## 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 APPROVAL TO CHANGE THE PLACE OF USE, THE POINT OF DIVERSION OR THE USE MADE OF THE WATER UNDER AN EXISTING WATER RIGHT



Filing Fee Must Accompany the Application (Please refer to Fee Schedule on signature page of application form.)

Paragraph Nos. 1, 2, 3, 4 & 8 must be completed. Complete all other applicable portions. A topographic map or detailed plat showing the authorized and proposed points(s) of diversion and /or place of use must accompany this application.

1.	Application is hereby made for approval of the Chief Engineer to change the
	(Check one or more) Point of Diversion
	☐ Use Made of Water
	File No. 37093
2.	Name of applicant: 5KR Land LLC
	Address: 695 Kausas 27
	City, State and Zip: Sharon Springs KS 67758
	Phone Number: (620) 376-8258 (cell) E-mail address: vay. 5 mith @smith landing.com
	What is your relationship to the water right; ☑ owner ☐ tenant ☐ agent ☐ other? If other, please explain
	Name of water use correspondent: SKR Land LLC
	Address: Same
	City, State and Zip: 5ame
	Phone Number: (785) 852-4653 (work) E-mail address: Same
3.	The change(s) proposed herein are desired for the following reasons (please be specific):
	To increase efficiency of water use and provide but up wells in case of
	break downs,
	The change(s) (was) (will be) completed by
	(Date)
F.C	r Office Use Only: D GMD1 Meets K.A.R. 5-5-1 (YES / NO) Use IRR Source G / S County GL By ALB_Date 11/29/29  de CPU

File No.	37093
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4. The presently au	thorize	ed plac	ce of L	ise is:													
Owner of La	nd —	NAM	E:	SK	RZ	anc	12	20									
	AD	DRES	S:	So	LM-	e											
		NE	1/4			NV	V1/4			SW	11/4			SE	1/4		TOTAL
Sec. 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
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List any other water r	iahta t	hat as	vor th	ia plas	o of		37	000		29	23	1					
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Owner of La												-	11	NO	V 1 6	000-	
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List any other water r							1.00	-1 -1				`	K	SDEP	TOFAC	SRICUL	TUPE
(If there are	more	inan iv	vo lan	aowne	ers, at	acn a	adition	iai sne	ets as	nece	ssary.	)					. OILE
5. It is proposed that							/	,	+								
Owner of La	nd —	NAM	E:	2	mil	19 L	and	2-	1no	:				40	(7	786	2
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12-16-42	70	40	90	70									70	40	70	70	320
***************************************																	
List any other water	ights	that co	ver th	is plac	ce of u	ise	10	771	l	8116	,						
Owner of La																	
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7-16-41	40	40	40	40	40	36,1	363	40	40	345	347	40	40	40	40	40	6256
	II	1	1	1	H	1	1	1					11	1			II.

		File N	37093
6.	The presently authorized point(s) of diversion (is) (are)		
	The presently authorized point(s) of diversion (is) (are)  The proposed point(s) of diversion (is) (are)		
, .	The proposed point(s) of diversion (is) (are)	(Provide description and number of po	intsV 2 8 2022
	List all presently authorized point(s) of diversion:		
8.	Presently authorized point of diversion:	KS DEF	TOFAGR!CULTURE
	One in the CN Quarter of the Section	Quarter of the	Quarter
	of Section 7 , Township 16	South, Range 4	(E/W),
	in Gradey County, Kansas, 5250 feet North 2	2750 feet West of South	east corner of section.
	Authorized Rate 1010 Authorized Quantity 417		
	(DWR use only: Computer ID No GPS		feet West)
	This point will not be changed  This point will be changed	as follows:	
	Proposed point of diversion: (Complete only if change is requested One in the Quarter of the of Section, Township	ed)	SP PR
	One in the Quarter of the	Quarter of the	Quarter
	in County, Kansas, feet North _		east corner of section.
	Proposed Rate Proposed Quantity	I Ru	
	This point is: Additional Well Geo Center List other water right	nts that will use this point	
9.	Presently authorized point of diversion:		
٥.		Quarter of the 5E	Quarter
	One in the	South, Range	(E/W),
	in Greeley County, Kansas, 2620 feet North		
	Authorized Rate 880 Authorized Quantity 400		
	(DWR use only: Computer ID No GPS	fact North	feet West)
		reer North	1001 11001
- 1	This point will not be changed  This point will be changed		1001 11001)
	This point will not be changed  This point will be changed  Proposed point of diversion: (Complete only if change is requested)	as follows:	1001 11001
		as follows: ed)	
	Proposed point of diversion: (Complete only if change is requeste	as follows: ed) Quarter of the	Quarter
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	Proposed point of diversion: (Complete only if change is requested One in the Quarter of the of Section, Township in County, Kansas, feet North Proposed Rate Proposed Quantity	as follows:  ed)  Quarter of the  South, Range  feet West of South	Quarter (E/W), east corner of section.
	Proposed point of diversion: (Complete only if change is requested One in the Quarter of the of Section, Township in County, Kansas, feet North	as follows:  ed)  Quarter of the  South, Range  feet West of South	Quarter (E/W), east corner of section.
	Proposed point of diversion: (Complete only if change is requested One in the Quarter of the of Section, Township in County, Kansas, feet North Proposed Rate Proposed Quantity This point is: Additional Well Geo Center List other water right.	as follows:  ed)  Quarter of the  South, Range  feet West of South	Quarter (E/W), east corner of section.
10.	Proposed point of diversion: (Complete only if change is requested One in the Quarter of the of Section, Township in County, Kansas, feet North Proposed Rate Proposed Quantity This point is: Additional Well Geo Center List other water right.  Presently authorized point of diversion:	as follows:  ed)  Quarter of the  South, Range  feet West of South  at that will use this point	Quarter (E/W), east corner of section.
10.	Proposed point of diversion: (Complete only if change is requested One in the Quarter of the of Section, Township in County, Kansas, feet North Proposed Rate Proposed Quantity This point is: Additional Well Geo Center List other water right.  Presently authorized point of diversion:	as follows:  ed)  Quarter of the  South, Range  feet West of South  at that will use this point	Quarter (E/W), east corner of section.
10.	Proposed point of diversion: (Complete only if change is requested One in the	as follows:  ed)  Quarter of the South, Range feet West of South  ats that will use this point  Quarter of the South, Range	Quarter (E/W), east corner of section.  Quarter Quarter (E/W),
10.	Proposed point of diversion: (Complete only if change is requested One in the	as follows:  ed)  Quarter of the South, Range feet West of South  ats that will use this point  Quarter of the South, Range feet West of South	Quarter (E/W), east corner of section.
10.	Proposed point of diversion: (Complete only if change is requested One in the	as follows:  ed) Quarter of the South, Range feet West of South  at that will use this point Quarter of the South, Range feet West of South	Quarter (E/W), east corner of section.  Quarter Quarter (E/W), east corner of section.
10.	Proposed point of diversion: (Complete only if change is requested One in the Quarter of the Of Section, Township in County, Kansas, feet North Proposed Rate Proposed Quantity This point is: Additional Well Geo Center List other water right.  Presently authorized point of diversion: One in the Quarter of the NE Of Section, Township 16	as follows:  ed)  Quarter of the South, Range feet West of South  at that will use this point  Quarter of the South, Range 4  3 408 feet West of South  feet North	Quarter (E/W), east corner of section.  Quarter Quarter (E/W), east corner of section.
10.	Proposed point of diversion: (Complete only if change is requested One in the	as follows:  ed)  Quarter of the South, Range feet West of South  ats that will use this point  Quarter of the South, Range feet West of South  feet North as follows:	Quarter (E/W), east corner of section.  Quarter (E/W), east corner of section.
10.	Proposed point of diversion: (Complete only if change is requested One in the	as follows:  ed)  Quarter of the South, Range feet West of South  as follows:  Quarter of the South, Range feet West of South  Guarter of the South, Range feet West of South  feet North as follows:  ed)	Quarter (E/W), east corner of section.  Quarter (E/W), east corner of section.  feet West)
10.	Proposed point of diversion: (Complete only if change is requested One in the	as follows:  ad)  Quarter of the South, Range feet West of South  at that will use this point Quarter of the South, Range South, Range Feet West of South  feet North as follows:  ad) Quarter of the	Quarter (E/W), east corner of section.  Quarter (E/W), east corner of section.  feet West)  Quarter

IF MORE SPACE IS NEEDED, ATTACH ADDITIONAL SHEETS AS NECESSARY

This point is: Additional Well Geo Center List other water rights that will use this point \_

11. Describe the current condition of and future plans for any point(s) of diversion which will no longer be used. \_

Proposed Rate \_\_\_\_\_ Proposed Quantity \_\_\_\_

File No. 37039 WATER RESOURCES 6. The presently authorized point(s) of diversion (is) (are) \_\_\_\_\_ 10 V 9 8 / Provide description and number of points) 7. The proposed point(s) of diversion (is) (are) KS DEPT OF AGRISULT Recription and number of points) List all presently authorized point(s) of diversion: Presently authorized point of diversion: One in the <u>NE</u> Quarter of the <u>SE</u> Quarter of the <u>NE</u> Quarter of Section 12 , Township 16 South, Range 42 (E/W), in Greatey County, Kansas, \_\_\_\_\_ feet North \_\_\_\_\_ feet West of Southeast corner of section. Authorized Rate 1490 Authorized Quantity 640 (DWR use only: Computer ID No. \_\_\_\_\_ GPS \_\_\_\_\_ feet North \_\_\_\_\_ feet West) ☐ This point will not be changed ☐ This point will be changed as follows: Proposed point of diversion: (Complete only if change is requested) One in the \_\_\_\_\_ Quarter of the \_\_\_\_ Quarter of the \_\_\_\_ Quarter \_\_\_\_\_, Township \_\_\_\_\_\_South, Range \_\_\_\_\_(E/W), of Section in \_\_\_\_\_ County, Kansas, \_\_\_\_ feet North \_\_\_\_\_ feet West of Southeast corner of section. Proposed Rate \_\_\_\_\_ Proposed Quantity \_\_\_ This point is: Additional Well Geo Center List other water rights that will use this point Presently authorized point of diversion: One in the \_\_\_\_\_\_Quarter of the \_\_\_\_\_Quarter of the \_\_\_\_\_\_\_Quarter of the of Section 12 , Township 16 South, Range 42 (E/W), in Grade County, Kansas, feet North feet West of Southeast corner of section. Authorized Rate 1490 Authorized Quantity 640 (DWR use only: Computer ID No. \_\_\_\_ GPS \_\_\_\_ feet North \_\_\_\_ feet West) ☑ This point will not be changed ☐ This point will be changed as follows: Proposed point of diversion: (Complete only if change is requested) One in the \_\_\_\_\_ Quarter of the \_\_\_\_ Quarter of the \_\_\_\_ Quarter of Section \_\_\_\_\_\_, Township \_\_\_\_\_\_ South, Range \_\_\_\_\_ (E/W), in \_\_\_\_\_ County, Kansas, \_\_\_\_ feet North \_\_\_\_\_ feet West of Southeast corner of section. Proposed Rate Proposed Quantity\_\_\_\_\_ This point is: Additional Well Geo Center List other water rights that will use this point 10. Presently authorized point of diversion: One in the \_\_\_\_\_ Quarter of the \_\_\_\_ Quarter of the \_\_\_\_ Quarter of Section \_\_\_\_\_, Township \_\_\_\_\_South, Range \_\_\_\_(E/W), in County, Kansas, \_\_\_\_\_feet North \_\_\_\_\_feet West of Southeast corner of section. Authorized Rate \_\_\_\_\_ Authorized Quantity \_\_\_\_\_ (DWR use only: Computer ID No. \_\_\_\_ GPS \_\_\_\_ feet North \_\_\_\_ feet West)

Proposed point of diversion: (Complete only if change is requested)

One in the \_\_\_\_\_ Quarter of the \_\_\_\_\_ Quarter

☐ This point will not be changed ☐ This point will be changed as follows:

File No.	370	3	9	
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12.	The	e pre	esently authorized use of water is for	purposes.
	It is	pro	oposed that the use be changed to	purposes.
13.	If ch	nang	iging the place of use and/or use made of water, describe how the consumption	ve use will not be increased.
			RECEIVED	NOV 1 6 2022
			NOV 2 8 2022	
			KS DEPT OF AGR!CULTURE	
	(Ple	ase s	show any calculations here.)	
14.	It is	req	quested that the maximum annual quantity of water be reduced to	(acre-feet or million gallons).
15.	It is	req	quested that the maximum rate of diversion of water be reduced to	gallons per minute ( c.f.s.).
16.	1:24 Kar Dis	4,00 nsas tanc ould	oplication must include either a topographic map or detailed plat. A U.S. Ge 00, is available through the Kansas Geological Survey, 1930 Constant Avs 66047-3726 ( <a href="https://www.usgs.gov">www.usgs.gov</a> ). The map should show the location of the p ces North and West of the Southeast corner of the section must be shown also be shown. Identify the center of the section, the section lines and the sent township, and range numbers on the map. In addition the following information.	venue, University of Kansas, Lawrence, resently authorized point(s) of diversion.  The presently authorized place of use section corners and show the appropriate
	a.	If a	a change in the location of the point(s) of diversion is proposed, show:	
		1)	The location of the proposed point(s) of diversion. Distances North and We must be shown. Please be certain that the information shown on the mapping Paragraph Nos. 9, 10 and 11 of the application.	
		2)	If the source of supply is groundwater, please show the location of exidomestic wells, within $\frac{1}{2}$ mile of the proposed well or wells. Identify each mailing address of the property owner or owners. If there are no wells with	well as to its use and furnish name and
		3)	If the source of supply is surface water, the names and mailing addresses and ½ mile upstream from your property lines must be shown.	s of all landowner(s) ½ mile downstream
	b.		a change in the place of use is desired, show the proposed place of use bertain that the information shown on the map agrees with the information show	
17.	loca wel	al so Il log	documentation to show the change(s) proposed herein will not impair exist source of supply as to which the water right relates. This information may in gs, test hole logs, and other information as necessary information to show the below.	clude statements, plats, geology reports,
18.	ide req	ntify uest	proposed change(s) does not meet all applicable rules and regulations of the y the rules and regulations for which you request a waiver. State the reasts should be granted. Attach documentation showing that granting the request prejudicially and unreasonably affect the public interest.	on why a waiver is needed and why the

IF MORE SPACE IS NEEDED, ATTACH ADDITIONAL SHEETS AS NECESSARY

File No.	37039

Any use of water that is not as authorized by the water right or permit to authorize water <u>before</u> the chief engineer approves this application is a violation of the Kansas Water Appropriation Act for which criminal or civil penalties may be assessed. Such violation is a class C misdemeanor, punishable by a fine not to exceed \$500 and/or a term of confinement not to exceed one month in the county jail. K.S.A. 82a-728(b). Civil penalties shall be not less than \$100 nor more than \$1,000 per violation. In the case of a continuing violation, each day such violation continues may be deemed a separate violation. In addition to these penalties the water right may be modified or suspended. K.S.A. 82a-737, as amended.

The application must be signed by all owners of the place of use authorized under the water right and his or her spouse, if married. Please indicate if there is no spouse. If land is being purchased under contract, the seller must sign as landowner until such time as the contract is completed.

In the event that all applicants cannot appear before one notary public, they may as necessary sign separate copies of the application before any notary public conveniently available to them. All copies signed in this manner shall be considered to be valid parts of the application.

If the request is signed on behalf of any Owner by someone with legal authority to do so (for example, an agent, one who has power of attorney, or an executor, executrix, conservator), it will be necessary to attach proper documents showing such authority.

as specified in sections 14 and 15 of this application.  Dated at Sharm Springs	Vanaga thia	16 16	day of	November	20 7.2
Dated at	, Narisas, triis _	10	lay or _		, 20
Jeey Smith			No	пс	
Kan P. Smith				(Spouse)	
(Please Print)		TOES		(Please Print)	
\	NATER RESOUR	KUEU			
(Owner)	RECEIVE			(Spouse)	
	NOV 2 8 20	122			
(Please Print)				(Please Print)	
	KS DEPT OF AGRIC	CULTURE			
(Owner)				(Spouse)	
(Please Print)				(Please Print)	
State of Kansas  County of WAllace  SS	Communication of the Communica	NOTARY FEBLIC TALLAY L Ly Appl. Exp.	- State of . ROBBI 10 -2	Kansas EN _25	
I hereby certify that the foregoing application was 222.	signed in my p	resence and	sworn	to before me this _	16 day d
My Commission Expires OCt. 2, 2025		10	m/	Notary Public	~

Application to change a point of diversion more than 300 feet \$200
Application to change the place of use \$200
Application to change the use made of the water \$300

Make check payable to Kansas Department of Agriculture.

URCES

1320 Research Park Drive Manhattan, KS 66502 785-564-6700 www. agriculture.ks.gov



900 SW Jackson, Room 456 Topeka, KS 66612 785-296-3556

Mike Beam, Secretary

Laura Kelly, Governor

December 5, 2022

SKR LAND LLC 695 KANSAS 27 SHARON SPRINGS KS 67758

RE:

File No(s). 37093

Dear Sir or Madam:

The Division of Water Resources (Division) has received your application(s) to change the place of use, point of diversion or use made of water for the file number(s) referenced above. Please be aware that the Division may have a large number of pending applications on hand at times and makes every attempt to process them in the order in which they are received. You will be contacted if additional information is required.

Please note, this letter only acknowledges receipt of your application(s) and does not guarantee approval. In accordance with the provisions of the Kansas Water Appropriation(s) Act, the use of water as proposed prior to approval of the application(s) is unlawful.

Additional information about the process may be found on our website at <u>agriculture.ks.gov/divisions-programs/dwr</u>. If you have any other questions, please contact our office at 785-564-6640 or your local Garden City Field Office at 620-276-2901. If you call, please reference the file number so we can help you more efficiently.

Sincerely,

Kristen Baum

New Applications and Changes Supervisor

Water Appropriation Program

Krister a Baum