

Kansas Department of Agriculture
 Division of Water Resources
CHANGE: P/D WORKSHEET

1. File Number: 9177	2. Status Change Date: 8-17-2022	3. Change Num: C2	4. Field Office: 4	5. GMD: 3
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6. Status: <input checked="" type="checkbox"/> Approved <input type="checkbox"/> Denied by DWR/GMD <input type="checkbox"/> Dismiss by Request/Failure to Return	7. Filing Date of Change: 7/25/2022
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8a. Landowner, applicant, WUC New to system <input type="checkbox"/> Person ID <u>62053</u> Add Seq# _____ GARY L BAUGHMAN 228 N JACKSON ST HUGOTON, KS 67951	8c. Landowner(s) New to system <input type="checkbox"/> Person _____ Add Seq# _____
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8b. Landowner(s), New to system <input type="checkbox"/> Person ID _____ Add Seq# _____	8d. WUC New to system <input type="checkbox"/> Person ID _____ Add Seq# _____
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9. Documents and Enclosure(s): DWR Meter(s) Date to Comply: 12/31/2022 N & P Date to Comply: 3/1/2023

Anti-Reverse Meter Meter Seal Check Valve N & P Form Water Tube Driller Copy H & E Letter
 Conservation Plan Date Required: _____ Date Approved: _____ Date to Comply: _____

10. Use Made of Water From: _____ To: _____

Date Prepared: **8/15/2022** By: **MAM**
 Date Entered: _____ By: _____

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

August 17, 2022

GARY L BAUGHMAN
228 N JACKSON ST
HUGOTON, KS 67951

RE: Field Office Application for Change
Water Right, File Nos. 9177 & 28584

Dear Sir:

Enclosed are orders executed by the designee of the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, approving the applications for change under the above referenced file numbers.

Your attention is directed to the enclosures and to the terms, conditions, and limitations specified in these approvals for change. Conditions of these approvals are that an acceptable water flow meter must be installed on the diversion works authorized under the referenced file numbers 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 orders modify the original documents referred to above, they should be recorded with the Register of Deeds as other instruments affecting real estate.

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

Sincerely,

A handwritten signature in blue ink that reads "Michael A. Meyer".

Michael A. Meyer
Water Commissioner

MAM:
enclosures

pc: GROUNDWATER MANAGEMENT DISTRICT NO. 3

CERTIFICATE OF SERVICE

On this 17th day of August 2022, I hereby certify that the foregoing Approvals of Application for Change in Point of Diversion, Water Right, File Nos. 15,466 and 28,584 dated 17th day of August 2022 was mailed postage prepaid, first class, US mail to the following:

GARY L BAUGHMAN
228 N JACKSON ST
HUGOTON, KS 67951

Pc:

GROUNDWATER MANAGEMENT DISTRICT NO. 3



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.

File No. 9177

RECEIVED
 2:19 pm
 JUL 25 2022

1. Application is hereby made for approval of the Chief Engineer to change the (check one or both):

Place of Use Point of Diversion

Garden City Field Office
 Division of Water Resources

under the water right which is the subject of this application in accordance with the conditions described below.

The source of supply is: Groundwater Surface water

2. Name and address of Applicant: GARY L BAUGHMAN

228 N JACKSON ST, HUGOTON, KS 67951

Phone Number: () Email address: _____

Name and address of Water Use Correspondent: NO CHANGE

Phone Number: () Email address: _____

3. The presently authorized place of use is:

Owner of Land ---- NAME: NO CHANGE

ADDRESS: _____

(If there is more than one landowner, attach supplemental sheets as necessary.)

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	

4. If this application is for a change in place of use, it is proposed that the place of use be changed to:

Owner of Land ---- NAME: NO CHANGE

ADDRESS: _____

(If there is more than one landowner, attach supplemental sheets as necessary.)

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	

For Office Use Only: Code _____ Fee \$ 200.00 TR # _____ Receipt Date 7-25-22 Check # 1010

5. **Presently authorized point of diversion:**
 One in the _____ Quarter of the NC Quarter of the SW Quarter
 of Section 21, Township 27 South, Range 42 W,
 in ST County, Kansas, _____ feet North _____ feet West of Southeast corner of section.
 Authorized Rate 1610 GPM Authorized Quantity 623 AF Depth of well _____ (feet)
(DWR use only: Computer ID No. 01 GPS 37.68354 feet North -101.92030 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 or if existing point is better described by GPS)
 One in the SW Quarter of the NW Quarter of the NW Quarter
 of Section 28, Township 27 South, Range 42 W,
 in ST County, Kansas, 4414 feet North 5220 feet West of Southeast corner of section.
 Proposed Rate 1610 GPM Proposed Quantity 623 AF Proposed well depth (feet) _____
 This point is: Additional Well Geo Center List other water rights that will use this point _____

6. **Presently authorized point of diversion:**
 One in the NCW2 Quarter of the W2 Quarter of the E2 Quarter
 of Section 20, Township 27 South, Range 42 W,
 in ST County, Kansas, 2650 feet North 2550 feet West of Southeast corner of section.
 Authorized Rate 1760 GPM Authorized Quantity 957 AF Depth of well _____ (feet)
(DWR use only: Computer ID No. _____ GPS _____ 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 or if existing point is better described by GPS)
 One in the -- Quarter of the --- Quarter of the -- Quarter
 of Section -, Township -- South, Range -- --,
 in -- County, Kansas, -- feet North -- feet West of Southeast corner of section.
 Proposed Rate -- Proposed Quantity -- Proposed well depth (feet) _____
 This point is: Additional Well Geo Center List other water rights that will use this point _____

7. The changes herein are desired for the following reasons?
 (please be specific) TO SWITCH PRIORITIES
BETWEEN EXISTING WELL LOCATIONS

8. If a well, is the test hole log attached? Yes No

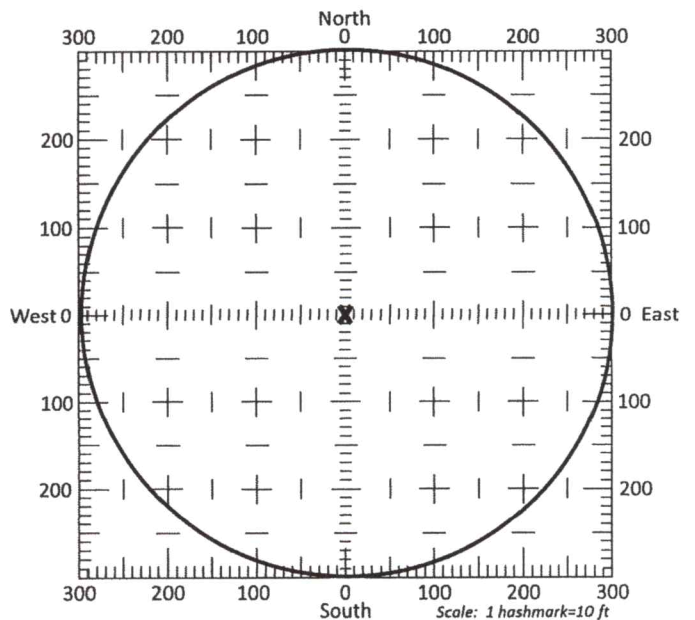
9. The change(s) (was)(will be) completed by?
ASAP

10. If the point of diversion is a well:
 (a) What are you going to do with the old well?
NA
 (b) When will this be done? NA

11. Groundwater Management District recommendation attached?
 Yes No

12. Assisted by MM/GCFO

13a. If the proposed point of diversion will be relocated more than 300 feet but within 2,640 feet of the existing point of diversion, attach a topographic map or aerial photograph. For groundwater sources, show all wells (including domestic) within one-half mile of the proposed point of diversion and the names and mailing addresses of the owners. For surface water sources, show the names and addresses of the landowner(s) one-half mile downstream and one-half mile upstream from your property lines



13b. If the proposed point of diversion will be relocated within a 300 foot radius of the existing point of diversion, indicate its location on the diagram shown above in relation to the existing point of diversion. The proposed point of diversion must be located within the circle shown above. (PLEASE NOTE: The "X" in center of diagram above represents the presently authorized point of diversion.)

14. If the proposed groundwater point of diversion is 300 or fewer feet from the existing point of diversion, complete the following:

- (a) Does the undersigned represent all owners of the currently authorized place(s) of use identified in this application?
 Yes No (If no, all owners must sign this application.)
- (b) Will the ownership interest of any owner of the currently authorized place(s) of use identified in this application be adversely affected if this application is approved as requested?
 Yes No (If yes, all owners must sign this application.)
- (c) If this application is not approved expeditiously, will there be substantial damage to property, public health or safety?
 Yes No (If no, all owners must sign this application.)

If the application proposes a surface water change in point of diversion, a groundwater change in point of diversion greater than 300 feet, or a change in place of use, the application must be signed by all owners of the currently authorized place of use, or their duly authorized agent (attach notarized statement authorizing representation).

I hereby verify, being first duly sworn upon my oath or affirmation and under penalty of perjury, that I am of lawful age and the owner, the spouse of the owner, or a duly authorized agent of the owner(s) to make this application on their behalf, in regards to the water right(s) to which this application pertains. I further verify that the statements contained in this application are true, correct and complete.

Dated at Hugofoon, Kansas, this 20th day of July, 2022.

Nancy Baugh
(Owner)

(Spouse)

Gray Brubaker
(Please Print)

(Please Print)

(Owner)

(Spouse)

(Please Print)

(Please Print)

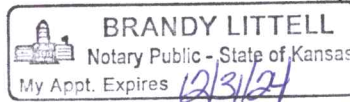
(Owner)

(Spouse)

(Please Print)

(Please Print)

State of Kansas }
County of Stevens } SS



I hereby certify that the foregoing application was signed in my presence and sworn to before me this 20 day of July, 2022.

Brandy Littell
Notary Public

My Commission Expires 12/31/24

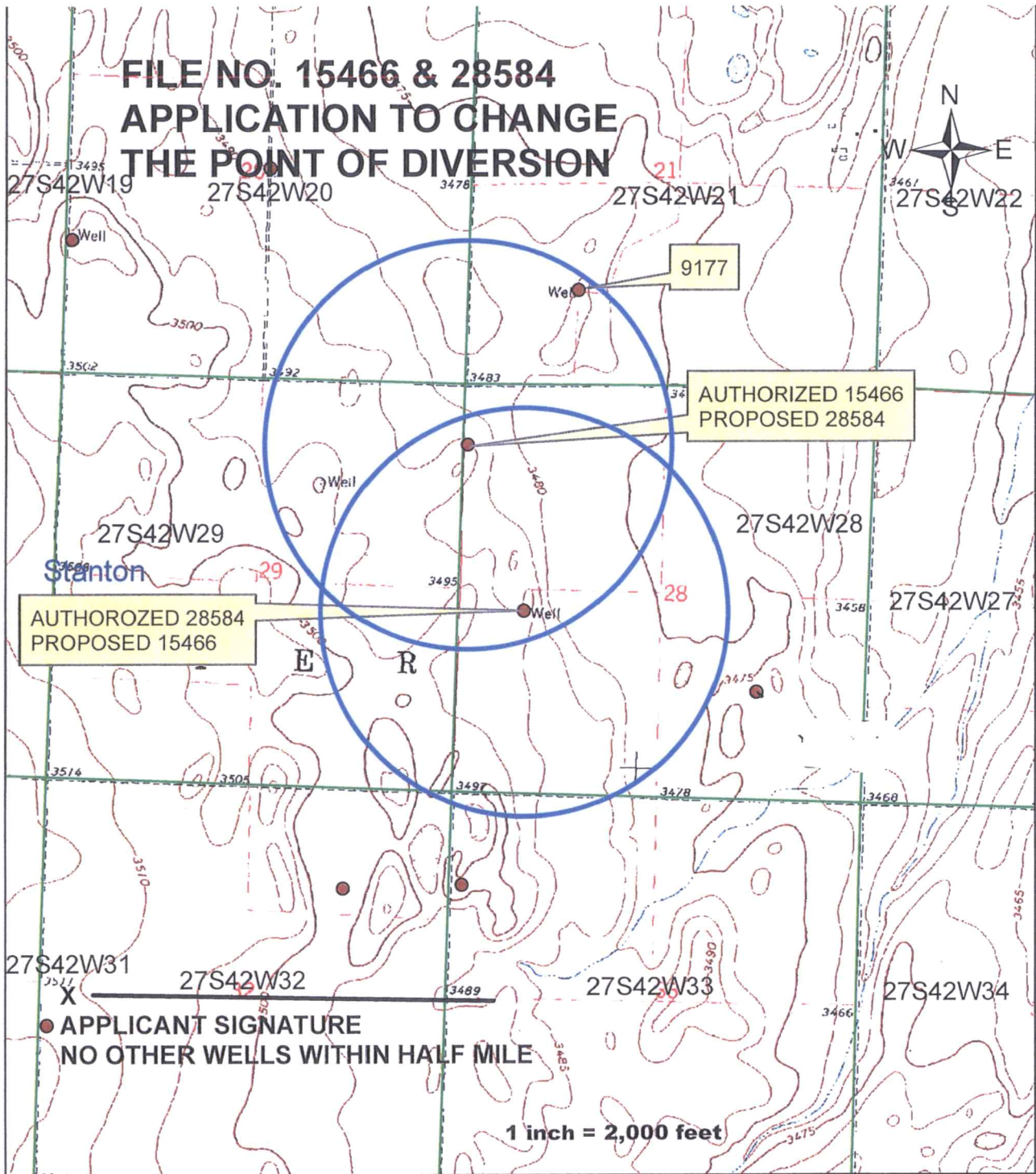
ONLY COMPLETE APPLICATIONS WILL BE PROCESSED. To be complete, all of the applicable portions of the application form must be completed with accurate information; maps, if necessary, must be included; signatures of all the appropriate owners' must be affixed to the application and notarized; and the appropriate fee must be paid.

FEE SCHEDULE

Each application to change the place of use or the point of diversion under this section shall be accompanied by the application fee set forth in the schedule below: Make checks payable to: **Kansas Department of Agriculture**

- (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

FILE NO. 15466 & 28584 APPLICATION TO CHANGE THE POINT OF DIVERSION



AUTHORIZED 28584
PROPOSED 15466

AUTHORIZED 15466
PROPOSED 28584

● APPLICANT SIGNATURE
NO OTHER WELLS WITHIN HALF MILE

1 inch = 2,000 feet

KANSAS DEPARTMENT OF AGRICULTURE
Division of Water Resources

M E M O R A N D U M

TO: Files

DATE: August 15, 2022

FROM: Michael A. Meyer 

RE: Water Right,
File Nos. 9177, 15466,
28584

Field office change applications of the above referenced files were received requesting two different proposals. The first proposals are requesting that File Nos. 15466 and 28584 switch priorities of their authorized point of diversion locations. This proposal meets all rules. The applications were sent the GMD3 for a recommendation, no recommendation was received within 15 days, with a reminder on the 18th day. Their website has no review documented either.

The second request of these same applications, is once approved (and officially notified of the completion on paper), the new location for File No. 28484 will have the priority switched again with File No. 9177. This proposal meets all the rules except with a question on actual distance between the two wells on section 28. With this proposed priority switch, there would now be 632 AF on the NW quarter of section 27 which would require a 2300' spacing (KAR 5-23-3) to the nearby well in the SW Quarter of section 27, of the same owner and application process as described on the first step referenced above. GPS locations show that these two wells are approximately 2269' between them with GPS accuracy with possible greater than 15 feet error at each location which could mean the two wells are over 2300' apart. Since they are owned by the same landowner, the wells exist today, and apparently meet spacing due to accuracy in the field issues, we are recommending that all applications meet all rules. GMD3 never did provide a recommendation for step two process of these applications, nor find any review on their website with the 15 days past due.

This office recommends approvals of all applications.

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

July 26, 2022

SOUTHWEST KANSAS GROUNDWATER
MANAGEMENT DISTRICT NO. 3
2009 E SPRUCE ST
GARDEN CITY KS 67846

Re: Request for Recommendation
Water Right, File Nos. 9177, 15466, 28584

Dear Mr. Norquest:

This is to advise you that Gary Baughman has filed an application for approval of the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, to change the point of diversion.

We are delaying action on the change applications to allow you time to review and provide a recommendation. Please submit a recommendation within 15 days from the date of this letter.

Thank you and as always feel free to contact this office at any time.

Sincerely,

A handwritten signature in blue ink that reads "Michael A. Meyer".

Michael A. Meyer
Water Commissioner

MAM
Enclosures