

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



WATER RESOURCES RECEIVED

OCT 05 2020

11:00

KANSAS DEPARTMENT OF AGRICULTURE
Mike Beam, Acting Secretary of Agriculture

DIVISION OF WATER RESOURCES
David W. Barfield, Chief Engineer

50452

File Number _____
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.)

UNACCEPTABLE FOR PRIORITY
SEP 08 2020
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): Bethany Home Association
Address: 321 North Chestnut Street
City: Lindsborg State KS Zip Code 67456
Telephone Number: (785) 227-2334

10/6/2020
KJN

2. The source of water is: surface water in _____ (stream)
OR groundwater in Smoky Hill-Saline (drainage basin) **SMOKY HILL RIVER**

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 10 acre-feet OR _____ gallons per calendar year, to be diverted at a maximum rate of 80 gallons per minute OR _____ cubic feet per second.

Once your application has been assigned a priority, the requested maximum rate of diversion and maximum requested quantity of water under that priority number can NOT be increased. Please be certain your requested maximum rate of diversion and maximum quantity of water are appropriate and reasonable for your proposed project and are in agreement with the Division of Water Resources' requirements.

4. The water is intended to be appropriated for (Check use Intended):
(a) Artificial Recharge (b) Irrigation (c) 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. 3 GMD - Meets K.A.R. 5-3-1 (YES/NO) Use IRR Source G/S County MP By KJN Date 10/6/2020
Code REG Fee \$ 200 TR # _____ Receipt Date 4-4-2020 Check # 47050

10/8/2020
LMoody

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5. The location of the proposed wells, pump sites or other works for diversion of water is:

Note: For the application to be accepted, the point of diversion location must be described to at least a 10 acre tract, unless you specifically request a 60 day period of time in which to locate the site within a specifically described, minimal legal quarter section of land.

- (A) One in the SE quarter of the SW quarter of the SW quarter of Section 09, more particularly described as being near a point 540 feet North and 4610 feet West of the Southeast corner of said section, in Township 17 South, Range 03 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):

(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 September 28, 2020. [Signature]
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 Water well
(number of wells, pumps or dams, etc.)

and (was)(will be) completed (by) _____
(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 _____
(Mo/Day/Year)

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9. Will pesticide, fertilizer, or other foreign substance be injected into the water pumped from the diversion works?

Yes No If "yes", a check valve shall be required.

All chemigation safety requirements must be met including a chemigation permit and reporting requirements.

10. If you are planning to impound water, please contact the Division of Water Resources for assistance, prior to submitting the application. Please attach a reservoir area capacity table and inform us of the total acres of surface drainage area above the reservoir.

Have you also made an application for a permit for construction of this dam and reservoir with the Division of Water Resources? Yes No

• If yes, show the Water Structures permit number here _____

• 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.

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File No. _____

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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
(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):

(name, address and telephone number)

(name, address and telephone number)

16. The undersigned states that the information set forth above is true to the best of his/her knowledge and that this application is submitted in good faith.

Dated at WINDSORBORO, Kansas, this 24 day of AUGUST, 2020.
(month) (year)

(Applicant Signature)

By [Signature]
(Agent or Officer Signature)

KRIS ERICKSON, CEO
(Agent or Officer - Please Print)

Assisted by Daniel Jordan Baughman Company Date: 9/2/20
(office/title)

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FEE SCHEDULE

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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

or No. 2 above, whichever is greater, but not both fees.

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

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

MAKE CHECKS PAYABLE TO THE KANSAS DEPARTMENT OF AGRICULTURE

ATTENTION

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

CONVERSION FACTORS

1 acre-foot equals 325,851 gallons

1 million gallons equal 3.07 acre-feet

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Brandon,

You and I spoke in June about the app and the existing wells in the area. I was having issues with the WWCS system and you also had the same problems. You wanted me to mark this for you, provide a screen shot of the WWCS system, and create a list of landowners within a 1,000' of the site. Please contact me with questions or comments.

Thank you.
David Jordan

(P) 940-393-9706
O) 316-262-7271
E) djordan@benghman
co. com

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IRRIGATION USE
SUPPLEMENTAL SHEET

File No. _____

SEP 04 2020

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Name of Applicant (Please Print): Bethany Home Association

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: Bethany Home Association
ADDRESS: 321 North Chestnut Street

S	T	R	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
09	17s	3W															2.65	2.65	

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	

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	

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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
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
Total:	100 %	_____	_____

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

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

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

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

Other, please describe: Commercial irrigation system.

d. System design features:

i. Describe how you will control tailwater:

ii. For sprinkler systems:

(1) Estimate the operating pressure at the distribution system: 80 psi

(2) What is the sprinkler package design rate? 80 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? _____ 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:

Irrigation system to irrigate landscape beds and turf areas.

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).

Irrigation will be controlled by commercial grade controller clock with rain sensor shut-off.

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

OCT 05 2020

Property Owners Within 1000' of Proposed Well

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Owner	Property Location	Mailing Address
City of Lindsborg	S09, T17, R03, ACRES 6.3, CA SW/C SW4 TH E279.4' FOR POB TH N275' W200' N91.7' NLY717.5' E332.7' SLY607.8' SELY116.5' W145.1' SLY ALONG CURVE 180' S279.1' W60' TO POB LESS ROW.	PO Box 70 Lindsborg, KS 67456
	EBERHARDT'S ADDITION, S16, T17, R03, ACRES 1.38, CA NW/C NW4 TH E380' S40' FOR POB TH E1507.2' S40' W1507.6' N40' TO POB 1111 E SWENSSON ST, Lindsborg, KS 67456	
Rottinghaus Real Estate LLC	510 N HARRISON ST, Lindsborg, KS 67456	PO BOX 356 ONALASKA, WI 54650
Kansas Dept. of Transportation	525 E SWENSSON ST, Lindsborg, KS 67456	1006 N 3rd ST Salina, KS 67401
	S08, T17, R03, ACRES 3, CA SE/C SE4 TH W812' NLY510' FOR POB TH NWLY166' NELY905' S231' SWLY714' TO POB (VACATED RR ROW).	
Buddy Lisk	450 N ROOSEVELT ST, Lindsborg, KS 67456	Same
Farmers State Bank	447 N HARRISON ST, Lindsborg, KS 67456	PO BOX 511 LINDSBORG, KS 67456
Staab Real Estate LLC	450 N HARRISON ST, Lindsborg, KS 67456	PO Box 1866 Grand Island, NE 68802
Chetan and Ranijiti Bhakta	446 N HARRISON ST, Lindsborg, KS 67456	Same
John and Pamela Gable	428 N HARRISON ST, Lindsborg, KS 67456	4209 Salemborg Rd Smolan, KS 67456
Billyray Enterprises Inc.	402 N HARRISON ST, Lindsborg, KS 67456	PO BOX 389 LINDSBORG, KS 67456
First Baptist Church of Lindsborg	1101 E SWENSSON ST, Lindsborg, KS 67456	PO BOX 1 LINDSBORG, KS 67456
Andrea Eden	708 EMERALD DR, Lindsborg, KS 67456	Same
Brad and Amy Radatz	724 EMERALD DR, Lindsborg, KS 67456	Same
Alta M Fam Nichol Trusttee	732 EMERALD DR, Lindsborg, KS 67456	Same
	S09, T17, R03, ACRES 12.5, CA NW/C SW4 TH E430' FOR POB TH E784' SWLY1412' NLY163'.9' NELY860' TO POB & THAT PART OF VACATED RR LYING SOUTH OF BETHANY DR.	
Bill and Carole Hudson		PO BOX 271 LINDSBORG, KS 67456
Bethany College	534 N KANSAS AVE, Lindsborg, KS 67456	421 N 1st St Lindsborg, KS 67456
	S08, T17, R03, ACRES 1.2, CA SE/C SE4 TH W 585' & N 33' FOR POB TH N 390.2' TO SELY LI OF MP RR TH SWLY ALG RR R/W 430(S) TH E 209.5' TO POB	
Hicksgas LLC		707 N Main St South Hutchinson, KS 67405

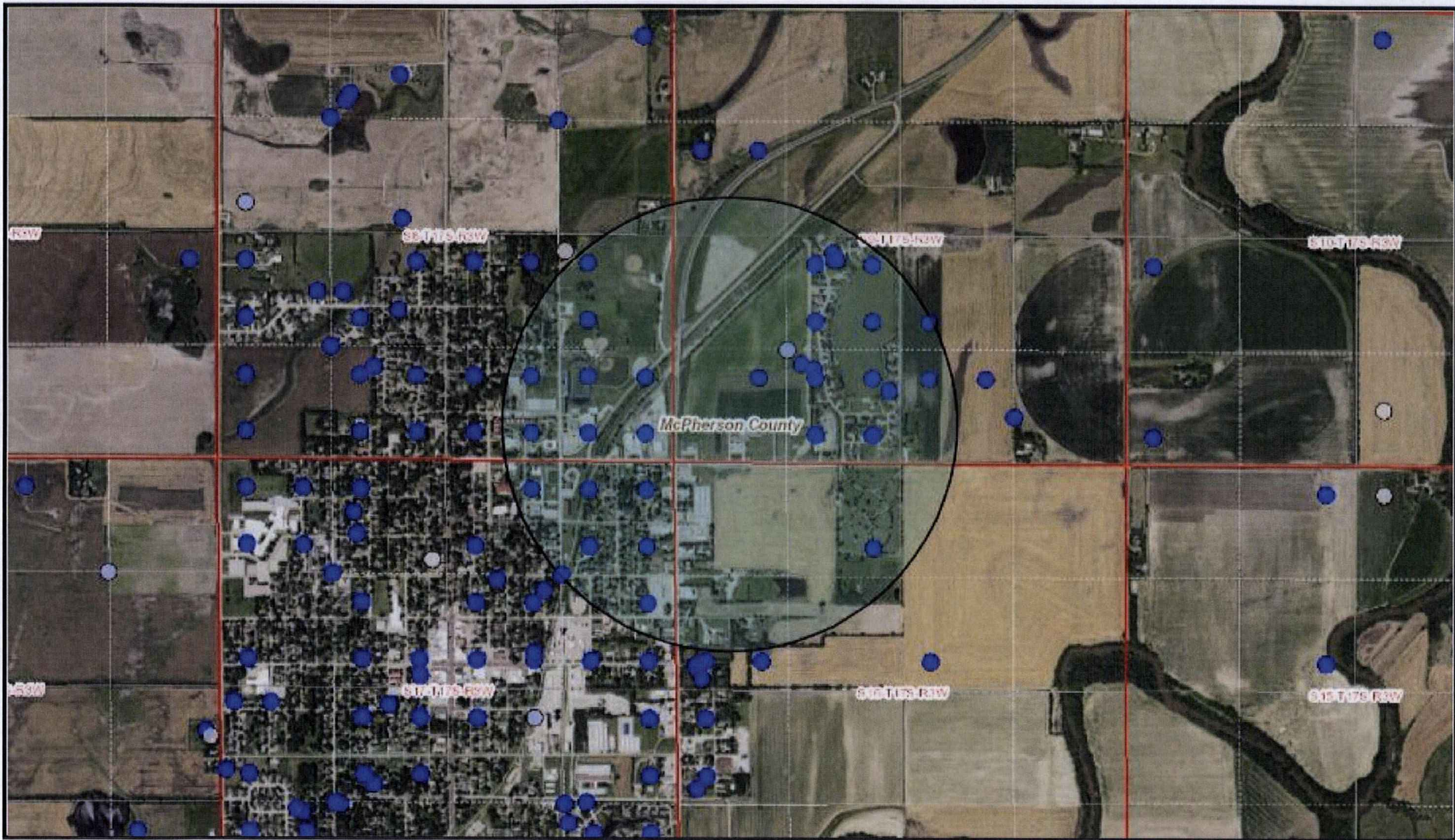
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Property Owners Within 1000' of Proposed Well

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	S08, T17, R03, ACRES 2, CA SE/C SE4 TH W812' N30'	
Mid Kansas Cooperative Association	FOR POB TH W181' NELY586' SELY166' SWLY480' TO POB (VACATED RR ROW)	PO Box D Moundridge, KS 67107
	S08, T17, R03, ACRES 0.6, CA SE/C SE4 TH W354.5' FOR POB TH N383.1' W227' S70.9' E177.7' S312' E50' TO POB LESS ROW	745 EMERALD DR LINDSBORG, KS 67456
Michael Peterson Trustee Associated Churches of Lindsborg Inc.	509 E SWENSSON ST, Lindsborg, KS 67456	PO Box 388 Lindsborg, KS 67456 PO BOX 70 LINDSBORG, KS 67456
Elmwood Cemetery	1130 E SWENSSON ST #cemetery, Lindsborg, KS	KS 67456



WWC5 Water Wells

- Constructed
- Reconstructed
- Plugged

6/3/2020

<https://maps.kgs.ku.edu/wwc5>

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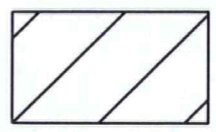
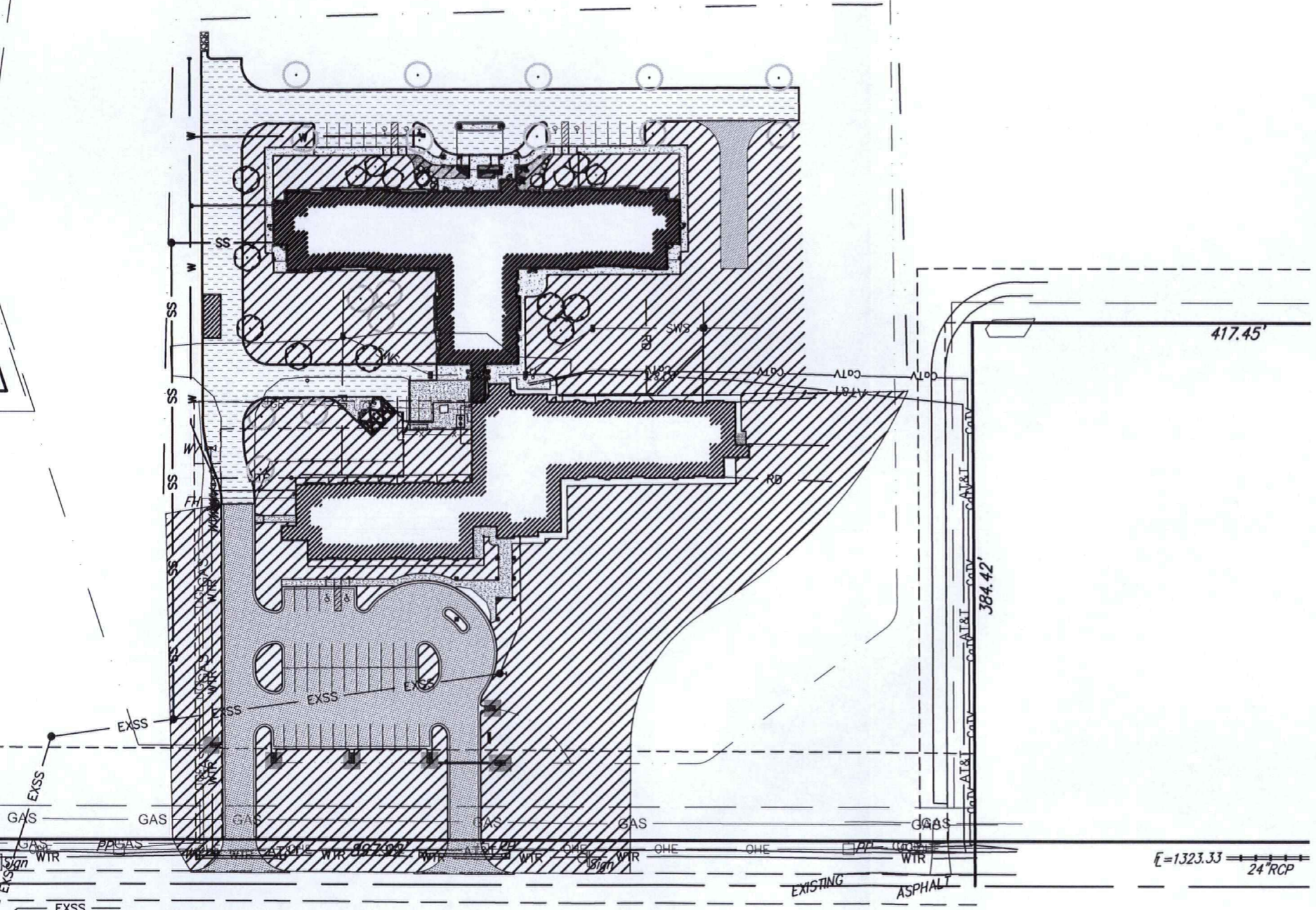
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LEGAL DESCRIPTION

Lot 1, Block 1, Bethany Home Addition, Lindsborg McPherson County, Kansas



Area to be irrigated= ±115,472 sq. ft. (2.65 acres)

Bethany Home Assisted Living

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 7, 2020

BETHANY HOME ASSOCIATION
321 NORTH CHESTNUT STREET
LINDSBORG KS 67456

RE: Application, File No(s). **50452**

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. If you have any other questions, please contact our office at 785-564-6640 or your local Stockton Field Office at 785-425-6787. *Stockton Field Office at 785-425-6787*. 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 style.

Kristen A. Baum
New Applications Unit Supervisor
Water Appropriation Program

DATA ENTRY SYSTEM ID NUMBER SHEET

50452

FILE NUMBER _____

APPLICANT

88427

PDIV ID

BATTERY ID

PERSON ID & SEQ #

64214

LANDOWNER

70134

PUSE ID

PERSON ID & SEQ #

64214

WATER USE CORRESPONDENT

PERSON ID & SEQ #

64214
