# Kansas Department of Agriculture Division of Water Resources

# **CHANGE: P/U WORKSHEET & ORDER**

Document Signature LPL

1. File Number:	2. Status Change Date:	3. Change Num:		5. GMD:
39,813	8/10/2018	C3	3	
6. Status: ⊠ Approved □ De	nied by DWR/GMD	Dismiss by Reque	est/Failure to Return	7. Filing Date of Change:
	<u> </u>			6/11/2018
8a. Applicant(s)  New to system □	Person ID 63541 Add Seq# 1	8c. Landown		Person ID <b>54439</b> Add Seq#
K&K LAND LLC 1912 UNION RD CONCORDIA KS 6690 <sup>2</sup>	I	W BEN 1912 U	E KEIL TRUST : ISON & JUDY A I NION RD ORDIA KS 6690	KEIL TTEES
8b. Landowner(s) New to system   8a.	Person IDAdd Seq#		rstem □ ISON KEIL NION RD	Person ID 9176 Add Seq#
		CONC	ORDIA KS 6690 <sup>-</sup>	1-9652
9. Documents and Enclosure(s): X	DWR Meter(s) Date to Com	ply: <u>12/31/201</u>	8 N & P Date	to Comply:
☐ Anti-Reverse Meter ☐ Mete	er Seal	☐ N & P Form	☐ Water Tube ☐	Driller Copy
☐ Conservation Plan Date Requ	uired:C	Date Approved:	Date	to Comply:
		<del></del>		
10. Use Made of Water From:	·	То	:	
			Date Prepared: <b>7/23</b> Date Entered: ४ ใน	·

File No. <b>39,8</b>	13		11	. County	: CD	Ва	sin: Re	public	an Riv	er			S	tream:		<u>.</u>					Fo	rmation C	ode: 110	Special Use:	
12. Points of Di	iversio	n															Rate a	and Qu	antity						
T MOD																	Α	uthoriz	ed		Ad	dditional			
DEL PDIV ENT	Q	ualifier		s	Т	R	ID	"I	N	'W		Com	ment				Rate		Quantity	,	Rate		antity	Overlen DD Eilee	
CHK 11423	Ch	I NIVA/		25	5S :		2	FC	000	398							gpm <b>720</b>		af 162		gpm <b>720</b>		af ( <b>62</b>	Overlap PD Files 5788 & 39932	_
CHK 11423						3 V V			, <del>,,,,</del>	330							120		102		120	•		3700 Q 33332	
																									_
		=		· <u>-</u>	·					<del> · · . !</del>									<del></del>	· · · · · · · · · · · · · · · · · · ·	<del></del>				
					<del></del>	·	-								-:			-							
13. Storage: Ra					NF	Quar	ntity					ac/ft	A	ddition	al Rat	e				NF	Addi	tional Qua	ıntity	ac/ft	t
13. Storage: Ra				af/yr	at			g	jpm (_			(	cfs) w	hen co	mbine	d with	file nu	ımber(	s)						
Limitation: _				af/yr	at				jpm (_			(	cfs) wl	hen co	mbine	d with	file nu	ımber(:	s)						
15. 5YR Allocati																					omment _				
16. Place of Us	e					NI	Ξ1/4			NV	11/4			sv	<b>V</b> 1/ <sub>4</sub>			S	E¼		Total	Owner	Chg?	Overlap Files	
T MOD					NE 1/4	NW 1/4	SW 1/4	SE ¼	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE ¼					
DEL ENT PUSE	s	Т	R	ID						-															
MOD 61776				2					L5 .5	L3 27	L4 36.5	L5 16	L10 14	L11 7	L13 39	L14 40	L8 2	L9 23	L15 40	L15 20	265	8a	N	MULTIPLE	
MOD 61773	13	5S :	3W	5			31.5	33.25			35.5	38.5									138.75	8c	N	MULTIPLE	
CHK 61777	13	5S :	3W	6					35	29				37.5	31.5	21.5					154.5	8a	N	MULTIPLE	
CHK 61778	23	5S :	3W	9													29.5			36	65.5	8a	N	MULTIPLE	
CHK 61774	24	5S :	3W	6						31	30.5	31.5	35.5			39.5					168	8c	N	MULTIPLE	
MOD 61779	24	<b>5</b> S	3W	7					32.5					38.5	38.5		L1 3.5	L2 14	L3 35.5	L4 10	172.5	8a	N	MULTIPLE	
CHK 61775	25	<b>5</b> S	3W	5		L2 18			L2 29.5							_					47.5	8c	N	MULTIPLE	
MOD 61780	25	<b>5</b> S	3W	6	L1 20					L3 26.5											46.5	8a	N	MULTIPLE	
CHK 61781	26	<b>5</b> S	3W	13	L6 30.5																30.5	8a	N	MULTIPLE	
ENT 68572	30	<b>5</b> S	3W	4	1 - 120				L1 19	L2 40											59	8a	N	MULTIPLE	
Comments: O\	/ERL	.APPII	NG P	U FILE	S: 578	8; 98	89; 2	24336	; 302	287; 3	3657	0; 39	384;	3993	32; 39	9952	; 442	97; 4	9916;	4991	7				

# KANSAS DEPARTMENT OF AGRICULTURE Division of Water Resources

## <u>MEMORANDUM</u>

TO: Files

DATE:

July 31, 2018

FROM: Austin McColloch

RE: Change Application, File Nos. 5,788;

9,889; 24,336; 30,287; 36,570; 39,348;

39,813; 39,932; 39,952 & 44,297

K & K Land LLC C/O Benson Keil has filed the referenced change applications for a place of use change to form a complete overlap with New Application, File Nos. 49,916 & 49,917 (still pending as of the date of this memo). There is no proposed change in the rate or quantity for any of the above referenced files.

The files do not appear to be abandoned as per K.A.R. 82a-718.

Currently, all the above referenced files overlap in place of use. The change in place of use for all the above referenced files will add 33.25 acres in Section 13, Township 5 S, Range 3 West; 184 acres to Section 19, Township 5 South, Range 2 West; 10 acres to Section 24, Township 5 South, Range 3 West, 20 acres to Section 25, Township 5 South, Range 3 West and 59 acres to Section 30, Township 5 South, Range 2 West for a total of 306.25 acres all in Cloud County, Kansas. This will create a complete overlap in place of use with New Application File Nos. 49,916 & 49,917. The proposed place of use is owned by K & K Land LLC and Hazel Kiel Trust #1 Benson Keil Trustee and all signatures required to change the place of use have been received.

New Application, File No. 49,916 proposes the appropriation of 400 acre-feet from two (2) pumpsites located on the Republican River. New Application, File No. 49,917 proposes the appropriation of 120 acre-feet, limited to senior files, from a battery of four (4) wells located in Section 13, Township 5 South, Range 13 West. When combining the new applications with all the change applications referenced above, the combined quantity authorized on the proposed place of use is 1,492.075 acre-feet. This comes out to be 1.3 acre-feet per acre, which the maximum allowable for Cloud County (1.3). New Application File No. 49,917 is still pending further investigation by the Stockton Field Office. Even without the approval of New Application File No. 49,917 the combined quantity with New Application, File No. 49,916 comes out to be 1.27 acre-feet per acre and is reasonable to justify the change in place of use applications for the above referenced files on its own.

Nearby notifications were completed with the new applications. The applicant identified 1 domestic well and 8 landowners upstream and downstream within ½ mile of the proposed points of diversion/ land for the new applications. Nearby notification letters were sent out on March 28, 2018. One (1) phone call was received from nearby landowners along the Republican River to obtain more information on the proposed applications. No official letters were received.

In a July 27, 2018 e-mail, Kelly Stewart, Water Commissioner, Stockton Field Office, recommended approval of the application.

Based on the above discussion, that the change is reasonable, the historical consumptive use will not substantially be increased due to the approval of the new appropriations, impairment to existing water rights is unlikely, and that no change in the local source of supply will occur, it is recommended that the referenced applications be approved.

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

# STATE OF KANSAS



GOVERNOR JEFF COLYER, M.D.

JACKIE McClaskey, Secretary of Agriculture

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

August 20, 2018

K&K LAND LLC 1912 UNION RD CONCORDIA KS 66901

RE: Water Right, File Nos. 5,788; 9,889; 24,336; 30,287; 36,570; 39,384; 39,813; 39,932; 39,952 and 44,297

Dear Sir or Madam:

Enclosed are the orders executed by 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 these approval for change. Since the orders for the referenced file numbers modifies the original documents referred to above they should be recorded with the Register of Deeds as other instruments affecting real estate.

Please be reminded that reports of water usage must be submitted to this office annually. Records indicating the amount of water used should be furnished to the Chief Engineer by March 1 following the end of the previous calendar year so that the continued use of water becomes a matter of record in this office. The owner, or his or her legally designated agent, is held responsible for submitting annual water use reports. Failure to file an accurate water use report is a violation of law which makes you subject to civil penalties.

If you have any questions, please contact this office. If you call, please reference the file number so we can help you more efficiently.

Sincerely,

Change Application Unit Supervisor

Water Appropriation Program

BAT:am Enclosure(s)

pc:

Hazel Keil Trust #1 Stockton Field Office

# KANSAS DEPARTMENT OF AGRICULTURE Jackie McClaskey, Secretary of Agriculture

**DIVISION OF WATER RESOURCES**David W. Barfield, Chief Engineer

# APPROVAL OF APPLICATION FOR CHANGE IN PLACE OF USE WATER RIGHT, FILE NO. 39,813

The Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, after due consideration of the written application of Benson & Judy Keil on behalf of K & K Land, LLC and Hazel E. Keil Trust #1, at 1912 Union Road, Concordia, Kansas, 66901, received in the office of the Chief Engineer on June 11, 2018, for approval of a change in the location of the place of use under the certificate of appropriation issued pursuant to the permit to appropriate water for beneficial use, as modified and amended by the Order of the Chief Engineer dated December 24, 1997, approving the application to change the authorized place of use, by the Order of the Chief Engineer dated February 14, 2011, approving the application to change the authorized place of use and by the Order of the Chief Engineer dated March 27, 2014, approving the application to change the authorized place of use, finds that the change is reasonable and will not impair existing rights, and that the application should be and is hereby approved.

The effective date of the change shall be the date this order is executed by the Chief Engineer, after which the authorized location of the place of use shall be:

											,			· · · · · · · · · · · · · · · · · · ·					
Soo	Tum D	anao		NE	Ξ1/4			NV	V1⁄4			sv	V1⁄4				SE¼		-
Sec.	Twp. R	ange	NE1/4	NW¼	SW1/4	SE1/4	NE1/4	NW1⁄4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW¼	SW1/4	SE¼	TOTAL
40		0) 4/					Lot 5	Lot 3	Lot 4	Lot 5	Lot 10	Lot 11	Lot 13	Lot 14	Lot 8	Lot 9	Lot 15	Lot 15	265.0
19	5S	2W					0.5	27.0	36.5	16.0	14.0	7.0	39.0	40.0	2.0	23.0	40.0	20.0	200.0
13	5S	3W			31.5	33.25	35.0	29.0	35.5	38.5		37.5	31.5	21.5					293.25
23	58	3W													29.5			36.0	65.5
24	5S	3W					32.5	31.0	30.5	31.5	35.5	38.5	38.5	39.5	Lot 1 3.5	Lot 2 14.0	ł	Lot 4 10.0	340.5
										-				<del></del>	3.5	14.0	35.5	10.0	
25	5S	3W	Lot 1	Lot 2	'		Lot 2	Lot 3					1						94.0
23	30	344	20.0	18.0			29.5	26.5											0 1.0
26	58	3W	Lot 6 30.5		·							,		,					30.5
30	58	3W					Lot 1	Lot 2											59.0
		JVV					19.0	40.0		L					<u> </u>				

a total of 1,147.75 acres, in Sections 19, 13, 23, 24, 25, 26 and 30, Township 5 South, Ranges 2 and 3 West, Cloud County, Kansas,

located substantially as shown on the topographic map accompanying the application to change the place of use.

All diversion works into which any type of chemical or other foreign substance will be injected into the water pumped from the diversion works shall be equipped with an in-line, automatic, quick-closing check valve capable of preventing pollution of the source of the water supply. The type of valve installed shall meet specifications adopted by the Chief Engineer and shall be maintained in an operating condition satisfactory to the Chief Engineer.

RE: Water Right, File No. 39,813

The water right owner shall properly install an acceptable water meter on the diversion works authorized under this water right, prior to the use of water, in strict accordance with the Kansas Administrative Regulations 5-1-4 through 5-1-12 adopted by the Chief Engineer. The water right owner shall notify the Chief Engineer when installation of the water meter has been completed. The water right owner shall maintain the water meter in an operating condition satisfactory to the Chief Engineer, at all times during diversion of water and shall maintain records from which the total quantity of water diverted may be determined. The water right owner shall also report the reading of said water meter and the total quantity of water diverted annually to the Chief Engineer. Such records shall be furnished to the Chief Engineer by March 1 following the end of each calendar year.

In all other respects, the Certificate of Appropriation issued pursuant to Approval of Application, File No. 39,813, for permit to appropriate water for beneficial use, is as stated and set forth in the Certificate of Appropriation dated November 12, 1996, as modified and amended by the aforementioned orders.

This Order shall become a final agency action, as defined by K.S.A. 77-607(b), without further notice to the parties, if a request for hearing or a petition for administrative review is not filed as set forth below.

## RIGHT TO A HEARING AND TO ADMINISTRATIVE REVIEW

If you are aggrieved by this Order, then pursuant to K.S.A. 82a-1901, you may request an evidentiary hearing before the Chief Engineer, or request administrative review by the Secretary of Agriculture. Failure to request an evidentiary hearing before the Chief Engineer does not preclude your right to administrative review by the Secretary.

To obtain an evidentiary hearing before the Chief Engineer, a written request for hearing must be filed within 15 days after service of this Order as provided in K.S.A. 77-531 (i.e., within a total of 18 days after this Order was mailed to you), with: Kansas Department of Agriculture, Attn: Legal Division, 1320 Research Park Drive, Manhattan, Kansas 66502, FAX (785) 564-6777.

If you do not file a request for an evidentiary hearing before the Chief Engineer, you may petition for administrative review of the Order by the Secretary of Agriculture. A petition for review shall be in writing and state the basis for requesting administrative review. The request for review may be denied if the request fails to clearly establish factual or legal issues for review. See K.S.A. 77-527. The petition must be filed within 30 days after service of this Order as provided in K.S.A. 77-531 (i.e., within a total of 33 days after this Order was mailed to you), and be filed with: Secretary of Agriculture, Attn: Legal Division, Kansas Department of Agriculture, 1320 Research Park Drive, Manhattan, Kansas 66502, FAX (785) 564-6777.

If neither a request for an evidentiary hearing nor a petition for administrative review is filed as set forth above, then this Order shall be effective and become a final agency action as defined in K.S.A. 77-607(b). Failure to timely request either an evidentiary hearing or administrative review may preclude further judicial review under the Kansas Judicial Review Act.

Ordered this Other day of August

DANIELLE WILSON My Appointment Expires , 2018, at Topeka, Shawnee County, Kansas.

Lane P. Letourneau, P.G.

Program Manager

Division of Water Resources Kansas Department of Agriculture

State of Kansas

County of Riley

The foregoing instrument was advantaged before me this O day of Lane P. Letourneau, P.G., Program Manager, Division of Water Resources, Kansas Department of Agriculture.

**Notary Public** 

## **CERTIFICATE OF SERVICE**

On this Dedday August, 2018, I hereby certify that the attached Approval of Application for Change in Place of Use, Water Right, File No. 39,813 dated, August 10,2018 was mailed postage prepaid, first class, US mail to the following:

K&K LAND LLC 1912 UNION RD CONCORDIA KS 66901

With photocopies sent to:

HAZEL E KEIL TRUST #1 W BENSON & JUDY A KEIL TTEES 1912 UNION RD CONCORDIA KS 66901-9652

Stockton Field Office

Division of Water Resources

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 m	nade for approval of the Ch	Chief Engineer to change the Water Resources Received	
and the second of the second o	Place of Use	والمرافق والمرافق والأنج فيراف والمرافقة والمتحار والمرافق والمرافق والمرافق والمرافق والمرافق والمستركة	
(Check one or more)	☐ Point of Diversion		
Committee and the second of th	☐ Use Made of Water	er KS Dept Of Agricultur	<b>'</b>
	File No.	200	<b>9</b>
Name of applicant: K a	nd K Land LLC C/o Benso	son Keil	
Address: 1912 Union R			1996 (1996) 1996 (1996)
City, State and Zip: Co	ncordia, KS. 66901	t an emperimental actività de la compansión	
Phone Number: (785)2	43-4510	E-mail address: wbensonkeil@gmail.com	
What is your relationsh	ip to the water right; 🛛 ow	owner	
	3		
Name of water use cor	respondent: Benson Keil		
Address: same	Coponicina <u>Bondon Itali</u>		
City, State and Zip: <u>Sar</u>	ne		
Phone Number: (Same	)	E-mail address: <u>Same</u>	
	ed herein are desired for t	r the following reasons (please be specific): complete overlap with fo	ollowin
• • • • • • • • • • • • • • • • • • • •	~~~ ~~~ ~~~ ~~~	84; 36,570; 39,952; 30287; 44,297 and 49,916 and 49,917	
• • • • • • • • • • • • • • • • • • • •	832; 9889; 24,336; 39,384 9	51, 00,010, 00,000, 00201, 11,207, 010, 10,101, 10,101, 10,101, 10,101, 10,101, 10,101, 10,101, 10,101, 10,101	
files: 5788; 39,813; 39,			
files: 5788; 39,813; 39,	832; 9889; 24,336; 39,384 completed by <u>July 2018</u>	(Date)	
files: 5788; 39,813; 39,	completed by July 2018		

Annintrad thur \$ 14/18 Aer

THE NU.		_	 _

4. The presently authorized place of use is:

Owner of Land - NAME: K and K Land LLC

ADDRESS: 1912 Union Rd Concordia, KS 66901

			-1	N	Ξ'/4			NV		Nove it		SV	V%			SI	=1/4		TOTAL
Sec.	Twp.	Range	NE%	NW14	SW1/4	SE1/4	NE%	NWX	SW%	SE%	NE%	NW1/4	SW1/4	SE%	NE%	NW1/4	SW%	SE%	ACRES
13	5s	3w			عادية معنورة	÷.	35	29	<u></u>			37.5	31.5	21.5	·				154.5
19	5s	2w	-		•	1.0	.5	27	36.5	16		1							81
23	.5s	- 3w					ుగిఫి సి	Wal.	est to the			,	4	.t**	29.5	- :	, i .	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

		atús:		MUN	E1/4			NV	٧%			SV	1%	• /		SE	=1/4		TOTAL
Sec.	Twp.	Range	NE%	NW%	SW%	SE%	NE%	NW%	SW1/4	SE1/4	NE%	NW%	SW1/4	SE%	NE%	NW%	SW1/4	SE%	ACRES
24	31U) <b>5s</b>	lual ip <b>3w</b>	<b>.1</b> 0	'qat			32.5	···2		- ~	د نیا	38.5	38.5		3.5	14			127
25	5s	3w		18			29.5	26.5				Į.							74
.26	5s	. 3w	30.5	4. 4	5 gran						air i						1.2.	Taken.	30.5

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

(If there are more than two landowners, attach additional sheets as neces

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

	•.,	سر تستني	-	NI	Ξ%	are con		NV	٧%	A		SV	V%			Ś	E¼	·	TOTAL
Sec.	Twp.	Range	NE%	NWX	SW1/4	SE1/4	NE%	NW1/4	SW1/4	SE1/4	NE%	WW.	SW1/4	SE1/4	NE%	NW%	SW1/4	SE1/4	ACRES
13	<b>5</b> s	3w	·		<u>జీద</u> ు	S. +752	٠ <u>ـ</u>	29	47.7		-		31.5		,				154.5
19	<b>5</b> s	2w					.5	27	36.5	16	14	7	39	40	2	·23·	40	20 :	265
23	5s	3w					21.5			• .					29.5	i sire r	day i	₃36	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	<u> </u>			NV	V¼			SV	11/4	-		S	1/4	7	TOTAL
_	Sec.	Twp.	Range	NE%	NW%	SW1/4	SE1/4	NE%	NW14	SW1/4	SE1/4	NE%	NW1/4	SW1/4	SE1/4	NE%	NW1/4	SW1/4	SE1/4	ACRES
	24	5s	3ŵ					32.5					38.5	38.5		3.5	14	<u> </u>	10-	137
	25		.3w	20	18				26.5	g 47 + 1 <sub>2</sub> -		- Sept.					<i>শ</i> েগ			94
	26	5s	3w	30.5												 			,	30.5

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

Exits AM county appraises & DWR records

# THE PLACE OF USE AND/OR POINT OF DIVERSION SUPPLEMENTAL SHFFT FILE NO.

# 

3. Co	ontinue wner o	d: The Land	N/	VME:	ithoriza Haze 1912	1 6	Keil	Trust	+ #1	W.	Benso	n Kei	1,Tr	ustee		·			·
	<del></del>		אטטא	E33.	1-116	unio	1 121		J (CO)	cua, i-	11	9701							
		1		NI NI	E¼		ļ		V¼		<b> </b>		V%	اـــــا	<u></u>		<u> </u>		TOTAL ACRES
Sec.	Twp.	Range	NE%	NW1/4	SW1/4	SE1/4	NE%		SW1/4		NE%	NW1/4	SW1/4	SE1/4	NE%	NW1/4	SW1/4	SE1/4	
13	<u>S</u> 5	3w		<u> </u>	31.5		<u> </u>			38.5	7	ļ							105.5
24	55	<u> 3w</u>		ļ					30.5	31.5	<u>35.5</u>		<u> </u>	39.5			35.5	<b>├</b> —	203.5
<b>V</b> 5	55	3/W	<u> </u>	18	<u> </u>		50.2			<u> </u>	<u> </u>		<u> </u>		<u>L</u>		<u> </u>		47.5
O	wner o	f Land -	NA ADDR						<del></del>				~				<u>.                                    </u>		
				N	E¼			NV	V1/4			SV	V1/4			SE	1/4		TOTAL
Sec.	Twp.	Range	NE1/4	NW1/4	SW1/4	SE1/4	NE¼	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE¼	NW%	SW1/4	SE1/4	ACRES
						•									·				
				<b> </b>				<b> </b>											
O	wner <sub>.</sub> o	f Land -	NA ADDRI	AME: ESS:															
					E¼				V%	<del></del>	<b> </b>	T	V%				<u> </u>		TOTAL ACRES
Sec.	Twp.	Range	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE%	NW1/4	SW1/4	SE%	NE%	NW1/4	SW1/4	SE1/4	
					<u> </u>		· ·	ļ		ļ	<b></b>		ļ				ļ		
									<u> </u>		<u> </u>					L			
			<b> </b>		·					2 5 5	42,34	<u> </u>		<u> </u>			L		
		ed: If the f Land	— N	AME:		K Land	LLLC					ed that	the pla	ace of	use be	e chang	ged to	:	
				NI NI	E¼		1	NV	N1/2		1	SV	V1/4			SF	=1/4		TOTAL
Sec.	Two.	Range	NEV		SW1/4	SÉ%		NWY		SE1/4	NE1/4			SE¼	NE%			SE1/4	ACRES
			IVL/A	1447/2	311/2	UL/A	19	3. 1.	01174	J ULX	1112/4	1007	0/	<u> </u>		1			59
30	<u>5s</u>	2w						40		<del>                                     </del>	<b></b>	<del> </del>		<b></b>		<del>                                     </del>	<del>                                     </del>		
				-		<b></b>	<b> </b>	<del> </del>		<del> </del> -	<b> </b>	<del> </del>				<del>                                     </del>			
		<del></del>		<u> </u>	<u> </u>		<u> </u>	<u> </u>	<u></u>	<u>.                                    </u>	<u>l</u>	<u> </u>	<u> </u>	<u> </u>	L	<u> </u>	<u> </u>	لبييل	
O	wner o	f Land	NA ADDRI	AME: ESS:	Haze 1912	l E. Unior	Kůl- Rd	Trust Cor	tordia	W. Be 2, KS	150n 66°	Keil.7 101	Truste	<u>۔</u>					
		. —,		N	E¼			NV	N1/4			SV	N1/4			SI	≘1/4		TOTAL
Sec.	Twp.	Range	NE%		SW1/4	SE%	NE%		SW1/4	SE¼	NE%		SW1/4	SE1/4	NE¼	NW%	SW1/4	SE1/4	ACRES
13	5 <sub>5</sub>	3w				33.25			35.5										138.75
24	5s	3₩									35.5			39.5			35-5		203.5 \1
7.5	55	3w		18	<del>                                     </del>		2015												47.5
			<u></u>	<del></del>		<u> </u>		1	L	<del></del>	<u></u>		<u> </u>	<u></u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	
O	wner o	f Land .	NA ADDRI																
				N	E¼_			NV	N%			SV	V1/4			SI	≘%		TOTAL
Sec.	Twp.	Range	NE1/4	NW1/4	SW1/4	SE¼	NE%	NW1%	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE%,	NE/2	NW.	SWY	SE%	ACRES
		<u></u>													yalo	ecei	100:0		
															1	COO!			
				<del> </del>	<del>                                     </del>			<del>                                     </del>		<b>†</b>			<b> </b>		111	11	2010		

The	e nrese	ently au	ıtboriz	ed nla	ce of	use is										riie iy	υ		
. 110	-	•		-								•							
	Owne	er of La	_		IE <u>N</u> SS: <u>19</u>				cordia	, KS 6	6901					· · ·	<del></del> :	<del></del>	···
	<del></del>		1	N	<u></u>		- 3	.NV	ν <sub>4</sub>	12 - 2		SV	N%		1	- SI	E'/4		TOTAL
Sec.	Twp.	Range	NE%			SE¼	NE%	NW1/4		SE%	NE%	NW:/4		SE1/4	NE%	NW1/4	SW%	SE1/4	ACRES
13	Fo	3w					35	29				27.5	31.5	24.5					154.5
13	5s	3W	<b> </b>		-		33	23	- 32			37.5	31.3	21.5					
19	5s	2w	<b></b> -			-	.5	27	36.5	16-		1			<b> </b>				81
23	.5s	· · 3w	. ,				SAS S	Host.					÷		29.5	<u> </u>		36	65.5
ist any	y other	water	rights i	that co	over th	is pla	e of u	ıse. <u>S</u> e	e par	agrap	h 3							···	
	Owne	er of La	ind	- NAM	IE: K	and K	Land	LLC		. 3	· -•								
	٠	l, y iri	AD	DRES	S: <u>19</u>	12 Un	ion Ro	d Cond	cordia.	KS.	6901	. 9.3	1:1	1. j		55°C	: i • • ·		
		<del>\(\)</del> }\);			 E¼	-	<u> </u>		V1/4		1		V'4	<del></del>		SE	=1/4		TOTAL
Sec.	Twp.	Range	NE%		SW1/4	SE1/4	NE%	T :	SW1/4	SE%	NE1/4		SW1/4	SE1/4	NE%	NW1/4	SW1/4	SE1/4	ACRES
24	Ec.	3w			# J.		32.5		٠, ۵(٠			38.5	38.5		3.5	14	35.5		<b>163</b> 163
	(1) (.) (.)	7,77	74.5	<del>(</del>								30.0	30.0		0.0				
25	<u>5s</u>	3w		18.			29:5	26.5	•		<u> </u>	3				·			74 26.
.26.	. 5s	. 3w	30.5							<u> </u>	is o		122 2	-	· · ·	.n :	·	Tarra	30.5
. It is	•	sed tha	nd —	NAM	Ε: <u>Κ</u>	and K	LLC	V				·	-	. <b>-</b>		· . · . · . · ·	ر: <del>د</del>		1428 A
	• • • • •			NE				NV					174				·/4		TOTAL
Sec.	Тwр.	Range	NE%		SW1/4	SE1/4				SE¼	NE%	NW%		SE%	NE%	NW14		SE1/4	ACRES
49	En.	2111			88 []		35	29	47.5	:1		37.5	31.5	21.5					. 154.5
13	<u>5</u> s	3w				i 191	33			2.2		31.3	31.3	21.0					1. 32 1.2
19	5s	2w					.5	27	36.5	16	14	7	39	40	2	·23·	.40 ⋅	20 :	. 265
23	5s_	3w					7-		` -						29.5	و مود	· ·	:36	65.5
ist any	#L	Water r	iahts t	hat co	ver thi	is plac	e of u	se. Se	e par	agrapi	n 3			-37	- 51 45,				
													* ***			•			
	`: '``. <u>-</u> -	r of La	- Table 1	** * <del>*</del> **		: 5	7:00	. :	 <del></del>		· : .	· :	٠ <u>ئىن</u>	•					
	`: '``. <u>-</u> -	-:	nd —	NAM		and K	Land	TTC	ordia,	KS 6	6901	· · ·	····	•	-				
	`: '``. <u>-</u> -	-:	nd —	NAM	E: <u>K</u> &	and K	Land	TTC		KS 6	6901	SW	17/4			SE			TOTAL
Sec.	`: '``. <u>-</u> -	er of La	nd — AD	NAM DRES	E: <u>K</u>	and K	Land	LLC I Conc	11/4	KS 6	6901 NE¼					S SE	<b>%</b>		TOTAL ACRES
	Owne	er of La	nd — AD	NAM DRES	E: <u>K</u>	and K 12 Un	and ion Ro	LLC I Conc NW NW½	11/4		NE¼	NW¼	SW1/4	SE½	NE%	SE NW1/4	<b>%</b>	SE¼	
Sec. 24	Owne	er of La	nd — AD	NAM DRES	E: <u>K</u>	and K 12 Un	Land ion Ro	LLC I Conc NW NW½	r/4 SW'/4				SW1/4			SE NW1/4	5W1/4	SE¼	ACRES

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

# THE PLACE OF USE AND/OR POINT OF DIVERSION SUPPLEMENTAL SHEET FILE NO. \_\_\_39\_813=\_ MAKE ADDITIONAL COPIES AS NECESSARY.

O1			ADDRI															11	······································
	•				1/4			NV			ļ		V1/4				1/4		TOTAL ACRES
Sec.	Twp.	Range	NE1/4	NW1/4		SE1/4	NE1/4		SW1/4		NE%	NW1/4	SW1/4	SE1/4	NE%	NWX	SW1/4	SE1/4	
13	<u>S5</u>	3w			31.5				35.5			ļ							105.5
24	55	. 3w						31	30.5	31.5	35. <u>5</u>			39.5			35.5		203. <b>5</b>
O	wner o	f Land -		AME: ESS:		·													
				NE	=1/4			NV	1%			SV	V1/4			SE	1/4		TOTAL
Sec.	Twp.	Range	NE1/4	NW1/4	SW1/4	SE¼	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW14	SW1/4	SE1/4	ACRES
						·													<u></u>
									,										
0	wner o	f Land -													15 · · · · · · · · · · · · · · · · · · ·				
		1	ADDR	ESS:								· 	A) Back					<del></del>	
				N	=¼			NV	٧%				V-/	18	7		1/4		TOTAL
Sec.	Twp.	Range	NE%	NW1/4	SW1/4	SE1/4	NE1/4	NW14	SW1/4	SE1/4	NE1/4	MILE	SW	SEX	NE%	NW1/4	SW1/4	SE¼	ACRES
											. 4	A.					L		
										1		<u> </u>	Villa I	Asia					
					L	1	•				I V	K-3	V2/		II .		1	1 .0	
C	ontinue	ed: If th	is app	lication	is for	a char	nge in	place (	of use,	it is p	1 4	B.		ace of	use be	chane	ged to		
Ci O	ontinue wner o	f Land	N	licatior AME: ESS:	Kand i	K Land	LLC				ose	B.		ace of	use be	chan	ged to		
C	ontinue wner o	f Land	N	AME: ESS:	Kand i	K Land	LLC	Concor		S. 669	ose	ed that		ace of	use be		ged to	:	TOTAL
Ci O	ontinue wner o	f Land	ADDR	AME: ESS:	Kand 1912 I	K Land Union I	LLC	Concor	dia, K	S. 669	ose	ed that	the pla	ace of	use be	SI			TOTAL ACRES
O	wner o	f Land	ADDR	AME: ESS: NI	Kand 1912 I	K Land Union I	Road (	Concor	dia, K	S. 669	ose 01	ed that	the plant			SI	<u>=</u> ¼		
O Sec.	wner o	f Land	ADDR	AME: ESS: NI	Kand 1912 I	K Land Union I	Road (	Concor NV	dia, K	S. 669	ose 01	ed that	the plant			SI	<u>=</u> ¼		ACRES
O Sec.	wner o	f Land	ADDR	AME: ESS: NI	Kand 1912 I	K Land Union I	Road (	Concor NV	dia, K	S. 669	ose 01	ed that	the plant			SI	<u>=</u> ¼		ACRES
O Sec. 30	Twp.	f Land Range 2w	NE1/4	AME: ESS: NI NW1/4	Kand 1912 I ≅¼ SW¼	K Land Union I	NE%	NW1/4	dia, K	S. 669	01	st NW1/4	the plants	SE1/4		SI	<u>=</u> ¼		ACRES
O Sec. 30	Twp.	Range 2w	NE%	AME: ESS: NI NW1/4	Kand 1912 I SW% Haze	K Land Union I	NE% 19	NW 40	dia, K	S. 669   SE%   W. Be	01 NE%	st NW%	the plants	SE1/4		SI	<u>=</u> ¼		ACRES
Sec.	Twp.	Range 2w	NE%	AME: ESS: NI NW%  AME: ESS:	Kand 1912 I ** Sw% Haze 1912	K Land Union I	NE% 19	NW2 40 Trust	dia, K	S. 669   SE%   W. Be	01 NE%	st NW%	the pla	SE1/4		SI NW½	<u>=</u> ¼		ACRES
Sec. 30	Twp. 5s	Range 2w	NE½	AME: ESS: NI NW%  AME: ESS:	Kand 1912 I Sw% Haze 1912	K Land Union I SE%	NE% 19 Kel	NWX NWX 40 Trust Cor	dia, Ki v% Sw% +  , i cordia	S. 669	NE%	st that si NW%	the plants of th	SE¼	NE¼	SI NW½	=¼ SW¼	SE¼	ACRES 59
O Sec. O Sec.	Twp. 5s wner o	Range 2w f Land	NE½	AME: ESS: NI NW%  AME: ESS:	Kand 1912 I 5W% Haze 1912	SE%	NE% 19 Kel	NWX NWX 40 Trust Cor NWX	dia, Ki via Swia **  N Cordia	S. 669 SE%  N. Be	NE%	st that si NW%	the pla	SE¼		SI NW½	=¼ SW¼	SE¼	TOTAL ACRES
O Sec. 13	Twp. 5s wner o	Range 2w f Land Range 3w	NE½	AME: ESS: NI NW%  AME: ESS:	Kand 1912 I 5W% Haze 1912	K Land Union I SE%	NE% 19 Kel	NW2.  140  Trust Cor	dia, Ki via swia *  \ (ordia via swia 35.5	S. 669  SE%  SE%  SE%  38.5	NE%	st that si NW%	the plants of th	SE½	NE½	SI NW½	=¼   SW¼   SW¼   SW¼	SE½	TOTAL ACRES
O Sec. 13	Twp. 5s wner o	Range 2w f Land	NE½	AME: ESS: NI NW%  AME: ESS:	Kand 1912 I 5W% Haze 1912	SE%	NE% 19 Kel	NW2.  140  Trust Cor	dia, Ki via swia *  \ (ordia via swia 35.5	S. 669  SE%  SE%  SE%  38.5	NE%	st NW%	the plants of th	SE¼	NE½	SI NW½	=¼ SW¼	SE½	ACRES
O Sec. 30 O Sec. 13 24	Twp. 5s wner o	Range 2w  f Land  Range 3w 3w	NE½	AME: ESS: NI NW¼  AME: ESS: NI NW¼	Kand 1912 I 5W% Haze 1912	SE%	NE% 19 Kel	NW2.  140  Trust Cor	dia, Ki via swia *  \ (ordia via swia 35.5	S. 669  SE%  SE%  SE%  38.5	NE%	st NW%	the plants of th	SE½	NE½	SI NW½	=¼   SW¼   SW¼   SW¼	SE½	TOTAL ACRES
O O O O O O O O O O O O O O O O O O O	Twp. 5s wner o	Range 2w  f Land  Range 3w 3w	NE½  NE½  NE½  NE½	AME: ESS: NI NW¼  AME: ESS: NI NW¼	Kand   1912	SE%	NE% 19 Kel	NW2.  140  Trust Cor	dia, Ki via swia *  \ (ordia via swia 35.5	S. 669  SE%  SE%  SE%  38.5	NE%	st NW%	the plants of th	SE½	NE½	SI NW½	=¼   SW¼   SW¼   SW¼	SE½	TOTAL ACRES
O O O O O O O O O O O O O O O O O O O	Twp. 5s wner o	Range 2w  f Land  Range 3w 3w	NE½  NE½  NE½  NE½	AME: ESS:  NIII NW1/4  AME: ESS:  NIII NW2/4  AME: ESS:	Kand   1912	SE%	NE% 19 Kel	NWX A0 Trust Cor NW NWX	dia, Ki via swia *  \ (ordia via swia 35.5	S. 669  SE%  SE%  SE%  38.5	NE%	st that si NW%	the plants of th	SE½	NE½	SI NW½	=¼   SW¼   SW¼   SW¼	SE½	TOTAL ACRES 138-75 203.5
O Sec. 13 24 O	Twp. 5s wner o	Range 2w  f Land  Range 3w 3w	NE%  NE%  NE%  ADDR  NE%  ADDR	AME: ESS: NI NW¼  AME: ESS: NI NW¼	Kand 1912 I =¼   SW¼   Haze   I912   SW¼   31-5	SE% SE% SE% SE% SE%	NE% 19 Kell	NWX AD Trust Cor NW NWX	dia, Ki via swia *  , i cordia via swia 35.5 30.5	S. 669 SE%  SE% SE% 38.5 31.5	NE%  NE%  35.5	ed that  SI  NW%  Keil, 7001  SI  NW%	the plants with the plants wit	SE% SE% 39.5	NE½	SI NW½ SI NW½	=½ SW½ SW½ SW½	SE¼	TOTAL ACRES 138.75
O Sec. 13 24 O	Twp. 5s wner o	Range 2w  f Land  Range 3w 3w	NE%  NE%  NE%  ADDR  NE%  ADDR	AME: ESS: NI NW¼  AME: ESS: NI NW¼	Kand 1912 I =¼   SW¼   Haze   I912   SW¼   31-5	SE% SE% SE% SE% SE%	NE% 19 Keil NE%	NWX AD Trust Cor NW NWX	dia, Ki via swia #  1 cordia via swia 35.5 30.5	S. 669 SE%  SE% SE% 38.5 31.5	NE%  NE%  35.5	ed that  SI  NW%  Keil, 7001  SI  NW%	the plants with the plants wit	SE% SE% 39.5	NE½	SI NW% SI NW%	5% SW% SW% 35.5	SE¼	TOTAL ACRES 138-75 203.5
O Sec. 30 O Sec. 13 24	Twp. 5s wner o	Range 2w  f Land  Range 3w 3w	NE%  NE%  NE%  ADDR  NE%  ADDR	AME: ESS: NI NW¼  AME: ESS: NI NW¼	Kand 1912 I =¼   SW¼   Haze   I912   SW¼   31-5	SE% SE% SE% SE% SE%	NE% 19 Keil NE%	NWX AD Trust Cor NW NWX	dia, Ki via swia #  1 cordia via swia 35.5 30.5	S. 669 SE%  SE% SE% 38.5 31.5	NE%  NE%  35.5	ed that  SI  NW%  Keil, 7001  SI  NW%	the plants with the plants wit	SE% SE% 39.5	NE½	SI NW%	SW% SW% SW% SW% SW%	SE¼	TOTAL ACRES 138-75 203.5

FIIE IVO.
-----------

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.

declare that I am an owner of the currently authorized place of use as identified herein, or that I represent all such owners a authorized to make this application on their behalf, and declare further that the statements contained herein are true, correct complete. By filling this application is application.    Dated at		,
Kork Land LLC by Benson Kest member  (Please Print)  Kork Land LLC by Benson Kest member  (Please Print)  Kork Land LLC by Benson Kest member  (Spouse)  Kork Land LLC by Judy Kest member  (Spouse)  Kork Land LLC by Judy Kest member  (Please Print)  (Please Print)  (Spouse)  (Spouse)  (Spouse)  (Spouse)  When L. Kest Trust His by M. Benson Kest.  (Please Print)  (Please Print)  (Spouse)  (Spouse)  (Spouse)  (Please Print)  (Spouse)  (Spouse)  (Spouse)  (Spouse)  (Please Print)  (Spouse)  (Spouse)  (Please Print)  (Spouse)  (Spouse)	urther that the statements contained herein are true, correct, and	authorized to make this application on their behalf, and declare further complete. By filing this application I authorize the chief engineer to perr
(Spouse)  Kak Land LLC by Benson Kerl Member  (Please Print)  (Spouse)  Kak Land LLC by Judy Kerl , member  (Spouse)  Kak Land LLC by Judy Kerl , member  (Please Print)  (Please Print)  (Spouse)  Kak Land LLC by Judy Kerl , member  (Please Print)  (Spouse)  Had E. Kerl Tust # by M Benson Kerl  (Please Print)  State of Kansas  County of Cload  I hereby certify that the foregoing application was signed in my presence and sworn to before me this	this 6th day of June 20 18.	Dated at, Kansas, this
(Spouse)  Kak Land LLC by Benson Kerl Member  (Please Print)  (Spouse)  Kak Land LLC by Judy Kerl , member  (Spouse)  Kak Land LLC by Judy Kerl , member  (Please Print)  (Please Print)  (Spouse)  Kak Land LLC by Judy Kerl , member  (Please Print)  (Spouse)  Had E. Kerl Tust # by M Benson Kerl  (Please Print)  State of Kansas  County of Cload  I hereby certify that the foregoing application was signed in my presence and sworn to before me this		Kek Land ILC to Ban Keil member
(Please Print)  (Please Print)  (Spouse)  Kak Land LL by Judy Kerl, member  (Please Print)  (Please Print)  (Please Print)  (Please Print)  (Please Print)  (Spouse)  Hard E. Kerl Trust #1 by M. Brisin Kerl  (Please Print)  (Please Print)  (Spouse)  (Spouse)  Hard E. Kerl Trust #1 by M. Brisin Kerl  (Please Print)  State of Kansas  County of Cload  1 hereby certify that the foregoing application was signed in my presence and sworn to before me this Change  My Commission Expires D/6/18  My Commission Expires D/6/18	(Spouse)	(Owner)
Kak Land LC by Judy Keil, member  Kak Land LC by Judy Keil, member  (Please Print)  (Please Print)  (Spouse)  Kak Land LC by Judy Keil, member  (Please Print)  (Spouse)  (Spouse)  (Spouse)  (Please Print)  State of Kansas  County of Cload  I hereby certify that the foregoing application was signed in my presence and sworn to before me this Chance  My Commission Expires D/6/18  Notary Public		KAKLand LLC by Benson Keil member
Kak Land LL by Judy Keil, member  (Please Print)  (Please Print)  (Spouse)  Will E. Keil. That HI by N. Benson Kell.  (Please Print)  State of Kansas  County of Cload  I hereby certify that the foregoing application was signed in my presence and sworn to before me this difference of the composition of the compositio	(Please Print)	Kelland LL by budy Kil hember
(Please Print)  (Please Print)  (Owner)  (Owner)  (Owner)  (Please Print)  (Spouse)  (Please Print)	(Spouse)	Kal Land LL by Tudy Keil member
(Please Print)  State of Kansas  County of Cload  I hereby certify that the foregoing application was signed in my presence and swom to before me this Chance 1, 20 18  My Commission Expires D/6/18  Notary Public	(Please Print)	Hera E. Reil Tet the hold Brown 1 Detaction
State of Kansas  County of Cload  I hereby certify that the foregoing application was signed in my presence and sworn to before me this Change Notary Public  My Commission Expires D/6/18  Notary Public	(Spouse)	
County of Cload  I hereby certify that the foregoing application was signed in my presence and sworn to before me this Character in the foregoing application was signed in my presence and sworn to before me this Character in the foregoing application was signed in my presence and sworn to before me this Character in the foregoing application was signed in my presence and sworn to before me this Character in the foregoing application was signed in my presence and sworn to before me this Character in the foregoing application was signed in my presence and sworn to before me this Character in the foregoing application was signed in my presence and sworn to before me this Character in the foregoing application was signed in my presence and sworn to before me this Character in the foregoing application was signed in my presence and sworn to before me this Character in the foregoing application was signed in my presence and sworn to before me this Character in the foregoing application was signed in my presence and sworn to before me this Character in the foregoing application was signed in my presence and sworn to before me this Character in the foregoing application was signed in my presence and sworn to before me this Character in the foregoing application was signed in my presence and sworn to before me this Character in the foregoing application was signed in my presence and sworn to before me this Character in the foregoing application was signed in my presence and sworn to before me this Character in the foregoing application was signed in my presence and sworn to before me this Character in the foregoing application was signed in my presence and sworn to be foregoing application was signed in my presence and sworn to be foregoing application was signed in my presence and sworn to be foregoing application was signed in my presence and sworn to be foregoing application was signed in my presence and sworn to be foregoing application was signed in my presence and sworn to be foregoing application was signed in my	(Please Print)	(Please Print)
My Commission Expires D/6/18 Notary Püblic	Ak State of Kansas Hy Appt. Exp. 10/6/15	County of Cloud SS
My Commission Expires W/6/18	ny presence and sworn to before me this day of	I hereby certify that the foregoing application was signed in my pre
FEE SCHEDULE	Notary Public	My Commission Expires D/6/18
·	EDULE	FEE SCHEDUL
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 to application fee set forth in the schedule below:	use made of the water under this section shall be accompanied by the	ach application to change the place of use, the point of diversion or the use n pplication fee set forth in the schedule below:
(1) Application to change a point of diversion 300 feet or less       \$100         (2) Application to change a point of diversion more than 300 feet       \$200         (3) Application to change the place of use       \$200         (4) Application to change the use made of the water       \$300	\$100 et\$200 \$200 \$300	<ul> <li>(1) Application to change a point of diversion 300 feet or less</li> <li>(2) Application to change a point of diversion more than 300 feet</li> <li>(3) Application to change the place of use</li></ul>
Make check payable to Kansas Department of Agriculture.		- Tachtason actev

KS Dept Of Agriculture (No. 4)

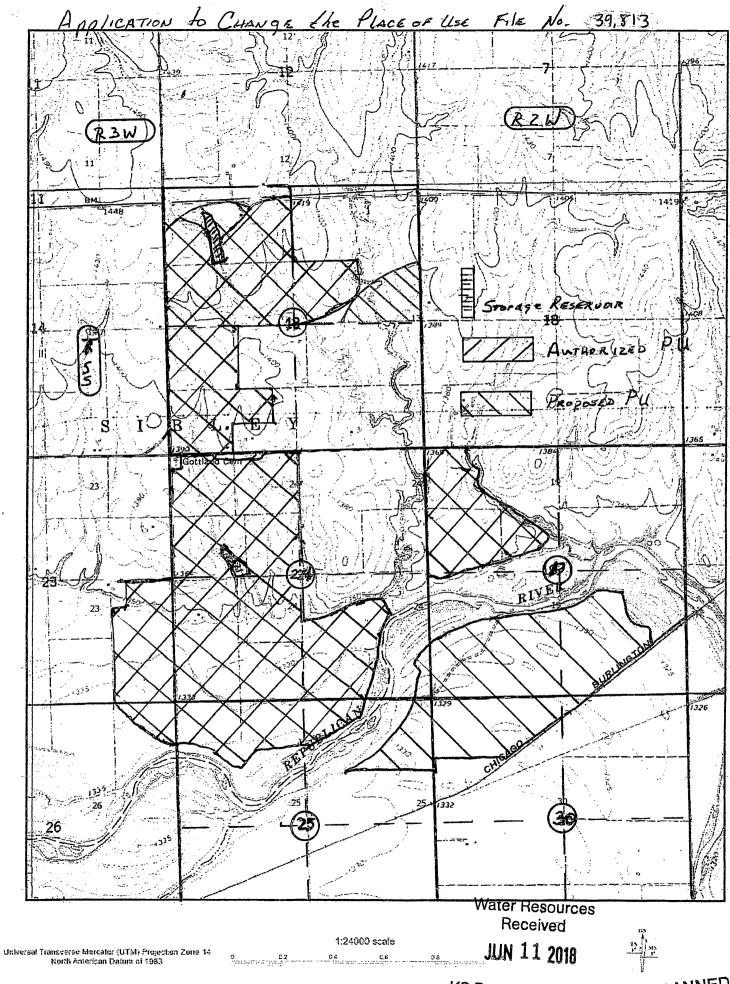
	The presently authorized point(s) of diversion (is) (are) No change	1.10
7.	7. The proposed point(s) of diversion (is) (are) No change	iption and number of points)
	List all presently authorized point(s) of diversion:	putting and number of pointsy
<u>.</u> [	Presently authorized point of diversion:	
-	One in the Ouarter of the Ouarter o	of the Qu
	of Section, Township South, Re	ange
	in County, Kansas, feet North feet	
	Authorized Rate Authorized Quantity	
	(DWP rice only) Computer ID No.	feet West)
	☐ This point will not be changed ☐ This point will be changed as follows:	
	This point will not be changed and this point will be changed as follows:	The Bearing Congression of the
1	Proposed point of diversion: (Complete only if change is requested)	•
	One in the process of the Quarter of the Quarter of the	of the Qu
	of Section, TownshipSouth, RainCounty, Kansas,feet Northfeet	ange
	inCounty, Kansas,feet Northfeet	West of Southeast corner of secti
ili) i	Proposed Rate Proposed Quantity	3.1000000000000000000000000000000000000
L	This point is: Additional Well Geo Center List other water rights that will use t	this point
_		
	Presently authorized point of diversion:	Syrvey Commence of the State of the
	One in the Quarter of the Quarter or	of theQu
1	of Section, TownshipSouth, Ra	ange
	The Control of the Co	
-	inCounty, Kansas,feet Northfeet	West of Southeast comer of secti
	in County, Kansas, feet North feet  Authorized Rate Authorized Quantity	
ei Stak Mar	Authorized Rate	
	Authorized Rate Authorized Quantity  (DWR use only: Computer ID No. GPS feet North	feet West)
	Authorized Rate  Authorized Quantity  (DWR use only: Computer ID No. GPS feet North  This point will not be changed This point will be changed as follows:	reet West)
	Authorized Quantity  (DWR use only: Computer ID No. GPS feet North  This point will not be changed This point will be changed as follows:  Proposed point of diversion: (Complete only if change is requested)	feet West)
	Authorized Quantity  (DWR use only: Computer ID No. GPS feet North  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	feet West)
	Authorized Rate Authorized Quantity (DWR use only: Computer ID No GPS feet North 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 Section Township South, Rate of the	feet West)  if the Quantum Countries of the Countries of
	Authorized Rate Authorized Quantity  (DWR use only: Computer ID No. GPS feet North  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 Section Township South, Rain County, Kansas, feet North feet	feet West)  of the Quange  West of Southeast corner of secti
	Authorized Rate Authorized Quantity (DWR use only: Computer ID No GPS feet North 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 Section Township South, Ratin County, Kansas, feet North feet Proposed Rate Proposed Quantity	feet West)  if the Quange  West of Southeast corner of sections.
	Authorized Rate Authorized Quantity  (DWR use only: Computer ID No. GPS feet North  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 Section Township South, Rain County, Kansas, feet North feet	feet West)  if the Quange  West of Southeast corner of sections.
	Authorized Rate Authorized Quantity (DWR use only: Computer ID No GPS feet North 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 Section, Township South, Ratin County, Kansas, feet North feet Proposed Rate Proposed Quantity This point is: Additional Well Geo Center List other water rights that will use the control of the control of Section feet North feet Proposed Rate Proposed Quantity This point is: Additional Well Geo Center List other water rights that will use the control of the	feet West)  of the Quange  west of Southeast corner of sections  this point
7 ( ) ( ) ( ) ( ) ( ) ( ) ( ) ( ) ( ) (	Authorized Rate Authorized Quantity  (DWR use only: Computer ID No. GPS feet North  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 of Section Township South, Rain County, Kansas, feet North feet  Proposed Rate Proposed Quantity  This point is: Additional Well Geo Center List other water rights that will use to the Presently authorized point of diversion:	feet West)  of the Quange  West of Southeast corner of section  this point
が (1) (1) (1) (1) (1) (1) (1) (1) (1) (1)	Authorized Rate Authorized Quantity (DWR use only: Computer ID No GPS feet North 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 of Section Township South, Ratin County, Kansas, feet North feet Proposed Rate Proposed Quantity This point is: Additional Well Geo Center List other water rights that will use to One in the Quarter of the	feet West)  If the Quange West of Southeast corner of section of the Quantities point  If the Quantities Quant
7 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	Authorized Rate Authorized Quantity (DWR use only: Computer ID No GPS feet North 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 of Section Township South, Ratin County, Kansas, feet North feet Proposed Rate Proposed Quantity This point is: Additional Well Geo Center List other water rights that will use to One in the Quarter of the Quarter of Section Township South, Ratin South, Ratin	feet West)  of the Quange West of Southeast corner of section of the Quange  of the Quange
. 3. 1	Authorized Rate Authorized Quantity (DWR use only: Computer ID No GPS feet North 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 Section Township South, Ratin County, Kansas, feet North feet North feet North feet North feet Section Township Quarter of Section Township South, Ratin County, Kansas, feet North South, Ratin County, Kansas, feet North South, Ratin County, Kansas, feet North South, Ratin	feet West)  of the Quange West of Southeast corner of section  of the Quange ange West of Southeast corner of section
. 3. 1	Authorized Rate Authorized Quantity (DWR use only: Computer ID No GPS feet North 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 of Section, Township South, Rate Proposed Quantity This point is: Additional Well Geo Center List other water rights that will use to of Section, Township South, Rate Quarter of of Section, Township South, Rate Authorized Rate Authorized Quantity	feet West)  of theQuange  West of Southeast corner of sections this pointQuangeQuangeQuange
. 3. 1	Authorized Rate Authorized Quantity (DWR use only: Computer ID No GPS feet North 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 of Section, Township South, Ratin Proposed Quantity This point is: Additional Well Geo Center List other water rights that will use to  D. Presently authorized point of diversion:	feet West)  of the Quange
	Authorized Rate	feet West)  of the Quange West of Southeast corner of section of the Quange west of Southeast corner of section  feet West)
	Authorized Rate	feet West)  of the Quange West of Southeast corner of section of the Quange west of Southeast corner of section  feet West)
	Authorized Rate Authorized Quantity (DWR use only: Computer ID No GPS feet North 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 of Section, Township South, Ratin Proposed Quantity This point is: Additional Well Geo Center List other water rights that will use to  D. Presently authorized point of diversion:	feet West)  of the Quange West of Southeast corner of section of the Quange West of Southeast corner of section West of Southeast corner of section
	Authorized Rate Authorized Quantity (DWR use only: Computer ID No GPS feet North 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 of Section Township South, Rate in County, Kansas, feet North feet. Proposed Rate Proposed Quantity  This point is: Additional Well Geo Center List other water rights that will use to of Section Township South, Rate in County, Kansas, feet North feet. Authorized Rate Authorized Quantity (DWR use only: Computer ID No GPS feet North 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	feet West)  of theQuange West of Southeast corner of section of theQuange West of Southeast corner of section  feet West)  f theQuange Quange Quange Quange Quange Quange Quange  feet West)
n gradi	Authorized Rate Authorized Quantity (DWR use only: Computer ID No GPS feet North 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 of Section, Township South, Rate in County, Kansas, feet North feet. Proposed Rate Proposed Quantity This point is: Additional Well Geo Center List other water rights that will use to  One in the Quarter of the Quarter of of Section, Township South, Rate Authorized Quantity (DWR use only: Computer ID No Feet North feet North feet North 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 of Section, Township South, Rate Quarter of the Quarter of of Section, Township South, Rate Quarter of the Quarter of of Section, Township South, Rate	feet West)  of the Quange West of Southeast corner of section  of the Quange West of Southeast corner of section  feet West)  feet West)
	Authorized Rate	feet West)  of the Quanties of Southeast corner of section of the Quanties of Southeast corner of section of the Quanties of Southeast corner of section of the Quanties Quant
	Authorized Rate Authorized Quantity (DWR use only: Computer ID No GPS feet North 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 of Section, Township South, Rate in County, Kansas, feet North feet. Proposed Rate Proposed Quantity This point is: Additional Well Geo Center List other water rights that will use to  One in the Quarter of the Quarter of of Section, Township South, Rate Authorized Quantity (DWR use only: Computer ID No Feet North feet North feet North 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 of Section, Township South, Rate Quarter of the Quarter of of Section, Township South, Rate Quarter of the Quarter of of Section, Township South, Rate	feet West)  of the Quanties of Southeast corner of section of the Quanties of Southeast corner of section of the Quanties of Southeast corner of section of the Quanties Quant

IF MORE SPACE IS NEEDED, ATTACH ADDITIONAL SHEETS AS NECESTARY 2018

	一个大大大大大大大大大大大大大大大大大大大大大大大大大大大大大大大大大大大大
2.	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.
3.	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.)
	The state of the s
4.	It is requested that the maximum annual quantity of water be reduced to NA (acre-feet or million gallons).
5.	It is requested that the maximum rate of diversion of water be reduced to NA gallons per minute (c.f.s.).
:	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.
٠	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.
يو≟.	3) If the source of supply is surface water, the names and mailing addresses of all landowner(s) ½ mile downstream and ½ mile upstream from your property lines must be shown.
)i	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.
	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
	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

जीमिन्द्रेतिक महत्र कार्यक्रम सुद्

Water Wesonders - Perceived



# McColloch, Austin [KDA]

From:

Stewart, Kelly [KDA]

Sent:

Friday, July 27, 2018 2:26 PM

To: Cc: McColloch, Austin [KDA]; Engelhaupt, David [KDA] Billinger, Mark [KDA]; Hageman, Rebecca [KDA]

Subject:

RE: K & K Land LLC New & Change Applications Recommendation

### Austin,

File No. 49,917 is going to be held up for a bit while the field office investigates the effects of pumping these wells. I have spoken with Benson Keil and we're going to attempt to gather some field data while he pumps his existing wells next week. Mark plans on installing pressure transducers in one of his pumping wells and one in an existing stock well that is located near his proposed well locations. We plan on observing the drawdown in these wells and gain the data we need for Mark to come up with some real-life data and run it through Aqtesolve.

In the meantime, I have no objection to the approval of File No. 49,916. Benson would like us to move forward on this application as soon as possible so he can start making arrangements. If the approval of 49,916 would be sufficient to justify the increase in acres proposed under his existing files, I would recommend we go ahead and process those.

## Kelly

From: McColloch, Austin [KDA]

Sent: Wednesday, July 18, 2018 2:01 PM

**To:** Stewart, Kelly [KDA] <Kelly.Stewart@ks.gov> **Cc:** Billinger, Mark [KDA] <Mark.Billinger@ks.gov>

Subject: K & K Land LLC New & Change Applications Recommendation

## Kelly and Mark,

Attached are my draft memos for New Application File Nos. 49,916 & 49,917. File No. 49,916 is for two (2) surface water pumpsites on the Republican River. File No. 49,917 is a battery of four (4) wells sourcing unconfined aquifer, also attached SY analysis, this file will be limited to all other senior files on the place of use.

There are multiple files that are overlapping the place of use. Change applications have been filed to create a complete overlap with the new applications. There are 10 in total and attached is my draft memo for them.

Please note: there have been corrections on the irrigation use supplemental sheets for all files to get the correct number of acres to the correct owners. WRIS and county appraiser maps show the correct ownership for the senior files. The new applications and change applications have some quarter quarter sections under the wrong owner.

Let me know if you need more information or have any questions.

Thanks,

Austin McColloch Environmental Scientist Ph: (785) 564-6643

# 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 39813-

Dear Sir or Madam:

An application f	or approval of the Chie	f Engineer to change	the following condition	on or conditions	of the file number
referred to above has be		_	•		

place of use	ΡU
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

BAT: DLW

pc: STOCKTON Field Office GMD