## **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 m	ade for approval of the	the Chief Engineer to cha	ange the	distingtion we
				V	ATER RESOURCES RECEIVED
	(Check one or more)	☐ Point of Divers	rsion		MAR 1 6 2021
		☐ Use Made of \	Water		11:14
		F	File No. 49050	KS DI	EPT OF AGRICULTURE
2.	Name of applicant: Frie				
	Address: Attn: Steve Fr	ess, 23458 6600 R	Rd	The state of the s	ni aligir araky is dis vije is
	City, State and Zip: Tha	yer, KS 66776	Charles of a second and the	igna illa protivola ekonoma	off Hormans in Highly
	Phone Number: (620)48	5-6531	E-mail address	s: stevenbfriess@gmail.cor	n and the Discrete and the second set The second
	What is your relationship	o to the water right;	⊠ owner ☐ tenant ☐	agent  other? If other	, please explain
	Name of water use corr	espondent: <u>Same as</u>	s applicant		
	Address: Same				The last case have
	City, State and Zip: Sar	ne	the life Lees in	A Park Street	
	Phone Number: (Same		E-mail address	s: Same	
3.	The change(s) propose	d herein are desired	for the following reasons	s (please be specific): This	file will share a complete
				n that is being submitted co	
				se applications will bring al	
	The change(s) (was) (was)	ill be) completed by	upon approval	(Date)	

3/17/2021 LMoody

MAR 1 6 2021

File No. <u>49050</u>

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WATER RESOURCES RECEIVED File No. 49050

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	The proposed point(s) of div	version (is) (are) No Chang	KSI	Provide description and number	r of points)	nome sist.
- 10	List all presently authorize	ed point(s) of diversion:			transperse	rac vice dresses
Γ	Presently authorized point					
	One in theNW	Quarter of the	NW	Quarter of the	SE	Quarte
ŀ	of Section 33	, Township	30	South, Range	17	EAS
ı	n Wilson	County, Kansas, 2581	feet North	2545 feet West of So	outheast corne	er of section.
1	Authorized Rate	Authorized Quantit	y	R. W. S.		
	(DWR use only: Compute	r ID No. 1 (	GPS 37.39124	feet North95.552	42 feet W	est)
	☐ This point will not be cl	hanged 🛛 No change	, point better des	cribed by FIR 10/6/20		
1	Proposed point of diversion					
	One in the NW	Quarter of the	NW	Quarter of the	SE	Quarte
	of Section 33					
ı	n Wilson	County, Kansas, 2635	feet North	2494 feet West of So	outheast corne	er of section
1	Proposed Rate (no change	ge) Proposed Quantity	(no chagne)	LEGISTAL TEMPERATURE		
	This point is: Additional	Well Geo Center List	t other water right	ts that will use this point (r	new application	on)
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2.	The pre	esently authorized use of water is for Irrigation	purposes.							
	It is pro	posed that the use be changed to No Change	purposes.							
13.	If chang	ging the place of use and/or use made of water, describe how the	ne consumptive use will not be increased.							
	A new	A new application is being filed concurrently to account for any possible increases in consumptive use.								
		WATER RESIDENCES  RECEIVANTE RECE								
	1000	MAD 1 2 2021	S. Sarrit would be continued.							
		MAR 1 6 2021	Carpinate Name Committee C							
	(Please	show any calculations here.) EPT OF AGRICULTURE	as a second of particles as the process of the second of t							
14.	It is req	quested that the maximum annual quantity of water be reduced to	to N/A (acre-feet or million gallons).							
5.	It is req	quested that the maximum rate of diversion of water be reduced	to N/A gallons per minute ( c.f.s.).							
16.	1:24,00 66047- North a shown.	pplication must include either a topographic map or detailed pla 20, is available through the Kansas Geological Survey, 1930 Con 3726 ( <a href="www.usgs.gov">www.usgs.gov</a> ). The map should show the location of the and West of the Southeast corner of the section must be shown. Identify the center of the section, the section lines and the section age numbers on the map. In addition the following information of	stant Avenue, University of Kansas, Lawrence, Kansas e presently authorized point(s) of diversion. Distances The presently authorized place of use should also be on corners and show the appropriate section, township,							
	a. If a	a change in the location of the point(s) of diversion is proposed,	show:							
	1)	The location of the proposed point(s) of diversion. Distances must be shown. Please be certain that the information show Paragraph Nos. 9, 10 and 11 of the application.	North and West of the Southeast corner of the section wn on the map agrees with the information shown in							
	2)	If the source of supply is groundwater, please show the location wells, within $\frac{1}{2}$ mile of the proposed well or wells. Identify address of the property owner or owners. If there are no wells	each well as to its use and furnish name and mailing							
	3)	If the source of supply is surface water, the names and maili and ½ mile upstream from your property lines must be shown.								
		a change in the place of use is desired, show the proposed platain that the information shown on the map agrees with the info								
17.	local so	documentation to show the change(s) proposed herein will no ource of supply as to which the water right relates. This inform gs, test hole logs, and other information as necessary informat pelow.	nation may include statements, plats, geology reports,							
	No ope	erational changes in irrigation works. No documented water right	ts nearby.							
	1 (1)	Core technique de la literation de la li	O todayada (							
		Tanvolint as Doguero ed Rive Inc	Parallel I regulate ed for it without the plant p							
18.	identify reques	proposed change(s) does not meet all applicable rules and regulated the rules and regulations for which you request a waiver. So that should be granted. Attach documentation showing that grantic prejudicially and unreasonably affect the public interest.	tate the reason why a waiver is needed and why the							
	Moote	rules and regs. No waiver necessary.								

File No. <u>49050</u>

File No. 49050
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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.

Dated at Passons	, Kansas, this	12 day of	3	, 20	15
A 7	, Kalisas, tilis	day of		, 20	
(Owner)			(Spouse)		
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State of Kansas  County of Labo He	NO STA	INE ROBINSON TARY PUBLIC TE OF KANSAS Exp. 01-72-75			
I hereby certify that the foregoing application was	as signed in my p	resence and swor	n to before me this	12+6	day
		Adeline	Pobinson		
My Commission Expires 01-22-25			Notary Public *		
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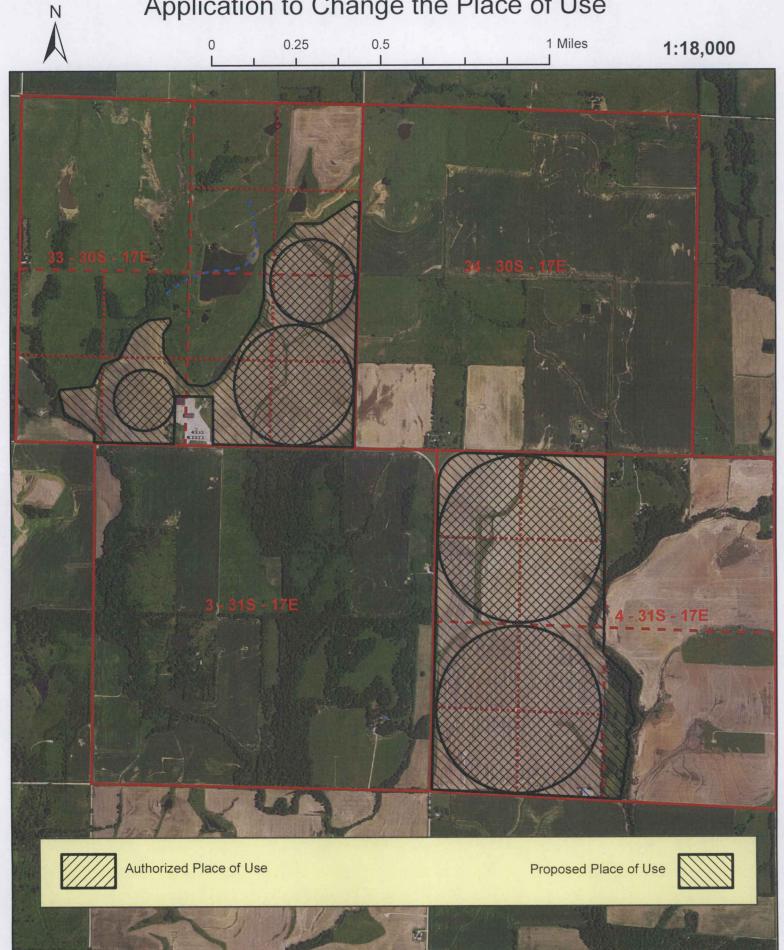
Make check payable to Kansas Department of Agriculture.

WATER RESOURCES RECEIVED

MAR 1 6 2021

## File No. 49050 & 49051

Application to Change the Place of Use



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



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

Mike Beam, Secretary

Laura Kelly, Governor

March 18, 2021

FRIESS FARMS LAND AND CATTLE LLC 23458 6600 RD THAYER KS 66776

RE:

File No(s). 49050

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 Topeka Field Office at 785-296-5733. 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

Kristen a Baum