Kansas Department of Agriculture Division of Water Resources CHANGE: PU WORKSHEET

1. File Number: KE 071	2. Status Change Date:	3. Change Num:	4. Field Office: 04	5. GMD: 03	
6. Status: ☐ Approved ☐ De	nied by DWR/GMD	Dismiss by Reques	st/Failure to Return	7. Filing Date of Change: 12/26/18	
8a. Applicant(s) / Landowner New to system BEYMER & BEYMER IN ROBERT K BEYMER PO BOX 363 LAKIN KS 67860	Person ID 1253 Add Seq# 1	8c. Landown New to sy	and the second of the second o	Person ID Add Seq# 1	
8b. Landowner(s) New to system □	Person ID Add Seq#	8d. WUC New to sy	vstem □	Person IDAdd Seq#	
9. Documents and Enclosure(s): ☐ □ ☐ Anti-Reverse Meter ☐ Mete ☐ Conservation Plan Date Requ		□ N & P Form	☐ Water Tube ☐	o Comply: H & E Letter to Comply:	
10. Use Made of Water From:		To: .			
	100 St. 100 St	1900 1000 1000 1000 1000 1000 1000 1000	Date Prepared: 1/23 Date Entered:	/19 By: MAM By:	

File No. KE 071	11. County	: KE	Ва	sin: A	RKAN	SASF	RIVER			S	tream:			-	=			Fo	ormation C	Code:	Special Use: ARK IGUCA
12. Points of Diversion CHK MOD															and Qu	uantity zed		A	dditional		
DEL PDIV ENT Qualifier	S	Т	R	ID		'N	ʻW		Com	ment	(AKA	Line)		Rate		Quantity af	y	Rate		antity af	Overlap PD Files
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13. Storage: Rate		NF	Qua	ntity _					ac/ft	Α	ddition	nal Rat	e				NF	Add	tional Qua	antity	ac/ft
14. Limitation:	af/yr	at				gpm (d.		14	cfs) w	hen co	mbine	ed with	file n	umber((s)	0.0				
Limitation:	af/yr	at		- 23		gpm (_				cfs) w	hen co	mbine	ed with	file n	umber((s)			417	Dr. No.	
15. 5YR Allocation: Allocation	Гуре	_ Sta	rt Yea	r		5 YR	Amou	nt		Amo	ount U	nit		Base	Acres		_ C	omment			
16. Place of Use CHK	lace of Use		NE1/4			NW1/4				SW1/4				SE1/4				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				
MOD 28895 9 25 36W	1	35	40	40	40	40	40	40	40	40	40	40	40	40	40	40	20	615	8A	Υ	20860, 26437
			i i																		
		18																			
			Tel										145								
Base Acres: 475 Year: Comments:	Mini	mum Re	easona	ible Qi	uantity						4										

Garden City Field Office 2508 Johns Street Garden City, KS 67846-2804



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

Mike Beam, Interim Secretary

Laura Kelly, Governor

January 24, 2019

BEYMER & BEYMER INC ROBERT K BEYMER PO BOX 363 LAKIN KS 67860

RE:

Vested Right, File No. KE 071

Water Right, File Nos. 20860 and 26437

Dear Sir:

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

Your attention is directed to the enclosures and to the terms, conditions, and limitations specified in these approvals for change. A condition of these approvals are that acceptable water flow meters must be installed on the diversion works authorized under the referenced file numbers and meet current specifications. Please return the required notification of completion of the diversion works and installation of the required meters as soon as these actions are completed.

Since these orders modify the original documents referred to above, they 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

MAM: enclosures

pc:

GROUNDWATER MANAGEMENT DISTRICT NO. 3

CERTIFICATE OF SERVICE

On this 24th day of January, 2019, I hereby certify that the foregoing Approval of Application for Change in Place of Use, Vested Right, File No. KE 071, Water Right, File Nos. 20,860 and 26,437, dated 24th day of January, 2019 was mailed postage prepaid, first class, US mail to the following:

BEYMER & BEYMER INC ROBERT K BEYMER PO BOX 363 LAKIN KS 67860

With photocopies to:

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.

4:35 PM DEC 26 2018 File No. KE 71 Garden City Field Office DIVISION OF WATER RESOURCES 1. Application is hereby made for approval of the Chief Engineer to change the (check one or both): ☐ 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: □ Groundwater ☐ Surface water 2. Name and address of Applicant: BEYMER & BEYMER INC. ROBERT K. BEYMER, PO BOX 363, LAKIN, KS 67860 Phone Number: () Email address: Name and address of Water Use Correspondent: BEYMER & BEYMER INC ROBERT K. BEYMER, PO BOX 363, LAKIN, KS 67860 Phone Number: () Email address: The presently authorized place of use is: Owner of Land ---- NAME: BEYMER & BEYMER INC. ADDRESS: ROBERT K. BEYMER, PO BOX 363, LAKIN, KS 67860 (If there is more than one landowner, attach supplemental sheets as necessary.) SW1/4 TOTAL **ACRES** SW1/4 NW14 SW14 NE1/4 NW14 SW1/4 SE1/4 NE1/4 NW1/4 SW1/4 SE1/4 NE1/4 NW1/4 SE1/4 Range Sec. Twp. 40 40 40 40 40 40 475 25 36W 35 40 40 40 40 40 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: BEYMER & BEYMER INC. ADDRESS: ROBERT K. BEYMER, PO BOX 363, LAKIN, KS 67860 (If there is more than one landowner, attach supplemental sheets as necessary.) SW1/4 TOTAL ACRES SW1/4 SW1/4 NE% NW1/4 SW1/4 SE14 NE1/4 NW1/4 SW1/4 SE1/4 NE1/4 NW1/4 SE1/4 NE1/4 NW1/4 SE1/4 Twp. Range 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

5.	Presently authorized				
	One in the	Quarter of the		Quarter of the	Quarte
		, Township			
		County, Kansas, f			
١	Authorized Rate	Authorized Quantity		Depth of well	_ (feet)
1	(DWR use only: Co	mputer ID No GPS		reet North te	et vvest)
1		changed This point will be changed a			
	Proposed point of d	iversion: (Complete only if change	s requested	or it existing point is better de	scribed by GPS)
	One in the	Quarter of the, Township		Quarter of the	Quane
	of Section	, I ownship		South, Range	(E/VV
1	in	County, Kansas,f	eet North	feet West of Southeast	corner of section.
١	Proposed Rate	Proposed Quantity		Proposed well depth (feet)	
L	This point is: Add	itional Well 🔲 Geo Center List othe	er water right	s that will use this point	
-					
1	Presently authorize	d point of diversion:			
1	One in the	Quarter of the		Quarter of the	Quart
		, Township			
1	inand William V	County, Kansas, f	eet North	feet West of Southeast	corner of section
l		Authorized Quantity			
-	(DWR use only: Co	mputer ID No. GPS		feet North fe	et West)
		changed			
		iversion: (Complete only if change			
l		Quarter of the			
-		, Township			
l		•			
		County, Kansas, f			
ı		Proposed Quantity itional Well Geo Center List other			
					200 300 — =
	If a well, is the test hol	e log attached? Yes No	200	1+1+1=1+1	+ 1 = 200
	The change(s) (was)(v	vill be) completed by?	E	-	_ =
			100	1+1+1=1+1	+ = 100
			E		``
	If the point of diversion	is a well:	E		
	(a) What are you goir	ng to do with the old well?	West 0		
			<u> </u>		_ =
			100	1 + 1 + 1 = 1 + 1	+ 1=100
	(b) When will this be	done?	100 =		1 1 = 100
					- =
	Groundwater Manager	nent District recommendation attached?	200	1+1+1=1+1	+ = 200
	Yes	□ No	E		
			.		
	Assisted by BSC		300	200 100 0 100	200 300
3	feet but within 2,640 fe a topographic map of sources, show all wells of the proposed point addresses of the owne names and addresses	diversion will be relocated more than 300 et of the existing point of diversion, attack arearial photograph. For groundwate (including domestic) within one-half mile of diversion and the names and mailing ers. For surface water sources, show the so of the landowner(s) one-half mile half mile upstream from your property	13b.If the profite of the diagram diversion above diverse	roposed point of diversion will be rele existing point of diversion, indicat in shown above in relation to the ion. (PLEASE NOTE: The "X" in represents the presently au	cated within 300 e its location on ne existing poin n center of diag
/ F	R 1-121 (Revised 04/5/201	(8) Pa	ge 2		File No.

Page 2

File No._

14. If the proposed groundwater point of diver	rsion is 300 or fewer feet from the existing	point of diversion, complete the following:
	owners of the currently authorized place(s) owners must sign this application.)	of use identified in this application?
affected if this application is approved		of use identified in this application be adversely
	peditiously, will there be substantial damag owners must sign this application.)	e to property, public health or safety?
	ust be signed by all owners of the currently	change in point of diversion greater than 300 feet, y authorized place of use, or their duly authorized
age and the owner, the spouse of the o	owner, or a duly authorized agent of ght(s) to which this application per	nder penalty of perjury, that I am of lawful f the owner(s) to make this application on tains. I further verify that the statements
Dated at <u>Lakin</u>	, Kansas, this <i>20th</i> da	ay of <u>December</u> , 20 <u>18</u> .
Solut X	The state of the s	
(Owner)	0 -	(Spouse)
Kobert K. Deviner (Please Print)	r. Mesident	(Please Print)
(Owner)	Military Comments of Allerance Comments of A	(Spouse)
(Please Print)		(Please Print)
(Owner)		(Spouse)
(Please Print)		(Please Print)
County of Kearny	SS	
I hereby certify that the foregoing approf		and sworn to before me this 2014 day
	NOTARY PUBLIC-State of Kansas	Dunlas
My Commission Expires May 28 · 24	PATTI L. DUNLAP My Appt. Exp	Notary Públic
ONLY COMPLETE APPLICATIONS WILL BE PRO accurate information; maps, if necessary, must be in the appropriate fee must be paid.	CESSED. To be complete, all of the applicable included; signatures of all the appropriate owner.	e portions of the application form must be completed with rs' must be affixed to the application and notarized; and
	FEE SCHEDULE	
forth in the schedule below: Make checks pay (1) Application to change a point of c (2) Application to change a point of c	yable to: Kansas Department of Agricul diversion 300 feet or less	shall be accompanied by the application fee set ture \$100 \$200 \$200
JULIE JONES JULIE JONES WORM My Appointment Expires Docember 15, 2022		
And the second s		en N
DWR 1-121 (Revised 04/5/2018)	Page 3	File No

SUMMARY ORDER APPROVING APPLICATION FOR CHANGE AND IMPOSING CONDITIONS

pro	ovisions of the Kansas Water Appropriation Law, K.S.A. 82a	108b, as amended, and K.A.R. 5-5-1, et seq. and other applicable a-701 et. seq., and rules and regulations promulgated thereunder, bin, this Summary Order does not change the terms, conditions and
1.	A change application was received on <u>Jecember</u> 2 diversion authorized under the above-referenced file num	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 au the topographic map accompanying the application to cha	uthorized place(s) of use shall be located substantially as shown on ange the place of use. Applicable Not Applicable
3.	previously authorized. The point of diversion authorized li radius of the authorized point(s) of diversion. Applicat	
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 n. ☐ Applicable ☐ Not Applicable
5.	The point(s) of diversion authorized herein shall not actually authorized point(s) of diversion.	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 vor other device suitable for making water level measurement K.A.R. 5-6-13. 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_77—, or before the first use of water operated and maintained in accordance with K.A.R. 5-1-4	roperly install an acceptable water flow meter on or before, whichever occurs first. The water flow meter shall be installed, I through 5-1-12. As required by K.S.A. 82a-732, as amended, and it 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 ——the	e completed on or before December 31, 20, or within any a 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 Not Applicable
10.	with an in-line, automatic, quick-closing check valve capa	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 \(\square\) Not Applicable
11.	Additional Conditions are attached. Yes No	
	In accordance with K.S.A. 82a-708a, as amended, and K.A. water appropriated under the above-referenced file numlimitations, as amended and/or supplemented by this Sur Appropriation Law and the Rules and Regulations promi	A.R. 5-5-14, all of the owners of the authorized place(s) of use of ober are responsible for compliance with its terms, conditions and mmary 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.
4	Administrative Appeal and Effective Date of Order	FOR OFFICE USE ONLY
	ou are aggrieved by this order, pursuant to K.S.A. 82a-1901,	APPLICATION APPROVED AND SUMMARY ORDER ISSUED
you	may request an evidentiary hearing before the Chief gineer or request administrative review by the Secretary of	AL DE LA LE
Agr	riculture. A request for hearing by the Chief Engineer must be	By: Magality May
adn	d within 15 days of service of this Order and a request for ministrative review by the Secretary must be filed within 30	Duly Authorized Designee of the Chief Engineer
day	s pursuant to K.S.A. 77-531. Any request for administrative lew must state a basis for review pursuant to K.S.A. 77-527.	(Print Name): Division of Water Resources - Kansas Department of Agriculture
File	any request with Kansas Department of Agriculture,	The state of the s
Leg	gal Ďivision, 1320 Research Park Drive, Manhattan, KS 502. Failure to timely request a hearing or review may	
pred	clude review under the Kansas Judicial Review Act.	State of Kansas)
	For Use by Register of Deeds	County of Jinney)
		Acknowledged before me on January 24, 2019
		by Michael A. Meyer
		Signature: Quile Sons
		Notary Public
		AND THE COLOR
		My commission expires JULIE JONES (New Apprentage of Expires

CHANGE IN PLACE OF USE VR KE 71

SECTION 9, TOWNSHIP 25 SOUTH, RANGE 36 WEST, KEARNY COUNTY, KANSAS 24S36W34/300 22028 00-4 3010 65 00-1 25636W 68 Well 363 00-1 _ 25S36W03 Gas Well 4217 00-4 13974 00-5 *64 00-11 •Well 66 00-3 66 00-10 573 00-3 3010 72 00-8 26545 00-4 **7**2 00-1 3006 S U 11864 00-5 10 25\$36₩08 25536 359 pol3 23304 00-3 75.00-3 25S26W17 Gravel Pit 25S36W20 Authorized Place of Use Miles 0.4 0.6 8.0 0.1 0.2 **Proposed Place of Use** All wells within 1/2 miles are on this map.

applicant signature



Southwest Kansas Groundwater Management District No. 3 2009 E. Spruce Street Garden City, Kansas 67846

(620) 275-7147 phone (620) 275-1431 fax www.gmd3.org

January 22, 2019

Michael A. Meyer Division of Water Resources 2508 N Johns Street Garden City, Kansas 67846

RE:

Applications for Change in Place of Use

Vested Right. KE 71

Water Right, File Nos. 20860 & 26437

Dear Mike:

We have completed a review of the applications for the above referenced water rights. The proposals are not in conflict with the Management Program of the Southwest Kansas Groundwater Management District No. 3 (GMD3). The proposed change in place of use for a complete overlap in irrigation acres is in accordance with K.A.R. 5-5-11(b)(1). It is therefore recommended that the applications be approved at this time.

Thank you for the opportunity to review the applications and to provide a recommendation. If you have any questions, please don't hesitate to contact us.

Sincerely,

Jason L. Norquest Assistant Manager

RECEIVED

JAN 2 2 2019

Garden City Field Office
Division of Water Resources

GMD3 Change Review

DWR office: GC. File No(s).: KE71, 20860 & 26437. App filed to change: PU. Is Landowner(s) correct in WRIS: Beymer & Beymer. If NO, is documentation included? Is Water Use Correspondent correct in WRIS? Yes. If NO, is documentation included? Regulation(s) Reviewed: KAR 5-5-11 Point of diversion ID No(s) _ being changed. ft. West ft. North **Authorized PD** Proposed PD Difference 0 0 a2 + b2 = c20 0 GPS for proposed PD: Lat: Long:__. Is proposed PD stacking on existing WRs? No. Is Proposed PU overlapping existing WRs? Making a complete overlap with all 3 WRs. Land Owner(s) notified: . Name . Name Address . Address . Zip Zip Neighboring certified well(s) notified: ... Name . Name Address ___. Address __. Zip Zip Domestic well(s) notified: __. Name Name Address Address Zip Zip Base Acres: 130. Perfected Acres: __. Irr. Return-Flow ____% Current authorized acres: KE71 & 20860 = 475; 26437 = 136 => Total 611acres Application propose 615 acres. Meets KAR 5-5-11 Is a waiver needed: No. Final Recommendation: After review of all available information, it appears the proposals would meet all current area rules. Staff therefore recommends approval of the applications.

Meyer, Mike [KDA]

From: Jason Norquest <norquest@gmd3.org>

Sent: Tuesday, January 22, 2019 3:18 PM

To: Meyer, Mike [KDA]

Subject: RE: recommendation, KE 071 et al Attachments: 2019_Jan22_ReviewMat_PU.pdf

EXTERNAL: This email originated from outside of the organization. Do not click any links or open any attachments unless you trust the sender and know the content is safe.

Here is this review for you.

Jason Norquest

Assistant Manager, GMD3

Cell: 620-271-1289 Office: 620-275-7147 www.gmd3.org

From: Meyer, Mike [KDA] < Mike. Meyer@ks.gov>

Sent: Friday, January 18, 2019 8:38 AM

To: Jason Norquest <norquest@gmd3.org>
Subject: recommendation, KE 071 et al

Good morning

Attached are change in place of use applications needing your recommendation

Thank you

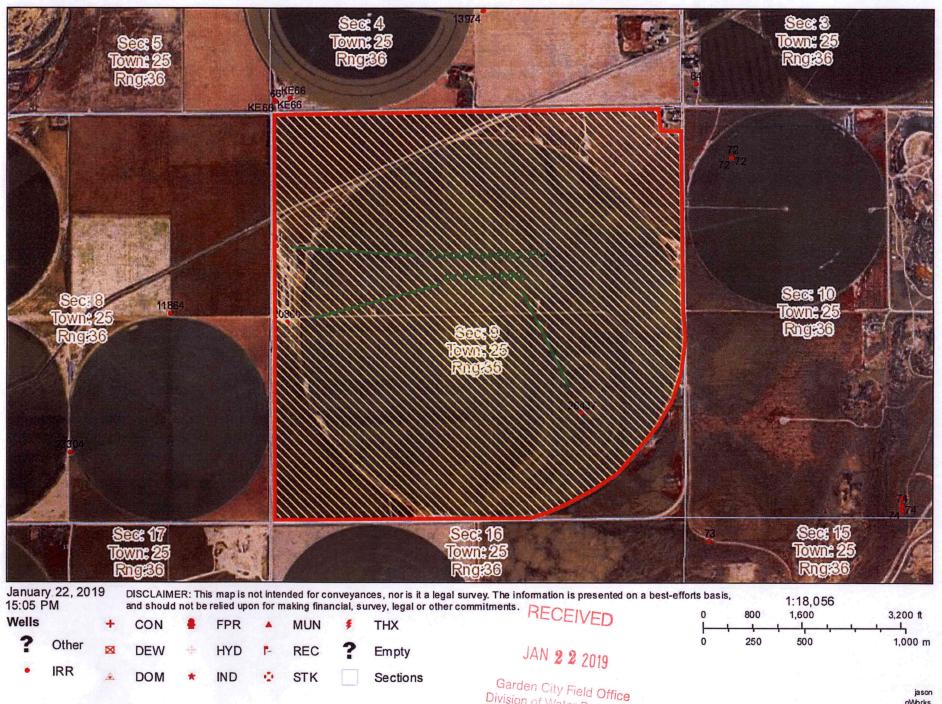
Mike

RECEIVED

JAN 2 2 2019



PU Change: KE71, 20860 & 26437



Division of Water Resources

Garden City Field Office 2508 Johns Street Garden City, KS 67846-2804



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

Mike Beam, Interim Secretary

Laura Kelly, Governor

January 18, 2019

SOUTHWEST KANSAS GROUNDWATER MANAGEMENT DISTRICT NO. 3 409 CAMPUS DRIVE, SUITE 106 GARDEN CITY KS 67846

Re:

Vested Right, File No. KE 071

Water Right File Nos. 20860 & 27437

Dear Mr. Norquest:

This is to advise you that Beymer & Beymer have filed applications for approval of the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, to change the point of diversion for the above referenced files.

We are delaying action on the change application to allow you time to review and provide a recommendation. A change in place of use is being proposed. Please submit a recommendation within 15 days.

Thank you and as always feel free to contact this office at any time.

Sincerely,

Michael A. Meyer / Water Commissioner

MAM Enclosures

STATE OF KANSAS

DEPARTMENT OF AGRICULTURE DIVISION OF WATER RESOURCES GARDEN CITY FIELD OFFICE 2508 JOHNS STREET GARDEN CITY, KS 67846-2804



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:

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 www.agriculture.ks.gov/divisions-programs/dwr/water-appropriation/notices

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,

Michael A. Meyer

Water Commissioner

MAM

Pc: Groundwater Management District No. 3

STATE OF KANSAS

DEPARTMENT OF AGRICULTURE DIVISION OF WATER RESOURCES GARDEN CITY FIELD OFFICE 2508 JOHNS STREET GARDEN CITY, KS 67846-2804



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

SPEIRS SISTERS FARMS LLC 3650 E CREST LN PHOENIX AZ 85050

RE:

Vested Right, File No. KE 071

Water Right, File Nos. 20860 & 26437

Dear Madam or Sir:

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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,

Michael A. Meyer

Water Commissioner

MAM

Pc:

KEITH REXROAT

1422 RD 110

LAKIN KS 67860-6135

Groundwater Management District No. 3