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				4/11/2024, 4:04 PM
١.	Application is nereby m	ade fo		f Engineer to change the	
	(Check one or more)		Place of Use	1	Water Resources
	(Check one or more)		Point of Diversion		Received
			Use Made of Water		KS Dept Of Agriculture
			File No.	31459	
2.	Name of applicant: BR	AMCO	LLC		
	Address: <u>325 20<sup>™</sup> RD</u>				
	City, State and Zip: <u>CL</u>	AY CE	NTER KS 67432-784	7	
	Phone Number: (785)6	<u>32-004</u>	13	E-mail address: brentclose@live.	com
	What is your relationshi	p to th	ie water right; 🛛 owne	er 🗌 tenant 🔲 agent 🔲 other?	If other, please explain
	Name of water use corr Address: <u>325 20<sup>™</sup> RD</u>	espon		SE	
	City, State and Zip: CLA	AY CE	NTER KS 67432-784	7	
3.	The change(s) propose	d here	in are desired for the f	ollowing reasons (please be specific	):
	THE QUANTITY UND	ER 3	1459 IS NOT ADEC	QUATE FOR THE ACRES IRRIG	ATED UNDER ITS CURRENTLY
	AUTHORIZED WELL.	THE	QUANTITY UNDER	7786 IS MORE THAN ADEQUAT	E FOR THE ACRES IRRIGATED
	UNDER ITS CURRENL	TY AL	JTHORIZED WELL.	THE PURPOSE OF THIS CHANGE	IS TO MOVE 7786 TO THE WELL
				CHANGE APPLICATION IS BEING	
				786. THIS WILL SOLVE AN OVER	PUMPING ISSUE AND THE NEED
	FOR THE MULTI-YEAR	R FLE	X ACCOUNT THAT IS	PENDING UNDER 20227462	
	The change(s) (was) (w	ill be)	completed by UPON A	APPROVAL OF APPLICATIONS (Date)	
		s K.A.I	R. 5-5-1 <mark>(YES /</mark> NO) Us _ Fee \$ <u>2</u> 00 TF	se IRR Source G/S County R # <u>PY2404UL67</u> 8Receipt Date _ 4	
					4/15/2024 KAnderson

Assisted by: BLB/TFO 4-8-24

<ol><li>The presently authorized place of use is:</li></ol>								File No. <u>31459</u> Water Resources											
	Own	er of L	and -	– NAI	ME: <u>N</u>	OT SI	JBJE		APP		ION			Rece	ived				
					SS: _							۲	KS De	ept Of	Agric	cultur	е		
NE¼         NE¼           Sec.         Twp.         Range         NE¼         NW¼         SW¼         SE¼         NE¼         NW						NW1/4				S	W1/4			S	E¼		TOTAL		
Sec.	Twp.	Range	NE <sup>1</sup> /4	NW1/2	SW1/4	SE1/4	NE <sup>1</sup> /4	NW1/2	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE¼	1	1	SE <sup>1</sup> / <sub>4</sub>	ACRES
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		water																	
	Own	er of La	and —		/IE:														
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				DRES	SS:														
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t any	other	water r	ights t	hat co	over th	is plac	e of u	se.											
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Sec.	Twp.	Range	NE <sup>1</sup> / <sub>4</sub>		SW1/4	SE1/4	NE¼		SW1/4	SE¼	NE <sup>1</sup> ⁄ <sub>4</sub>		SW1/4	SE¼	NE <sup>1</sup> ⁄ <sub>4</sub>	NW1/4		SE1/4	TOTAL ACRES
			-																

4/11/2024

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

IF MORE SPACE IS NEEDED, ATTACH ADDITIONAL SHEETS AS NECESSARY

Fi	le	No.	. 31	45	9

6.	The presently	authorized point(s)	of diversion	(is) (are	ONE WELL
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7. The proposed point(s) of diversion (is) (are) ONE WELL

(Provide description and number of points)

(Provide description and number of points)

List all presently authorized	point(s)	of diversion:
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One in the		int of diversion:					
	SE	Quarter of	the	SW	Quarter of the	NE	<b>a</b>
of Section	7	Townshin	)	6	South, Range	NE	Quarter
in CLAY		County Kansas	31/9	feet North	1521 feet West of	<u>1E</u>	(E/VV),
Authorized R	ate	Authorized C	Juantity		1521 leet west of	Southeast corne	er of section.
(DWR use or	nly: Comput	ter ID No.	GF	s	feet North	foot M	
This poin	t will not be	changed 🛛 This p	oint wil	be changed	as follows:	leet we	est)
		ion: (Complete only					
One in the	SE	Quarter of t	he	SF	Quarter of the		0
of Section	7	. Township		6	South, Range	NE	Quarter
in CLAY		County, Kansas	3079	feet North	32 feet West of		(E/VV),
Proposed Rat	te	Proposed Qu	antity			Southeast come	er of section.
This point is:	Additiona	I Well Geo Cente	r Listo	ther water righ	ts that will use this point		
				and water right	to that will use this point		
Presently au	thorized point	nt of diversion:					
One in the		Quarter of t	he		Quarter of the		Quarter
of Section		, Township			South, Range		(E/\\)
in		_ County, Kansas,		feet North	feet West of S	Southeast corne	r of section
Authorized Ra	ate	Authorized Q	uantity				
(DWR use on	ly: Comput	er ID No	GP	S	feet North	feet We	est)
(DWR use only: Computer ID No GPS feet North feet This point will not be changed							
		ion: (Complete only i					
					Quarter of the		Quarter
of Section		Township					Quarter
					South Range		
in		County, Kansas.		feet North	South, Range	Southeast corne	(E/W).
in		_ County, Kansas,		feet North	feet West of S	Southeast corne	(E/W).
Proposed Rat	e	_ County, Kansas, Proposed Qu	antity	_ feet North	feet West of S	Southeast corne	(E/W), r of section.
Proposed Rat	e	_ County, Kansas, Proposed Qu	antity	_ feet North	feet West of S	Southeast corne	(E/W), r of section.
IN Proposed Rat This point is:	e Additional	_ County, Kansas, Proposed Qu	antity	_ feet North	feet West of S	Southeast corne	(E/W), r of section.
IN Proposed Rat This point is: 0. Presently aut	e Additional thorized point	_ County, Kansas, Proposed Qu Well ☐ Geo Center 	antity r List o	_ feet North	ts that will use this point	Southeast corne	(E/W), r of section.
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N/A

4/11/2024

# IF MORE SPACE IS NEEDED, ATTACH ADDITIONAL SHEETS AS NECESSARY Water Resources

Received

File No. 31459

		4/ purposes.	(11/2024
	It is proposed that the use be changed to <b>NO CHANGE</b>	purposes.	Water Resources
13.	If changing the place of use and/or use made of water, describe how the consumptive	e use will not be incre	Received eased.
	<u>N/A</u>	K	S Dept Of Agriculture

(Please show any calculations here.)

14. It is requested that the maximum annual quantity of water be reduced to **N/A** (acre-feet or million gallons).

15. It is requested that the maximum rate of diversion of water be reduced to N/A 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 (www.usgs.gov). 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:
    - 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) ½ mile downstream and ½ 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.
- 17. 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.

# THE PROPOSED LOCATION MEETS SPACING REQUIREMENTS TO ALL DOMESTIC AND NON-DOMESTIC WELLS SO IMPAIRMENT SHOULD NOT BE AN ISSUE.

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.

#### NOT APPLICABLE

IF MORE SPACE IS NEEDED, ATTACH ADDITIONAL SHEETS AS NECESSARY

File No. 31459

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.

I declare that I am an owner of the currently authorized place of use as identified herein, or that I represent all such owners and am authorized to make this application on their behalf, and declare further that the statements contained herein are true, correct, and complete. By filing this application I authorize the chief engineer to permanently reduce the quantity of water and/or rate of diversion as specified in sections 14 and 15 of this application.

Dated at Clay Crenter,	, Kansas, this	8th	day of	1	, 20 24
af Clare		A	seret	Close	
ARGIN BOSE			Jolene	Spouse)	se
Puthelin (Please Print)		À	amat	ease Print)	
Brent W Close			Laura	Spouse) K C/C	Se
(Please Print)				ease Print)	
(Owner)			(;	Spouse)	
(Please Print)			(Ple	ease Print)	
State of Kansas ) County of Clay ) SS					
April 20 24	C - State of Kansas		and sworn to bef	ore me this <u>8</u>	tu day of
E. LAU	PRIE CLARK p. September 15, 202	Fai	vrie Clar Not	k tary Public	

FEE SCHEDULE

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

(1)	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 place of use	\$300

Make check payable to Kansas Department of Agriculture.

## 4/11/2024

Water Resources Received

KS Dept Of Agriculture

1:12,000 File No. 31459 Received THE SHELLS Proposed Point of Diversion L-5 Authorized Point of Diversion Н 6 South 1 East THERE ARE NO WELLS OF ANY KIND LOCATED WITHIN ONE-HALF MILE OF THE PROPOSED POINT OF DIVERSION 

Application to Change the Point of Diversion

4/11/2024

Water Resources