

# 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.

THE STATE OF KANSAS



**KANSAS DEPARTMENT OF AGRICULTURE**  
Jackie McClaskey, Secretary of Agriculture

**DIVISION OF WATER RESOURCES**  
David W. Barfield, Chief Engineer

File Number **50584**  
This item to be completed by the Division of Water Resources.

**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.)

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**MAY 17 2021**  
1:44  
KS DEPT OF AGRICULTURE

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): Marvin Miller  
Address: 13410 W. Lake Cable Rd  
City: Partridge, State KS Zip Code 67566  
Telephone Number: (620) 727-3926

2. The source of water is:  surface water in \_\_\_\_\_ (stream)  
OR  groundwater in GMD2. N Fork Ninescah (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 75 acre-feet OR \_\_\_\_\_ gallons per calendar year, to be diverted at a maximum rate of 800 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)  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.	<u>2</u>	GMD	<u>2</u>	Meets K.A.R. 5-3-1 (YES/NO)	<input type="checkbox"/>	Use	<u>IRR</u>	Source	<u>G/S</u>	County	<u>RN</u>	By	<u>BMM</u>	Date	<u>5/17/21</u>
Code	<u>REG</u>	Fee \$	<u>200</u>	TR #		Receipt Date	<u>5-17-21</u>	Check #	<u>1473</u>						

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.

- (A) One in the NE quarter of the NE quarter of the NW quarter of Section 35, more particularly described as being near a point 5143 feet North and 1215 feet West of the Southeast corner of said section, in Township 24 South, Range 8 East/West (circle one), Reno County, Kansas.
- (B) One in the NE quarter of the NE quarter of the NE quarter of Section 35, more particularly described as being near a point 5143 feet North and 915 feet West of the Southeast corner of said section, in Township 24 South, Range 8 East/West (circle one), Reno County, Kansas.
- (C) One in the NE quarter of the NE quarter of the NE quarter of Section 35, more particularly described as being near a point 4843 feet North and 915 feet West of the Southeast corner of said section, in Township 24 South, Range 8 East/West (circle one), Reno 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 \_\_\_\_\_ East/West (circle one), \_\_\_\_\_ 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.

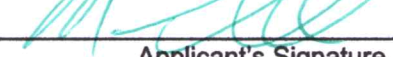
6. The owner of the point of diversion, if other than the applicant is (please print):

\_\_\_\_\_ (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 May, 12, 2021.  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 3 \_\_\_\_\_ (number of wells, pumps or dams, etc.) and (was)(will be) completed (by) ASAP or May 12, 2022 \_\_\_\_\_ (Month/Day/Year - each was or will be completed)

8. The first actual application of water for the proposed beneficial use was or is estimated to be ASAP or July 12, 2022 \_\_\_\_\_ (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 \_\_\_\_\_
- If no, explain here why a Water Structures permit is not required \_\_\_\_\_

- 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 1/2 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 1/2 mile, please advise us.

(c) If the application is for surface water, the names and addresses of the landowner(s) 1/2 mile downstream and 1/2 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.

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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	01/12/2021	_____	_____	_____
Total depth of well	80ft	_____	_____	_____
Depth to water bearing formation	25ft	_____	_____	_____
Depth to static water level	25ft	_____	_____	_____
Depth to bottom of pump intake pipe	75	_____	_____	_____

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):

\_\_\_\_\_  
(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 \_\_\_\_\_, Kansas, this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_  
(month) (year)

  
\_\_\_\_\_  
(Applicant Signature)

By \_\_\_\_\_  
(Agent or Officer Signature)

\_\_\_\_\_  
(Agent or Officer - Please Print)

Assisted by \_\_\_\_\_ (office/title) Date: \_\_\_\_\_

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Wells  
Nearby

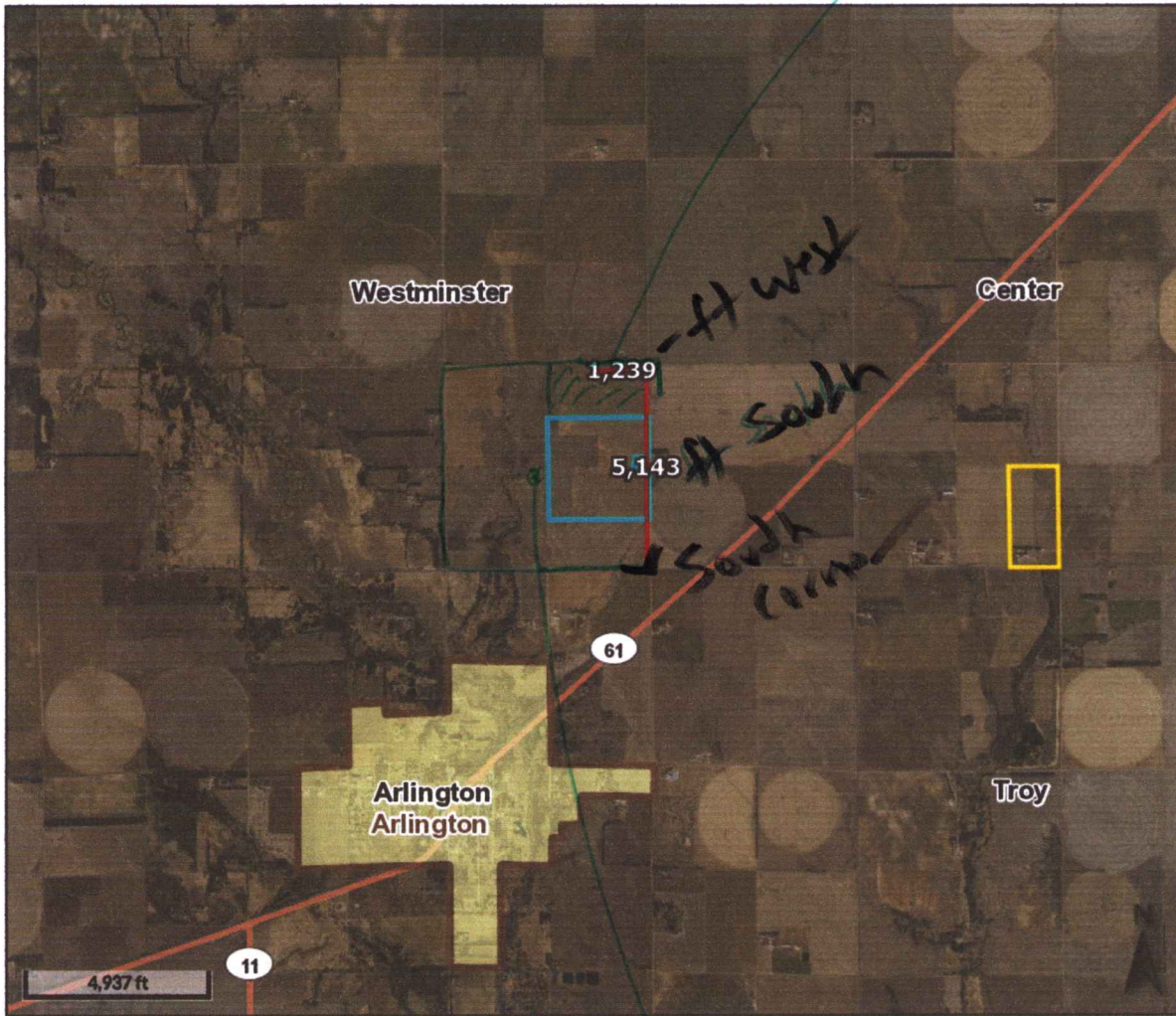
① Owner - Marvin Milk  
 Farbridge, KS, G7566  
 620-727-3926

② Greg Borhage  
 11775 S. Fairview Rd  
 Arlington, KS, 67514  
 620-491-1602

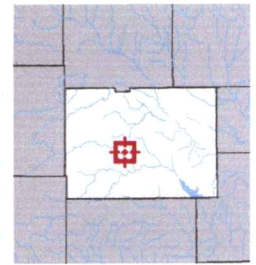
Only 2 wells within 1/2 mile



*80 acre field*



**Overview**



**Legend**

- Townships
- City Limits
- Major Highways**
- Federal Highway
- State Highway
- Reno County Boundary

**Parcel ID** 197350000006000  
**Sec/Twp/Rng** 35-24-08W  
**Property Address** S FAIRVIEW RD  
 Arlington

**Alternate ID** R29813  
**Class** A - Agricultural Use  
**Acreeage** 156.5

**Owner Address** MILLER, MARVIN R & JACKIE L  
 13410 W LAKE CABLE RD  
 PARTRIDGE, KS 67566

**District** 237  
**Brief Tax Description** WESTMINISTER TOWNSHIP, S35, T24, R08W, ACRES 156.5, N/2 SE/4 & S/2 NE/4 EXC TR COM NE COR SE/4 TH S 111.41FT TH W 391FT TH N 111.41FT TH W 38FT TH N 99FT TH E 38FT TH N 167.11FT TH E 391FT TH S 266.11FT TO POB LESS RD R/W

*(Note: Not to be used on legal documents)*

Date created: 5/12/2021  
 Last Data Uploaded: 5/11/2021 10:06:34 PM

Developed by Schneider GEOSPATIAL

*Section 35  
 Township 24  
 Range 08W*

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Parcels

Filters

State

County

Parcel #

Owner

More

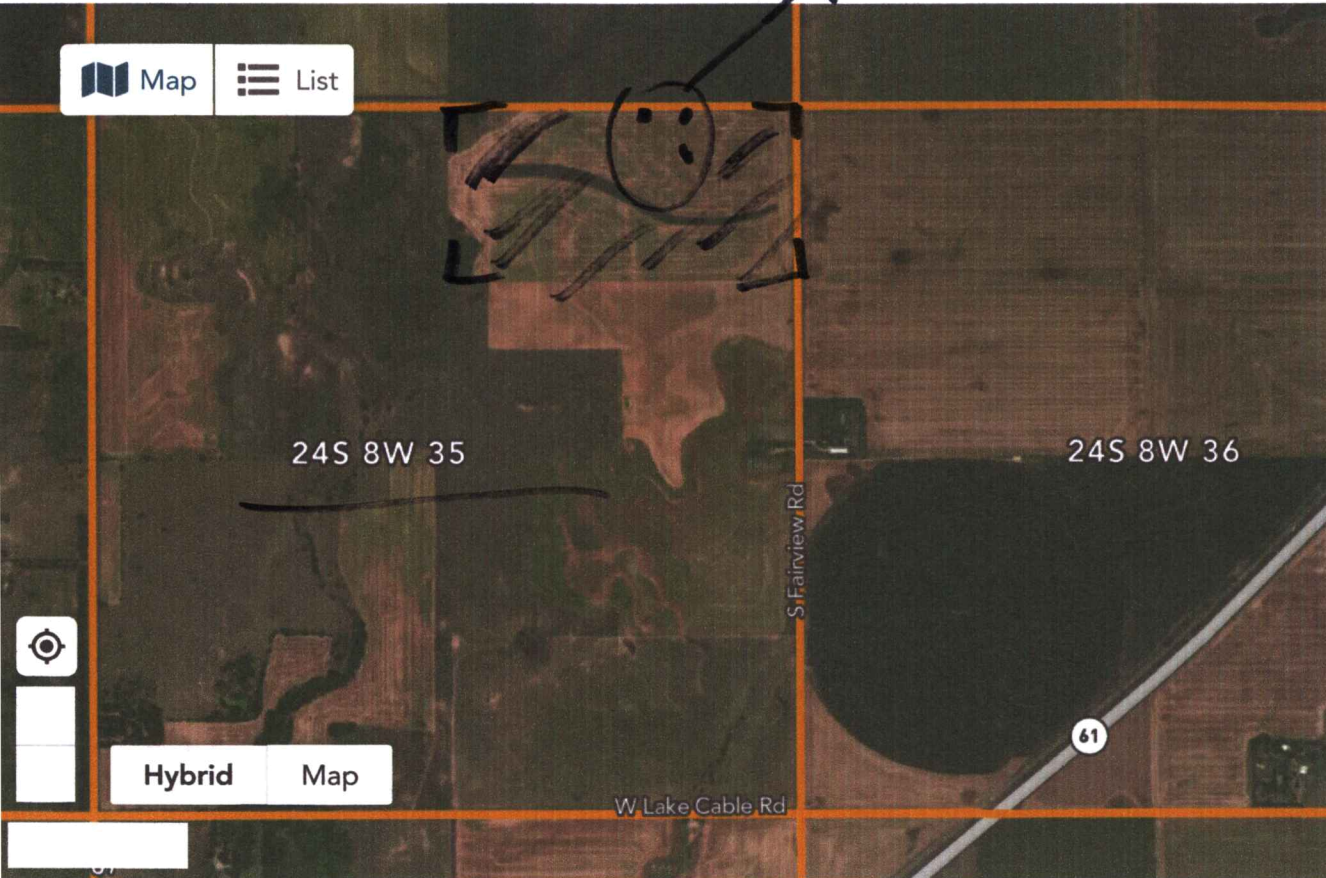
Showing all Parcels.

*proposed well location*

0 FIELDS

Get Full Report

Map List



### Reno County, KS plat map and land ownership

FIELDS 11,975

NEARBY COUNTIES

#### Rice County, KS

PARCELS 5,211

#### Kingman County, KS

PARCELS 5,284

#### McPherson County, KS

PARCELS 8,024

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DEPARTMENT OF AGRICULTURE



## IRRIGATION USE SUPPLEMENTAL SHEET

File No. \_\_\_\_\_

Name of Applicant (Please Print): Marvin Miller

1. Please supply the name and address of each landowner, the legal description of the lands to be irrigated, and designate the actual number of acres to be irrigated in each forty acre tract or fractional portion thereof:

**Landowner of Record** NAME: Marvin Miller

ADDRESS: 13410 W. Lake Cable Rd. Partridge, KS 67566

S	T	R	NE¼				NW¼				SW¼				SE¼				TOTAL	
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		

**Landowner of Record** NAME: \_\_\_\_\_

ADDRESS: \_\_\_\_\_

S	T	R	NE¼				NW¼				SW¼				SE¼				TOTAL	
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		

**Landowner of Record** NAME: \_\_\_\_\_

ADDRESS: \_\_\_\_\_

S	T	R	NE¼				NW¼				SW¼				SE¼				TOTAL	
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		