Kansas Department of Agriculture Division of Water Resources

CHANGE: P/D WORKSHEET

1. File Number: 18028	2. Status Change Date: 5-10-19	3. Change Num:	4. Field Office: 04	5. GMD:						
6. Status: ☐ Approved ☐ Den	ied by DWR/GMD	Dismiss by Request/Failure to Return 7. Filing Date of Change: 5-7-/9								
8a. WUC, OWNER New to system □	Person ID 2000 Add Seq# 1	8c. landowned		Person ID Add Seq# 1						
BROOKOVER FEED YAR PO BOX 917 GARDEN CITY KS 6784										
8b. Landowner(s) New to system □	Person ID Add Seq#	8d. LANDOW New to sy		Person ID Add Seq#						
9. Documents and Enclosure(s): ☑ D\				Comply: <u>12/31/20</u> iller Copy ☐ H & E Letter						
☐ Conservation Plan Date Requir	ed: Da	ite Approved:	Date to 0	Comply:						
10. Use Made of Water From:		To: _		40.00						
			Date Prepared: 5/10/1 \$ Date Entered:	9 ву: МАМ Ву:						

File No. 18028	11. County: I	FI	Bas	in: ar	kansa	s rive	r			St	tream:					7 -		Fo	ormation (Code: 21 1	Special Use:	<u> </u>
12. Points of Diversion CHK MOD DEL PDIV ENT Qualifier	S	Т	R	ID		N	ʻW		Com	ment	(AKA I	Line)					ry	A Rate gpm		uantity af	Overlap PD Files	
ENT LOT 1 (NENE	.) 2 2	25 3	32 W	1	510	9'	188'	1 4	ال ال					83	5	264		835	;	264		
DEL 3884		4								1												M.
			41											THE.						3 H		
		T.	9.			1				7 c 2 d s		l,		121						10-1-4		
			1 21 21.			A		=[[7.							1, 1	_1		2 1			1 14
			May.						<u> </u>						T				12.4			
13. Storage: Rate	N	F	Quan	tity					ac/ft	A	dditior	nal Rat	te				NF	Add	itional Qu	antity		_ ac/ft
14. Limitation:	af/yr at				(gpm (d.		cfs) wl	hen co	mbine	ed with	n file n	umber	(s)		T.				
Limitation:	af/yr at					gpm (cfs) wl	hen co	mbine	ed with	n file n	umber	(s)				J. Ta		
15. 5YR Allocation: Allocation T	Гуре	Sta	rt Year		1	5 YR	Amou	nt		Amo	ount U	nit		Base	Acres		_ c	omment				
16. Place of Use		NE1/4 NW1		V¹/4	1/4 SW1/4				SE1/4			Total	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				3.14	
CHK 2000	ID.		, AQ	· la				Ti i		- 1					Ç	4			8A	N	22583,	
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			12																	22.1.		7 - 1
Base Acres: Year:	Mi	inimum	Reaso	onable	Quar	ntity:				Y			1							Š.		ij- r
Comments:																						

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

May 10, 2019

BROOKOVER FEED YARDS INC PO BOX 917 GARDEN CITY KS 67846

RE:

Water Right, File No. 18028

Dear Sir:

Enclosed is an order 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 number.

Your attention is directed to the enclosures and to the terms, conditions, and limitations specified in this approval for change. A condition of this 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 this order modifies the original document referred to above, it should be recorded with the Register of Deeds as other instruments affecting real estate.

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

A. Mey

MAM: enclosures

pc:

GROUNDWATER MANAGEMENT DISTRICT NO. 3

CERTIFICATE OF SERVICE

On this 10th day of May, 2019, I hereby certify that the foregoing Approval of Application for Change in Point of Diversion, Water Right, File No. 18,028 dated 10th day of May, 2019 was mailed postage prepaid, first class, US mail to the following:

BROOKOVER FEED YARDS INC PO BOX 917 GARDEN CITY KS 67846

Pc:

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. 11:45 AM File No. <u>18028</u> MAY 07 2019 1. Application is hereby made for approval of the Chief Engineer to change the (check one or both): Garden City Field Office Division of Water Resources ☐ 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: ☐ Surface water Name and address of Applicant: BROOKOVER FEED YARDS INC PO BOX 917 GARDEN CITY KS 67846 Email address: Phone Number: () Name and address of Water Use Correspondent: SAME AS ABOVE Email address: Phone Number: (The presently authorized place of use is: Owner of Land ---- NAME: SAME AS ABOVE - NO CHANGE ADDRESS: (If there is more than one landowner, attach supplemental sheets as necessary.) TOTAL ACRES NW1/4 SW1/4 SE1/4 NE1/4 NW1/4 SW1/4 SE1/4 Sec. Twp. Range NE1/4 NW1/4 SW1/4 SE1/4 NE1/4 NW1/4 SW1/4 SE1/4 NE1/4 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: ADDRESS: (If there is more than one landowner, attach supplemental sheets as necessary.) SW1/4 SE1/4 TOTAL **ACRES** Sec. Twp. Range NE1/4 NW1/4 SW1/4 SE1/4 NE1/4 NW1/4 SW1/4 SE1/4 NE1/4 NW1/4 SW1/4 SE1/4 NE1/4 NW1/4 SW1/4 SE1/4 For Office Use Only: Code _____ Fee \$ 100.00 TR # ____ Receipt Date 5-1-19 Check # 22770 8

. [Presently authorized point of diversion:			The second of the second of
	One in the Quarter of the of Section 2, Township	NE	Quarter of the LOT	NE 1/E Quar
	of Section 2 . Township	25	South, Range	32 (V
	in FINNEY County, Kansas, 5065	feet North	198 feet West of Sou	utheast corner of section
	Authorized Rate 835 GPM Authorized Quantity			
	(DWR use only: Computer ID No. 01 GPS			
	☐ This point will not be changed ☐ This point will be changed			
l	Proposed point of diversion: (Complete only if change	is request	Overtex of the 10th	NE UE
	One in the Quarter of the of Section , Township	OF.	Quarter of the LOT	Quan
	of Section, Township	25	South, Range	32 (E/V
	in FINNEY County, Kansas, 5109	feet North_	188 feet West of Sou	utheast corner of section
	Proposed Rate <u>835 GPM</u> Proposed Quantity	264 AF	Proposed well depth (fe	et) 25 /
	This point is: Additional Well Geo Center List oth	ner water rig	hts that will use this point	out the
	Presently authorized point of diversion:			
	One in the Quarter of the		Quarter of the	Ouar
	of Section Township	-	South Pance	Quali
	of Section, Township in County, Kansas,	foot No.45	foot West of O	uthoost or a control of
	Authorized Date	ieel ivorth_	reet vvest of Sol	uneast 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			
	Proposed point of diversion: (Complete only if change	is request	ed or if existing point is be	tter described by GPS
	One in the Quarter of the		Quarter of the	Quar
	of Section, Township		South, Range	(E/V
	in County, Kansas,	feet North	feet West of Sou	theast corner of section
	Proposed Rate Proposed Quantity		Proposed well depth (fee	at)
	This point is: Additional Well Geo Center List oth			
	The changes herein are desired for the following reasons' (please be specific) REPLACEMENT WELL		North	
		P		100 200 300
				T_1000
	If a well, is the test hole log attached? X Yes No	200		= ============================
		200		+ + + 1 = 200
	The change(s) (was)(will be) completed by?			
	UPON APPROVAL	100	-1 + 1 + 1 = 1	+ + = 100
	If the point of diversion is a well:	The American	1	
	(a) What are you going to do with the old well?	West 0	Hilling milling milling milling	
	PLUG/ CAP	U.Listo	jang sagi	+ + 100
	(b) When will this be done? <u>UPON APPROVAL</u>	100	-1-1-1-	+ + = 100
		114		
	Groundwater Management District recommendation attached?	200	-1+1+11	十 十 量200
	☐ Yes ☐ No			=
				السلساساسا
	Assisted by AM/GCFO	300		100 200 300
	If the proposed point of diversion will be relocated more than 30 feet but within 2,640 feet of the existing point of diversion, attar a topographic map or aerial photograph. For groundwat sources, show all wells (including domestic) within one-half m of the proposed point of diversion and the names and mailing addresses of the owners. For surface water sources, show the	ch 13b.If the er of th ile diag	south e proposed point of diversion we ne existing point of diversion, ram shown above in relative rsion. (PLEASE NOTE: The ve represents the presents	indicate its location on on to the existing poin e "X" in center of diag
	names and addresses of the landowner(s) one-half m downstream and one-half mile upstream from your proper lines	ile dive	rsion.)	- Translation

14. If the	ne proposed groundwater p	oint of diversion is 30	0 or fewer feet from	m the exi	sting point	of diversion, comple	ete the following:
(a)	Does the undersigned rep ☐ Yes ☐ No	resent all owners of t (If no, all owners mu			ce(s) of use	identified in this ap	plication?
(b)	Will the ownership interes affected if this application ☐ Yes ☐ No		sted?		e(s) of use	identified in this ap	plication be adversely
(c)	If this application is not ap ☐ Yes ☐ No	proved expeditiously, (If no, all owners mu			amage to pr	operty, public healt	h or safety?
or a cha	oplication proposes a surfac ange in place of use, the ap attach notarized statement a	olication must be sign	ned by all owners				
age an	by verify, being first dul and the owner, the spous ehalf, in regards to the ned in this application a	e of the owner, or water right(s) to	a duly authoriz	ed age	nt of the c	owner(s) to make	this application or
Dated a	ARDEN C	174	, Kansas, this _	7	day of	MAY	.20/9
Batea		Mission and the second	, ranoao, ano _	bor b	ady or	TO BE LEVEL OF THE SECOND	ACTOR PROCESS
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_ D	Ruce (ONAA)		ACTUAL PROPERTY.	YA 114	- Lightly	(Please Print)	
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al <u>vi-puio</u>	(Please F	Print)		Y any B.	STREET, STREET	(Please Print)	- Charleton Ann
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e lli-l e	(Please F	Print)		tárea.nd		(Please Print)	Turkin terrena arrena. Ottobre somen
State of County	Kansas of ANNEY	ss s	NOTARY PUBLIC -	State of Ka	nsas T		
I her	reby certify that the fore	going application w	as signed in m	y prese	nce and	sworn to before	me this 11H day
oi A	War y	9		1	211	2000	
My Con	nmission Expires	4-52	-19). <u>-</u>	U	Mille	Notary Public	
accurate	OMPLETE APPLICATIONS WI information; maps, if necessar opriate fee must be paid.						
			FEE SCHEDU	E			
	oplication to change the place the schedule below: Make (1) Application to change a	checks payable to: 🦞	ansas Departme	nt of Ag	riculture		
rugases sus	(1) Application to change (2) Application to change (3) Application to change (3)	a point of diversion m	ore than 300 feet				\$200
	JULIE ACROSS	anderson expres	mps givi				
or 15, 2022	odmeose December						

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File No.

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

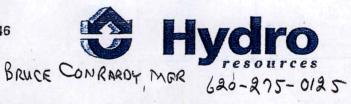
SUMMARY ORDER APPROVING APPLICATION FOR CHANGE AND IMPOSING CONDITIONS

pro Wit Iimi	visions of the Kansas Water Appropriation Law, K.S.A. 826 h the exception of those conditions expressly contained here tations of File No.	708b, as amended, and K.A.R. 5-5-1, et seq. and other applicable a-701 et. seq., and rules and regulations promulgated thereunder, ein, 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 of the change application was received on diversion authorized under the above-referenced file number of the change application was received on diversion authorized under the above-referenced file number of the change application was received on diversion authorized under the above-referenced file number of the change application was received on diversion authorized under the above-referenced file number of the change application was received on diversion authorized under the above-referenced file number of the change application was received on diversion authorized under the above-referenced file number of the change application authorized under the above-referenced file number of the change application authorized under the above-referenced file number of the change application authorized under the above-referenced file number of the change application authorized under the above-referenced file number of the change application authorized under the above-referenced file number of the change application authorized under the change application authorized file number of the change authoriz	requesting that the place of use and / or point of other be changed as described in the application.
2.	On and after the effective date of this summary order, the at the topographic map accompanying the application to ch	uthorized place(s) of use shall be located substantially as shown on lange the place of use. Applicable Not Applicable
3.	The change in point of diversion shall not impair existing ric previously authorized. The point of diversion authorized radius of the authorized point(s) of diversion. Applica	this summary order shall be located within a foot ble Not Applicable
4.	The point(s) of diversion described herein is administrative Positioning System (GPS), as described in the application	vely corrected to be more accurately described using the Global on. ☐ Applicable ☑ Not Applicable
5.	The point(s) of diversion authorized herein shall not actually authorized point(s) of diversion. Applicable	y be located more than feet from the previously Not Applicable
6.	As required by K.A.R. 5-3-5d, if the works for diversion is a or other device suitable for making water level measurem 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_19_, or before the first use of wate operated and maintained in accordance with K.A.R. 5-1-4	roperly install an acceptable water flow meter on or before r, whichever occurs first. The water flow meter shall be installed, 4 through 5-1-12. As required by K.S.A. 82a-732, as amended, and art the reading of the water flow meter and the total quantity of water wing the end of each calendar year.
8.	authorized extension of time. By March 1, 20 20 the	e completed on or before December 31, 20 9 , or within any e applicant shall notify the Chief Engineer that construction of the vided by the Chief Engineer, as required by K.A.R. 5-8-4e.
9.	The completed well log shall be submitted with the requ	uired notice. Applicable
10.	with an in-line, automatic, quick-closing check valve cap	foreign substance will be injected into the water shall be equipped able of preventing pollution of the source of the water supply. The d in accordance with K.A.R. 5-3-5c. Applicable \(\square \text{Not Applicable} \)
11.	Additional Conditions are attached. Yes No	
12.	water appropriated under the above-referenced file num limitations, as amended and/or supplemented by this Su Appropriation Law and the Rules and Regulations prom	A.R. 5-5-14, all of the owners of the authorized place(s) of use of other are responsible for compliance with its terms, conditions and immary Order, and with applicable provisions of the <i>Kansas Water</i> sulgated thereunder. Failure to comply with these provisions may mended, and/or the suspension or revocation and dismissal of the ions authorized by law.
	Administrative Appeal and Effective Date of Order	FOR OFFICE USE ONLY
If vo	ou are aggrieved by this order, pursuant to K.S.A. 82a-1901,	APPLICATION APPROVED AND
you	may request an evidentiary hearing before the Chief	SUMMARY ORDER ISSUED
Eng	ineer or request administrative review by the Secretary of iculture. A request for hearing by the Chief Engineer must be	By: Mular A. Me
filed	d within 15 days of service of this Order and a request for	Duty Authorized Designee of the Chief Engineer
	ninistrative review by the Secretary must be filed within 30 pursuant to K.S.A. 77-531. Any request for administrative	(Print Name): MICHAEL A. MEYER
revi	ew must state a basis for review pursuant to K.S.A. 77-527.	Division of Water Resources - Kansas Department of Agriculture
Lec	any request with Kansas Department of Agriculture, al Division, 1320 Research Park Drive, Manhattan, KS	Date of Issuance: May 10, 2019
665	02. Failure to timely request a hearing or review may clude review under the Kansas Judicial Review Act.	State of Kansas
pre	For Use by Register of Deeds	County of <u>Finney</u>) SS
		Acknowledged before me on
		by Michael A. Meyer.
		Signature: Sulle Somes
		Notory Public
		My commission expires: My Appointment Expires My Appointment Expires
		TTY Seabecember 15, 2022

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File No. _

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



PO Box 639 Garden City, KS 67846 Fax: 620-277-0224

Customer	Name:	Brook	over Ro	anch Feed Yard WO#: 15482 Date: 5-2-19
Street Add	iress:	6.0	BUX 9	717 Test #: / E LOG: Yes
City, State	:	GA	RDENCIT	KS 67846 Driller: Dale Guinn
County:	Finney	Quarte	r: NE	Section: 2 Township: 25 Range: 32
Location:	48 N	WETH \$ 34	L'EAST	of Existing WIELL GPS: N37,91619 W100,79278
Rig#:	10002	0.(777		Elevation: 2820' Static WL: 104' Estimated?
	97			Proposed Well Depth 257
Power Li	ne Ga	na NE	from 1	building appx. 15' South of test hole 20' Sump
	1	Footage	9	WELL LOCATION
%	From	Pay	To	Description of Strata
	0		12	Top Soil
	2		6	Fine Sand
	6		35	Sand fine to med course small med large gravel
	35		63	Brown Sandy Clay w/ couple Sand beds
	63		96	Sand fine to med course small gravel
	96		100	Brown Sandy Clay
5	100	10	114	Fine Sand + Clay Mixed
25	114	12	126	Sand fine to med course
5	126	15	141	Comented sand wifew clay stringers
30.	141	22	163	Sand fine to med course w/Tan 120ck - Drilled Loose -
30	163	1	170	Brown Sandy Clay
30	170	17	187	Sand fine to med course w/ Tan Rock - Drilled Loose -
10	187	15	202	Sand fine to med course w/Tan Rock + many clay ledges
30	202	27	229	Sand fine to med course w/Ton Rock - Drilled Loose -
5	229	8	237	Sand fine to med w/clay Mixed
3	237	-	241	Yellow Sorpstone
	241		260	Black Shale - Hard -
	771		120	Marie Grane Harris
				Need Surface Casing
				The service of the se
		9.47		Super Gel X - 3
				Super Gel X - 3 Grout - 2
				Bent. Plug 3/4 -4
				Bent, Plug 3/4 - 4 Perma Plug - 1 43/4 Drag Black - 1
				43/4 Dras Black -1
	7 3 5			
	M. Dais			
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