JUN 0 7 2024 KS Dept. of Agriculture

The said

State of Kansas

Submit To: CHIEF ENGINEER
Division of Water Resources
Kansas Department of Agriculture
1320 Research Park Drive
Manhattan, Kansas 66502
http://agriculture.ks.gov/dwr

APPLICATION FOR APPROVAL TO CHANGE THE PLACE OF USE, THE POINT OF DIVERSION OR THE USE MADE OF THE WATER UNDER AN EXISTING WATER RIGHT

Filing Fee Must Accompany the Application (Please refer to Fee Schedule on signature page of application form.)

Paragraph Nos. 1, 2, 3, 4 & 8 must be completed. Complete all other applicable portions. A topographic map or detailed plat showing the authorized and proposed points(s) of diversion and /or place of use must accompany this application.

1.	Application is hereby made for approval of the Chief Engineer to change the
1.	Place of Use
	(Check one or more) Point of Diversion
	Use Made of Water
	File No. 9921
2.	Name of applicant: SOUTHWEST PLAINS DAIRY LLC Attn: RICHARD GEVEN
	Address: <u>12701 SW CR 32</u>
	City, State and Zip: SYRACUSE, KS 67878-7816
	Phone Number: ()
	What is your relationship to the water right; ⊠ owner □ tenant □ agent □ other? If other, please explain.
	Name of water use correspondent: NO CHANGE
	Address:
	City, State and Zip:
	Phone Number: ()
3.	The change(s) proposed herein are desired for the following reasons (please be specific): TO CREATE AN ADDITIONAL WELL FOR STOCKWATER USE FOR PLANNED EXPANSION AND BETTER MANAGEMENT
	The change(s) (was) (will be) completed by 2024 (Date)
Fo F.C	or Office Use Only: O. 4 GMD 3 Meets K.A.R. 5-5-1 [YES/NO) Use IRR Source G/S County HM By Date Ode C-2 Fee \$ 600 TR # Receipt Date 6-7-24 Check # 286 D8

TOTAL \$ BETWEEN 22033 PD CHANGE & THIS CHANGE IS CORRECT (\$700)

6/11/2024 KAnderson

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				NE	1/4			NV	V1/4			SV	V1/4			SE	E1/4		TOTAL
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File No. <u>9921</u>

6.	The presently authorized po	int(s) of diversion are <u>TWO</u>	WELLS KS	DED (Provide Alescription and mumb	er of points)	*
	The proposed point(s) of div					
				(Provide description and numb	er of points)	
,	List all presently authorize					
8.	Presently authorized point					
	One in the NE					
	of Section 2					
	in ST				outheast corne	er of section.
	Authorized Rate 950 GPI					
	(DWR use only: Compute				feet We	est)
	☐ This point will not be cl	nanged 🛛 This point wi	ll be changed	as follows:		_
	Proposed point of diversion	on: (Complete only if chan	ge is requeste	<u>d)</u>		
	One in theNE					
	of Section 2	, Township	26	South, Range	43	W,
	in ST	County, Kansas,1086	feet North	4610 feet West of S	outheast corne	er of section.
	Proposed Rate 500 GPI	M Proposed Quantity 9	97.755 MGY (30	00 AF TRANSFER)		
	This point is: Additional	Well Geo Center List	other water righ	ts that will use this point !	D 6 9921	*
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9.	Presently authorized point					
	One in the NE					
	of Section 2					
	in ST				outheast come	er of section.
	Authorized Rate 500 GPI					
	(DWR use only: Compute	r ID No. <u>6</u> GI	PS	feet North	feet We	est)
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	This point will not be cl Proposed point of diversion One in the NE of Section 3	hanged	II be changed a ge is requeste SW 26	as follows: d) Quarter of the South, Range	SE 43	Quarter
	This point will not be cl Proposed point of diversion One in the NE of Section 3 in ST	hanged	II be changed a ge is requeste SW 26 feet North	as follows: d) Quarter of the South, Range 1809 feet West of S	SE 43	Quarter
	This point will not be cl Proposed point of diversion One in the NE of Section 3 in ST Proposed Rate *	hanged	II be changed age is requeste SW 26 feet North 97.755 MGY	as follows: d) Quarter of the South, Range 1809 feet West of S	SE 43 Southeast corne	Quarter W, er of section.
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KS Dept. of Agriculture

STOCKWATER USE SUPPLEMENTAL SHEET

File No	99	21	1
	//	,	

Name of Applicant (Please Print): SOUTHWEST PLAINS DAIRY LLC, RICHARD GEVEN!

- 1. Please indicate type of livestock (cattle, hogs, etc.): <u>CATTLE</u>
- 2. Please complete the following table showing past and present water requirements:

PAST NUMBER OF HEAD AND WATER DIVERTED, IF APPLICABLE

LAST 5 YEARS	NUMBER OF HEAD	WATER DIVERTED (GALLONS)	GALLONS PER HEAD PER DAY
5 years ago	Ô		
Last year	0		
Present Year	NOV+ Dec 5000		50

3. Please complete the following table showing estimated future water requirements:

ESTIMATED FUTURE NUMBER OF HEAD AND WATER DIVERTED

NEXT 5 YEARS	NUMBER OF HEAD	WATER TO BE DIVERTED (GALLONS)	GALLONS PER HEAD PER DAY
Year 1	7000		5D
Year 2	9000		50
Year 3	10.000		50
Year 4	10.000		50
Year 5	10.000		50

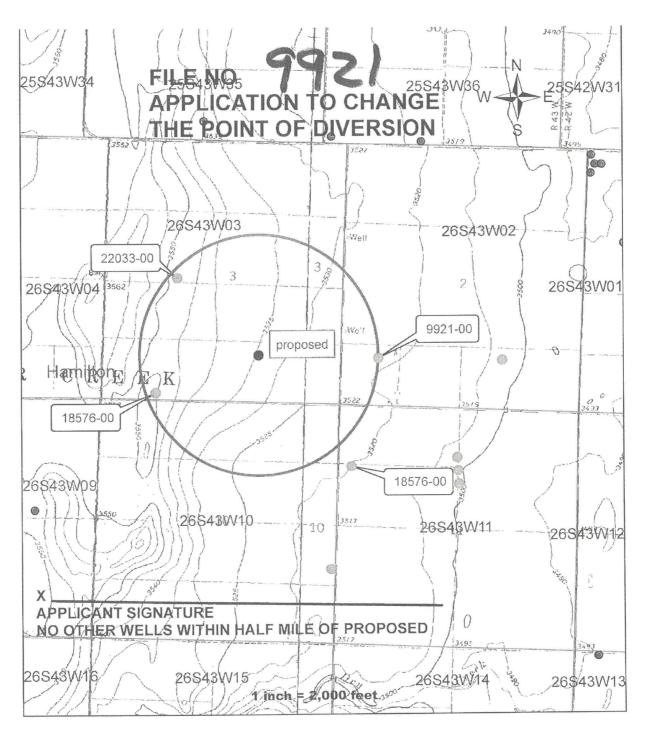
Please attach any additional information, tables, or curves showing past, present and estimated future water requirements to substantiate the amount of water requested.

4. Please designate the legal description of the location where the water is to be used. Show in the space provided below the Section (S), Township (T), and Range (R), and the number of acres in each forty acre tract or fractional portion thereof.

	70			NI	31/4			NV	V1/4			SV	V 1/4			SE	31/4		TOTAL
2	1	K	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	TOTAL

KS Dept. of Agriculture

5.	Show quantities of water used and all a	ssociated wa	ter uses at the feed	lot such as	water used in fe	ed mills,
	cooling of animals, washing, flushing of v	wastes, etc.:				
	DRINKING					
	head of	X	gallons/head (avg.)) x	days =	_ gallons
	head of	X	gallons/head (avg.)) x	days =	gallons
	head of	X	gallons/head (avg.)) x	days =	_ gallons
	COOLING					
	gallons/hour x	hour/day	x days	NOTES AND ADDRESS OF THE PARTY		_ gallons
	SANITATION					
	g.p.m. x 60 min/hr x	hr/s	wk x wk	s/yr =		_ gallons
	OTHER USE (Explain)			STATE		_ gallons
	TOTAL	00 AG 50 VO WAS AN AND TOU OUR AND TOU DO AND TOU BE THE SEC UNIT	00 Bal val val val val val val val val val v			_ gallons
6.	Show location of present and future location	ion of confin	ement pens on your	attached ma	ps or photograph	S.
7.	Total feed bunk space for cattle or livesto	ck is	linear feet.			
8.	Total size of stock pens for confinement a	area of cattle,	hogs, etc. is	sq	uare feet.	
	u may attach any additional information you need for your request.	ou believe w	ill assist in informin	g the Divisi	ion of Water Res	ources of



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KS Dept. of Agriculture

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3795 W. Jones Ave. Garden City, KS 67846 PH: 620-277-2389



KS Dept. of Agriculture Garden City, KS 67846 Fax: 620-277-0224 CELL 120-214-1446

RICHARD GEVEN OFF 620-372-2012

Custome	r Name:	Som there	st 19/a	ins Dairy	WO#:	26233	Date: <u>4-9-24</u>
Street Ad	dress:	121	701 5	W CR 32	Test #:	Y	E LOG:
City, Stat				KS. 67878	Driller:	Dale Gi	S & TULLY
		Quarter:	SE	Section: 3	Township:	26	Range: 49
Location:	the succession in the conference and		Minute Mark Services at the	Period Sessionary and Steam secured	GPS: N 37 843879	11105.0	0408
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medical account of the last of	295		340	Sandatone & Sugar		S. Charles & compression, monthly species of	The Control of the Control of the Print of the Control of the Cont
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Southwest Plains Dairy

Test Hole # 3 of 4-9-24

SE 3-26-43 HM

Replacement Supply well Location.

Legend

37.81389 N 102.00408 W



102.00408 W

3000 ft

Google Earth

JUN 07 2024

F:1-	h I	0004		
rile	NO.	9921		

2.	The p	res	resently authorized use of water is for IRR/STK KS Dept. of Agriculture	ooses.
			roposed that the use be changed to <u>NO CHANGE</u>	purposes.
3.	If cha	ng	nging the place of use and/or use made of water, describe how the consumptive us	se will not be increased.
	KAR :	5-5	5-5-10 PARTIAL CHANGE TO STK USE FROM THE IRR WELL. COVERTING 30	00 AF TO THE CURRENT STK
	WELL	1	IRR AUTH 665 AF, AFTER CALCULATION IRR WELL WILL BE REDUCED T 30	03.6 AF.
	665 *	83	83%=551.95 AF. REQUEST OF 300 AF TO STK, 300 / 551.95 = 54%. 45% REM	MAINS FOR IRR = 303.6 AF
	NO R	AT	ATE REDUCTION IRR WELL. SAME WATER RIGHT, ADJUST QUANTITY ONLY	,
	(Pleas	e s	e show any calculations here.)	
4			quested that the maximum annual quantity of water be reduced to 993.594	(acre-feet or million gallons).
5.	It is re	equ	equested that the maximum rate of diversion of water be reduced to	gallons per minute (c.f.s.).
6.	1:24,0 66047 North show	000 7-3 ar n.	pplication must include either a topographic map or detailed plat. A U.S. Geolog 100, is available through the Kansas Geological Survey, 1930 Constant Avenue, Unit 7-3726 (www.usgs.gov). The map should show the location of the presently author and West of the Southeast corner of the section must be shown. The presently author lidentify the center of the section, the section lines and the section corners and showing numbers on the map. In addition the following information must also be shown.	versity of Kansas, Lawrence, Kansas ized point(s) of diversion. Distances thorized place of use should also be by the appropriate section, township,
	a. If	а	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 must be shown. Please be certain that the information shown on the map as 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, within ½ mile of the proposed well or wells. Identify each well as to its address of the property owner or owners. If there are no wells within ½ mile, please the property owner or owners.	s use and furnish name and mailing
	3)	If the source of supply is surface water, the names and mailing addresses of a and ½ mile upstream from your property lines must be shown.	all landowner(s) ½ mile downstream
	b. If	a ert	a change in the place of use is desired, show the proposed place of use by creertain that the information shown on the map agrees with the information shown in	esshatching on the map. Please be Paragraph No. 5 of the application.
7.	local well le	so og:	n documentation to show the change(s) proposed herein will not impair existing visource of supply as to which the water right relates. This information may included by the second state of the logs, and other information as necessary information to show the all below.	e statements, plats, geology reports,
	NO C	HA	HANGE IN LOCAL SOURCE OF SUPPLY OR SOURCE OF SUPPLY	
	(movi	ng	ng 300 af to current stk well from irr well, and moving 300 of the current stk authori	ty to the new add well)
	propo	se	sed 303.6 AF or irr well, 127.08 mgy for current stk well, and 97.775 mgy for new a	additional well
8.	identi	fy est	proposed change(s) does not meet all applicable rules and regulations of the Kan fy the rules and regulations for which you request a waiver. State the reason w st should be granted. Attach documentation showing that granting the request wil of prejudicially and unreasonably affect the public interest.	thy a waiver is needed and why the
	NON	E_		
	ALL \	ΝE	VELLS SPACING AND DISTANCE MOVED MEETS ALL RULES	

JUN 07 2024

File No.	9921
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KS Dept. of Agriculture

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 Syracuse , Kansas, th	is 3rd day of June , 20 24.
Mala	
Richard Geven	(Spouse)
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
State of Kansas) SS	
I hereby certify that the foregoing application was signed in r of, 20	my presence and sworn to before me this 3^{24} day
My Commission Expires KERA WEIS Notary Public, State of Kar My Appointment Expire	
FEE SCHE	DULE
Each application to change the place of use, the point of diversion or the application fee set forth in the schedule below:	use made of the water under this section shall be accompanied by the
 (1) Application to change a point of diversion 300 feet or less. (2) Application to change a point of diversion more than 300 feet (3) Application to change the place of use. 	\$100 \$200 \$200 \$300

Make check payable to Kansas Department of Agriculture.

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



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

Mike Beam, Secretary

Laura Kelly, Governor

June 14, 2024

SOUTHWEST PLAINS DAIRY LLC 12701 SW CR 32 SYRACUSE KS 67878-7816

RE: File No(s). 9921

Dear Sir or Madam:

The Division of Water Resources (Division) has received your application(s) to change the place of use, point of diversion or use made of water for the file number(s) referenced above. Please be aware that the Division may have a large number of pending applications on hand at times and makes every attempt to process them in the order in which they are received. You will be contacted if additional information is required.

Please note, this letter only acknowledges receipt of your application(s) and does not guarantee approval. In accordance with the provisions of the Kansas Water Appropriation(s) Act, the use of water as proposed prior to approval of the application(s) is unlawful.

Additional information about the process may be found on our website at <u>agriculture.ks.gov/divisions-programs/dwr</u>. If you have any other questions, please contact our office at 785-564-6640 or your local Garden City Field Office at 620-276-2901. If you call, please reference the file number so we can help you more efficiently.

Sincerely,

Kristen Baum

New Applications and Changes Supervisor

Water Appropriation Program

Krister a Baum