

THE STATE OF KANSAS



KANSAS DEPARTMENT OF AGRICULTURE
Mike Beam, Secretary of Agriculture

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

50945

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

WATER RESOURCES RECEIVED

JAN 24 2023
12:23

KS DEPT OF AGRICULTURE

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.)

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

1. Name of Applicant (Please Print): Glover Real Estate LLC (contact: Bobby Glover; email: bobbyglover97@gmail.com)

Address: 2479 U.S. Highway 400

City: McCune State Kansas Zip Code 66753

Telephone Number: (843) 384-0888

2. The source of water is: [X] surface water in Neosho River (stream)
OR [] groundwater in (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 320.00 acre-feet OR gallons per calendar year, to be diverted at a maximum rate of 10,000 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) [X] 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. GMD Meets K.A.R. 5-3-1 (YES/NO) Use REC Source G/S County LB By ALB Date 1/25/23
Code REE Fee \$ 200 TR # Receipt Date 1/24/23 Check # 1122

1/26/2023
LMoody

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.
 Point of diversion is the pumping plant. See attached Location Map

(A) One in the ~~SE~~^{SE} quarter of the ~~SE~~^{NE} quarter of the ~~SE~~^{NE} quarter of Section ~~21~~²⁸, more particularly described as being near a point ~~85~~⁴⁵⁸⁰ feet North and ~~165~~³⁶³ feet West of the Southeast corner of said section, in Township ~~32~~³¹ South, Range ~~20~~²¹ East, Labette County, Kansas.

11/7/2023
LHH

per Brian Severin, 9/15/2023.

(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 _____, _____ County, Kansas.

PD location modified per Scott Williams, 12/27/2023.

(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 _____, _____ 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 _____, _____ 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

_____ (name, address and telephone number)

_____ (name, address and telephone number)

You must provide evidence of legal access to, or control of, the point of diversion from the landowner or the landowner's authorized representative. Provide a copy of a recorded deed, lease, easement or other document with this application. In lieu thereof, you may sign the following sworn statement:

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

Executed on 1-17, 2023. 
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 site to adjacent wetland developments (number of wells, pumps or dams, etc.)

and (will be) completed (by) upon approval (Month/Day/Year - each was or will be completed)

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8. The first actual application of water for the proposed beneficial use was or is estimated to be 09/01/2023.
(Mo/Day/Year)

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- 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 _____ See attached Plan Map - Adjacent Wetland Developments
- If no, explain here why a Water Structures permit is not required The receiving wetland developments have received the necessary permissions for beneficial use (storage) and floodplain fill.
LLB-120; LLB-39-D; LLB-41-D; LLB-119; LLB-104; & LLB-109

- 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 ½ 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 ½ mile, please advise us.
- (c) If the application is for surface water, the names and addresses of the landowner(s) ½ mile downstream and ½ 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.

Partial place of use overlap: File Nos. 50,553; 50,542; & 50, 745.

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13. Furnish the following well information if the proposed appropriation is for the use of groundwater. If the well has not been completed, give information obtained from test holes, if available.

Information below is from: Test holes Well as completed Drillers log attached

Well location as shown in paragraph No.	(A)	(B)	(C)	(D)
Date Drilled	_____	_____	_____	_____
Total depth of well	_____	_____	_____	_____
Depth to water bearing formation	_____	_____	_____	_____
Depth to static water level	_____	_____	_____	_____
Depth to bottom of pump intake pipe	_____	_____	_____	_____

14. The relationship of the applicant to the proposed place where the water will be used is that of owner
(owner, tenant, agent or otherwise)

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

Applicant and the Darrell D & Terri A Davis Rev Tr

(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 MILWAUKEE 17 day of JANUARY, Kansas, this 2023
(month) (year)



(Applicant Signature)

By _____
(Agent or Officer Signature)

(Agent or Officer - Please Print)

Assisted by Brian Severin, P.E. Sustainable Environmental Consultants Date: 01/16/2023

(office/title)

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FEE SCHEDULE

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

ACRE-FEET	FEE
0-100	\$200.00
101-320	\$300.00
More than 320	\$300.00 plus \$20.00 for each additional 100 acre-feet or any part thereof.

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

ACRE-FEET	FEE
0-250	\$200.00
More than 250	\$200.00 plus \$20.00 for each additional 250 acre-feet of storage or any part thereof.

Note: If an application requests both direct use *and* storage, the fee charged shall be as determined under No. 1 or No. 2 above, whichever is greater, but not both fees.

3. The fee for an application for a permit to appropriate water for water power or dewatering purposes shall be \$100.00 plus \$200.00 for each 100 cubic feet per second, or part thereof, of the diversion rate requested.

Note: The applicant shall notify the Chief Engineer and pay the statutorily required field inspection fee of \$400.00 when construction of the works for diversion has been completed, except that for applications filed on or after July 1, 2009, for works constructed for sediment control use and for evaporation from a groundwater pit for industrial use shall be accompanied by a field inspection fee of \$200.00.

MAKE CHECKS PAYABLE TO THE KANSAS DEPARTMENT OF AGRICULTURE

ATTENTION

A Water Conservation Plan may be required per K.S.A. 82a-733. A statement that your application for permit to appropriate water may be subject to the minimum desirable streamflow requirements per K.S.A. 82a-703a, b, and c may also be required from you. After the Division of Water Resources has had the opportunity to review your application, you will be notified whether or not you will need to submit a Water Conservation Plan. You also may be required to install a water flow meter or water stage measuring device on your diversion works prior to diverting water. There may be other special conditions or Groundwater Management District regulations that you will need to comply with if this application is approved.

CONVERSION FACTORS

1 acre-foot equals 325,851 gallons

1 million gallons equal 3.07 acre-feet

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RECREATIONAL USE SUPPLEMENTAL SHEET

File No. _____

Name of Applicant (Please Print): Glover Real Estate LLC (Long South)

1. Please indicate type of recreational use (boating, fishing, swimming, etc.): _____
Low level wetland dikes to seasonally impound shallow water for wildlife use.

2. Please summarize how the water will be used and justify the quantity of water requested: Water
from the Neosho River will be pumped into and stored in adjacent wetland cells.
The water level in each wetland cell will be seasonally managed. The maximum
quantity requested allows supplement to multiple adjacent wetland developments.
The proposed direct diversion from the Neosho River is 320.00 acre-feet.

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

ESTIMATED FUTURE WATER DIVERTED/STORED	
NEXT 5 YEARS	WATER TO BE DIVERTED (ACRE-FEET OR GALLONS)
Year 1	320.00 acre-feet
Year 2	320.00 acre-feet
Year 3	320.00 acre-feet
Year 4	320.00 acre-feet
Year 5	320.00 acre-feet

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

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

~~SE 1/4 Section 21, Township 31 South, Range 21 East (see attached Plan Sheet)~~

~~marsh in the NW NW Sec 27 & E2 NE NE Sec 28-T31S-R21E~~
~~marsh in the NE NW & NW NE Sec 27-T31S-R21E~~
~~marsh in the S2 NE NW & SE NW Sec 27-T31S-R21E~~
~~marsh in the NE NW Sec 34-T31S-R21E~~
~~marshes in the SW Sec 35-T31S-R21E~~
~~marsh in the NE Sec 3-T32S-R21E~~

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

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1-17-23

(Date)

Kansas Department of Agriculture
Division of Water Resources
Earl D. Lewis, Jr., Chief Engineer
1320 Research Park Drive
Manhattan, Kansas 66502

Re: Application
File No. _____

Minimum Desirable Streamflow

I understand that a Minimum Desirable Streamflow requirement has been established by the legislature for the source of supply to which the above referenced application applies.

I understand that diversion of water pursuant to this application will be subject to regulation any time Minimum Desirable Streamflow requirements are not being met.

I also understand that if this application is approved, there could be times, as determined by the Division of Water Resources, when I would not be allowed to divert water. I realize that this could affect the economics of my decision to appropriate water.


I am aware of the above factors, and with the knowledge thereof, request that the Division of Water Resources proceed with processing and approval, if possible, of the above referenced application.


Signature of Applicant

State of Kansas)
) ss
County of Labette)

ROBERT GLOVER
(Print Applicant's Name)

I hereby certify that the foregoing instrument was signed in my presence and sworn to before me this 17th day of January, 2023.


Notary Public

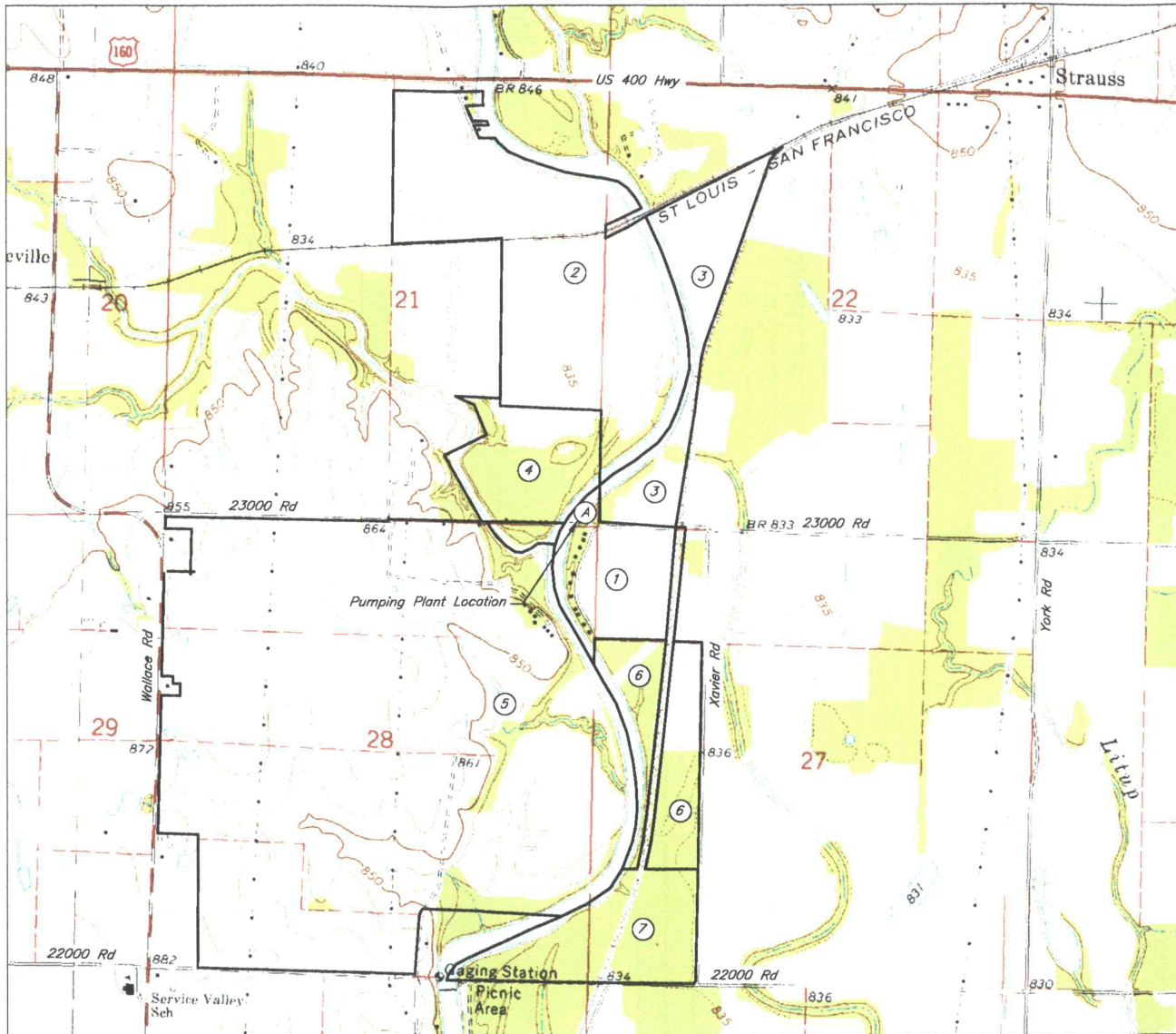
My Commission Expires:



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The approximate project location is 8 miles east of Parsons, Kansas.

Permit Points of Diversion

- (A) Direct Diversion - Pumping Site

Upstream and Downstream Landowners

- 1) Project Location
Glover Real Estate LLC
%Bobby Glover
2479 U.S. Highway 400
McCune, Kansas 66753
- 2) Neosho Valley Feeders LLC
26059 Victory Rd
Parsons, Kansas 67357
- 3) Swallow Tail LLC
24820 Miller Rd
Harrisonville, Missouri 64701
- 4) Davis, Stephen W; Deborah M
15800 Logan Rd
Siloam Springs, Arkansas 72761
- 5) Blackburn Rev Tr, Dwight J
22094 Udall Rd
Parsons, Kansas 67357
- 6) Carter, Roy E
108 St Joseph St
St. Paul, Kansas 66771
- 7) Kansas Gas & Electric Co
PO Box 889
Topeka, Kansas 66601

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Location Map

Date	01/23
Designed	B Severin
Drawn	B Severin
Checked	M Miller
Approved	B Severin

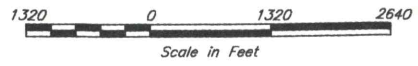
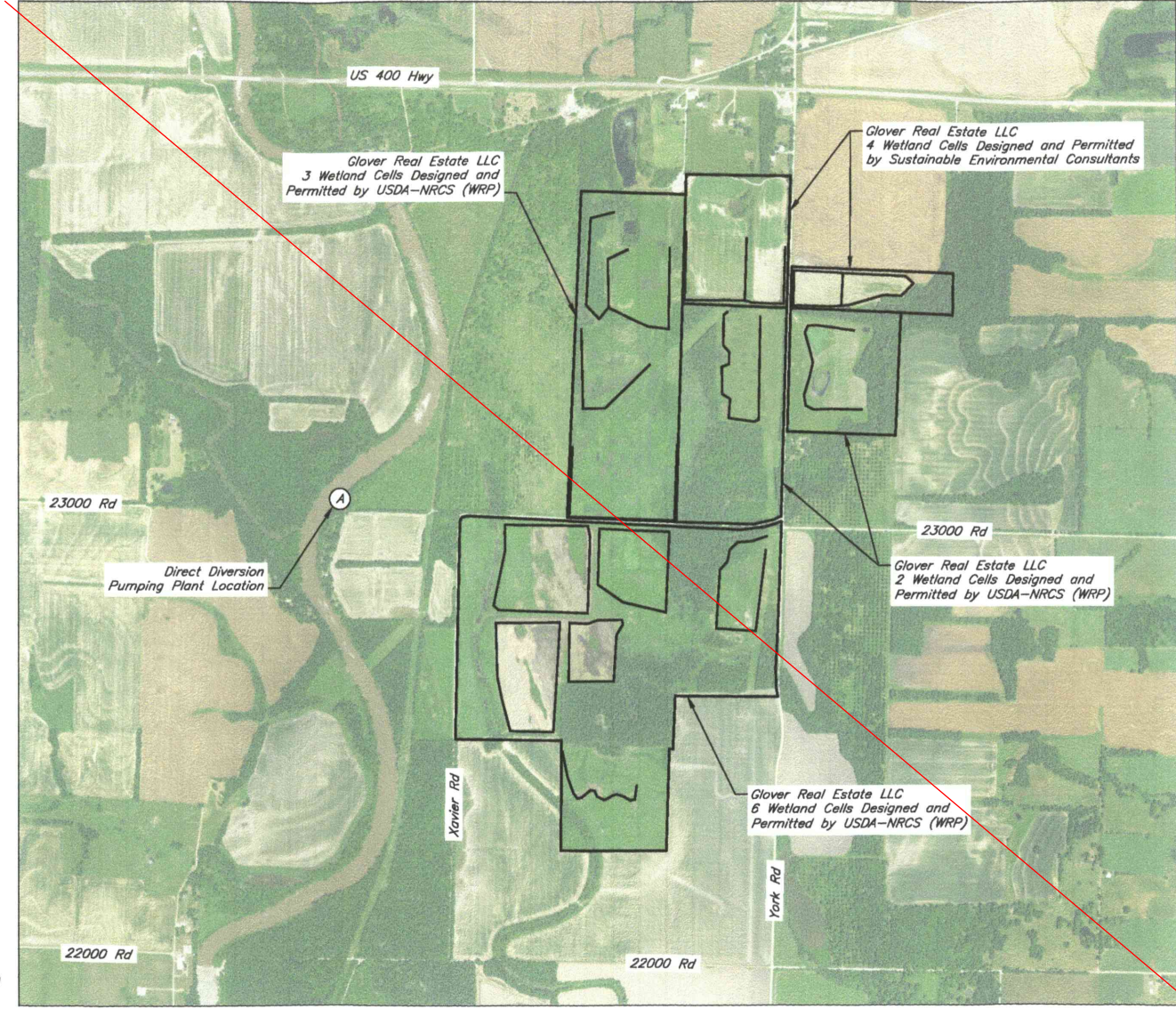
Glover Real Estate LLC (Long South)
Direct Diversion for Wetland Development
SE 1/4 Sec 21, T-31S; R-21E
Labette County, Kansas

SUSTAINABLE
Environmental Consultants



VOID - See updated map.

7/25/2024
LHH



The approximate project location is 8 miles east of Parsons, Kansas.

Plan Map – Adjacent Wetland Developments

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Designed	B. Severin	Date	01/23
Drawn	B. Severin		01/23
Checked	M. Miller		01/23
Approved	B. Severin		01/23

Glover Real Estate LLC (Long South)
 Direct Diversion for Wetland Development
 SE 1/4 Sec 21, T-31S; R-21E
 Labette County, Kansas





SUSTAINABLE

Environmental Consultants

Glover Real Estate LLC (Long South) Direct Diversion for Wetland Development

Prepared by:

Brian Severin, P.E., Director of Agricultural Engineering

bseverin@sustainableenviro.com

785-207-0201

January 16, 2023



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Design Report

Project Information

- Name: Glover Real Estate LLC (Long South)
- Legal: SE 1/4 Sec 21, T-31S; R-21E
- Location: Labette County, Kansas

Project Description

The project is located within the Neosho River floodplain. The pumping plant will be installed to transfer water to adjacent wetland developments. All wetland developments have been previously constructed and are currently owned by Glover Real Estate LLC. The wetland developments have been permitted for beneficial use (storage) and floodplain fill as required by KDA – Division of Water Resources.

Permits & Permissions

The following permits will be required for this project:

- KDA - Division of Water Resources – Water Appropriation for Beneficial Use

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KDA – Division of Water Resources (DWR) Project Report

Surface Water Storage

The receiving wetland developments have received the necessary permissions for surface water storage. Therefore, no additional water storage permits are required for this project.

Direct Diversion

A pumping site is proposed to control and maintain wetland hydrology in adjacent wetland developments. The pumping site will be located as shown on the attached Plan Sheet, with the water source being the Neosho River. Therefore, a Water Appropriation for Beneficial Use permit will be required.

Base Flood Analysis

The receiving wetland developments have received the necessary permissions for floodplain fill. Therefore, no additional floodplain fill permits are required for this project.

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DATA ENTRY SYSTEM ID NUMBER SHEET

FILE NUMBER 50945

APPLICANT PERSON ID & SEQ #	90007	PDIV ID	BATTERY ID
68270			

LANDOWNER PERSON ID & SEQ #	71202	PUSE ID
62113		

WATER USE CORRESPONDENT PERSON ID & SEQ #
62113

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

February 7, 2023

GLOVER REAL ESTATE LLC
2479 US HIGHWAY 400
MCCUNE KS 66753

RE: Application, File No(s). **50945**

Dear Sir or Madam:

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

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

Additional information about the process may be found on our website at agriculture.ks.gov/divisions-programs/dwr. If you have any other questions, please contact our office at 785-564-6640 or your local Topeka Field Office at 785-296-5733. *Topeka Field Office at 785-296-5733*. If you call, please reference the file number so we can help you more efficiently.

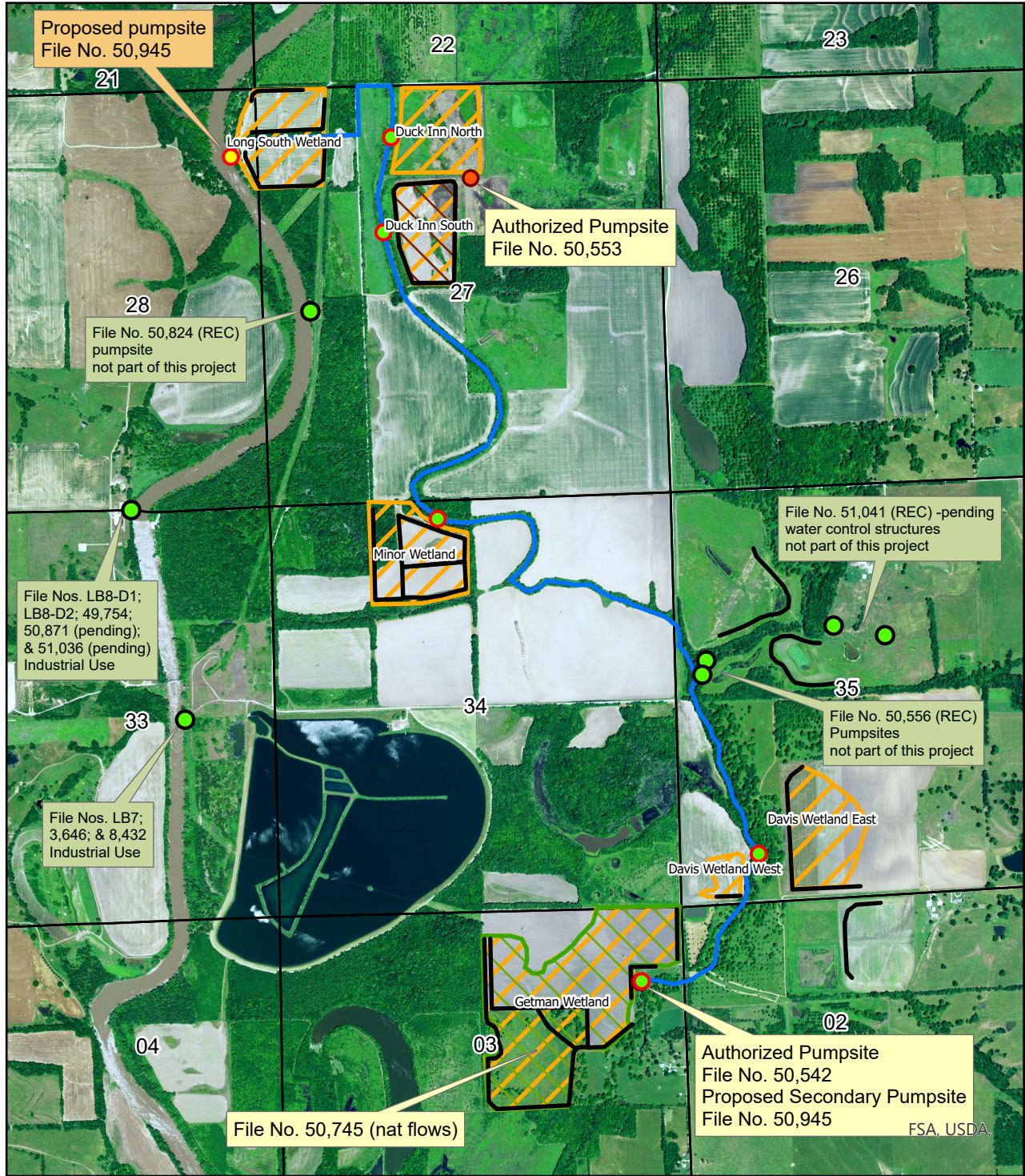
Sincerely,

A handwritten signature in black ink that reads "Kris Neuhauser". The signature is written in a cursive style with a long horizontal flourish extending to the right.

Kris Neuhauser
New Applications Lead
Water Appropriation Program

NEW APPLICATION, FILE NO. 50,945

REVISED



Conveyance Route

Proposed Point of Diversion

River Recovery Pumpsites

Authorized PU 50553

Authorized PU 50542 & 50745

Proposed PU 50945

Other Files

Scale: 1:24,000

0 0.25 0.5

N



1 Mile

Map prepared by: LHH/TFO 7.29.2024