

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.

6/3/2020, 1:59 PM

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KANSAS DEPARTMENT OF AGRICULTURE
Jackie McClaskey, Secretary of Agriculture

DIVISION OF WATER RESOURCES
David W. Barfield, Chief Engineer

File Number 50170
This item to be completed by the Division of Water Resources.

**APPLICATION FOR PERMIT TO
APPROPRIATE WATER FOR BENEFICIAL USE**
Filing Fee Must Accompany the Application
(Please refer to Fee Schedule attached to this application form.)

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To the Chief Engineer of the Division of Water Resources, Kansas Department of Agriculture,
1320 Research Park Drive, Manhattan, KS 66502:

1. Name of Applicant (Please Print): KENT AND LEIGH RAYL JOHN 414 LLC RRR
Address: 1050 EAST SANTA FE
City: STERLING State KS Zip Code 67579
Telephone Number: (214) 585-1269

2. The source of water is: surface water in _____ (stream)
OR groundwater in Cow Creek (drainage basin)

Certain streams in Kansas have minimum target flows established by law or may be subject to administration when water is released from storage for use by water assurance district members. If your application is subject to these regulations on the date we receive your application, you will be sent the appropriate form to complete and return to the Division of Water Resources.

3. The maximum quantity of water desired is 74.25 acre-feet OR _____ gallons per calendar year, to be diverted at a maximum rate of Nat. Evap gallons per minute OR _____ cubic feet per second.

Once your application has been assigned a priority, the requested maximum rate of diversion and maximum requested quantity of water under that priority number can **NOT** be increased. Please be certain your requested maximum rate of diversion and maximum quantity of water are appropriate and reasonable for your proposed project and are in agreement with the Division of Water Resources' requirements.

4. The water is intended to be appropriated for (Check use intended):
- (a) Artificial Recharge
 - (b) Irrigation
 - (c) Recreational
 - (d) Water Power
 - (e) Industrial
 - (f) Municipal
 - (g) Stockwatering
 - (h) Sediment Control
 - (i) Domestic
 - (j) Dewatering
 - (k) Hydraulic Dredging
 - (l) Fire Protection
 - (m) Thermal Exchange
 - (n) Contamination Remediation

YOU **MUST** COMPLETE AND ATTACH ADDITIONAL DIVISION OF WATER RESOURCES FORM(S) PROVIDING INFORMATION TO SUBSTANTIATE YOUR REQUEST FOR THE AMOUNT OF WATER FOR THE INTENDED USE REFERENCED ABOVE.

For Office Use Only:
F.O. 2 GMD 5 Meets K.A.R. 5-3-1 (YES / NO) Use REC Source G/S County RC By DW Date 11/29/18
Code REG Fee \$ 200 TR # _____ Receipt Date 11/27/18 Check # 1118

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11/29/2018 CW

5. The location of the proposed wells, pump sites or other works for diversion of water is:

Note: For the application to be accepted, the point of diversion location must be described to at least a 10 acre tract, unless you specifically request a 60 day period of time in which to locate the site within a specifically described, minimal legal quarter section of land.

- (A) One in the SE quarter of the NE quarter of the N 1/2 quarter of Section 27, more particularly described as being near a point 4102 feet North and 2817 feet West of the Southeast corner of said section, in Township 21 South, Range 8 West, Rice, Geo-Cent. Groundwater Pit _____ County, Kansas.
- (B) One in the _____ quarter of the _____ quarter of the _____ quarter of Section _____, more particularly described as being near a point _____ feet North and _____ feet West of the Southeast corner of said section, in Township _____ South, Range _____ East/West (circle one), _____ County, Kansas.
- (C) One in the _____ quarter of the _____ quarter of the _____ quarter of Section _____, more particularly described as being near a point _____ feet North and _____ feet West of the Southeast corner of said section, in Township _____ South, Range _____ East/West (circle one), _____ County, Kansas.
- (D) One in the _____ quarter of the _____ quarter of the _____ quarter of Section _____, more particularly described as being near a point _____ feet North and _____ feet West of the Southeast corner of said section, in Township _____ South, Range _____ East/West (circle one), _____ County, Kansas.

If the source of supply is groundwater, a separate application shall be filed for each proposed well or battery of wells, except that a single application may include up to four wells within a circle with a quarter (1/4) mile radius in the same local source of supply which do not exceed a maximum diversion rate of 20 gallons per minute per well.

A battery of wells is defined as two or more wells connected to a common pump by a manifold; or not more than four wells in the same local source of supply within a 300 foot radius circle which are being operated by pumps not to exceed a total maximum diversion rate of 800 gallons per minute and which supply water to a common distribution system.

6. The owner of the point of diversion, if other than the applicant is (please print):

See attached list

 (name, address and telephone number)

 (name, address and telephone number)

You must provide evidence of legal access to, or control of, the point of diversion from the landowner or the landowner's authorized representative. Provide a copy of a recorded deed, lease, easement or other document with this application. In lieu thereof, you may sign the following sworn statement:

I have legal access to, or control of, the point of diversion described in this application from the landowner or the landowner's authorized representative. I declare under penalty of perjury that the foregoing is true and correct.

Executed on July 21, 2018. Paul Ray Kent Ray
 Applicant's Signature Paul R. Kent

The applicant must provide the required information or signature irrespective of whether they are the landowner. Failure to complete this portion of the application will cause it to be unacceptable for filing and the application will be returned to the applicant.

7. The proposed project for diversion of water will consist of 1 Groundwater Pit _____
 (number of wells, pumps or dams, etc.)

and (was)(will be) completed (by) Existing Groundwater Pit
 (Month/Day/Year - each was or will be completed)

8. The first actual application of water for the proposed beneficial use was or is estimated to be In use
 (Mo/Day/Year)

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- 9. Will pesticide, fertilizer, or other foreign substance be injected into the water pumped from the diversion works?
 Yes No If "yes", a check valve shall be required.

All chemigation safety requirements must be met including a chemigation permit and reporting requirements.

- 10. If you are planning to impound water, please contact the Division of Water Resources for assistance, prior to submitting the application. Please attach a reservoir area capacity table and inform us of the total acres of surface drainage area above the reservoir.

Have you also made an application for a permit for construction of this dam and reservoir with the Division of Water Resources? Yes No

- If yes, show the Water Structures permit number here _____
- If no, explain here why a Water Structures permit is not required _____

- 11. The application must be supplemented by a U.S.G.S. topographic map, aerial photograph or a detailed plat showing the following information. On the topographic map, aerial photograph, or plat, identify the center of the section, the section lines or the section corners and show the appropriate section, township and range numbers. Also, please show the following information:

- (a) The location of the proposed point(s) of diversion (wells, stream-bank installations, dams, or other diversion works) should be plotted as described in Paragraph No. 5 of the application, showing the North-South distance and the East-West distance from a section line or southeast corner of section.
- (b) If the application is for groundwater, please show the location of any existing water wells of any kind within 1/2 mile of the proposed well or wells. Identify each existing well as to its use and furnish the name and mailing address of the property owner or owners. If there are no wells within 1/2 mile, please advise us.
- (c) If the application is for surface water, the names and addresses of the landowner(s) 1/2 mile downstream and 1/2 mile upstream from your property lines must be shown.
- (d) The location of the proposed place of use should be shown by crosshatching on the topographic map, aerial photograph or plat.
- (e) Show the location of the pipelines, canals, reservoirs or other facilities for conveying water from the point of diversion to the place of use.

A 7.5 minute U.S.G.S. topographic map may be obtained by providing the section, township and range numbers to: Kansas Geological Survey, 1930 Constant, Campus West, University of Kansas, Lawrence, Kansas 66047.

- 12. List any application, appropriation of water, water right, or vested right file number that covers the same diversion points or any of the same place of use described in this application. Also list any other recent modifications made to existing permits or water rights in conjunction with the filing of this application.

Application is to cover an existing un-authorized groundwater pit.

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13. Furnish the following well information if the proposed appropriation is for the use of groundwater. If the well has not been completed, give information obtained from test holes, if available.

Information below is from: Test holes Well as completed Drillers log attached

Well location as shown in paragraph No.	(A)	(B)	(C)	(D)
Date Drilled	<u>N.A.</u>	_____	_____	_____
Total depth of well	_____	_____	_____	_____
Depth to water bearing formation	_____	_____	_____	_____
Depth to static water level	_____	_____	_____	_____
Depth to bottom of pump intake pipe	_____	_____	_____	_____

14. The relationship of the applicant to the proposed place where the water will be used is that of

OWNER
(owner, tenant, agent or otherwise)

15. The owner(s) of the property where the water is used, if other than the applicant, is (please print):

See attached list
(name, address and telephone number)

(name, address and telephone number)

16. The undersigned states that the information set forth above is true to the best of his/her knowledge and that this application is submitted in good faith.

Dated at Stirling, Kansas, this 27th day of November, 2018.
Colby 27 July (month) 2010 (year)

Kent A Rayl Leigh Ann Rayl John Row
(Applicant Signature) Officer John 414 LLC

By _____
(Agent or Officer Signature)

(Agent or Officer - Please Print)

Assisted by MJM/SFFO ESII Date: 6/7/2018
(office/title)

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50170

Dana and Cheryl Bixby
160 East 12 N
Mt. Home, ID 83647

David and Nancy Bixby
901 Millwood Drive
Salina, KS 67401

Dale and Karen Boger
8212 Caminito Maritimo
La Jolla, CA 92037

Fred and Susan Haines
2392 Hwy K25
Colby, KS 67701

Luke and Julisa Haines
1741 Yocemento Ave
Hayes, KS 67601

~~Jerry and Margaret Kenning
21320 Walnut St.
Elkhorn, NE 68022~~

JAKE & Ashlee Haines
2920 County Rd P
Colby, KS 67701

RFB
~~7/27/20~~
7/27/20

Randy and Annette Mathias
1709 S Partridge Road
Partridge, KS 67566

John 9/14 220

~~Kent and Leigh Rayl
1050 East Santa Fe
Sterling, KS 67579~~

Sold to Fred & Susan

Rodney Rayl
403 S. 6th St.
Sterling, KS 67579

Robb and Julie Ross
715 W. 6th St.
Colby, KS 67701

~~Gavin Bevis
PO Box 641
Eagle Nest, NM 87718~~

Sold to HAINES (JAKE)

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**RECREATIONAL USE
SUPPLEMENTAL SHEET**

File No. 50170

Name of Applicant (Please Print): _____

1. Please indicate type of recreational use (boating, fishing, swimming, etc.): Fishing, swimming,
boating

2. Please summarize how the water will be used and justify the quantity of water requested: _____

Evap Use from an existing groundwater pit, former sand and gravel operation that is no longer active

Potential Net Evap. 21S R8W: 27"

Surface Acres: 33 acres

Evap Use: (27" x 33 Acres) / 12in/AF = 74.25 AF

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

ESTIMATED FUTURE WATER DIVERTED/STORED	
NEXT 5 YEARS	WATER TO BE DIVERTED (ACRE-FEET OR GALLONS)
Year 1	74.25AF
Year 2	74.25AF
Year 3	74.25AF
Year 4	74.25AF
Year 5	74.25AF

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 by providing the fractional part of the Section, Township and Range.

Will be used to cover evaporation losses on a 33 acre groundwater pit located in the North Half of

Section 27, Township 21S, Range 8W Rice County, KS.

You may attach any additional information you believe will assist in informing the Division of the need for your request.

DWR 1-100.25 (09/05/2001)

8/3/2020

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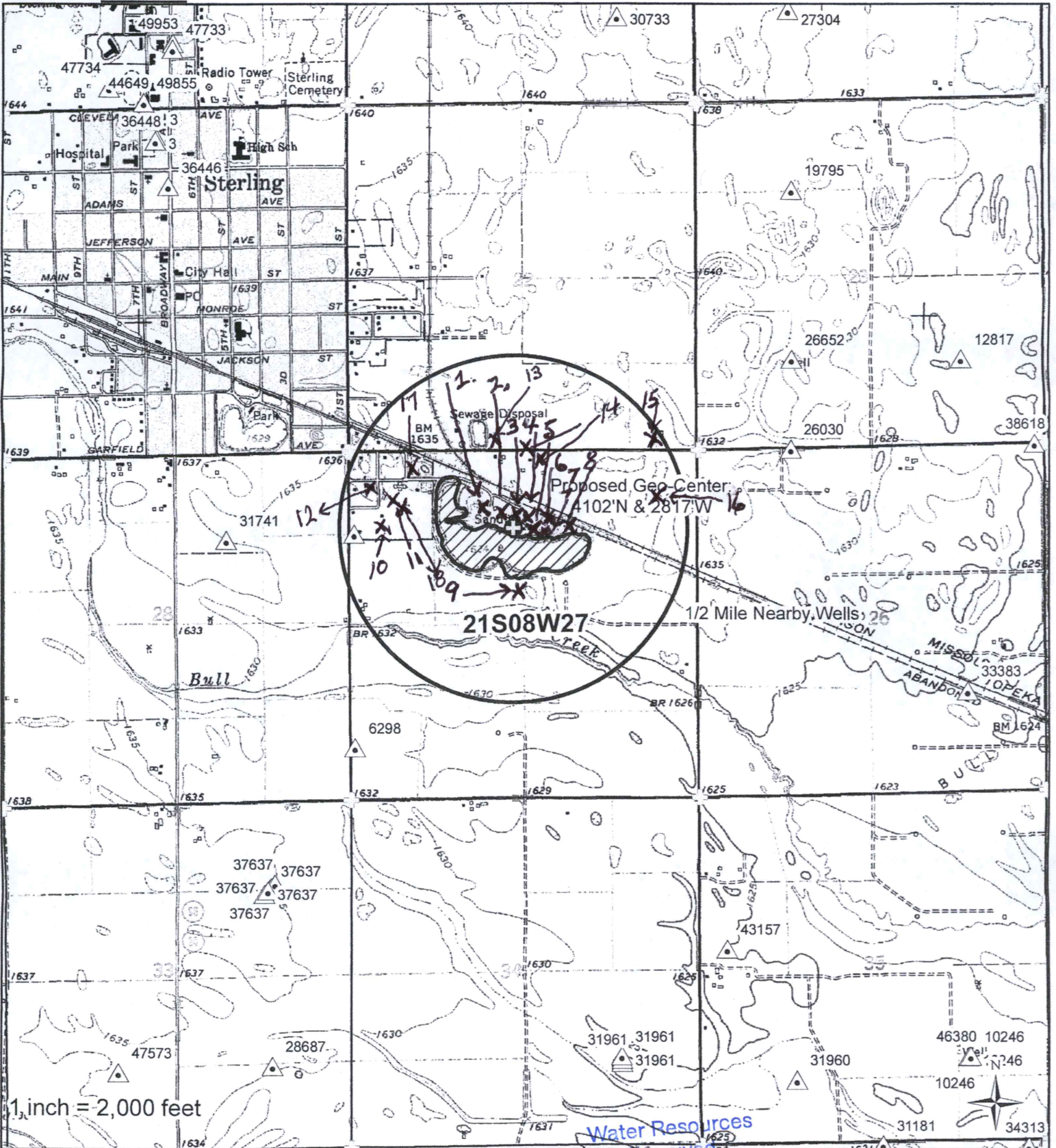
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File No.



1 inch = 2,000 feet

I declare that all water wells or diversion sites using the same source of supply and within 1/2 mile of the proposed point of diversion have been plotted on the application map.

- ⊕ Proposed PD
- ▨ Proposed Place of Use
- ★ Domestic Wells
- △ Water Rights
- ⊕ SFFOsec_corners

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Signature
0 800 1,600 3,200 4,800 6,400 Feet

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F.O. 2
Date: 6/7/2018

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Owners with wells

50170

1. Randy Mathias and Annette Mathias (Amathias@havenschools.com and/or 57rmathias@gmail.com)
Lot & Home: 188-27-0-00-00-004.02
2. Fred Haines and Susan Haines (fredhaines1947@gmail.com or fhaines@roofmasters-rfg.com)
Lot & Home: 188-27-0-00-00-004.19
3. Dale Boger and Karen Boger (dale.boger@outlook.com, boger@scripps.edu and karen.boger@outlook.com)
Lot & Home: 188-27-0-00-00-004.07
4. ~~Gerald Kenning and Margaret Kenning (Margaret/Jerry Kenning: mmkenning@gmail.com)~~
DAKE Ed Ash Ice Haines J HAINES @ roofmasters . com
Lot & Home: 188-27-0-00-00-004.01
5. Luke Haines and Julisa Haines (lhaines@roofmasters-rfg.com and julisahaines@gmail.com)
Lot & Home: 188-27-0-00-00-004.06
6. Dana Bixby and Cheryl Bixby (danabixby@yahoo.com)
Lot & Home: 188-27-0-00-00-004.
7. David Bixby and Nancy Bixby (bixbybuilders@hotmail.com)
Lot & Home: 188-27-0-00-00-004.09
8. ~~Kent Rayl and Leigh Rayl (krayl454@gmail.com and leighrayl@hotmail.com)~~
Lot & Home: 188-27-0-00-00-004.05
9. Robb Ross and Julie Ross (rross@colbyeagles.org and jross@colbyeagles.org)
Lot & Home: 188-27-0-00-00-001.03

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10. Jaret and Tina Wohler 706 South First, Sterling, Kansas 67579

11. Marcela Brown 702 South First, Sterling, Kansas 67579

12. Jeremy Bennett 719 East Santa Fe, Sterling, Kansas 67579

13. Tarra Eidson 915 East Garfield, Sterling, Kansas 67579

14. J. Mathes 1640 Avenue W, Sterling, Kansas 67579

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15. Susan Durham 1695 East ~~Garfield~~ ^{AVE W}, Sterling, Kansas 67579

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16. Scott Walton 2315 17th Road, Sterling, Kansas 67579

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17. Vacant 903 South Avenue B, Sterling, Kansas 67579

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6175 1988-01-01-00-00-00-00

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1988-01-01-00-00-00-00

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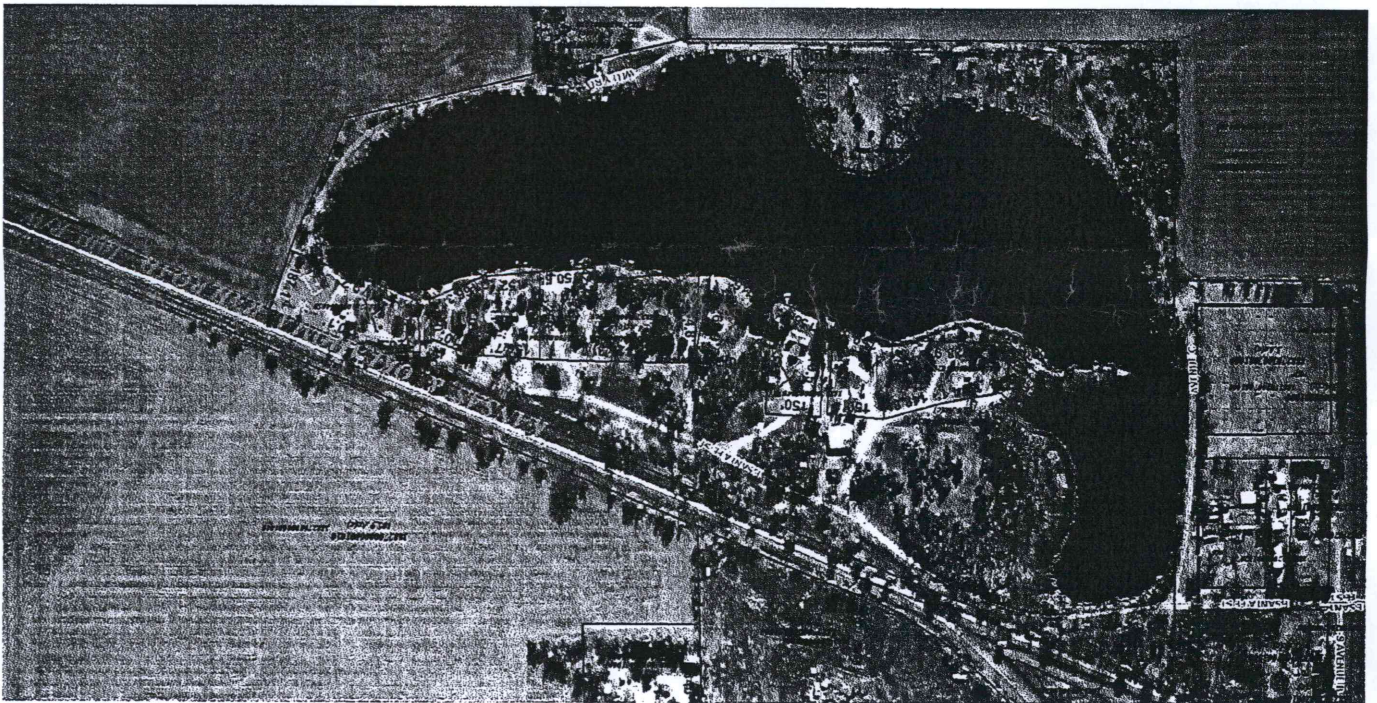
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**MINIMUM DESIRABLE STREAMFLOW FORM TO BE USED WHEN
APPLICABLE WHEN FILING AN APPLICATION FOR PERMIT
TO APPROPRIATE WATER FOR BENEFICIAL USE**

The Kansas Legislature has established minimum desirable streamflows for the streams listed below. If your proposed diversion of water is going to be from one of these watercourses or adjacent alluvial aquifers, please complete the back side of this page and submit it along with your application for permit to appropriate water.

Arkansas River
Big Blue River
Chapman Creek
Chikaskia River
Cottonwood River
Delaware River
Little Arkansas River
Little Blue River
Marais des Cygnes River
Medicine Lodge River
Mill Creek (Wabaunsee Co. area)
Neosho River

Ninnescah River
North Fork Ninnescah River
Rattlesnake Creek
Republican River
Saline River
Smoky Hill River
Solomon River
South Fork Ninnescah
Spring River
Walnut River
Whitewater River

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November 7, 2018
(Date)

Kansas Department of Agriculture
Division of Water Resources
David W. Barfield, Chief Engineer
109 SW 9th Street, 2nd Floor
Topeka, Kansas 66612-1283

Re: Application
File No. 50170

Minimum Desirable Streamflow

Dear Sir:

I understand that a Minimum Desirable Streamflow requirement has been established by the legislature for the source of supply to which the above referenced application applies.

I understand that diversion of water pursuant to this application will be subject to regulation any time Minimum Desirable Streamflow requirements are not being met.

I also understand that if this application is approved, there could be times, as determined by the Division of Water Resources, when I would not be allowed to divert water. I realize that this could affect the economics of my decision to appropriate water.

I am aware of the above factors, and with the knowledge thereof, request that the Division of Water Resources proceed with processing and approval, if possible, of the above referenced application.

Robb Ross
Robb Ross
Officer John 4/14/22

Kent A Ray *Leigh A Ray*
Signature of Applicant
Kent A Ray Leigh A Ray
(Print Applicant's Name)

State of Kansas)
County of Rice) ss

I hereby certify that the foregoing instrument was signed in my presence and sworn to before me this 7th day of November, 20 18.



Tiffany D. Eaton
Notary Public

My Commission Expires:

8/3/2020

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This recreational use application is made by Kent and Leigh Rayl on behalf of the RL Homeowners Association, consisting of the owners of lake front property of RL Lake. It is located in Rice County, near Sterling, Kansas. It was previously a sand pit that was long ago discontinued. It was purchased by Willard Rayl and has been a recreational fishing lake since that time (Rice County CAMA ID 188-27-0-00-00-004.00). We wish to continue this recreational use and only recently learned that we do not have a recreational use permit for the lake. No work on or changes to the lake property is required, it is simply memorialization of existing recreational use and application for such continued use. It is a lake where only fishing and shoreline swimming are permitted. There is no skiing, no jet skis, and a 10 hp limit on outboard motors on the fishing boats. Most use electric trolling motors. All but one homeowner use their homes as vacation homes on the lake, and only one couple lives on their lake property full time. A recent appraisal listed the lake as 30 acres on a 55.9 acre parcel. Owners of shoreline property and members of the RL Homeowners Association wish to be a part of the recreational use and are listed below along with their Rice County property CAMA ID numbers. They are listed starting at the northwest corner of lake (upper corner of map below) and moving around the lake clockwise:

Randy Mathias and Annette Mathias (Amathias@havenschools.com and/or 57rmathias@gmail.com)
Lot & Home: 188-27-0-00-00-004.02

Fred Haines and Susan Haines (fredhaines1947@gmail.com or fhaines@roofmasters-rfg.com)
Lot & Home: 188-27-0-00-00-004.19

Dale Boger and Karen Boger (dale.boger@outlook.com, boger@scripps.edu and Karen.boger@outlook.com)
Lot & Home: 188-27-0-00-00-004.07

~~Gerald Kenning and Margaret Kenning (Margaret/Jerry Kenning: mmkenning@gmail.com)
Lot & Home: 188-27-0-00-00-004.01~~

*Jake & Ashlee Phelan
James @ roofmasters.com*

Luke Haines and Julisa Haines (lhaines@roofmaster-rfg.com and julisahaines@gmail.com)
Lot & Home: 188-27-0-00-00-004.06

*Deletions & changes
with property, own new slip*

Dana Bixby and Cheryl Bixby (danabisby@yahoo.com)
Lot & Home: 188-27-0-00-00-004

David Bixby and Nancy Bixby (bixbybuilders@hotmail.com)
Lot & Home: 188-27-0-00-00-004.09

~~Kent Rayl and Leigh Rayl (krayl454@gmail.com and leighrayl@hotmail.com)
Lot & Home: 188-27-0-00-00-004.05~~

Robb Ross and Julie Ross (rross@colbyeagles.org and jross@colbyeagles.org)
Lot & Home: 188-27-0-00-00-004.04

8/3/2020

Rodney Rayl (rroyl2@cox.net)
Lot: 188-27-0-00-00-0043.04

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~~Gavin Bevis (gbevis16@gmail.com)
Lot: 188-27-0-00-00-004.08~~

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Luke Haines and Julisa Haines (lhaines@roofmasters-rfg.com and julisahaines@gmail.com)
Lot: 188-27-0-00-00-004.12

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Many thanks for your consideration and we believe this should be a very straightforward matter for your consideration and deliberation.

Sincerely,

~~Kent and Leigh Rayl
1050 East Santa Fe
Sterling, KS 67579~~

November 7, 2018

Robb Ross
John 414 LLC
715 W. 6th
Colby, KS
67701

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AMENDED AND RESTATED
OPERATING AGREEMENT

OF

John414 LLC

THIS AMENDED AND RESTATED OPERATING AGREEMENT ("Agreement") is made and entered into effective _____, 2019, by and among the undersigned Members, to completely amend and restate the provisions of the original Operating Agreement signed on January 20, 2017, to provide as follows:

ARTICLE I
OFFICES AND RECORDS

Section 1. Registered Office and Registered Agent. The Limited Liability Company shall have and maintain a registered office in the State of Kansas and a registered agent, which may be an individual, a domestic corporation or itself. The location of the registered office and the name of the registered agent shall be such as shall be determined from time to time by the members and on file in the appropriate office of the State of Kansas pursuant to applicable provisions of law.

Section 2. Company Offices. The Limited Liability Company may have such offices, anywhere within and without the State of Kansas as the members from time to time may appoint, or the business of the Limited Liability Company may require. The "principal place of business" or "principal business" or "executive" office or offices of the Limited Liability Company may be fixed and so designated from time to time by the members.

Section 3. Records. The Limited Liability Company shall keep at its registered office, or principal place of business in Kansas, original or duplicate books in which shall be recorded the following: the names and places of residence of the members and officers; each member's contributions to capital, as adjusted from time to time to properly reflect any additional contributions or withdrawals by the member; the amount of such contribution which is unpaid, if any; and the amount of its assets and liabilities. The Limited Liability Company shall also keep from time to time such other or additional records, statements, lists, and information as may be required by law.

Section 4. Inspection of Records. Any member, in person or by attorney or other agent, shall have the right during the usual hours for business to inspect for any proper purpose the Operating Agreement, a list of members, books of account, records of the proceedings of the meetings of the officers, managers and members and such other books and records of the Limited Liability Company, and to make copies or extracts therefrom. A proper purpose shall mean a purpose reasonably related to such person's interest as a member. In every instance where an attorney or other agent shall be the person who seeks the right of inspection, the demand under oath shall be accompanied by a power of attorney or such other writing that authorizes the attorney or other agent to so act on behalf of the member.

8/3/2020

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L.L.C. Agreement
R Rows
7/27/20

ARTICLE II
MEMBERS' MEETINGS

Section 1. Place of Meetings. All meetings of the members shall be held at the principal business office of the Limited Liability Company in Kansas, except such meetings as shall be held elsewhere by the express determination of the members; in which case, such meetings may be held, upon notice thereof as hereinafter provided, at such other place or places, within or without the State of Kansas, as said members shall have determined, and shall be stated in such notice. Unless specifically prohibited by law, any meeting may be held at any place and time, and for any purpose, if consented to in writing by all of the members entitled to vote thereat.

Section 2. Annual Meetings. An annual meeting of members shall be held on the first business day in the month of January of each year, if not a legal holiday, and if a legal holiday, then on the next secular day following, or on such date as agreed upon by all of the members, at 10:00 a.m. At such meeting the members shall elect a President, Vice-president, Secretary and Treasurer, record the identity of the President, Vice-president, Secretary and Treasurer in the written minutes of such meeting, and transact such other business as may properly be brought before the meeting.

Section 3. Special Meetings. Special meetings of the members may be held for any purpose or purposes. They may be called by the President or by members holding not less than one-fifth of the voting power of the Limited Liability Company. Written notice shall be given according to Section 5 of this Article II.

Section 4. Action in Lieu of Meeting. Any action required to be taken at any annual or special meeting of the members or any other action which may be taken at any annual or special meeting of the members may be taken without a meeting if consents in writing setting forth the action so taken shall be signed by all of the members entitled to vote with respect to the subject matter thereof.

Section 5. Notice. Written notice of each meeting of the members, whether annual or special, stating the place, day and hour of the meeting, and, in case of a special meeting, the purpose or purposes thereof, shall be delivered or given to each member entitled to vote thereat, not less than ten (10) days nor more than sixty (60) days prior to the meeting unless, as to a particular matter, other or further notice is required by law, in which case such other or further notice shall be given.

Any notice of a members' meeting sent by mail shall be deemed to be delivered when deposited in the United States mail with postage thereon prepaid addressed to the member at his/her address as it appears on the records of the Limited Liability Company.

Section 6. Waiver of Notice. Whenever any notice is required to be given under the provisions of this Operating Agreement, or the Articles of Organization of the Limited Liability Company or any law, a waiver thereof in writing signed by the person or persons entitled to such notice, whether before or after the time stated therein, shall be deemed the equivalent to the giving of such notice.

To the extent provided by law, attendance at any meeting shall constitute a waiver of notice of such meeting except when the person attends the meeting for the express purpose of objecting to the transaction of any business because the meeting is not lawfully called or convened, and such person so states such purpose at the opening of the meeting.

Section 7. Presiding Officials. Every meeting of the Limited Liability Company for whatever reason, shall be convened by the President, or by the officer or member who called the meeting by notice as above provided; provided, however, it shall be presided over by the officers specified in Article III, Sections 7 and 8 of this Operating Agreement; and provided, further, the members at any meeting, by a majority vote of members represented thereat, and notwithstanding anything to the contrary elsewhere in this Operating Agreement, may select any persons of their choosing to act as the President, Vice-president, Secretary and Treasurer of such meeting or any session thereof.

Section 8. Business Which May be Transacted at Annual Meetings. At each annual meeting of the members, the members shall elect, by ballot, a President, Vice-president, Secretary, and Treasurer of the Limited Liability Company to hold such office pursuant to Article III, Sections 7, 8, 9 and 10. The members at their own discretion, may elect additional officers whose titles and functions are designated in Article III and may transact such other business as may be desired, whether or not the same was specified in the notice of the meeting, unless the consideration of such other business without its having been specified in the notice of the meeting as one of the purposes thereof is prohibited by law.

Section 9. Business Which May be Transacted at Special Meetings. Business transacted at all special meetings shall be confined to the purposes stated in the notice of such meetings, unless the transaction of other business is consented to by all of the members of the Limited Liability Company entitled to vote thereat.

Section 10. Quorum. At all meetings of the members a majority of the members present, in person or by proxy, shall constitute a quorum for the transaction of business, unless a greater number as to any particular matter is required by law, the Articles of Organization or this Operating Agreement, and the act of a majority of the members present at any meeting at which there is a quorum, except as may be otherwise specifically provided by law, by the Articles of Organization, or by this Operating Agreement, shall be the act of the members.

Less than a quorum may adjourn a meeting successively until a quorum is present, and no notice of adjournment shall be required.

Section 11. Proxies. At any meeting of the members every member having the right to vote shall be entitled to vote in person, or by proxy executed in writing by such member or by his duly authorized attorney-in-fact. No proxy shall be valid after three years from the date of its execution, unless otherwise provided in the proxy.

Section 12. Voting. Each member shall have one vote for each \$1.00 of capital contributed to the Limited Liability Company which is registered in his name on the books of the Limited Liability Company, as the amount of such capital is adjusted from time to time to properly reflect any additional contributions to or withdrawals from capital by the member.

Section 13. Executive Committee and Other Committees. The members may, by resolution passed by a majority of the members, designate an executive committee or other committees, any such committee to consist of one or more members of the Limited Liability Company, and, to the extent provided in said resolution or resolutions, shall have and may exercise all of the authority of the members in the management of the business and affairs of the Limited Liability Company.

Each such committee shall keep regular minutes of its proceedings and the same shall be recorded in the minute book of the Limited Liability Company. The Secretary or an Assistant Secretary of the Limited Liability Company may act as Secretary for a committee if the committee so requests.

Section 14. Meeting by Telephonic Conference or Similar Communications Equipment. Unless otherwise restricted by the Articles of Organization or this Operating Agreement or by law, the members of the Limited Liability Company, or any committee thereof designated by such members, may participate in a meeting of such members or committee by means of telephonic conference or similar communications equipment whereby all persons participating in the meeting can hear and speak to each other, and participation in a meeting in such manner shall constitute presence in person at such meeting.

ARTICLE III OFFICERS

Section 1. Officers, Who Shall Constitute. The Limited Liability Company shall have a President, Vice-president, Secretary and Treasurer and any other officer or officers the members deem necessary, who shall be elected at any special or annual meeting of the members. Any number of offices may be held by the same person.

Section 2. Term of Office. Each officer of the Limited Liability Company shall hold his/her office for the term for which he/she was elected, or until he/she resigns or is removed by the members, whichever first occurs.

Section 3. Appointment of Officers and Agents, Terms of Office. The members from time to time may also appoint such other officers and agents for the Limited Liability Company as they shall deem necessary or advisable. All appointed officers and agents shall hold their respective positions at the pleasure of the members or for such terms as the members may specify, and they shall exercise such powers and perform such duties as shall be determined from time to time by the members, or by an elected officer empowered by the members to make such determination.

Section 4. Removal. Any officer or agent elected or appointed by the members, and any employee, may be removed or discharged by the members whenever in their judgment the best interests of the Limited Liability Company would be served thereby, but such removal shall be without prejudice to the contract rights, if any, of the person so removed.

Section 5. Salaries and Compensation. Salaries and compensation of all elected officers of the Limited Liability Company shall be fixed, increased or decreased by the members. Salaries and compensation of all other appointed officers and agents, and employees of the Limited Liability Company may be fixed, increased or decreased by the members, but until action is taken with respect thereto by the members, the same may be fixed, increased or decreased by such other officer or officers as may be empowered by the members to do so.

Section 6. Delegation of Authority to Hire, Discharge, and Otherwise Supervise. The members, from time to time, may delegate to the President or other officer or executive employee of the Limited Liability Company, authority to hire, discharge and fix and modify the duties, salary or other compensation of employees of the Limited Liability Company under their jurisdiction, and the members may delegate to

such officer or executive employee similar authority with respect to obtaining and retaining for the Limited Liability Company the services of attorneys, accountants and other experts.

Section 7. The President. The President shall be the chief executive officer of the Limited Liability Company. The President shall preside at all meetings of the members. He shall have general and active management of the business of the Limited Liability Company and shall carry into effect all directions and resolutions of the members.

The President may execute all bonds, notes, debentures, mortgages, and other contracts of the Limited Liability Company and all other instruments for and in the name of the Limited Liability Company.

The President, when authorized to do so by the members, may execute powers of attorney from, for, and in the name of the Limited Liability Company, to such proper person or persons as he may deem fit, in order that thereby the business of the Limited Liability Company may be furthered or action taken as may be deemed by him necessary or advisable in furtherance of the interests of the Limited Liability Company.

The President, except as may be otherwise directed by the members, shall attend meetings of stockholders of corporations to represent this Limited Liability Company thereat and to vote or take action with respect to the shares of any such corporation owned by this Limited Liability Company in such manner as he shall deem to be for the interest of the Limited Liability Company or as may be directed by the members.

The President shall, unless the members otherwise provide, be an ex officio member of all standing committees. He shall have such general executive powers and duties of supervision and management as are usually vested in the office of the chief executive of a corporation.

The President shall have such other or further duties and authority as may be prescribed elsewhere in this Operating Agreement or from time to time by the members, and the members may from time to time divide the responsibilities, duties, and authority between them to such extent as they may deem advisable.

Section 8. Vice-presidents. If the members of the Limited Liability Company choose to elect a Vice-president or Vice-presidents, the Vice-presidents in the order of their seniority, as determined by the members, shall, in the absence, disability or inability to act of the President, perform the duties and exercise the powers of the President, and shall perform such other duties as the members shall from time to time prescribe.

Section 9. The Secretary and Assistant Secretaries. The Secretary shall attend all sessions of the members and, except as otherwise provided for in Article II, Section 7 of this Operating Agreement, all meetings of the members, and shall record or cause to be recorded all votes taken and the minutes of all proceedings in a minute book of the Limited Liability Company to be kept for that purpose. The Secretary shall perform like duties for the other standing committees when requested by the members or such committee to do so.

The Secretary's principal responsibility shall be to give, or cause to be given, notice of all meetings of the members, but this shall not lessen the authority of others to give such notice as is authorized elsewhere in this Operating Agreement.

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The Secretary shall see that all books, records, lists and information, or duplicates, required to be maintained at the registered or some office of the Limited Liability Company in Kansas, or elsewhere, are so maintained.

The Secretary shall perform such other duties and have such other authority as may be prescribed elsewhere in this Operating Agreement or from time to time by the members or the President, under whose direct supervision the Secretary shall be.

The Secretary shall have the general duties, powers and responsibilities of a Secretary of a corporation.

If the members of the Limited Liability Company choose to elect an Assistant Secretary or Assistant Secretaries, the Assistant Secretaries, in the order of their seniority, in the absence, disability or inability to act of the Secretary, shall perform the duties and exercise the powers of the Secretary, and shall perform such other duties as the members may from time to time prescribe.

Section 10. The Treasurer and Assistant Treasurers. If the members of the Limited Liability Company choose to elect a Treasurer, the Treasurer shall have responsibility for the safekeeping of the funds and securities of the Limited Liability Company, and shall keep or cause to be kept full and accurate accounts of receipts and disbursements in books belonging to the Limited Liability Company. He shall keep, or cause to be kept, all other books of account and accounting records of the Limited Liability Company, and shall deposit or cause to be deposited all moneys and other valuable effects in the name and to the credit of the Limited Liability Company in such depositories as may be designated by the members.

The Treasurer shall disburse, or permit to be disbursed, the funds of the Limited Liability Company as may be ordered, or authorized generally, by the members and shall render to the chief executive officers of the Limited Liability Company and the members, whenever they may require it, an account of all his transactions as Treasurer and of those under his jurisdiction, and of the financial condition of the Limited Liability Company.

The Treasurer shall perform such other duties and shall have such other responsibility and authority as may be prescribed elsewhere in this Operating Agreement or from time to time by the members.

The Treasurer shall have the general duties, powers and responsibility of a Treasurer of a corporation, and shall be the chief financial and accounting officer of the Limited Liability Company.

If required by the members, he shall give the Limited Liability Company a bond in a sum and with one or more sureties satisfactory to the members for the faithful performance of the duties of his office, and for the restoration to the Limited Liability Company, in the case of his death, resignation, retirement or removal from office, of all books, papers, vouchers, money and other property of whatever kind in his possession or under his control which belong to the Limited Liability Company.

If the members choose to elect an Assistant Treasurer or Assistant Treasurers, the Assistant Treasurers in the order of their seniority shall, in the absence, disability or inability to act of the Treasurer, perform the duties and exercise the powers of the Treasurer, and shall perform such other duties as the members shall from time to time prescribe.

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Section 11. Duties of Officers May Be Delegated. If any officer of the Limited Liability Company be absent or unable to act, or for any other reason the members may deem sufficient, the members may delegate, for the time being, some or all of the functions, duties, powers and responsibilities of any officer to any other officer, or to any other agent or employee of the Limited Liability Company or other responsible person, provided a majority of the members concur therein.

ARTICLE IV
INDEMNIFICATION OF MEMBERS AND OFFICERS

Section 1. Members. The Limited Liability Company shall indemnify any person who was or is a party or is threatened to be made a party to any threatened, pending or completed action, suit, or proceeding, whether civil, criminal, administrative or investigative, including an action by or in the right of the Limited Liability Company, by reason of the fact that he is or was a member of the Limited Liability Company, or is or was serving at the request of the Limited Liability Company as a director, officer, employee or agent of a corporation, partnership, joint venture, trust or other enterprise, against expenses, judgments, fines and amounts paid in settlement actually and reasonably incurred by him in connection with the defense or settlement of such action, suit or proceeding, including attorneys' fees, to the full extent permitted by Kansas law.

Section 2. Officers, Employees and Agents. The Limited Liability Company may, at the discretion of the members, indemnify any person who was or is a party or is threatened to be made a party to any threatened, pending or completed action, suit, or proceeding, whether civil, criminal, administrative or investigative, including an action by or in the right of the Limited Liability Company, by reason of the fact that he is or was an officer, employee or agent of the Limited Liability Company, or is or was serving at the request of the Limited Liability Company, as a director, officer, employee or agent of a corporation, partnership, joint venture, trust or other enterprise, against expenses, judgments, fines and amounts paid in settlement actually and reasonably incurred by him in connection with the defense or settlement of such action, suit or proceeding, including attorneys' fees, to the full extent permitted by Kansas law.

Section 3. Expenses.

(a) The Limited Liability Company shall pay the member, or such person or entity as the member may designate, on a continuing and current basis, and in any event not later than ten (10) business days following receipt by the Limited Liability Company of the member's request for reimbursement, all expenses, including attorneys fees, costs, settlements, fines and judgments incurred by or levied upon the member in connection with any action, suit or proceeding referred to in Article IV, Section 1.

(b) To the extent that an officer, employee or agent of the Limited Liability Company has been successful on the merits or otherwise in defense of any action, suit or proceeding referred to in Article IV, Section 2, or in defense of any claim, issue or matter therein, he shall be indemnified against expenses actually and reasonably incurred by such person in connection therewith, including attorneys' fees.

(c) Expenses incurred by a member or officer in defending a civil or criminal action, suit, or proceeding may be paid by the Limited Liability Company in advance of the final disposition of such action, suit, or proceeding upon receipt of an undertaking by or on behalf of the member or

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officer to repay such amount if it is ultimately determined that the member or officer is not entitled to be indemnified by the Limited Liability Company as authorized in this Operating Agreement. Such expenses incurred by other employees and agents may be so paid upon such terms and conditions, if any, as the members deem appropriate.

Section 4. Company Authorization. Any indemnification of members, officers, employees or agents pursuant to this Article IV, unless ordered by a court, shall be made by the Limited Liability Company only as authorized in the specific case upon a determination that such indemnification is proper in the circumstances because such member, officer, employee or agent has met the applicable standard of conduct set forth in Kansas law. Such determination shall be made by the members by a majority vote of a quorum consisting of members who were not parties to the action, suit, or proceeding, or if such a quorum is not obtainable, or even if obtainable a quorum of disinterested members so directs, by independent legal counsel in a written opinion.

Section 5. Notification and Defense of Claim. Promptly after receipt by a member, officer, employee or agent of notice of the commencement of any action, suit or proceeding, the member, officer, employee or agent will, if a claim in respect thereof is to be made against the Limited Liability Company, notify the Limited Liability Company of the commencement thereof. The failure to promptly notify the Limited Liability Company will not relieve the Limited Liability Company from any liability that it may have to the member, officer, employee or agent hereunder, except to the extent the Limited Liability Company is prejudiced in its defense of such claim as a result of such failure. Unless otherwise requested by the members, written notification shall not be necessary if the member, officer, employee or agent informs a majority of the members of the commencement of any such action, or, independent of such notification by the member, officer, employee or agent, a majority of the members has reason to believe such action has been initiated or threatened. With respect to any such action, suit or proceeding as to which the member, officer, employee or agent notified, or is deemed to have notified the Limited Liability Company of the commencement thereof, the following shall apply:

(a) The Limited Liability Company will be entitled to participate therein at its own expense;

(b) Except as otherwise provided below, to the extent that it may wish, the Limited Liability Company, jointly with any other indemnifying party similarly notified, will be entitled to assume the defense thereof with counsel reasonably satisfactory to the member, officer, employee or agent. After notice from the Limited Liability Company to the member, officer, employee or agent of its election so to assume the defense thereof, the Limited Liability Company will not be liable to the member, officer, employee or agent for any legal or other expenses subsequently incurred by the member, officer, employee or agent in connection with the defense thereof other than reasonable costs of investigation or unless (i) the employment of separate counsel by the member, officer, employee or agent has been authorized by the Limited Liability Company, (ii) the member, officer, employee or agent reasonably concludes that there may be a conflict of interest between the Limited Liability Company and the member, officer, employee or agent in the conduct of the defense of such action and that such conflict may lead to exposure for the member, officer, employee or agent not otherwise indemnifiable and the member, officer, employee or agent notifies the Limited Liability Company of such conclusion and decision to employ separate counsel, or (iii) the Limited Liability Company fails to employ counsel to assume the defense of such action. The Limited Liability Company shall not be entitled to assume the defense of any action, suit or proceeding brought by or

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on behalf of the Limited Liability Company or as to which the member, officer, employee or agent reasonably makes the conclusion provided for in (b)(ii) above; and

(c) The Limited Liability Company shall not be liable to indemnify the member, officer, employee or agent for any amount paid in settlement of any action or claim effected without its written consent. The Limited Liability Company shall not settle any action or claim in any manner which would impose any penalty or limitation on the member, officer, employee or agent without the written consent of the member, officer, employee or agent. Neither the Limited Liability Company nor the member, officer, employee or agent will unreasonably withhold their consent to any proposed settlement.

Section 6. Not Exclusive. The indemnification and advancement of expenses provided by this Article IV shall not be deemed exclusive of any other rights to which those seeking indemnification or advancement of expenses may be entitled under the Articles of Organization, as amended from time to time, or any agreement, vote of disinterested members or otherwise, both as to action in his official capacity and as to action in another capacity while holding such office, and shall continue as to a person who has ceased to be a member or officer and shall inure to the benefit of the heirs, executors and administrators of such person.

Section 7. Further Indemnity. The Limited Liability Company shall have the power to give any further indemnity, in addition to the indemnity authorized or contemplated under this Article IV, to any person who is or was a member, officer, employee or agent or to any person who is or was serving at the request of the Limited Liability Company as a director, officer, employee or agent of a corporation, partnership, joint venture, trust or other enterprise; provided, however, no such indemnity shall indemnify any person from or on account of such person's conduct which was finally adjudged to have been knowingly fraudulent, deliberately dishonest or willful misconduct, or if it is determined by a final judgment or other final adjudication by a court of competent jurisdiction considering the question of indemnification that such payment of indemnification is or would be in violation of applicable law. The Limited Liability Company may enter into indemnification agreements with each member and officer of the Limited Liability Company whom the member authorizes by vote of a majority of a quorum of disinterested members.

Section 8. Insurance. The Limited Liability Company may purchase and maintain insurance on behalf of any person who is or was a member, officer, employee or agent of the Limited Liability Company, or is or was serving at the request of the Limited Liability Company as a director, officer, employee or agent of another corporation, partnership, joint venture, trust or other enterprise against any liability asserted against him and incurred by him in any such capacity, or arising out of his status as such, whether or not the Limited Liability Company would have the power to indemnify him against such liability under the provisions of this Article IV. When, and if, the Limited Liability Company obtains such insurance coverage, the Limited Liability Company shall not be required to maintain such insurance coverage in effect; provided, however, the Limited Liability Company notifies the covered person in writing within five (5) business days of the making of the decision to not renew or replace such insurance policy. The maintenance of such insurance shall not diminish, relieve or replace the Limited Liability Company's liability for indemnification under the provisions hereof. A claim for reimbursement thereunder shall not be denied on the basis that such amount may or will be covered by such insurance policy if such payments from the insurance company will not be made to the covered person within ten (10) business days of the claim for reimbursement.

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Section 9. Definitions.

(a) For the purpose of this Article IV, references to "the Limited Liability Company" include all constituent entities absorbed in a consolidation or merger as well as the resulting or surviving entity, so that any person who is or was a member or officer of such a constituent entity or is or was serving at the request of such constituent entity as a director or officer of a corporation, partnership, joint venture, trust or other enterprise shall stand in the same position under the provisions of this Article IV, with respect to the resulting or surviving corporation or other entity as he would if he had served the resulting or surviving corporation or other entity in the same capacity.

(b) For purposes of this Article IV, the following definitions shall apply:

(i) The term "other enterprise" shall include employee benefit plans.

(ii) The term "fines" shall include any excise taxes assessed on a person with respect to an employee benefit plan.

(iii) The term "serving at the request of the Limited Liability Company" shall include any service as a member or officer of the Limited Liability Company which imposes duties on, or involves services by, such member or officer with respect to an employee benefit plan, its participants, or beneficiaries.

(iv) A person who acted in good faith and in a manner he reasonably believed to be in the interest of the participants and beneficiaries of an employee benefit plan shall be deemed to have acted in a manner "not opposed to the best interests of the Limited Liability Company".

ARTICLE V
MEMBER'S INTERESTS

Section 1. The Members' interests are considered equal and their percentage interests are as follows:

Alex L. Haines and Amber Haines	(1/6 th share)
Frederick L. & Susan J. Haines	(1/6 th share)
Jake & Ashlee Haines	(1/6 th share)
Dale L. M. & Karen M. Boger	(1/6 th share)
Lucas C. Haines & Julisa K. Haines	(1/6 th share)
Robb R. & Julie A. Ross	(1/6 th share)

The Members may modify the Company Percentages by unanimous agreement.

Nothing herein shall prohibit any individual member as set forth above from assigning or otherwise transferring his or her individual interest to a revocable living trust of which the said person is a grantor and/or a trustee.

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Section 2. Contribution to Capital. The initial contributions of each Member shall be _____ (\$ _____) each. Contributions to the capital of the Limited Liability Company may be paid for, wholly or partly, by cash, by personal property, or by real property. Upon receipt of the total amount of the contribution to capital, the contribution shall be declared and taken to be fully paid and not liable to further call, nor shall the holder thereof be liable for any further payments on account of that contribution. Members may be subject to additional contributions to capital as set forth in the Articles of Organization or as determined by the members from time to time.

Section 3. Transfers of Member's Interest. Transfers of a member's interest in the Limited Liability Company shall be made according to the terms of the Articles of Organization and this Operating Agreement and as determined by the Members from time to time, and shall be recorded on the transfer books of the Limited Liability Company. The transfer records shall be in the possession of the Secretary or of a transfer agent or clerk for the Limited Liability Company.

Section 4. Certificates for Interests. Certificates representing the Member's Interest in the Limited Liability Company shall be in such form as shall be determined by the Members. Such certificates shall be signed by the president and the secretary. All certificates surrendered to the Limited Liability Company for transfer shall be cancelled and no new certificates shall be issued until the former certificates shall have been surrendered and cancelled, except that in case of a lost, destroyed or mutilated certificate, a new one may be issued therefor upon such terms and indemnity to the Limited Liability Company as the Members may prescribe.

Section 5. Pledge of Certificate. No pledge of any Certificate issued to any Member shall be permitted except as approved in writing by all Members of the Limited Liability Company.

ARTICLE VI DISTRIBUTION OF PROFITS AND RESERVES

The profits and capital reserves of the Limited Liability Company shall be distributed to the members, from time to time, as permitted under the Kansas Limited Liability Company Act and as determined by the members of the Limited Liability Company at an annual meeting or special meeting of the members.

ARTICLE VII GENERAL

Section 1. Fixing of Capital, Transfers of Surplus. Except as may be specifically otherwise provided in the Articles of Organization, the members are expressly empowered to exercise all authority conferred upon them or the Limited Liability Company, by any law or statute, and in conformity therewith, relative to the determination of the value of the property received of the Limited Liability Company.

Section 2. Disposition of Property. Real or personal property owned or purchased by the Limited Liability Company may be held and owned, and conveyance shall be made, in the name of the Limited Liability Company. Instruments and documents providing for the acquisition, mortgage, or disposition of property of the Limited Liability Company shall be valid and binding upon the Limited Liability Company if they are executed by one or more members of the Limited Liability Company. 8/3/2020

Section 3. Checks. All checks or instruments for the payment of money and all notes of the Limited Liability Company shall be signed by such officer or officers or such other person or persons as the members may from time to time designate. If no such designation is made, and unless and until the members otherwise provide, the President and Secretary shall have power to sign all such instruments for, on behalf of and in the name of the Limited Liability Company, which are executed or made in the ordinary course of the Company's business.

Section 4. Fiscal Year. The members shall have the paramount power to fix, and from time to time, to change, the fiscal year of the Limited Liability Company. In the absence of action by the members, however, the fiscal year of the Limited Liability Company shall end each year on the date which the Limited Liability Company treated as the close of its first fiscal year, until such time, if any, as the fiscal year shall be changed by the members.

Section 5. Annual Report. The Limited Liability Company shall make an annual report in writing to the Kansas Secretary of State, showing the financial condition of the Limited Liability Company at the close of business on the last day of its tax period next preceding the date of filing. If the Limited Liability Company's tax period is other than the calendar year, it shall give notice of its different tax period in writing to the Kansas Secretary of State prior to December 31 of the year it commences the different tax period. The annual report shall be filed at the time prescribed by law for filing the Limited Liability Company's annual Kansas income tax return, with such extensions of times for filing its report as are granted under the Internal Revenue Code.

CERTIFICATE

The undersigned do hereby certify, by their signatures affixed hereto, that the foregoing Amended and Restated Operating Agreement was adopted by the members of the limited liability company the _____ day of _____, 2019.

Lucas C. Haines, Managing Member

Julisa K. Haines, Member

Alex L. Haines, Member

Amber Haines, Member

Frederick L. Haines, Member

Susan J. Haines, Member

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Jake Haines, Member

Ashlee Haines, Member

Dale L. M. Boger, Member

Karen M. Boger, Member

Robb R. Ross, Member

Julie A. Ross, Member

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Water Resources
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KS Dept Of Agriculture

EXHIBIT "A"
Revised _____, 2019

Limited Liability Company Percentages

Alex L. Haines and Amber Haines	(1/6 th share/.16666667%)
Frederick L. & Susan J. Haines	(1/6 th share/.16666667%)
Jake & Ashlee Haines	(1/6 th share/.16666667%)
Dale L. & Karen M. Boger	(1/6 th share/.16666667%)
Lucas C. Haines & Julisa K. Haines	(1/6 th share/.16666667%)
Robb R. & Julie A. Ross	(1/6 th share/.16666667%)

100% Total Percentages

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Sample

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KANSAS SECRETARY OF STATE
**Certificate of Reinstatement
of Limited Liability Company**

All information on this form **must be complete**, accompanied by the **correct filing fee**, and **all past due annual reports** or the document will **not** be accepted for filing.

GENERAL FILING INSTRUCTIONS

Important Information: If the forfeited business entity's name currently on file with the Secretary of State's Office is **not** available at the time of reinstatement, you may change the entity name on the reinstatement form by the following method:

On **question 2**, list the entity name as it is currently on file and state that it is changing to the new name.

Example: **ABC, LLC changing its name to DEF, LLC**

<input type="checkbox"/> Filing fee	The filing fee for this document is \$35 . An \$85 penalty fee also applies if the reason for forfeiture is failure to timely file the annual report.
<input type="checkbox"/> Payment	<p>Please submit payment by check, money order, or credit card. Checks and money orders need to be made payable to the Secretary of State. Forms received without the appropriate fee will not be accepted for filing. (Payment of fees for any annual reports submitted with the reinstatement form may be added to your check or money order. If paying by credit card, annual report fees will be charged to the card.) Please do not send cash.</p> <p>NOTICE: There is a \$25 service fee for all checks returned by your financial institution.</p> <p>Visa, MasterCard, Discover, and American Express are accepted. To use a credit card, please provide the following information:</p> <p>Credit card number <u>5463255181650523</u> <i>See ATTACHED!</i></p> <p>Billing zip code <u>67601</u> Expiration date <u>05/23</u></p>
<input type="checkbox"/> Daytime phone and contact person	785-628-3614 LUKE HAINES <i>CELL - 785 650 4500</i>
<input type="checkbox"/> Mailing requirement	The certificate of reinstatement and all past due annual reports and unpaid fees or taxes must be filed at the same time. Please make sure all documents, fees and/or taxes are mailed in the same envelope .
<input type="checkbox"/> Fax filing available	<p>Documents may be fax filed for a processing fee of \$20 in addition to the normal filing fee. Include contact name, daytime phone number, credit card number, credit card expiration date and billing zip code.</p> <p>Fax documents and payment information to Business Services, 785-296-4570. Faxed documents will receive that day's file date if they are without errors and received prior to 4 PM CST.</p> <p>Processed documents will be returned by mail. You may request a file-stamped copy be faxed for an additional \$1 per page. Fax filing does not guarantee same day activation or return faxing.</p>
<input type="checkbox"/> No duplicate copies	Please do not send duplicate copies of your document. The original is processed, and returned to you by mail.
<input type="checkbox"/> No email	We cannot accept any filings by email, except for the MA mailing address change form.
<input type="checkbox"/> No filing by phone	No documents or reports can be filed with our office by phone.
<input type="checkbox"/> Public information	All documents filed with our office are available to the public and may be viewed online at www.sos.ks.gov without cost. Please consider this when providing information on our forms. Instructions and payment information are not public information and are shredded after use.

8/3/2020
Water Resources
Received
KS Dept Of Agriculture

RRR 7/27/20

3-10

RC
53-08

KANSAS SECRETARY OF STATE
Certificate of Reinstatement
of Limited Liability Company

Memorial Hall, 1st Floor (785) 296-4564
120 S.W. 10th Avenue kssos@ks.gov
Topeka, KS 66612-1594 https://sos.kansas.gov

THIS SPACE FOR OFFICE USE ONLY.

Instructions: All information must be completed or this document will not be accepted for filing.

1. Business entity ID number:

Not Federal Employer ID Number (FEIN).

8546640

2. Name of entity:

Must match name on record with Secretary of State.

JOHN 414 LLC

3. Name of resident agent and physical address of registered office in Kansas:

Must be a Kansas street address. A P.O. Box or Rural Route/Box is unacceptable.

Name

LUCAS C HAINES

Street Address

1741 YOCEMENTO AVE

City

HAYS

State

KS

Zip

67601

4. Mailing address:

Address will be used to send official mail from the Secretary of State's Office.

Attention Name

LC HAINES

Address

PO BOX 664

City

HAYS

State

KS

Zip

67601

Country

USA

5. The limited liability company's articles of organization or application for authority to do business in Kansas has been forfeited for failure to timely file an annual report and pay the annual report fee or franchise tax, or has been forfeited for failure to designate or maintain a resident agent and registered office.

6. This certificate is filed by one or more persons of the limited liability company authorized to execute and file such certificate of reinstatement in compliance with K.S.A. 17-76,146(a)(3).

7. I declare under penalty of perjury under the laws of the state of Kansas that the foregoing is true and correct.

Signature of Authorized Person

Name of Signer (printed or typed)

LUCAS C HAINES

8/3/2020

Water Resources
Received

KS Dept Of Agriculture

if there are any question please call me at 785-650-4500

Billing information Credit Card

name on card: Lucas C Haines

daytime ph: 785-650-4500

mastercard

5463-2551-8165-0523

exp 05-23

last 3 678

ZIP: 67601

8/3/2020

Water Resources
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KS Dept Of Agriculture

LC
50

KANSAS SECRETARY OF STATE
Limited Liability Company
Annual Report

Memorial Hall, 1st Floor
120 S.W. 10th Avenue
Topeka, KS 66612-1594

(785) 296-4564
kssos@ks.gov
www.sos.ks.gov

THIS SPACE FOR OFFICE USE ONLY.

1. **Business entity ID #** This is not the Federal Employer ID Number (FEIN). **8546640**

2. **LLC name** (17-76.139(a)(1)) Must match name on record with Kansas Secretary of State. **JOHN414**

3. **Tax closing date** Month: **12** Year: **2017** 4. **State of organization** **KANSAS**

5. **Name and address of each member who owns 5% or more of capital (Kansas LLC only)**
If additional space is needed, please provide attachment. (17-76.139(a)(2))

Name	Address		
see attachment			
City	State	Zip	Country
Name	Address		
City	State	Zip	Country
Name	Address		
City	State	Zip	Country

6. **Federal Employer Identification Number (FEIN)** (Not required)

7. **I declare under penalty of perjury pursuant to the laws of the state of Kansas that the foregoing is true and correct.** (17-76.139(c))

Signature of Authorized Person

X

Name of Signer (printed or typed)

Lucas C Haines

Phone Number (Not required)

785 650 4500

8/3/2020

Water Resources
Received

KS Dept Of Agriculture

Member #

1	Alex L Haines 1606 Oakmont St Hays, KS 67601
	Amber Haines 1606 Oakmont St Hays, KS +67601

2	Frederick L Haines 2392 K25 Colby, ks 67701
	Susan J Haines 2392 K25 Colby, ks 67701

3	Jake Haines 2420 County Road P Colby, KS 67701
	Ashlee Haines 2420 County Road P Colby, KS 67701

4	Dale L M Boger 2702 costebelle Drive La Jolla, CA 92037
	Karen M Boger 2702 costebelle Drive La Jolla, CA 92037

5	Lucas C Haines 1741 Yocemento Ave Hays, KS 67601
	Julisa K Haines 1741 Yocemento Ave Hays, KS 67601

6	Robb R Ross 715 West 6th Colby, KS 67601
	Julie A Ross 715 West 6th Colby, KS 67601

John 414 LLC

the owners as a couple each own 1/6 th share = .1666667

8/3/2020

Water Resources
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Copy

LC
50

KANSAS SECRETARY OF STATE
Limited Liability Company
Annual Report

Memorial Hall, 1st Floor
120 S.W. 10th Avenue
Topeka, KS 66612-1594

(785) 296-4564
kssos@ks.gov
www.sos.ks.gov

THIS SPACE FOR OFFICE USE ONLY.

1. Business entity ID # This is not the Federal Employer ID Number (FEIN). **8546640**

2. LLC name (17-76.139(a)(1)) Must match name on record with Kansas Secretary of State. **JOHN414**

3. Tax closing date Month: **12** Year: **2018** **4. State of organization** **KANSAS**

5. Name and address of each member who owns 5% or more of capital (Kansas LLC only) <small>If additional space is needed, please provide attachment. (17-76.139(a)(2))</small>	Name		Address		
	see attachment				
	City	State	Zip	Country	
	Name		Address		
	City	State	Zip	Country	
	Name		Address		
	City	State	Zip	Country	

6. Federal Employer Identification Number (FEIN) (Not required)

7. I declare under penalty of perjury pursuant to the laws of the state of Kansas that the foregoing is true and correct. (17-76.139(c))

Signature of Authorized Person

X

Name of Signer (printed or typed)

Lucas Chaires
Lucas Chaires

Phone Number (Not required)

785 650 4500

8/3/2020

Water Resources
Received

KS Dept Of Agriculture

Member #

1	Alex L Haines 1606 Oakmont St Hays, KS 67601
	Amber Haines 1606 Oakmont St Hays, KS +67601

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3	Jake Haines 2420 County Road P Colby, KS 67701
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6	Robb R Ross 715 West 6th Colby, KS 67601
	Julie A Ross 715 West 6th Colby, KS 67601

John 414 LLC

the owners as a couple each own 1/6 th share = .16666667

8/3/2020

Water Resources
Received

KS Dept Of Agriculture

Division of Water Resources:

I AM resubmitting the enclosed application for recreational water rights. This application was originally submitted by Kent & Leigh Rayl. The ownership of the lake has changed as well as several properties. I AM submitting this AS AN officer of the LLC (John 414 LLC) AND requesting AN approval for LLC. I HAVE NOTED AND CHANGED ALL PERTINENT INFORMATION.

Thank you for your consideration

8/3/2020

Water Resources
Received

KS Dept Of Agriculture

Robb Ross
John 414 LLC officer
715 W. 6th
Colby, Ks 67701
cell (785) 443-0238
email rrobb1955@gmail.com

THE STATE OF KANSAS



KANSAS DEPARTMENT OF AGRICULTURE
Jackie McClaskey, Secretary of Agriculture

DIVISION OF WATER RESOURCES
David W. Barfield, Chief Engineer

File Number 50170
This item to be completed by the Division of Water Resources.

Water Resources
Received
NOV 16 2018
11:30
UNACCEPTABLE FOR PRIORITY
KS Dept Of Agriculture

**APPLICATION FOR PERMIT TO
APPROPRIATE WATER FOR BENEFICIAL USE**

Filing Fee Must Accompany the Application
(Please refer to Fee Schedule attached to this application form.)

To the Chief Engineer of the Division of Water Resources, Kansas Department of Agriculture,
1320 Research Park Drive, Manhattan, KS 66502:

1. Name of Applicant (Please Print): KENT AND LEIGH RAYL
Address: 1050 EAST SANTA FE
City: STERLING State KS Zip 67579
Telephone Number: (214) 585-1269

2. The source of water is: surface water in _____ (stream)
OR groundwater in Cow Creek (drainage basin)

Certain streams in Kansas have minimum target flows established by law or may be subject to administration when water is released from storage for use by water assurance district members. If your application is subject to these regulations on the date we receive your application, you will be sent the appropriate form to complete and return to the Division of Water Resources.

3. The maximum quantity of water desired is 74.25 acre-feet OR _____ gallons per calendar year, to be diverted at a maximum rate of Nat. Evap gallons per minute OR _____ cubic feet per second.

Once your application has been assigned a priority, the requested maximum rate of diversion and maximum requested quantity of water under that priority number can **NOT** be increased. Please be certain your requested maximum rate of diversion and maximum quantity of water are appropriate and reasonable for your proposed project and are in agreement with the Division of Water Resources' requirements.

4. The water is intended to be appropriated for (Check use intended):
(a) Artificial Recharge (b) Irrigation (c) Recreational (d) Water Power
(e) Industrial (f) Municipal (g) Stockwatering (h) Sediment Control
(i) Domestic (j) Dewatering (k) Hydraulic Dredging (l) Fire Protection
(m) Thermal Exchange (n) Contamination Remediation

YOU **MUST** COMPLETE AND ATTACH ADDITIONAL DIVISION OF WATER RESOURCES FORM(S) PROVIDING INFORMATION TO SUBSTANTIATE YOUR REQUEST FOR THE AMOUNT OF WATER FOR THE INTENDED USE REFERENCED ABOVE.

For Office Use Only:							
F.O. Code	<u>2 GMD 5</u>	Meets K.A.R. 5-3-1 (YES / NO)	Use <u>REC</u>	Source <u>G</u>	County <u>RC</u>	By <u>DW</u>	Date <u>11/29/18</u>
Code	<u>REG</u>	Fee \$ <u>200</u>	TR # _____	Receipt Date <u>11/27/18</u>	Check # <u>1118</u>		

11/29/2018 *DM*

5. The location of the proposed wells, pump sites or other works for diversion of water is:

Note: For the application to be accepted, the point of diversion location must be described to at least a 10 acre tract, unless you specifically request a 60 day period of time in which to locate the site within a specifically described, minimal legal quarter section of land.

- (A) One in the _____ quarter of the _____ quarter of the N 1/2 quarter of Section 27, more particularly described as being near a point 4102 feet North and 2817 feet West of the Southeast corner of said section, in Township 21 South, Range 8 West, Rice, Geo-Cent. Groundwater Pit _____ County, Kansas.
- (B) One in the _____ quarter of the _____ quarter of the _____ quarter of Section _____, more particularly described as being near a point _____ feet North and _____ feet West of the Southeast corner of said section, in Township _____ South, Range _____ East/West (circle one), _____ County, Kansas.
- (C) One in the _____ quarter of the _____ quarter of the _____ quarter of Section _____, more particularly described as being near a point _____ feet North and _____ feet West of the Southeast corner of said section, in Township _____ South, Range _____ East/West (circle one), _____ County, Kansas.
- (D) One in the _____ quarter of the _____ quarter of the _____ quarter of Section _____, more particularly described as being near a point _____ feet North and _____ feet West of the Southeast corner of said section, in Township _____ South, Range _____ East/West (circle one), _____ County, Kansas.

If the source of supply is groundwater, a separate application shall be filed for each proposed well or battery of wells, except that a single application may include up to four wells within a circle with a quarter (1/4) mile radius in the same local source of supply which do not exceed a maximum diversion rate of 20 gallons per minute per well.

A battery of wells is defined as two or more wells connected to a common pump by a manifold; or not more than four wells in the same local source of supply within a 300 foot radius circle which are being operated by pumps not to exceed a total maximum diversion rate of 800 gallons per minute and which supply water to a common distribution system.

6. The owner of the point of diversion, if other than the applicant is (please print):

See attached list

(name, address and telephone number)

(name, address and telephone number)

You must provide evidence of legal access to, or control of, the point of diversion from the landowner or the landowner's authorized representative. Provide a copy of a recorded deed, lease, easement or other document with this application. In lieu thereof, you may sign the following sworn statement:

I have legal access to, or control of, the point of diversion described in this application from the landowner or the landowner's authorized representative. I declare under penalty of perjury that the foregoing is true and correct.

Executed on November 23, 2018.

Paul Ray Kent Ray
Applicant's Signature

The applicant must provide the required information or signature irrespective of whether they are the landowner. Failure to complete this portion of the application will cause it to be unacceptable for filing and the application will be returned to the applicant.

7. The proposed project for diversion of water will consist of 1 Groundwater Pit
(number of wells, pumps or dams, etc.)

and (was)(will be) completed (by) Existing Groundwater Pit
(Month/Day/Year - each was or will be completed)

8. The first actual application of water for the proposed beneficial use was or is estimated to be In use
(Mo/Day/Year)

Water Resources
Received
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NOV 16 2018

Water Resources
Received
NOV 27 2018

9. Will pesticide, fertilizer, or other foreign substance be injected into the water pumped from the diversion works?
 Yes No If "yes", a check valve shall be required.

All chemigation safety requirements must be met including a chemigation permit and reporting requirements.

10. If you are planning to impound water, please contact the Division of Water Resources for assistance, prior to submitting the application. Please attach a reservoir area capacity table and inform us of the total acres of surface drainage area above the reservoir.

Have you also made an application for a permit for construction of this dam and reservoir with the Division of Water Resources? Yes No

- If yes, show the Water Structures permit number here _____
- If no, explain here why a Water Structures permit is not required _____

11. The application must be supplemented by a U.S.G.S. topographic map, aerial photograph or a detailed plat showing the following information. On the topographic map, aerial photograph, or plat, identify the center of the section, the section lines or the section corners and show the appropriate section, township and range numbers. Also, please show the following information:

- (a) The location of the proposed point(s) of diversion (wells, stream-bank installations, dams, or other diversion works) should be plotted as described in Paragraph No. 5 of the application, showing the North-South distance and the East-West distance from a section line or southeast corner of section.
- (b) If the application is for groundwater, please show the location of any existing water wells of any kind within 1/2 mile of the proposed well or wells. Identify each existing well as to its use and furnish the name and mailing address of the property owner or owners. If there are no wells within 1/2 mile, please advise us.
- (c) If the application is for surface water, the names and addresses of the landowner(s) 1/2 mile downstream and 1/2 mile upstream from your property lines must be shown.
- (d) The location of the proposed place of use should be shown by crosshatching on the topographic map, aerial photograph or plat.
- (e) Show the location of the pipelines, canals, reservoirs or other facilities for conveying water from the point of diversion to the place of use.

A 7.5 minute U.S.G.S. topographic map may be obtained by providing the section, township and range numbers to: Kansas Geological Survey, 1930 Constant, Campus West, University of Kansas, Lawrence, Kansas 66047.

12. List any application, appropriation of water, water right, or vested right file number that covers the same diversion points or any of the same place of use described in this application. Also list any other recent modifications made to existing permits or water rights in conjunction with the filing of this application.

Application is to cover an existing un-authorized groundwater pit.

Water Resources
Received Water Resources
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NOV 16 2018
NOV 27 2018
KS Dept Of Agriculture
KS Dept Of Agriculture

13. Furnish the following well information if the proposed appropriation is for the use of groundwater. If the well has not been completed, give information obtained from test holes, if available.

Information below is from: Test holes Well as completed Drillers log attached

Well location as shown in paragraph No.	(A)	(B)	(C)	(D)
Date Drilled	<u>N.A.</u>	_____	_____	_____
Total depth of well	_____	_____	_____	_____
Depth to water bearing formation	_____	_____	_____	_____
Depth to static water level	_____	_____	_____	_____
Depth to bottom of pump intake pipe	_____	_____	_____	_____

14. The relationship of the applicant to the proposed place where the water will be used is that of

OWNER
(owner, tenant, agent or otherwise)

15. The owner(s) of the property where the water is used, if other than the applicant, is (please print):

See attached list
(name, address and telephone number)

(name, address and telephone number)

16. The undersigned states that the information set forth above is true to the best of his/her knowledge and that this application is submitted in good faith.

Dated at Sterling, Kansas, this 7th day of November, 2018
(month) (year)

Kent A Rayl Lejla A Rayl
(Applicant Signature)

By _____
(Agent or Officer Signature)

(Agent or Officer - Please Print)

Assisted by MJM/SFFO ESII Date: 6/7/2018
(office/title)

Water Resources Received **NOV 16 2018**
Water Resources Received **NOV 27 2018**
UNACCEPTABLE PRIORITY
KS Dept Of Agriculture

50170

Dana and Cheryl Bixby
160 East 12 N
Mt. Home, ID 83647

David and Nancy Bixby
901 Millwood Drive
Salina, KS 67401

Dale and Karen Boger
8212 Caminito Maritimo
La Jolla, CA 92037

Fred and Susan Haines
2392 Hwy K25
Colby, KS 67701

Luke and Julisa Haines
1741 Yocemento Ave
Hayes, KS 67601

Jerry and Margaret Kenning
21320 Walnut St.
Elkhorn, NE 68022

Randy and Annette Mathias
1709 S Partridge Road
Partridge, KS 67566

Kent and Leigh Rayl
1050 East Santa Fe
Sterling, KS 67579

Rodney Rayl
403 S. 6th St.
Sterling, KS 67579

Robb and Julie Ross
715 W. 6th St.
Colby, KS 67701

Gavin Bevis
PO Box 641
Eagle Nest, NM 87718

Water Resources
Received

NOV 27 2018

Water Resources Agriculture
Received

UNACCEPTABLE FOR PRIORITY
NOV 16 2018

KS Dept Of Agriculture

**RECREATIONAL USE
SUPPLEMENTAL SHEET**

File No. 50170

Name of Applicant (Please Print): _____

1. Please indicate type of recreational use (boating, fishing, swimming, etc.): Fishing, swimming,
boating

2. Please summarize how the water will be used and justify the quantity of water requested: _____

Evap Use from an existing groundwater pit, former sand and gravel operation that is no longer active

Potential Net Evap. 21S R8W: 27"

Surface Acres: 33 acres

Evap Use: (27" x 33 Acres) / 12in/AF = 74.25 AF

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

ESTIMATED FUTURE WATER DIVERTED/STORED	
NEXT 5 YEARS	WATER TO BE DIVERTED (ACRE-FEET OR GALLONS)
Year 1	74.25AF
Year 2	74.25AF
Year 3	74.25AF
Year 4	74.25AF
Year 5	74.25AF

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 by providing the fractional part of the Section, Township and Range.

Will be used to cover evaporation losses on a 33 acre groundwater pit located in the North Half of

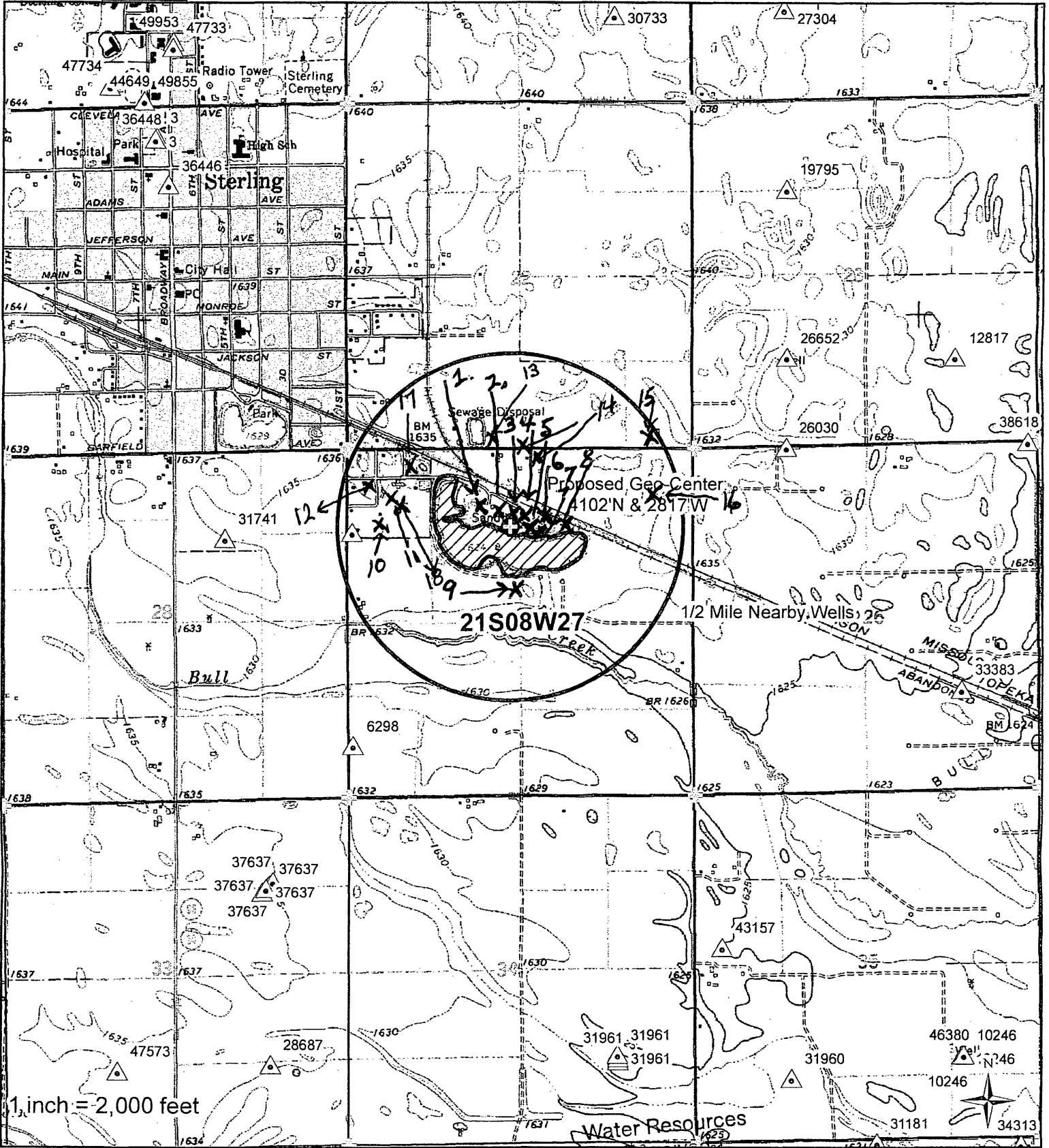
Section 27, Township 21S, Range 8W Rice County, KS.

You may attach any additional information you believe will assist in informing the Division of the need for your request.

Water Resources Water Resources
Received Received
NOV 27 2018 **NOV 16 2018**
UNACCEPTED FOR PRIORITY

50170

File No.



I declare that all water wells or diversion sites using the same source of supply and within 1/2 mile of the proposed point of diversion have been plotted on the application map.

- Proposed PD
- Proposed Place Of Use
- Domestic Wells
- Water Rights
- SFFOsec_corners

Signature _____
 0 800 1,600 3,200 4,800 6,400 Feet

KS Dept Of Agriculture
 Received NOV 27 2018
 RECEIVED FOR PRIOR NOV 16 2018
 Created By: Matt Meier
 F.O. 2
 Date: 6/7/2018
 KS Dept Of Agriculture

Owners with wells

50170

1. Randy Mathias and Annette Mathias (Amathias@havenschools.com and/or 57rmathias@gmail.com)
Lot & Home: 188-27-0-00-00-004.02
 2. Fred Haines and Susan Haines (fredhaines1947@gmail.com or fhaines@roofmasters-rfg.com)
Lot & Home: 188-27-0-00-00-004.19
 3. Dale Boger and Karen Boger (dale.boger@outlook.com, boger@scripps.edu and karen.boger@outlook.com)
Lot & Home: 188-27-0-00-00-004.07
 4. Gerald Kenning and Margaret Kenning (Margaret/Jerry Kenning: mmkenning@gmail.com)
Lot & Home: 188-27-0-00-00-004.01
 5. Luke Haines and Julisa Haines (lhaines@roofmasters-rfg.com and julisahaines@gmail.com)
Lot & Home: 188-27-0-00-00-004.06
 6. Dana Bixby and Cheryl Bixby (danabixby@yahoo.com)
Lot & Home: 188-27-0-00-00-004.
 7. David Bixby and Nancy Bixby (bixbybuilders@hotmail.com)
Lot & Home: 188-27-0-00-00-004.09
 8. Kent Rayl and Leigh Rayl (krayl454@gmail.com and leighrayl@hotmail.com)
Lot & Home: 188-27-0-00-00-004.05
 9. Robb Ross and Julie Ross (rross@colbyeagles.org and jross@colbyeagles.org)
Lot & Home: 188-27-0-00-00-001.03
-

10. Jaret and Tina Wohler 706 South First, Sterling, Kansas 67579

11. Marcela Brown 702 South First, Sterling, Kansas 67579

12. Jeremy Bennett 719 East Santa Fe, Sterling, Kansas 67579

13. Tarra Eidson 915 East Garfield, Sterling, Kansas 67579

14. J. Mathes 1640 Avenue W, Sterling, Kansas 67579

15. Susan Durham 1695 East ~~Garfield~~ ^{AVE W}, Sterling, Kansas 67579

16. Scott Walton 2315 17th Road, Sterling, Kansas 67579

17. Vacant 903 South Avenue B, Sterling, Kansas 67579

Water Resources
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NOV 27 2018

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KS Dept Of Agriculture
Received

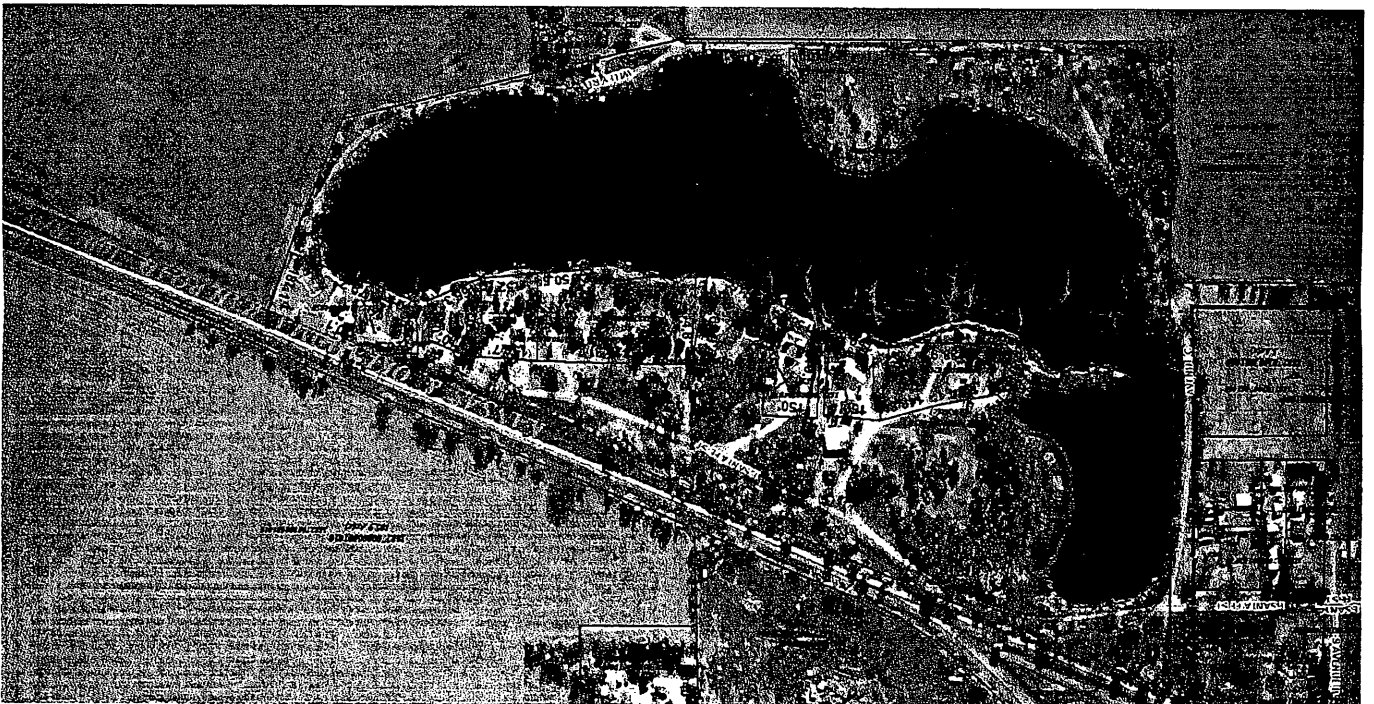
NOV 1 8 2018
PRIORITY

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NOV 16 2018
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50170

50170

**MINIMUM DESIRABLE STREAMFLOW FORM TO BE USED WHEN
APPLICABLE WHEN FILING AN APPLICATION FOR PERMIT
TO APPROPRIATE WATER FOR BENEFICIAL USE**

The Kansas Legislature has established minimum desirable streamflows for the streams listed below. If your proposed diversion of water is going to be from one of these watercourses or adjacent alluvial aquifers, please complete the back side of this page and submit it along with your application for permit to appropriate water.

Arkansas River
Big Blue River
Chapman Creek
Chikaskia River
Cottonwood River
Delaware River
Little Arkansas River
Little Blue River
Marais des Cygnes River
Medicine Lodge River
Mill Creek (Wabaunsee Co. area)
Neosho River

Ninnescah River
North Fork Ninnescah River
Rattlesnake Creek
Republican River
Saline River
Smoky Hill River
Solomon River
South Fork Ninnescah
Spring River
Walnut River
Whitewater River

Water Resources
Received

NOV 27 2018

KS Dept Of Agriculture

Water Resources
Received

NOV 16 2018

KS Dept Of Agriculture

UNACCEPTABLE

November 7, 2018
(Date)

Kansas Department of Agriculture
Division of Water Resources
David W. Barfield, Chief Engineer
109 SW 9th Street, 2nd Floor
Topeka, Kansas 66612-1283

Re: Application
File No. 50170

Minimum Desirable Streamflow

Dear Sir:

I understand that a Minimum Desirable Streamflow requirement has been established by the legislature for the source of supply to which the above referenced application applies.

I understand that diversion of water pursuant to this application will be subject to regulation any time Minimum Desirable Streamflow requirements are not being met.

I also understand that if this application is approved, there could be times, as determined by the Division of Water Resources, when I would not be allowed to divert water. I realize that this could affect the economics of my decision to appropriate water.

I am aware of the above factors, and with the knowledge thereof, request that the Division of Water Resources proceed with processing and approval, if possible, of the above referenced application.

Kent A Rayl Leigh A Rayl
Signature of Applicant
Kent A Rayl Leigh A Rayl
(Print Applicant's Name)

State of Kansas)
County of Rice) ss)

I hereby certify that the foregoing instrument was signed in my presence and sworn to before me this 7th day of November, 2018.



Tiffany D. Eaton
Notary Public

My Commission Expires:

Water Resources
Received

NOV 27 2018

KS Dept Of Agriculture

Water Resources
Received

NOV 16 2018

UNACCEPTABLE FOR PRIORITY

KS Dept Of Agriculture

50170

This recreational use application is made by Kent and Leigh Rayl on behalf of the RL Homeowners Association, consisting of the owners of lake front property of RL Lake. It is located in Rice County, near Sterling, Kansas. It was previously a sand pit that was long ago discontinued. It was purchased by Willard Rayl and has been a recreational fishing lake since that time (Rice County CAMA ID 188-27-0-00-00-004.00). We wish to continue this recreational use and only recently learned that we do not have a recreational use permit for the lake. No work on or changes to the lake property is required, it is simply memorialization of existing recreational use and application for such continued use. It is a lake where only fishing and shoreline swimming are permitted. There is no skiing, no jet skis, and a 10 hp limit on outboard motors on the fishing boats. Most use electric trolling motors. All but one homeowner use their homes as vacation homes on the lake, and only one couple lives on their lake property full time. A recent appraisal listed the lake as 30 acres on a 55.9 acre parcel. Owners of shoreline property and members of the RL Homeowners Association wish to be a part of the recreational use and are listed below along with their Rice County property CAMA ID numbers. They are listed starting at the northwest corner of lake (upper corner of map below) and moving around the lake clockwise:

Randy Mathias and Annette Mathias (Amathias@havenschools.com and/or 57rmathias@gmail.com)
Lot & Home: 188-27-0-00-00-004.02

Fred Haines and Susan Haines (fredhaines1947@gmail.com or fhaines@roofmasters-rfg.com)
Lot & Home: 188-27-0-00-00-004.19

Dale Boger and Karen Boger (dale.boger@outlook.com, boger@scripps.edu and Karen.boger@outlook.com)
Lot & Home: 188-27-0-00-00-004.07

Gerald Kenning and Margaret Kenning (Margaret/Jerry Kenning: mmkenning@gmail.com)
Lot & Home: 188-27-0-00-00-004.01

Luke Haines and Julisa Haines (lhaines@roofmaster-rfg.com and julisahaines@gmail.com)
Lot & Home: 188-27-0-00-00-004.06

Dana Bixby and Cheryl Bixby (danabisby@yahoo.com)
Lot & Home: 188-27-0-00-00-004

David Bixby and Nancy Bixby (bixbybuilders@hotmail.com)
Lot & Home: 188-27-0-00-00-004.09

Kent Rayl and Leigh Rayl (krayl454@gmail.com and leighrayl@hotmail.com)
Lot & Home: 188-27-0-00-00-004.05

Robb Ross and Julie Ross (rross@colbyeagles.org and jross@colbyeagles.org)
Lot & Home: 188-27-0-00-00-004.04

Rodney Rayl (rrayl2@cox.net)
Lot: 188-27-0-00-00-0043.04

Gavin Bevis (gbevis16@gmail.com)
Lot: 188-27-0-00-00-004.08

Luke Haines and Julisa Haines (lhaines@roofmasters-rfg.com and julisahaines@gmail.com)
Lot: 188-27-0-00-00-004.12

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Many thanks for your consideration and we believe this should be a very straightforward matter for your consideration and deliberation.

Sincerely,

Kent and Leigh Rayl
1050 East Santa Fe
Sterling, KS 67579

November 7, 2018

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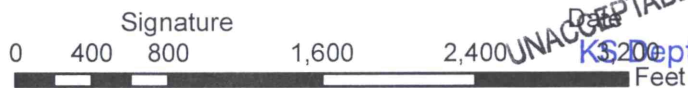
File No.



1 inch = 1,000 feet

I declare that all water wells or diversion sites using the same source of supply and within 1/2 mile of the proposed point of diversion have been plotted on the application map.

-  Proposed PD
-  Proposed Place of Use
-  Domestic Wells
-  Water Rights
-  SFFOsec_corners



Signature

NOV 15 2018 NOV 27 2018

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Created By: Matt Meier

F.O. 2

11/20/18

Water Resources Received

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