

**AUG 06 2012**

**LEGAL SECTION**

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

Before Commissioners:

Mark Sievers, Chairman  
Thomas E. Wright

In the Matter of the Application of Steven A. ) Docket No. 12-CONS-265-CUIC  
Leis for a permit to authorize the injection of )  
saltwater for enhanced recovery on the )  
Hartzler Lease located in the SE/4 of Section ) CONSERVATION DIVISION  
28, Township 25 South, Range 15 East, )  
Woodson County, Kansas. ) License No. 33960

**PRE-FILED TESTIMONY**

**OF RENE STUCKY**


- 1 Q. Please state your name and business address for the record.
- 2 A. Rene Stucky, 130 S. Market, Room 2078, Wichita, Kansas.
- 3 Q. By whom are you employed and in what capacity?
- 4 A. I am an Environmental Scientist in the Underground Injection Control Department for  
5 the Kansas Corporation Commission.
- 6 Q. What are your duties in this position?
- 7 A. I review applications for injection authorization of Class II wells in Kansas.
- 8 Q. Please state your training and experience.
- 9 A. I have a BA degree in Geology from Wichita State University in Wichita, Kansas, and  
10 have worked as a Petroleum Geologist in the industry for over 20 years and with the  
11 Kansas Corporation Commission for 5 years.
- 12 Q. Have you ever testified before the Commission and were you accepted as an expert  
13 witness?
- 14 A. Yes.
- 15 Q. Have you reviewed the application to add 5 additional injection wells in the Squirrel  
16 Sand submitted by Adams Affiliates, Inc. on the Hartzler Lease in Section 28-Twp 25S-  
17 Rng 15E?
- 18 A. Yes, I reviewed the application for compliance with state regulations.
- 19 Q. Did you find any concerns about compliance with the applications?
- 20 A. No, the well construction is in compliance with the rules and regulations of the Kansas  
21 Corporation Commission and will protect the usable waters in this area. Also these wells  
22 have been used as injection wells since the 1980's and have consistently passed the  
23 Mechanical Integrity Test every 5 years up to the present.
- 24 Q. Why have these wells been in use for that long and just recently had applications for  
25 injection authority filed?
- 26 A. These wells may have actually been authorized for injection back then but the Kansas  
27 Corporation Commission has not always been the authorizing agency. Our records did  
28 not show these wells authorized and because our records may be incomplete I requested  
29 the current operator to make an application for these wells.
- 30 Q. Why did this just come up now?

- 1 A. The current operator recently took this lease over and on the submission for the transfer it  
2 was discovered that we did not have paperwork authorizing these 5 wells.
- 3 Q. Are you familiar with the protest filed by L.D. McCormick and Cheryl McCormick  
4 through their attorney Mr. Nicholas J. Heiman?
- 5 A. Yes I am.
- 6 Q. And why are they protesting this application?
- 7 A. There were numerous objections from spills to concerns about the injection adversely  
8 affecting the production.
- 9 Q. Can you address these concerns?
- 10 A. The concerns referencing the spills and surface lease conditions need to be addressed  
11 with District 3 in Chanute. My understanding is that they are addressing these concerns.  
12 The concern that the injection will harm the production is somewhat mute with the fact  
13 that these 5 wells have been injecting since the early 1980's. The Squirrel Sand has been  
14 produced for many years in this area and the best way to currently get oil from it is to use  
15 some form of repressuring the reservoir. My conclusion is that these wells would be  
16 necessary to keep the production from declining at a further pace.
- 17 Q. So your recommendation is to grant injection authority to these 5 wells?
- 18 A. Yes
- 19 Q. Does this conclude your testimony?
- 20 A. Yes it does.

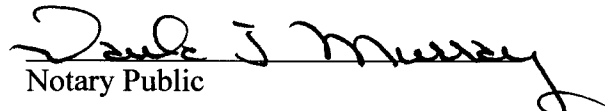
**VERIFICATION OF RENE STUCKY**

STATE OF KANSAS            )  
  ) ss:  
COUNTY OF SEDGWICK    )

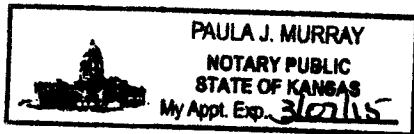
Rene Stucky, being first duly sworn, deposes and says that he is the Rene Stucky referred to in the foregoing document entitled "Pre-filed Testimony of Rene Stucky" in Docket No.: 12-CONS-265-CUIC before the State Corporation Commission of the State of Kansas and the statements and attached exhibits therein were prepared by him or under his direction and are true and correct to the best of his information, knowledge and belief.

  
Rene Stucky

SUBSCRIBED AND SWORN to before me on this 3RD day of August, 2012.

  
Notary Public

My Commission expires:



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**CERTIFICATE OF SERVICE**


I, John McCannon, Litigation Counsel, with the Kansas Corporation Commission, certify that on 08-06-2012, 2012, I did cause a true and correct copy of the Pre-Filed Testimony of Rene Stucky, to be served by United States mail, first class, postage prepaid to the following:

Nicholas J. Heiman  
Miller & Heiman, Chtd.  
702 Commercial, Suite II-B  
Emporia, Kansas 66801  
Attorney for Sylvan Hartzler

Steven A. Leis  
1092 Osage Rd.  
Yates Center, Kansas 66783

and by hand delivery to the following:

Alan Snider and Rene Stucky,  
UIC Department, KCC Central Office

  
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John McCannon  
Litigation Counsel  
Kansas Corporation Commission