# **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, KS 66502 www.ksda.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.

. Application is hereby made for approva		Water Resources Received
(Check one or more)	Diversion	JUN 11 2018
LI Use Mad	le of Water File No. <u>3</u> に, ≤つ0	KS Dept Of Agriculture
Name of applicant: K and K Land LLC	C/o Benson Keil	
Address: 1912 Union Road	and the second s	arts in early in the experience of
City, State and Zip: Concordia, KS. 66	ing de la companya de	t destruction of the state of
Phone Number: <u>(785)243-4510</u>	E-mail address: wbensonkeil@g	e ay finan ay a Salah ay ay ar a da a .  mail.com
What is your relationship to the water r	ight; ⊠ owner ☐ tenant ☐ agent ☐ other	? If other, please explain.
Name of water use correspondent: Bel	nson Keil	
Address: same	<u> </u>	
City, State and Zip: Same		
Phone Number: (Same)	E-mail address: Same	
	esired for the following reasons (please be spe 36; 39,384; 36,570; 39,952; 30287; 44,297 and	
		The state of the s
The change(s) will be completed by Ju	(Date)	
For Office Use Only: F.O. <u>S</u> GMD Meets K.A.R. 5-5-1 ( Code PD Fee \$	VES/NO) Use ICC Source G/S County TR# Receipt Date	y CD By KW Date 4/1//
7000 750		



THE INU.			

• • • •

4. The presently authorized place of use is:

Owner of Land - NAME: K and K Land LLC

ADDRESS: 1912 Union Rd Concordia, KS 66901

				NE	E¼		. G	NV		i karantig Barantig		SV	17/4			SI	=1/4.		TOTAL
Sec.	Twp.	Range	NE%	NW14	SW1/4	SE1/4	NE%	NWX	SW%	SE%	NE%	NW.X	SW1/4	SE%	NE%	NW1/4	SW1/4	SE1/4	ACRES
13	5s	Эw					35	29				37.5	31.5	21.5					154.5
40			·					1 1	-	100									81
19	<u>5s</u>	2w					.5	27	36.5	16		7							01
23	5s	. 3w				e d	SAG S	Wei.	est to the	1. 74			e ye	4 * *	29.5			36	65.5

List any other water rights that cover this place of use. See paragraph 3

Owner of Land - NAME: K and K Land LLC

ADDRESS: 1912 Union Rd Concordia, KS. 66901

				N	E%			W	٧%			SV	V¾			Si	Ξ¼		TOTAL
Sec.	Twp.	Range	NE%	NW%	SW1/4	SE%	NE%	NWX	SW1/4	SE1/4	NE%	NW%	SW1/4	SE%	NE%	NW%	SW1/4	SE1/4	ACRES
												3	X 38	. /				,	مئت
_24	5s	/ <b>∂3w</b> /	11. 1	15.35	14 July 18		32.5	· e		-		38.5	38.5	Je	3.5	14			127
25	5s	3w		18		_	29.5	26.5				·							. 74
		_				·						,	. , , .	-		ure i		T. 181	20.5
26	<u>. 5s</u>	. 3w	30.5	<u> </u>	<u> </u>	<u></u>	<u> </u>								<u> </u>			403°a	30.5

List any other water rights that cover this place of use. \_

(If there are more than two landowners, attach additional sheets as necessary.)

5. It is proposed that the place of use be changed to:

Owner of Land - NAME: K and K LLC

ADDRESS: 1912 Union Road Concordia, KS 66901

				···· NE	≣¼	Acres 1		NV	V%			SV	V%			SE	1/4		TOTAL
Sec.	Twp.	Range	NE%	NW%	SW%	SE%	NE%	NW1/4	SW¼	SE%	NE%	NW%	SW1/4	SE1/4	NE%	NW%	SW1/4	SE14	ACRES
13	_5s	3w	·		82	2 +752	35	29	45-13	74 c		37.5	31.5	21.5				<u>.</u> ė	154.5
19	<b>5</b> s	2w					.5	27	36.5	16	14	7	39	40	2	·23·	40	20 :	- 265
23	<b>5</b> s	3w					27.7								29.5	و المعالمون		-36	65.5

List any other water rights that cover this place of use. See paragraph 3

Owner of Land — NAME: K and K Land LLC

ADDRESS: 1912 Union Rd Concordia, KS 66901

				NE	1/4			NV	V1/4			SV	1%	-		i s	1/4		TOTAL
Sec.	Twp.	Range	NE1/4	NW1/4	SW1/4	SE1/4	NE%	NW%	SW1/4	SE1/4	NE%	NW14	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	ACRES
24	<b>5</b> s	3ŵ					32.5			9 °,		38.5	38.5	المراجعة مناسبة المراجعة مناسبة المراجعة	3.5	14-		10.	137
25	5s	- 3w	20	18			29.5	26.5	e de la		沙蒙利	4.1				পাইক			94
26	5s	3w	30.5				55g (59 yr.) 										•		30.5

List any other water rights that cover this place of use.

6.	The presently authorized point(s) of diversion (is) (are) No change  (Provide description and number of points)
7	The proposed point(s) of diversion (is) (are) No change
7.	The proposed point(s) of diversion (is) (are) <u>No change</u> (Provide description and number of points)
	List all presently authorized point(s) of diversion:
8,,	Descently evidential point of diversions
	One in the Quarter of the Quarter of the Quarter of the Quarter of the W, Township South, Range W,
	of Section, Township South, Range W,
٠	in County, Kansas, feet North feet West of Southeast corner of section.
	Authorized Rate Authorized Quantity
5.4	(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)
181	One in the <u>name of the second and all Quarter of the second and Quarter of the second and a second quarter of the second and a second and the second and th</u>
-	of Section, TownshipSouth, RangeW, inCounty, Kansas,feet Northfeet West of Southeast corner of section.
	in County, Kansas, feet North feet West of Southeast corner of section,
374	Proposed Rate Proposed Quantity
	This point is: Additional Well Geo Center List other water rights that will use this point.
	A secretary of a little of the secretary
9.	Presently authorized point of diversion:
	One in the Quarter of the Quarter
	of Section, TownshipSouth, RangeW,
	in County, Kansas, feet North feet West of Southeast corner of section.
677	Authorized Rate Authorized Quantity feet North feet West)
1.25	(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)
65	One in the 1995 of the 1997 Ouarter of the 1997 Annual Property of the 1997 Annual Pro
	of Section, TownshipSouth, RangeW,
4411	inCounty, Kansas,feet Northfeet West of Southeast corner of section.
23	Proposed Rate to the Proposed Quantity and the proposed Proposed Quantity of the proposed Rate to the proposed Proposed Quantity of the proposed Rate to the
396.3	This point is:  Additional Well Geo Center List other water rights that will use this point
10.	Presently authorized point of diversion:
	One in theQuarter of theQuarter of theQuarter of Section, TownshipSouth, Range,
Ü	
4 (990)	in County, Kansas,feet North feet West of Southeast corner of section.
1911	Authorized Rate Authorized Quantity
(.7)	(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 decrease and an experience of the grant of the Quarter of the Quarter of the Quarter
	of Section, Township South, Range W,
	in County, Kansas, feet North feet West of Southeast corner of section.
ı	
İ	Proposed Rate Proposed Quantity  This point is:
44	
77.	Describe the current condition of and future plans for any point(s) of diversion which will no longer be used Water Resources
	No change Received

IF MORE SPACE IS NEEDED, ATTACH ADDITIONAL SHEETS AS NECESSARY 1 2018

٠.	grand the state of
12.	The presently authorized use of water is for <u>irrigation</u> purposes.
	It is proposed that the use be changed to <u>no change</u> purposes.
13.	If changing the place of use and/or use made of water, describe how the consumptive use will not be increased.
	The change is to create a complete overlap with a new source from the Republican River under File No. 49916. The
	approval of this application and others will complete the overlapping place of use with all rights listed in Para. 3
• •	(Please show any calculations here.)
14.	It is requested that the maximum annual quantity of water be reduced to NA (acre-feet or million gallons).
15.	It is requested that the maximum rate of diversion of water be reduced to NA gallons per minute (c.f.s.).
16.	The application must include either a topographic map or detailed plat. A U.S. Geological Survey Topographic Map, scale 1:24,000, is available through the Kansas Geological Survey, 1930 Constant Avenue, University of Kansas, Lawrence, Kansas 66047-3726 ( <a href="https://www.usgs.gov">www.usgs.gov</a> ). The map should show the location of the presently authorized point(s) of diversion. Distances North and West of the Southeast corner of the section must be shown. The presently authorized place of use should also be shown. Identify the center of the section, the section lines and the section corners and show the appropriate section, township, and range numbers on the map. In addition the following information must also be shown on the map.
	a. If 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 ½ 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 ½ 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) 1/2 mile downstream and 1/2 mile upstream from your property lines must be shown.
. ;	b. If a change in the place of use is desired, show the proposed place of use by crosshatching on the map. Please be certain that the information shown on the map agrees with the information shown in Paragraph No. 5 of the application.
1 <b>7.</b>	Attach documentation to show the change(s) proposed herein will not impair existing water rights and relates to the same local source of supply as to which the water right relates. This information may include statements, plats, geology reports, well logs, test hole logs, and other information as necessary information to show the above. Additional comments may be made below.
	All additional lands will be authorized and irrigated with File No. 49,916 and 49,917
18.	If the proposed change(s) does not meet all applicable rules and regulations of the Kansas Water Appropriation Act, please identify the rules and regulations for which you request a waiver. State the reason why a waiver is needed and why the request should be granted. Attach documentation showing that granting the request will not impair existing water rights and will not prejudicially and unreasonably affect the public interest.
	No request is necessary
· ·	IF MORE SPACE IS NEEDED, ATTACH ADDITIONAL SHEETS AS NECESSARY

SHIP HOUSE TO FEEL ON

Weden Rose Team Transported

## THE PLACE OF USE AND/OR POINT OF DIVERSION SUPPLEMENTAL SHEET FILE NO. 36 570 MAKE ADDITIONAL COPIES AS NECESSARY

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Owner of Land — NAME: ADDRESS:    NEK	13					31.5									-0.5			200		
NEK	<u> 24</u>	55	. 3w						31	30.5	31.5	35.5	<b></b>		39.5			32.2		203.2
New	O	wner o										<u> </u>		<u> </u>				·		
Dec.   Twp.   Range   NEW   NWW   SEW   NEW   NEW   NWW   SEW					NE	1/4			NV	11/4			SV	V¼			SE	1/4		TOTAL
NEX	ec.	Twp.	Range	NE1/4			SE¼	NE1/4	NW1/4	SW1/4	SE1/4	NE%	NW1/4	SW1/4	SE1/4	NE1/4	NW%	SW1/4	SE1/4	ACRES
NEX							·											<u> </u>		
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Next					NF	=1/4			NV	V%			SV	V1/4			SI	=1/4		TOTAL
Continued: If this application is for a change in place of use, it is proposed that the place of use be changed to:  Owner of Land — NAME: Kand K Land LLC ADDRESS: 1912 Union Road Concordia, KS. 66901  NEW SWW SEW SEW NEW NWW SWW SEW NEW NEW NWW SWW SEW NEW NEW NWW SWW SEW NEW NEW NEW SWW SEW NEW NEW SWW SEW NEW NEW SWW SEW NEW NEW SWW SEW NEW NEW NEW SWW SEW NEW NEW SWW SEW NEW NEW SWW SEW NEW NEW NEW SWW SEW NEW NEW SWW	ec.	Two.	Range	NE%			SE1/4	NE1/4		F	SE1/4	NE%	NW1/4	SW1/4	SE1/4	NE%	NW%	SW1/4	SE¼	ACRE
Continued: If this application is for a change in place of use, it is proposed that the place of use be changed to:  Owner of Land — NAME: Kand K Land LLC  ADDRESS: 1912 Union Road Concordia, KS. 66901  NEW NWW SWW SEW NW SWW SEW N																				
Owner of Land — NAME: ADDRESS: 1912 Union Road Concordia, KS. 66901    NE¼				-									`.							
Owner of Land — NAME: ADDRESS: 1912 Union Road Concordia, KS. 66901    NEX				l———	ļ															
NEW   NWW   SWW   SEW   NEW   NWW   SWW   SEW   NEW   NWW   SEW   NEW   NWW   SEW   NEW   NWW   SEW	C	ontinue wner o	ed: If th	is app	lication	is for Kand	a char K Land	nge in	place	of use,	it is p	ropose	ed that	the pla	ace of	use be	chan	ged to		
New	C	ontinue wner o	f Land -	N	AME:	Kand I	K Land	LLC					ed that	the pla	ace of	use be	chanç	ged to		
Owner of Land — NAME: ADDRESS: 19	C	ontinue wner o	f Land -	N	AME: ESS:	Kand   1912	K Land	LLC	Conco	dia, K					ace of	use be	SI	E¼		
ADDRESS: 1912 Union Rd Concardia, KS 66901    NE½   NE½   NW½   SE½   NE½   NE½   NW½   SE½   NE½   NE½   NW½   SE½   NE½   NW½   NW½   SE½   NE½   NW½   NW	O 	wner o	f Land	ADDR	AME: ESS:	Kand   1912	K Land Union I	LLC Road (	Conco	rdia, K v¼ sw¼	S. 669	01	SI	N¾			SI	E¼		TOTAL ACRES
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Owner of Land — NAME: ADDRESS:    NE½   NW½   SW½   SE½   NW½   SW½   SW	O	Twp. 5s wner o	Range 2w	NE%	AME: ESS: NE NW%  AME: ESS:	Kand   1912	K Land Union I SE¼	NE% 19 Kel	NW1/4 40 Trust	rdia, K v% sw% sw%	S. 669   SE½   W. Be	NE%	SI NW1/4 Keil, 1	nu swu Truste	SE¼	NE½	SI NW1/4	E% SW%	SE%	59
Owner of Land — NAME: ADDRESS:    NE½	O Sec.	Twp. 5s wner o	Range 2w	NE%	AME: ESS: NE NW%  AME: ESS:	Kand   1912	SE%	NE% 19 Kell	NW1/4 40 Trust	rdia, K v% SW% **  **  ** ** ** ** ** ** ** ** ** ** *	S. 669  SE%  W. Ge	NE%	SI NW1/4 Keil, 1	nu swu Truste	SE¼	NE½	SI NW1/4	E% SW%	SE%	59 TOTA
ADDRESS:    NE½   NW½   SW½   SE½   NE½   NW½   SE½   NE½   NW½   SE½   NE½   NW½   SE½   NE½   NW½   SE½   NE½   NE½   NW½   SE½   NE½   NE½   NW½   SE½   NE½   NE½   NW½   SE½   NE½   NE½   NE½   NW½   SE½   NE½	O ecc.	Twp. 5s wner o	Range 2w  f Land  Range 3w	NE½  NE½  NE½  NE½	AME: ESS: NE NW%  AME: ESS:	Kand   1912	SE%	NE% 19 Kell	NW% 40 Trust Cor	rdia, K v¼ sw¼ sw¼ cordia v¼ sw¼ 35.5	S. 669  SE%  SE%  SE%  38.5	NE%	NW%  Keil,  101  SI  NW%	nu swu Truste	SE½	NE½	SI NW1/4	E% SW%	SE¼	TOTA ACRE
ADDRESS:    NE½   NW½   SW½   SE½   NE½   NW½   SE½   NE½   NW½   SE½   NE½   NW½   SE½   NE½	O ec. 3	Twp. 5s wner o	Range 2w  f Land  Range 3w	NE½  NE½  NE½  NE½	AME: ESS: NE NW%  AME: ESS:	Kand   1912	SE%	NE% 19 Kell	NW% 40 Trust Cor	rdia, K v¼ sw¼ sw¼ cordia v¼ sw¼ 35.5	S. 669  SE%  SE%  SE%  38.5	NE%	NW%  Keil,  101  SI  NW%	nu swu Truste	SE½	NE½	SI NW1/4	E% SW%	SE¼	TOTA ACRE
NE'A NW'A SW'A SE'A NA'A NA'A NA'A NA'A NA'A NA'A NA'A N	O ecc.	Twp. 5s wner o	Range 2w f Land Range 3w 3w	NE½	AME: ESS: NE NW½	Kand   1912   1912   1912   1912   1912   1913   1915   19	SE%  SE%  SE%  SE%  SE%	NE% 19 Kell	NW% 40 Trust Cor	rdia, K v¼ sw¼ sw¼ cordia v¼ sw¼ 35.5	S. 669  SE%  SE%  SE%  38.5	NE%	NW%  Keil,  101  SI  NW%	nu swu Truste	SE½	NE½	SI NW1/4	E% SW%	SE¼	TOTA ACRE
ACRE    New    O Gec. 13	Twp. 5s wner o	Range 2w  f Land  Range 3w 3w	NE½	AME: NW1/4  AME: ESS: NE NW1/4  AME: AME:	Kand   1912   1912   SW%   Haze   1912   SW%   31-5	SE%  SE%  SE%  SE%  SE%	NE% 19 Kell	NW% 40 Trust Cor	rdia, K v¼ sw¼ sw¼ cordia v¼ sw¼ 35.5	S. 669  SE%  SE%  SE%  38.5	NE%	NW%  Keil,  101  SI  NW%	nu swu Truste	SE½	NE½	SI NW1/4	E% SW%	SE¼	ACRE	
Water Resources Received	O Gec. 13	Twp. 5s wner o	Range 2w  f Land  Range 3w 3w	NE½	AME: NW1/4  AME: ESS: NE NW1/4  AME: AME:	Kand   1912   1912   SW%   Haze   1912   SW%   31-5	SE%  SE%  SE%  SE%  SE%	NE% 19 Kell	NW1/40  Trust Cor NW2/40	rdia, K v¼ sw¼ sw¼ sw¼ 35-5 30-5	S. 669  SE%  SE%  SE%  38.5	NE%	SI NW½ Keil, 1	NY SWY Truste	SE½	NE½	SI NW1/4	E¼ SW¼ SW¼ SW¼ SW¼	SE¼	TOTAL ACRES 138.7 203.5
Received Received	O ecc.	Twp. 5s wner o	Range 2w  f Land  Range 3w 3w f Land	NE½  NE½  ADDR  NE½  ADDR	AME: ESS:  NE NW½  AME: ESS:  NE NW½	Kand   1912   1912   SW%   Haze   1912   SW%   31-5   SW%	SE% SE% SE% SE% SE%	NE% 19 Kůl	NW% 40  Trust Cor NW%	rdia, K v¼ sw¼ sw¼ sw¼ 35.5 30.5	S. 669  SE%  SE%  SE%  38.5  31.5	01 NE%	SI NW1/4  Keil, 1 101 SI NW1/4	NY SWY Truste NY SWY	SE%	NE½	SI NW1/4	E¼ SW¼ SW¼ SW¼	SE¼	TOTAL ACRE
	O	Twp. 5s wner o	Range 2w  f Land  Range 3w 3w f Land	NE½  NE½  ADDR  NE½  ADDR	AME: ESS:  NE NW½  AME: ESS:  NE NW½	Kand   1912   1912   SW%   Haze   1912   SW%   31-5   SW%	SE% SE% SE% SE% SE%	NE% 19 Kůl	NW% 40  Trust Cor NW%	rdia, K v¼ sw¼ sw¼ sw¼ 35.5 30.5	S. 669  SE%  SE%  SE%  38.5  31.5	01 NE%	SI NW1/4  Keil, 1 101 SI NW1/4	NYA SWYA Truste SWYA	SE% SE% SE%	NE½	SI NW1/4 SI NW1/4	E¼ SW¼ SW¼ SW¼	SE¼	TOTAL ACRES 138:7 203.5
	O Sec. 13	Twp. 5s wner o	Range 2w  f Land  Range 3w 3w f Land	NE½  NE½  ADDR  NE½  ADDR	AME: ESS:  NE NW½  AME: ESS:  NE NW½	Kand   1912   1912   SW%   Haze   1912   SW%   31-5   SW%	SE% SE% SE% SE% SE%	NE% 19 Kůl	NW% 40  Trust Cor NW%	rdia, K v¼ sw¼ sw¼ sw¼ 35.5 30.5	S. 669  SE%  SE%  SE%  38.5  31.5	01 NE%	SI NW1/4  Keil, 1 101 SI NW1/4	NYA SWYA Fruste NYA SWYA SWYA	SE% SE% SE% SE% F Re	NE½ NE½ NE½ SOUT	SI NW¼ SI NW¼	E¼ SW¼ SW¼ SW¼	SE¼	TOTAL ACRES 138:7 203.5

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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.

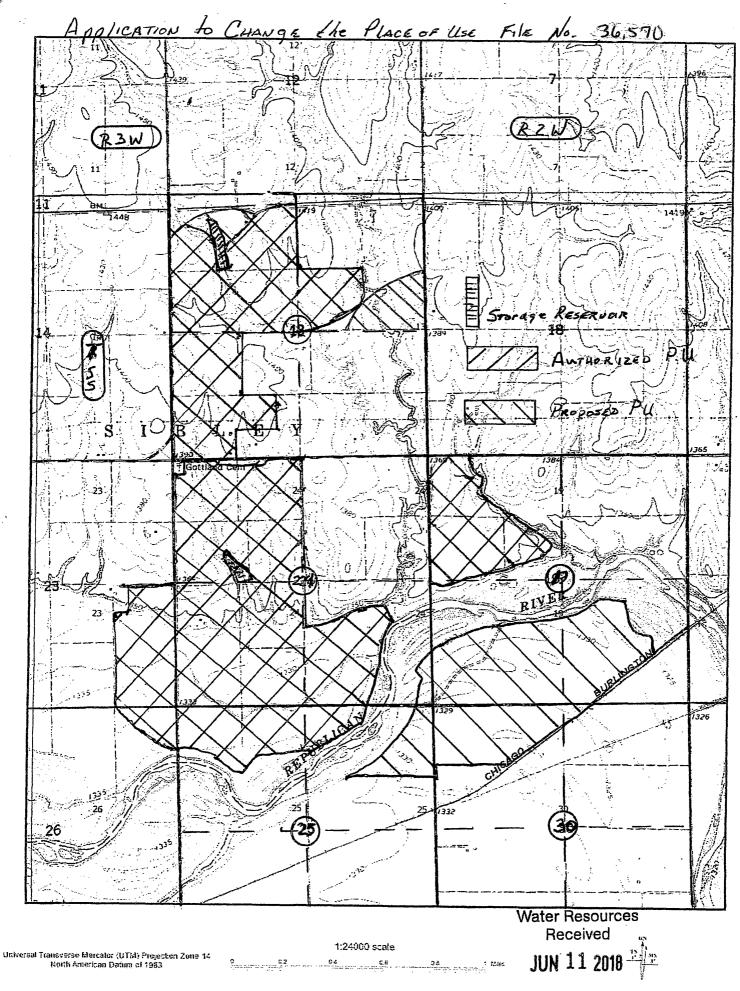
The application must be signed by all owners of the place of use authorized under the water right and his or her spouse, if married. Please indicate if there is no spouse. If land is being purchased under contract, the seller must sign as landowner until such time as the contract is completed.

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.

	<del></del>					
I declare that I am an owner of the currently authorize authorized to make this application on their behalf, a complete. By filing this application I authorize the chas specified in sections 14 and 15 of this application.	and declare furthe ief engineer to per	r that the manently	e statements reduce the	s contained herein are quantity of water and	e true, correction rate of div	ct, and version
Dated at <u>Concoda</u>	, Kansas, this _	614	day of	Teene	, 20_18	· .
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K+ Kland LLC by Benson Keel mu	ember			(Spouse)		
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State of Kansas ) County of Cleu A )	- CANCELLO I	JEREMY State Ay Appt. Ex	L. HACKER of Kansas p. 10/6/18			
I hereby certify that the foregoing application was	signed in my pr	esence a	and sworn to	before me this	) # C	ay of
My Commission Expires 10/6/18		Junn		Notary Public		·
	FEE SCHEDU	E				
Each application to change the place of use, the point of diapplication fee set forth in the schedule below:	iversion or the use r	made of th	e water unde	er this section shall be a	accompanied b	y the
<ul> <li>(1) Application to change a point of diversion 300</li> <li>(2) Application to change a point of diversion mor</li> <li>(3) Application to change the place of use</li> <li>(4) Application to change the use made of the wa</li> </ul>	) feet or less re than 300 feet				\$100 \$200 \$200 \$300	
Make check payable to Kansas Department of Agricultur	re.					
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## STATE OF KANSAS

DEPARTMENT OF AGRICULTURE 1320 RESEARCH PARK DRIVE MANHATTAN, KS 66502 PHONE: (785) 564-6700 FAX: (785) 564-6777



900 SW Jackson, Room 456 Торека, KS 66612 Рнопе: (785) 296-3556 www.agriculture.ks.gov

GOVERNOR JEFF COLYER, M.D. JACKIE McClaskey, Secretary of Agriculture

BENSON KEIL 1912 UNION ROAD CONCORDIA, KS 66901 June 14, 2018

RE: File No 36570-

Dear Sir or Madam:

	An application	for approval	of the Chie	f Engineer to	change the	following	condition	or conditions	of the file n	umber
referre	d to above has	been receive	d:							

place of use	PU
point of diversion	
use made of water	

As a matter of record, the Division of Water Resources has on hand a large number of applications awaiting processing. Therefore, to be fair to all concerned, and so that we can process those applications on hand in the order they were received, we intend to concentrate on the backlog of applications until the issue is resolved. You will be contacted regarding this application as soon as it has been examined.

In accordance with the provisions of the Kansas Water Appropriation Act, a portion of which is included below, the use of water prior to approval of the application is unlawful. You should not proceed and divert water as indicated by your plans in your application for a change for this file until you receive approval for this change from the Chief Engineer. Once approved, compliance with the terms, conditions and limitations of the permit is necessary. Conservation of the water resources of Kansas is required.

Section 82a-728 of the Kansas Water Appropriation Act, provides (a) except for the appropriation of water for the purpose of domestic use, . . . it shall be unlawful for any person to appropriate or threaten to appropriate water from any source without first applying for and obtaining a permit to appropriate water in accordance with the provisions of the Water Appropriation Act or for any person to violate any condition of a vested right, appropriation right or an approved application for a permit to appropriate water for beneficial use.

(b) (1) The violation of any provision of this section by any person is a class C misdemeanor...

A class C misdemeanor is punishable by a fine not to exceed \$500 and/or a term of confinement not to exceed one month in the county jail. Each day that the violation occurs constitutes a separate offense.

If you have any questions, please contact me at (785) 564-6645. If you wish to discuss a specific file, please have the file number ready so that we may help you more efficiently.

Sincerely.

Brent Tourney, L.G.

Change Applications Unit Supervisor

Water Appropriation Program

and A Juney

BAT: DLW

pc: STOCKTON Field Office GMD