Kansas Department of Agriculture Division of Water Resources

CHANGE: P/D WORKSHEET

1. File Number: 13785	2. Status Change Date: 9-/-2020	3. Change Num:	4. Field Office:	5. GMD:
6. Status: Approved Den	ied by DWR/GMD	Dismiss by Reques	t/Failure to Return	7. Filing Date of Change:
8a. Applicant(s) New to system TYSON FRESH MEATS I 800 STEVENS PORT DR DAKOTA DUNES, SD 57	# 709	8c. Landown New to sy		Person ID Add Seq#
8b. Landowner(s) New to system 8a	Person ID Add Seq#	TYSON Attn: A PO BO	I FRESH MEATS	AM
9. Documents and Enclosure(s): D\ Anti-Reverse Meter Meter Conservation Plan Date Require	Seal	⊠ N & P Form	☑ Water Tube	o Comply: 3/1/2021 Driller Copy H & E Letter o Comply:
10. Use Made of Water From:		To: _		
			Date Prepared: 9/1/2 Date Entered:	. 020 ву: АМ Ву:

File No. 13785	11. Count	y: FI	Ва	asin: Al	RKAN	ISAS F	RIVER			Str	ream:	1.							rmation C 1/331	ode:	Special Use:
12. Points of Diversion CHK MOD										lu.					and Qu			A	dditional		
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14. Limitation:																					
	af/y	r at				gpm (_				cfs) wh	en co	mbine	d with	file n	umber((s)					
Limitation:	af/y	r at	art Yea			gpm (_		nt		cfs) wh	en co	mbine	d with	file n	umber((s)		omment _			
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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

September 1, 2020

TYSON FRESH MEATS INC Attn: ATTN KEVIN PHAM PO BOX 149 HOLCOMB, KS 67851-0149

RE: Water Right, File Nos. 13785 & 18343

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 is that an acceptable water flowmeter 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 meter 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.

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:

TYSON FRESH MEATS INC GEORGE RAPP GROUNDWATER MANAGEMENT DISTRICT NO. 3

CERTIFICATE OF SERVICE

On this 1st day of September 2020, I hereby certify that the foregoing Approval of Application for Change in Point of Diversion, Water Right, File Nos. 13,785 & 18,343 dated 1st day of September 2020 was mailed postage prepaid, first class, US mail to the following:

TYSON FRESH MEATS INC Attn: ATTN KEVIN PHAM PO BOX 149 HOLCOMB, KS 67851-0149

Pc:

TYSON FRESH MEATS INC 800 STEVENS PORT DR # 709 DAKOTA DUNES, SD 57049-5005 (w/enclosures)

GEORGE H & SHERRY L RAP 3810 N IBP ROAD HOLCOMB KS 67851 (w/enclosures)

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

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	The source	of sup	ply is	s:		⊠ G	round	water			Surfac	e wate	er						
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	3810 N IBP									778	5-743								
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in <u>Fl</u>	Co	ounty, Kansas, <u>3518</u>	feet North _	3990 feet West of S	Southeast corn	er of section.
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(DWR use only:	Computer II	O No. <u>03</u> GF	PS	feet North	feet W	(est)
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Proposed point of	of diversion:	(Complete only if chan	ge is requeste	ed or if existing point is	better describ	ped by GPS)
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14. If the proposed groundwater point of	diversion is 300 or fewer feet from the exi	isting point of diversion, complete the following:
	all owners of the currently authorized pla, all owners must sign this application.)	ce(s) of use identified in this application?
affected if this application is appli		e(s) of use identified in this application be adversely
	d expeditiously, will there be substantial d , all owners must sign this application.)	amage to property, public health or safety?
If the application proposes a surface water or a change in place of use, the application agent (attach notarized statement authority)	on must be signed by all owners of the cu	rater change in point of diversion greater than 300 feet, rrently authorized place of use, or their duly authorized
age and the owner, the spouse of their behalf, in regards to the water contained in this application are true.	he owner, or a duly authorized age or right(s) to which this application ue, correct and complete.	nd under penalty of perjury, that I am of lawful ent of the owner(s) to make this application on pertains. I further verify that the statements
Dated at WARDEN CITY	, Kansas, this	day of SEPTEMBER, 20 20.
I Serg Ray		
) Seoug ((Owner)		(Spouse)
(Please Print)		(Please Print)
(Owner)		(Spouse)
(Please Print)		(Please Print)
(Owner)		(Spouse)
(Please Print)		(Please Print)
State of Kansas)	
County of FINNEY	SS	V-
	⁄ application was signed in my prese ∟.	ence and sworn to before me this 151 day
		(alba Daniel
My Commission Expires 944-	CATHERINE REINERT NOTARY PUBLIC STATE OF KANSAS My App. Exp. Sept. 14, 2022	Notary Public
ONLY COMPLETE APPLICATIONS WILL BE accurate information; maps, if necessary, mus the appropriate fee must be paid.	PROCESSED. To be complete, all of the app	licable portions of the application form must be completed wit owners' must be affixed to the application and notarized; and
	FEE SCHEDULE	
Each application to change the place of the	ise or the point of diversion under this sec	ction shall be accompanied by the application fee set
forth in the schedule below: Make check (1) Application to change a poin	t of diversion 300 feet or less	\$100
(2) Application to change a poin(3) Application to change the plan	t of diversion more than 300 feet	\$200 \$200

SUMMARY ORDER APPROVING APPLICATION FOR CHANGE AND IMPOSING CONDITIONS

This Summary Order is issued under authority of K.S.A. 82a-708b, as amended, and K.A.R. 5-5-1, et seq. and other applicable provisions of the Kansas Water Appropriation Law, K.S.A. 82a-701 et. seq., and rules and regulations promulgated thereunder, With the exception of those conditions expressly contained herein, this Summary Order does not change the terms, conditions and limitations of File No. 13785 , 2020 A change application was received on requesting that the place of use and / or point of diversion authorized under the above-referenced file number be changed as described in the application. On and after the effective date of this summary order, the authorized place(s) of use shall be located substantially as shown on the topographic map accompanying the application to change the place of use. ☐ Applicable Not Applicable The change in point of diversion shall not impair existing rights and shall be limited to the same source or sources of water as The point(s) of diversion described herein is administratively corrected to be more accurately described using the Global Positioning System (GPS), as described in the application. 🔲 Applicable 🗹 Not Applicable The point(s) of diversion authorized herein shall not actually be located more than feet from the previously authorized point(s) of diversion. ☐ Applicable ☑ Not Applicable As required by K.A.R. 5-3-5d, if the works for diversion is a well with a diversion rate of 100 gallons per minute or more, a tube or other device suitable for making water level measurements shall be installed, operated and maintained in accordance with K.A.R. 5-6-13. M Applicable ☐ Not Applicable The owner of the authorized place(s) of use shall properly install an acceptable water flow meter on or before December 31, 20, or before the first use of water, whichever occurs first. The water flow meter shall be installed, operated and maintained in accordance with K.A.R. 5-1-4 through 5-1-12. As required by K.S.A. 82a-732, as amended, and K.A.R. 5-3-5e, the owner shall maintain records and report the reading of the water flow meter and the total quantity of water diverted annually to the Chief Engineer by March 1 following the end of each calendar year. Applicable Not Applicable Installation of the works for diversion of water shall be completed on or before December 31, 2020, or within any authorized extension of time. By March 1, 20 / the applicant shall notify the Chief Engineer that construction of the works for diversion has been completed, on the form provided by the Chief Engineer, as required by K.A.R. 5-8-4e. M Applicable ☐ Not Applicable The completed well log shall be submitted with the required notice. Applicable Not Applicable 10. All diversion works into which any type of chemical or other foreign substance will be injected into the water shall be equipped with an in-line, automatic, quick-closing check valve capable of preventing pollution of the source of the water supply. The check valve(s) shall be installed, operated and maintained in accordance with K.A.R. 5-3-5c. Applicable Not Applicable Additional Conditions are attached. ☐ Yes No 12. In accordance with K.S.A. 82a-708a, as amended, and K.A.R. 5-5-14, all of the owners of the authorized place(s) of use of water appropriated under the above-referenced file number are responsible for compliance with its terms, conditions and limitations, as amended and/or supplemented by this Summary Order, and with applicable provisions of the Kansas Water Appropriation Law and the Rules and Regulations promulgated thereunder. Failure to comply with these provisions may result in civil penalties pursuant to K.S.A. 82a-737, as amended, and/or the suspension or revocation and dismissal of the water or appropriation right or any other enforcement actions authorized by law. FOR OFFICE USE ONLY Administrative Appeal and Effective Date of Order APPLICATION APPROVED AND If you are aggrieved by this order, pursuant to K.S.A. 82a-1901, SUMMARY ORDER ISSUED you may request an evidentiary hearing before the Chief Engineer or request administrative review by the Secretary of Agriculture. A request for hearing by the Chief Engineer must be filed within 15 days of service of this Order and a request for By: Duly Authorized Designee of the Chief Engineer administrative review by the Secretary must be filed within 30 days pursuant to K.S.A. 77-531. Any request for administrative (Print Name): review must state a basis for review pursuant to K.S.A. 77-527. File any request with Kansas Department of Agriculture, Division of Water Resources - Kansas Department of Agriculture Date of Issuance: Legal Division, 1320 Research Park Drive, Manhattan, KS 66502. Failure to timely request a hearing or review may preclude review under the Kansas Judicial Review Act. State of Kansas SS For Use by Register of Deeds County of Acknowledged before me on Signature: STATE OF JULIE JONES NOTARY My Appointment Expires My commission expire (Nothernmone as) 2022

Page 4

DWR 1-121 (Revised 09/11/2019)

File No. __

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



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

13785418843

Customer Name:	George Rope - TYDN FRESH ME	1-5 WO#: 20829	Date: 8-31-20
Street Address:	P.O. Box 459	Test #: /	ELOG: Yes
City, State:	HOLDOMB KS. 67851	Driller: Dale Guin	
County: Finney	Quarter: NW Section: 15	Township: 24	Range: 34
	st +26' North of Existing Well GPS	: N37.96942 W101.0438	75
Rig #: 1000	— 1	Static WL: 134 / Well E	stimated?
		Proposed Well Depth	390
	WELL	LUCATION 10'S	400

40000	p Eksessiania	Footage	The Valley of	WELLLOCATION 10'SHAP
%	From	Pay	To	Description of Strata
	0	7 - L	1 2	Top So,1
	12		5	Fine Sand + Clay Mixed
	5		19	Fine Med Sand
	9		35	Fine Med Comise Sand Small Med Large Gravel
	35		43	Gray Clay
17 P 17 P	43		64	Brown + Gray Clay
	64		77	Brown + Gray Clay w/ Some Sand Layers
	177	Annah R	104	Blue Clay
	104		1109	Fine Med Sand & Clay Mixed
	109		130	Fine Med Course Sand w/Many Clay Layers
20	130	25	1159	Fine Med Course Sand Fow Small Gravel w / Some Clay Layers
10	159	18	177	Fine Med Few Course Sand w/ Many Clay Layers
	177		184	Brown Sandy Clay
25	184	14	1198	Fine Med Course Sand w/ couple Clay Layers
	198		211	Brown Sandy Clay w/ Some Fine Mixed
15	211	9	220	Fine Med Sand w/Few clay stringers
25	220	23	243	Fine Med Some Course Sand w/White Rock + Comple Clay St.
	243		253	Brown Sandy Clay
30	253	82	335	Fine Med Course Sand w/ Brown & Tan Bock
	335		339	Brown Sandy Clay w/ comple Sand Strips
30	339	20	359	Fine Med Course Sand w/Brown + Tan Rock
5	359	21	380	Sandstone N / Some Brown Rock + Sonastone
	380		400	Gray Shale " Hard"
				Super Gel X - 4
				Grout -3
		photo late.		Hole Plug -8
		Kirchen Li		Prima 10/4g -1
		AP SHEET		
			-	
			1	

