

If you have any questions, please call. (785) 296-7064

Brett Bunger
Division of Water Resources

Water Resources
Received

APR 05 2018

KS Dept Of Agriculture

SCANNED

4-2 2018

(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. 50031

Minimum Desirable Streamflow
KANSAS River Assurance District
Water Reservation Rights

Dear Sir:

I understand that a Minimum Desirable Streamflow requirement has been established, an Assurance District has been formed and established or a Water Reservation Right is held by the Kansas Water Office (circle the appropriate item) for the source of supply to which the above referenced application applies, namely the KANSAS RIVER.

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, Assurance District or Water Marketing releases are being made from storage in Federal Reservoirs or when a Reservation Right upstream of a Federal Reservoir is being administered.

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.



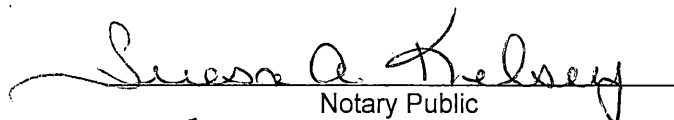
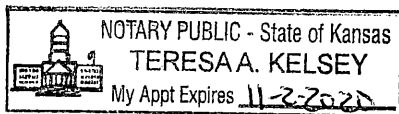
Signature of Applicant

Scott Dinger

Print Applicant Name

State of Kansas)
County of Pottawatomie) SS

I hereby certify that the foregoing instrument was signed in my presence and sworn to before me this 2 day of April, 2018.



Notary Public

Teresaa. Kelsey

My Commission Expires: 11-2-2020

Water Resources
Received

APR 05 2018

**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	Ninnescah River
Big Blue River	North Fork Ninnescah River
Chapman Creek	Rattlesnake Creek
Chikaskia River	Republican River
Cottonwood River	Saline River
Delaware River	Smoky Hill River
Little Arkansas River	Solomon River
Little Blue River	South Fork Ninnescah
Marais des Cygnes River	Spring River
Medicine Lodge River	Walnut River
Mill Creek (Wabaunsee Co. area)	Whitewater River
Neosho River	

Assurance Districts have been formed on the following rivers:

Kansas River Marias des Cygnes River Neosho River

The Kansas Water Office has Water Reservation Rights for the following reservoirs:

Big Hill	Marion
Clinton	Melvern
Council Grove	Milford
Elk City	Perry
Hillsdale	Pomona
John Redmond	Tuttle Creek

Water Resources
Division

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

April 10, 2018

DR PROPERTY, LLC
PO BOX 378
WAMEGO KS 66547

RE: Application
File No. 50031

Dear Sir or Madam:

Your application for permit to appropriate water in 25-10S-9E in Wabaunsee 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) 564-6637. If you wish to discuss a specific file, please have the file number ready so that we may help you more efficiently.

Sincerely,

Kristen A. Baum
New Applications Unit Supervisor
Water Appropriation Program

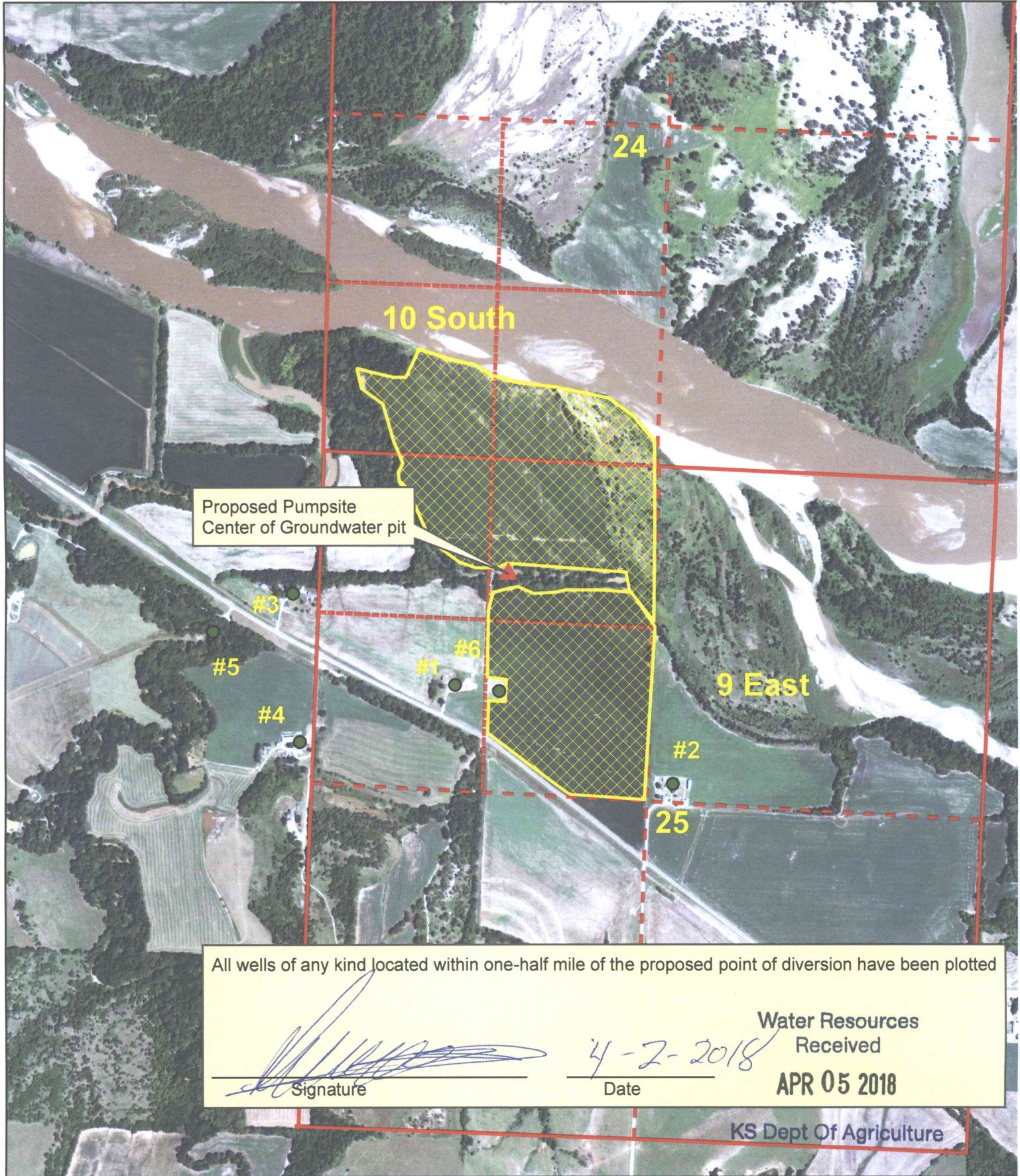
BAT: dlw
pc: TOPEKA Field Office
GMD

SCANNED

50031

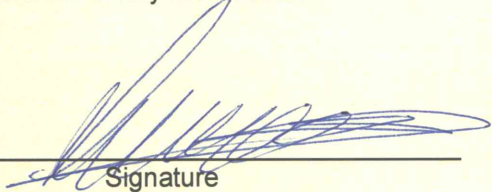
1:12,000

New Application



Proposed Pumpsite
Center of Groundwater pit

All wells of any kind located within one-half mile of the proposed point of diversion have been plotted


 Signature

4-2-2018
 Date

Water Resources
 Received
 APR 05 2018

KS Dept Of Agriculture

SCANNED