# NOTICE

This scan only represents the application as filed. The information contained herein meets the requirements of K.A.R. 5-3-1 or K.A.R. 5-5-1, and has been found acceptable for filing in the office of the Chief Engineer. The application should not be considered to be a complete application as per K.A.R. 5-3-1b or K.A.R. 5-5-2a. Submit completed application to: Kansas Department of Agriculture Division of Water Resources Field Office for your area. *Call for address:* 

1

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

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.

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1. /	Applicati	on is he	reby r	nade f	or ann							the (ch	eck or	e or h	oth).	Ē	Gar IVISION	en City OF WAI	Field Office ER RESOURCE
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	The soul	Ce of SI		S:			Fround	water			Suna	ce wate	ər						
	Name and address of Applicant: BEYMER & BEYMER INC.																		
_	ROBER																		
	Phone N		-				and the second se												
	lame ar									& BEY	MER	INC							
_	ROBERT																		
	Phone N		-						Email	addre	ss:								
	The presently authorized place of use is:																		
C	Owner of Land NAME: BEYMER & BEYMER INC. ADDRESS: ROBERT K. BEYMER, PO BOX 363, LAKIN, KS 67860																		
	1011-1											, <u>KS 6</u>	7860						
(	If there is	more th	an one	landov	vner, at	tach su	ippieme			neces	sary.)								
					1/4				W%			SW1/4				T	E%	A	TOTAL
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				N	NE% NW% SW% SE% TOT						TOTAL								
Sec.	Twp.	Range	NE%	NW1/4	SW1/4	SE%	NE1/4	NW1/4	SW1/4	SE14	NE%	NW1/4	SW1/4	SE%	NE1/4	NW1/4	SW1/4	SE14	ACRES
9	25	36W	35	40	40	40	40	40	40	40	40	40	40	40	40	40	40	20	615

For Office Use Only: Code \_\_\_\_\_ Fee \$ 200.00 TR #\_\_\_\_\_ Receipt Date 12-26-18 Check # 100 18

DWR 1-121 (Revised 04/5/2018)

File No.

5.	Presently authorized point of diversion:		
	One in the Quarter of the	Quarter of the Qu	arter
	of Section, Township	South, Range (E	W)
	in County, Kansas, fee	eet North feet West of Southeast corner of secti	on.
	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	s follows: 🗋 No change, point better described with GPS as follo	WS:
	Proposed point of diversion: (Complete only if change is	s requested or if existing point is better described by GF	S)
	One in the Quarter of the	Quarter of the Qu	artei
	of Section , Township	South, Range (E	W)
	in County, Kansas, fe	eet North feet West of Southeast corner of section	on.
	in County, Kansas,fer Proposed Rate Proposed Quantity	Proposed well depth (feet)	
	This point is: Additional Well Geo Center List other	r water rights that will use this point	
L			-
s. [	Presently authorized point of diversion:		
	One in the Quarter of the	Quarter of the Qu	arter
	of Section, Township		
	in County, Kansas, fe		
	Authorized Rate Authorized Quantity		
	(DWR use only: Computer ID No GPS	feet North feet West)	
	This point will not be changed This point will be changed as		NS:
	Proposed point of diversion: (Complete only if change is		
	One in the Quarter of the	Quarter of the	orto
	of Costian	Quarter of theQu	:AAA
	of Section, Township		
	in County, Kansas, fe		
	Proposed Rate Proposed Quantity		
L	This point is: Additional Well Geo Center List other	r water rights that will use this point	
7. 8.	The changes herein are desired for the following reasons? (please be specific)	$\begin{array}{c ccccccccccccccccccccccccccccccccccc$	0
Э.	The change(s) (was)(will be) completed by?		1
10.	If the point of diversion is a well:		
	(a) What are you going to do with the old well?	West 0 HHI III III III III III A BUILIII IIII IIII IIII IIII IIII IIII I	ast
	(a) what are you going to do with the old went		
	(b) When will this be done?	100 =   +   +   =   +   +   = 100	)
	Crown dwater Management District recommendation attached?		1
11.	Groundwater Management District recommendation attached?		,
12	Assisted by BSC	Furturladualisation	
	, 10010102 5 J 1000	300 200 100 0 100 200 300 South Scale: 1 hashmark=10 ft	
13a	If the proposed point of diversion will be relocated <u>more than 300</u> 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	<ul> <li>13b.If the proposed point of diversion will be relocated within 30 of the existing point of diversion, indicate its location of diagram shown above in relation to the existing point diversion. (PLEASE NOTE: The "X" In center of dia above represents the presently authorized point of diversion.)</li> </ul>	on th bint agra

DWR 1-121 (Revised 04/5/2018)

File No.

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	s of the currently	authorized	place(s) of us	e identified in this	application?
	☐ Yes	🗆 No	(If no, all owner	s 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?

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.

(Owner)	(Spouse)
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
State of Kansas	
I hereby certify that the foregoing application was signed of, 20, 20 NOTARY PUBLIC-State of	in my presence and sworn to before me this $2014$ day
My Commission Expires May 28. 200 My Appt. Exp	

#### 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

	Application to change a point of diversion 300 feet or less	
(2)	Application to change a point of diversion more than 300 feet	\$200
(3)	Application to change the place of use	\$200

### 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.

- 1. A change application was received on \_\_\_\_\_\_ 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
- 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 \_\_\_\_\_\_ foot radius of the authorized point(s) of diversion. 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 \_\_\_\_\_\_ feet from the previously authorized point(s) of diversion.
- 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, 20\_\_\_\_\_, 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.
- 8. Installation of the works for diversion of water shall be completed on or before December 31, 20\_\_\_\_\_, or within any authorized extension of time. By March 1, 20\_\_\_\_\_ 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.
- 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

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.

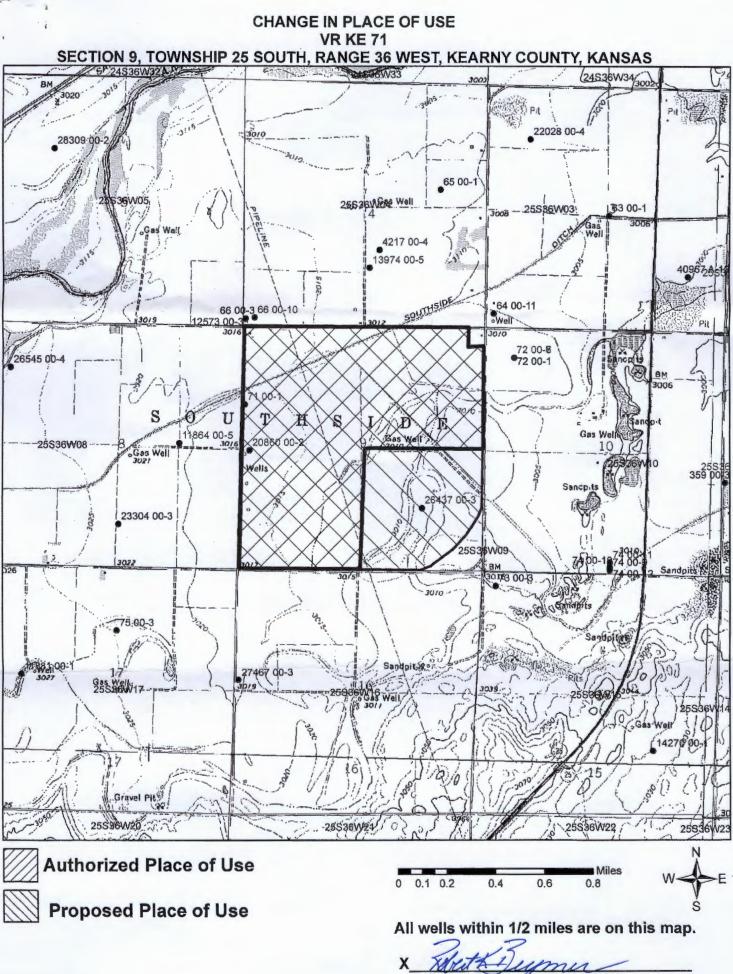
For Use by Register of Deeds

APPLICATION APPROV	
SUMMARY ORDER IS	

Ву:	
Duly Authorized Desi	gnee of the Chief Engineer
(Print Name): Division of Water Resources	- Kansas Department of Agriculture
Date of Issuance:	
State of Kansas	) ) SS
County of	
Acknowledged before me on _	
by	
Signature:	
	Notary Public
My commission expires:	
	(Notary Seal)

. .

File No.



applicant signature

# STATE OF KANSAS



PHONE: (620) 276-2901 FAX: (620) 276-9315 www.agriculture.ks.gov

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

January 2, 2019

ROBERT ADAMS PO BOX 102 DEERFIELD KS 67838-0102

> RE: Vested Right, File No. KE 071 Water Right, File Nos. 20860 & 26437

Dear Madam or Sir:

DEPARTMENT OF AGRICULTURE

DIVISION OF WATER RESOURCES

GARDEN CITY, KS 67846-2804

GARDEN CITY FIELD OFFICE

**2508 JOHNS STREET** 

This is to advise you that Beyer & Beymer Inc has filed applications for approval of the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, to change the place of use under the above referenced applications.

You can find the complete applications posted by water right file number as referenced above at <u>www.agriculture.ks.gov/divisions-programs/dwr/water-appropriation/notices</u>

You are notified on this proposed change in place of use so that you may furnish this office with any comments or other information you may want to submit. Such comments or other information must be received in this office within 15 days from the date of this letter.

Should you have any questions, please feel free to call this office. If you would prefer, an appointment could be arranged for additional assistance. Please refer to the file number when you contact us if you wish to discuss a specific file.

Sincerely,

hal A.Mg

Michael A. Meyer Water Commissioner

MAM Pc: Groundwater Management District No. 3

# STATE OF KANSAS



PHONE: (620) 276-2901 FAX: (620) 276-9313 www.agriculture.ks.gov

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

January 2, 2019

SPEIRS SISTERS FARMS LLC 3650 E CREST LN PHOENIX AZ 85050

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Sincerely,

Michael A. Meyer

Water Commissioner

MAM Pc: KEITH REXROAT 1422 RD 110 LAKIN KS 67860-6135

Groundwater Management District No. 3