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	WATER RESOURCES RECEIVED
	☐ Place of Use	
	(Check one or more) Point of Diversion	NOV 2 8 2022
	☐ Use Made of Water	KS DEPT OF AGRICULTURE
	File No. 39231	
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: Vag. 5	mith@swithlandinc.com
	What is your relationship to the water right; ⋉ owner ☐ tenant ☐ agent ☐ oth	ner? If other, please explain
	Name of water use correspondent: SKR Land LLC Address: Same City, State and Zip: Same	
	Phone Number: (785) 852 - 4653 (work) E-mail address:	e
3.	The change(s) proposed herein are desired for the following reasons (please be specific in crease efficiency of water use and provide break downs,	pecific):
	The change(s) (was) (will be) completed by	12/7/2022
F.	For Office Use Only: F.O. 4 GMD 1 Meets K.A.R. 5-5-1 YES (NO) Use IRR Source G / S Coccode Fee \$ 200 TR # Receipt De	
DW	0WR 1-120 (Revised 06/16/2014)	Assisted by:

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	Owne	er of La	nd —	NAM	IE:	SK	RL	anc	12	20		NOV	162	022					
			AD	DRES	S:	Sa	im.	e_											
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					File No. 392	.3 (
The prese	ntly authorized point	(s) of diversion (is) (are)		E C E V E (Provide description and	WATER	RESOURCE
The propo	sed point(s) of divers	sion (is) (are)			112	CEIVED
		(-) ()		(Provide description and	number of points) NOV	2 8 2022
List all pre	esently authorized	point(s) of diversion:	D			
	authorized point of		Ву_		KS DEPT OF	AGRICULTURE
One in the	CN	Quarter of the	ection	Quarter of the		Quarter
of Section	7	, Township	16	South, Range _	41	(E/W),
in Gr.	reley co	ounty, Kansas, 5250	feet North	2750 feet West	of Southeast corne	r of section.
		Authorized Quantity				
		O No G			feet We	est)
1		nged This point w				
Proposed	point of diversion:	(Complete only if char	age is request	ed)		
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		ounty, Kansas,				
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of Section	7	Quarter of the/	16	South, Range _	41	(E/W),
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Authorized	Rate 880	Authorized Quantity	400			
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			AND DESCRIPTION OF THE PROPERTY OF THE PROPERT	File No. 5 / 2 5 (
3.	The presently authorized point(s) of diversion (is) (are	DEG	ELVEN	WATER RESOURCES
7.	The proposed point(s) of diversion (is) (are)	NOV 1	0.0000	
			(Provide description and nu	mber of points) 2 8 2022
г	List all presently authorized point(s) of diversion:	By		KS DEPT OF AGRICULTURE
3.	Presently authorized point of diversion:			
	One in theQuarter of the			
	of Section, Township			
	in Greatey County, Kansas,	feet North	feet West of	Southeast corner of section.
	Authorized Rate 1490 Authorized Quantit	ty 640	_	
	(DWR use only: Computer ID No	GPS	feet North	feet West)
	☐ This point will not be changed ☐ This point w	vill be changed as	follows:	
	Proposed point of diversion: (Complete only if cha	inge is requested)		
	One in the Quarter of the			Quarter
	of Section, Township			
	in County, Kansas,			
	Proposed Rate Proposed Quantity			
	This point is: Additional Well Geo Center Lis			t .
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. [Presently authorized point of diversion:			
	One in the Quarter of the	SE	Quarter of the	NE Quarter
	One in theQuarter of the	16	South, Range	42 (E/W),
	in Graele a County, Kansas,	feet North	feet West of	Southeast corner of section.
	Authorized Rate 1490 Authorized Quantit	ty 640		
	(DWR use only: Computer ID No			feet West)
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	This point will not be changed This point w	vill be changed as	follows:	
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	Proposed point of diversion: (Complete only if characters of the	will be changed as ange is requested)	follows: Quarter of the South, Range feet West of	Quarter (E/W), f Southeast corner of section.
	Proposed point of diversion: (Complete only if characters of the, Township	will be changed as ange is requested)	follows: Quarter of the South, Range feet West of	Quarter (E/W), f Southeast corner of section.
	Proposed point of diversion: (Complete only if characters of the	will be changed as ange is requested)	follows: Quarter of the South, Range feet West of	Quarter (E/W), f Southeast corner of section.
0.	Proposed point of diversion: (Complete only if characters of the	will be changed as ange is requested) feet North st other water rights	control for the follows: Quarter of the South, Range feet West of control for the follows:	Quarter (E/W), Southeast corner of section.
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0.	Proposed point of diversion: (Complete only if char One in the	rill be changed as ange is requested) feet North st other water rights feet North ty	Quarter of the South, Range feet West of that will use this point Quarter of the South, Range feet West of feet feet West of	Quarter (E/W), f Southeast corner of section. Quarter Quarter (E/W), f Southeast corner of section.
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0.	Proposed point of diversion: (Complete only if char One in the	rill be changed as ange is requested feet North	Quarter of the	Quarter (E/W), f Southeast corner of section. Quarter (E/W), f Southeast corner of section. feet West) Quarter (E/W),
0.	Proposed point of diversion: (Complete only if char One in the	feet North fy gPS will be changed as ange is requested feet North	Quarter of the	Quarter (E/W), f Southeast corner of section. Quarter (E/W), f Southeast corner of section. feet West) Quarter (E/W), f Southeast corner of section.
Э.	Proposed point of diversion: (Complete only if char One in the	feet North fy gPS will be changed as ange is requested feet North	Quarter of the	Quarter (E/W), f Southeast corner of section. Quarter (E/W), f Southeast corner of section. feet West) Quarter (E/W), f Southeast corner of section.
	Proposed point of diversion: (Complete only if char One in the	rill be changed as ange is requested feet North feet N	Quarter of the	Quarter (E/W), f Southeast corner of section. Quarter (E/W), f Southeast corner of section. feet West) Quarter (E/W), f Southeast corner of section.

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12	The	nre	sently authorized use of water is for
12.			posed that the use be changed topurposes.
13.		-	ing the place of use and/or use made of water, describe how the consumptive use will not be increased OURCES
			NOV 2 8 2022
			KS DEPT OF AGRICULTURE
	(Plea	ase s	how any calculations here.)
14.	It is	req	uested that the maximum annual quantity of water be reduced to (acre-feet or million gallons).
15.	It is	requ	uested that the maximum rate of diversion of water be reduced to gallons per minute (c.f.s.).
16.	1:24 Kan Dista	sas anc	olication must include either a topographic map or detailed plat. A U.S. Geological Survey Topographic Map, scale D, is available through the Kansas Geological Survey, 1930 Constant Avenue, University of Kansas, Lawrence, 66047-3726 (www.usgs.gov). The map should show the location of the presently authorized point(s) of diversion. The North and West of the Southeast corner of the section must be shown. The presently authorized place of use also be shown. Identify the center of the section, the section lines and the section corners and show the appropriate township, and range numbers on the map. In addition the following information must also be shown on the map.
	a.	lf 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 West of the Southeast corner of the section must be shown. Please be certain that the information shown on the map agrees with the information shown in Paragraph Nos. 9, 10 and 11 of the application.
		2)	If the source of supply is groundwater, please show the location of existing water wells of any kind, including domestic wells, within $\frac{1}{2}$ mile of the proposed well or wells. Identify each well as to its use and furnish name and mailing address of the property owner or owners. If there are no wells within $\frac{1}{2}$ mile, please indicate so on the map.
		3)	If the source of supply is surface water, the names and mailing addresses of all landowner(s) $\frac{1}{2}$ mile downstream and $\frac{1}{2}$ mile upstream from your property lines must be shown.
	b.		change in the place of use is desired, show the proposed place of use by crosshatching on the map. Please be tain that the information shown on the map agrees with the information shown in Paragraph No. 5 of the application.
17.	loca well	al so log	documentation to show the change(s) proposed herein will not impair existing water rights and relates to the same urce of supply as to which the water right relates. This information may include statements, plats, geology reports, s, test hole logs, and other information as necessary information to show the above. Additional comments may be elow.
	-		
18.	ider requ	ntify uest	oposed change(s) does not meet all applicable rules and regulations of the Kansas Water Appropriation Act, please the rules and regulations for which you request a waiver. State the reason why a waiver is needed and why the should be granted. Attach documentation showing that granting the request will not impair existing water rights and prejudicially and unreasonably affect the public interest.

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Any use of water that is not as authorized by the water right or permit to authorize water before the 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.

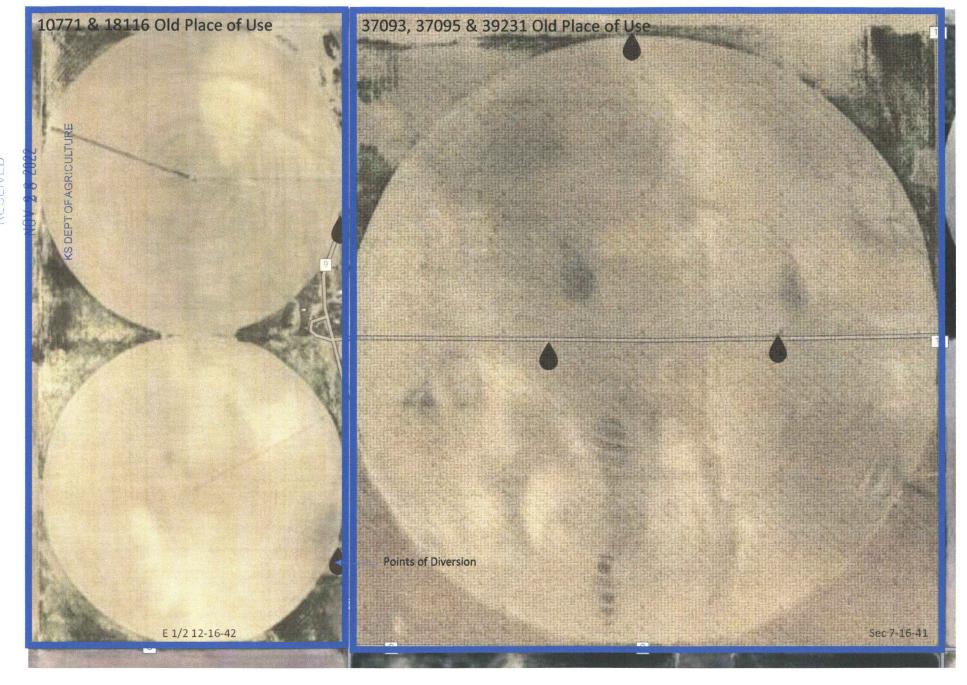
I declare that I am an owner of the currently authorized authorized to make this application on their behalf, an complete. By filing this application I authorize the chief	d declare furthe	er that the	statemer	nts contained herein	are true, correct, and
as specified in sections 14 and 15 of this application. Dated at Shara Springs	, Kansas, this _	16+4	_ day of _	November	
Recyl Smit			New	November (Spouse)	
Ray P. Smith				(Spouse)	
(Please Print)		RESOUR		(Please Print)	
(Owner)	NO	V 2 8 202	22	(Spouse)	
(Please Print)	KS DEPT	OFAGRICU	ULTURE	(Please Print)	
(Owner)				(Spouse)	
(Please Print)	Professional Sample agreement	notary i	PUBLIC - State	(Please Print)	
State of Kansas County of WAllace SS		NOTARY I TAN My App	MY L. ROE	2.25	
I hereby certify that the foregoing application was s	signed in my p	resence a	nd sworn	to before me this	day of
My Commission Expires Oct-2, 2025	-	J	an	Notary Public	Ser

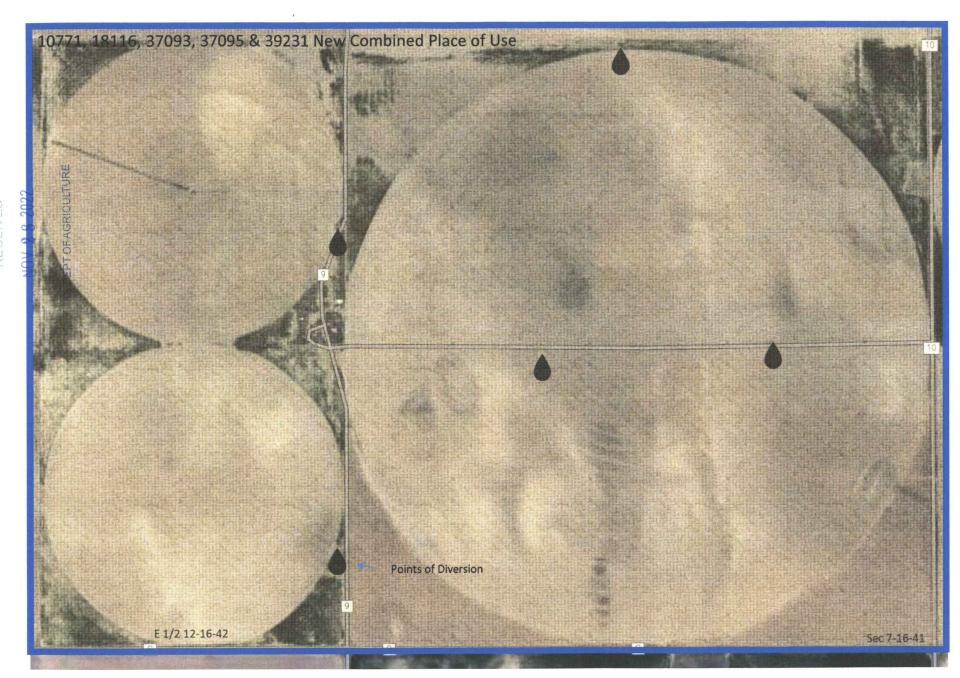
FEE SCHEDULE

Each application to change the place of use, the point of diversion or the use made of the water under this section shall be accompanied by the application fee set forth in the schedule below:

(1) (2) (3) (4)	Application to change a point of diversion 300 feet or less. \$100 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)
(4)	Application to change the use made of the water	Ó

Make check payable to Kansas Department of Agriculture.





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

Laura Kelly, Governor

Mike Beam, Secretary

December 5, 2022

SKR LAND LLC 695 KANSAS 27 SHARON SPRINGS KS 67758

RE:

File No(s). 39231

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