

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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1:42 pm
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File No. 32,528

1. Application is hereby made for approval of the Chief Engineer to change the (check one or both):

Place of Use Point of Diversion

Stafford Field Office
 Division of Water Resources

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: Robert H Essmiller

380 W Barton County RD, Great Bend, KS 67530

Phone Number: (620)793-7204

Email address: --

Name and address of Water Use Correspondent: Robert H Essmiller

380 W Barton County RD, Great Bend, KS 67530

Phone Number: (620)793-7204

Email address: --

3. The presently authorized place of use is:

Owner of Land ---- NAME: *Robert H Essmiller

**City of Great Bend

ADDRESS: *380 W Barton County RD, 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			20	4.32							40	40	34	39					177.32	
**26	19S	14W				15.68																15.68
(193 total)																						

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: Robert H Essmiller

ADDRESS: 380 W Barton County RD, 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					20	20					40	40	34	39					193

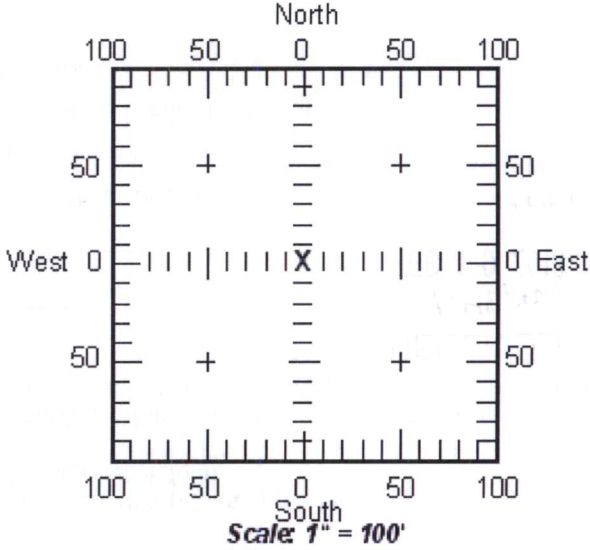
For Office Use Only: Code _____ Fee \$200 - TR # _____ Receipt Date _____ Check # 5428

5. **Presently authorized point of diversion:**
 One in the NE Quarter of the SW Quarter of the SW Quarter of Section 26, Township 19 South, Range 14 (W), in Barton County, Kansas, 1,025 feet North 4,290 feet West of Southeast corner of section.
 Authorized Rate 1065 GPM Authorized Quantity 130 acre-feet Depth of well 95 (feet)
(DWR use only: Computer ID No. 3 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 32,527

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 40 acres to allow the proposed pivot under 16718 & 32527 to operate in a full circle w/out creating an incomplete overlap-also remove Great Bend ownership by removing land they own

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?
before 2018 irr season & when ownership changes are concluded

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 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, Kansas, this 13 day of February, 2018.

Robert H. Essmiller
 (Owner)
Robert H. Essmiller
 (Please Print)

 (Owner)

 (Please Print)

 (Owner)

 (Please Print)

Evelyn M. Essmiller
 (Spouse)
Evelyn M. 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 13 day of February, 202018.

Ledgie D. Burgardt
 Notary Public
 My Commission Expires 7/12/21

My Commission Expires 7/12/2021.

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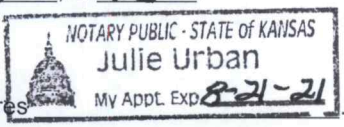
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Dated at _____, Kansas, this _____ day of _____, 20_____.

<p><i>[Signature]</i> _____ (Owner) <i>Robert G. Sue Her</i> _____ (Please Print)</p>	<p>_____ (Spouse) _____ (Please Print)</p>
<p>_____ (Owner) _____ (Please Print)</p>	<p>_____ (Spouse) _____ (Please Print)</p>
<p>_____ (Owner) _____ (Please Print)</p>	<p>_____ (Spouse) _____ (Please Print)</p>

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

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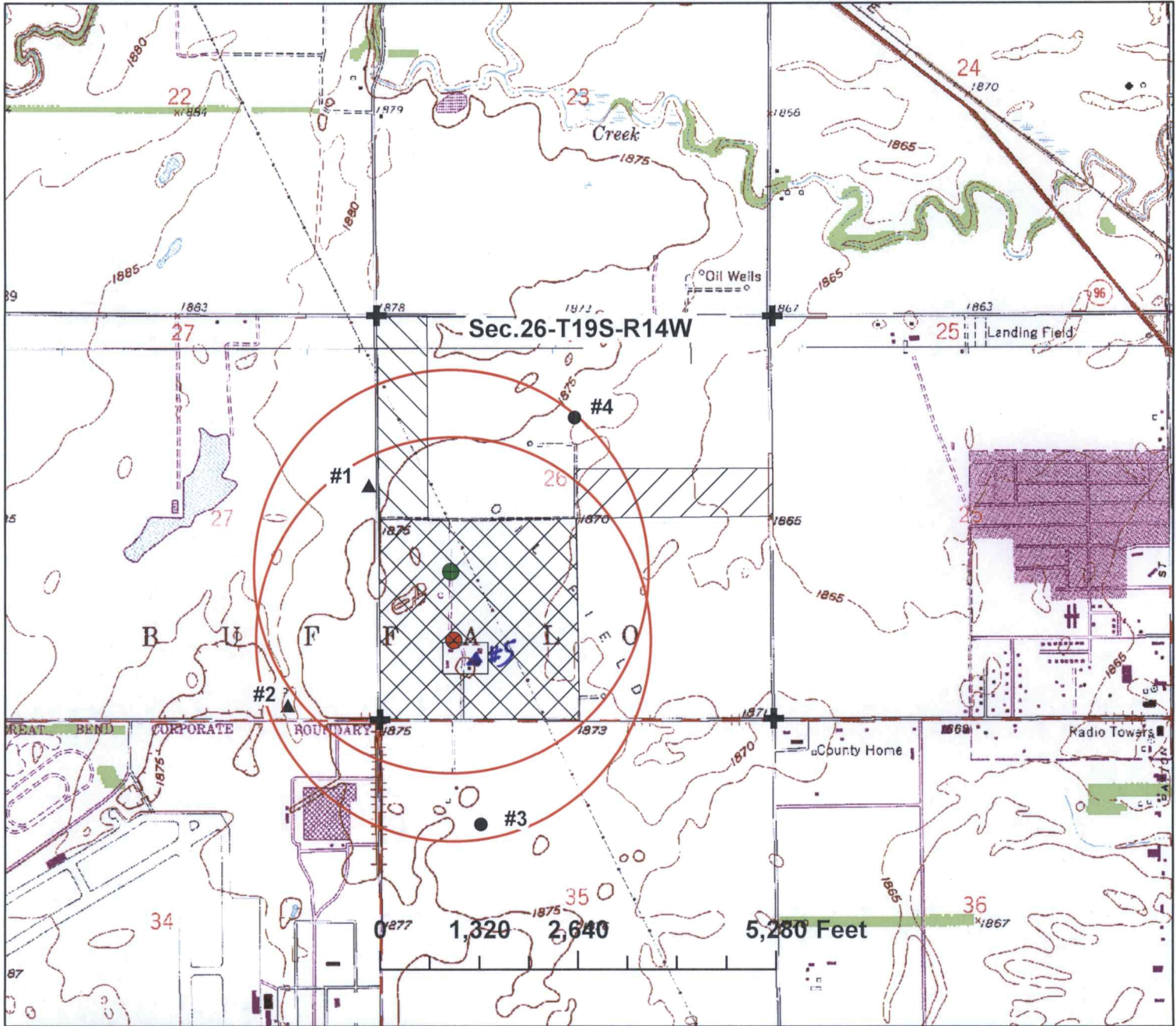
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(3) Application to change the place of use	\$200

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P/U Change Application Map, File No. BT-019 & 32,528
Sec.26-T19S-R14W in Barton County



- BT-19 & 32,527 located 1,910' N & 4,340' W
- ⊗ 32,528 located 1,025' N & 4,290' W
- nearby permitted wells ▲ nearby domestic wells
- ▨ currently authorized place of use covering 193 acres
- ▨ proposed place of use covering 193 acres
- ⊕ section corners ○ 1/2 mile circles around auth p/d's

SEE ATTACHED LIST FOR
NEARBY WELL OWNERS



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.

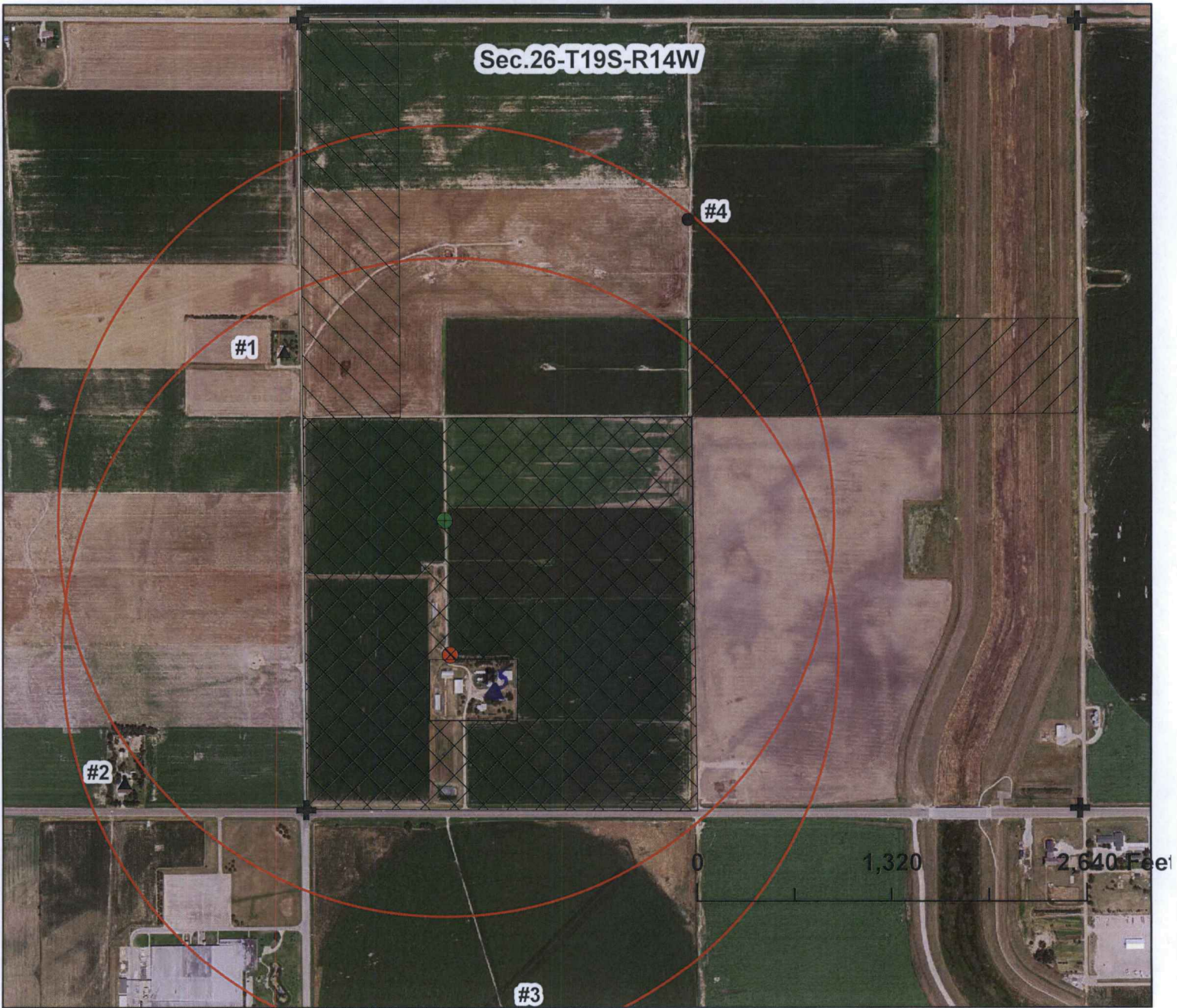
Robert H. Esomelly 1-9-18
 signature date

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1 inch = 2,000 feet

P/U Change Application Map, File No. BT-019 & 32,528
Sec.26-T19S-R14W in Barton County



- BT-19 & 32,527 located 1,910' N & 4,340' W
- X 32,528 located 1,025' N & 4,290' W
- nearby permitted wells ▲ nearby domestic wells
- currently authorized place of use covering 193 acres
- proposed place of use covering 193 acres
- + section corners 1/2 mile circles around auth p/d's

SEE ATTACHED LIST FOR
NEARBY WELL OWNERS



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.

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FEB 19 2018

Robert H Esmeley

1-9-18

signature

date

Stafford Field Office
Division of Water Resources

1 inch = 1,000 feet

map created on 1/9/18 scale 1:12,000

CHANGE APPLICATION FOR FILE NOS. BT-019 & 32528

NEARBY WELL OWNER LIST
(see application map for locations)

#1 domestic well
Samuel R & Ashley R Trahan
57 NW 40 Avenue
Great Bend, KS 67530

#2 domestic well
Luis Hernandez Zalazar
424 W Barton County RD
Great Bend, KS 67530

#3 Water Right, File No. 28434
Brinning Land LLC
Robert D Brinning
215 S Monarch ST #203
Aspen, CO 81611-2916

#4 Water Right, File No. 16718
David D Essmiller
66 SW 30th Avenue
Great Bend, KS 67530

#5 Domestic
owned by applicant

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California Field Office
Division of Water Resources