

BEFORE THE OFFICE OF ADMINISTRATIVE HEARINGS

STATE OF KANSAS

IN THE MATTER OF

THE APPLICATION OF THE CITIES OF)	
HAYS, KANSAS AND RUSSELL, KANSAS)	
FOR APPROVAL TO TRANSFER WATER)	OAH NO. 23AG0003 AG
FROM EDWARDS COUNTY, KANSAS)	
PURSUANT TO THE KANSAS WATER)	
TRANSFER ACT.)	

Pursuant to K.S.A. Chapter 77.

DIRECT TESTIMONY OF KEITH HARMONEY, Ph.D.

ON BEHALF OF

THE CITIES OF HAYS AND RUSSELL, KANSAS

RELATING TO

EXPERT REPORT TITLED:

RETURNING GRASSLANDS TO THE R9 RANCH

1 **Q. Please state your name and present position.**

2 A. My name is Keith Harmony, and I am currently a Range Scientist for Kansas State
3 University.

4 **Q. On whose behalf are you submitting testimony?**

5 A. The City of Hays, Kansas and the City of Russell, Kansas (the “Cities”).

6 **Q. Please describe your educational background and employment experience.**

7 A. I received a B.S. degree in Agronomy from the University of Nebraska-Lincoln in
8 1993 and a Ph.D. in Agronomy with a major in crop production and physiology from Iowa State
9 University in 1999. After working as an Assistant Field Agronomist with Central States
10 Agronomics in 1991–1992, I spent a year with the University of Nebraska as a Field and
11 Laboratory Technician before working as a Research Assistant at Iowa State University from
12 1994–1999. I was hired by Kansas State University as an Assistant Professor in Range Science at
13 KSU’s Agricultural Research Center in Hays, Kansas and worked in that role from 1999–2005.
14 From 2005–2012, I served as Associate Professor for KSU at the Research Center and was
15 promoted to Full Professor in 2012, in which I have remained through to the present time. In all,
16 I have been employed at KSU’s Agricultural Research Center for about 24 years, performing
17 research on the suitability of different forages for grazing or hay in the western Kansas
18 environment, the effects of grazing systems on animal performance, native rangeland soil cover
19 and plant population dynamics, and the characteristics of some invading rangeland plant species
20 and how to control them. I have also contracted with the City of Hays for the past three growing
21 seasons to assess the success of grassland reestablishment efforts on the R9 Ranch, and to give
22 some consulting and management advice on those reestablishment efforts, animal stocking, and
23 weed suppression.

24 **Q. Has this direct testimony been prepared by you or under your direct**
25 **supervision?**

1 A. Yes, it has.

2 **Q. Have you previously testified before the Kansas Department of Agriculture–**
3 **Division of Water Resources or any other regulatory commission?**

4 A. No, I have not.

5 **Have you testified in any litigation in the prior four years?**

6 A. No, I have not.

7 **Q. Are you sponsoring any exhibits with your direct testimony?**

8 A. Yes. I Sponsor Exhibit KRH-01, which is my expert report titled “Returning
9 Grasslands to the R9 Ranch,” which is incorporated into my testimony as if set forth in full herein.

10 **Q. What is the purpose of your direct testimony?**

11 A. My opinions are set forth in detail in my expert report, but in general, my testimony
12 relates to the environmental, habitat, and erosion impacts of converting the R9 Ranch circle land
13 units from a tilled and cropped monoculture back to a mixture of managed native grasses.

14 **Q. In summary, what did you conclude?**

15 A. The majority of the circle land units on the R9 Ranch have become, and the others
16 will become, much more similar to the diverse native grassland ecosystem that once covered these
17 lands. After conversion back to native grasses, these circle land units should: (1) function similarly
18 to the grassland dominated ecological sites that once covered the landscape; (2) have reduced
19 erosion, in terms of water and especially wind erosion, than prior tilled croplands; (3) provide a
20 year-round vegetative ground cover with less water loss and water consumption than prior
21 harvested field crops; and (4) provide critical habitat to native grassland birds and other wildlife.

22 **Q. Please describe how you arrived at your conclusions.**

23 A. As explained in more detail in my report, by converting the R9 Ranch to native
24 grassland, it will function similarly to the historical ecological sites that covered the landscape
25 prior to its use as farmland. The warm-season grasses that existed on the Ranch prior to its

1 conversion to tilled cropland, require only enough precipitation to form leaf material during the
2 growing season to produce sugars for storage and survival, rather than a need for precipitation to
3 produce a seed crop for propagation. At this time, all 42 circle land units have been seeded back
4 to a predominantly native grass mixture, with successful establishment on a majority of the circles.
5 Stopping tillage and returning the land units back to grassland should stop the loss or degradation
6 of soil quality, which will improve nutrient availability and cycling, water infiltration, retention
7 and holding capacity, resistance to erosion, and plant root growth and penetration.

8 The seeded native grasses are C4 photosynthetic pathway plants, which, unlike the prior
9 irrigated crops on the R9 Ranch, have greater water use efficiency to survive hot and dry periods
10 and can form leaf tissue for photosynthesis and production of sugars to sustain meristems and
11 perennial buds each year based on precipitation alone.

12 Conversion of the R9 Ranch back to perennial native grassland as opposed to short-lived
13 crops, will also reduce water and wind erosion due to the aboveground vegetative structure and
14 increase in continuous ground cover with fewer canopy gaps, which slow winds near the land
15 surface. It will also improve water and air quality as a result of a reduction in air particles and
16 chemical particles with a significant decrease in herbicide and pesticide use compared to
17 croplands. This conversion, in turn, will also improve wildlife habitat on the R9 Ranch, particularly
18 for grassland birds.

19 **Q. Does that concludes your testimony?**

20 A. Yes, it does.

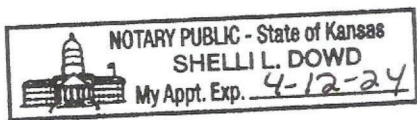
VERIFICATION

STATE OF Kansas)
COUNTY OF Ellis)

I, Keith Harmony, Ph.D., being duly sworn, on oath state that I have read the foregoing and know the contents thereof, and that the facts set forth therein are true and correct to the best of my knowledge and belief.

By: Keith R. Harmony
Keith Harmony, Ph.D.

The foregoing was subscribed and sworn to before me this 22 day of May, 2023.



Shelli L. Dowd
Notary Public

My Commission Expires:

4-12-24

RETURNING GRASSLANDS TO THE R9 RANCH

I. Introduction and qualifications

My name is Keith Harmoney, and I am currently a Range Scientist for Kansas St. University, with a home office at the KSU Agricultural Research Center in Hays, KS.

I have been employed by KSU for nearly 23 years in the same rangeland research position I currently hold. My CV is attached as an Appendix to this statement. I started my position at KSU directly following completion of my BS degree at the University of Nebraska-Lincoln and my PhD degree at Iowa State University. I have spent nearly 23 years at KSU performing research on the suitability of different forages for grazing or hay to the western Kansas environment, the effects of grazing systems on animal performance and native rangeland soil cover and plant population dynamics, and the characteristics of some invading rangeland plant species and how to control them. I've performed studies on seeded or planted forages, such as alfalfa and other non-native forage species, and the use of some forages as an alternative bulk fuel for bioenergy production. In conjunction with the various studies mentioned above, I manage approximately 5000 acres of rangeland and pastureland used in production and research trials for KSU.

I have also contracted with the City of Hays for the past three growing seasons to assess the success of grassland reestablishment efforts on the R9 Ranch, and to give some consulting and management advice on those reestablishment efforts, animal stocking, and weed suppression. Attached as Appendix A to this Report is a PowerPoint presentation of the assessment methodology and status of the City's program for converting the R9 Ranch back to perennial grasslands, as well as illustrations and photographs of the assessment. For the time spent collecting data or consulting in regard to the R9 Ranch, I am compensated at a rate of \$26/hour. I have not had any occasion to provide testimony at a trial or through deposition within the past four years.

II. Summary of Opinions

I have been asked to give my opinion as an expert in rangeland science and native grasses on the impacts of converting the R9 Ranch circle land units from a tilled and cropped monoculture back to a mixture of managed native grasses. All of my opinions on these matters are presented within a reasonable degree of scientific and professional certainty.

The majority of the circle land units on the R9 Ranch have become, and the others will become, much more similar to the diverse native grassland ecosystem that once covered these lands. After conversion back to native grasses, these circle land units should:

1) function more similarly to the grassland dominated ecological sites that once covered the landscape,

2) have reduced erosion, in terms of water and especially wind erosion, than prior tilled croplands,

3) provide a year-round vegetative ground cover with less water loss and consumption than prior harvested field crops, and

4) provide critical habitat to native grassland birds and other wildlife.

III. Detailed discussion of the bases and reasons for opinions and supporting facts

A. Following conversion of the R9 Ranch back to native grasses, the circle land units will function similarly to the historical native grassland and improve soil quality.

The R9 Ranch at one time had 43 land units with partial or complete circle pivot irrigation systems. Of these units, 42 have a more recent history of being in some form of crop production. Beginning around 2007, a small number of cropped circle land units were removed from crop production in certain years, the pivot structures were removed, and the land units were seeded back to a mixture of predominantly native grasses and alfalfa, a non-native legume.

Historically, the land area occupied by the R9 Ranch was a diversified and resilient native grassland dominated ecosystem, with minor native forb and native shrub components also occurring throughout the landscape. The ecological sites, or combinations of the sandy soils, vegetation, and hydrology, found on the R9 Ranch formed this grassland ecosystem.

The major vegetative components of these ecological sites and grassland ecosystem consisted of mostly perennial warm-season (C4 photosynthetic pathway) grasses that are able to grow and remain productive with greater water use efficiencies during periods of elevated summer heat and/or reduced moisture compared to cool-season (C3 photosynthetic pathway) grasses (Abraha et. al. 2016, Brown 1978, Hendrickson et. al. 2013, Rogers et. al. 2015). Specifically, these native warm-season grasses would include tallgrasses such as sand bluestem (*Andropogon hallii*), switchgrass (*Panicum virgatum*), Indiangrass (*Sorghastrum nutans*), prairie sandreed (*Calamovilfa longifolia*), and midgrasses such as little bluestem (*Schizachirium scoparium*), sideoats grama (*Bouteloua curtipendula*), and sand lovegrass (*Eragrostis trichodes*). Other warm-season grasses, such as tall dropseed (*Sporobolus asper*), sand dropseed (*Sporobolus cryptandrus*), purple lovegrass (*Eragrostis spectabilis*), Scribner's panicum (*Panicum scribnerianum*), sand paspalum (*Paspalum setaceum*), blue grama (*Bouteloua gracilis*), and hairy grama (*Bouteloua hirsuta*) also contributed to the historical plant population, but usually in lesser amounts. Detailed but brief descriptions of these grasses are available online (Fick 2022).

Together, these grasses would produce approximately 80-90% of the total yield annually grown in this grassland dominated ecosystem, and would have persisted and been productive

with only natural precipitation, which averages 23-25 inches per year at the R9 ranch. These grasses grow every year from buds at the base of the plant (known as the crown), or from buds along underground lateral stems called rhizomes, rather than from seeds. Sugars stored in the grass crowns, roots, and rhizomes allow the buds to start growth each year to produce leaves. Once 2-3 leaves have been produced on a grass tiller and enough leaf area for photosynthesis remains in place, sugars from photosynthesis are then used to produce more leaf material and sugars are also translocated back into those storage areas. New growth can begin again from buds and meristems using these sugars if the grass leaf area is removed by grazing or fire during the growing season, or the sugars are used for buds to survive winter and regrow to start the next growing season (Waller et al. 1985). Although these native grasses may eventually produce seed in a growing season, most all growth each season originates from these perennial buds in a well established grass stand. Therefore, these grasses require only enough precipitation to form leaf material during the growing season to produce sugars for storage and survival, rather than a need for precipitation to produce a seed crop for propagation. When one species of grass encountered conditions that may have resulted in stress and less growth, another grass species may experience better growing conditions under the same circumstances and would be able to provide increased growth. The robust diversity of grasses in this ecosystem, the periodic occurrences of fire across the landscape that prevented tree and brush encroachment, and the tolerance of grasses to grazing maintained grass as the dominant form of vegetation.

The ecological sites of Sand Plains and Choppy Sands comprise the overwhelming majority of the R9 Ranch grassland ecosystem, and these sites are included in the USDA Major Land Resource Area 079X, called the Great Bend Sand Plains. The Natural Resources Conservation Service developed descriptions of these ecological sites, of which detailed descriptions of Sand Plains and Choppy Sand sites and the reference plant community prior to European settlement are available online (<https://edit.jornada.nmsu.edu/catalogs/esd/079X/R079XY121KS>, <https://edit.jornada.nmsu.edu/catalogs/esd/079X/R079XY103KS>).

All 42 circle land units have been seeded back to a predominantly native grass mixture. When the circle land units were tilled to create monoculture crop fields, the original function of the ecosystem was broken. Breaking of virgin sandy soils with tillage induces a rapid loss of organic matter, soil carbon, soil nitrogen, and soil cover, and overall negatively impacts soil structure (Bowman et al. 1990, Reeder et al. 1998). Loss of soil structure usually makes it more difficult for perennial grass or crop roots to penetrate through the soil (Dupont et al. 2014). More losses of these important soil quality traits occur over time as tillage systems continue to be used on the soil (Bowman et al. 1990, Brye and Pirani 2005). Stopping tillage and returning the land units back to grassland should stop the loss or degradation of the aforementioned soil quality parameters. These soil quality parameters are important for improving nutrient availability and cycling, for water infiltration, retention and holding capacity, for resistance to erosion, and for plant root growth and penetration (Karlen et al. 1997).

The seeded native grasses included the common warm-season grasses that were once dominant and subdominant species in the natural landscape, namely sand bluestem or big bluestem, indiagrass, switchgrass, sand lovegrass, little bluestem, sideoats grama, and blue grama. Alfalfa (*Medicago sativa*) was also added in the mixture, likely to provide a supply of natural nitrogen to the soil. However, alfalfa (a C3 photosynthetic pathway forb) is not a native plant that developed within this environment, and it has a greater requirement for water than the native grass species (C4 photosynthetic pathway grasses) seeded to survive and persist in this environment.

The photosynthetic mechanism of most C3 plants, such as alfalfa, uses an enzyme called Rubisco to first capture carbon dioxide (CO₂) that enters into the leaf through stomata (tiny holes operated like valves in the leaf surface) from the atmosphere. This Rubisco enzyme also has a tendency to capture oxygen (O₂) from the atmosphere when CO₂ concentrations are low. During hot and dry conditions of the summer growing season, most plants (including alfalfa) close their stomata to conserve water. When these stomata are closed, CO₂ cannot enter into the leaf and concentrations of CO₂ go down within the leaf. This causes the Rubisco within C3 plants to capture more O₂ than when stomata are open, and reduces the efficiency of photosynthesis. In order for C3 plants to keep photosynthesizing efficiently during these hot, dry periods, they need to use water to keep the stomata open and allow CO₂ to keep entering the leaf.

In contrast, the native C4 grasses utilize a photosynthetic mechanism that first captures CO₂ within the leaf with an enzyme called PEP Carboxylase, which only binds to CO₂. Even when hot and dry conditions occur and native C4 grasses close their stomata to conserve water, photosynthesis continues more efficiently because PEP Carboxylase continues to only capture CO₂, even with lower CO₂ concentrations within the leaf. Therefore, in this periodically hot and dry environment, alfalfa either closes its stomata to conserve water and becomes less efficient than native C4 grasses at photosynthesis and capturing CO₂, or it uses more available water resources than the C4 grasses to keep its stomata open. In both instances, native C4 grasses have a competitive edge in that they have greater water use efficiency than alfalfa to survive hot and dry periods. A basic summary of these photosynthetic pathway traits for C3 plants mentioned in the prior paragraph and of C4 plants mentioned in this paragraph is found in the text of Salisbury and Ross (1992). Without additional water through irrigation, alfalfa did not establish well or persist well on the circle land units when recently reseeded. Alfalfa was found on only 4 of the 42 recently seeded circle land units, and was found in only trace amounts on 3 of those 4 units.

Corn (*Zea mays*) was grown on some of the circle units prior to being seeded back to native grasses. Current corn hybrids are genetic derivatives of the corn plants grown in Mexico for centuries. Corn also has a C4 photosynthetic pathway, has a water use efficiency similar to native grasses in regions with greater rainfall, and in some instances has even been shown to have a slightly greater water use efficiency than some native grasses because of its ability to

produce abundant amounts of dry matter if water and nutrient resources are available (Abraha et al. 2016, Hamilton et al. 2015). However, corn is typically grown for grain, and the plant needs to use water to produce the plant structural framework required prior to any grain being produced. Water used for biomass production prior to grain production is called threshold evapotranspiration, or threshold ET. In Kansas, corn commonly uses about 11 inches of water during the growing season just to reach its threshold ET in order to initiate any grain production (Rogers et al. 2015). Dryland corn is usually lower yielding than irrigated corn because it has to use a portion of its limited amount of moisture to reach its threshold ET and produce the vegetative framework for later grain production. For corn to reach its grain production potential, more water is required beyond what usually falls naturally as precipitation on dryland acres, while irrigation is able to supply this additional water. This is evident by looking at the wide gap between annual average corn yields for dryland and irrigated acres in Kansas (Rogers and Aguilar 2017). The 2017 Census of Agriculture also showed that corn acres in Kansas in which the whole field was irrigated yielded an average of 197 bushels/acre, while corn acres in Kansas in which the whole field was dryland yielded an average of 112 bushels/acre (USDA 2017). Typically in western Kansas, corn requires 10-20 inches of irrigation to reach its potential yield (Rogers and Aguilar 2017, Rogers et al. 2015). In contrast to corn, natural precipitation is sufficient for native C4 grasses to form leaf tissue for photosynthesis and production of sugars to sustain meristems and perennial buds each year. Even if precipitation is able to fulfill the requirements for potential high corn grain production within a growing season, land converted to perennial grassland cover from grain production would still provide valuable environmental and societal benefits, which are discussed later in this text.

The sandy soils of the R9 Ranch with low water holding capacity make establishing any desirable new crop or grass seedlings a challenge, and it is even more difficult in a temperate, dry-mesic climate zone with the removal of irrigation water to aid the establishment of new seedlings. Grass reestablishment on the R9 Ranch land units has used only natural precipitation and success has varied, as would be expected when relying on variable environmental precipitation conditions.

As shown in Appendix A, after the first full round of overseeding, 21 of the 42 circle land units had good to excellent grass seedling establishment, with 0.75-1.75 seedlings or mature grass plants/ft² having established at the time of assessment. Acceptable seedling or plant densities of 0.63-0.75 plants/ft² were counted on 4 of the circle land units, and should establish acceptable mature grass stands over a short span of years by allowing established plants to increase in plant size and to provide some further natural seeding and vegetative propagation.

Of the 17 circle units remaining, the 4 circles with the poorest establishment were successfully overseeded in 2021, with acceptable initial establishment of 0.63-2.26 seedlings/ft² on the 4 circles. In 2022, 2 of these 4 circles continued with excellent establishment while the summer drought caused 2 of the 4 circles to slip into marginal establishment. Another 4 circle land units with low initial grass establishment were recommended for overseeding in 2022 and

were assessed for seedling establishment at the end of the growing season. These 4 circles remained in poor to marginal establishment after the dry growing season of 2022. Nine circles with marginal stands between 0.22 and 0.55 grass seedlings/ft² are still being assessed annually for any increases in grass density, and may be recommended for overseeding in the future if grass densities remain lower than desired (NRCS 2012).

B. Conversion of the R9 Ranch to native grassland will have beneficial impacts, including a reduction of water erosion and a significant reduction in wind erosion as compared to prior tilled croplands.

The sandy soils of the R9 Ranch are highly susceptible to erosion. Reestablishing the R9 Ranch back to a dominant grassland ecosystem should significantly reduce the erosion that does occur on the Ranch compared to a cropping system. Conversion of other croplands back to grasslands throughout the southern Great Plains has resulted in significant soil savings accumulated over years. Former cropland entered into the Conservation Reserve Program (CRP) has an estimated average annual savings of 2.1 tons of soil/acre from water erosion and 10.0 tons of soil/acre from wind erosion, for a combined total annual savings of more than 12 tons of soil/acre by seeding cropland back to grassland (FAPRI 2007). Course textured or sandy soils are less prone to water erosion, with the exception of steep slopes, but are more prone to wind erosion and organic matter loss than fine textured soils (Lyles and Tatarko 1986, Zobeck and Van Pelt 2011). Therefore, after establishing permanent grassland cover on the predominantly sandy soils of the R9 Ranch, soil savings may be greater than this national average.

The pre-settlement grasslands provided the consistent, roughened aboveground vegetative structure required to slow winds near the soil surface and reduce wind erosion potential (Okin 2008). Conversion of the R9 Ranch from cropland back to grassland should achieve a similar result. Wind erosion and water erosion are lessened with more vegetative cover, more consistent spatial and temporal vegetative cover, and less bare ground (Webb et al. 2014). Grasslands tend to have less wind erosion than many other vegetation types because of more continuous ground cover with fewer canopy gaps (Breshears et al. 2003).

The soil conservation properties of seeding croplands back to grasslands has other impacts that benefit the environment, the economy, and the public as a whole. Examples of benefits or ecological services with positive economic impacts that have been demonstrated in other regions include: improved water quality, improved air quality, improved fish and wildlife habitat, reduced health risks (i.e. respiratory illnesses), reduced infrastructure maintenance (i.e. ditch and culvert cleaning, water treatment facilities, flood damage and control), and opportunities for recreational viewing, hunting, and fishing (Feather et al. 1999; Ribaudo 1989).

It is my opinion, with a reasonable degree of scientific certainty, that fewer air particles from less wind erosion, and fewer soil and chemical particles from less water erosion and much less herbicide and pesticide use on grasslands compared to croplands (USDA 1998) should

result in locally better air quality and water quality on and near the R9 Ranch. Improved wildlife habitat on the R9 Ranch should also locally increase wildlife abundance and use of the property (Gould and Jenkins 1993, Fletcher and Koford 2002, Plumb et al. 2019), including the potential use by the regionally and locally threatened lesser prairie chicken (Spencer et al. 2017, Sullins et al. 2018, Tanner et al. 2020), and offer opportunities for other wildlife viewing and hunting.

C. Conversion of the R9 Ranch back to native grass will provide a year-round vegetative cover, reducing water use and runoff, and improving water and soil quality.

Temporal increases in exposed bare soil from annual or short-lived perennial vegetation systems can also increase erosion potential compared to long-lived perennial vegetation. Therefore, conversion of land with other canopy structures and life cycles, such as in cropping systems, to a perennial grassland vegetation should decrease susceptibility of the soil to wind erosion (Bergametti and Gillette 2010). In other words, the more often vegetative cover is removed from a landscape, such as from tillage or harvesting a crop, the more susceptible it will be to the forces that cause erosion.

Water runoff and water erosion potential of sandy soils is often lessened because of its soil porosity, but the percentage of bare soil and the level of vegetation and soil cover still affect erosion. Reducing bare soil and having continuous vegetative cover are still the greatest factors in preventing water erosion that results in water runoff and sediment in water (Hoffman and Ries 1991).

A study of watersheds with paired grassland or cropland sites in Oklahoma and Texas showed that sediment in water runoff was similar in grassland and cropland within one watershed type, but sediment was 5-40 times greater in cropland runoff than in grassland runoff in three other watershed types studied (Smith et al. 1983). The high soil sand content of the R9 Ranch would have less sediment potential than any of the soils in the above study, but the study still displays the overriding concept that soils within grasslands are more stable soils than within croplands. Soil erosion from cropland not only results in greater soil loss than from grasslands, but also results in a greater loss of associated soil nutrients. A comparison of three North Dakota soil types in native grasslands and land converted to cultivated crops showed significant organic carbon, soil nutrient, and upper soil depth losses after 44 years of cultivation (Aguilar et al. 1988). Soil loss from former croplands that have been converted back to grassland through the Conservation Reserve Program is significantly less than soil loss from adjacent tilled cropland (Gilley and Doran 1997).

The fibrous root systems of the pre-settlement predominant grasses of the R9 Ranch helped to stabilize the erosion prone soil and hold it in place (Zheng et al. 2004), even under circumstances in which the above-ground vegetation may have momentarily disappeared, such as following heavy grazing and trampling events by nomadic grazing herds, or following periodic

landscape fire (Arterburn et al. 2017, Vermeire et al. 2005). The conversion of the R9 Ranch back to native grasses should result in the return of fibrous root systems in the upper soil layer holding the soil surface in place to reduce erosion potential.

The highly erodible soils of the R9 Ranch have been undergoing a planned sequential conversion from cropland back to grassland for the past several years, in which a small portion of cropped acres were removed from crop production each year and seeded back to a mixture of native grasses. Soil quality improves with time after croplands are converted back to grasslands. Converted grasslands that have been established for a long period of time have active carbon and nitrogen pools (Baer et al. 2000, Reeder et al. 1998) and soil quality characteristics that more closely resemble native prairie than newly seeded grasslands.

Over time, these seeded grasslands of the R9 Ranch will more closely resemble the native grassland ecosystem that was in place before the ground was cultivated for crop production. This bodes well for the R9 Ranch land resource under possible future climate scenarios. Modeled future scenarios of a changed climate in the Central Plains, with greater intensity of heavy rainfall events, and longer periods between events, show that croplands will still have greater erosion and water loss from soil surface runoff than grasslands. An Oklahoma study of future climate models with elevated temperatures and more intense rainfall events compared erosion on land using conventional and conservation cropping practices to cropland converted back to grassland, and showed that converting cropland to grassland produced the least amount of modeled future erosion (Garbrecht et al. 2015).

Other models indicate additional benefits of keeping soils in grasslands. Models were created to estimate how land conversion from grasslands and how climatic change with rises in temperature would affect the future of a large agricultural watershed region. Conversion of intact grassland to irrigated cropland in sandy soils along the South Platte River basin resulted in models showing 37% more water loss annually due to evaporation and transpiration compared to the intact grassland (Baron et al. 1998). This water loss is a result of more exposed soil surface from cropland allowing evaporation of water from the soil and greater transpiration or water use by crops compared to land areas that remained as intact grasslands. Modeled water loss through the same mechanisms was also greatest for land areas converted to irrigated crops. Furthermore, other regional models show a high correlation exists for Oklahoma land areas with greater High Plains Aquifer water levels also having a greater percentage of cropland converted back to CRP grassland (Rao and Yang 2010). Therefore, this research shows that fewer crop acres and more grassland acres in a region reduces water losses to the atmosphere and retains more water in below surface aquifers from less irrigation. It is reasonable to expect that converting the R9 Ranch to native grasses from irrigated cropland acres will have a similar outcome.

D. Conversion of the R9 Ranch back to native grassland will provide critical habitat to native wildlife, particularly grassland birds.

Conversion of the R9 Ranch from cropland back to grasslands should have a marked improvement in the region on the quality of habitat for grassland birds, such as grasshopper sparrows and lesser prairie chickens, which have declined in population with the loss of grasslands to cultivation. Land converted from cropland back to grassland, especially seen through CRP grasslands, have increased the availability and connectivity of suitable grassland habitat and mitigated the loss of native prairie for the above-mentioned vulnerable bird species (Herkert 1998, Spencer et al. 2017, Sullins et al. 2018, Tanner et al. 2020).

The abundance and biomass of several insect orders is often greater in mixed grassland CRP than monoculture crop fields (Doxon and Carroll 2007), thus providing a food source for many native grassland birds. The insects measured in that study were chosen because of their importance to the diet of ring-necked pheasant and bobwhite quail chicks, but also could be consumed by many other species. Many bird species will use mixed seedings of native grasses for preferred nesting habitat compared to monoculture crop fields (Best et al. 1997). Although not a native bird species, ring-necked pheasant also highly prefer seeded native warm-season grass stands as nesting cover over cool-season grasses or even cover crops (Annis 2019; Shirley and Janke 2022). Northern bobwhite quail find preferred habitat for nest survival and brood rearing predominantly in grasslands, even in regions with a high percentage of agricultural use (Taylor et al. 1999). However, bobwhite quail also have high nest and brood survival in grasslands when interspersed with some shrubs and when managed with intermittent grazing and prescribed fire (Thompson et al. 2022; Sinnott et al. 2022). With the interspersed sand plums (the main native shrub found on the R9 Ranch property) in the untilled margins of the circles reseeded at the R9 Ranch, it is likely that quail populations will increase on the R9 Ranch with more grassland habitat compared to cropland monocultures.

Reseeded mixed grasslands provide a habitat that is suitable for grassland bird species, and bird abundance has been similar between these restored grasslands and native prairie (Fletcher and Koford 2002). Grassland birds should also return to the reseeded lands of the R9 Ranch and use it similarly to native grasslands. Furthermore, the removal of man-made vertical structures, such as irrigation pivots, should also improve the quality of habitat for the lesser prairie chicken (Plumb et al. 2019, Sullins et al. 2019, Tanner et al. 2020).

The R9 Ranch is within the historic home range, and is in close proximity to the two largest current home ranges of lesser prairie chickens in Kansas (Houts et al. 2008). The R9 Ranch is in the process of creating a large portion of the connected, intact grassland habitat needed by lesser prairie chickens, and could be used to help bridge the gap between the two main known home ranges of lesser prairie chickens in Kansas. A lesser prairie chicken conservation plan was created in 2013 to help prioritize areas in need of grassland conservation to provide habitat for the dwindling lesser prairie chicken population (Van Pelt et al. 2013). The Kansas map of

prioritized areas of focus to preserve grassland habitat included the acres of the R9 Ranch, which sits toward the northern edge of the southern mixed-grass home range, to serve as a channel to bridge the gap with the shortgrass/CRP home range (Fig. 1; <https://www.wildlife.k-state.edu/images/fullsize9405.jpg>). The lesser prairie chicken in Kansas is now listed as threatened (US Department of the Interior 2022), so these areas of habitat conservation have increased importance.

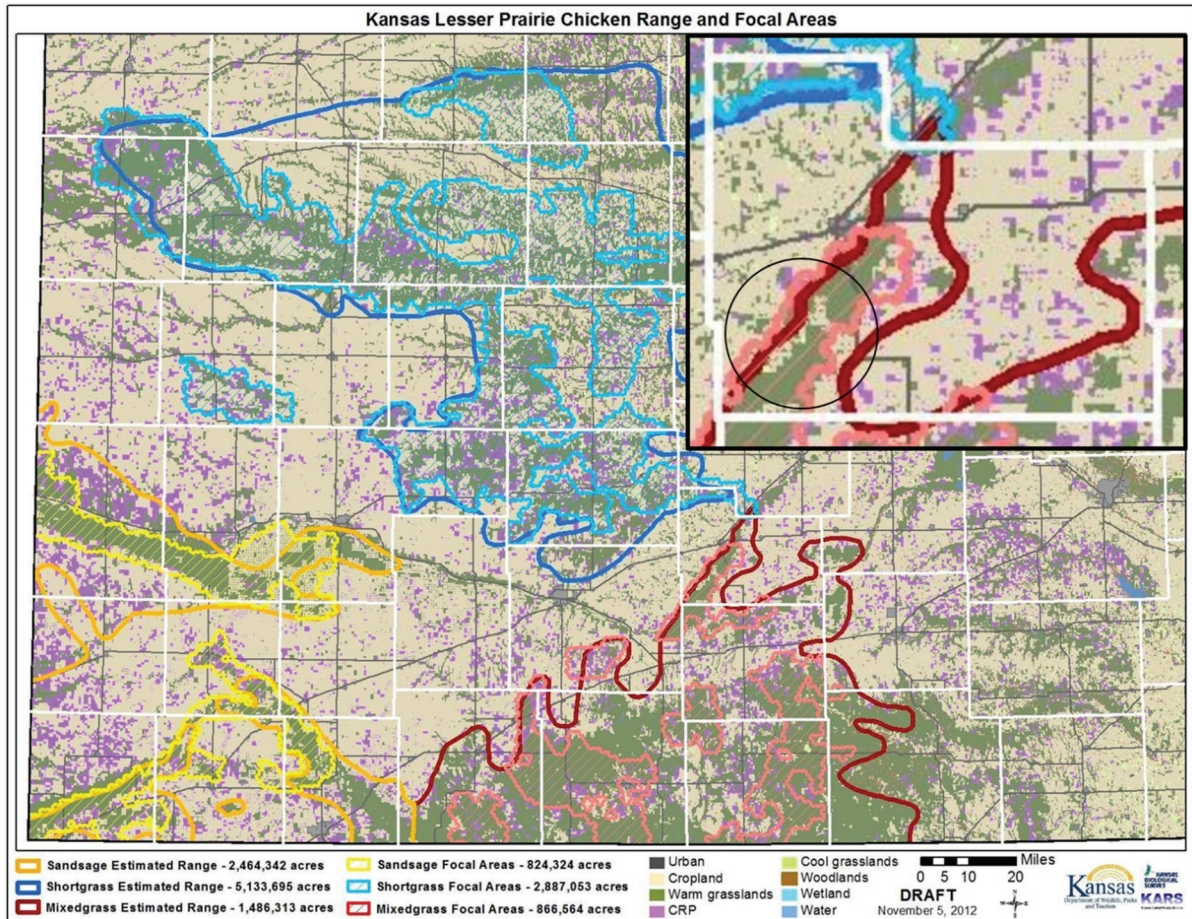


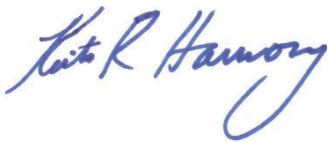
Fig. 1. Lesser prairie chicken habitat ranges and focal areas for the initial range-wide conservation plan. The imbedded enlarged region of Edwards County shows the circled location of the R9 Ranch as cropland prior to conversion back to grassland, and its importance to grassland connectivity.

Other species, such as young deer, also prefer to use CRP grasslands for cover while bedding compared to tree cover or croplands (Grovenburg et al. 2010), and mature deer heavily use CRP grasslands for bedding and cover in the spring, summer, and fall compared to other land use types, such as croplands or woodlands (Gould and Jenkins 1993). With more land area in grassland habitat, it is reasonable to expect deer to use more of the R9 Ranch for bedding and cover than when planted to monoculture croplands.

IV. Conclusion

In the end, based on my professional knowledge and work on the R9 Ranch, I conclude with a reasonable degree of certainty that the main result of the conversion of the R9 Ranch back to native grassland species is that the land area will more closely resemble and function similar to the way it did prior to European settlement, especially when compared to the same land area used in cropping systems. Water erosion and particularly wind erosion should be reduced by converting the R9 back to grasslands. A permanent cover of perennial grass vegetation will better protect the soil from the natural forces that cause erosion compared to the former croplands. The perennial grassland cover will also provide needed critical habitat for locally declining grassland bird species. Although not a mirror image, the landscape will become a much closer picture of how the vegetation, soils, and environment interacted centuries ago.

Statement of Keith R. Harmoney, Range Scientist



Date 3/27/2023

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APPENDIX

Curriculum Vitae of Keith R. Harmoney, Ph.D.

Keith R. Harmoney

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Expertise: Rangeland and Forage Management

Education: Ph.D. Agronomy, Iowa State University, August 1999
Department: Agronomy Major: Crop Production and Physiology
GPA: 3.84/4.0
B.S. Agronomy, University of Nebraska-Lincoln, December 1993
Major: Agricultural Honors
GPA: 4.0/4.0 Summa Cum Laude

Professional
Experience:

Professor, Range Science, Kansas State University Western Kansas
Agricultural Research Center-Hays, 2012-present
Associate Professor, Range Science, Kansas State University Western
Kansas Agricultural Research Center-Hays, 2005-2012
Assistant Professor, Range Science, Kansas State University Western
Kansas Agricultural Research Center-Hays, 1999-2005
Research Assistant, Iowa State University 1994-1999
Field and Laboratory Technician, University of Nebraska-Lincoln 1992-93
Assistant Field Agronomist, Central States Agronomics 1991-1992

Teaching
Experience:

Instructor, Agronomy 334, Forage Management, ISU 1998
Teaching Assistant, Agronomy 526, Field Plot Techniques in Agronomy,
ISU 1997
Teaching Assistant, Agronomy 534, Forage Quality and Utilization, ISU
1995

Professional and

Honorary

Memberships:

American Forage and Grassland Council
American Society of Agronomy
Crop Science Society of America
Society for Range Management
Gamma Sigma Delta
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Publications:

Refereed:

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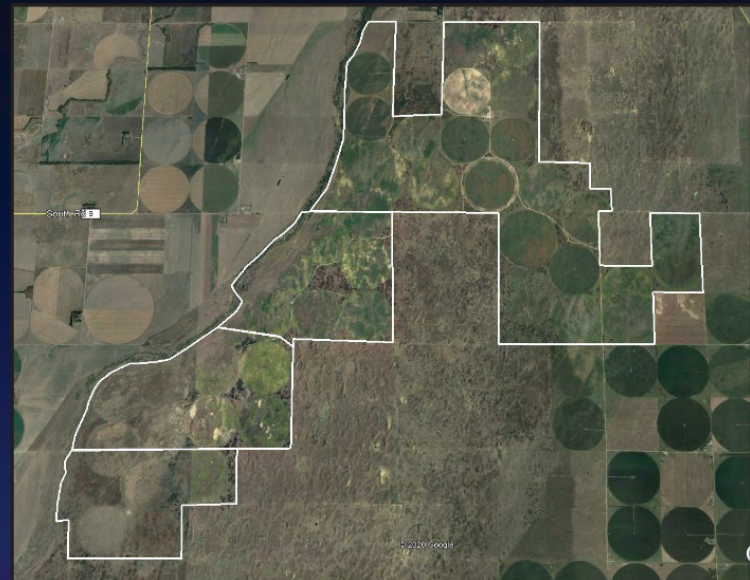
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Sept. 2020

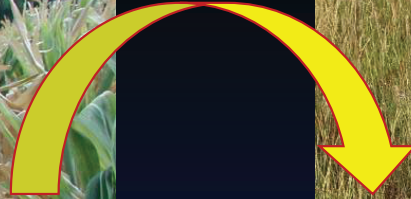
APPENDIX A

Assessment of Grass Seeding on the R9 Ranch



by Dr. Keith Harmoney, Rangeland Scientist

My role is to give management, grazing, and overall grassland health advice for a goal.

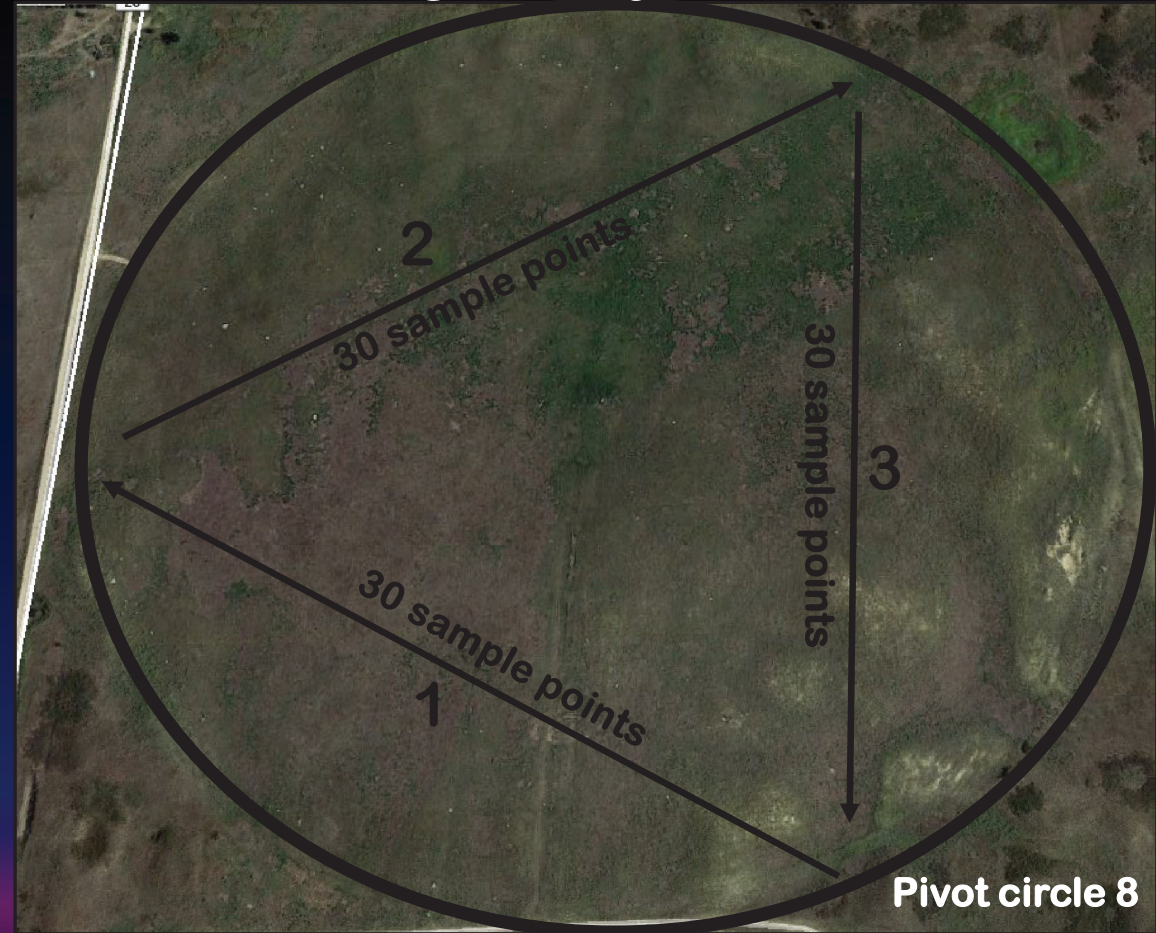


**Goal: Convert a monoculture crop field
into a naturalized diverse grassland**

Challenge: on a sandy soil in a temperate, dry-mesic zone

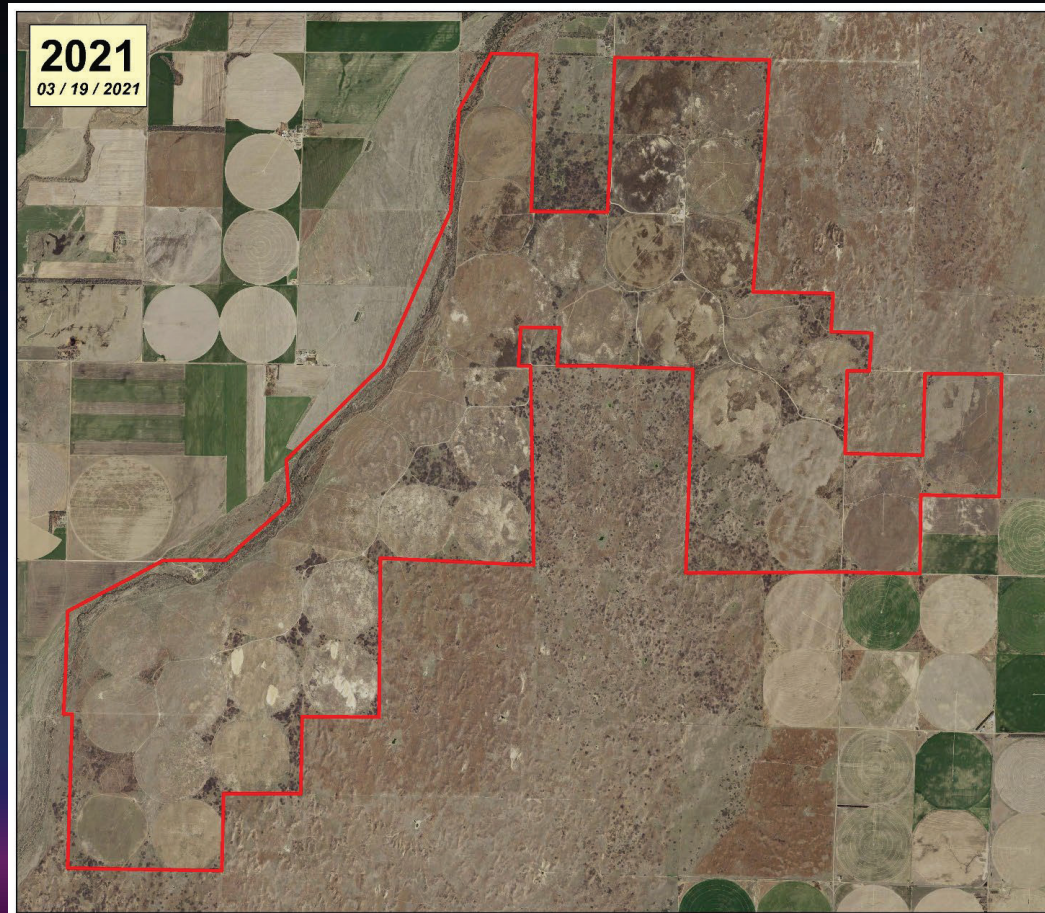
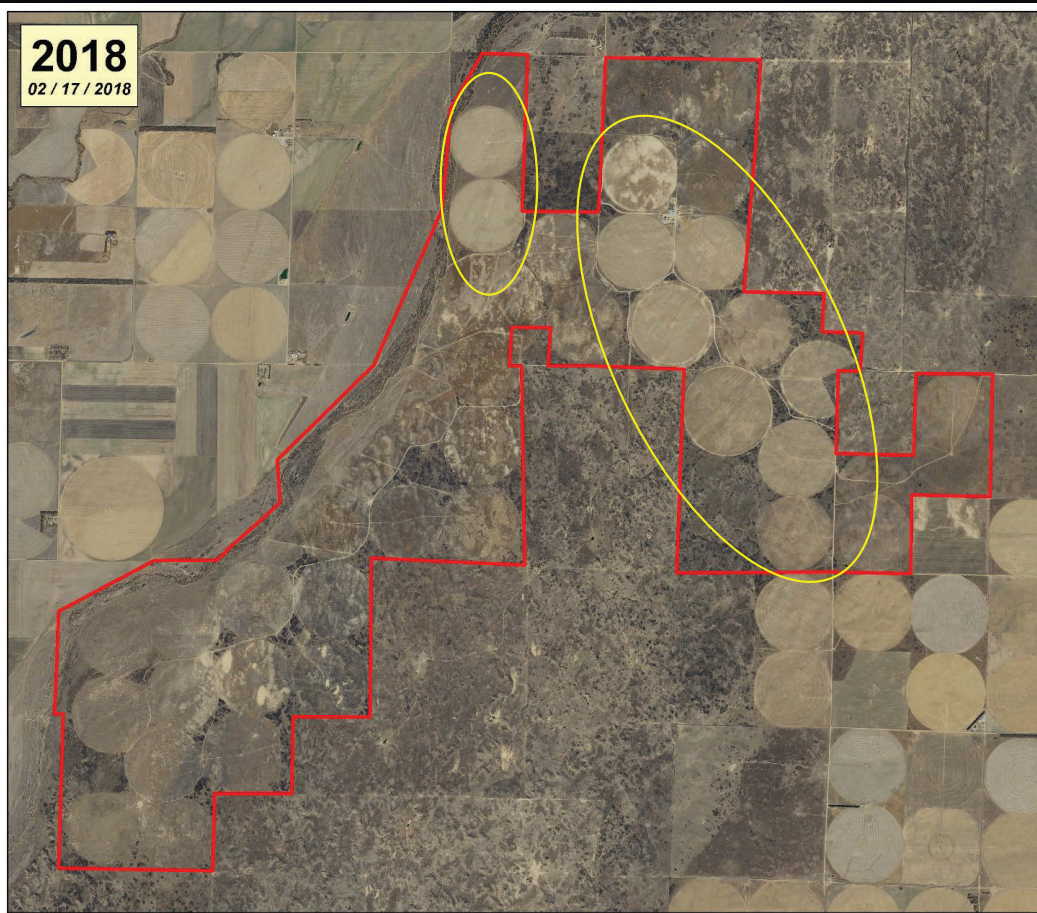


Hard to manage what you don't measure...



...sampling schematic for a pivot circle.

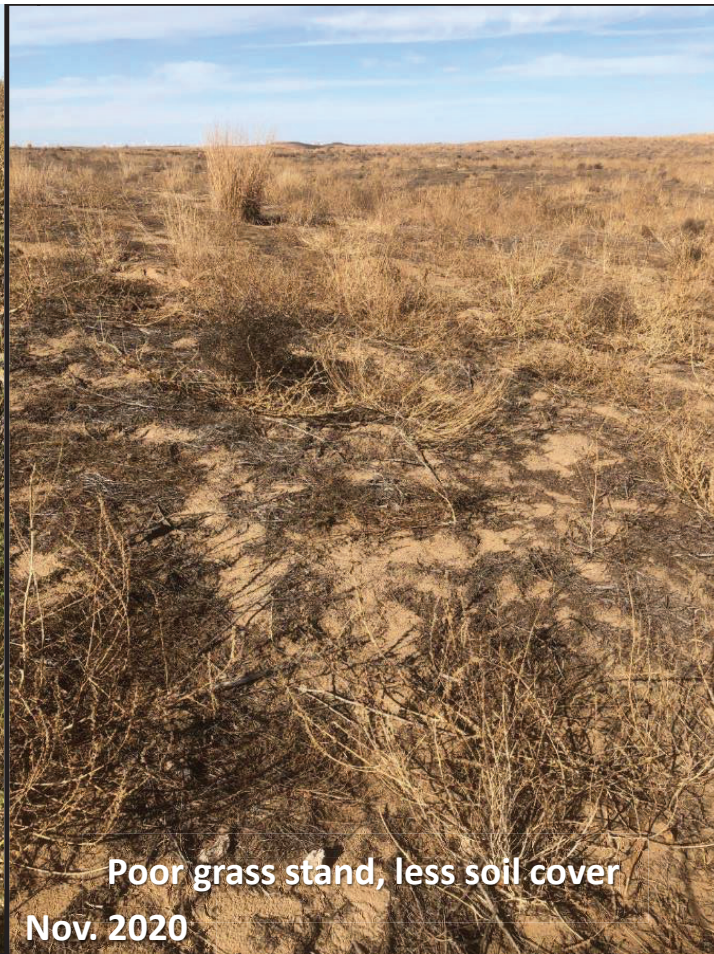
Satellite imagery of the R9 Ranch before the 2018 growing season and before the 2021 growing season.



Light shading in circled areas indicates exposed sandy soil surface and crop residue. All circles had been overseeded by 2019. Image of 2021 shows some form of vegetative cover on all circles.



Poor grass stand, sunflower cover
Sept. 2020

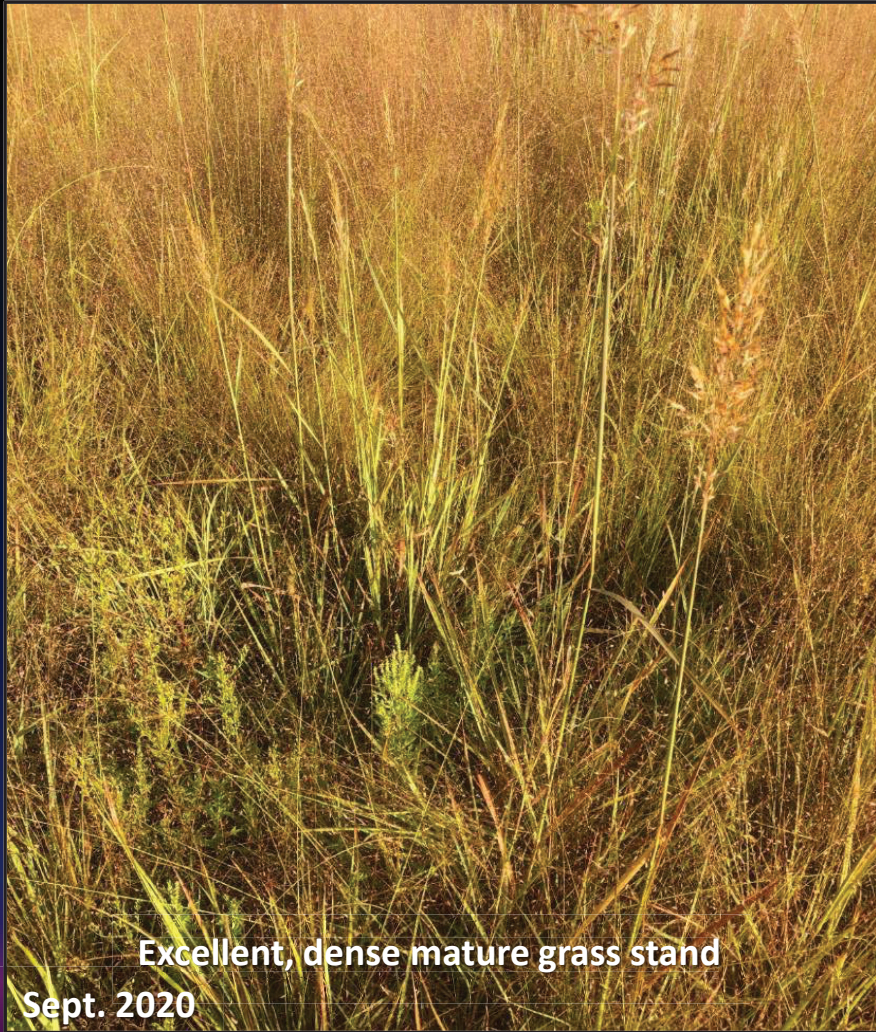


Poor grass stand, less soil cover
Nov. 2020



Poor grass stand, Russian thistle cover
Nov. 2020

**Needed to assess the makeup of that vegetative cover.
Very poor grass establishment on some circles.**

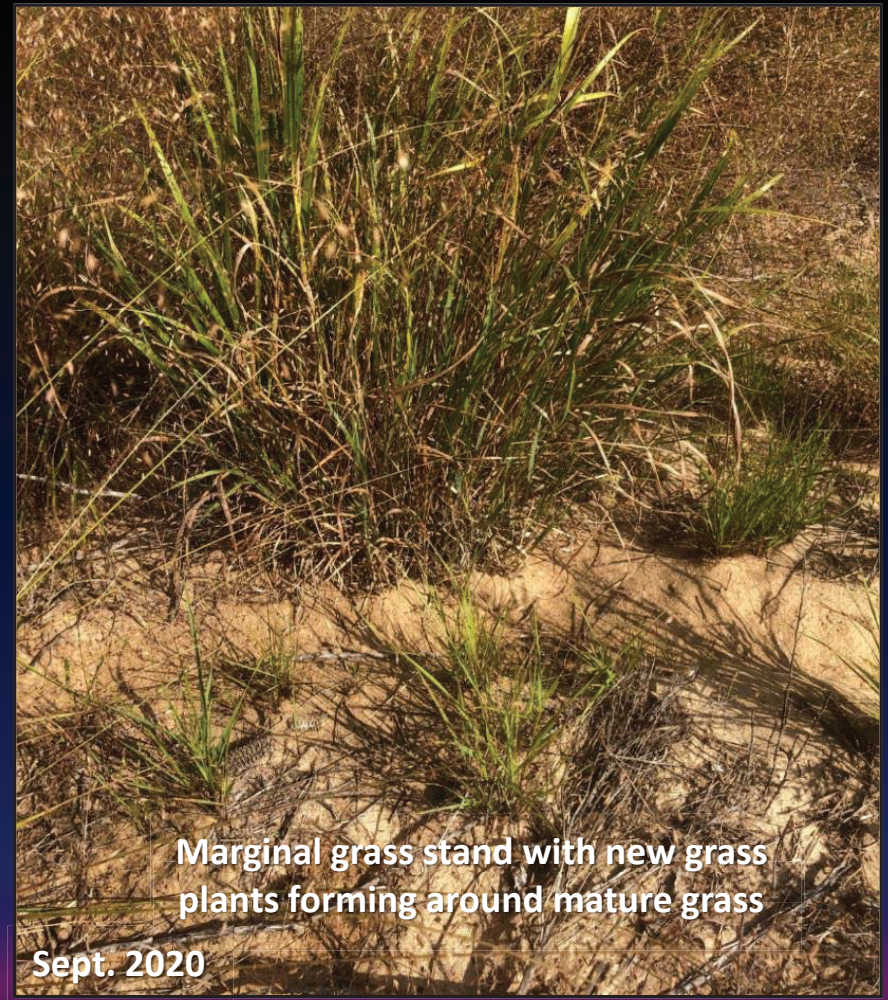


Excellent, dense mature grass stand
Sept. 2020



Excellent, dense mature grass stand with some forbs
Sept. 2020

Excellent establishment on some circles.



Several circles had establishment in between the extremes.

Recommended reseeding very poor and poor circles:

Reseeded 4 very poor circles in 2021 with good to excellent initial establishment. In 2022, 2 of the circles remained excellent while drought slipped the other 2 circles back into marginal establishment.

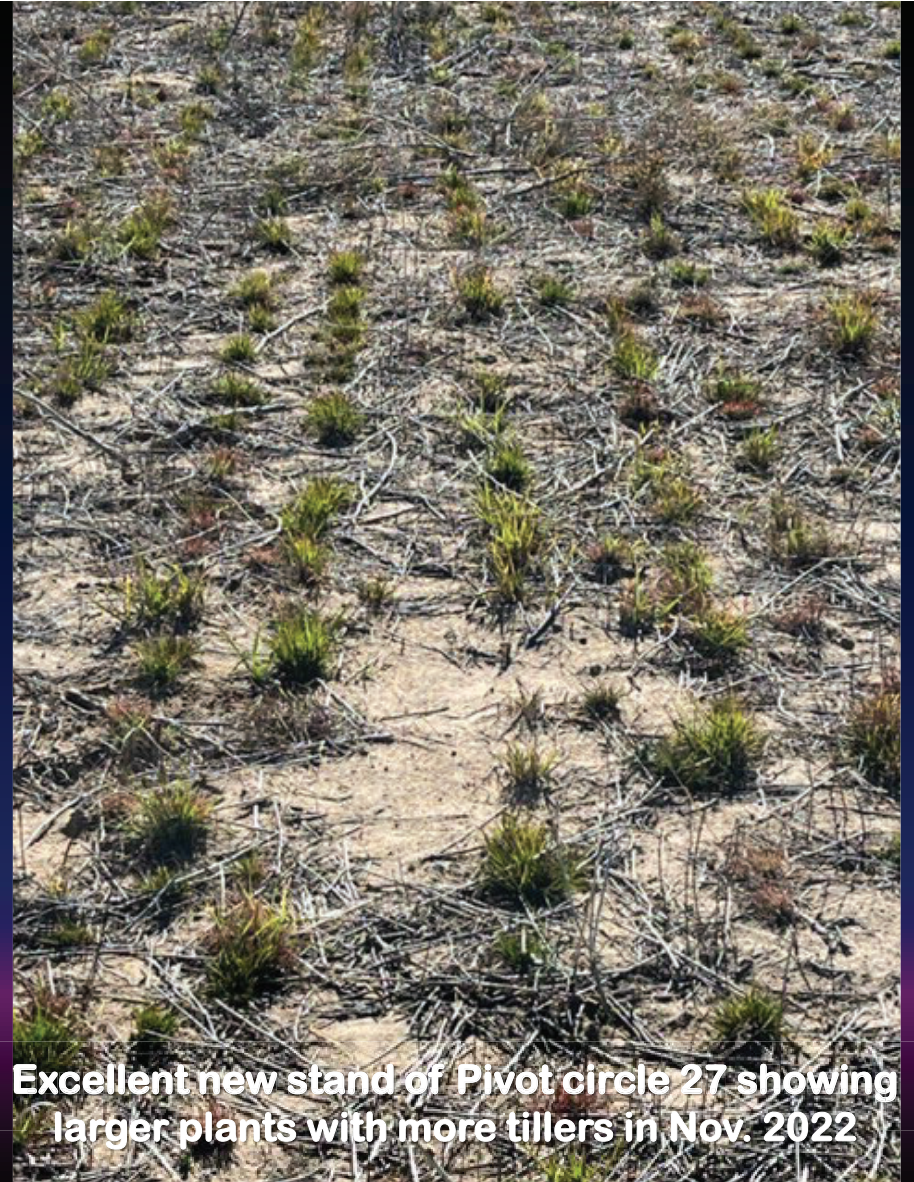
Another 4 poor circles recommended for reseeding in 2022 remained in poor to marginal establishment at the end of 2022.



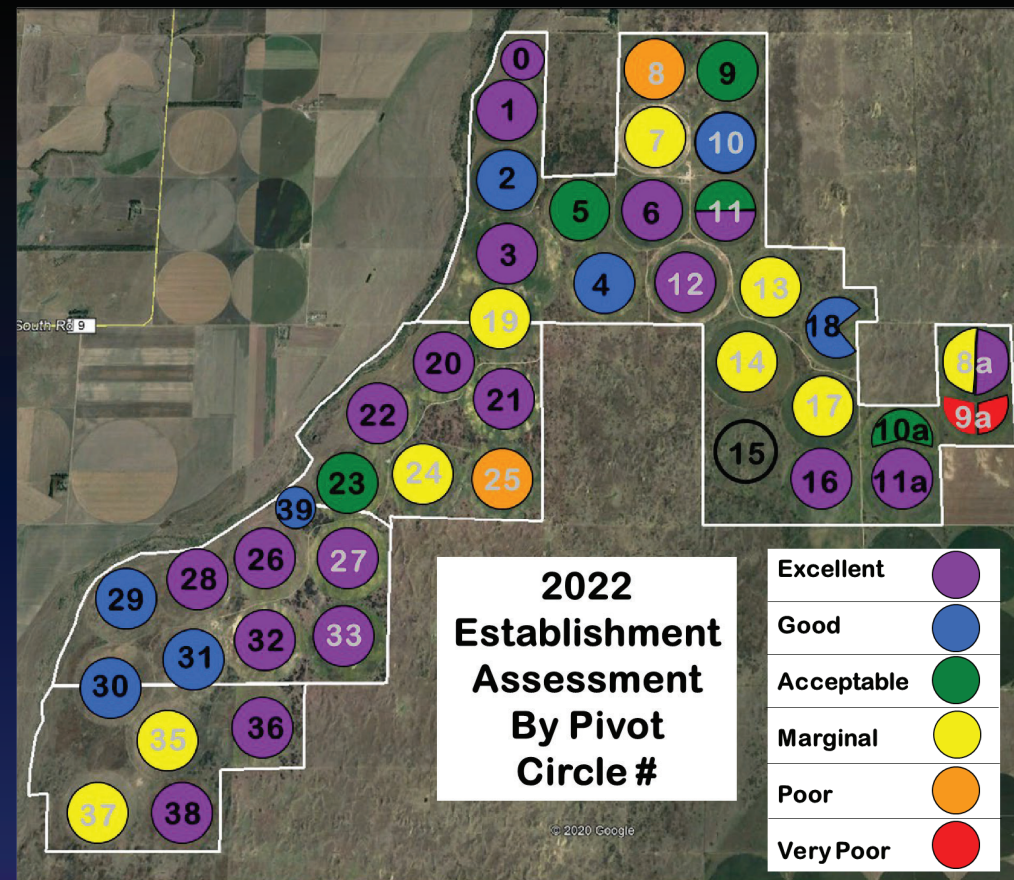
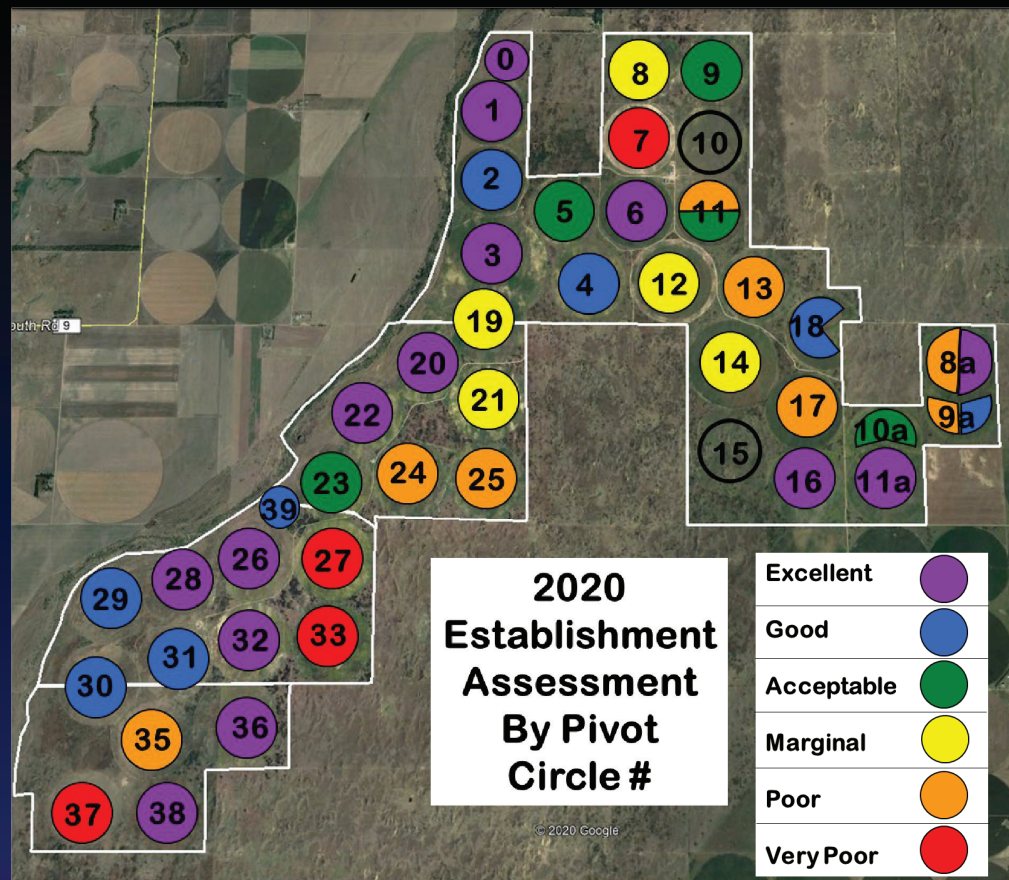
Pivot circle 27 in fall of 2022, showing sparse first mature grass stand, and dense new stand after overseeding in 2021.



Excellent new stand of small grasses
on Pivot circle 27 in Nov. 2021



Excellent new stand of Pivot circle 27 showing
larger plants with more tillers in Nov. 2022



Circles with gray letters were evaluated again in 2021 and/or 2022. Note the change in establishment grade between some circles in the 2 years.

Pastures should eventually include permanent locations to monitor pasture health trends over time.

Examples of items used at other locations to incorporate at the R9 Ranch would include establishing transects for sampling, establishing grazing exclosures for sampling, and canopy cover measurements.



Canopy cover and clipping frame




Permanent transect sampling
area between poles



Grazing exclosure area

Let's have all sample points within 10m of the center point. This is a 10m radius circle. The center point is the center of the circle. The center point is the center of the circle. The center point is the center of the circle.



Sample Point	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	sum	Avg						
Species	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30								
Big blue																																						
Indiangrass																																						
Coastal																																						
Lone Blue																																						
Blue grama																																						
Seedlings																																						
Seed Ave																																						
Adj Ave																																						
Total																																						



Plan on performing similar tasks for 2023



SeedingAssessment 2021.xlsx - Excel

Field	Date	Notes																																					
17	11/12/23	New seedlings everywhere, looks like excellent establishment on south and everywhere else. Seedlings are small in some places, hope they survive the winter. East has heavier sunflower, fewer seedlings but still very good. Can see seedlings down rows easily.																																					
Sample																																							
17	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	sum	Avg							
17	Species	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30								
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18	Species	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	sum	Avg						
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19	Species	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	sum	Avg						
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20	Species	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	sum	Avg						
20	Big blue																																						
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