# Kansas Department of Agriculture Division of Water Resources

CHANGE: P/U WORKSHEET

1. File Number:  BT 19	2. Status Change Date:	3. Change Num:	4. Field Office:	5. GMD:
6. Status: Approved	☐ Denied by DWR/GMD	Dismiss by Reques	st/Failure to Return	7. Filing Date of Change: 2/19/18
8a. Applicant(s)  New to system □	Person ID Add Seq#	8c. Landown New to sy		Person ID Add Seq#
8b. Landowner(s) New to system   ROBERT H ESSI 380 W BARTON GREAT BEND KS	COUNTY RD	380 W	rstem □ RT H ESSMILLE BARTON COUN Γ BEND KS 675	ITY RD
Documents and Enclosure	e(s): DWR Meter(s) Date to Comp	oly: 12/31/18	N & P Date t	o Comply:
☐ Anti-Reverse Meter ☐ Conservation Plan □	☐ Meter Seal ☐ Check Valve  Date Required: Da	□ N & P Form		Driller Copy
10. Use Made of Water F	From:	To:		ra .
			Date Prepared: <b>3/2/</b> 1	By: <b>TJS</b> By:

File No.	BT 19	11. County: BARTON		Bas	sin: <b>W</b> a	alnut	Creek				S	tream:							Fc	rmation	Code: <b>11</b>	3 Special Use:	None
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Limi	tation:	af/yr at					gpm (_				cfs) w	hen co	mbine	d with	file n	umber	(s)						
15. 5YR	Allocation: Alloca	ation Type	Star	t Year		_	5 YR	Amoui	nt		Amo	ount Ur	nit	_	Base	Acres		_ Co	mment _	-			
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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

WATER METER REQUIRED

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.

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	16718 & 32527 to oner	ate in a full circle w/o	ut creating an incomplete		represent	s presently	authorized	point of	diversion	n.)
				_			North			
	overlap-also remove G	reat Bend ownership	by removing land they own	_	10	00 50	0	50	100	
8.	If a well, is the tes	t hole log attach	ed? 🗌 Yes 🛛 No				111411	11111	П	
						F	_		7	
9.	The change(s) (wa	as)(will be) comp	oleted by?		50	L +	_	+	<b>∃</b> 50	
	before 2018 irr seas	son & when owner	ship changes are conclude	<u>ed</u>	50	F .	_	•	$\exists$	
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12	Assisted by CRC-	SFFO		13b.	If the prop	osed point o	f diversion	will be re	located m	ore than
				-	diversion.	but within 1 attach a to	pographic	map or	existing aerial pho	point of tograph.
					For groun	dwater sourc	es, show a	ll wells (i	ncluding d	omestic)
					names an	-half mile of t d mailing ac	ne propose Idresses of	ed point of the own	t diversion	and the
			RECEIVED		water sou	urces, show	the name	es and	addresses	of the
			LOLIVED		landowner	r(s) one-half from your pro	mile dowr	nstream	and one-h	nalf mile
					upstream	nom your pro	perty lines.			

DWR 1-121 (Revised 07/10/2017)

FEB 1 9 2018

Page 2

File No. BT-019

14. If the proposed groundwater point of diversion is 300 or fewer feet fro	m existing point of diversion, complete the following:
(a) Does the undersigned represent all owners of the currently author ☐ Yes ☐ No (If no, all owners must sign this applic	
<ul> <li>(b) Will the ownership interest of any owner of the currently authorisaffected if this application is approved as requested?</li> <li>☐ Yes</li> <li>☐ No</li> <li>(If yes, all owners must sign this application)</li> </ul>	zed place(s) of use identified in this application be adversely
(c) If this application is not approved expeditiously, will there be subsided in the subsided	
If the application proposes a surface water change in point of diversion, a or a change in place of use, the application must be signed by all owners agent (attach notarized statement authorizing representation).	
I hereby verify, being first duly sworn upon my oath or affirmage and the owner, the spouse of the owner, or a duly authoritheir behalf, in regards to the water right(s) to which this appropriation are true, correct and complete.	zed agent of the owner(s) to make this application or dication pertains. I further verify that the statements
Dated at Great Bend , Kansas, this_	13 day of February, 2018.
Robert W. Essmilles (Owner)	Evelyn M. Essmeller
Robert H. Essmiller (Please Print)	Evelyn M. Essmiller (Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
State of Kansas  County of Barton  SS	
I hereby certify that the foregoing application was signed in my	
M.C. Louis Or Kennes	Leg D Buyanor
My Commission Expires	Notary Public
ONLY COMPLETE APPLICATIONS WILL BE PROCESSED. To be complete all accurate information; maps, if necessary, must be included; signatures of all the asthe appropriate fee must be paid.	of the applicable portions of the application form must be completed with
FEE SCHEDU	LE MET PER LES ME
Each application to change the place of use or the point of diversion unde forth in the schedule below: Make checks payable to: Kansas Departme (1) Application to change a point of diversion 300 feet or less (2) Application to change a point of diversion more than 300 feet (3) Application to change the place of use	ent of Agriculture \$100 \$200
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Page 3

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### SUMMARY ORDER APPROVING APPLICATION FOR CHANGE AND IMPOSING CONDITIONS

pro Wit	visions of the <i>Kansas Water A</i> th the exception of those cond limitations of File No. <u>BT-019</u>	ppropriation Law, K.S.A.	82a-701 et. seg.,	and rules and regulat	ions promulgated thereunder,
1.	A change application was reco	eived on2/19/20 the above-referenced file	0 (8 number be chang	requesting that the ged as described in the	place of use and / or point of application.
2.	On and after the effective date on the topographic map acc	e of this summary order, companying the application	the authorized pla on to change the p	ace(s) of use shall be lo lace of use. 🏻 Applica	ocated substantially as shown able
3.	The change in point of diversi- previously authorized. The radius of the authorized poi	point of diversion authori	ized by this summa	ary order shall be locate	source or sources of water as ed within a foot
4.	The point(s) of diversion authorized point(s) of diversion	orized herein shall not action. ☐ Applicable	tually be located m ⊠ Not Applicable	nore than	feet from the previously
5.	As required by K.A.R. 5-3-5d tube or other device suita accordance with K.A.R. 5-6	able for making water I	evel measuremen	nts shall be installed,	gallons per minute or more, a operated and maintained in
6.	operated and maintained in	efore the first use of wan accordance with K.A.R er shall maintain records he Chief Engineer by Mai	ater, whichever oc 5-1-4 through 5- and report the rea	curs first. The water 1-12. As required by lading of the water flow	flow meter shall be installed, K.S.A. 82a-732, as amended, meter and the total quantity of
7.	Installation of the works for authorized extension of time works for diversion has beed Applicable ⊠ Not Applicable	ie. By March 1, 20 in completed, on the form	the applicant sh	all notify the Chief End	gineer that construction of the
8.	The completed well log shall	I be submitted with the	required notice.	☐ Applicable	Not Applicable
9.	All diversion works into which with an in-line, automatic, of check valve(s) shall be in Applicable	uick-closing check valve	capable of prever	nting pollution of the so	to the water shall be equipped urce of the water supply. The ·3-5c. ⊠ Applicable ☐ Not
10.	Additional Conditions are attack	ched.	No		
11.	limitations, as amended an Appropriation Law and the	he above-referenced file d/or supplemented by thi Rules and Regulations p uant to K.S.A. 82a-737,	number are responsible Summary Order promulgated there as amended, and/	onsible for compliance , and with applicable pr under. Failure to com or the suspension or re	authorized place(s) of use of with its terms, conditions and rovisions of the <i>Kansas Water</i> ply with these provisions may evocation and dismissal of the
4	Administrative Appeal and E	ffective Date of Order		FOR OFFICE	
If vo	ou are aggrieved by this order, pu	ursuant to K.S.A. 82a-1901	1.	APPLICATION A	
you Eng Agrifiled adm day revi File Leg 665	may request an evidentiary hear ineer or request administrative reculture. A request for hearing by I within 15 days of service of this inistrative review by the Secretas pursuant to K.S.A. 77-531. Any ew must state a basis for review any request with Kansas Departal Division, 1320 Research Partagore. Failure to timely request a health of the Kansas Jude review under the Land review under	ring before the Chief eview by the Secretary of the Chief Engineer must be order and a request for any must be filed within 30 yrequest for administrative pursuant to K.S.A. 77-527 rtment of Agriculture, rk Drive, Manhattan, KS earing or review may udicial Review Act.	By:	suance: 3/1/	,
	For Use by Registe	er of Deeds		- (1-00 1	) SS
			County of		100/000
			( 10	dged before me on 3	1045018
			by	H Cantern	nan
			Signature		otary Public JESSICA ENGELBRECHT
		RECEIVED	My comp	nission expires	My Appointment Expires August 11, 2021
DWI	R 1-121 (Revised 07/10/2017)	FEB 1 9 2018	Page 4		(Notary Seal) File No. BT-019

FEB 1 9 2018

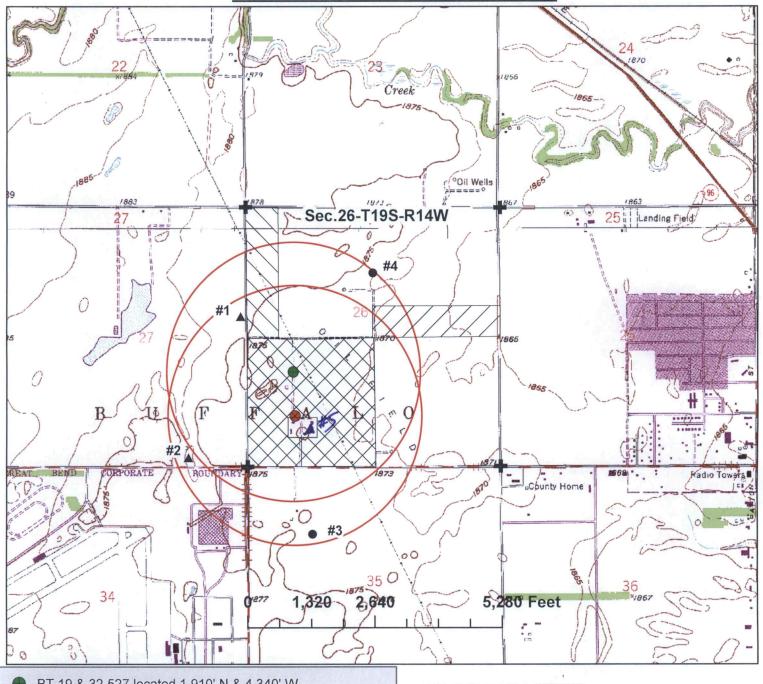
Page 4

Stafford Field Office Division of Water Resources

14. If the proposed groundwater point of diversion is 300 or fewer feet from	om existing point of diversion, complete the following:
<ul><li>(a) Does the undersigned represent all owners of the currently auth</li><li>☐ Yes</li><li>☐ No</li><li>(If no, all owners must sign this applied)</li></ul>	
<ul> <li>(b) Will the ownership interest of any owner of the currently authoral affected if this application is approved as requested?</li> <li>☐ Yes</li> <li>☐ No</li> <li>(If yes, all owners must sign this approved in the currently authoral a</li></ul>	
(c) If this application is not approved expeditiously, will there be sub ☐ Yes ☐ No (If no, all owners must sign this appli	
If the application proposes a surface water change in point of diversion, a or a change in place of use, the application must be signed by all owners agent (attach notarized statement authorizing representation).	
I hereby verify, being first duly sworn upon my oath or affirm age and the owner, the spouse of the owner, or a duly author their behalf, in regards to the water right(s) to which this ap contained in this application are true, correct and complete.	rized agent of the owner(s) to make this application on
Dated at, Kansas, this	day of, 20
Isoldo	
(Owner)	(Spouse)
Robert G. Sue Har Great Bend Coty Attorny	
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
State of Kansas )	
County of	
I hereby certify that the foregoing application was signed in m	y presence and sworn to before me this 9th day of
NOTARY PUBLIC - STATE OF KANSAS	1 0 111
Julie Urban  My ADDL EXD. 8-21-31	Julie Urban
My Commission Expires	V Notary Fusio
ONLY COMPLETE APPLICATIONS WILL BE PROCESSED. To be complete, all accurate information; maps, if necessary, must be included; signatures of all the a the appropriate fee must be paid.	of the applicable portions of the application form must be completed with appropriate owners' must be affixed to the application and notarized; and
FEE SCHEDU	ULE
Each application to change the place of use or the point of diversion undeforth in the schedule below: Make checks payable to: Kansas Departm (1) Application to change a point of diversion 300 feet or less (2) Application to change a point of diversion more than 300 fee (3) Application to change the place of use	er this section shall be accompanied by the application fee set then tof Agriculture \$100 to \$200

RECEIVED

# 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 domestic wells nearby permitted wells

currently authorized place of use covering 193 acres

proposed place of use covering 193 acres

By signing below I agree that all wells, including domestic, within

SEE ATTACHED LIST FOR **NEARBY WELL OWNERS** 



1/2 mile of the point of diversion have been shown on the map.

RECEIVED Papert I Connelles FEB 1 9 2018

1 inch = 2,000 feet

1/2 mile circles around auth p/d's

section corners

Stafford Field Office man created on 1/9/18 scale 112-000

# 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 domestic wells nearby permitted wells

currently authorized place of use covering 193 acres

proposed place of use covering 193 acres

1/2 mile circles around auth p/d's section corners

SEE ATTACHED LIST FOR **NEARBY WELL OWNERS** 



By signing below I agree that all wells, including domestic, within ½ mile of the point of diversion have been shown on the map.

RECEIVED

Robert 26 Essemilles

1 inch = 1,000 feet

date Division of Water Resource 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 30<sup>th</sup> Avenue
   Great Bend, KS 67530
- #5 Domestic owned by applicant

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FEB 1 9 2018

Stafford | Office Division of Water Resource



Stafford Field Office 300 S. Main Street Stafford, Kansas 67578-1521 Phone: 620-234-5311 Fax: 620-234-6900 www.agriculture.ks.gov

Governor Jeff Colyer, M.D.

Jackie McClaskey, Secretary David W. Barfield, Chief Engineer Jeff Lanterman, Water Commissioner

March 12, 2018

David D Esmiller 66 SW 30 Ave Great Bend KS 67530-9707

Re: Vested Right, File No(s). BT-19

Dear Water Right Owner:

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

Your attention is directed to the enclosures and to the terms, conditions and limitations specified in this approval for change. An acceptable water flow meter must be installed on your well before any water is applied as authorized under this change approval. A copy of the approved list of <u>Certified Water Flowmeters</u> as well as the regulations regarding the installation of flowmeters, measurement tubes and check valves can be found at <a href="http://agriculture.ks.gov/divisions-programs/dwr/water-appropriation/water-flowmeters">http://agriculture.ks.gov/divisions-programs/dwr/water-appropriation/water-flowmeters</a>. If you do not have access to the internet, please contact this office and we will send you a paper copy of the referenced information.

Since this 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 to contact this office. If you wish to refer to a specific file, please reference it when you contact us.

Sincerely,

Jeff Lanterman

Water Commissioner

Enclosures

pc: Water Rights Section

Groundwater Management District No.5

## **CERTIFICATE OF SERVICE**

On this **March** day of **12**, **2018**, I hereby certify that the attached Change in Place of Use for Vested Right, File No. **BT-019**, dated **March 9**, **2018** was mailed via Certified U.S. mail to the following:

David D Esmiller 66 SW 30 Ave Great Bend KS 67530-9707

A copy of the letter was sent to the following:

GMD 5

Lessea Megathereld
Staff



#### KANSAS DEPARTMENT OF AGRICULTURE

#### **Division of Water Resources**

#### **Stafford Field Office**

#### MEMORANDUM

TO: File DATE: 2/23/2018

FROM: Tyler Saryerwinnie RE: File No. BT19 & 32528

This is a memorandum regarding surrounding well owner notification on irrigation field office PU changes and pertains to decisions made during the Water Commissioner meeting which took place on 11/16/2016 with directive from Lane Letourneau, Program Manager.

This is applicable to field office changes to increase the place of use by 10 acres or 10% (whichever is less) or a change in place of use to create a complete overlap in which no new acres are being irrigated.

During that meeting it was determined that no surrounding well owner notification will be sent under this type of Place of Use change. All well rates and quantities will remain unchanged and the referenced change will not cause impairment or impact surrounding well owners.

The change in place of use applications filed on <u>2/19/2018</u> for the above referenced files meet this criteria and surrounding well owners will not be notified.

#### Saryerwinnie, Tyler [KDA]

From:

Saryerwinnie, Tyler [KDA]

Sent:

Tuesday, February 27, 2018 9:59 AM

To:

Orrin Feril (oferil@gmd5.org)

Cc:

Conant, Cameron [KDA]

Subject:

GMD Recommendation Request - File Nos. BT19 & 32528

**Attachments:** 

BT19.32528.Cover Letter.pdf; BT019.Change App.pdf; 32528.Change App.pdf;

BT19.32527.32528.base review.pdf

Orrin,

I have attached a cover letter and copies of two (2) change applications for GMD recommendation. I have also included a copy of the base acre review for each file. Please provide the GMD recommendation by no later than March 19, 2018.

Please let me know if you are needing anything else, or have any questions.

Thank you,

Tyler

**Tyler Saryerwinnie**, Environmental Scientist Kansas Department of Agriculture Division of Water Resources Stafford Field Office

Phone: (620)234-5311



1320 Research Park Drive Manhattan, Kansas 66502 785-564-6700

Secretary Jackie McClaskey

900 SW Jackson, Room 456 Topeka, Kansas 66612 785-296-3556

Governor Jeff Colyer, M.D.

February 27, 2018

Orrin Feril
Big Bend – GMD No. 5
125 S Main St.
Stafford, KS 67578

RE: Place of Use Change Application, File No. BT 19 & 32,528

Dear Mr. Feril,

We are enclosing a copy of the application, as referenced above, for your review and recommendation. At this time the application appears to be in proper form.

This office will delay any further action on this file for a period of 15 business days from the date of this letter to allow you time to submit your recommendation concerning the application. Please submit your recommendation within the allotted time, or any authorized extension of time thereof.

If you have any questions, please feel free to contact the office.

Sincerely,

Tyler Saryerwinnnie

Environmental Scientist

Stafford Field Office

tyler.saryerwinnie@ks.gov

Enclosure

## Saryerwinnie, Tyler [KDA]

From:

Orrin Feril <oferil@gmd5.org>

Sent:

Thursday, March 01, 2018 4:03 PM

To:

Saryerwinnie, Tyler [KDA]

Subject:

Application for Change, Water Right, File No. BT019, 16718, 32527, 32528

**Attachments:** 

BT019 16718 32527 32528 2018-03-01 Rec.pdf

Tyler,

I'm attaching the recommendation requested by your office in a letter dated February 27, 2018. Please let me know if you have any questions.

Thank you for your consideration in this matter,

Orrin

# Orrin Feril

Manager

Big Bend GMD#5

Email: oferil@gmd5.org Phone: (620) 234-5352 Mobile: (620) 388-0172 Fax: (620) 234-5718 www.gmd5.org Darrell Wood - Edwards (Pres.)
Fred Grunder - Pratt (V Pres.)
John Janssen - Kiowa (Treas.)
Jerry Cullop - Rice (Sec.)
Justin Gatz - Reno
Kent Lamb - Stafford
Phil Martin - Barton
Kerry Froetschner - Pawnee
Tom Taylor - At-Large



Orrin Feril, Manager 125 South Main Street Stafford, Kansas 67578 ph: (620) 234-5352 fx: (620) 234-5718 gmd5@gmd5.org www.gmd5.org

March 1, 2018

Tyler Saryerwinnie Division of Water Resources Kansas Department of Agriculture 300 S Main St Stafford, KS 67578

RE: Vested File No. BT019
Water Right File Nos. 32527, 32528
Change in the Place of Use
Water Right File No. 16718
Change in Point of Diversion and Place of Use

Dear Mr. Saryerwinnie,

Big Bend Groundwater Management District #5 has reviewed the above referenced applications to change the place of use and point of diversion. It is the understanding of the District that these changes are intended to clean up the ownership of the places of use and allow for a more efficient application of water through center pivot irrigation in the N2 of Section 26. The applications appear to be consistent with 5-25-20(b) and are recommended for approval.

The applications to change are subject to the District's well equipment regulation K.A.R. 5-25-5 for a required flow meter.

Please feel free to give me a call if you have any questions.

Sincerely,

Orrin Feril Manager

RECEIVED

MAR 01 2018

Stafford Field Office
Division of Water Resources

REGISTER OF DEEDS PAM WORNKEY BARTON COUNTY, KS

Book: 620 Page: 1204

Receipt #: 143963 Pages Recorded: 1 Total Fees: \$21.00

Date Recorded: 2/8/2018 2:02:52 PM Entered in Transfer Record in my office this

\_day of tebruary

A.D., 2018

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#### STATUTORY WARRANTY DEED

On this 7<sup>th</sup> day of February, 2018, Robert H. Essmiller, Jr. and Evelyn M. Essmiller, his wife, Grantors,

In exchange of property for valuable but non-monetary consideration

#### **CONVEYS AND WARRANTS**

to David D. Essmiller and Deanna Essmiller, as Trustees of the Revocable Inter Vivos Trust of David D. Essmiller dated October 5, 2011, as Grantees, all of the following-described real estate in Barton County, Kansas:

The South Half of the South Half of the Northeast Quarter (S/2 S/2 NE/4) of Section 26, T19S-R14W, Barton County, Kansas, less and except a tract by metes and bounds described as follows: Beginning at a point on the south line of said NE 1/4 Section 26 which bears from the east 1/4 corner N89°41"15"W, 24.68 ft.; thence continuing N89°41"15"W on and along the south line of said NE 1/4 section, 920.10 ft.; thence N00°00'00"W, 660.12 ft.; thence S89°39'39"E, 918.25 ft. to the west right-of-way of the township road; thence S00°09'38"E, 659.70 ft. to the point of beginning.

Reserving unto grantors, their heirs and assigns all water rights appurtenant to or associated with the above described property, including but not limited to Kansas Water Right File Numbers 32,528 and BT 19.

By: Robert & Esomeller Jr.
Robert H. Essmiller, Jr.

By: Evelyn M. Essmiller

STATE OF KANSAS

) ss.

COUNTY OF BARTON

This instrument was acknowledged before me on the 7<sup>th</sup> day of February, 2018, by Robert H. Essmiller, Jr. and Evelyn M. Essmiller, his wife.

My Commission Expires: 1/-18-18

My Appt Exp. 11-1

Notary Public

RECEIVED

FEB 189 2018

REGISTER OF DEEDS PAM WORNKEY
BARTON COUNTY, KS

Book: 620 Page: 1187

Receipt #: 143958 Pages Recorded: 2 Total Fees: \$38.00

Plat Book Military Book Art of Inc Book

Scanned.

Date Recorded: 2/8/2018 11:00:46 AM

Entered in Transfer Record in my office this

Lay of tebruary, A.D., 2018 Lang Bew Schneidle, ast Deput

#### TRUSTEES' DEED

The Grantors, by virtue of the terms and provisions of said trust instrument, in consideration of the exchange of real estate, and for valuable but non-monetary consideration, do hereby grant, sell and convey to Grantees, the following described real estate in Barton County, Kansas:

The West 825 feet of the Northwest Quarter (NW/4) of Section Twenty-six (26), Township Nineteen (19) South, Range Fourteen (14) West, Barton County, Kansas, containing 50 acres more or less,

Except and subject to: leases, easements, covenants and restrictions of record and further reserving to the Grantors a right of first refusal in the event Grantees, their heirs or assigns, elect to sell said real estate to be exercised within thirty (30) days of receipt of written notice.

Grantors covenant that Grantors have good right to convey Grantors' interest in the property conveyed by this Deed (the "Property") and warrants the quiet possession of the Property against the claims of those claiming any right, interest or title through Grantors, except as may be described above, and further covenants that the Property is free from all encumbrances created by Grantors, except as may be described above, and Grantors will warrant and defend the Property against all lawful claims of those claiming any right, interest or title through Grantors, except as may be described above. By the acceptance hereof, it is agreed that Grantors are not and shall not be personally liable upon any covenant or warranty herein, whether express or implied, and that Grantors' liability as trustees shall be limited to the assets held by Grantors as trustees at the time any such liability may be determined.

Grantors certify that Grantors are the duly appointed, qualified and acting Trustees of the the Revocable Inter Vivos Trust of David D. Essmiller dated October 5, 2011, and have full power and authority to convey Grantors' interest in the Property, and have made this conveyance pursuant to the power and authority granted to Grantors of such Trust Agreement, which agreement is in full force and effect and has not been amended or revoked.

RECEIVED

FEB 1 9 2018

Stanurd Fier

Book: 620 Page: 1187 Page # 2

TO HAVE AND TO HOLD the Property, together with the appurtenances and hereditaments and every part thereof, unto the Grantees.

Revocable Inter Vivos Trust of David D. Essmiller dated October 5, 2011

By: Pavid D Essmiller Trustee

By: Alanna Umille, Trustee

Deanna Essmiller, Trustee

STATE OF KANSAS

) ss.

COUNTY OF BARTON

This instrument was acknowledged before me on the \_\_\_\_\_\_ day of February, 2018, by David D. Essmiller and Deanna Essmiller, as Trustees of the Revocable Inter Vivos Trust of David D. Essmiller dated October 5, 2011.

My Appointment Expires: 11-13-2020

Notary Public

NOTARY PUBLIC - State of Kansas

KATHERINE S. JONAS

My Appt. Exp.