

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

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

IN THE MATTER OF THE APPLICATION OF  
H2OIL OPCO, LLC, TO DRILL THE  
WAGNER UNIT #1 IN RUSH COUNTY,  
KANSAS AS A HORIZONTALLY DRILLED  
WELL PURSUANT TO K.A.R. 82-103A.

DOCKET NO. 18-CONS-3142-CHOR  
CONSERVATION DIVISION  
KCC LICENSE NO. 35474

### **WITHDRAWAL OF APPLICATION**

COMES NOW, H2Oil Opco, LLC (“H2Oil”) by and through its counsel of record, Casey Jones of Hinkle Law Firm LLC, and in support of this Withdrawal of Application, states as follows:

1. On September 13, 2017, H2Oil filed with the Kansas Corporation Commission (“KCC”) its Application of H2Oil Opco, LLC to Drill the Wagner Unit #1 in Rush County, Kansas as a Horizontally Drilled Well pursuant to K.A.R. 82-103A (the “Application”), initiating the creation of the above described Docket.

2. While the Wagner Unit #1 is planned as a horizontal well, once drilled it will be used as an injection well instead of a producing well.

3. Simultaneously with filing the Application, H2Oil filed a separate injection well application for the Wagner Unit #1.

4. KCC Staff has since informed H2Oil that the Application is unnecessary and that no action will be taken in the instant Docket because the injection well application and

proceedings related thereto are sufficient for permitting the Wagner Unit #1 well for its intended use.

5. Based on the above, H2Oil hereby elects to withdraw the Application.

WHEREFORE, H2Oil hereby requests that its Application of H2Oil Opco, LLC to Drill the Wagner Unit #1 in Rush County, Kansas as a Horizontally Drilled Well pursuant to K.A.R. 82-103A be withdrawn and that Docket No. 18-CONS-3142-CHOR be closed.

Respectfully submitted,

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By /s/ Casey L. Jones  
Casey L. Jones, SC No. 24970  
*Attorney for H2Oil Opco, LLC*

### **CERTIFICATE OF SERVICE**

I hereby certify that on this 6<sup>th</sup> day of December, 2017, a true and correct copy of the above and foregoing WITHDRAWAL OF APPLICATION was served electronically via the e-Filing Express system as follows:

Jon Myers, Lead Legal Staff  
Kansas Corporation Commission  
1500 S.W. Arrowhead Road  
Topeka, Kansas 66604

Richard Hestermann, Staff  
Kansas Corporation Commission  
1500 S.W. Arrowhead Road  
Topeka, Kansas 66604

By /s/ Casey L. Jones