

**ADDENDUM TO THE  
CONSENT AGREEMENT AND ORDER DESIGNATING A WATER  
CONSERVATION AREA  
CIRCLE LAND & CATTLE WATER CONSERVATION AREA (2023-2032)**

This addendum effectively removes Water Right File Nos. 9209-D1, 12161, 14856, 14913, 17014, 29881-D2, 29881-D3, 30156 and all attributes associated with this water right from the current Consent Agreement and Order Designating a Water Conservation Area. With this addendum it amends the Circle Land & Cattle Water Conservation Management Plan.

**Water Rights removed:** File No(s): 9209-D1, 12161, 14856, 14913, 17014, 29881-D2, 29881-D3, and 30156.

**Use Made of Water:** Irrigation

**Overlapping water right(s) on any points of diversion (well):** NONE

**Overlapping water right(s) on the place of use (land):** NONE

**Authorized Point of Diversions removed:**

One well located in the Southeast Quarter (SE $\frac{1}{4}$ ) of Section 19, Township 25 South, Range 32 West, Finney County, Kansas.  
One well located in the Southeast Quarter (SE $\frac{1}{4}$ ) of Section 22, Township 25 South, Range 32 West, Finney County, Kansas.  
One well located in the Southeast Quarter (SE $\frac{1}{4}$ ) of Section 23, Township 25 South, Range 32 West, Finney County, Kansas.  
One well located in the Southwest Quarter (SW $\frac{1}{4}$ ) of Section 23, Township 25 South, Range 32 West, Finney County, Kansas.  
One well located in the Southeast Quarter (SE $\frac{1}{4}$ ) of Section 24, Township 25 South, Range 32 West, Finney County, Kansas.  
One well located in the Northeast Quarter (NE $\frac{1}{4}$ ) of Section 28, Township 25 South, Range 32 West, Finney County, Kansas.  
One well located in the Northwest Quarter (NW $\frac{1}{4}$ ) of Section 23, Township 25 South, Range 33 West, Finney County, Kansas.  
One well located in the Southwest Quarter (SW $\frac{1}{4}$ ) of Section 23, Township 25 South, Range 33 West, Finney County, Kansas.  
One well located in the Southeast Quarter (SE $\frac{1}{4}$ ) of Section 26, Township 25 South, Range 33 West, Finney County, Kansas.  
One well located in the Northeast Quarter (NE $\frac{1}{4}$ ) of Section 35, Township 25 South, Range 33 West, Finney County, Kansas.

**Authorized Annual Quantity and Rate of Diversion removed:** 2,628 acre-feet and 9,555 gallons per minute.

**Amendments to the existing Corrective controls:**

- Goal Expression: not to exceed 121,697 Acre-Feet (AF) of the total irrigation allocation during the WCA period from the remaining 58 points of diversions.
- (the reduction of 20,982 acre-feet was subtracted off the WCA allocation due to the removal of Water Rights)
- An additional total of 1,967 acre-feet of remaining allocation from the expired 2018-2022 WCA may be used during the current WCA period if needed due to extreme drought.
- Up to the annual average allocation of 9,079.6 AF may be carried over and added to a subsequent WCA period for irrigation purposes after calendar year 2032; if unused by the irrigation wells during the duration of this WCA period.



DIVISION OF WATER RESOURCES -- KANSAS DEPARTMENT OF AGRICULTURE

Amended Authorized Place of Use:

WR#	Overlap WR's	Sec	T(S)	R(W)	WCA Authorized Place of Use																Total Acres	ArcMap Drawing?		
					NE (1/4)				NW (1/4)				SW (1/4)				SE (1/4)							
					NE (1/4)	NW (1/4)	SW (1/4)	SE (1/4)	NE (1/4)	NW (1/4)	SW (1/4)	SE (1/4)	NE (1/4)	NW (1/4)	SW (1/4)	SE (1/4)	NE (1/4)	NW (1/4)	SW (1/4)	SE (1/4)				
12821		21	25	33	34.5	34.5	34.5	34.5	34.5	34.5	34.5	34.5	34.5	34.5	34.5	34.5	34.5	38	38	38	38	566		
18729		27	24	33	34	34	34	34	34	34	34	34	34	34	34	34	34	34	34	34	34	34	408	
18730		34	24	33	34	34	34	34	34	34	34	34	34	34	34	34	34	34	34	34	34	34	544	
18731		3	25	33	34	34	34	34	34	37.5	37.5	37.5	37.5	37.5	37.5	37.5	37.5	37.5	37.5	37.5	37.5	37.5	586	
					L-1	L-2			L-3	L-4														
18732		10	25	33	34	34	34	34	34	34	34	34	34	37.5	37.5	37.5	37.5	34	34	34	34	558		
18733		15	25	33	34	34	34	34	34	34	34	34	34	34	34	34	34	34	34	34	34	34	544	
18903		15	24	33												17	30				11		58	
																L-6	L-5				L-5			
		22	24	33		34	21		40	39	26	40	37.5	37.5	37.5	37.5	34	34	34	34	34	486		
					L-1																			
18976		28	24	33	34	34	34	34	34	34	34	34	34	34	34	34	34	34	34	34	34	34	544	
18977		33	24	33	34	34	34	34	34	34	34	34	34	34	34	34	34	34	34	34	34	34	544	
18978		16	24	33										34	34	34	34	34	34	34	34	34	272	
														L-7	L-8			L-5	L-6					
18979		4	25	33	34	34	34	34	34	34	34	34	34	34	34	34	34	34	34	34	34	34	544	
					L-1	L-2			L-3	L-4														
		5	25	33	34	34	34	34										34	34	34	34	272		
					L-1	L-2																		
18980		8	25	33	34	34	34	34										34	34	34	34	272		
		9	25	33	34	34	34	34	34	34	34	34	34	34	34	34	34	34	34	34	34	34	544	
18981		16	25	33	34	34	34	34	34	34	34	34	34	34	34	34	34	34	34	34	34	34	544	
		17	25	33	34	34	34	34										34	34	34	34	272		
18982		21	24	33	34	34	34	34	34	34	34	34	34	34	34	34	34	34	34	34	34	34	544	
<b>Grand Total Acre:</b>																					<b>8102</b>			



DIVISION OF WATER RESOURCES -- KANSAS DEPARTMENT OF AGRICULTURE  
**Amended map of Authorized Place of Use within the Circle Land & Cattle WCA**  
(With the removal of water rights)





DIVISION OF WATER RESOURCES -- KANSAS DEPARTMENT OF AGRICULTURE  
**Amended Authorized Points of Diversion (and overall summary).**

(Water Rights removed and below shows the new legal average use and annual authorized quantity.)

**Circle Land & Cattle Farms WCA Summary**

"Legal Ave Water Use"- A historical average calculated only using water use reports of equal or less than the annual authorized quantity.

WR #	ID #	PDIV#	Location (Sect, Twn, Range)	Historical Period (20XX-20XX)	Historical Use Summary				
					2017 Annual Auth Qty (AF)	Legal Ave WU (AF)	Ave Irr Acres	Actual AF/Acre	% Use of Authorized
12821	1	25229	ne 21-25-33w	03-12					
12821	5	60412	se 21-25-33w	03-12	15,958	13,313	8,134	1.64	83%

12821	6	83485	nw 21-25-33w	03-12
12821	7	83486	sw 21-25-33w	03-12
18729	2	25955	ne 27-24-33w	03-12
18729	4	42339	sw 27-24-33w	03-12
18729	5	13063	se 27-24-33w	03-12
18730	1	15192	ne 34-24-33w	03-12
18730	2	37407	nw 34-24-33w	03-12
18730	3	47824	sw 34-24-33w	03-12
18730	4	54007	se 34-24-33w	03-12
18731	1	36504	NE 3-25-33w	03-12
18731	2	16517	nw 3-25-33w	03-12
18731	3	43460	sw 3-25-33w	03-12
18731	4	3414	se 3-25-33w	03-12
18732	1	27670	ne 10-25-33w	03-12
18732	2	35089	nw 10-25-33w	03-12
18732	3	34526	sw 10-25-33w	03-12
18732	4	22034	se 10-25-33w	03-12
18733	1	21381	ne 15-25-33w	03-12
18733	2	8805	nw 15-25-33w	03-12
18733	3	42123	15-25-33w	03-12
18733	4	10383	se 15-25-33w	03-12

DIVISION OF WATER RESOURCES -- KANSAS DEPARTMENT OF AGRICULTURE

(continued)

18903	1	36526	NW 22-24-33W	03-12
18903	2	51495	SW 22-24-33W	03-12
18903	3	54365	SE 22-24-33W	03-12
18976	1	49325	NE 28-24-33W	03-12
18976	3	22677	SW 28-24-33W	03-12
18976	4	48430	SE 28-24-33W	03-12
18976	6	85655	NW 28-24-33W	03-12
18977	2	26066	ne 33-24-33w	03-12
18977	3	44361	33-24-33w	03-12
18977	4	54632	sw 33-24-33w	03-12
18977	5	1752	se 33-24-33w	03-12
18978	2	22656	sw 16-24-33w	03-12
18978	3	53056	se 16-24-33w	03-12
18979	1	54294	ne 4-25-33w	03-12
18979	2	30115	nw 4-25-33w	03-12
18979	3	53167	sw 4-25-33w	03-12
18979	4	12923	se 4-25-33w	03-12
18979	1	12723	ne 5-25-33w	03-12
18979	2	35649	se 5-25-33w	03-12
18980	1	48410	ne 8-25-33w	03-12
18980	2	8230	se 8-25-33w	03-12
18980	1	25759	ne 9-25-33w	03-12
18980	2	36592	nw 9-25-33w	03-12
18980	3	39386	sw 9-25-33w	03-12
18980	4	30207	se 9-25-33w	03-12
18981	1	39177	ne 16-25-33w	03-12
18981	#2	22613	nw 16-25-33w	03-12
18981	3	53008	sw 16-25-33w	03-12
18981	4	20199	se 16-25-33w	03-12
18981	1	49162	ne 17-25-33w	03-12
18981	2	28386	se 17-25-33w	03-12
18982	1	25274	ne 21-24-33w	03-12
18982	2	40134	nw 21-24-33w	03-12
18982	3	51136	se 21-24-33w	03-12
18982	4	53953	sw21-24-33w	03-12



**FOR THE PARTICIPANTS:** By signing this addendum, we the undersigned, hereby agree to the amendments made to the Circle Land & Cattle Water Conservation Area. All other terms and conditions of the WCA management Plan dated January 12, 2023, are still in effect and agreed to. We also agree, as owners, that water rights remaining may be removed by written request to the Chief Engineer designating the water right(s) to be removed, lands to be removed, and needed adjustments to overall allocations and flexibilities provided to such water rights. Such adjustment shall be proportional to the water right(s) removed and total authorization by the WCA, if applicable.

*[Handwritten Signature]*

Date: 3-28-24

CIRCLE LAND & CATTLE CORPORATION- Owner (Signature)

Water Right No(s). 12821; 18729; 18730; 18731; 18732; 18733; 18903; 18976; 18977; 18978; 18979; 18980; 18981; 18982

955 S Circle Land Rd, Garden City, Kansas 67846

Full Mailing Address

**ACKNOWLEDGMENT OF NOTARY**

State of Kansas )

) SS

County of Linn )

Acknowledged before me on March 28, 2024

by Circle land + Cattle Corporation

Signature: Aaron Holsted

Notary Public

My commission expires



**FOR THE PARTICIPANTS:** By signing this addendum, we the undersigned, hereby agree to the amendments made to the Circle Land & Cattle Water Conservation Area. All other terms and conditions of the WCA management Plan dated January 12, 2023, are still in effect and agreed to. We also agree, as owners, that water rights remaining may be removed by written request to the Chief Engineer designating the water right(s) to be removed, lands to be removed, and needed adjustments to overall allocations and flexibilities provided to such water rights. Such adjustment shall be proportional to the water right(s) removed and total authorization by the WCA, if applicable.

[Handwritten Signature]

Date: 3/27/2024

ROCKING T RANCH LLC - Owner (Signature)

Water Right No(s). 9209-D1; 12161; 14856; 14913; 17014; 29881-D2; 29881-D3; 30156

2670 D RD RISING CITY NE 68658-3857

Full Mailing Address

**ACKNOWLEDGMENT OF NOTARY**

State of ~~Kansas~~ NEBRASKA )

) SS

County of BUTLER )

Acknowledged before me on MARCH 27, 2024

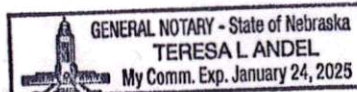
by ROCKING T RANCH LLC

Signature: [Handwritten Signature]

Notary Public

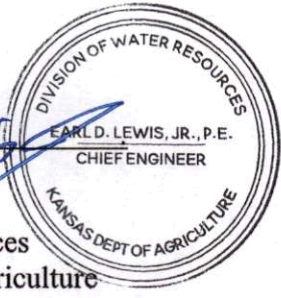
My commission expires: JANUARY 24, 2025

(Notary Seal)



FOR THE KANSAS DEPARTMENT OF AGRICULTURE:

*Earl D. Lewis, Jr.*  
 Earl D. Lewis, Jr., P.E.  
 Chief Engineer  
 Division of Water Resources  
 Kansas Department of Agriculture



ACKNOWLEDGMENT OF NOTARY

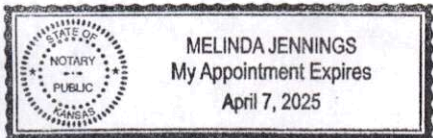
State of Kansas )  
 ) SS  
 County of Osage )

Acknowledged before me on 28 March 2024

by Earl D. Lewis, Jr.

Signature: *Melinda Jennings*  
 Notary Public

My commission expires: April 7, 2025  
 (Notary Seal)





**CERTIFICATE OF SERVICE**

I hereby certify that on this 28 day of March, 24 copies of the foregoing were sent via first class, U.S. mail, to the following:

CIRCLE LAND & CATTLE CORPORATION  
955 S CIRCLE LAND RD  
GARDEN CITY KANSAS 67846

ROCKING T RANCH LLC  
2670 D RD  
RISING CITY NE 68658-3857

  
\_\_\_\_\_  
Kansas Department of Agriculture  
Staff