



Office of Administrative Hearings

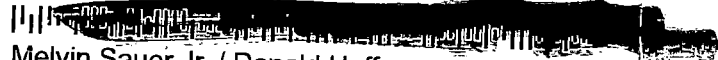
1020 S. Kansas Avenue
Topeka, KS 66612 178-17

Laura Kelly, Governor

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OFFICE OF ADMINISTRATIVE HEARINGS



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**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
From Edwards County, Kansas
Pursuant to the Kansas Water
Transfer Act.

OAH No. 23AG0003 AG

NOTICE OF PUBLIC COMMENT HEARING

Notice is hereby provided that a **public comment hearing** will be held in the above captioned matter.

**June 20, 2023
6:00 p.m. – 8:00 p.m.
Black and Gold Room**

**Memorial Union
Fort Hays State University
600 Park Street
Hays, KS 67601**

Those unable to attend in person but who wish to observe the public comment hearing may observe the proceeding through Zoom video conference through www.zoomgov.com and using Meeting ID: **161 450 7874** and Passcode: **193237**.

Individuals wishing to provide public comments may sign up upon arrival. Beginning at 6:00 p.m. the applicants, intervenors, and commenting agencies will each have an opportunity to give a brief presentation to explain their position or role in the proceeding. Following the presentations from the parties, members of the public who have signed up to provide comments will be given an opportunity to speak. Time for individual comments may be limited based upon the number of individuals who have signed up to comment in order to accommodate all who wish to comment. Please note while the proceeding will be available to view through Zoom, public comments will be limited to those individuals attending the Public Comment Hearing in-person.

The Public Comment Hearing may conclude prior to 8:00 p.m. at the discretion of the presiding officer if public comments have concluded.

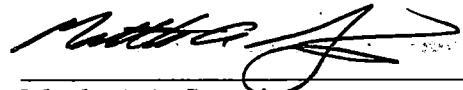
In accordance with the Kansas Water Transfer Act, K.S.A. 82a-1501 et seq., an application from the Cities of Hays, Kansas and Russell, Kansas is currently pending for approval to change

the place of use, the point of diversion, or the use made of the water under an existing water right. A presiding officer has been appointed from the Office of Administrative Hearings to preside over the matter.

A Formal Public Hearing has been scheduled to begin on July 19, 2023 in Wichita, Kansas. This Formal Public Hearing will be open to public observation, but not for public comment.

Pursuant to K.S.A. 82a-1503(b) the presiding officer has scheduled the Public Comment Hearing to be held in Hays, Kansas. Members of the public will have the opportunity to attend the Public Comment Hearing and have an opportunity to state their comments which can be heard by other members of the public, the presiding officer, and the parties to the case.

IT IS SO ORDERED.



Matthew A. Spurgin
Presiding Officer/Administrative Law Judge
Office of Administrative Hearings

Certificate of Service

On May 10th, 2023, I certify that a copy of the foregoing was placed in the United States first class mail, postage prepaid, addressed to:

City of Hays

c/o Toby Dougherty, City Manager
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Hays, KS 67601

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Attorney for Edwards County

City of Russell

c/o John Quinday, City Manager
133 W. 8th Street
Russell, KS 67665

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Attorneys for City of Hays

and I further certify that I caused a copy of the foregoing to be served electronically through OAH's e-filing system to:

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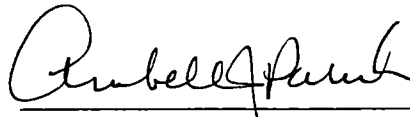
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