

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

In the matter of the Application of)
Z & L OIL, LLC Requesting Approval to)
Inject Saltwater into the Pfrehm No. 3A) Docket No. 24-CONS-3009-CUIC
Well in the NW/4 of Section 18, T31S,)
R10E, Elk County, Kansas)

**MOTION TO DENY
SUFFICIENCY OF PUBLICATION NOTICE**

COMES NOW Frank L. Wilson, and in support of his motion to deny sufficiency of publication notice, states:

1. Z & L's public notice, as published in the June 22, 2023, edition of the Prairie Star newspaper, stated that the Pfrehm #3A well is located in the SE NW NW NW (4826' FSL, 4638' FEL) of Section 18, T31S, R10E, Chautauqua County, Kansas. This is incorrect as the subject well is in Elk County, Kansas. Z & L contends this was a typographical error which is a mere palpable irregularity which cannot be regarded as a fatal defect.

2. Incorrectly identifying the subject well as being in Chautauqua County, Kansas instead of correctly identifying it as being in Elk County, Kansas is not what would ordinarily be a typographical error. A typographical error is generally defined as an error in typed text, like a misspelled word, and it is generally easily identifiable as such. The word "Chautauqua" looks nothing like the word "Elk", and it is unlikely anyone trying to type "Elk" made a typographical error which resulted in the word "Chautauqua". Nevertheless, it does not matter how, why, or what

type of error was made. What matters is that the error was made, and the well was incorrectly identified in the public notice as being in Chautauqua County. A person reading this public notice could reasonably conclude that the well is in Chautauqua County because that is where the public notice stated it was located. It is a material error which cannot be dismissed as a simple palpable irregularity. It is a fatal defect and cannot be ignored or glossed over.

3. Due process requires proper public notice and an opportunity to be heard and such public notice must accurately describe the lands on which the subject well is located. The Commission should reject Z & L's arguments that the error is a typographical error which is a mere palpable irregularity which cannot be regarded as a fatal defect.

Wherefore, I move the Commission for an order determining that the publication notice of Z & L's application in this matter is not legally sufficient.



Frank L. Wilson
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STATE OF TEXAS, COUNTY OF FORT BEND, ss

Frank L. Wilson, of lawful age, being first duly sworn upon his oath, deposes and states:

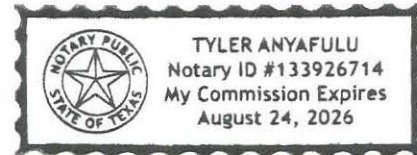
I certify that the statements and information contained herein are true and correct to the best of my knowledge and belief.

Frank L. Wilson
Frank L. Wilson

SUBSCRIBED AND SWORN to before me this 7th day of September 2023.

Tyler Anyafulu
Notary Public

My Appointment Expires:



CERTIFICATE OF SERVICE

I hereby certify that on the above and foregoing was sent via electronic mail this 7th day of September 2023. addressed to:

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