

Submit completed application to:  
 Kansas Department of Agriculture  
 Division of Water Resources  
 Field Office for your area.  
 Call for address:

Topeka -- (785) 296-5733  
 Stafford -- (620) 234-5311  
 Stockton -- (785) 425-6787  
 Garden City -- (620) 276-2901  
<http://agriculture.ks.gov/dwr>

## DWR FIELD OFFICE APPLICATION FOR APPROVAL TO CHANGE THE PLACE OF USE AND/OR THE POINT OF DIVERSION



STATE OF KANSAS

WATER METER REQUIRED

Filing Fee Must Accompany the Application, K.S.A. 82a-708b(b), as amended.  
 Fee Schedule is on the third page of this application form.

**Paragraph Nos. 1, 2, 3 & 5 must be completed. Complete all other applicable portions.** If change in point of diversion is greater than 100 feet, or if place of use will be changed, include a topographic map or detailed plat showing the authorized and proposed point(s) of diversion and/or place of use.

File No. 49485

RECEIVED  
 1:04 pm  
 DEC 28 2023

Stafford Field Office  
 Division of Water Resources

1. Application is hereby made for approval of the Chief Engineer to change the (check one or both):

Place of Use                       Point of Diversion

under the water right which is the subject of this application in accordance with the conditions described below.

The source of supply is:                       Groundwater                       Surface water

2. Name and address of Applicant: Arlen Becker

1293 26<sup>th</sup> Ave., Canton, KS 67428

Phone Number: (620) 242-4311                      Email address: arlenbfarms@gmail.com

Name and address of Water Use Correspondent: Arlen R. & Nona G. Becker

1293 26<sup>th</sup> Ave., Canton, KS 67428

Phone Number: (620) 242-4311                      Email address: arlenbfarms@gmail.com

3. The presently authorized place of use is:

Owner of Land ---- NAME: Arlen R. & Nona G. Becker

ADDRESS: 1293 26<sup>th</sup> Ave., Canton, KS 67428

(If there is more than one landowner, attach supplemental sheets as necessary.)

Sec.	Twp.	Range	NE¼				NW¼				SW¼				SE¼				TOTAL ACRES
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
28	19S	1W					34	1	33	33									101

4. If this application is for a change in place of use, it is proposed that the place of use be changed to:

Owner of Land ---- NAME: NO CHANGE

ADDRESS: \_\_\_\_\_

(If there is more than one landowner, attach supplemental sheets as necessary.)

Sec.	Twp.	Range	NE¼				NW¼				SW¼				SE¼				TOTAL ACRES
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

For Office Use Only: Code CLT Fee \$ 100<sup>00</sup> TR # \_\_\_\_\_ Receipt Date \_\_\_\_\_ Check # 2946



5. **Presently authorized point of diversion: GEO-CENTER**  
 One in the NW Quarter of the SW Quarter of the NW Quarter of Section 28, Township 19 South, Range 1W (E/W), in McPherson County, Kansas, 3388 feet North 5158 feet West of Southeast corner of section. Authorized Rate 800 GPM Authorized Quantity 130 AF Depth of well \_\_\_\_\_ (feet)  
 (DWR use only: Computer ID No. 14 GPS 3457 feet North 5203 feet West)  
 This point will not be changed  This point will be changed as follows:  No change, point better described with GPS as follows:  
**Proposed point of diversion: (Complete only if change is requested or if existing point is better described by GPS)**  
 One in the NW Quarter of the SW Quarter of the NW Quarter of Section 28, Township 19 South, Range 1W (E/W), in McPherson County, Kansas, 3461 feet North 5187 feet West of Southeast corner of section. Proposed Rate 800 GPM Proposed Quantity 130 AF Proposed well depth (feet) \_\_\_\_\_  
 This point is:  Additional Well  Geo Center List other water rights that will use this point None

6. **Presently authorized point of diversion: NEW 3<sup>rd</sup> Well – MIDDLE WELL**  
 One in the NW Quarter of the SW Quarter of the NW Quarter of Section 28, Township 19 South, Range 1W (E/W), in McPherson County, Kansas, 3328 feet North 4996 feet West of Southeast corner of section. Authorized Rate See Geo Authorized Quantity See Geo Depth of well Not Completed (feet)  
 (DWR use only: Computer ID No. 12 GPS \_\_\_\_\_ feet North \_\_\_\_\_ feet West)  
 This point will not be changed  This point will be changed as follows:  No change, point better described with GPS as follows:  
**Proposed point of diversion: (Complete only if change is requested or if existing point is better described by GPS)**  
 One in the NW Quarter of the SW Quarter of the NW Quarter of Section 28, Township 19 South, Range 1W (E/W), in McPherson County, Kansas, 3462 feet North 5157 feet West of Southeast corner of section. Proposed Rate See Geo Proposed Quantity See Geo Proposed well depth (feet) ~80-95  
 This point is:  Additional Well  Geo Center List other water rights that will use this point NONE

7. The changes herein are desired for the following reasons?  
 (please be specific) Adding 3<sup>rd</sup> well to well battery to reduce stress on existing wells of battery and maintain pumping rate. Currently authorized 3<sup>rd</sup> well was never drilled, changing the geo-center, and added new better described locations for other wells in battery.

8. If a well, is the test hole log attached?  Yes  No

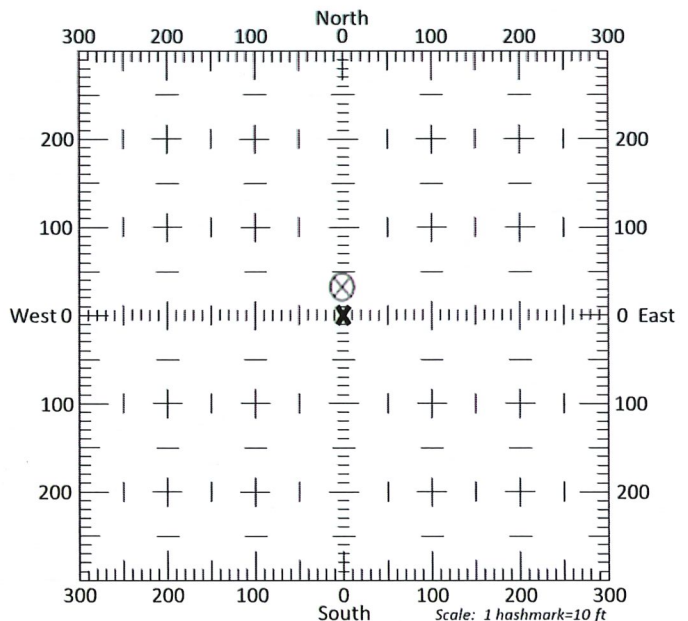
9. The change(s) (was)(will be) completed by?  
ASAP

10. If the point of diversion is a well:  
 (a) What are you going to do with the old well?  
N/A – No well being abandoned by the change  
 (b) When will this be done? N/A

11. Groundwater Management District recommendation attached?  
 Yes  No

12. Assisted by Brad Barton, GMD2

13a. If the proposed point of diversion will be relocated more than 300 feet but within 2,640 feet of the existing point of diversion, attach a topographic map or aerial photograph. For groundwater sources, show all wells (including domestic) within one-half mile of the proposed point of diversion and the names and mailing addresses of the owners. For surface water sources, show the names and addresses of the landowner(s) one-half mile downstream and one-half mile upstream from your property lines



13b. If the proposed point of diversion will be relocated within 300 feet of the existing point of diversion, indicate its location on the diagram shown above in relation to the existing point of diversion. (PLEASE NOTE: The "X" in center of diagram above represents the presently authorized point of diversion.)

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APPLICATION FOR APPROVAL TO CHANGE  
THE PLACE OF USE AND/OR POINT OF DIVERSION  
SUPPLEMENTAL SHEET  
FILE NO. 49485

**Presently authorized point of diversion: NORTH WELL**

One in the SW Quarter of the SW Quarter of the NW Quarter  
of Section 28, Township 19 South, Range 1W (E/W),  
in McPherson County, Kansas, 3717 feet North 5186 feet West of Southeast corner of section.

Authorized Rate See Geo Authorized Quantity See Geo Depth of well 87 (feet)

(DWR use only: Computer ID No. 17 GPS 3745 feet North 5152 feet West)

This point will not be changed  This point will be changed as follows:  No change, point better described with GPS as follows:

**Proposed point of diversion: (Complete only if change is requested or if existing point is better described by GPS)**

One in the SW Quarter of the SW Quarter of the NW Quarter  
of Section 28, Township 19 South, Range 1W (E/W),  
in McPherson County, Kansas, 3745 feet North 5146 feet West of Southeast corner of section.

Proposed Rate See Geo Proposed Quantity See Geo Proposed well depth (feet) \_\_\_\_\_

This point is:  Additional Well  Geo Center List other water rights that will use this point NONE

**Presently authorized point of diversion: SOUTH WELL**

One in the SW Quarter of the SW Quarter of the NW Quarter  
of Section 28, Township 19 South, Range 1W (E/W),  
in McPherson County, Kansas, 3120 feet North 5292 feet West of Southeast corner of section.

Authorized Rate See Geo Authorized Quantity See Geo Depth of well 83 (feet)

(DWR use only: Computer ID No. 15 GPS 3170 feet North 5255 feet West)

This point will not be changed  This point will be changed as follows:  No change, point better described with GPS as follows:

**Proposed point of diversion: (Complete only if change is requested or if existing point is better described by GPS)**

One in the SW Quarter of the SW Quarter of the NW Quarter  
of Section 28, Township 19 South, Range 1W (E/W),  
in McPherson County, Kansas, 3177 feet North 5258 feet West of Southeast corner of section.

Proposed Rate See Geo Proposed Quantity See Geo Proposed well depth (feet) \_\_\_\_\_

This point is:  Additional Well  Geo Center List other water rights that will use this point NONE

**Presently authorized point of diversion:**

One in the \_\_\_\_\_ Quarter of the \_\_\_\_\_ Quarter of the \_\_\_\_\_ Quarter  
of Section \_\_\_\_\_, Township \_\_\_\_\_ South, Range \_\_\_\_\_ (E/W),  
in \_\_\_\_\_ County, Kansas, \_\_\_\_\_ feet North \_\_\_\_\_ feet West of Southeast corner of section.

Authorized Rate \_\_\_\_\_ Authorized Quantity \_\_\_\_\_ Depth of well \_\_\_\_\_ (feet)

(DWR use only: Computer ID No. \_\_\_\_\_ GPS \_\_\_\_\_ feet North \_\_\_\_\_ feet West)

This point will not be changed  This point will be changed as follows:  No change, point better described with GPS as follows:

**Proposed point of diversion: (Complete only if change is requested or if existing point is better described by GPS)**

One in the \_\_\_\_\_ Quarter of the \_\_\_\_\_ Quarter of the \_\_\_\_\_ Quarter  
of Section \_\_\_\_\_, Township \_\_\_\_\_ South, Range \_\_\_\_\_ (E/W),  
in \_\_\_\_\_ County, Kansas, \_\_\_\_\_ feet North \_\_\_\_\_ feet West of Southeast corner of section.

Proposed Rate \_\_\_\_\_ Proposed Quantity \_\_\_\_\_ Proposed well depth (feet) \_\_\_\_\_

This point is:  Additional Well  Geo Center List other water rights that will use this point \_\_\_\_\_

**Presently authorized point of diversion:**

One in the \_\_\_\_\_ Quarter of the \_\_\_\_\_ Quarter of the \_\_\_\_\_ Quarter  
of Section \_\_\_\_\_, Township \_\_\_\_\_ South, Range \_\_\_\_\_ (E/W),  
in \_\_\_\_\_ County, Kansas, \_\_\_\_\_ feet North \_\_\_\_\_ feet West of Southeast corner of section.

Authorized Rate \_\_\_\_\_ Authorized Quantity \_\_\_\_\_ Depth of well \_\_\_\_\_ (feet)

(DWR use only: Computer ID No. \_\_\_\_\_ GPS \_\_\_\_\_ feet North \_\_\_\_\_ feet West)

This point will not be changed  This point will be changed as follows:  No change, point better described with GPS as follows:

**Proposed point of diversion: (Complete only if change is requested or if existing point is better described by GPS)**

One in the \_\_\_\_\_ Quarter of the \_\_\_\_\_ Quarter of the \_\_\_\_\_ Quarter  
of Section \_\_\_\_\_, Township \_\_\_\_\_ South, Range \_\_\_\_\_ (E/W),  
in \_\_\_\_\_ County, Kansas, \_\_\_\_\_ feet North \_\_\_\_\_ feet West of Southeast corner of section.

Proposed Rate \_\_\_\_\_ Proposed Quantity \_\_\_\_\_ Proposed well depth (feet) \_\_\_\_\_

This point is:  Additional Well  Geo Center List other water rights that will use this point \_\_\_\_\_

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Stafford Field Office  
Division of Water Resources File No. 49485



INPUTS	
Target Section Definition	
Section	28
Township	19
Range	1
Range Direction	W
Target Point Coordinates (NAD27 or NAD83)	
Target Longitude	-97.444630 NAD27
Target Latitude	38.372650

Load Data and Compute

**Instructions**

1. Enter values for section, township, range and range direction.
2. Enter NAD27 or NAD83 longitude and latitude of target point.
3. Click "Load Data and Compute" button.
4. Use feet distances corresponding to datum of target point.

#49485

north well of battery of 2 wells

UTM-NAD27

4248101

635870.7

11/24/2022

Loaded Section Data From LEOBASE using NAD83		
Corner	Corner Latitudes	Corner Longitudes
SW	38.36232848	-97.44536569
NW	38.37687024	-97.44545756
NE	38.37688550	-97.42713086
SE	38.36237458	-97.42699423
Degrees Longitude per Foot		3.48773392E-06
Degrees Latitude per Foot		2.74591735E-06
Target Point Distances from Corners using NAD83		
Corner	Feet North(+)/South(-)	Feet East(-)/West(+)
SW	3759	-211
NW	-1537	-237
NE	-1542	5017
SE	3742	5057

Loaded Section Data From LEOBASE using NAD27		
Corner	Corner Latitudes	Corner Longitudes
SW	38.36232000	-97.44505300
NW	38.37686200	-97.44514500
NE	38.37687700	-97.42681900
SE	38.36236600	-97.42668200
Degrees Longitude per Foot		3.48773351E-06
Degrees Latitude per Foot		2.74598553E-06
Target Point Distances from Corners using NAD27		
Corner	Feet North(+)/South(-)	Feet East(-)/West(+)
SW	3762	-121
NW	-1534	-148
NE	-1539	5107
SE	3745	5146

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Stafford Field Office  
Division of Water Resources





INPUTS	
Target Section Definition	
Section	28
Township	19
Range	1
Range Direction	W
Target Point Coordinates (NAD27 or NAD83)	
Target Longitude	-97.445020 NAD27
Target Latitude	38.371090

Load Data and Compute

**Instructions**

1. Enter values for section, township, range and range direction.
2. Enter *NAD27* or *NAD83* longitude and latitude of target point.
3. Click "Load Data and Compute" button.
4. Use feet distances corresponding to datum of target point.

#49485

south well of battery of 2 wells

UTM-NAD27

4247927

635839.6

11/24/2022

Loaded Section Data From LEOBASE using NAD83		
Corner	Corner Latitudes	Corner Longitudes
SW	38.36232848	-97.44536569
NW	38.37687024	-97.44545756
NE	38.37688550	-97.42713086
SE	38.36237458	-97.42699423
Degrees Longitude per Foot		3.48773392E-06
Degrees Latitude per Foot		2.74591735E-06

**Target Point Distances from Corners using NAD83**

Corner	Feet North(+)/South(-)	Feet East(-)/West(+)
SW	3191	-99
NW	-2105	-125
NE	-2111	5129
SE	3174	5168

Loaded Section Data From LEOBASE using NAD27		
Corner	Corner Latitudes	Corner Longitudes
SW	38.36232000	-97.44505300
NW	38.37686200	-97.44514500
NE	38.37687700	-97.42681900
SE	38.36236600	-97.42668200
Degrees Longitude per Foot		3.48773351E-06
Degrees Latitude per Foot		2.74598553E-06

**Target Point Distances from Corners using NAD27**

Corner	Feet North(+)/South(-)	Feet East(-)/West(+)
SW	3194	-9
NW	-2102	-36
NE	-2107	5219
SE	3177	5258

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Division of Water Resources





14. If the proposed groundwater point of diversion is 300 or fewer feet from the existing point of diversion, complete the following:
- (a) Does the undersigned represent all owners of the currently authorized place(s) of use identified in this application?  
 Yes     No    (If no, all owners must sign this application.)
  - (b) Will the ownership interest of any owner of the currently authorized place(s) of use identified in this application be adversely affected if this application is approved as requested?  
 Yes     No    (If yes, all owners must sign this application.)
  - (c) If this application is not approved expeditiously, will there be substantial damage to property, public health or safety?  
 Yes     No    (If no, all owners must sign this application.)

If the application proposes a surface water change in point of diversion, a groundwater change in point of diversion greater than 300 feet, or a change in place of use, the application must be signed by all owners of the currently authorized place of use, or their duly authorized agent (attach notarized statement authorizing representation).

I hereby verify, being first duly sworn upon my oath or affirmation and under penalty of perjury, that I am of lawful age and the owner, the spouse of the owner, or a duly authorized agent of the owner(s) to make this application on their behalf, in regards to the water right(s) to which this application pertains. I further verify that the statements contained in this application are true, correct and complete.

Dated at HALSTEAD, Kansas, this 22<sup>ND</sup> day of DECEMBER, 2023.

<p><u>Ar Be</u> _____ (Owner)</p> <p><u>Arlen Becker</u> _____ (Please Print)</p> <p>_____ (Owner)</p> <p>_____ (Please Print)</p> <p>_____ (Owner)</p> <p>_____ (Please Print)</p>	<p>_____ (Spouse)</p> <p>_____ (Please Print)</p> <p>_____ (Spouse)</p> <p>_____ (Please Print)</p> <p>_____ (Spouse)</p> <p>_____ (Please Print)</p>
---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------

State of Kansas }  
 County of HARVEY } SS

I hereby certify that the foregoing application was signed in my presence and sworn to before me this 22<sup>ND</sup> day of DECEMBER, 2023.

Rebecca Wilson  
 \_\_\_\_\_  
 Notary Public

My Commission Expires 06/21/2026.

**ONLY COMPLETE APPLICATIONS WILL BE PROCESSED.** To be complete, all of the applicable portions of the application form must be completed with accurate information; maps, if necessary, must be included; signatures of all the appropriate owners' must be affixed to the application and notarized; and the appropriate fee must be paid.

REBECCA WILSON  
 My Appt. Exp. 06/21/2026  
 FEE SCHEDULE

Each application to change the place of use or the point of diversion under this section shall be accompanied by the application fee set forth in the schedule below: Make checks payable to: **Kansas Department of Agriculture**

- (1) Application to change a point of diversion 300 feet or less ..... **RECEIVED** ..... \$100
- (2) Application to change a point of diversion more than 300 feet ..... \$200
- (3) Application to change the place of use ..... \$200

**DEC 28 2023**

Stafford Field Office  
 Division of Water Resources



**SUMMARY ORDER APPROVING APPLICATION FOR CHANGE AND IMPOSING CONDITIONS**

This Summary Order is issued under authority of K.S.A. 82a-708b, as amended, and K.A.R. 5-5-1, et seq. and other applicable provisions of the *Kansas Water Appropriation Law, K.S.A. 82a-701 et. seq.*, and rules and regulations promulgated thereunder, With the exception of those conditions expressly contained herein, this Summary Order does not change the terms, conditions and limitations of File No. 49485.

- 1. A change application was received on December 28, 2023 requesting that the place of use and / or point of diversion authorized under the above-referenced file number be changed as described in the application.
- 2. On and after the effective date of this summary order, the authorized place(s) of use shall be located substantially as shown on the topographic map accompanying the application to change the place of use.  Applicable  Not Applicable
- 3. The change in point of diversion shall not impair existing rights and shall be limited to the same source or sources of water as previously authorized. The point of diversion authorized by this summary order shall be located within a 50 foot radius of the authorized point(s) of diversion.  Applicable  Not Applicable
- 4. The point(s) of diversion described herein is administratively corrected to be more accurately described using the Global Positioning System (GPS), as described in the application.  Applicable  Not Applicable
- 5. The point(s) of diversion authorized herein shall not actually be located more than 132 feet from the previously authorized point(s) of diversion.  Applicable  Not Applicable
- 6. As required by K.A.R. 5-3-5d, if the works for diversion is a well with a diversion rate of 100 gallons per minute or more, a tube or other device suitable for making water level measurements shall be installed, operated and maintained in accordance with K.A.R. 5-6-13.  Applicable  Not Applicable
- 7. **The owner of the authorized place(s) of use shall properly install an acceptable water flow meter on or before December 31, 2024**, or before the first use of water, whichever occurs first. The water flow meter shall be installed, operated and maintained in accordance with K.A.R. 5-1-4 through 5-1-12. As required by K.S.A. 82a-732, as amended, and K.A.R. 5-3-5e, the owner shall maintain records and report the reading of the water flow meter and the total quantity of water diverted annually to the Chief Engineer by March 1 following the end of each calendar year.  Applicable  Not Applicable
- 8. **Installation of the works for diversion of water shall be completed on or before December 31, 2024**, or within any authorized extension of time. By March 1, 2025 the applicant shall notify the Chief Engineer that construction of the works for diversion has been completed, on the form provided by the Chief Engineer, as required by K.A.R. 5-8-4e.  Applicable  Not Applicable
- 9. **The completed well log shall be submitted with the required notice.**  Applicable  Not Applicable
- 10. All diversion works into which any type of chemical or other foreign substance will be injected into the water shall be equipped with an in-line, automatic, quick-closing check valve capable of preventing pollution of the source of the water supply. The check valve(s) shall be installed, operated and maintained in accordance with K.A.R. 5-3-5c.  Applicable  Not Applicable
- 11. Additional Conditions are attached.  Yes  No
- 12. In accordance with K.S.A. 82a-708a, as amended, and K.A.R. 5-5-14, all of the owners of the authorized place(s) of use of water appropriated under the above-referenced file number are responsible for compliance with its terms, conditions and limitations, as amended and/or supplemented by this Summary Order, and with applicable provisions of the *Kansas Water Appropriation Law* and the *Rules and Regulations* promulgated thereunder. Failure to comply with these provisions may result in civil penalties pursuant to K.S.A. 82a-737, as amended, and/or the suspension or revocation and dismissal of the water or appropriation right or any other enforcement actions authorized by law.

**Administrative Appeal and Effective Date of Order**

**APPLICATION APPROVED AND SUMMARY ORDER ISSUED**

If you are aggrieved by this order, pursuant to K.S.A. 82a-1901, you may request an evidentiary hearing before the Chief Engineer or request administrative review by the Secretary of Agriculture. A request for hearing by the Chief Engineer must be filed within **15 days** of service of this Order and a request for administrative review by the Secretary must be filed within **30 days** pursuant to K.S.A. 77-531. Any request for administrative review must state a basis for review pursuant to K.S.A. 77-527. File any request with **Kansas Department of Agriculture, Legal Division, 1320 Research Park Drive, Manhattan, KS 66502**. Failure to timely request a hearing or review may preclude review under the Kansas Judicial Review Act.

*For Use by Register of Deeds*

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DEC 28 2023

Stafford Field Office  
Division of Water Resources

FOR OFFICE USE ONLY

By: \_\_\_\_\_  
Duly Authorized Designee of the Chief Engineer

(Print Name): \_\_\_\_\_  
Division of Water Resources - Kansas Department of Agriculture

Date of Issuance: \_\_\_\_\_

State of Kansas )  
County of \_\_\_\_\_ ) SS

Acknowledged before me on \_\_\_\_\_

by \_\_\_\_\_

Signature: \_\_\_\_\_  
Notary Public

My commission expires: \_\_\_\_\_  
(Notary Seal)