

Received
KANSAS CORPORATION COMMISSION

FEB 22 2019

THE STATE CORPORATION COMMISSION
OF THE STATE OF KANSAS

CONSERVATION DIVISION
WICHITA, KS

In the matter of the Application of [John Jay Darrah, Jr.] for an exception to the 10-year time)
limitation of K.A.R. 82-3-111 for its [Vacek A#4])
well located in the W/2SW/4) of Section 33,
Township 15 South, Range 10 West, Ellsworth)
County, Kansas.)

Docket No. ¹⁹18-CONS-³²⁸¹____-CEXC

CONSERVATION DIVISION

License No.: [5088

APPLICATION

COMES NOW [John Jay Darrah] (“Applicant”) in support of its Application in the captioned matter and states as follows:

1. Applicant is a [Sole Proprietor] authorized to do business in the State of Kansas.

Applicant’s address is [125 N. Market, Ste. 1425 Wichita, KS 67202].

2. Applicant has been issued by the Kansas Corporation Commission Operator’s License [5088], which expires on [09/30/2019].

3. Applicant is the owner and operator of the [Vacek A#4] well, [15-053-34988] (“the subject well”), which is located in the [Northwest Quarter of the Southwest Quarter of Section 33, Township 15 South, Range 10 West, Ellsworth County, Kansas.] The subject well is located on an active oil and gas lease or unit comprising the following lands:

[W/2SW/4 & E/2SE/4 of Section 33, Township 15 South, Range 10 West, Ellsworth County, Kansas, containing 160 acres, more or less (“leased premises”).]

4. Pursuant to K.A.R. 82-3-111, the well was shut in, or Applicant obtained temporary abandonment status, for the subject well on [4/12/2009]. The subject well has maintained such status from [4/12/2009], to the present date.

5. On or about [2/1/2019], the Kansas Corporation Commission notified Applicant temporary abandonment status for the subject well would be denied from and after [4/12/2019], because subject well had been temporarily abandoned for more than ten (10) years.

6. K.A.R. 82-3-111 imposes a 10-year limitation on the amount of time during which wells may be temporarily abandoned, but an exception to the 10-year limitation may be obtained pursuant to said regulation through an Application filed with the Commission pursuant to K.A.R. 82-3-100. Applicant seeks such an exception.

7. On [06/27/2017], the subject well passed a Commission Staff-witnessed mechanical integrity test of the casing between the surface and a point within fifty (50) feet above the uppermost perforation or open hole in the well.

8. Applicant wishes to continue TA status for the subject well, because Applicant intends to use the well for the following purpose: [Pursuant to shooting a 3D seismic survey and its evaluation additional locations have been identified, it has indicated an extension of the Simpson sand water flood, new extraction wells are now planned for this lease in 2019-2020. If any of these new test wells are successful the Vacek A#4 will be permitted and used for a water input well.].

9. Applicant submits the following information regarding the well in support of the Application. [Refer to the instructions, located at the end of this document.]

10. Applicant has included a plat map showing the locations of all producing, injection, temporarily abandoned, abandoned, and plugged wells located on the same leased premises as the subject well.

11. Based on the foregoing, Applicant requests the Commission grant an exception to the 10-year limitation, specifically to allow the subject well to remain eligible for temporary abandonment status for three (3) years following the expiration of the 10-year limitation. Applicant understands that the exception would be valid for three (3) years, but Applicant would still need to apply annually to the Conservation Division District Office for approval of an

application for temporary abandonment status.

12. Listed in the attached Exhibit "A" are the names and addresses of the following persons:

- A. Each operator of each oil and gas lease covering lands within one-half (1/2) mile radius of the subject well; and
- B. Each person who owns any mineral interest of record in and under any lands located within one-half (1/2) mile radius of subject well (provided that such mineral interest is not covered by any oil and gas lease).

13. Notice of this Application will be published pursuant to K.A.R. 82-3-135a. In addition, notice of the hearing to be held in this matter will be provided as prescribed by K.A.R. 82-3-135.

WHEREFORE, Applicant prays that this matter be granted administratively without a hearing, or in the alternative be set for hearing, and upon hearing that the Commission grant Applicant's request, for an exception to the K.A.R. 82-3-111 ten (10) year limitation, to allow the subject well to remain temporarily abandoned for three (3) years, subject to annual approval by the Conservation Division District Office of an application for temporary abandonment status.

Respectfully Submitted,

John Jay Darrah, Jr.
125 N. Market,
Ste. 1425
Wichita, KS 67202

By _____


John Jay Darrah, Jr.

Exhibit "A"

1. Richard Pancake
C/O Terry Zvolonek
122 S. 9th St.
Osborne, KS 67473
2. Diane Rogers Trust
PO Box 129
Lorraine, KS 67459

CERTIFICATE OF SERVICE

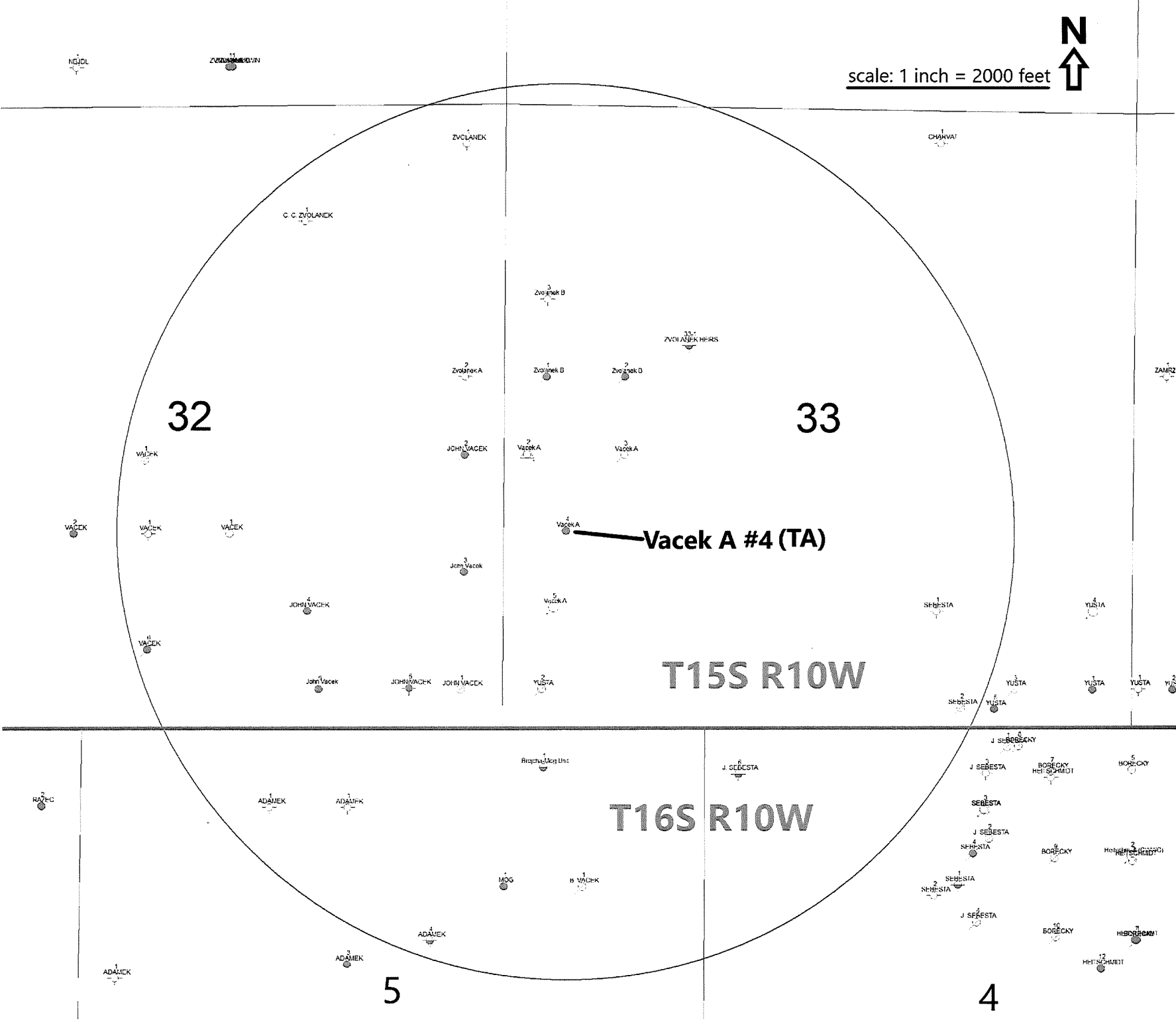
I hereby certify on this 19th day of February, 2019, true and correct copies of the above and foregoing Application and the Notice of Application were served by depositing copies of the same in the United States Mail, postage prepaid, and properly addressed to the landowner/s set forth in paragraph 14 of said Application and each party set forth in Exhibit "A" attached to said Application filed by Applicant, and the original and seven (7) copies were hand delivered to the Kansas Corporation Commission.



John Jay Darrah, Jr.



scale: 1 inch = 2000 feet



32

33

T15S R10W

T16S R10W

5

4

Vacek A #4 (TA)

ZVCLANEK

CHARVAT

C. C. ZVOLANCK

ZVOLANCK B

ZVCLANEK HERIS

ZVOLANCK A

ZVOLANCK B

ZVOLANCK D

ZAMRZ

VACEK

JOHN VACEK

VACEK A

VACEK A

VACEK

VACEK

VACEK

VACEK A

Vacek A #4 (TA)

John Vacek

VACEK A

SEBESTA

YUSTA

JOHN VACEK

VACEK

John Vacek

JOHN VACEK

JOHN VACEK

YUSTA

T15S R10W

SEBESTA

YUSTA

YUSTA

YUSTA

YUSTA

RAZELC

Brachna Map Unit

J. SEBESTA

J. SEBESTA

J. SEBESTA

BORECKY HEISCHMIDT

BORECKY

ADAMEK

ADAMEK

T16S R10W

SEBESTA

J. SEBESTA

SEBESTA

BORECKY

HONNIGHEIM SCHMIDT

MOG

H. VACEK

SEBESTA

SEBESTA

J. SEBESTA

BORECKY

HONNIGHEIM SCHMIDT

ADAMEK

ADAMEK

ADAMEK

J. SEBESTA

BORECKY

HONNIGHEIM SCHMIDT

HEISCHMIDT