

Submit To:
CHIEF ENGINEER
Division of Water Resources
Kansas Department of Agriculture
1320 Research Park Drive
Manhattan, KS 66502-5000
<http://agriculture.ks.gov/dwr>

APPLICATION FOR PERMIT TO APPROPRIATE WATER FOR BENEFICIAL USE

WATER RESOURCES
RECEIVED

MAR 27 2024



State of Kansas

13:01
KS Dept. of Agriculture

STATUTORY FILING FEE MUST ACCOMPANY THIS APPLICATION
Please refer to the Fee Schedule attached to this application form.

File Number: **51216**

This item to be completed by the Division of Water Resources staff.

1. Name of Applicant: Scot Willis
Address: 4007 E 118th Place
City: Tulsa State: OK Zip Code: 74137
Phone: (318) 918-4477 Email: scot_willis@yahoo.com

2. The source of water is: surface water in _____ (stream)
 groundwater in North Fork Ninnescah (drainage basin)

3. The maximum annual quantity of water desired is 15 acre-feet gallons
to be diverted at a maximum rate of 99 gpm c.f.s. natural flows natural evaporation
 This project involves surface water storage and rediversion. The maximum annual quantity of water desired to be rediverted is n/a acre-feet gallons, at a rate of n/a gpm c.f.s.

Conversion Factors

1 acre-foot (AF) = 325,851 gallons
1 million gallons (mg) = 3.07 acre-feet (AF)
1 cubic foot per second (c.f.s.) = 448.8 gallons per minute (gpm)

IMPORTANT: Once your application has been assigned a priority date and file number, the requested maximum rate of diversion and maximum requested annual quantity of water under that priority number can **NOT** be increased. Please be certain your requested maximum rate of diversion and maximum annual quantity of water are appropriate and reasonable for your proposed project.

4. The water is intended to be appropriated for the following use(s):
 Artificial Recharge* Irrigation* Recreational* Water Power*
 Industrial* Municipal* Stockwatering* Sediment Control
 Domestic Dewatering Hydraulic Dredging Fire Protection
 Thermal Exchange Contamination Remediation

***IMPORTANT:** You **must** submit a supplemental form providing information to substantiate your request for the quantity of water listed in Item No. 3 for the intended use(s) referenced above.

4/4/2024
KAnderson

| FOR OFFICE USE ONLY | | | | | | | | | | | | | |
|---------------------|------------|--------|------------|------|--------------|----------------|---------|-------------|--------|-----------------|----|----------------|------|
| FO | <u>2</u> | GMD | <u>5</u> | DUA | Use | <u>REC</u> | Source | <u>G</u> | County | <u>RENO ALB</u> | By | <u>3/27/24</u> | Date |
| Code | <u>REG</u> | Fee \$ | <u>200</u> | TR # | Receipt Date | <u>3-27-24</u> | Check # | <u>1054</u> | | | | | |

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File No. _____

5. The location(s) of the proposed diversion work(s) (well, pumphouse, etc.) are described below. Note that for the application to be accepted, the point of diversion location(s) **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. You can specify a nickname for the point of diversion via the A.K.A. line to help you identify it.

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 800gpm and which supply water to a common distribution system.

- (A) One in the SE quarter of the NE quarter of the SW quarter of Section 7, more particularly described as being near a point 1690 feet North and 2700 feet West of the Southeast corner of said section, in Township 24 South, Range 10 E W, Reno County, KS. A.K.A: _____
- (B) 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 _____ E W, _____ County, KS. A.K.A: _____
- (C) 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 _____ E W, _____ County, KS. A.K.A: _____
- (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 _____ E W, _____ County, KS. A.K.A: _____
- (E) 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 _____ E W, _____ County, KS. A.K.A: _____

6. The proposed project for diversion of water will consist of 1 well, 1 pump, 1 pond
(number of wells, pumps, dams, etc.)
 and was/will be completed on or by the following date: pond & well in existence, will be equipped when approved
(date each was or will be completed)

7. The first actual application of water for the proposed beneficial use was or is estimated to be 2025.
(Date)

8. List any application, appropriation of water, water right, or vested right file number that covers the same point(s) of diversion 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.

There are no other water rights covering this place of use, this is a new, stand-alone application.

The well and pond have been in existence, new owner would like to fill the pond for rec use.

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File No. _____

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 DWR prior to submitting this application. Please attach a reservoir area capacity table and inform us of the total acres of surface drainage area above the reservoir.

Have you made an application for a permit for construction of this dam and reservoir with DWR? Yes No

If yes, write the Water Structures permit number here: not required, pond/structure too small

11. Furnish a detailed topographic or aerial map that depicts the following information:

The application **must** be supplemented by a topographic map, aerial photograph or a detailed plat showing the information described in A-D below.

(A) The center of the section, the section lines or the section corners, and labels showing the appropriate section, township and range numbers, as well as a north arrow and scale,

(B) The location of the proposed point(s) of diversion (wells, stream-bank installations, dams, or other diversion works) described in Item No. 5 of the application, showing the North-South distance and the East-West distance from a section line or southeast corner of section,

(C) The location of the proposed place of use identified by crosshatching,

(D) **For Groundwater Use**, the location of any existing water wells of any kind within 1/2 mile of the proposed well or wells and indicate for each well its type of use and the name and mailing address of the property owner or owners, (If there are no wells within 1/2 mile, please indicate that on the map.)

For Surface Water Use, the names and addresses of the landowner(s) 1/2 mile downstream and 1/2 mile upstream from your property lines, and

(E) The locations of proposed or existing dams, dikes, reservoirs, canals, pipelines, power houses, and any other structures for the purpose of storing, conveying, or using water.

12. For groundwater use, furnish copies of the driller's logs for all test holes or completed wells. Please ensure that the driller's logs provide depth to the static water level. If driller's logs cannot be obtained for an existing well, provide the following information: **The well shown below was in the NW1/4, but we believe the well proposed to be used for the pond was completed about the same time and to the same parameters as shown below and with the attached log.**

| Well location as shown in Item No. 5 | (A) | (B) | (C) | (D) | (E) |
|--------------------------------------|--------------|-------|-------|-------|-------|
| Date drilled | <u>~1998</u> | _____ | _____ | _____ | _____ |
| Total depth of well | <u>~92</u> | _____ | _____ | _____ | _____ |
| Depth to static water level | <u>~27</u> | _____ | _____ | _____ | _____ |

13. The owner(s) of the point of diversion, if other than the applicant is:

The applicant is in the process of purchasing the land, should close shortly, owner will be as follows:

(name, address, and phone)

Scot Willis, 4007 E 118th Place, Tulsa, OK 74137

(name, address, and phone)

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File No. _____

KS Dept. of Agriculture

14. The owner(s) of the property where the water is used, if other than the applicant, is:

The applicant is in the process of purchasing the land, should close shortly, owner will be as follows:

(name, address, and phone)

Scot Willis, 4007 E 118th Place, Tulsa, OK 74137

(name, address, and phone)

15. The relationship of the applicant to the proposed place where the water will be used is that of:

Owner Agent Tenant Other: pending owner

16. A water use correspondent (WUC) must be designated. The WUC will be mailed the annual water use report, which must be filed with the Division by March 1 of each year. Failure to timely file an accurate water use report will subject the owner(s) to a civil fine of up to \$1,000 and potential suspension of the water appropriation or right. By signing this application, I verify that the owner(s) of the water right or permit have confirmed that the following person or agent should be designated as the WUC:

Scot Willis, 4007 E 118th Place, Tulsa, OK 74137

(name, address, and phone)

17. I understand that if this application is approved, there could be times, as determined by the Division of Water Resources, when I would not be allowed to divert water. This could affect the economics of my decision to appropriate water. Situations where this might occur may include times when minimum desirable streamflow (MDS) requirements are not met, when Assurance District or Water Marketing releases are made from storage in federal reservoirs, when a Water Reservation Right upstream of a federal reservoir is administered, or when water rights administration becomes necessary to prevent impairment.

I declare, under penalty of perjury, that I have legal access to or control of, the point(s) of diversion described in this application from the landowner or the landowner's authorized representative.

By signing below, I verify that the information set forth above is true to the best of my knowledge, I agree with all statements made above, and that this application is submitted in good faith.



(Applicant Signature)

3-22-24
(Date)

Scot Willis

(Applicant Name - please print)

Owner

(Applicant Title, if applicable - please print)

Assisted by CRC

SFFO/Assistant Water Commissioner

(office/title)

Date: 3/14/2024

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FEE SCHEDULE

Make checks payable to the Kansas Department of Agriculture.

KS Dept. of Agriculture

1. The fee for an application for a permit to appropriate water for beneficial use, except for domestic, waterpower, dewatering, or sediment control use, shall be (see No. 2 below if requesting storage):

| Million Gallons (mg) | Acre-Feet (AF) | Fee |
|----------------------|----------------|---|
| ≤ 32.585 | ≤ 100 | \$200.00 |
| 32.586 - 104.272 | 100.1 – 320.0 | \$300.00 |
| > 104.272 | > 320 | \$300.00 plus \$20 for each additional 100AF (32.586mg) or any part thereof |

2. The fee for an application in which **storage** of water is requested, except for domestic use, shall be:

| Million Gallons (mg) | Acre-Feet (AF) | Fee |
|----------------------|----------------|---|
| ≤ 81.462 | ≤ 249.9 | \$200.00 |
| ≥ 81.463 | ≥ 250 | \$200.00 plus \$20 for each additional 100AF (32.586mg) 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. The fee for an application for **waterpower** or **dewatering** use shall be \$100.00 plus \$200.00 for each 44,880 gallons per minute (100 c.f.s.), or part thereof, of the diversion rate requested.

IMPORTANT NOTICE

If this application is approved, the applicant shall notify the Chief Engineer when the diversion works (well, pump, reservoir, pit, etc.) has/have been completed via the *Notice of Completion of Diversion Works* form (DWR 1-203.11) and along with the statutorily required field inspection fee of:

- \$200.00 for sediment control use or groundwater pits for industrial use, or
- \$400.00 for all other uses made of water

Failure to complete the diversion works by the deadline specified in the *Approval of Application and Permit to Proceed* (or any subsequent extension of time of said deadline) and/or failure to submit the proper notice and field inspection fee will result in the dismissal of the appropriation and forfeiture of any priority associated with it.

For assistance with this application, please contact the Division of Water Resources (DWR).

| | | | | |
|--|---|--|---|--|
| Manhattan HQ 1320 Research Park Dr. Manhattan, KS 66502 785-564-6638 | Topeka Field Office 1131 SW Winding Rd, Ste 400 Topeka, KS 66615 785-296-5733 | Stafford Field Office 300 S. Main St Stafford, KS 67578 620-234-5311 | Stockton Field Office 820 S. Walnut Stockton, KS 67669 785-425-6787 | Garden City Field Office 4532 W. Jones Ave, Ste B Garden City, KS 67846 620-276-2901 |
|--|---|--|---|--|

Helpful Sources of Information

| | |
|-----------------------------------|---|
| DWR Water Appropriation Program | https://agriculture.ks.gov/divisions-programs/dwr/water-appropriation |
| DWR Water Appropriation Forms | https://agriculture.ks.gov/divisions-programs/dwr/water-appropriation/water-appropriation-forms |
| KGS Water Well Completion Records | https://www.kgs.ku.edu/Magellan/WaterWell/index.html |
| DWR Structures Program | https://agriculture.ks.gov/divisions-programs/dwr/dam-safety/permit-requirements |

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RECREATIONAL USE SUPPLEMENTAL SHEET

File No. _____

Name of Applicant (Please Print): Scot Willis

1. Please indicate type of recreational use (boating, fishing, swimming, etc.): _____
Hunting and general wildlife benefits.

2. Please summarize how the water will be used and justify the quantity of water requested: _____

Water from the well will be used to fill and maintain the desired water level each year.

The pond is about 3.5 acres in size with an average depth of 1.8'. Calculated quantity as follows:

(storage = 3.5 acres x 1.8' = 6.3 AF) (evaporation = 3.5 acres x 30" = 8.7 AF) = 15 AF total

The pond may be lined if it is determined that is necessary to adequately use and hold the 15 AF.

3. Please complete the following table showing estimated future water requirements:

| ESTIMATED FUTURE WATER DIVERTED/STORED | |
|--|---|
| NEXT 5 YEARS | WATER TO BE DIVERTED (ACRE-FEET OR GALLONS) |
| Year 1 | 15 acre-feet |
| Year 2 | 15 acre-feet |
| Year 3 | 15 acre-feet |
| Year 4 | 15 acre-feet |
| Year 5 | 15 acre-feet |

Please attach any additional information, tables, or curves showing past, present and estimated future water requirements to substantiate the amount of water requested.

4. Please designate the legal description of the location where the water is to be used by providing the fractional part of the Section, Township and Range.

The pond is located in the E½ E½ of the SW¼ of Section 7, Township 24 South, Range 10 West in

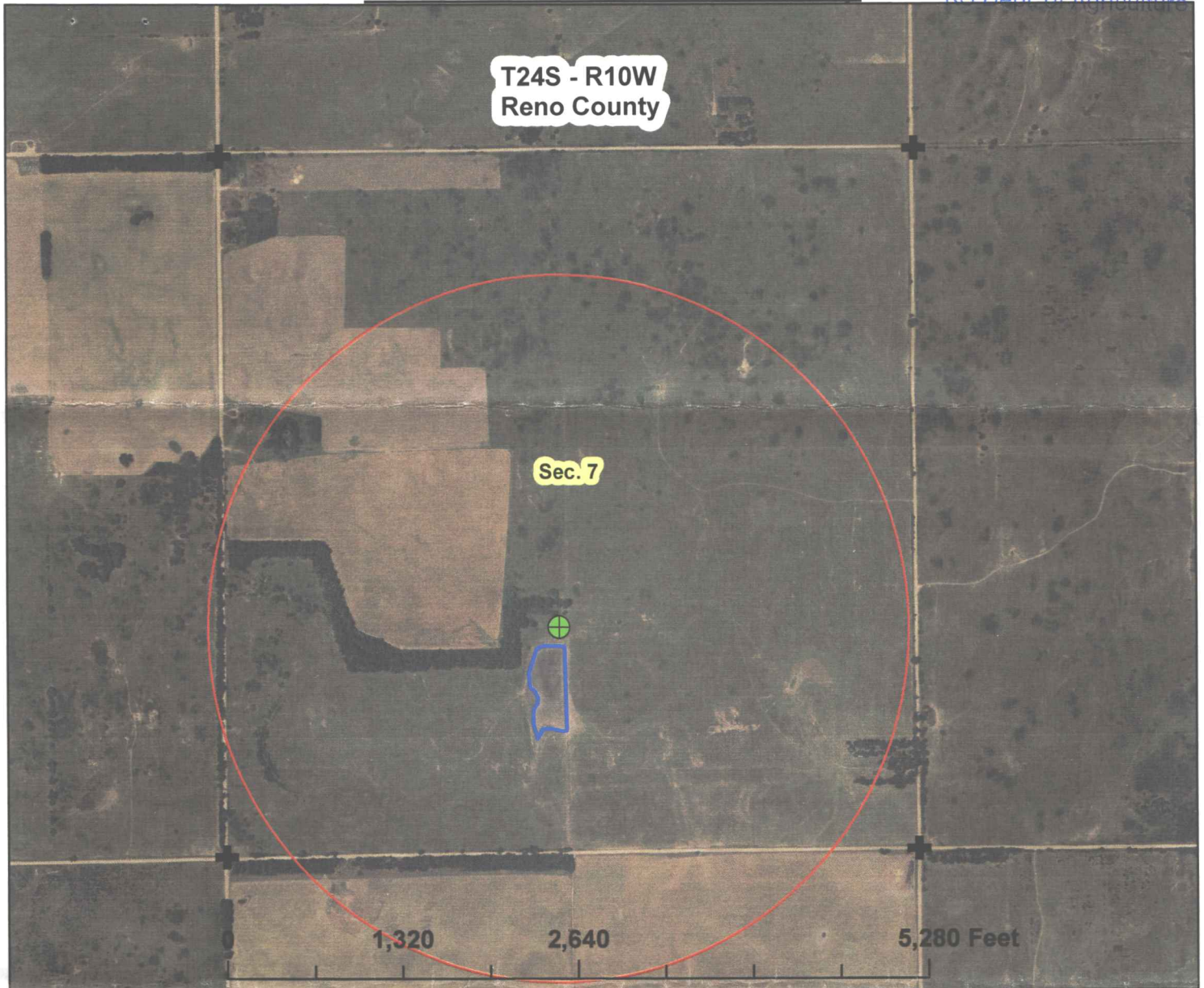
Reno County and will cover about 3.5 acres at full capacity.

You may attach any additional information you believe will assist in informing the Division of the need for your request.

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New Application Map
Appropriation No. _____
Section 7-24S-10W in Reno County



T24S - R10W
Reno County


Sec. 7

1,320 2,640 5,280 Feet

-  proposed well located 1690'N & 2700'W
-  proposed p/u covering ~3.5 acres
-  1/2 mile circle around proposed point
-  section corners

NEARBY WELLS:
There are no known wells
w/in 1/2 mile of this location.

By signing I agree that all wells within 1/2 mile of the authorized point of diversion are shown on the map.


signature

3-22-24
date

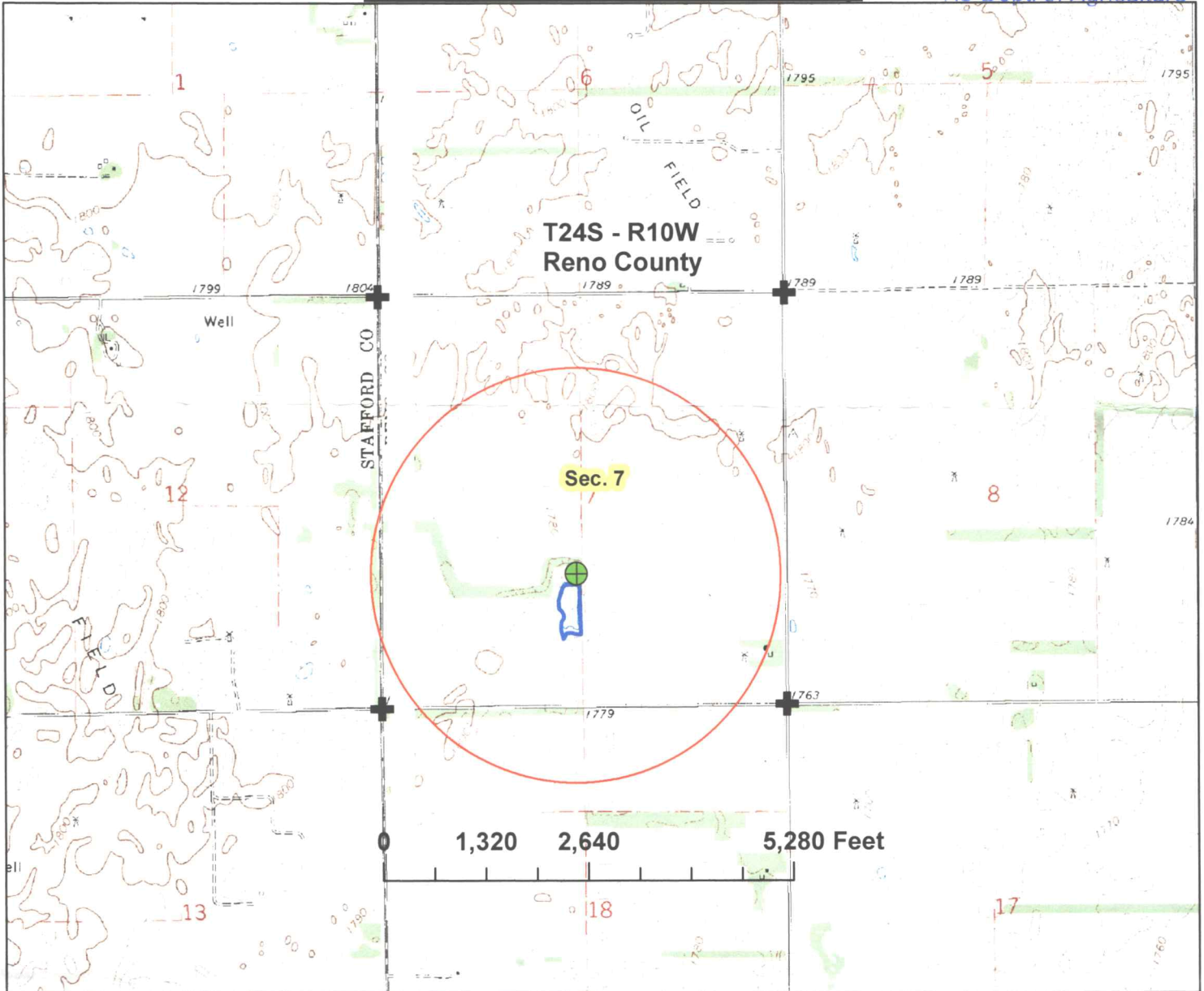






1 inch = 1,167 feet
map created on 3/14/24 scale 1:14,000

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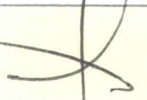
New Application Map
Appropriation No.
Section 7-24S-10W in Reno County



-  proposed well located 1690'N & 2700'W
-  proposed p/u covering ~3.5 acres
-  1/2 mile circle around proposed point
-  section corners

NEARBY WELLS:
There are no known current wells w/in 1/2 mile of this location.

By signing I agree that all wells within 1/2 mile of the authorized point of diversion are shown on the map.

 3-22-84

signature date





New Application for



WATER RESOURCES
RECEIVED



MAR 27 2024

KS Dept. of Agriculture

New Application for

From Cameron.Conant@ks.gov

To scot_willis@yahoo.com

Mar 14 at 1:15 PM 

Hello Scot, sorry this took so long to get back to you!
Please print the entire attachment in color and review it carefully. I've filled it out based on our past conversations, but please let me know if something needs changed or doesn't look right.

If everything looks ok please do the following:

-sign and date page 4.

-\$200 filing fee, check made payable to

Kansas Department of Agriculture

-sign and date both of the maps-if you know of well within the ½ circle, please mark it on the map

-mail the entire packet and check to the address at the top of page 1

The area is closed to new applications, except for 15 acre-foot small use exemptions, which is what we are filing here. This will go through additional review in headquarters, our office, and GMD#5, there is no guarantee this application will be approved as filed. Sadly, this will likely take over a year to process but we will be in touch if we need any additional information.

Last we talked you were in the process of purchasing the land but hadn't closed yet. Once you close on it please send a copy of the title/deed to me and I'll get it attached to this application in Headquarters so there is less confusion going forward. I filled the application out showing you as the soon to be owner. Let me know if you have any questions. Thanks,



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More