





**KANSAS DEPARTMENT OF AGRICULTURE**  
**Division of Water Resources**

**MEMORANDUM**

**TO:** Files

**DATE:** March 5, 2019

**FROM:** Matt Meier

**RE:** Application, File No. 49,935

Arlen Becker filed the referenced application for a permit to appropriate water for beneficial use, proposing the appropriation of 98.15 acre-feet of groundwater for irrigation use. The proposed well was to be located in the Northeast Quarter of the Northeast Quarter of the Northwest Quarter (NE $\frac{1}{4}$  NE $\frac{1}{4}$  NW $\frac{1}{4}$ ) of Section 8, more particularly described as being near a point 4914 feet North and 3213 feet West of the Southeast corner of said section, in Township 20 South, Range 1 West, McPherson County, Kansas within the boundaries of Equus Beds Groundwater Management District No. 2. Water right File No. 4831 overlaps the proposed point of diversion and place of use.

That on October 24, 2018, a copy of the application was submitted to Equus Beds Groundwater Management District No. 2. On November 23, 2018, a reply letter was received from Equus Beds Groundwater Management District No. 2 recommending denial of the application for failure to comply with Safe Yield Rule K.A.R. 5-22-7(a). The applicant was sent a letter explaining the denial recommendation on November 27, 2018 and given a 30-day deadline (December 23, 2018) to consult with GMD#2 on the recommendation. No request for extension or notification of contact with GMD#2 was received from the applicant.

Therefore, based on the existing information, it is recommended that application File No. 49,935 be denied and dismissed for failure to meet safe yield criteria.

Matt Meier  
Environmental Scientist  
Permits Unit

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, Acting Secretary

Laura Kelly, Governor

ARLEN BECKER  
1293 26TH AVE  
CANTON KS 67428

April 12, 2019

**FILE COPY**

RE: Application, File No. 49,935

Dear Mr. Becker:

Enclosed is the Findings and Order by the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, dismissing Application, File No. 49,935, for failure to comply with the safe yield requirements of K.A.R. 5-22-7(a).

This Order shall become a final agency action, as defined by K.S.A. 77-607(b), without further notice to the parties, if a request for hearing or a petition for administrative review is not filed as set forth in the order.

If you have any questions, please contact our office. If you wish to discuss a specific file, please have the file number ready so that we may help you more efficiently.

Sincerely,

Kristen A. Baum  
New Application Unit Supervisor  
Water Appropriation Program

Enclosures

pc: GMD#2  
Stafford Field Office  
STANLEY D KOEHN  
ELFRIEDA BECKER REV TRUST  
SHANE J & RAEANN M KOEHN

THE STATE  OF KANSAS

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

**DIVISION OF WATER RESOURCES**  
David W. Barfield, Chief Engineer

**FINDINGS AND ORDER  
IN THE MATTER OF THE  
DISMISSAL OF APPLICATION  
FILE NO. 49,935**

After due consideration, the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture (hereinafter referred to as the "Chief Engineer"), makes the following findings and order:

**FINDINGS**

1. That on November 7, 2017, the Chief Engineer received an application from Arlen Becker for a permit to appropriate water for beneficial use, assigned File No. 49,935, proposing the appropriation of 98.15 acre-feet of groundwater for irrigation use. The proposed well was to be located in the Northeast Quarter of the Northeast Quarter of the Northwest Quarter (NE $\frac{1}{4}$  NE $\frac{1}{4}$  NW $\frac{1}{4}$ ) of Section 8, more particularly described as being near a point 4914 feet North and 3213 feet West of the Southeast corner of said section, in Township 20 South, Range 1 West, McPherson County.
2. That on October 24, 2018, a copy of the application was submitted to Equus Beds Groundwater Management District No. 2. GMD #2 recommended denial of the application in a letter dated November 23, 2018. They recommended denying the application because their review determined that the application did not comply with the District's Safe Yield regulation K.A.R. 5-22-7(a), as existing and proposed consumptive appropriations exceeded the maximum allowable.
3. A letter was sent to the applicant stating the decision of GMD#2 and that the applicant had 30 days (until December 23, 2018) to appeal the decision.
4. That the applicant, has not submitted additional information for consideration, nor requested an extension of time, for Application, File No. 49,935, thus the application should be denied and dismissed and its priority forfeited for failure to comply with Safe Yield regulation K.A.R. 5-22-7(a).

**ORDER**

NOW, THEREFORE, It is the decision and order of the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, that effective the date of this order, in accordance with the law, Application, File No. 49,935, is herewith dismissed and the priority assigned to it is considered to be forfeited.

This Order shall become a final agency action, as defined by K.S.A. 77-607(b), without further notice to the parties, if a request for hearing or a petition for administrative review is not filed as set forth below.

**RIGHT TO A HEARING AND TO ADMINISTRATIVE REVIEW**

If you are aggrieved by this Order, then pursuant to K.S.A. 82a-1901, you may:

- 1) request an evidentiary hearing before the Chief Engineer, or
- 2) request administrative review by the Secretary of Agriculture.

Failure to request an evidentiary hearing before the Chief Engineer does not preclude your right to administrative review by the Secretary.

To obtain an evidentiary hearing before the Chief Engineer, a written request for hearing must be filed within 15 days after service of this Order as provided in K.S.A. 77-531 (i.e., **within a total of 18 days after this Order was mailed to you**), with: Kansas Department of Agriculture, Attn: Legal Section, 1320 Research Park Drive, Manhattan, Kansas 66502, FAX (785) 564-6777.

If you do not file a request for an evidentiary hearing before the Chief Engineer, you may petition for administrative review of the Order by the Secretary of Agriculture. A petition for review shall be in writing and state the basis for requesting administrative review. The request for hearing may be denied if the request fails to clearly establish factual or legal issues for review. See K.S.A. 77-527. The petition must be filed within 30 days after service of this Order as provided in K.S.A. 77-531 (i.e., **within a total of 33 days after this Order was mailed to you**), and be filed with: Secretary of Agriculture, Attn: Legal Division, Kansas Department of Agriculture, 1320 Research Park Drive, Manhattan, Kansas 66502, FAX (785) 564-6777.

If neither a request for an evidentiary hearing nor a petition for administrative review is filed as set forth above, then this Order shall be effective and become a final agency action as defined in K.S.A. 77-607(b). Failure to timely request either an evidentiary hearing or administrative review may preclude further judicial review under the Kansas Judicial Review Act.

Ordered this 2nd day of April, 2019, in Manhattan, Riley County, Kansas.

Lane P. Letourneau, P.G.  
Program Manager  
Water Appropriation Program  
Division of Water Resources  
Kansas Department of Agriculture

State of Kansas             )  
  ) SS  
County of Riley             )

The foregoing instrument was acknowledged before me this 2nd day of April, 2019, by Lane P. Letourneau, P.G., Program Manager, Division of Water Resources, Kansas Department of Agriculture.



Notary Public

**CERTIFICATE OF SERVICE**

On this <sup>12th</sup> day of <sup>April</sup>, 2019, I hereby certify that the foregoing Dismissal of Application, File No. 49,935, dated <sup>April 2nd, 2019</sup> was mailed postage prepaid, first class, US mail to the following:

ARLEN R & NONA G BECKER  
1293 26TH AVE  
CANTON KS 67428

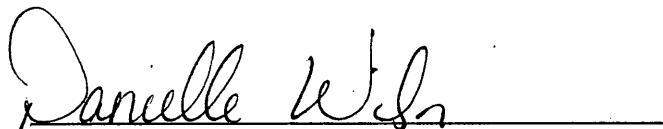
With photocopies to:

STANLEY D KOEHN  
2545 FRONTIER RD  
CANTON KS 67428

ELFRIEDA BECKER REV TRUST  
ARLEN BECKER  
1293 26TH AVE  
CANTON KS 67428

SHANE J & RAEANN M KOEHN  
2545 FRONTIER RD  
CANTON KS 67428

Stafford Field Office  
Equus Beds Groundwater Management District No. 2



Division of Water Resources



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11:39

KS DEPT OF AGRICULTURE

KANSAS DEPARTMENT OF AGRICULTURE Jackie McClaskey, Secretary of Agriculture

DIVISION OF WATER RESOURCES David W. Barfield, Chief Engineer

File Number 49935 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): Arlen Becker Address: 1293 26th Ave. City: Canton State KS Zip Code 67428 Telephone Number: (620) 242-4311

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 98.15 acre-feet OR gallons per calendar year, to be diverted at a maximum rate of 1000 LTD 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) [x] 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. 2 GMD 2 Meets K.A.R. 5-3-1 (YES/NO) Use IRR Source G/S County MP By AW Date 11/6/17 Code REG Fee \$ 200 TR # Receipt Date 11/7/17 Check # 1040

SCANNED

11/13/2017 LCM



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 NE quarter of the NE quarter of the NW quarter of Section 8, more particularly described as being near a point 4914 feet North and 3213 feet West of the Southeast corner of said section, in Township 20 South, Range 1W East/West (circle one), McPherson 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):

Elfrieda Becker Rev. Tr., 208 Unruh St. Moundridge, KS 67107

\_\_\_\_\_  
(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 OCT 23, 2017.

Al Be

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) 1955

(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 4/1/2018

(Mo/Day/Year)

- 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 \_\_\_\_\_
- 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.

Overlapping place of use and point of diversion with Water Right No. 4831.

Actual PD is appx. 100 ft SW of authorized location on Elfredia Becker Trust land.

PD for file no 4831 needs to be corrected. GPS coordinates  
will be forwarded to DWR.

new app limited to 1000 GPM w/ # 4831

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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	~1955	_____	_____	_____
Total depth of well	_____	_____	_____	_____
Depth to water bearing formation	_____	_____	_____	_____
Depth to static water level	N/A	_____	_____	_____
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 **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):

1) Elfrieda Becker Rev. Tr., 208 Unruh St. Moundridge, KS 67107    2) Stanley D Koehn, 2541 Frontier Rd, Canton, KS 67428  
(name, address and telephone number)

**3) Shane J & RaeAnn M Koehn 2545 Frontier Rd., Canton, KS 67428**  
(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 Canton, Kansas, this 23 day of Oct, 2017.  
(month) (year)

*Al Beh*  
(Applicant Signature)

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

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

Assisted by Steve Flaherty GMD2/ Hydrogeologist Date: 9/26/17  
(office/title)

49935

Wells Within ½ Mile

- 1) Domestic Well  
Maida Laughlin  
1103 25<sup>th</sup> Ave.  
Canton, KS 67428
  
- 2) Domestic Well  
Jacob and Samantha Willems  
2520 Frontier Rd.  
Canton, KS 67428
  
- ~~3) Domestic Well  
Stanley D Koehn  
2545 Frontier Rd.  
Canton, KS 67428~~
  
- 4) Domestic Well  
Shane J & RaeAnn M Koehn  
2545 Frontier Rd.  
Canton, KS 67428

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**IRRIGATION USE  
SUPPLEMENTAL SHEET**

File No. 49935

Name of Applicant (Please Print): Arlen Becker

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: 1) Elfrieda Becker Rev. Tr.

ADDRESS: 208 Unruh St. Moundridge, KS 67107

S	T	R	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
8	20S	1W					33.2	40	40	40	5.5								158.7

**Landowner of Record** NAME: 2) Shane J & RaeAnn M Koehn

ADDRESS: 2545 Frontier Rd, Canton, KS 67428

S	T	R	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
8	20S	1W					5.8												5.8

**Landowner of Record** NAME: 3) Stanley D Koehn

ADDRESS: 2545 Frontier Rd., Canton, KS 67428

S	T	R	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
8	20S	1W					1												1

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2. Please complete the following information for the description of the operation for the irrigation project. Attach supplemental sheets as needed.

a. Indicate the soils in the field(s) and their intake rates:

Soil Name	Percent of field (%)	Intake Rate (in/hr)	Irrigation Design Group
<u>Crete Silt loam</u>	<u>18</u>	<u>.06-.2</u>	<u>                    </u>
<u>Ladysmith silty clay loam</u>	<u>82</u>	<u>0-0.6</u>	<u>                    </u>
<u>                                    </u>	<u>                    </u>	<u>                    </u>	<u>                    </u>
<u>                                    </u>	<u>                    </u>	<u>                    </u>	<u>                    </u>
<u>                                    </u>	<u>                    </u>	<u>                    </u>	<u>                    </u>
Total:	100 %		

b. Estimate the average land slope in the field(s): 1 %

Estimate the maximum land slope in the field(s): 3 %

c. Type of irrigation system you propose to use (check one):

- Center pivot       Center pivot - LEPA       "Big gun" sprinkler  
 Gravity system (furrows)       Gravity system (borders)       Sideroll sprinkler

Other, please describe: \_\_\_\_\_

d. System design features:

i. Describe how you will control tailwater:

ii. For sprinkler systems:

(1) Estimate the operating pressure at the distribution system: Not Yet Available psi

(2) What is the sprinkler package design rate? Not Yet Available gpm

(3) What is the wetted diameter (twice the distance the sprinkler throws water) of a sprinkler on the outer 100 feet of the system? Not Yet Available feet

(4) Please include a copy of the sprinkler package design information.

e. Crop(s) you intend to irrigate. Please note any planned crop rotations: Corn, Wheat, Soy, Milo

f. Please describe how you will determine when to irrigate and how much water to apply (particularly important if you do not plan a full irrigation). Crop Consultant

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

10-26-17  
(Date)

Kansas Department of Agriculture  
Division of Water Resources  
David W. Barfield, Chief Engineer  
1320 Research Park Drive  
Manhattan, Kansas 66502

Re: Application File No. 49935

Minimum Desirable Streamflow

Dear Sir:

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.

Arten Becker  
Signature of Applicant

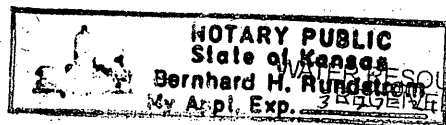
State of Kansas )  
County of McPherson ) ss

Arten Becker  
(Print Applicant's Name)

I hereby certify that the foregoing instrument was signed in my presence and sworn to before me this 26 day of October, 2017.

Bernhard H. Rundstrom  
Notary Public

My Commission Expires: 3-27-21



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KS DEPT OF AGRICULTURE

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

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



STATE OF KANSAS

DEPARTMENT OF AGRICULTURE  
DIVISION OF WATER RESOURCES  
STAFFORD FIELD OFFICE  
300 S. MAIN STREET  
STAFFORD, KS 67578-1521



PHONE: (620) 234-5311  
FAX: (620) 234-6900  
www.agriculture.ks.gov

GOVERNOR JEFF COLYER, M.D.  
JACKIE McCLASKEY, SECRETARY OF AGRICULTURE

November 27, 2018

ARLEN BECKER  
1293 26TH AVE  
CANTON KS 67428

RE: Pending Application, File No. 49,935

Dear Mr. Becker:

On November 27, 2018, we received a recommendation from the Equus Beds Groundwater Management District No. 2 that the referenced Application for Permit to Appropriate Water for Beneficial Use be denied. This recommendation was based upon the groundwater management program adopted by the District and approved by the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture. The application does not comply with and Safe Yield Rule and Regulation K.A.R. 5-22-7(a).

We are advising you of this recommendation in order to allow you an opportunity to consult with the District regarding their recommendation if you have not already done so. If you have already contacted the District regarding this recommendation, then we are allowing you this opportunity to submit any additional information you wish to have considered before the Chief Engineer.

We will delay any further action on the referenced application until **December 23, 2018**, at which time the application will be submitted to the Chief Engineer for a final decision.

If you have any questions, please contact me at (620) 234-5311, and please have the specific file number ready so that I may help you more efficiently.

Sincerely,

Matt Meier  
New Application Unit  
Water Appropriation Program

pc: Groundwater Management District No. 2  
ELFRIEDA BECKER REV TRUST  
Shane J & RaeAnn M Koehn  
Stanley D Koehn

SCANNED

JEFF WINTER, PRESIDENT  
VIN KISSICK, VICE PRESIDENT  
ALAN BURGHART, SECRETARY  
MIKE MCGINN, TREASURER  
TIM BOESE, MANAGER  
THOMAS A. ADRIAN, ATTORNEY



DIRECTORS:  
DAVID BOGNER  
JOE PAJOR  
DALE SCHMIDT  
BOB SEILER  
DAVID STROBERG

## EQUUS BEDS GROUNDWATER MANAGEMENT DISTRICT NO. 2

313 SPRUCE STREET • HALSTEAD, KANSAS 67056-1925 • PHONE (316) 835-2224 • FAX (316) 835-2225 • equusbeds@gmd2.org • www.gmd2.org

November 23, 2018

Chief Engineer, Division of Water Resources  
Attn: Matt Meier  
300 S Main Street  
Stafford, Kansas 67578

RECEIVED

NOV 27 2018

Stafford Field Office  
Division of Water Resources

Re: Appropriation Application No. 49935 – Arlen Becker

Dear Mr. Meier:

The Equus Beds Groundwater Management District reviewed the referenced application on November 23, 2018, using the District's Revised Management Program (effective May 1, 1995) and Rules and Regulations K.A.R. 5-22-1 through 5-22-17.

The District's review found that the application does not comply with the District's Safe Yield Regulation K.A.R. 5-22-7(a), as existing and proposed consumptive appropriations exceed the maximum allowable.

Based upon the review findings, the application is recommended for denial by the Equus Beds Groundwater Management District.

A District decision may be appealed to the District Board of Directors by submitting a written petition to the District office within 30 days from the date of this notification, pursuant to K.A.R. 5-22-12. An appeal petition must state the basis for the appeal and must include information/documentation supporting the appeal.

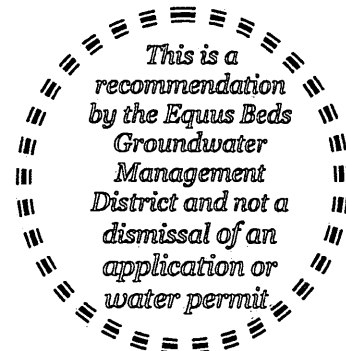
Please contact the District should you have any questions regarding the review or recommendation.

Sincerely,  
EQUUS BEDS GROUNDWATER  
MANAGEMENT DISTRICT NO. 2

Tim Boese  
Manager  
TDB/db

Enclosures

pc: Arlen Becker, Applicant, with copy of K.A.R. 5-22-12  
Elfrieda Becker Rev. Trust, Landowner, with copy of K.A.R. 5-22-12  
Shane J. & RaeAnn M. Koehn, Landowner, with copy of K.A.R. 5-22-12  
Stanley D. Koehn, Landowner, with copy of K.A.R. 5-22-12



## EQUUS BEDS GROUNDWATER MANAGEMENT DISTRICT NO. 2 FINAL APPLICATION REVIEW CHECKLIST

1) Application No. 49935 Date filed: 11/07/17  
 2) Applicant: Arlen Becker County: McPherson  
 3) Proposed maximum quantity: 98.15 acre-feet/year Rate: 1000 GPM  
 4) Proposed Use: Irrigation  
 5) P/D location: NE NE NW 08-20S-1W Geo Center: North 4914 ft, West 3213 ft  
 6) Number and type of points of diversion listed on the application 1 Well

7) Meter required K.A.R. 5-22-4a or K.A.R. 5-22-8?  Yes  No, Why \_\_\_\_\_

8) Meets Safe Yield K.A.R. 5-22-7?  Yes  No  N/A  
 (a) Total allowable appropriations: 2010.50 af/yr  
 (b) Total existing appropriations: 2694.00 af/yr  
 (c) Total small user exemptions: 0.00 af/yr  
 (d) Total non-consumptive use: 0.00 af/yr  
 (e) Total consumptive use: 2010.50 af/yr  
 (Total existing appropriations) – (Total non-consumptive use)  
 (f) exempt from regulation?  Yes  No.  
 Cite exemption: \_\_\_\_\_

9) Meets Well Spacing K.A.R. 5-22-2?  Yes  No  N/A  
 (a) POD in enhanced well spacing area?  Yes  No  
 (b) Domestic well spacing interval: <660 ft  
 (c) Non-Domestic well spacing interval: >1320 ft

10) Meets Max Reasonable Quantity K.A.R. 5-22-14?  Yes  No  N/A  
 (a) Irrigation max quantity: 1.3 acre-feet / acre  
 application paragraph 3 value (acre-feet) / proposed acres = Q  
 (b) Stockwater max quantity: \_\_\_\_\_ GPD \_\_\_\_\_ unit  
 (c) Industry max quantity: \_\_\_\_\_ Acre  
 Industry standard: \_\_\_\_\_  
 (d) Municipal max quantity: \_\_\_\_\_ GCD  
 Lesser of either 200 GCD or  
 $1.10 * (X - Y) * 365 d * (z + t)$   
 X - Average of last three years usage in Gallons per Capita per Day (GCD)  
 Y - water usage for industries that use over 200,000 gal/yr (GCD)  
 Z - Projected population in 20 years  
 T - Reasonable projected water use for industries that use over 200,000 gallons per year (GCD)  
 (e) Pond max quantity is \_\_\_\_\_  
 (Net evap + seepage)/12 x pond area + any initial fill  
 (f) Groundwater pit max Q: \_\_\_\_\_  
 Net evap \* pit area/12

11) Reasonable rate for intended use?  Yes  No  N/A  
 12) Depth to water: 30 bls at observation well: AN135

13) Date reviewed: 11/23/2018  
 14) Reviewed by: T. Boese Title: Manager  
 15) District recommendation:  Approve  Deny  Other, see comment

**16) Comments and Calculations:**

Review complete for a new application submitted by Arlen Becker for Irrigation use in McPherson County  
 Overlapping Place of Use & Point of Diversion with Water Right No. 4831. No. 4831 needs to be corrected to No. 49935 proposed PD location based on District GPS of actual well location  
 Surrounding Well Owner Notification sent - No Well Owner Inquiries received  
 Rate/Quantity Limited to 1000 GPM when combined with 4831: #4831 authorized for 117 AF @ 1000 GPM.  
 Item No. 9: Domestic well within 660 feet. Owner of the domestic well submitted a signed well spacing consent form.  
 Item No. 10: (98.15 AF + 117 AF (No. 4831) = 215.15 / 165.5 = 1.3 AF/A  
 Safe Yield Evaluation used 3" of recharge for entire area of consideration, including the area added to the District on July 7, 2017. Application was filed 11/7/2017.  
 Recommend Denial, Does not comply with safe yield regulation K.A.R. 5-22-7(a) as existing and proposed appropriations are 2694.00 AF, which exceeds the allowable appropriations of 2010.5 AF

STATE OF KANSAS

DEPARTMENT OF AGRICULTURE  
DIVISION OF WATER RESOURCES  
STAFFORD FIELD OFFICE  
300 S. MAIN STREET  
STAFFORD, KS 67578-1521



PHONE: (620) 234-5311  
FAX: (620) 234-6900  
www.agriculture.ks.gov

GOVERNOR JEFF COLYER, M.D.  
JACKIE MCCLASKEY, SECRETARY OF AGRICULTURE

October 24, 2018

GROUNDWATER MANAGEMENT DISTRICT NO 2  
% TIM BOESE  
313 SPRUCE ST  
HALSTEAD KS 67056-1925

Re: Pending Application, File No. 49,935

Dear Mr. Boese:

We are enclosing a copy of the application referred to above which appears to be in proper form. Nearby well owner notification letters were sent out on September 6, 2018. No contact of any kind was received.

We are delaying any further action for a period of **30 days** from the date of this letter to allow you time to submit your recommendations concerning this application. Please submit your recommendations within the allotted time, or any authorized extension of time thereof.

If you have any questions, please contact me at (620) 234-5311. If you wish to discuss a specific file, please have the file number ready so that I may help you more efficiently.

Sincerely,

A handwritten signature in black ink that reads "Matthew J. Meier".

Matt Meier  
Environmental Scientist  
Water Appropriation Program

Enclosure

pc:

SCANNED

Water Rights and Points of Diversion Within 2.00 miles of point defined as:

4914 ft N and 3213 ft W of the SE Corner of Section 8, T 20S, R 1W

Located at: 97.456328 West Longitude and 38.332220 North Latitude

#49,935

GROUNDWATER ONLY

File Number	Use	ST	SR	Dist (ft)	Q4	Q3	Q2	Q1	FeetN	FeetW	Sec	Twp	Rng	ID	Batt	Auth_Quan	Add_Quan	Unit	
A__ 4306	00	IRR	NK	G	5614	--	--	--	5230	2680	5	20	1W	1		90.00	90.00	AF	
A__ 4753	00	MUN	NK	G	9783	--	NE	SE	NE	-----	-----	32	19	1W	1	178.92	178.92	AF	
Same					10086	--	SW	NE	NE			32	19	1W	6				
A__ 4831	00	IRR	NK	G	103	--	NE	NE	NW	4966	3135	8	20	1W	1	117.00	117.00	AF	
A__ 4872	00	IRR	NK	G	7344	--	--	NC	SE	1320	1330	32	19	1W	3	140.00	140.00	AF	
A__ 13020	00	IRR	NK	G	4683	--	SE	NW	SW	-----	-----	4	20	1W	1	121.00	121.00	AF	
A__ 18756	00	MUN	NK	G	9670	--	NW	SW	NE	3879	2622	32	19	1W	7	126.04	49.00	AF	
A__ 21257	00	IRR	NK	G	10006	--	NW	NW	SE	2648	2039	16	20	1W	8	118.00	118.00	AF	
A__ 23388	00	IRR	NK	G	6448	--	--	N2	NW	5200	5200	4	20	1W	2	79.00	79.00	AF	
A__ 24067	00	IRR	NK	G	10167	--	CN	SE	SW	1443	3451	16	20	1W	3	38.00	38.00	AF	
A__ 26172	00	IRR	NK	G	8927	--	NC	W2	SE	1330	2000	17	20	1W	1	131.00	131.00	AF	
Same					8977	--	NE	SW	SE	1310	1800	17	20	1W	2				
A__ 26459	00	IRR	NK	G	10167	--	CN	SE	SW	1443	3451	16	20	1W	3	144.00	144.00	AF	
A__ 28958	00	IRR	NK	G	7234	--	--	--	--	4550	3200	4	20	1W	3	41.00	41.00	AF	
Same					6053	--	--	--	--	2950	3450	4	20	1W	4	44.00	44.00	AF	
A__ 29347	00	IRR	NK	G	4713	--	--	NC	NE	3900	1190	5	20	1W	4	110.00	110.00	AF	
A__ 30234	00	IRR	NK	G	9902	--	SE	SW	NW	2650	4215	10	20	1W	4	57.00	57.00	AF	
A__ 31270	00	IRR	NK	G	4906	--	NW	SE	NW	3632	3854	9	20	1W	2	125.00	125.00	AF	
A__ 31678	00	IRR	NK	G	3684	--	NW	SE	SW	1250	3600	8	20	1W	2	84.00	84.00	AF	
A__ 31698	00	IRR	NK	G	5614	--	--	--	--	5230	2680	5	20	1W	1	111.00	69.00	AF	
A__ 33553	00	IRR	NK	G	8873	--	SW	SE	SE	580	860	9	20	1W	3	173.00	173.00	AF	
A__ 36695	00	IRR	NK	G	4906	--	NW	SE	NW	3632	3854	9	20	1W	2	14.00	14.00	AF	
A__ 40093	00	IRR	NK	G	10380	--	NE	NE	NW	5091	2725	20	20	1W	2	28.00	28.00	AF	
A__ 40618	00	IRR	NK	G	6059	--	--	--	--	5280	112	6	20	1W	2	88.00	88.00	AF	
A__ 42525	00	IRR	NK	G	9902	--	SE	SW	NW	2650	4215	10	20	1W	4	17.00	17.00	AF	
A__ 42620	00	IRR	NK	G	9902	--	SE	SW	NW	2650	4215	10	20	1W	4	74.00	74.00	AF	
A__ 42685	00	IRR	NK	G	7344	--	--	NC	SE	1320	1330	32	19	1W	3	42.00	42.00	AF	
A__ 45001	00	IRR	NK	G	10380	--	NE	NE	NW	5091	2725	20	20	1W	2	59.20	31.20	AF	
A__ 45302	00	IRR	NK	G	4713	--	--	NC	NE	3900	1190	5	20	1W	4	145.75	34.75	AF	
A__ 46385	00	IRR	NK	G	4298	--	--	--	--	3938	3111	5	20	1W	3	50.00	50.00	AF	
A__ 46679	00	IRR	LR	G	10350	--	NW	NW	NW	5230	4905	20	20	1W	3	94.90	35.70	AF	
A__ 47805	00	IRR	KE	G	10462	--	NE	SE	SE	680	250	33	19	1W	7 B	4	156.00	156.00	AF
A__ 48513	00	IRR	LO	G	10345	--	SE	NE	NE	4143	204	16	20	1W	4 G	3	126.35	126.35	AF
Same					10373	--	SE	NE	NE	4298	59	16	20	1W	5 B	3			
Same					10321	--	SE	NE	NE	3988	349	16	20	1W	6 B	3			
Same					10345	--	SE	NE	NE	4143	204	16	20	1W	9 B	3			
A__ 49931	00	IRR	AY	G	3671	--	--	SW	1320	3960	8	20	1W	3		200.85	.00	AF	
A__ 49935	00	IRR	AY	G	103	--	NE	NE	NW	4966	3135	8	20	1W	1	98.15	98.15	AF	
T__20177164	MF	IRR	GY	G	3684	--	NW	SE	SW	1250	3600	8	20	1W	2	420.00	.00	AF	

Total Net Quantities Authorized:	Direct	Storage
Total Requested Amount (AF) =	98.15	.00
Total Permitted Amount (AF) =	156.00	.00
Total Inspected Amount (AF) =	162.05	.00
Total Pro_Cert Amount (AF) =	.00	.00
Total Certified Amount (AF) =	2287.87	.00

Total Vested Amount (AF) = .00 .00  
TOTAL AMOUNT (AF) = 2704.07 .00

An \* after the source of supply indicates a pending application for change for the file number.  
An \* after the ID indicates a 15 AF exemption was granted for the file number.  
A "G" in the Batt column indicates the GEO CTR of a battery. A "B" indicates a well in the battery.  
The number in the Batt column is the number of wells in the battery.

Water Rights and Points of Diversion Within 2.00 miles of point defined as:  
97.456328 West Longitude and 38.332220 North Latitude

GROUNDWATER ONLY

WATER USE CORRESPONDENTS:

=====

File Number Use ST SR

A\_\_ 4306 00 IRR NK G  
> ELDON R & ILLA J WEDEL REV TRUST  
>  
> 1062 20TH AVE  
> GALVA KS 67443  
>

-----

A\_\_ 4753 00 MUN NK G  
> CITY OF CANTON  
>  
> 100 S MAIN - PO BOX 476  
> CANTON KS 67428  
>

-----

A\_\_ 4831 00 IRR NK G  
> VERNON D BECKER  
>  
> 208 UNRUH ST  
> MOUNDRIDGE KS 67107  
>

-----

A\_\_ 4872 00 IRR NK G  
> ELWOOD L KOEHN REV TRUST  
> ELWOOD L KOEHN TRUSTEE  
> 200 17TH VILLAGE APT 3  
> MOUNDRIDGE KS 67107  
>

-----

A\_\_ 13020 00 IRR NK G  
> GREG & TAMMY GOERING  
>  
> 1066 18TH AVE  
> MCPHERSON KS 67460  
>

-----

A\_\_ 18756 00 MUN NK G  
> CITY OF CANTON  
>  
> 100 S MAIN - PO BOX 476  
> CANTON KS 67428  
>

-----

A\_\_ 21257 00 IRR NK G  
> MILTON VOGTS  
>

#49,935

> 2638 DAKOTA RD  
> CANTON KS 67428

-----  
A\_\_ 23388 00 IRR NK G  
> WRAY RATZLAFF  
>  
> 1220 27TH AVE  
> CANTON KS 67428

-----  
A\_\_ 24067 00 IRR NK G  
> MILTON VOGTS  
>  
> 2638 DAKOTA RD  
> CANTON KS 67428

-----  
A\_\_ 26172 00 IRR NK G  
> JAY BULLINGER  
>  
> 957 26TH AVE  
> CANTON KS 67428

-----  
A\_\_ 26459 00 IRR NK G  
> MILTON VOGTS  
>  
> 2638 DAKOTA RD  
> CANTON KS 67428

-----  
A\_\_ 28958 00 IRR NK G  
> LARRY D BECKER  
>  
> 2647 IRON HORSE RD  
> CANTON KS 67428

-----  
A\_\_ 29347 00 IRR NK G  
> ARLEN R & NONA G BECKER  
>  
> 1293 26TH AVE  
> CANTON KS 67428

-----  
A\_\_ 30234 00 IRR NK G  
> BECKER FARMS  
> ARLEN BECKER  
> 1293 26TH AVE  
> CANTON KS 67428

-----  
A\_\_ 31270 00 IRR NK G  
> GREG & TAMMY GOERING  
>  
> 1066 18TH AVE  
> MCPHERSON KS 67460

-----  
A\_\_ 31678 00 IRR NK G

> ELFRIEDA BECKER REV TRUST

>

> 208 UNRUH ST

> MOUNDRIDGE KS 67107

>-----

A\_\_ 31698 00 IRR NK G

> ELDON R & ILLA J WEDEL REV TRUST

>

> 1062 20TH AVE

> GALVA KS 67443

>-----

A\_\_ 33553 00 IRR NK G

> CLYDE & SHARON JOST

>

> 913 220TH

> HILLSBORO KS 67063

>-----

A\_\_ 36695 00 IRR NK G

> GREG & TAMMY GOERING

>

> 1066 18TH AVE

> MCPHERSON KS 67460

>-----

A\_\_ 40093 00 IRR NK G

> WRAY RATZLAFF

>

> 1220 27TH AVE

> CANTON KS 67428

>-----

A\_\_ 40618 00 IRR NK G

> ELDON R & ILLA J WEDEL REV TRUST

>

> 1062 20TH AVE

> GALVA KS 67443

>-----

A\_\_ 42525 00 IRR NK G

> BECKER FARMS

> ARLEN BECKER

> 1293 26TH AVE

> CANTON KS 67428

>-----

A\_\_ 42620 00 IRR NK G

> BECKER FARMS

> ARLEN BECKER

> 1293 26TH AVE

> CANTON KS 67428

>-----

A\_\_ 42685 00 IRR NK G

> ELWOOD L KOEHN REV TRUST

> ELWOOD L KOEHN TRUSTEE

> 200 17TH VILLAGE APT 3

> MOUNDRIDGE KS 67107



749,935

```

>-----
A__ 45001 00 IRR NK G
> WRAY RATZLAFF
>
> 1220 27TH AVE
> CANTON KS 67428
>-----
A__ 45302 00 IRR NK G
> ARLEN R & NONA G BECKER
>
> 1293 26TH AVE
> CANTON KS 67428
>-----
A__ 46385 00 IRR NK G
> ARLEN R & NONA G BECKER
>
> 1293 26TH AVE
> CANTON KS 67428
>-----
A__ 46679 00 IRR LR G
> WRAY RATZLAFF
>
> 1220 27TH AVE
> CANTON KS 67428
>-----
A__ 47805 00 IRR KE G
> TRIPLE R HAY LLC
> WRAY RATZLAFF
> 1220 27TH AVE
> CANTON KS 67428
>-----
A__ 48513 00 IRR LO G
> ALLEN SCHRAG
>
> 5616 NW 60TH ST
> HALSTEAD KS 67056
>-----
A__ 49931 00 IRR AY G
> ELFRIEDA BECKER REV TRUST
>
> 208 UNRUH ST
> MOUNDRIDGE KS 67107
>-----
A__ 49935 00 IRR AY G
> VERNON D BECKER
>
> 208 UNRUH ST
> MOUNDRIDGE KS 67107
>-----
T__ 20177164 MF IRR GY G
> ELFRIEDA BECKER REV TRUST
>

```

> 208 UNRUH ST  
> MOUNDRIDGE KS 67107

>-----  
=====

49935

DOMESTIC WATER WELL OWNER  
WATER WELL SPACING CONSENT FORM

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

I, Shane Koehn, own a domestic well at 2545 Frontier Rd,  
Name Domestic Water Well Owner Address  
Centon, KS, 67428, 620 255 8442  
City State Postal Code Telephone

to supply water for domestic needs and use. That said water well was drilled and constructed on 01 122 1985.  
MM DD YY

I understand and acknowledge that Arten Becker has either filed a change in  
Applicant Name  
point of diversion application on existing water permit #            or new application  
# new app 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 NE 1/4 NE 1/4 NW 1/4 of Section 8, Township 20 South,  
Range 1 West, McPherson County, and will allow the withdrawal of 98.15  
acre-feet per year at 1000 gallons per minute for irrigation 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.

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 10-6-17, Kansas, this 6 day of October 20 17.

Signed by: [Signature]  
Domestic Well Owner

Witnessed by: Arten Becker

Address: 1293 26th AVE

Centon, KS 67428

Telephone: 620-241-4311

WATER RESOURCES  
RECEIVED

NOV 07 2017

KS DEPT OF AGRICULTURE



1320 Research Park Drive  
Manhattan, Kansas 66502  
Jackie McClaskey, Secretary

Phone: (785) 564-6700  
Fax: (785) 564-6777  
Email: ksag@kda.ks.gov  
www.agriculture.ks.gov  
Sam Brownback, Governor

November 9, 2017

**FILE COPY**

ARLEN BECKER  
1293 26TH AVE  
CANTON KS 67428

RE: Application  
File No. 49935

Dear Sir or Madam:

Your application for permit to appropriate water in 8-20S-1W in McPherson County, was received and has been assigned the file number noted above.

As a matter of record, the Division of Water Resources has on hand a large number of applications awaiting processing. Therefore to be fair to all concerned, and so that we can process those applications on hand in the order they were received, we intend to concentrate on the backlog of applications until the issue is resolved. Once review of your application has begun, we will contact you, if additional information is required.

In accordance with the provisions of the Kansas Water Appropriation Act, a portion of which is included below, the use of water as proposed prior to approval of the application is unlawful. Once approved, compliance with the terms, conditions and limitations of the permit is necessary. Conservation of the water resources of Kansas is required.

**Section 82a-728 of the Kansas Water Appropriation Act, provides (a) except for the appropriation of water for the purpose of domestic use, . . . it shall be unlawful for any person to appropriate or threaten to appropriate water from any source without first applying for and obtaining a permit to appropriate water in accordance with the provisions of the Water Appropriation Act or for any person to violate any condition of a vested right, appropriation right or an approved application for a permit to appropriate water for beneficial use.**

**(b) (1) The violation of any provision of this section by any person is a class C misdemeanor . . .**

**A class C misdemeanor is punishable by a fine not to exceed \$500 and/or a term of confinement not to exceed one month in the county jail. Each day that the violation occurs constitutes a separate offense.**

If you have any questions, please contact me at (785) 564-6645. If you wish to discuss a specific file, please have the file number ready so that we may help you more efficiently.

Sincerely,

Kristen A. Baum  
New Applications Unit Supervisor  
Water Appropriation Program

BAT: dlw  
pc: STAFFORD Field Office  
GMD 2

SCANNED

STATE OF KANSAS

DEPARTMENT OF AGRICULTURE  
DIVISION OF WATER RESOURCES  
STAFFORD FIELD OFFICE  
300 S. MAIN STREET  
STAFFORD, KS 67578-1521



PHONE: (620) 234-5311  
FAX: (620) 234-6900  
www.agriculture.ks.gov

GOVERNOR JEFF COLYER, M.D.  
JACKIE McCLASKEY, SECRETARY OF AGRICULTURE

September 6, 2018

Maida Laughlin  
1103 25<sup>th</sup> Ave.  
Canton, KS 67428

Re: Pending Application, File No. 49,935

Dear Sir or Madam:

This is to advise you that Arlen Becker has filed the application referred to above for a permit to appropriate 98.15 acre-feet of groundwater per calendar year for irrigation use to be diverted at a maximum rate of 1000 gallons per minute from one (1) well. The proposed point of diversion for 49,935 is an existing well, which is located as follows:

Northeast Quarter of the Northeast Quarter of the Northwest Quarter of Section 8, Township 20 South, Range 1 West, McPherson County, Kansas.

A map is enclosed indicating the location of the existing well. Records in this office indicate that you may have a well or wells in this vicinity and you are notified of receipt of this application in order that you may be fully informed of the proposed location of the applicant's point of diversion and proposed use of water. Consideration will be given to comments or other information which you desire to submit to this office **within 15 days** from the date of this letter.

If you have any questions or comments, you may also contact me at (620) 234-5311. If you call, please reference the file number so I can help you more efficiently. Mailed comments can be sent to the Stafford Field Office at 300 S. Main St. Stafford, KS 67578-1521.

Sincerely,

Matt Meier  
Environmental Scientist  
Water Appropriations Program

Enclosure

pc:

SCANNED

# STATE OF KANSAS

DEPARTMENT OF AGRICULTURE  
DIVISION OF WATER RESOURCES  
STAFFORD FIELD OFFICE  
300 S. MAIN STREET  
STAFFORD, KS 67578-1521



PHONE: (620) 234-5311  
FAX: (620) 234-6900  
www.agriculture.ks.gov

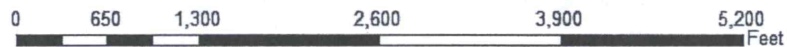
GOVERNOR JEFF COLYER, M.D.  
JACKIE MCCLASKEY, SECRETARY OF AGRICULTURE



**Legend**

- Section Corners
- Section Lines

MJM-DWR 9/6/18



Proposed Water Appropriation, File No. 49,935  
8-20S-1W  
McPherson County





STATE OF KANSAS



DEPARTMENT OF AGRICULTURE  
DIVISION OF WATER RESOURCES  
STAFFORD FIELD OFFICE  
300 S. MAIN STREET  
STAFFORD, KS 67578-1521

PHONE: (620) 234-5311  
FAX: (620) 234-6900  
www.agriculture.ks.gov

GOVERNOR JEFF COLYER, M.D.  
JACKIE McCLASKEY, SECRETARY OF AGRICULTURE

September 6, 2018

Jacob and Samantha Willems  
2520 Frontier Rd.  
Canton, KS 67428

Re: Pending Application, File No. 49,935

Dear Sir or Madam:


This is to advise you that Arlen Becker has filed the application referred to above for a permit to appropriate 98.15 acre-feet of groundwater per calendar year for irrigation use to be diverted at a maximum rate of 1000 gallons per minute from one (1) well. The proposed point of diversion for 49,935 is an existing well, which is located as follows:

Northeast Quarter of the Northeast Quarter of the Northwest Quarter of Section 8, Township 20 South, Range 1 West, McPherson County, Kansas.

A map is enclosed indicating the location of the existing well. Records in this office indicate that you may have a well or wells in this vicinity and you are notified of receipt of this application in order that you may be fully informed of the proposed location of the applicant's point of diversion and proposed use of water. Consideration will be given to comments or other information which you desire to submit to this office **within 15 days** from the date of this letter.

If you have any questions or comments, you may also contact me at (620) 234-5311. If you call, please reference the file number so I can help you more efficiently. Mailed comments can be sent to the Stafford Field Office at 300 S. Main St. Stafford, KS 67578-1521.

Sincerely,

  
Matt Meier  
Environmental Scientist  
Water Appropriations Program

Enclosure

pc:

SCANNED

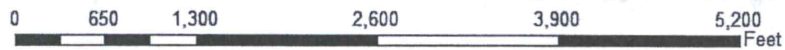
STATE OF KANSAS

DEPARTMENT OF AGRICULTURE  
DIVISION OF WATER RESOURCES  
STAFFORD FIELD OFFICE  
300 S. MAIN STREET  
STAFFORD, KS 67578-1521



PHONE: (620) 234-5311  
FAX: (620) 234-6900  
www.agriculture.ks.gov

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JACKIE MCCLASKEY, SECRETARY OF AGRICULTURE



**Legend**  
+ Section Corners  
□ Section Lines

MJM-DWR 9/6/18

Proposed Water Appropriation, File No. 49,935  
8-20S-1W  
McPherson County





STATE OF KANSAS



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DIVISION OF WATER RESOURCES  
STAFFORD FIELD OFFICE  
300 S. MAIN STREET  
STAFFORD, KS 67578-1521



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1:12,000

2017 aerial

0 650 1,300 2,600 3,900 5,200 Feet

**Legend**

- Section Corners
- Section Lines

MJM-DWR 9/6/18

Proposed Water Appropriation, File No. 49,935  
8-20S-1W  
McPherson County









**SAFEYIELD EVALUATION - NO. 49935 - ARLEN BECKER**  
**LOCATION: NENENW (4914'N & 3213'W) 08-20S-01W, McPherson County**  
**SPECIAL USE AREA: None**  
**EVALUATION DATE:- 11/23/2018**

Total Areas: 8,042 acres; Area in 3 inch discharge zone: 8,042 acres; Area in 6 inch discharge zone: 0 acres

FILE_ID	WELL_ID	TOWNSHIP	RANGE	SECTION	QUALIFIER	USE	AUTHQUANTITY
A00430600	1216	20S	01W	5	52302680	IRR	90
A00475300	605	19S	01W	32	NESENE	MUN	179
A00475300	606	19S	01W	32	40891117	MUN	0
A00483100	767	20S	01W	8	49663135	IRR	117
A00487200	1236	19S	01W	32	13201330	IRR	140
A01302000	1171	20S	01W	4	SENWSW	IRR	121
A01875600	1785	19S	01W	32	38792622	MUN	49
A02125700	859	20S	01W	16	26482039	IRR	118
A02338800	822	20S	01W	4	52005200	IRR	79
A02406700	891	20S	01W	16	14433451	IRR	38
A02617200	1006	20S	01W	17	13302000	IRR	65.5
A02617200	1007	20S	01W	17	13101800	IRR	65.5
A02645900	1507	20S	01W	16	14433451	IRR	144
A02895800	1816	20S	01W	4	45503200	IRR	41
A02895800	1817	20S	01W	4	29503450	IRR	44
A02934700	1114	20S	01W	5	39001190	IRR	110
A03023400	890	20S	01W	10	26504215	IRR	57
A03127000	555	20S	01W	9	36323854	IRR	125
A03167800	193	20S	01W	8	12503600	IRR	84
A03169800	1168	20S	01W	5	52302680	IRR	69
A03355300	174	20S	01W	9	5800860	IRR	173
A03669500	1899	20S	01W	9	36323854	IRR	14
A04009300	1445	20S	01W	20	50912725	IRR	28
A04061800	1795	20S	01W	6	52800112	IRR	88
A04252500	2406	20S	01W	10	26504215	IRR	17
A04262000	2424	20S	01W	10	26504215	IRR	74
A04268500	2447	19S	01W	32	13201330	IRR	42
A04500100	2927	20S	01W	20	50912725	IRR	59.2
A04530200	3001	20S	01W	5	39001190	IRR	35.75
A04638500	3335	20S	01W	5	39383111	IRR	50
A04667900	3438	20S	01W	20	52304905	IRR	35.7
A04780500	3864	19S	01W	33	6800050	IRR	0
A04780500	3865	19S	01W	33	6800250	IRR	0
A04851300	4100	20S	01W	16	41430204	IRR	126.35
A04851300	4142	20S	01W	16	42980059	IRR	0
A04851300	4143	20S	01W	16	39880349	IRR	0
A04993100P	5216	20S	01W	8	12433312	IRR	0
A04993100P	5109	20S	01W	8	12343310	IRR	116.85
A04993100P	5217	20S	01W	8	12503600	IRR	0
A04993100P	5218	20S	01W	8	12363024	IRR	0
A04993500P	5110	20S	01W	8	49663135	IRR	98.15
MF20177164	0	20S	01W	8	12503600	IRR	0
<b>Allowable Appropriations</b>		<b>2,010.50</b>			<b>Total Existing Appropriation</b>		<b>2,694.00</b>
<b>Small User Quantity</b>		<b>0</b>			<b>Non Consumptive Appropriations</b>		<b>0</b>
<b>Remaining SUQ</b>		<b>45</b>			<b>Consumptive Appropriations</b>		<b>2,694.00</b>
<b>Note- Values are in acre-feet</b>					<b>Available Appropriations</b>		<b>0</b>



RECEIVED

NOV 27 2018

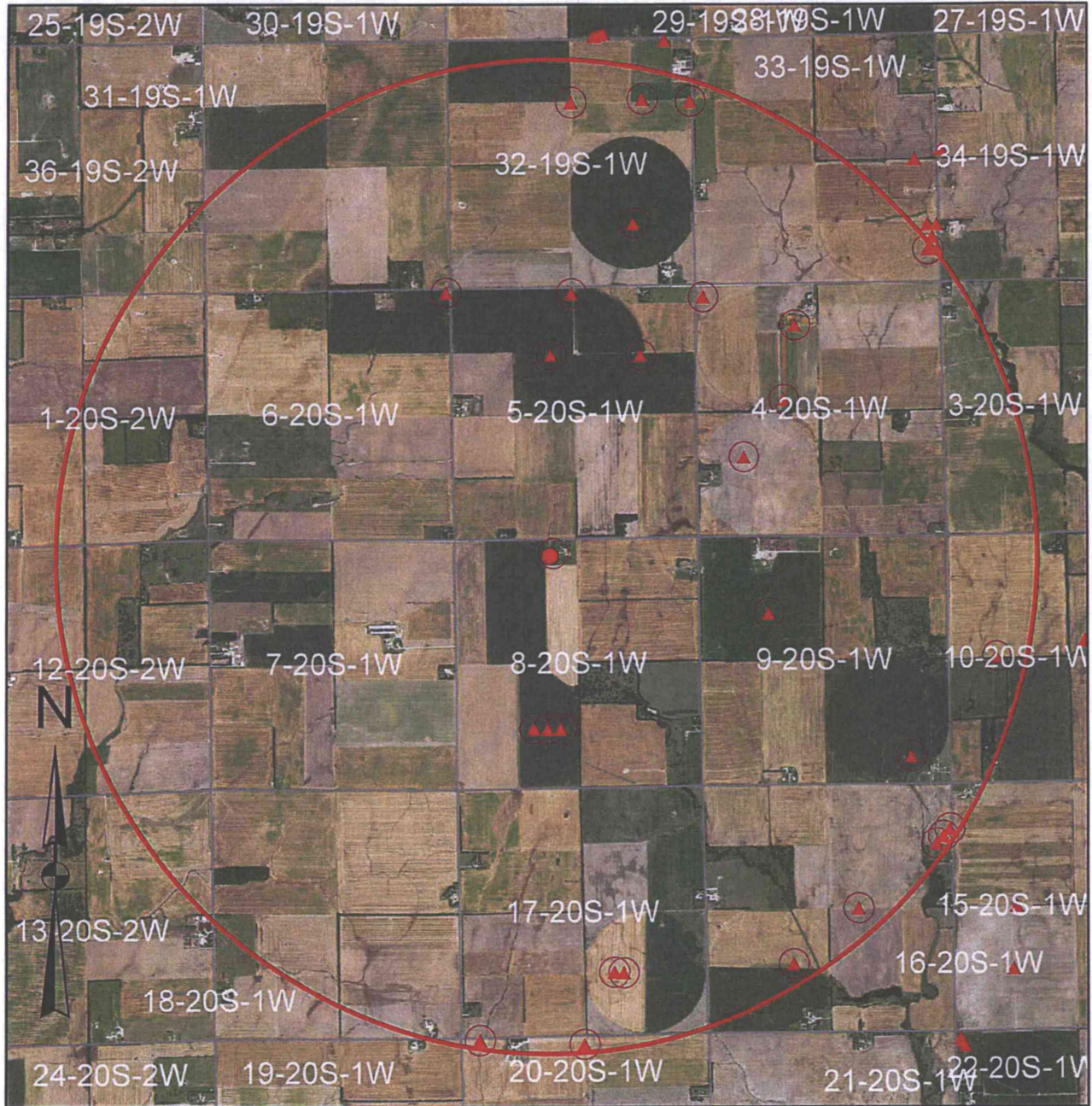
Stafford Field Office  
Division of Water Resources

# Equus Beds Groundwater Management District No. 2

## Safe Yield Evaluation #49935 - Arlen Becker

NENENW (4914'N & 3213'W) 08-20S-01W, McPherson Co.

Prepared By: T. Boese      Date: 11/23/2018



	Proposed Point of Diversion	<b>Map Legend</b>	
	Area of Consideration Boundary		Major Highway
	Monitoring Wells		Other Roadway
	Points of Diversion		Major Stream
	District Boundary		Other Water Feature
0.45 0.225 0 0.45 Miles			County Boundary
			City Boundary



# Equus Beds Groundwater Management District No. 2

## Spacing Evaluation #49935 - Arlen Becker

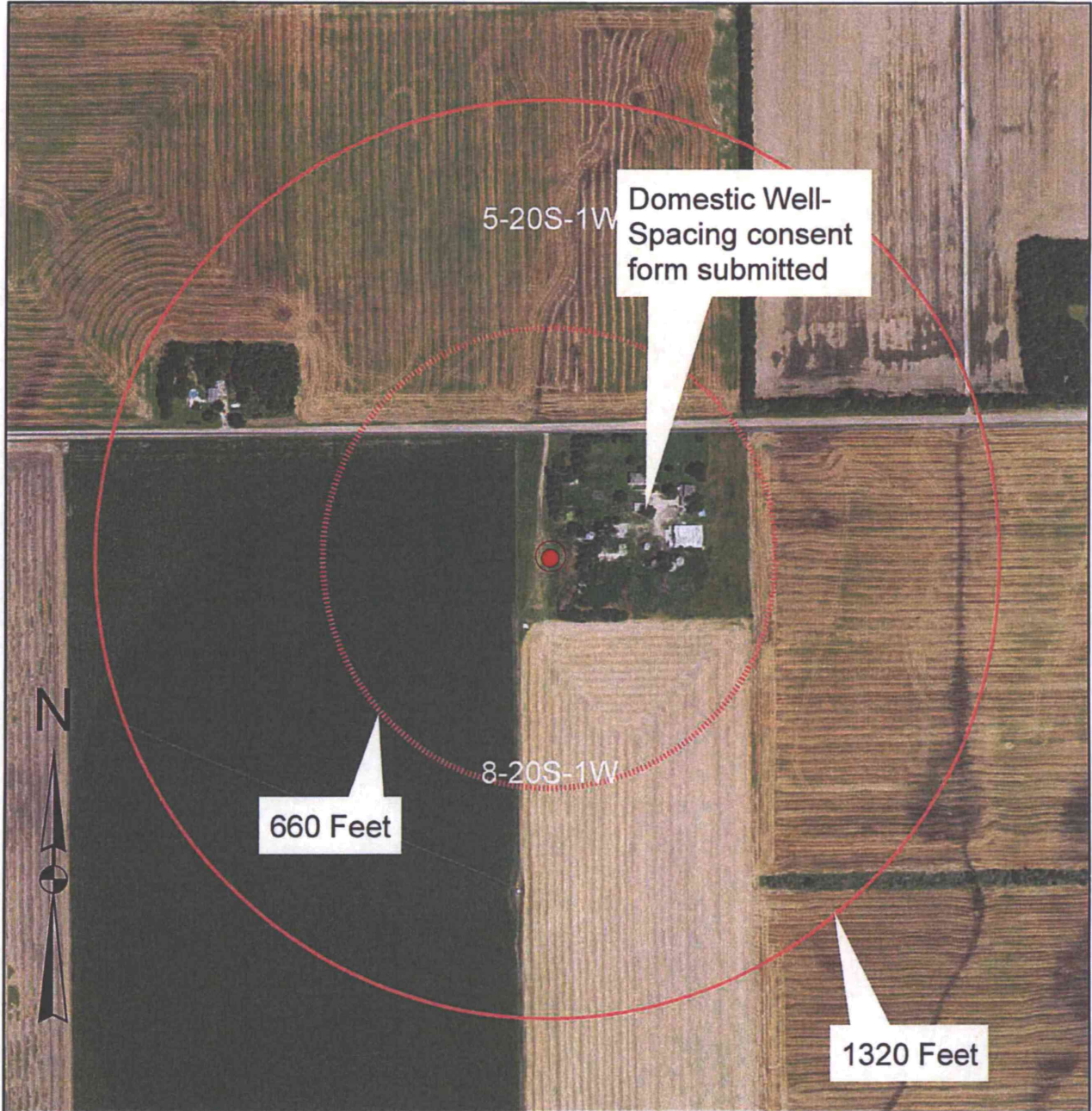
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Prepared By: T. Boese

Date: 11/23/2018


RECEIVED  
NOV 27 2018


Stafford Field Office  
Division of Water Resources



	Proposed Point of Diversion	<b>Map Legend</b>
	Area of Consideration Boundary	 Major Highway
	Monitoring Wells	 Other Roadway
	Points of Diversion	 Major Stream
	District Boundary	 Other Water Feature
		 County Boundary
		 City Boundary

0.06 0.03 0 0.06 Miles





Equus Beds Groundwater Management District No. 2  
313 Spruce Street, Halstead, KS 67056  
316-835-2224, equusbeds@gmd2.org