

Kansas Department of Agriculture
Division of Water Resources
CHANGE: P/U WORKSHEET

1. File Number: 11215	2. Status Change Date: 7-23-2021	3. Change Num: C2	4. Field Office: 04	5. GMD: 03
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6. Status: <input checked="" type="checkbox"/> Approved <input type="checkbox"/> Denied by DWR/GMD <input type="checkbox"/> Dismiss by Request/Failure to Return	7. Filing Date of Change: 4/15/2021
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8a. LANDOWNER, applicant, WUC Person ID <u>30580</u> New to system <input type="checkbox"/> Add Seq# _____ HUBER SAND INC PO BOX 1359 GARDEN CITY, KS 67846	8c. Landowner Person ID _____ New to system <input type="checkbox"/> Add Seq# _____
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8b. Landowner(s), Person ID <u>40860</u> New to system <input type="checkbox"/> Add Seq# _____ ARKANSAS RIVER STATELAND & WATER, IN 00000	8d. WUC Person ID _____ New to system <input checked="" type="checkbox"/> Add Seq# _____
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9. Documents and Enclosure(s): DWR Meter(s) Date to Comply: **12/31/2021** N & P Date to Comply: _____

Anti-Reverse Meter Meter Seal Check Valve N & P Form Water Tube Driller Copy H & E Letter
 Conservation Plan Date Required: _____ Date Approved: _____ Date to Comply: _____

10. Use Made of Water From: _____ To: _____

Date Prepared: **7/22/2021** By: **MAM**
Date Entered: _____ By: _____

File No. **11215** 11. County: FI Basin: **ARKANSAS RIVER** Stream: Formation Code: Special Use:

12. Points of Diversion Rate and Quantity
CHK Authorized Additional
MOD Rate Quantity
DEL PDIV Qualifier S T R ID 'N 'W **Comment (AKA Line)** gpm af gpm af Overlap PD Files
ENT

CHK 10846

CHK 14220

13. Storage: Rate _____ NF Quantity _____ ac/ft Additional Rate _____ NF Additional Quantity _____ ac/ft

14. Limitation: _____ af/yr at _____ gpm (_____ cfs) when combined with file number(s) _____
 Limitation: _____ af/yr at _____ gpm (_____ cfs) when combined with file number(s) _____

15. 5YR Allocation: Allocation Type _____ Start Year _____ 5 YR Amount _____ Amount Unit _____ Base Acres _____ Comment _____

16. Place of Use CHK MOD DEL ENT	PUSE	S	T	R	ID	NE¼				NW¼				SW¼				SE¼				Total	Owner	Chg?	Overlap Files
						NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼				
MOD 30872	13	25	31	W	01					5	1			2			L-2 10.5	34	35	38.5	40	166	8a	yes	FI 014, 8627
MOD 11109	18	25	30W	03										16	L-3 25	38.88	40					119.88	8a	yes	FI 014, 8627
MOD 20087	19	25	30W	03						L-2 37	L-1 25	5	L-2 4									71	8a	yes	FI 014, 8627
ENT	19	25	30W							12			1									13	8b	yes	FI 014, 8627

Base Acres: **Year:** **Minimum Reasonable Quantity:**
 Comments: RIVER LOTS

Garden City Field Office
4532 W. Jones, Suite B
Garden City, KS 67846



Phone: 620-276-2901
Fax: 620-276-9315
www.agriculture.ks.gov

Mike Beam, Secretary

Laura Kelly, Governor

July 23, 2021

HUBER SAND INC
PO BOX 1359
GARDEN CITY, KS 67846

RE: Vested Right, File No. FI 014
Water Right, File Nos. 8627 & 11215

Dear Sir:

Enclosed are orders executed by the designee of the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, approving the applications for change under the above referenced file numbers.

Your attention is directed to the enclosures and to the terms, conditions, and limitations specified in the approvals for change. A condition of the approval is that acceptable water flow meters must be installed on the diversion works authorized under the referenced file numbers and meet current specification. Please return the required notification of completion of the diversion works and installation of the required meters as soon as these actions are completed.

Since the orders modify the original documents referred to above, they should be recorded with the Register of Deeds as other instruments affecting real estate.

Should you have any questions, please feel free to call this office. If you would prefer, you could arrange an appointment for additional assistance.

Sincerely,

A handwritten signature in blue ink, appearing to read "Michael A. Meyer".

Michael A. Meyer
Water Commissioner

MAM:
enclosures
pc:

GMD3


THE STATE OF KANSAS

KANSAS DEPARTMENT OF AGRICULTURE
Mike Beam, Secretary of Agriculture

DIVISION OF WATER RESOURCES
Earl D. Lewis Jr., Chief Engineer

**APPROVAL OF APPLICATION
FOR
CHANGE IN PLACE OF USE
WATER RIGHT, FILE NO. 11,215**

The Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, after due consideration of the written application of Robin Huber on behalf of Huber Sand Inc., 1395 Industrial Road, Garden City, Kansas 67846, received in the office of the Chief Engineer on April 15, 2021, for approval of a change in the location of the place of use under the certificate of appropriation issued pursuant to the permit to appropriate water for beneficial use, finds that the change is reasonable and will not impair existing rights, and that the application should be and is hereby approved.

The effective date of the change shall be the date this order is executed by the Chief Engineer, after which the authorized location of the place of use shall be:

Sec. Twp. Range	NE¼				NW¼				SW¼				SE¼				TOTAL
	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
13 25S 31W			5.00	1.00					2.00			Lot 2 10.50	34.00	35.00	Lot 3 38.50	40.00	166.00
18 25S 30W									16.00	Lot 3 25.00	Lot 4 38.88	40.00					119.88
19 25S 30W					Lot 2 37.00	Lot 1 25.00	5.00	Lot 2 4.00									71.00
19 25S 30W						12.00		1.00									13.00

a total of 369.88 acres, in Township 25 South, Range 30 West and Range 31 West, Finney County and Gray County, Kansas,


located substantially as shown on the topographic map accompanying the application to change the place of use.

All diversion works into which any type of chemical or other foreign substance will be injected into the water pumped from the diversion works shall be equipped with an in-line, automatic, quick-closing check valve capable of preventing pollution of the source of the water supply. The type of valve installed shall meet specifications adopted by the Chief Engineer and shall be maintained in an operating condition satisfactory to the Chief Engineer.

The water right owner shall properly install an acceptable water meter on the diversion works authorized under this water right, prior to the use of water, in strict accordance with the Kansas Administrative Regulations 5-1-4 through 5-1-12 adopted by the Chief Engineer. The water right owner shall notify the Chief Engineer when installation of the water meter has been completed. The water right owner shall maintain the water meter in an operating condition satisfactory to the Chief Engineer, at all times during diversion of water and shall maintain records from which the total quantity of water diverted may be determined. The water right owner shall also report the reading of said water meter and the total quantity of water diverted annually to the Chief Engineer. Such records shall be furnished to the Chief Engineer by March 1 following the end of each calendar year

In all other respects, the certificate of appropriation, is as stated and set forth in the water right order executed by the Chief Engineer on September 13, 1984, is as stated and set forth in the Approval of Application, dated April 22, 2015.

Ordered this 23rd day of July, 2021, in Garden City, Finney County, Kansas.




Michael A. Meyer, P.G.
Water Commissioner
Division of Water Resources
Kansas Department of Agriculture

State of Kansas)
) SS
County of Finney)

The foregoing instrument was acknowledged before me this 23rd day of July, 2021, by Michael A. Meyer, P.G., Water Commissioner, Division of Water Resources, Kansas Department of Agriculture.





Julie Jones
Notary Public

RIGHT TO A HEARING AND TO ADMINISTRATIVE REVIEW

If you are aggrieved by this Order, then pursuant to K.S.A. 82a-1901, you may:

- 1) request an evidentiary hearing before the Chief Engineer, or
- 2) request administrative review by the Secretary of Agriculture.

Failure to request an evidentiary hearing before the Chief Engineer does not preclude your right to administrative review by the Secretary.

To obtain an evidentiary hearing before the Chief Engineer, a written request for hearing must be filed within 15 days after service of this Order as provided in K.S.A. 77-531 (i.e., within a total of 18 days after this Order was mailed to you), with: Kansas Department of Agriculture, Attn: Legal Section, 1320 Research Park Drive, Manhattan, KS 66502, FAX (785) 564-6777.

If you do not file a request for an evidentiary hearing before the Chief Engineer, you may petition for administrative review of the Order by the Secretary of Agriculture. A petition for review shall be in writing and state the basis for requesting administrative review. The request for hearing may be denied if the request fails to clearly establish factual or legal issues for review. See K.S.A. 77-527. The petition must be filed within 30 days after service of this Order as provided in K.S.A. 77-531 (i.e., within a total of 33 days after this Order was mailed to you), and be filed with: Secretary of Agriculture, Attn: Legal Division, Kansas Department of Agriculture, 1320 Research Park Drive, Manhattan, KS 66502, FAX (785) 564-6777.

If neither a request for an evidentiary hearing nor a petition for administrative review is filed as set forth above, then this Order shall be effective and become a final agency action as defined in K.S.A. 77-607(b). Failure to timely request either an evidentiary hearing or administrative review may preclude further judicial review under the Kansas Judicial Review Act.

Any request for hearing or petition for administrative review shall be in writing and shall be submitted to the attention of: Chief Legal Counsel, Kansas Department of Agriculture, 1320 Research Park Drive, Manhattan, Kansas 66502, Fax: (785) 564 - 6777.

CERTIFICATE OF SERVICE

On this *23rd* day *July*, 2021, I hereby certify that the attached Approval of Application for Change in Place of Use, Water Right, File No. 11,217 dated, *23rd day July, 2021* was mailed postage prepaid, first class, US mail to the following:

HUBER SAND INC
PO BOX 1359
GARDEN CITY, KS 67846

With a photocopy to:

Groundwater Management District No. 3

Julie Jones

Division of Water Resources

KANSAS DEPARTMENT OF AGRICULTURE
Division of Water Resources

MEMORANDUM

TO: Files

DATE: July 23, 2021

FROM: Michael A. Meyer
Water Commissioner



RE: Change in Place
of Use,
File Nos. FI 014, GY 024,
3563, 8627, 11215, 19001,
22414

Applications to Change the Place of Use to separate the ownership interested between WR Renick and Huber Sand. This process could have been done also with requests to reduce a portion of an existing water right, but staff at GMD3 elected to use change applications as they assisted the applicant. GMD3 also recommend approval of these applications. These files were originally incompletely overlapped in place of use, but majority was completely overlapped.

The total authorized acres and quantity combined prior to these applications were 1027.88 acres and 2260 acre feet. With the separation of interested, the following will be authorized:

WR Renick, File Nos. GY 024, 3563, 19001, 22414 will be authorized a total of 657 acres (increase in base acres by no more than 10 acres) and a total of 1642 AF as his previous water rights were already authorized at 2.5 acre feet per acre, he requested to keep that acre feet per acre ratio. In fact, he voluntarily reduced his authorized quantity under File No. 19,001 from 436 acre feet to 390 acre feet in order not to exceed the total authorized quantity of the 2.5 acre feet per acre or 1642 acre feet.

Huber Sand, File Nos. FI 014, 8627, 11215 will be authorized a total of 369.88 acres and a total of 572 acre feet, or 1.54 acre feet per acre, which is reasonable on all standards. No reduced quantity or acres took place with the request.

The authorized acres were adjusted to be property described in the River Lots and Arkansas River boundary described in the Kansas Land Survey Plat Maps document in the late 1880s that are on file with the Division. WRIS database will properly show acres described as acres within the Arkansas River Stateland & Water person id. No new acres were approved within this boundary.

These requests are reasonable and recommend approval of the applications.

Submit completed application to:
 Kansas Department of Agriculture
 Division of Water Resources
 Field Office for your area.
 Call for address:
 Topeka -- (785) 296-5733
 Stafford -- (620) 234-5311
 Stockton -- (785) 425-6787
 Garden City -- (620) 276-2901
<http://agriculture.ks.gov/dwr>

DWR FIELD OFFICE APPLICATION FOR APPROVAL TO CHANGE THE PLACE OF USE AND/OR THE POINT OF DIVERSION



✓

STATE OF KANSAS

Filing Fee Must Accompany the Application, K.S.A. 82a-708b(b), as amended.
 Fee Schedule is on the third page of this application form.

Paragraph Nos. 1, 2, 3 & 5 must be completed. Complete all other applicable portions. If change in point of diversion is greater than 100 feet, or if place of use will be changed, include a topographic map or detailed plat showing the authorized and proposed point(s) of diversion and/or place of use.

 File No. 11215

RECEIVED
 11:17 AM
 APR 15 2021

Garden City Field Office
 Division of Water Resources

1. Application is hereby made for approval of the Chief Engineer to change the (check one or both):

Place of Use Point of Diversion

under the water right which is the subject of this application in accordance with the conditions described below.

The source of supply is: Groundwater Surface water

2. Name and address of Applicant: Huber Sand Inc., %Robin Huber

1395 Industrial Road, Garden City, KS 67846

Phone Number: () _____ Email address: _____

Name and address of Water Use Correspondent: WR Renick (currently)

Change to applicant

Phone Number: () _____ Email address: _____

3. The presently authorized place of use is:

Owner of Land ---- NAME: Huber Sand Inc., %Robin Huber

ADDRESS: 1395 Industrial Road, Garden City, KS 67846

(If there is more than one landowner, attach supplemental sheets as necessary.)

Sec.	Twp.	Range	NE¼				NW¼				SW¼				SE¼				TOTAL ACRES
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
13	25s	31w			5.0	1.0					2.0			10.5	34.0	35.0	38.5	40.0	166.0
18	25s	30w								16.0	25.0	38.88	40.0						119.88
19	25s	30w					37.0	37.0	5.0	5.0									84.0

4. If this application is for a change in place of use, it is proposed that the place of use be changed to:

Owner of Land ---- NAME: Huber Sand Inc., %Robin Huber

ADDRESS: 1395 Industrial Road, Garden City, KS 67846

(If there is more than one landowner, attach supplemental sheets as necessary.)

Sec.	Twp.	Range	NE¼				NW¼				SW¼				SE¼				TOTAL ACRES
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
13	25s	31w			5.0	1.0					⁵⁻² 2.0			⁵⁻² 10.5	34.0	35.0	⁵⁻³ 38.5	40.0	166.0
18	25s	30w								16.0	25.0	38.88	40.0						119.88
19	25s	30w					37.0	37.0	5.0	5.0									84.0

RIVER LOTS

5-2 5-1 5-2

For Office Use Only: Code _____	Fee \$ <u>200.00</u>	TR # _____	Receipt Date <u>4-15-21</u>	Check # <u>421186</u>
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5. **Presently authorized point of diversion:**
 One in the SE Quarter of the NE Quarter of the SW Quarter of Section 18, Township 25 South, Range 30 W, in GRAY County, Kansas, 1800 feet North 2800 feet West of Southeast corner of section.
 Authorized Rate 910gpm Authorized Quantity 121AF Depth of well _____ (feet)
(DWR use only: Computer ID No. _____ GPS _____ feet North _____ feet West)
 This point will not be changed This point will be changed as follows: No change, point better described with GPS as follows:
Proposed point of diversion: (Complete only if change is requested or if existing point is better described by GPS)
 One in the _____ Quarter of the _____ Quarter of the _____ Quarter of Section _____, Township _____ South, Range _____ (E/W), in _____ County, Kansas, _____ feet North _____ feet West of Southeast corner of section.
 Proposed Rate _____ Proposed Quantity _____ Proposed well depth (feet) _____
 This point is: Additional Well Geo Center List other water rights that will use this point _____

6. **Presently authorized point of diversion:**
 One in the SE Quarter of the NE Quarter of the SE Quarter of Section 13, Township 25 South, Range 31 W, in FINNEY County, Kansas, 1900 feet North 100 feet West of Southeast corner of section.
 Authorized Rate 990gpm Authorized Quantity 131AF Depth of well _____ (feet)
(DWR use only: Computer ID No. _____ GPS _____ feet North _____ feet West)
 This point will not be changed This point will be changed as follows: No change, point better described with GPS as follows:
Proposed point of diversion: (Complete only if change is requested or if existing point is better described by GPS)
 One in the _____ Quarter of the _____ Quarter of the _____ Quarter of Section _____, Township _____ South, Range _____ (E/W), in _____ County, Kansas, _____ feet North _____ feet West of Southeast corner of section.
 Proposed Rate _____ Proposed Quantity _____ Proposed well depth (feet) _____
 This point is: Additional Well Geo Center List other water rights that will use this point _____

7. The changes herein are desired for the following reasons?
 (please be specific) _____
 Separate land for new ownership

8. If a well, is the test hole log attached? Yes No

9. The change(s) (was)(will be) completed by?
 As soon as approved

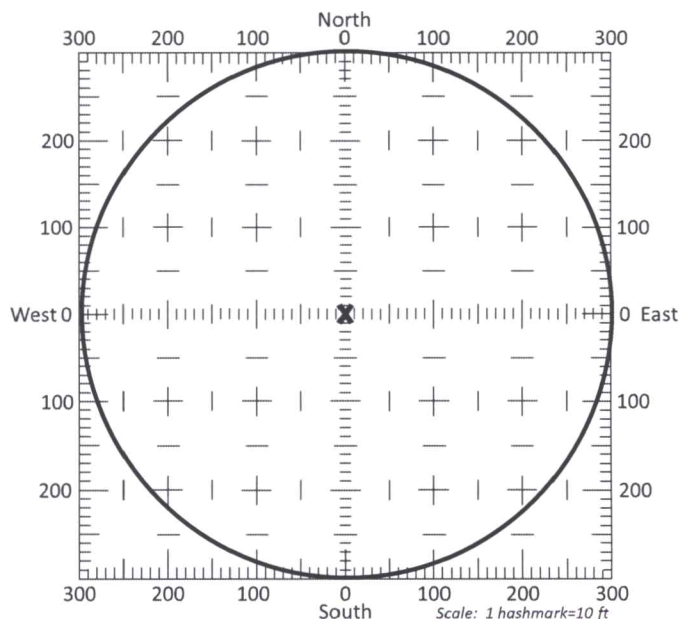
10. If the point of diversion is a well:
 (a) What are you going to do with the old well?

 (b) When will this be done? _____

11. Groundwater Management District recommendation attached?
 Yes No

12. Assisted by GMD3/JLN

13a. If the proposed point of diversion will be relocated more than 300 feet but within 2,640 feet of the existing point of diversion, attach a topographic map or aerial photograph. For groundwater sources, show all wells (including domestic) within one-half mile of the proposed point of diversion and the names and mailing addresses of the owners. For surface water sources, show the names and addresses of the landowner(s) one-half mile downstream and one-half mile upstream from your property lines



13b. If the proposed point of diversion will be relocated within a 300 foot radius of the existing point of diversion, indicate its location on the diagram shown above in relation to the existing point of diversion. The proposed point of diversion must be located within the circle shown above. **(PLEASE NOTE: The "X" in center of diagram above represents the presently authorized point of diversion.)**

APPLICATION FOR APPROVAL TO CHANGE
THE PLACE OF USE AND/OR POINT OF DIVERSION
SUPPLEMENTAL SHEET

FILE NO. _____

MAKE ADDITIONAL COPIES AS NECESSARY

3. *Continued:* The presently authorized place of use is:

Owner of Land ---- NAME: W R Renick Inc.

ADDRESS: 6514 US Highway 50, Ingalls, KS 67853

Sec.	Twp.	Range	NE¼				NW¼				SW¼				SE¼				TOTAL ACRES				
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼					
18	25s	30w																	1.0	1.0	34.0	34.0	70.0
19	25s	30w	36.0	31.0	30.0	40.0													27.0	13.0			177.0
<u>20 25s 30w</u>																							<u>11.0</u>

Owner of Land ---- NAME: RIVER LOTS 1-4
ADDRESS: _____

Sec.	Twp.	Range	NE¼				NW¼				SW¼				SE¼				TOTAL ACRES					
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼						

Owner of Land ---- NAME: _____
ADDRESS: _____

Sec.	Twp.	Range	NE¼				NW¼				SW¼				SE¼				TOTAL ACRES						
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼							

4. *Continued:* If this application is for a change in place of use, it is proposed that the place of use be changed to:

Owner of Land ---- NAME: _____
ADDRESS: _____

Sec.	Twp.	Range	NE¼				NW¼				SW¼				SE¼				TOTAL ACRES							
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼								

Owner of Land ---- NAME: _____
ADDRESS: _____

Sec.	Twp.	Range	NE¼				NW¼				SW¼				SE¼				TOTAL ACRES								
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼									

Owner of Land ---- NAME: _____
ADDRESS: _____

Sec.	Twp.	Range	NE¼				NW¼				SW¼				SE¼				TOTAL ACRES									
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼										

14. If the proposed groundwater point of diversion is 300 or fewer feet from the existing point of diversion, complete the following:
- (a) Does the undersigned represent all owners of the currently authorized place(s) of use identified in this application?
 Yes No (If no, all owners must sign this application.)
 - (b) Will the ownership interest of any owner of the currently authorized place(s) of use identified in this application be adversely affected if this application is approved as requested?
 Yes No (If yes, all owners must sign this application.)
 - (c) If this application is not approved expeditiously, will there be substantial damage to property, public health or safety?
 Yes No (If no, all owners must sign this application.)

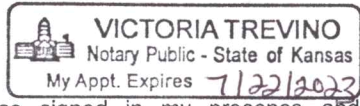
If the application proposes a surface water change in point of diversion, a groundwater change in point of diversion greater than 300 feet, or a change in place of use, the application must be signed by all owners of the currently authorized place of use, or their duly authorized agent (attach notarized statement authorizing representation).

I hereby verify, being first duly sworn upon my oath or affirmation and under penalty of perjury, that I am of lawful age and the owner, the spouse of the owner, or a duly authorized agent of the owner(s) to make this application on their behalf, in regards to the water right(s) to which this application pertains. I further verify that the statements contained in this application are true, correct and complete.

Dated at Garden City, Kansas, this 22nd day of April, 20 21.

<u>WR Renick Inc by David L. Reynolds</u> (Owner)	
	(Spouse)
<u>WR Renick Inc by David L. Reynolds</u> (Please Print)	
	(Please Print)
	(Spouse)
	(Please Print)
	(Spouse)
	(Please Print)

State of Kansas }
 County of Gray } SS



I hereby certify that the foregoing application was signed in my presence and sworn to before me this 22 day of April, 20 21.

Victoria Trevino
Notary Public

My Commission Expires July 22, 2023.

ONLY COMPLETE APPLICATIONS WILL BE PROCESSED. To be complete, all of the applicable portions of the application form must be completed with accurate information; maps, if necessary, must be included; signatures of all the appropriate owners' must be affixed to the application and notarized; and the appropriate fee must be paid.

FEE SCHEDULE

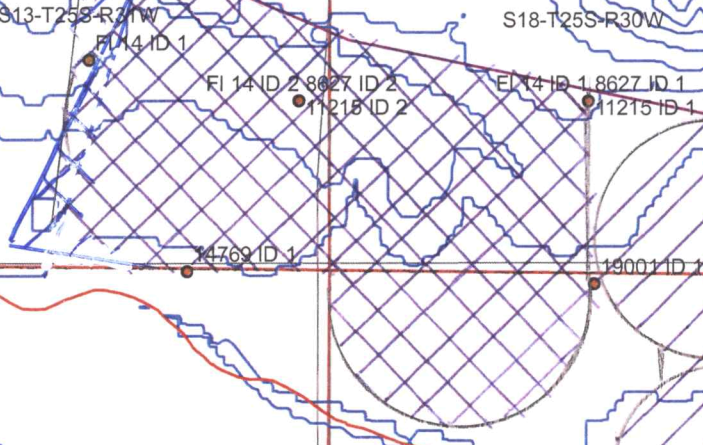
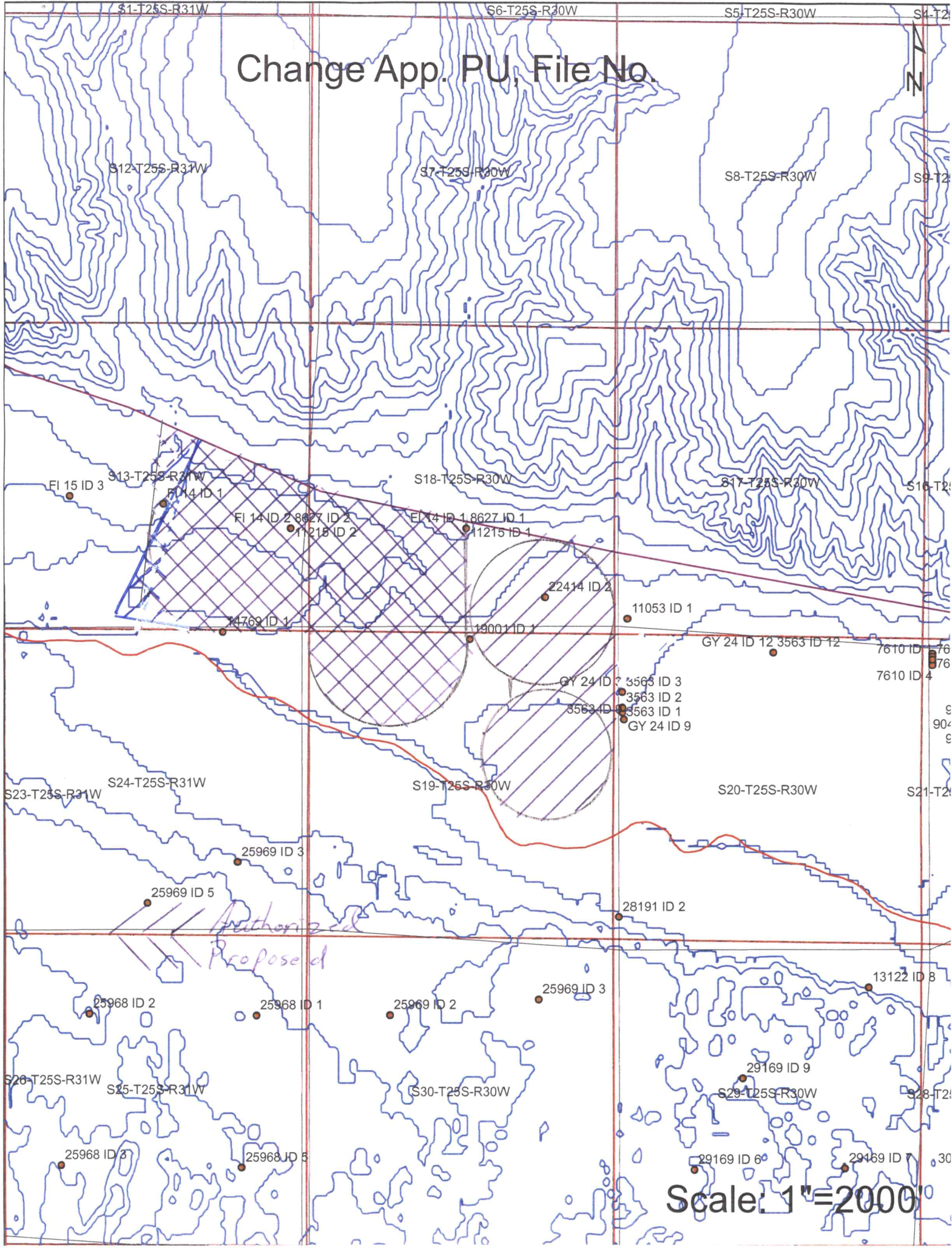
- Each application to change the place of use or the point of diversion under this section shall be accompanied by the application fee set forth in the schedule below: Make checks payable to: **Kansas Department of Agriculture**
- (1) Application to change a point of diversion 300 feet or less \$100
 - (2) Application to change a point of diversion more than 300 feet \$200
 - (3) Application to change the place of use \$200

RECEIVED

APR 30 2021

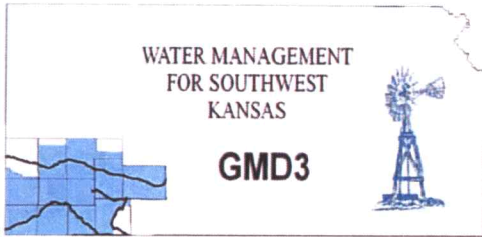
Garden City Field Office
Division of Water Resources

Change App. PU, File No.



Authorized
Proposed

Scale: 1"=2000'



Southwest Kansas
Groundwater Management District No. 3
2009 E. Spruce Street
Garden City, Kansas 67846
(620) 275-7147 phone (620) 275-1431 fax
www.gmd3.org

July 7, 2021

Michael A. Meyer
Division of Water Resources
4532 W Jones Ave., Suite B
Garden City, Kansas 67846

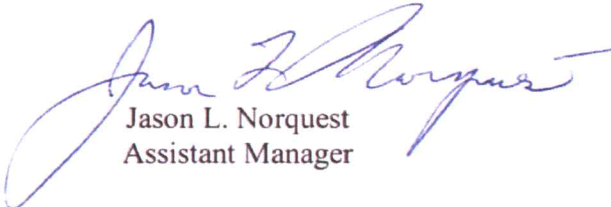
RE: Applications for Change in Place of Use
Vested Right, File Nos. FI 14 & GY 24
Water Right, File Nos. 3563, 8627, 11215, 19001 & 22414

Dear Mike:

We have reviewed the applications for the above referenced water rights. The proposal is not in conflict with the Management Program of the Southwest Kansas Groundwater Management District No. 3 (GMD3). The proposed change in place of use will separate the acres to suit the new ownership for the western acres, Water Rights FI 14, 8627 & 11215. At the same time the east acres will then overlap more water rights under that ownership, Water Rights 19001 & 22414 overlapped with GY 24 & 3563. In order to maintain current authority ratios, water right 19001 will be reduced by 46 acre feet. The changes appear to meet the criteria in accordance with K.A.R. 5-5-11. It is therefore recommended that the applications, with the reduction, be approved at this time.

Thank you for the opportunity to review the applications and to provide a recommendation. If you have any questions, please don't hesitate to contact us.

Sincerely,


Jason L. Norquest
Assistant Manager

RECEIVED

JUL 07 2021

Garden City Field Office
Division of Water Resources

GMD3 Change Review

File No(s): FI14, GY24, 3563, 8627, 11215, 19001 & 22414. DWR office: GC.

App filed to change: PU.

Is Landowner(s) correct in WRIS: Renick/Huber.

If NO, is documentation included?

Is Water Use Correspondent correct in WRIS? __.

If NO, is documentation included?

Regulation(s) Reviewed: KAR 5-5-11

Point of diversion ID No(s) __ being changed.

	ft. North	ft. West	
Authorized PD			
Proposed PD			
Difference	0	0	
a2 + b2 = c2	0	0	0

GPS for proposed PD: Lat: __ Long: __.

Is proposed PD stacking on existing WRs? No Change.

Is Proposed PU overlapping existing WRs? Splitting some of the WRs and overlap with others.

Neighboring certified well(s) notified: __.

Name __.

Address __.

Zip __.

Email: __. Phone: __.

Domestic well(s) notified: __.

Name __.

Address __.

Zip __.

Base Acres: __.

Perfected Acres: __.

Irr. Return-Flow __%

FI14, 8627, 11215 (these 3 will still overlap PU) will be separated from 19001 & 22414. Those files will be under Huber (new owner)

19001 & 22414 will then be overlapped in PU with GY24 & 3563. These all will be Renick ground.

State came back with needing to reduce part of a water right on the Renick portion so it wouldn't exceed the 205AF/acre.

Applicant agreed to add another 10 acres while also reduction WR 19004 from 436AF to 390AF (46AF reduction).

Is a waiver needed: After adjustments, waiver is not needed to satisfy the State.

GMD3 Change Review

Recommendation: The proposed changes seem reasonable and meeting current area rules. Staff therefore recommends approval of the applications.

RECEIVED

JUL 07 2021

Garden City Field Office
Division of Water Resources