

NOTICE

This scan only represents the application as filed. The information contained herein meets the requirements of K.A.R. 5-3-1 or K.A.R. 5-5-1, and has been found acceptable for filing in the office of the Chief Engineer. The application should not be considered to be a complete application as per K.A.R. 5-3-1b or K.A.R. 5-5-2a.

THE STATE



OF KANSAS

WATER RESOURCES RECEIVED

JUN 10 2019

7:42

KS DEPT OF AGRICULTURE

KANSAS DEPARTMENT OF AGRICULTURE
Jackie McClaskey, Secretary of Agriculture

DIVISION OF WATER RESOURCES
David W. Barfield, Chief Engineer

File Number 50264
This item to be completed by the Division of Water Resources.

**APPLICATION FOR PERMIT TO
APPROPRIATE WATER FOR BENEFICIAL USE**

Filing Fee Must Accompany the Application
(Please refer to Fee Schedule attached to this application form.)

To the Chief Engineer of the Division of Water Resources, Kansas Department of Agriculture,
109 SW 9th Street, Second Floor, Topeka, KS 66612-1283:

1. Name of Applicant (Please Print): Schletzbaum Industries, Inc.
Address: 10936 Morton Rd
City: Atchison State KS Zip Code 66002
Telephone Number: (785) 741-0793

2. The source of water is: surface water in unnamed tributary to Independence creek
(stream)
OR groundwater in _____
(drainage basin)

Certain streams in Kansas have minimum target flows established by law or may be subject to administration when water is released from storage for use by water assurance district members. If your application is subject to these regulations on the date we receive your application, you will be sent the appropriate form to complete and return to the Division of Water Resources.

3. The maximum quantity of water desired is 300 acre-feet OR _____ gallons per calendar year, to be diverted at a maximum rate of 1500 gallons per minute OR _____ cubic feet per second.

Once your application has been assigned a priority, the requested maximum rate of diversion and maximum requested quantity of water under that priority number can **NOT** be increased. Please be certain your requested maximum rate of diversion and maximum quantity of water are appropriate and reasonable for your proposed project and are in agreement with the Division of Water Resources' requirements.

4. The water is intended to be appropriated for (Check use intended):
(a) Artificial Recharge (b) Irrigation (c) Recreational (d) Water Power
(e) Industrial (f) Municipal (g) Stockwatering (h) Sediment Control
(i) Domestic (j) Dewatering (k) Hydraulic Dredging (l) Fire Protection
(m) Thermal Exchange (n) Contamination Remediation

YOU **MUST** COMPLETE AND ATTACH ADDITIONAL DIVISION OF WATER RESOURCES FORM(S) PROVIDING INFORMATION TO SUBSTANTIATE YOUR REQUEST FOR THE AMOUNT OF WATER FOR THE INTENDED USE REFERENCED ABOVE.

For Office Use Only:
F.O. 2 GMD - Meets K.A.R. 5-3-1 (YES/NO) Use IRR Source G / (\$/) County AT By KJN Date 6/11/19
Code REZ Fee \$ 300 TR # _____ Receipt Date 6/10/19 Check # 5945

6/18/2019

5. The location of the proposed wells, pump sites or other works for diversion of water is:

Note: For the application to be accepted, the point of diversion location must be described to at least a 10 acre tract, unless you specifically request a 60 day period of time in which to locate the site within a specifically described, minimal legal quarter section of land.

(A) One in the NE quarter of the NE quarter of the NE quarter of Section 20, more particularly described as being near a point 5144 feet North and 410 feet West of the Southeast corner of said section, in Township 5 South, Range 20 East, Atchison County, Kansas.

(B) One in the _____ quarter of the _____ quarter of the _____ quarter of Section _____, more particularly described as being near a point _____ feet North and _____ feet West of the Southeast corner of said section, in Township _____ South, Range _____ East/West (circle one), _____ County, Kansas.

(C) One in the _____ quarter of the _____ quarter of the _____ quarter of Section _____, more particularly described as being near a point _____ feet North and _____ feet West of the Southeast corner of said section, in Township _____ South, Range _____ East/West (circle one), _____ County, Kansas.

(D) One in the _____ quarter of the _____ quarter of the _____ quarter of Section _____, more particularly described as being near a point _____ feet North and _____ feet West of the Southeast corner of said section, in Township _____ South, Range _____ East/West (circle one), _____ County, Kansas.

If the source of supply is groundwater, a separate application shall be filed for each proposed well or battery of wells, except that a single application may include up to four wells within a circle with a quarter (1/4) mile radius in the same local source of supply which do not exceed a maximum diversion rate of 20 gallons per minute per well.

A battery of wells is defined as two or more wells connected to a common pump by a manifold; or not more than four wells in the same local source of supply within a 300 foot radius circle which are being operated by pumps not to exceed a total maximum diversion rate of 800 gallons per minute and which supply water to a common distribution system.

6. The owner of the point of diversion, if other than the applicant is (please print):

(name, address and telephone number)

(name, address and telephone number)

You must provide evidence of legal access to, or control of, the point of diversion from the landowner or the landowner's authorized representative. Provide a copy of a recorded deed, lease, easement or other document with this application. In lieu thereof, you may sign the following sworn statement:

I have legal access to, or control of, the point of diversion described in this application from the landowner or the landowner's authorized representative. I declare under penalty of perjury that the foregoing is true and correct.

Executed on June 6, 2019.


Applicant's Signature

The applicant must provide the required information or signature irrespective of whether they are the landowner. Failure to complete this portion of the application will cause it to be unacceptable for filing and the application will be returned to the applicant.

7. The proposed project for diversion of water will consist of 1 pond _____
(number of wells, pumps or dams, etc.)

and (was)(will be) completed (by) Dec 2020
(Month/Day/Year - each was or will be completed)

8. The first actual application of water for the proposed beneficial use was or is estimated to be July 1st 2020
(Mo/Day/Year)

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- 9. Will pesticide, fertilizer, or other foreign substance be injected into the water pumped from the diversion works?
 Yes No If "yes", a check valve shall be required.

All chemigation safety requirements must be met including a chemigation permit and reporting requirements.

- 10. If you are planning to impound water, please contact the Division of Water Resources for assistance, prior to submitting the application. Please attach a reservoir area capacity table and inform us of the total acres of surface drainage area above the reservoir.

Have you also made an application for a permit for construction of this dam and reservoir with the Division of Water Resources? Yes No

- If yes, show the Water Structures permit number here _____
- If no, explain here why a Water Structures permit is not required _____
Will be under 125ac/ft to ES under 30ft tall

- 11. The application must be supplemented by a U.S.G.S. topographic map, aerial photograph or a detailed plat showing the following information. On the topographic map, aerial photograph, or plat, identify the center of the section, the section lines or the section corners and show the appropriate section, township and range numbers. Also, please show the following information:

- (a) The location of the proposed point(s) of diversion (wells, stream-bank installations, dams, or other diversion works) should be plotted as described in Paragraph No. 5 of the application, showing the North-South distance and the East-West distance from a section line or southeast corner of section.
- (b) If the application is for groundwater, please show the location of any existing water wells of any kind within 1/2 mile of the proposed well or wells. Identify each existing well as to its use and furnish the name and mailing address of the property owner or owners. If there are no wells within 1/2 mile, please advise us.
- (c) If the application is for surface water, the names and addresses of the landowner(s) 1/2 mile downstream and 1/2 mile upstream from your property lines must be shown.
- (d) The location of the proposed place of use should be shown by crosshatching on the topographic map, aerial photograph or plat.
- (e) Show the location of the pipelines, canals, reservoirs or other facilities for conveying water from the point of diversion to the place of use.

A 7.5 minute U.S.G.S. topographic map may be obtained by providing the section, township and range numbers to: Kansas Geological Survey, 1930 Constant, Campus West, University of Kansas, Lawrence, Kansas 66047.

- 12. List any application, appropriation of water, water right, or vested right file number that covers the same diversion points or any of the same place of use described in this application. Also list any other recent modifications made to existing permits or water rights in conjunction with the filing of this application.

None known

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13. *MA*

Furnish the following well information if the proposed appropriation is for the use of groundwater. If the well has not been completed, give information obtained from test holes, if available.

Information below is from: Test holes Well as completed Drillers log attached

Well location as shown in paragraph No.	(A)	(B)	(C)	(D)
Date Drilled	_____	_____	_____	_____
Total depth of well	_____	_____	_____	_____
Depth to water bearing formation	_____	_____	_____	_____
Depth to static water level	_____	_____	_____	_____
Depth to bottom of pump intake pipe	_____	_____	_____	_____

14. The relationship of the applicant to the proposed place where the water will be used is that of

Owner/ agent
(owner, tenant, agent or otherwise)

15. The owner(s) of the property where the water is used, if other than the applicant, is (please print):

Schletzbaum, Daniel J; Trust 14821 318th RD Atchison, KS 66002
(name, address and telephone number)

Schletzbaum Industries, Inc. 10936 Morton RD Atchison, KS 66002
(name, address and telephone number)

16. The undersigned states that the information set forth above is true to the best of his/her knowledge and that this application is submitted in good faith.

Dated at Haworth, Kansas, this 6 day of June, 2019
(month) (year)


(Applicant Signature)

By _____
(Agent or Officer Signature)

(Agent or Officer - Please Print)

Assisted by Keith Grimm MWI, LLC Date: 5-31-19
(office/title)

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FEE SCHEDULE

1. The fee for an application for a permit to appropriate water for beneficial use, except for domestic use, shall be (see paragraph No. 2 below if requesting storage):

ACRE-FEET	FEE
0-100	\$200.00
101-320	\$300.00
More than 320	\$300.00 plus \$20.00 for each additional 100 acre-feet or any part thereof.

2. The fee for an application in which storage is requested, except for domestic use, shall be:

ACRE-FEET	FEE
0-250	\$200.00
More than 250	\$200.00 plus \$20.00 for each additional 250 acre-feet of storage or any part thereof.

Note: If an application requests both direct use *and* storage, the fee charged shall be as determined under No. 1 or No. 2 above, whichever is greater, but not both fees.

3. The fee for an application for a permit to appropriate water for water power or dewatering purposes shall be \$100.00 plus \$200.00 for each 100 cubic feet per second, or part thereof, of the diversion rate requested.

Note: The applicant shall notify the Chief Engineer and pay the statutorily required field inspection fee of \$400.00 when construction of the works for diversion has been completed, except that for applications filed on or after July 1, 2009, for works constructed for sediment control use and for evaporation from a groundwater pit for industrial use shall be accompanied by a field inspection fee of \$200.00.

MAKE CHECKS PAYABLE TO THE KANSAS DEPARTMENT OF AGRICULTURE

ATTENTION

A Water Conservation Plan may be required per K.S.A. 82a-733. A statement that your application for permit to appropriate water may be subject to the minimum desirable streamflow requirements per K.S.A. 82a-703a, b, and c may also be required from you. After the Division of Water Resources has had the opportunity to review your application, you will be notified whether or not you will need to submit a Water Conservation Plan. You also may be required to install a water flow meter or water stage measuring device on your diversion works prior to diverting water. There may be other special conditions or Groundwater Management District regulations that you will need to comply with if this application is approved.

CONVERSION FACTORS

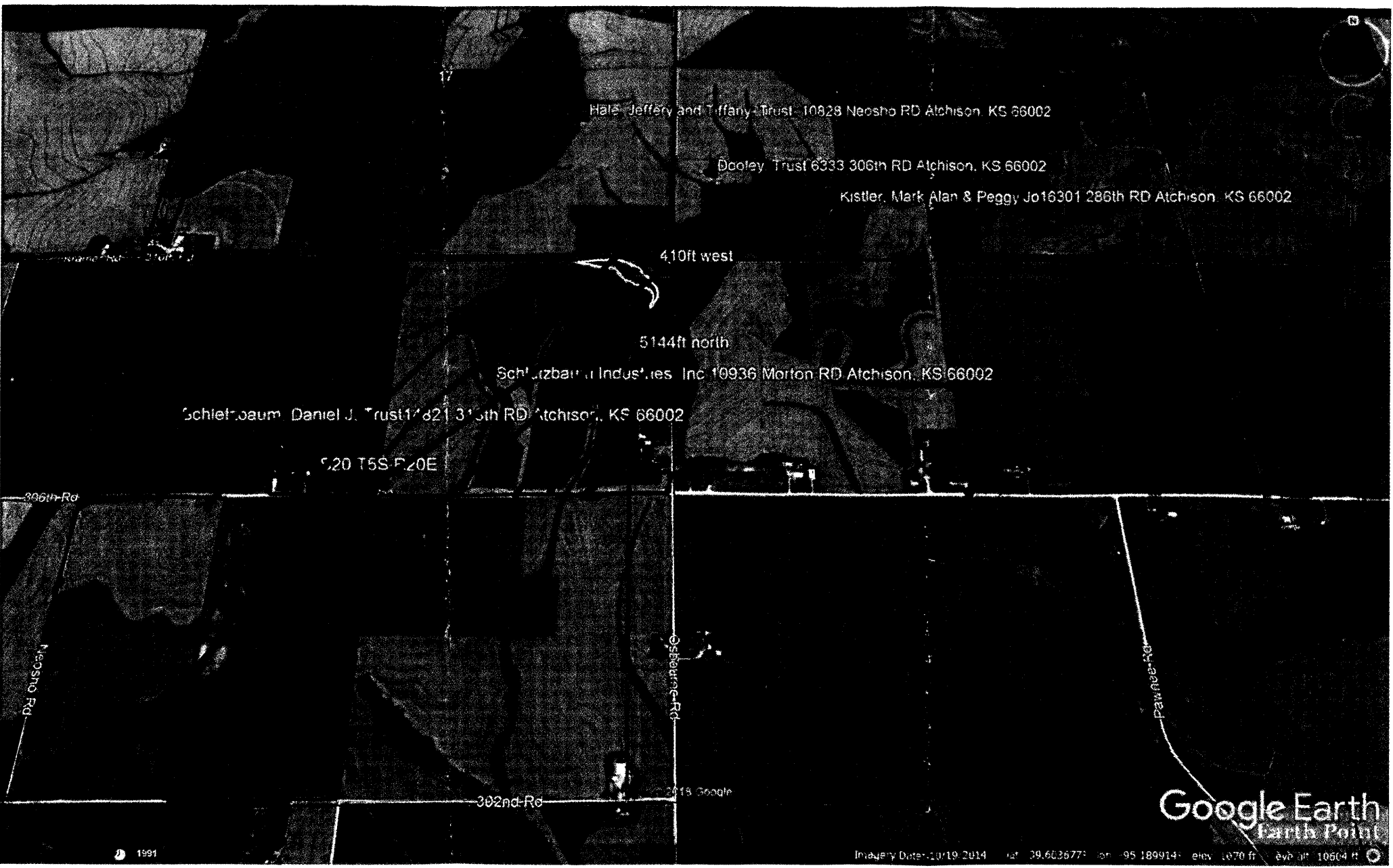
1 acre-foot equals 325,851 gallons

1 million gallons equal 3.07 acre-feet

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Hals, Jeffery and Tiffany, Trust - 10828 Neosho RD Atchison, KS 66002

Dooley, Trust 6333 306th RD Atchison, KS 66002

Kistler, Mark Alan & Peggy Jo 16301 286th RD Atchison, KS 66002

4,10ft west

5,144ft north

Schlitzbaum, Industries, Inc 10936 Morton RD Atchison, KS 66002

Schlitzbaum, Daniel J. Trust 11421 315th RD Atchison, KS 66002

520 T5S R20E

306th Rd

Neosho Rd

Shawnee Rd

Pawnee Rd

302nd Rd

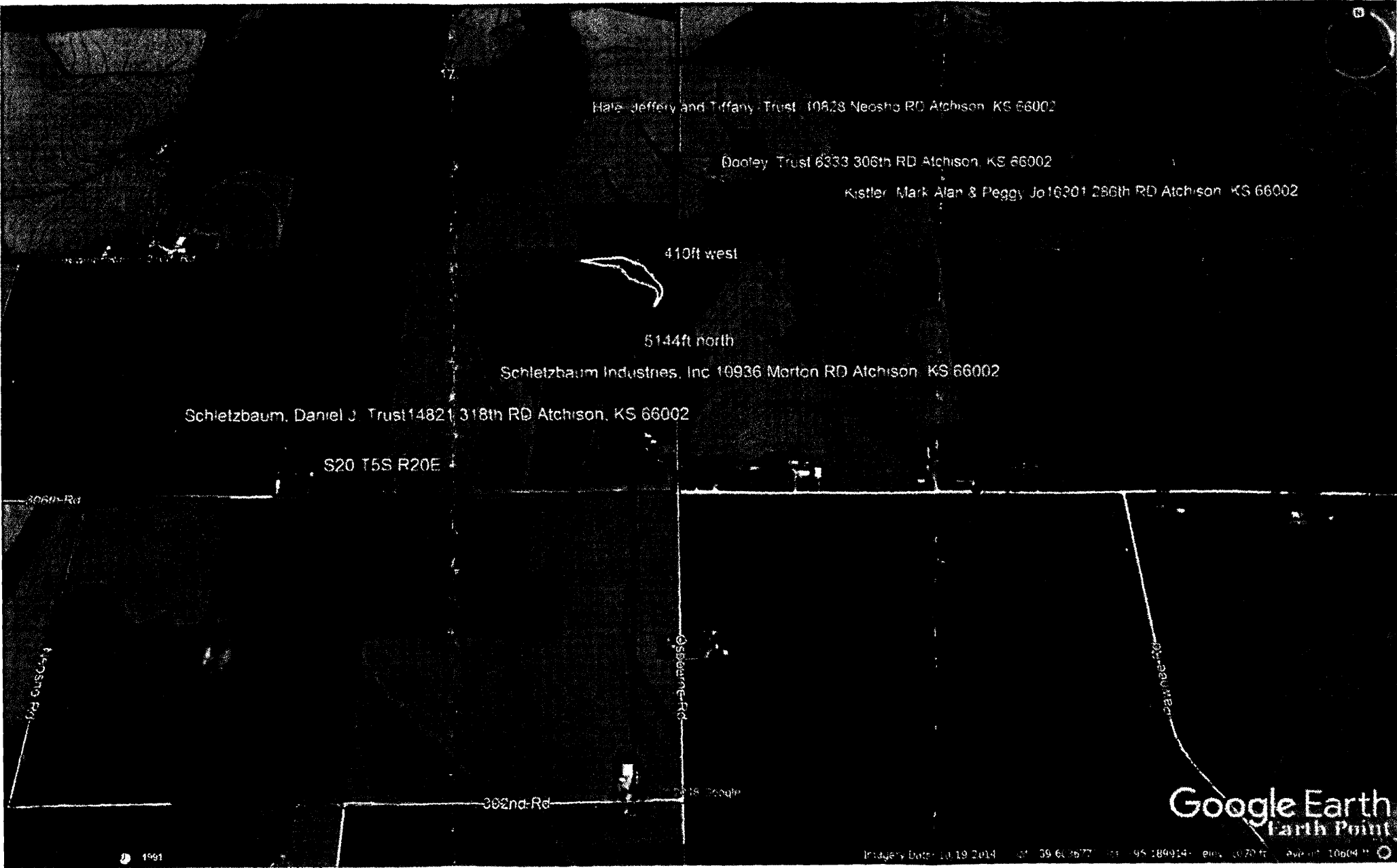
© 2015 Google

Google Earth
Earth Point

Imagery Date: 10/19/2014 lat: 39.603677 lon: -95.189914 elev: 1070 ft eye alt: 10604 ft

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Hale-Jeffery and Tiffany Trust 10828 Neosho RD Atchison, KS 66002

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410ft west

5144ft north

Schletzbaum Industries, Inc 10936 Morton RD Atchison, KS 66002

Schletzbaum, Daniel J. Trust 14821 318th RD Atchison, KS 66002

S20 T5S R20E

306th Rd

Neosho Rd

Morton Rd

302nd Rd

Google Earth
Earth Point

Imagery Date: 10/19/2014 31 39 60 77 95 189914' elev: 1070 ft Av. Lat: 10604 "

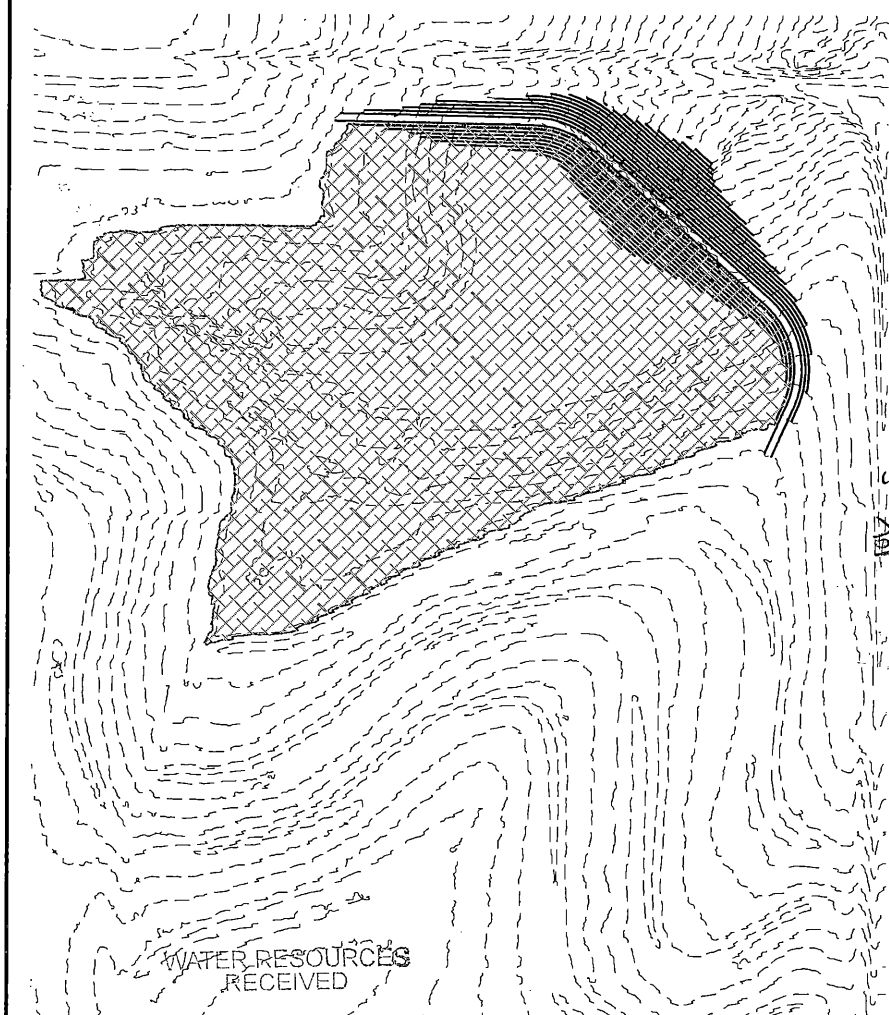
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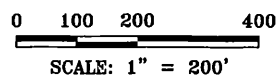
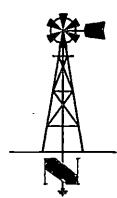
TOPOGRAPHIC SURVEY
 Compute Proposed Stream Obstruction Volume in the Northeast One-Quarter
 of Section 20, Township 5 South, Range 20 East of the
 Sixth Principal Meridian, Atchison County, Kansas

Contour	Area	1' Volume	Total Volume	Ac. Ft.	Embankment	Height
1017	-	-	-	-	-	-
1018	170.84	85.42	85.420	0.0020		5.71
1019	1,459.28	815.06	900.480	0.0207		6.71
1020	4,098.10	2,778.69	3,679.170	0.0845		7.71
1021	8,085.84	6,091.97	9,771.140	0.2243		8.71
1022	13,247.26	10,666.55	20,437.690	0.4692		9.71
1023	19,576.00	16,411.63	36,849.320	0.8459		10.71
1024	26,954.63	23,265.32	60,114.635	1.3800		11.71
1025	35,462.48	31,208.56	91,323.190	2.0965		12.71
1026	45,084.47	40,273.48	131,596.665	3.0210		13.71
1027	55,792.13	50,438.30	182,034.965	4.1789		14.71
1028	67,617.68	61,704.91	243,739.870	5.5955		15.71
1029	80,571.36	74,094.52	317,834.390	7.2965		16.71
1030	94,727.53	87,649.45	405,483.835	9.3086		17.71
1031	110,162.01	102,444.77	507,928.605	11.6604		18.71
1032	126,304.16	118,233.09	626,161.690	14.3747		19.71
1033	143,431.63	134,867.90	761,029.585	17.4708		20.71
1034	162,015.13	152,723.38	913,752.965	20.9769		21.71
1035	181,441.70	171,728.42	1,085,481.380	24.9192		22.71
1036	209,125.15	195,283.43	1,280,764.805	29.4023		23.71
1037	231,915.15	220,520.15	1,501,284.955	34.4648		24.71
1038	260,863.49	246,389.32	1,747,674.275	40.1211		25.71
1039	290,706.31	275,784.90	2,023,459.175	46.4522		26.71
1040	318,395.07	304,550.69	2,328,009.865	53.4438	16,341	27.71
1041	347,585.93	332,990.50	2,661,000.365	61.0882	18,448	28.71
1042	380,127.45	368,881.69	3,024,882.055	69.4417	20,741	29.71
1043	421,043.65	400,610.55	3,425,492.605	78.6385	23,232	30.71
1044	480,238.77	450,641.21	3,876,133.815	88.9838	25,939	31.71
1045	533,094.21	506,666.49	4,382,800.305	100.6153	28,882	32.71
1046	579,717.14	556,405.68	4,939,205.980	113.3886	32,069	33.71
1046.5	598,841.23	294,639.59	5,233,845.573	120.1526	33,757	34.21
1047	618,782.42	599,249.78	5,538,455.760	127.1454	35,511	34.71
1048	673,731.55	646,256.99	6,184,712.745	141.9815	39,215	35.71



water
Dam

General Notes for Site:
 No Field verification of LIDAR elevations performed.
 Front toe of stream obstruction elevation: 1017.58'
 Rear toe of stream obstruction elevation: 1012.29'
 Assumed top of structure width: 10'
 Assumed front and back slope: 3:1
 Original grade computed from pond boundary and ditch grades.



LAND SURVEYOR'S CERTIFICATE
 THIS IS TO CERTIFY THAT THIS SURVEY
 WAS DONE BY THE UNDERSIGNED, AND
 THAT THE SURVEY WAS DONE ON THE
 GROUND ON _____



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THIS DRAWING ORIGINALLY CREATED AT
 SPECIFIED SCALE. IF LINE BELOW DOES NOT
 MEASURE 1 INCH, DRAWING HAS BEEN
 REDUCED.
 ORIGINAL DRAWING
 SIZE: 1 INCH

**JORGENSEN
 SURVEYING**
 73051 617 Ave
 Tecumseh, NE 68450
 (402) 335-2033
 jorgensensurveying@gmail.com

Stream Obstruction
 NE 1/4 Sec 20, T5S, R20E
 Atchison County, Kansas
 PREPARED FOR
 MWI - Jeremy Schletzbaum

SCALE	1"=200'
FIELD ON:	-
CHK. BY	MARCY
DWN. BY	BRENT
DATE:	03/23/19
SHEET	1 OF 2
JOB NO.	5262.98

JUN 10 2019

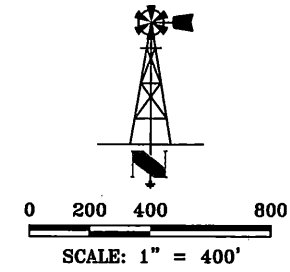
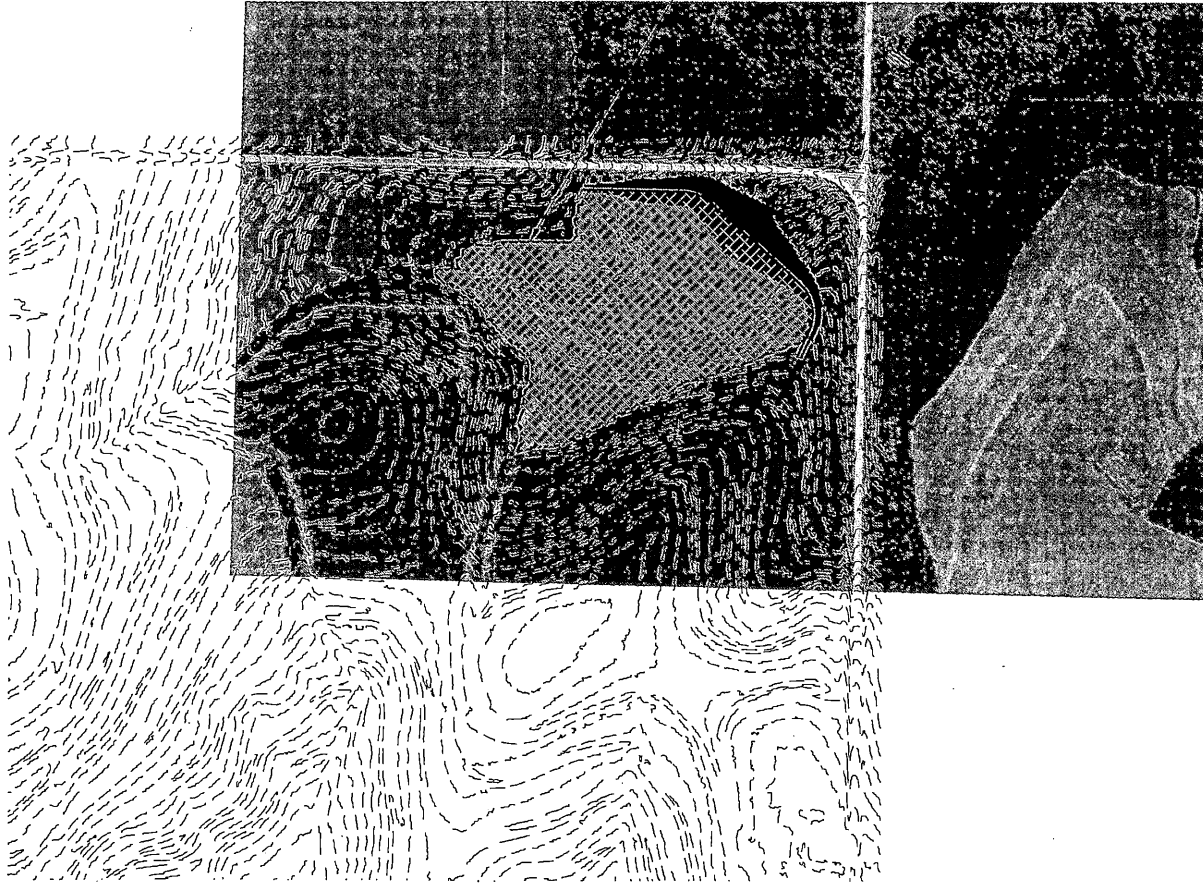
WATER RESOURCES RECEIVED

THIS DRAWING ORIGINALLY CREATED AT A SPECIFIED SCALE. IF LINE BELOW DOES NOT MEASURE 1 INCH, DRAWING HAS BEEN REDUCED.
ORIGINAL DRAWING SIZE: 1 INCH

TOPOGRAPHIC SURVEY

Compute Proposed Stream Obstruction Volume in the Northeast One-Quarter of Section 20, Township 5 South, Range 20 East of the Sixth Principal Meridian, Atchison County, Kansas

Water Level at Elev: 1046.50'



JORGENSEN
SURVEYING
73051 617 Ave
Tecumseh, NE 68450
(402) 335-2033
jorgensensurveying@gmail.com

Stream Obstruction
NE 1/4 Sec 20, T5S, R20E
Atchison County, Kansas
PREPARED FOR
MWT - Jeremy Schletzbaum

SCALE	1"=400'
FIELD ON:	-
CHK. BY	MARCY
DWN. BY	BRENT
DATE:	03/23/19

SHEET 2 OF 2
JOB NO.
5262.98

IRRIGATION USE SUPPLEMENTAL SHEET

File No. 50264

Name of Applicant (Please Print): Jeremy Schletzbaum

1. Please supply the name and address of each landowner, the legal description of the lands to be irrigated, and designate the actual number of acres to be irrigated in each forty acre tract or fractional portion thereof:

Landowner of Record NAME: Schletzbaum Industries, Inc.

ADDRESS: 10936 Morton RD Atchison, KS 66002

S	T	R	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
20	5S	20E	37	39	35	40													151

Landowner of Record NAME: Schletzbaum, Daniel J; Trust

ADDRESS: 14821 318th RD Atchison, KS 66002

S	T	R	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
20	5S	20E					40	40	40	35	40			40					235

Landowner of Record NAME: _____

ADDRESS: _____

S	T	R	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

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NEW STREAM WORKSHEET

ES CCP

Date: 6/18/19

File No. 50264

Basin Name: Missouri River Basin No. 1

Stream Name: Independence Creek Trib 4

Stream location (confluence with parent stream):

Section 3, Township 5 South, Range 20 (East)

Map Color Coding:

Basin Stream – Blue

Named Main Stream off Basin Stream – Yellow

Named Stream off Main Stream – Green

Unnamed Trib (1, 2, 3, 4, etc.) – Pink

Unnamed Trib to Unnamed Trib (A, B, C, etc.) – Orange

Unnamed Trib to Unnamed Trib to Unnamed Trib (1, 2, 3, etc.) – Purple

Stream No. 3967 (computer assigned - entered by data entry staff)

Date Entered 6/18/2019 By UM

1320 Research Park Drive
Manhattan, KS 66502
785-564-6700
www. agriculture.ks.gov



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

Mike Beam, Secretary

Laura Kelly, Governor

June 14, 2019

SCHLETZBAUM INDUSTRIES INC
10936 MORTON RD
ATCHINSON, KS 66002

RE: Application, File No. **50264**

Dear Sir or Madam:

The Division of Water Resources (Division) has received your application for a permit to appropriate water for beneficial use. Your application has been assigned the file number referenced above. Please be aware that the Division may have a large number of pending applications on hand at times and makes every attempt to process them in the order in which they are received. You will be contacted if additional information is required.

Please note, this letter only acknowledges receipt of your application and does not guarantee approval. In accordance with the provisions of the Kansas Water Appropriation Act, the use of water as proposed prior to approval of the application is unlawful.

Additional information about the process may be found on our website at agriculture.ks.gov/divisions-programs/dwr. If you have any other questions, please contact our office at 785-564-6640 or your local Stafford Field Office at 620-234-5311. If you call, please reference the file number so we can help you more efficiently.

Sincerely,

Kristen A. Baum
New Applications Unit Supervisor
Water Appropriation Program