

# NOTICE

This scan only represents the application as filed. The information contained herein meets the requirements of K.A.R. 5-3-1 or K.A.R. 5-5-1, and has been found acceptable for filing in the office of the Chief Engineer. The application should not be considered to be a complete application as per K.A.R. 5-3-1b or K.A.R. 5-5-2a.

Water Resources  
Received

Submit To: CHIEF ENGINEER  
Division of Water Resources  
Kansas Department of Agriculture  
1320 Research Park Drive  
Manhattan, Kansas 66502  
<http://agriculture.ks.gov/dwr>

APPLICATION FOR TERM PERMIT

- GROUNDWATER
  - SURFACE WATER
- (check one)

MAY 15 2020  
12:01



State of Kansas

STATUTORY FILING FEE MUST ACCOMPANY THIS APPLICATION  
(Make check payable to the Kansas Department of Agriculture)

20209045

1. Applicant: (Please print or type)  
Name Mike Kimbell  
Street One North Main Suite 404  
City and State Hutchinson, KS  
Zip Code 67501 Telephone No. (913) 481-5502  
E-Mail Address \_\_\_\_\_  
Social Security I.D. No. \_\_\_\_\_  
and/or Taxpayer I.D. No. \_\_\_\_\_

2. Location of Point of Diversion:  
Sec. 9, Twp. 23, Rng. 10 W, (  
Reno County, Kansas.  
Distance from Southeast Corner of Section:  
4050 feet North from Southeast Corner  
1080 feet West from Southeast Corner

NOTE: If point of diversion is not site specific (i.e. groundwater pit) show the approximate geographic center.

3. Water Use Data:  
Proposed Max. Pumping Rate (gpm) 150  
Amount Requested (acre-feet) 15  
per calendar year  
Depth of Well (feet) 60  
Date (completed) (will be completed) August 31, 2020  
Drainage Basin Arkansas  
Name of Stream \_\_\_\_\_

4. Water is to be used for (briefly describe proposed use and explain the rate and quantity requested):  
fill and maintain a duck pond from Sept. thru December annually

5. Location of place of use:  
5 acres located primarily in the NW SE NE of Section 9, T23S, R10W in Reno County, KS

6. Period of use:  
Commencing date: Septemeber 1, 2020  
Ending Date: Dec. 31, 2024 Also enter on Item 12

If off-stream pit, check here   
Will pit floor intersect water table? Yes  No

7. Location of the proposed point of diversion and those of other water users within 1/2 mile shall be indicated on the diagram to the lower-left, scale 1 inch = 2,000 feet. If surface water, indicate on the diagram the course of the stream, and its name. List other D.W.R. permit numbers that cover the requested point(s) of diversion or place of use here:  
See attached

FEE SCHEDULE

1. The filing fee for an application is based on the maximum amount of water use proposed within a year. Except for storage, the fee is:

Acre-feet	Fee
0-100	\$200.00
101-320	\$300.00
More than 320	\$300.00

plus \$20 for each additional 100 acre-feet or any part thereof.

2. The fee for an application in which storage is requested, is:

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.

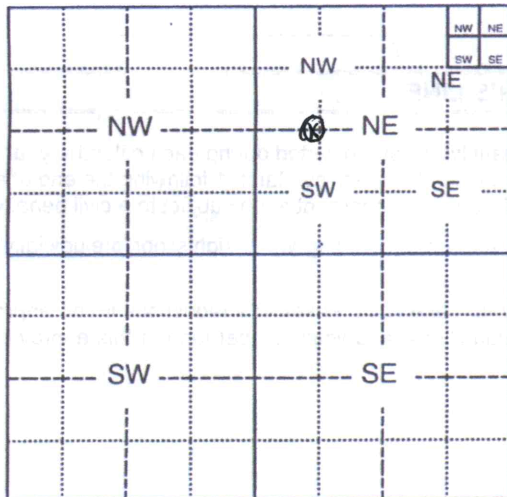
NOTE: If an application requests both direct use and storage, the fee charged shall be as determined under No. 1 or No. 2 above, whichever is greater, but not both fees.

3. A request for an extension of time to extend the term of a term permit shall be accompanied by a fee of \$100.00.

4. There is a separate application form for domestic use. Do not use this form for domestic use.

CONVERSION FACTORS

1 acre-foot equals 325,851 gallons  
1 million gallons equal 3.07 acre-feet



Assisted by Scott Ross

For Office Use Only:  
 F.O. 2 GMD 5 Meets K.A.R. 5-3-1 (YES/NO) Use REC Source G/S County RN By BMM Date 5/18/20  
 Code TRP Fee \$ 200 TR # \_\_\_\_\_ Receipt Date 5/15/2020 Check # 1152

8. For groundwater use, list below all wells within 1/2 mile of the proposed well, and plot locations upon the diagram on reverse side. If additional space is needed, attach a map.

Other wells -

Well A Owner(s): Mike Kimball  
Address: One North Main Suite 404 Hutchinson, KS. 67501

Well B Owner(s): \_\_\_\_\_  
Address: \_\_\_\_\_

9. For surface water use, list below the names and addresses of all landowners from a point 1/2 mile upstream to a point 1/2 mile downstream of the tract of land upon which the point of diversion is located. If additional space is needed, attach sheet.

Tract A Owner(s): \_\_\_\_\_  
Address: \_\_\_\_\_

Tract B Owner(s): \_\_\_\_\_  
Address: \_\_\_\_\_

10. The owner of the point of diversion, if other than the applicant is (please print):

applicant is the owner  
(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 \_\_\_\_\_, 20\_\_\_\_. \_\_\_\_\_  
Applicant's Signature

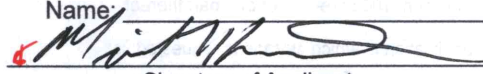
The applicant must provide the required information or signature irrespective of whether they are the landowner. Failure to complete this portion of the application will cause it to be unacceptable for filing and the application will be returned to the applicant.

11. The applicant states that the information set hereon is true and accurate to the best of his/her knowledge.

12. The applicant agrees to waive any right to a hearing on the matter of abandonment of this appropriation right and further agrees that this appropriation right may be dismissed and terminated upon completion of the proposed project, said dismissal date to be on December 31, 2024 or within any extension of time authorized by the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture.

13. The applicant agrees to provide water to nearby water users, at no charge to said users, should their rights to use water become impaired by the project proposed by this application.

14. Water use contact person (in event emergency contact is needed):

Name: \_\_\_\_\_ Telephone No. (\_\_\_\_) \_\_\_\_\_  
  
Signature of Applicant or Authorized Representative Date

Mike Kimball  
Applicant's Name Printed

\_\_\_\_\_  
Title

**DO NOT WRITE BELOW THIS LINE**

**CONDITIONS OF APPROVAL:**

The applicant shall maintain accurate and complete records from which the quantity of water diverted during each calendar year may be readily determined. Accurate and complete records shall be furnished to 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.

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.

The Chief Engineer specifically retains jurisdiction in this matter with authority to make such reasonable reductions in the approved rate of diversion and quantity authorized, and such changes in other terms, conditions, and limitation set forth in this approval and permit to proceed as may be deemed to be in the public interest.

**NEARBY WELLS**

**FILE NO. 50,267**

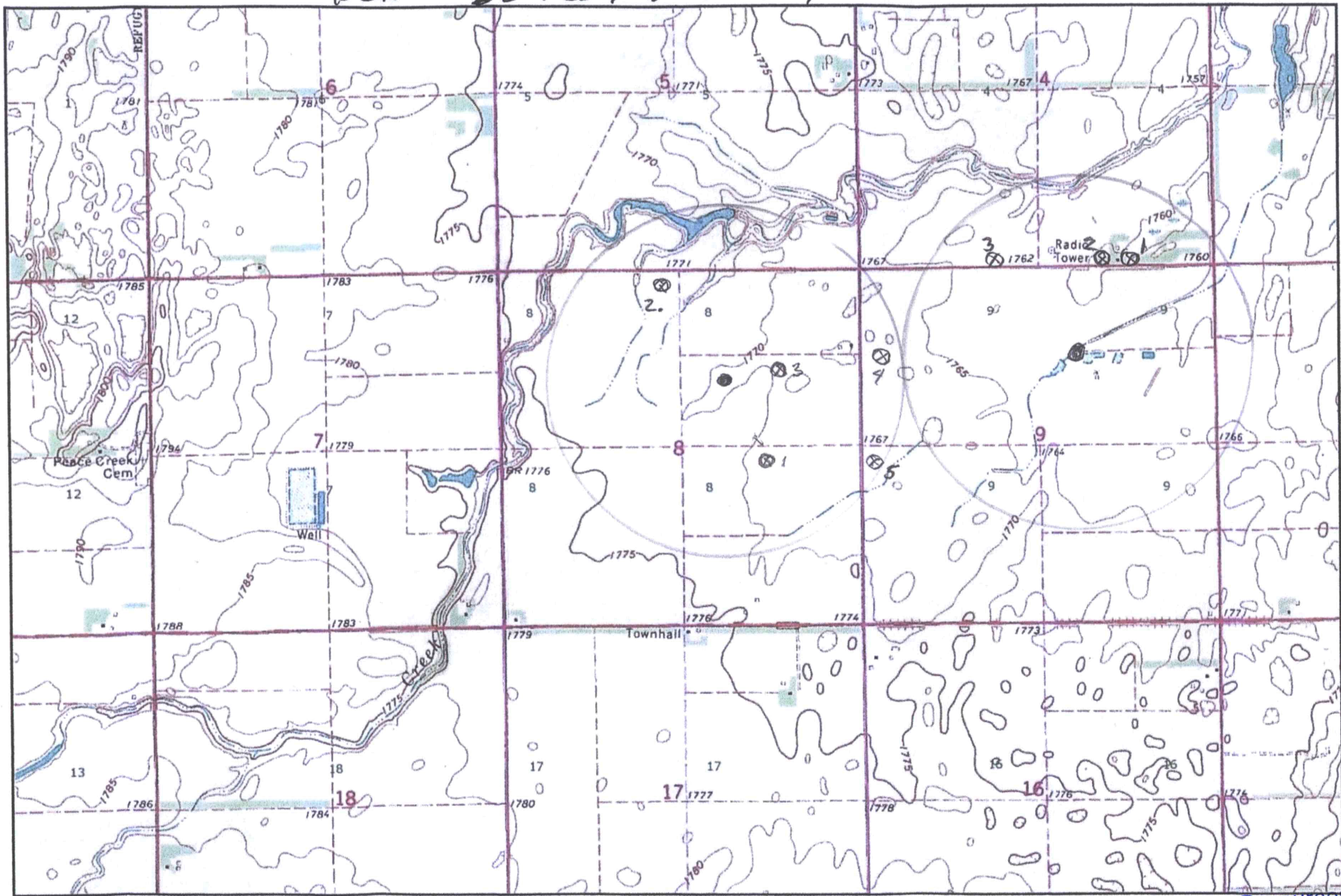
- |                           |  |                 |
|---------------------------|--|-----------------|
| <b>1. D.K. Havercroft</b> | <b>Sylvia, KS. 67581</b>                       | <b>Domestic</b> |
| <b>2. Ruth Miller</b>     | <b>10100 E New York Place Denver, CO 80231</b> | <b>Domestic</b> |
| <b>3. Ruth Miller</b>     | <b>see above</b>                               | <b>Domestic</b> |

Water Resources  
Received

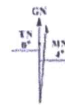
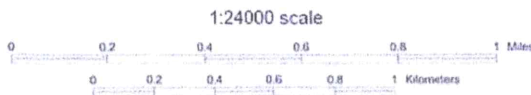
**MAY 15 2020**

KS Dept Of Agriculture

Both 50.259 & 50.267



Universal Transverse Mercator (UTM) Projection Zone 14  
North American Datum of 1983



Magnetic declination of 4E at center of map  
on March 17, 2011

Water Resources  
Received

MAY 15 2020

KS Dept Of Agriculture



1000 Corey Road  
 P.O. Box 886  
 Hutchinson, KS 67504-0886  
 620-665-5661  
 FAX: 620-665-0559  
 TOLL FREE: 877-464-0623  
 www.sdklabs.com

Sample # 1601.20  
 Sample: Water  
 Other ID: Kimbell

Date Received: 04/24/2020  
 Date/Time Sampled: 4/24/2020 8:30:00  
 Date Reported: 04/28/2020  
 Total Fee: \$15.00

SNYDER, RUSS  
 510 SOUTH WALNUT  
 SOUTH HUTCHINSON, KS 67505

ANALYSIS

	Result	Units	Date/Time Analyzed	Analyst
Chloride - SM 4500-Cl B .....	800.00	mg/L	4/24/2020 15:00	SE
Chloride As Salt .....	1320.00	mg/L	4/24/2020 15:00	SE

\*\*Sample receipt temperature = 15.7 degrees C.

\* Analysis was subcontracted to another laboratory for state compliance - see attached.

++Denotes NELAP/KDHE Accredited Method. Lab Certificate #E-10152. Results meet all requirements of NELAC unless noted.

Methods of analysis per EPA-800 or EPA SW-846, 3rd Ed., 1986 or Standard Methods for the Examination of Water and Wastewater, 18th Edition, 1992.

SDK LABORATORIES  
 GENERAL WATER REPORT GUIDELINES

- pH: Normal range 6.5 – 8.5 with Reverse Osmosis/Distilled Water having a range of 5.0 – 6.0.
- Chloride: Levels above 250 mg/L may cause a "salty taste". Levels above 1000 mg/L are not recommended for livestock.
- Fluoride: Levels above 2.0 mg/L are not recommended.
- Total Hardness:
  - "Soft Water": 0 – 85 mg/L (0 – 5 grains/gallon)
  - "Moderately Hard Water": 85 – 150 mg/L (5 – 9 grains/gallon)
  - "Hard Water": 150 – 300 mg/L (9 – 18 grains/gallon)
  - "Very Hard Water": 300 – 500 mg/L (18 – 30 grains/gallon)
  - Levels above 2000 mg/L are not recommended for livestock.
- Nitrate-Nitrogen:
  - Levels between 0 – 10 mg/L are acceptable.
  - Livestock Levels:
    - Levels between 20 – 40 mg/L may pose a risk to some livestock.
    - Levels above 40 mg/L are not recommended for livestock.
- Calcium and Magnesium: Cause the "Hardness" of the water.
- Sodium: Levels above 100 mg/L are considered to be high. Water softeners recharged with sodium chloride (salt) increase the sodium level.
- Sulfate: Levels above 250 mg/L may cause a mild taste and levels above 500 mg/L may cause diarrhea in both humans and livestock.
- Iron: Levels above 0.3 mg/L may cause taste, odor and staining on fixtures and laundry.
- Manganese: Levels above 0.05 mg/L may cause taste and black/grey staining on fixtures and laundry.
- Electrical Conductivity: A measurement of the conductivity of the water. Typically, the higher the electrical conductivity of the water, the higher the dissolved salts/solids.
- TDS-Total Dissolved Solids: Levels above 1000 mg/L may cause taste. Shortened water heater life may be caused by levels above 400 mg/L. Levels above 7000 mg/L are not recommended for livestock.

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 MAY 15 2020  
 KS Dept Of Agriculture

Source: Michael H. Bradshaw, and G. Morgan Powell, Understanding your Water Test Report, Kansas State University, October 2004  
 Standard Methods for the Examination of Water and Wastewater, 18th edition, 1992

Approved By: M. H. Hogan Officer  
 Matt Hogan



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

May 20, 2020

MIKE KIMBALL  
ONE NORTH MAIN SUITE 104  
HUTCHINSON KS 67501

RE: Application, File No. **20209045**

Dear Sir or Madam:

The Division of Water Resources (Division) has received your application for a permit to appropriate water for beneficial use. Your application has been assigned the file number 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 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 is unlawful.

Additional information about the process may be found on our website at [agriculture.ks.gov/divisions-programs/dwr](http://agriculture.ks.gov/divisions-programs/dwr). If you have any other questions, please contact our office at 785-564-6640 or your local Stafford Field Office at 620-234-5311. 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 with a large initial 'K'.

Kristen A. Baum  
New Applications Unit Supervisor  
Water Appropriation Program