

NOTICE

This scan only represents the application as filed. The information contained herein meets the requirements of K.A.R. 5-3-1 or K.A.R. 5-5-1, and has been found acceptable for filing in the office of the Chief Engineer. The application should not be considered to be a complete application as per K.A.R. 5-3-1b or K.A.R. 5-5-2a.

Submit To: CHIEF ENGINEER
 Division of Water Resources
 Kansas Department of Agriculture
 1320 Research Park Drive
 Manhattan, Kansas 66502
<http://agriculture.ks.gov/dwr>

APPLICATION FOR TERM PERMIT

GROUNDWATER
 SURFACE WATER
 (check one)

RECEIVED

AUG 4 2022



Garden City Field Office State of Kansas
 Water Resources

20229051

STATUTORY FILING FEE MUST ACCOMPANY THIS APPLICATION
 (Make check payable to the Kansas Department of Agriculture)

1. Applicant: (Please print or type)
 Name COBALT CATTLE COMPANY LLC
 Street 921 LAREU RD SUITE A
 City and State GARDEN CITY KS
 Zip Code 67846 Telephone No. () _____
 E-Mail Address _____
 Social Security I.D. No. _____
 and/or Taxpayer I.D. No. _____

2. Location of Point of Diversion:
 Sec. _____, Twp. _____, Rng. _____, (E/W),
SEE ATTACHED County, Kansas.
 Distance from Southeast Corner of Section:
 _____ feet North from Southeast Corner
 _____ feet West from Southeast Corner
 NOTE: If point of diversion is not site specific (i.e. groundwater pit) show the approximate geographic center.

3. Water Use Data:
 Proposed Max. Pumping Rate (gpm) 4,832 GPM
 Amount Requested (acre-feet) 328.458 MGY (1,008 AF)
 per calendar year
 Depth of Well (feet) _____
 Date (completed) (will be completed) _____
 Drainage Basin CIMARRON RIVER
 Name of Stream _____

4. Water is to be used for (briefly describe proposed use and explain the rate and quantity requested):
AREA TERM PERMIT ALLOWING GROUPING OF STK WATER AND DUAL USE WELL QUANTITIES FOR FACILITY

5. Location of place of use:
SEE ATTACHMENT

6. Period of use:
 Commencing date: 1/1/2022
 Ending Date: 12/31/2026 Also enter on Item 12

If off-stream pit, check here .
 Will pit floor intersect water table? Yes No

7. Location of the proposed point of diversion and those of other water users within 1/2 mile shall be indicated on the diagram to the lower-left, scale 1 inch = 2,000 feet. If surface water, indicate on the diagram the course of the stream, and its name. List other D.W.R. permit numbers that cover the requested point(s) of diversion or place of use here:
SEE ATTACHED

FEE SCHEDULE

- The filing fee for an application is based on the maximum amount of water use proposed within a year. Except for storage, the fee is:

Acre-feet	Fee
0-100	\$200.00
101-320	\$300.00
More than 320	\$300.00

 plus \$20 for each additional 100 acre-feet or any part thereof.
- The fee for an application in which storage is requested, is:

Acre-feet	Fee
0-250	\$200.00
More than 250	\$200.00

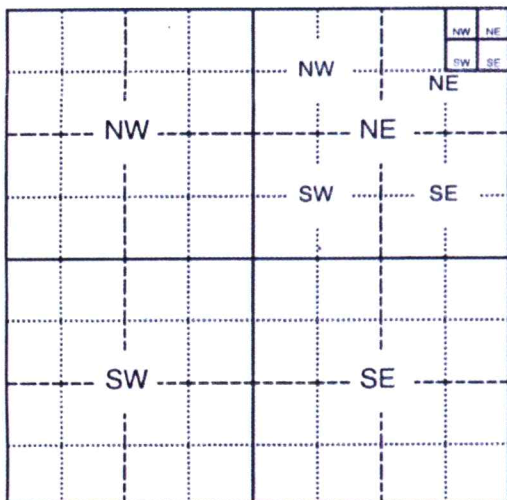
 plus \$20.00 for each additional 250 acre-feet of storage or any part thereof.

NOTE: If an application requests both direct use and storage, the fee charged shall be as determined under No. 1 or No. 2 above, whichever is greater, but not both fees.

- A request for an extension of time to extend the term of a term permit shall be accompanied by a fee of \$100.00.
- There is a separate application form for domestic use. Do not use this form for domestic use.

CONVERSION FACTORS

1 acre-foot equals 325,851 gallons
 1 million gallons equal 3.07 acre-feet



Assisted by AM / GCFO

8/11/2022
 LMoody

For Office Use Only:
 F.O. 4 GMD 3 Meets K.A.R. 5-3-1 (YES / NO) Use STK Source G/S County ME By ALB Date 8/8/22
 Code TR3 Fee \$ 440.00 TR # _____ Receipt Date _____ Check # 1001564

8. For groundwater use, list below all wells within 1/2 mile of the proposed well, and plot locations upon the diagram on reverse side. If additional space is needed, attach a map.

Other wells –

Well A Owner(s): SEE ATTACHMENT
Address: _____

Well B Owner(s): _____
Address: _____

9. For surface water use, list below the names and addresses of all landowners from a point 1/2 mile upstream to a point 1/2 mile downstream of the tract of land upon which the point of diversion is located. If additional space is needed, attach sheet.

Tract A Owner(s): _____
Address: _____

Tract B Owner(s): _____
Address: _____

10. The owner of the point of diversion, if other than the applicant is (please print):

COBALT CATTLE COMPANY LLC
(name, address and telephone number)

You must provide evidence of legal access to, or control of, the point of diversion from the landowner or the landowner's authorized representative. Provide a copy of a recorded deed, lease, easement or other document with this application. In lieu thereof, you may sign the following sworn statement:

I have legal access to, or control of, the point of diversion described in this application from the landowner or the landowner's authorized representative. I declare under penalty of perjury that the foregoing is true and correct.

Executed on August 4, 2022. [Signature]
Applicant's Signature

The applicant must provide the required information or signature irrespective of whether they are the landowner. Failure to complete this portion of the application will cause it to be unacceptable for filing and the application will be returned to the applicant.

11. The applicant states that the information set hereon is true and accurate to the best of his/her knowledge.

12. The applicant agrees to waive any right to a hearing on the matter of abandonment of this appropriation right and further agrees that this appropriation right may be dismissed and terminated upon completion of the proposed project, said dismissal date to be on DECEMBER 31, 2026 or within any extension of time authorized by the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture.

13. The applicant agrees to provide water to nearby water users, at no charge to said users, should their rights to use water become impaired by the project proposed by this application.

14. Water use contact person (in event emergency contact is needed):

Name: Mike Gesling Telephone No. (620) 271-2693

[Signature] Signature of Applicant or _____ Authorized Representative _____ Date
Lucas Christensen, CFO Applicant's Name Printed _____ Title

DO NOT WRITE BELOW THIS LINE

CONDITIONS OF APPROVAL:

The applicant shall maintain accurate and complete records from which the quantity of water diverted during each calendar year may be readily determined. Accurate and complete records shall be furnished to the Chief Engineer by March 1 following the end of each calendar year. Failure to file the annual water use report by the due date, shall cause the applicant to be subject to a civil penalty.

The use of water herein authorized shall not be made so as to impair any use under existing water rights nor prejudicially and unreasonably affect the public interest.

The Chief Engineer specifically retains jurisdiction in this matter with authority to make such reasonable reductions in the approved rate of diversion and quantity authorized, and such changes in other terms, conditions, and limitation set forth in this approval and permit to proceed as may be deemed to be in the public interest.

WATER RESOURCES RECEIVED
AUG 08 2022
KS DEPT OF AGRICULTURE

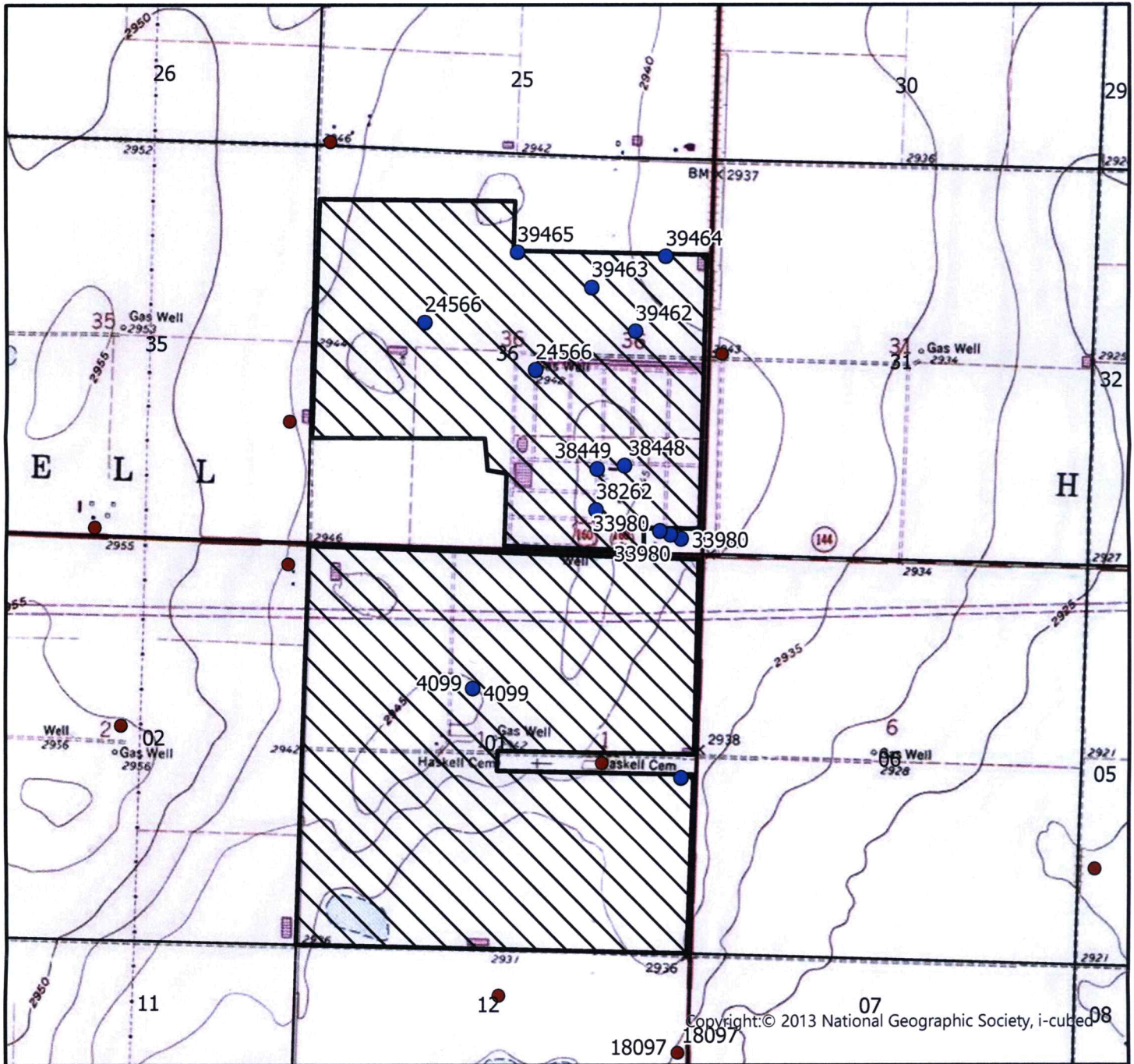
CONTINUATION OF PAGE 1, NO. 2 (LOCATIONS OF POINTS OF DIVERSION) & NO. 3 (RATES AND QUANTITIES)										
PDIV ID	QUALIFER	S	T	R	DWR ID	FEET NORTH	FEET WEST	FILE #'s	AUTH. RATE	AUTH. QTY
83277	NE SE NW	1	29S	33W	4	3427	3081	4099 (IRR / STK)	1,765 GPM	*173.428 MGY
49733	NE NE SE	1	29S	33W	2	2260	140	18097 (IRR / STK)	1,800 GPM	*173.428 MGY
24519	NW NW SE	36	28S	33W	1	2400	2350	24566	500 GPM	*122.19 MGY
62357	SW SE NW	36	28S	33W	13	3000	3850	24566	200 GPM	*67.06 MGY
5293	SE SE SE	36	28S	33W	12	253	463	33980 (GEO-)	232 GPM	*108.51 MGY
11239	SE SE SE	36	28S	33W	6	205	316	33980 (BATT 1-)	-	-
36280	SE SE SE	36	28S	33W	7	300	610	33980 (BATT 1-)	-	-
34700	SE SW SE	36	28S	33W	2	547	1480	38262	50 GPM	*7.82 MGY
39042	NW SE SE	36	28S	33W	4	1153	1113	38448	50 GPM	*8.15 MGY
40917	NE SW SE	36	28S	33W	3	1091	1466	38449	50 GPM	*8.15 MGY
2332	SW SE NE	36	28S	33W	8	2960	1010	39462	50 GPM	*8.15 MGY
15251	NE SW NE	36	28S	33W	9	3530	1620	39463	50 GPM	*8.15 MGY
50336	SE NE NE	36	28S	33W	10	3980	640	39464	40 GPM	*7.17 MGY
33693	SW NW NE	36	28S	33W	11	3980	2630	39465	45 GPM	*8.15 MGY
TOTALS:								13 WELLS; 11 WATER RIGHTS	4,832 GPM	328.458 MGY
* TOTAL STOCKWATERING USE LIMITATION = 328.458 MGY FROM ALL WELLS COMBINED; BASE WR MAY BE EXCEEDED UNLESS STATED OTHERWISE										
TOTAL USE LIMITATIONS										
WR 4099 LIMITED TO 532.232 AF (173.428 MGY) AF/YR										
WR 18097 LIMITED TO 532.232 AF (173.428 MGY) AF/YR										





CONTINUATION OF PAGE 1, NO. 5 (LOCATION OF PLACE OF USE)						
PUSE ID		S	T	R	DWR ID	DESCRIPTION
2123	(STK)	36	28S	33W	2	FEEDLOT LOCATED IN THE S2 NE; W2 & SE
16189	(IRR)	1	29S	33W	1	628.6 ACRES IN ALL OF SECTION 1

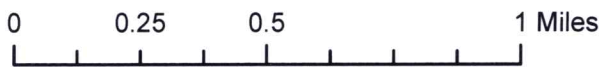
CONTINUATION OF PAGE 2, NO. 8 (NEARBY WELLS)		
WR #	OWNER	ADDRESS
15015	COX LAND	1111 RD 90 SUBLETTE KS 67877
23121	JORDAN HEFNER AG INC	PO BOX 805 SUBLETTE KS 67877
39283	HASKELL COUNTY CEMETERY DISTRICT	PO BOX 943 SUBLETTE KS 67877
17692	DONALD D KELLS	11298 E IRONWOOD LN DEWEY AZ 86327

PROPOSED PLACE OF USE COBALT CATTLE TERM PERMIT

Township 28 & 29 South Range 33 West Haskell County



-  Authorized Point of Diversion
-  Permitted Water Right
-  Domestic Well within 1/2 mile
-  Proposed Place of Use



WATER RESOURCES
RECEIVED
AUG 08 2022
KS DEPT OF AGRICULTURE

AM/GCFO
1:24,000 Scale

DATA ENTRY SYSTEM ID NUMBER SHEET

20229051

FILE NUMBER _____

APPLICANT PERSON ID & SEQ #	83277	PDIV ID 36280	50336	BATTERY ID
68527	49733	34700	33693	
	24519	39042		
	62357	40917		
	5293	2332		
	11239	15251		

LANDOWNER PERSON ID & SEQ #	2123	PUSE ID
68527	16189	

WATER USE CORRESPONDENT PERSON ID & SEQ #
68527

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 9, 2022

JORDAN HEFNER AG INC
PO BOX 805
SUBLETTE, KS 67877

RE: Term Permit Application, File No. 20229051

Dear Sir or Madam:

This is to advise you that Cobalt Cattle Company LLC has filed the application referenced above for a permit to divert 328.458 million gallons of water per calendar year for a period of five years to be utilized for stockwatering use. The requested quantity is not additional water to the quantities currently authorized, this permit is requesting to provide flexibility to divert existing water from existing wells authorized under File Nos. 4099; 18097; 24566; 33980; 38262; 38448; 38449; 39462; 39463; 39464 & 39465. The requested quantity is proposed to be diverted with the additional limitations: that the maximum quantity not exceed 173.428 million gallons of water per calendar year for File No. 4099; 173.428 million gallons of water per calendar year for File No. 18097.

You can find the complete application posted by water right file number as referenced above at: <https://agriculture.ks.gov/divisions-programs/dwr/water-appropriation/notices>

You are notified of the proposed appropriation so that you may furnish this office with any comments or other information you 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 contact this office. If you would prefer, you could arrange an appointment for additional assistance. Please refer to the file number when you contact us if you wish to discuss a specific file.

Sincerely,

A handwritten signature in blue ink that reads "Austin J. McColloch".

Austin J. McColloch
Assistant Water Commissioner

AM:

pc:

Garden City Field Office
4532 W. Jones, Suite B
Garden City, KS 67846



Phone: 620-276-2901
Fax: 620-276-9315
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11298 E IRONWOOD LN
DEWEY, AZ 86327

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

Mike Beam, Secretary

Laura Kelly, Governor

September 9, 2022

HASKELL COUNTY CEMETERY DISTRICT
PO BOX 943
SUBLETTE, KS 67877

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