

WATER RESOURCES RECEIVED

MAR 28 2024

12:08

KS Dept. of Agriculture



THE STATE OF KANSAS

KANSAS DEPARTMENT OF AGRICULTURE
Mike Beam, Secretary of Agriculture

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

51217

File Number
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.)

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): Thomas L. Hoskins
Address: 210 S. College Dr.
City: Hesston State KS Zip Code 67062
Telephone Number: (620 ) 217-4026

2. The source of water is: [ ] surface water in (stream)
OR [x] groundwater in Little Arkansas River Basin - Equus Beds Aquifer (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 21.75 acre-feet OR gallons per calendar year, to be diverted at a maximum rate of 150 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) [x] 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. 2 GMD 2 Meets K.A.R. 5-3-1 (YES NO) Use REC Source G S County HV By ALB Date 3/28/2024
Code REC Fee \$ TR # Receipt Date 3-28-24 Check # 10727

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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 SW quarter of the NW quarter of the NE quarter of Section 34, more particularly described as being near a point 4459 feet North and 2577 feet West of the Southeast corner of said section, in Township 22 South, Range 2W East/West (circle one), Harvey County, Kansas.
- (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 \_\_\_\_\_ East/West (circle one), \_\_\_\_\_ County, Kansas.
- (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 \_\_\_\_\_ East/West (circle one), \_\_\_\_\_ 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):

Thomas L. & Beverly F. Hoskins, 210 S. College Dr., Hesston, KS 67062, (620) 217-4026

\_\_\_\_\_  
(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 March 25, 2024.

Thomas L Hoskins

**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 1 well  
(number of wells, pumps or dams, etc.)

and (was)(will be) completed (by) ~1975  
(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 ~1975  
(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 NA
- If no, explain here why a Water Structures permit is not required NA

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 ½ 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 ½ mile, please advise us.
- (c) If the application is for surface water, the names and addresses of the landowner(s) ½ mile downstream and ½ 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.

Temporary Application filed to cover water use until this application can be approved.

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

- 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 *-from applicant's nearby domestic well*

Well location as shown in paragraph No.	(A)	(B)	(C)	(D)
Date Drilled	~1975	_____	_____	_____
Total depth of well	~75 ft	_____	_____	_____
Depth to water bearing formation	~28 ft	_____	_____	_____
Depth to static water level	~30 ft	_____	_____	_____
Depth to bottom of pump intake pipe	74 ft	_____	_____	_____

- 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):  
Thomas L. & Beverly F. Hoskins, 210 S. College Dr., Hesston, KS 67062, (620) 217-4026  
 (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 Halstead, Kansas, this 25th day of March, 2024.  
(month) (year)

Thomas L. Hoskins  
 \_\_\_\_\_  
 (Applicant Signature)

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

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

Assisted by B. Barton GMD2/Hydrogeologist Date: March 25, 2024  
(office/title)

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## FEE SCHEDULE

KS Dept. of Agriculture

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

ACRE-FEET	FEE
0-100	\$200.00
101-320	\$300.00
More than 320	\$300.00 plus \$20.00 for each additional 100 acre-feet or any part thereof.

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

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. The fee for an application for a permit to appropriate water for water power or dewatering purposes shall be \$100.00 plus \$200.00 for each 100 cubic feet per second, or part thereof, of the diversion rate requested.

Note: The applicant shall notify the Chief Engineer and pay the statutorily required field inspection fee of \$400.00 when construction of the works for diversion has been completed, except that for applications filed on or after July 1, 2009, for works constructed for sediment control use and for evaporation from a groundwater pit for industrial use shall be accompanied by a field inspection fee of \$200.00.

### **MAKE CHECKS PAYABLE TO THE KANSAS DEPARTMENT OF AGRICULTURE**

#### **ATTENTION**

A Water Conservation Plan may be required per K.S.A. 82a-733. A statement that your application for permit to appropriate water may be subject to the minimum desirable streamflow requirements per K.S.A. 82a-703a, b, and c may also be required from you. After the Division of Water Resources has had the opportunity to review your application, you will be notified whether or not you will need to submit a Water Conservation Plan. You also may be required to install a water flow meter or water stage measuring device on your diversion works prior to diverting water. There may be other special conditions or Groundwater Management District regulations that you will need to comply with if this application is approved.

#### **CONVERSION FACTORS**

1 acre-foot equals 325,851 gallons

1 million gallons equal 3.07 acre-feet

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**RECREATIONAL USE  
SUPPLEMENTAL SHEET**

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

Name of Applicant (Please Print): Thomas L. Hoskins

1. Please indicate type of recreational use (boating, fishing, swimming, etc.): Fishing, boating, and aesthetic purposes.

2. Please summarize how the water will be used and justify the quantity of water requested: Filling and maintaining recreational ponds totaling approximately 2 acres.

Evaporation for max surface area of 2 acres: 2 acres X 22" = 44 AI / 12 in/ft = 3.67 AF/Y

Filling ponds one time per year: 2 acre X 6 feet depth = 12 AF/Y. Seepage estimated at 0.10"/day .10"/12"/ft X 365 days X 2 acres = 6.08 AF/Y. Total: 3.67 AF + 12 AF + 6.08 AF = 21.75 AF/Y

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

<b>ESTIMATED FUTURE WATER DIVERTED/STORED</b>	
<b>NEXT 5 YEARS</b>	<b>WATER TO BE DIVERTED (ACRE-FEET OR GALLONS)</b>
Year 1	21.75 AF
Year 2	21.75 AF
Year 3	21.75 AF
Year 4	21.75 AF
Year 5	21.75 AF

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

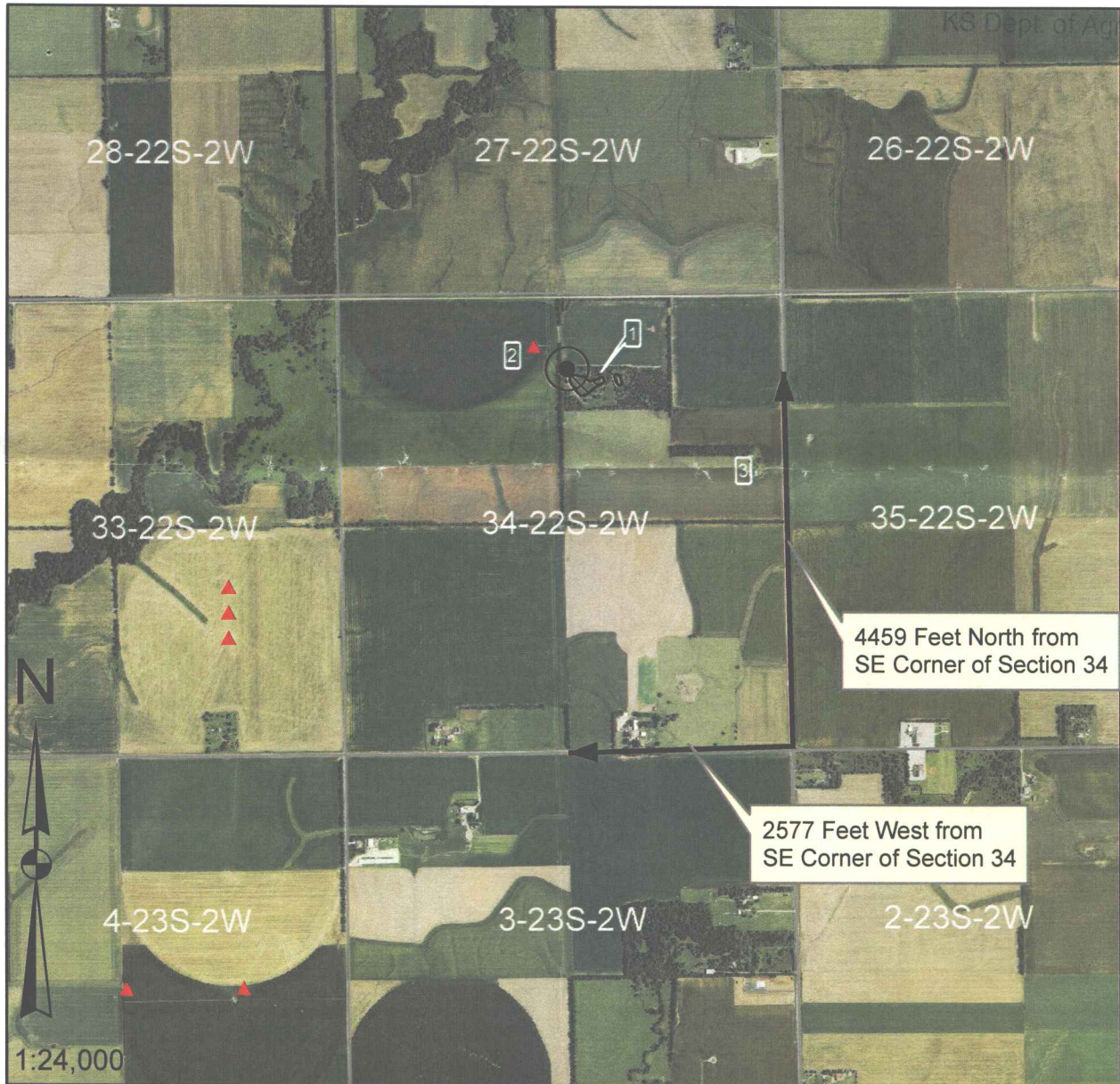
4. Please designate the legal description of the location where the water is to be used by providing the fractional part of the Section, Township and Range.

Maximum 2 acre ponds located in the South half of the NW-NE of Section 34-22S-2W, Harvey Co.

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

# Application Map - File No. \_\_\_\_\_

KS Dept of Agriculture



I declare that all water wells or diversion sites using the same source of supply and within 1/2 mile of the proposed point of diversion have been plotted on the application map.

Thomas J Hoskins  
Signature

3-25-2024  
Date

- New Application**
- Application No. \_\_\_\_\_ To Change:**

- Point of Diversion
- Place of Use
- Use Made of Water
- Proposed Point of Diversion
- Existing Points of Diversion
- Proposed Place of Use
- Authorized Place of Use

Water wells within 1/2 mile of proposed point of diversion include: (type use, owner, address)

- 1) Applicant's Domestic Wells  
Thomas L. & Beverly F. Hoskins  
210 S. College Dr.  
Hesston, KS 67062-8910
- 2) Irrigation Water Right #47855  
Earl D. Ewy Trust  
513 S. Main St.  
Hesston, KS 67062-8946
- 3) Domestic Well  
Niles Family Resources, LLC c/o Teresa Niles McGinn  
2460 N. 231st St. W.  
Andale, KS 67001-9507

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USE TYPEWRITER OR BALL POINT PEN-PRESS FIRMLY, PRINT CLEARLY.

Applicant's nearby domestic well

WATER WELL RECORD  
KSA 82a-1201-1215

22 2W 34 C NW NE  
T R EW sec 1/4 1/4 1/4 No.

Kansas State Dept. Of Health  
(Water Well Contractors)  
Forbes-Bldg. 740  
Topeka, Kansas 66620

1 Location of well:		County <b>HARVEY</b>	Township name <b>GARDEN</b>	Fraction <b>NE 1/4</b>	Section number <b>34</b>	Town number <b>22</b>	Range number <b>2W</b>
Distance and direction from nearest town or city: <b>7 mi N 1/2 W of Farmers Corner HALSTEAD KS</b>				3 Owner of well: <b>CHRISTOPHER STUTZMAN HESTON KANS</b>			
Locate with "X" in section below:		Sketch map:		4 Well depth: <b>64</b> ft. Date of completion <b>9-25</b> Well diameter: <b>10 1/2</b> in.			
				5 <input type="checkbox"/> Cable tool <input checked="" type="checkbox"/> Rotary <input type="checkbox"/> Driven <input type="checkbox"/> Dug <input type="checkbox"/> Hollow rod <input type="checkbox"/> Jetted <input type="checkbox"/> Bored <input type="checkbox"/> Reverse rotary			
2 Type and color of material		From	To	6 Use: <input checked="" type="checkbox"/> Domestic <input type="checkbox"/> Public supply <input type="checkbox"/> Industry <input type="checkbox"/> Irrigation <input type="checkbox"/> Air conditioning <input type="checkbox"/> Commercial <input type="checkbox"/> Test well			
Top Soil		0	1	7 Casing: Material <b>PITS</b> Height: above/ <del>below</del> surface <b>12</b> in. Threaded <input type="checkbox"/> Welded <input type="checkbox"/> Diam. <b>61</b> Weight <b>14</b> lbs./ft. <b>5</b> in. to <b>64</b> ft. depth Drive shoe? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			
Clay reddish brown compact		1	10	8 Screen: Manufacturer <b>J &amp; L</b> Type <b>200</b> Dia. <b>5mm</b> Slot <b>1/16</b> Length <b>44 ft</b> Set between <b>20</b> ft. and <b>64</b> ft. Fittings: Gravel pack <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No Size range of material <b>1/4</b>			
Sand very fine brown		10	25	9 Static water level: <b>24</b> ft. below land surface Date <b>9-25</b>			
Clay sandy reddish brown		25	28	10 Pumping level below land surfaces: <b>30</b> ft. after <b>2</b> hrs. pumping <b>32</b> g.p.m. ____ ft. after ____ hrs. pumping ____ g.p.m. Estimated maximum yield <b>100</b> g.p.m.			
Sand V-C course		28	40	11 Water sample submitted: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Date ____			
Clay sandy reddish brown		40	45	12 Well head completion: <input type="checkbox"/> Pitless adapter <b>12</b> inches above grade			
Sand V course		45	64	13 Well grouted? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> Neat cement <input type="checkbox"/> Bentonite <input type="checkbox"/> _____ Depth: From <b>0</b> ft. to <b>10</b> ft.			
				14 Nearest source of possible contamination: ft. <b>80</b> Direction <b>S</b> Type <b>LAKE</b> Well disinfected upon completion? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No			
				15 Pump: <input type="checkbox"/> Not installed Manufacturer's name <b>PUMP CO</b> Model number ____ HP <b>1</b> g.p.m. <b>230</b> Length of drop pipe <b>50</b> ft. capacity <b>32</b> g.p.m. Type: <input checked="" type="checkbox"/> Submersible <input type="checkbox"/> Turbine <input type="checkbox"/> Jet <input type="checkbox"/> Reciprocating <input type="checkbox"/> Centrifugal <input type="checkbox"/> Other			
16 Remarks: elevation		(use a second sheet if needed)		17 Water well contractor's certification: This well was drilled under my jurisdiction and this report is true to the best of my knowledge and belief. <b>D. R. RIVEL</b> License No. <b>211</b> Business name <b>D. R. RIVEL</b> Address <b>428 W 3rd Newton KS</b> Signature <b>D. R. RIVEL</b> Date <b>10-30-75</b> Authorized representative			
Topography: <input type="checkbox"/> Hill <input checked="" type="checkbox"/> Slope <input type="checkbox"/> Upland <input type="checkbox"/> Valley		4x4 at slope panned around well. well have Benton Slabs					

22 2W 34 C NW NE



**DOMESTIC WATER WELL OWNER  
WATER WELL SPACING CONSENT FORM**

K.A.R. 5-22-2(e)(4)

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I, Thomas L. &/or Beverly F. Hoskins, own domestic well(s) at 12535 NW 48<sup>th</sup> St.,  
Name Domestic Water Well Owner Address  
Halstead, KS, 67056, (620) 217-4026,  
City State Postal Code Telephone

to supply water for domestic needs and use. That said water well was drilled and constructed on 9 / 25 / 1975.  
MM DD YY

I understand and acknowledge that Thomas A. Hoskins has either filed a change in  
Applicant Name  
point of diversion application on existing water permit #            or new application # Pending  
for a water permit to withdraw or appropriate groundwater for non-domestic beneficial use.

That the application described the location of a proposed non-domestic water well or water well battery in the SW 1/4 NW 1/4 NE 1/4 of Section 34, Township 22 South, Range 2 West, Harvey County, and will allow the withdrawal of 21.75 acre-feet per year at 150 gallons per minute for recreational use.

The applicant has informed me that the proposed non-domestic water well or water well battery is within the minimum required spacing interval of 660 or 960 feet, respectively, of my domestic well(s).

Having full knowledge of the above and without waiving any right to file an impairment complaint with the Chief Engineer, Division of Water Resources, I grant my permission to locate said well or well battery less than the minimum required spacing interval from my domestic well.

Dated at Halstead, Kansas, this 25 day of March 2024.

Signed by: Thomas L Hoskins  
Domestic Well Owner

Witnessed by: Tom Boese

Address: 313 Spruce  
Halstead, KS 67056

Telephone: 316-835-2224

March 25, 2024  
(Date)

Kansas Department of Agriculture  
Division of Water Resources  
Earl D. Lewis, Jr., Chief Engineer  
1320 Research Park Drive  
Manhattan, Kansas 66502

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KS Dept. of Agriculture

Re: Application  
File No. \_\_\_\_\_

Minimum Desirable Streamflow

I understand that a Minimum Desirable Streamflow requirement has been established by the legislature for the source of supply to which the above referenced application applies.

I understand that diversion of water pursuant to this application will be subject to regulation any time Minimum Desirable Streamflow requirements are not being met.

I also 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. I realize that this could affect the economics of my decision to appropriate water.

I am aware of the above factors, and with the knowledge thereof, request that the Division of Water Resources proceed with processing and approval, if possible, of the above referenced application.

Thomas L Hoskins

Signature of Applicant

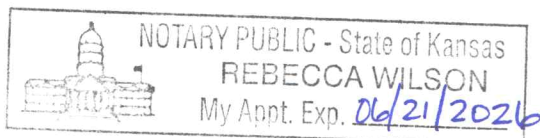
State of Kansas )  
County of HARVEY ) ss )

Thomas L. Hoskins  
(Print Applicant's Name)

I hereby certify that the foregoing instrument was signed in my presence and sworn to before me this 25<sup>TH</sup> day of MARCH, 20 24.

Rebecca Wilson  
Notary Public

My Commission Expires: 06/21/2026



**MINIMUM DESIRABLE STREAMFLOW FORM TO BE USED WHEN  
APPLICABLE WHEN FILING AN APPLICATION FOR PERMIT  
TO APPROPRIATE WATER FOR BENEFICIAL USE**

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The Kansas Legislature has established minimum desirable streamflows for the streams listed below. If your proposed diversion of water is going to be from one of these watercourses or adjacent alluvial aquifers, please complete the back side of this page and submit it along with your application for permit to appropriate water.

Arkansas River  
Big Blue River  
Chapman Creek  
Chikaskia River  
Cottonwood River  
Delaware River  
Little Arkansas River  
Little Blue River  
Marais des Cygnes River  
Medicine Lodge River  
Mill Creek (Wabaunsee Co. area)  
Neosho River

Ninnescah River  
North Fork Ninnescah River  
Rattlesnake Creek  
Republican River  
Saline River  
Smoky Hill River  
Solomon River  
South Fork Ninnescah  
Spring River  
Walnut River  
Whitewater River

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 29, 2024

THOMAS L HOSKINS  
4007 E 118TH PLACE  
TULSA OK 74137

RE: Application, File No(s). **51217**

Dear Sir or Madam:

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

Kris Neuhauser  
New Applications Lead  
Water Appropriation Program