

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

In the matter of concerns raised by Somerset Energy,) Docket No. 25-CONS-3283-CMSC
Inc. and the Eastern Kansas Oil and Gas Association)
(EKOGA) regarding Staff's enforcement of) CONSERVATION DIVISION
Commission rules and regulations under K.A.R. 82-)
3-100 et seq. and K.A.R. 82-3-400 et seq.) License No. N/A

PRE-FILED TESTIMONY OF

TODD BRYANT

ON BEHALF OF COMMISSION STAFF

OCTOBER 31, 2025

Q. What is your name and business address?

A. Todd Bryant, 266 N. Main St. Wichita, KS 67202.

Q. By whom are you employed and in what capacity?

A. I am employed by the Conservation Division of the Kansas Corporation Commission (KCC or Commission), as Supervisor of the Production and Underground Injection Control (UIC) Departments.

Q. Would you please briefly describe your educational background and work experience?

A. I received my Bachelor of Science in Geology from Wichita State University (WSU) in May 2017. Prior to that, I began working at the KCC in March 2012, as a Geology Intern while I was completing my studies at WSU. I was promoted to a Research Analyst in September 2014. I was again promoted to Geologist Specialist in September 2017, and most recently promoted to Supervisor of the Production and UIC Departments in July 2022.

Q. What duties does your position with the Conservation Division involve?

A. I manage the Conservation Division's UIC and Production Departments. This includes providing technical support concerning various applications involving UIC wells. I enforce the Commission's UIC regulations through injection permitting, I perform file reviews of active injection wells, and I monitor daily injection volumes which are reported monthly from Harper and Sumner Counties.

Q. Have you previously testified before this Commission?

A. Yes.

Q. What is the purpose of your testimony in this matter?

A. The purpose of my testimony is to address the concerns of the Eastern Kansas Oil and Gas Association (EKOGA) and Somerset Energy, Inc. (Somerset) that Staff is using a

widespread practice of leveraging injection authority and other approvals or authorizations, such as approval of Request for Change of Operator (T-1) forms, in order to require operators to accept responsibility for abandoned wells under K.S.A. 55-179.

Q. When did the KCC obtain primacy over administering permits for Class II injection wells in the State of Kansas?

A. The KCC obtained primacy over permitting Class II injection wells in February 1984. Mr. Hoffman goes into a little more detail regarding that information in his testimony.

Q. Where can someone find the Commission's rules regarding injection wells?

A. The Commission's rules and regulations for injection wells can be found under K.A.R. 82-3-400 et. seq.

Q. What are the factors that the UIC department considers when processing an injection application?

A. The permitting factors considered by the Conservation Division are found under K.A.R. 82-3-403. That regulation provides that when a permit authorizing injection is issued, the following factors shall be considered by the Conservation Division: (1) maximum injection rate; (2) maximum surface pressure, formation pressure, pressure at the formation face, or all the above; (3) the type of injection fluid and the rock characteristics of the injection zone and the overlying strata; (4) the adequacy and thickness of the confining zone or zones between the injection interval and the base of the lowest fresh and usable water; and (5) the construction of all oil and gas wells within a 1/4-mile radius of the proposed injection well, including all abandoned, plugged, producing, and other injection wells, to ensure that fluids introduced into the proposed injection zone will be confined to that zone. If deemed

1 necessary by the Conservation Division to ensure the protection of fresh and usable water,
2 this radius may be determined pursuant to 40 C.F.R. 146.6(a)(2), as published July 1, 2000.

3 **Q. When an operator files an application for an injection well, may they be required to**
4 **address certain wells within the AOR of their proposed injection well prior to Staff**
5 **writing a permit for the well?**

6 A. Yes. When Staff reviews an application or an amendment to the permit for an injection well,
7 Staff will consider the construction of all oil and gas wells within a quarter mile radius of
8 the proposed injection well including abandoned wells. Oftentimes, operators are required to
9 address abandoned wells within a quarter mile of the proposed injection well before the well
10 may be permitted in order to prevent the risk of any threat to fresh and usable water.

11 **Q. Can you explain how an abandoned well may be a potential threat to fresh and usable**
12 **water?**

13 A. An abandoned well located within the Area of Review (AOR) of an injection well poses a
14 potential risk to fresh and usable groundwater resources. Under normal conditions, injected
15 fluids are expected to remain confined within the designated injection formation. However,
16 if an abandoned well has not been properly plugged, it may serve as a conduit for upward
17 fluid migration. This condition can create a connection between the injection zone and more
18 shallow formations, including those containing fresh and usable groundwater, thereby
19 increasing the risk of contamination.

20 **Q. Does Staff apply the same logic when an abandoned well is found within the AOR of an**
21 **authorized injection well?**

22 A. Yes. Ever since the time I began working with the UIC Department in 2017, when a
23 previously unknown abandoned well is found within the AOR of an authorized injection

1 well, then the factors under which the impacted injection well was permitted have changed.

2 When the factors have changed, then Staff will review whether the injection well would have
3 been permitted if Staff had known of the abandoned well in the first place.

4 **Q. Is this effectively what happened with Somerset?**

5 A. Yes. My understanding is that a landowner reported an abandoned well which could not be
6 matched to any records by District #3 Staff which fell within a quarter mile of several
7 injection wells belonging to Somerset. I have attached Staff's field inspection report for that
8 abandoned well to my testimony as *Exhibit TB-1*. Additionally, it does not appear that UIC
9 Staff was made aware of the abandoned well when the injection permits were initially issued
10 to the wells located within a quarter mile of the abandoned well. Upon District #3 Staff
11 notifying UIC Staff of the issue, UIC Staff sent an Action Needed letter to Somerset. I have
12 attached a copy of that letter to my testimony as *Exhibit TB-2*. The letter provides that Staff
13 had obtained evidence that one or more unplugged abandoned wells exist within the quarter
14 mile area of review of injection wells on its license which altered the factors under which
15 the injection wells were permitted. Since the factors for which injection had been approved
16 had changed under K.A.R. 82-3-403, Staff determined that the abandoned well would need
17 to be addressed in order for Somerset to maintain its injection into its injection wells. If
18 Somerset made the decision to not address the well, then Staff was prepared to pursue
19 revocation of the injection permit pursuant to K.A.R. 82-3-408. Ultimately, Somerset made
20 the business decision to plug the well in order to maintain its injection authorization.

21 **Q. Were the nearby injection wells potentially impacting that specific abandoned well?**

22 A. It is certainly possible. While the situation with Somerset was ongoing, I asked Mr. Ryan
23 Cox to perform a review of the area to determine whether the abandoned well would have

1 been drilled to the same depth as Somerset's injection. I have attached a copy of his report
2 to my testimony as *Exhibit TB-3*. His report concluded that the abandoned well was most
3 likely drilled to the same depth as Somerset's injection. While there may not be any
4 noticeable impact at the surface, there could potentially be impacts occurring below the
5 surface. Either way, once an abandoned well is located, Staff has knowledge of a potential
6 pathway that exists as a conduit which could impact fresh and usable water and needs to be
7 addressed.

8 **Q. Did Staff ever claim that Somerset was responsible for the abandoned well under**
9 **K.A.R. 82-3-179?**

10 A. No. While it is entirely possible that Somerset's injection operations were impacting the
11 abandoned well, causing them to be a potentially responsible party under K.S.A. 55-179,
12 Staff did not claim that Somerset was responsible for the well. Staff instead required
13 Somerset to shut-in the injection wells pursuant to the terms of the injection permits of each
14 injection well until the abandoned well issue had been resolved.

15 **Q. Does Staff have the ability to revoke injection authorization?**

16 A. Yes. K.A.R. 82-3-408 provides that permits authorizing injection into wells shall remain
17 valid for the life of the well, unless revoked by the Commission for just cause. However, in
18 Docket 02-CONS-294-CREG, the Commission issued a Declaratory Order which allows the
19 Conservation Division to take all actions with regard to injection wells without a
20 Commission order, except for contested matters. The Commission also clarified that this
21 also applied to permits issued before the injection regulations were amended in April 2002
22 and that the permits could be amended or cancelled for good cause by the Conservation
23 Division as provided by the amended regulations. I have attached a copy of the

Commission's Declaratory Order to my testimony as *Exhibit TB-4*. If one or more of the factors under which a well was permitted have changed, then Staff has good cause to revoke the permit if the issue which caused the permitting factors to be changed remains unaddressed.

Q. EKOGA and Somerset have also alleged that Staff is leveraging the approval of T-1 forms in order to require operators to accept responsibility for abandoned wells under K.S.A. 55-179. Do you believe such a statement is accurate?

A. No. I am unaware of Staff requiring operators to accept responsibility for abandoned wells under K.S.A. 55-179. However, when an injection well is transferred, it gives Staff the ability to review the permit on a case-by-case basis to determine whether any of the factors under which the injection well was permitted have changed.

Q. Do the Commission's regulations provide any language regarding the transfer of injection authority from one operator to another?

A. Yes. Under K.A.R. 82-3-410(a) the regulations provide that the authority to operate an injection well shall not be transferred from one operator to another without the approval of the Conservation Division. The regulation also provides that the transferring operator shall notify the Conservation Division in writing, on a form prescribed by the Commission and in accordance with K.A.R. 82-3-136, of the intent to transfer authority to operate an injection well from one operator to another. While Staff may process the transfer for the well, Staff may not transfer injection authority for the well. Generally, when that happens UIC Staff will send a letter to the operator after the T-1 form has been processed letting them know that Staff is not processing injection authority for the well until whatever issues preventing the transfer of injection authority have been resolved.

1 **Q. Has the EPA provided any guidance on how Staff processes T-1 forms in regard to**
2 **injection well?**

3 A. Under EPA regulations and guidance documents, the UIC Director is required to review
4 each Class II permit at least once every five years to determine whether it should be
5 modified, revoked and reissued, or terminated. This review does not necessarily entail a full-
6 scale formal review process. Rather, at a minimum, it requires the Director to examine the
7 permit file to ensure continued compliance and environmental protection. If upon review,
8 the Director determines that no changes are necessary, no further action is required.
9 However, if the Director concludes that the permit should be modified, revoked and
10 reissued, terminated, or subject to a minor modification, they may request additional
11 information from the permittee and proceed accordingly. Importantly, this process allows
12 for a comprehensive review of the permit and the AOR if new information arises suggesting
13 a potential problem or risk to human health or the environment. For example, in the case at
14 hand, the discovery of an unknown, abandoned unplugged wellbore triggered such a review.
15 Similarly, a review may also be initiated if the Director is notified that the current operator
16 intends to transfer the permit to another individual or operator.

17 **Q. Do you have a recommendation regarding this docket?**

18 A. I would agree with Director Hoffman's recommendation that the Commission has been
19 provided a sufficient basis to find Staff is adequately enforcing the rules and regulations
20 pertaining to injection authority and the transfer of said authority when abandoned wells are
21 discovered near authorized injection wells. The recent audit performed by the EPA supports
22 this finding and commends the way Staff has approached the issue.

23 **Q. Does this conclude your testimony?**

24 A. Yes.

KCC OIL/GAS REGULATORY OFFICES

Inspection Date: 08/09/2024 District: 3 Incident Number: 8707

- ☒ New Situation ☒ Lease Inspection
☐ Response to Request ☒ Complaint
☐ Follow-up ☒ Field Report

Operator License No: 11 API: 15-121-02901-00-00 Q3: SE Q2: SW Q1: NE
Operator Name: Not Confirmed SEC 17 TWP 16 RGE 24 RGDIR: E
Address: FSL: 2956
City: FEL: 1926
State: Zip Code: Lease: Nevius Well No.: OW-6
Phone contact: County: MI

Reason for Investigation:

Complaint #8461 Abandoned oil well in field

Problem:

Abandoned well

Persons contacted:

Brett Hauer (913-208-3349) and District #3 Staff

Findings:

On 10/31/2023 I met Mr. Hauer on the lease and he showed me the abandoned oil well. He stated that this well has been here and abandoned as long as he can remember. Looking on district records including RBDMS and KGS I can't locate a drill intent to match this well up to. I believe this well was drilled before 1980 by the way the well was constructed. I GPS'ed and documented my findings as follows:

Nevius OW-6 SW SE SW NE 17-16-24E 2956 FSL 1926 FEL LAT:38.658601 LONG: -094.775752
This well was constructed with 10" surface casing, 4.5" production casing and 2" tubing. The 2" in the well has been bent over from someone hitting the well with a piece of farm equipment.

(continued on page 2)

Actions / Recommendations

Follow-up Required ☐

Deadline Date:

I will forward this report along with photo ID's, courthouse research, and maps including the AOR map to District # 3 compliance officer Ryan Duling. I will ask him to close the complaint and then how to proceed with bringing this well into compliance whether that should be a NOV to the injection well's operator or place this well on the states plugging list.

Photo's Taken: 1

☒ RBDMS ☒ KGS ☐ KOLAR Report Prepared By: Keith Carswell
☒ District Files ☒ Courthouse Position: E.C.R.S.

KCC OIL/GAS REGULATORY OFFICES

Additional Findings:

(continued from page 1)

This well falls into the area of review (AOR) for 8 injection wells located on the property. All these wells are authorized active injection wells on UIC docket # E-31866. These wells are on license #6143 Somerset Energy, Inc. The 8 wells are as follows:

Barkis	AI-40	API# 15-121-31020-00-00
Barkis	CW-2	API# 15-121-29608-00-00
Barkis	BW-2	API# 15-121-27397-00-00
Barkis	AW-2	API# 15-121-27398-00-00
Barkis	AW-4	API# 15-121-26389-00-01
Nevius	3-AW	API# 15-121-26388-00-02
Nevius	AI-12	API# 15-121-31011-00-00
Nevius	AI-14	API# 15-121-31005-00-00

Nevius OW-6 AOR Map

17-16-24E MI Co
1/4 mile AOR Circle

Legend

▲

 Authorized Injection Well

●

 Nevius OW-6

Barkis AI-40
Barkis AW-4
Nevius AI-14
Barkis CW-2
Nevius 3-AW
Nevius AI-12
Barkis BW-2
Barkis AW-2
Nevius OW-6



KCC DISTRICT III OFFICE FIELD REPORT PHOTO ID FORM



Operator: Not Confirmed	KLN: 11
Lease: Nevius	Legal: 17-16-24E
County: Miami	PIC ID#: Nevius OW-6
Subject: Nevius OW-6	PIC Orientation:
FSL: 2956	Latitude: 38.658601
FEL: 1926	Longitude: -94.775752
API#: 15-121-02901-00-00	
Date: 8/9/2024	Time: 2:04 PM
Staff: Keith Carswell	

Additional Information: This picture shows the well location of well #OW-6. This well was constructed with 10" surface casing, 4.5" production casing and 2" tubing. The 2" in the well has been bent over from someone hitting the well with a piece of farm equipment.

Andrew J. French, Chairperson
Dwight D. Keen, Commissioner
Annie Kuether, Commissioner

Laura Kelly, Governor

ACTION NEEDED

October 2, 2024

Lance Town
Somerset Energy, Inc.
4453 Shawnee Road
Wellsville, KS 66092

RE: Abandoned Wells Near Injection Wells

Dear Operator:

Commission Staff recently conducted inspections of your leases. In the course of those inspections, Staff obtained evidence that one or more unplugged, abandoned wells exist within the quarter-mile area of review of injection wells listed on your license. These wells are referenced on the attached list.

Under K.A.R. 82-3-403(a), one of the permitting factors considered in authorizing injection is the construction of all oil and gas wells within a quarter-mile of the proposed injection well, including all abandoned, plugged, producing, and other injection wells. The abandoned wells within a quarter-mile of your injection wells pose an environmental risk if they remain unaddressed. Additionally, under K.A.R. 82-3-408, injection permits may be revoked by the Commission for just cause.

Until the abandoned wells within the quarter-mile area of review of your injection wells have been properly addressed, no injection at the wells on the attached list is permitted. **Please shut-in and cease injection operations at each of the injection wells on the attached list within 15 days from the date of this letter.** Failure to cease injection operations until the abandoned wells found within the quarter-mile area of review of your injection wells are brought into compliance may result in a significant monetary penalty or Staff filing a show cause motion requiring you to appear before the Commission to provide reasons why your injection permits should not be revoked.

Should you have any questions regarding this matter, please feel free to contact me. Thank you for your cooperation in this matter.

Sincerely,

Todd Bryant
Underground Injection Control

Cc: Troy Russell, Duane Sims, District #3

List of Injection Wells and Unplugged Wells Within Their Area of Review

Well Name	API #	Docket #	Field Report #8707
Barkis #AI-40	15-121-31020	E-31,866	
Barkis #CW-2	15-121-29608	E-31,866	
Barkis #BW-2	15-121-27397	E-31,866	
Barkis #AW-2	15-121-27398	E-31,866	
Barkis #AW-4	15-121-26389	E-31,866	
Nevius #3-AW	15-121-26388	E-31,866	
Nevius #AI-12	15-121-31011	E-31,866	
Nevius #AI-14	15-121-31005	E-31,866	
Issues			
Nevius #OW-6	15-121-02901		

Area of Review for Sec. 17-T16S-R24E

11/1/2024

**Kansas Corporation Commission,
Conservation Central Division**

Ryan W. Cox, P.G.



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1. Introduction

This report is to determine producing intervals in wells in Sec. 17-T16S-R24E (Fig. 1) and to determine the likely depth of the well, Nevius OW-6 (API# 15-121-02901), and whether it has penetrated current producing intervals.

The review does not extend past the section lines of Sec. 17-T16S-R24E and includes the Barkis, Morrow, Nevius, and Stahl leases.

Some minor exploratory work occurred in the section as far back as 1979, but early drilling indicated minimal finds. The SW/4 saw some interest in 1981 and 1983 after filing several C-1 Notice of Intention to Drill but operators never penetrated the ground. A large pick up in well drilling and installation began in 2013 and continued to 2018 to install wells ~650-900' in depth which targeted the Bartlesville formation with completions in the discovered Squirrel Sand interval of the Pennsylvanian aged Cherokee Group.

2. Methodology

Field staff routinely inspects leases for a various number of reasons. Data acquired from these field visits is updated in our Risk Based Data Management System (RBDMS).

The data is collected from several sources. RBDMS acts as a central database to all our information and can easily be queried through scripts or searched for specific data. New and old data is constantly being added as it is found or received.

Kansas Geological Survey (KGS) Interactive Web Mapper is an ArcGIS based mapping tool and map viewer which allows for searching oil wells, creating distance buffers, visualizing spatial data, and many other functions.

Kansas Online Automated Reporting (KOLAR) is maintained by the KGS but is the source of most of the paperwork that is received by the KCC to allow easier access for operators to submit oil & gas paperwork.

Robert F. Walters Digital Geological Library (WDL) is maintained by the Kansas Geological Society and is another easy-to-use searchable database similar in function to the mapping tool and RBDMS.

Kansas Corporation Commission maintains paper files and scanned electronic files from older Eastern Kansas wells in Opentext Eastern Kansas Documents.

Stratigraphic Correlation was done by comparing gamma and neutron logs to determine areal extent and thickness of the targeted Squirrel Sand intervals.

3. Geologic Setting

Miami County is part of the Central Lowlands Osage Plains. The Pennsylvanian Kansas City Group covers much of Miami County as surficial bedrock with some areas of weathering and Alluvial sediments. Sec. 17 in particular contains moderate relief with drainage features running largely N-S. The presence of the Squirrel Sand member of the Pennsylvanian aged Cherokee Group indicates a past stable shoreline.

4. Results

Sec 17 has known records on 100 API #'s. Table 1 contains these data. The NW/4 of the section shows the sand facies (Squirrel) become increasingly saw-toothed and elevated in gamma response. Logs to the South and East indicate a thickening sand facies. All logs from producing wells indicate production from the same stratigraphic interval (Fig. 2). Logs from Injection wells indicate that reintroduction of fluids occurs into the same interval (Fig. 3). The presence of the sand facies appears to arc from the middle of the West section line to the SE corner of the section. The Squirrel formation in the NW Quarter is structurally higher than to the south and east.

Lance Town plugged four (4) "gas" wells using the KCC Fee Fund in late 2021. Operator then called into District 3 to verify the work. Nevius OW-2, Nevius OW-3, and Nevius OW-4 tagged assumed bottom at 250-300' TD. Nevius OW-5 encountered cement at 20' indicating the well had already been plugged. All three of these wells penetrated ground in the E/2 SE/4 of Sec. 17-T16S-R24E.

The commission has no records of Nevius OW-6. District Field Staff located this well in SW/4 NE/4 of Sec. 17-T16S-R24E.

5. Discussion

Squirrel loses most thickness moving to the NW and indicates a rapidly changing transgressive/regressive sequence to the NW that prevented any significant sand thickness from accumulating. The formation appears to extend west out from the section in the S/2 and extends through the section to continue a SE trend. All leases targeted the Bartlesville or Squirrel and completions indicate the presence of Squirrel Sand facies. Well logs indicate a positive correlation for production and injection stratigraphy.

6. Conclusions

With a small number of exceptions, all wells of economic value appear to have completions in the same stratigraphic interval of the Squirrel. Discoveries of minor amounts of non-economical appear in logs around 250' near the center of the section. The plugged gas wells in the SE/4 appear to have no operational connection to the Nevius OW-6. Without entering the well, depth determination of OW-6 proves impossible. Given the stratigraphy and lack of economical production from alternate intervals, the producing interval on the Nevius OW-6 likely occurs around 650' TD (~397' MSL).

7. Figures and Tables

Fig. 1 Overview of S17-T16S-R24E.

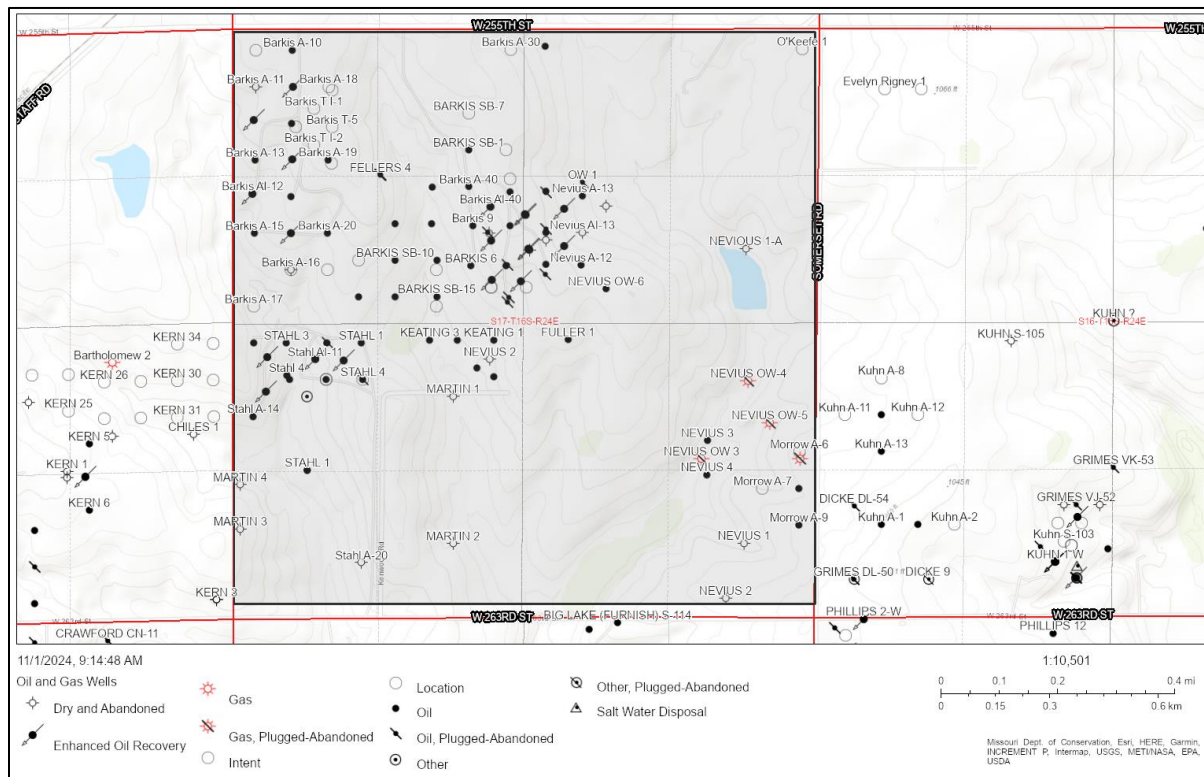


Fig. 2 Producing well correlation. Data is displayed generally from northeast (left) to southeast (right).

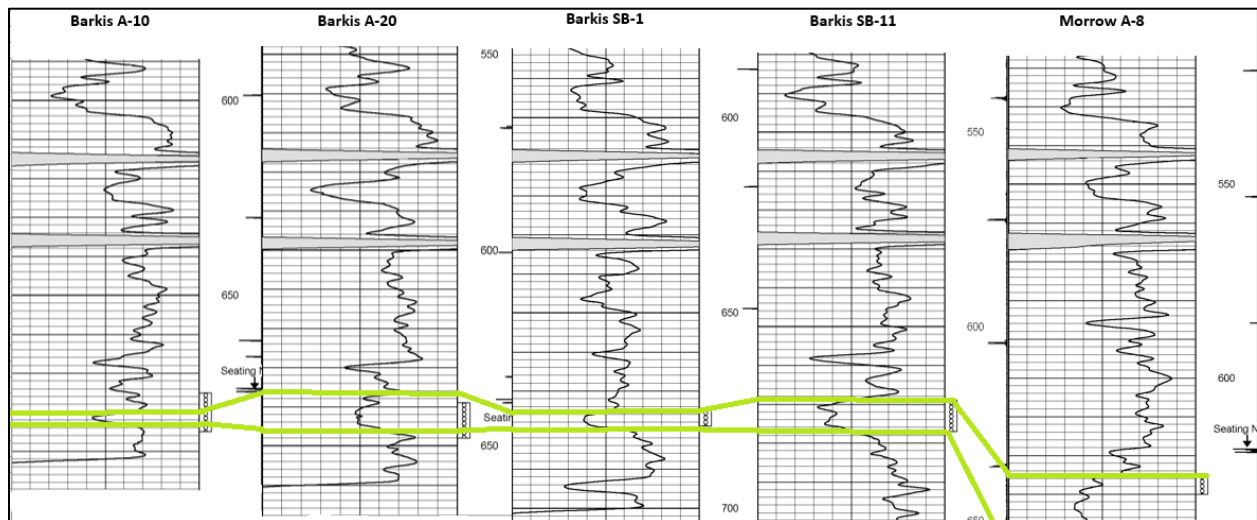


Fig. 3 Injection well correlation. Data is displayed from northeast (left) to southeast (right).

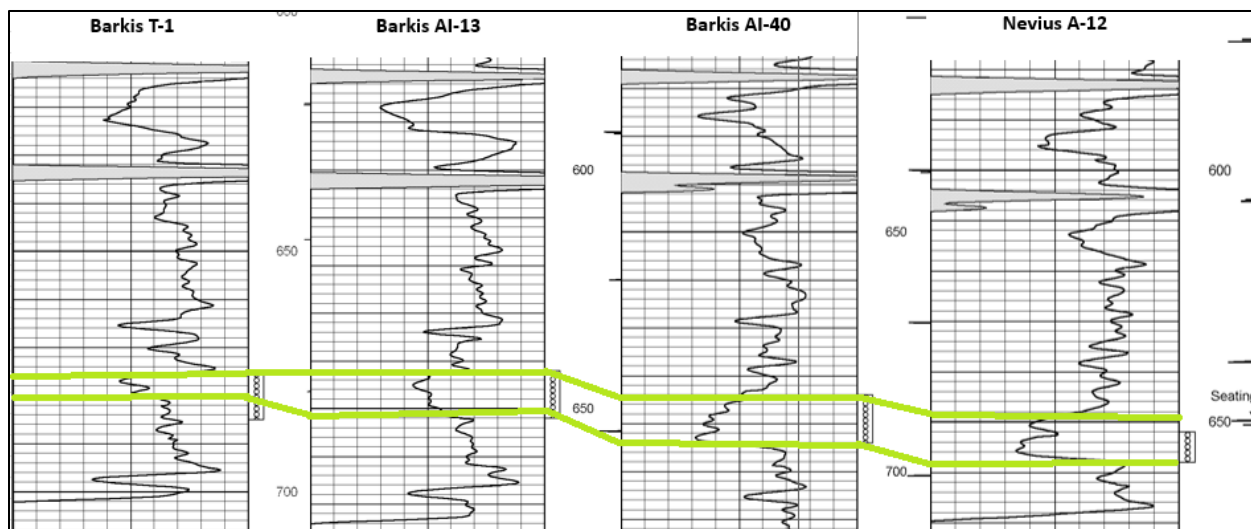


Fig. 4. Correlation between Producing and Injection wells to indicate same interval despite differing depths.

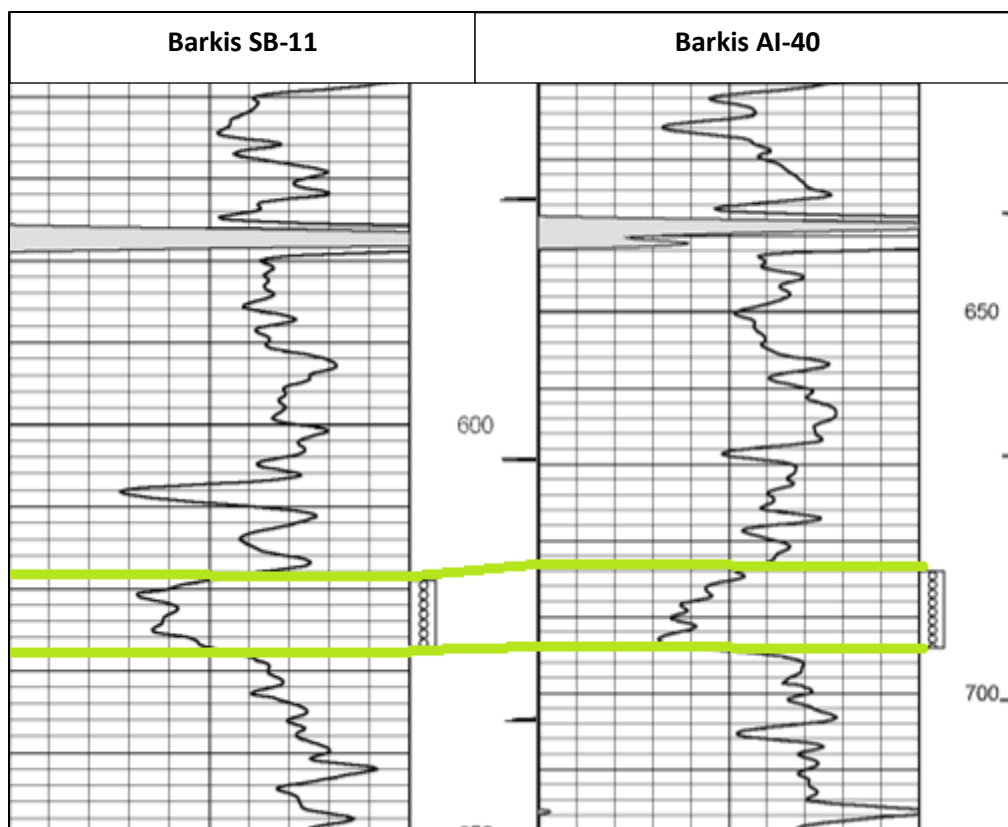


Table 1 Wells, Status, and known depths of Oil & Gas wells

API	Well Label	Well Status (KCC)	Total Depth (ft)	Well Type
15-121-19943	BARKIS 2	Producing	695	Oil
15-121-25429	BARKIS 4	Plugged and Abandoned	697	Oil, Plugged-Abandoned
15-121-25446	BARKIS 5	Plugged and Abandoned	690	Oil, Plugged-Abandoned
15-121-02581	Barkis 5	Plugged and Abandoned	630	Oil, Plugged-Abandoned
15-121-25447	BARKIS 6	Producing	662	Oil
15-121-26405	BARKIS 7	Expired Intent to Drill (C-1)		Location
15-121-29609	Barkis 9	Producing	720	Oil
15-121-28352	BARKIS 'A' 4	Producing	722	Oil
15-121-30982	Barkis A-10	Producing	760	Oil
15-121-30983	Barkis A-11	Plugged and Abandoned	683	Dry and Abandoned
15-121-30985	Barkis A-13	Producing	740	Oil
15-121-30986	Barkis A-14	Producing	740	Oil
15-121-30989	Barkis A-15	Producing	720	Oil
15-121-30987	Barkis A-16	Expired Intent to Drill (C-1)		Location
15-121-30988	Barkis A-17	Expired Intent to Drill (C-1)		Location
15-121-31003	Barkis A-19	Producing	780	Oil
15-121-31004	Barkis A-20	Producing	720	Oil
15-121-30996	Barkis A-30	Expired Intent to Drill (C-1)		Location
15-121-31019	Barkis A-40	Producing	740	Oil
15-121-30992	Barkis AI-10	Expired Intent to Drill (C-1)		Location
15-121-30993	Barkis AI-11	Authorized Injection Well	780	Enhanced Oil Recovery
15-121-30994	Barkis AI-12	Authorized Injection Well	740	Enhanced Oil Recovery
15-121-31014	Barkis AI-13	Authorized Injection Well	720	Enhanced Oil Recovery

15-121-31020	Barkis AI-40	Authorized Injection Well	780	Enhanced Oil Recovery
15-121-27380	BARKIS AW-2	Expired Intent to Drill (C-1)	750	Location
15-121-27398	BARKIS AW-2	Authorized Injection Well	750	Enhanced Oil Recovery
15-121-26389	BARKIS AW-4	Injection Well Split to Another Dkt	750	Enhanced Oil Recovery
15-121-27369	BARKIS BW-2	Expired Intent to Drill (C-1)	750	Location
15-121-27385	BARKIS BW-2	Expired Intent to Drill (C-1)	750	Location
15-121-27397	BARKIS BW-2	Authorized Injection Well	750	Enhanced Oil Recovery
15-121-29608	Barkis CW-2	Authorized Injection Well	740	Enhanced Oil Recovery
15-121-02582	Barkis OW-1	Plugged and Abandoned	650	Oil, Plugged-Abandoned
15-121-31568	BARKIS SB-10	Producing	718	Oil
15-121-31571	BARKIS SB-13	Producing	719	Oil
15-121-31572	BARKIS SB-14	Producing	712	Oil
15-121-31573	BARKIS SB-15	Producing	696	Oil
15-121-31502	BARKIS SB-3	Producing	711	Oil
15-121-31503	BARKIS SB-4	Plugged and Abandoned	647	Dry and Abandoned
15-121-31505	BARKIS SB-7	Expired Intent to Drill (C-1)		Location
15-121-30968	Barkis T I-1	Expired Intent to Drill (C-1)		Location
15-121-30969	Barkis T I-2	Expired Intent to Drill (C-1)		Location
15-121-30961	Barkis T-2	Authorized Injection Well	760	Enhanced Oil Recovery
15-121-30970	Barkis T-3	Expired Intent to Drill (C-1)		Location
15-121-30971	Barkis T-4	Expired Intent to Drill (C-1)		Location
15-121-71000	FELLERS 2	Plugged and Abandoned	684	Oil, Plugged-Abandoned
15-121-71001	FELLERS 3	Plugged and Abandoned	694	Oil, Plugged-Abandoned
15-121-71002	FELLERS 4	Plugged and Abandoned	662	Oil, Plugged-Abandoned
15-121-25586	FULLER 1	Approved Intent to Drill		Oil

15-121-25648	KEATING 1	Approved Intent to Drill		Oil
15-121-25651	KEATING 2	Approved Intent to Drill		Oil
15-121-25660	KEATING 3	Approved Intent to Drill		Oil
15-121-25661	KEATING 4	Approved Intent to Drill		Oil
15-121-25668	KEATING 5	Approved Intent to Drill		Oil
15-121-21489	MARTIN 1	Plugged and Abandoned	275	Dry and Abandoned
15-121-21490	MARTIN 2	Plugged and Abandoned	900	Dry and Abandoned
15-121-21491	MARTIN 3	Plugged and Abandoned	700	Dry and Abandoned
15-121-21492	MARTIN 4	Plugged and Abandoned	682	Dry and Abandoned
15-121-31064	Morrow A-6	Cancelled API Number		Location
15-121-31065	Morrow A-7	Cancelled API Number		Location
15-121-31059	Morrow A-8	Inactive Well	700	Oil
15-121-31071	Morrow A-9	Inactive Well	740	Oil
15-121-19947	NEVIUS 2	Plugged and Abandoned	615	Dry and Abandoned
15-121-20907	NEVIUS 2	Plugged and Abandoned	895	Dry and Abandoned
15-121-22847	NEVIUS 3	Approved Intent to Drill		Oil
15-121-26388-0001	Nevius 3-AW	Injection Well Split to Another Dkt	660	Enhanced Oil Recovery
15-121-23133	NEVIUS 4	Approved Intent to Drill		Oil
15-121-26123	NEVIUS 45	Plugged and Abandoned	675	Dry and Abandoned
15-121-26114	NEVIUS 47	Plugged and Abandoned	730	Dry and Abandoned
15-121-31006	Nevius A-11	Producing	740	Oil
15-121-31008	Nevius A-13	Producing	700	Oil
15-121-31009	Nevius AI-10	Producing	740	Oil
15-121-31010	Nevius AI-11	Producing	740	Oil
15-121-31011	Nevius AI-12	Authorized Injection Well	760	Enhanced Oil Recovery
15-121-31012	Nevius AI-13	Plugged and Abandoned	651	Dry and Abandoned
15-121-31005	Nevius AI-14	Authorized Injection Well	740	Enhanced Oil Recovery

15-121-26388-0002	NEVIUS AW 3	Authorized Inj Well Split From Prior Dkt	660	Enhanced Oil Recovery
15-121-02785	NEVIUS OW 2	KCC Fee Fund Plugging	300	Gas, Plugged-Abandoned
15-121-02786	NEVIUS OW 3	KCC Fee Fund Plugging	250	Gas, Plugged-Abandoned
15-121-02788	NEVIUS OW-4	KCC Fee Fund Plugging	250	Gas, Plugged-Abandoned
15-121-02811	NEVIUS OW-5	KCC Fee Fund Plugging	20	Gas, Plugged-Abandoned
15-121-02901	NEVIUS OW-6	Inactive Well		Oil
15-121-25371	NEVIUS S-105	Plugged and Abandoned	700	Oil, Plugged-Abandoned
15-121-25433	NEVIUS S-106	Plugged and Abandoned	710	Oil, Plugged-Abandoned
15-121-25448	NEVIUS S-107	Plugged and Abandoned	710	Oil, Plugged-Abandoned
15-121-02597	OW 1	Plugged and Abandoned	630	Oil, Plugged-Abandoned
15-121-25434	STAHL 1	Producing	670	Oil
15-121-22756	STAHL 1	Approved Intent to Drill	675	Oil
15-121-22757	STAHL 2	Approved Intent to Drill		Oil
15-121-25435	STAHL 2	Plugged and Abandoned	626	Oil, Plugged-Abandoned
15-121-25570	STAHL 3	Producing	650	Oil
15-121-29610	Stahl 4	Producing	700	Oil
15-121-30997	Stahl A-10	Producing	680	Oil
15-121-31022	Stahl A-11	Producing	700	Oil
15-121-31023	Stahl A-12	Producing	720	Oil
15-121-31024	Stahl A-13	Producing	700	Oil
15-121-31025	Stahl A-14	Producing	700	Oil
15-121-31001	Stahl A-20	Plugged and Abandoned	860	Dry and Abandoned
15-121-30995	Stahl AI-10	Authorized Injection Well	720	Enhanced Oil Recovery
15-121-30999	Stahl AI-12	Authorized Injection Well	740	Enhanced Oil Recovery
15-121-31000	Stahl AI-13	Authorized Injection Well	720	Enhanced Oil Recovery

ENTERED

JUL 26 2002

2013.01.22 11:08:37
Kansas Corporation Commission
/S/ Patrice Petersen-Klein

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

In the Matter of the Petition of Conservation)
Staff for a Declaratory Order Concerning) Docket No. 02-CONS-294-CREG
Commission Orders Authorizing Injection)
Wells.)

DECLARATORY ORDER

Now, the above-captioned matter comes on for consideration and determination by the State Corporation Commission of the State of Kansas.

A Petition was filed on June 20, 2002, by the Corporation Commission Staff, for a Declaratory Order concerning prior Commission orders authorizing injection wells.

The Commission, after giving consideration to the record and files, makes the following findings and conclusions:

1. The motion was filed pursuant to the rules and regulations of the State Corporation Commission and the Kansas Statutes, as amended, thus fulfilling both the regulatory and statutory requirements.
2. Notice was proper in every respect as described by the Commission's rules and regulations. The Petition was provided to the current members of the Kansas Oil & Gas Advisory Committee, designated pursuant to K.S.A. 55-153 and notice of this proceeding was published in the Wichita Eagle and Kansas Register newspapers. There were no protests.
3. By amendments to the Commission's injection well regulations, K.A.R. 82-3-400 *et. seq.*, which became effective April 5, 2002, the Conservation Division was authorized to issue permits for injection wells, to issue amendments to permits and to cancel permits for good cause.

4. Prior to these regulation amendments, injection wells were authorized, amendments approved and authorization cancelled by Commission Order.

5. The amended regulations do not specifically address the Conservation Division's authority to amend or cancel previous Commission orders authorizing injection.

6. The amendments to the injection well regulations were intended to allow the Conservation Division to take all actions with regard to injection wells without a Commission order, except for contested matters.

7. To clarify this issue, the Commission finds that orders authorizing injection issued prior to April 5, 2002 will be considered permits under amended regulations 82-3-400 *et. seq.* and can be amended and cancelled for good cause by the Conservation Division as provided by the amended regulations.

8. This construction and interpretation is consistent with the intended purpose of the amended regulations and will not undermine the Commission's authority under K.S.A. 55-152, 55-901, 55-904 and 55-1003.

9. Staff is directed to propose an amendment to the Commission's regulations consistent with this Order when practical.

10. The motion should be granted in accordance with the above findings.

IT IS, THEREFORE BY THE COMMISSION ORDERED: That the Motion for Declaratory Order concerning Commission Orders authorizing injection wells be, and the same is hereby granted, in accordance with this Order.

Any party affected by this Order may apply, by written petition, for a hearing thereon before the Commission, pursuant to K.S.A. 77-537. Such petition must be filed with the Director of the Conservation Division, Finney State Office Building, 130 South Market, Room 2078,

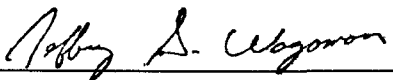
Wichita, Kansas, within three (3) days following service of this Order. If a hearing is not requested, this Order shall become effective upon the expiration of the three (3) day time period for requesting a hearing.

The Commission retains jurisdiction of the subject matter and the parties for the purpose of entering such further Order or Orders as from time-to-time it may deem proper.

BY THE COMMISSION IT IS SO ORDERED.

Wine, Chr.; Claus, Com.; Moline, Com.

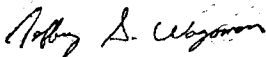
Date: JUL 23 2002


Executive Director

Date Mailed: _____

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

JUL 23 2002


EXECUTIVE DIRECTOR

CERTIFICATE OF SERVICE

25-CONS-3283-CMSC

I, the undersigned, certify that a true and correct copy of the attached Testimony has been served to the following by means of electronic service on October 31, 2025.

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/s/ Sara Graves

Sara Graves