Kansas Department of Agriculture Division of Water Resources

CHANGE: P/U WORKSHEET

1. File Number: 29238	2. Status Change Date:	3. Change Num:	4. Field Office:	5. GMD:
6. Status: ⊠ Approved □ Der	ied by DWR/GMD	Dismiss by Reques	st/Failure to Return	7. Filing Date of Change: 9/24/2020
8a. Applicant(s) New to system □ TERRY & JILL JORDAN PO BOX 239 HUGOTON, KS 67951	Person ID Add Seq#	Attn: J PO BO	stem □ S E LIGHT FARM AMES E LIGHT	
8b. Landowner(s) New to system 8a	Person IDAdd Seq#	8d. WUC New to sy	vstem □	Person IDAdd Seq#
9. Documents and Enclosure(s): D' Anti-Reverse Meter		□ N & P Form	☐ Water Tube ☐	to Comply: H & E Letter to Comply:
10. Use Made of Water From:		To:		
			Date Prepared: 10/1 Date Entered:	4/2020 By: AM By:

File No. 29238	11. County	: SV	Bas	in: CII	MARE	RON F	RIVER			S	Stream							F	ormation	Code: 20	Special Use:	
12. Points of Diversion CHK MOD DEL PDIV ENT Qualifier	S	т	R	ID		N	'W		Com	nment	(AKA	Line)			Authori e	uantity zed Quanti af/mg	ty	A Rate gpm/e	dditiona e C	Quantity	Overlap PD Files	
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13. Storage: Rate		NF	Quant	tity					ac/ft	A	ddition	nal Rat	:e				NF	Add	tional Q	uantity	ac/ft	
14. Limitation:																				33		
Limitation:	af/yr a	at				gpm (_				cfs) w	hen co	mbine	ed with	file n	umber	(s)						_
15. 5YR Allocation: Allocation T	ype	Star	rt Year			5 YR	Amou	nt		Amo	ount U	nit		Base	Acres		_ C	omment.				
16. Place of Use CHK			NE:	1/4			NV	V ½			sv	V 1/4			s	E1/4		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					3
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Base Acres: Year: Comments:	M	linimum	Reaso	nable	Quan	ntity:																

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

October 15, 2020

TERRY & JILL JORDAN ET AL PO BOX 239 HUGOTON, KS 67951

RE: Water Right, File Nos. 24923 & 29238

Dear Sir or Madam:

Enclosed is the 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 numbers.

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 an acceptable water flow meter 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/or installation of the required meter as soon as these actions are completed.

Since the 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 contact this office. If you would prefer, you could arrange an appointment for additional assistance.

Sincerely,

Austin J. McColloch

Assistant Water Commissioner

AM: enclosures

pc: James E. Light Farms Inc.

GROUNDWATER MANAGEMENT DISTRICT NO. 3

CERTIFICATE OF SERVICE

On this 15th day of October, 2020, I hereby certify that the foregoing Approval of Application for Change in Place of Use, Water Right, File Nos. 24,923 & 29238 dated 15th day of October, 2020 was mailed postage prepaid, first class, US mail to the following:

TERRY & JILL JORDAN ET AL PO BOX 239 HUGOTON, KS 67951

Pc:

JAMES E LIGHT FARMS INC Attn: JAMES E LIGHT-PRES PO BOX 146 ROLLA, KS 67954

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:

Top 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.

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						r	He No	. 2823	0								S	EP 2	4 2020
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						⊠ P	lace o	f Use			Point	of Dive	ersion			D	livision	of Wai	Field Office ter Resources
u	nder the	e water	right w	vhich is	s the s	ubject	of this	applic	ation i	n acco	rdance	e with t	he cor	dition	s desc				
	he sour						round					ce wate							
2. 1	lame an	nd addre	ess of	Applica	ant: II	ERRY	& JILL	JORE	DANE	TAL				1					
E	O BOX	239, H	UGOT	ON, K	S 6795	51												-	
F	hone N	umber:	(620)	554-53	333				Email	addre	ss: jor	dan@	old.con	n					
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Garder File No Field Office
Division of Water Resources

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14. If the proposed groundwater point of diversion is 300 or fewer feet	from the existing point of diversion, complete the following:
(a) Does the undersigned represent all owners of the currently aut ☐ Yes ☐ No (If no, all owners must sign this app	
 (b) Will the ownership interest of any owner of the currently auth affected if this application is approved as requested? ☐ Yes ☐ No (If yes, all owners must sign this application) 	
(c) If this application is not approved expeditiously, will there be su ☐ Yes ☐ No (If no, all owners must sign this app	
If the application proposes a surface water change in point of diversion, or a change in place of use, the application must be signed by all owne agent (attach notarized statement authorizing representation).	
I hereby verify, being first duly sworn upon my oath or affir age and the owner, the spouse of the owner, or a duly author their behalf, in regards to the water right(s) to which this a contained in this application are true, correct and complete.	orized agent of the owner(s) to make this application on opplication pertains. I further verify that the statements
Dated at Hugoton , Kansas, thi	s_2/ day of September, 2020.
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(Owner)	(Spouse)
	T. IV Facilian
Person Jordan (Please Print)	(Please Print)
	No. of the second secon
(Owner)	(Spouse)
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
State of Kansas County of Skeeps	
I hereby certify that the foregoing application was signed in of September , 2020.	my presence and sworn to before me this 21 day
BRANDY LITTELL	Day L. P. Pul
Notary Public - State of Kansas My Appt. Expires 1211	Notary Public
My Commission Expires 12/11/2020.	(Notary Fusio
ONLY COMPLETE APPLICATIONS WILL BE PROCESSED. To be complete, a accurate information; maps, if necessary, must be included; signatures of all the the appropriate fee must be paid.	
	NII -
FEE SCHED Each application to change the place of use or the point of diversion und	
forth in the schedule below: Make checks payable to: Kansas Departr (1) Application to change a point of diversion 300 feet or less. (2) Application to change a point of diversion more than 300 fe (3) Application to change the place of use	nent of AgricultureRECEIVED\$100
(a) Application to change the place of use	
	Garden City Field Office Division of Water Resources
DWR 1-121 (Revised 04/5/2018) Page 3	File No.

14. If the proposed groundwater point of diversion is 300 or fewer feet in	om existing point of diversion, complete the following:
(a) Does the undersigned represent all owners of the currently auth Yes No (If no, all owners must sign this appli	
 (b) Will the ownership interest of any owner of the currently authoraffected if this application is approved as requested? Yes No (If yes, all owners must sign this approved) 	
(c) If this application is not approved expeditiously, will there be sul Yes No (If no, all owners must sign this appli	
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I hereby verify, being first duly sworn upon my oath or affirm age and the owner, the spouse of the owner, or a duly author their behalf, in regard to the water right(s) to which this appropriate the contained in this application are true, correct and complete. Dated at	ized agent of the owner(s) to make this application on olication pertains. I further verify that the statements
(Owner)	(Spouse)
Stephen Summerlin, Sr. UP of operations	
(Please Print)	(Please Print)
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(Owner)	(Spouse)
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
State of Kansas County of Johnson SS	. < +
hereby certify that the foregoing application was signed in my	presence and sworn to before me this day of
My Commission Expires My Appt. Expires Feb. 13, 2023	Notary Public
ONLY COMPLETE APPLICATIONS WILL BE PROCESSED. To be complete, all accurate information; maps, if necessary, must be included; signatures of all the appropriate fee must be paid.	of the applicable portions of the application form must be completed with propriate owners' must be affixed to the application and notarized; and
FEE SCHEDU	<u>LE</u>
Each application to change the place of use or the point of diversion unde forth in the schedule below: Make checks payable to: Kansas Departme (1) Application to change a point of diversion 300 feet or less (2) Application to change a point of diversion more than 300 feet (3) Application to change the place of use	ent of Agriculture \$100 \$200

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OCT 06 2020

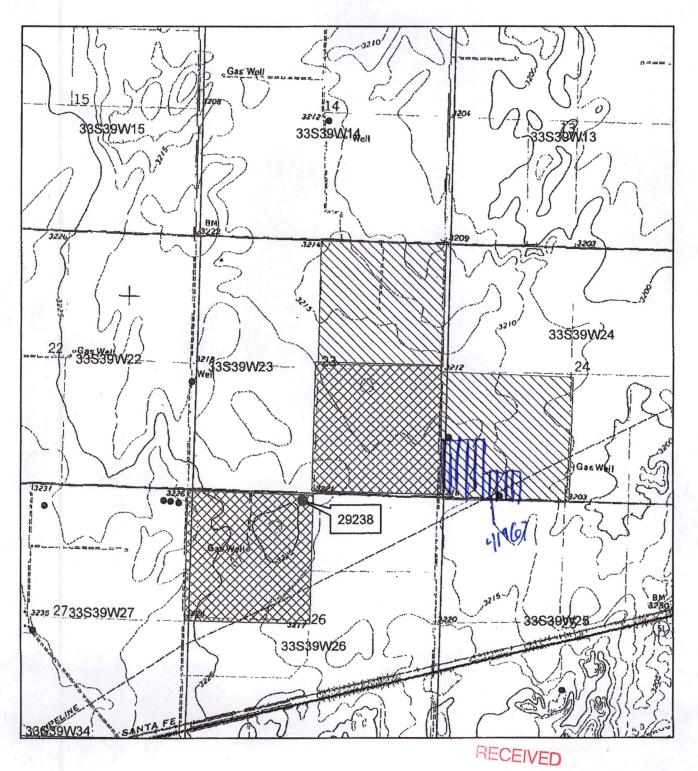
SUMMARY ORDER APPROVING APPLICATION FOR CHANGE AND IMPOSING CONDITIONS

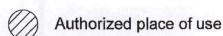
This Summary Order is issued under authority of K.S.A. 82a-708b, as amended, and K.A.R. 5-5-1, et seq. and other applicable provisions of the Kansas Water Appropriation Law, K.S.A. 82a-701 et. seq., and rules and regulations promulgated thereunder, With the exception of those conditions expressly contained herein, this Summary Order does not change the terms, conditions and limitations of File No. 29238 A change application was received on Secretary 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 previously authorized. The point of diversion authorized by this summary order shall be located within a ______ foot radius of the authorized point(s) of diversion.

Applicable 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. 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. ☐ Not Applicable Applicable Installation of the works for diversion of water shall be completed on or before December 31, 20 ____, 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. Applicable Not Applicable The completed well log shall be submitted with the required notice. 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. Administrative Appeal and Effective Date of Order FOR OFFICE USE ONLY 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 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 Mccollock (Print Name): Austin Division of Water Resources - Kansas Department of Agriculture review must state a basis for review pursuant to K.S.A. 77-527. File any request with Kansas Department of Agriculture, 2020 Date of Issuance: Legal Division, 1320 Research Park Drive, Manhattan, KS 66502. Failure to timely request a hearing or review may State of Kansas preclude review under the Kansas Judicial Review Act. SS For Use by Register of Deeds County of Acknowledged before me on Signature: Notary Public STATE OF JULIE JONES My commission expires: (Nota Appoint Expires * PUBLIC . December 15, 2022

File No. 24256

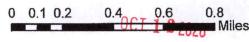
Change in place of use for water right 29238





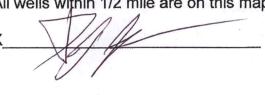
Proposed place of use

M - Removal PU-stockwater X



Garden City Field Office Division of Water Resources

All wells within 1/2 mile are on this map.





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

October 13, 2020

Michael A. Meyer Division of Water Resources 4532 W Jones Ave., Suite B Garden City, Kansas 67846

RE: Applications for Change in Place of Use

Water Right, File Nos. 24923 & 29238

Dear Mike:

We have reviewed the applications for the above referenced water rights. The proposal is not in conflict with the Management Program of the Southwest Kansas Groundwater Management District No. 3 (GMD3). The proposed change in place of use will make a complet overlap in acres to better suit the operation to take out acres that has stock use in accordance with K.A.R. 5-5-11(b). No new acres are being proposed. It is therefore recommended that the application 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

OCT 1 3 2020

Garden City Field Office
Division of Water Resources

GMD3 Change Review

File No(s).: 2492	23 & 29238.		DWR	office: _(GC.	
App filed to chang	ge: PU.					
Is Landowner(s)	THE RESERVE OF THE PARTY OF THE	IS: Terry &	Jill Jordan.			
If NO, is d	locumentation	n included?				
Is Water Use Cor			?			
	locumentation					
Regulation(s) Rev						
Point of diversion			d.			
	ft. North	ft. West				
Authorized PD						
Proposed PD						
Difference	0	0				
a2 + b2 = c2	0	0	0			
GPS for proposed	PD: Lat:	Long:_	. no merge			
Is proposed PD st	acking on exi	sting WRs? _	No Change.			
Is Proposed PU o	verlapping ex	isting WRs?	Make an ove	rlap with	these WRs an	d at the
same time elimina				D'all Illa		
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Address						
Email: . Ph						
Domestic well(s)						
Name .						
Address .						
Zip						
Base Acres: .						
Perfected Acres:						
Irr. Return-Flow	CAR STATE OF THE S					
24923 authorized		80gpm. Cove	ers 160acres i	in NE of 2	23 and SW of	24
(where there is a		-				
29238 authorized			rs 160acres	in SE of 2	3 and NW of	26.
Proposed change		-				
the overlap will			02 01 02 1		. C S I I I I I I I	
Combined, still a						
Is a waiver neede			nlete with re	duction of	STK use No	new
acres are propose		30 00 com	proces, with to		SILL GOO. IN	ALVIT
Recommendation		ew of all avail	able informat	ion it ann	ears current a	rea
rules are met. Sta						<u>Ca</u>
raics are met. Sta	in meretore I	ccommends a	provar of the	application	/ /	

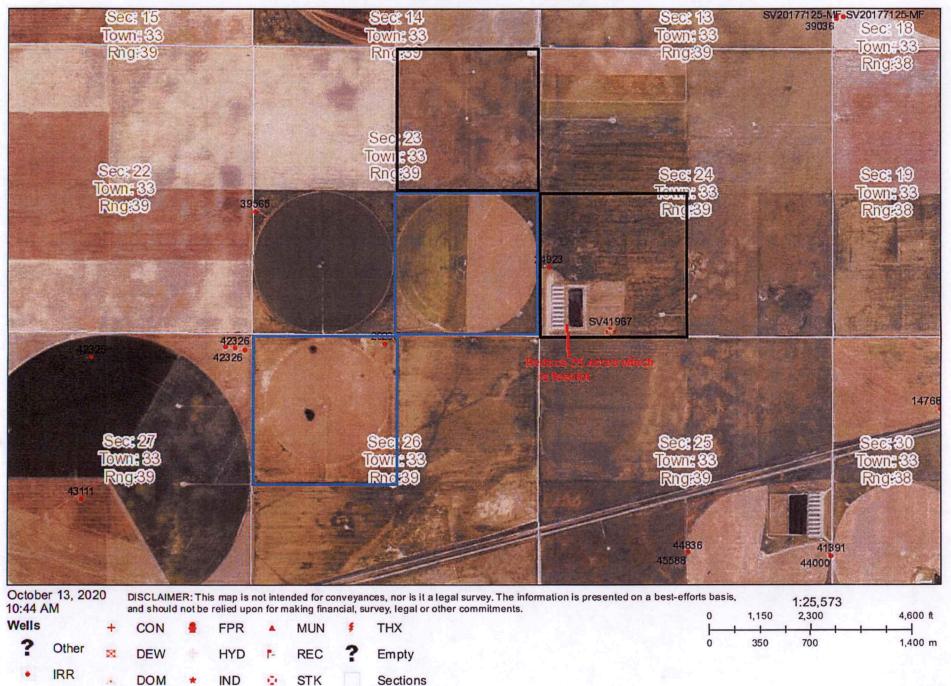
RECEIVED

OCT 13 2020

Garden City Field Office



Change App PU; 24923 & 29238



Meyer, Mike [KDA]

From:

Meyer, Mike [KDA]

Sent:

Monday, October 12, 2020 5:03 PM

To:

'Norquest, Jason (Norquest@gmd3.org)'

Subject:

request for recommendation, File No. 24923 & 29238

Attachments:

20201012164408017.pdf; 20201012165343266.pdf

hello

attached are changes in place of use to make a complete overlap in place of use. please review and provide a recommendation within 15 days.

thanks

Mike

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

October 12, 2020

SOUTHWEST KANSAS GROUNDWATER MANAGEMENT DISTRICT NO. 3 2009 E SPRUCE ST GARDEN CITY KS 67846

Re: Water Right, File Nos. 24923 & 29238

Dear Mr. Norquest:

This is to advise you that Terry and Jill Jordan, has filed an application for approval of the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, to change the place of use for the above referenced file. The applications are proposing a complete overlap.

We are delaying action on the change applications to allow you time to review and provide a recommendation. Please submit a recommendation within 15 days from the date of this letter.

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

Sincerely,

Michael A. Meyer

Water Commissioner

MAM Enclosures

Jackson, Reenie

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

Sent: Thursday, October 1, 2020 9:21 AM

To: Jackson, Reenie
Cc: Yingst, Tim

Subject: RE: Change in Point of Use -Signature pages application WR 24923 and 29238

Follow Up Flag: Follow up Flag Status: Completed

CAUTION: External email - ATTACH suspicious emails to a NEW mail message and send to spam@seaboardcorp.com

thank you if you can make sure you put the originals in the mail to us thanks

Michael A. Meyer, PG
Kansas Department of Agriculture
Division of Water Resources
Garden City Field Office
4532 W Jones Ave, Suite B
Garden City KS 67846
Lat 37.98820, Lon -100.944470
(620)-276-2901

mike.meyer@ks.gov

KANSAS COUNTS CENSUS 2020 Have you completed your 2020 Census? It's not too late! Take action now! my2020census.gov

From: Jackson, Reenie < reenie.jackson@seaboardfoods.com >

Sent: Thursday, October 1, 2020 9:20 AM
To: Meyer, Mike [KDA] < Mike. Meyer@ks.gov>
Cc: Yingst, Tim < tim.yingst@seaboardfoods.com>

Subject: Change in Point of Use -Signature pages application WR 24923 and 29238

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.

Please see the attached for the above reference water files.

Please advise if any further information is needed.

Thanks!

Reenie Jackson ERM Compliance Coordinator Seaboard Foods LLC 580-338-4926

RECEIVED

OCT 06 2020

Meyer, Mike [KDA]

From: Meyer, Mike [KDA]

Sent: Monday, September 28, 2020 2:42 PM

To: 'Jackson, Reenie'

Subject: RE: File No. 41967 Stevens county

Attachments: 20200928143155256.pdf

Reenie, I forgot also can you sign these signature sheets for the two irrigation water rights that now cover the facility, but with your initials etc will request to remove. this just completes the pending applications.

Mike



Have you completed your 2020 Census? It's not too latel Take action now! my2020census.gov

From: Meyer, Mike [KDA]

Sent: Monday, September 28, 2020 2:15 PM

To: Jackson, Reenie < reenie.jackson@seaboardfoods.com >

Subject: File No. 41967 Stevens county

good morning Reenie,

long time no talk.

recall, Seaboard has a facility on the SW¼ 24-33-39W. this land is still covered by the surrounding irrigation water right. can you review the attached, and if Seaboard agrees to the removal of the irrigation water rights, could you or someone else initial applications (page and maps) and date it and scan and return?

this does not affect the stockwater rights.

let me know if you have any questions

thank you

Michael A. Meyer, PG
Kansas Department of Agriculture
Division of Water Resources
Garden City Field Office
4532 W Jones Ave, Suite B
Garden City KS 67846
Lat 37.98820, Lon -100.944470
(620)-276-2901

mike.mever@ks.gov

KANSAS COUNTS CENSUS 2020 - Have you completed your 2020 Census? It's not too late! Take action now! my2020census.gov Garden City Field Office 4532 W. Jones, Suite A Garden City, KS 67846



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

Mike Beam, Secretary

Laura Kelly, Governor

September 28, 2020

TERRY AND JILL JORDON PO BOX 239 HUGOTON KS 67951

RE:

Water Right, File Nos. 24923 & 29238

Dear Sir or Madam:

Our office received applications to change the place of use for the above existing water rights for irrigation use. These applications are to make a complete overlap in place of use (acres) under each water right as requested. Please note on September 28, 2020, I contacted you for clarification of the existing Seaboard facility on the Southwest Quarter (SW¼) of Section 24. This requires a reduction of this tract of land from the referenced irrigation water rights in order to be further processed and to reflect the current status of each water right.

Please review the applications enclosed. These have been amended (acres in the SW¼ of Section 24 and the map) to only reflect the current tract of land owned by you and what is available to be irrigated (125 acres). If you agree please initial and sign at each page showing that you agree with this modifications and return.

For the applications to retain their priority of filing, these must be returned to this office on or before, **October 13, 2020**. According to law, default in returning requested information as outlined above within the time allowed or any authorized extension of time, shall cause dismissal of the applications for change under the above referenced file numbers.

If you have any questions, please contact our office. Please reference the water right file numbers listed above so that we may help you more efficiently.

Sincerely

Michael A. Meyer

Water Commissioner

MAM Enclosure