# Kansas Department of Agriculture Division of Water Resources CHANGE: P/U WORKSHEET

1. File Number: 2. Status Change Date: 3. Change Num: 4. Field Office: 5. GMD: 42019 C2 -2021 04 03 6. Status: Approved ☐ Dismiss by Request/Failure to Return ☐ Denied by DWR/GMD 7. Filing Date of Change: 3/19/2021 8a. Applicant(s) Person ID 1056 8c. Landowner(s) Person ID New to system ☐ Add Seg# New to system Add Seg# 1 **WALTER BEESLEY PO BOX 818 HUGOTON, KS 67951** Person ID 39574
Add Seq# 1 8b. Landowner(s) 8d. WUC Person ID 1056 New to system ☐ New to system ☐ Add Seq# 1 MID AMERICA CATTLE CO Attn: WALTER BEESLEY **WALTER BEESLEY PO BOX 818 PO BOX 818 HUGOTON, KS 67951-0818 HUGOTON, KS 67951 NO CHANGE** 9. Documents and Enclosure(s): DWR Meter(s) Date to Comply: 12/31/21 ☐ N & P Date to Comply: \_\_\_\_\_ ☐ Anti-Reverse Meter Meter Seal ☐ Check Valve ☐ N & P Form ☐ Water Tube ☐ Driller Copy ☐ H & E Letter Conservation Plan Date Required: \_\_\_\_\_ Date Approved: \_\_\_\_\_ Date to Comply: \_\_\_\_\_ To: \_\_\_\_\_ From: 10. Use Made of Water Date Prepared: 3/31/2021 By: MAM Date Entered: By:

File No. <b>42019</b>	11. County:	sv	Ва	sin: Cl	IMAF	RRON	N RIV	ER		Stre	am:		1.00					Fo	ormation (	Code:	Special Use:
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Limitation:	gpm (_	140				cfs) wh	nen cor	mbined	d with f	ile nun	nber(s)						1				
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16. Place of Use CHK			N	E1/4			NV	<b>N</b> 1/4			sv	V¹/4			SI	≣1⁄4		Total	Owner	Chg?	Overlap Files
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CHK 53448 14 34 38W	1 4	40.00	40.00	40.00	40.00	40.00			40.00	40.00			10.00	40.00	40.00	14.00	40.00	424.00	8B	NO	see above
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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

April 1, 2021

WALTER BEESLEY PO BOX 818 HUGOTON, KS 67951

RE:

Water Right, File Nos. 22858, 24942-D1, 27034, 38511, 41191-D1, 42019,

45333, 45507, 45742

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 the approval for change. A condition of these approvals 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 water flowmeter as soon as these actions are completed.

Since the orders modify the original documents 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,

Michael A. Meyer Water Commissioner

MAM enclosures

pc:

Mid America Cattle Co

GMD3

#### **CERTIFICATE OF SERVICE**

On this 1<sup>st</sup> day of April 2021, I hereby certify that the foregoing Approval of Applications for Change in Place of Use, Water Right, File Nos. 22858, 24942-D1, 27034, 38511, 41191-D1, 42019, 45333, 45507, 45742 dated 1<sup>st</sup> day of April 2021 was mailed postage prepaid, first class, US mail to the following:

WALTER BEESLEY PO BOX 818 HUGOTON, KS 67951

Pc:

MID AMERICA CATTLE CO Attn: WALTER BEESLEY PO BOX 818 HUGOTON, KS 67951-0818

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.

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5. Presently authorized point of diversion:

#### APPLICATION FOR APPROVAL TO CHANGE THE PLACE OF USE AND/OR POINT OF DIVERSION SUPPLEMENTAL SHEET

FILE NO. 42519 MAKE ADDITIONAL COPIES AS NECESSARY

				NE	=14			NV	V1/4			SI	V1/4			SI	SE¼		TOTAL
Sec.	Twp.	Range	NE1/4		SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE%	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	ACRES
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O Sec. 19	Twp.	Range 37W	NE%	AME: ESS: NW/4 35	MID A PO BO SW4 40	SE¼	NE%	NW% 12 6-/	SW% 35	951 - SE1/4	0818 NE¼	SV NW1/4 35	V¼ SW¼ 12	SE1/4	NE¼	SI NW1/4	=1/4 SW1/4	SE¼	ACRES
O Sec. 19	Twp.	Range 37W	NE%	AME: ESS: NW/4 35	MID A PO BC SW4 40	SE¼ 35	NE% 35	NV/A  12  C-/	CO KS 67 V/4 SW/4 35 L-2	951 - SE% 40	0818 NE¼ 40	SV NW1/4 35	V¼ SW¼ 12	SE1/4	NE¼	SI NW1/4	=1/4 SW1/4	SE¼	ACRE
O Sec. 19	Twp.	Range 37W	NE%	AME: ESS: NE NW// 35  AME: ESS:	MID A PO BC SW4 40	SE¼ 35	NE% 35	NV/A 12 L^/ TTLE (OTON)	CO KS 67 V/4 SW/4 35 L-2	951 - SE% 40	0818 NE¼ 40	NW% 35	V¼ SW¼ 12	SE1/4	NE¼	SI NW% 40	=1/4 SW1/4	SE¼	ACRES 488
O Sec. 119	Twp. 34S	Range 37W	NE%  12  NE NA	AME: ESS: NE NW% 35  AME: ESS:	MID A PO BC SW4 40 MID A PO BC	SE¼ 35	NE% 35	NW/A  12  C-/  TTLE (OTON)	SW/4 SW/4 35 L-L CO KS 67	951 - SE% 40	0818 NE¼ 40	SI NW% 35 L-3	5W% 12 4-4	SE1/4	NE¼	SI NW% 40	5W% 35	SE1/4 12	ACRE: 488
O Sec. 19	Twp. 34S	Range 37W	NE%  12  NE NA	AME: ESS: NE NW% 35  AME: ESS:	MID A PO BC SW% 40 MID A PO BC	SE¼ 35  MERICOX 818	NE% 35 CA CA CA	NW/A  12  C-/  TTLE (OTON)	SW% 35 60 60 60 60 60 60	951 - SE% 40	0818 NE½ 40	SI NW% 35 L-3	V% SW% 12 L~4/	SE% 35	NE½ 35	SI NW% 40	5W% 35	SE1/4 12	ACRES 488
O Sec. 19	Twp. 34S wner o	Range 37W	NE%  12  NE NA	AME: ESS: NE NW% 35  AME: ESS:	MID A PO BC SW% 40 MID A PO BC	SE¼ 35  MERICOX 818	NE% 35 CA CA CA	NW/A  12  C-/  TTLE (OTON)	SW% 35 60 60 60 60 60 60	951 - SE% 40	0818 NE½ 40	SI NW% 35 L-3	V% SW% 12 L~4/	SE% 35	NE% 35	SI NW%	5W% 35	SE1/4 12	ACRES 488 TOTAL
O Sec. 0	Twp. 34S	Range 37W	NE%  12  NE NA	AME: ESS: NE NW% 35  AME: ESS:	MID A PO BC SW% 40 MID A PO BC	SE¼ 35  MERICOX 818	NE% 35 CA CA CA	NW/A  12  C-/  TTLE (OTON)	SW% 35 60 60 60 60 60 60	951 - SE% 40	0818 NE½ 40	SI NW% 35 L-3	V% SW% 12 L~4/	SE% 35	NE% 35	SI NW%	5W% 35	SE1/4 12	ACRES 488 TOTAL
O ec.	Twp. 34S wner o	Range 37W  F Land -	NE%  12  NE%  NE%  NE%  NE%	AME: ESS: NE NW% 35  AME: ESS: NE NW%	MID A PO BC  SW¼  40  MID A PO BC	SE¼ 35  MERICOX 818	NE% SHUGG	NW/A  12  C-/  TTLE (OTON)	SW% 35 60 60 60 60 60 60 60	951 - SE% 40	0818 NE½ 40	SI NW% 35 L-3	V% SW% 12 L~4/	SE% 35	NE% 35	SI NW%	5W% 35	SE1/4 12	ACRE:
O 6ec.	Twp. 34S wner o	Range 37W  F Land -	NE%  12  NE%  NE%  NE%  NE%	AME: ESS:  NE NW¼ 35  AME: ESS: NW¼  AME: ESS:	MID A PO BC  SW¼  40  MID A PO BC	SE¼ 35  MERIO X 818	NE% SHUGG	NW/A  12  Cn/  TTLE (OTON)  NW/A  12  NW/A  12  NW/A	CO KS 67 V/4 SW/4 35 C-2 CO KS 67 V/4 SW/4	951 - SE% 40	0818 NE½ 40	SV NW% 35 L-3 SV NW%	V%  SW%  12  L-4/  V%  SW%	SE% 35	NE% 35	SI NW¼ 40	5% SW% 35 5% SW% 40	SE1/4 12	ACRES 488  TOTAL ACRES 160
O Sec. 119	Twp. 34S wner o	Range 37W  f Land -	NE%  12  NE%  NE%  ADDRI  NE%  ADDRI  NE%	AME: ESS: NE NW¼ 35  AME: ESS: NE NW¼	MID A PO BC SW¼ 40  MID A PO BC SW¼ SW¼	SE¼ 35  MERIO X 818	NE%  CA CA  CA CA  CHUGO  NE%	NV/A  12  C-/  TTLE (OTON)  NV/A  12  C-/  NV/A  NV/A	CO KS 67 V/4 SW/4 35 L·-L CO KS 67 V/4 SW/4	951 - SE½ 40	0818 NE½ 40	SI NW% 35 L-3 SI NW%	V%  SW%  12  L~4/  SW%  SW%	SE% 35	NE½ 35	SI NW% 40	5W% 35 SW% 40	SE¼ 12 SE¼ 40	ACRES 488 TOTAL
O ec.	Twp. 34S wner o	Range 37W  F Land -	NE%  12  NE%  NE%  ADDRI  NE%  ADDRI  NE%	AME: ESS: NE NW¼ 35  AME: ESS: NE NW¼	MID A PO BC SW¼ 40  MID A PO BC SW¼ SW¼	SE¼ 35  MERIO X 818	NE% SHUGG	NV/A  12  C-/  TTLE (OTON)  NV/A  12  C-/  NV/A  NV/A	CO KS 67 V/4 SW/4 35 C-2 CO KS 67 V/4 SW/4	951 - SE½ 40	0818 NE½ 40	SI NW% 35 L-3 SI NW%	V%  SW%  12  L-4/  V%  SW%	SE% 35	NE½ 35	SI NW¼ 40	5W% 35 SW% 40	SE¼ 12 SE¼ 40	TOTAL ACRE

Page\_

DWR 1-121-2 (Revised 5/1/2019)

File No. \_\_

14. If th	ne proposed groundwater point of diversion is 3	300 or fewer feet fro	m the existing point	of diversion, complete	the following:
(a)	Does the undersigned represent all owners or Yes No (If no, all owners r	f the currently authonust sign this applic		e identified in this appl	ication?
(b)	Will the ownership interest of any owner of t affected if this application is approved as requ ☐ Yes ☐ No (If yes, all owners			identified in this appl	ication be adversely
(c)	If this application is not approved expeditious ☐ Yes ☐ No (If no, all owners r	ly, will there be sub- nust sign this applic		property, public health	or safety?
or a cha	oplication proposes a surface water change in pange in place of use, the application must be si attach notarized statement authorizing represer	gned by all owners			
age an their b contain	by verify, being first duly sworn upon m d the owner, the spouse of the owner, o ehalf, in regards to the water right(s) to ned in this application are true, correct	or a duly authori o which this app and complete.	zed agent of the dication pertains	owner(s) to make to the contract of the contra	his application or nat the statements
Dated a	America Cattle Co.	, Kansas, this _	_ <u>/</u> & day of _	March	, 20
10	(Owner) Been 1	no.	The two poles	(Spouse)	Control of the Contro
we	(Please Print)	= Starn 1		(Please Print)	A Control
	(Owner)			(Spouse)	Antonia de la companya de la company
- Translation	(Please Print)		asarone unicono	(Please Print)	<u> </u>
a Maria da Algoria Maria da Maria da	(Owner)			(Spouse)	
ni <del>da in</del>	(Please Print)	territa	Supplied State	(Please Print)	- 1 - 1 - 1 - 1 - 1 - 1 - 1 - 1 - 1 - 1
County I her	reby certify that the foregoing application		OSKINSON STATE OF KANSAS TO STATE OF ANSAS	sworn to before m	e this <u>///</u> day
	Surgerial Conference of the Co	501 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	Deloto	Wodary Public	ugger i de guille et ent euligen degliebtete blik Objektione
My Con	nmission Expires 7-18-21			retary r abile	
accurate	OMPLETE APPLICATIONS WILL BE PROCESSED information; maps, if necessary, must be included; sopriate fee must be paid.	. To be complete, all signatures of all the ap	of the applicable portion propriate owners' mus	ns of the application form at be affixed to the applica	n must be completed wi ation and notarized; and
		FEE SCHEDU	<u>LE</u>		
	pplication to change the place of use or the point the schedule below: Make checks payable to: (1) Application to change a point of diversion (2) Application to change a point of diversion (3) Application to change the place of use	Kansas Departme 300 feet or less more than 300 feet	ent of Agriculture		\$100 \$200

File No.

#### SUMMARY ORDER APPROVING APPLICATION FOR CHANGE AND IMPOSING CONDITIONS

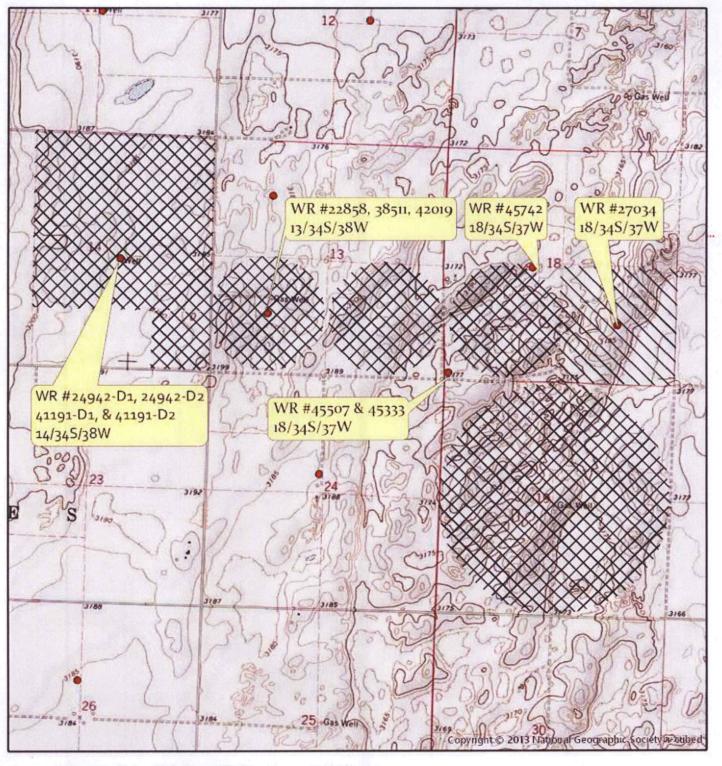
pro Wit	visions of the Kansas Water Appropriation Law, K.S.A. 82a-	08b, as amended, and K.A.R. 5-5-1, et seq. and other applicable -701 et. seq., and rules and regulations promulgated thereunder, n, this Summary Order does not change the terms, conditions and
1.	A change application was received on diversion authorized under the above-referenced file num	requesting that the place of use and / or point of ber 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	thorized place(s) of use shall be located substantially as shown on ange the place of use. Applicable \sum Not Applicable
3.	The change in point of diversion shall not impair existing riging previously authorized. The point of diversion authorized the radius of the authorized point(s) of diversion. ☐ Application	hts and shall be limited to the same source or sources of water as by this summary order shall be located within a foot located within a foot
4.	The point(s) of diversion described herein is administrative Positioning System (GPS), as described in the application	ely 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.   Applicable	be located more than feet from the previously lot 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 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.	<b>December 31, 20</b> / , or before the first use of water, operated and maintained in accordance with K.A.R. 5-1-4	operly install an acceptable water flow meter on or before whichever occurs first. The water flow meter shall be installed, through 5-1-12. As required by K.S.A. 82a-732, as amended, and the reading of the water flow meter and the total quantity of water ing the end of each calendar year.
8.	Installation of the works for diversion of water shall be authorized extension of time. By March 1, 20 the works for diversion has been completed, on the form prov ☐ Applicable ☐ Not Applicable	completed on or before December 31, 20, or within any applicant shall notify the Chief Engineer that construction of the ided by the Chief Engineer, as required by K.A.R. 5-8-4e.
9.	The completed well log shall be submitted with the requ	ired notice.
10.	with an in-line, automatic, quick-closing check valve capa	foreign substance will be injected into the water shall be equipped ble of preventing pollution of the source of the water supply. The in accordance with K.A.R. 5-3-5c. Applicable \( \square\) Not Applicable
11.	Additional Conditions are attached.  Yes	
12.	water appropriated under the above-referenced file numl limitations, as amended and/or supplemented by this Sur Appropriation Law and the Rules and Regulations promu	A.R. 5-5-14, all of the owners of the authorized place(s) of use of our are responsible for compliance with its terms, conditions and nmary Order, and with applicable provisions of the <i>Kansas Water</i> ulgated thereunder. Failure to comply with these provisions may nended, and/or the suspension or revocation and dismissal of the ons authorized by law.
1	Administrative Appeal and Effective Date of Order	FOR OFFICE USE ONLY
you Eng Agri filec adm day revi File Leg 665	ou are aggrieved by this order, pursuant to K.S.A. 82a-1901, may request an evidentiary hearing before the Chief ineer or request administrative review by the Secretary of iculture. A request for hearing by the Chief Engineer must be within 15 days of service of this Order and a request for ninistrative review by the Secretary must be filed within 30 sepursuant to K.S.A. 77-531. Any request for administrative ew must state a basis for review pursuant to K.S.A. 77-527. any request with Kansas Department of Agriculture, al Division, 1320 Research Park Drive, Manhattan, KS 02. Failure to timely request a hearing or review may clude review under the Kansas Judicial Review Act.	By:  Duly Authorized Designer of the Chief Engineer  (Print Name): Division of Water Resources - Kansas Department of Agriculture  Date of Issuance:  State of Kansas ) SS
	For Use by Register of Deeds	County of Juney )
		Acknowledged before me on April 1, 2021
		by Michael A. Meyer
		Signature: Quality Quantity
		Notary Public  My commission expires JULIE JONES
		Pusus (Notary Seal) (Notary Seal) December 15, 2022

Page 4

File No. \_

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

#### CHANGE IN PLACE OF USE 42019



Township 34 South Range 38 West SV County

PROPOSED PLACE OF USE



AUTHORIZED PLACE OF USE

0 0.17 0.35 0.7 Miles



Created By: AT/GCFO



#### 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

March 29, 2021

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. 22858, 24942 D1, 27034,38511, 41191 D1, 42019, 45507 &

45742

#### 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 complete overlap in place of use with no new acres being proposed, which is in accordance with K.A.R. 5-5-11. 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

MAR 2 9 2021

Garden City Field Office Division of Water Resources

## GMD3 Change Review

		034, 38511, 4	1191D1, 42019, 4	<u>5507, 45742</u> .
DWR office: GO				
App filed to chang	The same of the sa			
Is Landowner(s) of		The state of the s	rica Cattle Co.	
	locumentation in			
Is Water Use Com			<u> </u>	
If NO, is d	locumentation in	cluded?		
Regulation(s) Rev	riewed: KAR 5-5	5-11		
Point of diversion	ID No(s) _ be	ing changed.	C A STORY	
	ft. North	ft. West		
Authorized PD				
Proposed PD	الإسبناسنا			
Difference	0	0	0	
a2 + b2 = c2	0	0	0	
GPS for proposed				
Is proposed PD sta		The state of the s		
			roposed complete	overlap, no new acres.
Neighboring certi	fied well(s) noti	fied:		
Name				
Address				
	one:			
Domestic well(s)	notified:			
Name				
Address				
Zip				
Base Acres:				
Perfected Acres:				
Irr. Return-Flow_	%			
27034 Currently	authorizes 160	acres SE 18-	34-37	
All the rest author	orize:			
244acres S 13				
122acres SW18				
<b>424acres section</b>	14			
488acres in 19				
This will bring in	the SE of 18 fo	or a complet	e overlap.	
All acres already	listed propose	d to still be l	isted.	
Is a waiver needed	d: No new acre	s, proposed r	naking a complete	overlap in PU for
existing acres und		Market Millians of the Control of th		

### **GMD3** Change Review

Recommendation: After review of all available information, it appears current area rules are met. No new acres being proposed. Staff therefore recommends approval of the application.

Jan

RECEIVED

MAR 2 9 2021

Garden City Field Office Division of Water Resources

#### Meyer, Mike [KDA]

From:

Meyer, Mike [KDA]

Sent:

Tuesday, March 23, 2021 8:14 AM

To:

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

Subject:

request for recommendation, File Nos. 24858 et al,

**Attachments:** 

20210323075810405.pdf

#### good morning

attached are applications to change the place of use to make a complete overlap for Mid America Cattle Company. essentially adding file no. 27034 to the already overlapped group.

please review and provide a recommendation within 15 days.

thank you

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

March 23, 2021

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

Re:

Water Right,

File Nos. 22858, 24942-D1, 27034, 38511,

41191-D1, 42019, 45333, 45507, 45742

Dear Mr. Norquest:

This is to advise you that Mid America Cattle Co has filed applications for approval of the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, to change the place of use for the above referenced files.

We are delaying action on the change application 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