Kansas Department of Agriculture Division of Water Resources

CHANGE: P/D WORKSHEET

1. File Number:	2. Status Change Date:	3. Change Num:	4. Field Office:	5. GMD:
27188		C7	4	3
6. Status: Approved Deni	ed by DWR/GMD	Dismiss by Reques	t/Failure to Return 7	7. Filing Date of Change:
				10/25/2022
8a. Applicant(s) New to system ☐	Person ID 58164 Add Seq#	8c. Landowne		Person IDAdd Seq#
CLAYTON J & SHARON 1177 COMMERCE PKWY HAYS, KS 67601				
8b. Landowner(s) New to system 8a	Person IDAdd Seq#	JOHN I	D BORTH	Person ID 38690 Add Seq#
9. Documents and Enclosure(s): 🛛 DV	VR Meter(s) Date to Compl	y: 12/31/2023	N & P Date to C	omply:3/1/2024
☐ Anti-Reverse Meter ☐ Meter	Seal	N & P Form	⊠ Water Tube ⊠ Dril	ler Copy 🛛 H & E Letter
☐ Conservation Plan Date Require	ed: Da	te Approved:	Date to 0	Comply:
10. Use Made of Water From:		To: _		
			Date Prepared: 11/2/20 Date Entered:	22 By: AM By:

File No.	27188	3	11. Count	y: SW	Ва	sin: CF	ROOK	ED CF	REEK			St	tream:							Fo	rmation Code:	Special Use:	
	nts of Dive	ersion														Rate a	and Qı	uantity					
CHK MOD DEL	PDIV															A	Authori	zed		Ad	dditional		
ENT	FDIV	Qualifier	S	Т	R	ID	4	N	ʻW		Com	ment	(AKA L	_ine)		Rate		Quantity af	/	Rate gpm		Overlap PD Files	
DEL	15304		1																				
ENT		SE SW SW	11	32S	31W		67	7	414	6						650		300		650	300	NONE	
снк	86254	SW NW SW	11	32S	31W	4	16	612	525	8	ADDI	TION	AL W	/ELL		450		236		450	236	NONE	
снк	89196	NW SW SE	11	32S	31W	6	10	060	257	0						690		171		690	171	NONE	
13. Stora	13. Storage: RateNF Quantityac/ft Additional RateNF Additional Quantityac/ft																						
14. Limit	14. Limitation: af/yr at gpm (cfs) when combined with file number(s)																						
Limit	Limitation: af/yr at gpm (cfs) when combined with file number(s)																						
15. 5YR	Allocation	n: Allocation	Туре	_ s	tart Yea	r		5 YR	Amou	nt		Amo	unt Ur	nit	_	Base	Acres		_ Co	mment _			
16. Plac	ce of Use				NE1/4 NW1/4			V¹/4	SW¹/4				SE1/4			Total	Owner Chg	? Overlap Files					
MOD DEL FNT	PUSE	STR	ID	NE 1/4		SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4				
CHK 2																							
																		-					
Base Ac		Year:		Minimu	um Reas	sonable	Quar	itity:									ı				-		

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

November 2, 2022

CLAYTON J & SHARON K BEFORT 1177 COMMERCE PKWY HAYS, KS 67601

RE:

Filed Office Application for Change

Water Right, File No. 27188

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:

John Borth

CERTIFICATE OF SERVICE

On this 2nd day of November, 2022, I hereby certify that the foregoing Approval of Application for Change in Point of Diversion, Water Right, File No. 27,188 dated 2nd day of Novemebr, 2022 was mailed postage prepaid, first class, US mail to the following:

CLAYTON J & SHARON K BEFORT 1177 COMMERCE PKWY HAYS, KS 67601

Pc:

JOHN D BORTH PO BOX 754 MEADE, KS 67864

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.

thar		, or if pla	ace of	use wil															on is greater osed point(s)
01 0		illaroi pi	400 01	uoo.															VED
						F	ile No	2718	8								000	10 pi	2022
1.	Applicati	on is he	reby n	nade fo	or appr	oval o	f the C	hief E	nginee	r to ch	ange t	he (ch	eck on	e or bo	oth):	Ga	arden	City F	ield Office
☐ Place of Use ☐ Point of						of Dive	rsion						r Resources						
	under the	e water	right w	hich is	the si	ubject	of this	applic	ation ir	acco	rdance	with t	he con	ditions	desc	ribed b	elow.		
	The soul	rce of su	apply is	3:		⊠ G	round	water			Surfac	e wate	er						
2.	Name ar						BOR	ГН											
	PO BOX							-	Email	addras									
	Phone Number: (620)629-1849 Email address: Name and address of Water Use Correspondent: JOHN D BORTH																		
	PO BOX 754 MEADE, KS. 67864																		
	Phone Number: (620)629-1849																		
3.	3 The presently authorized place of use is:																		
	Owner of Land NAME: NO CHANGE																		
		,	ADDRI	ESS:															
_	(If there is more than one landowner, attach supplemental sheets as necessary.)																		
				NE	1/4			NW1/4			SW1/4				SE1/4			TOTAL ACRES	
Se	ec. Twp.	Range	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	ACINES
_											,							-	
_																			
_																			
4.	If this ap	plication	n is for	a cha	nae in	place	of use	it is p	ropose	ed that	the pla	ace of	use be	chan	ged to				
	Owner o								торосс						-				
											4								
	(If there i	s more th	nan one	landov	vner, at	tach su	appleme	ental sh	eets as	neces	sary.)				11 -				
				NI	Ε1/4			NV	N¹/4			SV	V1/4			SI	E1/4		TOTAL
S	ec. Twp.	Range	NE¼	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW¼	SW1/4	SE1/4	ACRES
_																			
_																			
_											ı								** **
	For Off	ice Use	Only:	Code		Fe	e \$ <u>10</u>	0.00	_ TR	#		Re	eceipt	Date _	0.2	5.22	Chec	:k# <u>2</u>	5094

5.	Presently autho							
	One in the	SE	Quarter of the	SW	Qu	arter of the	SW	Quarter
	of Section	11	, Township	32	So	uth, Range	31	W,
			ounty, Kansas, 24					
	Authorized Rate	650 GPM	Authorized Quantity	300 AF	Dept	h of well	(f	eet)
	(DWR use only:	Computer II	No. 2 G	PS_	feet	North	feet V	Vest)
			⊠This point will be chan					
	Proposed point	of diversion:	(Complete only if char	nge is requeste	ed or if ex	cisting point is	s better descri	bed by GPS)
	One in the	SE	Quarter of the	SW	Qu	arter of the	SW	Quarter
1	of Section	11	, Township	32	So	uth, Range	31	W,
			ounty, Kansas, <u>42 (</u>					
	Proposed Rate _	650 681	Proposed Quantity	300 A	Prop	osed well depth	n (feet)	
	This point is:	Additional We	II Geo Center List	other water righ	nts that w	ill use this poin	ıt	·
	19-		114	- I	7			
6.	Presently autho	rized point o	f diversion:		1 1	11 1		
	One in the	SW	Quarter of the NV	V Quarter of	f the NM	LSW	Quarter	
			, Township					W,
			ounty, Kansas, 1612					
			Authorized Quantity					
			O No. 4					
			This point will be chan					
	Proposed point	of diversion:	(Complete only if cha	nge is requeste	ed or if e	xisting point i	s better descri	bed by GPS)
	One in the		Quarter of the		Qu	arter of the		Quarter
	of Section		, Township		So	uth, Range	ı	(E/W),
	in	С	ounty, Kansas,	feet North		feet West of	f Southeast cor	ner of section.
			Proposed Quantity					
	This point is:	Additional We	ell Geo Center List	other water rig	hts that w	ill use this poin	nt	
							1	
7.			ed for the following reason					
			luction		200	100 Nort		00 300
	On current location	on					100 20	
		12.		_				_ =
8.	If a well, is the tes	st hole log atta	ched? Yes No	200	-1/	1 4 1 =	-	200
		14.6 520.0		200		Ξ		1 = 200
9.	The change(s) (w	as)(will be) co	mpleted by?		_/ _	_ _ =		- \=
				100	1 +	+ =	- +	- 100
40	If the americal set of six as				_	· _ =		_ #
10.	If the point of dive					<u> </u>		1
	(a) What are you	going to do w	ith the old well?	West 0		=	111111111111111111111	East
	To be plugged					_ -		- 1
				100	1 +	1 + 1 =	- + -	100
	(b) When will this			_	_ \ _	<u> </u>		_ /=
						Ξ.	. 1 .	
11.		nagement Disti Yes 🛮 🔀 No	ict recommendation attac	hed? 200	1	1 + 1 =		200
		res 🔀 No				_ =	_/-	- =
12.	Assisted by				بالساسي		unlind milion	Limburg .
					0 200	100 0 Sou		00 300 hmark=10 ft
13a			n will be relocated more that existing point of diversion,		n proposo	d point of divor	sion will be relea	acted within a 300
	a topographic m	ap or aerial	photograph. For ground	dwater foot	radius of	the existing poir	nt of diversion, ir	ndicate its location
	sources, show all	wells (including	g domestic) within one-ha	alf mile on t	he diagrai	n shown above	in relation to th	e existing point of
	addresses of the	owners. For s	ion and the names and rurface water sources, sho	ow the with	in the circ	le proposed po	e. (PLEASE N	must be located OTE: The "X" in
	names and add	dresses of th	e landowner(s) one-hal	f mile cent	ter of	diagram abov	ve represents	the presently
	downstream and	one-half mile	upstream from your pr	operty auth	norized po	oint of diversio	on.)	

APPLICATION FOR APPROVAL TO CHANGE THE PLACE OF USE AND/OR POINT OF DIVERSION SUPPLEMENTAL SHEET

FILE NO. <u>27188</u>

Presently author	ized point of c	liversion:						
One in the	NW	Quarter of	the	SW	Qu	arter of the _	SE	Quarter
of Section	11	, Township	o	32	So	uth, Range _	31	(W),
in <u>SEWARD</u>	Cou	nty, Kansas,	1060	feet North _	2570	feet West o	of Southeast corner	of section.
Authorized Rate _	690 GPM	_ Authorized (Quantity	171 AF	Dep	th of well	(feet)	
(DWR use only:					feet	North	feet West	
☐ This point will not be changed ☐ This point will be changed as follows: ☐ No change, point better described with GPS as follows:								
Proposed point of diversion: (Complete only if change is requested)								
One in the		Quarter of	the		Qu	arter of the _		Quarter
of Section		, Township)		So	uth, Range _		(E/W),
in		nty, Kansas,		feet North			of Southeast corner of	
Proposed Rate							oth (feet)	·
This point is:	dditional Well	☐ Geo Cente	er List o	ther water rigl	nts that w	ill use this poi	nt	

14. If the proposed groundwater point of diversion is 300 or fewer for	eet from the existing point of diversion, complete the following:
(a) Does the undersigned represent all owners of the currently ☐ Yes ☐ No (If no, all owners must sign this	
 (b) Will the ownership interest of any owner of the currently a affected if this application is approved as requested? ☐ Yes ☐ No (If yes, all owners must sign this 	authorized place(s) of use identified in this application be adversely sapplication.)
(c) If this application is not approved expeditiously, will there b ☐ Yes ☐ No (If no, all owners must sign this	
If the application proposes a surface water change in point of divers or a change in place of use, the application must be signed by all or agent (attach notarized statement authorizing representation).	sion, a groundwater change in point of diversion greater than 300 feet, wners of the currently authorized place of use, or their duly authorized
age and the owner, the spouse of the owner, or a duly autheir behalf, in regards to the water right(s) to which thi contained in this application are true, correct and complete the contained in this application are true.	
Dated at Golden Plains Credit Union Hays, Kansas	s, this <u>21</u> day of <u>Oct</u> , 20 <u>22</u> .
Trylor Bilal	Mary R. D. I
(Owner)	(Spouse)
Clarkon Refact	Sharon Befort
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
State of Kansas County of EILS	51
I hereby certify that the foregoing application was signed of	I in my presence and sworn to before me this $\frac{21}{8}$ day
	WERTH DANKIN MICHAEL
그는 그는 그는 그는 그는 그는 그는 그는 그를 다 하는 것이 되었다. 그는	State of Kansas Notary Public
My Commission Expires 2-15-33 My Appt. Expires	
	ete, all of the applicable portions of the application form must be completed with Il the appropriate owners' must be affixed to the application and notarized; and
EEE SC	CHEDULE
and the second of the second o	n under this section shall be accompanied by the application fee set
forth in the schedule below: Make checks payable to: Kansas De (1) Application to change a point of diversion 300 feet or le (2) Application to change a point of diversion more than 30	
DWR 1-121 (Revised 09/11/2019)	age 3 File No

SUMMARY ORDER APPROVING APPLICATION FOR CHANGE AND IMPOSING CONDITIONS

pro Wit	s 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 visions of the Kansas Water Appropriation Law, K.S.A. 82a-701 et. seq., and rules and regulations promulgated thereunder, in the exception of those conditions expressly contained herein, this Summary Order does not change the terms, conditions and tations of File No.
1.	A change application was received on October 25, 2022 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
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 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
7.	The owner of the authorized place(s) of use shall properly install an acceptable water flow meter on or before December 31, 20 , 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, 20 3, or within any authorized extension of time. By March 1, 20 3 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 <i>Kansas Water Appropriation Law</i> and the <i>Rules and Regulations</i> 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.
If y you English Agriculture address day rev File 66	Administrative Appeal and Effective Date of Order ou are aggrieved by this order, pursuant to K.S.A. 82a-1901, a may request an evidentiary hearing before the Chief gineer or request administrative review by the Secretary of riculture. A request for hearing by the Chief Engineer must be d within 15 days of service of this Order and a request for ministrative review by the Secretary must be filed within 30 ys pursuant to K.S.A. 77-531. Any request for administrative riew must state a basis for review pursuant to K.S.A. 77-527. The any request with Kansas Department of Agriculture, gal Division, 1320 Research Park Drive, Manhattan, KS 502. Failure to timely request a hearing or review may beclude review under the Kansas Judicial Review Act. FOR OFFICE USE ONLY APPLICATION APPROVED AND SUMMARY ORDER ISSUED By: Duly Authorized Designee of the Chief Engineer (Print Name): Division of Water Resources - Kansas Department of Agriculture Date of Issuance: State of Kansas) SS
	For Use by Register of Deeds County of
	Acknowledged before me on
	by Austin Michallech.
	Signature:
	Notan Public JULIE JONES
	My commission expires: My Appointment Expires My Appointment My Appo

1377

W 100.667621



P.O. Box 1525 Dalhart, Texas 79022 (806) 249-4585

	7-2-21	0
Customer:	CLAYTON	BEDFORD

Crew: Range

County: SEWARD

Super Gel:	
Rif-	51/9

Concrete: Z

Other: 2 Ruit TRot

Survey: T32 S R 31 W Block: Section:
GPS N 32.77 1887

Test No. #1

From	То	Description	Sand
0	180	TOP. SOIDLE COLITAGE BON CHANTING, SAND THEREOL MEDISAND	
180	200	BIN. CLAN. MED CORIS SORA	10
200	220	MFD. Coals . sand	20
270	740	"	
740	260	Fine sond. Glot. CIAY	10
260	280	MEDICONS: Sand	20
280	300		
300	320	FINE, Sand. NED. 3000	70
370	340	MED. coals . Sood	20
340	360	MED. cools. sand. Estavol STREETS	20
360	380	11	7.0
380	400	MED. Copis: sond.	20
100	470	//	20
470	440		The state of the s
440	460	FINE SOND MED, SOND	70
460	1480	FinEl some	20
480	500	W FINE SAND W/ SMALL CLAY STREAKS	
500	540	A-CIAI Sepanselles REQUERT	0
	- Dig	REDICIAL THON 'AT DAY CAY	

INPUTS						
Target Section Definition	Mild explore					
Section	11					
Township	32					
Range	31					
Range Direction	W					
	Electrical A					
Target Point Coordinates (NAD	27 or <i>NAD83</i>)					
Target Longitude	-100.667621					
Target Latitude	37.271887					

Load Data and Compute

- Enter values for section, township, range and range direction.
 Enter NAD27 or NAD83 longitude and latitude of target point.
- 3. Click "Load Data and Compute" button.
- 4. Use feet distances corresponding to datum of target point

Loaded Section Data From LEOBASE using NAD83 Corner Corner Latitudes Corner Longitudes 37.27165780 -100.67162041 SW NW 37.28621499 -100.67155956 NE 37.28623024 -100.65332506 SE 37.27170407 -100.65337099 Degrees Longitude per Foot 3.43678201E-06 Degrees Latitude per Foot 2.74643258E-06

Target Point Distances from Corners using NAD83 Corner Feet North(+)/South(-) Feet East(-)/West(+) Target point is In Section

rent podent proces	
83	-1164
-5217	-1146
-5222	4160
67	4146
	83 -5217 -5222

Loaded Section Data

From	LEO	BASE	using	NAD27

Comer	Comer Lautudes	Corner Longitudes
SW	37.27163700	-100.67118800
NW	37.28619400	-100.67112700
NE	37.28620900	-100.65289300
SE	37.27168300	-100.65293900
Degrees Longitude per Foot		3.43678105E-06
Degrees	Latitude per Foot	2.74598553E-06

Target Point Distances from Corners using NAD27 Corner Feet North(+)/South(-) Feet East(-)/West(+)

Counci Leer IA	rul(1)/30uul(-) Teet Last(-)/west(1)		
SW	91	-1038	
NW	-5210	-1020	
NE	-5216	4285	
SF	74	4272	

Difference (NAD83 Minus NAD27)

Corner	Corner Latitudes	Corner Longitudes
SW	0.00002080	-0.00043241
SW NW NE SE	0.00002099	-0.00043256
NE	0.00002124	-0.00043206
SE	0.00002107	-0.00043199

Difference (NAD83 Minus NAD27)

Corner	Feet North(+)/South(-)	Feet East(-)/West(+)
SW	-7.58828035	-125.81799110
NW	-6.79455945	-125.86164151
NE	-6.88469746	-125.71763222
NW NE SE	-7.68386294	-125.69726061