## **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.

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



Assisted by: \_\_

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.

|     |                                |  | Water Re   | sources            |
|-----|--------------------------------|--|--|--------------------|
| 1.  | Application is hereby m        | ade for approval of the Chief En                                   | ngineer to change the Rece                         |                    |
|     | (Charle and an manua)          | ☐ Place of Use   | JAN 31   | . 2019             |
|     | (Check one or more)            | <ul><li>☑ Point of Diversion</li><li>☐ Use Made of Water</li></ul> | KS Dept 07.  | 1                  |
|     |                                | ☐ Ose Made of Water  | KS Dept Of A                                       | Agriculture        |
|     |                                | File No. <u>250</u>  | 31   |                    |
| 2.  | Name of applicant: <u>BEF</u>  | RGHAUS LIVING TRUST DEAN   | I & KAY  |                    |
|     | Address: PO BOX 602            |  | I · · ·  |                    |
|     | City, State and Zip: <u>ME</u> | ADE , KS. 67864  |  |                    |
|     | Phone Number: <u>(620)87</u>   | 73 2463 E  | -mail address:                                     |                    |
|     | What is your relationshi       | ip to the water right; ⊠ owner ↓                                   | ☐ tenant ☐ agent ☐ other? If othe                  | r, please explain. |
|     |                                |  |  | ,                  |
|     | Name of water use corr         | espondent: <u>BERGHAUS LIVINC</u>                                  | G TRUST DEAN & KAY                                 |                    |
|     | Address: PO BOX 602            |  |  |                    |
|     | City, State and Zip: ME        | ADE , KS. 67864  |  |                    |
|     |                                |  | -mail address:                                     |                    |
| 3.  |                                |  | owing reasons (please be specific): Cha            |                    |
|     |                                |  | J  |                    |
|     |                                |  |  |                    |
|     |                                |  | -  |                    |
|     | The change(s) (was) (w         | rill be) completed by  | (Date)   |                    |
|     |                                |  |  |                    |
|     | or Office Use Only:            | - K A D 5 5 4 (VEQ /NO) 11   | IRR Same OS Same ME                                | ByDAW Date 1/31/19 |
| F.C | O. 9 GMD 5 Meets<br>ode CGT    | Fee \$ 200 TR #  | IRR Source (G) S County ME<br>Receipt Datel 131 (9 | Check #            |
|     |                                |  | 24/2019  |                    |
|     |                                |  | ~ 1/ 2013  |                    |

|     |  |  |  |   | F   | ile No. <u>25031    </u>                                |  |
|-----|--|--|--|---|---|---|--|
| 6.  | The presently auth   | orized point(s   | s) of diversion (is) (are)   | ONE WELL, OI  | NE PUMP   |   |  |
| 7   | The proposed noin  | t(s) of diversi  | on (is) (are) <u>TWO WEL</u>   | IS TWO PUM  | (Provide description and numb   | er of points)   |  |
| ٠.  | The proposed poin  | it(3) or diversi   | on (13) (are) TVVO VVEE  | LO, TVVOT OWN   | (Provide description and numb   | er of points)   | •  |
|     | List all presently a   | authorized p   | oint(s) of diversion:  |   |   |   |  |
| 8.  | Presently authorize  | zed point of   | diversion:   |   |   |   |  |
|     | One in the   | SW   | Quarter of the   | NW  | Quarter of the  | SW  | Quarter  |
|     | of Section   | 19   | , Township   | 31  | South, Range  | 28  | (W)  |
| İ   |  |  |  |   | 5230 feet West of S   |   |  |
|     | Authorized Rate  | 1450 GPM   | Authorized Quantity  | / <u>626 AF</u>   |   |   |  |
|     | (DWR use only: C   | Computer ID  | No. <u>4</u> G   | PS  | feet North  | feet W  | est)   |
|     | ☐ This point will  | not be chanç   | ged 🛛 This point w   | ill be changed  | as follows:   |   |  |
|     | Proposed point of  | f diversion: (   | Complete only if char  | nge is requeste   | ed)   |   |  |
|     |  |  |  |   | <br>Quarter of the  | SW  | Quarter  |
|     |  |  |  |   | South, Range  |   |  |
|     |  |  |  |   | 5230 feet West of S   |   |  |
|     | Proposed Rate  |  | Proposed Quantity  | 300 AF  |   | •   |  |
|     | This point is:  A  | dditional Well   | ☐ Geo Center List  | other water righ  | nts that will use this point  |   | ·  |
| ,   |  |  |  |   |   |   |  |
| 9.  | Presently authorize  |  | · · · · · · · · · · · · · · · · · · ·  |   |   |   | _  |
|     |  |  |  |   | Quarter of the  |   |  |
|     |  |  |  |   | South, Range  |   |  |
|     | in _ ·   | Cοι  | ınty, Kansas,  | feet North _  | feet West of S  | Southeast corne   | er of section.   |
|     |  |  | Authorized Quantity  |   |   |   |  |
|     | (DWR use only: C   | Computer ID  | No. G  | PS  | feet North  | feet W  | est)   |
|     |  |  |  |   |   |   | •  |
|     | ☐ This point will  | not be chanç   | ged 🔲 This point w   | _   | as follows:   |   | ·  |
|     | ☐ This point will Proposed point of  | not be chanç<br>f diversion: (   | ged    This point w<br>Complete only if char   | nge is requeste   | as follows:<br>ed)  |   |  |
|     | This point will  Proposed point of One in the  | not be chanç<br>f diversion: (   | ged ☐ This point w<br>Complete only if char<br>Quarter of the  | nge is requeste<br>CW   | as follows: ed) Quarter of the  |   | Quarter  |
|     | This point will  Proposed point of One in the of Section   | not be chang<br>f diversion: (<br>19   | ged  This point w Complete only if char Quarter of the , Township  | nge is requeste<br>CW<br>31   | as follows:  ed)  Quarter of the  South, Range  | 28  | Quarter<br>W,  |
|     | This point will  Proposed point of One in the of Section in ME   | not be chang<br>f diversion: (<br>19<br>Cou  | ged ☐ This point w Complete only if char ☐ Quarter of the ☐ ☐ , Township ☐ Inty, Kansas, ☐ 1320  | nge is requeste<br>CW<br>31<br>feet North   | as follows: ed) Quarter of the  | 28  | Quarter<br>W,  |
|     | This point will  Proposed point of One in the of Section in ME  Proposed Rate  | not be chang<br>f diversion: (<br>19<br>Cou  | ged  This point w Complete only if char Quarter of the , Township unty, Kansas,1320 Proposed Quantity  | CW 31 feet North 193.5 AF   | as follows:  add)  Quarter of the  South, Range  2600 feet West of S  | 28<br>Southeast corne                                   | Quarter<br>W,<br>er of section.  |
|     | This point will  Proposed point of One in the of Section in ME  Proposed Rate  | not be chang<br>f diversion: (<br>19<br>Cou  | ged  This point w Complete only if char Quarter of the , Township unty, Kansas,1320 Proposed Quantity  | CW 31 feet North 193.5 AF   | as follows:  ed)  Quarter of the  South, Range  | 28<br>Southeast corne                                   | Quarter<br>W,<br>er of section.  |
| 10  | ☐ This point will  Proposed point of One in the of Section in ME  Proposed Rate  This point is: ☒ Ac   | not be chang f diversion: (  19  Cou   | ged ☐ This point w Complete only if char   | CW 31 feet North 193.5 AF   | as follows:  add)  Quarter of the  South, Range  2600 feet West of S  | 28<br>Southeast corne                                   | Quarter<br>W,<br>er of section.  |
| 10. | ☐ This point will  Proposed point of One in the of Section in ME  Proposed Rate This point is: ☒ Ac  Presently authorize   | not be chang f diversion: (  19  Cou dditional Well  | Ged This point w Complete only if char Quarter of the Township Inty, Kansas, 1320 Proposed Quantity Geo Center List  | CW 31 feet North _ 193.5 AF other water righ  | as follows:  ed) Quarter of the South, Range 2600 feet West of S  nts that will use this point  | 28<br>Southeast corne                                   | Quarter<br>W,<br>er of section.  |
| 10. | ☐ This point will  Proposed point of One in the of Section in ME  Proposed Rate This point is: ☒ Ac  Presently authoriz One in the   | f diversion: (  19 Coudditional Welle  | Complete only if char Quarter of the Township Inty, Kansas, 1320 Proposed Quantity Geo Center List Cliversion: Quarter of the  | CW 31feet North 193.5 AF other water righ   | as follows:  ed)  Quarter of the South, Range 2600 feet West of S  nts that will use this point g   | 28<br>Southeast corne                                   | Quarter W, er of section.  |
| 10. | ☐ This point will  Proposed point of One in the of Section in ME Proposed Rate This point is: ☒ Ac  Presently authoriz One in the of Section   | not be chang f diversion: (  19  Cou dditional Well  | Ged  | CW 31 feet North 193.5 AF other water righ  | as follows:  ed)  Quarter of the South, Range 2600    feet West of S  nts that will use this point g  Quarter of the South, Range   | 28<br>Southeast corne                                   | Quarter W, er of section. Quarter Quarter (E/W),   |
| 10. | ☐ This point will  Proposed point of One in the of Section in ME  Proposed Rate This point is: ☒ Ac  Presently authoriz One in the of Section in   | not be changed for diversion: (  19  Coudditional Welleted point of coudens o | Complete only if char Quarter of the Township Inty, Kansas, 1320 Proposed Quantity Geo Center List Cliversion: Quarter of the Township Inty, Kansas,   | CW 31 feet North 193.5 AF other water righ  | as follows:  as follows:  as follows:  Quarter of the South, Range ats that will use this point:  Quarter of the South, Range feet West of S  | 28<br>Southeast corne                                   | Quarter W, er of section. Quarter Quarter (E/W),   |
| 10. | ☐ This point will  Proposed point of One in the of Section in ME  Proposed Rate This point is: ☒ Ac  Presently authoriz One in the of Section in Authorized Rate   | not be changed for diversion: (  19  Coudditional Welled point of coudens and coudens are coudens as a coudens are considered as a coudens are coudens are considered as a coudens are conside | Complete only if char Quarter of the Township Inty, Kansas, 1320 Proposed Quantity Geo Center List Cliversion: Quarter of the Township Inty, Kansas,   | CW 31feet North 193.5 AF other water right  | as follows:  as follows:  d) Quarter of the South, Range 2600 feet West of S  at that will use this point of the Quarter of the South, Range feet West of S   | 28 Southeast corne                                      | Quarter W, er of section. Quarter (E/W), er of section.                                    |
| 10. | ☐ This point will  Proposed point of One in the of Section in ME  Proposed Rate This point is: ☒ Ac  Presently authoriz One in the of Section in Authorized Rate (DWR use only: Compared to the point is)  Output  Description Authorized Rate (DWR use only: Compared to the point is)  Output  Description | not be changed for diversion: (  19 Country Co | Complete only if char Quarter of the Township Inty, Kansas, 1320 Proposed Quantity Geo Center List Cliversion: Quarter of the Township Inty, Kansas,   | cW 31 feet North _ 193.5 AF other water right   | as follows:  as follows:  as follows:  as follows:  Quarter of the ats that will use this point:  Quarter of the as South, Range afeet West of S  | 28 Southeast corne                                      | Quarter W, er of section. Quarter (E/W), er of section.                                    |
| 10. | ☐ This point will  Proposed point of One in the of Section in ME  Proposed Rate This point is: ☒ Ac  Presently authoriz One in the of Section in Authorized Rate (DWR use only: C ☐ This point will  | not be changed for diversion: (  19  Country distinct of the computer ID not be changed for diversion in the changed for the c | Complete only if char Quarter of the Quarter of the Township Inty, Kansas, 1320 Proposed Quantity Geo Center List Quarter of the Quarter of the Township Inty, Kansas, Guantity Guarter of the Township Inty, Kansas, Guantity Mo. Guarter of the Ged This point w   | CW 31feet North _ 193.5 AF other water righ   | as follows:  ed)  Quarter of the  South, Range  2600 feet West of S  Attachment will use this point in the south, Range  Quarter of the  South, Range  feet West of S  feet North  as follows:  | 28 Southeast corne                                      | Quarter W, er of section. Quarter (E/W), er of section.                                    |
| 10. | ☐ This point will  Proposed point of One in the of Section in ME  Proposed Rate This point is: ☒ Ac  Presently authoriz One in the of Section in Authorized Rate (DWR use only: C ☐ This point will is  Proposed point of  | not be changed fidiversion: (19 Country Country Country Country Country Computer ID not be changed fidiversion: (19 Country Co | Complete only if char Quarter of the Quarter of the Township Inty, Kansas, 1320 Proposed Quantity Geo Center List Cliversion: Quarter of the Township Inty, Kansas, Authorized Quantity Complete only if char  | cW 31 feet North 193.5 AF other water right feet North feet North feet North feet North feet North the changed inge is requested                | as follows:  as follows:  as follows:  Quarter of the  South, Range  ats that will use this point;  Quarter of the  South, Range  feet West of S  feet North  as follows:  ed)  | 28 Southeast corne 30950  Southeast corne feet We       | Quarter W, er of section.  Quarter (E/W), er of section.                                   |
| 10. | ☐ This point will  Proposed point of One in the of Section in ME  Proposed Rate This point is: ☒ Ac  Presently authoriz One in the of Section in Authorized Rate (DWR use only: C ☐ This point will of One in the  | not be changed f diversion: (19 Country Countr | Complete only if char Quarter of the, Township Inty, Kansas,1320 Proposed Quantity Geo Center List  diversion: Quarter of the, Township Inty, Kansas, Authorized Quantity  No G  ged   | cW 31 feet North 193.5 AF other water right feet North feet North feet North ill be changed nge is requeste                                     | as follows:  add)  Quarter of the South, Range 2600    feet West of S  ats that will use this point g  Quarter of the South, Range feet West of S  feet North as follows:  add) Quarter of the Quarter of the   | 28 Southeast corne 30950  Southeast corne feet We       | Quarter W, er of section.  Quarter (E/W), er of section.  est)                             |
| 10. | ☐ This point will  Proposed point of One in the of Section in ME  Proposed Rate This point is: ☒ Ac  Presently authoriz One in the of Section in Authorized Rate (DWR use only: C ☐ This point will of One in the of Section of Section of Section of Section  | not be changed for diversion: (19 Council Computer ID not be changed diversion: (19 Council Computer ID not be changed for diversion: (19 Council Computer ID not be changed for diversion: (19 Council Computer ID not be changed for diversion: (19 Council Computer ID not be changed for diversion: (19 Council Computer ID not be changed for diversion: (19 Council Coun | Complete only if char Quarter of the Quarter of the Township Inty, Kansas, 1320 Proposed Quantity Geo Center List  diversion: Quarter of the Township Inty, Kansas, Guarter Inty, Kansas | cW 31feet North 193.5 AF other water rightfeet Northfeet Northfeet North ill be changed   | as follows:  as follows:  as follows:  Quarter of the  South, Range  ats that will use this point:  Quarter of the  South, Range  feet West of S  feet West of S  Quarter of the  south, Range  fourth  South  South, Range  South, Range  South, Range  South, Range | 28 Southeast corne 30950  Southeast corne feet We       | Quarter W, er of section.  Quarter (E/W), er of section.  est)  Quarter (E/W),             |
| 10. | ☐ This point will  Proposed point of One in the  | not be changed fidiversion: (19 Council Computer ID not be changed fidiversion: (19 Council Computer ID not be changed fidiversion: (19 Council Counci | Complete only if char Quarter of the Quarter of the Inty, Kansas, 1320 Proposed Quantity Geo Center List Cliversion: Quarter of the Inty, Kansas, Guarter of the Inty, Kansas, Inty, Kan | cW 31 feet North 193.5 AF other water right  feet North | as follows:  ad)  Quarter of the South, Range 2600 feet West of Souths that will use this point;  Quarter of the South, Range feet West of South, Range feet North as follows:  Quarter of the south, Range feet West of South, Range feet West of South, Range       | 28 Southeast corne 30950  Southeast corne feet We       | Quarter W, er of section.  Quarter (E/W), er of section.  est)  Quarter (E/W),             |
| 10. | This point will  Proposed point of One in the of Section in ME  Proposed Rate This point is: ☒ Ac  Presently authoriz One in the of Section in Authorized Rate (DWR use only: C □ This point will of One in the of Section in Proposed point of One in the of Section in Proposed Rate Proposed Rate in Proposed Rate Proposed Rate  | not be changed diversion: (19 Country  | Complete only if char Quarter of the Quarter of the Township Inty, Kansas, 1320 Proposed Quantity Geo Center List  Cliversion: Quarter of the Township Inty, Kansas, Guantity No. Ged This point w Complete only if char Quarter of the Quarter of the Township Inty, Kansas, Guarter of the Inty, Kansas, Guarter, Township Inty, Kansas, Guarter, Kansas, Guarter, Kansas, Guarter, Froposed Quantity   | CW 31 feet North 193.5 AF other water righ feet North feet North  PS ill be changed nge is requeste feet North feet North                       | as follows:  as follows:  Quarter of the South, Range 2600  | 28 Southeast corne 30950 Southeast corne feet We        | Quarter Quarter Quarter (E/W), er of section.  est)  Quarter Quarter (E/W), er of section. |
|     | ☐ This point will in Proposed point of One in the  | not be changed in the change of diversion: (19   | Complete only if char  Quarter of the  Township  Inty, Kansas, 1320  Proposed Quantity  Geo Center List  Civersion:  Quarter of the  Township  Inty, Kansas,  Authorized Quantity  No. Ged This point w  Complete only if char  Quarter of the  Quarter of the  Inty, Kansas,  Geo Center List  Complete only if char  Quarter of the  Inty, Kansas,  Geo Center List  | requested  CW  31  feet North 193.5 AF other water right  feet North PS ill be changed  requested  feet North other water right                 | as follows:  ad)  Quarter of the South, Range 2600 feet West of Souths that will use this point;  Quarter of the South, Range feet West of South, Range feet North as follows:  Quarter of the south, Range feet West of South, Range feet West of South, Range       | 28 Southeast corner  30950  Southeast corner  feet West | QuarterQuarterQuarter(E/W), er of section.  est)  Quarter(E/W), er of section.             |

JAN 31 2019

| The    | e nrese     | ently au | ıthorize | ed pla  | ce of i      | ıse is  |          |               |              |         |          |        |         |       | F                                     | File No | o. <u>250</u> 3 | 31    |                |
|--------|-------------|----------|----------|---------|--------------|---------|----------|---------------|--------------|---------|----------|--------|---------|-------|---------------------------------------|---------|-----------------|-------|----------------|
|        | ·           | er of La |          |         |              |         |          |               |              |         |          |        |         |       |                                       |         |                 |       |                |
|        | OWING       | 51 O1 Lu |          |         |              |         |          |               |              |         |          |        |         |       |                                       |         |                 |       |                |
|        | <del></del> |          |          | NE      | Ξ1/4         |         |          | NV            | V1⁄4         |         |          | SV     | 11/4    |       |                                       | SE      | 1/4             |       | TOTAL          |
| Sec.   | Twp.        | Range    | NE1/4    | NW¼     | SW1/4        | SE¼     | NE1/4    | NW¼           | SW1/4        | SE¼     | NE1/4    | NW¼    | SW¼     | SE¼   | NE1/4                                 | NW¼     | SW¼             | SE¼   | ACRES          |
|        |             |          |          |         |              |         |          |               |              |         |          |        |         |       |                                       |         |                 |       |                |
|        |             |          |          |         |              |         |          |               |              |         |          |        |         |       |                                       |         |                 |       |                |
| ,      |             |          |          |         |              |         |          |               |              |         |          |        |         |       |                                       |         |                 |       |                |
| st anv | other       | water r  | rights t | hat co  | ver th       | is plac | ce of u  | se.           |              |         |          |        |         |       |                                       |         |                 |       |                |
|        |             | er of La |          |         |              |         |          |               |              |         |          |        |         |       |                                       |         |                 |       |                |
|        | O WIII      | o, o, La |          |         |              |         |          | -             |              |         |          |        |         |       |                                       |         |                 |       |                |
|        |             |          |          | NE      | Ξ1⁄4         |         |          | NV            | V1⁄4         |         |          | SV     | V1/4 /  |       |                                       | SE      | 1/4             |       | TOTAL          |
| Sec.   | Twp.        | Range    | NE¼      | NW¼     | SW1/4        | SE¼     | NE¼      | NW¼           | SW¼          | SE1/4   | NE¼      | NW¼    | SW1/4   | SE¼   | NE¼                                   | NW¼     | SW¼             | SE¼   | ACRES          |
|        | -           |          |          |         |              |         |          |               |              |         |          |        | /       |       |                                       |         |                 |       |                |
|        |             |          |          |         |              |         |          |               |              |         |          |        |         |       |                                       |         |                 |       |                |
|        |             | :        |          |         |              |         |          |               |              |         |          |        |         |       |                                       |         |                 |       |                |
| st any | / other     | water i  | rights t | that co | over th      | is plac | ce of u  | se. <u>13</u> | 3158         |         |          |        |         |       |                                       |         |                 |       |                |
|        | (If the     | ere are  | more     | than t  | wo lan       | downe   | ers, att | ach a         | dditior      | nal she | ets as   | s nece | ssary.  | )     |                                       |         |                 |       |                |
| It is  | s propo     | sed th   | at the   | place   | of use       | be ch   | anged    | I to:         | ,            |         |          |        |         |       |                                       |         |                 |       |                |
|        | Owne        | er of La | nd —     | NAM     | 1E: <u>N</u> | CHA     | NGE      |               |              |         |          |        |         |       |                                       |         |                 | ····  |                |
|        |             |          | AD       | DRES    | SS:          |         |          |               | $\angle$     |         |          |        |         |       |                                       |         |                 |       |                |
|        |             |          |          | 1       | Ξ¼           | I       |          |               | N1/4         |         | NE4      |        | V1/4    | 051/  | NET                                   | ľ       | E1/4            | 051/  | TOTAL<br>ACRES |
| Sec.   | Twp.        | Range    | NE¼      | NW¼     | SW1/4        | SE1/4   | NE¼      | NW1/4         | SW1/4        | SE1/4   | NE¼      | NW¼    | SW¼     | SE1/4 | NE1/4                                 | NW1⁄4   | SW1/4           | SE1/4 |                |
|        |             |          |          |         |              |         | /        |               |              |         |          |        |         |       |                                       |         |                 |       |                |
|        |             |          |          |         |              | -/      |          |               |              |         |          |        |         |       |                                       |         |                 |       |                |
|        |             |          |          |         |              |         |          |               |              |         |          |        |         |       |                                       |         |                 |       |                |
| st any | / other     | water    | rights   | that co | over/th      | is plad | ce of u  | se            |              |         |          |        |         |       | · · · · · · · · · · · · · · · · · · · |         |                 |       |                |
|        | Own         | er of La |          | /       | <b>,</b>     |         |          |               |              |         |          |        |         |       |                                       |         |                 |       |                |
|        |             |          | AD       | DRES    | SS:          |         |          |               |              |         | II       |        |         |       |                                       |         |                 |       |                |
|        |             |          | <b></b>  | / N     | E¼<br>T      | Ι       |          | NV            | <i>N</i> 1⁄4 | 1       | <b> </b> | SV     | V¼<br>I | 1     | <u> </u>                              | SI<br>I | E¼              | 1     | TOTAL<br>ACRES |

SW1/4

NE1⁄4

NW1/4 SW1/4

NW1/4

List any other water rights that cover this place of use.\_\_\_\_

Twp. Range NE1/4

NE1/4 NW1/4 SW1/4

NE1/4

NW1/4 SW1/4

SE1/4

NE1/4

|     |  |   |  | File No. <u>25031</u>  |
|-----|--|---|--|--|
| 12. | The pre                                | esently authorized use of water is for <u>IRRIGATION</u>  | purpo  | ses.   |
|     | It is pro                              | posed that the use be changed to NO CHANGE  |  | purposes.  |
| 13. | _                                      | ging the place of use and/or use made of water, desc<br>5-16 = 493.5 AF   | ribe how the consumptive use   | •  |
|     |  | ACRES = 313.02 ACRES, NIR = 1.34',  |  |  |
|     | <u>D/, (OL /</u>                       |   |  |  |
|     |  |   |  |  |
|     | (Please s                              | show any calculations here.)  |  |  |
| 14. | It is req                              | uested that the maximum annual quantity of water be   | e reduced to 493.5   | (acre-feet).   |
| 15. | It is req                              | uested that the maximum rate of diversion of water b  | e reduced to   | gallons per minute ( c.f.s.).  |
| 16. | 1:24,00<br>Kansas<br>Distand<br>should | plication must include either a topographic map or d<br>0, is available through the Kansas Geological Sur<br>66047-3726 ( <u>www.usgs.gov</u> ). The map should sho<br>les North and West of the Southeast corner of the<br>also be shown. Identify the center of the section, the<br>township, and range numbers on the map. In additi | vey, 1930 Constant Avenue,<br>by the location of the presentl<br>section must be shown. The<br>e section lines and the section   | University of Kansas, Lawrence, y authorized point(s) of diversion. presently authorized place of use corners and show the appropriate   |
|     |  | change in the location of the $point(s)$ of diversion is  |  |  |
|     | 1)                                     | The location of the proposed point(s) of diversion. must be shown. Please be certain that the inform Paragraph Nos. 9, 10 and 11 of the application.  | Distances North and West of the nation shown on the map agree  | he Southeast corner of the section<br>ees with the information shown in  |
|     | 2)                                     | If the source of supply is groundwater, please shadomestic wells, within ½ mile of the proposed well mailing address of the property owner or owners.   | or wells. Identify each well a   | s to its use and furnish name and  |
| •   | 3)                                     | If the source of supply is surface water, the names and $\frac{1}{2}$ mile upstream from your property lines must   |  | landowner(s) ½ mile downstream   |
|     | b. If a                                | change in the place of use is desired, show the praction that the information shown on the map agrees w   | roposed place of use by cross<br>with the information shown in Pa  | shatching on the map. Please be aragraph No. 5 of the application.   |
| 17. | local so                               | documentation to show the change(s) proposed her<br>burce of supply as to which the water right relates.<br>is, test hole logs, and other information as necessar<br>elow.  | This information may include s   | statements, plats, geology reports,  |
|     | NO CH                                  | ANGE IN LOCAL SOURCE OF SUPPLY  |  |  |
|     | GPS SI                                 | HOWS WELL 2629' APART   | Entransis on the median management   | The state of the s |
|     |  |   | हु। दशकियों केल के छन्। में लेखे   |  |
|     |  |   | A comment of the comm | entropies and the second of th |
| 18. | identify<br>request                    | roposed change(s) does not meet all applicable rule<br>the rules and regulations for which you request a<br>should be granted. Attach documentation showing<br>prejudicially and unreasonably affect the public inter-  | waiver. State the reason why<br>that granting the request will r   | $\prime$ a waiver is needed and why the  |
|     | NONE                                   |   | 117.   | dan Dagauraa   |
|     |  |   | Wa   | ter Resources  Received  |
|     |  |   |  |  |

JAN 31 2019

| File | Nο | 25031 |  |
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|      |    |       |  |

Any use of water that is not as authorized by the water right or permit to authorize water <u>before</u> 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 pauthorized to make this application on their behalf, and complete. By filing this application I authorize the chief eas specified in sections 14 and 15 of this application.  | declare furth<br>engineer to pe | er that the<br>ermanently | e statements of reduce the qu | contained herein<br>uantity of water a | are true, correct, and |
|---|---------------------------------|---------------------------|-------------------------------|--|------------------------|
| Dated at Sanden City  | Kanaga thia                     | 17 th                     | day of O                      |  | 20.10                  |
| Dated at Sanden City  | , Kansas, mis                   | 1 / -                     | day of                        | nuary                                  | , 20_1-1               |
|   |                                 |                           | 9.                            | . 0                                    |                        |
| DEAN DERGHAUS LIVING TRUST  |                                 |                           |                               |  |                        |
| (Owner)   |                                 |                           |                               | (Spouse)                               |                        |
| DEAN BERGHAUS LIVING TRUST (Owner)  Kay Burgham, Muster   |                                 |                           |                               |  |                        |
| (Please Print)  |                                 |                           |                               | (Please Print)                         |                        |
|   |                                 |                           |                               |  |                        |
|   |                                 |                           |                               |  |                        |
| (Owner)   |                                 |                           |                               | (Spouse)                               |                        |
|   |                                 |                           |                               |  |                        |
|   |                                 |                           |                               | (5) 5 ( )                              |                        |
| (Please Print)  |                                 |                           |                               | (Please Print)                         |                        |
|   |                                 |                           |                               |  |                        |
| (Owner)   |                                 |                           |                               | (Spausa)                               |                        |
| (Owner)   |                                 |                           |                               | (Spouse)                               |                        |
|   |                                 |                           |                               |  | •                      |
| (Please Print)  | <del></del>                     |                           |                               | (Please Print)                         |                        |
| (Floado Frint)  |                                 |                           |                               | (Fieddo Filmt)                         |                        |
|   |                                 |                           |                               |  |                        |
| State of Kansas )   |                                 |                           |                               |  |                        |
| County of Final SS  |                                 | · ·                       |                               |  |                        |
| I hereby certify that the foregoing application was sig   | ned in my r                     | oresence a                | and sworn to                  | hefore me this                         | 17 gr day of           |
| January 20 19   | inca in my i                    | oresence a                | ind Sworn to                  | before the this                        | day of                 |
| - Common of the |                                 |                           |                               |  |                        |
| _   |                                 | •                         |                               |  |                        |
|   | =7;                             | <i>\infty</i>             | ne Kee                        | Notary Public                          |                        |
| My Commission Expires SUE KEENY   | 1                               |                           | ` `                           | Notary Public                          |                        |
| My Appointment Expires  | 12                              |                           |                               |  |                        |
| Jane 8, 2022  |                                 |                           |                               |  |                        |
|   |                                 |                           |                               |  |                        |
|   | FEE SCHED                       | JLE                       |                               |  |                        |
| ٠   |                                 |                           | •                             |  |                        |
| Each application to change the place of use, the point of divers  | sion or the use                 | made of the               | ne water under                | this section shall b                   | e accompanied by the   |
| application fee set forth in the schedule below:  |                                 |                           |                               |  |                        |
| (1) Application to change a point of diversion 300 fee  | t or less                       |                           |                               |  | \$100                  |
| (2) Application to change a point of diversion more th  | ian 300 feet                    |                           |                               |  | \$200                  |
| (3) Application to change the place of use  |                                 |                           |                               |  |                        |
| (4) Application to change the use made of the water   |                                 |                           |                               |  |                        |

Make check payable to Kansas Department of Agriculture.

| File No. | 25031 |
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|          |       |

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.

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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 authorized to make this application on their behalf, and declare furt complete. By filing this application I authorize the chief engineer to p as specified in sections 14 and 15 of this application. | her that the statements contained herein are true, correct, and    |
|--|--|
| ,  | 2= 100000 19   |
| Dated at, Kansas, this   | 25 day of January , 20 19.   |
| X Veresa Cook  |  |
| Telesa COK   | (Spouse)   |
| (Please Print)   | (Please Print)   |
| (Owner)  | (Spouse)   |
| (Please Print)   | (Please Print)   |
| (Owner)  | (Spouse)   |
| (Please Print)   | (Please Print)   |
| State of Kansas County of <u>kelqueck</u> ) ss My  | Jane L. Dehning NOTARY PUBLIC STATE OF KANSAS Appt. Exp. 1-31-22   |
| I hereby certify that the foregoing application was signed in my   | presence and sworn to before me this $25^{1/2}$ day of             |
|  | Jaine & Dehning  |
| My Commission Expires 7.31.22  | Notary Public (  |
| FEE SCHED  | <u>ULE</u>   |
| Each application to change the place of use, the point of diversion or the use application fee set forth in the schedule below:  | e made of the water under this section shall be accompanied by the |
| <ul> <li>(1) Application to change a point of diversion 300 feet or less</li> <li>(2) Application to change a point of diversion more than 300 feet</li></ul>  | \$100<br>\$200<br>\$200<br>\$200<br>\$300<br>Water Resources       |
| Make shock payable to Kanaga Department of Agriculture   | Water nesodies   |

Make check payable to Kansas Department of Agriculture.

JAN 31 2019

Received

| File No. | 25031 |
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|          |       |

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| I declare that I am an owner of the currently authorized place of use as authorized to make this application on their behalf, and declare furthe complete. By filing this application I authorize the chief engineer to per as specified in sections 14 and 15 of this application. | r that the statements contained herein are true, correct, and                                  |
|---|--|
| Dated at $1/29/19$ , Kansas, this   | 29 day of <u>January</u> , 20 19.  |
| X 12 31   | Jeanne Berghans  (Spoulse)  Jeanne Berghans  (Please Print)                                    |
| (Owner)   | (Spouse)   |
| Mac Berahans  | Jeanne Brialina  |
| (Please Print)  | (Please Print)   |
| (0  |  |
| (Owner)   | (Spouse)   |
| (Please Print)  | (Please Print)   |
| (Owner)   | (Spouse)   |
| (e.m.e.)  | (Opodase)  |
| (Please Print)  | (Please Print)   |
| State of Kansas  County of Meadl  SS  | · · · · · · · · · · · · · · · · · · ·  |
| I bereby certify that the foregoing application was signed in my pre  | esence and sworn to before me this $29^{8}$ day of   |
|   | Shemietta J. Clarie HENRIETTA J. HARRIS  |
| My Commission Expires 7-16-2021   | Notary Public Henrietta J. HARRIS Retary Public - State of Kansas My Appl. Expires 7-16 - 2021 |
| FEE SCHEDUL   | <u>E</u>   |
| Each application to change the place of use, the point of diversion or the use mapplication fee set forth in the schedule below:  | nade of the water under this section shall be accompanied by the                               |
| <ul> <li>(1) Application to change a point of diversion 300 feet or less</li> <li>(2) Application to change a point of diversion more than 300 feet</li> <li>(3) Application to change the place of use</li></ul>   | Water Resources \$200  |
| Make check payable to Kansas Department of Agriculture.   | Received   |

JAN 31 2019

1320 Research Park Drive Manhattan, KS 66502 785-564-6700 www. agriculture.ks.gov



900 SW Jackson, Room 456 Topeka, KS 66612 785-296-3556

Mike Beam, Interim Secretary

Laura Kelly, Governor

| BERGHAUS LIVING TRUST DEAN & KAY | • |
|----------------------------------|---|
| PO BOX 602                       |   |
| MEADE KS 67864                   |   |

February 4, 2019

Dear Sir or Madam:

An application for approval of the Chief Engineer to change the following condition or conditions of the file number referred to above has been received:

RE: File No 25031

PD place of use point of diversion use made of water

As a matter of record, the Division of Water Resources has on hand a large number of applications awaiting processing. Therefore, to be fair to all concerned, and so that we can process those applications on hand in the order they were received, we intend to concentrate on the backlog of applications until the issue is resolved. You will be contacted regarding this application as soon as it has been examined.

In accordance with the provisions of the Kansas Water Appropriation Act, a portion of which is included below, the use of water prior to approval of the application is unlawful. You should not proceed and divert water as indicated by your plans in your application for a change for this file until you receive approval for this change from the Chief Engineer. Once approved, compliance with the terms, conditions and limitations of the permit is necessary. Conservation of the water resources of Kansas is required.

Section 82a-728 of the Kansas Water Appropriation Act, provides (a) except for the appropriation of water for the purpose of domestic use, . . . it shall be unlawful for any person to appropriate or threaten to appropriate water from any source without first applying for and obtaining a permit to appropriate water in accordance with the provisions of the Water Appropriation Act or for any person to violate any condition of a vested right, appropriation right or an approved application for a permit to appropriate water for beneficial use.

(b) (1) The violation of any provision of this section by any person is a class C misdemeanor... A class C misdemeanor is punishable by a fine not to exceed \$500 and/or a term of confinement not to exceed one month in the county jail. Each day that the violation occurs constitutes a separate offense.

If you have any questions, please contact me at (785) 564-6645. If you wish to discuss a specific file, please have the file number ready so that we may help you more efficiently.

Sincerely.

Brent Tourney, L.G.

Change Applications Unit Supervisor

Mont Al Juney

Water Appropriation Program

BAT: DLW3

## Point of Diversion Change File No(s). 25031 & 30950 T31 R28 Meade Co.

