

# 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.

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)

Water Resources  
 Received

SEP 14 2020  
 12:35



KS Dept Of Agriculture State of Kansas

**20209068**

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

1. Applicant: (Please print or type)

Name City of Otis  
 Street PO Box 326  
 City and State Otis, KS  
 Zip Code 67565 Telephone No. (785) 387-2403  
 E-Mail Address otisclerk326@gmail.com  
 Social Security I.D. No. ---  
 and/or Taxpayer I.D. No. ---

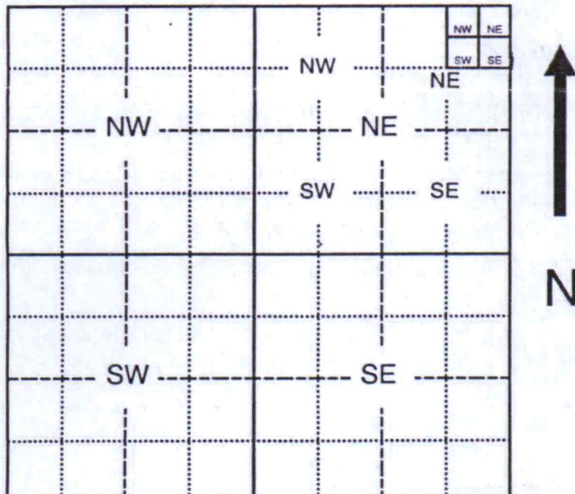
2. Location of Point of Diversion:

Sec. 23, Twp. 18, Rng. 16, W,  
Rush County, Kansas.  
 Distance from Southeast Corner of Section:  
5,150 feet North from Southeast Corner  
90 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) 100  
 Amount Requested (acre-feet) 20 (6,517,000 gallons)  
 per calendar year  
 Depth of Well (feet) 83  
 Date (completed) (will be completed) Drilled - 1972  
 Drainage Basin Walnut Creek  
 Name of Stream ---



4. Water is to be used for (briefly describe proposed use and explain the rate and quantity requested):

Municipal use--the city has unused water from other water rights to use as an offset

5. Location of place of use:

City of Otis and immediate vicinity and Russell Co. RWD3 and immediate vicinity

6. Period of use:

Commencing date: 9/1/2020  
 Ending Date: 12/31/2020 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:

P/D ovlp w/ RH-03 & 34671  
P/U ovlp w/ RH-03, 19873, 21415, 34670 & 34671

**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 EKF/SFFO

9/16/2020  
 LMoody

For Office Use Only:

F.O. 2 GMD - Meets K.A.R. 5-3-1 (YES/NO) Use MUN Source G/S County RH By KJN Date 9/14/2020  
 Code TRP Fee \$ 2000 TR # \_\_\_\_\_ Receipt Date 9/14/2020 Check # 19072



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): see attached map  
Address: \_\_\_\_\_

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):

City of Otis  
(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 September 8, 2020. Virginia Landers, Mayor  
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 January 1, 2021 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: Myron Wagner Telephone No. (785) 387-1402  
Virginia Landers, Mayor or \_\_\_\_\_  
Signature of Applicant Authorized Representative Date 09-08-2020  
Virginia Landers, Mayor or \_\_\_\_\_  
Applicant's Name Printed Title Mayor

**DO NOT WRITE BELOW THIS LINE**

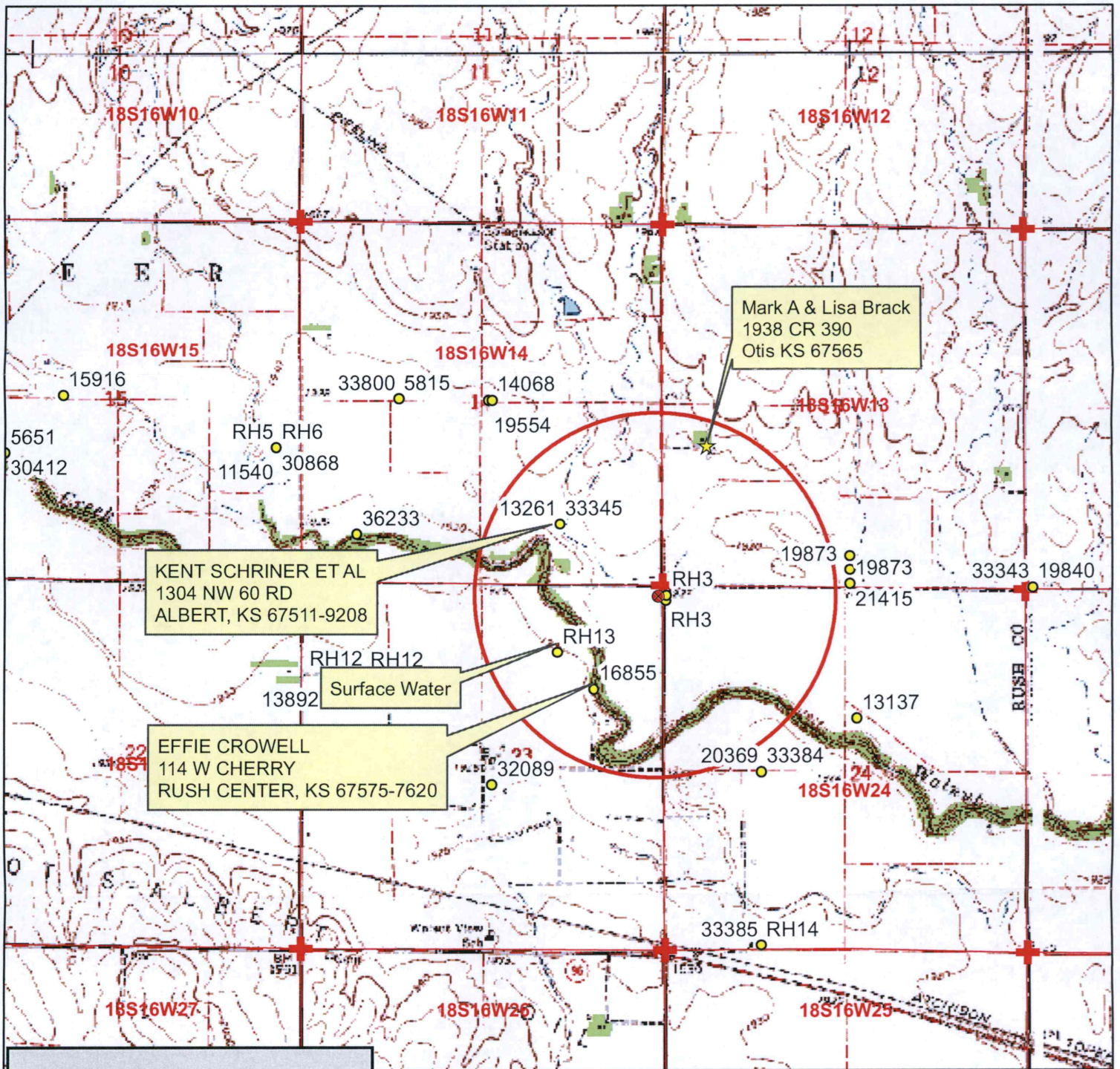
**CONDITIONS OF APPROVAL:**

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.

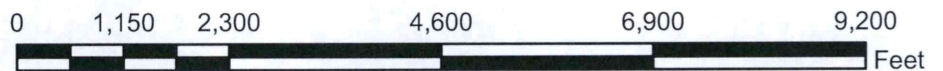




**Legend**

**Water Appropriations**

- Water Appropriations
- ⊗ Proposed Point of Diversion
- ★ Domestic Well
- ⊕ Section Corner
- ▭ Section Line



**Term Permit No.**

Nearby Well Locations  
23-18S-16W  
Rush County

Water Resources  
Received

SEP 14 2020



9/5/19 EKF-SFFO 1:24,000 scale

KS Dept Of Agriculture

**DATA ENTRY SYSTEM ID NUMBER SHEET**

20209068

FILE NUMBER \_\_\_\_\_

APPLICANT PERSON ID & SEQ #	51856	PDIV ID	BATTERY ID
13300			

LANDOWNER PERSON ID & SEQ #	16427	PUSE ID
13300	28473	

WATER USE CORRESPONDENT PERSON ID & SEQ #
13300