

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.

WATER RESOURCES
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AUG 10 2022

3:28

KS DEPT OF AGRICULTURE



State of Kansas

Submit To: CHIEF ENGINEER
Division of Water Resources
Kansas Department of Agriculture
1320 Research Park Drive
Manhattan, Kansas 66502
http://agriculture.ks.gov/dwr

**APPLICATION FOR APPROVAL TO
CHANGE THE PLACE OF USE, THE
POINT OF DIVERSION OR THE USE
MADE OF THE WATER UNDER AN
EXISTING WATER RIGHT**

Filing Fee Must Accompany the Application
(Please refer to Fee Schedule on signature page of application form.)

Paragraph Nos. 1, 2, 3, 4 & 8 must be completed. Complete all other applicable portions. A topographic map or detailed plat showing the authorized and proposed points(s) of diversion and /or place of use must accompany this application.

1. Application is hereby made for approval of the Chief Engineer to change the

- Place of Use
- (Check one or more) Point of Diversion
- Use Made of Water

File No. 26, 130 D2

2. Name of applicant: Red Wolf, LLC

Address: 2243 N Ridge Road

City, State and Zip: Wichita, KS 67205

Phone Number: (316) 854-0001 E-mail address: marvs@premierwichita.com

What is your relationship to the water right; owner tenant agent other? If other, please explain. _____

Name of water use correspondent: Adam Koster

Address: 411 N Webb Rd

City, State and Zip: Wichita, KS 67206

Phone Number: (316) 684-9600 E-mail address: akoster@mkec.com

3. The change(s) proposed herein are desired for the following reasons (please be specific): _____

The well needs to be moved to accommodate new development. Irrigation will be used to irrigate common areas in the development.

The change(s) (was) (will be) completed by 9/30/2022 (Date)

For Office Use Only:										
F.O. Code	<u>2</u>	GMD	<u>2</u>	Meets K.A.R. 5-5-1 (YES/NO)	Use	<u>IRR</u>	Source	<u>G/S</u>	County	<u>SG</u>
By	<u>ALB</u>	Date	<u>8/10/22</u>	Fee \$	<u>400</u>	TR #	Receipt Date	<u>8/10/22</u>	Check #	<u>44117</u>

8/11/2022
L Moody

File No. _____

4. The presently authorized place of use is:

Owner of Land — NAME: Red Wolf, LLC.

ADDRESS: _____

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	
21	265	1W									21.5		12.6						

List any other water rights that cover this place of use. _____

Owner of Land — NAME: _____

ADDRESS: _____

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	

List any other water rights that cover this place of use. _____

(If there are more than two landowners, attach additional sheets as necessary.)

5. It is proposed that the place of use be changed to:

Owner of Land — NAME: Red Wolf, LLC.

ADDRESS: _____

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	
21	265	1W					3.09	7.15	4.24	0.31	1.18	2.40	0.01	15.72					34.1

List any other water rights that cover this place of use. _____

Owner of Land — NAME: _____

ADDRESS: _____

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	

List any other water rights that cover this place of use. _____

IF MORE SPACE IS NEEDED, ATTACH ADDITIONAL SHEETS AS NECESSARY

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File No. _____

6. The presently authorized point(s) of diversion (is) (are) 26130-D2
(Provide description and number of points)

7. The proposed point(s) of diversion (is) (are) _____
(Provide description and number of points)

List all presently authorized point(s) of diversion:

8. **Presently authorized point of diversion:**
 One in the _____ Quarter of the E 1/2 Quarter of the NW Quarter
 of Section 21, Township 26 South, Range 1 (E/W)
 in _____ County, Kansas, 3960 feet North 3921 feet West of Southeast corner of section.
 Authorized Rate 875 Authorized Quantity 46.55 ac-ft
 (DWR use only: Computer ID No. _____ GPS _____ feet North _____ feet West)
 This point will not be changed This point will be changed as follows:
Proposed point of diversion: (Complete only if change is requested)
 One in the NE Quarter of the SW Quarter of the NW Quarter
 of Section 21, Township 26 South, Range 1 (E/W)
 in Sedgwick County, Kansas, ~~3,765~~ 3815* feet North ~~4,655~~ 4940 feet West of Southeast corner of section.
 Proposed Rate 875 Proposed Quantity 46.55 ac-ft **see 4/24/2023 received map ***
 This point is: Additional Well Geo Center List other water rights that will use this point NONE

9. **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 _____
 (DWR use only: Computer ID No. _____ GPS _____ feet North _____ feet West)
 This point will not be changed This point will be changed as follows:
Proposed point of diversion: (Complete only if change is requested)
 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 _____
 This point is: Additional Well Geo Center List other water rights that will use this point _____

10. **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 _____
 (DWR use only: Computer ID No. _____ GPS _____ feet North _____ feet West)
 This point will not be changed This point will be changed as follows:
Proposed point of diversion: (Complete only if change is requested)
 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 _____
 This point is: Additional Well Geo Center List other water rights that will use this point _____

11. Describe the current condition of and future plans for any point(s) of diversion which will no longer be used. The current point of diversion will be in the middle of a ground water pit and can no longer be used.

IF MORE SPACE IS NEEDED, ATTACH ADDITIONAL SHEETS AS NECESSARY

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12. The presently authorized use of water is for Irrigation purposes.
It is proposed that the use be changed to Irrigation purposes.

13. If changing the place of use and/or use made of water, describe how the consumptive use will not be increased.

(Please show any calculations here.)

14. It is requested that the maximum annual quantity of water be reduced to N/A (acre-feet or million gallons).

15. It is requested that the maximum rate of diversion of water be reduced to N/A gallons per minute (____ c.f.s.).

16. The application must include either a topographic map or detailed plat. A U.S. Geological Survey Topographic Map, scale 1:24,000, is available through the Kansas Geological Survey, 1930 Constant Avenue, University of Kansas, Lawrence, Kansas 66047-3726 (www.usgs.gov). The map should show the location of the presently authorized point(s) of diversion. Distances North and West of the Southeast corner of the section must be shown. The presently authorized place of use should also be shown. Identify the center of the section, the section lines and the section corners and show the appropriate section, township, and range numbers on the map. In addition the following information must also be shown on the map.

- a. If a change in the location of the point(s) of diversion is proposed, show:
 - 1) The location of the proposed point(s) of diversion. Distances North and West of the Southeast corner of the section must be shown. Please be certain that the information shown on the map agrees with the information shown in Paragraph Nos. 9, 10 and 11 of the application.
 - 2) If the source of supply is groundwater, please show the location of existing water wells of any kind, including domestic wells, within 1/2 mile of the proposed well or wells. Identify each well as to its use and furnish name and mailing address of the property owner or owners. If there are no wells within 1/2 mile, please indicate so on the map.
 - 3) If the source of supply is surface water, the names and mailing addresses of all landowner(s) 1/2 mile downstream and 1/2 mile upstream from your property lines must be shown.
- b. If a change in the place of use is desired, show the proposed place of use by crosshatching on the map. Please be certain that the information shown on the map agrees with the information shown in Paragraph No. 5 of the application.

17. Attach documentation to show the change(s) proposed herein will not impair existing water rights and relates to the same local source of supply as to which the water right relates. This information may include statements, plats, geology reports, well logs, test hole logs, and other information as necessary information to show the above. Additional comments may be made below.

18. If the proposed change(s) does not meet all applicable rules and regulations of the Kansas Water Appropriation Act, please identify the rules and regulations for which you request a waiver. State the reason why a waiver is needed and why the request should be granted. Attach documentation showing that granting the request will not impair existing water rights and will not prejudicially and unreasonably affect the public interest.

IF MORE SPACE IS NEEDED, ATTACH ADDITIONAL SHEETS AS NECESSARY

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AUG 10 2022

File No. _____

Any use of water that is not as authorized by the water right or permit to authorize water before the chief engineer approves this application is a violation of the Kansas Water Appropriation Act for which criminal or civil penalties may be assessed. Such violation is a class C misdemeanor, punishable by a fine not to exceed \$500 and/or a term of confinement not to exceed one month in the county jail. K.S.A. 82a-728(b). Civil penalties shall be not less than \$100 nor more than \$1,000 per violation. In the case of a continuing violation, each day such violation continues may be deemed a separate violation. In addition to these penalties the water right may be modified or suspended. K.S.A. 82a-737, as amended.

The application must be signed by all owners of the place of use authorized under the water right and his or her spouse, if married. Please indicate if there is no spouse. If land is being purchased under contract, the seller must sign as landowner until such time as the contract is completed.

In the event that all applicants cannot appear before one notary public, they may as necessary sign separate copies of the application before any notary public conveniently available to them. All copies signed in this manner shall be considered to be valid parts of the application.

If the request is signed on behalf of any Owner by someone with legal authority to do so (for example, an agent, one who has power of attorney, or an executor, executrix, conservator), it will be necessary to attach proper documents showing such authority.

I declare that I am an owner of the currently authorized place of use as identified herein, or that I represent all such owners and am authorized to make this application on their behalf, and declare further that the statements contained herein are true, correct, and complete. By filing this application I authorize the chief engineer to permanently reduce the quantity of water and/or rate of diversion as specified in sections 14 and 15 of this application.

Dated at Wichita, Kansas, this 4th day of August, 2022.

<u>[Signature]</u> (Owner)	_____ (Spouse)
<u>Jesse Schellenberg</u> (Please Print)	_____ (Please Print)
_____ (Owner)	_____ (Spouse)
_____ (Please Print)	_____ (Please Print)
_____ (Owner)	_____ (Spouse)
_____ (Please Print)	_____ (Please Print)

State of Kansas }
County of Sedgewick } SS

I hereby certify that the foregoing application was signed in my presence and sworn to before me this 4th day of August, 2022.

Karen A. Mann
Notary Public

My Commission Expires 3/30/2025



FEE SCHEDULE

Each application to change the place of use, the point of diversion or the use made of the water under this section shall be accompanied by the application fee set forth in the schedule below:

- (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
- (4) Application to change the use made of the water \$300

Make check payable to Kansas Department of Agriculture.

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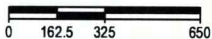
KS DEPT OF AGRICULTURE



Project Location

SEC: 21
TWP: T26S
RNG: R1W

1"=650' / 1:7800



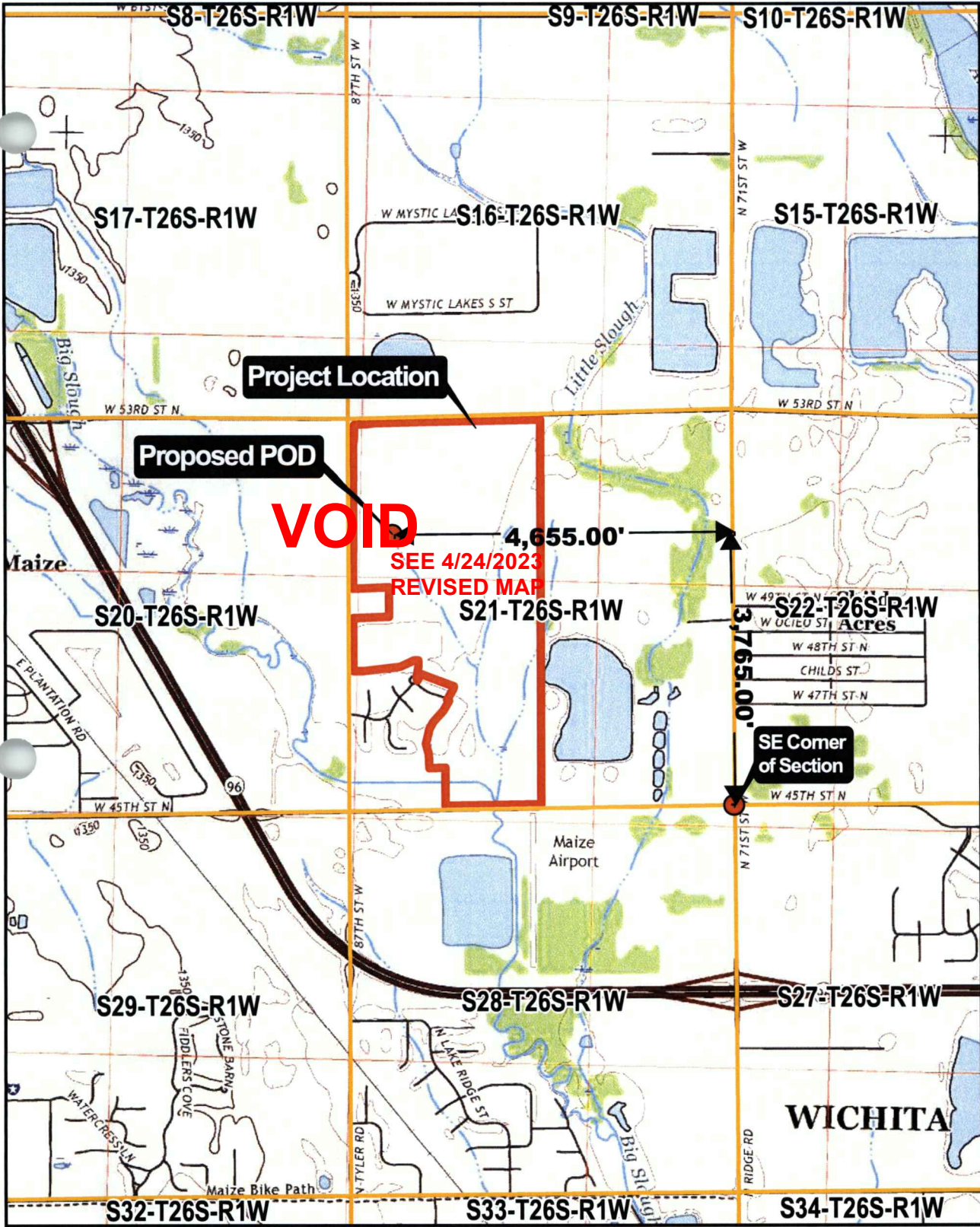
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AERIAL EXHIBIT
THE COVES
MAIZE, SEDGWICK COUNTY, KANSAS

PROJECT NO. 2001010035	DATE: August 2022	SHEET NO.
DRAWN BY: LES	DESIGNED BY: LES	APPROVED BY: KLA
		1 OF 1

KS DEPT OF AGRICULTURE

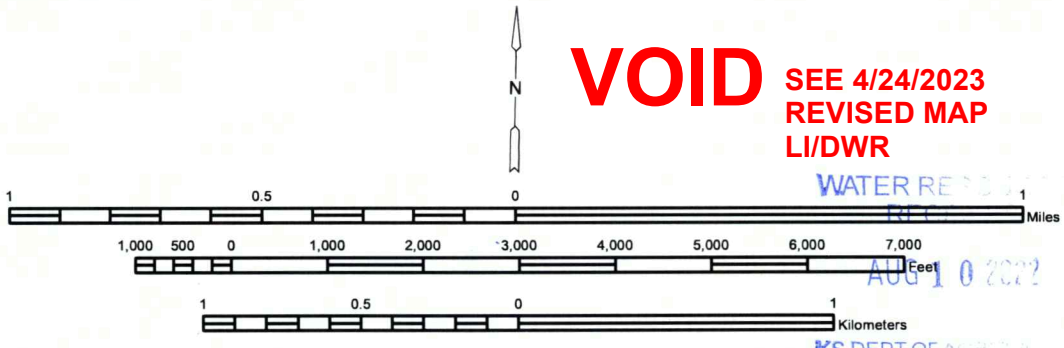


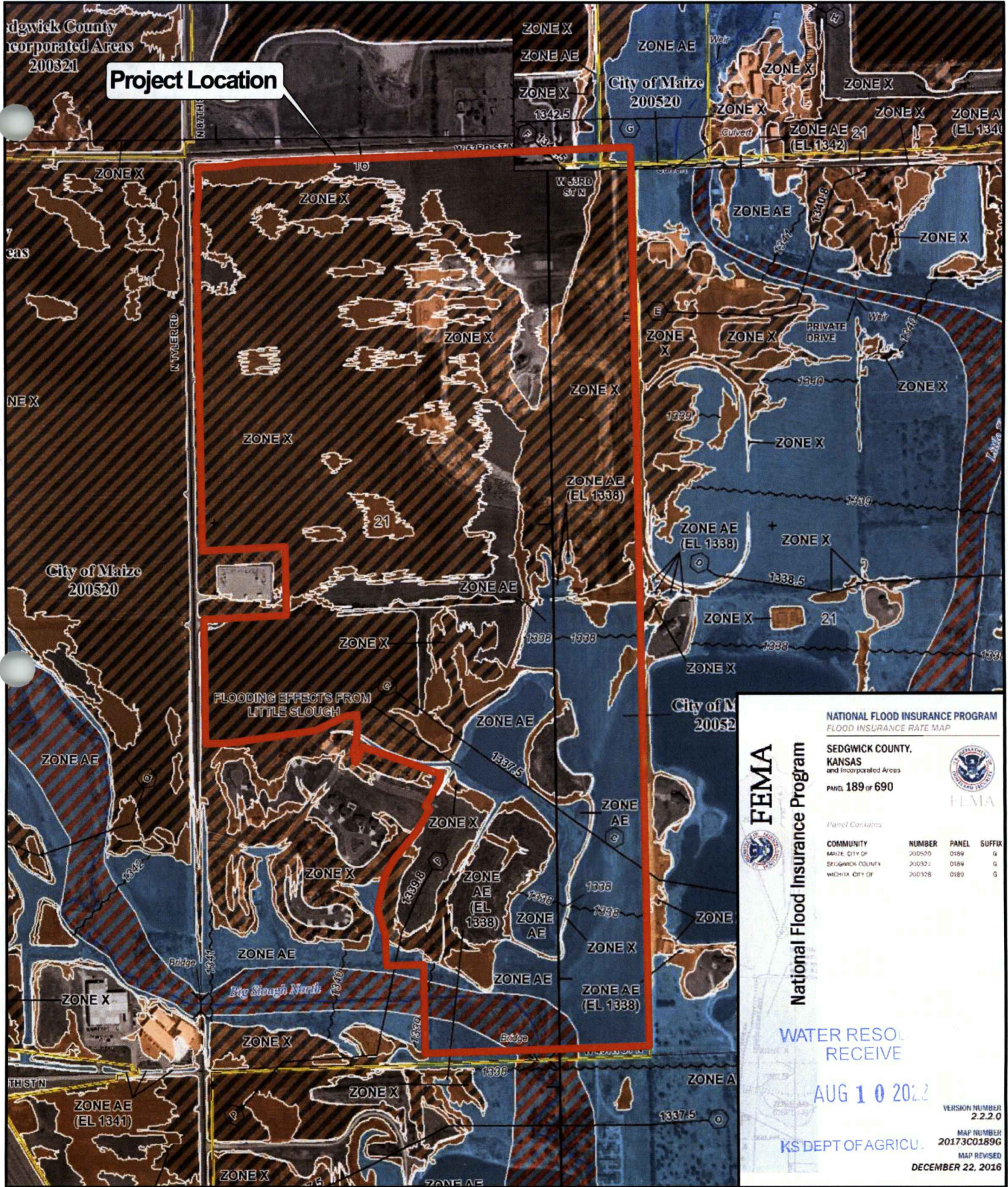
USGS QUAD EXHIBIT
THE COVES
MAIZE, SEDGWICK COUNTY, KANSAS

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SEC: 21
 TWP: T26S
 RNG: R1W

PROJECT NO.	2001010035	
DATE	Aug 2022	
SCALE	1"=2000'	
DESIGNED	LES	
DRAWN	LES	
CHECKED	KLA	
NO.	REVISION	DATE
SHEET NO.		
1 OF 1		





NATIONAL FLOOD INSURANCE PROGRAM
FLOOD INSURANCE RATE MAP

SEDGWICK COUNTY, KANSAS
and Incorporated Areas
Panel: 189 of 690

FEMA
National Flood Insurance Program

Panel Contains:

COMMUNITY	NUMBER	PANEL	SUFFIX
MAIZE, CITY OF	200520	0189	G
SEDGWICK COUNTY	200521	0189	G
WICHITA, CITY OF	200128	0189	G

VERSION NUMBER: 2.2.2.0
MAP NUMBER: 20173C0189G
MAP REVISED: DECEMBER 22, 2016

KS DEPT OF AGRICULTURE
AUG 10 2022

SEC: 21
TWP: T26S
RNG: R1W

1"=750' / 1:9000

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MKEC
Wichita, KS · 316.684.9600

FEMA FIRM EXHIBIT
THE COVES
MAIZE, SEDGWICK COUNTY, KANSAS

PROJECT NO. 2001010035	DATE: August 2022	SHEET NO.
DRAWN BY: LES	DESIGNED BY: LES	APPROVED BY: KLA
		1 OF 1

2640' Radius

Tyler Road

53rd St

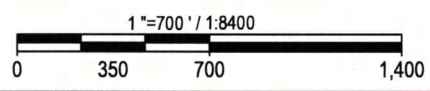
Existing Point of Diversion

Proposed Point of Diversion

Path: J:\Projects\2020\20010\0035_Schellenberg_TheCoves\GIS\Well Exhibit.mxd

96

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AUG 10 2022
KS DEPT OF AGRICULTURE



08.05.2022



WELL EXHIBIT
THE COVES

The information presented hereon is best available data gathered by MKEC from various outside sources. MKEC does not guarantee the positional accuracy the data shown. In no event shall MKEC become liable to users of the data presented hereon, for any loss or damages, consequential or otherwise, including but not limited to time, money, or goodwill, arising from the use of the presented data. In using the data presented hereon, users further agree to indemnify, defend, and hold harmless MKEC for any and all liability of any nature arising out of or resulting from the lack of accuracy or correctness of the data, or the use of the data.

WELL_ID	OWNER_NAME	STATUS	WELL_USE
64699	Central Sand, Inc.	Constructed	Domestic
64701	Nicholson, Clyde	Constructed	Domestic
64702	Cranmer Grass Farms	Constructed	Irrigation
64703	G and H Construction	Constructed	Domestic
64705	Anderson, Darrell L.	Constructed	Domestic
64707	Littell, Charles H.	Constructed	Domestic
64712	Galyardt, Gary	Constructed	Domestic
64715	Galyardt, Mary	Constructed	Domestic
64718	Galyardt, Terry	Plugged	Domestic
65053	Woodard, Gail	Constructed	Irrigation
65059	Mitchell, Jeanie	Constructed	Domestic
93392	Woodard, Gene	Constructed	Irrigation
102304	Woodard, Gail	Plugged	Irrigation
343717	Maize Transportation	Constructed	Domestic
362873	Digm, Dara	Constructed	Domestic, Lawn and Garden
388965	Marx, Heath	Constructed	Domestic
417957	Neagile, Mike	Constructed	Industrial
423316	Joel Associates LLC	Constructed	Domestic, Lawn and Garden
428323	Vision Homes	Constructed	Domestic, Lawn and Garden
429416	Sedgwick County	Constructed	Dewatering
429417	Sedgwick County	Constructed	Dewatering
429418	Sedgwick County	Constructed	Dewatering
429419	Sedgwick County	Constructed	Dewatering
429420	Sedgwick County	Constructed	Dewatering
429421	Sedgwick County	Constructed	Dewatering
429429	Sedgwick County	Constructed	Dewatering
429430	Sedgwick County	Constructed	Dewatering
429431	Sedgwick County	Constructed	Dewatering
429432	Sedgwick County	Constructed	Dewatering
429433	Sedgwick County	Constructed	Dewatering
429434	Sedgwick County	Constructed	Dewatering
429545	Tri-M Homes	Constructed	Domestic, Lawn and Garden
429546	Mesa Homes	Constructed	Domestic, Lawn and Garden
430490	Robertson, Nate	Constructed	Domestic
430732	Sedgwick County	Plugged	Dewatering
430733	Sedgwick County	Plugged	Dewatering
430734	Sedgwick County	Plugged	Dewatering
430735	Sedgwick County	Plugged	Dewatering
430736	Sedgwick County	Plugged	Dewatering
430737	Sedgwick County	Plugged	Dewatering
430738	Sedgwick County	Plugged	Dewatering
430739	Sedgwick County	Plugged	Dewatering
430740	Sedgwick County	Plugged	Dewatering
430741	Sedgwick County	Plugged	Dewatering
430742	Sedgwick County	Plugged	Dewatering
430743	Sedgwick County	Plugged	Dewatering

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AUG 10 2022

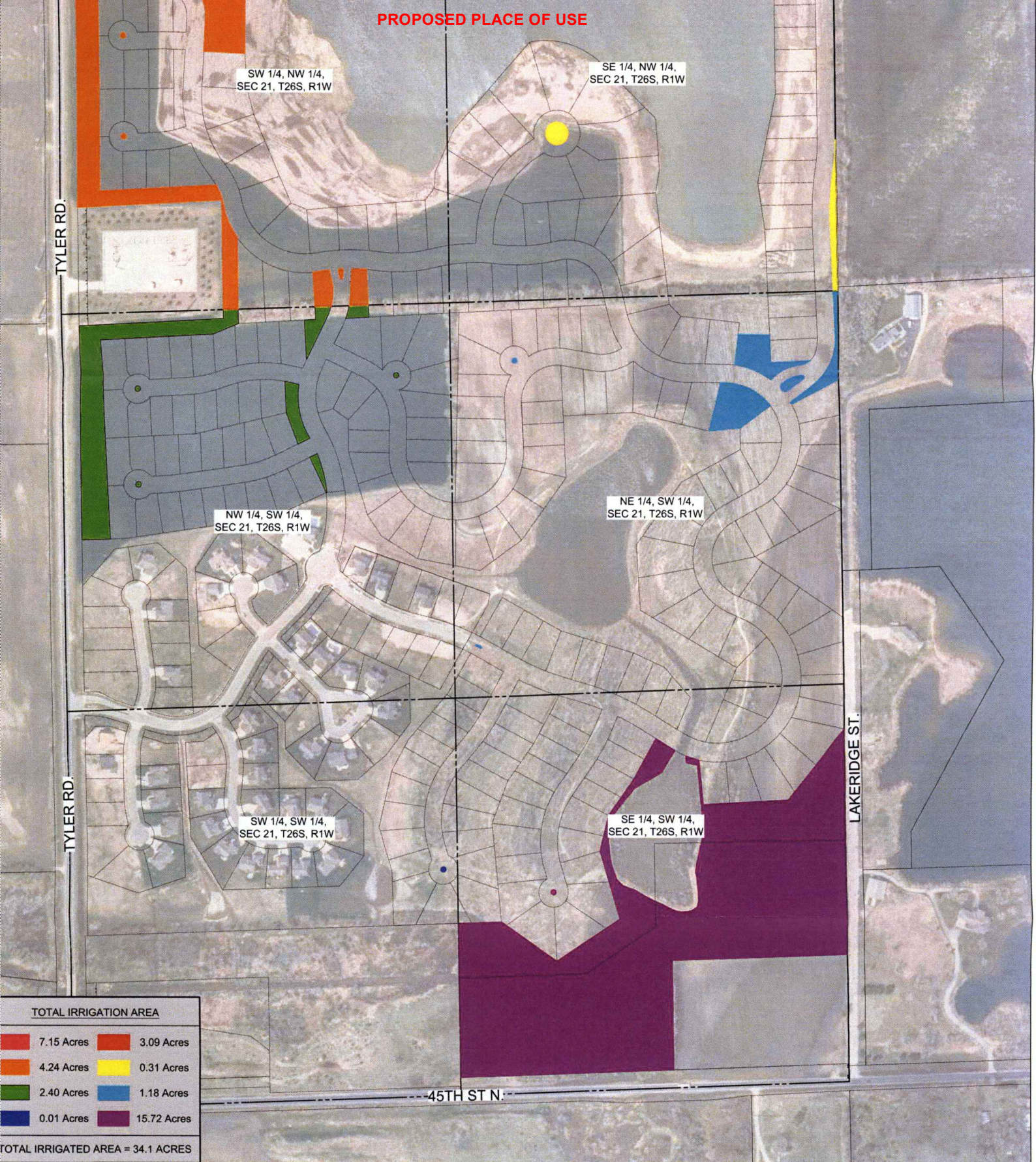
WELL_ID	OWNER_NAME	STATUS	WELL_USE
437692	Vision Homes	Constructed	Domestic, Lawn and Garden
438172	Fremar Corp LLC	Constructed	Domestic, Lawn and Garden
439016	Tice, Dave	Constructed	Domestic, Lawn and Garden
445121	Vision Homes	Constructed	Domestic, Lawn and Garden
451610	Dodson, Kim	Constructed	Domestic, Lawn and Garden
453228	Jackson, Michael	Constructed	Domestic, Lawn and Garden
461579	Vision Homes	Constructed	Domestic, Lawn and Garden
464840	Jim Gearhart Homes	Constructed	Domestic, Lawn and Garden
464841	Nies Construction	Constructed	Domestic, Lawn and Garden
475157	Vision Homes	Constructed	Domestic, Lawn and Garden
477293	Randy Dean Construction	Constructed	Domestic, Lawn and Garden
481072	Wardell, Shawn	Constructed	Domestic, Lawn and Garden
482475	Randy Dean Construction	Constructed	Domestic, Lawn and Garden
486466	Brand, Garrett	Constructed	Domestic, Lawn and Garden
496202	Samackle, Blake	Constructed	Domestic, Lawn and Garden
506799	Vision Homes	Constructed	Domestic, Lawn and Garden
509003	Gene Woodard Farms	Constructed	Irrigation
509703	Vision Homes	Constructed	Domestic, Lawn and Garden
517365	Hoffman, Rick	Constructed	Domestic, Lawn and Garden
518093	Fulgham, Brian	Constructed	Domestic, Lawn and Garden
524695	Remacle, Josh	Constructed	Domestic, Lawn and Garden
526529	Vodel, Matt	Constructed	Domestic, Lawn and Garden
529912	P & J Builders	Constructed	Domestic, Lawn and Garden
530748	Chapman, Mike	Constructed	Domestic, Lawn and Garden
532809	Hoffman, Rick	Constructed	Domestic, Lawn and Garden
536256	Alan, Christopher	Constructed	Domestic, Lawn and Garden
539287	Moeder Construction	Constructed	Domestic, Lawn and Garden
540839	Overton, Jamie	Constructed	Domestic, Lawn and Garden
540850	Andra, Andra	Constructed	Domestic, Lawn and Garden
541284	City of Maize	Constructed	Monitoring well/observation/piezometer
541285	City of Maize	Constructed	Monitoring well/observation/piezometer
541286	City of Maize	Constructed	Monitoring well/observation/piezometer
541287	City of Maize	Constructed	Monitoring well/observation/piezometer
541288	City of Maize	Constructed	Monitoring well/observation/piezometer
541289	City of Maize	Constructed	Monitoring well/observation/piezometer
541290	City of Maize	Constructed	Monitoring well/observation/piezometer
541291	City of Maize	Constructed	Monitoring well/observation/piezometer
541292	City of Maize	Constructed	Monitoring well/observation/piezometer
545084	Nowak Construction	Constructed	Dewatering
545086	Nowak Construction	Constructed	Dewatering
548543	T W Custom Homes	Constructed	Domestic, Lawn and Garden
550981	Nowak Construction	Plugged	Dewatering
550982	Nowak Construction	Plugged	Dewatering
551586	Nowak Construction	Constructed	Domestic, Lawn and Garden

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PROPOSED PLACE OF USE



SW 1/4, NW 1/4,
SEC 21, T26S, R1W

SE 1/4, NW 1/4,
SEC 21, T26S, R1W

NW 1/4, SW 1/4,
SEC 21, T26S, R1W

NE 1/4, SW 1/4,
SEC 21, T26S, R1W

SW 1/4, SW 1/4,
SEC 21, T26S, R1W

SE 1/4, SW 1/4,
SEC 21, T26S, R1W

TOTAL IRRIGATION AREA	
7.15 Acres	3.09 Acres
4.24 Acres	0.31 Acres
2.40 Acres	1.18 Acres
0.01 Acres	15.72 Acres
TOTAL IRRIGATED AREA = 34.1 ACRES	

SEC: 21
TWP: T26S
RNG: R1W

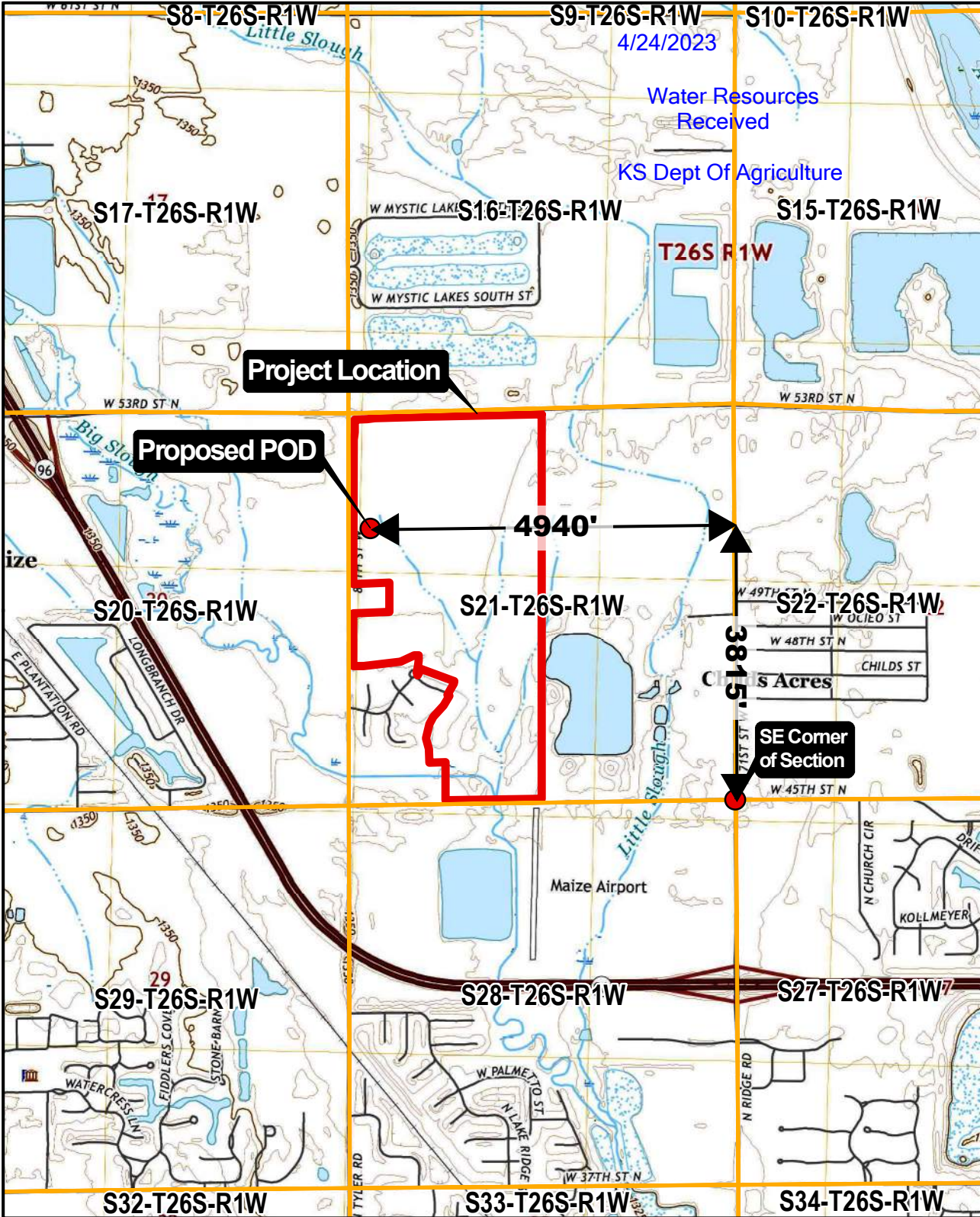
SCALE: 1" = 200'
0 200 400

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**IRRIGATION PLACE OF USE EXHIBIT
THE COVES
MAIZE, SEDGWICK COUNTY, KANSAS**

PROJECT NO. 2001010035	DATE: July 2022	SHEET M
DRAWN BY: ANT	DESIGNED BY: SPE	APPROVED BY: SPE



USGS QUAD EXHIBIT
THE COVES
MAIZE, SEDGWICK COUNTY, KANSAS

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SEC: 21
 TWP: T26S
 RNG: R1W

PROJECT NO. 2001010035

DATE Apr 2023

SCALE 1"=2000'

DESIGNED DRAWN CHECKED
 LES LES KLA

NO.	REVISION	DATE

SHEET NO.

