Kansas Department of Agriculture Division of Water Resources CHANGE: P/D WORKSHEET

1. File Number:	2. Status Change Date:	3. Change Num:	4. Field Office:	5. GMD:
14353	8-17-2021	C3	4	3
6. Status: ☐ Approved ☐ Deni	ed by DWR/GMD	Dismiss by Reques	t/Failure to Return	7. Filing Date of Change:
				8/6/2021
8a. Landonwer, correspondent New to system □	Person ID 20400 Add Seq#	8c. Landown	A A	Person ID 66508 Add Seq#
GRADY V COOK Attn: MARTY COOK 9500 N MANTER GRADE SYRACUSE, KS 67878		201 WI	D L DAVIS LD ROSE LN SPRINGS, WY 82	901
8b. Landowner(s) New to system □ COUNTY LINE AG LLC Attn: MARTY COOK 9500 N MANTER GRADE SYRACUSE, KS 67878	Person ID 52206 Add Seq#	8d. WUC New to sy	stem □	Person IDAdd Seq#
9. Documents and Enclosure(s): X DV	VR Meter(s) Date to Compl	y: 12/31/2021	N & P Date to 0	Comply: <u>3/1/2022</u>
☐ Anti-Reverse Meter ☐ Meter S	Seal	⊠ N & P Form	⊠ Water Tube ⊠ Dr	iller Copy ⊠ H & E Letter
☐ Conservation Plan Date Require	ed: Da	te Approved:	Date to	Comply:
10. Use Made of Water From:		To: _		
			Date Prepared: 8/16/2 0 Date Entered:	021 ву: МАМ Ву:

File No. 14353	11. County: F	M	Bas	in: BE	AR C	REEK				St	ream:								rmation Co	de:	Special Use:	
12. Points of Diversion CHK				_										Rate a	and Q	uantity						
MOD														A	Authori	zed		A	dditional			
DEL PDIV ENT Qualifier	S	T F	R	ID	1	N	'W		Com	ment ((AKA I	_ine)		Rate		Quantity af	y	Rate gpm			Overlap PD Files	
DEL 52584																						
ENT NWNWSW	25 20	6S 43	3W		2	577	505	6						1450	0	640		1450	0 64	0 1	12601-D1	
13. Storage: Rate	NF	=	Quant	tity					ac/ft	Ad	ddition	al Rat	e				NF	Addi	tional Quan	itity	a	ac/ft
14. Limitation:	af/yr at				9	gpm (_			(cfs) wh	nen co	mbine	ed with	file nu	umber	(s)						
Limitation:	af/yr at					gpm (_				cfs) wh	nen co	mbine	ed with	file nu	umber	(s)						
15. 5YR Allocation: Allocation	Туре	Star	t Year			5 YR	Amou	nt		Amo	unt Ur	nit	_	Base	Acres		_ Co	omment _				
16. Place of Use CHK			NE	1/4			NN	V ¹ / ₄			sv	V¹/4			S	E1/4		Total	Owner	Chg?	Overlap Files	
MOD DEL ENT PUSE S T R	ID	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4					
CHK 4312																						
CHK 8038																						
CHK 21083																						
CHK 22405																						
CHK 28957																						
CHK 36934																						
Base Acres: Year: Comments:	Mir	nimum	Reaso	nable	Quan	ntity:																

Garden City Field Office 4532 W. Jones, Suite B Garden City, KS 67846



Phone: 620-276-2901 Fax: 620-276-9315 www.agriculture.ks.gov

Mike Beam, Secretary

Laura Kelly, Governor

August 17, 2021

SOUTHWEST PLAINS DAIRY 12701 SW CR31 SYRACUSE KS 67878

RE:

Approval of Application to Change the Point of Diversion

Water Right, File Nos. 12601D1 & 14353

Dear Sir:

Enclosed are orders executed by the designee of the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, approving the application for change under the above referenced file numbers.

Your attention is directed to this enclosure and to the terms, conditions, and limitations specified in the approval for change. Conditions of the approval is that acceptable water flowmeter must be installed on the diversion works authorized under the referenced file number and meet current specifications. Please return the required notification of completion of the diversion works and installation of the required meter as soon as these actions are completed.

Since the order modifies the original documents referred to above, it should be recorded with the Register of Deeds as other instruments affecting real estate.

The abandoned well must be plugged in accordance with the requirements of Article 30 of the Rules and Regulations as adopted by the Kansas Department of Health and Environment.

Should you have any questions, please feel free to call this office. If you would prefer, you could arrange an appointment for additional assistance.

Sincerely.

Michael A. Meyer

Water Commissioner

MAM: enclosures

pc:

Grady V Cook

County Line Ag LLC

Leland Davis

GMD3

CERTIFICATE OF SERVICE

On this 17th day of August 2021, I hereby certify that the foregoing Approval of Application for Change in Point of Diversion, Water Right, File Nos. 12,601-D1 and 14,353 dated 17th day of April 2021 were mailed postage prepaid, first class, US mail to the following:

SOUTHWEST PLAINS DAIRY 12701 SW CR31 SYRACUSE KS 67878

With photocopies to:

GRADY V COOK Attn: MARTY COOK 9500 N MANTER GRADE SYRACUSE, KS 67878

COUNTY LINE AG LLC Attn: MARTY COOK 9500 N MANTER GRADE SYRACUSE, KS 67878

LELAND L DAVIS 201 WILD ROSE LN ROCK SPRINGS, WY 82901

GROUNDWATER MANAGEMENT DISTRICT NO. 3

Division of Water Resources Staff

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

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.

		,				F	ile No	. 1435	3									F	RECE 10: 01 AUG 06	VE Am
1.	Application					☐ P	lace of	Use			Point	of Dive	ersion			ribed t		Gard Divisio	den City F in of Water	
	under the water right which is the subject The source of supply is:							water												
2.	Name ar 12701 S' Phone N	W CR 3	1, Syr	acuse,	KS 67	878														_
								t:	Liliali	auure										_
3.	Phone N The pres he	ently a	uthoriz ADDRI	ed plac	ce of u	se is:		Į.												
Se	ec. Twp.	Range	NE1/4	NW1/4	5W1/4	SE¼	NW¼ NE¼ NW¼ SW¼ S				NE1/4		V1/4 SW1/4	SE1/4	NE1/4	SE1/4 NW1/4 SW1/4		SE1/4	TOTAL ACRES	_
_								_	/		-									_
4.	If this ap Owner o	f Land -	NA ADDRI	AME: . ESS: .										,				3	A. Vigin	_
					1/4				√¼ I			SV					Ξ½		TOTAL ACRES	_
Se	ec. Twp.	Range	NE1/4	NW¼	SW1/4	SE¼	NE¼	NW¼	SW¼	SE¼	NE½	NW¼	SW1/4	SE¼	NE¼	NW¼	SW ¹ / ₄	SE¼	ACRES	_
																				_
	For Offic	ce Use	Only:	Code		Fe	e \$ 10	00.0	◯ TR	#		Re	eceipt	Date _	8-b	21	Chec	k# <u>01</u>	19922	

+ 11.40 × 5090'

5. [Presently authorized point of diversion:	,,,	00/0		
	One in the NC Quarter of the	W2	Quarter of the	W2	Quarter
	of Section, Township	26	South, Range	43	W,
	in <u>Hamilton</u> County, Kansas, <u>2573</u>	feet North	5247 7 feet West o	f Southeast corne	r of section.
	Authorized Rate Authorized Quantity		Depth of well	420 (fee	et)
	(DWR use only: Computer ID No GPS		feet North	feet We	est)
	☐ This point will not be changed ☐ This point will be changed				
	Proposed point of diversion: (Complete only if change				
	One in the Quarter of the				
- 1	of Section, Township				
	in <u>Hamilton</u> County, Kansas, <u>2577</u>				
	Proposed Rate Proposed Quantity				
L	This point is: Additional Well Geo Center List oth	er water ri	ghts that will use this poi	nt <u>12601-D1</u>	
6.	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 o	f Southeast corne	er of section.
	Authorized Rate Authorized Quantity	_/	Depth of well	(fee	et)
	(DWR use only: Computer ID No GPS				
	☐This point will not be changed ☐This point will be changed				
	Proposed point of diversion: (Complete only if change				
	One in the Quarter of the				
	of Section Township				
	in County, Kansas,	feet North	feet VVest o	f Southeast corne	er of section.
	Proposed Rate Proposed Quantity				
l	This point is: Additional Well Geo Center List oth	ier water ri	gnts that will use this poil	nt	·
7.	The changes herein are desired for the following reasons?	2			
۲.	(please be specific)	•	Nor	rth	
		3	00 200 100 0	100 200	300
8.	If a well, is the test hole log attached? ⊠ Yes □ No				. 🗐
0.	in a monified the test more log attached.	200		- 1 + 1 +	200
9.	The change(s) (was)(will be) completed by?				\=
	e i	100	F1+1+1=	- 1 + 1 +	1 100
					1
10.	If the point of diversion is a well:				. 🖥
	(a) What are you going to do with the old well?	West 0		nutualanta da	0 East
			<u>+</u> =		1
	(In) Managerial this had done?	100	<u> </u>	- 1 + 1 +	100
	(b) When will this be done?		E\ _ =		/=
11	Croundwater Management District recommendation attached	2 200			1 = 200
11.	Groundwater Management District recommendation attached? Yes No	? 200	E / 🖊 / 🖃	- ' + ' +	200
					. =
12.	Assisted by HH GCFO	2	500 200 100 0	100 200	700 300
		3	SOU 200 100 0 Sou		

13a. If the proposed point of diversion will be relocated more than 300 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

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 on the diagram shown above in relation to the existing point of the existing point of the diagram shown above in relation to the existing point of the existing diversion. The proposed point of diversion must be located within the circle shown above. (PLEASE NOTE: The "X" in center of diagram above represents the presently authorized point of diversion.)

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 authori ☐ Yes ☐ No (If no, all owners must sign this applica	
 (b) Will the ownership interest of any owner of the currently authoriz 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 subst ☐ Yes ☐ No (If no, all owners must sign this applica	
If the application proposes a surface water change in point of diversion, a gor a change in place of use, the application must be signed by all owners or agent (attach notarized statement authorizing representation).	
I hereby verify, being first duly sworn upon my oath or affirmat age and the owner, the spouse of the owner, or a duly authorize their behalf, in regards to the water right(s) to which this application are true, correct and complete.	ed agent of the owner(s) to make this application or ication pertains. I further verify that the statements
Dated at GARDEN CITY Kansas, this	5th day of Ayays , 2021.
V Wils	
RICKARD GEVEN	(Spouse)
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
State of Kansas County of FINNEY SS	* **
I hereby certify that the foregoing application was signed in my of, 20	y presence and sworn to before me this $\overline{57H}$ day
My Commission Expires CATHERINE REINERT NOTARY PUBLIC STATE OF KANSAS My App. Exp. Sept. 14, 2022	Motary Public
ONLY COMPLETE APPLICATIONS WILL BE PROCESSED. To be complete, all of	the applicable notions of the application form must be completed with
accurate information; maps, if necessary, must be included; signatures of all the app the appropriate fee must be paid.	ropriate owners' must be affixed to the application and notarized; and
FEE SCHEDUL	<u>E</u>
Each application to change the place of use or the point of diversion under forth in the schedule below: Make checks payable to: Kansas Departmen (1) Application to change a point of diversion 300 feet or less (2) Application to change a point of diversion more than 300 feet . (3) Application to change the place of use	nt of Agriculture \$100 \$200

SUMMARY ORDER APPROVING APPLICATION FOR CHANGE AND IMPOSING CONDITIONS

prov With	risions of the Kansas Water Appropriation Law, K.S.A. 82a-	18b, as amended, and K.A.R. 5-5-1, <i>et seq.</i> and other applicable 701 et. seq., and rules and regulations promulgated thereunder, n, this Summary Order does not change the terms, conditions and
1.	A change application was received on diversion authorized under the above-referenced file number	requesting that the place of use and / or point of ber be changed as described in the application.
2.	On and after the effective date of this summary order, the aut the topographic map accompanying the application to cha	thorized place(s) of use shall be located substantially as shown on unge the place of use. Applicable Not Applicable
3.	The change in point of diversion shall not impair existing right previously authorized. The point of diversion authorized by radius of the authorized point(s) of diversion.	nts and shall be limited to the same source or sources of water as by this summary order shall be located within a foot lie Not Applicable
4.	The point(s) of diversion described herein is administrative Positioning System (GPS), as described in the application	ely corrected to be more accurately described using the Global . Applicable Not Applicable
5.	The point(s) of diversion authorized herein shall not actually authorized point(s) of diversion. Applicable N	be located more than feet from the previously ot Applicable
6.	As required by K.A.R. 5-3-5d, if the works for diversion is a w or other device suitable for making water level measureme K.A.R. 5-6-13. Applicable Not Applicable	well with a diversion rate of 100 gallons per minute or more, a tube ents shall be installed, operated and maintained in accordance with
7.	December 31, 20 < / _, or before the first use of water, operated and maintained in accordance with K.A.R. 5-1-4	operly install an acceptable water flow meter on or before whichever occurs first. The water flow meter shall be installed, through 5-1-12. As required by K.S.A. 82a-732, as amended, and the reading of the water flow meter and the total quantity of watering the end of each calendar year.
8.	Installation of the works for diversion of water shall be authorized extension of time. By March 1, 20 the works for diversion has been completed, on the form prov Applicable Not Applicable	completed on or before December 31, 20, or within any applicant shall notify the Chief Engineer that construction of the ided by the Chief Engineer, as required by K.A.R. 5-8-4e.
9.	The completed well log shall be submitted with the requ	ired notice. ☐ Applicable ☐ Not Applicable
10.	with an in-line, automatic, quick-closing check valve capa	foreign substance will be injected into the water shall be equipped ble of preventing pollution of the source of the water supply. The in accordance with K.A.R. 5-3-5c Applicable \(\subseteq \text{Not Applicable} \)
11.	Additional Conditions are attached. Yes No	/
12.	water appropriated under the above-referenced file number limitations, as amended and/or supplemented by this Sun Appropriation Law and the Rules and Regulations promu	A.R. 5-5-14, all of the owners of the authorized place(s) of use of oper are responsible for compliance with its terms, conditions and nmary Order, and with applicable provisions of the <i>Kansas Water</i> ulgated thereunder. Failure to comply with these provisions may needed, and/or the suspension or revocation and dismissal of the ons authorized by law.
4	Administrative Appeal and Effective Date of Order	FOR OFFICE USE ONLY
you Eng Agrifiled adm day revi File Leg 665	ou are aggrieved by this order, pursuant to K.S.A. 82a-1901, may request an evidentiary hearing before the Chief ineer or request administrative review by the Secretary of culture. A request for hearing by the Chief Engineer must be within 15 days of service of this Order and a request for hinistrative review by the Secretary must be filed within 30 s pursuant to K.S.A. 77-531. Any request for administrative ew must state a basis for review pursuant to K.S.A. 77-527. any request with Kansas Department of Agriculture, al Division, 1320 Research Park Drive, Manhattan, KS 02. Failure to timely request a hearing or review may clude review under the Kansas Judicial Review Act.	By: Duly Authorized Designee of the Chief Engineer (Print Name): Division of Water Resources - Kansas Department of Agriculture Date of Issuance: State of Kansas) SS
	For Use by Register of Deeds	County of TENNEY
		Acknowledged before me on 17 August 2021 by MECHAEL AMEGUST.
		Signature: No asy Publiquevin L SALTER
		My commission expires: My Appointment Expires Nevember 2, 2021 (Notany Seal)

3795 W. Jones Ave. Garden City, KS 67846 PH: 620-277-2389



PO Box 633 Garcien City, KS 67846

Fax: 620-277-0224

Customer Name: Southwest Plains Dairy WO#: 22332 Date: 7-20-21 ELOG: Yes Test #: Street Address: 12701 SW CR 31 City, State: SURACHSKKS Driller: Dake Gmin 67878 County: Handlen Quarter: SW Section: 25 Township: 26 Range: 43 GPS: N.37, 76008 W101,97882 Location: 173' East Of Existing Well Static WL: 306 Elevation: 3486' Estimated? Rig#: 10003

Proposed Well Depth

	1	Footage	}	WELLLOCATION 20'SAME
%	From	Pay	То	Description of Strata
	0	and the same of th	2	Top Soil
AND DESCRIPTION OF THE PARTY OF	2		15	Brown Sandy Clay
The second second	15		147	Ton Clay
	47		55	Fine Med Soud
Eyes and Popular	55		69	Brown Sandy Clay
A STATE OF THE PARTY OF THE PAR	69		76	Brown Clay
on the second	76		1129	Fine Med Course Sand Small Grovel w/couple Clay Lavers
	129		1159	Brown Clar or / comple sand stoins
A STATE OF THE PARTY OF THE PAR	159		195	Fine Med Comese Sand w/ Few Clay Layers
COMPONENT STATE OF THE PARTY OF	195		231	Brown Sandy Clay
	231	200	238	Fine Med Course Sand
	838		242	Soaps fong
	242		253	Sandstone & Snapstons "Wised Water & Poor Cive, Mixed & Bron a
	253		270	Gray Shala + Sonpstona
15	270	10	1316	Sandstoon w/ Few Thin Soupstone Strips "Fairly boose"
20	316	64	380	Sandstona w/ Couple Scapstone Stringers Fairly Loose & Loose In Pla
5	380	17	397	Shale w/ 30 me Sandstone Lovers
	397		1440	Shale
5	440	18	4.58	Sandstone w/some Shale
15	458	42	500	Sondstone " Lost Circ. @ 480' Mixed 2 Bran Fairly Losse In F.
10	500	54	1.5.54	Sandstone "Little Stiff + Few Places (Drilled Fairly Losse"
.5	554	13	567	Sandstone & Fels Bed Bad
10	567	54	621	Sandstone " Fish Loose In Places
149 149	621	100	721	Sandstane
	721		740	Red Bed
2000 00 FTT				
-			-	Super Gal X -18
			-	Bran -5
		4,000,000,000		Grout -6
				Hole Plug -6
harrywyg statistk differency		PLEGGE CONTROL OF SHEET OF SHEET AND		Perma Plag -1
		All All Digital particular to a series assessed		5 1/8 Drag Blode -1
		MESSACTIVE MAN OF THE PARTY OF THE PARTY.		
			- The state of the	
COMPANY OF SECURITY AND SECURITY SECURI				
and the paper of the latter of				
STORES AND STORES				
	and the second			

