## Kansas Department of Agriculture Division of Water Resources CHANGE: P/U WORKSHEET

1. File Number: 2. Status Change Date: 3. Change Num: 4. Field Office: 5. GMD: 18482 C1 3 15-2020 6. Status: Approved ☐ Denied by DWR/GMD ☐ Dismiss by Request/Failure to Return 7. Filing Date of Change: 4/22/2020 Person ID 58492 Person ID **52102** 8a. Applicant(s) 8c. Landowner(s) New to system Add Seg# New to system ☐ Add Seg# **ZM FARMS INC** MARVIN C & BARBARA ODGERS TRUSTS Attn: CAROL ANN ZIMMERMAN PRES Attn: CAROL ANN ZIMMERMAN TTEE 15533 ROAD 27 15451 RD 27 SUBLETTE, KS 67877-8091 SUBLETTE, KS 67877 8b. Landowner(s) 8d. WUC/Landowner Person ID Person ID Add Seq# \_\_\_ New to system Add Seg# New to system ⊠ MARSHA C WALL BLACKSTOCK GST TR 8a **PO BOX 277 ESPANOLA NM 87532-0277** CAROL ANN ZIMMERMAN GST TRUST 15451 ROAD 27 **SUBLETTE KS 67877-0892** 9. Documents and Enclosure(s): ☐ DWR Meter(s) Date to Comply: \_\_\_\_\_12/31/2020 ☐ N & P Date to Comply: \_\_\_\_ ☐ Anti-Reverse Meter ☐ Meter Seal ☐ Check Valve ☐ N & P Form Water Tube ☐ Driller Copy ☐ H & E Letter Conservation Plan Date Required: \_\_\_\_\_ Date Approved: \_\_\_\_\_ Date to Comply: \_\_\_\_ From: To: \_\_\_\_\_ 10. Use Made of Water Date Prepared: 7/8/2020 By: AM Date Entered: By:

File No. <b>18482</b>	11. County	y: <b>SW</b>	Bas	sin: Cl	ROOK	KED C	REEK			S	tream							Fo	rmation (	Code:	Special Use:
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Limitation:	af/yr	at				gpm (		ii (A)		cfs) w	hen co	ombin	ed with	file n	umber	(s)					
15. 5YR Allocation: Allocation	Гуре	_ Star	rt Year			5 YR	Amou	nt		Amo	ount U	nit _		Base	Acres		_ c	omment _			
16. Place of Use CHK			NE	1/4			NV	11/4			SI	N¹/4			5	6E1/4		Total	Owner	Chg?	Overlap Files
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Garden City Field Office 4532 W. Jones, Suite B Garden City, KS 67846



Phone: 620-276-2901 Fax: 620-276-9315 www.agriculture.ks.gov

Mike Beam, Secretary

Laura Kelly, Governor



ZM FARMS INC Attn: CAROL ANN ZIMMERMAN PRES 15533 ROAD 27 SUBLETTE, KS 67877-8091

RE: Water Right, File Nos. 270; 7971 & 18482

Dear Sir or Madam:

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

Your attention is directed to the enclosures and to the terms, conditions, and limitations specified in this approval for change. A condition of this approval is that an acceptable water flow meter must be installed on the diversion works authorized under the referenced file number and meet current specifications. Please return the required notification of completion of the diversion works and/or installation of the required meter as soon as these actions are completed.

Since the 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 contact this office. If you would prefer, you could arrange an appointment for additional assistance.

Sincerely,

Water Commissioner

MM:am enclosures

pc: Marvin & Barbra Odgers Trusts
Marsha C Wall Blackstock GST Trust
Carol Ann Zimmerman GST Trust
GROUNDWATER MANAGEMENT DISTRICT NO. 3

### CERTIFICATE OF SERVICE

On this 5<sup>th</sup> day of July, 2020, I hereby certify that the foregoing Approval of Application for Change in Place of Use, Water Right, File Nos. 270; 7,971 & 18,482 dated 5<sup>th</sup> day of July, 2020 was mailed postage prepaid, first class, US mail to the following:

ZM FARMS INC Attn: CAROL ANN ZIMMERMAN PRES 15533 ROAD 27 SUBLETTE, KS 67877-8091

Pc:

MARVIN C & BARBARA ODGERS TRUSTS Attn: CAROL ANN ZIMMERMAN TTEE 15451 RD 27 SUBLETTE, KS 67877

MARSHA C WALL BLACKSTOCK GST TR PO BOX 277 ESPANOLA NM 87532-0277

CAROL ANN ZIMMERMAN GST TRUST 15451 ROAD 27 SUBLETTE KS 67877-0892

GROUNDWATER MANAGEMENT DISTRICT NO. 3

Division of Water Resources Staff

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

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## APPLICATION FOR APPROVAL TO CHANGE THE PLACE OF USE AND/OR POINT OF DIVERSION SUPPLEMENTAL SHEET

FILE NO. 18482
MAKE ADDITIONAL COPIES AS NECESSARY

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O Sec. 4	Twp. 31S 31S wner o	Range 32W 32W f Land	NE%	NE: AME: AME: NW1/4  AME: NW1/4  AME: NW1/4  NW1/4	ZIM FA 15527 5% SW% ZIMME 15451 5% SW%	SE%	NE½ 38.83 L-3 N, CAF 27 S	NW1/4 38.48 L-4 ROL A UBLET	9, KS 6  V/4  SW/4  40  NN GS  TE, K	SE¼ 40 ST TRUS 678	NE%  UST 77-809	SV NW1/4	N% SW% SW% 40	SE1/4 SE1/4	NE1/4 40	SI NW¼ 40	5W% 23:5 20:7]	SE¼ 40	ACRES -900.81  X 298.02  TOTAL ACRES
O Sec. 4	Twp. 31S 31S wner o	Range 32W 32W f Land	NE%	NE: AME: AME: NW1/4  AME: NW1/4  AME: NW1/4  NW1/4	ZIM FA 15527 5% SW% ZIMME 15451 5% SW%	SE%  SE%  ERMA  ROAL  SE%	NE½ 38.83 L-3 N, CAF 27 S	NW1/4 38.48 L-4 ROL A UBLET NW1/4	9, KS 6  V/4  SW/4  40  NN GS  TE, K  V/4  SW/4	SE% 40 ST TRUS 678	NE½  JST 77-809  NE½ 40	SV NW1/4	N% SW% SW% 40	SE1/4 SE1/4	NE1/4 40	SI NW¼ 40	5W% 23:5 20:7]	SE¼ 40	ACRES -900.81  X 298.02  TOTAL ACRES
O Sec. 4	Twp. 31S 31S wner o	Range 32W 32W f Land	NE%	NME: NWW NWW NWW NWW NWW NWW NWW NWW NWW NW	ZIM FA 15527 5% SW% ZIMME 15451 5% SW%	SE%  SE%  ERMA  ROAL  SE%	NE½ 38.83 L-3 N, CAF 27 S	NW1/4 38.48 L-4 ROL A UBLET NW1/4 NW1/4 UBLET	SW% 40  NN GS TE, K V% SW%	SE% 40 ST TRUS 678	NE½  JST 77-809  NE½ 40	SV NW1/4	N/4 SW/4 SW/4 SW/4 40	SE1/4 SE1/4	NE1/4 40	SI NW½ 40 SI NW½	SW% 23.5 20.7 3	SE¼ 40	ACRES -800.81  X 298.02  TOTAL ACRES -157 /55.50
O Sec. 4 4 O Sec. 4	Twp. 31S 31S wner o	Range 32W 32W f Land	NE%  NE%  NE%  NE%  NE%	NME: NW	ZIM FA 15527 5% SW% ZIMME 15451 5% SW% ODGE 15571	SE%  ERMA ROAL  SE%  ERS, C ROAL	NE% 38.83 L-3 N, CAF 27 S NE%	NW% 38.48 L-4  ROL A UBLET  NW%  NW%  NW%	NN GSTE, K	SE% 40 SE%	NE½  JST 77-809  NE½  40	SV NW1/4 02 SI NW1/4 40	N/4 SW/4 A0	SE1/4 37' 35.58	NE½ 40	SI NW¼ 40 SI NW¼	5W% 23.5 20.7 3	SE¼ 40	ACRES -900.81  X 298.02  TOTAL ACRES
O Sec. 4  O Sec. 4	Twp. 31S 31S wner o Twp. 31S	Range 32W 32W f Land Range 32W	NE%  NE%  NE%	NME: PESS: NE NW%	ZIM FA 15527 5% SW% ZIMME 15451 5% SW%	SE%  ERMA ROAL  SE%  ERS, C ROAL	NE½ 38.83 L-3 N, CAF 27 S	NW% 38.48 L-4  ROL A UBLET  NW%  NW%  NW%	NN GSTE, K	SE% 40 SE%	NE½  JST 77-809  NE½ 40	SV NW1/4 102 SI SI SI	N/4 SW/4 A0	SE1/4 37' 35.58	NE1/4 40	SI NW½ 40 SI NW½	5W% 23.5 20.7 3	SE¼ 40	ACRES -900.81  X 298.02  TOTAL ACRES -157 -155.50  TOTAL ACRES
O Sec. 4 4 O Sec. 4	Twp. 31S 31S wner o	Range 32W 32W f Land	NE%  NE%  NE%	NME: NW	ZIM FA 15527 5% SW% ZIMME 15451 5% SW% ODGE 15571	SE%  ERMA ROAL  SE%  ERS, C ROAL	NE% 38.83 L-3 N, CAF 27 S NE%	NW% 38.48 L-4  ROL A UBLET  NW%  NW%  NW%	NN GSTE, K	SE% 40 SE%	NE½  JST 77-809  NE½  40	SV NW1/4 02 SI NW1/4 40	N/4 SW/4 A0	SE1/4 37' 35.58	NE½ 40	SI NW¼ 40 SI NW¼	5W% 23.5 20.7 3	SE¼ 40	ACRES -800.81  X 298.02  TOTAL ACRES -157 -155.53

14. If the proposed groundwater point of diversi	on is 300 or fewer feet from the existing point of diversion, complete the following:
	ners of the currently authorized place(s) of use identified in this application? ners must sign this application.)
affected if this application is approved a	er of the currently authorized place(s) of use identified in this application be adversely us requested?  where must sign this application.)
	litiously, will there be substantial damage to property, public health or safety? ners must sign this application.)
	ge in point of diversion, a groundwater change in point of diversion greater than 300 fee to be signed by all owners of the currently authorized place of use, or their duly authorized presentation).
age and the owner, the spouse of the ow	on my oath or affirmation and under penalty of perjury, that I am of lawfuner, or a duly authorized agent of the owner(s) to make this application of t(s) to which this application pertains. I further verify that the statement rrect and complete.
Dated at Sublette	, Kansas, this <u>25th</u> day of <u>October</u> , 20 <u>19</u> .
Levol linu Emmerman	President and appropriate the contract of the
Carol anni Zupwierleine	n Fustee (Spouse)
CAROL ANN EIMMERM	
X Christia M. Degrap	(Please Print)
Charles M. Odgers	(Spouse)
(Please Pfint)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
	A. GLENDA WOODS
State of Kansas, County of baskell ss	Notary Public - State of Kansas  My Appt. Expires 1 - 2 - 202 2
I hereby, certify that the foregoing applic of, 20_[9	ation was signed in my presence and sworn to before me this $25$ day
	20 . 11 Joach
My Commission Expires 1-2-2022	Notary Public
	COSTD. To be appropriate all of the applicable portions of the application form quet be completed with
accurate information; maps, if necessary, must be incluted appropriate fee must be paid.	<u>SSED</u> . To be complete, all of the applicable portions of the application form must be completed wi uded; signatures of all the appropriate owners' must be affixed to the application and notarized; and
	FEE SCHEDULE
Each application to change the place of use or the forth in the schedule below: Make checks payable	ne point of diversion under this section shall be accompanied by the application fee set
(1) Application to change a point of dive	ersion 300 feet or less
	ersion more than 300 feet\$200 se\$200
The state of the s	

14. If the proposed groundwater point of diversion	on is 300 or fewer feet from	the existing point of diversion	n, complete the following:
(a) Does the undersigned represent all own  Yes No (If no, all own	ners of the currently author ners must sign this applica		in this application?
(b) Will the ownership interest of any owner affected if this application is approved a ☐ Yes ☐ No (If yes, all ownership interest of any ownership interest ownership interest of any ownership interest of any ownership interest ow			in this application be adversely
(c) If this application is not approved exped	litiously, will there be subsiners must sign this applica		blic health or safety?
If the application proposes a surface water change or a change in place of use, the application must agent (attach notarized statement authorizing rep	be signed by all owners of		
I hereby verify, being first duly sworn up age and the owner, the spouse of the ow their behalf, in regards to the water right contained in this application are true, contained in the spouse of the owner.	ner, or a duly authoriz t(s) to which this appl trect and complete	ed agent of the owner(s)	to make this application or r verify that the statements
Dated at Espansla	, <u>Lans</u> as, this	day of June	, 20 <u>26</u> .
por a alleron 1.			
Topola C. Wall Black	Color	(Sp	ouse)
Marsha C. Wall Black	kotock		
(Please Print)		(Pleas	se Print)
(Owner)		(Sp	ouse)
(Please Print)		(Pleas	se Print)
(Owner)	and the second s	(Sp	ouse)
(Please Print)			se Print)
State of Kansas New Mexico )	Official Se	DYA-LOPEZ D	
County of Lio Rivibe ) SS	Notary Pu State of New My Comm. Expire	Mexico, Ia	
I hereby certify that the foregoing applic	ation was signed in m	presence and sworn to	before me this 6 day
of gune, 2020.	T	Mahali Mm	tra-tal
My Commission Expires 9/25/21		Notary	Public
ONLY COMPLETE APPLICATIONS WILL BE PROCE	SSED. To be complete, all or	the applicable portions of the app	olication form must be completed wi
accurate information; maps, if necessary, must be incluted appropriate fee must be paid.	uded; signatures of all the app	ropriate owners' must be affixed t	o the application and notarized; and
	FEE SCHEDUL	E	
Each application to change the place of use or the forth in the schedule below: Make checks payabe (1) Application to change a point of diversity (2) Application to change a point of diversity (3) Application to change the place of use (3)	ersion 300 feet or less ersion more than 300 feet .	nt of Agriculture	\$100 \$200

14. If the	proposed groundwater point of diversion is 300 or fewer feet	from the existing point of diversion, complete the following:
	Does the undersigned represent all owners of the currently au ☐ Yes ☐ No (If no, all owners must sign this app	
to Inloca	Will the ownership interest of any owner of the currently authors.  Iffected if this application is approved as requested?  Yes □ No (If yes, all owners must sign this approved.)	norized place(s) of use identified in this application be adversely oplication.)
(c) If	f this application is not approved expeditiously, will there be s ☐ Yes ☐ No (If no, all owners must sign this app	
or a chang		a, a groundwater change in point of diversion greater than 300 feet ers of the currently authorized place of use, or their duly authorized
age and their beh	the owner, the spouse of the owner, or a duly author	mation and under penalty of perjury, that I am of lawfu orized agent of the owner(s) to make this application or pplication pertains. I further verify that the statements.
Dated at _	Kansas, thi	isday of
ep ender	of the reading of the valor flow mater and the rotal quartity	corbins about the maintain maintain too and so R.A.R.
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thin env	(Owner)	d Harle relaw to notate vib (Spouse)
Mars	ha C Wall Blackstock GS   Irust	Side Si (Please Print)
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dulpped sty. The	er foreign substance will be inject (nemo) e water shalf be appearance of the water strong and in economics with K.A. R. S. S. S. L. Control of the Market of the Water Strong and American Control of the control of th	ento a licineno to envi yne (Spouse) and totale of chemical or of the with an in-line, accordance operated and melintaine operated and melintaine.
To nation	(Please Print)	(Please Print) De (Please Print)
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	(Please Print)	(Please Print)
State of Ka	ansas MA RETVONERA MO) AOMBRA	Administrative appeal and Effective Date of Ories
County of	SS UZ	
I hereby	, 20	my presence and sworn to before me this day
	(Part Name): Division of Walst Resources "Name Deciment of Agro	days pursuant to result 531. Any request for administrative review fought state a base for review pursuant to K.S. A.77-677.
My Commi	ission Expires	And the American Notary Public Professional States and Community of the Co
accurate info	ormation; maps, if necessary, must be included; signatures of all the late fee must be paid.	all of the applicable portions of the application form must be completed wit appropriate owners' must be affixed to the application and notarized; and
	no em entrad begbelwortkA	DULE
forth in the (1) (2) (3)	cation to change the place of use or the point of diversion une schedule below: Make checks payable to: Kansas Departrice Application to change a point of diversion 300 feet or less. Application to change a point of diversion more than 300 feet Application to change the place of use.	der this section shall be accompanied by the application fee set ment of Agriculture
ES Expires	rouse Wilder College C	

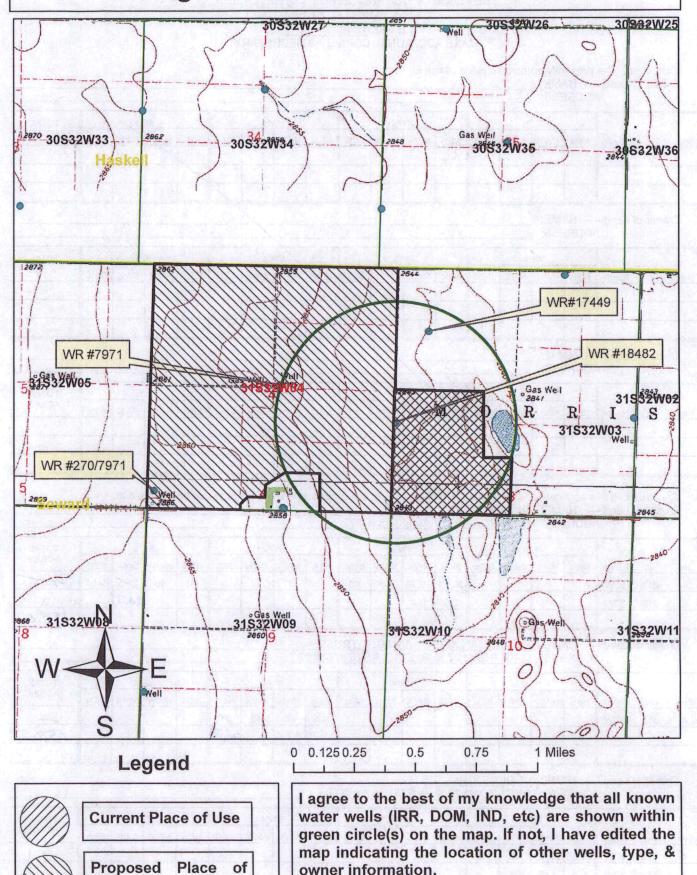
## SUMMARY ORDER APPROVING APPLICATION FOR CHANGE AND IMPOSING CONDITIONS

pro	ovisions of the Kansas Water Appropriation Law. K.S.A. 82a-	8b, as amended, and K.A.R. 5-5-1, et seq. and other applicable 701 et. seq., and rules and regulations promulgated thereunder, a, this Summary Order does not change the terms, conditions and
1.	A change application was received on	requesting that the place of use and / or point of per be changed as described in the application.
2.	On and after the effective date of this summary order, the aut the topographic map accompanying the application to char	horized place(s) of use shall be located substantially as shown on nge the place of use.   Applicable   Not Applicable
3.	The change in point of diversion shall not impair existing righ previously authorized. The point of diversion authorized by radius of the authorized point(s) of diversion.   Applicable	ats and shall be limited to the same source or sources of water as y this summary order shall be located within a foot leNot Applicable
4.	The point(s) of diversion described herein is administrative Positioning System (GPS), as described in the application.	ely corrected to be more accurately described using the Global Applicable Not Applicable
5.	The point(s) of diversion authorized herein shall not actually authorized point(s) of diversion.  Applicable	be located more than feet from the previously of Applicable
6.	As required by K.A.R. 5-3-5d, if the works for diversion is a w	rell with a diversion rate of 100 gallons per minute or more, a tube nts shall be installed, operated and maintained in accordance with
7.	December 31, 20_ <u>k</u> , or before the first use of water, operated and maintained in accordance with K.A.R. 5-1-4	operly install an acceptable water flow meter on or before whichever occurs first. The water flow meter shall be installed, through 5-1-12. As required by K.S.A. 82a-732, as amended, and the reading of the water flow meter and the total quantity of water ng the end of each calendar year.
8.	Installation of the works for diversion of water shall be authorized extension of time. By March 1, 20 the works for diversion has been completed, on the form provi Applicable Not Applicable	completed on or before December 31, 20, or within any applicant shall notify the Chief Engineer that construction of the ded by the Chief Engineer, as required by K.A.R. 5-8-4e.
9.	The completed well log shall be submitted with the requi	red notice.  Applicable Not Applicable
10.	with an in-line, automatic, quick-closing check valve capal	oreign substance will be injected into the water shall be equipped ble of preventing pollution of the source of the water supply. The in accordance with K.A.R. 5-3-5c. Applicable \( \square\) Not Applicable
11.	. Additional Conditions are attached. Yes	Section 11
12.	water appropriated under the above-referenced file numb limitations, as amended and/or supplemented by this Sum Appropriation Law and the Rules and Regulations promu	.R. 5-5-14, all of the owners of the authorized place(s) of use of per are responsible for compliance with its terms, conditions and armary Order, and with applicable provisions of the <i>Kansas Water</i> algated thereunder. Failure to comply with these provisions may be ended, and/or the suspension or revocation and dismissal of the constant authorized by law.
	Administrative Appeal and Effective Date of Order	FOR OFFICE USE ONLY
you English Agrifiled adright day revision Electrical E	rou are aggrieved by this order, pursuant to K.S.A. 82a-1901, a may request an evidentiary hearing before the Chief gineer or request administrative review by the Secretary of riculture. A request for hearing by the Chief Engineer must be do within 15 days of service of this Order and a request for ministrative review by the Secretary must be filed within 30 ys pursuant to K.S.A. 77-531. Any request for administrative riew must state a basis for review pursuant to K.S.A. 77-527. The early request with Kansas Department of Agriculture, gal Division, 1320 Research Park Drive, Manhattan, KS 502. Failure to timely request a hearing or review may ecclude review under the Kansas Judicial Review Act.	By:  Duly Authorized Designee of the Chief Engineer  (Print Name):  Division of Water Resources - Kansas Department of Agriculture  Date of Issuance:  State of Kansas )  SS
	For Use by Register of Deeds	County of Juney )
		Acknowledged before me on Suly 15, 2020
		by Michael A. Meyer.
		Signature: Notary Public
		My commission expires:    Motary Seat Jones   My Appointment Expires

Page 4

DWR 1-121 (Revised 04/5/2018)

## Change in Place of Use: WR #18482



Signature ( a rol and topmermen

Use

## Meyer, Mike [KDA]

From:

McColloch, Austin [KDA]

Sent:

Wednesday, July 15, 2020 10:37 AM

To: Subject: Meyer, Mike [KDA] FW: ZM Farms, Inc.

Attachments:

Farmstead FSA Map 2009.pdf

Austin McColloch Ph: (620) 276-2901

From: Zm FARMS, INC <zmf.caz@gmail.com> Sent: Wednesday, June 17, 2020 2:53 PM

To: McColloch, Austin [KDA] <Austin.McColloch@ks.gov>

Subject: ZM Farms, Inc.

**EXTERNAL**: This email originated from outside of the organization. Do not click any links or open any attachments unless you trust the sender and know the content is safe.

Dear Austin,

I finally have a map for you. Please see it attached below.

I also realized that I have put the decimal in the wrong place in my water report that I did online. Whom should I address it to?

I am confused with how the acre feet should be reduced because I do not understand what you currently have in it. Could you call me about this?

Thanks for your help.

I got a page for my sister, Marsha to sign for the trustee of the Marsha C Wall Blackstock GST Trust Dated March 15, 2011. She has sent it back and I am waiting arrival in the mail.

Think you were waiting on this.

~Carol Ann Zimmerman ZM Farms, Inc President. Part owner 620 675-8181 April 14 2020

ZM Farms, Inc 15533 Road 27 Sublette KS 67877

Dear Water Resources,

Enclosed please find the application for water change of use and/or the point of division and a water flow meter repair.

I finally have all the paperwork returned. You mentioned you could notarize the papers so I hope that still applies.

Please let me know if you need anything more.

Sincerely,

ZM Farms, Inc

Carol Ann Zimmerman, President

Carol dun Zimmerman, Pres.

620 675-8181

Enclosures: Water Division

Water Meter Repair

Check \$600.00