

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 50200
This item to be completed by the Division of Water Resources.

Water Resources
Received

**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.)

JAN 18 2019
12:25
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): Joe Lallemand
Address: 138 S 130th St
City: Girard State KS Zip Code 66743
Telephone Number: (620) 249-8882

2. The source of water is: surface water in First Cow Creek Trib 4 (Spring River Basin)
(stream)
OR groundwater in _____
(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 654 AF (storage) 620 AF (direct use) per calendar year,
to be diverted at a maximum rate of All natural flows (storage) 2000 gpm (rediverted).

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. Code	<u>GMD 0</u>	Meets K.A.R. 5-3-1 (YES / NO)	Use <u>RR</u>	Source <u>G S</u> County <u>CR</u>	By <u>DAW</u> Date <u>1/18/19</u>
	<u>RE3</u>	Fee \$ <u>360</u>	TR # _____	Receipt Date <u>1/18/19</u>	Check # <u>5583</u>

1/22/2019 CUM

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 SE quarter of the SE quarter of the SE quarter of Section 29, more particularly described as being near a point 290 feet North and 223 feet West of the Southeast corner of said section, in Township 29 South, Range 24 East, Crawford 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):

Applicant

 (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 January 17th, 2019. X Leonard L. Hale
 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 One dam & reservoir with various sprinkler systems
 (number of wells, pumps or dams, etc.)
 and was completed (by) 9/10/12
 (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 9/10/12
 (Mo/Day/Year) Water Resources

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 KS Dept Of Agriculture

IRRIGATION USE SUPPLEMENTAL SHEET

File No. 50200

Name of Applicant (Please Print): Joe Lallemand

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: Joe & Kristi Lallemand

ADDRESS: 138 S 130th St, Girard, KS 66743

S	T	R	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTAL		
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE			
13	29S	24E				40										40				37	117
18	29S	25E		5	27		40	40	40	40	40	38	22	31			39				362
																					479

Landowner of Record NAME: Kenneth L & Carol S Biancarelli

ADDRESS: 510 E 590th Ave, Pittsburg, KS 66762

S	T	R	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTAL		
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE			
13	29S	24E			40								11			3		40	6		100

Landowner of Record NAME: John Joseph & Dorothy Colleen Nepote

ADDRESS: 613 W Leighton St, Frontenac, KS 66763

S	T	R	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTAL		
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE			
18	29S	25E																	36		36

Landowner of Record NAME: Ronald W Webb

ADDRESS: 509 W 3rd St, Franklin, KS 66735

S	T	R	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTAL		
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE			
18	29S	25E		5																	5

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JAN 18 2010

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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 #DCR-0107
- 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.

This file will share a complete overlap in point of diversion and place of use with a File No. 47525. An application to change the place of use for File No. 47525 is being filed concurrently.

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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	_____	_____	_____	_____
Total depth of well	_____	_____	_____	_____
Depth to water bearing formation	_____	_____	_____	_____
Depth to static water level	_____	_____	_____	_____
Depth to bottom of pump intake pipe	_____	_____	_____	_____

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

Owner and/or tenant
(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):

- Joe & Kristi Lallemand, 138 S 130th St, Girard, KS 66743
(name, address and telephone number)
- Kenneth L & Carol S Biancarelli, 510 E 590th Ave, Pittsburg, KS 66762
(name, address and telephone number)
- John Joseph & Dorothy Colleen Nepote, 613 W Leighton St, Frontenac, KS 66763
(name, address and telephone number)
- Ronald W Webb, 509 W 3rd St, Franklin, KS 66735
(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)

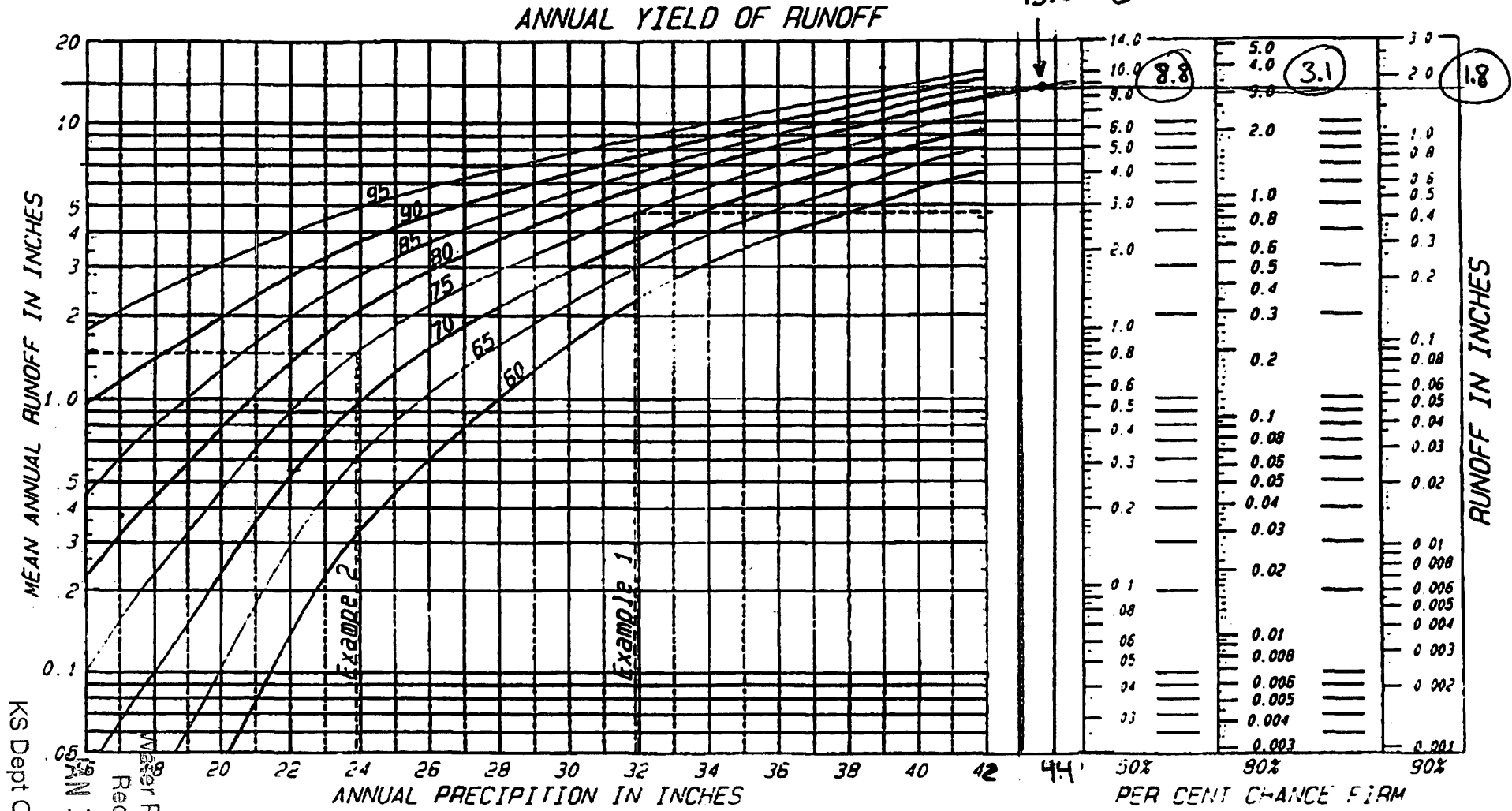
(Agent or Officer - Please Print)

Assisted by Caleb Fabrycky TFO - Parsons Water Resources
(office/title)

Date: 1/8/19
Received
JAN 18 2019

JOE LALLEMAND NEW APP

43.65" @ SOIL COMPLEX 80



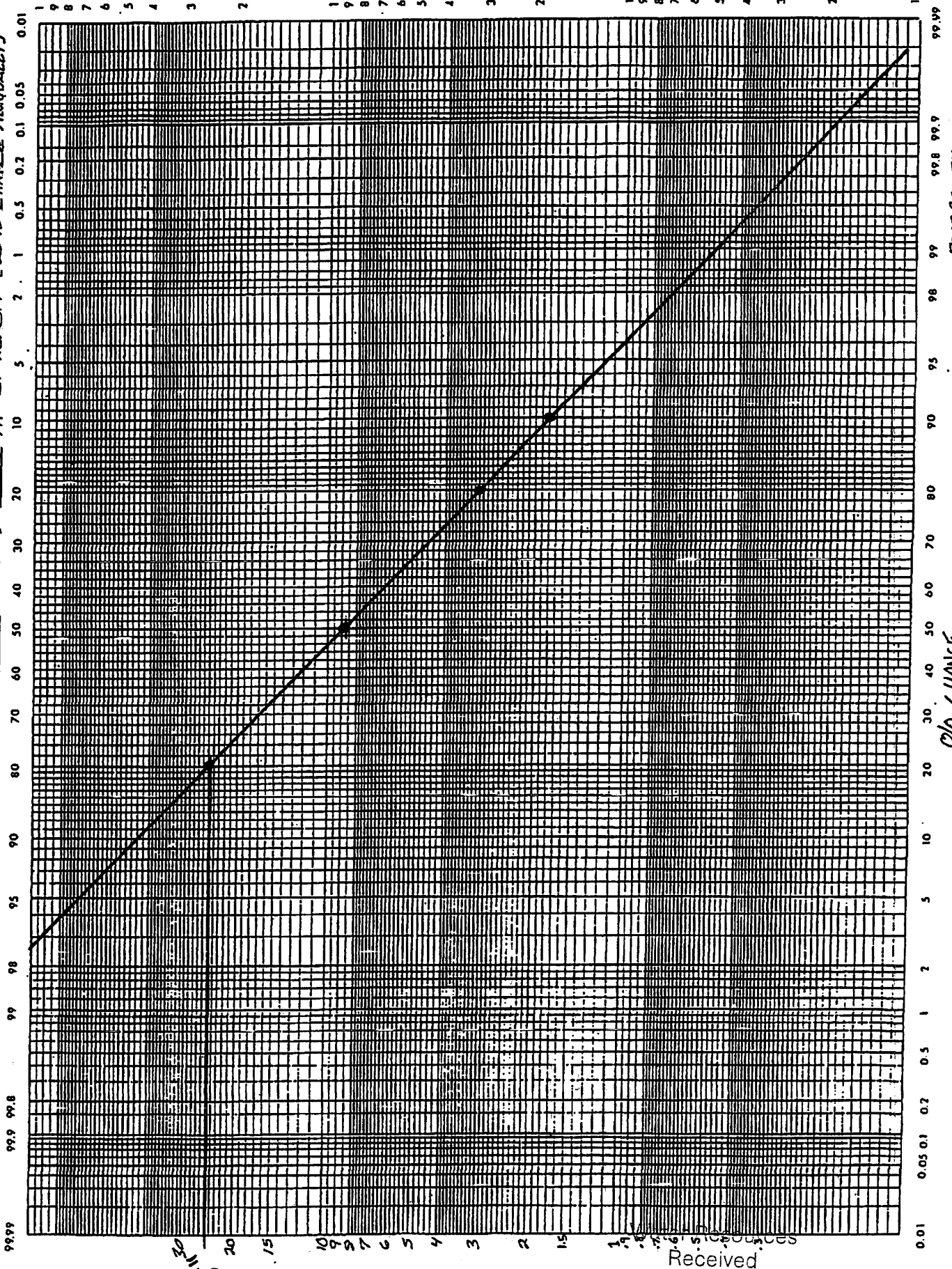
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United States department of agriculture, natural resources conservation service, nation
 engineering handbook series, part 650, engineering field handbook.

50220

50200

FILE No. _____
 JOE LALLEMAND
 NEW APP
 SOIL: "80"
 PRECIP: 43.65" { 217 ACRES @ 43"
 403 ACRES @ 44"
 INCHES RUNOFF / ACRE: 2.5"
 314 ACRES IN DRAINAGE x 2.5" = 7850" / 12" ⇒ 654 AF OF RUNOFF (20% CHANGE ANNUALLY)



PREPARED BY:

CID CHANGE

JAN 18 2019

KUNDT IN INCHES

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, Interim Secretary

Laura Kelly, Governor

January 18, 2019

JOE LALLEMAND
138 S 130TH ST
GIRARD, KS 66743

RE: Application, File No. **50200**

Dear Sir or Madam:

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

Additional information about the process may be found on our website at agriculture.ks.gov/divisions-programs/dwr. If you have any other questions, please contact our office at 785-564-6640 or your local Topeka Field Office at 785-296-5733. If you call, please reference the file number so we can help you more efficiently.

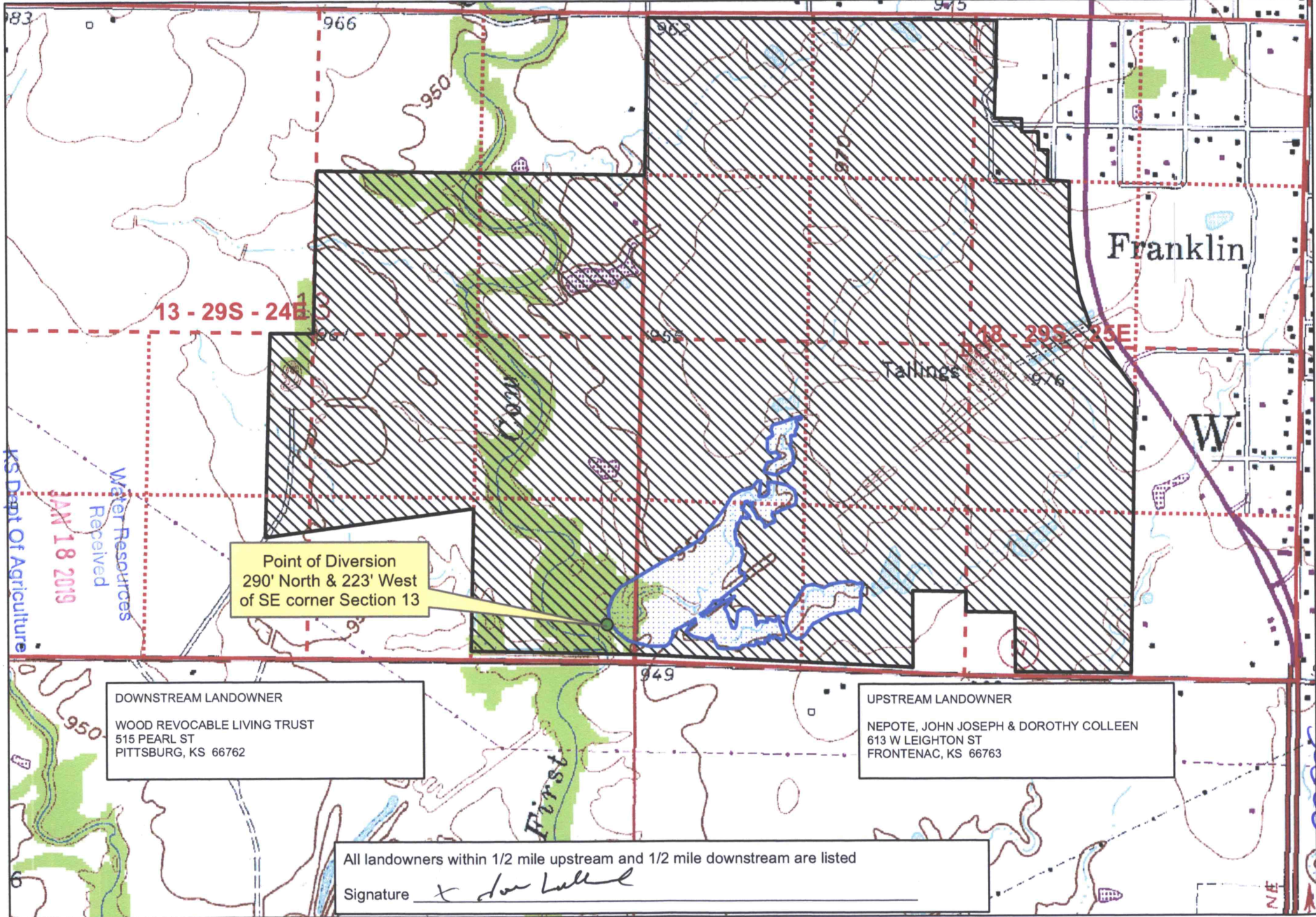
Sincerely,

A handwritten signature in cursive script that reads "Kristen A. Baum".

Kristen A. Baum
New Applications Unit Supervisor
Water Appropriation Program

1:12,000

Joe Lallemand - New Application



13 - 29S - 24E

18 - 29S - 25E

Franklin

Tailings

W

Point of Diversion
290' North & 223' West
of SE corner Section 13

DOWNSTREAM LANDOWNER
WOOD REVOCABLE LIVING TRUST
515 PEARL ST
PITTSBURG, KS 66762

UPSTREAM LANDOWNER
NEPOTE, JOHN JOSEPH & DOROTHY COLLEEN
613 W LEIGHTON ST
FRONTENAC, KS 66763

All landowners within 1/2 mile upstream and 1/2 mile downstream are listed
Signature *Joe Lallemand*

KS Dept Of Agriculture
Water Resources
Received
JAN 18 2019

cccs

NE