

# 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.

OCT 27 2020

1:22  
KS DEPT OF AGRICULTURE



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

**DIVISION OF WATER RESOURCES**  
Christopher W. Beightel, Acting Chief Engineer

File Number **50460**  
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, KS 66502:

1. Name of Applicant (Please Print): PRECISION FARMS  
Address: 2595 GOLDFINCH RD  
City: HIAWATHA State KS Zip Code 66434  
Telephone Number: ( 785 ) 547-7556 e-mail: keith@mwivalley.com

The source of water is:  surface water in Tributary to Pony Creek \_\_\_\_\_  
(stream)  
OR  groundwater in S F BIG NEMAHA RIVER \_\_\_\_\_  
(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. \*Redivert 510 acre-feet at 2,000 gpm

2. The maximum quantity of water desired is 510 (storage) acre-feet OR \_\_\_\_\_ gallons per calendar year, to be diverted at a maximum rate of NF 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.

3. 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. 1 GMD - Meets K.A.R. 5-3-1 (YES/NO) Use IRR Source G(S) County BR By KJN Date 10/27/2020  
Code REG 2ES Fee \$ 340 TR # \_\_\_\_\_ Receipt Date 10-27-2020 Check # 1496

10/29/2020  
LMoody

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4. 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 NW quarter of the NW quarter of Section 21, more particularly described as being near a point 5,145 feet North and 4,265 feet West of the Southeast corner of said section, in Township 1 South, Range 16 East, BROWN 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, \_\_\_ 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, \_\_\_ 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, \_\_\_ 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.

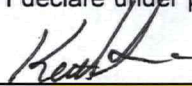
A battery of wells is defined as two or more wells connected to a common pump by a manifold; or not more than four wells in the same local source of supply within a 300 foot radius circle which are being operated by pumps not to exceed a total maximum diversion rate of 800 gallons per minute and which supply water to a common distribution system.

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

APPLICANT  
(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 10-21- 2020.   
Applicant's Signature

6. The proposed project for diversion of water will consist of ONE DAM AND POND  
(number of wells, pumps or dams, etc.)  
and WAS completed (by) SPRING 2020  
(Month/Day/Year - each was or will be completed)

7. The first actual application of water for the proposed beneficial use was or is estimated to be SPRING 20  
(Mo/Day/Year)

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8. 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.

9. 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 LBR-0035 \_\_\_\_\_
- If no, explain here why a Water Structures permit is not required \_\_\_\_\_

Dam meets Class A permit exemption, but will be permitted as floodplain fill under File No. LBR-0035.

10. 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.

11. 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.

PU OVERLAP WITH MULTIPLE FILE NOS. INCLUDING 43,261; 48,770; 49,974; 50,061; 50,152; AND 50,277.

Capacity at normal pool = 85 AF. 85 AF x 6 re-fills = 510 AF.

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

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- 12. 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	_____	_____	_____	_____

- 13. The relationship of the applicant to the proposed place where the water will be used is that of OWNER  
(owner, tenant, agent or otherwise)

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

SEE IRRIGATION USE SUPPLEMENTAL SHEETS (MULTIPLE OWNERS)  
(name, address and telephone number)

\_\_\_\_\_  
(name, address and telephone number)

- 15. 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 Hiawatha, Kansas, this 21 day of Nov, 2020  
(month) (year)

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

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

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

Assisted by DWS TOPEKA FO Date: 8/17/2020  
(office/title)

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### FEE SCHEDULE

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

**IRRIGATION USE  
SUPPLEMENTAL SHEET**

WATER RESOURCES  
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KS DEPT OF AGRICULTURE

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

Name of Applicant (Please Print): Precision Farms

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: DOUG & JERYL GRIMM

ADDRESS: 1215 OREGON ST, HIAWATHA KS 66434

S	T	R	NE¼				NW¼				SW¼				SE¼				TOTAL ACRES		
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE			
8	1S	16E											36	34	18	34		40	40		202
9	1S	16E											40	34	26.9	40					140.9
10	1S	16E											40	36	40	37					153
29	1S	16E	22	40	40	40															142

**Landowner of Record** NAME: PRECISION FARMS

ADDRESS: 2595 GOLDFINCH RD HIAWATHA KS 66434

S	T	R	NE¼				NW¼				SW¼				SE¼				TOTAL		
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE			
9	1S	16E													13.1						13.1
17	1S	16E		1.5	19												10	40	37	8	115.5

**Landowner of Record** NAME: AUSTIN N & RHODA M HEISE REV LIVING TRUST

ADDRESS: 14561 BIRCH ST, LEAWOOD, KS 66224 **67512**

S	T	R	NE¼				NW¼				SW¼				SE¼				TOTAL		
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE			
20	1S	16E											40	40	40	40	40	40	36.3	28.3	304.6
22	1S	16E			34	22	40	28	40	40			40	40							284

**TOTAL ACRES = 1,355.1**

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**IRRIGATION USE  
SUPPLEMENTAL SHEET**

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

Name of Applicant (Please Print): KEITH GRIMM

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: KEITH & ANDREA GRIMM LIVING TRUST

ADDRESS: 2595 GOLDFINCH RD, HIAWATHA KS 66434

S	T	R	NE¼				NW¼				SW¼				SE¼				TOTAL ACRES		
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE			
17	1S	16E	40	38.5	21	40											30			30	199.5
22	1S	16E									40										80
23	1S	16E											32	40							65 (72)

**Landowner of Record** NAME: JIMESON FAMILY FARMS, LLC

ADDRESS: 325 BRISTOL RD, WEBSTER GROVES, MO 63119

S	T	R	NE¼				NW¼				SW¼				SE¼				TOTAL		
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE			
27	1S	16E	40	40	40	40															160

**TOTAL ACRES = 504.5**

**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			



**IRRIGATION USE  
SUPPLEMENTAL SHEET**

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

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Name of Applicant (Please Print): GEORGE & MARY DIETRICH

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: ELMER F DIETRICH TRUST

ADDRESS: 2966 GOLDFINCH RD, HIAWATHA KS 66434

S	T	R	NE¼				NW¼				SW¼				SE¼				TOTAL ACRES
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
28	1S	16E							36.8	30.2	40	40							147

**Landowner of Record** NAME: GEORGE G DIETRICH TRUST

ADDRESS: 3321 SW 32<sup>ND</sup> ST, TOPEKA, KS 66614

S	T	R	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
21	1S	16E					34	35	34.5	30	40	40	40	40					293.5
27	1S	16E					40	40	40	40									160
28	1S	16E					37.1	40					37						114.1
33	1S	16E									25	40	22	20					107

**Landowner of Record** NAME: TERRY & DAYTON MENOLD

ADDRESS: 886 300<sup>TH</sup> ST, HIAWATHA, KS 66434

S	T	R	NE¼				NW¼				SW¼				SE¼				TOTAL ACRES
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
28	1S	16E	37.1	38	40	40													155.1
33	1S	16E					40	40	37.5	38									155.5

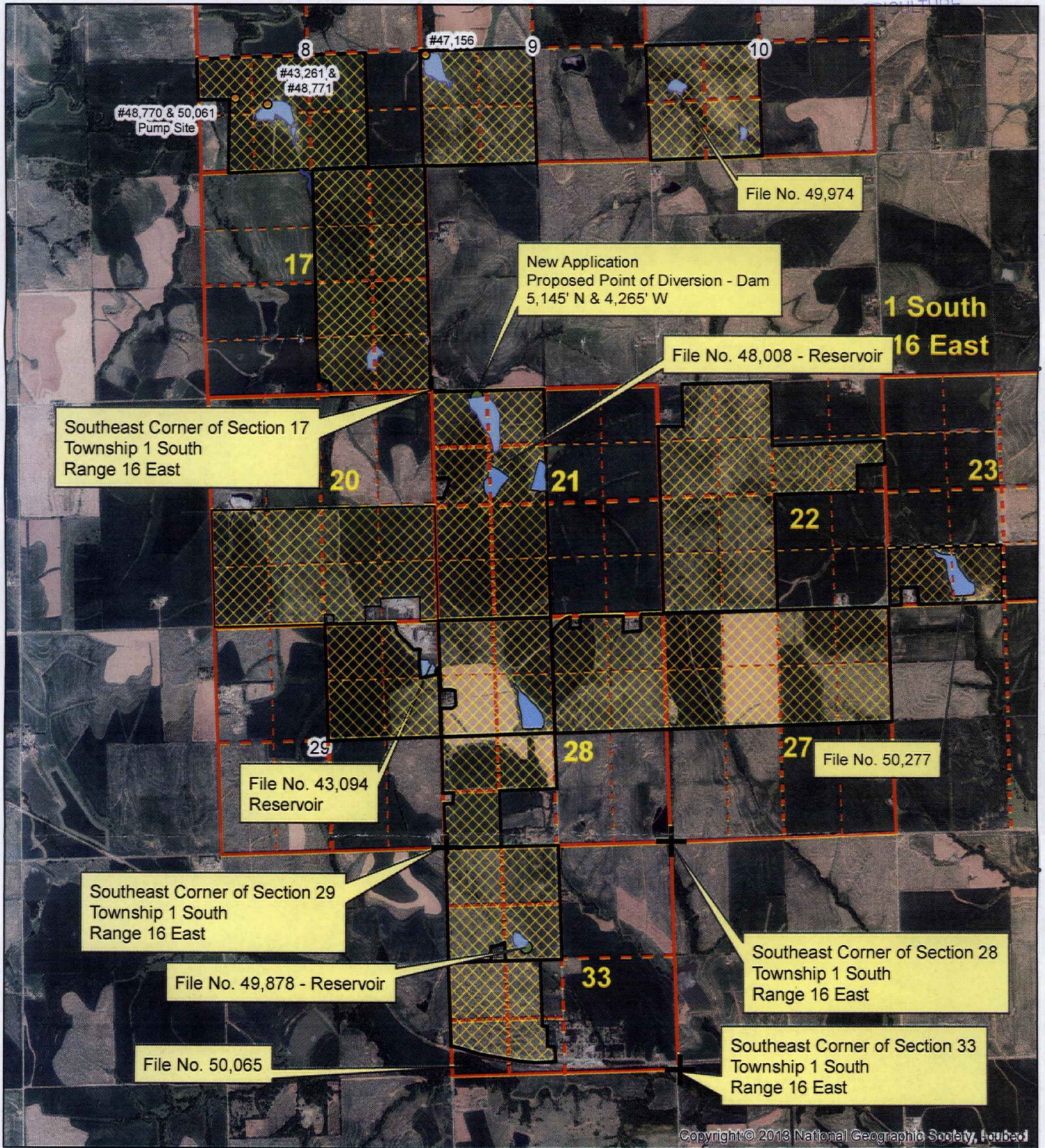
**TOTAL ACRES = 1,132.2**

1:36,000

GEORGE DIETRICH  
NEW APPLICATION RESERVOIR  
NW QTR SEC. 21, T1S, R16E

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Proposed Place of Use



Point of Diversion

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

October 29, 2020

PRECISION FARMS  
2595 GOLDFINCH RD  
HIAWATHA KS 66434

RE: Application, File No(s). **50460**

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 Topeka Field Office at 785-296-5733. *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 black ink that reads "Kristen A. Baum". The signature is written in a cursive, flowing style.

Kristen A. Baum  
New Applications Unit Supervisor  
Water Appropriation Program

**DATA ENTRY SYSTEM ID NUMBER SHEET**

**50460**

**FILE NUMBER** \_\_\_\_\_

<b>APPLICANT PERSON ID &amp; SEQ #</b>	<b>88456</b>	<b>PDIV ID</b>	<b>BATTERY ID</b>
<b>62981</b>			

<b>LANDOWNER PERSON ID &amp; SEQ #</b>	<b>51374</b>	<b>PUSE ID</b>	<b>69175</b>	<b>69574</b>	<b>65062</b>
<b>62981 66823</b>	<b>51724</b>	<b>70156</b>	<b>69575</b>	<b>98473</b>	
<b>51988 63319</b>	<b>59992</b>	<b>70157</b>	<b>65063</b>	<b>70159</b>	
<b>67512 62261</b>	<b>59993</b>	<b>70158</b>	<b>62616</b>	<b>68472</b>	
<b>66822 65629</b>	<b>67564</b>	<b>69573</b>	<b>65061</b>		

**WATER USE CORRESPONDENT**

**PERSON ID & SEQ #**

**62981**

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_