

Kansas Department of Agriculture  
 Division of Water Resources  
**CHANGE: P/D WORKSHEET**

1. File Number: <b>9860</b>	2. Status Change Date: <b>6-13-2023</b>	3. Change Num: <b>C2</b>	4. Field Office: <b>4</b>	5. GMD: <b>3</b>
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6. Status: <input checked="" type="checkbox"/> Approved <input type="checkbox"/> Denied by DWR/GMD <input type="checkbox"/> Dismiss by Request/Failure to Return	7. Filing Date of Change: <b>6/092023</b>
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8a. Landowner, applicant(s)    Person ID <b>31721</b> New to system <input type="checkbox"/> Add Seq# _____  <b>ELDON P &amp; MAXINE R SCHMIDT</b> <b>23102 2 RD</b> <b>COPELAND, KS 67837</b>	8c. Landowner(s)    Person ID _____ New to system <input type="checkbox"/> Add Seq# _____
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8b. Landowner(s)    Person ID <b>41624</b> New to system <input type="checkbox"/> Add Seq# _____  <b>GERALDINE KOEHN</b> <b>11304 Z RD</b> <b>MONTEZUMA, KS 67867</b>	8d. WUC    Person ID <b>61116</b> New to system <input type="checkbox"/> Add Seq# _____  <b>HARLEY JAY SCHMIDT</b> <b>23704 2 RD</b> <b>COPELAND, KS 67837</b>
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9. Documents and Enclosure(s):  DWR Meter(s) Date to Comply: **12/31/2023**     N & P Date to Comply: **3/1/2024**

Anti-Reverse Meter     Meter Seal     Check Valve     N & P Form     Water Tube     Driller Copy     H & E Letter

Conservation Plan    Date Required: \_\_\_\_\_    Date Approved: \_\_\_\_\_    Date to Comply: \_\_\_\_\_

10. Use Made of Water    From: \_\_\_\_\_    To: \_\_\_\_\_

Date Prepared: **6/13/2023**    By: **MAM**  
 Date Entered: \_\_\_\_\_    By: \_\_\_\_\_

File No. **9860**      11. County: GY      Basin: **ARKANSAS RIVER**      Stream: \_\_\_\_\_      Formation Code: **211**      Special Use: \_\_\_\_\_

12. Points of Diversion										Rate and Quantity						
CHK	MOD	DEL	PDIV	Qualifier	S	T	R	ID	'N	'W	Comment (AKA Line)	Authorized		Additional		Overlap PD Files
ENT												Rate gpm	Quantity af	Rate gpm	Quantity af	

<b>DEL 65686</b>																		
<b>ENT</b>				<b>SWSWNW</b>	<b>29</b>	<b>27</b>	<b>30W</b>				<b>2672</b>	<b>5163</b>		<b>1200</b>	<b>388</b>	<b>1200</b>	<b>388</b>	<b>NONE</b>

13. Storage: Rate \_\_\_\_\_ NF      Quantity \_\_\_\_\_ ac/ft      Additional Rate \_\_\_\_\_ NF      Additional Quantity \_\_\_\_\_ ac/ft

14. Limitation: \_\_\_\_\_ af/yr at \_\_\_\_\_ gpm (\_\_\_\_\_ cfs) when combined with file number(s) \_\_\_\_\_  
 Limitation: \_\_\_\_\_ af/yr at \_\_\_\_\_ gpm (\_\_\_\_\_ cfs) when combined with file number(s) \_\_\_\_\_

15. 5YR Allocation: Allocation Type \_\_\_\_\_ Start Year \_\_\_\_\_ 5 YR Amount \_\_\_\_\_ Amount Unit \_\_\_\_\_ Base Acres \_\_\_\_\_ Comment \_\_\_\_\_

16. Place of Use																		Total	Owner	Chg?	Overlap Files							
CHK	MOD	DEL	ENT	PUSE	S	T	R	ID		NE¼				NW¼								SW¼				SE¼		
										NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼			
<b>CHK 997</b>																												
<b>CHK 7663</b>																												

Base Acres: \_\_\_\_\_ Year: \_\_\_\_\_ Minimum Reasonable Quantity: \_\_\_\_\_  
 Comments: \_\_\_\_\_

Garden City Field Office  
4532 W. Jones, Suite B  
Garden City, KS 67846



Phone: 620-276-2901  
Fax: 620-276-9315  
www.agriculture.ks.gov

Mike Beam, Secretary

Laura Kelly, Governor

June 13, 2023

ELDON P & MAXINE R SCHMIDT  
23102 2 RD  
COPELAND, KS 67837

RE: Field Office Application for Change  
Water Right, File No. 9860

Dear Sir:

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

Your attention is directed to the enclosures and to the terms, conditions, and limitations specified in this approval for change. A condition of this approval is that an acceptable water flow meter must be installed on the diversion works authorized under the referenced file number and meet current specifications. Please return the required notification of completion of the diversion works and installation of the required meter as soon as these actions are completed.

Since the 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 contact this office. If you would prefer, you could arrange an appointment for additional assistance.

Sincerely,

A handwritten signature in blue ink that reads "Michael A. Meyer".

Michael A. Meyer  
Water Commissioner

MAM:  
enclosures

pc: Harley Schmidt

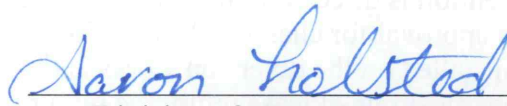
## CERTIFICATE OF SERVICE

On this 13<sup>th</sup> day of June 2023, I hereby certify that the foregoing Approval of Application for Change in Point of Diversion, Water Right, File No. 9,868 dated 13<sup>th</sup> day of June 2023 was mailed postage prepaid, first class, US mail to the following:

ELDON P & MAXINE R SCHMIDT  
23102 2 RD  
COPELAND, KS 67837

Pc:

HARLEY JAY SCHMIDT  
23704 2 RD  
COPELAND, KS 67837



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Division of Water Resources Staff



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**

**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.

RECEIVED

JUN 09 2023  
 3:49 P.M.

Garden City Field Office  
 Division of Water Resources

File No. 9860

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: DALE SCHMIDT

23704 2 RD, COPELAND KS 67837

Phone Number: (     )                      Email address: \_\_\_\_\_

Name and address of Water Use Correspondent: NO CHANGE

Phone Number: (     )                      Email address: \_\_\_\_\_

3. The presently authorized place of use is:

Owner of Land ---- NAME: NO CHANGE

ADDRESS: \_\_\_\_\_

(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			

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: NO CHANGE

ADDRESS: \_\_\_\_\_

(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				

<b>For Office Use Only: Code</b> _____ <b>Fee \$</b> <u>100.<sup>00</sup></u> <b>TR #</b> _____ <b>Receipt Date</b> <u>6-9-2023</u> <b>Check #</b> <u>8063</u>
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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 COPELAND, Kansas, this 9<sup>th</sup> day of JUNE, 2023.

 (Owner)	(Spouse)
<u>Dale Schmidt</u> (Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)

NOTARY PUBLIC - State of Kansas  
**LINDIE ANDREAS**  
 My Appt. Exp. 4/22/2026

State of Kansas }  
 County of Gray } SS

I hereby certify that the foregoing application was signed in my presence and sworn to before me this 9<sup>th</sup> day of June, 2023.

Notary Public

My Commission Expires 4/22/2026.

**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 |



**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. 5-5-1, *et seq.* and other applicable provisions of the *Kansas Water Appropriation Law, K.S.A. 82a-701 et. seq.*, and rules and regulations promulgated thereunder. With the exception of those conditions expressly contained herein, this Summary Order does not change the terms, conditions and limitations of File No. 9860.

1. A change application was received on JUNE 9, 2023 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 50 foot radius of the authorized point(s) of diversion.  Applicable  Not Applicable
4. The point(s) of diversion described herein is administratively corrected to be more accurately described using the Global Positioning System (GPS), as described in the application.  Applicable  Not Applicable
5. The point(s) of diversion authorized herein shall not actually be located more than 300 feet from the previously authorized point(s) of diversion.  Applicable  Not Applicable
6. 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
7. **The owner of the authorized place(s) of use shall properly install an acceptable water flow meter on or before December 31, 2023**, 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
8. **Installation of the works for diversion of water shall be completed on or before December 31, 2023**, or within any authorized extension of time. By March 1, 2024 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
9. **The completed well log shall be submitted with the required notice.**  Applicable  Not Applicable
10. 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
11. Additional Conditions are attached.  Yes  No
12. 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.

**Administrative Appeal and Effective Date of Order**

If you are aggrieved by this order, pursuant to K.S.A. 82a-1901, you may request an evidentiary hearing before the Chief Engineer or request administrative review by the Secretary of Agriculture. A request for hearing by the Chief Engineer must be filed within **15 days** of service of this Order and a request for administrative review by the Secretary must be filed within **30 days** pursuant to K.S.A. 77-531. Any request for administrative review must state a basis for review pursuant to K.S.A. 77-527. File any request with **Kansas Department of Agriculture, Legal Division, 1320 Research Park Drive, Manhattan, KS 66502**. Failure to timely request a hearing or review may preclude review under the Kansas Judicial Review Act.

*For Use by Register of Deeds*

FOR OFFICE USE ONLY  
**APPLICATION APPROVED AND  
 SUMMARY ORDER ISSUED**

By: Michael A. Meyer  
 Duly Authorized Designee of the Chief Engineer  
 (Print Name): MICHAEL A. MEYER  
 Division of Water Resources - Kansas Department of Agriculture  
 Date of Issuance: JUNE 13, 2023  
 State of Kansas )  
 ) SS  
 County of Finney )  
 Acknowledged before me on June 13, 2023  
 by Michael A. Meyer  
 Signature: Aaron Holsted



My commission expires:



# Dale Schmidt


Existing Well  
NW 29-27-30 GY  
FILE # 19375

P/D Well location is 20 feet East of existing well.

Log is of existing well. New well will be drilled on the existing well test log.

Dale Schmidt  
23704 2 Road  
Copeland, KS 67837

## Legend

 37.67130 N 100.63391 W

2

3

 Farm Girl's Quilting

 37.67130 N 100.63391 W

Google Earth

2000 ft







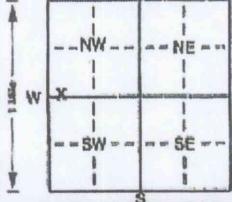
Water Well Database Query

DALE SCHMIDT 620-668-0050  
Scan of WWC5 Form

WATER WELL RECORD Form WWC-5 KSA 82a-1212 ID No.

1) LOCATION OF WATER WELL: Fraction Section Number Township Number Range Number  
 County: Gray SW 1/4 SW 1/4 NW 1/4 20 T 27 S R 30 EW  
 Distance and direction from nearest town or city street address of well if located within city?  
 9 Miles North of Copeland

2) WATER WELL OWNER: DALE SCHMIDT  
 R/R#, St. Address, Box #: 23704 2 Road Board of Agriculture, Division of Water Resources  
 City, State, ZIP Code: Copeland, Kansas 67837 Application Number: 19375

3) LOCATE WELL'S LOCATION WITH AN "X" IN SECTION BOX:  
  
 4) DEPTH OF COMPLETED WELL: 412 ft. ELEVATION: 360 ft.  
 Depth(s) Groundwater Encountered: 1. 210 ft. 2. 246 ft. 3. 342 ft. 360 ft.  
 WELL'S STATIC WATER LEVEL: 197 ft. below land surface measured on mo/day/yr 5-21-01  
 Pump test date: Well water was ... ft. after ... hours pumping ... gpm  
 Est. Yield: 1200 gpm; Well water was ... ft. after ... hours pumping ... gpm  
 Bore Hole Diameter: 26 in. to 396 in. and ... in. to ... ft.  
 WELL WATER TO BE USED AS:  
 1 Domestic 3 Feedlot 6 Oil field water supply 8 Air conditioning 11 Injection well  
 2 Irrigation 4 Industrial 7 Domestic (lawn & garden) 10 Monitoring well 12 Other (Specify below)  
 Was a chemical/bacteriological sample submitted to Department? Yes. No. X; If yes, mo/day/yr sample was submitted Water Well Disinfected? Yes X No

5) TYPE OF BLANK CASING USED:  
 1 Steel 3 RMP (SR) 5 Wrought iron 8 Concrete tile CASING JOINTS: Glued & Bolted  
 2 PVC 4 ABS 6 Asbestos-Cement 9 Other (specify below) Welded  
 7 Fiberglass Threaded  
 Blank casing diameter: 1.6 in. to 356 in. Dia. in. to ... ft. Dia. in. to ... ft.  
 Casing height above land surface: 1.2 in. weight ... lbs./ft. Wall thickness or gauge No. CL160  
 TYPE OF SCREEN OR PERFORATION MATERIAL:  
 1 Steel 3 Stainless steel 5 Fiberglass 7 PVC 10 Asbestos-cement  
 2 Brass 4 Galvanized steel 6 Concrete tile 8 RMP (SR) 11 Other (specify)  
 9 ABS 12 None used (open hole)  
 SCREEN OR PERFORATION OPENINGS ARE:  
 1 Continuous slot 3 Mill slot 5 Gauzed wrapped 8 Saw cut 11 None (open hole)  
 2 Louvered shutter 4 Key punched 6 Wire wrapped 9 Drilled holes  
 7 Torch cut 10 Other (specify) ... ft.  
 SCREEN-PERFORATED INTERVALS: From 356 ft. to 396 ft. From ... ft. to ... ft.  
 GRAVEL PACK INTERVALS: From 20 ft. to 396 ft. From ... ft. to ... ft.

6) GROUT MATERIAL: 1 Neat cement 2 Cement grout 3 Bentonite 4 Other ... ft.  
 Grout intervals: From 0 ft. to 20 ft. From ... ft. to ... ft.  
 What is the nearest source of possible contamination:  
 1 Septic tank 4 Lateral lines 7 Pit privy 10 Livestock pens 14 Abandoned water well  
 2 Sewer lines 5 Cess pool 8 Sewage lagoon 11 Fuel storage 15 Oil well/Gas well  
 3 Watertight sewer lines 6 Seepage pit 9 Feedyard 12 Fertilizer storage 16 Other (specify below)  
 13 Insecticide storage  
 Direction from well? How many feet?

FROM	TO	LITHOLOGIC LOG	FROM	TO	PLUGGING INTERVALS
0	15	Topsoil & clay	210	225	Sand & gravel & little cem. sa
15	30	Clay & little fine sand	225	230	Clay & little sand
30	45	Fine sand & clay	230	246	Clay & little lime
45	60	Fine sand & clay & little lime	246	250	Sand
60	68	Fine sand & clay & little lime	250	300	Clay & little lime
68	75	Clay & little lime (hard)	300	320	Clay & littler lime & fine sar
75	90	Clay & little lime & little sand	320	327	Fine sand & clay
90	101	Sand & little cemented sand	327	330	Clay & little lime (hard)
101	105	Clay & little lime	330	342	Clay & little lime & fine sand
105	120	Sand & gravel	342	344	Sand
120	135	Sand & gravel & little clay	344	345	Clay
135	180	Sand & gravel	345	356	Sand (coarse) & little cem. sa
180	205	Sand & little cemented sand	356	360	Clay & lime (little hard)
205	210	Clay & cemented sand	360	392	Sandstone
			392	405	Shale (hard & very hard)

7) CONTRACTOR'S OR LANDOWNER'S CERTIFICATION: This water well was (1) constructed, (2) reconstructed, or (3) plugged under my jurisdiction and was completed on (mo/day/year) 5-22-01 and this record is true to the best of my knowledge and belief. Kansas Water Well Contractor's Licence No. 223 This Water Well Record was completed on (mo/day/yr) 6-13-01 under the business name of Dunham Drilling Inc. by (signature) Karen Dunham

INSTRUCTIONS: Use typewriter or ball point pen. PLEASE PRESS HARD and PRINT clearly. Please fill in blanks, underline or circle the correct answers. Send top three copies to Kansas Department of Health and Environment, Bureau of Water, Topeka, Kansas 66620-0001. Telephone 785-295-2024. Send one to WATER WELL OWNER and retain one for your records. Fee of \$5.00 for each constructed well.

NEW DEPTH 412 INCLUDING 20' SUMP  
 LOCATION: 20 FEET EAST OF EXISTING WELL

Kansas Geological Survey  
 Comments to webadmin@kgs.ku.edu  
 URL=http://www.kgs.ku.edu/Magellan/WaterWell/index.html  
 Display Programs Updated July 2, 2014  
 Data added continuously.

HYDRO RESOURCES  
 KEVIN 620-260-7356