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.

Water Resources Received

Submit To: CHIEF ENGINEER Division of Water Resources Kansas Department of Agriculture 1320 Research Park Drive Manhattan, KS 66502 www.ksda.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

DEC 16 2019 Of Agr 欧州村群 State of Kansas

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

Place of Use

Fee \$

Use Made of Water

File No. <u>6,938-A</u>

2. Name of applicant: ALMENA IRRIGATION DISTRICT NO 5

	Address: PO BOX 275
	City, State and Zip: <u>ALMENA, KS 67622</u>
	Phone Number: () E-mail address:
	What is your relationship to the water right; 🖾 owner 🔲 tenant 🔲 agent 🔲 other? If other, please explain
	Name of water use correspondent: <u>SAME AS ABOVE</u>
	Address:
	City, State and Zip:
	Phone Number: () E-mail address:
3.	The change(s) proposed herein are desired for the following reasons (please be specific): TO RETIRE IRRIGATION
	DISTRICT CANAL FROM COUNTY 1000 RD EASTWARD IN PHILLIPS COUNTY AND USE THE PRAIRIE DOG CREEK
	AS A CONDUIT TO DELIVER WATER TO MULTIPLE SURFACE WATER PUMPSITES OPERATED BY THE DISTRICT
	The change(s) (will be) completed by UPON APPROVAL
	(Date)
	
Fo	r Office Use Only: D. <u>3</u> GMD — Meets K.A.R. 5-5-1 (YE) / NO) Use <u>IRR</u> Source G (S)County <u>NT</u> By KJN Date <u>12/16/19</u>
<i>۲.</i> ($J_{2} \subseteq GMD _ Meets K.A.R. 5-5-1 (YE) / NO) Use _INN_ Source GAS County _N_{1} _ By NSN_ Date _QMe(1)$

200 TR #_____ Receipt Date 12/16/19

12/24/2019 LMoody

CGT

Code

Check # 1379

4. The presently authorized place of use is:

'n

Owner of Land — NAME: ALMENA IRRIGATION DISTRICT NO 5

ADDRESS: PO BOX 275 ALMENA, KS 67622

				N	E¼			N٧	N¼			SV	V1⁄4			SI	Ξ¼		TOTAL
Sec.	Twp.	Range	NE¼	NW¼	SW1⁄4	SE¼	NE¼	NW1⁄4	SW1⁄4	SE¼	NE¼	NW1⁄4	SW¼	SE¼	NE¼	NW1⁄4	SW1⁄4	SE¼	ACRES
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or any			-			-													
	Owne	er of La	nd	NAM	1E:														
			AD	DRES	SS:														
			1		E1⁄4			NIV	 №¼		<u> </u>		 V¼		[=1/4		TOTAL
See	Turn	Danas			5W1/4	SE¼	NE¼			SE¼	NE¼	3V NW¼		SE¼	NE¼		_/4 SW1⁄4	051/	TOTAL ACRES
Sec.	Twp.	Range	NE¼	INVV 74	500%	SE 1/4	NE 74	INVV 74	500%	SE 1/4	NE 74	INVV 74	SVV 74	SE74	NE 74	INVV 74	5VV /4	SE¼	
					<u> </u>	<u></u>													
						ie nlar	ce ot u	ise.											
st any		water r																	
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st any			nd —	NAM															
st any			nd —	NAM DRES	1E: SS:														TOTAL
	Owne	er of La	nd — AD		1E: SS: = <u>14</u>			NV	V¼			SV	11/4			SE		SE1/	TOTAL
			nd — AD	NAM DRES	1E: SS: = <u>14</u>				V1⁄4			SV	11/4	SE¼	NE¼			SE¼	
	Owne	er of La	nd — AD		1E: SS: = <u>14</u>			NV	V¼			SV	11/4			SE		SE¼	
	Owne	er of La	nd — AD		1E: SS: = <u>14</u>			NV	V¼			SV	11/4			SE		SE¼	
	Owne	er of La	nd — AD		1E: SS: = <u>14</u>			NV	V¼			SV	11/4			SE		SE¼	
	Owne	er of La	nd — AD		1E: SS: = <u>14</u>			NV	V¼			SV	11/4			SE		SE¼	
Sec.	Owne	Range	nd AD	NAM DRES NE	1E: 3S: =¼ 	SE¼	NE¼	NW1/4	V¼			SV	11/4			SE		SE¼	
Sec.	Owne	Range	nd AD	NAM DRES NE NW1/4	IE: SS: = ¹ / sw ¹ / sw ¹ /	SE¼	NE¼	NW1/4	V¼			SV	11/4			SE		SE¼	
Sec.	Owne	Range	nd AD	NAM DRES NE NW1/4	IE: SS: = ¹ / sw ¹ / sw ¹ /	SE¼	NE¼	NW1/4	V¼			SV	11/4			SE		SE¼	
Sec.	Owne Twp.	Range Water r osed tha	nd — AD NE¼	NAM DRES NW ¹ /4	IE:	SE¼	NE ¹ /4	NW¼ NW¼ Se I to:	V¼ SW¼			SV	11/4			SE		SE¼	
Sec.	Owne Twp.	Range	nd — AD NE¼ ights t at the p	NAM DRES NW ⁷ /4	IE: SS: sw1/4 sw1/	SE¼ is plac be ch	NE ¹ / ₄	NW¼ NW¼ Se I to:	V¼ SW¼			SV	11/4			SE		SE¼	TOTAL
Sec.	Owne Twp.	Range Water r osed tha	nd — AD NE¼ ights t at the p	NAM DRES NW ⁷ /4	IE:	SE¼ is plac be ch	NE ¹ / ₄	NW¼ NW¼ Se I to:	V¼ SW¼			SV	11/4			SE		SE%	
Sec.	Owne Twp.	Range Water r osed tha	nd — AD NE¼ ights t at the p	NAM DRES NW ¹ /4	IE: SS: sw1/4 sw1/	SE¼ is plac be ch	NE ¹ / ₄	NW¼ NW¼ Se I to:	V¼ SW¼			SV	J¼ SW¼			SE	SW1⁄4	SE¼	ACRES
Sec. st any It is	Owne Twp.	Range Water r osed tha	nd — AD NE¼ ights t at the p AD	NAM DRES NW ⁷ /4	IE:	SE¼ is plac be ch	NE ¹ /2	NW¼ NW¼ se I to:	V¼ SW¼			SW NW¼	/% SW%			SE NW¼	SW1/4	SE1/4	ACRES
Sec. st any It is	Owne Twp.	Range water r osed that	nd — AD NE¼ ights t at the p AD	NAM DRES NW ⁷ /4	IE:	SE¼ is plac be ch	NE ¹ /2	NW¼ NW¼ Se I to: IN PU	V¼ SW¼	SE¼	NE%	SW NW¼	/% SW%	SE¼	NE%	SE NW¼	SW1/4		ACRES
Sec. st any It is	Owne Twp.	Range water r osed that	nd — AD NE¼ ights t at the p AD	NAM DRES NW ⁷ /4	IE:	SE¼ is plac be ch	NE ¹ /2	NW¼ NW¼ Se I to: IN PU	V¼ SW¼	SE¼	NE%	SW NW¼	/% SW%	SE¼	NE%	SE NW¼	SW1/4		ACRES
Sec.	Owne Twp.	Range water r osed that	nd — AD NE¼ ights t at the p AD	NAM DRES NW ⁷ /4	IE:	SE¼ is plac be ch	NE ¹ /2	NW¼ NW¼ Se I to: IN PU	V¼ SW¼	SE¼	NE%	SW NW¼	/% SW%	SE¼	NE%	SE NW¼	SW1/4		ACRES
Sec. st any It is	Owne Twp.	Range water r osed that	nd — AD NE¼ ights t at the p AD	NAM DRES NW ⁷ /4	IE:	SE¼ is plac be ch	NE ¹ /2	NW¼ NW¼ Se I to: IN PU	V¼ SW¼	SE¼	NE%	SW NW¼	/% SW%	SE¼	NE%	SE NW¼	SW1/4		ACRES

List any other water rights that cover this place of use.

Water Resources

IF MORE SPACE IS NEEDED, ATTACH ADDITIONAL SHEETS AS RECESSARY

DEC 16 2019

File No. 6938-A

6.	The presently	y authorized	point(s) of	diversion	is	ONE DIVERSION DAM

7. The proposed point(s) of diversion are ONE DIVERSION DAM PLUS 10 SURFACE WATER DIVERSIONS

LUS	10	30	Kr <i>i</i>	AUE	VVP	VIE.	RL	11/1	ERO	IUr	4.
			(Prov	vide de	escripti	on ar	nd nur	nber	of poir	nts)	

(Provide description and number of points)

	List all presently authors	orized point	(s) of diversion:				
8.	Presently authorized p	point of dive	ersion:				
	One in the <u>NC</u>	N2	Quarter of the	SW	Quarter of the	NE	Quarter
	of Section	24	, Township	2	South, Range	22	W,
	in <u>NT</u>	County	, Kansas, <u>3146</u>	feet North	2339 feet West of S	Southeast corner	of section.
	Authorized Rate 44,88	O GPM	Authorized Quantity	11,280 AF			
	(DWR use only: Comp	outer ID No.	G	PS	feet North	feet Wes	t)
	🛛 This point will not b	be changed	🗌 This point wi	II be changed a	as follows:		
	Proposed point of dive	ersion: (Cor	nplete only if char	ae is requeste	d)		
					Quarter of the		Quarter
					South, Range		
					feet West of S		
	Proposed Rate						
					ts that will use this point		
							
9.	Presently authorized p						
					Quarter of the		
					South, Range		
					feet West of S	Southeast corner	of section.
	Authorized Rate		-				
	OWR use only: Comp	outer ID No.	G	PS	feet North	feet Wes	t)
	🛛 🗌 This point will not b	be changed	🛛 This point wi	II be changed a	as follows:		
	Proposed point of dive	ersion: (Cor	nplete only if char	ige is requeste	<u>d)</u>		
	One in theN	N	Quarter of the	SW	Quarter of the	SE	Quarter
							Quarter
	of Section	18	_, Township	1	South, Range		
						19	W,
		County	, Kansas, <u>1150</u>	feet North	South, Range 2150 feet West of S	19	W,
	in <u>PL</u> Proposed Rate	County	, Kansas, <u>1150</u> Proposed Quantity	feet North	South, Range 2150 feet West of S	19 Southeast corner o	W, of section.
	in <u>PL</u> Proposed Rate This point is:	County	, Kansas, <u>1150</u> Proposed Quantity _] Geo Center List	feet North	South, Range 150 feet West of S 	19 Southeast corner o	W, of section.
10.	in <u>PL</u> Proposed Rate This point is: D Additic <u>Presently authorized p</u>	onal Well	, Kansas, <u>1150</u> Proposed Quantity] Geo Center List ersion:	feet North other water righ	South, Range 2150 feet West of S ts that will use this point j	19 Southeast corner of PL22 (ID1)	W, of section.
10.	in <u>PL</u> Proposed Rate This point is: Additic Presently authorized p One in the	Doint of dive	, Kansas, <u>1150</u> Proposed Quantity] Geo Center List e rsion: _ Quarter of the	feet North other water righ	South, Range 2150 feet West of S its that will use this point j Quarter of the	19 Goutheast corner of PL22 (ID1)	W, of section.
10.	in <u>PL</u> Proposed Rate This point is:Additic Presently authorized p One in the of Section	Doint of dive	, Kansas, <u>1150</u> Proposed Quantity] Geo Center List ersion: _ Quarter of the _, Township	feet North other water righ	South, Range 2150 feet West of S its that will use this point j Quarter of the South, Range	19 Southeast corner of PL22 (ID1)	W, of section. Quarter
10.	in <u>PL</u> Proposed Rate This point is: Addition Presently authorized p One in the of Section in	County	, Kansas, <u>1150</u> Proposed Quantity] Geo Center List ersion: _ Quarter of the _, Township , Kansas,	feet North other water righ feet North	South, Range 2150 feet West of S its that will use this point j Quarter of the South, Range feet West of S	19 Southeast corner of PL22 (ID1)	W, of section. Quarter
10.	in <u>PL</u> Proposed Rate This point is:Additic Presently authorized p One in the of Section in Authorized Rate	County	, Kansas, <u>1150</u> Proposed Quantity] Geo Center List ersion: _ Quarter of the _, Township, Kansas, Authorized Quantity	feet North other water righ feet North	South, Range 2150 feet West of S its that will use this point j Quarter of the Quarter of the South, Range feet West of S	19 Southeast corner of PL22 (ID1) Southeast corner of	W, of section. Quarter , of section.
10.	in <u>PL</u> Proposed Rate This point is: Addition Presently authorized presently presently authorized pres	County Coint of dive Coint of dive County County County	, Kansas, <u>1150</u> Proposed Quantity] Geo Center List ersion: _ Quarter of the _, Township , Kansas, Authorized Quantity G	feet North other water righ feet North PS	South, Range 2150 feet West of S its that will use this point j Quarter of the Quarter of the South, Range feet West of S feet North	19 Southeast corner of PL22 (ID1) Southeast corner of	W, of section. Quarter , of section.
10.	in <u>PL</u> Proposed Rate This point is:Additic Presently authorized p One in the of Section in Authorized Rate	County Coint of dive Coint of dive County County County	, Kansas, <u>1150</u> Proposed Quantity] Geo Center List ersion: _ Quarter of the _, Township , Kansas, Authorized Quantity G	feet North other water righ feet North PS	South, Range 2150 feet West of S its that will use this point j Quarter of the Quarter of the South, Range feet West of S feet North	19 Southeast corner of PL22 (ID1) Southeast corner of	W, of section. Quarter , of section.
10.	in <u>PL</u> Proposed Rate This point is: Addition Presently authorized presently presently authorized pres	County Coint of dive County Co	, Kansas, <u>1150</u> Proposed Quantity Geo Center List Quarter of the, Township, Kansas,Authorized Quantity G This point wi	feet North other water righ feet North PS	South, Range 2150 feet West of S tts that will use this point j Quarter of the Quarter of the South, Range feet West of S feet North as follows:	19 Southeast corner of PL22 (ID1) Southeast corner of	W, of section. Quarter , of section.
10.	in <u>PL</u> Proposed Rate This point is: Addition Presently authorized presently authorized presently authorized presently authorized presently authorized presently authorized Rate (DWR use only: Compare the point will not be proposed point of divertion of the One in the	County Coint of dive County Co	, Kansas, <u>1150</u> Proposed Quantity Geo Center List Cuarter of the , Township , Kansas, Authorized Quantity G X This point wi nplete only if char Quarter of the	feet North other water righ feet North PS ill be changed a ige is requeste SE	South, Range 2150 feet West of S its that will use this point i Quarter of the Quarter of the feet West of S feet North as follows: d) Quarter of the	19 Southeast corner of PL22 (ID1) Southeast corner of feet Wes SW	W, of section. Quarter of section. t)
10.	in <u>PL</u> Proposed Rate This point is: Addition Presently authorized presently authorized presently authorized presently authorized presently authorized presently authorized Rate (DWR use only: Compare the point will not be proposed point of divertion of the One in the	County Coint of dive County Co	, Kansas, <u>1150</u> Proposed Quantity Geo Center List Cuarter of the , Township , Kansas, Authorized Quantity G X This point wi nplete only if char Quarter of the	feet North other water righ feet North PS ill be changed a ige is requeste SE	South, Range 2150 feet West of S its that will use this point j Quarter of the Quarter of the South, Range feet West of S feet North as follows: d)	19 Southeast corner of PL22 (ID1) Southeast corner of feet Wes SW	W, of section. Quarter of section. t)
10.	in PL Proposed Rate This point is: Addition Presently authorized pr One in the of Section in Authorized Rate (DWR use only: Comp This point will not the Proposed point of dive One in theN of Section	County	, Kansas, <u>1150</u> Proposed Quantity Geo Center List Quarter of the, Township, Kansas, Authorized Quantity G X This point wi mplete only if char Quarter of the, Township	feet North other water righ feet North PS ill be changed a nge is requeste SE 1	South, Range 2150 feet West of S its that will use this point i Quarter of the Quarter of the feet West of S feet North as follows: d) Quarter of the	19 Southeast corner of PL22 (ID1) Southeast corner of feet Wes SW 20	W, of section. Quarter of section. t) Quarter W,
10.	in PL Proposed Rate This point is: Addition Presently authorized pr One in the of Section in Authorized Rate (DWR use only: Comp This point will not the Proposed point of dive One in theN of Section	County County Count of dive County Co	, Kansas, <u>1150</u> Proposed Quantity] Geo Center List ersion: _ Quarter of the _, Township , Kansas, G Xuthorized Quantity G X This point with mplete only if char _ Quarter of the _, Township , Kansas, <u>834</u>	feet North other water righ feet North PS ill be changed a nge is requeste SE 1 feet North	South, Range 2150 feet West of S its that will use this point ! Quarter of the South, Range feet North feet North as follows: d) Quarter of the South, Range 3511 feet West of S	19 Southeast corner of PL22 (ID1) Southeast corner of feet Wes SW 20	W, of section. Quarter of section. t) Quarter W,

11. Describe the current condition of and future plans for any point(s) of diversion which will no longer be used. N/A

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- 12. The presently authorized use of water is for IRRIGATION purposes.
 purposes.

 It is proposed that the use be changed to NO CHANGE purposes.
 purposes.
- 13. If changing the place of use and/or use made of water, describe how the consumptive use will not be increased. NO CHANGE IN PLACE OF USE

	NO CHANGE IN PLACE OF USE
	(Please show any calculations here.)
14.	It is requested that the maximum annual quantity of water be reduced to <u>N/A</u> (acre-feet or million gallons).

- 15. It is requested that the maximum rate of diversion of water be reduced to N/A 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.

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.

- Water Resources-

IF MORE SPACE IS NEEDED, ATTACH ADDITIONAL SHEETS AS THECESSARY

DEC 16 2019

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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 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 LONG ISLAND	, Kansas, this day of day o
	D. President
Crais Igaran	(Spouse)
Readley Cr	(Please Print)
Bradley Cox	(Spouse)
(Please Print)	(Please Print)
(Owner) Staven Cox	(Spouse)
(Please Print) State of Kansas County of Philips :	(Please Print) NOTARY PUBLIC - State of Kansas EMILY VALLIN My Appt. Exp. 4-30-20
My Commission Expires $4 - 30 - 202$	was signed in my presence and sworn to before me this day of

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	\$100
(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.

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1.	The presently	authorized p	point(s) o	of diversion ar	e <u>1</u>	DIVERSION DAM
----	---------------	--------------	------------	-----------------	------------	----------------------

The proposed point(s) of diversion are <u>1 DIVERSION DAM AND 10 SURFACE WATER PUMP DIVERSIONS</u> (Provide description and number of points) 2.

(Provide description and number of points)

List all presently authorized point(s) of diversion:
--

8.	Presently authori	zed point of d	iversion:				
	One in the		Quarter of the		Quarter of the		Quarter
	of Section		, Township		South, Range		W,
					feet West of S		
	Authorized Rate		_ Authorized Quantity				
					feet North	feet West	
			ed 🛛 🛛 This point wi				
	Proposed point o	f diversion: (C	omplete only if chan	ge is requeste	ed)		
					Quarter of the	SE	Quarter
					South, Range		
					1200 feet West of S		
			Proposed Quantity				
					nts that will use this point	1029 (ID2)	
9.	Presently authoriz	zed point of d	version:				
	One in the		Quarter of the		Quarter of the		Quarter
	of Section		, Township		South, Range		(E/W),
	in	Cour	ty, Kansas,	feet North	feet West of S	Southeast corner o	f section.
	Authorized Rate		_ Authorized Quantity				
	(DWR use only: C	Computer ID N	o GF	PS	feet North	feet West)	
	This point will	not be change	ed 🛛 🖾 This point wil	ll be changed	as follows:		
	Proposed point of	diversion: (C	omplete only if chan	ge is requeste	ed)		
	One in the	N2	Quarter of the	NW	Quarter of the	SE	Quarter
					South, Range	•	
					2450 feet West of S		
			Proposed Quantity _				
	This point is: 🔲 Ad	ditional Well	Geo Center List d	other water righ	ts that will use this point	1029 (ID1)	
10.	Presently authoriz	ed point of di	version:				
	One in the		Quarter of the		Quarter of the		_ Quarter
	of Section		, Township		South, Range		W,
					feet West of S	Southeast corner of	section.
			Authorized Quantity				
		-			feet North	feet West)	
	🗌 This point will i	not be change	d 🛛 🖾 This point wil	l be changed	as follows:		
	Proposed point of	diversion: (C	omplete only if chang	<u>ge is requeste</u>	<u>d)</u>		
	One in the	NW	Quarter of the	NE	Quarter of the	NW	_ Quarter
					South, Range		
	in <u>PL</u>	Coun	ty, Kansas, <u>5122</u>	feet North	3354 feet West of S	Southeast corner of	section.
	Proposed Rate		Proposed Quantity _				
	This point is:	ditional Well	Geo Center List c	other water righ	ts that will use this point	545 & 7860	
11	Describe the currer	t condition of a	and future plans for an	v point(s) of div	Version which will no long	er Resources	
				, point(3) of un		Received	

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- 1. The presently authorized point(s) of diversion are <u>1 DIVERSION DAM</u>
- 2. The proposed point(s) of diversion are <u>1 DIVERSION DAM AND 10 SURFACE WATER PUMP DIVERSIONS</u>

(Provide description and number of points)

(Provide description and number of points)

List all presently	authorized	point(s)	of diversion:
--------------------	------------	----------	---------------

8.	Presently authoriz	zed point of	diversion:					
	One in the		Quarter of the		Quarter of the		Quarter	
	of Section		, Township		South, Range		W,	
					feet West of Southeast corner of section.			
			Authorized Quantity					
	(DWR use only: 0	Computer ID	No G	PS	feet North	feet We	est)	
	🔲 This point will	not be chan	ged 🛛 🛛 This point w	vill be changed	as follows:			
	Proposed point of	f diversion:	(Complete only if cha	nge is requeste	ed)			
	One in the	NW	Quarter of the	NE	Quarter of the	NW	Quarter	
	of Section	8	, Township	1	South, Range	19	W,	
	in <u>PL</u>	Co	unty, Kansas, <u>5109</u>	feet North		Southeast corne	r of section.	
	Proposed Rate		Proposed Quantity					
	This point is:	dditional Well	Geo Center List	other water righ	nts that will use this point	t <u>9051-D2</u>	·	
,							· · · · · · · · · · · · · · · · · · ·	
9.	Presently authoriz							
					Quarter of the			
					South, Range			
					feet West of	Southeast corne	r of section.	
			Authorized Quantity					
	· -	-			feet North	feet We	est)	
	∐ This point will	not be chang	ged 🛛 🖾 This point w	ill be changed	as follows:			
	Proposed point of	diversion:	Complete only if char	nge is requeste	ed)			
					Quarter of the			
	of Section	17	, Township	1	South, Range	19	W,	
	in <u>PL</u>	Cοι	unty, Kansas, <u>4023</u>	feet North	4610 feet West of	Southeast corne	r of section.	
	Proposed Rate		Proposed Quantity					
	This point is:	ditional Well	Geo Center List	other water righ	ts that will use this point	: <u>PL12 (ID2)</u>		
[Descentions							
10.	Presently authoriz						Overter	
					Quarter of the			
					South, Range			
	in County, Kansas, feet North feet West of Southeast corner of section. Authorized Rate Authorized Quantity							
	(DWP use only: C	·omputor ID	Authonzed Quantity	/	 foot North	foot Ma	et)	
	(DWR use only: Computer ID No GPS feet North feet West)							
	-	-		-				
			Complete only if char			0.47		
					Quarter of the			
					South, Range			
					feet West of	Southeast cornel	r of section.	
		Proposed Rate Proposed Quantity						
L		autional Well	Geo Center List	other water righ Water Res	its that will use this point OUTCES	PL12 (ID1)	· · · ·	
11.	Describe the currer	it condition o	f and future plans for ar	ny point(s) of div	ergion which will no long	ger be used. <u>N/A</u>		

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1.	The presently authorized point(t(s) of diversion are <u>1 DIVERSION DA</u>	M
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2. The proposed point(s) of diversion are <u>1 DIVERSION DAM AND 10 SURFACE WATER PUMP DIVERSIONS</u>

(Provide description and number of points)

(Provide description and number of points)

List all pres	ently author	rized point((s) of diversion:
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Presently author	ized point of	diversion:				
				Quarter of the	Quarter	
					feet West)	
🗌 This point will	not be chang	ged 🛛 🖾 This point w	ill be changed a	as follows:		
Proposed point of	of diversion: (Complete only if char	nge is requeste	d)		
					SW Quarter	
Proposed Rate		Proposed Quantity				
This point is: 🔲 A	dditional Well	🗌 Geo Center List	other water right	ts that will use this point <u>F</u>	PL16	
					outheast corner of section.	
(DWR use only: Computer ID No GPS feet North feet West)						
☐ This point will	not be chang	jed 🛛 🖾 This point w	ill be changed a	as follows:		
Proposed point of	f diversion: (Complete only if char	nge is requested	<u>d)</u>		
One in the	LOT 2	Quarter of the	N2	Quarter of the	NW Quarter	
of Section	3	, Township	2	South, Range	W,	
	Cou	unty, Kansas, <u>5022</u>	feet North	5054 feet West of Se	outheast corner of section.	
Dranged Data						
		Proposed Quantity				
		Proposed Quantity			PL17-D2	
This point is:	dditional Well	Proposed Quantity ☐ Geo Center List				
This point is: A	dditional Well	Proposed Quantity _ ☐ Geo Center List diversion:	other water right	 ts that will use this point _	<u>PL17-D2</u> .	
This point is: A Presently authori One in the	dditional Well	Proposed Quantity _ Geo Center List <u>diversion:</u> Quarter of the	other water right	ts that will use this point	PL17-D2Quarter	
This point is: A Presently authori One in the of Section	dditional Well	Proposed Quantity _ Geo Center List diversion: Quarter of the , Township	other water right	ts that will use this point Quarter of the South, Range	<u>PL17-D2</u> Quarter W,	
This point is: A Presently authori One in the of Section in	dditional Well	Proposed Quantity Geo Center List diversion: Quarter of the , Township unty, Kansas,	other water right	ts that will use this point Quarter of the South, Range feet West of So	PL17-D2Quarter	
This point is: A Presently authori One in the of Section in Authorized Rate	dditional Well	Proposed Quantity Geo Center List diversion: Quarter of the , Township unty, Kansas, Authorized Quantity	other water right feet North	ts that will use this point Quarter of the South, Range feet West of So	PL17-D2 Quarter W, putheast corner of section.	
This point is: A	dditional Well	Proposed Quantity _ Geo Center List diversion: Quarter of the , Township unty, Kansas, Authorized Quantity No G	other water right feet North /	ts that will use this point Quarter of the South, Range feet West of So	PL17-D2 Quarter W, putheast corner of section.	
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11. Describe the current condition of and future plans for any point(s) of diversion which will no longer be used. N/A

COX, CHRISTOPHER C & JODI L

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12676 ROAD E2 NORTON, KS 67654-5580

LOWRY, DONALD E & MARILYN S 21884 STATE HWY 383 ALMENA, KS 67622-9680

COX, BRADLEY B & ANN M 1439 W GRANITE RD LONG ISLAND, KS 67647

COX STEVEN ASSOCIATES LLC

1472 HWY 383 LONG ISLAND, KS 67647

COX, CLINTON T & CORINNE J 1090 LEAVENWORTH LONG ISLAND, KS 67647-4035

COX CONRAD FARMS INC 1036 HWY 383 LONG ISLAND, KS 67647

SCHEMPER, JOYCE A

5820 AVE N #21 KEARNEY, NE 68847

NELSON FARMS INC

1361 W GRANITE RD LONG ISLAND, KS 67647

KATS, GAIL D & DORIS E

10185 E LAKE DR ENGLEWOOD, CO 80111

Water Resources Received

DEC 16 2019

WATKINS FAMILY TRUST

8100 E CAMELBACK RD SUITE 42 SCOTTSDALE, AZ 85251

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HARDY, LARRY A

770 HWY 383 LONG ISLAND, KS 67647

GRANITE VIEW LLC

221 S KANSAS AVE ORLEANS, NE 68966

SPRING CREEK RANCH INC

25292 ROAD F ALMENA, KS 67622-9857

SHEARER FAMILY TRUST

%SHEARER, GERALD & ANITA 11143 ROAD E5 NORTON, KS 67654-5419

FRISCH, ADAM J & JAMIE

10951 ROAD E5 NORTON, KS 67654-5420

ARFORD FAMILY REVOCABLE TRUST

21270 ROAD H NORTON, KS 67654-5438

DELIMONT, MELISSA

%FISHER, STEVEN 24 COMANCHE RD WINDOM, KS 67491-9336

2

David Barfield, Chief Engineer

Almena Irrigation District # 5 has received permission from the Bureau of Reclamation to fill in about five miles of canals. The canals that we are wanting to fill in are at the tail end of the main canal system a map is included for viewing. Center pivots have been constructed on the majority of the land and flood irrigation is no longer feasible except for corners of fields.

We are requesting to make permanent points of diversion along prairie dog creek to service the area we are removing the canals on. Almena Irrigation District installed a permanent point of diversion from the canal system to discharge directly into Prairie Dog Creek, where the canal abandonment will begin.

We will be abandoning nearly twice as many linear feet of canal as compared to the creek delivery system.

There are a few other points of diversions along the Prairie Dog Creek that we are requesting permission for, that will not be in the canal abandonment area, once again we have places that can directly discharge into Prairie Dog Creek from the main canal system right above these points of diversion that we are requesting to make permanent.

Almena Irrigation District request that our water right 6938-A be modified to allow us to make more beneficial use of our water delivery system. All points of diversion we are requesting to make permanent along Prairie Dog Creek will have meters installed for accurate accounting of water delivered from the creek and all water will go back on BOR lands.

Almena Irrigation will have the ditch rider inspect and record meter readings prior to pumping and after shut off. Accounting will be made available to DWR.

Almena Irrigation District is very much aware of other water rights associated with Prairie Dog Creek as well as compact issues, we will not cause impairment and any issues that might occur will be addressed immediately and corrected by AID.

Almena Irrigation District is trying to get more efficient with water deliveries and making better use through the center pivots. Members are usually using ground water through the pivots so we believe we will make better use of District water while saving ground water.

12-11-19

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AIN. Board of Mirectors

Almena Irrigation District # 5 Operating Plan for Points of Diversion

In Prairie Dog Creek

1: Upon approval by DWR, the Almena Irrigation District will use Prairie Dog Creek as a conduit to deliver water to reclamation lands by identified points of diversion in the application to modify water right 6938-A.

2: The Almena Irrigation District Board of Directors, Ditch Rider and DWR personal will have access to inspect pump sites at any time.

3: Records of accounting will be kept by the Almena Irrigation District personal and submitted to DWR at the end of the irrigation season by October 1st annually.

A: Almena Irrigation will give DWR start pumping and shut off dates in the accounting.

B: All AID points of diversion will have meters installed for accounting, the purposed points of diversion have surface water rights as well. The surface water right meter will be used for the accounting to DWR and AID.

C: AID will relay authorized allocation of water allotment for calendar year to DWR along with total base acres for operators of Prairie Dog Creek points of diversion in the accounting.

D: AID will divert water from Norton Reservoir and make diversions through the AID canals or AID sluice gate at the diversion dam.

E: Under special circumstances of large rainfall events above AID diversion dam, and with DWR approval, AID would divert AID allocated water from Prairie Dog Creek from the purposed points of diversion with the same accounting rules. AID would stop deliveries if Prairie Dog Creek flows drop to 10 cfs at the Woodruff Gage station near the Nebraska state line, or upon DWR request.

4: AID agrees to work with DWR on any issues that might arise and solve issues quickly.

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12-11-19

Water Resources Received

DEC 16 2019

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	A	В	С	D	E	F	G	Н	1
	Almena Irrigation Dist	rict Pump St	ation Accounting					Base Acres x 2.5 inch	A 10.7 (10.1) (10.1)
2									
3	Pump Station #	Meter ID	Start Pump Date	Start Meter Reading	End Pump Date	End Meter Reading	AF Pumped	2020 Allocation AF	Operator
4	9051 D-2		a deserved a base of the second se	a a manager statistical statistical statistical statistics and a statistical statistical statistical statistics				· · · · · · · · · · · · · · · · · · ·	and the second
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KS Dept Of Agriculture

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AID.

Water Resources Received

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KS Dept Of Agriculture

BUREAU OF RECLAMATION - GREAT PLAINS REGION

Categorical Exclusion Checklist

CEC No: CEC-NK-2019-32

While analysis has been completed for impacts to natural resources on these easements, additional documentation and review for abandonment of easements will be required.

Prepared by:

Date: 1/24/7014

Jeanette Timm Natural Resource Specialist

Cultural Resources Concurrence:

Indian Trust Asset

Concurrence:

alle 7/29/2019 Catherine G. Griffin

Nebraska-Kansas Archaeologist

Cale Marine Date: 7/29/2019

Catherine G. Griffin Nebraska-Kansas Archaeologist

Supervisory Program Manager Concurrence:

Date: 7/29/2019

Marla Simpson Supervisory Programs Manager

Authorization

U.S. Bureau of Reclamation, Nebraska-Kansas Area Office authorizes the modification to Contractual Agreement No. 009D6B0119 for a two-year pilot program for an early spring water delivery release of 160 AF between the months of February to May at a rate of 12 AF/day over a 13-day period, as proposed by the Almena Irrigation District No. 5. Following the two-year pilot, the contract changes would be permanent to allow the District flexibility for early water delivery.

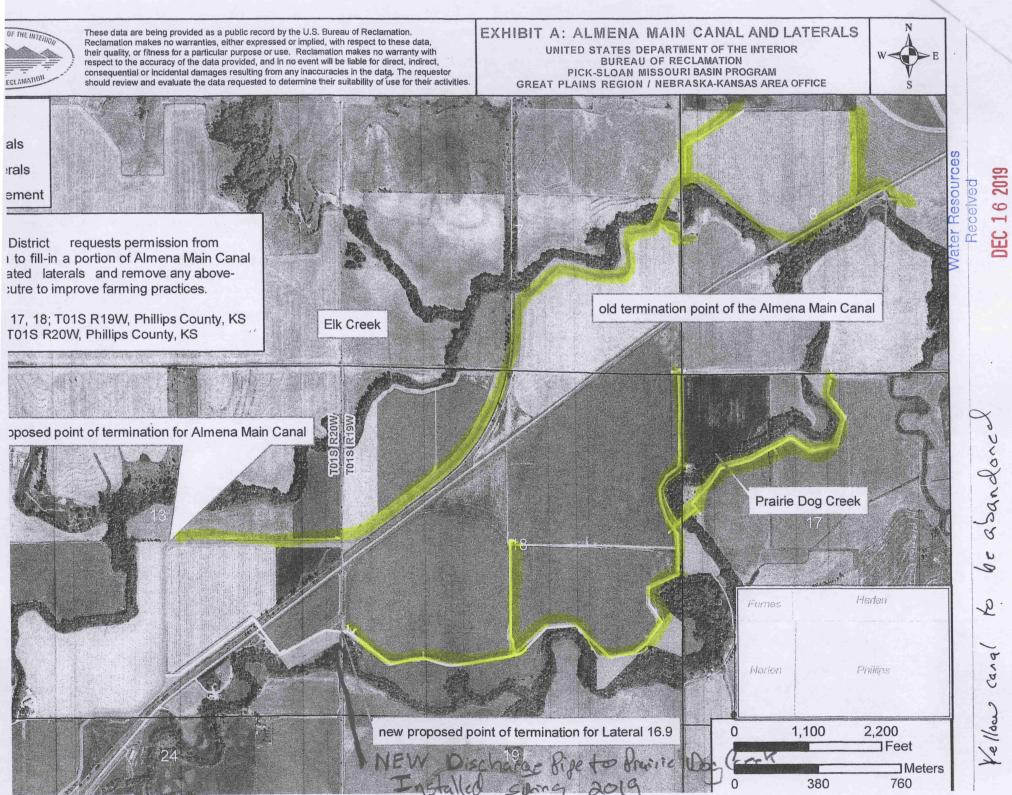
In addition, Almena Irrigation District No. 5 is authorized to implement their proposal of abandoning a portion of the Almena Main Canal and associated laterals, particularly Lateral 16.9, all located in Section 7, 8, 17, 18 in Township 01 South, Range 19 West, Phillips County, Kansas. As proposed, Reclamation would retain the perpetual easements, only the constructed features of the canal and laterals, including turn-outs and structures, would be removed to restore the land for farming practices. It should be noted, if the District chooses to re-establish the canal and laterals in the future, the funding and construction by Reclamation specification would be the sole responsibility of the District.

This decision does not serve as the authorization for Reclamation to release the easements.

Approved:

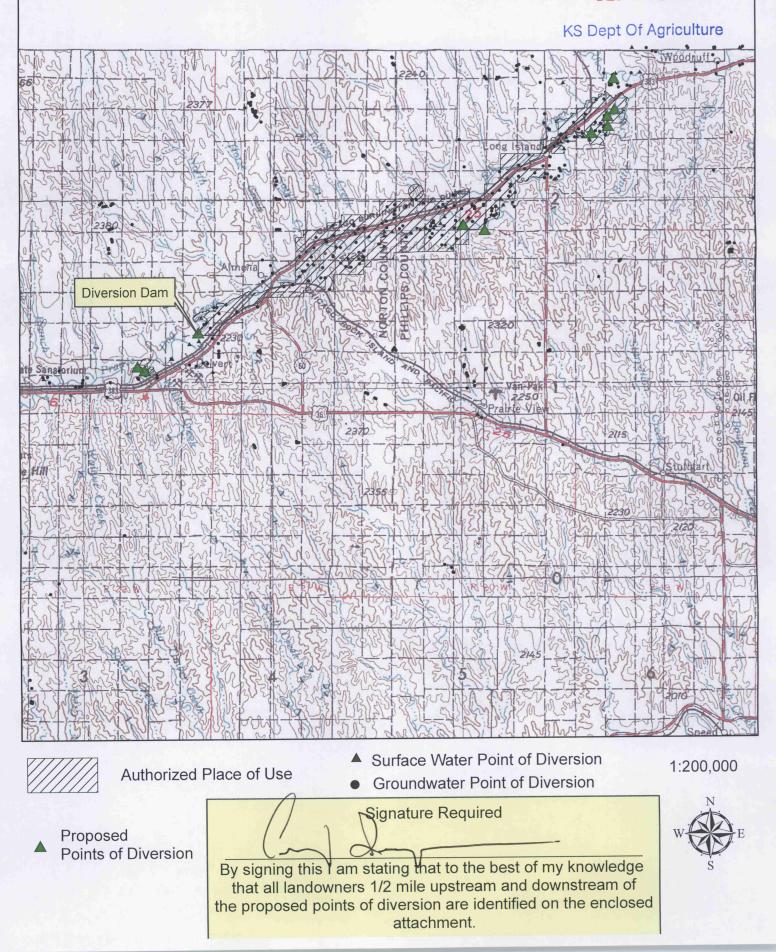
Date:

Aaron M. Thompson Nebraska-Kansas Area Manager



Application to Change the Point of Diversion Water Resources For Water Right File # 6938-A Received

DEC 16 2019



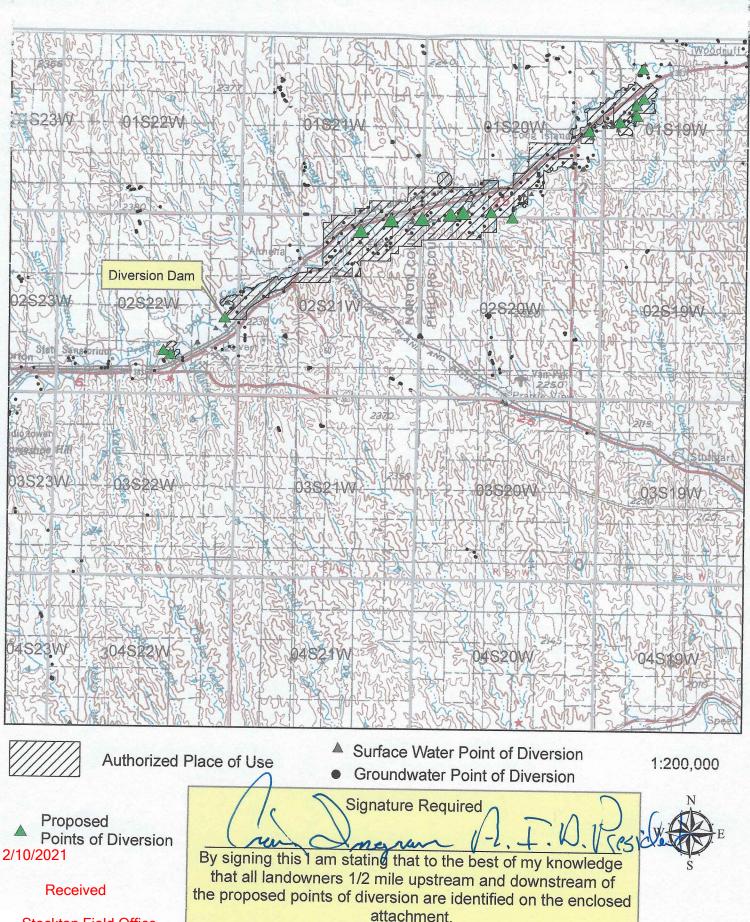
APPLICATION FOR APPROVAL TO CHANGE THE PLACE OF USE AND/OR POINT OF DIVERSION SUPPLEMENTAL SHEET FILE NO. <u>6,938-A</u>

Presently authorized point	nt of diversion:			
One in the	Quarter of the		Quarter of the	Quarter
of Section	, Township		South, Range	W,
in	_ County, Kansas,	_ feet North _	feet West of S	outheast corner of section.
	Authorized Quantity			
(DWR use only: Comput	er ID No GP	S	feet North	feet West)
-	ged This point will be change			
	ion: (Complete only if chang			
	Quarter of the			
of Section2	, Township	2	South, Range	W,
in <u>Norton</u>	County, Kansas, <u>2,570</u>	_ feet North _	5,155 feet West of S	outheast corner of section.
Proposed Rate	Proposed Quantity		Proposed well depth (f	eet)
This point is: 🔝 Additiona	I Well 🔲 Geo Center List o	ther water righ	ts that will use this point <u>N</u>	None
Presently authorized point	nt of diversion:			
	Quarter of the		Quarter of the	Quarter
	, Township			
in	_ County, Kansas,	feet North	feet West of S	outheast corner of section.
	Authorized Quantity			
(DWR use only: Comput	er ID No GP	S	feet North	feet West)
	ged This point will be change			
Proposed point of divers	ion: (Complete only if chang	<u>ge is requeste</u>	d or if existing point is b	petter described by GPS)
	Quarter of the			
of Section 2	, Township	2	South, Range	<u>21</u> W,
in <u>Norton</u>	_ County, Kansas, <u>4,500</u>	_ feet North _	30 feet West of S	outheast corner of section.
Proposed Rate	Proposed Quantity _		Proposed well depth (f	eet)
This point is: 🗌 Additiona	I Well 🛛 Geo Center List o	ther water righ	ts that will use this point <u>N</u>	None
Presently authorized point	nt of diversion:			
Presently authorized poin			Quarter of the	Quarter
One in the	Quarter of the			
One in the of Section	Quarter of the , Township		South, Range	(E/W),
One in the of Section in	Quarter of the , Township _ County, Kansas,	feet North	South, Range feet West of S	(E/W), outheast corner of section.
One in the of Section in Authorized Rate	Quarter of the , Township _ County, Kansas, Authorized Quantity _	_ feet North _	South, Range feet West of So Depth of well	(E/W), outheast corner of section. (feet)
One in the of Section in Authorized Rate (DWR use only: Comput	Quarter of the , Township _ County, Kansas, Authorized Quantity _ er ID No GP	_ feet North _	South, Range feet West of S Depth of well feet North	(E/W), outheast corner of section. (feet) feet West)
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One in the of Section in Authorized Rate (DWR use only: Comput DWR use only: Comput This point will not be chan Proposed point of divers One in the of Section 2_ in Norton Proposed Rate	Quarter of the, Township County, Kansas, Authorized Quantity er ID No GP gedThis point will be change ion: (Complete only if change Quarter of the , Township	_ feet North _ S ed as follows: [ge is requeste NE 2 feet North _	South, Range feet West of Source Depth of well feet North No change, point better de d or if existing point is b Quarter of the Guarter of the South, Range 10 feet West of Source Proposed well depth (f	(E/W), outheast corner of section. (feet) (feet) escribed with GPS as follows: <u>better described by GPS)</u> <u>NE</u> Quarter 21W, outheast corner of section. feet)
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APPLICATION FOR APPROVAL TO CHANGE THE PLACE OF USE AND/OR POINT OF DIVERSION SUPPLEMENTAL SHEET FILE NO. <u>6,938-A</u>

Presently authorized p	oint of diversion:			
One in the	Quarter of the		Quarter of the	Quarter
of Section	, Township		South, Range	W,
in	County, Kansas,	feet North	feet West of S	outheast corner of section.
Authorized Rate	Authorized Quantity		Depth of well	(feet)
(DWR use only: Comp	uter ID No GI	PS	feet North	feet West)
-	anged			
	ersion: (Complete only if chan			
One in the <u>NV</u>	V Quarter of the	NW	Quarter of the	<u>NW</u> Quarter
of Section	6, Township	2	South, Range	20W,
in <u>Phillips</u>	County, Kansas, <u>4,780</u>	feet North	5,040 feet West of S	outheast corner of section.
Proposed Rate	Proposed Quantity _		Proposed well depth (f	eet)
This point is: 🗌 Additio	nal Well 🔲 Geo Center List	other water righ	its that will use this point <u>N</u>	lone
Presently authorized p	oint of diversion:			
	Quarter of the		Quarter of the	Quarter
	, Township			
in	County, Kansas,	feet North	feet West of S	outheast corner of section
Authorized Rate	Authorized Quantity		Depth of well	(feet)
	uter ID No GF			
	anged This point will be chang			
-	ersion: (Complete only if chan			
	Quarter of the			
	, Township			
	County, Kansas, <u>400</u>			
	Proposed Quantity _			
-	nal Well 🔲 Geo Center List			
	aint of diversions			
Presently authorized p			Quarter of the	Quarter
One in the	Quarter of the			
One in the of Section	Quarter of the , Township		South, Range	(E/W),
One in the of Section in	Quarter of the , Township County, Kansas,	feet North	South, Range feet West of S	(E/W), outheast corner of section.
One in the of Section in Authorized Rate	Quarter of the , Township County, Kansas, Authorized Quantity	feet North	South, Range feet West of So Depth of well	(E/W), outheast corner of section. (feet)
One in the of Section in Authorized Rate (DWR use only: Comp	Quarter of the , Township County, Kansas, Authorized Quantity puter ID NoG	feet North 2S	South, Range feet West of So Depth of well feet North	(E/W), outheast corner of section. (feet) feet West)
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Application to Change the Point of Diversion For Water Right File # 6938-A



Stockton Field Office Division of Water Resources

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



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

Mike Beam, Secretary

Laura Kelly, Governor

ALMENA IRRIGATION DISTRICT NO 5 PO BOX 275 ALMENA, KS 67622 December 17, 2019

RE: File No. 6,938-A

Dear Sir or Madam:

An application for approval of the Chief Engineer to change the following condition or conditions of the file number referred to above has been received:

place of use
point of diversion
use made of water

As a matter of record, the Division of Water Resources has on hand a large number of applications awaiting processing. Therefore, to be fair to all concerned, and so that we can process those applications on hand in the order they were received, we intend to concentrate on the backlog of applications until the issue is resolved. You will be contacted regarding this application as soon as it has been examined.

In accordance with the provisions of the Kansas Water Appropriation Act, a portion of which is included below, the use of water prior to approval of the application is unlawful. You should not proceed and divert water as indicated by your plans in your application for a change for this file until you receive approval for this change from the Chief Engineer. Once approved, compliance with the terms, conditions and limitations of the permit is necessary. Conservation of the water resources of Kansas is required.

Section 82a-728 of the Kansas Water Appropriation Act, provides (a) except for the appropriation of water for the purpose of domestic use, ... it shall be unlawful for any person to appropriate or threaten to appropriate water from any source without first applying for and obtaining a permit to appropriate water in accordance with the provisions of the Water Appropriation Act or for any person to violate any condition of a vested right, appropriation right or an approved application for a permit to appropriate water for beneficial use.

(b) (1) The violation of any provision of this section by any person is a class C misdemeanor...

A class C misdemeanor is punishable by a fine not to exceed \$500 and/or a term of confinement not to exceed one month in the county jail. Each day that the violation occurs constitutes a separate offense.

If you have any questions, please contact me at (785) 564-6645. If you wish to discuss a specific file, please have the file number ready so that we may help you more efficiently.

Sincerely,

Brent Turney, L.G. Change Applications Unit Supervisor Water Appropriation Program

BAT: kjn