WATER RESOURCES RECEIVED

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 13.55 CHANGE THE PLACE OF USE, THE ept. of Agricult 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
	□ Place of Use
	(Check one or more) Diversion
	☐ Use Made of Water
	File No. <u>41579</u>
2.	Name of applicant: HIGH PLAINS PONDEROSA DAIRY LLC
	Address: 2042 V RD
	City, State and Zip: PLAINS, KS 67869
	Phone Number: (620) 563-9441 E-mail address: greg.bethard@hpp-dairy.com
	What is your relationship to the water right; ☐ owner ☐ tenant ☐ agent ☐ other? If other, please explain
	Name of water use correspondent: SAME AS ABOVE
	Address:
	City, State and Zip:
	Phone Number: ()
3.	The change(s) proposed herein are desired for the following reasons (please be specific): <u>TO INCLUDE THE ENTIRETY OF</u> <u>THE DAIRY OPERATION INTO THE PU</u>
	The change(s) (was) (will be) completed by UPON APPROVAL
	3/24/2025
_	LMoody
F.C	r Office Use Only:  D4 GMD 3 Meets K.A.R. 5-5-1 (YES) NO) Use IRR/ST Source G/S County ME By Date  Description Date 2-24-25 Check # 87532
Со	de CYU Fee \$ 200 TR # Receipt Date 2-24-25 Check # 87532

WATER RESOURCES RECEIVED

FEB 2 4 2025

File No.		
THE INC.		

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It is	(If the	ere are osed tha	at the and — AD NE1/4	place NAM DRES NI NW/4	wo lan of use IE: SS: SW½	be ch	ers, at	tach a	w/4 SW/4	SE¼	NE1/4	SV NW4	N¼ SW¼	SE¼	NE½	T	T	SE¼	
It is	(If the	ere are osed that er of La	at the and — AD NE1/4	place NAM DRES NE NW/4	wo lan of use IE: SS: SW½	be ch	NE%	tach a	w/4 SW/4	SE¼	NE1/4	SV NW4	N¼ SW¼	SE¼	NE¼	T	T	SE¼	
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It is	(If the	ere are osed that er of La  Range	more at the and — AD NE1/4 Prights and — AD	name than to place NAMe DRES	wo lan of use IE: SS: sw¼  over th IE: SS:	be ch	NE%	NW%	M/4 SW/4	SE1/4	NE1/4	SV NW4	N% SW%	SE¼	NE1/4	NW%	SW1/4	SE1/4	ACR
It is	(If the Sprope Owner Twp.	ere are osed that er of La  Range	more at the and — AD NE1/4 Prights and — AD	name than to place NAMe DRES	wo lan of use IE: SS: sw½  bver th IE: SS:	be ch	NE%	NW%	W/4 SW/4	SE1/4	NE1/4	SV NW4	N% SW%	SE1/4		NW'/4	SW1/4		
It is	(If the Sprope Owner Twp.	ere are osed that er of La  Range	more at the and — AD NE1/4 Prights and — AD	name than to place NAMe DRES	wo lan of use IE: SS: sw½  bver th IE: SS:	be ch	NE%	NW%	W/4 SW/4	SE1/4	NE1/4	SV NW4	N% SW%	SE1/4		NW'/4	SW1/4		ACR
It is	(If the Sprope Owner Twp.	ere are osed that er of La  Range	more at the and — AD NE1/4 Prights and — AD	name than to place NAMe DRES	wo lan of use IE: SS: sw½  bver th IE: SS:	be ch	NE%	NW%	W/4 SW/4	SE1/4	NE1/4	SV NW4	N% SW%	SE1/4		NW'/4	SW1/4		TOT

WATER RESOURCES
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The presently autho	rized point(s) of diversion (is) (are)			FEN 24 2025			
The proposed point(	s) of diversion (is) (are)	(Provide description and number of points)  KS Dept. of Agricultur					
The proposed point	s) of diversion (is) (are)		(Provide description and number of	f points)			
ist all presently a	uthorized point(s) of diversion:						
Presently authorize	ed point of diversion:						
One in the	Quarter of the		Quarter of the	Quarter			
	, Township						
	County, Kansas,		feet West of Sou	theast corner of section.			
Authorized Rate	Authorized Quantit	ty					
DWR use only: Co	omputer ID No	GPS	feet North	feet West)			
ceil This point will n	ot be changed	vill be changed as	s follows:				
Proposed point of	diversion: (Complete only if cha	nge is requested	)				
	Quarter of the		<del>77.</del>	Quarter			
	, Township						
	County, Kansas,						
	Proposed Quantity						
	ditional Well						
resently authorize	ed point of diversion:						
One in the	Quarter of the	2 9	Quarter of the	Quarter			
	, Township						
n	County, Kansas,	feet North	feet West of Sou	theast corner of section.			
n	County, Kansas,	feet North ty	feet West of Sou	theast corner of section.			
nAuthorized Rate	County, Kansas, Authorized Quantii	ty	_				
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Authorized Rate  DWR use only: Co	County, Kansas, Authorized Quantii computer ID No ( ot be changed	y GPS vill be changed as	feet Norths follows:				
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Authorized Rate	County, Kansas, Authorized Quantiformputer ID No On the changed	gPS vill be changed as ange is requested feet North t other water rights	feet Norths follows:    Quarter of theSouth, Rangefeet West of South, south, that will use this point	feet West)Quarter(E/W), utheast corner of sectionQuarter			
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### APPLICATION FOR APPROVAL TO CHANGE THE PLACE OF USE SUPPLEMENTAL SHEET – STOCKWATER USE FILE NOS. 41578; 41579 & 41580

MAKE ADDITIONAL COPIES AS NECESSARY

WATER RESOURCES RECEIVED

FEB 2 4 2025

1. Continued: The presently authorized place of use is:

Owner of Land ---- NAME: HIGH PLAINS PONDEROSA DAIRY LLC

KS Dept. of Agriculture

ADDRESS:	2042 \	/ RD PLAINS	KS 67869
_			

		NE1/4					NW¼					SV	N1/4	. 18		SE	=1/4		TOTAL
Sec.	Twp.	Range	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	ACRES
30	33S	30W		7			30.75	L-1 30.75	L-2 30.75	30.75									123
19	33S	30W	14.5	34	40	34	34	L-1 14.5	L-2 34	40	40	L-3 34	L-4 14.5	34	34	40	34	14.5	490
31	33S	30W			1	1,8	30.75	L-1 30.75	L-2 30.75	30.75	30.75	L-3 30.75	L-4 30.75	30.75				4.0	246
7	33S	30W									40	L-3 38.22	L-4 21.38	22.4					122
12	33S	31W										5	25		30	20	20	22	122
18	33S	30W							DA	AIRY (V	V2) & (S	SE)							
7	33S	30W								DAIR	Y (S2)								
12	33S	30W							DAIRY	(S2 LE	SS IRF	LAND	)	2					

Owner of Land --- NAME: ROCK ORMISTON, SOUTHWEST AGRI-CENTER INC.

2. ADDRESS: 303 MAIN ST KISMET, KS 67859

				NE	1/4			NV	V1/4	-52		SV	V1/4	- 1		SE	1/4		TOTAL
Sec.	Twp.	Range	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW¼	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	ACRES
23	33S	31W									32.5	32.5	32.5	32.5	32.5	32.5	32.5	32.5	260
28	33S	31W			-					<u>.</u>					24	24	35	35	118
13	33S	31W		, The			32.5	32.5	32.5	32.5	34	14.5	34	40	14.5	34	40	34	379.5
33	33S	31W	33	33	30.5	30.5													127
24	33S	31W	18	12	31	31	30.75	30.75	30.75	30.75					1	o amend			215
27	33S	31W	31.5	31.5	31.5	31.5									31.5	31.5	31.5	31.5	251

Owner of Land ---- NAME: PARITY INVESTMENTS INC.

3. ADDRESS: <u>303 MAIN ST KISMET, KS 67859 - 9612</u>

	NE1/4							NV	V1/4		SW¼					SE		TOTAL	
Sec.	Twp.	Range	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW¼	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	ACRES
36	33S	31W	30.75	30.75	30.75	30.75		J. J.											123
27	33S	31W						5.51			31.5	31.5	31.5	31.5					125
34	33S	31W					27.5	27.5	27.5	27.5			184						110
35	33S	31W	30.75	30.75	30.75	30.75	30.75	30.75	30.75	30.75	30.75	30.75	30.75	30.75					369
25	33S	31W				1	¢ *				30.75	30.75	30.75	30.75					123

Owner of Land --- NAME: CARL RAY & ZITA BOND

ADDRESS: 125 W 590<sup>TH</sup> AVE GIRARD KS 66743

				NE	Ε1/4	A Second	13.1	N۷	V1/4			SV	V1/4			SE	1/4		TOTAL
Sec.	Twp.	Range	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	SE1/4	ACRES
34	338	31W	30.75	30.75	30.75	30.75													123
										<u>}-</u>				5. V					

DWR	1-121-2	(Revised	5/1/2019)	)
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Continued: If this application is for a change in place of use, it is proposed that the place of use be changed to: B 2 4 2025 Owner of Land ---- NAME: <u>HIGH PLAINS PONDEROSA DAIRY LLC</u>
ADDRESS: <u>2042 V RD PLAINS KS 67869</u>

	- 15	17 17 1					T .							-		N.	5 Dep	10.10	Agriculture
				N	E1/4			NV	V1/4			SV	V1/4			SI	E1/4		TOTAL
Sec.	Twp.	Range	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	ACRES
30	33S	30W					30.75	L-1 30.75	L-2 30.75	30.75								* 1	123
19	33S	30W	14.5	34	40	34	34	L-1 14.5	L-2 34	40	40	L-3 34	L-4 14.5	34	34	40	34	14.5	490
31	33S	30W	2.				30.75	L-1 30.75	L-2 30.75	30.75	30.75	L-3 30.75	L-4 30.75	30.75	F				246
7	33S	30W									40	L-3 38.22	L-4	22.4		4			122
24	33S	31W	41					4			30.5	30.5	30.5	30.5					122
18	33S	30W		4			<u> </u>		DAIRY	(WHO	LE SEC	CTION)		. He days	×				
7	33S	30W		DAIRY (S2)															
12	33S	31W					Sec. at 1			DAIR	Y (S2)					1			
28	33S	30W			1					DAIR	Y (E2)					1			

Owner of Land ---- NAME: ROCK ORMISTON, SOUTHWEST AGRI-CENTER INC.

6. ADDRESS: 303 MAIN ST KISMET, KS 67859

				NE	Ξ1/4			NV	V1/4			SV	V1/4	,		SE	Ξ1/4	'miles	TOTAL
Sec.	Twp.	Range	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW¼	SW1/4	SE1/4	NE1/4	NW¼	SW1/4	SE1/4	ACRES
23	33S	31W									32.5	32.5	32.5	32.5	32.5	32.5	32.5	32.5	260
28	33S	31W													24	24	35	35	118
13	33S	31W		-25			32.5	32.5	32.5	32.5	34	14.5	34	40	14.5	34	40	34	379.5
33	33S	31W	33	33	30.5	30.5		1											127
24	33S	31W	18	12	31	31	30.75	30.75	30.75	30.75				T.					215
27	33S	31W	31.5	31.5	31.5	31.5								-	31.5	31.5	31.5	31.5	251

Owner of Land ---- NAME: PARITY INVESTMENTS INC.

7. ADDRESS: 303 MAIN ST KISMET, KS 67859 - 9612

				NE1/4			NW¼			SW¼			- 7	SE¼			TOTAL		
Sec.	Twp.	Range	NE1/4	NW1/4	SW1/4	SE1/4	ACRES												
36	33S	31W	30.75	30.75	30.75	30.75													123
27	33S	31W									31.5	31.5	31.5	31.5				- 2	125
34	33S	31W			- 2		27.5	27.5	27.5	27.5									110
35	33S	31W	30.75	30.75	30.75	30.75	30.75	30.75	30.75	30.75	30.75	30.75	30.75	30.75					369
25	33S	31W					100				30.75	30.75	30.75	30.75	7.5			P	123

Owner of Land ---- NAME: CARL RAY & ZITA BOND

ADDRESS: 125 W 590<sup>TH</sup> AVE GIRARD KS 66743

	NE¼		NW¼			SW1/4			SE1/4			TOTAL							
Sec.	Twp.	Range	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	ACRES
34	33S	31W	30.75	30.75	30.75	30.75											- 1		123
		- 14								<u> </u>			-						

File	No.		

WATER RESOURCES
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FEB 2 4 2025

File No.

12.	The	e pre	presently authorized use of water is forKS De	pt. of Agricult wirposes.	
			proposed that the use be changed to		purposes.
13.	If c	hang	anging the place of use and/or use made of water, describe how	the consumptive use will i	not be increased.
	W.				
	(Ple	ase s	se show any calculations here.)		
14.	It is	req	equested that the maximum annual quantity of water be reduced	d to	(acre-feet or million gallons).
15.	It is	req	equested that the maximum rate of diversion of water be reduce	ed to gall	ons per minute ( c.f.s.).
16.	1:2 660 No	4,00 047-3 rth a own.	application must include either a topographic map or detailed p 000, is available through the Kansas Geological Survey, 1930 Co 7-3726 (www.usgs.gov). The map should show the location of to a and West of the Southeast corner of the section must be show on. Identify the center of the section, the section lines and the section	onstant Avenue, University the presently authorized po n. The presently authorize tion corners and show the	of Kansas, Lawrence, Kansas bint(s) of diversion. Distances ad place of use should also be appropriate section, township,
	a.	If a	f a change in the location of the point(s) of diversion is proposed	d, show:	
		1)	The location of the proposed point(s) of diversion. Distance must be shown. Please be certain that the information sh Paragraph Nos. 9, 10 and 11 of the application.		
		2)	If the source of supply is groundwater, please show the locati wells, within ½ mile of the proposed well or wells. Identify address of the property owner or owners. If there are no we	each well as to its use a	and furnish name and mailing
		3)	B) If the source of supply is surface water, the names and ma and ½ mile upstream from your property lines must be show		lowner(s) ½ mile downstream
	b.		f a change in the place of use is desired, show the proposed certain that the information shown on the map agrees with the in		
17.	loc we	al so	th documentation to show the change(s) proposed herein will resource of supply as to which the water right relates. This infollogs, test hole logs, and other information as necessary information.	rmation may include state	ments, plats, geology reports,
	-	. 7.	Na S		1
18.	ide rec	ne pontify	proposed change(s) does not meet all applicable rules and regify the rules and regulations for which you request a waiver. est should be granted. Attach documentation showing that grant or prejudicially and unreasonably affect the public interest.	State the reason why a wating the request will not in	vaiver is needed and why the npair existing water rights and
			Sept of the s	A Tree of	Dec.
	will	not	ot prejudicially and unreasonably affect the public interest.	nting the request will not in	

IF MORE SPACE IS NEEDED, ATTACH ADDITIONAL SHEETS AS NECESSARY

File No.		

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.

complete. By filing this application I at as specified in sections 14 and 15 of this						
Dated at Plains		, Kansas, this _	3.	day of	F65	, 20_25
Cry ber	hart			7 144 3 d	(Spouse)	
(Please Print)					(Please Print)	
(Owner)					(Spouse)	
(Please Print)					(Please Print)	
					91.	
(Owner)					(Spouse)	
(Please Print)					(Please Print)	
State of Kansas	) ) SS					
County of Meady	_)					2-1
I hereby certify that the foregoing of, 20_25	application was	signed in my	resence	and sworn	to before me this	s <u>SM</u> day
AND THE SECOND S				27	~	
		RYAN RE	MER /	Sa	Ren.	
My Commission Expires 5-19-20	8 My And	Notary Public - Start Expires 5-19	e of Kansa	S	Notary Public	
		FEE SCHEDU	<u>.E</u>			
Each application to change the place of us application fee set forth in the schedule be	se, the point of diver	rsion or the use r	nade of th	ne water unde	er this section shall be	e accompanied by the
<ul> <li>(1) Application to change a point</li> <li>(2) Application to change a point</li> <li>(3) Application to change the pla</li> <li>(4) Application to change the use</li> </ul>	of diversion more to	han 300 feet				\$200
Make check payable to Kansas Departme	ent of Agriculture.					
	•				WATE	RECEIVED

KS Dept. of Agriculture

FEB 2 4 2025

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1 110 110.	 

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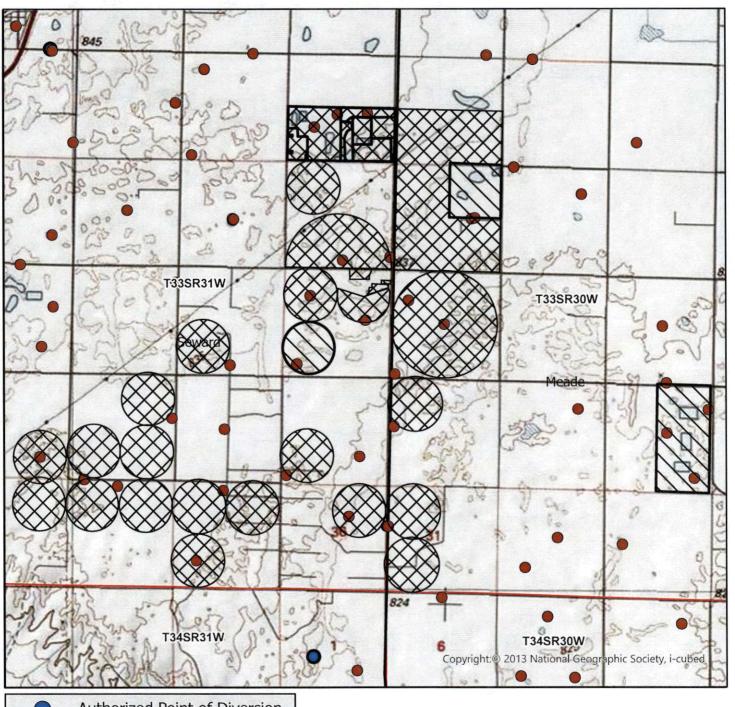
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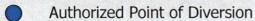
authorized to make this application or complete. By filing this application I a	n their behalf, and declare furth uthorize the chief engineer to pe	as identified herein, or that I represent all such her that the statements contained herein are tr ermanently reduce the quantity of water and/or	ue, correct, and
as specified in sections 14 and 15 of th  Dated at	15UVA Konsee, this	11 thay of February	. 20 25
Sho State			
(Owner)		(Spouse)	
Dax Dittrich (Please Print)		(Please Print)	
(Owner)		(Spouse)	
(Please Print)		(Please Print)	
(Owner)		(Spouse)	
(Please Print)		(Please Print)	
State of Kanson County of Fayetle	_} ss		146
of February, 20	application was signed in my 	presence and sworn to before me this 11	day
My Commission Expires 09. 16	1.2027	Notary Public	
The Control of the Co	FEE SCHED	September 16 2027	
Each application to change the place of u application fee set forth in the schedule bo	se, the point of diversion or the us elow:	e made of the water under this section shall be acc	companied by the
<ul> <li>(1) Application to change a poin</li> <li>(2) Application to change a poin</li> <li>(3) Application to change the pla</li> <li>(4) Application to change the us</li> </ul>	t of diversion 300 feet or less t of diversion more than 300 feet ace of use ande of the water		\$100 \$200 \$200 \$300
Make check payable to Kansas Departm	ent of Agriculture.	WATER RESOURCE RECEIVED	ES

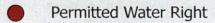
KS Dont of Agriculture

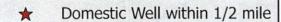
FEB 2 4 2025

### CHANGE IN PLACE OF USE WATER RIGHT, FILE NO. 41578, 41579, 41580











Authorized Place of Use



Proposed Place of Use

WATER RESOURCES RECEIVED



KS Dept. of Agriculture



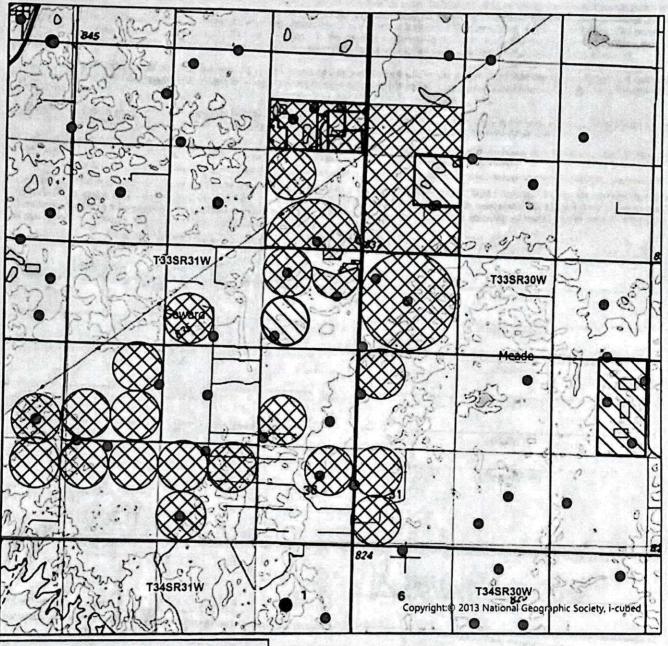
By signing below I agree that all wells, including domestic, and owners names and addresses within 1/2 mile of the proposed point of diversion have been shown on the map

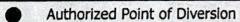
Date

1/23/2025 AH/GCFO 1:57,000 Scale

(Signature)

## CHANGE IN PLACE OF USE WATER RIGHT, FILE NO. 41578, 41579, 41580





Permitted Water Right

★ Domestic Well within 1/2 mile

Authorized Place of Use

Proposed Place of Use

WATER RESOURCES RECEIVED



FEB 2 4 2025

KS Dept. of Agriculture

By signing below I agree that all wells, including domestic, and owners names and addresses within 1/2 mile of the proposed point of diversion have been shown on the map

(Signature) Date 1/23/2025 AH/GCFO 1:57,000 Scale

person in the	
File No.	

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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. Kismet Kansas, this Dated at

(Spouse) (Please Print) (Please Print)

(Spouse) (Please Print)

(Spouse) Owner)

(Please Print) (Please Print)

State of Kansas NOTARY PUBLIC - State of Kansas SS ADRIANA GÓMEZ Seward County of My Appt. Expires O1. 25presence and sworn to before me this I hereby certify that the foregoing application was signed in my

day February 20 25

January 25, 2026 My Commission Expires

#### **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) (2)	Application to change a point of diversion 300 feet or less	00
(3)	Application to change a point of diversion 300 feet or less	00

Make check payable to Kansas Department of Agriculture.

	NI -				
File	NO				

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. • • • • • • • • • • • • • • • • • • •	22nd day of Flbruary, 2023
X Carl Ruy Boxel	
(Owner)	(Spouse)
CARL KAY SOND (Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
State of Kansas County of Crawfurd ss	NOTARY PUBLIC - State of Kansas  JANET BENNETT  My Appt Expires 08/02/2026
I hereby certify that the foregoing application was signed in my of which the foregoing application was signed in my of the foregoing application was signed applications.	Loud Benuth
My Commission Expires 08 02 2020	Motary Public

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(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

Make check payable to Kansas Department of Agriculture.