

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.

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 1:44 pm
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File No. 16,718

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: David D Essmiller

66 SW 30th Avenue, Great Bend, KS 67530

Phone Number: (620)786-0349

Email address: essmillerfarms@cox.net

Name and address of Water Use Correspondent: David D Essmiller

66 SW 30th Avenue, Great Bend, KS 67530

Phone Number: (620)786-0349

Email address: essmillerfarms@cox.net

3. The presently authorized place of use is:

Owner of Land ---- NAME: *David D Essmiller Revocable INTER VIVOS TRUST **City of Great Bend

ADDRESS: *66 SW 30th Avenue, Great Bend, KS 67530

**PO Box 1168, Great Bend, KS 67530

(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	
*26	19S	14W	13	40	20	7													80
**26	19S	14W	27			13													40

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: David D Essmiller Revocable INTER VIVOS TRUST

ADDRESS: 66 SW 30th Avenue, Great Bend, KS 67530

(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	
26	19S	14W	0.5	33.25	39	6	33.25	0.5	6	39									157.5

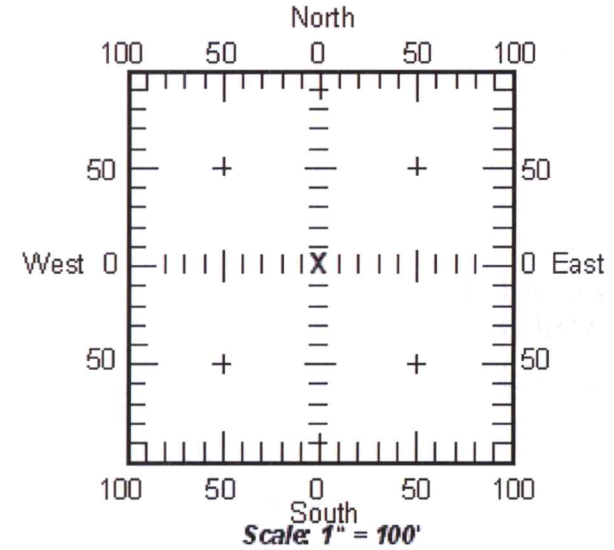
For Office Use Only: Code _____ Fee \$ 300 TR # _____ Receipt Date _____ Check # 6433

5. **Presently authorized point of diversion:**
 One in the NW Quarter of the NW Quarter of the NE Quarter of Section 26, Township 19 South, Range 14 (W), in Barton County, Kansas, -- feet North -- feet West of Southeast corner of section.
 Authorized Rate 1720 GPM Authorized Quantity 174 acre-feet Depth of well 73 (feet)
(DWR use only: Computer ID No. 2 scaled from aerial 5,180 feet North 2,560 feet West)
 This point will not be changed This point will be changed as follows: No change, point better described with GPS as follows:
Proposed point of diversion: (Complete only if change is requested or if existing point is better described by GPS)
 One in the NE Quarter of the SE Quarter of the NW Quarter of Section 26, Township 19 South, Range 14 (W), in Barton County, Kansas, 3,930 feet North 2,650 feet West of Southeast corner of section.
 Proposed Rate no change Proposed Quantity no change Proposed well depth (feet) 73.
 This point is: Additional Well Geo Center List other water rights that will use this point 32527 if add well is approved.

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: No change, point better described with GPS as follows:
Proposed point of diversion: (Complete only if change is requested or if existing point is better described by GPS)
 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. The changes herein are desired for the following reasons?
 (please be specific) move the well to better accommodate
the proposed new pivot location and move to a location
where 32527 can be stacked on this well

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.)



8. If a well, is the test hole log attached? Yes No
9. The change(s) (was)(will be) completed by?
prior to 2018 irrigation season
10. If the point of diversion is a well:
 (a) What are you going to do with the old well?
plug it
 (b) When will this be done? when new well is drilled
11. Groundwater Management District recommendation attached? Yes No
12. Assisted by CRC-SFFO

13b. If the proposed point of diversion will be relocated more than 100 feet but within 1320 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.

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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 regards 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 Great Bend, Barton County, Kansas, this 23rd day of January, 20 18.

David D. Essmiller
 (Owner)
David D. Essmiller
 (Please Print)

 (Owner)

 (Please Print)

 (Owner)

 (Please Print)

Seanna Essmiller
 (Spouse)
Seanna Essmiller
 (Please Print)

 (Spouse)

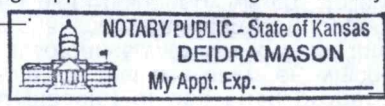
 (Please Print)

 (Spouse)

 (Please Print)

State of Kansas }
 County of Barton } SS

I hereby certify that the foregoing application was signed in my presence and sworn to before me this 23rd day of January, 20 18.



Deidra Mason
 Notary Public

My Commission Expires 10/22/21.

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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- (a) Does the undersigned represent all owners of the currently authorized place(s) of use identified in this application?
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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 regards 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><i>[Signature]</i> _____ (Owner)</p> <p><i>Robert G. Suelter Great Bend City Attorney</i> _____ (Please Print)</p> <p>_____ (Owner)</p> <p>_____ (Please Print)</p> <p>_____ (Owner)</p> <p>_____ (Please Print)</p>	<p>_____ (Spouse)</p> <p>_____ (Please Print)</p> <p>_____ (Spouse)</p> <p>_____ (Please Print)</p> <p>_____ (Spouse)</p> <p>_____ (Please Print)</p>
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State of Kansas }
 County of _____ } SS

I hereby certify that the foregoing application was signed in my presence and sworn to before me this 9th day of January, 2018.



[Signature]

 Notary Public

My Commission Expires _____

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FEE SCHEDULE

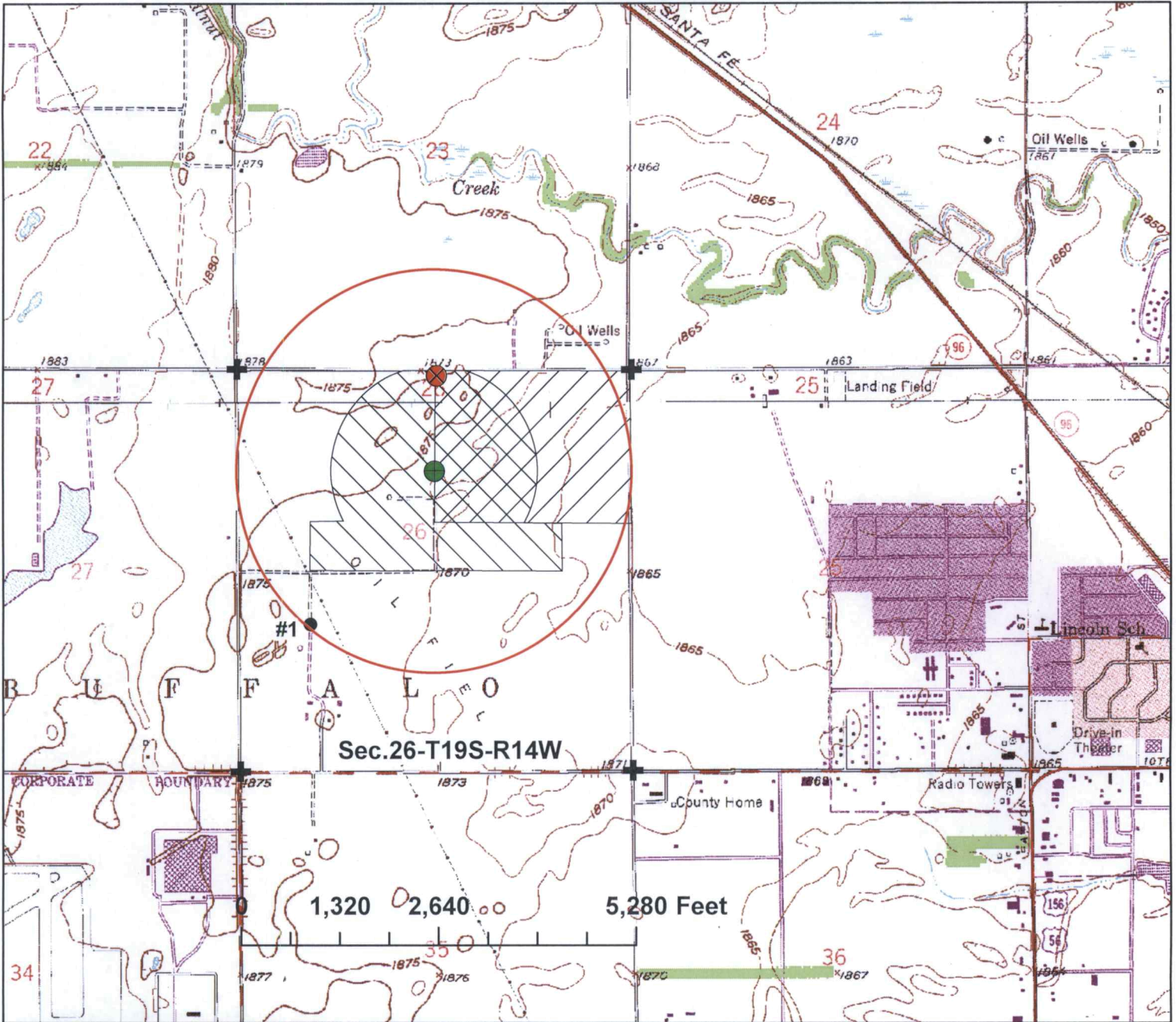
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- (3) Application to change the place of use \$200

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P/U & P/D Change Application Map, File No. 16,718
Sec.26-T19S-R14W in Barton County



-  currently authorized P/D ~5,180'N & 2,560'W
-  proposed P/D located 3,930'N & 2,650'W
-  nearby permitted wells
-  currently authorized place of use covering 120 acres
-  proposed place of use covering 157.5 acres
-  section corners  1/2 mile circle around proposed P/D

By signing below I agree that all wells, including domestic, within 1/2 mile of the point of diversion have been shown on the map.

-NEARBY WELLS-

#1-BT-019 & 32527

BT-019: Robert H Essmiller
 380 W Barton County RD
 Great Bend, KS 67530

32527: owned by applicant



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1 inch = 2,000 feet

Stafford Field Office map created on 1/9/18 scale 1:24,000

Robert H Essmiller
 signature
 1/9/2018
 date

