

Kansas Department of Agriculture  
Division of Water Resources  
**TERM PERMIT NEW APPLICATION WORKSHEET**

1. File Number: <p style="text-align: center;"><b>949164</b></p>	2. Status Change Date: <p style="text-align: center;"><b>2/23/2022</b></p>	3. Field Office: <p style="text-align: center;"><b>2</b></p>	4. GMD:
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5. Status:     Approved                       Denied by DWR/GMD                       Dismiss by Request/Failure to Return

6. Enclosures:     Check Valve                       N of C Form                       Water Tube                       Driller Copy                       Meter

<p>7a. Applicant(s)                      Person ID <b>33120</b> New to system <input type="checkbox"/>                      Add Seq# _____</p> <p style="text-align: center;"><b>COLEMAN COMPANY INC</b> <b>PO BOX 2931 3600 HYDRAULIC</b> <b>WICHITA, KS 67201</b></p>	<p>7c. Landowner(s)                      Person ID _____ New to system <input type="checkbox"/>                      Add Seq# _____</p>
<p>7b. Landowner(s)                      Person ID _____ New to system <input checked="" type="checkbox"/>                      Add Seq# _____</p> <p style="text-align: center;"><b>7a</b></p>	<p>7d. Misc.                      Person ID _____ New to system <input type="checkbox"/>                      Add Seq# _____</p>

<p>8. WUR Correspondent                      Person ID _____ New to system <input type="checkbox"/>                      Add Seq# _____ Overlap File (s) WUC                      Notarized WUC Form <input type="checkbox"/>                      _____ Agree <input type="checkbox"/> Yes <input type="checkbox"/> No</p> <p><b>7a.</b></p>	<p>9. Use of Water:    Changing?    <input type="checkbox"/> Yes    <input type="checkbox"/> No</p> <p style="padding-left: 40px;"><input checked="" type="checkbox"/> Groundwater                      <input type="checkbox"/> Surface Water</p> <p><input type="checkbox"/> IRR                      <input type="checkbox"/> REC                      <input type="checkbox"/> DEW                      <input type="checkbox"/> MUN</p> <p><input type="checkbox"/> STK                      <input type="checkbox"/> SED                      <input type="checkbox"/> DOM                      <input checked="" type="checkbox"/> CON</p> <p><input type="checkbox"/> HYD DRG    <input type="checkbox"/> WTR PWR                      <input type="checkbox"/> ART RECHRG</p> <p><input type="checkbox"/> IND    SIC: _____    <input type="checkbox"/> OTHER: _____</p>
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10. Completion Date: \_\_\_\_\_                      11. Perfection Date: \_\_\_\_\_                      12. Exp Date: \_\_\_\_\_

13. Conservation Plan Required?  Yes  No    Date Required: \_\_\_\_\_    Date Approved: \_\_\_\_\_    Date to Comply: \_\_\_\_\_

14. Water Level Measuring Device?  Yes  No    Date to Comply: \_\_\_\_\_    Date WLMD Installed: \_\_\_\_\_

<b>2/15/2022</b> <b>JDK</b>	Date Prepared: 5/4/21	By: <b>BMM</b>
	Date Entered:	<b>2/28/2022</b> <b>LMoody</b>

File No. **949164**      15. Formation Code:      Drainage Basin: Little Arkansas River      County: SG      Special Use:      Stream:

vc16. Points of Diversion										17. Rate and Quantity					
MOD	DEL	ENT	PDIV	Qualifier	S	T	R	ID	'N	'W	Authorized		Additional		Overlap PD Files
											Rate gpm	Quantity mgy	Rate gpm	Quantity mgy	
<b>CHK</b>			<b>52576</b>	<b>NW SE NW</b>	<b>34</b>	<b>26S</b>	<b>1E</b>	<b>13</b>	<b>3360</b>	<b>3450</b>	<b>50</b>	<b>26.40</b>	<b>50</b>	<b>26.4</b>	<b>NA</b>

18. Storage: Rate \_\_\_\_\_ NF      Quantity \_\_\_\_\_ ac/ft      Additional Rate \_\_\_\_\_ NF      Additional Quantity \_\_\_\_\_ ac/ft

19. Limitation: \_\_\_\_\_ af/yr at \_\_\_\_\_ gpm ( \_\_\_\_\_ cfs) when combined with file number(s) \_\_\_\_\_  
 Limitation: \_\_\_\_\_ af/yr at \_\_\_\_\_ gpm ( \_\_\_\_\_ cfs) when combined with file number(s) \_\_\_\_\_

20. Meter Required?  Yes     No      To be installed by \_\_\_\_\_      Date Acceptable Meter Installed \_\_\_\_\_

21. Place of Use										NE¼				NW¼				SW¼				SE¼				Total	Owner	Chg?	Overlap Files
MOD	DEL	ENT	PUSE	S	T	R	ID	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼						
<b>CHK</b>			<b>25332</b>	<b>34</b>	<b>26S</b>	<b>1E</b>	<b>2</b>	<b>REMEDATION PROJECT IN 34-26-1E</b>																	<b>7a</b>	<b>No</b>	<b>SEE COMMENTS</b>		

Comments: OVERLAPS IN PLACE OF USE WITH TERM WATER RIGHT NO. 949165, 949166, & 20149085

**KANSAS DEPARTMENT OF AGRICULTURE**  
**Division of Water Resources**

**M E M O R A N D U M**

**TO:** Files

**DATE:** May 4, 2021

**FROM:** Brandon Milner

**RE:** Application, File No. 949164

The Coleman Company Inc had filed the above referenced term application to appropriate groundwater for industrial use on October 6, 1994.

The applicant has asked for a voluntary dismissal on December 4, 2020 for Term Permit No. 949164 to be combined into new term application No. 20209086.

A voluntary dismissal of an application for the term permit to appropriate water was received on December 4, 2020 at the Manhattan office as part of application no. 20209086.

Based on the voluntary dismissal received by the applicant, it is recommended that the file be dismissed.

Brandon Milner  
Environmental Scientist  
New Applications Unit

# THE STATE OF KANSAS



**KANSAS DEPARTMENT OF AGRICULTURE**  
Mike Beam, Secretary of Agriculture

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

## **FINDINGS AND ORDER IN THE MATTER OF THE DISMISSAL OF TERM PERMIT FILE NO. 949164**

After due consideration, the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture (hereinafter referred to as the "Chief Engineer"), makes the following findings and order:

### **FINDINGS**

1. That on November 5, 1994, the Chief Engineer approved an application for Term Permit to appropriate water for beneficial use, assigned File No. 949164, authorizing the appropriation of water for contamination remediation use.
2. That on December 4, 2020, a new application for Term Permit was received in the office of the Chief Engineer and assigned File No. 20209086. This application proposes a point of diversion that represents the geographical center of the area from which water is being removed for contamination remediation, and would replace multiple term permits currently authorizing the same project, including the above referenced file number.
3. That a Voluntary Waiver of Hearing & Dismissal of Water Right or Permit form was signed and returned to the Manhattan Office on December 4, 2020, requesting the dismissal of Term Permit, File No. 949164.
4. That Term Permit File No. 949164 should be dismissed and its priority forfeited.

**ORDER**

NOW, THEREFORE, It is the decision and order of the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, that effective the date of this order, in accordance with the law, Term Permit File No. 949164, is herewith dismissed and the priority assigned to it is considered to be forfeited.

It is so ordered this *23* day of *February*, 2022, in Manhattan, Riley County, Kansas.

*Lane P. Letourneau*

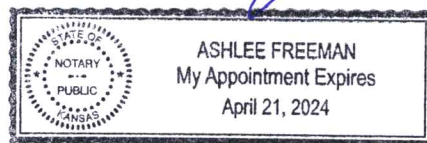
Lane P. Letourneau, P.G.  
Water Appropriation Program Manager  
Division of Water Resources  
Kansas Department of Agriculture

State of Kansas            )  
  ) SS  
County of Riley            )

The foregoing instrument was acknowledged before me this *23* day of *February*, 2022, by Lane P. Letourneau, P.G. Program Manager, Division of Water Resources, Kansas Department of Agriculture.

*Ashlee Freeman*

Notary Public



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

March 1, 2022

COLEMAN COMPANY INC  
PO BOX 2931  
3600 HYDRAULIC  
WICHITA, KS 67201

Re: Term Water Permit 949164

Dear Sir or Madam:

Enclosed is the Findings and Order by the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, dismissing Term File No. 949164 as received on December 4, 2020.

This order shall become final agency action without further notice to the parties, if a request for hearing or a petition for administrative review is not filed in a manner set forth in the enclosed order.

If you wish to discuss a specific file, please have the file number ready so that we may help you more efficiently.

Sincerely,

Kristen A. Baum  
New Application Unit Supervisor  
Water Appropriation Program

KAB:bmm  
Enclosures  
pc: Stafford Field Office

**RIGHT TO PETITION FOR REVIEW  
UNDER THE KANSAS JUDICIAL REVIEW ACT**

This is a final agency action as defined in K.S.A. 77-607(b). You may pursue judicial review of this Order as provided in the Kansas Judicial Review Act, K.S.A. 77-601 et seq. A petition for judicial review must be filed in a Kansas court of competent jurisdiction within 30 days after service of this Order as provided in K.S.A. 77-613. The agency officer designated to receive service of a petition for judicial review on behalf of the Kansas Department of Agriculture is the Chief Legal Counsel, Kansas Department of Agriculture, 1320 Research Park Dr. Manhattan, KS 66502.

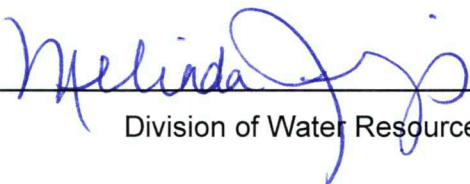
**CERTIFICATE OF SERVICE**

On this 1<sup>st</sup> day of March, 2022, I hereby certify that the foregoing Dismissal of Term Permit, File No. 949164, dated 23 February, 2022, was mailed postage prepaid, first class, US mail to the following:

COLEMAN COMPANY INC  
PO BOX 2931  
3600 HYDRAULIC  
WICHITA, KS 67201

With photocopies to:

Stafford Field Office

  
\_\_\_\_\_  
Division of Water Resources