

Kansas Department of Agriculture
 Division of Water Resources
CHANGE: PU WORKSHEET

| | | | | |
|--|------------------------|--|-------------------------------|---|
| 1. File Number: 131 | 2. Status Change Date: | 3. Change Num: C2 | 4. Field Office: 04 | 5. GMD: 03 |
| 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: 7/18/2019 |
| 8a. Applicant(s) New to system <input type="checkbox"/> CLAY B & NANCY J SCOTT 1773 N ROAD B ULYSSES, KS 67880 | | Person ID <u>53434</u> Add Seq# _____ | | |
| 8b. Landowner(s) New to system <input type="checkbox"/> CLAY B & NANCY J SCOTT 1773 N ROAD B ULYSSES, KS 67880 | | Person ID <u>53434</u> Add Seq# _____ | | |
| 8c. Landowner(s) New to system <input type="checkbox"/> KATHERINE MCGILLIVRAY REV TRUST 4500 BOB BILLINGS PKWY UNIT 405 LAWRENCE, KS 66049-3848 | | Person ID <u>61351</u> Add Seq# _____ | | |
| 8d. WUC New to system <input type="checkbox"/> 8a | | Person ID <u>53434</u> Add Seq# _____ | | |
| 9. Documents and Enclosure(s): <input checked="" type="checkbox"/> DWR Meter(s) Date to Comply: <u>12/31/22</u> <input checked="" type="checkbox"/> N & P Date to Comply: <u>3/1/2023</u> | | | | |
| <input type="checkbox"/> Anti-Reverse Meter <input type="checkbox"/> Meter Seal <input checked="" type="checkbox"/> Check Valve <input checked="" type="checkbox"/> N & P Form <input checked="" type="checkbox"/> Water Tube <input type="checkbox"/> Driller Copy <input type="checkbox"/> H & E Letter <input type="checkbox"/> Conservation Plan Date Required: _____ Date Approved: _____ Date to Comply: _____ | | | | |
| 10. Use Made of Water From: _____ To: _____ | | | | |
| Date Prepared: 2/17/2022 By: li Date Entered: _____ By: _____ | | | | |

File No. **131** 11. County: **GT** Basin: **N F CIMARRON RIVER** Stream: Formation Code: **211/330** Special Use:

| 12. Points of Diversion | | | | | | | | | | Rate and Quantity | | | | | | | |
|-------------------------|-------|-----|-----|------|-------------|----|----|-----|----|-------------------|------|--------------------|-------------|-------------|----------|-------------|------------------|
| CHK | MOD | DEL | ENT | PDIV | Qualifier | S | T | R | ID | 'N | 'W | Comment (AKA Line) | Rate gpm | Quantity af | Rate gpm | Quantity af | Overlap PD Files |
| CHK | 40098 | | | | NC W2 W2 NE | 20 | 28 | 38W | 6 | 3930 | 1800 | | 1200 | 489 | 1200 | 489 | 972 |
| CHK | 72814 | | | | SE SW SE | 20 | 28 | 38W | 7 | 45 | 1665 | | BLANKET Q&R | | | 972 | |

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) **NONE NO CHANGE**
 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 | | | | | | | | | | NE¼ | | | | NW¼ | | | | SW¼ | | | | SE¼ | | | | Total | Owner | Chg? | Overlap Files |
|------------------|-------|-----|-----|------|----|----|-----|----|--|------|------|------|------|------|------------------|------------------|------|------|------|------|------|------|------|------|------|--------|-------|---|---|
| CHK | MOD | DEL | ENT | PUSE | S | T | R | ID | | 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 | 2354 | | | | 29 | 28 | 38W | 1 | | 40 | 40 | 38.5 | 38.0 | | | | | | | | | | | | | 156.5 | 8b | N | GT 25D1, 972, 4852, 8857, 10525, 18201, 19609D1, 22057, 38166 |
| DEL | 10496 | | | | 29 | 28 | 38W | 2 | | | | 40 | 40 | | | | | | | | | | | | | | 8b | N | 131 |
| MOD | 18384 | | | | 20 | 28 | 38W | 1 | | 40 | 40 | 40 | 40 | | | | | 40 | 40 | 37 | 40 | | | | 317 | 8b | N | GT 25D1, 972, 4852, 8857, 10525, 18201, 19609D1, 22057, 38166 | |
| ENT | 38032 | | | | 21 | 28 | 38W | 1 | | 40 | 40 | 40 | 40 | 40 | 40 | 40 | 40 | 40 | 40 | 40 | 40 | 40 | 40 | 40 | 35 | 635 | 8b | Y | GT 25D1, 972, 4852, 8857, 10525, 18201, 19609D1, 22057, 38166 |
| ENT | 3182 | | | | 18 | 28 | 38W | 2 | | | | | | 40 | L 3 36.6 6 | L 4 36.8 4 | 40 | 40 | 40 | 40 | 40 | 40 | 40 | 40 | 40 | 313.5 | 8c | N | GT 25D1, 972, 4852, 8857, 10525, 18201, 19609D1, 22507, 38166 |
| ENT | 28198 | | | | 19 | 28 | 38W | 1 | | 40 | 40 | 40 | 40 | 40 | L 1 37 | L 2 37.16 | 40 | | | | | | | | | 314.16 | 8c | N | GT 25D1, 972, 4852, 8857, 10525, 18201, 19609D1, 22507, 38166 |
| ENT | 14292 | | | | 20 | 28 | 38W | 2 | | | | | | 40 | 40 | 40 | 40 | | | | | | | | | 160 | 8c | N | GT 25D1, 972, 4852, 8857, 10525, 18201, 19609D1, 22507, 38166 |

Base Acres: Year: Minimum Reasonable Quantity: Comments:

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

March 24, 2022

CLAY B & NANCY J SCOTT
1773 N ROAD B
ULYSSES, KS 67880

RE: Filed Office Application for Change
Vested Right, File No. GT-025-D1
Water Right, File Nos. 131; 972; 4852; 8857; 10525; 18201; 19609-D1; 22507 & 38166

Dear Sir or Madam:

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

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

Since the order modifies the original document referred to above, it should be recorded with the Register of Deeds as other instruments affecting real estate.

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

Sincerely,

A handwritten signature in blue ink that reads "Austin J. McColloch".

Austin J. McColloch
Assistant Water Commissioner

AM:
enclosures

pc: GROUNDWATER MANAGEMENT DISTRICT NO. 3
Katherine McGillivray Rev. Trust

CERTIFICATE OF SERVICE

On this 24th day of March, 2022, I hereby certify that the foregoing Approval of Application for Change in Place of Use, Vested Right, File No. GT-025-D1 and Water Right, File Nos. 131; 972; 4,852; 8,857; 10,525; 18,201; 19,609-D1; 22,507 & 38,166 dated 24th day of March, 2022 was mailed postage prepaid, first class, US mail to the following:

CLAY B & NANCY J SCOTT
1773 N ROAD B
ULYSSES, KS 67880

Pc:

KATHERINE MCGILLIVRAY REV TRUST
4500 BOB BILLINGS PKWY UNIT 405
LAWRENCE, KS 66049-3848

GROUNDWATER MANAGEMENT DISTRICT NO. 3



Division of Water Resources Staff

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.

RECEIVED

File No. 131

JUL 18 2019
 2:20 pm
 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: CLAY B & NANCY J SCOTT Water Resources
1773 N ROAD B ULYSSES KS 67880 Received

Phone Number: (620) 575-6789 Email address: WESTACLE@pld.com

Name and address of Water Use Correspondent: SAME AS ABOVE SEP 13 2019

Phone Number: () Email address: KS Dept Of Agriculture

3. The presently authorized place of use is:

Owner of Land ---- NAME: SAME AS ABOVE

ADDRESS: _____

(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 | |
| 20 | 28S | 38W | 40 | 40 | 40 | 40 | | | | | | | | | | | | | 320 |
| 29 | 28S | 38W | 40 | 40 | | | | | | | | | | | | | | | 80 |
| 29 | 28S | 38W | | | 40 | 40 | | | | | | | | | | | | | 80 |

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: SAME AS ABOVE – SEE SUPPLIMENTAL SHEET

ADDRESS: _____

(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 | |
| 20 | 28S | 38W | 40 | 40 | 40 | 40 | | | | | | | | | | | | | 317 |
| 29 | 28S | 38W | 40 | 40 | | | | | | | | | | | | | | | 80 |
| 29 | 28S | 38W | | | 38.5 | 38 | | | | | | | | | | | | | 76.5 |

TOTAL
473.5

w/ FILE NOS.

For Office Use Only: Code _____ Fee \$ 200 TR # _____ Receipt Date _____ Check # 3127

9/17/2019
SCANNED

5. **Presently authorized point of diversion:**
 One in the _____ Quarter of the _____ Quarter of the _____ Quarter of the _____
 of Section _____, Township _____ South, Range _____ (E/W),
 in _____ County, Kansas, _____ feet North _____ feet West of Southeast corner of section.
 Authorized Rate _____ Authorized Quantity _____ 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 the _____
 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 _____

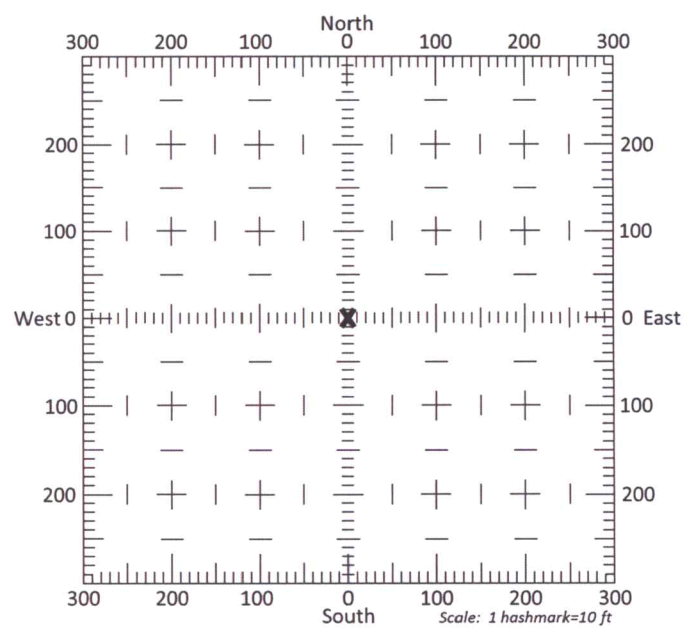
6. **Presently authorized point of diversion:**
 One in the _____ Quarter of the _____ Quarter of the _____ Quarter of the _____
 of Section _____, Township _____ South, Range _____ (E/W),
 in _____ County, Kansas, _____ feet North _____ feet West of Southeast corner of section.
 Authorized Rate _____ Authorized Quantity _____ 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 the _____
 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) _____

8. If a well, is the test hole log attached? Yes No
9. The change(s) (was)(will be) completed by?

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 AM/GCFO _____



- 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 300 feet of the existing point of diversion, indicate its location on the diagram shown above in relation to the existing point of diversion. **(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. 131

MAKE ADDITIONAL COPIES AS NECESSARY

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

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 | |
| | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | |

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: CLAY B & NANCY J SCOTT
ADDRESS: 1773 N ROAD B ULYSSES KS 67880

| 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 | |
| 21 | 28S | 38W | 40 | 40 | 40 | 40 | 40 | 40 | 40 | 40 | 40 | 40 | 40 | 40 | 40 | 40 | 40 | 35 | 635 |
| | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | |

Owner of Land ---- NAME: KATHERINE MCGILLIVRAY REV TRUST
ADDRESS: 4500 BOB BILLINGS PKWY UNIT 405 LAWRENCE KS 66049-3848

| 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 | 28S | 38W | | | | | | | | | | | | | | | | | 313.5 |
| 19 | 28S | 38W | 40 | 40 | 40 | 40 | 40 | 37 | 37.16 | 40 | | | | | | | | | 314.16 |
| 20 | 28S | 38W | | | | | | | | | | | | | | | | | 160 |

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

THIS PAGE TOTAL 1422.66
GRAND TOTAL 1846.16

| 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 | |
| | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | |

KS Dept Of Agriculture

SEP 13 2019

SCANNED

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 _____, Kansas, this _____ day of _____, 20_____.

Clay Scott

 (Owner)

Clay Scott

 (Please Print)

 (Owner)

 (Please Print)

 (Owner)

 (Please Print)

Nancy Scott

 (Spouse)

Nancy Scott

 (Please Print)

 (Spouse)

 (Please Print)

 (Spouse)

 (Please Print)

State of Kansas }
County of Grant } SS



I hereby certify that the foregoing application was signed in my presence and sworn to before me this 15 day of July, 2019.

Camrie Sheets

Notary Public

My Commission Expires 4-10-22.

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

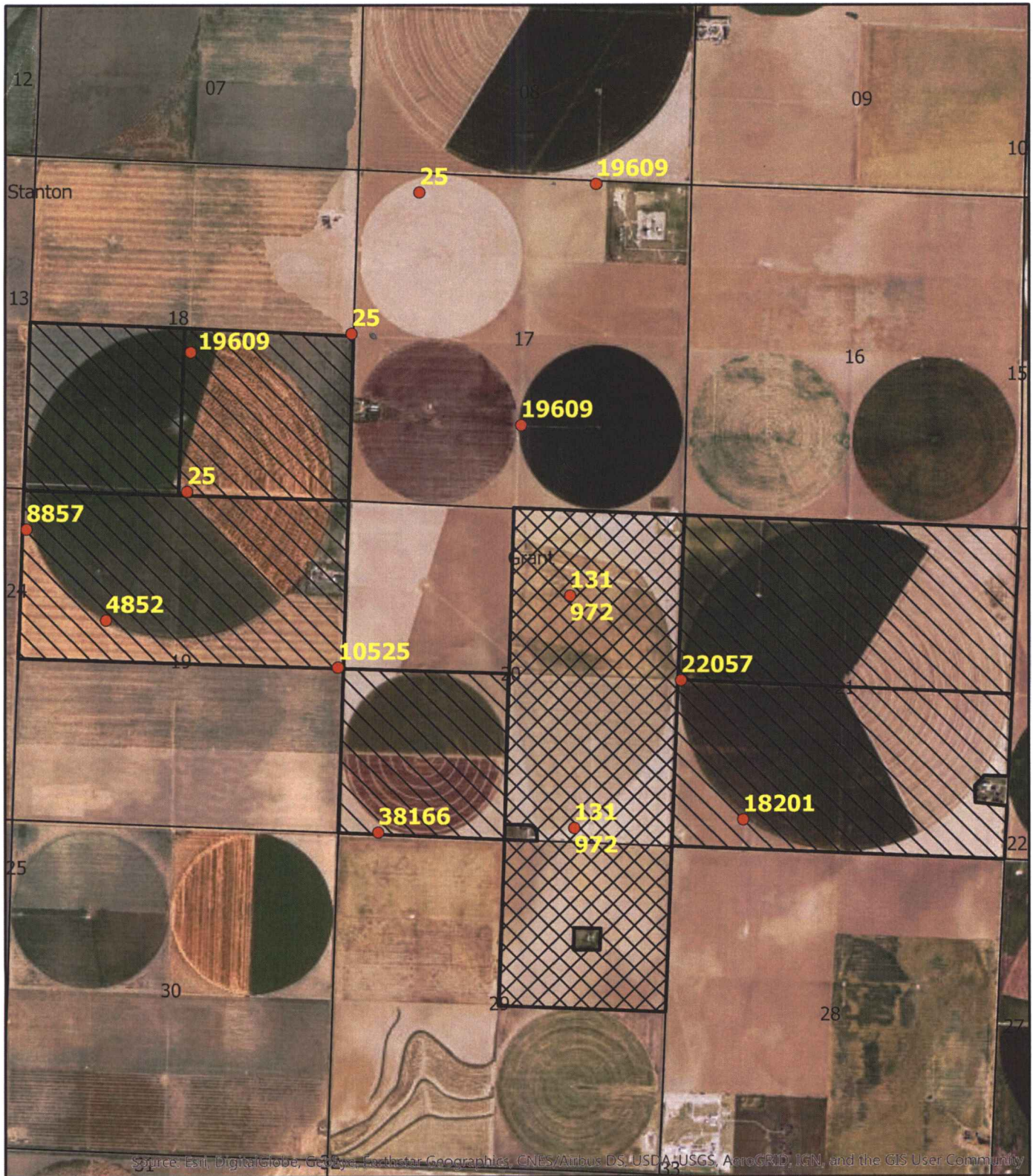
Each application to change the place of use or the point of diversion under this section shall be accompanied by the application fee set forth in the schedule below: Make checks payable to: **Kansas Department of Agriculture**

- (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 Water Resources \$200
- (3) Application to change the place of use Received \$200




SEP 13 2019

KS Dept Of Agriculture
SCANNED File No. _____

WR # 131 & 972 CHANGE IN PLACE OF USE



Source: Esri, DigitalGlobe, GeoEye, Earthstar Geographics, CNES/Airbus DS, USDA, USGS, AeroGRID, IGN, and the GIS User Community

-  AUTHORIZED PLACE OF USE
-  PROPOSED PLACE OF USE
-  POINT OF DIVERSION

0 0.25 0.5 1 Miles

Water Resources Received

SEP 13 2019

KS Dept Of Agriculture

SCANNED



Created By: AM/GCFO

KANSAS DEPARTMENT OF AGRICULTURE
Division of Water Resources

M E M O R A N D U M

TO: Files

DATE: March 14, 2022

FROM: Leslie Ireland

RE: Vested Right, File No. GT 025 – D1
Water Right, File Nos. 131; 972; 4852; 8857;
10,525; 18,201; 19,609 D1; 22,057 & 38,166

Clay and Nancy Scott along with Katherine McGillivray on behalf of her trust, are requesting to change the irrigated place of use. The applications for change in place of use were received on July 18, 2019 and August 27, 2019. The applications were delayed due to signatures on the requested division for File No. GT 025, and the updates of the place of use to remove farmsteads.

The referenced water rights are considered in compliance with both K.S.A. 82a-718, and K.S.A. 82a-732. The applications were initially sent to the headquarters office for processing due to the division of interest under GT 025 and 19609, but upon completion of the divisions the applications were returned to our Garden City Field Office for processing. The ownership of File No. 22,507 has changed. Irene Morris is no longer the owner of the Northwest Quarter of Section 21.

The proposed changes in place of use are to overlap a total of 1,896.16 acres for all of the referenced files located in Sections 18, 19, 20, 21 & 29, in Township 28 South, Range 38 West, Grant County. The acres will be updated to remove the farmsteads owned by; Jacob Cesar & Paula Segovia in Section 21; Robert & Norma Pauda in Section 20 and Ronald & Ramona Haney Trust in Section 20, who have submitted Quit Claim Deeds. The removal of their total 10.7 acres will result in an irrigation ratio of 1.7 acre-feet per acre. The requested reduction complies with K.A.R. 5-23-3 *Maximum reasonable annual quantity approvable for irrigation use for an application for change in place of use and a request to reduce a water right.*

After the removal of the small farmsteads there will be no modification of the currently authorized acres. The requested change in place of use for the referenced files complies with, Part (b)(1) of K.A.R. 5-5-11, *Applications for change in place of use for irrigation purposes*, as the proposal is to create an identical place of use for the certified rights, without any increase in the authorized acres. The proposal appears to be reasonable as the referenced files have a total combined quantity of 3,447 acre-feet which appears to be sufficient for irrigating the place of use of 1,896.16 acres, providing 1.81 acre-foot per acre. This irrigation ratio exceeds Grant County's 1.39 acre-feet per acre at the 80% chance as per K.A.R. 5-5-12, *Net irrigation requirements*, and complies with K.A.R. 5-5-19, *Maximum reasonable annual quantity of water for irrigation use*. A water conservation plan meeting the KWO guidelines will not be required for the changes.

The approvals will comply with K.A.R. 5-5-3, *Change in consumptive use*, and will not increase consumptive use as there will be no increase in authorized acres.

Water flowmeters would not be required per K.A.R. 5-5-11(e) as the applications were filed to make an identical place of use and the irrigation ratio. Looking at the rights it appears that all have meters installed and recently inspected, but as within GMD 3 meters will be required by the approvals. The approvals will require that if the rights chemigate they will have to install and maintain check valves. Water level measurement tubes are not applicable.

Based on the above discussion, that the changes are reasonable, there will be no significant increase in the consumptive use and impairment of existing water rights is unlikely, it is recommended that the referenced applications for change in place of use be approved.



Leslie Ireland
Environmental Scientist