

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

File Number **50968**  
This item to be completed by the Division of Water Resources.

2/16/2023, 2:42 PM

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.)

KS Dept Of Agriculture

To the Chief Engineer of the Division of Water Resources, Kansas Department of Agriculture,  
1320 Research Park Drive, Manhattan, Kansas 66502:

1. Name of Applicant (Please Print): DOUGLAS P JOHNSON  
Address: 936 170<sup>TH</sup> RD  
City: BENDENA State KS Zip Code 66008  
Telephone Number: (785) 359-6789

2. The source of water is:  surface water in \_\_\_\_\_ (stream)  
OR  groundwater in MISSOURI 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.

3. The maximum quantity of water desired is 300 acre-feet OR \_\_\_\_\_ gallons per calendar year, to be diverted at a maximum rate of 800 gallons per minute OR \_\_\_\_\_ cubic feet per second.

**QUANTITY LIMITED TO 322 AF WHEN COMBINED WITH ANY PRIOR PERMITS**

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. 1 GMD \_\_\_\_\_ Meets K.A.R. 5-3-1 (YES/NO) Use IRR Source G/S County DP By ALB Date 2/17/23  
Code RE2 Fee \$ 300 TR # PY00054157 Receipt Date 2/16/23 Check # \_\_\_\_\_

2/20/2023  
LMoody

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) **GEO CTR** One in the **NW** quarter of the **SE** quarter of the **SE** quarter of Section **33**, more particularly described as being near a point **845** feet North and **1295** feet West of the Southeast corner of said section, in Township **3** South, Range **20 EAST, DONIPHAN** County, Kansas.
- (B) **ONE WELL** One in the **NW** quarter of the **SE** quarter of the **SE** quarter of Section **33**, more particularly described as being near a point **1140** feet North and **1295** feet West of the Southeast corner of said section, in Township **3** South, Range **20 EAST, DONIPHAN** County, Kansas.
- (C) **ONE WELL** One in the **SW** quarter of the **SE** quarter of the **SE** quarter of Section **33**, more particularly described as being near a point **550** feet North and **1295** feet West of the Southeast corner of said section, in Township **3** South, Range **20 EAST, DONIPHAN** 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.

2/16/2023

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

**DOUGLAS P JOHNSON 936 170<sup>TH</sup> RD BENDENA KS 66008**  
(name, address and telephone number)

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

KS Dept Of Agriculture

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 2-14, 2023.



**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 **BATTERY OF 2 WELLS**  
(number of wells, pumps or dams, etc.)

and WILL BE completed (by) **JULY 2023**  
(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 **JULY 2023**  
(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 **NOT APPLICABLE**  
\_\_\_\_\_  
\_\_\_\_\_

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 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.

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.        **2/16/2023**

**P/U – NEW APPLICATION**

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**KS Dept Of Agriculture**

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	<u>4-12-19</u>	_____	_____	_____
Total depth of well	<u>117'</u>	_____	_____	_____
Depth to water bearing formation	_____	_____	_____	_____
Depth to static water level	<u>30'</u>	_____	_____	_____
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/AGENT  
(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):

SEE IRRIGATION USE SUPPLEMENTAL SHEET  
(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 Hiawatha, Kansas, this 14 day of February, 2023.  
(month) (year)



(Applicant Signature)

2/16/2023

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

KS Dept Of Agriculture

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

Assisted by BRETT BUNGER TFO/ASST WATER COMMISSIONER Date: 2-14-23  
(office/title)

**IRRIGATION USE  
SUPPLEMENTAL SHEET**

Water Resources  
Received

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

KS Dept Of Agriculture

Name of Applicant (Please Print): DOUGLAS P JOHNSON

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: PAUL C & MARY L JOHNSON

ADDRESS: 930 170<sup>TH</sup> RD BENDENA KS 66008

S	T	R	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
33	3	20E	40	40	37	40													157

**Landowner of Record** NAME: CRAIG S JOHNSON

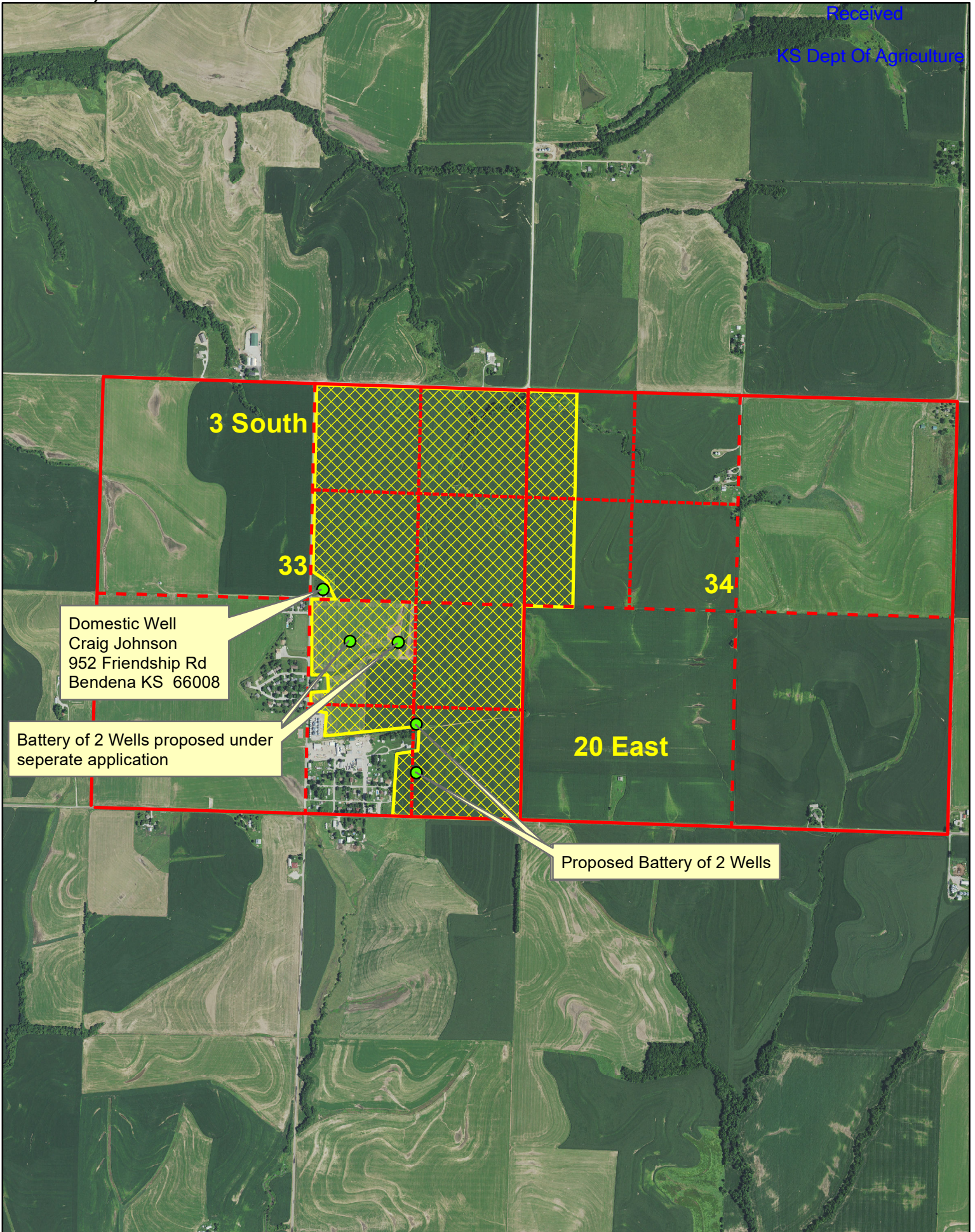
ADDRESS: 952 FRIENDSHIP RD BENDENA KS 66008

S	T	R	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
33	3	20E			1														1

**Landowner of Record** NAME: DOUGLAS P JOHNSON

ADDRESS: 936 170<sup>TH</sup> RD BENDENA KS 66008

S	T	R	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
33	3	20E												40	36.5	12	39.5	128	
34	3	20E					18	18										36	
																			TOTAL = 322 ACRES



3 South

33

34

20 East

Domestic Well  
Craig Johnson  
952 Friendship Rd  
Bendena KS 66008

Battery of 2 Wells proposed under  
seperate application

Proposed Battery of 2 Wells

**DATA ENTRY SYSTEM ID NUMBER SHEET**

**FILE NUMBER** 50968

<b>APPLICANT PERSON ID &amp; SEQ #</b>	<b>PDIV ID</b>	<b>BATTERY ID</b>
<b>62838</b>	<b>90090 - GC</b>	
	<b>90091</b>	<b>2332</b>
	<b>90092</b>	

<b>LANDOWNER PERSON ID &amp; SEQ #</b>	<b>PUSE ID</b>	
<b>68870</b>	<b>71244</b>	
	<b>71245</b>	
<b>67133</b>	<b>71246</b>	
<b>62838</b>	<b>71247</b>	

<b>WATER USE CORRESPONDENT PERSON ID &amp; SEQ #</b>
<b>62838</b>

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900 SW Jackson, Room 456  
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785-296-3556

Mike Beam, Secretary

Laura Kelly, Governor

February 21, 2023

DOUGLAS P JOHNSON  
936 170TH RD  
BENDENA KS 66008

RE: Application, File No(s). **50968**

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 "Kris Neuhauser". The signature is written in a cursive style.

Kris Neuhauser  
New Applications Lead  
Water Appropriation Program



3/29/24

50968  
Johnson Farms

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KS Dept Of Agriculture

TH 18-03  
N 39 44' 35"  
W 95 10' 41.1"  
N 39.743056  
W -95.178083  
0-5 no sample  
5-10 sandy clay light gray  
10-17 sandy clay grayish brown  
17-22 silty clay grayish brown  
22-37 silty clay light gray hard  
37-42 silty clay light grayish brown  
42-59 sandy clay brown  
59-65 silty sand  
65-66 sand F-C brown  
66-69 sandy clay brown  
69-73 sand F-C brown  
73-75 silty clay brown  
75-85 silty clay gray  
85-87 sand F-C gray  
87-95 silty clay gray  
95-97 sand M-VC brown  
97-102 sand M-VC with some gravel  
102-105 silty clay gray  
105-107 sand M-VC with cobble gray  
107-112 sand M-VC with F gravel (clean)  
112-114 cobble and sand and gravel  
114 limestone

TH 18-06  
N 39 44' 36.1"  
W 95 10' 34.2"  
N 39.743361  
W -95.176167  
0-5 no sample  
5-14 sandy clay light grayish brown  
14-19 silty clay light grayish brown  
19-38 silty clay light gray  
38-43 silty clay light grayish brown  
43-60 sandy clay brown  
60-64 sand M-VC brown  
64-68 sandy clay light brown  
68-69 sand F-M brown  
69-70 silty clay brown  
70-73 sand and gravel brown  
73-75 sand and gravel with clay layers brown  
75-80 sand F-M with clay layers brown  
80-92 sand F-M brown clean lost water  
92-93 hard/limestone  
93-96 sand F-M dark brown  
96-101 sand M-VC gray lost some water  
101-105 sand and gravel gray  
105-111 sand and gravel with cobble gray  
111-119 sand gravel silty clay layers  
119-120 silty clay gray  
120 Cobble

19-02 8" Cased  
N 39 44' 35.5"  
W 95 10' 34.5"  
N 39.743194  
W -95.17625

SWL 30'

0-5 no sample

5-14 sandy clay light grayish brown

14-19 silty clay light grayish brown

19-38 silty clay light gray

38-43 silty clay light grayish brown

43-60 sandy clay brown

60-64 sand M-VC brown

64-68 sandy clay light brown

68-69 sand F-M brown

69-70 silty clay brown

70-73 sand and gravel brown

73-75 sand and gravel with clay layers brown

75 hard layer

75-91 sand F-M

91-106 sand

106-112 sand and gravel with cobble, boulders @ 106 & 107

112-117 clay and shale

TH 23-01

N 39 44' 28.3"

W 95 10' 34.7"

N 39.741194

W -95.176306

0-5 No Sample

5-10 silty clay brown

10-21 silty clay light grayish brown

21-28 silty clay light gray

28-36 silty clay light grayish brown

36-48 sandy clay brown

48-58 sand M-C (clean lost water)

58-62 sand F-M silty

62-70 silty clay light gray

70-74 sandy clay with sand layers

74-86 silty clay gray

86-94 sandy clay with sand and gravel layers (88' hard)

94-100 silty clay gray

100-102 shale gray

102 limestone

3/29/24

Water Resources  
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KS Dept Of Agriculture



Johnson Farms TH 18-06

A 50968 NWSESE 3

Johnson Farms TH 18-03 Johnson Farms 8" Cased 19-02

A 50968 NWSESE 2

A 50968 NWSESE 4

Johnson Farms TH 23-01







**From:** Bunger, Brett [KDA]  
**Sent:** Fri 3/29/2024 7:35 AM  
**To:** Neuhauser, Kris [KDA]  
**Subject:** FW: records needed for well approval Files 50968 and 50969  
**Attachments:** 50968 Johnson Logs.txt, 50968 Map.jpg, 50969 Johnson Logs.txt, 50969 Map.jpg

Kris, attached are the test hole logs you were looking for and some maps as an added bonus. Let me know if you need anything else.

Brett

-----Original Message-----

From: Keith Grimm <Keith@mwivalley.com>  
Sent: Thursday, March 28, 2024 3:15 PM  
To: Bunger, Brett [KDA] <Brett.Bunger@ks.gov>  
Subject: FW: records needed for well approval Files 50968 and 50969

EXTERNAL: This email originated from outside of the organization. Do not click any links or open any attachments unless you trust the sender and know the content is safe.

-----Original Message-----

From: Andy Halbert <andy@drill-well.com>  
Sent: Thursday, March 28, 2024 2:58 PM  
To: 'Ryan Eickhoff Drill-Well, LLC' <ryan@drill-well.com>  
Cc: jfinc@rainbowtel.net; mwivalley@gmail.com  
Subject: RE: records needed for well approval

Gentlemen,

Attached are four files. The two text files have the drilling logs and the two jpg files are the mapped locations.

If anyone needs anything else, let me know.

Thank you,

Andy

-----Original Message-----

From: Ryan Eickhoff Drill-Well, LLC [<mailto:ryan@drill-well.com>]  
Sent: Thursday, March 28, 2024 7:36 AM  
To: andy halbert  
Subject: Fwd: records needed for well approval

----- Original Message -----

Subject: records needed for well approval  
Date: 2024-03-27 15:40  
From: JOHNSON FARMS INCJOHNSON AG JOHNSON FARMS INCJOHNSON AG <jfinc@rainbowtel.net>  
To: ryan@drill-well.com  
Cc: Keith Grimm <mwivalley@gmail.com>

Ryan,

Here is what I got from the state.

Doug

