

STATE OF KANSAS  
DIVISION OF WATER RESOURCES  
STATE BOARD OF AGRICULTURE  
TOPEKA

In the Matter of Application No. 9141  
for Permit to Appropriate Water for Beneficial Use.

**PERMIT**  
and  
**APPROVAL OF APPLICATION**  
(This Is Not a Certificate of Appropriation)

This is to certify that I have examined application No. 9141 of the applicant Floyd De Vore  
Box 1232, Wichita 1, Kansas

for a permit to appropriate water to 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 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. The priority date assigned to such application is February 4, 1963
2. The water sought to be appropriated shall be used for irrigation on the land described in the application.

3. The source from which the appropriation is made shall be from surface water from Little Arkansas River to be withdrawn at points located in the South Half (S $\frac{1}{2}$ ) of Section 15, the North Half (N $\frac{1}{2}$ ) of the Northeast Quarter (NE $\frac{1}{4}$ ), and the Southeast Quarter (SE $\frac{1}{4}$ ) of the Northeast Quarter (NE $\frac{1}{4}$ ) of Section 22, all in Township 25 South, Range 1 West in Sedgwick County, Kansas.

4. The appropriation sought shall be limited to a maximum diversion rate not in excess of 3,000 gallons per minute (6.68 c.f.s.) and to a quantity of not to exceed 1,200 acre feet

for any calendar year.

5. The appropriation shall be perfected on or before December 31, 1966, or within any authorized extension of time.

6. The applicant shall notify the Chief Engineer of the Division of Water Resources when construction of necessary works has been completed and water applied to the proposed use.

7. The applicant shall maintain records from which the quantity of water actually diverted during each calendar year may be readily determined. Such records shall be furnished to the Chief Engineer as soon as practicable after the close of each calendar year.

(OVER)

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8. 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 or any authorized extension thereof.

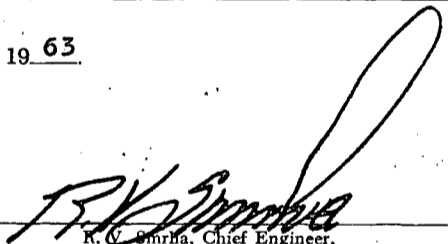
9. The right of the appropriator shall relate to a specific quantity of water and such right must allow for a reasonable raising or lowering of the static water level and for the reasonable increase or decrease of the streamflow at the appropriator's point of diversion.

10. This permit does not constitute authority under Sections 82a-301 to 305, G. S. Kansas, 1949, to construct any dam or other obstruction; it does not give any right of way, or authorize any injury to, or trespass upon, public or private property; it does not obviate the necessity of obtaining Federal approval, when necessary.

11. 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.

**12. The quantity of water approved under this application is further limited to that quantity which combined with any other water rights will provide a total of not to exceed 1200 acre feet per calendar year for use on that land listed under this application.**

Dated this 18th day of February, 19 63.

  
R. V. Smrha, Chief Engineer,  
Division of Water Resources,  
Kansas State Board of Agriculture.

