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

**WATER METER REQUIRED** 

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.

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						F	ile No	. 40,19	99										0 2024		
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2.	Name ar	nd addre	ess of	Applica	ant: M	ark J 8	& Kristi	in K B	erakan	าต											
	8431 W						, , , , , , ,		91.01.												
	Phone N								Email	addres	ss: ma	arkberg	kamp	@hotn	nail.co	m					
	Name ar					orresp	 onden	t: <u>Maı</u>	rk J & I	Kristin	K Berg	gkamp									
	8431 W						-														
	Phone N	lumber:	(316)	393-0	445				Email	addres	ss: <u>ma</u>	arkberg	kamp	@hotn	nail.co	m					
3.	The pres	sently au	uthoriz	ed pla	ce of u	se is:															
	Owner o	f Land -	NA	AME:	Thoma	as G &	Florer	nce A	Bergka	mp	// N	/lark J	& Kris	in K B	ergkar	np					
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Check # 13468

For Office Use Only: Code CPU Fee \$ 10000 TR #\_

Receipt Date \_\_\_

5.	Presently author	rized point of d	<u>liversion:</u>								
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	Proposed Rate _	Cou	ınty, Kansas,	ntity	et North _	<u>Ргор</u> с	<u>_ feet West (</u> osed well dep	oth (feet)		section.	
7.	Proposed Rate This point is:	Additional Well	ınty, Kansas, Proposed Qua	feontity	et North _	<u>Ргор</u> с	<u>_ feet West (</u> osed well dep	oth (feet)		section.	
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7.	Proposed Rate This point is: The changes here (please be specific	Additional Wellein are desired or installing a sul	nty, Kansas, Proposed Qua Geo Center for the following of	ntityfernity List other reasons?	water rig	Property Pro	feet West of osed well dep	oth (feet)	200	section.	
7.	Proposed Rate	Additional Well rein are desired c) installing a sul	inty, Kansas, Proposed Qual Geo Center for the following in the surface drip and include the northeas	ntityfernity List other reasons?	water rig	Propo	feet West of osed well dep	oth (feet)	200	300	
8.	Proposed Rate	Additional Well rein are desired c) installing a sul gation acres to in	rinty, Kansas, Proposed Quare Geo Center  for the following of the following of the following of the surface drip and include the northeas great?   Yes	ntityfernity List other reasons?	water rig	Property Pro	feet West of osed well dep	oth (feet)	200	300	
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8.	Proposed Rate	Additional Well- rein are desired or installing a subgration acres to in the three t	rinty, Kansas, Proposed Quare Geo Center  for the following of the following of the following of the surface drip and include the northeas great?   Yes	ntityfernity List other reasons?	water rig	Propo	feet West of osed well dep	oth (feet)	200	300	
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8. 9.	The changes here (please be specific expanding the irriccorner.  If a well, is the test The change(s) (wat As soon as approved)  If the point of diversity (a) What are you N/A  (b) When will this Groundwater Man	Additional Well- rein are desired c) installing a sul- gation acres to in the log attachers as)(will be) composed ersion is a well: I going to do with the be done? N/A	inty, Kansas,Proposed Quare Geo Center  for the following in the surface drip and include the northease  med?	ntityfer	water rig	Property 200	feet West depended well depe	orth 100	200 	300 200 100 100 100	
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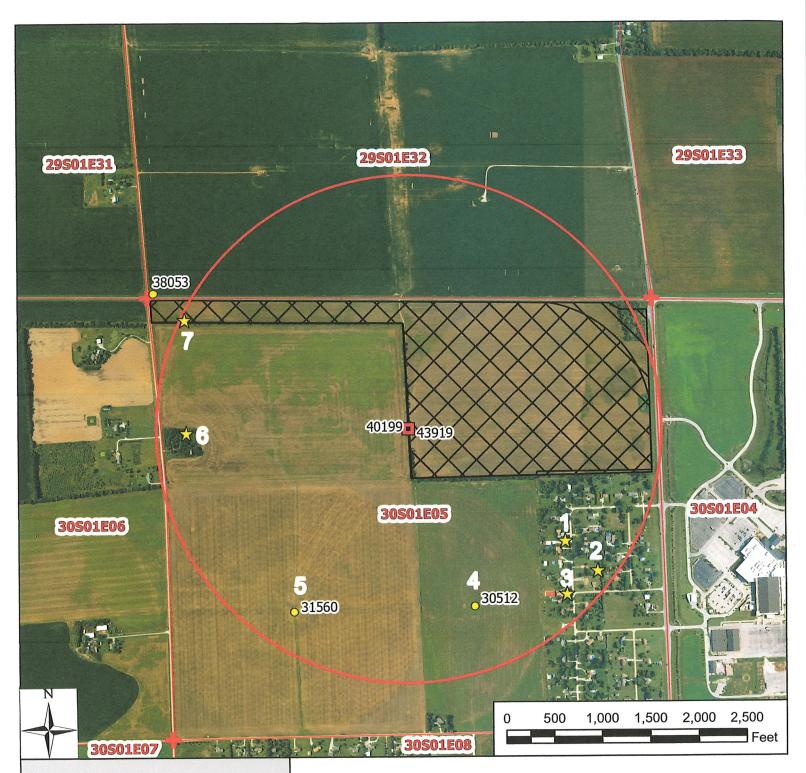
feet but within 2,640 feet of the existing point of diversion, attach a topographic map or acrial photograph. For groundward sources, show all wells (including domestic) within one-half mile out to the existing point of diversion will be relocated within a 300 foot radius of the existing point of diversion, indicate its location on the diagram shown above in relation to the existing point of diversion will be relocated within a 300 foot radius. 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

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 proposed groundwater point of diversion is 300 or fewer feet from the proposed groundwater point of diversion is 300 or fewer feet from the proposed groundwater point of diversion is 300 or fewer feet from the proposed groundwater point of diversion is 300 or fewer feet from the proposed groundwater point of diversion is 300 or fewer feet from the proposed groundwater point of diversion is 300 or fewer feet from the proposed groundwater point of diversion is 300 or fewer feet from the proposed groundwater point of diversion is 300 or fewer feet from the proposed groundwater point of diversion is 300 or fewer feet from the proposed groundwater point of diversion is 300 or fewer feet from the proposed groundwater point of the propose	om 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 ewnership interest of any ewner of the currently authoraffected if this application is approved as requested?  Yes No (If yes, all ewners 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 or a change in place of use, the application must be signed by all owners agent (attach notarized statement authorizing representation).	a groundwater change in point of diversion greater than 300 feet, s of the currently authorized place of use, or their duly authorized					
I hereby verify, being first duly sworn upon my oath or affirm age and the owner, the spouse of the owner, or a duly author their behalf, in regards to the water right(s) to which this ap- contained in this application are true, correct and complete.	ized agent of the owner(s) to make this application on plication pertains. I further verify that the statements					
Dated at Wichita, Kansas, this	25th day of September, 2024.					
Mal J. Buh	tristing Belows					
Mark J. Bergkamp	Kristin K. Bergkamp  (Please Print)					
Thomas & Berghange (Owner)	Flarence a. Bergkans					
Thomas G. Bergkamp (Please Print)	Florence A. Benkany (Please Print)					
(Owner)	(Spouse)					
(Please Print)	(Please Print)					
State of Kansas County of State of Kansas SS	KRISTEN BAALMANN Notary Public - State of Kansas My Appt. Expires 5-17-2026					
I hereby certify that the foregoing application was signed in of Westernam, 20 24.	my presence and sworn to before me this day					
	Kristen Bralmann					
My Commission Expires <u>5-17-2026</u> .	) Notary Fublic					
ONLY COMPLETE APPLICATIONS WILL BE PROCESSED. To be complete, all accurate information; maps, if necessary, must be included; signatures of all the athe appropriate fee must be paid.	Il of the applicable portions of the application form must be completed with appropriate owners' must be affixed to the application and notarized; and					
FEE SCHED	<u>ULE</u>					
Each application to change the place of use or the point of diversion und forth in the schedule below: Make checks payable to: <b>Kansas Departn</b> (1) Application to change a point of diversion 300 feet or less	nent of Agriculture					
(2) Application to change a point of diversion more than 300 fee (3) Application to change the place of use	st					
	RECEIVED					

## SUMMARY ORDER APPROVING APPLICATION FOR CHANGE AND IMPOSING CONDITIONS

prov With	risions of the Kansas Water Appropriation Law, K.S.A. 82a-	08b, as amended, and K.A.R. 5-5-1, <i>et seq</i> . and other applicable -701 et. seq., and rules and regulations promulgated thereunder, n, this Summary Order does not change the terms, conditions and							
1.	A change application was received on <u>September 3</u> diversion authorized under the above-referenced file num	requesting that the place of use and / or point of ber be changed as described in the application.							
2.	On and after the effective date of this summary order, the authe topographic map accompanying the application to cha	thorized place(s) of use shall be located substantially as shown on ange the place of use.   ☑ Applicable   ☐ Not Applicable							
3.	The change in point of diversion shall not impair existing right previously authorized. The point of diversion authorized by radius of the authorized point(s) of diversion. ☐ Applicable	hts and shall be limited to the same source or sources of water as by this summary order shall be located within a <b>foot</b> ble  \overline{\text{Not Applicable}}							
4.	The point(s) of diversion described herein is administrative Positioning System (GPS), as described in the application	ely corrected to be more accurately described using the Global n. ☐ Applicable ☒ Not Applicable							
5.	The point(s) of diversion authorized herein shall not actually authorized point(s) of diversion. ☐ Applicable ☒ N	be located more than feet from the previously lot Applicable							
	or other device suitable for making water level measureme K.A.R. 5-6-13. ☐ Applicable ☑ Not Applicable	well with a diversion rate of 100 gallons per minute or more, a tube ents shall be installed, operated and maintained in accordance with							
7.	December 31, 20 <u>24</u> , or before the first use of water, which and maintained in accordance with K.A.R. 5-1-4 through	operly install an acceptable water flow meter on or before never occurs first. The water flow meter shall be installed, operated 5-1-12. As required by K.S.A. 82a-732, as amended, and K.A.R. ading of the water flow meter and the total quantity of water diverted and of each calendar year.							
8.	and the second s								
9.	The completed well log shall be submitted with the requ	uired notice. ☐ Applicable         Not Applicable							
10.	with an in-line automatic quick-closing check valve capa	foreign substance will be injected into the water shall be equipped able of preventing pollution of the source of the water supply. The I in accordance with K.A.R. 5-3-5c. ⊠ Applicable ☐ Not Applicable							
11.	Additional Conditions are attached. ☐ Yes ☐ No								
12.	water appropriated under the above-referenced file num limitations, as amended and/or supplemented by this Sur Appropriation Law and the Rules and Regulations promi	A.R. 5-5-14, all of the owners of the authorized place(s) of use of ber are responsible for compliance with its terms, conditions and mmary Order, and with applicable provisions of the <i>Kansas Water</i> ulgated thereunder. Failure to comply with these provisions may mended, and/or the suspension or revocation and dismissal of the ions authorized by law.							
	Administrative Appeal and Effective Date of Order	FOR OFFICE USE ONLY							
lf vo	ou are aggrieved by this order, pursuant to K.S.A. 82a-1901,	APPLICATION APPROVED AND SUMMARY ORDER ISSUED							
vou	may request an evidentiary hearing before the Chief lineer or request administrative review by the Secretary of	SOMIMANT ONDER 1330ED							
Agr	iculture. A request for hearing by the Chief Engineer must be	By: Duly Authorized Designee of the Chief Engineer							
adn	within <b>15 days</b> of service of this Order and a request for ninistrative review by the Secretary must be filed within <b>30</b>								
revi	s pursuant to K.S.Á. 77-531. Any request for administrative ew must state a basis for review pursuant to K.S.A. 77-527.	(Print Name): Division of Water Resources - Kansas Department of Agriculture							
File	any request with Kansas Department of Agriculture, al Division, 1320 Research Park Drive, Manhattan, KS	Date of Issuance:							
665	02. Failure to timely request a hearing or review may clude review under the Kansas Judicial Review Act.	State of Kansas ) ) SS							
	For Use by Register of Deeds	County of )							
		Acknowledged before me on							
		by							
	RECEIVED	Signature:							
	SEP 3 0 2024	Notary Public							
	Id Office	My commission expires:(Notary Seal)							
	Stafford Field Office  Division of Water Resources	(Notary Seal)							



# Legend

- Water Appropriations
- ☆ Domestic Well
- Authorized Point of Diversion
- Section Corner
- Section Line
- Half Mile

# Water Appropriation, File No. 40,199

# Change in Place of Use 05-30-01E // Sumner County

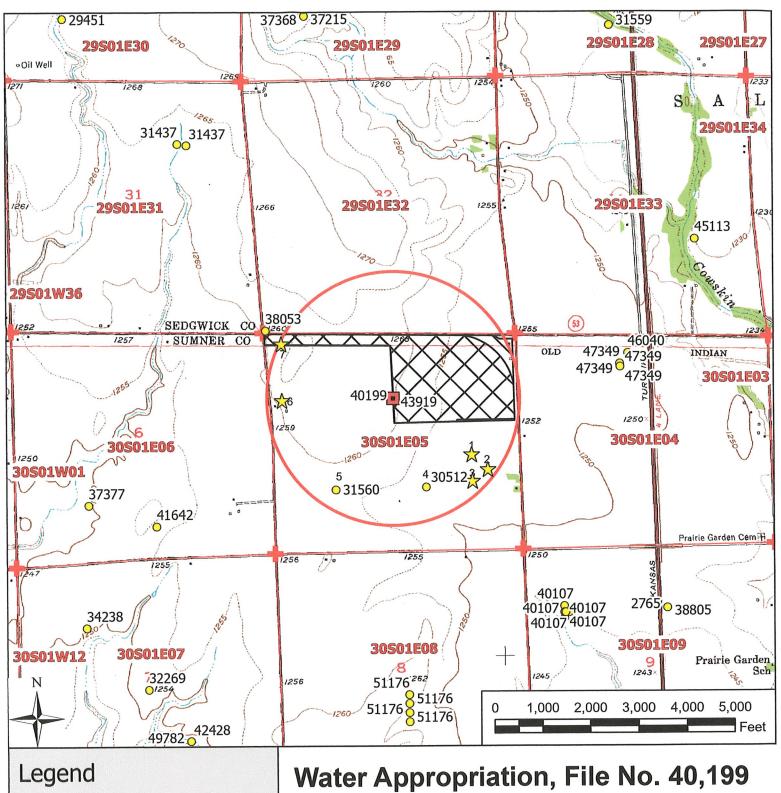
To the best of my knowledge, all points of diversion within the proposed point of diversion have been shown.

SEP 3 0 2024

Filmence Regkany)
Signature / Date

09/25/2024 Stafford Field Office
Water Resource

09/17/2024 JNE/SFFO 1:12,000 scale



- Water Appropriations
- Domestic Well
- **Authorized Point of Diversion**
- Section Corner
- Section Line
- Half Mile

# Change in Place of Use 05-30-01E // Sumner County RECEIVED

To the best of my knowledge, all points of diversion within pre-halfimile of the proposed point of diversion have been shown.

Stafford Field Office Division of Water Resources

Signature / Date

JNE/SFFO 1:24,000 scale

#### **NEARBY WELL OWNERS**

- David T & Crystal Jean Carron 1435 N Estate Rd Peck KS 67120
- Stephen W & Sharon K Hottle 1432 N Estate Rd Peck KS 67120
- 3. Resident 1427 N Estate Rd Peck KS 67120
- 4. Galen L Gerlach REV TR 1429 N Seneca Rd Peck KS 67120
- 5. Delva G Butts REV TR Forrest G Butts REV TR Attn: Forrest G Butts 3323 N 124<sup>th</sup> Ct W Wichita KS 67223
- Joseph P & Patricia Collins 1460 n Seneca Rd Peck KS 67120
- 7. Galen L Gerlach REV TR 1429 N Seneca Rd Peck KS 67120

RECEIVED
SEP 3 0 2024