

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

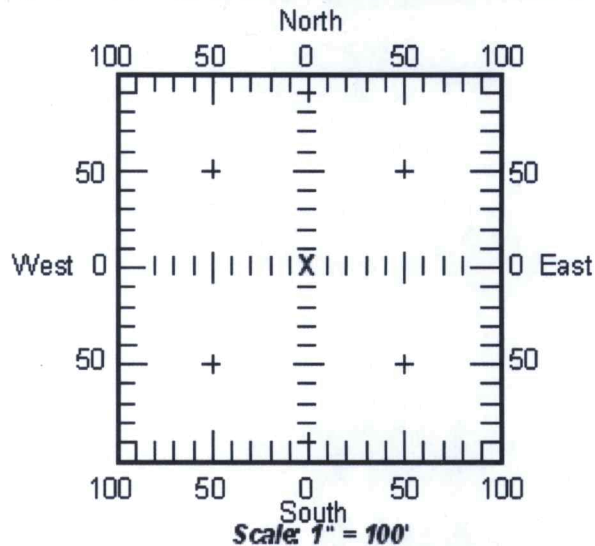
10. If the point of diversion is a well:
 (a) What are you going to do with the old well?
N/A

(b) When will this be done? N/A

11. Groundwater Management District recommendation attached? Yes No

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)

(Owner)

(Please Print)

(Owner)

(Please Print)

Lillian J. Zimmerman, Trustee

(Spouse)

Lillian O. Zimmerman, Trustee

(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

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

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Dated at Lyons, Kansas, this 1st day of December, 20 16.

[Signature]

 (Owner)
James D. Ferwick

 (Please Print)

[Signature]

 (Spouse)
Jenny M Ferwick

 (Please Print)

 (Owner)

 (Please Print)

 (Spouse)

 (Please Print)

 (Owner)

 (Please Print)

 (Spouse)

 (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, 20 16.

My Commission Expires 9-28-18

[Signature]

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

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

[Signature]

(Owner)

Candrea K. Scobee

(Spouse)

James I. Scobee

(Please Print)

Candra K. Scobee

(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 7th day of December, 2016.

My Commission Expires 9/3/19

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

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Dated at _____, Kansas, this _____ day of _____, 20_____.

Janice K. Price (Owner) _____ (Spouse)

Janice K. Price (Please Print) _____ (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

CORDELLA JOAN NOVOTNY
Notary Public - State of Kansas
My Appt. Expires 04-27-2018

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.

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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 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.

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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)

RECEIVED

DEC 13 2016

Stafford Field Office
Division of Water Resources

(Owner)

(Spouse)

(Please Print)

(Please Print)

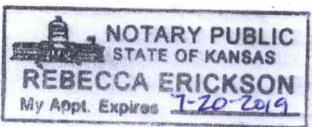
(Owner)

(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.

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- (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
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
 DIV 1 & 2
 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: _____
 Duly Authorized Designee of the Chief Engineer

(Print Name): _____
 Division of Water Resources - Kansas Department of Agriculture

Date of Issuance: _____

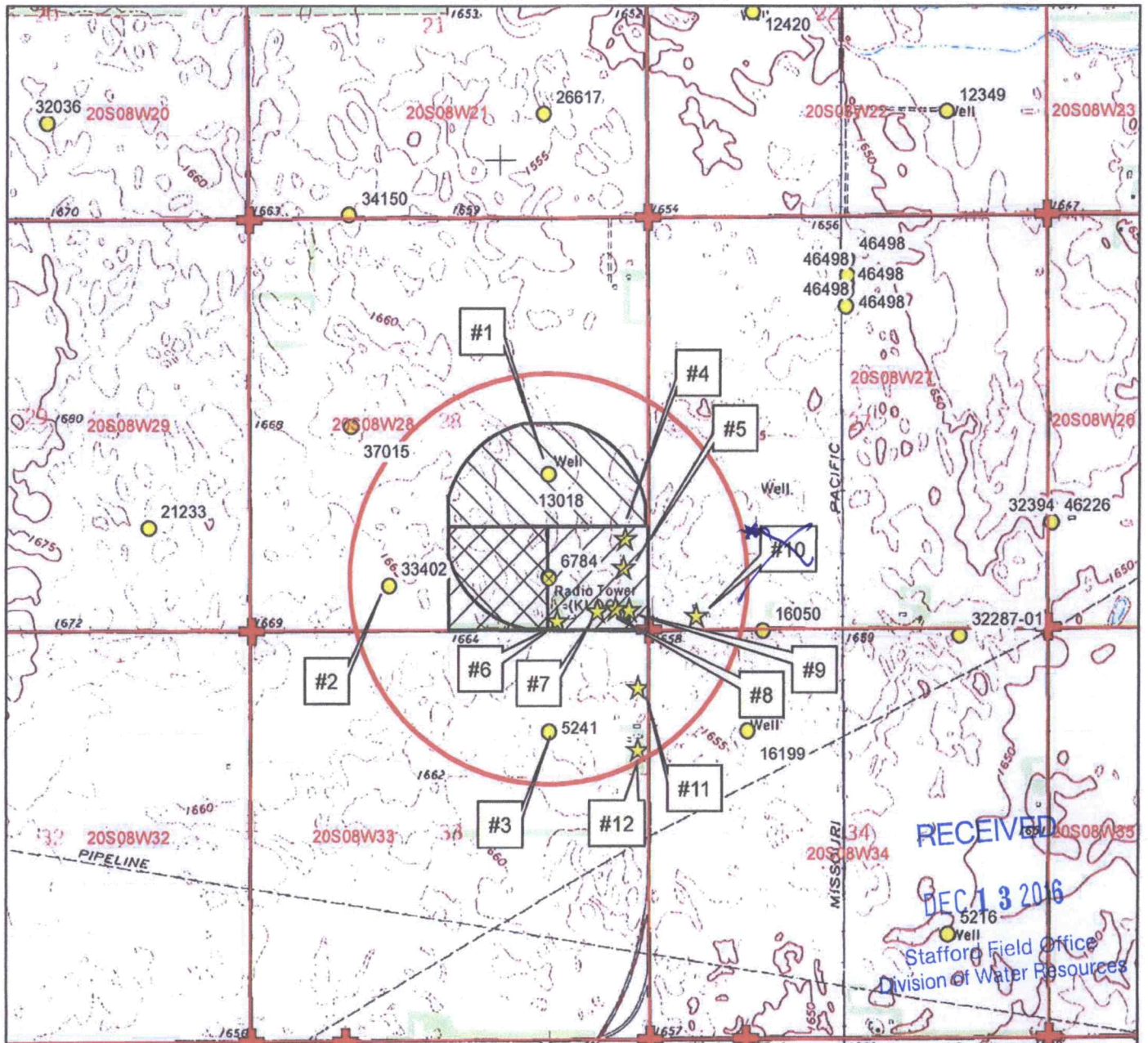
State of Kansas)
) SS
 County of _____)

Acknowledged before me on _____

by _____

Signature: _____
 Notary Public

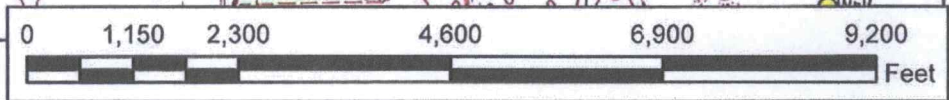
My commission expires: _____
 (Notary Seal)



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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.

*
 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

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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

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