

# 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 RECEIVED

SEP 15 2022 11:05

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. 30193, ~~Marshall~~ Marshall #2

2. Name of applicant: Andrew Rieschick

Address: 70656 649 Ave.

City, State and Zip: Falls City, NE 68355

Phone Number: (402) 801-1452 E-mail address: andrew@rieschickdrilling.com

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

Name of water use correspondent: City of Oketo

Address: 106 Center St.

City, State and Zip: Oketo, KS 66518

Phone Number: (785) 744-3289 E-mail address:

3. The change(s) proposed herein are desired for the following reasons (please be specific): replacing failing municipal well with new well

The change(s) (was) (will be) completed by 11/1/2023 (Date)

For Office Use Only:  
F.O. 1 GMD Meets K.A.R. 5-5-1 (YES / NO) Use MUN Source G / S County MS By ALB Date 9/16/22  
Code CLT Fee \$ 100 TR # Receipt Date 9/13/22 Check # 2645

9/20/2022  
LMoody

File No. \_\_\_\_\_

4. The presently authorized place of use is:

Owner of Land — NAME: City of Oketo  
 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	
14	15	7E																	

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: City of Oketo  
 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	
14	15	7E																	

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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6. The presently authorized point(s) of diversion (is) (are) City of Oketo well #1  
(Provide description and number of points)

7. The proposed point(s) of diversion (is) (are) city of oketo well #3  
(Provide description and number of points)

**List all presently authorized point(s) of diversion:**

8. **Presently authorized point of diversion:**  
 One in the SE Quarter of the NW Quarter of the SE Quarter of Section 14, Township 1 South, Range 7 (E/W), in Marshall County, Kansas, 1830 ± feet North 1430 ± feet West of Southeast corner of section. Authorized Rate 40 gpm Authorized Quantity 2.5 million gal/year  
 (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 SE Quarter of the NW Quarter of the SE Quarter of Section 14, Township 1 South, Range 7 (E/W), in Marshall County, Kansas, 1875 ± feet North 1435 ± feet West of Southeast corner of section. Proposed Rate 40 gpm Proposed Quantity 2.5 million gal/year  
 This point is:  Additional Well  Geo Center List other water rights that will use this point \_\_\_\_\_

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. current point of diversion to be abandoned

**IF MORE SPACE IS NEEDED, ATTACH ADDITIONAL SHEETS AS NECESSARY**

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12. The presently authorized use of water is for municipal purposes.  
It is proposed that the use be changed to no change (municipal) purposes.
13. If changing the place of use and/or use made of water, describe how the consumptive use will not be increased.

no change

(Please show any calculations here.)

14. It is requested that the maximum annual quantity of water be reduced to no change (acre-feet or million gallons).
15. It is requested that the maximum rate of diversion of water be reduced to no change 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](http://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 ½ 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 ½ 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) ½ mile downstream and ½ 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.

No changes to water pumped from this vicinity is proposed. We are proposing to replace a well that has lost capacity to plugging of the screen + nearby formation. The old well will be abandoned once the new well is in service.

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.

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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 Falls City, <sup>Nebraska</sup> ~~Kansas~~, this 12<sup>th</sup> day of September, 20 22.

[Signature]  
\_\_\_\_\_  
(Owner)

Andrew Rieschick  
\_\_\_\_\_  
(Please Print)

\_\_\_\_\_  
(Owner)

\_\_\_\_\_  
(Please Print)

\_\_\_\_\_  
(Owner)

\_\_\_\_\_  
(Please Print)

\_\_\_\_\_  
(Spouse)

\_\_\_\_\_  
(Please Print)

\_\_\_\_\_  
(Spouse)

\_\_\_\_\_  
(Please Print)

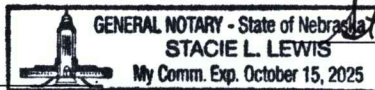
\_\_\_\_\_  
(Spouse)

\_\_\_\_\_  
(Please Print)

State of ~~Kansas~~ <sup>Nebraska</sup> }  
County of Richardson } SS  
Marshall

I hereby certify that the foregoing application was signed in my presence and sworn to before me this 12<sup>th</sup> day of September, 20 22.

My Commission Expires 10-15-25



[Signature]  
\_\_\_\_\_  
Notary Public

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:

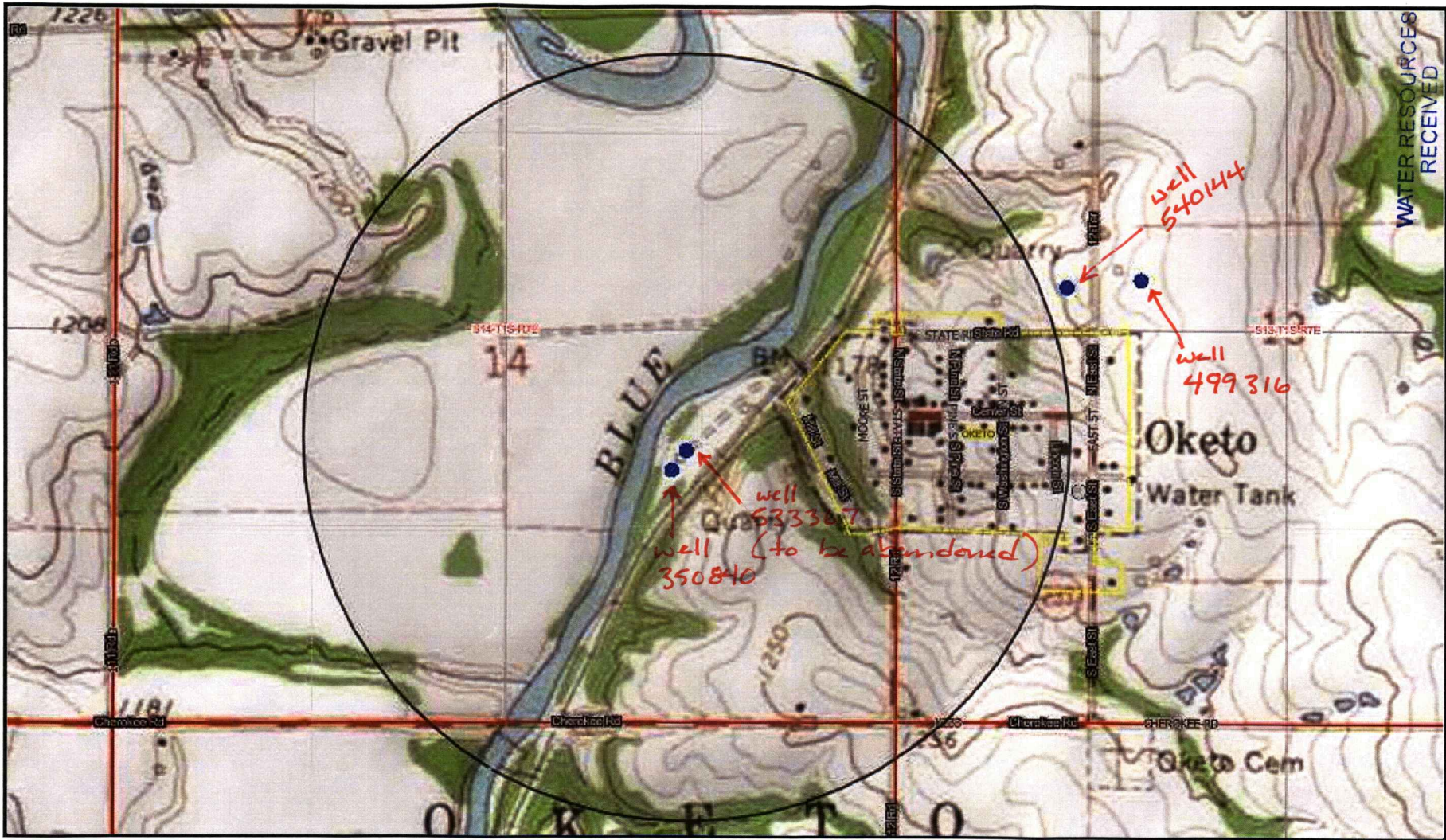
- (1) Application to change a point of diversion 300 feet or less . . . . . \$100
- (2) Application to change a point of diversion more than 300 feet . . . . . \$200
- (3) Application to change the place of use . . . . . \$200
- (4) Application to change the use made of the water . . . . . \$300

Make check payable to Kansas Department of Agriculture.

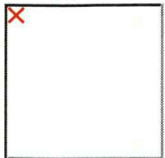
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WWC5 Water Wells



9/12/2022

<https://maps.kgs.ku.edu/wwc5>

SEP 15 2022

WATER WELL RECORD (WWC-5)

Constructed

KOLAR DOC ID 1638532 WELL ID

Original Record Correction Change in Well Use

LOCATION OF WATER WELL

Table with location details: Latitude, Longitude, Section, Township, Range, Fraction, Datum, Elevation, County.

WATER WELL OWNER

Form for Water Well Owner: Name, Business, Address, Well location.

WELL WATER USE

TestWell

COMPLETION

Form for Well Completion: Depth of completed well, Depth(s) groundwater encountered, Static water level in well, Estimated yield, Water level was, Pump installed?, Water well disinfected?, Date disinfected, Aquifer, if known.

NEAREST SOURCE OF POTENTIAL CONTAMINATION

Form for Nearest Source of Potential Contamination: Source, Distance from well, Direction from well, Source description.

CONSTRUCTION

Form for Construction: Borehole interval, Borehole diameter, Casing height above land surface, Casing type, Blank casing interval, Blank casing diameter, Casing joints, Weight, Wall thickness or gauge no., Grout interval, Grout material.

PERMIT & ID NUMBERS (AS REQUIRED)

Form for Permit & ID Numbers: DWR Application No., KDHE / EPA Project Code, Site Name, KDHE UIC Class V Form Completed, County Permit, Permit ID, Lease Name & Well #, # of boreholes, # of dewatering wells.

LITHOLOGIC LOG

Table for Lithologic Log with columns: FROM, TO, LITHOLOGY INTERVALS.

COMMENTS

Comments section.

CONTRACTOR'S OR LANDOWNERS CERTIFICATION

Form for Contractor's or Landowners Certification: This water well was constructed/reconstructed pursuant to the stated water well contractor's license and was completed on... I certify that this record is true to the best of my knowledge and belief. This water well record was completed on... under the business name of... Kansas Water Well Contractor's License No. ... under the authority of the designated person as defined in K.A.R. 28-30-2(j) and signed and certified by the electronic signature of the designated person at its submittal: Roy Rieschick WATER RESOURCES RECEIVED

Send one copy to WATER WELL OWNER and retain one for your records. Fee of \$5.00 for each constructed well.