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.

than	100 feet	, or if pla	ace of	use wi															ion is greater oosed point(s)
of di	ersion a	and/or p	lace of	use.													F	REC	EIVED
																			Ozam
						F	ile No	. <u>3789</u>	8				a partino						5 2024
1. Application is hereby made for approval of the Chief Engineer to change the (check one or both): Stafford Field Division of Water F									Field Office ater Resource										
	under th	e water	riaht w	hich is	the si	_			ation i	_				dition	desc	rihed h	nelow		
	The sou				o tric o		round		ation			ce wate		idition	3 4050	illou i	, C. C. W.		
Name and address of Applicant: <u>Joseph H. Bergkamp</u> 2004 S. Willow Lake Rd., Halstead, KS 67056								age ² - a											
	2004 S. Phone N		1000			NO 01	030		Email	addrag	ee iim	majbe	ra@an	nail co	m				11.
						orraen	— onden						(The Till 1	iaii.co				1	ERON SEC.
	Name and address of Water Use Correspondent: <u>Joseph H. & Joann A. Bergkamp</u>																		
		2004 S. Willow Lake Rd., Halstead, KS 67056 Phone Number: (620) 463-2242 Email address: jjmmajberg@gmail.com																	
						se is:		Email address. Jimmajbergwymail.com											
			ıthorized place of use is: NAME: Joseph H. & Joann A. Bergkamp Rev. Trust																
	owner c									ead, K		i6						F. 15.	_0.07
	(If there is													1 2					Magazin Di et et
(If there is more than one landowner, attach suppler								NW¼				SW¼				SE¼			TOTAL
Sec	. Twp.	Range	NE¼	NW¼	SW1/4	SE¼	NE¼	NW¼	SW1/4	SE1/4	NE¼	NW¼	SW1/4	SE1/4	NE¼	NW¼		SE1/4	ACRES
25		3W	1412/4	1444/4	000/4	OL/4	40	40	40	40	24	16	011/4	OL/4	IVEZZ	11174	01174	02/4	200
25		3W					-10	40	40	10	16	9	18	26	20.11			4-1	69
	230	300				,					10		10	20	Page 6				Total = 269
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: Joseph H. & Joann A. Bergkamp Trust																			
		,	ADDRI	ESS:	2004 5	S. Willo	w Lak	e Rd.,	Halste	ead, K	S 6705	6							
	(If there is	s more th	nan one	landov	vner, at	tach su	ppleme	ental sh	eets as	neces	sary.)				11		2.0		
			NE1/4				NW¼			SW¼			SE1/4			TOTAL			
Sec	. Twp.	Range	NE1/4	NW¼	SW1/4	SE1/4	NE¼	NW¼	SW1/4	SE1/4	NE¼	NW¼	SW1/4	SE¼	NE¼	NW¼	SW1/4	SE1/4	ACRES
25	23S	3W		11	18		36	26	38	40	10	11		117		· (190
25	23S	3W								. *- 1	27	7	17	19					70
				10		,	7 x		4.5				1		31				Total = 260
	11		37 1				03												
	For Offi	ce Use	Only:	Code	CPU	Fe	e \$_7	200	od TR	#		Re	ceipt	Date _			Chec	k#_7	803

5.			liversion: CURRENTL				
	One in the	NW	Quarter of the	SW	Quarter of the _	NW	Quarter
	of Section	25	, Township	23	South, Range	3W	(E/W),
			nty, Kansas, <u>3861</u>				
			_ Authorized Quantity				
			No GF				
			This point will be chang				
			Complete only if change				
			Quarter of the				
			, Township				
			nty, Kansas,				
-							
- 1	This point is: D /	\	Proposed Quantity	.41	Proposed well depi	in (feet)	·
L	This point is:	Additional vveii	☐ Geo Center List o	ther water rigr	nts that will use this poi	nt	·
г							
6.	Presently author						
	One in the		Quarter of the		Quarter of the		Quarter
	of Section		, Township		South, Range		(E/W),
	in	Coul	nty, Kansas,	_ feet North _	feet West o	f Southeast corne	r of section.
	Authorized Rate _		_ Authorized Quantity		Depth of well	(fee	et)
	(DWR use only:	Computer ID N	No GP	'S	feet North	feet We	est)
			This point will be change				
			Complete only if chang				
	of Section		Quarter of the		Quarter of the		Quarter
	in Section	0	, Township	for all Nicords	South, Range		(E/VV),
			nty, Kansas,				
			_ Proposed Quantity _				
L	This point is:	daitional vveil	☐ Geo Center List o	ther water righ	its that will use this poi	nt	
7	The changes have	i	for the following was				
7.			for the following reason e of Use by adding area				
			as owner bought land to t	he 300	200 100 Nor	100 200	300
	east recently.		to owner bought land to t	E E	4	արարարոր	Funt
8.	If a well, is the test	hole log attache	d? 🗌 Yes 🛛 No	E	· <u> </u>		₫,
				300	-1 + 1 + 1 =		1 = 300
9.	The change(s) (wa	s)(will be) comp	leted by?	200			3200
	ASAP			E	· – – <u>=</u>		킄
				100	- + + =	- 1 + 1 +	1 = 100
10.	If the point of divers	sion is a well:		E		. ,	, <u> </u>
	(a) What are you	going to do with	the old well?	E			3
	,	55		West 0	+1 1111 1111 1111 1111 1111 111 111 X		川川田 0 East
	<u>N/A</u>			E	=		3
	(b) When will this	be done? N/A		[. 🗐
	(,			100	- + + =	- + +	100
11	Groundwater Mana	goment District	recommendation attache	42	· – – <u>=</u>		4
11.	Ye		econinendation attache	200	_	- 1 + 1 +	200
		22 23 140		200	·	1 1 1	= 200
12.	Assisted by B. Bart	on. GMD2		E	· =		=
				<u>_</u>	<u></u>		गण्यू
13a	If the proposed poir	nt of diversion wi	l be relocated more than	300 ³⁰⁰	200 100 0 Sou		300 rk=10 ft

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 existing point of diversion, indicate its location on the 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.

of the existing point of diversion, indicate its location on the diagram shown above in relation to the existing point of diversion. (PLEASE NOTE: The "X" in center of diagram above represents the presently authorized point of diversion.) AUG 0 5 2024

Stafford Field Office Division of Water Recomces

AUG 0 5 2024

14. If the proposed groundwater point of diversion is 3						
(a) Does the undersigned represent all owners of ☐ Yes ☐ No (If no, all owners no	f the currently authonust sign this applic	rized place(s) of use identified in this ap ation.)	plication?			
(b) Will the ownership interest of any owner of the affected if this application is approved as required Yes ☐ No (If yes, all owners)	he currently authori iested? must sign this appli		plication be adversely			
(c) If this application is not approved expeditiousl ☐ Yes ☐ No (If no, all owners n	ly, will there be subs nust sign this applic	stantial damage to property, public healt ation.)	h or safety?			
If the application proposes a surface water change in p or a change in place of use, the application must be signed agent (attach notarized statement authorizing representation)	gned by all owners	groundwater change in point of diversio of the currently authorized place of use,	n greater than 300 feet, or their duly authorized			
I hereby verify, being first duly sworn upon mage and the owner, the spouse of the owner, their behalf, in regards to the water right(s) to contained in this application are true, correct	or a duly authori o which this app and complete.	zed agent of the owner(s) to make	e this application on			
Dated at Corpo Halsted	, Kansas, this	day of Hugust	, 20 07 .			
(Owner)		Joann J. Berg (Spouse)	gbamp_			
		Joann A. Ber	glamp			
(Please Print)		(Please Print)				
(Owner)		(Spouse)	,			
(Please Print)		(Please Print)				
(Owner)		(Spouse)				
(Please Print)		MICHELE BOCOOK (Please Print)				
State of Kansas) SS	11 11 11	STATE OF KANSAS				
County of	was signed in	my presence and sworn to before	me this (Q day			
of, 20	was signed in i	presence and sworm to before				
		Notary Public				
My Commission Expires 07-16-2028		Notary i dono				
ONLY COMPLETE APPLICATIONS WILL BE PROCESSED accurate information; maps, if necessary, must be included; the appropriate fee must be paid.	or To be complete, all signatures of all the a	of the applicable portions of the application f ppropriate owners' must be affixed to the app	orm must be completed with dication and notarized; and			
	FEE SCHED		W C - 5			
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						
		RECEIVED				
DWR 1-121 (Revised 04/5/2018)	Page 3		File No. <u>37898</u>			
		AUG 08 2024				

SUMMARY ORDER APPROVING APPLICATION FOR CHANGE AND IMPOSING CONDITIONS

This 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 provisions of the Kansas Water Appropriation Law, K.S.A. 82a-701 et. seq., and rules and regulations promulgated thereunder, With the exception of those conditions expressly contained herein, this Summary Order does not change the terms, conditions and limitations of File No. A change application was received on <u>August 05, 2004</u> 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. 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 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 ______ foot radius of the authorized point(s) of diversion.

Applicable 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 The point(s) of diversion authorized herein shall not actually be located more than ______ feet from the previously authorized point(s) of diversion.

Applicable
Not Applicable 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
Not Applicable ☐ Applicable The owner of the authorized place(s) of use shall properly install an acceptable water flow meter on or before December 31, 2024, 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. Not Applicable ✓ Applicable Installation of the works for diversion of water shall be completed on or before December 31, 20_ authorized extension of time. By March 1, 20____ 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. ✓ Not Applicable 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 No. 11. Additional Conditions are attached. □ Yes 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 *Kansas Water Appropriation Law* and the *Rules and Regulations* 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. Administrative Appeal and Effective Date of Order APPLICATION APPROVED AND **SUMMARY ORDER ISSUED** If you are aggrieved by this order, pursuant to K.S.A. 82a-1901, you may request an evidentiary hearing before the Chief Engineer or request administrative review by the Secretary of Agriculture. A request for hearing by the Chief Engineer must be filed within 15 days of service of this Order and a request for administrative review by the Secretary must be filed within 30 days pursuant to K.S.A. 77-531. Any request for administrative review must state a basis for review pursuant to K.S.A. 77-527. Duly Authorized Designee of the Chief Engineer Division of Water Resources - Kansas Department of Agriculture File any request with Kansas Department of Agriculture, Legal Division, 1320 Research Park Drive, Manhattan, KS Date of Issuance: _____ State of Kansas 66502. Failure to timely request a hearing or review may) SS preclude review under the Kansas Judicial Review Act. County of ___ For Use by Register of Deeds Acknowledged before me on _____ RECEIVED AUG 0 5 2024 Signature: ____ Notary Public Stafford Field Office Division of Water Resources My commission expires: _____ (Notary Seal)

Application Map - File No. 37898



I declare that all water wells or diversion sites using the same source of supply and within 1/2 mile of the proposed point of diversion have been plotted on the application map.

Signature S	<u>8-2-29</u> Date				
New Application X Application No. 37898 To Change: Point of Diversion RECEIVED Place of Use AUG 0 5 2024 Use Made of Watestafford Field Office Division of Water Resources Proposed Point of Diversion Existing Points of Diversion Proposed Place of Use	Water wells within 1/2 mile of proposed point of diversion include: (type use, owner, address) 1) See attached sheet for details 2)				
Authorized Place of Use	Completed By GMD2 Sta				

Well owners within 1/2 mile

- Irrigation Well Water Permit Nos. 32657 & 33490
 Joseph H. & Joann A. Bergkamp Rev. Trust Applicant's 2004 S. willow Lake Rd.
 Halstead, KS 67056-9231
- Domestic Well
 Joseph H. & Joann A. Bergkamp Rev. Trust Applicant's 2004 S. willow Lake Rd.
 Halstead, KS 67056-9231
- Domestic Well Glenn R. & Kristin Mueller 2009 S. willow Lake Rd. Halstead, KS 67056-9232
- Domestic Well Craig A. & Jodi C. Koehn 17805 SW 24th St. Halstead, KS 67056-9233
- Irrigation Well Water Permit No. 32597 Raleigh N. & Cheris R. Koehn Trust 6610 S. Golden Prairie Rd. Halstead, KS 67056-9271
- Municipal Well Water Right No. 46081 City of Wichita Attn: Mike Jacobs 1815 W. Pine St. Wichita, KS 67203
- Irrigation Well Water Permit No. 42232 Gordon J. Bergkamp 18826 W. 1st St. Burrton, KS 67020-9016
- 8) Irrigation Well Water Permit Nos. 7742 & 33810 Joseph H. & Joann A. Bergkamp Rev. Trust – Applicant's 2004 S. willow Lake Rd. Halstead, KS 67056-9231
- Municipal Well Water Right No. 45567 City of Wichita Attn: Mike Jacobs 1815 W. Pine St. Wichita, KS 67203
- Irrigation Well Water Permit No. 41812 Gordon W. Schmidt Trust 10320 N. Wheat State Rd. Inman, KS 67546-8109

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