# Kansas Department of Agriculture Division of Water Resources

## **CHANGE: P/D WORKSHEET**

1. File Number:	2. Status Change Date:	3. Change Num:	4. Field Office:	5. GMD:
30059	11-16-2021	C1	4	1
6. Status: ☐ Approved ☐ Deni	ed by DWR/GMD	Dismiss by Reques	t/Failure to Return	7. Filing Date of Change:
				11/12/2021
8a. Applicant(s)/Landowner, New to system □	Person ID 40039 Add Seq#	8c. Landown		Person IDAdd Seq#
SEABOARD FOODS LLC 9000 W 67TH ST STE 200 SHAWNEE MISSION, KS	)			
8b. Landowner(s), WUC New to system □	Person IDAdd Seq#	SEABO Attn: E 2801 H		
9. Documents and Enclosure(s): ☑ DV ☐ Anti-Reverse Meter ☐ Meter ☐ Conservation Plan Date Require	Seal	⊠ N & P Form	☑ Water Tube   ☑ Di	Comply: 3/1/2023 riller Copy
10. Use Made of Water From:		To: _		
			Date Prepared: <b>11/16/</b> Date Entered:	<b>/2021</b> By: <b>MAM</b> By:

	Special Use:						
12. Points of Diversion Rate and Quantity							
CHK MOD Authorized Additional							
DEL PDIV ENT Qualifier S T R ID 'N 'W Comment (AKA Line) Rate Quantity Rate Quantity gpm af gpm af O	verlap PD Files						
DEL 18469							
ENT LOT 2 (SWNW) 18 16S 39W 3090 5310 210 110 210 210 20	0210202 (TEMP)						
13. Storage: RateNF Quantity ac/ft Additional RateNF Additional Quantity	ac/ft						
14. Limitation: af/yr at gpm ( cfs) when combined with file number(s)							
Limitation: af/yr at gpm ( cfs) when combined with file number(s)							
15. 5YR Allocation: Allocation Type Start Year 5 YR Amount Amount Unit Base Acres Comment							
16. Place of Use CHK NW1/4 SW1/4 SE1/4 Total Owner Chg?	Overlap Files						
MOD DEL ENT PUSE S T R ID    Ne							
CHK 5538							

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

November 16, 2021

SEABOARD FOODS LLC 9000 W 67TH ST STE 200 SHAWNEE MISSION, KS 66202

RE:

Filed Office Application for Change

Water Right, File No. 30059

Dear Sir:

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 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 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 installation of the required meter as soon as these actions are completed. Please note that this is still an irrigation water right authorized only for irrigation use.

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.

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 contact 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. 1

## **CERTIFICATE OF SERVICE**

On this 16<sup>th</sup> day of November 2021, I hereby certify that the foregoing Approval of Application for Change in Point of Diversion, Water Right, File No. 30,059 dated 16<sup>th</sup> day of November 2021 was mailed postage prepaid, first class, US mail to the following:

SEABOARD FOODS LLC 9000 W 67TH ST STE 200 SHAWNEE MISSION, KS 66202

Pc:

SEABOARD FOODS LLC Attn: ENVIRONMENTAL ENG MNGR 2801 HURLIMAN RD GUYMON, OK 73942

GROUNDWATER MANAGEMENT DISTRICT NO. 1

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.

thar	agraph Non 100 feet, iversion and	or if pla	ace of	use wi	t be c	omple nanged	eted. ( d, inclu	Compl de a to	lete al opogra	l other phic m	r appli	<b>cable</b> detaile	portice d plat	ns. It showir	chang g the	ge in p author	oint of ized ar	divers	sion is greater posed point(s)
or u	iversion ai	ια/οι ρ	iace oi	use.													F	REC	EIVED
						F	File No	. 3005	9									NOV	<b>12</b> 2021
<ol> <li>Application is hereby made for approval of the Chief Engineer to change the (check one or both):</li> <li>☐ Place of Use</li> <li>☑ Point of Diversion</li> </ol> Garden City Division of Water										City Field Office Water Resources									
	under the water right which is the subject of this application in accordance with the conditions described below.																		
	The source of supply is:																		
2.																			
								t: SEA	ABOAF	RD FO	ODS L	LC - /	ATTN	ENVIR	ONMI	ENTAL	ENG	MNGF	2
	2801 HUI																		**************************************
3.	Phone No The prese								Email	addres	ss:								<del></del>
٥.																			
		Owner of Land NAME: NO CHANGE  ADDRESS:																	
	(If there is	more th	an one	landov	vner, at	tach su	ippleme	ental sh	eets as	neces	sary.)								
Se	· ·		NE1/4				NW1/4			SW1/4			SE1/4				TOTAL		
	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	ACRES
4.	If this app Owner of	Land -	NA								the pla	ace of	use be	e chan	ged to	:			
	(If there is	more th	an one	landov	vner, at	tach su	ippleme	ental sh	eets as	neces	sary.)								
			NE1/4				NW1/4				SW1/4					SI	TOTAL ACRES		
_Se	ec. Twp.	Range	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW¼	SW1/4	SE1/4	NE1/4	MANTA	SW1/4	SE1/4	AONLO
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	For Offic	e Use	Only:	Code		Fe	e \$_K	00.00	TR	#		Re	eceipt	Date _	11-12	,-21	Chec	k#_2	7248103

5.	Presently authori	ized point of	diversion:							
	One in the	LOT 2	Quarter of t	he		Quarter o	f the			Quarter
	of Section	18	, Township		16	South, Ra	ange	39		(W),
	in GREELEY									
	Authorized Rate _									
	(DWR use only:	Computer ID	No. <u>06</u>	GPS _		feet North		feet	West)	
	This point will no	t be changed		e changed as	s follows:	No change, poi	int better de	scribed with	GPS as fo	ollows:
	Proposed point of	of diversion:	Complete only	if change is	request	ed or if existing	point is b	etter desc	ribed by	GPS)
	One in the	LOT 2	Quarter of t	he(	SW	Quarter o	of the	NW		Quarter
	of Section	18	, Township		16	South, Ra	ange	39		(W),
	in GREELEY									
	Proposed Rate		Proposed Qu	antity		Proposed w	vell depth (fe	eet)	220'	
	This point is: 🔲 A	Additional Wel	Geo Cente	r List other	water rig	hts that will use	this point _			
_										
6.	Presently author	ized point of	diversion:							
•	One in the		Quarter of t	he		Quarter o	of the			Quarter
	One in the		Township			South, Ra	ange			(W),
	in	Coi	Inty, Kansas,	fe	et North	feet	West of So	outheast co	orner of se	ection.
	Authorized Rate _									
	(DWR use only:									
	This point will no	t be changed	This point will b	e changed as	s follows: [	No change, poi	nt better des	cribed with	GPS as fo	llows:
	Proposed point of									
	One in the									
	of Section		, Township			South, Ra	ange			(W),
	in									
	Proposed Rate									
	This point is:									
7.	The changes here			reasons?						
	(please be specific	) LOSS OF PR	ODUCTION		30	0 200 100	North	100	200 30	00
					30 E					
							+	+		
8.	If a well, is the test	hole log attach	ned? 🛛 Yes	No	200	-1/+1+	-	ı <u>—</u> ı .		200
_					200		con-		1 / =	200
9.	The change(s) (wa	s)(will be) com	pleted by?			/			- \=	
	UPON APPROVAL				100	- + + +	-   -	1 + 1	+ 1+	100
10	If the point of diver	aian ia a wall					=			
10.	If the point of divers				Wast	<u>[++</u> +  +++  +++  +  +  +  +  +  +  +  +		mahaataa	<u>۔</u> عیریاں زیال	O Fact
	(a) What are you	going to do wit	h the old well?		Westo	- 	=	hanlantan	11,,,,,,,,,	U East
	PLUG / CAP					<u> </u>			- 7	
	(b) When will this	ho dono? LIDC	NI COMPLETION		100	+ + + +	-	1 + 1	+ 1 =	100
	(b) When will this	be done? OFC	ON COMPLETION			_\	. <u>=</u>		_ /=	
11	Groundwater Mana	acment Dietric	t rocommondation	ottochod?	200		_ =	ı _L ī .		200
11.	Groundwater Maria	_	a recommendation	i attacheu?	200		' <u>=</u>	' <del>'</del> ' '	/	200
		23110							T . =	
12.	Assisted by AM / G	CFO			30	0 200 100		100		00
10	16.05		2011			0 200 100	South		ashmark=10 ft	
13a	If the proposed poir feet but within 2,64					e proposed point	of diversion	will be relo	ocated wif	hin a 300
	a topographic ma	p or aerial ph	notograph. For	groundwater	foot	radius of the exis	ting point of	f diversion,	indicate it	s location
	sources, show all wo	vells (including pint of diversion	domestic) within on and the names	ne-halt mile and mailing	on the	ne diagram show rsion. The prop	n above in osed point	relation to t	ne existin	g point of
	addresses of the o	wners. For su	rface water source	es, show the	with	n the circle show	vn above. (	PLEASE N	IOTE: Th	ne "X" ir
	names and addre downstream and o	esses of the	landowner(s) or	ne-half mile	cent	ter of diagran porized point of	n above	represent	s the	presently
	"	ono nan mil	apolicalii ilolli ye	an property	auti	orizon point of				

lines

14. If the proposed groundwater point of diversion is 300 or fewer feet fr	om the existing point of diversion, complete the following:
<ul><li>(a) Does the undersigned represent all owners of the currently auth</li><li>☐ Yes</li><li>☐ No</li><li>(If no, all owners must sign this appl</li></ul>	
<ul> <li>(b) Will the ownership interest of any owner of the currently authoral affected if this application is approved as requested?</li> <li>☐ Yes</li> <li>☐ No</li> <li>(If yes, all owners must sign this approved as requested)</li> </ul>	
(c) If this application is not approved expeditiously, will there be su ☐ Yes ☐ No (If no, all owners must sign this appl	
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 owner agent (attach notarized statement authorizing representation).	a groundwater change in point of diversion greater than 300 feet, s of the currently authorized place of use, or their duly authorized
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 regards to the water right(s) to which this appoint and contained in this application are true, correct and complete.  Dated at	rized agent of the owner(s) to make this application on
(Owner)	(Spouse)
Stephen Summe (III) S. UP of Chs (Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
State of Kansas County of Johnson SS	0 / Th
I hereby certify that the foregoing application was signed in	my presence and sworn to before me this Lu day
KATHERINE M. HERRENBRUCK Notary Public - State of Kansas My, Appt. Expires Feb. 13, 2023	Notary Public
My Commission Expires 4/13/13	
ONLY COMPLETE APPLICATIONS WILL BE PROCESSED. To be complete, a accurate information; maps, if necessary, must be included; signatures of all the appropriate fee must be paid.	Il of the applicable portions of the application form must be completed with appropriate owners' must be affixed to the application and notarized; and
FEE SCHED	ULE
Each application to change the place of use or the point of diversion und forth in the schedule below: Make checks payable to: Kansas Departn  (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	der this section shall be accompanied by the application fee set  nent of Agriculture  \$100 et\$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. 30059 requesting that the place of use and / or point of A change application was received on 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 authorized point(s) of diversion. Applicable \(\sumsymbol{\text{N}}\) Not Applicable 300 feet from the previously 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 22, 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, 20 22, or within any authorized extension of time. By March 1, 20 37 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 \quad \text{Not Applicable} Applicable Applicable The completed well log shall be submitted with the required notice. ☐ 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 No 11. Additional Conditions are attached. ☐ Yes 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 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 review 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, 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 Finne Acknowledged before me on 17 by Michael Signature: Notary Public KEENY YRATON My Appointment Expires -UBLIC My commission expir (Notary Seal)