

Kansas Administrative Regulations

Kansas Department of Agriculture—Division of Water Resources

Article 3.—Appropriation Rights

5-3-7. Request for extension of time.

(a) For applications filed after May 1, 1978, any request for extension of time either for completion of diversion works or for perfecting the appropriation shall be submitted to the chief engineer before the expiration of the time allowed for completing the diversion works or perfecting the appropriation. The request shall be signed by the holder of the approval of application and permit to proceed, by the owner of the land to be irrigated, by an authorized official of a municipality, corporation or partnership, or by any other person that has a recognized interest in the appropriation. Failure to request an extension of time to perfect the appropriation within the time allowed shall limit the water appropriation right to the extent perfected in accordance with the terms, conditions, and limitations set forth in the approval of application.

(b) The request for an extension of time either for completion of diversion works or for perfecting the appropriation shall be accompanied by the statutorily required filing fee and shall include the following information:

- (1) The application number;
- (2) the date by which the diversion works will be completed or the appropriation will be perfected;
- (3) the progress that has been made toward completing the diversion works or perfecting the appropriation;
- (4) if for irrigation, the number of acres of land to which water has been applied during one calendar year;
- (5) the reason why the diversion works have not been completed or the appropriation has not been perfected; and
- (6) the plans for completing the diversion works or perfecting the appropriation.

(Authorized by K.S.A. 82a-706a; implementing K.S.A. 82a-706a and K.S.A. 2002 Supp. 82a-714(e); modified, L. 1978, ch. 460, May 1, 1978; amended Oct. 24, 2003.)

***** Authenticated Kansas Administrative Regulation *****