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.

KS Dept Of Agriculture

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.

	oriowing the adminized	and proposed points(s) of diversion and for place of use must accompany this application.
1.	Application is hereby mad	e for approval of the Chief Engineer to change the
		⊠ Place of Use
	(Check one or more)	☐ Point of Diversion
		☐ Use Made of Water
		File No. <u>37162</u>
2.	Name of applicant: CITY (OF INDEPENDENCE
	Address: 811 W LAUREL	ST
	City, State and Zip: INDEF	PENDENCE, KS 67301
	Phone Number: (620)332-	2542 E-mail address: engineer@independenceks.gov
		o the water right; owner tenant agent other? If other, please explain.
	Address:	
	City, State and Zip:	
	Phone Number: ()	E-mail address:
3.		erein are desired for the following reasons (please be specific): TO EXPAND THE PLACE OF USE ER DISTRICT #6, MONTGOMERY COUNTY KANSAS WHICH WILL SERVE THE BARTLETT
	SOYBEAN CRUSHING PI	
		be) completed by UPON APPROVAL
		(Date)
	OTE:	FIGATE FOR FILE NO. 27462 LISTED MONTCOMERY COUNTY DWD 5 AS DART OF THE
AU	UTHORIZED PLACE OF US	FICATE FOR FILE NO. 37162 LISTED MONTGOMERY COUNTY RWD 6 AS PART OF THE E. THIS CHANGE WILL BE USED TO CORRECT THE PLACE OF USE AND OFFICIALLY ADD
RW	WD #6.	
F.C	or Office Use Only: CO. 1 GMD Meets Fode CPU	C.A.R. 5-5-1 (YES) NO) Use MUN Source G/S County MG By ALB Date 8/7/23 Fee \$ 200 TR # PY00077552 Receipt Date 8/7/2023 Check #

4. The	e presei	ntly au	thoriz	ed pla	ce of u	se is:										File N	o. <u>371</u>	62	
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KS Dept Of Agriculture • File No. 37162

12. The presently authorized use of water is for MUNICIPAL purposes. It is proposed that the use be changed to NO CHANGE purposes. 13. If changing the place of use and/or use made of water, describe how the consumptive use will not be increased. ADDITIONAL WATER RIGHTS WILL BE SECURED AS NEEDED TO SUPPORT THE GRAIN PROCESSING AND ANY GROWTH WITHIN THE CITY'S SERVICE AREA. [Please show any calculations here.] 14. It is requested that the maximum annual quantity of water be reduced to NO CHANGE gallons per minute (
13. If changing the place of use and/or use made of water, describe how the consumptive use will not be increased. ADDITIONAL WATER RIGHTS WILL BE SECURED AS NEEDED TO SUPPORT THE GRAIN PROCESSING AND ANY GROWTH WITHIN THE CITY'S SERVICE AREA. (Please show any calculations here.) 14. It is requested that the maximum rate of diversion of water be reduced to NO CHANGE gallons per minute (
ADDITIONAL WATER RIGHTS WILL BE SECURED AS NEEDED TO SUPPORT THE GRAIN PROCESSING AND ANY GROWTH WITHIN THE CITY'S SERVICE AREA. (Please show any calculations here.) 14. It is requested that the maximum annual quantity of water be reduced to NO CHANGE (acre-feet or milli 15. It is requested that the maximum rate of diversion of water be reduced to NO CHANGE gallons per minute (124,000, is available through the Kansas Geological Survey, 1930 Constant Avenue, University of Kansas, Lawrer 66047-3726 (www.usgs.gov). The map should show the location of the presently authorized point(s) of diversion North and West of the Southeast corner of the section must be shown. The presently authorized place of use shown. Identify the center of the section is earlied in the section corners and show the appropriate section 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 must be shown. Please be certain that the information shown on the map agrees with the informatic 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 wells, within ½ mile of the proposed well or wells. Identify each well as to its use and furnish name and dress of the property owner or owners. If there are no wells within ½ mile, please indicate so on the manual frame and is 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, certain that the information shown on the map agrees with the information shown in Paragraph No. 5 of the a	
 14. It is requested that the maximum annual quantity of water be reduced to NO CHANGE	FACILTIY
 15. It is requested that the maximum rate of diversion of water be reduced to NO CHANGE gallons per minute (
 16. The application must include either a topographic map or detailed plat. A U.S. Geological Survey Topographic 1:24,000, is available through the Kansas Geological Survey, 1930 Constant Avenue, University of Kansas, Lawrer 66047-3726 (www.usgs.gov). The map should show the location of the presently authorized point(s) of diversion North and West of the Southeast corner of the section must be shown. The presently authorized place of use shown. Identify the center of the section, the section lines and the section corners and show the appropriate section 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 must be shown. Please be certain that the information shown on the map agrees with the information 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 wells, within ½ mile of the proposed well or wells. Identify each well as to its use and furnish name address of the property owner or owners. If there are no wells within ½ mile, please indicate so on the map address of the property owner or owners. If there are no wells within ½ mile, please indicate so on the map 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. certain that the information shown on the map agrees with the information shown in Paragraph No. 5 of the attribute the information to show the change(s) proposed herein will not impair existing water rights and relates the property of the property in the proposed herein will not impair existing water rights and relates the property in the pro	on gallons).
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17. Attach documentation to show the change(s) proposed herein will not impair existing water rights and relates t	Please be pplication.
local source of supply as to which the water right relates. This information may include statements, plats, geold well logs, test hole logs, and other information as necessary information to show the above. Additional comme made below.	gy reports,
PLACE OF USE CHANGE ONLY, IMPAIRMENT SHOULD NOT BE AN ISSUE.	
18. If the proposed change(s) does not meet all applicable rules and regulations of the Kansas Water Appropriation identify the rules and regulations for which you request a waiver. State the reason why a waiver is needed a request should be granted. Attach documentation showing that granting the request will not impair existing wate will not prejudicially and unreasonably affect the public interest.	nd why the
MEETS ALL RULES AND REGULATIONS.	

KS Dept Of Agriculture

File No.	37162		
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Any use of water that is not as authorized by the water right or permit to authorize water <u>before</u> the chief engineer approves this application is a violation of the Kansas Water Appropriation Act for which criminal or civil penalties may be assessed. Such violation is a class C misdemeanor, punishable by a fine not to exceed \$500 and/or a term of confinement not to exceed one month in the county jail. K.S.A. 82a-728(b). Civil penalties shall be not less than \$100 nor more than \$1,000 per violation. In the case of a continuing violation, each day such violation continues may be deemed a separate violation. In addition to these penalties the water right may be modified or suspended. K.S.A. 82a-737, as amended.

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

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

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

I declare that I am an owner of the currently authorized pauthorized to make this application on their behalf, and complete. By filing this application I authorize the chief as specified in sections 14 and 15 of this application.	declare further	that the s	tatements of	ontained herei	n are true, corre	ct, and
	, Kansas, this <u>F</u>	inst	day of A	16-057	, 20 2	3
Kell Pananya						
KELLY PASSAUER				(Spouse)		
(Please Print)		,		(Please Print)		
(Owner)				(Spouse)		_
(Please Print)				(Please Print)		_
(Owner)				(Spouse)		_
(Please Print)	_			(Please Print)		
State of Kansas County of Montgordy SS		EL S. WA ic - State of			1.4	
I hereby certify that the foregoing application was sof	signed in my pr	resence a	nd sworn to	o before me	this 1st	_ day
My Commission Expires 7-29-25	_		Whether	Notary Public		
	FEE SCHEDULI	<u> </u>				
Each application to change the place of use, the point of diver application fee set forth in the schedule below:	rsion or the use m	ade of the	water under t	this section shall	be accompanied	by the
(1) Application to change a point of diversion 300 fee					\$100 \$200	

(1)	Application to change a point of diversion 300 feet or less Application to change a point of diversion more than 300 feet Application to change the place of use Application to change the use made of the water	\$100	j
(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	1

Make check payable to Kansas Department of Agriculture.

(all in gallons/day)	2Q24	2025	2026	2027	2028	2029
Base (Peak)	3,000,000	3,000,000	3,000,000	3,000,000	3,000,000	3,000,000
Base (Annual Average)	2,000,000	2,000,000	2,000,000	2,000,000	2,000,000	2,000,000
Growth (Cumulative)		150,000	150,000	300,000	300,000	450,000
Bartlett 1	600,000	600,000	600,000	600,000	600,000	600,000
Bartlett 2			600,000	600,000	600,000	600,000
New User			600,000	600,000	600,000	600,000
Total (Peak Day)	3,600,000	3,750,000	4,950,000	5,100,000	5,100,000	5,250,000
Total (Annual Average)	2,600,000	2,750,000	3,950,000	4,100,000	4,100,000	4,250,000
Peak GPM (Instantaneous)	5800 gpm				8/7/2023	

Water Resources Received

2030	2031	2032	2033	2034	2035	2036	2037
3,000,000	3,000,000	3,000,000	3,000,000	3,000,000	3,000,000	3,000,000	3,000,000
2,000,000	2,000,000	2,000,000	2,000,000	2,000,000	2,000,000	2,000,000	2,000,000
450,000	600,000	600,000	600,000	600,000	600,000	600,000	600,000
600,000	600,000	600,000	600,000	600,000	600,000	600,000	600,000
600,000	600,000	600,000	600,000	600,000	600,000	600,000	600,000
600,000	600,000	600,000	600,000	600,000	600,000	600,000	600,000
5,250,000	5,400,000	5,400,000	5,400,000	5,400,000	5,400,000	5,400,000	5,400,000
4,250,000	4,400,000	4,400,000	4,400,000	4,400,000	4,400,000	4,400,000	4,400,000

Water Resources Received

2038	2039	2040	2041	2042	2043	2044	2045
3,000,000	3,000,000	3,000,000	3,000,000	3,000,000	3,000,000	3,000,000	3,000,000
2,000,000	2,000,000	2,000,000	2,000,000	2,000,000	2,000,000	2,000,000	2,000,000
600,000	600,000	600,000	600,000	600,000	600,000	600,000	600,000
600,000	600,000	600,000	600,000	600,000	600,000	600,000	600,000
600,000	600,000	600,000	600,000	600,000	600,000	600,000	600,000
600,000	600,000	600,000	600,000	600,000	600,000	600,000	600,000
5,400,000	5,400,000	5,400,000	5,400,000	5,400,000	5,400,000	5,400,000	5,400,000
4,400,000	4,400,000	4,400,000	4,400,000	4,400,000	4,400,000	4,400,000	4,400,000

Water Resources Received

Water Resources Received

KS Dept Of Agriculture

2046 3,000,000 2,000,000 600,000 600,000

600,000

600,000

5,400,000

4,400,000