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

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



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

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

1.	Application is hereby made for approval of the Chief Engineer to change the	WATER RESOURCES RECEIVED								
	<ul><li>☐ Place of Use</li><li>(Check one or more)</li></ul>	JAN <b>0 2</b> 2025								
	Use Made of Water	KS DEPT OF AGRICULTURE								
	File No. <u>38,175</u>	9:57 HM								
2.	Name of applicant: Knight Feedlot Inc									
	Address: <u>1768 Avenue J</u>									
	City, State and Zip: Lyons, KS 67554-8805									
	Phone Number: (620) 257-5106 E-mail address: luke.knight@ilsbeef.com									
	What is your relationship to the water right;  out owner  tenant  agent  oth	er? If other, please explain								
	Name of water use correspondent: Knight Feedlot Inc									
	Address: 1768 Avenue J									
	City, State and Zip: Lyons, KS 67554-8805									
	Phone Number: (620) 257-5106 E-mail address: luke.knight@i	lsbeef.com								
3.	The change(s) proposed herein are desired for the following reasons (please be spear at the location authorized by water right, File No. 47,277	ecific): <u>To increase the quantity available</u>								
	The change(s) will be completed by <u>as soon as approved.</u> (Date)									
Fo F.C Co	r Office Use Only: D. <u>2</u> GMD - Meets K.A.R. 5-5-1 (YES/ NO) Use STK Ide ( Fee \$_200 TR # Receipt Dat	nty RC By KJN Date 1/9/25 e 1/2/2015 Check # 9357								
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DW	R 1-120 (Revised 06/16/2014) 1/16/2025 LMoody	Assisted by: JNE // SFFO								

#### WATER RESOURCES RECEIVED

JAN 02 2025

KS DEPT OF AGRICULTURE

File No. <u>38,175</u>

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4. The presently authorized place of use is:

Owner of Land — NAME: Knight Feedlot Inc

ADDRESS: 1768 Avenue J, Lyons, KS 67554-

IF MORE SPACE IS NEEDED, ATTACH ADDITIONAL SHEETS AS NECESSARY

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				JAN 02 2025	File No. <u>38,175</u>	
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as a domestic stock well

IF MORE SPACE IS NEEDED, ATTACH ADDITIONAL SHEETS AS NECESSARY

#### WATER RESOURCES RECEIVED

### JAN 02 2025

File No. 38,175

- 13. If changing the place of use and/or use made of water, describe how the consumptive use will not be increased.

No change to UMW or PU at this time.	
(Please show any calculations here.)	
It is requested that the maximum appual quantity of water he reduced to	(acre feet or million gallens)

14. It is requested that the maximum annual quantity of water be reduced to \_\_\_\_\_\_ (acre-feet or million gallons).

15. It is requested that the maximum rate of diversion of water be reduced to \_\_\_\_\_\_ gallons per minute (\_\_\_\_\_\_ c.f.s.).

- 16. The application must include either a topographic map or detailed plat. A U.S. Geological Survey Topographic Map, scale 1:24,000, is available through the Kansas Geological Survey, 1930 Constant Avenue, University of Kansas, Lawrence, Kansas 66047-3726 (www.usgs.gov). The map should show the location of the presently authorized point(s) of diversion. Distances North and West of the Southeast corner of the section must be shown. The presently authorized place of use should also be shown. Identify the center of the section, the section lines and the section corners and show the appropriate section, township, and range numbers on the map. In addition the following information must also be shown on the map.
  - a. If a change in the location of the point(s) of diversion is proposed, show:
    - 1) The location of the proposed point(s) of diversion. Distances North and West of the Southeast corner of the section must be shown. Please be certain that the information shown on the map agrees with the information shown in Paragraph Nos. 9, 10 and 11 of the application.
    - 2) If the source of supply is groundwater, please show the location of existing water wells of any kind, including domestic wells, within ½ mile of the proposed well or wells. Identify each well as to its use and furnish name and mailing address of the property owner or owners. If there are no wells within ½ mile, please indicate so on the map.
    - 3) If the source of supply is surface water, the names and mailing addresses of all landowner(s) ½ mile downstream and ½ mile upstream from your property lines must be shown.
  - b. If a change in the place of use is desired, show the proposed place of use by crosshatching on the map. Please be certain that the information shown on the map agrees with the information shown in Paragraph No. 5 of the application.
- 17. Attach documentation to show the change(s) proposed herein will not impair existing water rights and relates to the same local source of supply as to which the water right relates. This information may include statements, plats, geology reports, well logs, test hole logs, and other information as necessary information to show the above. Additional comments may be made below.

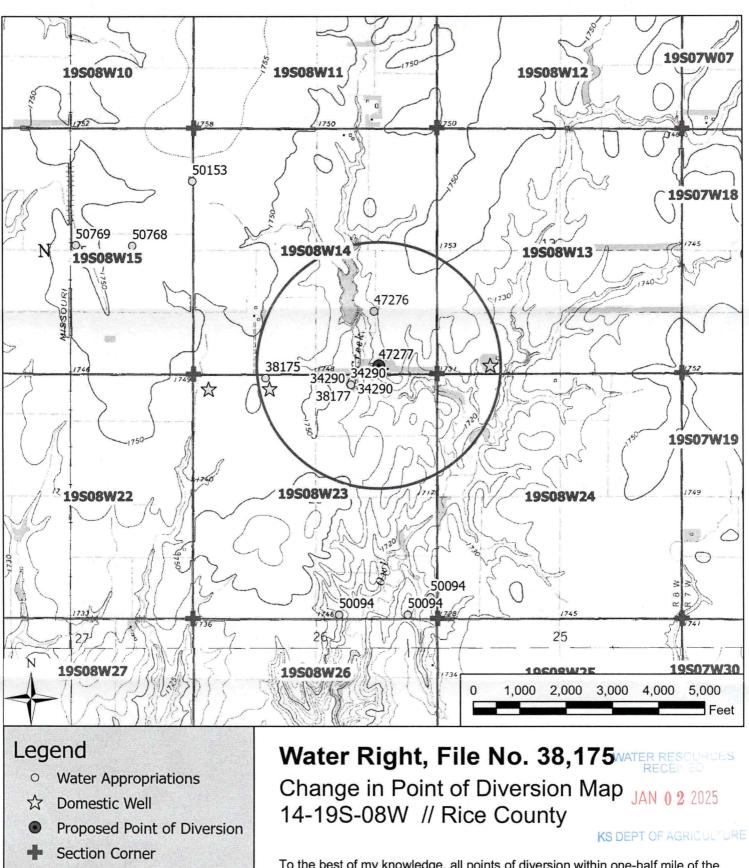
No new well will be drilled. No change in source of supply.

18. If the proposed change(s) does not meet all applicable rules and regulations of the Kansas Water Appropriation Act, please identify the rules and regulations for which you request a waiver. State the reason why a waiver is needed and why the request should be granted. Attach documentation showing that granting the request will not impair existing water rights and will not prejudicially and unreasonably affect the public interest.

A waiver of K.A.R. 5-4-4 will be requested as File Nos. 34290, 38177, and 47276 are less than 1,320 feet away from the

proposed point of diversion.

IF MORE SPACE IS NEEDED, ATTACH ADDITIONAL SHEETS AS NECESSARY



To the best of my knowledge, all points of diversion within one-half mile of the proposed point of diversion have been shown.

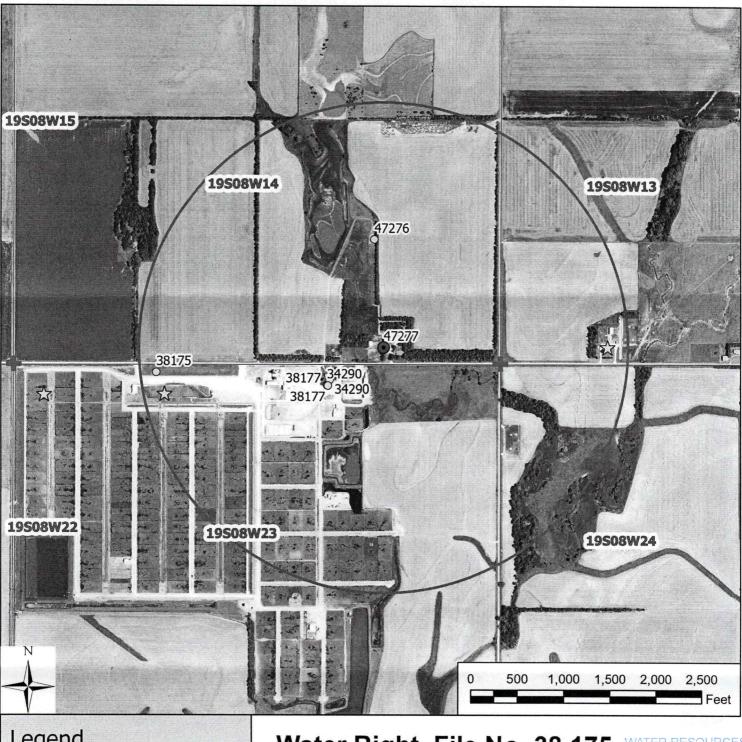
12-23-24

Signature / Date

Section Line

Half Mile

12/12/2024 JNE/SFFO 1:24,000 scale



## Legend

- Water Appropriations 0
- **Domestic Well** 公
- **Proposed Point of Diversion**
- Section Corner
- Section Line

# Half Mile

Water Right, File No. 38,175 WATER RESOURCES RECEIVED Change in Point of Diversion Map JAN 02 2025 14-19S-08W // Rice County KS DEPT OF AGRICULTURE

To the best of my knowledge, all points of diversion within one-half mile of the proposed point of diversion have/been shown.

12-23-24

Signature / Date

12/12/2024 JNE/SFFO 1:12,000 scale Any use of water that is not as authorized by the water right or permit to authorize water **before** the chief engineer approves this application is a violation of the Kansas Water Appropriation Act for which criminal or civil penalties may be assessed. Such violation is a class C misdemeanor, punishable by a fine not to exceed \$500 and/or a term of confinement not to exceed one month in the county jail. K.S.A. 82a-728(b). Civil penalties shall be not less than \$100 nor more than \$1,000 per violation. In the case of a continuing violation, each day such violation continues may be deemed a separate violation. In addition to these penalties the water right may be modified or suspended. K.S.A. 82a-737, as amended.

The application must be signed by all owners of the place of use authorized under the water right and his or her spouse, if married. Please indicate if there is no spouse. If land is being purchased under contract, the seller must sign as landowner until such time as the contract is completed.

In the event that all applicants cannot appear before one notary public, they may as necessary sign separate copies of the application before any notary public conveniently available to them. All copies signed in this manner shall be considered to be valid parts of the application.

If the request is signed on behalf of any Owner by someone with legal authority to do so (for example, an agent, one who has power of attorney, or an executor, executrix, conservator), it will be necessary to attach proper documents showing such authority.

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

Dated at	_, Kansas, this	day of	, 20 <b>24</b> .
Knight Feedlot by Line Knight			
(Owner)		(Spouse)	
(Owner) Knight Fieldot by Luke Knight			
(Please Print)		(Please Print)	
(Owner)		(Spouse)	
(Please Print)		(Please Print)	
(Owner)		(Spouse)	
(Please Print)		(Please Rrint)	
State of Kansas RICE SS		Notary Public - State of Kances My Appt. Expires	22
I hereby certify that the foregoing application was si	igned in my	Lize McKun	day of
My Commission Expires		Notary Public	

FEE SCHEDULE

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

(1)	Application to change a point of diversion 300 feet or less\$1	00
(2)	Application to change a point of diversion more than 300 feet	200
(3)	Application to change the place of use	200
(4)	Application to change the use made of the water	300

Make check payable to Kansas Department of Agriculture.

WATER RESOURCES RECEIVED

JAN 02 2025

KS DEPT OF AGRICULTURE

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

Mike Beam, Secretary



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

Laura Kelly, Governor

January 14, 2025

KNIGHT FEEDLOT INC 1768 AVENUE J LYONS KS 67554-8805

RE: File No(s). 38175

Dear Sir or Madam:

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

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

Additional information about the process may be found on our website at <u>agriculture.ks.gov/divisions-</u> <u>programs/dwr</u>. If you have any other questions, please contact our office at 785-564-6640 or your local Stafford Field Office at 620-234-5311. If you call, please reference the file number so we can help you more efficiently.

Sincerely,

KristendBaum

Kristen Baum New Applications and Changes Supervisor Water Appropriation Program