

CHECK SHEET Short Change

(To be completed and attached to each application)

File No. 6784

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. 13018

3. **Is Water Use Correspondent correct as currently shown in WRIS?** Yes No **Address Change?** YES
Name of Former WUC CURTIS J TOBIAS Name of New WUC TODD ZIMMERMAN

4. a. **Point of diversion computer ID No(s).** 1 **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	36479	NO	28	20S	8W	660	1320	RICE	NC S2 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 77 Year 1962 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 6784

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															33		33
ENT		10781	28	20S	8W	Acres Authorized													32	33			65
						New Acres													32	33			65
						Acres Authorized																	
						New Acres																	
						Acres Authorized																	
						New Acres																	

Names and Address:

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

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.

File No. 6784

RECEIVED

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: A.) Todd R. & Lillian J Zimmerman Trust // B.) James D & Jenny M Fenwick

ADDRESS: A.) 1825 State Road 14, Sterling KS 67579 // B.) 1573 Ave R, Lyons KS 67554

(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															40.0	3.4	43.4
B.) 28	20S	8W																10.8	10.8

*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: H.) Todd R. & Lillian J Zimmerman Trust // I.) Patricia A Zimmermant Trust #2

ADDRESS: H.) 1825 State Road 14, Sterling KS 67579 // I.) 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	
H.) 28	20S	8W															33		33
I.) 28	20S	8W													32	33			65
																Total=98			

For Office Use Only: Code _____ Fee \$ _____ TR # _____ Receipt Date _____ Check # _____

APPLICATION FOR APPROVAL TO CHANGE
THE PLACE OF USE AND/OR POINT OF DIVERSION
SUPPLEMENTAL SHEET
FILE NO. 6784
MAKE ADDITIONAL COPIES AS NECESSARY

3. Continued: The presently authorized place of use is:

Owner of Land ---- NAME: C.) James I & Candra K Scobee // D.) Janice K Price
ADDRESS: C.) 1585 Ave R., Lyons KS 67554 // D.) 1597 Ave R, Lyons KS 67554

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		
C.) 28	20S	8W																	2.3	2.3
D.) 28	20S	8W																	2.1	2.1

Owner of Land ---- NAME: E.) Central Prairie CO-OP // F.) Farmers Cooperative Union of Sterling
ADDRESS: E.) 225 S Broadway, Sterling KS 67579 // F.) PO Box 159, Sterling KS 67579

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		
E.) 28	20S	8W																	11.9	11.9
F.) 28	20W	8W																	5.6	5.6

Owner of Land ---- NAME: G.) LR Communications, Inc
ADDRESS: G.) 345 Main, Little River KS 67457

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		
G.) 28	20S	8W																	0.1	0.1

RECEIVED

4. Continued: 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: _____
ADDRESS: _____

DEC 13 2016

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		

Stafford Field Office
Division of Water Resources

Owner of Land ---- NAME: _____
ADDRESS: _____

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		

Owner of Land ---- NAME: _____
ADDRESS: _____

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		

5. **Presently authorized point of diversion:**

One in the _____ Quarter of the _____ Quarter of the NC S2 SE Quarter of Section 28, Township 20 South, Range 8 W, in Rice County, Kansas, 660 feet North 1320 feet West of Southeast corner of section. Authorized Rate 325 GPM Authorized Quantity 111 AF Depth of well _____ (feet)
(DWR use only: Computer ID No. 1 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 _____ (E/W), 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 _____ (E/W), 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 _____ (E/W), 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

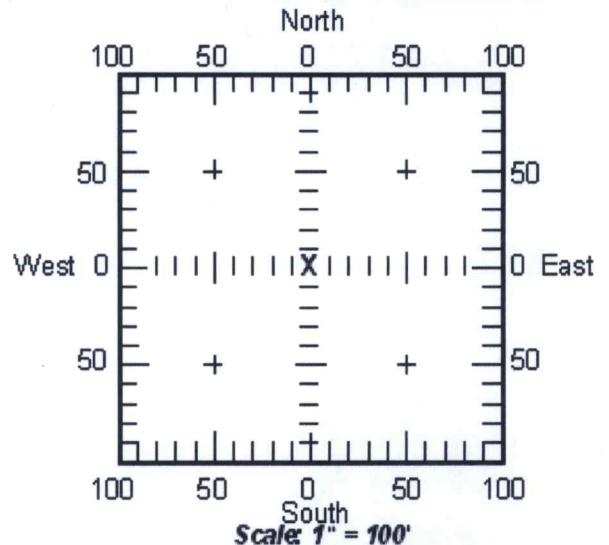
9. When do you propose to complete the new point of diversion?
N/A

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
V18K7-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_____.

Todd R. Zimmerman, Trustee

 (Owner)
Todd R. Zimmerman, Trustee

 (Please Print)

Lillian J. Zimmerman, Trustee

 (Spouse)
Lillian J. Zimmerman, Trustee

 (Please Print)

 (Owner)

 (Please Print)

 (Spouse)

 (Please Print)

 (Owner)

 (Please Print)

 (Spouse)

 (Please Print)


RECEIVED

DEC 13 2016

Stafford Field Office
 Division of Water Resources

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 13th day of DECEMBER, 2016

NOTARY PUBLIC

 TAMMY DARLING
 NOTARY PUBLIC
 STATE OF KANSAS
 My Appt. Exp. 10-07-18

Tammy Darling

 Notary Public

My Commission Expires OCT 7 2018

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

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.)

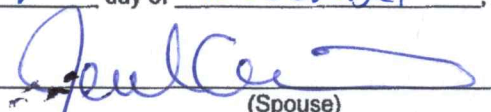
If the application proposes a surface water change in point of diversion, a groundwater change in point of diversion greater than 300 feet, or a change in place of use, the application must be signed by all owners of the currently authorized place of use, or their duly authorized agent (attach notarized 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 Lyons, Kansas, this 1st day of December, 2016.



 (Owner)
James D. Ferwick
 (Please Print)



 (Spouse)
Jenny M. Ferwick
 (Please Print)

 (Owner)

 (Spouse)

 (Please Print)

 (Please Print)

 (Owner)

 (Spouse)

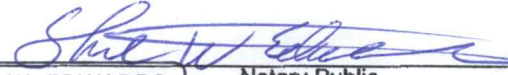
 (Please Print)

 (Please Print)

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 1st day of December, 2016.

My Commission Expires 9-28-18



 SHANE W. EDWARDS, Notary Public
 Notary Public - State of Kansas

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

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 Lyons, Kansas, this 7 day of December, 2016.

[Signature]

(Owner)

[Signature]

(Spouse)

James I. Scobee

(Please Print)

Candra K. Scobee

(Please Print)

(Owner)

(Spouse)

(Please Print)

(Please Print)

(Owner)

(Spouse)

(Please Print)

(Please Print)

RECEIVED
DEC 13 2016
Stafford Field Office
Division of Water Resources

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 7th day of December, 2016.

My Commission Expires 9/3/19

AUDREY L. EDWARDS
Notary Public - State of Kansas
My Appt. Expires 9/3/19

[Signature]

Notary Public

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

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_____.

<u>Janice K. Price</u> (Owner)	_____	(Spouse)
<u>Janice K. Price</u> (Please Print)	_____	(Please Print)
_____	_____	(Spouse)
_____	_____	(Please Print)
_____	_____	(Spouse)
_____	_____	(Please Print)

RECEIVED
DEC 13 2016
 Stafford Field Office
 Division of Water Resources

State of Kansas }
County of Rice } SS

CORDELLA JOAN NOVOTNY
 Notary Public - State of Kansas
 My Appt. Expires 64-27-2018

I hereby certify that the foregoing application was signed in my presence and sworn to before me this 6th day of December, 2016.

Cordella Joan Novotny
 Notary Public

My Commission Expires April 27, 2018

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

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 Sterling , Kansas, this 28th day of November , 20 16 .

Central Prairie Co-op by
 Joseph W. Schauf
(Owner)

(Spouse)

Joseph W. Schauf General Manager
(Please Print)

(Please Print)

(Owner)

(Spouse)

(Please Print)

(Please Print)

(Owner)

(Spouse)

(Please Print)

(Please Print)

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 28th day of November , 20 16 .

Connie Lacey
Notary Public

My Commission Expires 04/15/2018

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

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 Little River, Kansas, this 6th day of December, 2016.

LR Communications, Inc by John Tietjens
(Owner)

(Spouse)

LR Communications, Inc by John Tietjens
(Please Print)

(Please Print)

(Owner)

(Spouse)

(Please Print)

(Please Print)

(Owner)

(Spouse)

(Please Print)

(Please Print)

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 6th day of December, 2016.

Rebecca Erickson
Notary Public

My Commission Expires 7/20/2019

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

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. 6784.

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 1/18/17
erc
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.

RECEIVED
of the 14th 2017
Stafford Field Office
Division of Water Resources

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 15th 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

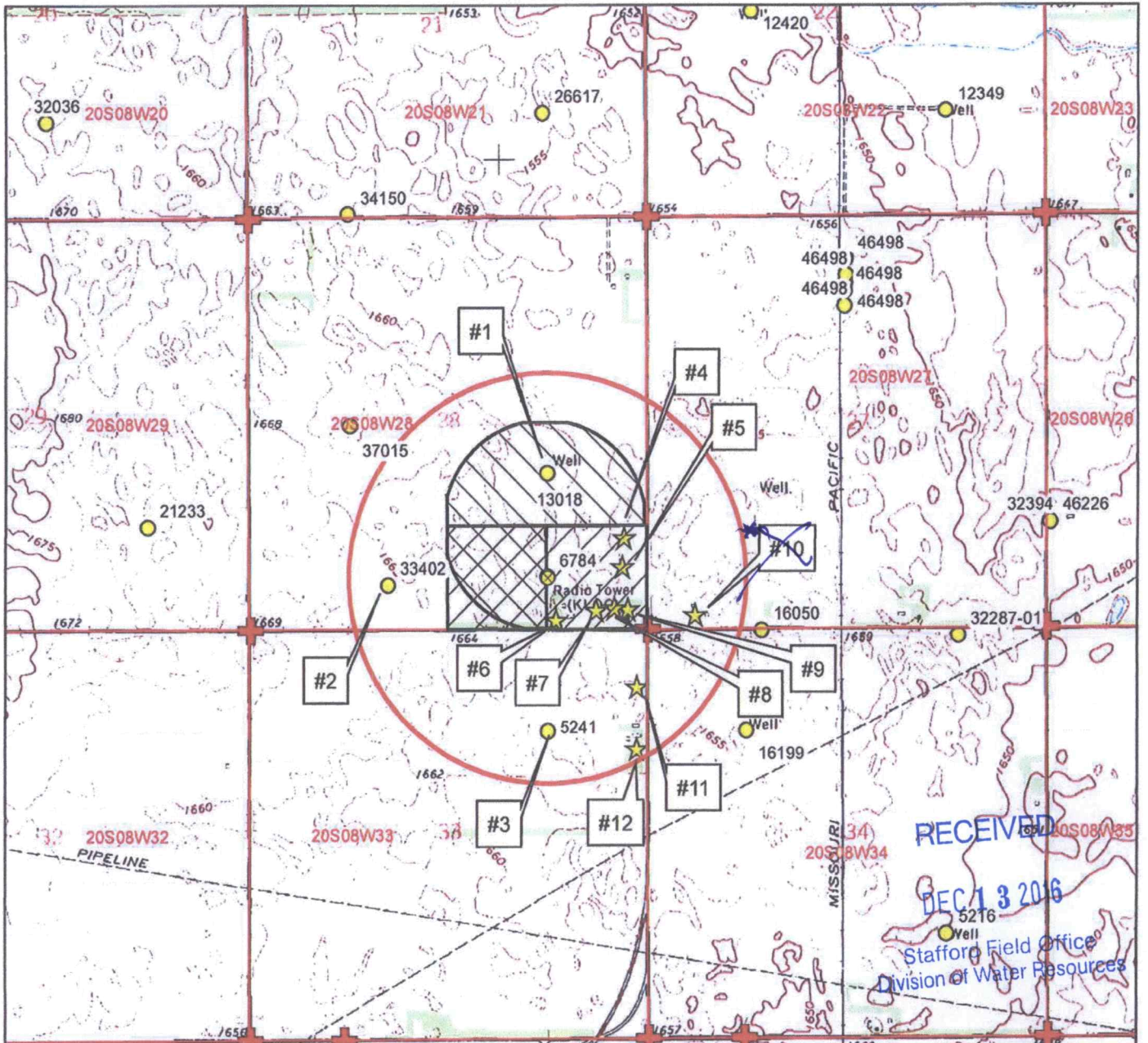
Acknowledged before me on 01/18/17
by Cameron Conant

Signature: Jessica Engelbrecht
Notary Public



My commission expires _____

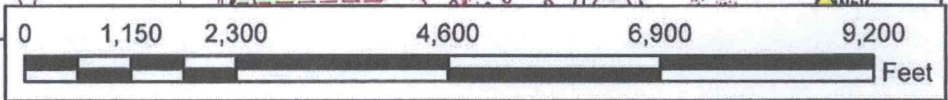
(Notary Seal)



RECEIVED
 DEC 13 2016
 Stafford Field Office
 Division of Water Resources

Legend

- ⊗ Authorized Point of Diversion
- Water Appropriations
- ⊕ Section Corner
- ▭ Section Line
- ★ Domestic Well
- Place of Use**
- ▨ Authorized
- ▩ Proposed
- 1/2 Mile Buffer



Water Right, File No. 6784

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 Z...*
 Signature



Adjacent Water-Right Owners
Change in Place of Use Application
File No. 6784
11/9/16

- #1) File No. 13018 (APPLICANT)
MARVIN RAY
325 N 4TH
STERLING KS 67579
- #2) File No. 33402 (APPLICANT)
PATRICIA A ZIMMERMAN TRUST
PO BOX 267
STERLING KS 67579
- #3) File No. 5241
HAROLD F & AILENE M EVANS TRUST
GRANVILLE M BUSH
PO BOX 6
STERLING KS 67579
- #4) FARMERS COOPERATIVE UNION OF STERLING
PO BOX 159
STERLING KS 67579
- #5) CENTRAL PRAIRIE CO-OP
225 S BROADWAY
STERLING KS 67579
- #6) JAMES D & JENNY M FENWICK
1573 AVE R
LYONS KS 67554
- #7) JAMES I & CANDRA K SCOBEE
1585 AVE R
LYONS KS 67554
- #8) (APPLICANT)
TODD R. ZIMMERMAN AND LILLIAN J. ZIMMERMAN TRUST
1825 STATE ROAD 14
STERLING KS 67579

RECEIVED

DEC 13 2016

Stafford Field Office
Division of Water Resources

Adjacent Water-Right Owners (Page 2)
Change in Place of Use Application
File No. 6784
11/9/16

#9) JANICE K PRICE
1597 AVE R
LYONS KS 67554

#10) ~~REX D ENGELLAND~~
JULIE M ENGELLAND
2185 AVE S
STERLING KS 67579

#11) (APPLICANT)
TODD R. ZIMMERMAN AND LILLIAN J. ZIMMERMAN TRUST
1825 STATE ROAD 14
STERLING KS 67579

#12) (APPLICANT)
TODD R. ZIMMERMAN AND LILLIAN J. ZIMMERMAN TRUST
1825 STATE ROAD 14
STERLING KS 67579

RECEIVED
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
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). 6784

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. 6784 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

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

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



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
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,

A handwritten signature in blue ink, appearing to read "T. Saryerwinnie", followed by a horizontal line.

Tyler Saryerwinnie
Environmental Scientist
Stafford Field Office
tyler.saryerwinnie@ks.gov

Enclosures: Two (2) Change Applications

Saryerwinnie, Tyler

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

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
Phone: (620) 234-5352
Mobile: (620) 388-0172
Fax: (620) 234-5718
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,

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

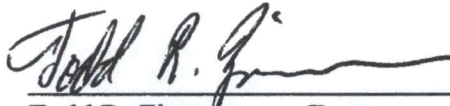
RECEIVED

DEC 13 2016

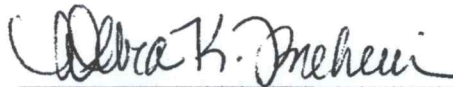
Stafford Field
Division of Water Resources

**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

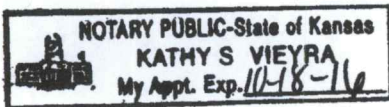


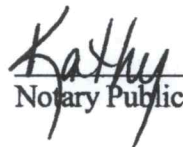
Debra K. Preheim, Trustee

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
Stafford Field Office
Division of Water Resources

Saryerwinnie, Tyler

From: Saryerwinnie, Tyler
Sent: Monday, November 28, 2016 3:38 PM
To: 'Todd Zimmerman'
Subject: RE: Place of Use Change Applications - File Nos. 6784 & 13018

Todd,

All owners, including their spouses, are to have their signatures notarized on the application.

Also, if the manager is a duly authorized agent of the owners, he may sign (notarized) for both companies. Be sure to have him sign separately for each company; it is also a good idea to have him list his title next to his printed name.

If you have any other questions, feel free to ask.

Thanks,
Tyler

From: Todd Zimmerman [<mailto:todd@zimmsfeedlot.com>]
Sent: Monday, November 28, 2016 3:18 PM
To: Saryerwinnie, Tyler
Subject: RE: Place of Use Change Applications - File Nos. 6784 & 13018

Tyler,

If the owner show husband and wife as owners do they both need to sign? Example would be James D & Jenny M Fenwick. Also Farmers Cooperative Union of Sterling merged with Nickerson Coop a couple of years ago to form Central Prairie Coop. Can that manager sign for both?

Thanks,
Todd Zimmerman

From: Saryerwinnie, Tyler [<mailto:Tyler.Saryerwinnie@ks.gov>]
Sent: Wednesday, November 23, 2016 11:44 AM
To: Todd Zimmerman <todd@zimmsfeedlot.com>
Subject: Place of Use Change Applications - File Nos. 6784 & 13018

Todd,

I have attached a cover letter and two (2) change applications for File Nos. 6784 & 13018.

If you have any questions or are needing any additional information, please let me know.

Thanks,
Tyler

Tyler Saryerwinnie, Environmental Scientist
Kansas Department of Agriculture
Division of Water Resources