

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

Guidance Document

Applications to Appropriate Water for Beneficial Use
potentially impacting Kansas compliance
with the Republican River in northwest Kansas.

The Chief Engineer has determined that the criteria in K.A.R. 5-3-10 and K.A.R. 5-3-11 are no longer sufficient to maintain the long-term sustainable yield of groundwater, prevent impairment of existing water rights, and protect public interest along with maintaining compliance with the Kansas-Nebraska-Colorado Republican River Compact as required by K.S.A. 82a-711 and K.S.A. 82a-518 within in the area specified below.

Effective May 31, 2016, all applications for permit to appropriate water for beneficial use, received in the office of the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, which propose to appropriate water from the basins of the Republican River, Driftwood Creek, Beaver Creek, Little Beaver Creek, Sappa Creek, Prairie Dog Creek and the North Fork of the Solomon River, where pumping depletes Republican River flows by 1% or more over 50 years, as shown by the Republican River Model, shall be dismissed. The Chief Engineer has determined the areas identified in "Attachment A" as meeting this criteria.

The following applications shall not be subject to this guideline:

1. Applications for domestic use of water
2. Applications for temporary permits
3. Applications for term permits of five years or less

The Chief Engineer may waive this guideline if it can be shown that, in addition to other applicable criteria, a proposed appropriation will not prejudicially and unreasonably affect the public interest or impair existing water rights.

This guidance document is effective from this 31st day of May, 2016.

David W. Barfield, P.E.
Chief Engineer
Division of Water Resources

“ATTACHMENT A”
Republican River Potential Impact Area in Northwest Kansas

Decatur County

Township 01S, Range 26W, Sections 1 through 36
Township 01S, Range 27W, Sections 1 through 36
Township 01S, Range 28W, Sections 1 through 36
Township 01S, Range 29W, Sections 1 through 36
Township 01S, Range 30W, Sections 1 through 36
Township 02S, Range 26W, Sections 1 through 36
Township 02S, Range 27W, Sections 1 through 36
Township 02S, Range 28W, Sections 1 through 36
Township 02S, Range 29W, Sections 1 through 36
Township 02S, Range 30W, Sections 1 through 36
Township 03S, Range 26W, Sections 1 through 36
Township 03S, Range 27W, Sections 1 through 36
Township 03S, Range 28W, Sections 1 through 36
Township 03S, Range 29W, Sections 1 through 36
Township 03S, Range 30W, Sections 1 through 36
Township 04S, Range 26W, Sections 1 through 36
Township 04S, Range 27W, Sections 1 through 36
Township 04S, Range 28W, Sections 1 through 36
Township 04S, Range 29W, Sections 1 through 36
Township 04S, Range 30W, Sections 1 through 36
Township 05S, Range 26W, Sections 1 through 24, and 26 through 32
Township 05S, Range 27W, Sections 1 through 31, and 33 through 36
Township 05S, Range 28W, Sections 1 through 36

Norton County

Township 01S, Range 21W, Sections 1 through 36

Township 01S, Range 22W, Sections 1 through 36

Township 01S, Range 23W, Sections 1 through 36

Township 01S, Range 24W, Sections 1 through 36

Township 01S, Range 25W, Sections 1 through 36

Township 02S, Range 21W, Sections 1 through 36

Township 02S, Range 22W, Sections 1 through 36

Township 02S, Range 23W, Sections 1 through 36

Township 02S, Range 24W, Sections 1 through 36

Township 02S, Range 25W, Sections 1 through 36

Township 03S, Range 21W, Sections 1 through 11, and 16 through 19

Township 03S, Range 22W, Sections 1 through 24, and 26 through 33

Township 03S, Range 23W, Sections 1 through 36

Township 03S, Range 24W, Sections 1 through 36

Township 03S, Range 25W, Sections 1 through 36

Township 04S, Range 22W, Sections 4 through 9, and 17 through 19

Township 04S, Range 23W, Sections 1 through 24, and 26 through 33

Township 04S, Range 24W, Sections 1 through 36

Township 04S, Range 25W, Sections 1 through 36

Township 05S, Range 24W, Sections 4 through 6

Township 05S, Range 25W, Sections 1 through 11, and 18

Phillips County

Township 01S, Range 16W, Sections 1 through 24, and 26 through 33

Township 01S, Range 17W, Sections 1 through 36

Township 01S, Range 18W, Sections 1 through 36

Township 01S, Range 19W, Sections 1 through 36

Township 01S, Range 20W, Sections 1 through 36

Township 02S, Range 16W, Section 6

Township 02S, Range 17W, Sections 1 through 9, 11, 12, 16 through 19, and 21

Township 02S, Range 18W, Sections 1 through 6, 8 through 16, and 24

Township 02S, Range 19W, Sections 1, and 5 through 7

Township 02S, Range 20W, Sections 1 through 12, 14 through 21, and 29 through 31

Rawlins County

Township 01S, Range 31W, Sections 1, 2, and 9 through 36

Township 01S, Range 32W, Sections 13, 23 through 29, and 31 through 36

Township 01S, Range 33W, Sections 35 and 36

Township 01S, Range 34W, Section 31

Township 02S, Range 31W, Sections 1 through 36

Township 02S, Range 32W, Sections 1 through 36

Township 02S, Range 33W, Sections 1 through 4, and 7 through 36

Township 02S, Range 34W, Sections 2 through 36

Township 02S, Range 35W, Sections 1 through 4, 8 through 18, 20 through 29, and 32 through 36

Township 02S, Range 36W, Section 13

Township 03S, Range 31W, Sections 1 through 36

Township 03S, Range 32W, Sections 1 through 8, 12 through 14, and 22 through 36

Township 03S, Range 33W, Sections 1 through 23, and 27 through 36

Township 03S, Range 34W, Sections 1 through 36

Township 03S, Range 35W, Sections 1 through 5, 8 through 17, 20 through 29, and 32 through 36

Township 04S, Range 31W, Sections 1 through 36

Township 04S, Range 32W, Sections 1 through 36

Township 04S, Range 33W, Sections 1 through 6

Township 04S, Range 34W, Sections 1 through 6

Township 04S, Range 35W, Sections 1 through 5

Smith County

Township 01S, Range 15W, Sections 1 through 18, 20 through 24, and 26 through 28