

Submit To: CHIEF ENGINEER  
Division of Water Resources  
Kansas Department of Agriculture  
1320 Research Park Drive  
Manhattan, Kansas 66502  
http://agriculture.ks.gov/dwr

**APPLICATION FOR APPROVAL TO  
CHANGE THE PLACE OF USE, THE  
POINT OF DIVERSION OR THE USE  
MADE OF THE WATER UNDER AN  
EXISTING WATER RIGHT**



State of Kansas

**Filing Fee Must Accompany the Application**  
(Please refer to Fee Schedule on signature page of application form.)

Paragraph Nos. 1, 2, 3, 4 & 8 must be completed. Complete all other applicable portions. A topographic map or detailed plat showing the authorized and proposed points(s) of diversion and /or place of use must accompany this application.

1. Application is hereby made for approval of the Chief Engineer to change the

- Place of Use
- (Check one or more)  Point of Diversion
- Use Made of Water

RECEIVED  
1:00 pm  
APR 09 2024

Garden City Field Office  
Division of Water Resources

File No. 33699

2. Name of applicant: COTTRELL FARMS LLC

Address: PO BOX 309

City, State and Zip: MEADE, KS 67864

Phone Number: (620)873-5404

E-mail address: cottrellinc@yahoo.com

What is your relationship to the water right;  owner  tenant  agent  other? If other, please explain. \_\_\_\_\_

Name of water use correspondent: Same as above

Address: \_\_\_\_\_

City, State and Zip: \_\_\_\_\_

Phone Number: ( ) \_\_\_\_\_

E-mail address: \_\_\_\_\_

3. The change(s) proposed herein are desired for the following reasons (please be specific): \_\_\_\_\_

To better utilize irrigation resources by adding an additional well.

The change(s) (will be) completed by As soon as approved

(Date)

For Office Use Only:															
F.O. Code	<u>4</u>	GMD	<u>3</u>	Meets K.A.R. 5-5-1	(YES / NO)	Use	<u>IRR</u>	Source	<u>G / S</u>	County	<u>ME</u>	By	<u>ALB</u>	Date	<u>4/11/24</u>
Code	<u>CGT</u>	Fee \$	<u>100</u>	TR #		Receipt Date	<u>4-9-24</u>	Check #	<u>2310</u>						

4/12/2024  
KAnderson

- 6. The presently authorized point(s) of diversion is one point of diversion with associated diversion works  
(Provide description and number of points)
- 7. The proposed point(s) of diversion are two points of diversion with associated diversion works  
(Provide description and number of points)

List all presently authorized point(s) of diversion:

8. **Presently authorized point of diversion:**  
 One in the NW Quarter of the NE Quarter of the NW Quarter of Section 12, Township 32 South, Range 30 (W), in ME County, Kansas, 5275 feet North 3703 feet West of Southeast corner of section. Authorized Rate 1940 gpm Authorized Quantity 640 AF  
 (DWR use only: Computer ID No. 4 GPS \_\_\_\_\_ feet North \_\_\_\_\_ feet West)  
 This point will not be changed  This point will be changed as follows:  
**Proposed point of diversion: (Complete only if change is requested)**  
 One in the NW Quarter of the NE Quarter of the NW Quarter of Section 12, Township 32 South, Range 30 (W), in ME County, Kansas, 5275 feet North 3703 feet West of Southeast corner of section. Proposed Rate \_\_\_\_\_ Proposed Quantity \_\_\_\_\_  
 This point is:  Additional Well  Geo Center List other water rights that will use this point \_\_\_\_\_

9. **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 \_\_\_\_\_  
 (DWR use only: Computer ID No. \_\_\_\_\_ GPS \_\_\_\_\_ feet North \_\_\_\_\_ feet West)  
 This point will not be changed  This point will be changed as follows:  
**Proposed point of diversion: (Complete only if change is requested)**  
 One in the NW Quarter of the NW Quarter of the NW Quarter of Section 12, Township 32 South, Range 30 (W), in ME County, Kansas, 5040 feet North 5200 feet West of Southeast corner of section. Proposed Rate \_\_\_\_\_ Proposed Quantity \_\_\_\_\_  
 This point is:  Additional Well  Geo Center List other water rights that will use this point \_\_\_\_\_

10. **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 \_\_\_\_\_  
 (DWR use only: Computer ID No. \_\_\_\_\_ GPS \_\_\_\_\_ feet North \_\_\_\_\_ feet West)  
 This point will not be changed  This point will be changed as follows:  
**Proposed point of diversion: (Complete only if change is requested)**  
 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 \_\_\_\_\_  
 This point is:  Additional Well  Geo Center List other water rights that will use this point \_\_\_\_\_

11. Describe the current condition of and future plans for any point(s) of diversion which will no longer be used. N/A



12. The presently authorized use of water is for IRR purposes.

It is proposed that the use be changed to No change purposes.

13. If changing the place of use and/or use made of water, describe how the consumptive use will not be increased.

Folowing K.A.R. 5-5-16. 1600 acres legally irrigated during the perfection period results in no change in consumtive use by maintaining 640 acre feet of water authorized for the proposed cahnge.

(Please show any calculations here.)

14. It is requested that the maximum annual quantity of water be reduced to N/A (acre-feet or million gallons).

15. It is requested that the maximum rate of diversion of water be reduced to \_\_\_\_\_ gallons per minute (\_\_\_\_ c.f.s.).

16. The application must include either a topographic map or detailed plat. A U.S. Geological Survey Topographic Map, scale 1:24,000, is available through the Kansas Geological Survey, 1930 Constant Avenue, University of Kansas, Lawrence, Kansas 66047-3726 ([www.usgs.gov](http://www.usgs.gov)). The map should show the location of the presently authorized point(s) of diversion. Distances North and West of the Southeast corner of the section must be shown. The presently authorized place of use should also be shown. Identify the center of the section, the section lines and the section corners and show the appropriate section, township, and range numbers on the map. In addition the following information must also be shown on the map.

a. If a change in the location of the point(s) of diversion is proposed, show:

- 1) The location of the proposed point(s) of diversion. Distances North and West of the Southeast corner of the section must be shown. Please be certain that the information shown on the map agrees with the information shown in Paragraph Nos. 9, 10 and 11 of the application.
- 2) If the source of supply is groundwater, please show the location of existing water wells of any kind, including domestic wells, within 1/2 mile of the proposed well or wells. Identify each well as to its use and furnish name and mailing address of the property owner or owners. If there are no wells within 1/2 mile, please indicate so on the map.
- 3) If the source of supply is surface water, the names and mailing addresses of all landowner(s) 1/2 mile downstream and 1/2 mile upstream from your property lines must be shown.

b. If a change in the place of use is desired, show the proposed place of use by crosshatching on the map. Please be certain that the information shown on the map agrees with the information shown in Paragraph No. 5 of the application.

17. Attach documentation to show the change(s) proposed herein will not impair existing water rights and relates to the same local source of supply as to which the water right relates. This information may include statements, plats, geology reports, well logs, test hole logs, and other information as necessary information to show the above. Additional comments may be made below.

Wells are located in the same source of supply. And no change in local source of supply.

18. If the proposed change(s) does not meet all applicable rules and regulations of the Kansas Water Appropriation Act, please identify the rules and regulations for which you request a waiver. State the reason why a waiver is needed and why the request should be granted. Attach documentation showing that granting the request will not impair existing water rights and will not prejudicially and unreasonably affect the public interest.

A waiver is being requested to K.A.R. 5-23-3, Minimum Well Spacing Requirements.

Adding on an old well we currently own. No other wells within one half mile to have any unreasonable affects.

Any use of water that is not as authorized by the water right or permit to authorize water before the chief engineer approves this application is a violation of the Kansas Water Appropriation Act for which criminal or civil penalties may be assessed. Such violation is a class C misdemeanor, punishable by a fine not to exceed \$500 and/or a term of confinement not to exceed one month in the county jail. K.S.A. 82a-728(b). Civil penalties shall be not less than \$100 nor more than \$1,000 per violation. In the case of a continuing violation, each day such violation continues may be deemed a separate violation. In addition to these penalties the water right may be modified or suspended. K.S.A. 82a-737, as amended.

The application must be signed by all owners of the place of use authorized under the water right and his or her spouse, if married. Please indicate if there is no spouse. If land is being purchased under contract, the seller must sign as landowner until such time as the contract is completed.

In the event that all applicants cannot appear before one notary public, they may as necessary sign separate copies of the application before any notary public conveniently available to them. All copies signed in this manner shall be considered to be valid parts of the application.

If the request is signed on behalf of any Owner by someone with legal authority to do so (for example, an agent, one who has power of attorney, or an executor, executrix, conservator), it will be necessary to attach proper documents showing such authority.

I declare that I am an owner of the currently authorized place of use as identified herein, or that I represent all such owners and am authorized to make this application on their behalf, and declare further that the statements contained herein are true, correct, and complete. By filing this application I authorize the chief engineer to permanently reduce the quantity of water and/or rate of diversion as specified in sections 14 and 15 of this application.

Dated at Meade, Kansas, this 26 day of March, 20 24.

[Signature] (Owner)

[Signature] (Spouse)

William R Cottrell (Please Print)

Teresa M. Cottrell (Please Print)

[Signature] (Owner)

[Signature] (Spouse)

Glenn Rex Cottrell (Please Print)

(Please Print)

(Owner)

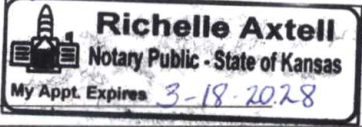
(Spouse)

(Please Print)

(Please Print)

State of Kansas }  
County of Meade } SS

I hereby certify that the foregoing application was signed in my presence and sworn to before me this 26 day of March, 20 24.



[Signature] Notary Public

My Commission Expires

FEE SCHEDULE

Each application to change the place of use, the point of diversion or the use made of the water under this section shall be accompanied by the application fee set forth in the schedule below:

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

Make check payable to Kansas Department of Agriculture.



DATE: 11/18/2022

CUSTOMER NAME: BILL COITRELL

TH#1

LEGAL: NW/NW 12-325-30W

COUNTY: MEADE CO, KS

GPS: 37.285704

-100.588878



C 11/18/22 PD

DRILLER: DIEGO

WO: 22-988

FROM	TO	TYPE	HARDNESS	COLOR	SPEED	PULL DOWN	OTHER / DRILLING ACTION
0	3	TOP SOIL	SOFT	DRK BROWN	FAST		SMOOTH
3	11	BROWN SILTY CLAY	SOFT	BROWN	FAST		SMOOTH
11	17	GRAY CLAY	SOFT	GRAY TAN & WHITE	FAST		SMOOTH
17	38	SANDY CLAY W/ CALICHE	SOFT		FAST		SMOOTH
38	48	FINE-MED-COARSE SAND	FIRM		FAST		CHOPPY
48	91	SANDY CLAY	SOFT	TAN	FAST		SMOOTH
91	118	FINE-MED-COARSE SAND W/ FINE GRAVEL	FIRM		FAST		FAST CHATTER
118	139	BROWN CLAY	SOFT	BROWN	FAST		SMOOTH
139	150	FINE-MED-COARSE SAND	FIRM		FAST		FAST CHATTER
150	223	BLUE CLAY	SOFT	BLUE	FAST		SMOOTH
223	229	SANDY CLAY	FIRM		FAST		CHOPPY
229	245	FINE-MED-COARSE SAND W/ FINE GRAVEL	FIRM		FAST		FAST CHATTER
245	248	BROWN STICKY CLAY	STICKY	BROWN	FAST		SMOOTH
248	258	FINE-MED-COARSE SAND W/ FINE GRAVEL	FIRM		FAST		FAST CHATTER
258	259	CEMENTED SAND	STIFF	WHITE	FAST		CHATTER
259	269	FINE-MED-COARSE SAND W/ FINE GRAVEL	FIRM		FAST		FAST CHATTER
269	272	CEMENTED SAND	STIFF	WHITE	FAST		CHATTER
272	289	FINE-MED-COARSE SAND	FIRM		FAST		FAST CHATTER
289	292	CEMENTED SAND	STIFF	WHITE	SLOW	X	CHATTER
292	304	FINE-MED-COARSE SAND	FIRM		FAST		FAST CHATTER
304	334	FINE-MED-COARSE SAND W/ BROWN ROCK	STIFF	BROWN WHITE & TAN	FAST		CHATTER
334	352	FINE-MED-COARSE SAND W/ CEMENTED SAND & SANDY CLAY TRACE	STIFF		FAST		FAST CHATTER
352	367	SANDY CLAY	SOFT	TAN	FAST		SMOOTH
367	382	FINE-MED-COARSE SAND	FIRM		FAST		FAST CHATTER
382	395	SANDY CLAY	SOFT	TAN	FAST		SMOOTH
395	430	LIME ROCK W/ FINE SAND	FIRM	WHITE	FAST		FAST CHATTER
430	468	BROWN CLAY	STICKY	BROWN	FAST		SMOOTH
468	500	RED BED	STIFF	RED	SLOW		CHATTER
		SUPER GEL - 6					
		WATER LOADS - 1 1/2					
		SA - 1/4					
		HOLE PLUG - 2					
		CS - 1					

SCANNED



**DRILLERS TEST LOG**

CUSTOMER NAME: BILL GOETRELL JR. DATE: 6-16-80  
 STREET ADDRESS: \_\_\_\_\_ TEST # 1  
 CITY & STATE: MEADE, KS. 67864 DRILLER: Livingston  
 COUNTY: Meade QUARTER: NW SECTION: 12 TOWNSHIP: 32 RANGE: 30

LOCATION: approx. 300' south of the NW corner of 1/4 south side of tail water pond.

WELL LOCATION

DRILLED #	FROM	PAY	FOOTAGE	DESCRIPTION OF STRATA	WELL LOCATION
					STATIC WATER LEVEL PROPOSED WELL DEPTH
	0		3	TOP SOIL	
	3		48	CLAY, CALICHE & FEW FINE SAND STKS.	
	48		56	SAND FINE TO MED. SMALL GRAVEL	
	56		80	BROWN SANDY CLAY CALICHE	
	80		97	SAND FINE TO MED. GRAVEL, CEMENTED FROM 88 to 97'	
				VERY HARD	
	97		120	YELLOW & GRAY CLAY FEW SAND STKS.	
	120		186	SAND FINE TO MED. SMALL GRAVEL VERY FEW CLAY STKS.	
	186		196	BROWN SANDY CLAY	
70	196	106	306	SAND FINE TO MED. COARSE SMALL GRAVEL LOOSE USED	
				LOTS WATER MIXED 3 MED. & 1/2 sack bran	
	306		310	CLAY & ROCK LEDGES	
70	310	50	360	SAND FINE TO MED. COARSE SMALL GRAVEL & VERY FEW CLAY STKS. LOOSE	
75	360	20	380	SAND FINE TO MED. COARSE SMALL TO MED. GRAVEL FEW CLAY STKS.	
	380		389	BROWN SANDY CLAY & FEW SAND STKS.	
50	389	07	396	SAND FINE TO MED. COARSE & FEW CLAY STKS.	
	396		410	BROWN SANDY CLAY & SAND	
	410		436	BROWN SANDY CLAY & BAMEROCK & FEW SAND STKS.	
30	436	20	458	GYP. CLAY & FINE SAND USED WATER	
40	458	17	475	SAND FINE SMALL & FEW CLAY STKS.	
	475		500	BROWN SANDY CLAY & FINE SAND STKS.	
35	500	12	512	SAND FINE SMALL & FEW CLAY STKS.	
	512		516	SOAPSTONE	
	516		526	RED BED	

TD - 515'  
set up east - pits on south

*Proposed / Existing well*

GARDEN CITY, KANSAS  
Phone 276-3270

**HENKLE DRILLING & SUPPLY CO., INC.**

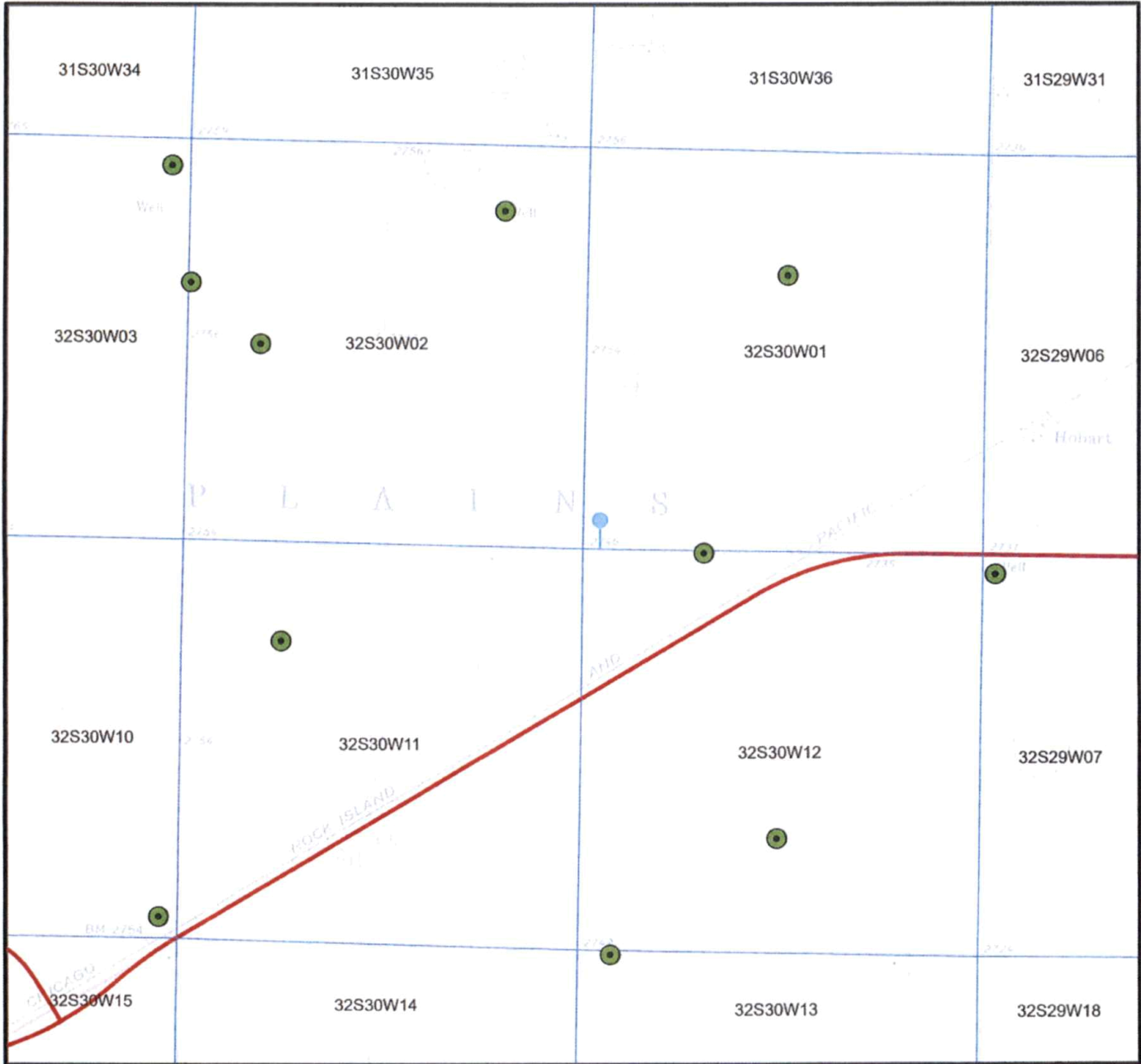
SUBLETTE, KANSAS  
Phone 675-4311





TEST HOLES      DOMESTIC WELLS      STOCK WELLS      IRRIGATION & INDUSTRIAL WELLS



# CHANGE IN POINT OF DIVERSION WATER RIGHT, FILE NO. 33699

NW 1/4 of Section 12 Township 32 South Range 30 West ME County




-  Authorized Point of Diversion
-  Proposed Point of Diversion
-  Domestic Well within 1/2 mile
-  1/2 mile buffer

List of owner name and addresses within 1/2 mile:



All wells of any kind within 1/2 mile of the requested place of use have been plotted.

 3-26-24  
 (Signature) Date

Date mdf/GCFO  
 1:24,000 Scale

1320 Research Park Drive  
Manhattan, KS 66502  
785-564-6700  
www. agriculture.ks.gov



900 SW Jackson, Room 456  
Topeka, KS 66612  
785-296-3556

Mike Beam, Secretary

Laura Kelly, Governor

April 12, 2024

COTTRELL FARMS LLC  
PO BOX 309  
MEADE KS 67864

RE: File No(s). **33699**

Dear Sir or Madam:

The Division of Water Resources (Division) has received your application(s) to change the place of use, point of diversion or use made of water for the file number(s) referenced above. Please be aware that the Division may have a large number of pending applications on hand at times and makes every attempt to process them in the order in which they are received. You will be contacted if additional information is required.

Please note, this letter only acknowledges receipt of your application(s) and does not guarantee approval. In accordance with the provisions of the Kansas Water Appropriation(s) Act, the use of water as proposed prior to approval of the application(s) is unlawful.

Additional information about the process may be found on our website at [agriculture.ks.gov/divisions-programs/dwr](http://agriculture.ks.gov/divisions-programs/dwr). If you have any other questions, please contact our office at 785-564-6640 or your local Garden City Field Office at 620-276-2901. If you call, please reference the file number so we can help you more efficiently.

Sincerely,

Kristen Baum  
New Applications and Changes Supervisor  
Water Appropriation Program