

# CHECK SHEET Short Change

(To be completed and attached to each application)

File No. 13018

Field Office No. 2

GMD No. 5

1. **Plugging agreement obtained for GMD?** Yes  No  Non Applicable

2. **Is Landowner correct as currently shown in WRIS?** Yes  No  **Address Change?** YES  
If applicable, list Place of Use Overlap File Nos. 6784

3. **Is Water Use Correspondent correct as currently shown in WRIS?** Yes  No  **Address Change?** NO  
Name of Former WUC \_\_\_\_\_ Name of New WUC \_\_\_\_\_

4. a. **Point of diversion computer ID No(s).** 2 **for point(s) being changed.**

b. **Show feet distances from the** SE **corner of the section for the new point(s) of diversion:**

Action	PDIV ID	Geo Ctr?	Sec	Twp	Rng	'N	'W	County	Qualifiers
NO CHG	23322	NO	28	20S	8W	---	---	RICE	NC N2 SE

c. **If multiple points of diversion exist and rates and quantities are individually assigned, show:**

Old PDIV ID	Authorized Rate	Additional Rate	Authorized Quantity	Additional Quantity
_____	_____ gpm/cfs	_____ gpm/cfs	_____ af/mgy	_____ af/mgy
_____	_____ gpm/cfs	_____ gpm/cfs	_____ af/mgy	_____ af/mgy
_____	_____ gpm/cfs	_____ gpm/cfs	_____ af/mgy	_____ af/mgy

d. **Name of Drainage Basin** \_\_\_\_\_ **Is this correctly shown in WRIS?**  Yes  No

e. **Formation Name & No.** \_\_\_\_\_ **Special Use Area** \_\_\_\_\_

5. **Distances from the previous/original p/d:** \_\_\_\_\_ ' N / S \_\_\_\_\_ ' E / W

**6. WATER RIGHT ACTION TRAIL COMMENTS**

12/13/2016 Change Application Received (date accepted for priority)  
1 / 18 / 17 Change Approved  
Notice and Proof by \_\_\_\_\_ / \_\_\_\_\_ / \_\_\_\_\_  
\_\_\_\_\_ / \_\_\_\_\_ / \_\_\_\_\_ Completion Requirement Removed (Change No. C \_\_\_\_\_)

**7. METER ACTION TRAIL COMMENTS**

1 / 18 / 17 DWR Meter Required by 12/31/2017  
\_\_\_\_\_ / \_\_\_\_\_ / \_\_\_\_\_ Anti-Reverse Meter Required by \_\_\_\_\_ / \_\_\_\_\_ / \_\_\_\_\_  
\_\_\_\_\_ / \_\_\_\_\_ / \_\_\_\_\_ Meter Seal Required by \_\_\_\_\_ / \_\_\_\_\_ / \_\_\_\_\_

8. Base Acres 80 Year MULTIPLE Minimum Reasonable Quantity 1.13 AF/acre

Date Created 1/18/17 by TJS  
Date Entered \_\_\_\_\_ by \_\_\_\_\_

CHECK SHEET ATTACHMENT

9. Changes to the place of use will be:

File Number 13018

Action	Owner Person ID	Place Use ID #	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		
ENT		14012	28	20S	8W	Acres Authorized															33		33
						New Acres																	
ENT		10781	28	20S	8W	Acres Authorized													32	33			65
						New Acres																	
						Acres Authorized																	
						New Acres																	
						Acres Authorized																	
						New Acres																	

Names and Address:

1. Person ID # _____ TODD R. & LILLIAN J ZIMMERMAN TRUST 1825 STATE ROAD 14 STERLING KS 67579	2. Person ID # _____ PATRICIA A ZIMMERMAN TRUST #2 1825 STATE ROAD 14 STERLING KS 67579	3. Person ID # _____ _____ _____ _____
--	--	---

**GENERAL INSTRUCTIONS**

1. Give to Applicant:
  - a. Original application/approval
  - b. Original receipt (one for each application)
  - c. Information packet containing:
    - Notice and Proof form
    - Water Meter Specifications
    - Acceptable Meter list
    - Water level measurement tube specifications
    - Check Valve specifications
    - Pink Sheet - K.S.A. 82a-728 letter
    - Form stating to record in Register of Deeds Office (OPTIONAL AS NEEDED)

2. Send to headquarters:
  - a. Good, **scannable** copy of application and/or approval and this check sheet
  - b. Original check and copy of receipt
  - c. Test hole log
  - d. GMD recommendation, if any
  - e. Map or aerial photograph, if any
3. Send to KDHE: Letter (KDHE.LT) advising of location of abandoned well.

4. Date stamp received and approved.
5. Complete ownership and WUC change information.

ADDITIONAL PHOTOCOPIES

HQ \_\_\_\_\_  
GMD#5 \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

CONDITIONS

1. Insert notice and proof date.
2. Type or print applicant's/owner's name on line.
3. Complete notary statement.

Submit completed application to:  
 Kansas Department of Agriculture  
 Division of Water Resources  
 Field Office for your area.  
 Call for address:

Topeka -- (785) 296-5733  
 Stafford -- (620) 234-5311  
 Stockton -- (785) 425-6787  
 Garden City -- (620) 276-2901  
<http://agriculture.ks.gov/dwr>

## DWR FIELD OFFICE APPLICATION FOR APPROVAL TO CHANGE THE PLACE OF USE AND/OR THE POINT OF DIVERSION **WATER METER REQUIRED**



STATE OF KANSAS

Filing Fee Must Accompany the Application, K.S.A. 82a-708b(b), as amended.  
 Fee Schedule is on the third page of this application form.

Paragraph Nos. 1, 2, 3 & 5 must be completed. Complete all other applicable portions. If change in point of diversion is greater than 100 feet, or if place of use will be changed, include a topographic map or detailed plat showing the authorized and proposed point(s) of diversion and/or place of use.

RECEIVED

File No. 13018

DEC 13 2016  
 2:10 pm  
 Stafford Field Office  
 Division of Water Resources

1. Application is hereby made for approval of the Chief Engineer to change the (check one or both):

Place of Use                       Point of Diversion

under the water right which is the subject of this application in accordance with the conditions described below.

The source of supply is:                       Groundwater                       Surface water

2. Name and address of Applicant: Todd Zimmerman

1825 State Road 14, Sterling KS 67579

Phone Number: (620)562-7056

Email address: todd@zimmsfeedlot.com

Name and address of Water Use Correspondent: Todd Zimmerman

1825 State Road 14, Sterling KS 67579

Phone Number: (620)562-7056

Email address: todd@zimmsfeedlot.com

3. The presently authorized place of use is:

Owner of Land ---- NAME: Patricia A Zimmerman Trust #2

ADDRESS: 1825 State Road 14, Sterling KS 67579

(If there is more than one landowner, attach supplemental sheets as necessary.)

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					
28	20S	8W																	40	40			80

\*Cont. on Supp. Sheet

4. If this application is for a change in place of use, it is proposed that the place of use be changed to:

Owner of Land ---- NAME: A.) Patricia A Zimmerman Trust #2                      //B.) Todd R & Lillian J Zimmerman Trust

ADDRESS: A.) 1825 State Road 14, Sterling KS 67579 // B.) 1825 State Road 14, Sterling KS 67579

(If there is more than one landowner, attach supplemental sheets as necessary.)

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					
A.) 28	20S	8W																	32	33			65
B.) 28	20S	8W																			33		33
																						Total=98	

<b>For Office Use Only:</b> Code _____ Fee \$ _____ TR # _____ Receipt Date _____ Check # _____
---

5. **Presently authorized point of diversion:**  
 One in the \_\_\_\_\_ Quarter of the \_\_\_\_\_ Quarter of the NC N2 SE Quarter  
 of Section 28, Township 20 South, Range 8 W,  
 in Rice County, Kansas, \_\_\_\_\_ feet North \_\_\_\_\_ feet West of Southeast corner of section.  
 Authorized Rate 575 GPM Authorized Quantity 120 AF Depth of well \_\_\_\_\_ (feet)  
 (DWR use only: Computer ID No. 2 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 \_\_\_\_\_ (EW),  
 in \_\_\_\_\_ County, Kansas, \_\_\_\_\_ feet North \_\_\_\_\_ feet West of Southeast corner of section.  
 Proposed Rate \_\_\_\_\_ Proposed Quantity \_\_\_\_\_ Proposed well depth (feet) \_\_\_\_\_  
 This point is:  Additional Well  Geo Center List other water rights that will use this point \_\_\_\_\_

6. **Presently authorized point of diversion:**  
 One in the \_\_\_\_\_ Quarter of the \_\_\_\_\_ Quarter of the \_\_\_\_\_ Quarter  
 of Section \_\_\_\_\_, Township \_\_\_\_\_ South, Range \_\_\_\_\_ (EW),  
 in \_\_\_\_\_ County, Kansas, \_\_\_\_\_ feet North \_\_\_\_\_ feet West of Southeast corner of section.  
 Authorized Rate \_\_\_\_\_ Authorized Quantity \_\_\_\_\_ Depth of well \_\_\_\_\_ (feet)  
 (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 \_\_\_\_\_ (EW),  
 in \_\_\_\_\_ County, Kansas, \_\_\_\_\_ feet North \_\_\_\_\_ feet West of Southeast corner of section.  
 Proposed Rate \_\_\_\_\_ Proposed Quantity \_\_\_\_\_ Proposed well depth (feet) \_\_\_\_\_  
 This point is:  Additional Well  Geo Center List other water rights that will use this point \_\_\_\_\_

7. Why do you need a new point of diversion? N/A

8. If a well, is the test hole log attached?  Yes  No N/A

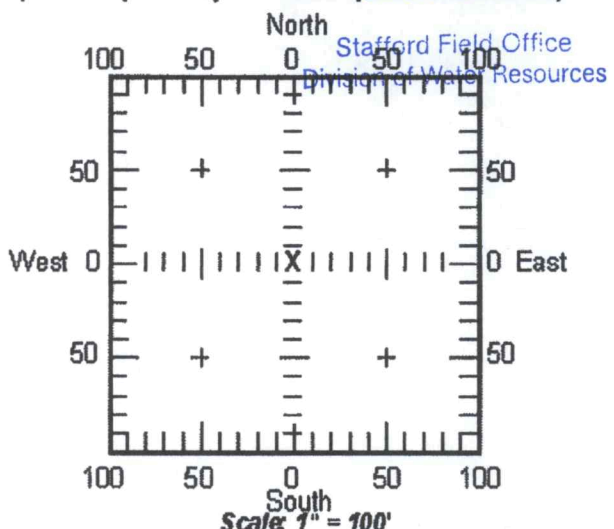
9. When do you propose to complete the new point of diversion?  
N/A

10. If the point of diversion is a well:  
 (a) What are you going to do with the old well?  
N/A  
 (b) When will this be done? N/A

11. Groundwater Management District recommendation attached?  Yes  No  
1/18/17 CRC

12. Assisted by TJS- SFFO

13a. If the proposed point of diversion will be relocated within 100 feet of the existing point of diversion, indicate its location on the diagram below in relation to the existing point of diversion. (PLEASE NOTE: The "X" in center of diagram below represents presently authorized point of diversion.)



13b. If the proposed point of diversion will be relocated more than 100 feet but within 2640 feet from the existing point of diversion, attach a topographic map or aerial photograph. For groundwater sources, show all wells (including domestic) within one-half mile of the proposed point of diversion and the names and mailing addresses of the owners. For surface water sources, show the names and addresses of the landowner(s) one-half mile downstream and one-half mile upstream from your property lines.

14. If the proposed groundwater point of diversion is 300 or fewer feet from existing point of diversion, complete the following:
- (a) Does the undersigned represent all owners of the currently authorized place(s) of use identified in this application?  
 Yes     No    (If no, all owners must sign this application.)
  - (b) Will the ownership interest of any owner of the currently authorized place(s) of use identified in this application be adversely affected if this application is approved as requested?  
 Yes     No    (If yes, all owners must sign this application.)
  - (c) If this application is not approved expeditiously, will there be substantial damage to property, public health or safety?  
 Yes     No    (If no, all owners must sign this application.)

If the application proposes a surface water change in point of diversion, a groundwater change in point of diversion greater than 300 feet, or a change in place of use, the application must be signed by all owners of the currently authorized place of use, or their duly authorized agent (attach notarized statement authorizing representation).


I hereby verify, being first duly sworn upon my oath or affirmation and under penalty of perjury, that I am of lawful age and the owner, the spouse of the owner, or a duly authorized agent of the owner(s) to make this application on their behalf, in regard to the water right(s) to which this application pertains. I further verify that the statements contained in this application are true, correct and complete.

Dated at \_\_\_\_\_, Kansas, this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

<p><u>Todd Zimmerman</u> Co Trustee          _____          (Owner) (Spouse)  <u>Todd Zimmerman</u> Co Trustee          _____          (Please Print) (Please Print)</p>	<p>_____          (Spouse)          _____          (Please Print)</p>
<p>_____          (Owner)          _____          (Please Print)</p>	<p>_____          (Spouse)          _____          (Please Print)</p>
<p>_____          (Owner)          _____          (Please Print)</p>	<p>_____          (Spouse)          _____          (Please Print)</p>

State of Kansas  
 County of RICE } SS

I hereby certify that the foregoing application was signed in my presence and sworn to before me this 13<sup>th</sup> day of DECEMBER, 2016.

 NOTARY PUBLIC STATE OF KANSAS	<b>TAMMY DARLING</b> NOTARY PUBLIC STATE OF KANSAS My Appt. Exp. <u>10-07-18</u>
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Tammy Darling  
 Notary Public

My Commission Expires Oct 7

**ONLY COMPLETE APPLICATIONS WILL BE PROCESSED.** To be complete, all of the applicable portions of the application form must be completed with accurate information; maps, if necessary, must be included; signatures of all the appropriate owners' must be affixed to the application and notarized; and the appropriate fee must be paid.

**FEE SCHEDULE**

Each application to change the place of use or the point of diversion under this section shall be accompanied by the application fee set forth in the schedule below: Make checks payable to: **Kansas Department of Agriculture**

- (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

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DEC 13 2016

Stafford Field Office  
 Division of Water Resources

14. If the proposed groundwater point of diversion is 300 or fewer feet from existing point of diversion, complete the following:
- (a) Does the undersigned represent all owners of the currently authorized place(s) of use identified in this application?  
 Yes     No    (If no, all owners must sign this application.)
  - (b) Will the ownership interest of any owner of the currently authorized place(s) of use identified in this application be adversely affected if this application is approved as requested?  
 Yes     No    (If yes, all owners must sign this application.)
  - (c) If this application is not approved expeditiously, will there be substantial damage to property, public health or safety?  
 Yes     No    (If no, all owners must sign this application.)

If the application proposes a surface water change in point of diversion, a groundwater change in point of diversion greater than 300 feet, or a change in place of use, the application must be signed by all owners of the currently authorized place of use, or their duly authorized agent (attach notarized statement authorizing representation).


I hereby verify, being first duly sworn upon my oath or affirmation and under penalty of perjury, that I am of lawful age and the owner, the spouse of the owner, or a duly authorized agent of the owner(s) to make this application on their behalf, in regard to the water right(s) to which this application pertains. I further verify that the statements contained in this application are true, correct and complete.

Dated at \_\_\_\_\_, Kansas, this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

<i>Debra H. Preheim CoTrustee</i>	
(Owner)	(Spouse)
<i>Debra H. Preheim CoTrustee</i>	
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)

State of Kansas }  
 County of HV } SS

I hereby certify that the foregoing application was signed in my presence and sworn to before me this 14 day of Dec, 2016.



NOTARY PUBLIC  
STATE OF KANSAS

My Appt. Exp. 8-3-2020

*Jon A. ...*  
Notary Public

My Commission Expires 8-3-2020

**ONLY COMPLETE APPLICATIONS WILL BE PROCESSED.** To be complete, all of the applicable portions of the application form must be completed with accurate information; maps, if necessary, must be included; signatures of all the appropriate owners' must be affixed to the application and notarized; and the appropriate fee must be paid.

**FEE SCHEDULE**

Each application to change the place of use or the point of diversion under this section shall be accompanied by the application fee set forth in the schedule below: Make checks payable to: Kansas Department of Agriculture

- (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

*13018 CRC 1/18/17*

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DEC 16 2016

Stafford Field Office

**SUMMARY ORDER APPROVING APPLICATION FOR CHANGE AND IMPOSING CONDITIONS**

This Summary Order is issued under authority of K.S.A. 82a-708b, as amended, and K.A.R. 5-14-3 and other applicable provisions of the *Kansas Water Appropriation Law, K.S.A. 82a-701 et. seq.*, and rules and regulations promulgated thereunder, K.A.R. 5-1-1 *et. seq.* With the exception of those conditions expressly contained herein, this Summary Order does not change the terms, conditions and limitations of File No. 13018.

1. A change application was received on 12/13/16 requesting that the place of use and / or point of diversion authorized under the above-referenced file number be changed as described in the application.
2. On and after the effective date of this summary order, the authorized place(s) of use shall be located substantially as shown on the topographic map accompanying the application to change the place of use.  Applicable  Not Applicable
3. The change in point of diversion shall not impair existing rights and shall be limited to the same source or sources of water as previously authorized. The point of diversion authorized by this summary order shall be located within a \_\_\_\_\_ foot radius of the authorized point(s) of diversion.  Applicable  Not Applicable
4. The point(s) of diversion authorized herein shall not actually be located more than \_\_\_\_\_ feet from the previously authorized point(s) of diversion.  Applicable  Not Applicable
5. As required by K.A.R. 5-3-5d, if the works for diversion is a well with a diversion rate of 100 gallons per minute or more, a tube or other device suitable for making water level measurements shall be installed, operated and maintained in accordance with K.A.R. 5-6-13.  Applicable  Not Applicable
6. The owner of the authorized place(s) of use shall properly install an acceptable water flow meter on or before **December 31, 2017**, or before the first use of water, whichever occurs first. The water flow meter shall be installed, operated and maintained in accordance with K.A.R. 5-1-4 through 5-1-12. As required by K.S.A. 82a-732, as amended, and K.A.R. 5-3-5e, the owner shall maintain records and report the reading of the water flow meter and the total quantity of water diverted annually to the Chief Engineer by March 1 following the end of each calendar year.  Applicable  Not Applicable
7. Installation of the works for diversion of water shall be completed on or before **December 31, 20**\_\_\_\_\_, or within any authorized extension of time. By March 1, 20\_\_\_\_\_, the applicant shall notify the Chief Engineer that construction of the works for diversion has been completed, on the form provided by the Chief Engineer, as required by K.A.R. 5-8-4e.  Applicable  Not Applicable
8. The completed well log shall be submitted with the required notice.  Applicable  Not Applicable
9. All diversion works into which any type of chemical or other foreign substance will be injected into the water shall be equipped with an in-line, automatic, quick-closing check valve capable of preventing pollution of the source of the water supply. The check valve(s) shall be installed, operated and maintained in accordance with K.A.R. 5-3-5c.  Applicable  Not Applicable
10. Additional Conditions are attached.  Yes  No 1/16/17
11. In accordance with K.S.A. 82a-708a, as amended, and K.A.R. 5-5-14, all of the owners of the authorized place(s) of use of water appropriated under the above-referenced file number are responsible for compliance with its terms, conditions and limitations, as amended and/or supplemented by this Summary Order, and with applicable provisions of the *Kansas Water Appropriation Law* and the *Rules and Regulations* promulgated thereunder. Failure to comply with these provisions may result in civil penalties pursuant to K.S.A. 82a-737, as amended, and/or the suspension or revocation and dismissal of the water or appropriation right or any other enforcement actions authorized by law.

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DEC 13 2016

**Administrative Appeal and Effective Date of Order**

You have the right to a hearing in accordance with K.A.R. 5-14-3 before this Summary Order becomes final action of the Kansas Department of Agriculture. Any request for a hearing must be filed with the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, 1320 Research Park Drive, Topeka, Kansas 66502, within 15 days after the date shown on the Certificate of Service attached hereto. If a hearing is not requested in accordance with K.A.R. 5-14-3, this Summary Order will become effective on the 15<sup>th</sup> day after the date shown on the Certificate of Service.

*For Use by Register of Deeds*

FOR OFFICE USE ONLY  
**APPLICATION APPROVED AND  
SUMMARY ORDER ISSUED**

By: Cameron R. Conant  
Duly Authorized Designee of the Chief Engineer  
(Print Name): Cameron R. Conant  
Division of Water Resources - Kansas Department of Agriculture

Date of Issuance: 1/18/17

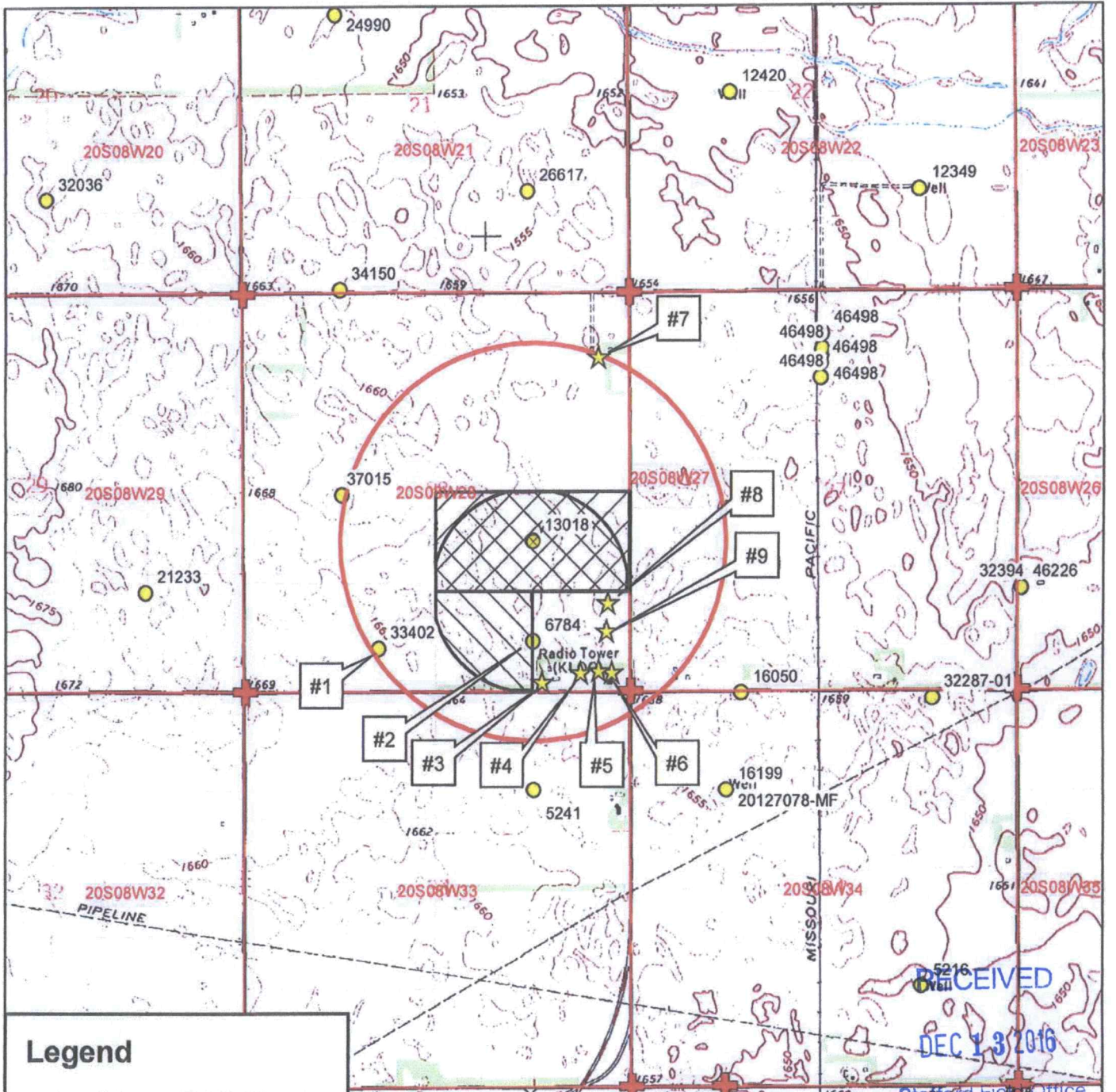
State of Kansas )  
County of Stafford ) SS

Acknowledged before me on 01/18/17  
by Cameron Conant

Signature: Jessica Engelbrecht



My commission expires \_\_\_\_\_ (Notary Seal)

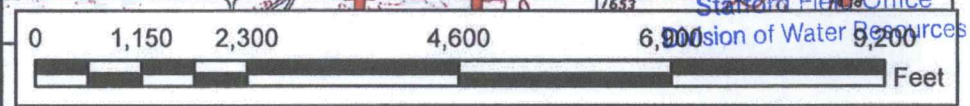


**Legend**

- Authorized Point of Diversion
- Water Appropriations
- Section Corner
- Section Line
- Domestic Well
- 1/2 Mile Buffer

**Place of Use**

- Authorized
- Proposed



## Water Right, File No. 13,018

Change in Place of Use Application Map  
28-20S-8W // Rice County

To the best of my knowledge, all water wells including domestic, within 1/2 mile of the authorized point of diversion have been shown.

*Todd Gunn*

Signature

11/9/16 TJS-SFFO 1:24,000





Adjacent Water-Right Owners  
Change in Place of Use Application  
File No. 13018  
11/9/16

- #1) FILE NO. 33402 (APPLICANT)  
PATRICIA A ZIMMERMAN TRUST  
PO BOX 267  
STERLING KS 67579
- #2) FILE NO. 6784 (APPLICANT)  
TODD R. ZIMMERMAN AND LILLIAN J. ZIMMERMAN TRUST  
1825 STATE ROAD 14  
STERLING KS 67579
- #3) JAMES D & JENNY M FENWICK  
1573 AVE R  
LYONS KS 67554
- #4) JAMES I & CANDRA K SCOBEE  
1585 AVE R  
LYONS KS 67554
- #5) (APPLICANT)  
TODD R. ZIMMERMAN AND LILLIAN J. ZIMMERMAN TRUST  
1825 STATE ROAD 14  
STERLING KS 67579
- #6) JANICE K PRICE (Primary Owner)  
1597 AVE R  
LYONS KS 67554
- #7) MICHEALW & SALLY L ROBINSON REV. TRUST  
PO BOX 209  
LYONS KS 67554
- #8) FARMERS COOPERATIVE UNION OF STERLING  
PO BOX 159  
STERLING KS 67579
- #9) CENTRAL PRAIRIE CO-OP  
225 S BROADWAY  
STERLING KS 67579

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DEC 13 2016

Stafford Field Office  
Division of Water Resources



Stafford Field Office  
300 S. Main Street  
Stafford, Kansas 67578-1521  
Jackie McClaskey, Secretary  
David W. Barfield, Chief Engineer  
Jeff Lanterman, Water Commissioner

Phone: (620) 234-5311  
Fax: (620) 234-6900  
[www.agriculture.ks.gov](http://www.agriculture.ks.gov)  
Sam Brownback, Governor

January 18, 2017

Todd R. & Lillian J Zimmerman Trust  
1825 State Road 14  
Sterling KS 67579

Re: Water Right, File No(s). 13018

Dear Water Right Owner:

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

Your attention is directed to the enclosures and to the terms, conditions and limitations specified in this approval for change. An acceptable water flow meter must be installed on your well before any water is applied as authorized under this change approval. A copy of the approved list of Certified Water Flowmeters as well as the regulations regarding the installation of flowmeters, measurement tubes and check valves can be found at <http://agriculture.ks.gov/divisions-programs/dwr/water-appropriation/water-flowmeters>. If you do not have access to the internet, please contact this office and we will send you a paper copy of the referenced information.

Since this order modifies the original document referred to above, it should be recorded with the Register of Deeds as other instruments affecting real estate.

Should you have any questions, please feel free to contact this office. If you wish to refer to a specific file, please reference it when you contact us.

Sincerely,

A handwritten signature in black ink, appearing to read "Jeff Lanterman".

Jeff Lanterman  
Water Commissioner

Enclosures

pc: Water Rights Section  
Ground Water Management District 5  
Patricia A Zimmerman Trust #2

## CERTIFICATE OF SERVICE

On this **18 January 2017**, I hereby certify that the attached Change in Place of Use, File No. 13018 dated January 18, 2017 was mailed to the following:

Todd R. & Lillian J Zimmerman Trust  
1825 State Road 14  
Sterling KS 67579

pc: Water Rights Section  
GMD #5  
Patricia A Zimmerman Trust #2

  
-----  
Staff



# KANSAS DEPARTMENT OF AGRICULTURE

Division of Water Resources

Stafford Field Office

## MEMORANDUM

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**TO:** File

**DATE:** 12/16/2016

**FROM:** Tyler Saryerwinnie

**RE:** File Nos. 6784 & 13018

This is a memorandum regarding surrounding well owner notification on irrigation field office PU changes and pertains to decisions made during the Water Commissioner meeting which took place on 11/16/2016.

This is applicable to field office changes to increase the place of use by 10 acres or 10% (whichever is less) or a change in place of use to create a complete overlap in which no new acres are being irrigated.

During that meeting it was determined that no surrounding well owner notification will be sent under this type of Place of Use change. All well rates and quantities will remain unchanged and the referenced change will not cause impairment or impact surrounding well owners.

The change in place of use filed on 12/13/2016 for the above referenced files meet this criteria and surrounding well owners will not be notified.

## Saryerwinnie, Tyler

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**From:** Saryerwinnie, Tyler  
**Sent:** Wednesday, December 21, 2016 10:23 AM  
**To:** Orrin Feril (oferil@gmd5.org)  
**Cc:** Conant, Cameron  
**Subject:** GMD Recommendation Request - File Nos. 6784 & 13018  
**Attachments:** 6784.13018.cover letter.pdf; 6784.Change App.pdf; 13018.Change App.pdf; 6784.13018.base acre reviews.pdf

Orrin,

I have attached a cover letter and copies of two (2) place of use change applications for GMD recommendation. I have also included the base acre reviews. Please provide the GMD recommendation by no later than January 12, 2017.

Please let me know if you are needing anything else, or have any questions.

Thank you,

Tyler

**Tyler Saryerwinnie**, Environmental Scientist  
Kansas Department of Agriculture  
Division of Water Resources  
Stafford Field Office  
Phone: (620)234-5311

# Kansas

Department of Agriculture  
Division of Water Resources

Stafford Field Office  
300 S. Main Street  
Stafford, Kansas 67578-1521

Jackie McClaskey, Secretary  
David W. Barfield, Chief Engineer  
Jeff Lanterman, Water Commissioner

Phone: (620) 234-5311  
Fax: (620) 234-6900  
[www.agriculture.ks.gov](http://www.agriculture.ks.gov)  
Sam Brownback, Governor

December 21, 2016

Orrin Feril  
Big Bend – GMD No. 5  
125 S Main St.  
Stafford, KS 67578

RE: Place of Use Change Applications,  
File No(s). 6,784 & 13,018

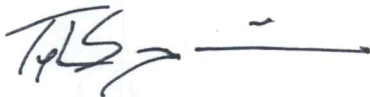
Dear Mr. Feril,

We are enclosing copies of the applications, as referenced above, for your review and recommendations. At this time the applications appear to be in proper form.

This office will delay any further action on this file for a period of 15 business days from the date of this letter to allow you time to submit your recommendations concerning the application. Please submit your recommendations within the allotted time, or any authorized extension of time thereof.

If you have any questions, please feel free to contact the office.

Sincerely,



Tyler Saryerwinnie  
Environmental Scientist  
Stafford Field Office  
[tyler.saryerwinnie@ks.gov](mailto:tyler.saryerwinnie@ks.gov)

Enclosures: Two (2) Change Applications

## Saryerwinnie, Tyler

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**From:** Saryerwinnie, Tyler  
**Sent:** Thursday, January 12, 2017 9:21 AM  
**To:** Orrin Feril (oferil@gmd5.org)  
**Cc:** Conant, Cameron  
**Subject:** GMD Recommendation Request - File Nos. 20746  
**Attachments:** 20746.Cover Letter+base acre rev.pdf; 20746.Change App.pdf

Orrin,

I have attached a cover letter and a copy of one (1) place of use change application for GMD recommendation. I have also included the base acre review. Please provide the GMD recommendation by no later than February 2, 2017.

---

On a side note, File Nos. 28124/33519 and 6784/13018 were sent via email to you for GMD Recommendation on 12/21/16 with a recommendation deadline of today (January 12, 2017). I am just checking on the status of these recommendations. ~ I did not realize your office was closed a week for the holidays. Please let me know if more time is necessary.

Thank you,

Tyler

**Tyler Saryerwinnie**, Environmental Scientist  
Kansas Department of Agriculture  
Division of Water Resources  
Stafford Field Office  
Phone: (620)234-5311

## Saryerwinnie, Tyler

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**From:** Orrin Feril <oferil@gmd5.org>  
**Sent:** Wednesday, January 18, 2017 8:46 AM  
**To:** Saryerwinnie, Tyler  
**Subject:** Application for Change, Water Right, File Nos. 6784 & 13018  
**Attachments:** 6784 13018 2017-01-18 Rec.pdf

Tyler,

I'm attaching the recommendation requested by your office in a letter dated December 21, 2016. Please let me know if you have any questions.

Thank you for your consideration in this matter,

Orrin

--

Orrin Feril  
Manager  
Big Bend GMD#5  
Email: [oferil@gmd5.org](mailto:oferil@gmd5.org)  
Phone: (620) 234-5352  
Mobile: (620) 388-0172  
Fax: (620) 234-5718  
[www.gmd5.org](http://www.gmd5.org)



Darrell Wood - Edwards (Pres.)  
Fred Grunder - Pratt (V Pres.)  
John Janssen - Kiowa (Treas.)  
Curtis Tobias - Rice (Sec.)  
Justin Gatz - Reno  
Kent Lamb - Stafford  
Phil Martin - Barton  
Bob Standish - Pawnee  
Tom Taylor - At-Large



Orrin Feril, Manager  
125 South Main Street  
Stafford, Kansas 67578  
ph: (620) 234-5352  
fx: (620) 234-5718  
gmd5@gmd5.org  
www.gmd5.org

January 18, 2017

Tyler Saryerwinnie  
Division of Water Resources  
Kansas Department of Agriculture  
300 S. Main Street  
Stafford, Kansas 67578-1342

RE: Water Right File Nos. 6784 & 13018  
Change in the Place of Use

Dear Mr. Saryerwinnie,

Big Bend Groundwater Management District #5 has reviewed the above referenced applications to change the places of use. It is the understanding of the District that these changes are intended to provide more efficient irrigation of the authorized acres while not increasing the net irrigated acres. Additionally, this will create a complete overlap of the places of use of the two water rights. Therefore, the applications appear to be consistent with 5-25-20(b) and are recommended for approval.

The applications to change are subject to the District's well equipment regulation K.A.R. 5-25-5 for required flow meters.

Please feel free to give me a call if you have any questions.

Sincerely,

A handwritten signature in black ink, appearing to read "Orrin Feril", is written over a faint circular stamp.

Orrin Feril  
Manager

RECEIVED

JAN 18 2017

Stafford Field Office  
Division of Water Resources

**RESIGNATION OF PATRICIA A. WAGLER (F/K/A PATRICIA A.  
ZIMMERMAN) AS TRUSTEE OF THE  
PATRICIA A. ZIMMERMAN TRUST NO. TWO**

**THIS RESIGNATION** of Trustee is made this May 28, 2015, by Patricia A. Wager (f/k/a Patricia A. Zimmerman), which person is resigning as Trustee of the Patricia A. Zimmerman Trust No. Two originally dated April 23, 1998, effective upon this statement of resignation.

**WITNESSETH**, that:

**WHEREAS**, under the provisions of the Patricia A. Zimmerman Trust No. Two originally dated April 23, 1998, Patricia A. Wager (f/k/a Patricia A. Zimmerman) was named as Trustee of the Patricia A. Zimmerman Trust No. Two originally dated April 23, 1998, and she is currently serving as said Trustee; and

**WHEREAS**, under the terms of the Patricia A. Zimmerman Trust No. Two originally dated April 23, 1998, in the event Patricia A. Zimmerman is unable or unwilling to continue to serve as Trustee, Todd R. Zimmerman and Debra K. Preheim are named as Successor Co-Trustees of the Patricia A. Zimmerman Trust No. Two originally dated April 23, 1998.

**NOW, THEREFORE**, Patricia A. Wager (f/k/a Patricia A. Zimmerman) states:

1. I do hereby resign as Trustee of the Patricia A. Zimmerman Trust No. Two originally dated April 23, 1998, this May 28, 2015.

2. Under the terms of the Patricia A. Zimmerman Trust No. Two originally dated April 23, 1998, in the event Patricia A. Wager (f/k/a Patricia A. Zimmerman) is unable or unwilling to continue to serve as Trustee, Todd R. Zimmerman and Debra K. Preheim shall serve as successor Co-Trustees of the Wendell K. Zimmerman Trust originally dated April 23, 1998.

3. I shall be relieved of all responsibility as Trustee hereunder effective upon my resignation.

This resignation is signed this May 28, 2015.

  
\_\_\_\_\_  
Patricia A. Wager (f/k/a Patricia A. Zimmerman)

**STATE OF KANSAS, COUNTY OF RENO, ss:**

The foregoing instrument was acknowledged before me this May 28, 2015, by Patricia A. Wagler (f/k/a Patricia A. Zimmerman), Trustee.



*Kathy S Vieira*  
Notary Public

RECEIVED

DEC 13 2016

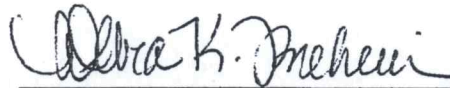
Stafford Field  
Division of Water Resources

**ACCEPTANCE OF APPOINTMENT AS TRUSTEES  
OF THE  
PATRICIA A. ZIMMERMAN TRUST NO. TWO**

We, Todd R. Zimmerman and Debra K. Preheim, the designated Successor Co-Trustees of the Patricia A. Zimmerman Trust No. Two originally dated April 23, 1998, hereby acknowledges Patricia A. Wagler (f/k/a Patricia A. Zimmerman)'s resignation as the current Trustee of the Patricia A. Zimmerman Trust No. Two originally dated April 23, 1998, and accept the appointment to serve as Co-Trustees of the Patricia A. Zimmerman Trust No. Two originally dated April 23, 1998, to become effective immediately upon execution hereof.



Todd R. Zimmerman, Trustee

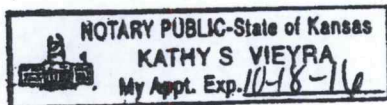


Debra K. Preheim, Trustee

Dated: May 28, 2015

STATE OF KANSAS, COUNTY OF RENO, ss:

The foregoing instrument was acknowledged before me this May ~~28, 2015~~ by Todd R. Zimmerman and Debra K. Preheim



  
Notary Public  
DEC 13 2016  
Staff Administrative  
Division of Water Resources