

Kansas Department of Agriculture
 Division of Water Resources
CHANGE: PU WORKSHEET 5 YEAR ALLOCATION

Document Signature LPL

1. File Number: 14264	2. Status Change Date: 5/30/2019	3. Change Num: C1	4. Field Office: 04	5. GMD: 01
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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: 6/8/2018
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8a. Applicant(s) New to system <input checked="" type="checkbox"/> Person ID <u>66733</u> Add Seq# _____ R. SHAYNE & CHRISTINA LYNN ALDRIDGE PO BOX 72 WESKAN KS 67762-0072	8c. Landowner(s) New to system <input type="checkbox"/> Person ID <u>144</u> Add Seq# _____ RAYMOND E ALDRIDGE (OFF LIMITS) 17454 COUNTY ROAD 60 ARAPAHOE CO 80802-9646 DESEASED 8cc. Landowner(s) Person ID <u>53412</u> New to system <input type="checkbox"/> Add Seq# _____ MARK D ALDRIDGE 58650 US HIGHWAY 40 ARAPAHOE CO 80802-9740
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8b. Landowner(s) New to system <input checked="" type="checkbox"/> Person ID <u>66734</u> Add Seq# _____ AARON RAY & JULIE MICHELLE ALDRIDGE 1850 ROAD 6 WESKAN KS 67762-4066	8d. WUC New to system <input type="checkbox"/> Person ID _____ 8a Add Seq# _____
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9. Documents and Enclosure(s): DWR Meter(s) Date to Comply: **12/31/19** 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 5/21/2019 By: **LI**
 Date Entered: **6/14/2019** By: **LLM**

File No. **14264** 11. County: WA Basin: LADDER CREEK Stream: NA Formation Code: Special Use: NA

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

NO CHANGE

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 **B3** Start Year **2019** 5 YR Amount **1,575** Amount Unit **AF** Base Acres **225** Comment _____

16. Place of Use T 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	23637	1	14	43W	1	7.2	LT 1 14.4	LT 1 27.5	37.3											38.8	LT 2 27.6	LT 2 15.0	9.1	176.9	8A & 8B	YES	NONE	
ENT	69492	6	14	41W			LT 9 11.5	LT 10 9.2	LT 11 33.3	LT 12 18.3											LT 13 20.0	LT 14 27.4	LT 15 4.3	LT 16 9.0	133	8cc	YES	NONE
1-14-41W IS IN COLORADO																												

Comments: **Action Trail Entry: B31923 ALLOC- NO ACRE LIMIT 1575 AF**
ALLOCID #360

KANSAS DEPARTMENT OF AGRICULTURE
Division of Water Resources

M E M O R A N D U M

TO: Files

DATE: May 21, 2019

FROM: Leslie Ireland

RE: Water Right
File No. 14,264

Aaron Ray and Julie M. Aldridge, along with Robert Shayne and Christina Aldridge, all as owners of the referenced water right filed an application to change the irrigated place of use. The application was received on June 8, 2018 in the office of the Chief Engineer, but delayed in processing due to a portion of the proposed place of use being in Colorado and clarification of the reversion acres as required for the proposed change.

In a letter dated September 26, 2018, Scott Steinbrecher, Senior Assistant Attorney General, for the State of Colorado, informed Aaron Oleen, KDA Staff Attorney, their review of the proposal to irrigate in a portion of Colorado is not prohibited by any current Colorado laws. It appears the proposal complies with K.S.A. 82a-726.

A review of the reported water use finds that the water right is in compliance with K.S.A. 82a-732. It appears the application complies with K.A.R. 5-5-2(a) *Complete change application*.

The referenced file currently is authorized to irrigate 233 acres in Wallace County with 416 acre-feet (AF) of water at a maximum rate of 1,410 gallons per minute from one (1) well located near the center of the East Half of Section 1, Township 14, Range 43 West, Wallace County. The right has been determined to have 225 base acres. It is authorized to irrigate 225 acres as a half pivot in the East Half of Section 1-14-43W. Over the past ten years there has been no reported water use in excess of the authorized and an average of 232 AF has been diverted. The right has no overlaps in point of diversion or place of use and is not in a special use area, but is in Western Kansas Groundwater Management District No. 1, (GMD1).

The change in place of use will be processed according to K.A.R. 5-5-11(b)(3); **Necessity to install a more efficient irrigation system; limited quantity**, which will allow an increase in the authorized acres from 225 to 309.9 acres under a five(5) year allocation. The pivot will go from a half pivot to picking up the corners with a packman partial to exclude the farmstead located in Colorado.

- The Western Kansas Groundwater Management District No. 1 (GMD) will assume monitoring responsibility, as per the memorandum of understanding between the Division of Water Resources and the GMD. The owners have worked with the GMD and completed an agreement of monitoring with R. Shayne Aldridge on June 4, 2018. This agreement did not correctly list the reversion acres and they were updated by email dated May 6, 2019, to show 225 acres with portions in Kansas and Colorado.
- The "base acres" were determined by the Garden City Field Office to be 225 acres when assisting with the application. The applicant has proposed an increase of 84.9 acres above the "base acres" to 309.9 acres.
- As there is no recent history of pumping above the authorized quantity so a Kansas Water Office water conservation plan was not requested. The system appears to be operated under a FSA plan that will serve as the operational plan for the proposed allocation.
- Limitations: The annual authorized 416 acre-feet will be allowed, but the **five year total authorized quantity will be limited to a fixed 1,575 acre-feet (AF)**.

1.19 AF (50% NIR for Wallace Co.) ÷ 0.85 (irrigation efficiency) x 225 base acres = 315 AF
315 AF x 5 years = 1,575 AF allocated for use during the 5 years irrigation cycle.

- The right will be restricted to 1,575 AF over the five-year period and use in excess of this quantity shall result in a two-year suspension of all water use under the referenced right and subsequent restriction of the authorized place of use to the base acres which have been indicated on the map and irrigation acreage table. The owners have designated 225 reversion acres to be 131.2 acres in Kansas and 93.8 acres in Colorado.

The annual average quantity available under the allocation is 255 AF. When utilized on the proposed 309.9 acres it will provide 0.82 acre-feet per acre. This irrigation ratio is below the net irrigation requirement of 1.19 acre-foot per acre at the 50 percent chance of rain in Wallace County, as allowed by K.A.R. 5-5-12, *Net irrigation requirements*. The quantity available under the allocation is below the standard for the full irrigation of corn in Wallace County, and would also appear to apply to the portion in Colorado.

The time frame for the allocation is requested to start in 2019. The allocation will run from 2019 to 2023, then continued in five-year increments.

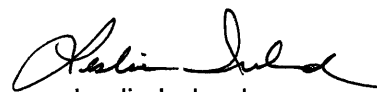
The K.S.A 82a-1906, required notice to nearby well owners. Letters were sent to two(2) nearby owners. No comment was received.

Pursuant to the Rules and Regulations of the Western Kansas Groundwater Management District No. 1, it appears the district's rules and regulations have been met. A recommendation dated October 5, 2018 supporting the allocation was received from Kyle Spencer, District Manager of GMD No. 1 on October 11, 2018.

The Water Commissioner, Michael Meyer, has reviewed the proposed change, and in an email dated May 21, 2019, he recommended approval of the proposed allocation.

A water flowmeter will be required as per K.A.R. 5-5-11(e) and a check valve will be required if chemigating. A water level measurement tube and WWC-5 will not be conditions of the approval as no new wells have been authorized.

Based on the above discussion, that the change is reasonable, that impairment of existing water rights is unlikely, that no change in the local source of supply will occur, that the local groundwater management district will continue monitoring responsibilities for the allocation, the change is recommended for approval



Leslie Ireland
Environmental Scientist
Water Appropriation Program

Submit To: CHIEF ENGINEER
Division of Water Resources
Kansas Department of Agriculture
1320 Research Park Drive
Manhattan, Kansas 66502
http://agriculture.ks.gov/dwr

**APPLICATION FOR APPROVAL TO
CHANGE THE PLACE OF USE, THE
POINT OF DIVERSION OR THE USE
MADE OF THE WATER UNDER AN
EXISTING WATER RIGHT**



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
 Point of Diversion
 Use Made of Water

(Check one or more)

WATER RESOURCES
RECEIVED

JUN 08 2018
11:53

KS DEPT OF AGRICULTURE

File No. 14264

2. Name of applicant: R SHAYNE ALDRIDGE

Address: PO BOX 72

City, State and Zip: WESKAN KS 67762

Phone Number: (785)943-5209 E-mail address: _____

What is your relationship to the water right; owner tenant agent other? If other, please explain. _____

Name of water use correspondent: _____

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 INCREASE THE PLACE OF USE (ACRES) THAT ARE IN THE STATE OF COLORADO

EXPANSION OF ACRES WILL BE PROCESSED BY KAR 5-511 AND KSA 82A-726

The change(s) (was) (will be) completed by _____

(Date)

For Office Use Only:	
F.O. <u>4</u> <u>GMD</u> <u>1</u>	Meets K.A.R. 5-5-1 (YES/NO) Use <u>FR</u> Source <u>G</u> S County <u>WA</u> / By <u>AW</u> Date <u>6/4/12</u>
Code <u>CR</u>	Fee \$ <u>300</u> TR # _____ Receipt Date <u>6/8/18</u> Check # <u>1082</u>

APPLICATION COMPLETE

5/17/19
Reviewer LI

Assisted by: _____

SCANNED

6/13/18 DAW

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

June 7, 2019 **FILE COPY**

ROBERT SHAYNE & JULIE M ALDRIDGE
PO BOX 72
WESKAN KS 677762

RE: Water Right, File No. 14,264

Dear Mr. & Mrs. Aldridge:

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

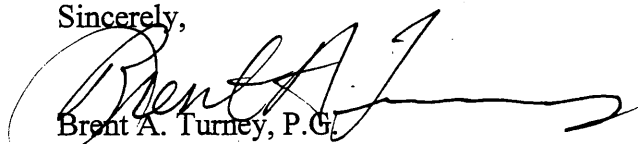
Your attention is directed to the enclosures and to the terms, conditions, and limitations specified in the approval for change. A condition of the approval is that an acceptable water flowmeter must be installed on the diversion works authorized. Please return the required notification of installation of the meter as soon as this action is completed.

Please be reminded that reports of water usage must be submitted to this office annually. Records indicating the amount of water used should be furnished to the Chief Engineer by March 1 following the end of the previous calendar year so that the continued use of water becomes a matter of record in this office. The owner, or his or her legally designated agent, is held responsible for submitting annual water use reports. Failure to file an accurate water use report is a violation of law which makes you subject to civil penalties. For your convenience the annual water use report may be filed online at www.kswaterusereport.org.

Your attention should be drawn to the fact that the approval has been issued solely for the purpose of allowing the operation of a more efficient irrigation system on the irrigated land within the authorized place of use, limited to a fixed allocation of water, 1,575 acre-feet in this case, over a five (5) year period. Non-compliance with the terms of the approval will result in substantial penalties.

If you have any questions, please contact your area water commissioner, Michael Meyer, at (620) 276-2901 or me at (785) 564-6640. If you wish to discuss a specific file, please have the file number ready so that we may help you more efficiently.

Sincerely,

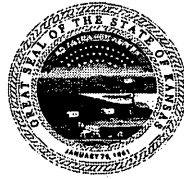


Brent A. Turney, P.G.
Change Applications Unit Supervisor

BAT:LI:li
Enclosures

pc: Garden City Field Office
Groundwater Management District No.1
Mark D. Aldridge

THE STATE OF KANSAS



KANSAS DEPARTMENT OF AGRICULTURE
Mike Beam, Secretary of Agriculture

DIVISION OF WATER RESOURCES
David W. Barfield, Chief Engineer

APPROVAL OF APPLICATION FOR CHANGE IN PLACE OF USE WATER RIGHT FILE NO. 14,264

The Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, after due consideration of the written application of Aaron Ray and Julie M. Aldridge, and Robert Shayne and Christina Aldridge, PO Box 72, Weskan, Kansas, 67762, received in this office on June 8, 2018, 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 ACRES			
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼				
1	14S	43W	7.2	Lot 1 14.4	Lot 1 27.5	37.3												38.8	Lot 2 27.6	Lot 2 15	9.1	176.9
6	14S	41W	Lot 9 11.5	Lot 10 9.2	Lot 11 33.3	Lot 12 18.3												Lot 13 20.0	Lot 14 27.4	Lot 15 4.3	Lot 16 9.0	133.0

a total of 176.9 acres in Section 1 Township 14 South, Range 43 West, Wallace County, Kansas, and 133 acres in Section 6, Township 14 South, Range 41 West, Cheyenne County Colorado,

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

By this order, this water right is subject to the following conditions:

1. That the quantity of water authorized under Water Right, File No. 14,264 shall not exceed 1,575 acre-feet per five (5)-year period; the first period being calendar years 2019 through 2023, ad infinitum.
2. That the quantity of water authorized under Water Right, File No. 14,264 shall not exceed 416 acre-feet per calendar year, provided that 1,575 acre-feet per five (5)-year period is not exceeded.
3. That use of water in excess of 1,575 acre-feet per five (5)-year period shall result in a two (2)-year suspension of all water use under this water right, effective the next two (2) calendar years, and a subsequent restriction of the authorized place of use to the following described property:

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				
1	14S	43W	1.7	Lot 1 8.3	Lot 1 27.5	27.1												28.2	Lot 2 27.6	Lot 2 8.6	2.2	131.2
6	14S	41W	Lot 9 7.1	Lot 10 2.7	Lot 11 23.8	Lot 12 18.3												Lot 13 20.0	Lot 14 18.0	Lot 15 0.2	Lot 16 3.7	93.8

a total of 131.2 acres in Section 1 Township 14 South, Range 43 West, Wallace County, Kansas, and 93.8 acres in Section 6, Township 14 South, Range 41 West, Cheyenne County Colorado.

- That if the Western Kansas Groundwater Management District No. 1 and/or the Division of Water Resources terminate(s) their/its Memorandum of Understanding (MOU) pertaining to K.A.R. 5-5-11(b)(3), (4) and (5), by which the District assumes monitoring responsibility, then the place of use authorized by this change approval, which was issued by the Division pursuant to the MOU shall revert to the property described in paragraph No. 3, above, starting the calendar year following the year of termination.

All 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 issued pursuant to Approval of Application, File No. 14,264, for permit to appropriate water for beneficial use, is as stated and set forth in the Certificate of Appropriation dated August 4, 1988.

Ordered this 30th day of May, 2019, in Manhattan, Riley County, Kansas.

Lane P. Letourneau
 Lane P. Letourneau, P.G.
 Water Appropriation Program Manager
 Division of Water Resources
 Kansas Department of Agriculture

State of Kansas }
 County of Riley } SS

The foregoing instrument was acknowledged before me this 30th day of May, 2019, by Lane P. Letourneau, P.G., Water Appropriation Program Manager, Division of Water Resources, Kansas Department of Agriculture.



Danielle Wilson
 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 a 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

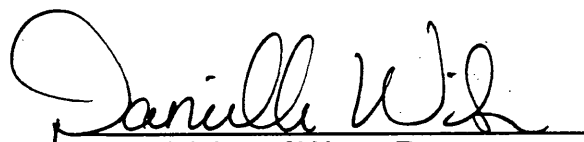
On this 7th day of June 2019, I hereby certify that the attached Approval of Application for the Change in Place of Use, File No. 14,264, dated May 30th, 2019 was mailed postage prepaid, first class, US mail to the following:

ROBERT SHAYNE & JULIE M ALDRIDGE
PO BOX 72
WESKAN KS 677762

With photocopies sent to:

MARK D ALDRIDGE
58650 US HIGHWAY 40
ARAPAHOE CO 80802-9740

Garden City Field Office
Groundwater Management District No. 1


Division of Water Resources

4. The presently authorized place of use is:

Owner of Land — NAME: ROBERT SHAYNE & CHRISTINA LYNN ALDRIDGE, AARON RAY & JULIE MICHELLE ALDRIDGE

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	
1	14	43W	40	27.5	27.5	40													233

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

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	

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

(If there are more than two landowners, attach additional sheets as necessary.)

5. It is proposed that the place of use be changed to:

Owner of Land — NAME: SAME AS ABOVE

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	
1	14	43W	8	15	28	26								26	26	12	8	179	
1	14	43W	7.2	Lot 1 14.4	Lot 1 27.5	31.3								38.8	Lot 2 27.6	Lot 2 15	9.1	576.9**	
			**	**	**	**								**	**	**	**		

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

Owner of Land — NAME: MARK ALDRIDGE

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	
16	14	41W	18	X	16	40								38	10	1	18	138	
			11.5 Lot 4	9.2	33.3	18.7								20 Lot 3	27.6 Lot 4	4.3 Lot 5	9 Lot 6	133**	
			**	**	**	**								**	**	**	**		

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

TOTAL WATER RESOURCES RECEIVED 309.9*

IF MORE SPACE IS NEEDED, ATTACH ADDITIONAL SHEETS AS NECESSARY

JUN 08 2018

LEJAN 5/17/19

*BAT/DWR 8-2-18

**BAT/DWR AS PER MAP AND EMAIL DATED 5-6-19

- 6. The presently authorized point(s) of diversion (is) (are) no change
(Provide description and number of points)
- 7. The proposed point(s) of diversion (is) (are) no change
(Provide description and number of points)

List all presently authorized point(s) of diversion:

8. **Presently authorized point of diversion:**
 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.
 Authorized Rate _____ Authorized Quantity _____
 (DWR use only: Computer ID No. _____ GPS _____ feet North _____ feet West)
 This point will not be changed This point will be changed as follows:
Proposed point of diversion: (Complete only if change is requested)
 One in the _____ Quarter of the _____ Quarter of the _____ Quarter
 of Section _____, Township _____ South, Range _____
 in _____ County, Kansas, _____ feet North _____ feet West of Southeast corner of section.
 Proposed Rate _____ Proposed Quantity _____
 This point is: Additional Well Geo Center List other water rights that will use this point _____

9. **Presently authorized point of diversion:**
 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.
 Authorized Rate _____ Authorized Quantity _____
 (DWR use only: Computer ID No. _____ GPS _____ feet North _____ feet West)
 This point will not be changed This point will be changed as follows:
Proposed point of diversion: (Complete only if change is requested)
 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 _____
 This point is: Additional Well Geo Center List other water rights that will use this point _____

10. **Presently authorized point of diversion:**
 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.
 Authorized Rate _____ Authorized Quantity _____
 (DWR use only: Computer ID No. _____ GPS _____ feet North _____ feet West)
 This point will not be changed This point will be changed as follows:
Proposed point of diversion: (Complete only if change is requested)
 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 _____
 This point is: Additional Well Geo Center List other water rights that will use this point _____

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

WATER RESOURCES
RECEIVED

IF MORE SPACE IS NEEDED, ATTACH ADDITIONAL SHEETS AS NECESSARY

JUN 08 2018

KS DEPT OF AGRICULTURE
SCANNED

12. The presently authorized use of water is for IRR purposes.

It is proposed that the use be changed to NA purposes.

13. If changing the place of use and/or use made of water, describe how the consumptive use will not be increased.

INCREASE OF PLACE OF USE PROPOSED WITHIN THE REGULATIONS OF KAR 5-5-11

5 year allocation proposed for the increase acres.

225 base acres according to DWR. 225 X 1.19'NIR / 85% X 5 years = 1575 AF proposed over 5 years starting in 2018.

(Please show any calculations here.)

14. It is requested that the maximum annual quantity of water be reduced to -- (acre-feet or million gallons).

15. It is requested that the maximum rate of diversion of water be reduced to -- 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 1/2 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 1/2 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) 1/2 mile downstream and 1/2 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.

no changes in local source of supply

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.

need review of KSA 82a-726 and GMD Monitoring agreement for 5 year allocation

1 *

IF MORE SPACE IS NEEDED, ATTACH ADDITIONAL SHEETS AS NECESSARY

*BAT/D W/E
10-23-18

WATER RESOURCES
RECEIVED

JUN 08 2018

KS DEPT OF AGRICULTURE
SCANNED

Any use of water that is not as authorized by the water right or permit to authorize water **before** 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 Weskan, Kansas, this 30th day of May, 2018

Aaron Ray Aldridge
(Owner)

Julie M. Aldridge
(Spouse)

Aaron Ray Aldridge
(Please Print)

Julie M. Aldridge
(Please Print)

Robert Shayne Aldridge
(Owner)

Christina Aldridge Christina Aldridge
(Spouse)

Robert Shayne Aldridge
(Please Print)

Christina Aldridge
(Please Print)

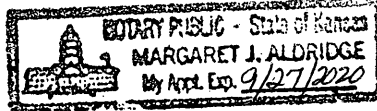
(Owner)

(Spouse)

(Please Print)

(Please Print)

State of Kansas }
County of Wallace } SS



I hereby certify that the foregoing application was signed in my presence and sworn to before me this 4th day of June, 2018.

Margaret J. Aldridge
Notary Public

My Commission Expires 9/27/2020

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.**

WATER RESOURCES
RECEIVED

JUN 08 2018

KS DEPT OF AGRICULTURE
SCANNED

Turney, Brent [KDA]

From: Turney, Brent [KDA]
Sent: Monday, May 6, 2019 3:15 PM
To: Aaron Aldridge
Subject: Revised Map error corrected
Attachments: A14264.pdf

Aaron,
Ok, I think we have it right this time. Our GIS person did find an error in the projection of the map. Here is the final total and I think you will agree that it matches up with what you were thinking it should be. If you now agree, I will update the application and we will get approved very soon.
Thanks,
Brent

	KS acres	CO acres	
	6.1	4.4	
	5.5	6.5	
	10.2	9.5	
	10.6	9.4	
	6.9	4.1	
	6.4	5.3	
	8.3	7.1	
	1.7	2.7	
	27.5	23.8	
	27.1	18.3	
	27.6	18	
	28.2	20	
	8.6	0.2	
	2.2	3.7	
<hr/>			
Total acres	176.9	133	309.9

	KS - REVERSION	CO - REVERSION	
	8.3	7.1	
	1.7	2.7	
	27.5	23.8	
	27.1	18.3	
	27.6	18	
	28.2	20	
	8.6	0.2	
	2.2	3.7	
<hr/>			
Reversion acres	131.2	93.8	225

Brent A. Turney, P.G.
Kansas Department of Agriculture
Division of Water Resources
1320 Research Park Drive
Manhattan Kansas 66502
(785) 564-6645
Brent.Turney@ks.gov
www.agriculture.ks.gov

Ireland, Leslie [KDA]

From: Meyer, Mike [KDA]
Sent: Tuesday, May 21, 2019 11:41 AM
To: Ireland, Leslie [KDA]
Subject: RE: Recommendation for Change in Place of Use, File No. 14264 Aldridge allocation

Approve
thanks

Mike

From: Ireland, Leslie [KDA]
Sent: Tuesday, May 21, 2019 11:14 AM
To: Meyer, Mike [KDA] <Mike.Meyer@ks.gov>
Subject: Recommendation for Change in Place of Use, File No. 14264 Aldridge allocation

Mike,

Please let me know if you could recommend the change for the allocation.

I didn't recontact Kyle after the reversion acres were corrected, but that is just a back drop position.

Leslie Ireland, Environmental Scientist
Kansas Department of Agriculture
Division of Water Resources - Change Unit
(785) 564-6633
Leslie.Ireland@ks.gov
www.agriculture.ks.gov



WESTERN KANSAS GROUNDWATER MANAGEMENT DISTRICT NO.1

October 5, 2018

Brent A. Tourney, L. G.
Change Application Unit Supervisor
Water Appropriation Program
1320 Research Park Drive
Manhattan, Kansas 66502

Water Resources
Received

OCT 11 2018

KS Dept Of Agriculture

Re: Application: File No. 14264

Dear Sir:

At the June 18, 2018 Western Kansas Groundwater Management District No. 1's board meeting, the Board reviewed the referenced application for additional Place of Use. The Board agrees the District will assume the monitoring requirements as specified in the Memorandum of Understanding agreement between the District and the Division of Water Resources. They also recommend approval contingent upon no objectionable response from the notification letter sent to the nearby well owner, & no change in legal status between Kansas & Colorado regarding the use of Kansas groundwater for irrigation use in Colorado.

If you have any questions or need additional information, please contact this office.

Sincerely,

Kyle Spencer
District Manager

ks/vr

Property Details for PID: 1001910100000001000

QuickRef ID : R1850

Owner Name : ALDRIDGE, AARON & JULIE

Location: 00000 CO RD, Weskan, KS 67762

Abbreviated Boundary Description: NONE, S01, T14, R43, ACRES 235.3, LOTS 1, 2 & E2 SEC LYG N RR R/W SECTION 01 TOWNSHIP 14 RANGE 43

Owner Information:

Owner ALDRIDGE, AARON & JULIE
ALDRIDGE, ROBERT SHAYNE

Mailing Address 1850 ROAD 6 WESKAN, KS 67762

Property Information:

Type Agricultural Use

Status Active

Taxing Unit WESKAN TOWNSHIP USD 242 FD 3

Neighborhood Code 006

No Secondary Address Details found

STATE OF KANSAS

DEPARTMENT OF AGRICULTURE
1320 RESEARCH PARK DRIVE
MANHATTAN, KS 66502
PHONE: (785) 564-6700
FAX: (785) 564-6777



900 SW JACKSON, ROOM 456
TOPEKA, KS 66612
PHONE: (785) 296-3556
www.agriculture.ks.gov

GOVERNOR JEFF COLYER, M.D.
JACKIE McCLASKEY, SECRETARY OF AGRICULTURE

October 22, 2018

(785) 821 3700

CHARLES A IHRIG
1815 ROAD 69
GOODLAND KS 67735

FILE COPY

RE: Water Right, File No. 14,264

Dear Sir or Madam:

This letter is to provide notice as required by K.S.A. 82a-1906, which became effective on July 1, 2016. This notice is to inform you that the owner of the referenced appropriation of water has filed an application for approval of the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture.

The application for Water Right, File No.16,758, proposes a change in the authorized place of use to modify the irrigated acres as allowed per Part 3 of K.A.R. 5-5-11. The approval will authorize an existing pivot that waters a portion of land in Colorado as allowed by K.S.A. 82a-726. The operation under K.A.R. 5-5-11 will be monitored by the Western Kansas Groundwater Management District No. 1 per the Memorandum of Understanding agreement with the Division of Water Resources.

If you have any questions, please contact our office, my desk phone is (785) 564-6633. If you wish to discuss a specific file, please have the file numbers ready so that we may help you more efficiently.

Sincerely,

Leslie Ireland
Environmental Scientist
Water Appropriation Program

HYDROLOGIST

pc: Garden City Field Office
Groundwater Management District No. 1

SCANNED

1320 Research Park Drive
Manhattan, Kansas 66502
(785) 564-6700



900 SW Jackson, Room 456
Topeka, Kansas 66612
(785) 296-3556

Jackie McClaskey, Secretary

Governor Sam Brownback

August 3, 2018

A J STEGMAN
815 S VAN BUREN ST
HUGOTON KS 67951

FILE COPY

RE: Water Right, File No. 14,264

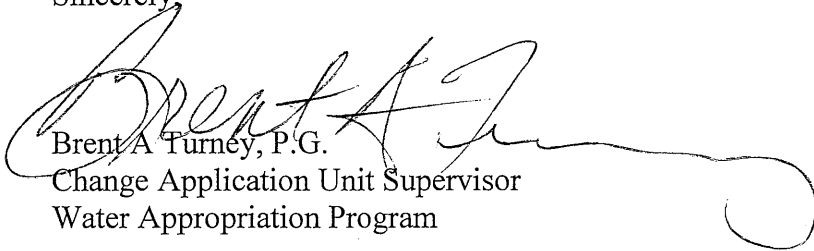
Dear Mr. Stegman:

This is to advise you that R Shane Aldridge has filed an application for approval of the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, to change the authorized place of use under the above referenced file number.

Effective July 1, 2016, K.S.A. 82a-1906 enacted by the Legislature of the State of Kansas requires the Division of Water Resources to notify all water right owners with a point of diversion within half a mile of a water right pending a request to change the water right. In order to comply with the statute, you are being notified of the above referenced application for change.

If you have any questions, please contact me at (785) 564-6645. If you call, please reference the file number so we can help you more efficiently.

Sincerely,



Brent A. Turney, P.G.
Change Application Unit Supervisor
Water Appropriation Program

BAT
pc: Garden City Field Office
GMD No. 1

SCANNED

STATE OF KANSAS



DEPARTMENT OF AGRICULTURE
1320 RESEARCH PARK DRIVE
MANHATTAN, KS 66502
PHONE: (785) 564-6700
FAX: (785) 564-6777

900 SW JACKSON, ROOM 456
TOPEKA, KS 66612
PHONE: (785) 296-3556
www.agriculture.ks.gov

GOVERNOR JEFF COLYER, M.D.
JACKIE McCLASKEY, SECRETARY OF AGRICULTURE

October 3, 2018

FILE COPY

WESTERN KANSAS GROUNDWATER
MANAGEMENT DISTRICT NO 1
906 W 5TH
SCOTT CITY KS 67871

Re: Water Right
File No. 14,264


Dear Sir or Madam:

We are enclosing a copy of the application referred to above, received in the office of the Chief Engineer June 13, 2018, which appears to be in proper form

We are delaying any further action for a period of 15 days from the date of this letter to allow you time to submit your recommendations concerning this application.

Please submit your recommendation within the allotted time, or any authorized extension of time thereof. 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 A. Turney, P.E.
Change Application Unit Supervisor
Water Appropriation Program

BAT
Enclosures

pc: Garden City Field Office

SCANNED

CYNTHIA H. COFFMAN
Attorney General

MELANIE J. SNYDER
Chief Deputy Attorney General

LEORA JOSEPH
Chief of Staff

FREDERICK R. YARGER
Solicitor General



**STATE OF COLORADO
DEPARTMENT OF LAW**

RALPH L. CARR
COLORADO JUDICIAL CENTER
1300 Broadway, 10th Floor
Denver, Colorado 80203
Phone (720) 508-6000

**Natural Resources and
Environment Section**

September 26, 2018

STATE OF KANSAS
Department of Agriculture
1320 Research Park Drive
Manhattan, KS 66502

RE: Water Right, File NO. 14,264

Dear Mr. Oleen:

This letter is provided in response to your corrected letter dated August 14, 2018, in which you requested a determination from the Colorado Attorney General's Office that the referenced application to appropriate groundwater in Kansas and apply a portion of it to irrigation in Colorado is prohibited by statutes or common law in Colorado.

After reviewing your request, we have determined that the potential diversion of groundwater from Kansas for irrigation use in Colorado is not prohibited. Colorado does not regulate importation of groundwater into Colorado from another State when the diversion and use are not subject to interstate compact.

This letter does not constitute a formal legal opinion of this office. The determination contained herein is expressly conditioned on the facts presented in your letter and could change if the facts change or additional facts become known.

Sincerely,

FOR THE ATTORNEY GENERAL

SCOTT STEINBRECHER
Senior Assistant Attorney General
Federal & Interstate Water
Natural Resources & Environment
720-508-6287
Email: scott.steinbrecher@coag.gov

cc: Kevin Rein, State Engineer, Colorado Division of Water Resources

CYNTHIA H. COFFMAN
Attorney General

MELANIE J. SNYDER
Chief Deputy Attorney General

LEORA JOSEPH
Chief of Staff

FREDERICK R. YARGER
Solicitor General



**STATE OF COLORADO
DEPARTMENT OF LAW**

RALPH L. CARR
COLORADO JUDICIAL CENTER
1300 Broadway, 10th Floor
Denver, Colorado 80203
Phone (720) 508-6000

**Natural Resources and
Environment Section**

September 26, 2018

STATE OF KANSAS
Department of Agriculture
1320 Research Park Drive
Manhattan, KS 66502

RE: Water Right, File NO. 14,264

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This letter does not constitute a formal legal opinion of this office. The determination contained herein is expressly conditioned on the facts presented in your letter and could change if the facts change or additional facts become known.

Sincerely,

FOR THE ATTORNEY GENERAL

SCOTT STEINBRECHER
Senior Assistant Attorney General
Federal & Interstate Water
Natural Resources & Environment
720-508-6287
Email: scott.steinbrecher@coag.gov

cc: Kevin Rein, State Engineer, Colorado Division of Water Resources

Turney, Brent [KDA]

From: Oleen, Aaron [KDA]
Sent: Friday, August 10, 2018 1:23 PM
To: Turney, Brent [KDA]
Cc: Titus, Kenneth [KDA]; Barfield, David [KDA]; Meyer, Mike [KDA]
Subject: FW: Request opinion from CO AGO
Attachments: 2034_001.pdf

Brent,

See the below response I received from the CO A-G's office, re the attached KSA 82a-726(c) letter that I sent at your behest.

So I can forward them to Mr. Steinbrecher, please send me the following:

- a complete copy of the application at issue;
- a copy of the current certificate (including any modifying orders--contact me if there's a burdensome amount of them); and
- an example of a previous A-G opinion(s) under KSA 82a-726(c), preferably one from CO if you can easily recall and find one.

I'll address Mr. Steinbrecher's question about any KS case law interpreting KSA 82a-726. I couldn't find any, but let me know if you know of any.

Thanks,

Aaron B. Oleen, Staff Attorney
Kansas Department of Agriculture
1320 Research Park Drive
Manhattan, Kansas 66502
Phone (direct): (785) 564-6738 | Fax: (785) 564-6777 My e-mail address has changed: aaron.oleen@ks.gov
www.agriculture.ks.gov

This E-mail message is intended only for the use of the individual or entity named above. If not the intended recipient, you are hereby notified that any dissemination, distribution, or copying of this communication is strictly prohibited. If you have received this communication in error, notify us by telephone at 785-564-6715 and permanently delete the message from your system. Receipt by anyone other than the intended recipient is not a waiver of any investigation privilege, attorney-client privilege, work product immunity or any other privilege or immunity.

-----Original Message-----

From: Scott Steinbrecher [mailto:Scott.Steinbrecher@coag.gov]
Sent: Friday, August 10, 2018 1:02 PM
To: Oleen, Aaron [KDA]
Subject: Request opinion from CO AGO

Aaron,

I received the attached letter requesting an opinion regarding a proposed use of water in Colorado. Could you please provide me more information so that I can understand the proposal in detail? I would appreciate copies of anything you

think might be relevant to our consideration, but at the very least, a copy of the application and the existing permit(s) would probably be helpful.

Also, if you have examples of previous opinions from other states, I'd be curious to see those. I would also appreciate knowing whether there is any case law interpreting the statute you quote in your letter.

I'm on vacation today and traveling for work Monday, but you can reach me at the office Tuesday if you have questions.

Scott Steinbrecher
720-508-6287

STATE OF KANSAS

DEPARTMENT OF AGRICULTURE
1320 RESEARCH PARK DRIVE
MANHATTAN, KS 66502
PHONE: (785) 564-6700
FAX: (785) 564-6777



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PHONE: (785) 296-3556
www.agriculture.ks.gov

GOVERNOR JEFF COLYER, M.D.
JACKIE McCLASKEY, SECRETARY OF AGRICULTURE

August 1, 2018

CYNTHIA COFFMAN
COLORADO ATTORNEY GENERAL
1300 BROADWAY 10TH FLOOR
DENVER CO 80203

WATER RESOURCES
RECEIVED

SCANNED

AUG 02 2018

KS DEPT OF AGRICULTURE

RE: Water Right, File No. 32,632

Dear Attorney General Coffman:

I am writing to you on behalf of David Barfield, the Chief Engineer of the Division of Water Resources, Kansas Department of Agriculture. The Chief Engineer has received an *Application for Approval to Change the Place of Use* from Shane Aldridge, for the above-referenced Kansas water-right. Mr. Aldridge wishes to change the place of use from certain Kansas land to approximately 138 acres of land in Section 6, Township 14 South, Range 41 West, Cheyenne County, Colorado, for irrigation purposes.

Kansas law provides that if someone desires to transfer water out of Kansas into another state for use in that other state, then before such use can be approved, the Chief Engineer must find, among other things, that "the statutes and common law of the state where such water will be used do not prohibit the use of water at the proposed place of use or for the proposed type of use, or both, if the water were diverted in that state." K.S.A. 82a-726(b)(2).

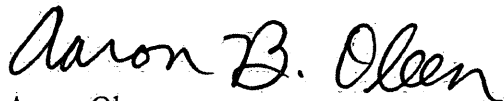
The applicable statute further provides that "In order to make the finding required by subsection(b)(2), the chief engineer shall rely on a determination by the attorney general of the other state of whether the proposed use would be prohibited in that state." K.S.A. 82a-726(c).

Accordingly, do the statutes or common law of Colorado prohibit Mr. Aldridge's use of water at the proposed place of use or for the proposed type of use, or both, if the water were diverted for use in Colorado? If not, then please send us a statement that you have determined that the statutes and common law of Colorado do not prohibit the use of water at the proposed place of use or for the proposed type of use, or both, if the water were diverted for use in Colorado. The Chief Engineer then will proceed with reviewing Mr. Aldridge's application and, if appropriate, approving it pursuant to K.S.A. 82a-726. In order to expedite our review of this pending application, we would appreciate a response to this letter within 60 days of receipt.

SCANNED

If you have any questions concerning this proposed use of water in Colorado, please feel free to contact me. Thank you very much for your prompt attention to this matter.

Sincerely,



Aaron Oleen
Staff Attorney
Kansas Department of Agriculture
(785) 564-6715
aaron.oleen@ks.gov

Cc: David W. Barfield, P.E., Chief Engineer, Kansas DWR
Brent A. Turney, L.G., Change Application Unit Supervisor, Kansas DWR
Michael Meyer, Water Commissioner, Garden City Field Office, Kansas DWR

Kevin Rein, State Engineer, Colorado Division of Water Resources

THE STATE



OF KANSAS

STATE BOARD OF AGRICULTURE
Sam Brownback, Secretary

DIVISION OF WATER RESOURCES
David L. Pope, Chief Engineer

**CERTIFICATE OF APPROPRIATION
FOR BENEFICIAL USE OF WATER**

WATER RIGHT, File No. 14,264
PRIORITY DATE December 28, 1967

DUPLICATE COPY

WHEREAS. It has been determined by the undersigned that construction of the appropriation diversion works has been completed, that water has been used for beneficial purposes and that the appropriation right has been perfected, all in conformity with the conditions of approval of the application pursuant to the water right referred to above and in conformity with the laws of the State of Kansas,

NOW, THEREFORE, Be It Known that DAVID L. POPE, the duly appointed, qualified and acting Chief Engineer of the Division of Water Resources of the Kansas State Board of Agriculture, by authority of the laws of the State of Kansas, and particularly K.S.A. 82a-714, does hereby certify that, subject to vested rights and prior appropriation rights, the appropriator is entitled to make use of **groundwater** in the drainage basin of Ladder Creek to be withdrawn by means of a well located near the center of the East Half ($E\frac{1}{2}$) of Section 1, more particularly described as being near a point 2,540 feet North and 1,175 feet West of the Southeast corner of said section, in Township 14 South, Range 43 West, Wallace County, Kansas, at a diversion rate not in excess of 1,410 gallons per minute (3.14 c.f.s.) and in a quantity not to exceed 416 acre-feet per calendar year for irrigation use on the following described property:

80 acres in the East Half of the Northeast Quarter ($E\frac{1}{2} NE\frac{1}{4}$),
55 acres in Lot 1 ($W\frac{1}{2} NE\frac{1}{4}$),
40 acres in the Northeast Quarter of the Southeast Quarter ($NE\frac{1}{4} SE\frac{1}{4}$),
42 acres in Lot 2 ($W\frac{1}{2} SE\frac{1}{4}$),
16 acres in the Southeast Quarter of the Southeast Quarter ($SE\frac{1}{4} SE\frac{1}{4}$),

a total of 233 acres in Section 1, Township 14 South, Range 43 West, Wallace County, Kansas.

RECEIVED
AUG 29 1983

Division of Water Resources
GARDEN CITY

DUPLICATE COPY

The appropriator shall maintain in an operating condition, satisfactory to the Chief Engineer, all check valves installed for preventing chemical or other foreign substance pollution of the water supply.

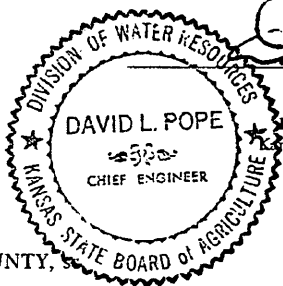
The appropriator shall maintain records from which the quantity of water actually diverted during each calendar year may be readily determined. Such records shall be furnished to the Chief Engineer within 30 days of receipt of the annual water use report form.

The appropriation right as perfected is appurtenant to and severable from the land herein described.

The appropriation right shall be deemed abandoned and shall terminate when without due and sufficient cause no lawful beneficial use is made of water under this appropriation for three (3) successive years.

The right of the appropriator shall relate to a specific quantity of water and such right must allow for a reasonable raising or lowering of the static water level and for the reasonable increase or decrease of the stream flow at the appropriator's point of diversion.

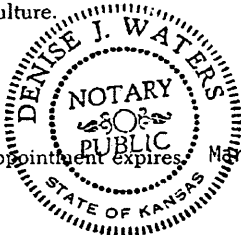
IN WITNESS WHEREOF, I have hereunto set my hand at my office at Topeka, Kansas this 4th day of August, 1988.



David L. Pope
David L. Pope, P.E.
Chief Engineer
Division of Water Resources
Kansas State Board of Agriculture

STATE OF KANSAS, Shawnee COUNTY,

The foregoing instrument was acknowledged before me this 4th day of August, 1988, by David L. Pope, P.E., Chief Engineer, Division of Water Resources, Kansas State Board of Agriculture.



Signature: *Denise J. Waters*

My appointment expires March 1, 1990.

Denise J. Waters, Notary Public

(Record in the Office of Register of Deeds in the county or counties wherein the point of diversion is located)

**WATER APPROPRIATION
CERTIFICATE**

No. 17,475

STATE OF KANSAS

#r Right, File No. 14,264

STATE OF KANSAS, _____ COUNTY, ss.

for record this _____ day of _____

at _____, 19____

at _____ o'clock _____ m. and

recorded in Book _____ Page _____

Fee \$ _____

Register of Deeds.

STATE OF KANSAS

DEPARTMENT OF AGRICULTURE
1320 RESEARCH PARK DRIVE
MANHATTAN, KS 66502
PHONE: (785) 564-6700
FAX: (785) 564-6777

900 SW JACKSON, ROOM 456
TOPEKA, KS 66612
PHONE: (785) 296-3556
www.agriculture.ks.gov



GOVERNOR JEFF COLYER, M.D.
JACKIE McCLASKEY, SECRETARY OF AGRICULTURE

R SHAYNE ALDRIDGE
PO BOX 72
WESKAN, KS 67762

June 8, 2018

RE: File No 14264-

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 PU
- 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 Tourney, L.G.
Change Applications Unit Supervisor
Water Appropriation Program

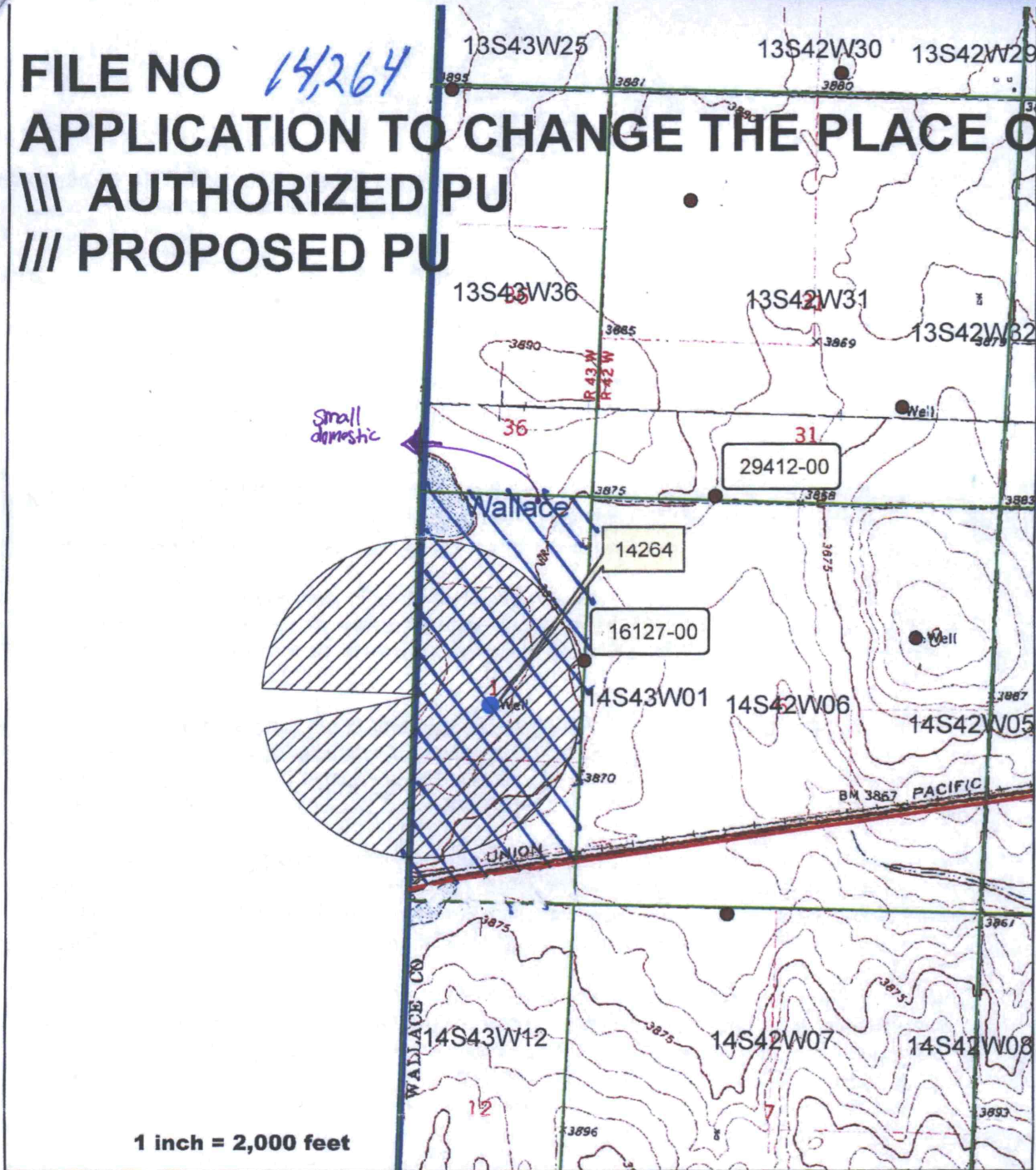
BAT: DLW
pc: GARDEN CITY Field Office GMD1

SCANNED

FILE NO 14,264
APPLICATION TO CHANGE THE PLACE OF
/// AUTHORIZED PU
/// PROPOSED PU

USE

TMS



R 43W

X R. Shayne Aldridge
Applicant's signature
"No other wells in Kansas within 1/2 mile
of current well"

WATER RESOURCES RECEIVED

JUN 08 2018

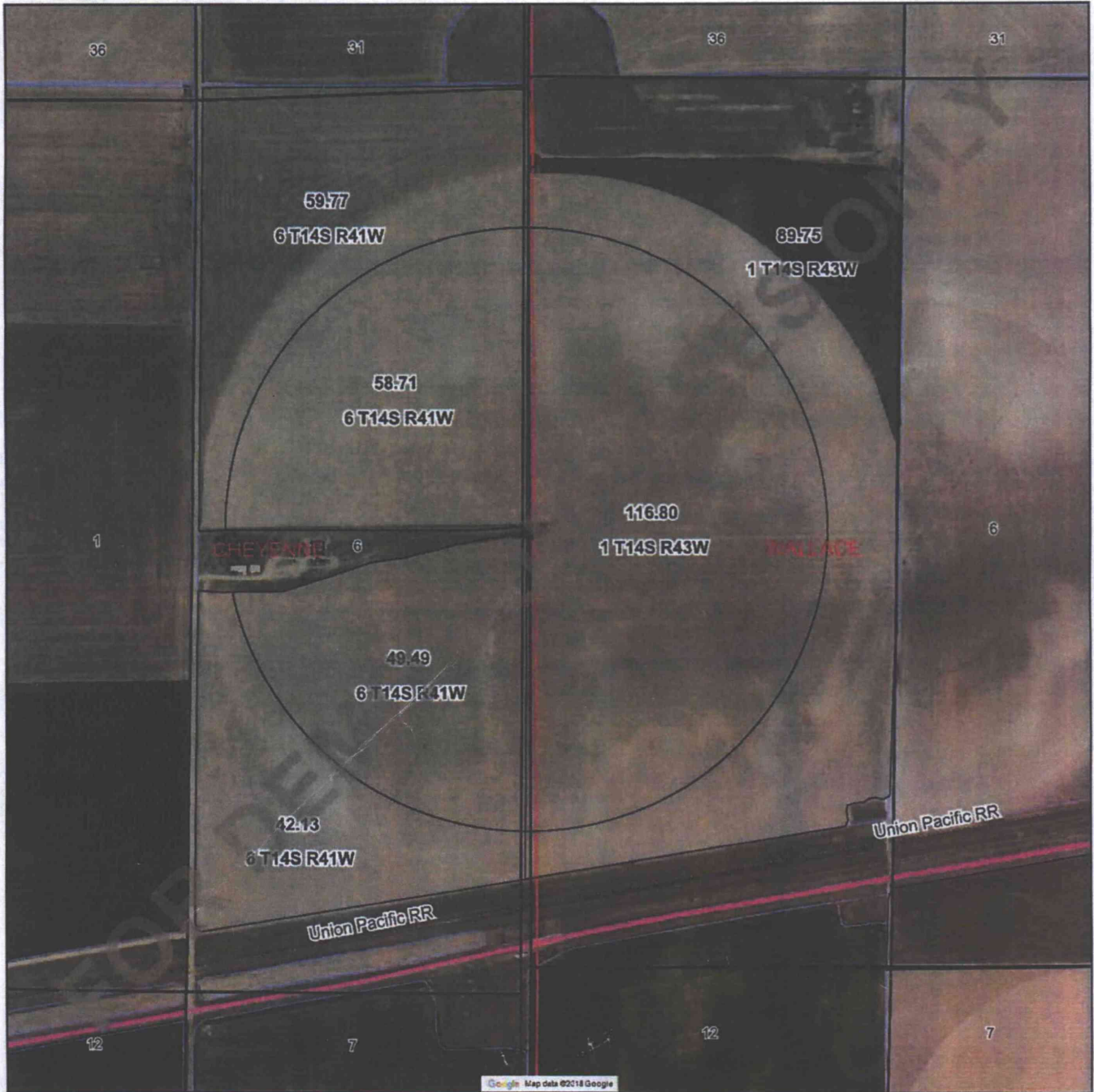
KS DEPT OF AGRICULTURE

SCANNED

****Aaron Aldridge****

CO, KS

Crop Year:2018 Date Printed:10/24/2018



Provided Courtesy of:

PREMIER AG INSURANCE SERVICES LLC
550 US HWY 40
PO BOX 72
WESKAN, KS 67762-0000
785-943-5209

RCIS | Rural Community Insurance Company

LEGEND
ACRES

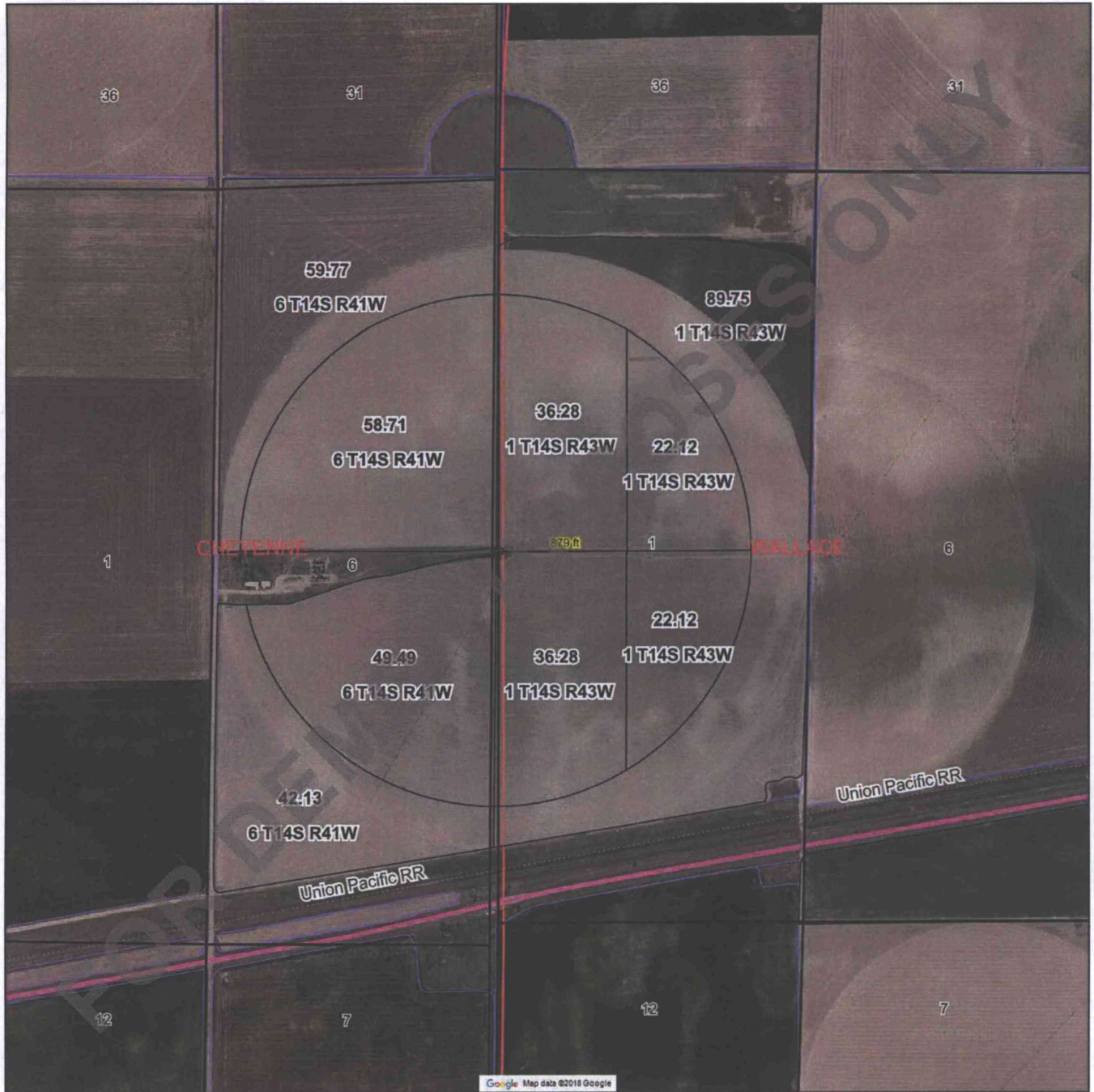
Undesignated

UNDESIGNATED	416.65
TOTAL	416.65

****Aaron Aldridge****

CO, KS

Crop Year:2019 Date Printed:12/6/2018



Provided Courtesy of:

PREMIER AG INSURANCE SERVICES LLC
550 US HWY 40
PO BOX 72
WESKAN, KS 67762-0000
785-943-5209

LEGEND
ACRES

■ Undesignated

TOTAL 0.00



KANSAS DEPARTMENT OF AGRICULTURE
Jackie McClaskey, Secretary of Agriculture

DIVISION OF WATER RESOURCES
David W. Barfield, Chief Engineer

File Number **14264**

K.A.R. 5-5-11

The items listed below have been reviewed with me by the Western Kansas Groundwater Management District No.1 pertaining to the approval of my application to change the place of use authorized under my water right.

1) **Flow Meter Requirement.** I understand that flow meters will have to be installed and maintained on each well covered by this application and that I will have to report these meter readings annually to the Division of Water Resources on the annual water use report forms.

2) **Monitoring requirements.** The District, under the monitoring requirement with the Division of Water Resources, will make three visits annually to this farm. Reports of verification of compliance and status reports will be completed by the District and submitted to the Division.

3) **Water requirements.** The District has reviewed the amount of water required to irrigate the acreage proposed under this change application with me. The five-year allocation, if required, has been reviewed with me and I understand the amount of water to which I am limited is 1575 acre-feet per five-year period.

4) **Base acres.** The proposed increase in authorized acres for a crop rotation shall be limited to not exceed 225 acres. Under this condition, I understand that I am limited to the approved or certified annual quantity of water under my water right and that the number of acres irrigated any one calendar year, cannot be more than my base acres.

5) **Understanding.** Pursuant to K.A.R. 5-5-11 section 3 (D) ii and 4 (D) ii, the approval of the above stated application shall be conditioned so that the use of water in excess of the five(5) year allocation, or, on more than the maximum number of acres authorized to be irrigated in any one calendar year, shall result in a two-year suspension of all water use under this water right, and a subsequent restriction of the authorized place of use to the base acreage at the following location.

Sec. Twp. Range	NE¼				NW¼				SW¼				SE¼				TOTAL
	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
1 14 43W	6	15	39	36									36	26	12	9	199
**	18	1	16	40									33	10	1	18	138 *

** BAI/DWD shown on the map accompany the application for change.
SEE AS PER Aaron Aldridge
Email DATED 5-6-19
AND MAP OF SAME DATE FOR REVIEW ACRES

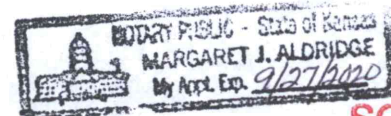
R. Shayne Aldridge
Signature

* Colorado land
6-4-18
Date
TOTALS 317 ACRES

State of Kansas
County of Wallace

I hereby certify that the foregoing was signed in my presence and sworn before me this 4th day of June, 2018.

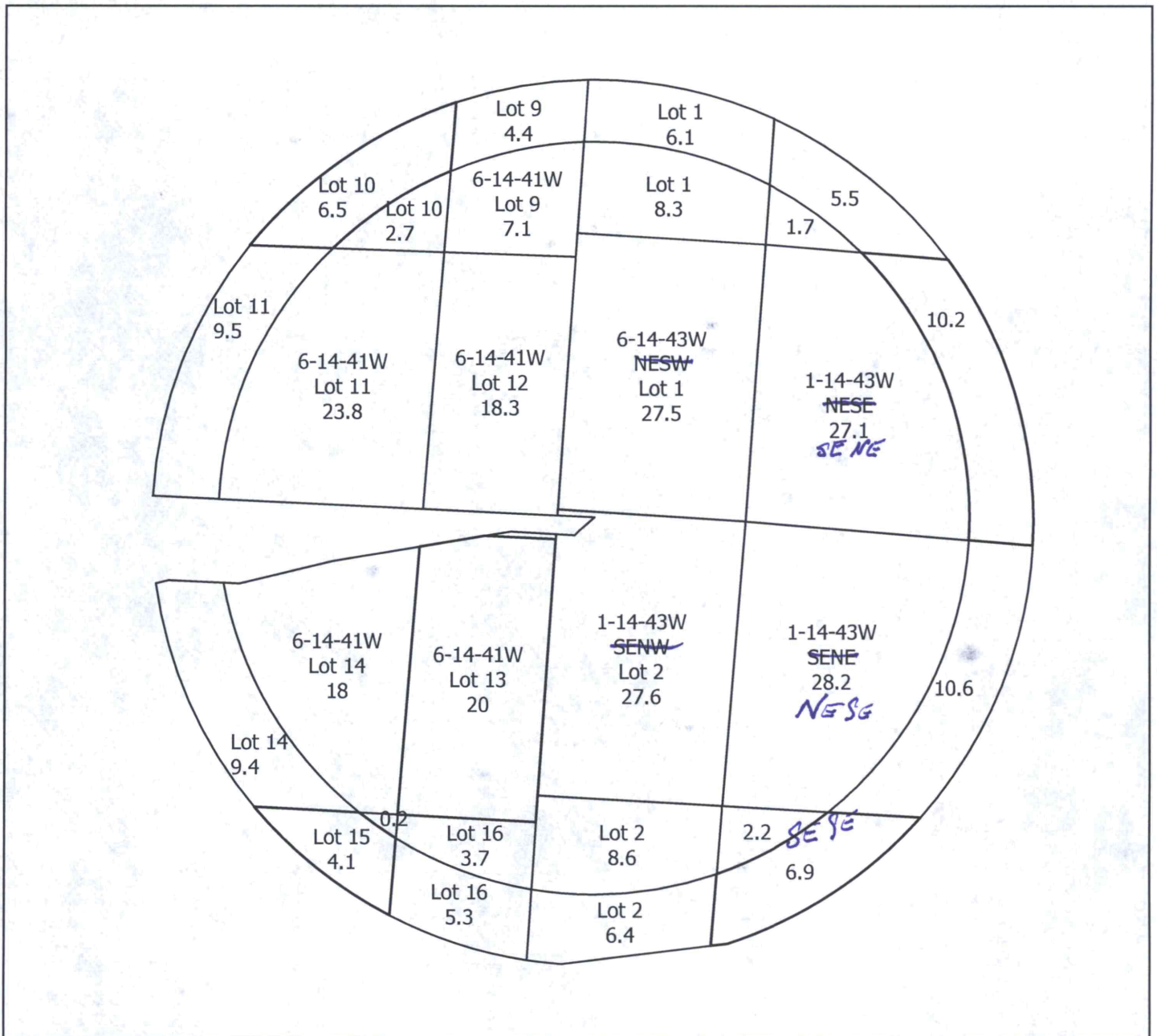
Margaret J. Aldridge
Notary Public



WATER RESOURCES RECEIVED

SCANNED 8 2018

APPLICATION TO CHANGE PLACE OF USE, WATER RIGHT FILE 14,264



Scale: 1:8,000
Labeled areas are in acres



Kansas Department of Agriculture
Division of Water Resources
May 6, 2019

* REVERSION ACRES
LAWR - 5/17/19

APPLICATION TO CHANGE PLACE OF USE, WATER RIGHT FILE 14,264



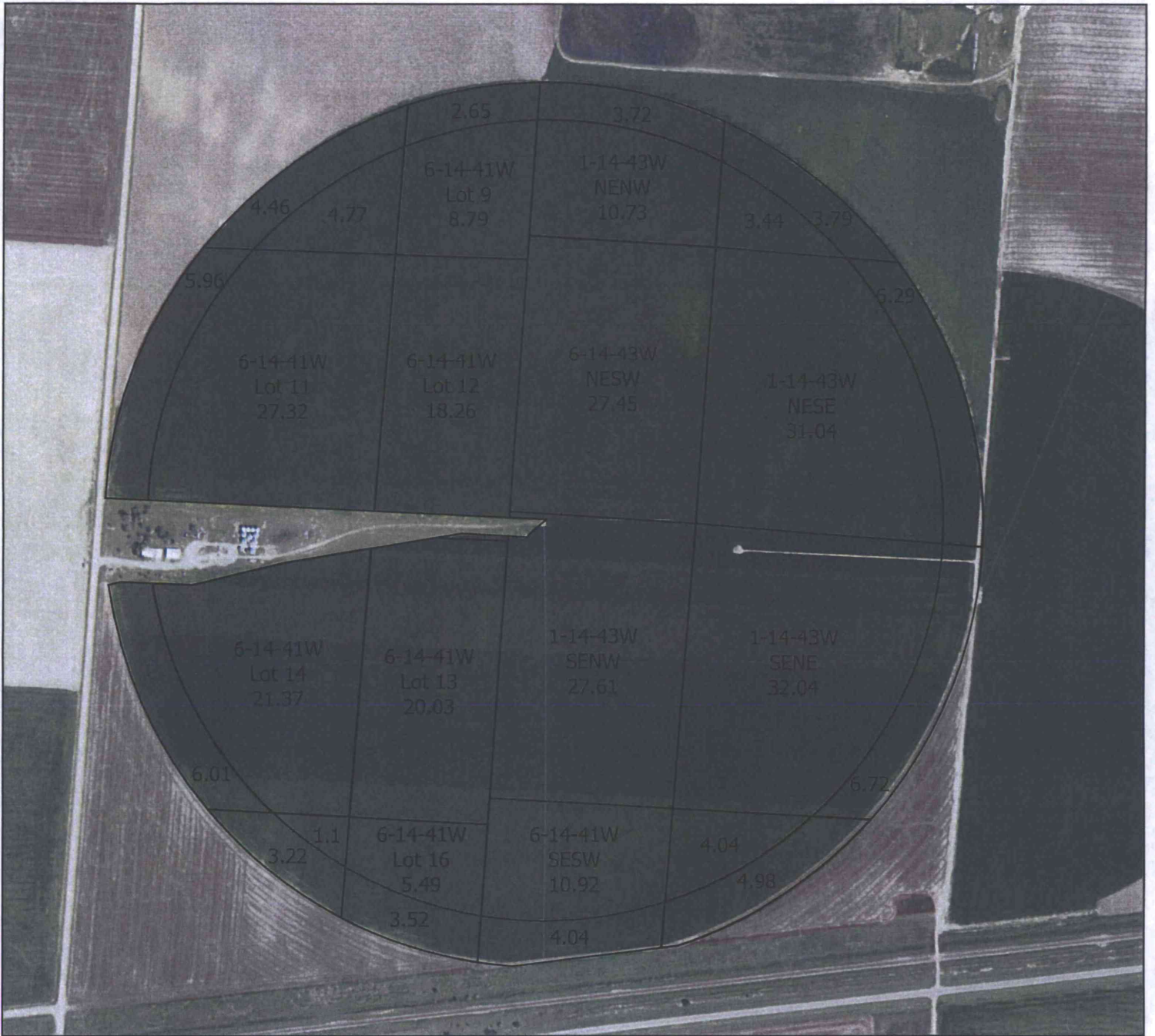
Scale: 1:8,000
Labeled areas are in acres



Kansas Department of Agriculture
Division of Water Resources
May 6, 2019

AARON
785 943-5209

APPLICATION TO CHANGE PLACE OF USE, WATER RIGHT FILE 14,264

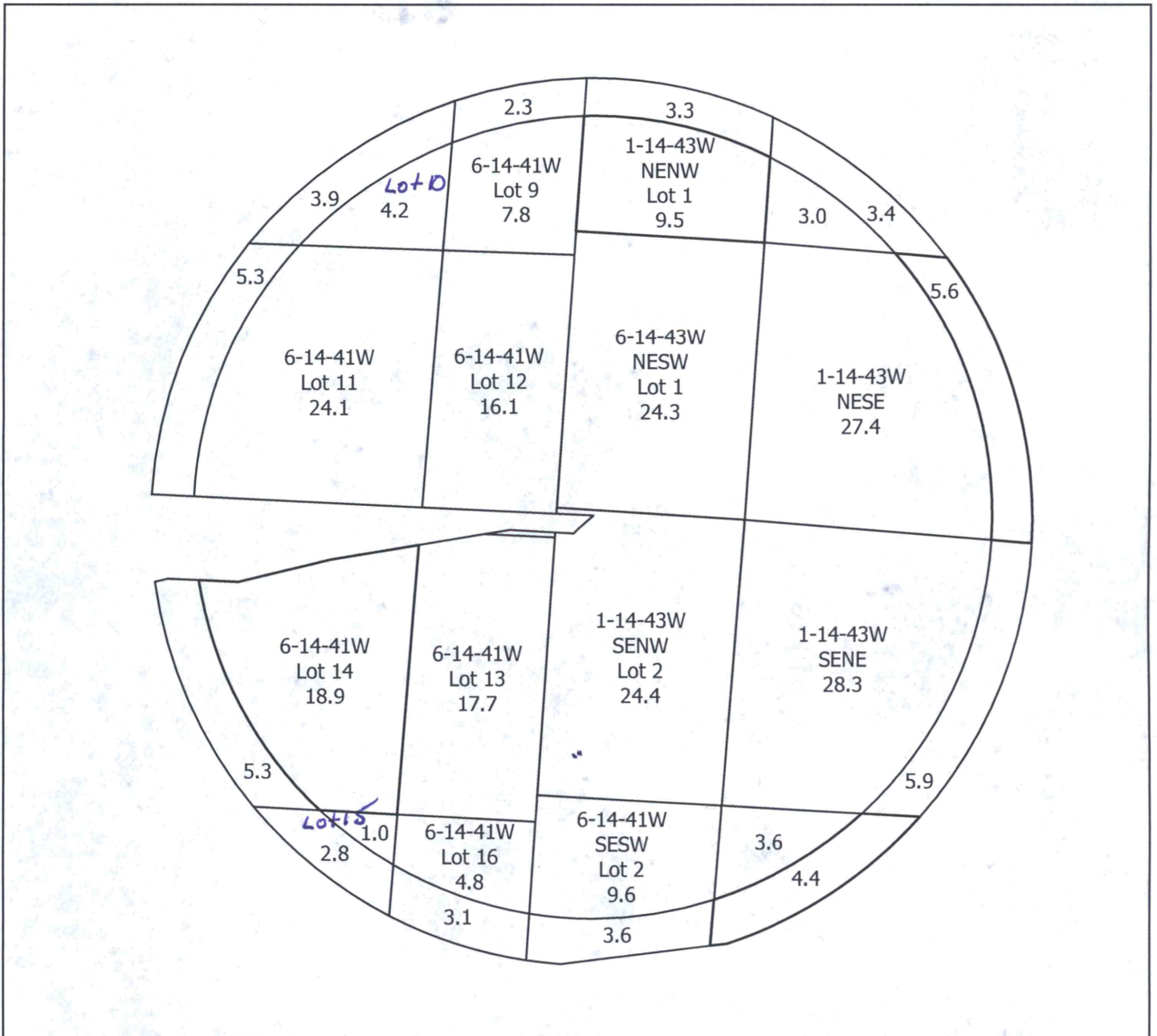


Scale: 1:8,000
Labeled areas are in acres



Kansas Department of Agriculture
Division of Water Resources
April 12, 2019

APPLICATION TO CHANGE PLACE OF USE, WATER RIGHT FILE 14,264



Scale: 1:8,000
Labeled areas are in acres



Kansas Department of Agriculture
Division of Water Resources
April 22, 2019

APPLICATION TO CHANGE PLACE OF USE, WATER RIGHT FILE 14,264



Scale: 1:8,000
Labeled areas are in acres



Kansas Department of Agriculture
Division of Water Resources
April 22, 2019