

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.

WATER RESOURCES
RECEIVED

Unacceptable for Priority

APR 23 2020

2:32pm

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**

DEPT OF AGRICULTURE



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.

4/24/2020, 9:08 AM

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

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

(Check one or more)

Water Resources
Received

KS Dept Of Agriculture

File No. 38916

2. Name of applicant: Bowman Enterprises LLC, Wilroads Feed Yard

Address: 11449 Lariat Way

City, State and Zip: Dodge City KS 67801-6694

Phone Number: (620)339-0910 E-mail address: travis@wfyllc.com

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

Name of water use correspondent: Bowman Enterprises LLC, Wilroads Feed Yard

Address: 11449 Lariat Way

City, State and Zip: Dodge City KS 67801-6694

Phone Number: () E-mail address: _____

3. The change(s) proposed herein are desired for the following reasons (please be specific): This application proposes to change the place of use to accommodate a proposed expansion of the feedlot facility.

The change(s) will be completed by June 2020

(Date)

For Office Use Only:

F.O. 2 GMD 3 Meets K.A.R. 5-5-1 (YES / NO) Use STK Source G / S County FO By BMM Date 4/24/20
Code GPU Fee \$ 200 TR # PY00013917 Receipt Date 4/24/2020 Check # CC

4/28/2020
LMoody

4. The presently authorized place of use is:

Owner of Land — NAME: Bowman Enterprises LLC, Wilroads Feed Yard (STOCKWATER)

ADDRESS: 11449 Lariat Way, Dodge City KS 67801-6694

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	
4	27S	24W	Feedlot in the Southwest Quarter																
8	27S	24W	Feedlot in the Northeast Quarter																
9	27S	24W	Feedlot in the West Half																

List any other water rights that cover this place of use. 19521-D1, 38161, 38162, 38163, 38915, 38916, 38917, 45904, & 20187032-MF

Owner of Land — NAME: ---

ADDRESS: ---

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		

List any other water rights that cover this place of use. ---

(If there are more than two landowners, attach additional sheets as necessary.)

5. It is proposed that the place of use be changed to:

Owner of Land — NAME: Bowman Enterprises LLC, Wilroads Feed Yard (STOCKWATER)

ADDRESS: 11449 Lariat Way, Dodge City KS 67801-6694

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	
4	27S	24W	Feedlot in the Southwest Quarter																
8	27S	24W	Feedlot in the East Half																
9	27S	24W	Feedlot in the West Half of the Southeast Quarter and the West Half of Section 9																

List any other water rights that cover this place of use. 19521-D1, 19521-D3, 38161, 38162, 38163, 38915, 38916, 38917, 45904, & 20187032-MF

Owner of Land — NAME: ---

ADDRESS: ---

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			

List any other water rights that cover this place of use. ---

IF MORE SPACE IS NEEDED, ATTACH ADDITIONAL SHEETS AS NECESSARY

WATER RESOURCES RECEIVED

APR 23 2020

6. The presently authorized point(s) of diversion is One (1) well with diversion works
(Provide description and number of points)
7. The proposed point(s) of diversion is One (1) well with diversion works
(Provide description and number of points)

List all presently authorized point(s) of diversion:

8. **Presently authorized point of diversion:** STOCKWATER USE

One in the SE Quarter of the SW Quarter of the NW Quarter of Section 9, Township 27 South, Range 24 W, in Ford County, Kansas, 3197 feet North 4176 feet West of Southeast corner of section.
 Authorized Rate 50 GPM Authorized Quantity 8.15 MGY
 (DWR use only: Computer ID No. 9 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 _____, 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 None

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 _____ 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 _____

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 Stockwatering 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.

See supplemental pages for information on feed lot expansion in regards to the proposed place of use change.

Feedlot expansion projected to operate with 30,000 head of cattle

(Please show any calculations here.)

14. It is requested that the maximum annual quantity of water be reduced to --- (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). 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.

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.

No waivers are anticipated.

IF MORE SPACE IS NEEDED, ATTACH ADDITIONAL SHEETS AS NECESSARY

WATER RESOURCES RECEIVED

APR 23 2020

KS DEPT OF AGRICULTURE

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.

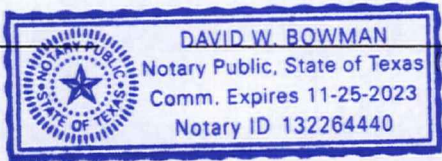
In the event that all applicants cannot appear before one notary public, they may as necessary sign separate copies of the application before any notary public conveniently available to them. All copies signed in this manner shall be considered to be valid parts of the application.

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 2008 August Shiner Tx, Kansas, this 16 day of April, 2020.

<u>Keith Bowman</u> (Owner)	_____	(Spouse)
<u>Keith Bowman</u> (Please Print)	_____	(Please Print)
<u>LaTessa Bowman</u> (Owner)	_____	(Spouse)
<u>LaTessa Bowman</u> (Please Print)	_____	(Please Print)
_____	_____	(Spouse)
_____	_____	(Please Print)



State of TEXAS
 State of Kansas
 County of LAVACA } SS

I hereby certify that the foregoing application was signed in my presence and sworn to before me this 16TH day of APRIL, 2020.

David W Bowman
 Notary Public

My Commission Expires 11/25/2023

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.**

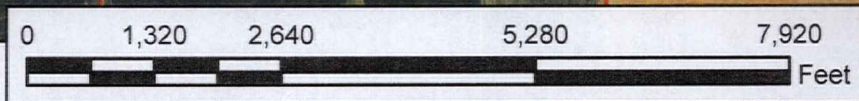
WATER RESOURCES RECEIVED
 APR 23 2020
 KS DEPT OF AGRICULTURE

APR 23 2020



Legend

- Water Appropriations
- ★ Domestic Well
- Section Line
- + Section Corner
- Place of Use**
- / / Authorized
- \ \ Proposed



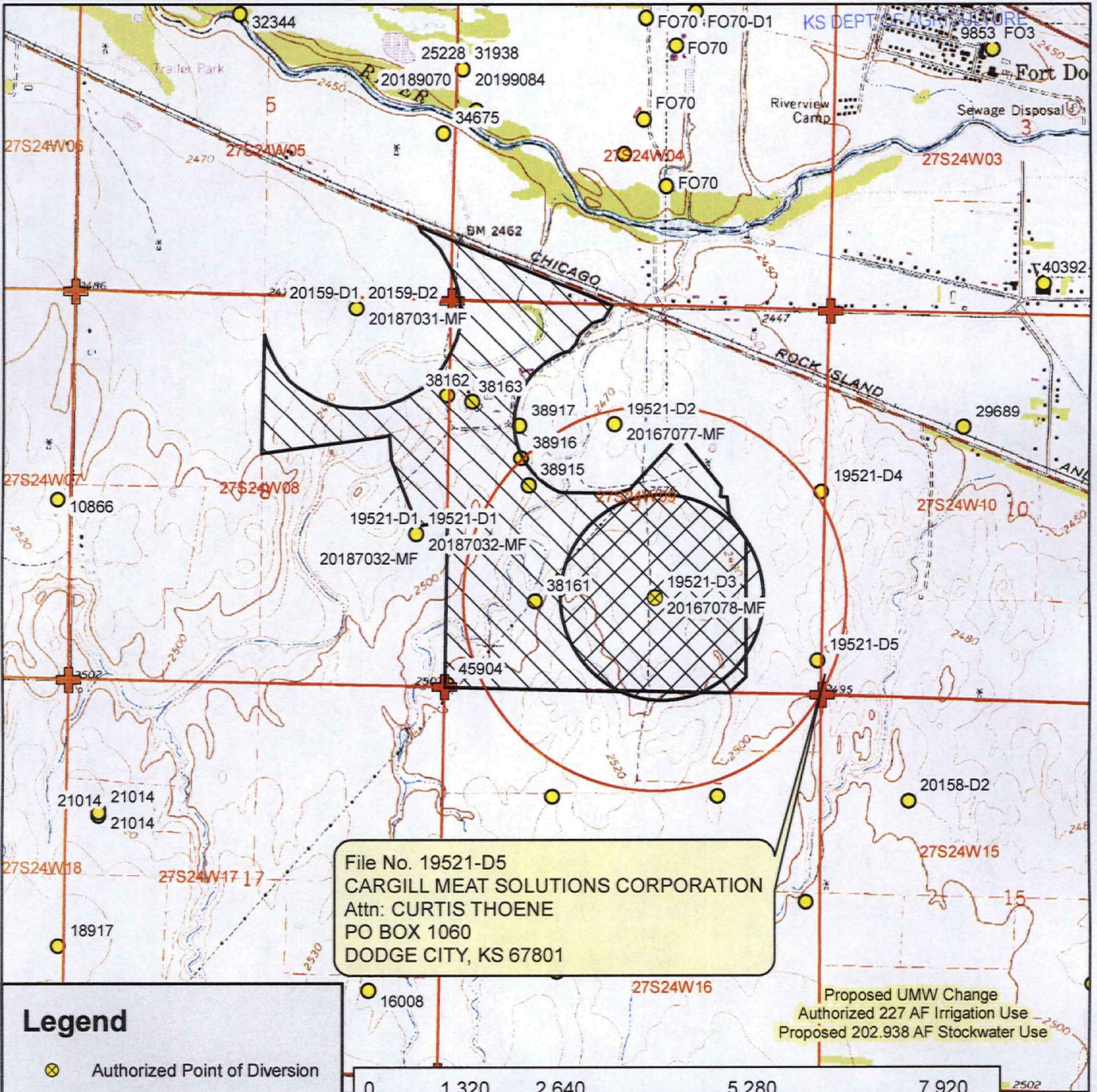
Water Right, File Nos. 19521-D1, 38161, 38162, 38163, 38915, 38916, 38917, & 45904

Change in Place of Use, Application Map (STK Use)
8/9-27S-24W // Ford County

Aerial Map



APR 23 2020



File No. 19521-D5
 CARGILL MEAT SOLUTIONS CORPORATION
 Attn: CURTIS THOENE
 PO BOX 1060
 DODGE CITY, KS 67801

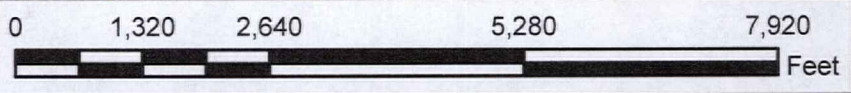
Proposed UMW Change
 Authorized 227 AF Irrigation Use
 Proposed 202.938 AF Stockwater Use

Legend

- Authorized Point of Diversion
- Water Appropriations
- 1/2 Mile Buffer
- Domestic Well
- Section Line
- Section Corner

Place of Use

- Authorized
- Proposed



Water Right, File No. 19521-D3

Change in UMW / PU, Application Map
 8/9-27S-24W // Ford County



To the best of my knowledge, all water wells including domestic, within 1/2 mile of the authorized point of diversion have been shown.

Signature

APR 23 2020

KS DEPT OF AGRICULTURE

**STOCKWATER USE
SUPPLEMENTAL SHEET**

File No. 19521-D3

Name of Applicant (Please Print): Wilroads Feedyard, LLC

1. Please indicate type of livestock (cattle, hogs, etc.): Beef Cattle

2. Please complete the following table showing past and present water requirements:

PAST NUMBER OF HEAD AND WATER DIVERTED, IF APPLICABLE

LAST 5 YEARS	NUMBER OF HEAD	WATER DIVERTED (GALLONS)	GALLONS PER HEAD PER DAY
5 years ago	9,169 (2014)	41,960,550	12.53
Last year	11,933 (2017)	42,870,107	9.84
Present Year	14,114 (2019)	54,548,758	10.58

3. Please complete the following table showing estimated future water requirements:

ESTIMATED FUTURE NUMBER OF HEAD AND WATER DIVERTED

NEXT 5 YEARS	NUMBER OF HEAD	WATER TO BE DIVERTED (GALLONS)	GALLONS PER HEAD PER DAY
Year 1	36,000	170,820,000	13
Year 2	36,000	170,820,000	13
Year 3	36,000	170,820,000	13
Year 4	36,000	170,820,000	13
Year 5	36,000	170,820,000	13

Please attach any additional information, tables, or curves showing past, present and estimated future water requirements to substantiate the amount of water requested.

4. Please designate the legal description of the location where the water is to be used. Show in the space provided below the Section (S), Township (T), and Range (R), and the number of acres in each forty acre tract or fractional portion thereof.

S	T	R	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
4	27S	24W	Feedlot in Southwest Quarter																
8	27S	24W	Feedlot is the East Half																

9 27S 24W Feedlot is the West Half of the Southeast Quarter and the West Half of Section 9

APR 23 2020

KS DEPT OF AGRICULTURE

5. Show quantities of water used and all associated water uses at the feedlot such as water used in feed mills, cooling of animals, washing, flushing of wastes, etc.:

DRINKING

36,000 head of Beef Cattle x 13 gallons/head (avg.) x 365 days = 170,820,000 gallons

_____ head of _____ x _____ gallons/head (avg.) x _____ days = _____ gallons

_____ head of _____ x _____ gallons/head (avg.) x _____ days = _____ gallons

COOLING

NA gallons/hour x _____ hour/day x _____ days = _____ gallons

SANITATION

NA g.p.m. x 60 min/hr x _____ hr/wk x _____ wks/yr = _____ gallons

OTHER USE (Explain) _____ = _____ gallons

TOTAL ----- 170,820,000 gallons

6. Show location of present and future location of confinement pens on your attached maps or photographs.

7. Total feed bunk space for cattle or livestock is 30,213 linear feet.

8. Total size of stock pens for confinement area of cattle, hogs, etc. is 8,505,284 square feet.

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