

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



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. 48,665

RECEIVED

FEB 05 2020

12:45

Topeka 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: BRIAN LIVINGSTON

70663 560 AVE PO BOX 136 REYNOLDS NE 68429

Phone Number: () Email address: _____

Name and address of Water Use Correspondent: _____

Phone Number: () Email address: _____

3. The presently authorized place of use is:

Owner of Land ---- NAME: BRIAN LIVINGSTON

ADDRESS: 70663 560 AVE PO BOX 136 REYNOLDS NE 68429

(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	
30	4S	1E						34	34										68
JERRY D & VICKIE E FRIESS TRUST 2947 WICHITA RD NEODESHA, KS 66757-1364																			
30	4S	1E					34			34									68

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: NO CHANGE TO PLACE OF USE

ADDRESS: _____

(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	

For Office Use Only: Code CTO Fee \$ 200 TR # _____ Receipt Date 2-5-2020 Check # 1821

5. **Presently authorized point of diversion: SEE SUPPLEMENTAL SHEET FOR ADDITIONAL POINTS OF DIVERSION**
GEOCENTER One in the SE Quarter of the SW Quarter of the NW Quarter
of Section 30, Township 4 South, Range 1 EAST,
in Washington County, Kansas, 2937 feet North 4560 feet West of Southeast corner of section.
Authorized Rate _____ Authorized Quantity _____ Depth of well _____ (feet)
(DWR use only: Computer ID No. 1 (PDIV: 81727) 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 NW Quarter of the SW Quarter of the NW Quarter
of Section 30, Township 4 South, Range 1 EAST,
in Washington County, Kansas, 3301 feet North 4782 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 NONE

6. **Presently authorized point of diversion: SEE SUPPLEMENTAL SHEET FOR ADDITIONAL POINTS OF DIVERSION**
BATT 1 OF 4 WELLS One in the SE Quarter of the SW Quarter of the NW Quarter
of Section 30, Township 4 South, Range 1 EAST,
in Washington County, Kansas, 3137 feet North 4560 feet West of Southeast corner of section.
Authorized Rate _____ Authorized Quantity _____ Depth of well _____ (feet)
(DWR use only: Computer ID No. 2 (PDIV:84332) 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 NW Quarter of the SW Quarter of the NW Quarter
of Section 30, Township 4 South, Range 1 EAST,
in Washington County, Kansas, 3535 feet North 4946 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 None

7. The changes herein are desired for the following reasons?
(please be specific) To make the authorized points of
diversion match the actual well locations.

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

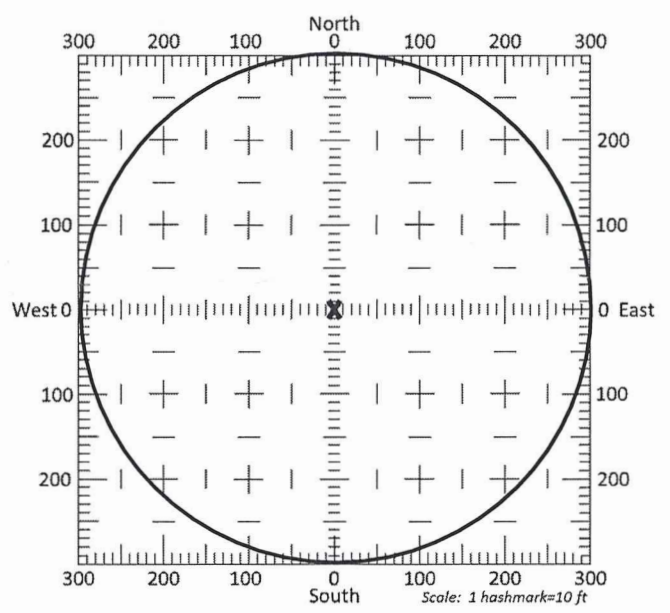
9. The change(s) (was)(will be) completed by?
The wells are existing.

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

12. Assisted by Lloyd Hemphill/TFO

13a. If the proposed point of diversion will be relocated more than 300
feet but within 2,640 feet of 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



13b. If the proposed point of diversion will be relocated within a 300
foot radius of the existing point of diversion, indicate its location
on the diagram shown above in relation to the existing point of
diversion. The proposed point of diversion must be located
within the circle shown above. **(PLEASE NOTE: The "X" in**
center of diagram above represents the presently
authorized point of diversion.)

APPLICATION FOR APPROVAL TO CHANGE
THE PLACE OF USE AND/OR POINT OF DIVERSION
SUPPLEMENTAL SHEET
FILE NO. 48,665

Presently authorized point of diversion: BATT 1 OF 4 WELLS
One in the SW Quarter of the SW Quarter of the NW Quarter
of Section 30, Township 4 South, Range 1 EAST,
in Washington County, Kansas, 2937 feet North 4760 feet West of Southeast corner of section.
Authorized Rate _____ Authorized Quantity _____ Depth of well _____ (feet)
(DWR use only: Computer ID No. 5 (PDI: 84335) 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)
One in the SE Quarter of the SW Quarter of the NW Quarter
of Section 30, Township 4 South, Range 1 EAST,
in Washington County, Kansas, 3067 feet North 4617 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 None

Presently authorized point of diversion: BATT 1 OF 4 WELLS
One in the SE Quarter of the SW Quarter of the NW Quarter
of Section 30, Township 4 South, Range 1 EAST,
in Washington County, Kansas, 2937 feet North 4360 feet West of Southeast corner of section.
Authorized Rate _____ Authorized Quantity _____ Depth of well _____ (feet)
(DWR use only: Computer ID No. 4 (PDI: 84334) 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) - WELL NOT COMPLETED REMOVE PD
One in the _____ Quarter of the SW Quarter of the NW Quarter
of Section 30, Township 4 South, Range 1 EAST,
in Washington 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 None

Presently authorized point of diversion: BATT 1 OF 4 WELLS
One in the SE Quarter of the SW Quarter of the NW Quarter
of Section 30, Township 4 South, Range 1 EAST,
in Washington County, Kansas, 2737 feet North 4560 feet West of Southeast corner of section.
Authorized Rate _____ Authorized Quantity _____ Depth of well _____ (feet)
(DWR use only: Computer ID No. 3 (PDI: 84333) 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) - WELL NOT COMPLETED REMOVE PD
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 _____

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)
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 _____

14. If the proposed groundwater point of diversion is 300 or fewer feet from the 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 Washington, Kansas, this 29th day of January, 2020.

B. E. Adams
 (Owner)

 (Spouse)

Brian E. Livingston
 (Please Print)

 (Please Print)

 (Owner)

 (Spouse)

 (Please Print)

 (Please Print)

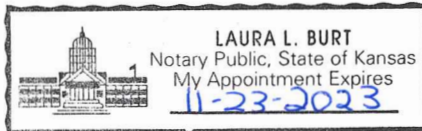
 (Owner)

 (Spouse)

 (Please Print)

 (Please Print)

State of Kansas }
 County of Washington } SS



I hereby certify that the foregoing application was signed in my presence and sworn to before me this 29th day of January, 2020.

Laura L. Burt
 Notary Public

My Commission Expires 11-23-2023.

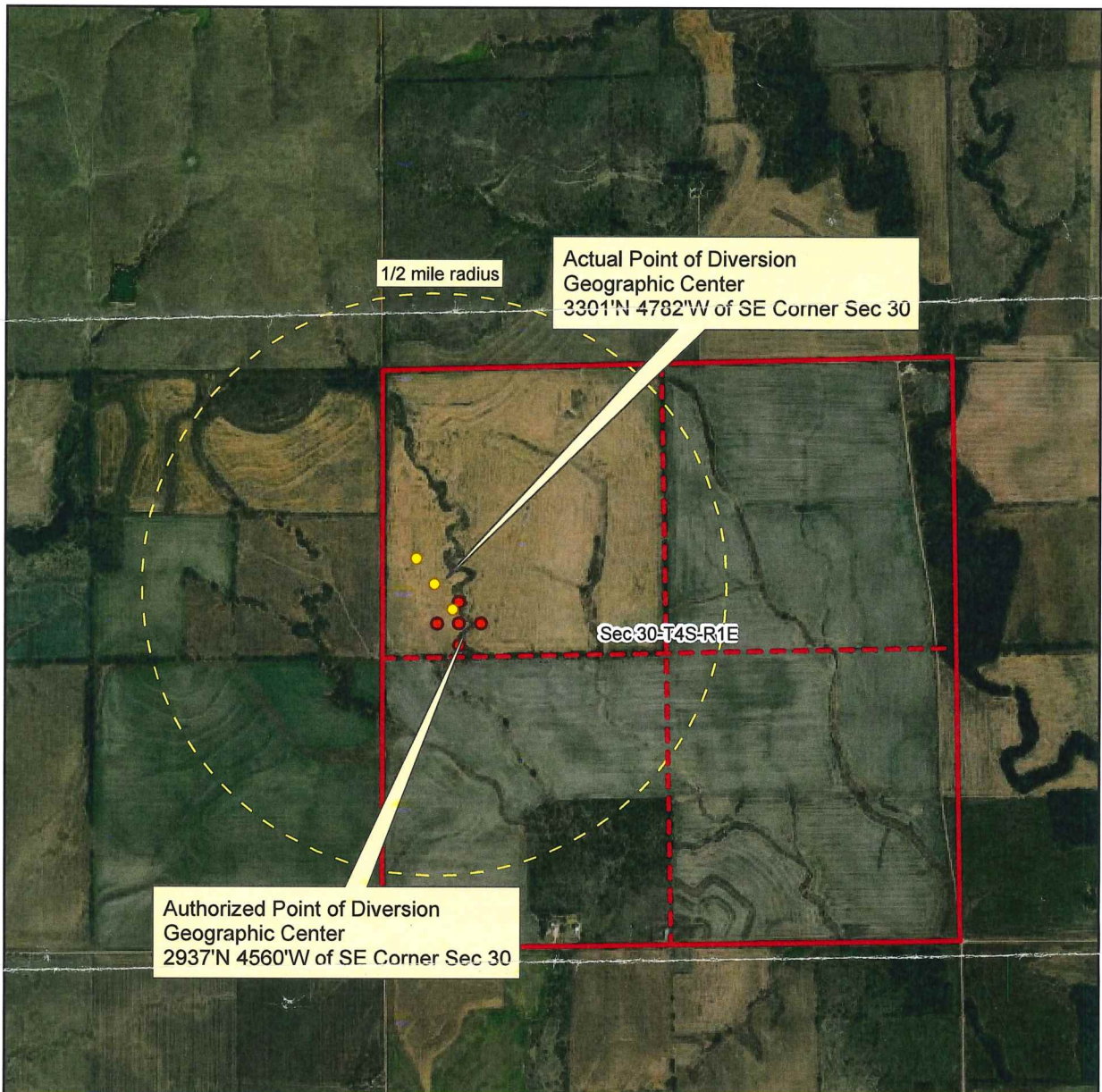
ONLY COMPLETE APPLICATIONS WILL BE PROCESSED. To be complete, all of the applicable portions of the application form must be completed with accurate information; maps, if necessary, must be included; signatures of all the appropriate owners' must be affixed to the application and notarized; and the appropriate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

POINT OF DIVERSION CHANGE FILE NO. 48,665



Authorized Point of Diversion
Geographic Center
2937'N 4560'W of SE Corner Sec 30

Actual Point of Diversion
Geographic Center
3301'N 4782'W of SE Corner Sec 30

1/2 mile radius

Sec 30-T4S-R1E

All water wells of any kind located within 1/2 mile of the proposed point of diversion have been identified on this map or there are no other wells within 1/2 mile.

B. E. Harty
Signature

1/24/20
Date

Source: Esri, DigitalGlobe, GeoEye, Earthstar Geographics, CNES/Airbus DS, USDA, USGS, AeroGRID, IGN, and the GIS User Community

Map prepared by: LHH/TFO 1-16-2020



Scale: 1:18,000

