



File No. **48,405**      15. Formation Code:      Drainage Basin:      County:      Special Use:      Stream:

16. Points of Diversion											
T	MOD	DEL	ENT	PDIV	Qualifier	S	T	R	ID	'N	'W

17. Rate and Quantity				
Authorized		Additional		
Rate	Quantity	Rate	Quantity	Overlap PD Files
gpm/cfs	af/mgy	gpm/cfs	af/mgy	
				<b>None</b>

18. Storage: Rate \_\_\_\_\_ NF      Quantity \_\_\_\_\_ ac/ft      Additional Rate \_\_\_\_\_ NF      Additional Quantity \_\_\_\_\_ ac/ft

19. Limitation: \_\_\_\_\_ af/yr at \_\_\_\_\_ gpm ( \_\_\_\_\_ cfs) when combined with file number(s) \_\_\_\_\_  
 Limitation: \_\_\_\_\_ af/yr at \_\_\_\_\_ gpm ( \_\_\_\_\_ cfs) when combined with file number(s) \_\_\_\_\_

20. Meter Required?  Yes  No      To be installed by \_\_\_\_\_      Date Acceptable Meter Installed \_\_\_\_\_

21. Place of Use										NE¼				NW¼				SW¼				SE¼				Total	Owner	Chg?	Overlap Files	
T	MOD	DEL	ENT	PUSE	S	T	R	ID		NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼					
																														<b>None</b>
																											<b>7b.</b>	<b>No</b>		

Comments: **Application fails Safe Yield and was recommended for denial by GMD#2**

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

**M E M O R A N D U M**

**TO:** Files

**DATE:** November 16, 2016

**FROM:** Matt Meier

**RE:** Application, File No. 48,405

Sidney and Maryann Strohl have filed the referenced application for a permit to appropriate water for beneficial use, proposing the appropriation of 93.8 acre-feet of groundwater for irrigation use. The proposed well was to be located in the Southeast Quarter of the Northwest Quarter of the Northeast Quarter (SE $\frac{1}{4}$  NW $\frac{1}{4}$  NE $\frac{1}{4}$ ) of Section 30, more particularly described as being near a point 4,260 feet North and 1,400 feet West of the Southeast corner of said section, in Township 26 South, Range 6 West, Reno County, Kansas within the boundaries of Equus Beds Groundwater Management District No. 2. There are no other water rights overlapping the proposed point of diversion and place of use. The application was located in the Pretty Prairie suspension area and had been held while Equus Beds Groundwater Management District No. 2 reviewed the District's Safe yield regulation and calculation methods.

On August 1, 2016 a copy of the application was submitted to Equus Beds Groundwater Management District No. 2 for review. On September 16, 2016 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 and Regulation K.A.R. 5-22-7. The applicant was sent a letter explaining the denial recommendation on September 20, 2016 and given a 30-day deadline (October 14, 2016) 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. 48,405 be denied and dismissed for failure to meet safe yield criteria.

Matt Meier  
Environmental Scientist  
Permits Unit



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

**FILE COPY**

SIDNEY B & MARYANN STROHL LIVING TRUSTS December 7, 2016  
PO BOX 296  
PRETTY PRAIRIE KS 67570

RE: Application, File Nos. 48,405 and 48,406

Dear Mr. & Mrs. Strohl:

Enclosed are the Findings and Orders by the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, dismissing Application, File Nos. 48,805 and 48,406, for failure to comply with the safe yield requirements of K.A.R. 5-22-7.

These Orders 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.

**Request for Hearing.** According to K.A.R. 5-14-3(c), any party who desires a hearing must submit a request within 15 days after the date shown on the Certificate of Service attached to this Order. Filing a request for a hearing will give you the opportunity to submit additional facts for consideration, contest any findings made by the Chief Engineer, or present any other information you believe should be considered in this matter. A timely-filed request for hearing will stay the deadline for requesting administrative review of this Order pending the outcome of the hearing.

**Petition for Review.** The applicant, if aggrieved by this Order, may petition for administrative review, pursuant to K.S.A. 82a-711(c) and K.S.A. 82a-1901(a). The petition must be filed within 30 days after the date shown on the Certificate of Service attached to this Order and must set forth the basis for the review, unless stayed by the timely filing of a request for hearing.

Any request for hearing or petition for administrative review shall be in writing and shall be submitted to the attention of: Chief Legal Counsel, Kansas Department of Agriculture, 1320 Research Park Drive, Manhattan, Kansas 66502, Fax: (785) 564 - 6777

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,

Brent A. Turney, PG.  
Change Application Unit Supervisor  
Water Appropriation Program

Enclosures

pc: Stafford Field Office  
GMD#2



**KANSAS DEPARTMENT OF AGRICULTURE**  
Jackie McClaskey, 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. 48,405**

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 December 26, 2012, the Chief Engineer received an application from Sidney & Maryann Strohl for a permit to appropriate water for beneficial use, assigned File No. 48,405, proposing the appropriation of 93.8 acre-feet of groundwater for irrigation use. The proposed well was to be located in the Southeast Quarter of the Northwest Quarter of the Northeast Quarter (SE $\frac{1}{4}$  NW $\frac{1}{4}$  NE $\frac{1}{4}$ ) of Section 30, more particularly described as being near a point 4,260 feet North and 1,400 feet West of the Southeast corner of said section, in Township 26 South, Range 6 West, Reno County, Kansas.
2. That on August 1, 2016, 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 received on September 16, 2016. 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, 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 October 14, 2016) to appeal the decision. No contact was received from the applicant.
4. That the applicant, has not submitted additional information for consideration, nor requested an extension of time, for Application, File No. 48,405, thus the application should be denied and dismissed and its priority forfeited for failure to comply with Safe Yield regulation K.A.R. 5-2-27.



### CERTIFICATE OF SERVICE

On this 7<sup>th</sup> day of December, 2016, I hereby certify that the foregoing Dismissal of Application, File No. 48,405, dated December 6, 2016 was mailed postage prepaid, first class, US mail to the following:

SIDNEY B & MARYANN STROHL LIVING TRUSTS  
PO BOX 296  
PRETTY PRAIRIE KS 67570

With photocopies to:

Stafford Field Office  
Equus Beds Groundwater Management District No. 2

A handwritten signature in cursive script, reading "Danielle Wilson", is written over a solid horizontal line.

Division of Water Resources

THE STATE OF KANSAS



**KANSAS DEPARTMENT OF AGRICULTURE**  
Dale A. Rodman, Secretary of Agriculture

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

File Number 48405  
This item to be completed by the Division of Water Resources.

WATER RESOURCES RECEIVED  
DEC 26 2012  
12:50 PM  
KS DEPT OF AGRICULTURE

**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,  
109 SW 9<sup>th</sup> Street, Second Floor, Topeka, KS 66612-1283:

1. Name of Applicant (Please Print): Sidney B. and/or Maryann Strohl  
Address: PO Box 296  
City: Pretty Prairie State KS Zip Code 67570  
Telephone Number: (620) 459-6593

2. The source of water is:  surface water in \_\_\_\_\_ (stream)  
OR  groundwater in South Fork Ninnescah - 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 93.8 acre-feet OR \_\_\_\_\_ gallons per calendar year, to be diverted at a maximum rate of 400 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. Code	<u>2</u>	GMD	<u>2</u>	Meets K.A.R. 5-3-1 (YES/NO)	<u>(YES)</u>	Use	<u>IRL</u>	Source	<u>GIS</u>	County	<u>PN</u>	By	<u>BAR</u>	Date	<u>12-27-12</u>
REG		Fee \$	<u>200</u>	TR #		Receipt Date	<u>12-20-12</u>	Check #	<u>1023</u>						

1-2 13  
BLC



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 NW quarter of the NE quarter of Section 30, more particularly described as being near a point 4260 feet North and 1400 feet West of the Southeast corner of said section, in Township 26 South, Range 6 West, Reno 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):

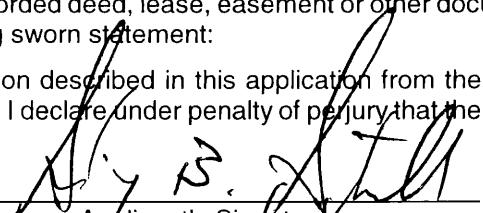
Sidney B. & Maryann Strohl Living Trusts, PO Box 296, Pretty Prairie, KS 67570. 620-459-6593  
(name, address and telephone number)

\_\_\_\_\_  
(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 12-20, 2012

  
Applicant's Signature

7. The proposed project for diversion of water will consist of One well  
(number of wells, pumps or dams, etc.)

and will be completed (by) 5/1/2014  
(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 6/1/2014  
(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 NA
  - If no, explain here why a Water Structures permit is not required NA
- 
- 

- 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.

Another new water permit application is being filed on the same place of use, different point of diversion.

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**WATER RESOURCES  
RECEIVED  
DEC 26 2012  
KS DEPT OF AGRICULTURE  
SCANNED**

\* Applicant requests waiver of test log requirement & will submit log of well as drilled & constructed File No. \_\_\_\_\_

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-Trustee  
(owner, tenant, agent or otherwise)

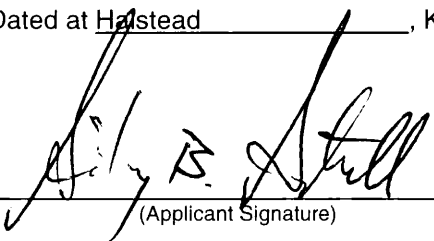
15. The owner(s) of the property where the water is used, if other than the applicant, is (please print):

Sidney B. & Maryann Strohl Living Trusts, PO Box 296, Pretty Prairie, KS 67570. 620-459-6593  
(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 Halstead, Kansas, this 20<sup>th</sup> day of December, 2012.  
(month) (year)

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

512-64-9174  
\_\_\_\_\_  
APPLICANT(S) SOCIAL SECURITY IDENTIFICATION NUMBER(S)

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

\_\_\_\_\_  
and/or  
APPLICANT(S) TAXPAYER I.D. NO.(S)

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

Assisted by T. Boese GMD2/Manager Date: 12-20-2012  
(office/title)

## IRRIGATION USE SUPPLEMENTAL SHEET

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

Name of Applicant (Please Print): Sidney B. and/or Maryann Strohl

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: Sidney B. & Maryann Strohl Living Trusts

ADDRESS: PO Box 296, Pretty Prairie, KS 67570. 620-459-6593

S	T	R	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
30	26	6W		33.5	33.5														67

**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	

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>Shellabarger Sandy Loam</u>	<u>96</u>	<u>0.6-2.00</u>	<u>7</u>
<u>Kanza-Ninnescah S. Loam</u>	<u>4</u>	<u>2.00-6.00</u>	<u>NA</u>
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
Total:	100 %		

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

Estimate the maximum land slope in the field(s): 1-2 %

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: Will schedule and apply irrigation to eliminate run-off

ii. For sprinkler systems:

- (1) Estimate the operating pressure at the distribution system: \_\_\_\_\_ psi
- (2) What is the sprinkler package design rate? \_\_\_\_\_ 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.

*Not available at this time*

e. Crop(s) you intend to irrigate. Please note any planned crop rotations: Corn, soybeans, milo, wheat

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). Will contract with crop consultant.

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

12-20-2012

(Date)

Kansas Department of Agriculture  
Division of Water Resources  
David W. Barfield, Chief Engineer  
109 SW 9<sup>th</sup> Street, 2nd Floor  
Topeka, Kansas 66612-1283

Re: Application  
File No. \_\_\_\_\_

Minimum Desirable Streamflow

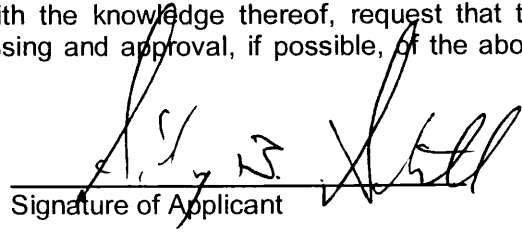
Dear Sir:

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.

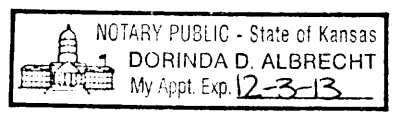
I am aware of the above factors, and with the knowledge thereof, request that the Division of Water Resources proceed with processing and approval, if possible, of the above referenced application.

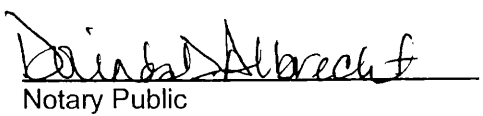
  
Signature of Applicant

State of Kansas )  
County of Harvey ) ss

Sidney B. Strohl  
(Print Applicant's Name)

I hereby certify that the foregoing instrument was signed in my presence and sworn to before me this 20 day of December, 2012.



  
Notary Public

My Commission Expires: 12-3-13

WATER RESOURCES  
RECEIVED  
DEC 26 2012  
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

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

4260 ft N and 1400 ft W of the SE Corner of Section 30, T 26S, R 6W

Located at: 98.013875 West Longitude and 37.759609 North Latitude

# 48,405

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__	1474 00	IRR	NK	G	9280	--	--	NC	SE	1320	1320	13	26	7W	1	109.50	109.50	AF
A__	1772 00	IRR	NK	G	2845	--	SE	NW	NW	-----	-----	30	26	6W	1	175.00	175.00	AF
A__	4413 00	MUN	NK	G	8056	--	NE	SW	SW	950	4500	18	26	6W	1	55.24	21.48	AF
A__	5048 00	IRR	NK	G	9295	--	--	NC	NW	3935	4013	24	26	7W	1	125.00	125.00	AF
A__	13853 00	IRR	NK	G	6443	--	SW	NW	NW	-----	-----	19	26	6W	1	111.00	111.00	AF
A__	15859 00	IRR	NK	G	8611	--	NE	SW	NW	3414	4591	21	26	6W	2	201.00	201.00	AF
A__	17258 00	IRR	NK	G	9889	--	NC	SE	NW	3300	3074	18	26	6W	4	120.00	120.00	AF
A__	17480 00	IRR	NK	G	1393	--	SE	SW	SE	300	1480	19	26	6W	2	35.00	35.00	AF
A__	38108 00	IRR	NK	G	1393	--	SE	SW	SE	300	1480	19	26	6W	2	54.00	54.00	AF
A__	39684 00	IRR	NK	G	9889	--	NC	SE	NW	3300	3074	18	26	6W	4	48.00	48.00	AF
A__	40205 00	IRR	NK	G	8502	--	--	NC	SW	1291	3945	28	26	6W	1	139.00	139.00	AF
A__	40534 00	MUN	LR	G	7381	--	NE	SE	SW	800	2800	18	26	6W	7	42.04	42.04	AF
A__	40636 00	IRR	NK	G	10419	--	--	NC	NE	3999	1377	18	26	6W	3	195.00	195.00	AF
A__	41464 00	MUN	LR	G	9026	--	NE	NE	SE	2543	101	18	26	6W	10	142.06	86.85	AF
A__	41684 00	IRR	NK	G	3591	--	--	NC	SW	1338	3963	20	26	6W	1	210.00	210.00	AF
A__	42717 00	IRR	NK	G	2741	--	--	CE	SE	1351	73	19	26	6W	3	100.00	100.00	AF
A__	42962 00	IRR	NK	G	4219	--	SE	SE	NE	3045	466	19	26	6W	5	187.00	187.00	AF
A__	44939 00	IRR	NK	G	9858	--	SW	NW	NE	4274	2086	28	26	6W	3	189.00	189.00	AF
A__	45017 00	IRR	NK	G	8502	--	--	NC	SW	1291	3945	28	26	6W	1	45.80	45.80	AF
A__	46345 00	IRR	NK	G	8054	--	SE	SW	SE	50	1805	17	26	6W	2	148.84	148.84	AF
A__	46395 00	IRR	NK	G	3013	--	SW	SE	NW	2911	3945	29	26	6W	2 G 2	112.00	112.00	AF
Same					3113	--	NE	NW	SW	2619	3987	29	26	6W	1 B 2			
Same					2938	--	SW	SE	NW	3202	3903	29	26	6W	3 B 2			
A__	46655 00	IRR	NK	G	3013	--	SW	SE	NW	2911	3945	29	26	6W	2 G 2	76.00	76.00	AF
Same					3113	--	NE	NW	SW	2619	3987	29	26	6W	1 B 2			
Same					2938	--	SW	SE	NW	3202	3903	29	26	6W	3 B 2			
A__	47091 00	IRR	KE	G	9295	--	--	NC	NW	3935	4013	24	26	7W	1	224.00	99.00	AF
A__	47541 00	IRR	LO	G	6699	--	NW	SW	NW	3908	5250	28	26	6W	6 G 2	224.00	224.00	AF
Same					6717	--	NW	SW	NW	3610	5250	28	26	6W	5 B 2			
Same					6694	--	SW	NW	NW	4206	5250	28	26	6W	7 B 2			
A__	48200 00	IRR	AY	G	5416	--	--	--	--	2640	1320	25	26	7W	2	298.20	298.20	AF
A__	48212 00	IRR	AY	G	5088	--	--	NE		4060	1250	25	26	7W	6 G 3	298.20	298.20	AF
Same					4789	--	--	NE		4060	950	25	26	7W	3 B 3			
Same					5388	--	--	NE		4060	1550	25	26	7W	4 B 3			
Same					5088	--	--	NE		4060	1250	25	26	7W	5 B 3			
A__	48405 00	IRR	AY	G	0	--	SE	NW	NE	4260	1400	30	26	6W	7	93.80	93.80	AF
A__	48406 00	IRR	AY	G	1360	--	SE	SW	NE	2900	1400	30	26	6W	8	93.80	93.80	AF
VRN	4 00	MUN	AA	G	8056	--	NE	SW	SW	950	4500	18	26	6W	1	24.55	24.55	AF

48200

Total Net Quantities Authorized:	Direct	Storage
Total Requested Amount (AF) =	784.00	.00
Total Permitted Amount (AF) =	99.00	.00
Total Inspected Amount (AF) =	352.89	.00
Total Pro_Cert Amount (AF) =	.00	.00
Total Certified Amount (AF) =	2402.62	.00
Total Vested Amount (AF) =	24.55	.00



TOTAL AMOUNT (AF) = 3663.07 .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:

98.013875 West Longitude and 37.759609 North Latitude

GROUNDWATER ONLY

WATER USE CORRESPONDENTS:

=====

File Number Use ST SR

A\_\_ 1474 00 IRR NK G  
 > CITY OF PRETTY PRAIRIE  
 > PO BOX 68  
 > 119 W MAIN ST  
 > PRETTY PRAIRIE KS 67570

-----

A\_\_ 1772 00 IRR NK G  
 > JASON BELT  
 >  
 > 1691 W US HIGHWAY 54  
 > KINGMAN KS 67068

-----

A\_\_ 4413 00 MUN NK G  
 > CITY OF PRETTY PRAIRIE  
 > PO BOX 68  
 > 119 W MAIN ST  
 > PRETTY PRAIRIE KS 67570

-----

A\_\_ 5048 00 IRR NK G  
 > DARYL E & NANCY J YOUNG TRUSTS  
 >  
 > 5508 NE 30TH AVE  
 > PRETTY PRAIRIE KS 67570

-----

A\_\_ 13853 00 IRR NK G  
 > JOHN A COLLINGWOOD  
 > AL COLLINGWOOD  
 > PO BOX 903  
 > JOHNSON KS 67855

-----

A\_\_ 15859 00 IRR NK G  
 > DONALD BERGKAMP II  
 >  
 > 1012 W SMOOTS CREEK RD  
 > PRETTY PRAIRIE KS 67570

-----

A\_\_ 17258 00 IRR NK G  
 > DORIS J GRABER REV TRUST  
 >  
 > PO BOX 145

# 48,405

> PRETTY PRAIRIE KS 67570

-----

A\_\_ 17480 00 IRR NK G

> REED W & ALICE E GRABER

>

> 5510 W BOUNDARY RD

> PRETTY PRAIRIE KS 67570

-----

A\_\_ 38108 00 IRR NK G

> REED W & ALICE E GRABER

>

> 5510 W BOUNDARY RD

> PRETTY PRAIRIE KS 67570

-----

A\_\_ 39684 00 IRR NK G

> DORIS J GRABER REV TRUST

>

> PO BOX 145

> PRETTY PRAIRIE KS 67570

-----

A\_\_ 40205 00 IRR NK G

> SIDNEY B & MARYANN STROHL LIVING TRUSTS

>

> PO BOX 296

> PRETTY PRAIRIE KS 67570

-----

A\_\_ 40534 00 MUN LR G

> CITY OF PRETTY PRAIRIE

> PO BOX 68

> 119 W MAIN ST

> PRETTY PRAIRIE KS 67570

-----

A\_\_ 40636 00 IRR NK G

> DUDREY CATTLE CO INC

>

> PO BOX 65

> SAINT JOHN KS 67576

-----

A\_\_ 41464 00 MUN LR G

> CITY OF PRETTY PRAIRIE

> PO BOX 68

> 119 W MAIN ST

> PRETTY PRAIRIE KS 67570

-----

A\_\_ 41684 00 IRR NK G

> ALVIN DEAN & MARILYN F KREHBIEL

>

> 201 S OAK ST

> PRETTY PRAIRIE KS 67570

-----

A\_\_ 42717 00 IRR NK G

> SIDNEY B & MARYANN STROHL LIVING TRUSTS

>  
> PO BOX 296  
> PRETTY PRAIRIE KS 67570  
>-----

A\_\_ 42962 00 IRR NK G  
> ERIC JACQUES  
>  
> 3002 W LAKE CABLE RD  
> HUTCHINSON KS 67501  
>-----

A\_\_ 44939 00 IRR NK G  
> MICHAEL B MALONEY  
>  
> 2325 N MAIN ST  
> KINGMAN KS 67068  
>-----

A\_\_ 45017 00 IRR NK G  
> SIDNEY B & MARYANN STROHL LIVING TRUSTS  
>  
> PO BOX 296  
> PRETTY PRAIRIE KS 67570  
>-----

A\_\_ 46345 00 IRR NK G  
> SIDNEY B & MARYANN STROHL LIVING TRUSTS  
>  
> PO BOX 296  
> PRETTY PRAIRIE KS 67570  
>-----

A\_\_ 46395 00 IRR NK G  
> LOREN DEAN & CINDY SUE KREHBIEL  
>  
> 19501 S HERREN RD  
> PRETTY PRAIRIE KS 67570  
>-----

A\_\_ 46655 00 IRR NK G  
> LOREN DEAN & CINDY SUE KREHBIEL  
>  
> 19501 S HERREN RD  
> PRETTY PRAIRIE KS 67570  
>-----

A\_\_ 47091 00 IRR KE G  
> DARYL E & NANCY J YOUNG TRUSTS  
>  
> 5508 NE 30TH AVE  
> PRETTY PRAIRIE KS 67570  
>-----

A\_\_ 47541 00 IRR LO G  
> GEORGIA K PREMER TRUST  
> GEORGIA K PREMER TRUSTEE  
> 335 N WASHINGTON ST STE 120  
> HUTCHINSON KS 67501  
>-----

# 48,405

A\_\_ 48200 00 IRR AY G

- > ED MIES
- >
- > 26613 S CENTENNIAL ROAD
- > PRETTY PRAIRIE KS 67570

-----

A\_\_ 48212 00 IRR AY G

- > ED MIES
- >
- > 26613 S CENTENNIAL ROAD
- > PRETTY PRAIRIE KS 67570

-----

A\_\_ 48405 00 IRR AY G

- > SIDNEY B & MARYANN STROHL LIVING TRUSTS
- >
- > PO BOX 296
- > PRETTY PRAIRIE KS 67570

-----

A\_\_ 48406 00 IRR AY G

- > SIDNEY B & MARYANN STROHL LIVING TRUSTS
- >
- > PO BOX 296
- > PRETTY PRAIRIE KS 67570

-----

VRN 4 00 MUN AA G

- > CITY OF PRETTY PRAIRIE
- > PO BOX 68
- > 119 W MAIN ST
- > PRETTY PRAIRIE KS 67570

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

4260 ft N and 1400 ft W of the SE Corner of Section 30, T 26S, R 6W

Located at: 98.013875 West Longitude and 37.759609 North Latitude

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__ 1474	00	IRR	NK	G	9280	--	--	NC	SE	1320	1320	13	26	7W	1		109.50	109.50	AF
A__ 1772	00	IRR	NK	G	2845	--	SE	NW	NW	-----	-----	30	26	6W	1		175.00	175.00	AF
A__ 4413	00	MUN	NK	G	8056	--	NE	SW	SW	950	4500	18	26	6W	1		55.24	21.48	AF
A__ 5048	00	IRR	NK	G	9295	--	--	NC	NW	3935	4013	24	26	7W	1		125.00	125.00	AF
A__ 13853	00	IRR	NK	G	6443	--	SW	NW	NW	-----	-----	19	26	6W	1		111.00	111.00	AF
A__ 15859	00	IRR	NK	G	8611	--	NE	SW	NW	3414	4591	21	26	6W	2		201.00	201.00	AF
A__ 17258	00	IRR	NK	G	9889	--	NC	SE	NW	3300	3074	18	26	6W	4		120.00	120.00	AF
A__ 17480	00	IRR	NK	G	1393	--	SE	SW	SE	300	1480	19	26	6W	2		35.00	35.00	AF
A__ 38108	00	IRR	NK	G	1393	--	SE	SW	SE	300	1480	19	26	6W	2		54.00	54.00	AF
A__ 39684	00	IRR	NK	G	9889	--	NC	SE	NW	3300	3074	18	26	6W	4		48.00	48.00	AF
A__ 40205	00	IRR	NK	G	8502	--	--	NC	SW	1291	3945	28	26	6W	1		139.00	139.00	AF
A__ 40534	00	MUN	LR	G	7381	--	NE	SE	SW	800	2800	18	26	6W	7		42.04	42.04	AF
A__ 40636	00	IRR	NK	G	10419	--	--	NC	NE	3999	1377	18	26	6W	3		195.00	195.00	AF
A__ 41464	00	MUN	LR	G	9026	--	NE	NE	SE	2543	101	18	26	6W	10		142.06	86.85	AF
A__ 41684	00	IRR	NK	G	3591	--	--	NC	SW	1338	3963	20	26	6W	1		210.00	210.00	AF
A__ 42717	00	IRR	NK	G	2741	--	--	CE	SE	1351	73	19	26	6W	3		100.00	100.00	AF
A__ 42962	00	IRR	NK	G	4219	--	SE	SE	NE	3045	466	19	26	6W	5		187.00	187.00	AF
A__ 44939	00	IRR	NK	G	9858	--	SW	NW	NE	4274	2086	28	26	6W	3		189.00	189.00	AF
A__ 45017	00	IRR	NK	G	8502	--	--	NC	SW	1291	3945	28	26	6W	1		45.80	45.80	AF
A__ 46345	00	IRR	NK	G	8054	--	SE	SW	SE	50	1805	17	26	6W	2		148.84	148.84	AF
A__ 46395	00	IRR	NK	G	3013	--	SW	SE	NW	2911	3945	29	26	6W	2	G 2	112.00	112.00	AF
Same					3113	--	NE	NW	SW	2619	3987	29	26	6W	1	B 2			
Same					2938	--	SW	SE	NW	3202	3903	29	26	6W	3	B 2			
A__ 46655	00	IRR	NK	G	3013	--	SW	SE	NW	2911	3945	29	26	6W	2	G 2	76.00	76.00	AF
Same					3113	--	NE	NW	SW	2619	3987	29	26	6W	1	B 2			
Same					2938	--	SW	SE	NW	3202	3903	29	26	6W	3	B 2			
A__ 47091	00	IRR	NK	G	9295	--	--	NC	NW	3935	4013	24	26	7W	1		184.80	59.80	AF
A__ 47541	00	IRR	LO	G	6699	--	NW	SW	NW	3908	5250	28	26	6W	6	G 2	224.00	224.00	AF
Same					6717	--	NW	SW	NW	3610	5250	28	26	6W	5	B 2			
Same					6694	--	SW	NW	NW	4206	5250	28	26	6W	7	B 2			
A__ 48200	00	IRR	GY	G	4356	--	SE	SE	NE	2725	225	25	26	7W	2	G 2	140.00	140.00	AF
Same					4240	--	SE	SE	NE	2725	100	25	26	7W	7	B 2			
Same					4473	--	SE	SE	NE	2725	350	25	26	7W	8	B 2			
A__ 48212	00	IRR	GY	G	5088	--	--	--	NE	4060	1250	25	26	7W	6	G 3	140.00	.00	AF
Same					4789	--	--	--	NE	4060	950	25	26	7W	3	B 3			
Same					5388	--	--	--	NE	4060	1550	25	26	7W	4	B 3			
Same					5088	--	--	--	NE	4060	1250	25	26	7W	5	B 3			
A__ 48405	00	IRR	AY	G	0	--	SE	NW	NE	4260	1400	30	26	6W	7		93.80	93.80	AF
A__ 48406	00	IRR	AY	G	1360	--	SE	SW	NE	2900	1400	30	26	6W	8		93.80	93.80	AF
VRN 4	00	MUN	AA	G	8056	--	NE	SW	SW	950	4500	18	26	6W	1		24.55	24.55	AF

Total Net Quantities Authorized:	Direct	Storage
Total Requested Amount (AF) =	187.60	.00
Total Permitted Amount (AF) =	140.00	.00
Total Inspected Amount (AF) =	352.89	.00
Total Pro_Cert Amount (AF) =	.00	.00

Total Certified Amount (AF) =	2462.42	.00
Total Vested Amount (AF) =	24.55	.00
TOTAL AMOUNT (AF) =	3167.47	.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:  
 98.013875 West Longitude and 37.759609 North Latitude

GROUNDWATER ONLY

WATER USE CORRESPONDENTS:

=====

File Number Use ST SR

A\_\_ 1474 00 IRR NK G  
 > CITY OF PRETTY PRAIRIE  
 > PO BOX 68  
 > 119 W MAIN ST  
 > PRETTY PRAIRIE KS 67570

-----

A\_\_ 1772 00 IRR NK G  
 > JASON BELT  
 >  
 > 1691 W US HIGHWAY 54  
 > KINGMAN KS 67068

-----

A\_\_ 4413 00 MUN NK G  
 > CITY OF PRETTY PRAIRIE  
 > PO BOX 68  
 > 119 W MAIN ST  
 > PRETTY PRAIRIE KS 67570

-----

A\_\_ 5048 00 IRR NK G  
 > DARYL E & NANCY J YOUNG TRUSTS  
 >  
 > 5508 NE 30TH AVE  
 > PRETTY PRAIRIE KS 67570

-----

A\_\_ 13853 00 IRR NK G  
 > JAC ENTERPRISE LLC  
 >  
 > PO BOX 903  
 > JOHNSON KS 67855

-----

A\_\_ 15859 00 IRR NK G  
 > DONALD BERGKAMP II  
 >  
 > 1012 W SMOOTS CREEK RD  
 > PRETTY PRAIRIE KS 67570

-----

A\_\_ 17258 00 IRR NK G  
 > DORIS J GRABER REV TRUST

>  
> PO BOX 145  
> PRETTY PRAIRIE KS 67570

-----  
A\_\_ 17480 00 IRR NK G  
> REED W & ALICE E GRABER  
>  
> 5510 W BOUNDARY RD  
> PRETTY PRAIRIE KS 67570

-----  
A\_\_ 38108 00 IRR NK G  
> REED W & ALICE E GRABER  
>  
> 5510 W BOUNDARY RD  
> PRETTY PRAIRIE KS 67570

-----  
A\_\_ 39684 00 IRR NK G  
> DORIS J GRABER REV TRUST  
>  
> PO BOX 145  
> PRETTY PRAIRIE KS 67570

-----  
A\_\_ 40205 00 IRR NK G  
> SIDNEY B & MARYANN STROHL LIVING TRUSTS  
>  
> PO BOX 296  
> PRETTY PRAIRIE KS 67570

-----  
A\_\_ 40534 00 MUN LR G  
> CITY OF PRETTY PRAIRIE  
> PO BOX 68  
> 119 W MAIN ST  
> PRETTY PRAIRIE KS 67570

-----  
A\_\_ 40636 00 IRR NK G  
> DUDREY CATTLE CO INC  
>  
> PO BOX 65  
> SAINT JOHN KS 67576

-----  
A\_\_ 41464 00 MUN LR G  
> CITY OF PRETTY PRAIRIE  
> PO BOX 68  
> 119 W MAIN ST  
> PRETTY PRAIRIE KS 67570

-----  
A\_\_ 41684 00 IRR NK G  
> ALVIN DEAN & MARILYN F KREHBIEL  
>  
> 201 S OAK ST  
> PRETTY PRAIRIE KS 67570  
-----

A\_\_ 42717 00 IRR NK G  
> SIDNEY B & MARYANN STROHL LIVING TRUSTS  
>  
> PO BOX 296  
> PRETTY PRAIRIE KS 67570  
>-----

A\_\_ 42962 00 IRR NK G  
> ERIC JACQUES  
>  
> 3002 W LAKE CABLE RD  
> HUTCHINSON KS 67501  
>-----

A\_\_ 44939 00 IRR NK G  
> MICHAEL B MALONEY  
>  
> 2325 N MAIN ST  
> KINGMAN KS 67068  
>-----

A\_\_ 45017 00 IRR NK G  
> SIDNEY B & MARYANN STROHL LIVING TRUSTS  
>  
> PO BOX 296  
> PRETTY PRAIRIE KS 67570  
>-----

A\_\_ 46345 00 IRR NK G  
> SIDNEY B & MARYANN STROHL LIVING TRUSTS  
>  
> PO BOX 296  
> PRETTY PRAIRIE KS 67570  
>-----

A\_\_ 46395 00 IRR NK G  
> LOREN DEAN & CINDY SUE KREHBIEL  
>  
> 19501 S HERREN RD  
> PRETTY PRAIRIE KS 67570  
>-----

A\_\_ 46655 00 IRR NK G  
> LOREN DEAN & CINDY SUE KREHBIEL  
>  
> 19501 S HERREN RD  
> PRETTY PRAIRIE KS 67570  
>-----

A\_\_ 47091 00 IRR NK G  
> DARYL E & NANCY J YOUNG TRUSTS  
>  
> 5508 NE 30TH AVE  
> PRETTY PRAIRIE KS 67570  
>-----

A\_\_ 47541 00 IRR LO G  
> GEORGIA K PREMIER TRUST  
> GEORGIA K PREMIER TRUSTEE  
> 2517 BRIARWOOD LN



> HUTCHINSON KS 67502

>-----

A\_\_ 48200 00 IRR GY G

> ED MIES

>

> 26613 S CENTENNIAL ROAD

> PRETTY PRAIRIE KS 67570

>-----

A\_\_ 48212 00 IRR GY G

> ED MIES

>

> 26613 S CENTENNIAL ROAD

> PRETTY PRAIRIE KS 67570

>-----

A\_\_ 48405 00 IRR AY G

> SIDNEY B & MARYANN STROHL LIVING TRUSTS

>

> PO BOX 296

> PRETTY PRAIRIE KS 67570

>-----

A\_\_ 48406 00 IRR AY G

> SIDNEY B & MARYANN STROHL LIVING TRUSTS

>

> PO BOX 296

> PRETTY PRAIRIE KS 67570

>-----

VRN 4 00 MUN AA G

> CITY OF PRETTY PRAIRIE

> PO BOX 68

> 119 W MAIN ST

> PRETTY PRAIRIE KS 67570

>-----

=====

# Kansas

Department of Agriculture  
Division of Water Resources

Stafford Field Office  
300 S. Main Street  
Stafford, Kansas 67578-1521

Jackie McClaskey, Secretary  
David W. Barfield, Chief Engineer  
Jeff Lanterman, Water Commissioner

Phone: (620) 234-5311  
Fax: (620) 234-6900  
www.agriculture.ks.gov  
Sam Brownback, Governor

September 20, 2016

SIDNEY B & MARYANN STROHL LIVING TRUSTS  
PO BOX 296  
PRETTY PRAIRIE KS 67570

RE: Pending Application, File No. 48,405

Dear Sir or Madam:

On September 16, 2016, 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.

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 **October 14, 2016**, 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

SCANNED

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



DIRECTORS:  
DAVID BOGNER  
ALAN BURGHART  
JOE PAJOR  
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

September 14, 2016

Chief Engineer, Division of Water Resources  
Attn: Matt Meier  
Stafford Field Office  
300 S. Main St.  
Stafford, KS 67578-1521

Re: Appropriation Application No. 48405 – Sidney B. &/or Maryann Strohl

Dear Mr. Meier:

The Equus Beds Groundwater Management District reviewed the referenced application on September 14, 2016, 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, 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 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.

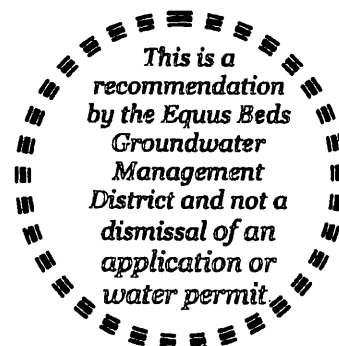
Please contact the District should you have any questions regarding the review or recommendation.

Sincerely,  
EQUUS BEDS GROUNDWATER  
MANAGEMENT DISTRICT NO. 2

Tim Boese,  
Manager  
TDB/rsw

Enclosures

pc: Sidney B. and/or Maryann Strohl, Applicant and Landowner, with copy of K.A.R. 5-22-12  
Reed Graber, Nearby Well Owner  
Loren Krehbiel, Nearby Well Owner



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\\WIS\OFFICE\CT\ERSAPP\NewApp\_Recommendation\_Denial\48405\_12\091416.docx

SEP 16 2016



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Stafford Field Office  
Division of Water Resources

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

1) Application No. 48405 Date filed: Dec 26, 2012  
 2) Proposed maximum quantity: 93.8 acre-feet/year Rate: 400 GPM  
 3) Proposed Use: Irrigation  
 4) P/D location: SEWNNE 30-26S-6W Geo Center: North 4260 ft, West 1400 ft  
 5) Number and type of points of diversion listed on the application 1 Well

6) Is the well location on the app the same on the evaluation sheet?  Yes  No  
 7) Meter required K.A.R. 5-22-4a or K.A.R. 5-22-8?  Yes  No, Why       
 8) Meets change app requirements K.A.R. 5-22-8?  Yes  No  N/A

9) Meets Safe Yield K.A.R. 5-22-7?  Yes  No  N/A  
 9(b) Safe yield total allowable appropriations: 1975 af/yr  
 9(a) Safe yield analysis total existing appropriations: 3138.6 af/yr  
 9(c) Total appropriations for small user exemptions: 0.00 af/yr  
 9(d) Total appropriations for non-consumptive use: 0.00 af/yr  
 9(e) Total appropriations for consumptive use: 3138.6 af/yr  
 (total existing appropriations) - (non-consumptive appropriations)  
 9(f) exempt from regulation?  Yes  No,  
 Cite exemption:                     

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

11) Meets Max Reasonable Quantity K.A.R. 5-22-14?  Yes  No  N/A  
 11(a) Irrigation max quantity: 1.4 acre-feet / acre  
 application paragraph 3 value (acre-feet) / proposed acres = Q  
 11(b) Stockwater max quantity:        GPD        unit  
 11(c) Industry max quantity:        Acre  
 Industry standard:         
 11(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)  
 11(e) Pond max quantity is         
 (Net evap + seepage)/12 x pond area + any initial fill  
 11(f) Groundwater pit max Q:         
 Net evap \* pit area/12

12) Reasonable rate for intended use?  Yes  No  N/A  
 13) Depth to water: 25 ft bls at observation well: EB520C

14) Date reviewed: 9/2/16  
 15) Reviewed by: S. Flaherty Title: Hydrogeologist *Renewed 9-14-16*  
 16) District recommendation:  Approve  Deny  Other, see comment

17) Comments and Calculations:  
 Review completed for a new application submitted by Sidney B. and Maryann Strohl for Irrigation use in Reno County.  
 Place of Use overlaps with junior permit no. 48406  
 No point of diversion overlap  
 Two nearby well owners contacted DWR regarding their opposition to the application  
 Requests under 401 gallons per minute. Not subject to enhanced spacing.  
 Item #11(a) - 93.8 acre-feet / 67 acres = 1.4 acre-feet / acre.  
 Recommend denial, does not comply with Safe Yield Regulation K.A.R. 5-22-7

**Kansas**  
Department of Agriculture  
*Division of Water Resources*

Stafford Field Office  
300 S. Main Street  
Stafford, Kansas 67578-1521  
Jackie McClaskey, Secretary  
David W. Barfield, Chief Engineer  
Jeff Lanterman, Water Commissioner

Phone: (620) 234-5311  
Fax: (620) 234-6900  
[www.agriculture.ks.gov](http://www.agriculture.ks.gov)  
Sam Brownback, Governor

August 1, 2016

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

Re: Pending Applications, File Nos. 48,405 & 48,406

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 April 29, 2015. Phone calls were received from well owners Reed Graber and Loren Krehbiel, to express their concerns with the new application and state they were against its approval. No other contact 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,



Matt Meier  
Environmental Scientist  
Water Appropriation Program

Enclosure

pc:

# Kansas

Department of Agriculture  
Division of Water Resources

Stafford Field Office  
300 S. Main Street  
Stafford, Kansas 67578-1521  
Jackie McClaskey, Secretary  
David W. Barfield, Chief Engineer  
Jeff Lanterman, Water Commissioner

Phone: (620) 234-5311  
Fax: (620) 234-6900  
[www.agriculture.ks.gov](http://www.agriculture.ks.gov)  
Sam Brownback, Governor

April 29, 2015

Elva Soft & Annette E Stucky  
2412 Arizona Street  
Hutchinson, KS 67502

Re: Pending Application, File No. 48,405

Dear Sir: *or madam*

This is to advise you that Sidney & Maryann Strohl have filed the application referred to above for a permit to appropriate 93.8 acre-feet of groundwater per calendar year for irrigation use to be diverted at a maximum rate of 400 gallons per minute. The proposed point of diversion for 48,405 is a one well located as follows:

Southeast Quarter of the Northwest Quarter of the Northeast Quarter of Section 30, Township 26 South, Range 6 West, Reno County, Kansas.

A map is enclosed indicating the location of the proposed 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

# Kansas

Department of Agriculture  
Division of Water Resources

Stafford Field Office  
300 S. Main Street  
Stafford, Kansas 67578-1521  
Jackie McClaskey, Secretary  
David W. Barfield, Chief Engineer  
Jeff Lanterman, Water Commissioner

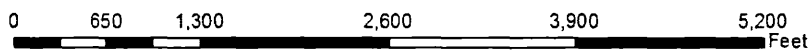
Phone: (620) 234-5311  
Fax: (620) 234-6900  
[www.agriculture.ks.gov](http://www.agriculture.ks.gov)  
Sam Brownback, Governor



**Legend**

- Section Corners
- Section Lines

MJM-DWR 4/29/15  
1:12,000



Proposed Water Appropriation, File No. 48,405  
30-26S-6W  
Reno County



# Kansas

Department of Agriculture  
Division of Water Resources

Stafford Field Office  
300 S. Main Street  
Stafford, Kansas 67578-1521  
Jackie McClaskey, Secretary  
David W. Barfield, Chief Engineer  
Jeff Lanterman, Water Commissioner

Phone: (620) 234-5311  
Fax: (620) 234-6900  
[www.agriculture.ks.gov](http://www.agriculture.ks.gov)  
Sam Brownback, Governor

April 29, 2015

Reed Graber Trust & Alice Graber Trust  
5510 W Boundary RD  
Pretty Prairie, KS 67570

Re: Pending Application, File No. 48,405

Dear Sir: *or Madam*

This is to advise you that Sidney & Maryann Strohl have filed the application referred to above for a permit to appropriate 93.8 acre-feet of groundwater per calendar year for irrigation use to be diverted at a maximum rate of 400 gallons per minute. The proposed point of diversion for 48,405 is a one well located as follows:

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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



# Kansas

Department of Agriculture  
Division of Water Resources

Stafford Field Office  
300 S. Main Street  
Stafford, Kansas 67578-1521

Jackie McClaskey, Secretary  
David W. Barfield, Chief Engineer  
Jeff Lanterman, Water Commissioner

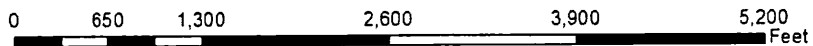
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Sam Brownback, Governor



**Legend**

+ Section Corners  
□ Section Lines

MJM-DWR 4/29/15  
1:12,000



Proposed Water Appropriation, File No. 48,405  
30-26S-6W  
Reno County



  
**Kansas**  
Department of Agriculture  
Division of Water Resources

109 SW 9th Street, 2nd Floor  
Topeka, Kansas 66612-1283

phone: (785) 296-3717  
fax: (785) 296-1176  
www.ksda.gov/dwr

Dale A. Rodman, Secretary  
David W. Barfield, Chief Engineer

Sam Brownback, Governor

December 28, 2012

SIDNEY B &/OR MARYANN STROHL  
PO BOX 296  
PRETTY PRAIRIE KS 67570

RE: Application  
File No. 48405

Dear Sir or Madam:

Your application for permit to appropriate water in 30-26S-6W, in Reno 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 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,



Brent A Turney, L.G.  
Change Applications Unit Supervisor  
Water Appropriation Program

SCANNED

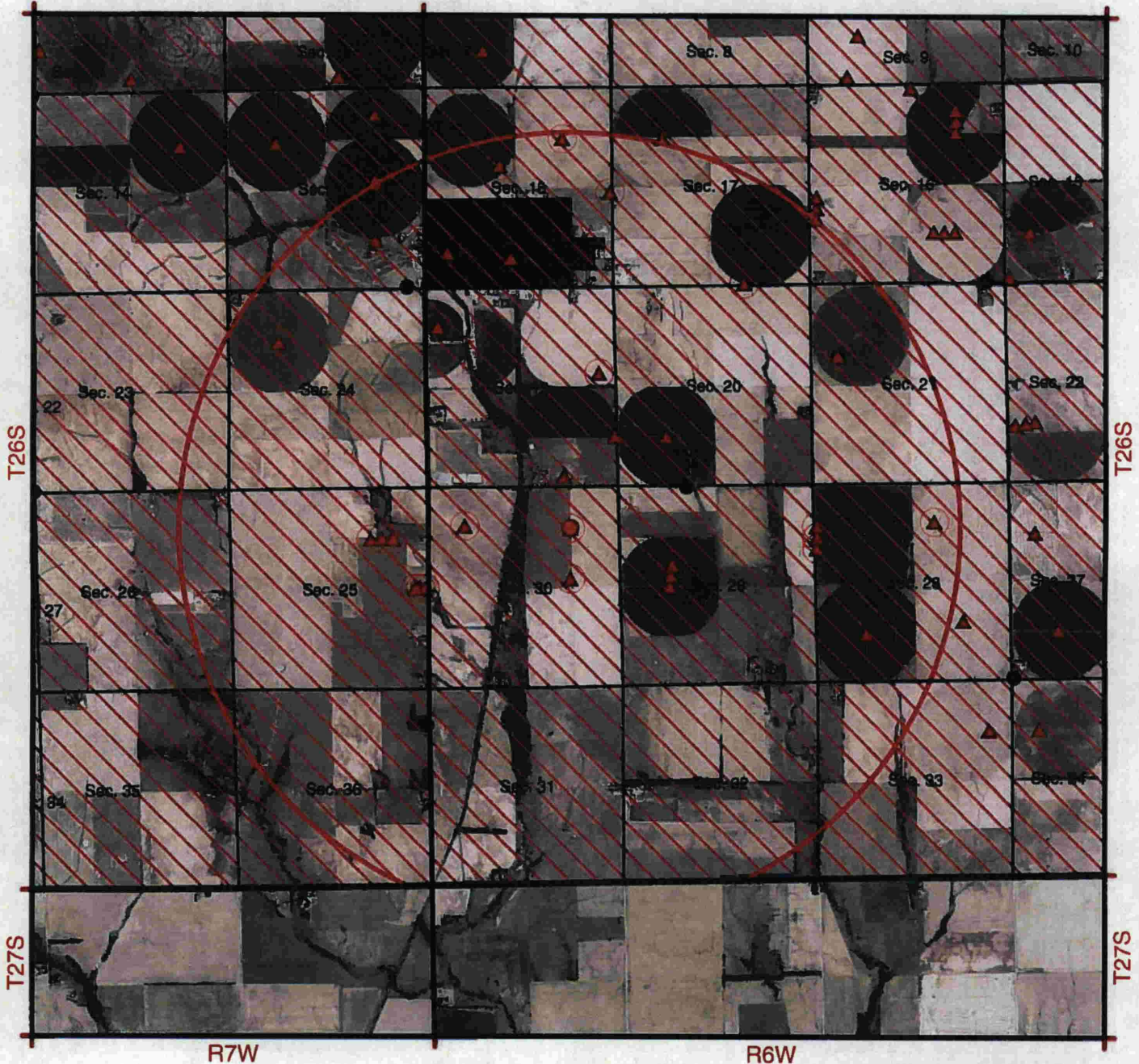
BAT:arh  
pc: STAFFORD Field Office  
Groundwater Management District No. 2

# Equus Beds Groundwater Management District No. 2

SAFETYIELD EVALUATION #48405

SEWNNE (4260'N & 1400'W) 30-26S-06W, Reno County

Prepared By: Stephen Flaherty Date: 8/31/2016

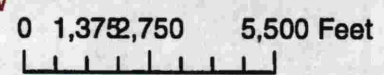


## Map Legend

- Observation Well
- ▨ Authorized Place of Use
- Bedrock
- Proposed Point of Diversion
- ▲ Existing Points of Diversion

Burton IGUCA  
 Hollow Nikkel SWQUA  
 McPherson IGUCA  
 Enhanced Well Spacing Area

RECEIVED  
 Equus Beds Groundwater Management District No. 2  
 313 Spruce Street, Halstead, KS 67056  
 316-835-2224, equusbeds@dm2.org



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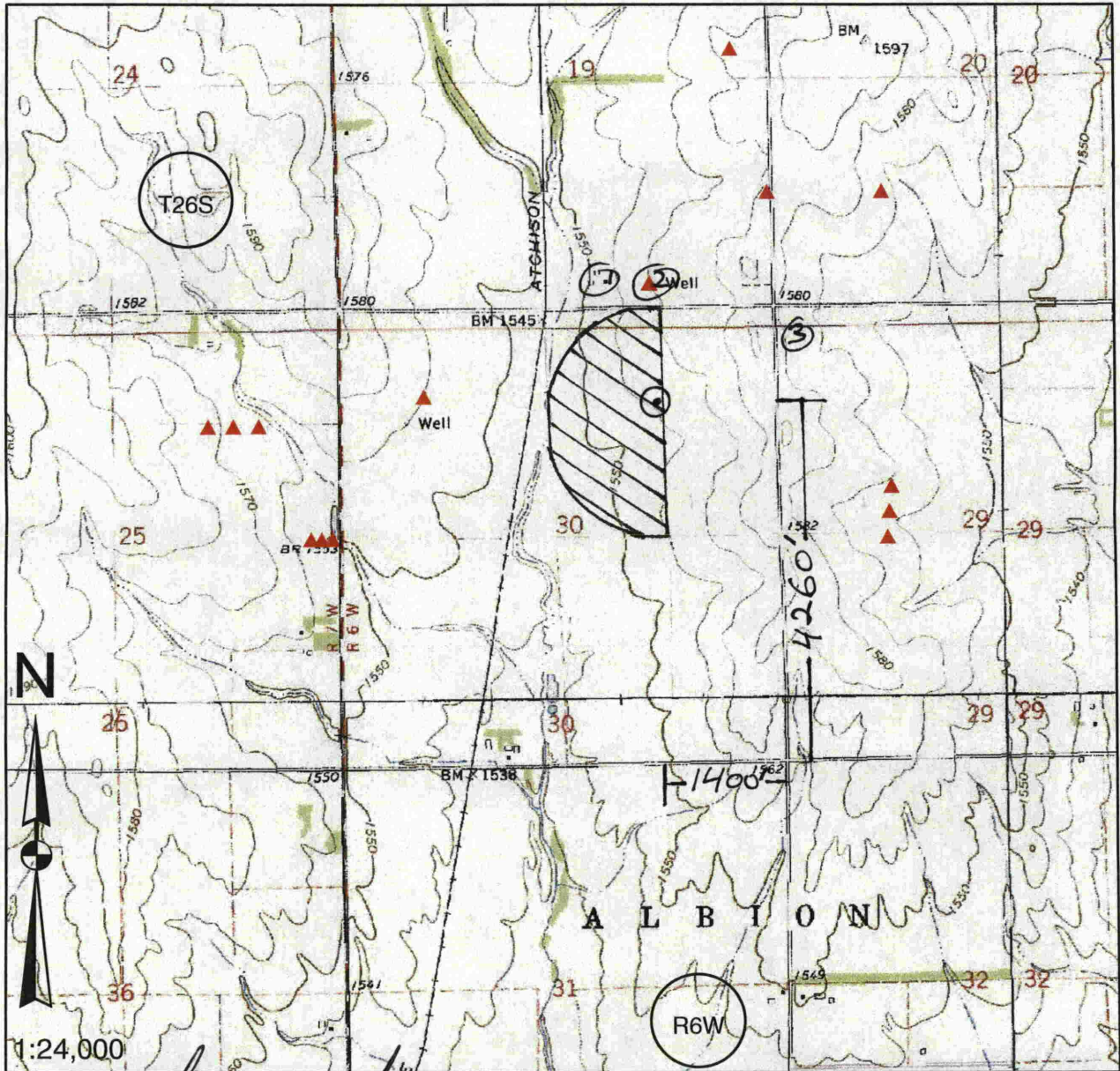
Stafford Field Office  
 Division of Water Resources

**SAFEYIELD EVALUATION #48405 Applied 12/26/2012**  
**LOCATION: SENWNE (4260'N & 1400'W) 30-26S-06W, Reno County**  
**SPECIAL USE AREA: ENHANCED WELL SPACING AREA**  
**EVALUATION DATE:- 8/31/2016**

Total Areas: 7,900 acres; Area in 3 inch discharge zone: 7,900 acres; Area in 6 inch discharge zone: 0 acres

FILE_ID	WELL_ID	TOWNSHIP	RANGE	SECTION	QUALIFIER	USE	AUTHQUANTITY
A00147400	596	26S	07W	13	NCSE	IRR	110
A00177200	1859	26S	06W	30	SENWNW	IRR	175
A00441300	455	26S	06W	18	9504500	MUN	30.24
A00504800	1095	26S	07W	24	39354013	IRR	125
A01385300	161	26S	06W	19	SWNWNW	IRR	111
A01585900	275	26S	06W	21	34144591	IRR	201
A01725800	1331	26S	06W	18	33003074	IRR	120
A01748000	1308	26S	06W	19	3001480	IRR	35
A03810800	1129	26S	06W	19	3001480	IRR	54
A03968400	1797	26S	06W	18	33003074	IRR	48
A04020500	1039	26S	06W	28	12913945	IRR	139
A04053400	252	26S	06W	18	8002800	MUN	42.06
A04063600	1108	26S	06W	18	39991377	IRR	195
A04146400	1175	26S	06W	18	25430101	MUN	142.06
A04168400	2177	26S	06W	20	13383963	IRR	210
A04271700	2452	26S	06W	19	13510073	IRR	100
A04296200	2486	26S	06W	19	30450466	IRR	187
A04493900	2918	26S	06W	28	42742086	IRR	189
A04501700	2933	26S	06W	28	12913945	IRR	45.8
A04634500	3309	26S	06W	17	501805	IRR	148.84
A04639500	3433	26S	06W	29	32023903	IRR	0
A04639500	3432	26S	06W	29	26193987	IRR	0
A04639500	3337	26S	06W	29	29113945	IRR	112
A04665500	3429	26S	06W	29	29113945	IRR	76
A04665500	3430	26S	06W	29	26193987	IRR	0
A04665500	3431	26S	06W	29	32023903	IRR	0
A04709100	3520	26S	07W	24	39354013	IRR	59.8
A04754100	3764	26S	06W	28	42065250	IRR	0
A04754100	3763	26S	06W	28	39085250	IRR	224
A04754100	3666	26S	06W	28	36105250	IRR	0
A04820000	4044	26S	07W	25	27250225	IRR	140
A04820000	4045	26S	07W	25	27250100	IRR	0
A04820000	4046	26S	07W	25	27250350	IRR	0
A04821200	4001	26S	07W	25	40601250	IRR	0
A04821200	4002	26S	07W	25	40600950	IRR	0
A04821200	4003	26S	07W	25	40601550	IRR	0
A04840500	4076	26S	06W	30	42601400	IRR	93.8
A04840600	4077	26S	06W	30	29001400	IRR	0
VRN000400	1148	26S	06W	18	9504500	MUN	25
<b>Allowable Appropriations</b>		<b>1,975.00</b>			<b>Total Existing Appropriation</b>		<b>3,138.60</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>3,138.60</b>
<b>Note- Values are in acre-feet</b>					<b>Available Appropriations</b>		<b>0</b>

# Application Map - File No. \_\_\_\_\_



I declare that all water wells or diversion sites using the same source of supply and within 1/2 mile of the proposed point of diversion have been plotted on the application map.

*Amy S. Stoll*  
Signature

12-20-12  
Date

WATER RESOURCES RECEIVED

DEC 26 2012

- New Application
- Application No. \_\_\_\_\_ To Change:

- Point of Diversion
- Place of Use
- Use Made of Water

- Proposed Point of Diversion
- Existing Points of Diversion
- Proposed Place of Use
- Authorized Place of Use

KS DEPT OF AGRICULTURE

Water wells within 1/2 mile of proposed point of diversion include: (type use, owner, address)

- 1) ~~Domestic well~~ Domestic well  
Reed Graber Trust & Alice Graber Trust  
5510 W. Boundary Rd  
Pretty Prairie, KS 67570
- 2) Irrigation well- #S 17480 & 38108  
Reed Graber Trust & Alice Graber Trust  
5510 W. Boundary Rd  
Pretty Prairie, KS 67570
- 3) Domestic well  
Elva C. Soft & Annette E Stucky  
2412 Arizona Street  
Hutchinson, KS 67502

SCANNED

# Equus Beds Groundwater Management District No. 2

## SPACING EVALUATION #48405

SEWNNE (4260'N & 1400'W) 30-26S-06W, Reno County

Prepared By: Stephen Flaherty Date: 8/31/2016



R6W

0 240 480 960 Feet

### Map Legend

- Observation Well
- ▨ Authorized Place of Use
- Bedrock

- Proposed Point of Diversion
- ▲ Existing Points of Diversion

Burton IGUCA  
Hollow Nikkel SWQUA  
McPherson IGUCA  
Enhanced Well Spacing Area



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

RECEIVED

SEP 16 2016

SCANNED

Stafford Field Office  
Division of Water Resources