

Kansas Administrative Regulations

Kansas Department of Agriculture—Division of Water Resources

Article 3.—Appropriation Rights

5-3-4. Application.

(a) Each application for a permit to appropriate water for beneficial use shall contain all the information requested for the proposed uses as specified in the prescribed application form and any other information that may be required for a complete understanding of the proposed appropriation.

(b) Each application shall be accompanied by an aerial photograph or a detailed plat with a scale of at least one inch equals 1,320 feet, or a U. S. geological survey topographic map, with a scale of at least 1:24,000. The following information shall be plotted on the plat, photograph, or topographic map using appropriate symbols:

- (1) The section corners;
- (2) the center of the section, identified by the section number, township, and range;
- (3) the location of each point of diversion, including each proposed well location, stream bank pump site, dam location or location of other works for diversion of water;
- (4) the location of the place of use, including any remediation site or dewatering site, identified by crosshatching or by some other appropriate method;
- (5) the location of all other water wells of every kind within one-half mile of each well covered by the proposed appropriation, each of which shall be identified by its use and the name and mailing address of the owner, if the proposed appropriation is for use of groundwater;
- (6) the name and mailing address of the owner or owners of each tract of land adjacent to the stream for a distance of one-half mile upstream and one-half mile downstream from the property lines of the land owned or controlled by the applicant, if the proposed appropriation is for the use of surface water;

(7) 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; and

(8) a north arrow and scale.

The information shown on the photograph, plat, or map shall be legible. Black line prints may be submitted in lieu of the original drawing if a plat is submitted.

(c) Separate applications shall be filed for surface water and groundwater.

(d) If the source of supply is groundwater, a separate application shall be filed for each proposed well or battery of wells, except that any of the following categories may be included in a single application:

(1) Not more than four wells within a circle with a quarter-mile radius in the same local source of supply that do not exceed a maximum diversion rate of 20 gallons per minute per well;

(2) all wells for a remediation site; or

(3) all wells for a dewatering site.

(Authorized by K.S.A. 82a-706a; implementing K.S.A. 82a-706a and K.S.A. 82a-709; modified, L. 1978, ch. 460, May 1, 1978; amended May 1, 1980; amended May 1, 1981; amended Oct. 31, 2008.)

***** Authenticated Kansas Administrative Regulation *****