

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.

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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J. O'Brien
 APR 01 2019

File No. 39948

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: Larry L. Froese

1226 Cherokee Road, Inman, KS 67546

Phone Number: (620)669-7659

Email address: froese.larry@gmail.com

Name and address of Water Use Correspondent: Change to: Brett A. Froese

PO Box 234, Inman, KS 67546

Phone Number: (620)728-9174

Email address: bfroese@usd448.com

3. The presently authorized place of use is:

Owner of Land ---- NAME: Ray & Dawn Froese Family Trust; Larry L. & Beverly D. Froese

ADDRESS: 1462 Arrowhead Rd, Inman, KS 67546; 1226 Cherokee Rd, Inman, KS 67546

(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	Lot 1 NE¼	Lot 2 NW¼	Lot 3 SW¼	Lot 4 SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼		
18	21S	3W	33.5	40	29.5	36.5	40	31	8.5	11										230

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: A) Ray & Dawn Froese Family Tr; Larry L. & Beverly D. Froese B) Larry & Beverly Froese Family Tr. ETAL

ADDRESS: A)1462 Arrowhead Rd, Inman, KS 67546; 1226 Cherokee Rd, Inman, KS 67546; B)1226 Cherokee Rd, Inman, KS

(If there is more than one landowner, attach supplemental sheets as necessary.)

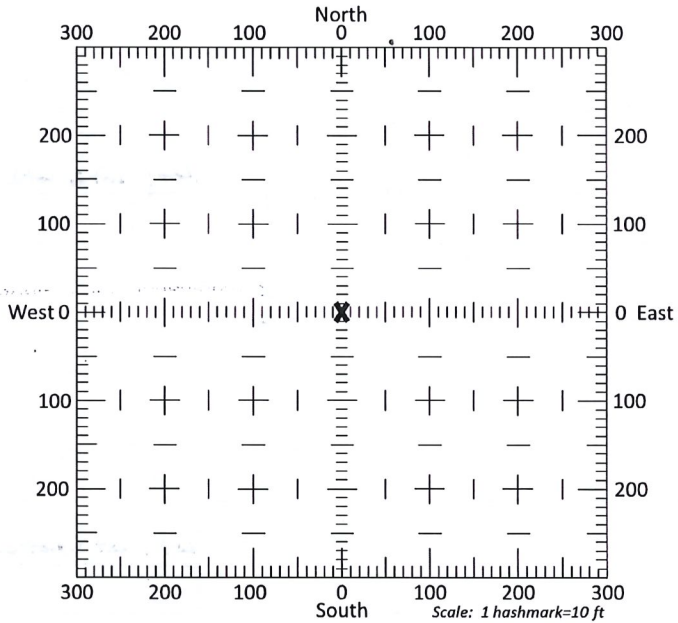
Sec.	Twp.	Range	NE¼				NW¼				SW¼				SE¼				TOTAL ACRES	
			NE¼	NW¼	SW¼	SE¼	Lot 1 NE¼	Lot 2 NW¼	Lot 3 SW¼	Lot 4 SE¼	Lot 1 NE¼	Lot 2 NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼		
A) 18	21	3W	33.5	40	29.5	36.5	40	31	8.5	11										230
B) 18	21	3W									70	63.73				40	40	40		253.73
																			Total: 483.73	

For Office Use Only: Code _____ Fee \$ 200 - TR # _____ Receipt Date _____ Check # 2063

5. **Presently authorized point of diversion:**
 One in the _____ Quarter of the _____ Quarter of the Lot 1 Quarter
 of Section 18, Township 21 South, Range 3W (E/W),
 in McPherson County, Kansas, 4581 feet North 3788 feet West of Southeast corner of section.
 Authorized Rate 800 (LTD) GPM Authorized Quantity 115 (LTD) AF Depth of well 202 (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 _____ (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 13056 + 20167102-MF*

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) Combining place of use with
Nos. 13056, 37843, & 37868 proposed place of use
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, GMD2



13a. If the proposed point of diversion will be relocated more than 300 feet but within 2,640 feet of 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

13b. If the proposed point of diversion will be relocated within 300 feet of the existing point of diversion, indicate its location on the diagram shown above in relation to the existing point of diversion. (PLEASE NOTE: The "X" in center of diagram above represents the presently authorized point of diversion.)

14. If the proposed groundwater point of diversion is 300 or fewer feet from the 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 Tracy, Kansas, this 29 day of March, 2019.

[Signature]
 (Owner)

Larry L. Froese
 (Please Print)

[Signature]
 (Owner)

Ray Froese, Trustee of the Ray & Dawn Froese Family Trust
 (Please Print)

(Owner)

(Please Print)

[Signature]
 (Spouse)

Beverly D. Froese
 (Please Print)

[Signature]
 (Spouse)

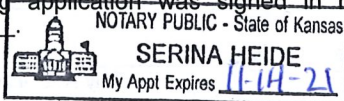
Dawn Froese
 (Please Print)

(Spouse)

(Please Print)

State of Kansas }
 County of McPherson } SS

I hereby certify that the foregoing application was signed in my presence and sworn to before me this 29 day of March, 2019.



[Signature]
 Notary Public

My Commission Expires 11-14-21

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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**ADDITIONAL CONDITIONS TO SUMMARY ORDER APPROVING
APPLICATION FOR CHANGE AND IMPOSING CONDITIONS**

The effective date of the change approval to change the point of diversion shall be the date this order is executed by the Chief Engineer.

- 11a. The owner of the authorized place(s) of use shall properly install an anti-reverse totalizing water flowmeter which meets or exceeds specifications adopted by the Chief Engineer

- 11b. A seal shall be placed on the water flowmeter by the Division of Water Resources or the Groundwater Management District in such a manner as to render the meter non-removable from the measuring chamber without breaking the seal. If the seal is broken without the permission of the chief engineer, this shall create a rebuttable presumption that the point of diversion had been unlawfully operated in violation of the order of the chief engineer and that the water right holder had been acting in violation of the conditions of his or her water right.

Application Map - File No. 39948



I declare that all water wells or diversion sites using the same source of supply and within 1/2 mile of the proposed point of diversion have been plotted on the application map.

[Signature]
Signature

3-24-19
Date

- New Application
- Application No. 39948 To Change:

- Point of Diversion
- Place of Use
- Use Made of Water
- Proposed Point of Diversion
- Existing Points of Diversion
- Proposed Place of Use
- Authorized Place of Use

Water wells within 1/2 mile of proposed point of diversion include: (type use, owner, address)

- 1) See Attached
- 2)
- 3)

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Well owners within ½ mile – No. 39948

- 1) Domestic Well
Junis E. & Velma Schroeder
389 12th Avenue
Inman, KS 67546

- 2) Domestic Well
Larry & Beverly Froese Family Trust
1226 Cherokee Rd.
Inman, KS 67546

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