

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. 43166

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 1:00 pm  
 FEB 23 2018

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

Stafford Field Office  
 Division of Water Resources

2. Name and address of Applicant: Larry L. Stucky  
1528 Cimarron Road, McPherson, KS 67460

Phone Number: (620) 504-4701

Email address: cstucky@mtelco.net

Name and address of Water Use Correspondent: Larry L. & Cindy L. Stucky  
1528 Cimarron Road, McPherson, KS 67460

Phone Number: (620) 504-4701

Email address: cstucky@mtelco.net

3. The presently authorized place of use is:

Owner of Land --- NAME: CNS Land LLC, c/o Larry L. & Cindy L. Stucky

ADDRESS: 1528 Cimarron Road, McPherson, KS 67460

(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	
23-19S-4W												14.5	14.5					29	
27-19S-4W			36															53	

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: CNS Land LLC, c/o Larry L. & Cindy L. Stucky

ADDRESS: 1528 Cimarron Road, McPherson, KS 67460

(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	
23-19S-4W			38	39	2	39									39	35	35	39	266
26-19S-4W			34	11	5	16	5	13	40	35									159
27-19S-4W			1			23													24

For Office Use Only: Code \_\_\_\_\_ Fee \$ \_\_\_\_\_ TR # \_\_\_\_\_ Receipt Date \_\_\_\_\_ Check # \_\_\_\_\_

449

5. **Presently authorized point of diversion:**  
 One in the \_\_\_\_\_ Quarter of the \_\_\_\_\_ Quarter of the NC-West side-SE Quarter  
 of Section 23, Township 19 South, Range 4W (EW),  
 in McPherson County, Kansas, 1350 feet North 2500 feet West of Southeast corner of section.  
 Authorized Rate 1000 GPM Authorized Quantity 112 AF Depth of well \_\_\_\_\_ (feet)  
 (DWR use only: Computer ID No. 5 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 \_\_\_\_\_ (EW),  
 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 \_\_\_\_\_ (EW),  
 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 \_\_\_\_\_ (EW),  
 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) Combining Nos. 4685-D2, 19588,  
43166 places of use into new place of use and also  
overlapping new surface water permit application.

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

9. The change(s) (was)(will be) completed by?  
ASAP

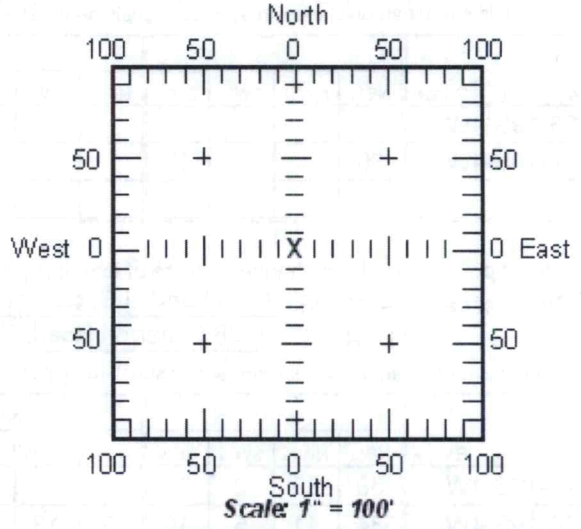
10. If the point of diversion is a well:  
 (a) What are you going to do with the old well?  
NA

(b) When will this be done? NA

11. Groundwater Management District recommendation attached?  Yes  No

12. Assisted by T. Boese

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 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 Halstead, Kansas, this 22nd day of February, 2018.

Larry L. Stucky managing partner  
 (Owner)

Larry L. Stucky, CNS Land LLC

(Please Print)

\_\_\_\_\_  
 (Spouse)

\_\_\_\_\_  
 (Please Print)

(Owner)

(Spouse)

(Please Print)

(Please Print)

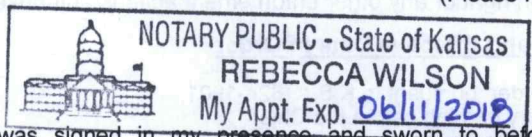
(Owner)

(Spouse)

(Please Print)

(Please Print)

State of Kansas }  
 County of HARVEY } SS



I hereby certify that the foregoing application was signed in my presence and sworn to before me this 22nd day of FEBRUARY, 2018.

Rebecca Wilson  
 Notary Public

My Commission Expires 06/11/2018.

**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**

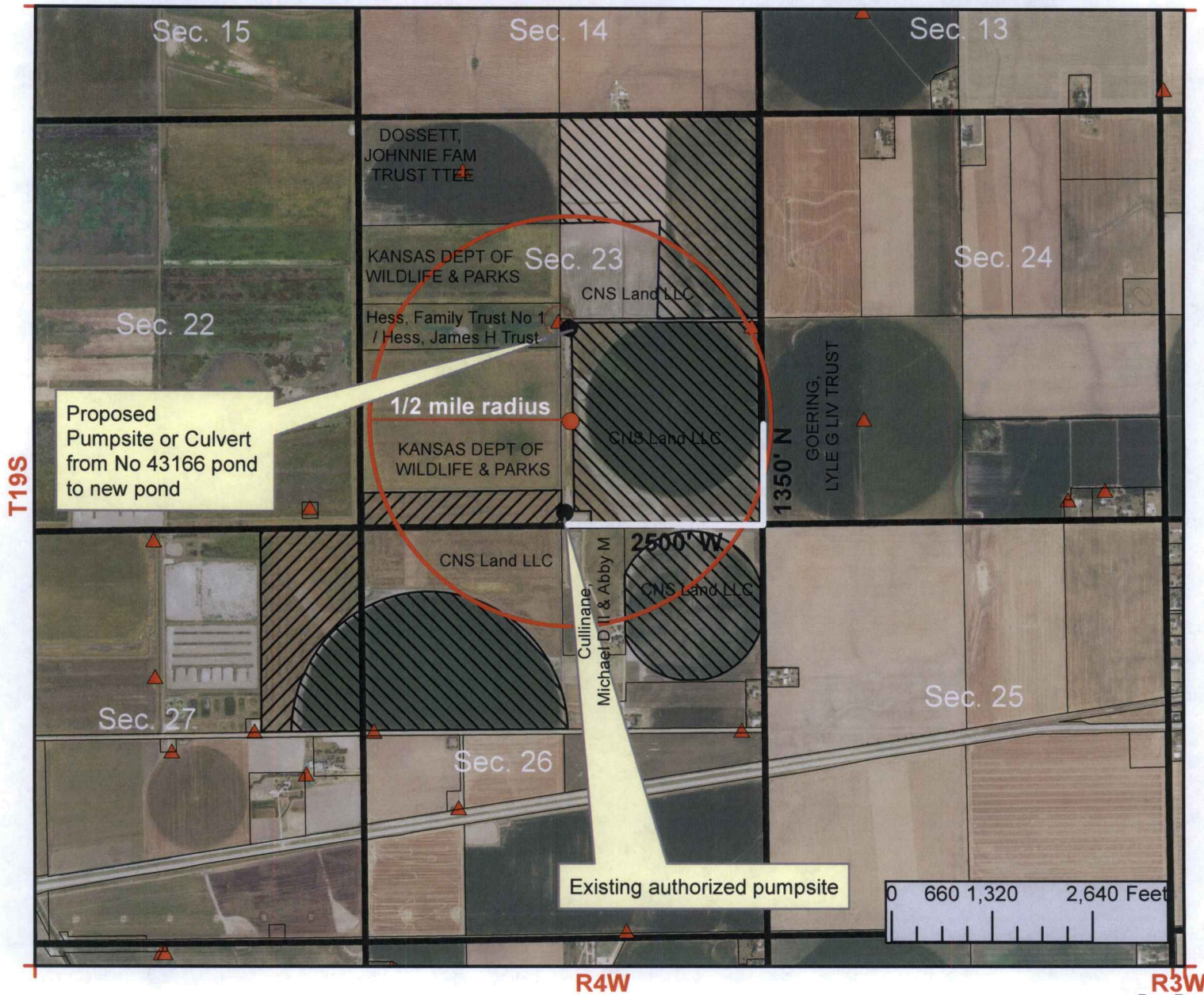
- (1) Application to change a point of diversion 300 feet or less ..... \$100
- (2) Application to change a point of diversion more than 300 feet ..... \$200
- (3) Application to change the place of use ..... \$200

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# Change in Place of Use Application Map No 43166



I declare that all landowners within 1/2 mile of the proposed point of diversion have been plotted on the application map.

*Larry J Stucky*  
Signature

2-22-18  
Date

- New Application
- Application No. To Change:
  - Point of Diversion
  - Place of Use RECEIVED
  - Use Made of Water

FEB 23 2018

Stafford Field Office  
Division of Water Resources

- Authorized Permit No 43166
- Existing Points of Diversion
- Proposed Place of Use
- Authorized Place of Use
- Land Parcel Boundary

See attached list for land owners within 1/2 mile.

Landowners within ½ mile

Landowner	Address
CNS Land LLC	Attn: Stucky, Larry & Cindy 1528 Cimarron RD McPherson, KS 67460
DOSSETT, JOHNNIE FAM TRUST TTEE	1196 LIMESTONE RD MCPHERSON, KS 67460
KANSAS DEPT OF WILDLIFE & PARKS	512 SE 25TH AVE PRATT, KS 67124
Hess, Family Trust No 1/ Hess, James H Trust	PO BOX 1009 MCPHERSON, KS 67460
KANSAS DEPT OF WILDLIFE & PARKS	512 SE 25TH AVE PRATT, KS 67124
CNS Land LLC	Attn: Stucky, Larry & Cindy 1528 Cimarron RD McPherson, KS 67460
GOERING, LYLE G LIV TRUST	% Peoples Bank & Trust PO Box 1226 McPherson, KS 67460
CNS Land LLC	Attn: Stucky, Larry & Cindy 1528 Cimarron RD McPherson, KS 67460
Cullinane, Michael D II & Abby M	1064 Landmark Ln McPherson, KS 67460

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