

**THE STATE CORPORATION COMMISSION  
OF THE STATE OF KANSAS**

Before Commissioners:                Shari Feist Albrecht, Chair  
   Jay Scott Emler  
   Pat Apple

In the matter of the failure of Diehl Oil Inc.        )    Docket No.: 15-CONS-068-CPEN  
("Operator") to comply with K.A.R. 82-3-400        )  
at the Peavey D #1 well in Ellis County,            )    CONSERVATION DIVISION  
Kansas.    )  
\_\_\_\_\_)    License No.: 9346

**ORDER RESCINDING PENALTY**

Upon its own motion, the Commission finds and concludes as follows:

**I.        FINDINGS OF FACT**

1.        On July 22, 2014, the Commission issued a Penalty Order in this docket, requiring Operator to pay \$1,000 for reported over-injection at the Peavey D #1 well.
2.        Staff has reviewed this matter with Operator. It appears that Operator made a mathematical error while totaling up the monthly injection volumes in the Annual Injection Report ("U3C") submitted by Operator. Thus, the reported monthly injection volumes appeared to be within acceptable limits, but the reported yearly injection volume did not.
3.        As Operator's mathematical error is apparent on the U3C form, Staff recommends that the Penalty Order in this docket should be rescinded.

**II.       CONCLUSIONS OF LAW**

4.        Based upon the above, the Commission concludes that the July 22, 2014, Penalty Order in this docket should be rescinded.

**THEREFORE, THE COMMISSION ORDERS:**

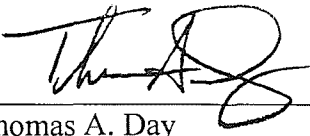
- A.        The Penalty Order issued in this docket is rescinded.

B. The Commission retains jurisdiction over the subject matter and the parties for the purpose of entering such further order or orders as it may deem necessary.

**BY THE COMMISSION IT IS SO ORDERED.**

Albrecht, Chair; Emler, Com.; Apple, Com.

Dated: AUG 28 2014

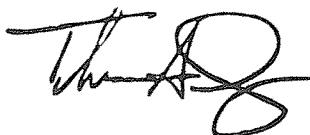
  
Thomas A. Day  
Acting Executive Director

Mailed Date: 9/3/14

JRM

I CERTIFY THE ORIGINAL  
COPY IS ON FILE WITH  
The State Corporation Commission

AUG 28 2014



**CERTIFICATE OF SERVICE**

I certify that on 9/3/14, I caused a complete and accurate copy of this Order to be served via United States mail, with the postage prepaid and properly addressed to the following:

Glenn D. Diehl  
Diehl Oil Inc.  
1116 Vineyard Road  
PO Box 234  
Hays, Kansas 67601

And delivered by hand to:

Alan Snider  
Conservation Division Central Office

/s/ Jonathan R. Myers  
Jonathan R. Myers  
Litigation Counsel  
Kansas Corporation Commission