



File No. <b>50,345</b>	15. Formation Code: 113	Drainage Basin: <b>Kansas River</b>	County: JF	Special Use:	Stream:																				
16. Points of Diversion T MOD DEL ENT			17. Rate and Quantity <b>MOD ADDL QTY</b> Authorized Additional Rate gpm      Quantity af      Rate gpm      Quantity af      Overlap PD Files																						
PDIV Qualifier      S      T      R      ID      'N      'W <b>88390</b> <b>MOD 87919</b> NE SW NW      6 <b>12 19E</b> 3756      4105			1600      130      1600 <b>0</b> NONE																						
Comment: Lot 4 of Kaw Half Breed Indian Land Survey No. 22																									
DEL <b>87919</b>																									
18. Storage: Rate _____ NF      Quantity _____ ac/ft      Additional Rate _____ NF      Additional Quantity _____ ac/ft																									
19. Limitation: <b>130 AF</b> af/yr at _____ gpm ( _____ cfs) when combined with file number(s) <b>50,209 (ON THE PLACE OF USE)</b>																									
Limitation: _____ af/yr at _____ gpm ( _____ cfs) when combined with file number(s) _____																									
20. Meter Required? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No      To be installed by <b>12/31/2021</b> Date Acceptable Meter Installed _____																									
21. Place of Use T MOD DEL ENT		<b>NE¼</b>				<b>NW¼</b>				<b>SW¼</b>				<b>SE¼</b>				<b>Total</b>	Owner	Chg? <b>NO</b>	Overlap Files				
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					
√ 69314	31	11	19E	7									0.5	5			0.5					6	7a.	No	50,209
√ 69315	6	12	19E	4		4	4		40	4	4	40	23	2				3				124	7a.	No	50,209
Comments: <b>All land located within Lot 4 of Kaw Half Breed Indian Land Survey No. 22.</b>																									
<div style="border: 1px solid green; padding: 5px; display: inline-block;">             8/28/2020              KAB           </div>																									

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

**TO:** Files

**DATE:** April 27, 2020

**FROM:** Doug Schemm

**RE:** Application, File No. 50,345

Travis Oliver has filed the referenced new application to appropriate 130 acre-feet of groundwater from a proposed well at a rate of 1,600 gallons per minute for irrigation use on 130 acres. The well will be located in the Northwest Quarter of Hypothetical Section 6, Township 12 South, Range 19 East, Jefferson County, within the Kansas River Drainage Basin. Appropriation of Water, File No. 50,209 overlaps in place of use, and it is authorized to pump surface water directly from the Kansas River. The place of use is solely owned by the applicant, and he has signed the application form stating he has access to the point of diversion.

Appropriation of Water, File No. 50,209 is authorized 130 acre-feet. The maximum allowable quantity of water to irrigate the proposed acreage of 130 acres, with 1.0 acre-feet per acre in Jefferson County would be 130 acre-feet. Therefore, this new application will be limited to 130 acre-feet when combined with the senior file on the place of use.

The applicant did not identify any nearby wells within one-half mile. A review of the aerial map also indicates there are no residences or buildings within one-half mile. Therefore, no notification letters are required. The nearest non-domestic well is over 3,200 feet away and the application complies with minimum well spacing of 1,320 feet, per K.A.R. 5-4-4 for all other aquifers. The proposed well is located over ¼ mile from the Kansas River, so no notification of the KRWAD is required.

The source of water is 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 9.2 inches. The extent of the river alluvium for the area of consideration provides a total of 5,310 acres. Based on a potential recharge of 9.2 inches, with 75% available for appropriation, safe yield was determined to be 3,053.49 acre-feet. Existing water rights have appropriated 2,439.42 acre-feet within the area of consideration, leaving 614.07 acre-feet available, and the application requesting 130 acre-feet complies with 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 an April 23, 2020 e-mail, 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 new application be approved.

Douglas W. Schemm  
Environmental Scientist  
Topeka Field Office

## Schemm, Doug [KDA]

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**From:** Schemm, Doug [KDA]  
**Sent:** Thursday, April 23, 2020 10:46 AM  
**To:** Schemm, Doug [KDA]  
**Subject:** FW: 50,345 Travis Oliver

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**From:** Tietsort, Katie [KDA]  
**Sent:** Thursday, April 23, 2020 10:33 AM  
**To:** Schemm, Doug [KDA] <Doug.Schemm@ks.gov>  
**Subject:** RE: 50,345 Travis Oliver

Then do that and go ahead and move it forward for approval. Thanks a lot.

Katie Tietsort  
Water Commissioner

[Katie.Tietsort@ks.gov](mailto:Katie.Tietsort@ks.gov)

785-296-5733

**PLEASE NOTE OUR NEW ADDRESS:**

**Kansas Department of Agriculture**

**Topeka Field Office**

**1131 SW Winding Rd, Suite 400**

**Topeka, KS 66615**

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**From:** Schemm, Doug [KDA] <[Doug.Schemm@ks.gov](mailto:Doug.Schemm@ks.gov)>  
**Sent:** Thursday, April 23, 2020 10:31 AM  
**To:** Tietsort, Katie [KDA] <[Katie.Tietsort@ks.gov](mailto:Katie.Tietsort@ks.gov)>  
**Subject:** RE: 50,345 Travis Oliver

I made the map for the application, so I can certainly attach it.

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**From:** Tietsort, Katie [KDA]  
**Sent:** Thursday, April 23, 2020 10:30 AM  
**To:** Schemm, Doug [KDA] <[Doug.Schemm@ks.gov](mailto:Doug.Schemm@ks.gov)>  
**Subject:** RE: 50,345 Travis Oliver

OK, yeah as long as you could tell with a better map. If they don't have the original to rescan in color you will need to make a map to go with the approval.

You can proceed.

Katie Tietsort  
Water Commissioner

[Katie.Tietsort@ks.gov](mailto:Katie.Tietsort@ks.gov)

785-296-5733

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**Kansas Department of Agriculture**

Topeka Field Office  
1131 SW Winding Rd, Suite 400  
Topeka, KS 66615

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**From:** Schemm, Doug [KDA] <[Doug.Schemm@ks.gov](mailto:Doug.Schemm@ks.gov)>  
**Sent:** Thursday, April 23, 2020 10:28 AM  
**To:** Tietsort, Katie [KDA] <[Katie.Tietsort@ks.gov](mailto:Katie.Tietsort@ks.gov)>  
**Subject:** RE: 50,345 Travis Oliver

You mean ¼ mile right? No I measured it. It is over 1,500 feet to the nearest edge of the river.

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**From:** Tietsort, Katie [KDA]  
**Sent:** Thursday, April 23, 2020 10:20 AM  
**To:** Schemm, Doug [KDA] <[Doug.Schemm@ks.gov](mailto:Doug.Schemm@ks.gov)>  
**Subject:** RE: 50,345 Travis Oliver

Doug,

Is the well within the 1.2 mile of the river? Did it need WAD notification?

Katie Tietsort  
Water Commissioner

[Katie.Tietsort@ks.gov](mailto:Katie.Tietsort@ks.gov)

785-296-5733

**PLEASE NOTE OUR NEW ADDRESS:**  
Kansas Department of Agriculture  
Topeka Field Office  
1131 SW Winding Rd, Suite 400  
Topeka, KS 66615

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**From:** Schemm, Doug [KDA] <[Doug.Schemm@ks.gov](mailto:Doug.Schemm@ks.gov)>  
**Sent:** Monday, April 20, 2020 5:13 PM  
**To:** Tietsort, Katie [KDA] <[Katie.Tietsort@ks.gov](mailto:Katie.Tietsort@ks.gov)>  
**Subject:** 50,345 Travis Oliver

No issues, no nearby, meets all the regs.  
Please review.



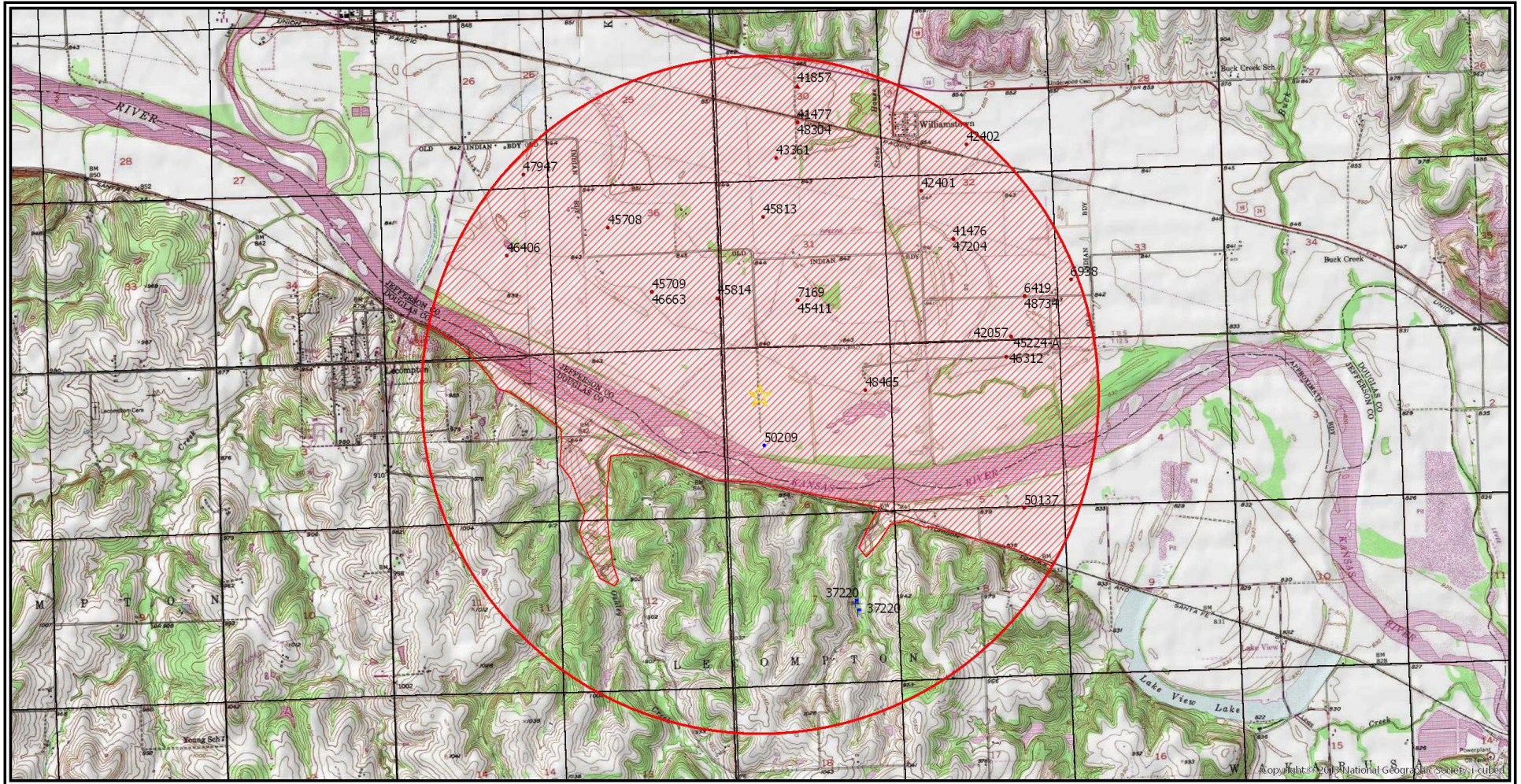
# Safe Yield Report Sheet

FILE NO. 50,345

## Water Right- Proposed Point of Diversion

### Point of Diversion in 06-12S-19E

Footages from SE corner- 3,766 feet North 4,105 feet West





## Analysis Results

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

The safe yield based on the variables listed below is 3,053.49 AF.

Total prior appropriations in the circle is 2,243.02 AF. + 196.4 = 2,439.42 AF

Total quantity of water available for appropriation is ~~810.48~~ AF.

614.07

## Safe Yield Variables

The area used for the analysis is set at 5,310 acres.

The potential annual recharge at the circle center is estimated to be 9.2 inches.

The percent of recharge available for appropriation is 75%.

Authorized Quantity values are as of 15-APR-2020 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 25 water rights and 19 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 6419 00	IRR	NK	G		SW	NE	SE	1369	1060	32	11	19E	1	WR	139.10	139.10	168.40	168.40
A 6938 00	IRR	NK	G		NC	NW	SW	0	0	33	11	19E	1	WR	82.40	82.40	60.00	60.00
A 7169 00	IRR	NK	G		SE	NE	SW	1467	2854	31	11	19E	2	WR	54.00	54.00	117.00	117.00
A 41476 00	IRR	NK	G		SE	SE	NW	3223	3241	32	11	19E	3	WR	64.00	64.00	226.00	226.00
A 41477 00	IRR	NK	G		SW	NW	SE	1795	2627	30	11	19E	1	WR	85.00	85.00	127.00	127.00
A 41857 00	MUN	LR	G		SW	SW	NE	2930	2550	30	11	19E	2	WR	290.62	<del>94.22</del> + 196.4		
A 42057 00	IRR	NK	G		SE	SW	SE	116	1523	32	11	19E	4	WR	56.00	56.00	349.00	349.00
A 42401 00	IRR	NK	G					4767	4179	32	11	19E	5	WR	92.00	92.00	226.00	0.00
A 42402 00	IRR	NK	G		NE	SE	SW	910	2667	29	11	19E	9	WR	160.00	160.00	160.00	160.00
A 43361 00	IRR	NK	G			E2	SW	695	3326	30	11	19E	3	WR	33.00	33.00	37.00	37.00
A 45224 A	IRR	NK	G		SE	SW	SE	116	1523	32	11	19E	4	WR	209.00	153.00	349.00	0.00
A 45411 00	IRR	NK	G		SE	NE	SW	1467	2854	31	11	19E	2	WR	36.00	36.00	117.00	0.00
A 45708 00	IRR	NK	G					3906	3437	36	11	18E	3	WR	55.00	55.00	55.00	55.00
A 45709 00	IRR	NK	G		SW	NW	SE	1848	2122	36	11	18E	4	WR	98.00	98.00	280.00	280.00
A 45813 00	IRR	NK	G		SW	NE	NW	4112	3854	31	11	19E	3	WR	102.00	102.00	102.00	102.00
A 45814 00	IRR	NK	G		SE	NE	SE	1589	82	36	11	18E	5	WR	110.00	110.00	110.00	110.00
A 46312 00	IRR	NK	G		NE	NW	NE	4721	1675	05	12	19E	1	WR	248.00	128.00	349.00	0.00
A 46406 00	IRR	NK	G		SE	SW	NE	3132	1368	35	11	18E	4	WR	83.00	83.00	143.00	143.00
A 46663 00	IRR	NK	G		SW	NW	SE	1848	2122	36	11	18E	4	WR	224.00	126.00	280.00	0.00
A 47204 00	IRR	LR	G		SE	SE	NW	3223	3241	32	11	19E	3	WR	134.00	70.00	226.00	0.00
A 47947 00	IRR	LR	G		SW	SE	SE	415	758	26	11	18E	7	WR	67.00	67.00	67.00	67.00
A 48304 00	IRR	LR	G		SW	NW	SE	1795	2627	30	11	19E	1	WR	40.00	40.00	127.00	0.00
A 48465 00	IRR	LR	G		NW	SE	NE	3820	700	06	12	19E	3	WR	203.00	203.00	203.00	203.00
A 48734 00	IRR	LR	G		SW	NE	SE	1369	1060	32	11	19E	1	WR	168.40	29.30	168.40	0.00
A 50137 00	IRR	GY	G		NW	NE	NE	5250	1300	08	12	19E	1	WR	83.00	83.00	83.00	83.00

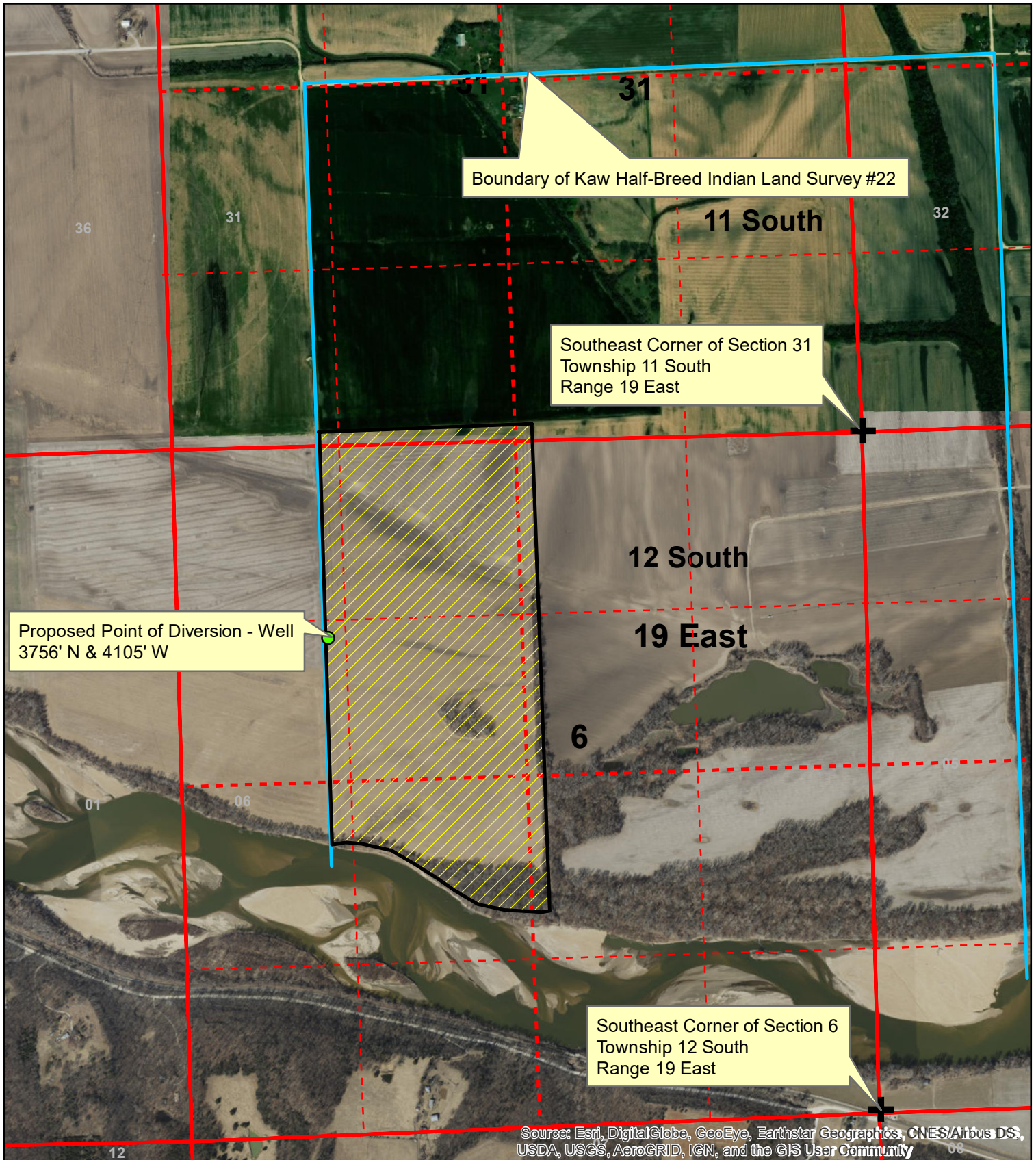
## Limitations

File Number	Seq Num	Limitations
A 41857 00	1	580.99AF/YR (189.3MGY) COM/W #17992 & 41515 Senior Files Not in circle so add back in 196.4 to get to authorized quantity. ✓
A 45224 A	2	209AF/YR @ 975GPM COM/W #42057 56 AF + 153 AF = 209 AF ✓
A 45411 00	1	1000GPM COM/W #7169
A 46312 00	2	337AF/YR COM/W #42057 & 45224A 209 AF + 128 AF = 337 AF ✓
A 46663 00	2	224 AF/YR @ 1170 GPM COM/W #45709 98 AF + 126 AF = 224 AF ✓
A 47204 00	1	134AF/YR @ 1400GPM COM/W #41476 64 AF + 70 AF = 134 AF ✓
A 48304 00	1	1000GPM COM/W #41477
A 48734 00	1	168.4 AF/YR @ 1300 GPM COM/W #6419 139.1 AF + 29.3 AF = 168.4 AF ✓




1:12,000

# TRAVIS OLIVER - NEW APPLICATION



 Proposed Point of Diversion

 Proposed Place of Use

All known wells of any kind within 1/2 mile of the proposed well have been identified on this map.



# THE STATE OF KANSAS



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

**DIVISION OF WATER RESOURCES**  
Christopher W. Beightel, Acting 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. 50,345** of the applicant

**TRAVIS OLIVER**  
**12332 US HWY 24**  
**PERRY KS 66073**

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 **February 11, 2020**.
2. That the water sought to be appropriated shall be used for irrigation use on land, located within Lot 4 of Kaw Half Breed Indian Land Survey No. 22, 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	
31	11S	19E										0.5	5.0			0.5		6	
6	12S	19E		4	4		40	4	4	40	23	2				3		124	

3. That the authorized source from which the appropriation shall be made is groundwater, to be withdrawn by means of one (1) well located in the Northeast Quarter of the Southwest Quarter of the Northwest Quarter (NE¼ SW¼ NW¼) of hypothetical Section 6, more particularly described as being near a point 3,756 feet North and 4,105 feet West of the Southeast corner of said hypothetical section, in Lot 4 of Kaw Half Breed Indian Land Survey No. 22, in Township 12 South, Range 19 East, Jefferson County, Kansas, located substantially as shown on the map accompanying the application.

4. That the appropriation sought shall be limited to a maximum diversion rate not in excess of **1,600 gallons per minute (3.57 c.f.s.)** and to a quantity not to exceed **130 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, 2021** 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, 2025** 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 all wells with a diversion rate of 100 gallons per minute or more drilled under the authority of this permit shall have a tube or other device installed in a manner acceptable to, and in accordance with specifications adopted by, the Chief Engineer. This tube or device shall be suitable for making water level measurements and shall be maintained in a condition satisfactory to the Chief Engineer.

13. 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).

14. 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.



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

16. 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.

17. 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.

18. That the quantity of water approved under this permit is further limited to the quantity which combined with Appropriation of Water, File No. 50,209, will provide a **total not to exceed 130 acre-feet** of water per calendar year for irrigation use on the place of use described herein.

Ordered this 3 day of September, 2020, in Manhattan, Riley County, Kansas.

*Lane P. Letourneau*

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 3 day of September, 2020, by Lane P. Letourneau, P.G., 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

September 15, 2020

TRAVIS OLIVER  
12332 US HWY 24  
PERRY KS 66073

RE: Appropriation of Water, File No. 50,345

Dear Mr. Oliver:

Enclosed is a permit authorizing you to proceed with construction of the proposed diversion works and to appropriate water for beneficial use as set forth in the permit. Your attention is directed to the enclosures and to the terms, conditions, limitations, and requirements specified in this permit.

Notice must be filed on the enclosed form once the diversion works have been completed. Failure to complete the diversion works within the time allowed, or within any authorized extension of time thereof, will result in dismissal of this permit. If you need an extension of time, you must request it before the deadline for completion set forth in the permit. Any request for an extension of time must be accompanied by the statutorily required fee, which is currently \$100.00.

An acceptable water flowmeter must be installed on the diversion works authorized by this permit prior to using water. An annual water use report must be filed with the Chief Engineer by March 1, following the end of each calendar year. If a complete annual water use report is not received by the deadline, then a fine may be assessed and all water use under such permit or right may be suspended. Reports submitted in paper form will be assessed a \$20 per file number paper filing fee. In order to avoid this filing fee, you may submit your report online at [www.kswaterusereport.org](http://www.kswaterusereport.org).

The approval of your application constitutes a permit to appropriate water. It does not give authority to construct any dam or other stream obstruction regulated by K.S.A. 82a-301 through 305a. It does not give authority to access any right-of-way or authorize trespassing upon or injury to public or private property. It may also be necessary for you to comply with other local, state or federal requirements.

Enclosed is an informational sheet that sets forth the procedure to obtain a Certificate of Appropriation which will establish the extent of your perfected water right. Additional information and applicable forms may be found on our website at [agriculture.ks.gov/divisions-programs/dwr](http://agriculture.ks.gov/divisions-programs/dwr). If you have any questions or need assistance with any of these requirements, please contact our office at 785-564-6640 or your local Topeka Field Office at 785-296-5733. If you call, please reference the file number so we can help you more efficiently.

Sincerely,

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

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

KAB:dws  
Enclosure(s)

pc: Topeka Field Office



### 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.

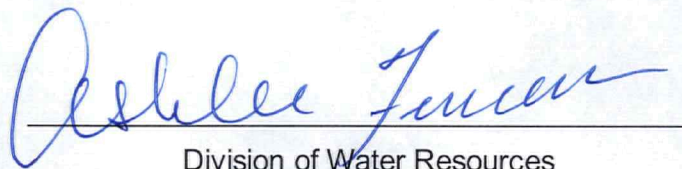
### CERTIFICATE OF SERVICE

On this 15 day of September, 2020, I hereby certify that the foregoing Approval of Application and Permit to Proceed, File No. 50,345, dated 3 September 2020 was mailed postage prepaid, first class, US mail to the following:

TRAVIS OLIVER  
12332 US HWY 24  
PERRY KS 66073

With photocopies to:

Topeka Field Office



Ashley Jansen

Division of Water Resources