Kansas Department of Agriculture Division of Water Resources

APPROVAL OF CHANGE APPLICATION WORKSHEET

1. File No.: 12907	2. Status Change Date:		4. Field Office: 04 - Garden City GMD: 03 - Southwest Structures File No.:						
3. Package File No(s):			Filing/Priority Date: 8/30/2024 Application Complete Date:						
5a. ☑ Applicant ☑ Owner ☐ WU	C Person ID 28933 Add Seq#	5b. ⊠ Owner ☐ Address			son ID 15722 Seq#				
RILEY & RITA SCHMIDT 11007 A ROAD MONTEZUMA, KS 67867		MILTON D & WANDA SCHMIDT TRUST ATTN: RILEY SCHMIDT 11007 A RD MONTEZUMA, KS 67867							
5c. Owner WUC	Person ID	5d.	☐ WUC	Per	son ID				
☐ Address Change	Add Seq#	☐ Address	s Change	Add	Seq#				
					_f				
6. Change No.: C1 PD PU Base Acres: Year: Min F Previous UMW: Not changing MDS Gauge: Active Admin? Completion/Start Date: 3/1/2025 Perfect	Reasonable Q:		7. Use of Wate Groundw UMW: IRF UMW: UMW:		Water				
8. Action Trail									
9. Special Conditions									
10. 5YR Allocation Type: Star Comment:	rt Year: 5YR Quan	tity: Base A	Acres:						
11. Sand & Gravel Proj ID:	☐ Active ☐ Dredge	☐ IND Evap ☐] Jr Evap □	Other Diversion	☐ Rpt on Sr				
12. Waiver Rule ID: New D Applies: Rule No.: Rule Type: Rule SubType:	ate Requested:	Justification:							
Comments				Processed 9/5/2024 AM	Entered				
				Reviewed					

1	No. 1290		13. Co	unty: M	E Bas	sin: CF	ROOKE	D CRE	EK S	Stream	:											
Stru	ıctures File	No:	Aquife	r Code:	211									Spe	cial Use	Area:						
14. F	Points of Dive	ersion, Rates & Qua	ntities										Otv	AF		Rate g	ma	St	orage Qt	.V	Storage Ra	ate
	PDIV	Qualifier	S	Т	R	ID	'N	'W	Cor	mment (AKA Li	ne)	Aut		Add	Auth	Add			Add	Auth/Add	Overlaps
снк	20189	SW SW SE	3	30S	29W	2	56	2056	;				756	6	200	3000	170	0				*
DEL	31809																					
ENT		SW SW NW	2	30S	29W		3243	5258	3	ş-			**		**	**	**					NONE
			1																			
15.	Limitations		ed Quar Quantit		d Rate	Quar Rate:	-			3000 ned with			ned wi	th file	no(s): 6	355	(N	О СНА	NGE)			
16.	Metering		equired		Anti-Re	verse	Require	ed [] Sea	al Requ	ired	Comp	liance	Date:	12/31/2	2024						
17.	Place of Use																					
	PUSE S	T R ID	NE		E¼ sw	SE	NE	NW NW	V ¹ / ₄	SE	NE	SV NW	V1⁄4 SW	SE	NE	SE	1/4 SW	SE	Total		owner(s) Cl	ng? Overlaps
СНК																					[
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СНК				+	-		-								-				-	_		
																					[
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* + #	Point of Di 6355	version and Place	of Use	Overlap	os						++	BLAN	KET G	Q & R	BETWE	EN BO	TH WE	ELLS				
^											^^		*									

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

September 5, 2024

RILEY & RITA SCHMIDT 11007 A ROAD MONTEZUMA, KS 67867

RE:

Filed Office Application for Change

Water Right, File Nos. 12907

Dear Sir or Madam:

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.

The abandoned well must be plugged in accordance with the requirements of Article 30 of the Rules and Regulations as adopted by the Kansas Department of Health and Environment.

Should you have any questions, please feel free contact this office. If you would prefer, you could arrange an appointment for additional assistance.

Sincerely,

Austin J. McColloch

Assistant Water Commissioner

AM: enclosures

pc:

CERTIFICATE OF SERVICE

On this 5th day of September, 2024, I hereby certify that the foregoing Approval of Application for Change in Point of Diversion, Water Right, File No. 12,907 dated 5th day of September, 2024 was mailed postage prepaid, first class, US mail to the following:

RILEY & RITA SCHMIDT 11007 A ROAD MONTEZUMA, KS 67867

Pc:

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.

						1	File No	. <u>1290</u>	7								10	:40	
1.	Applicat	ion is he	ereby r	nade f	or app		of the O		ngine		nange Point			ne or b	oth):	Di	Garder	n City Fi	eld Office Resources
	under th	e water	right v	vhich i	e the e				ation i					ndition	e deen	ribed h	nelow		
	The sou				3 110 3	73	Fround	90.00	ationi	-	Surfa			Idition	3 4030	illoca k	CIOW.		
	The sou	ice or s	ирріу і	5.		М С	oround	water		Ш	Suria	ce wat	ei						
<u>)</u>	Name a	nd addr	ess of	Applic	ant: R	ILEY S	SCMID	T											
	11007 R			* *															
	Phone N								Email	addre	ss:								
	Name a	nd addr	ess of	Water	Use C	orresp	onder												
	Phone N		-						Email	addre	ss:			-					
	The pres																		
	Owner o					-													
	(If there is	more th	an one	landov	vner, at	tach su	ippleme	ental sh	eets as	neces	sary.)		-						
				NE	1/4			NV	V¼			SV	V%	-		SE	1/4	-	TOTAL
Se	c. Twp.	Range	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW¼	SW1/4	SE1/4	NE1/4	NW¼	SW1/4	SE1/4	NE1/4	NW¼	SW1/4	SE1/4	ACRES
	If this ap Owner o	f Land -	NA		NO CH	HANG	Ε	, it is p	ropose	ed that	the pl	ace of	use be	e chan	ged to	:			ų,
	(If there is							ental sh	eets as	neces	sary.)								
				NE	1/4			NV	V¼			SV	V%			SE	1/4		TOTAL
Se	c. Twp.	Range	NE1/4	NW1/4		SE1/4	NE1/4	NW1/4		SE1/4	NE1/4			SE14	NE1/4	NW¼	SW1/4	SE1/4	ACRES

	For Offi	ce Use	Only:	Code		Fe	e \$ <u>10</u>	0.00	_ TR	#		Re	ceipt	Date \$	8-30	-24	Chec	k# <u>4</u>	288

5.		
	One in the Quarter of the NW 5w Quarter of the	NW Quarter
	of Section 2 , Township 30 South, Range	29 W,
	in ME County, Kansas, feet North feet West	t of Southeast corner of section.
	Authorized Rate Authorized Quantity Depth of well	
	(DWR use only: Computer ID No. 01 GPS 3036 feet North 5	267 feet West)
	☐This point will not be changed ☑This point will be changed as follows: ☐ No change, point bet	
	Proposed point of diversion: (Complete only if change is requested or if existing point	
	One in the Quarter of the Quarter of the	
	of Section2, Township30South, Range	29 W,
	in ME County, Kansas, 3243 feet North 5258 feet West	t of Southeast corner of section.
	Proposed Rate Proposed Quantity Proposed well de	epth (feet)
	This point is: Additional Well Geo Center List other water rights that will use this p	oint
6.	6. Presently authorized point of diversion:	
•		SE Quarter
	One in the SW Quarter of the SW Quarter of the of Section 3 , Township 30 South, Range	29 W.
	in ME County, Kansas,56feet North2056feet West	
	Authorized Rate Authorized Quantity Depth of well	(feet)
	(DWR use only: Computer ID No. 02 GPS feet North	feet West)
	☑This point will not be changed ☐This point will be changed as follows: ☐ No change, point bett	
	Proposed point of diversion: (Complete only if change is requested or if existing point	t is better described by GPS)
	One in the Quarter of the Quarter of the	
	of Section, Township South, Range	(E/W),
	of Section, Township South, Range in County, Kansas,feet North feet West	of Southeast corner of section.
	Proposed Rate Proposed Quantity Proposed well de	epth (feet)
	This point is: Additional Well Geo Center List other water rights that will use this point	
,		
7.	7. The changes herein are desired for the following reasons?	
	(please be specific)	orth
		<u>Emilmilminimi</u>
		ē <u></u> -
8.	8. If a well, is the test hole log attached? Yes No	100 200 300 1 1 1 1 1 200 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1
0	O The change (a) (wee) (will be) completed by 2	
9.	9. The change(s) (was)(will be) completed by?	<u> </u>
		= + + 100
10	10. If the point of diversion is a well:	=
	1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	2 11 11 11 11 11 11 11 11
	(a) What are you going to do with the old well?	
		<u> </u>
	(b) When will this be done?	<u>=</u>
	E/	를 / - / /
11.	11. Groundwater Management District recommendation attached? 200 = 1 + 1 + 1	= + + = 200
	☐ Yes ⊠ No	
		Ī
12.	12. Assisted by MM/DWR 300 200 100	0 100 200 300
13a		outh Scale: 1 hashmark=10 ft
	feet but within 2,640 feet of the existing point of diversion, attach 13b. If the proposed point of dive	ersion will be relocated within a 300
	a topographic map or aerial photograph. For groundwater foot radius of the existing po	oint of diversion, indicate its location
	of the proposed point of diversion and the names and mailing diversion. The proposed	ve in relation to the existing point of point of diversion must be located
	addresses of the owners. For surface water sources, show the within the circle shown about	ove. (PLEASE NOTE: The "X" in
	names and addresses of the landowner(s) one-half mile center of diagram ab- downstream and one-half mile upstream from your property authorized point of divers	ove represents the presently ion.)
	lines	

14. If the proposed groundwater point of diversion is 300 or fewer feet fi	rom the existing point of diversion, complete the following:
(a) Does the undersigned represent all owners of the currently auti	
 (b) Will the ownership interest of any owner of the currently author affected if this application is approved as requested? Yes No (If yes, all owners must sign this approved) 	
(c) If this application is not approved expeditiously, will there be su Yes No (If no, all owners must sign this appl	
If the application proposes a surface water change in point of diversion, or a change in place of use, the application must be signed by all owner 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
A P. J. Schmit	
(Owner)	(Spouse)
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
(loads I limy	(idage , imiy
(Owner)	(Spouse)
(Please Print)	(Please Print)
State of Kansas	TAMMY FLOWERS NOTARY PUBLIC
County of Finney SS	STATE OF KANSAS
I hereby certify that the foregoing application was signed in of August 20 24.	my presence and sworn to before me this 30 day
	Danner Horners
My Commission Expires 5-28-25	Notary Public
ONLY COMPLETE APPLICATIONS WILL BE PROCESSED. To be complete, al	of the applicable portions of the application form must be completed with
accurate information; maps, if necessary, must be included; signatures of all the atthe appropriate fee must be paid.	appropriate owners' must be affixed to the application and notarized; and
FEE SCHED	<u>ULE</u>
Each application to change the place of use or the point of diversion und forth 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 feet	t \$200
(3) Application to change the place of use	\$200

SUMMARY ORDER APPROVING APPLICATION FOR CHANGE AND IMPOSING CONDITIONS

pro	visions of the Kansas Water Appropriation Law, K.S.A. 82a-7	701 et. seq., and rules and regulations promulgated thereunder, this Summary Order does not change the terms, conditions and
1.	A change application was received on was received on diversion authorized under the above-referenced file number	requesting that the place of use and / or point of er be changed as described in the application.
2.	On and after the effective date of this summary order, the auth the topographic map accompanying the application to chan	norized place(s) of use shall be located substantially as shown on age the place of use. Applicable
3.	The change in point of diversion shall not impair existing right previously authorized. The point of diversion authorized by radius of the authorized point(s) of diversion.	s and shall be limited to the same source or sources of water as this summary order shall be located within a foot Not Applicable
4.	The point(s) of diversion described herein is administrativel Positioning System (GPS), as described in the application.	y corrected to be more accurately described using the Global ☐ Applicable ☒ Not Applicable
5.	The point(s) of diversion authorized herein shall not actually be authorized point(s) of diversion. ☐ Applicable ☐ No	e located more than feet from the previously t Applicable
6.	As required by K.A.R. 5-3-5d, if the works for diversion is a we or other device suitable for making water level measuremen K.A.R. 5-6-13. ☐ Applicable ☐ Not Applicable	ell with a diversion rate of 100 gallons per minute or more, a tube its shall be installed, operated and maintained in accordance with
7.	December 31, 20 , or before the first use of water, operated and maintained in accordance with K.A.R. 5-1-4 th	perly install an acceptable water flow meter on or before whichever occurs first. The water flow meter shall be installed, brough 5-1-12. As required by K.S.A. 82a-732, as amended, and the reading of the water flow meter and the total quantity of water g the end of each calendar year.
8.	Installation of the works for diversion of water shall be cauthorized extension of time. By March 1, 20 the a works for diversion has been completed, on the form provided Applicable Not Applicable	completed on or before December 31, 20 22, or within any applicant shall notify the Chief Engineer that construction of the led by the Chief Engineer, as required by K.A.R. 5-8-4e.
9.	The completed well log shall be submitted with the requir	ed notice. Applicable
10.	with an in-line, automatic, quick-closing check valve capable	reign substance will be injected into the water shall be equipped le of preventing pollution of the source of the water supply. The accordance with K.A.R. 5-3-5c. Applicable \(\simega\) Not Applicable
11.	Additional Conditions are attached. Yes No	
12.	water appropriated under the above-referenced file number limitations, as amended and/or supplemented by this Summappropriation Law and the Rules and Regulations promule	R. 5-5-14, all of the owners of the authorized place(s) of use of er are responsible for compliance with its terms, conditions and mary Order, and with applicable provisions of the Kansas Water gated thereunder. Failure to comply with these provisions may ended, and/or the suspension or revocation and dismissal of the as authorized by law.
	Administrative Appeal and Effective Date of Order	FOR OFFICE USE ONLY
you Eng Agr	ou are aggrieved by this order, pursuant to K.S.A. 82a-1901, may request an evidentiary hearing before the Chief inneer or request administrative review by the Secretary of iculture. A request for hearing by the Chief Engineer must be	SUMMARY ORDER ISSUED By: Anto- Mulh
adn	I within 15 days of service of this Order and a request for ninistrative review by the Secretary must be filed within 30	Duly Authorized Designee of the Chief Engineer
day	s pursuant to K.S.A. 77-531. Any request for administrative ew must state a basis for review pursuant to K.S.A. 77-527.	(Print Name): Hoskin Molloch Division of Water Resources - Kansas Department of Agriculture
File	any request with Kansas Department of Agriculture, al Division, 1320 Research Park Drive, Manhattan, KS	Date of Issuance: Segtember 5, 2024
665	02. Failure to timely request a hearing or review may clude review under the Kansas Judicial Review Act.	State of Kansas)) SS
	For Use by Register of Deeds	County of Jinney)
		Acknowledged before me on September 5, 2020
		by Austin McCollach.
		Signature: Notary Public
		My commission expires: VICTABLY JULIE JONES

Page 4

DWR 1-121 (Revised 09/11/2019)

File No.

3795 W. Jones Ave. Garden City, KS 67846 PH: 620-277-2389



PO Box 639 Garden City, KS 67846 Fax: 620-277-0224

Customer Name:	Riley Schmidt		WO#: 27429	Date: 8-8-24
Street Address:	11007 ROF	A OF	Test #:	E LOG:
City, State:	MONTEZY	MA KS 67867	Driller: Dale Gu	in .
County: Mende		Section: 2	Township: 30	Range: & Q
	North Of Existing	Well GP	S: N 37,46909 W100,	+7002
Rig #: 1000		Elevation: 2728	Static WL: 200FT	Estimated? Yes
-	.13	150000000	Proposed Well Depth	445
R	** ' K	DE DIA	ALE I DEATER	2010

	-	Footage		REPACEMENT WELL LOCATION 20'Sums
%	From	Pay	To	Description of Guata 1
	0		2	Top Soil
	2		6	Brown Sandy Clay
-	6	4	15	Brown Sandy Clay & Fine Sand Mixed
4 3	15		25	Brown Sandy Clay N/Fer Calich Strips
16	25	5.4	53	Sand Fine w / Few clay & Calich Strips
	53		74	Sand Fine Med
	74		146	Sand Fine Med Consta Small Gravel
	146		158	Grown Clay
	158		185	Send Fine Med Course Small Grave
35	185	45	245	Sand Fine Med Course Small Few Med Gravel
3 14	245		230	Brown Sandy Clay
25	250	27	277	Sand Fine Med Course w/ Couple Clay Lavers
5	277	18	295	Brown Sandy Clay & Fine Sand Mixed
25	295	35	330	Sand Fine Med Course
15	330	9	339	Sand Fine Med Course of Some clay Layers
10	339	24	363	Sand Fire w/ Clay I misses
20	363	30	393	Sand Fine "Loose"
20	393	9	402	Sand Fine w/ Brown Rock
10	402	23	425	Sandstone & Soupstone Fairly Loose In Places"
10	425	-0	510	Shale "Very Hard From 501'- 510"
			0,0	
4.4		197		
-	1 7		-	Super Gol X -3
	1000		100	Super Gel X -3 Growt -5
				Hale Plug -6
-	-		-	Perma Plus -1
-	_			43/4 Orag Black -1
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