



OVER SEVENTY YEARS OF SERVICE
1949 - 2020

TIMOTHY R. KEENAN
keenanlawfirm@keenanlawyers.com

Keenan Law Firm, P.A.

ATTORNEYS AT LAW
GREAT BEND, KANSAS 67530

2200 LAKIN P.O. DRAWER 459
GREAT BEND, KANSAS 67530
(620) 793-7811 FAX (620) 793-9762

Received
KANSAS CORPORATION COMMISSION

July 15, 2020

JUL 16 2020

21-CONS-3018-CUIC

CONSERVATION DIVISION
WICHITA, KS

Kansas Corporation Commission
Conservation Division
266 North Main Street
Suite 2200
Wichita, Kansas 67226

Attention: Rene Stucky

Re: Application of Edison Operating Company, LLC
for Injection Well
License No. 34435

Dear Mr. Stucky:

This office represents Melvin N. Schartz, Jr., the Managing Member of Irish Blessings, LLC, who on June 6, 2020, received a Notice of Application for Edison Operating Company, LLC, to dispose of salt water.

Mr. Schartz forwarded the Notice of Application to us and requested that we prepare an Objection to the Application for Injection Well on his behalf. The Objection was prepared, signed by Mr. Schartz and waiting to be mailed as soon as the Notice was published in the paper.

Since receiving the copy of the Notice of Application on June 6, 2020, we have been checking the St. John News and Stafford County Courier weekly for the publication of the notice and none has appeared.

Additionally, we have been checking the KCC docket filings daily to secure a Docket Number to include on the Objection. Having found no docket number, we called the KCC today and learned that a docket number is not assigned unless an objection or protest is filed. This is contrary to the filing practices in other aspects of the law as a document cannot be filed without a docket number, unless it is the first filing in a case.

JUL 16 2020

CONSERVATION DIVISION
WICHITA, KS

Page 2

Having learned the foregoing, we contacted Jake Eastes to see if the Notice had been published and learned that it was published on June 3, 2020, in advance of our client receiving a copy of the Notice of Application on June 6, 2020.

K.S.A. 82-3-403 (8) (c) states:

“Objection to application. Objections or complaints shall be filed within 30 days after notice is published.”...

We were waiting for the publication notice to appear in either the Stafford Courier or St. John News prior to filing the Objection on behalf of Mr. Schartz, not realizing that the notice had published prior to Mr. Schartz receiving the copy of the notice.

Due to the foregoing, we would appreciate your accepting and filing the enclosed Objection to Application for Injection Well out of time.

Thank you in advance for your consideration in this matter.

Very truly yours,

KEENAN LAW FIRM, P.A.



Timothy R. Keenan

TRK/men

Enclosures

cc: Edison Operating Company, LLC
8100 East 2nd Street North
Building 1900
Wichita, Kansas 67226

Mr. Melvin N. Schartz, Jr.
Irish Blessings, LLC
15739 West 150th Street
Olathe, Kansas 66062

JUL 16 2020

CONSERVATION DIVISION
WICHITA, KS

BEFORE THE STATE CORPORATION COMMISSION
OF THE STATE OF KANSAS

In the Matter of the Applicant of)
Edison Operating Company, LCC for the)
application to dispose of salt water into the)
Arbuckle formation in the)
Pfister #2-6 well in Stafford County, Kansas)

Docket No. _____

License No. 34434

CONSERVATION DIVISION

**OBJECTION TO APPLICATION
FOR INJECTION WELL**

COMES NOW, Melvin N. Schartz, Jr., Managing Member of Irish Blessings, LLC, a Kansas Limited Liability Company, whose mailing address is 15739 West 150th Street, Olathe, Kansas 66062, and files herein his objection to the Application of Edison Operating Company, for the granting of an injection well for the purpose of disposal of salt water into the Arbuckle formation in the Pfister #2-6 wellbore in Stafford County, Kansas.

In support of said objection, Melvin N. Schartz, Jr., states:

1. That Irish Blessings, LLC, a Kansas Limited Liability Company, is the present owner of the following described real estate situated in Stafford County, Kansas:

North Half (N/2) of Section Six (6), Township Twenty-one (21) South,
Range Fourteen (14) West, Stafford County, Kansas,

and not Marilyn Schartz, who died on April 27, 2018. That notice of the Application was not properly given to Irish Blessings, LLC.

2. The above land, which I personally farmed for many years, was inherited by my mother Marilyn Schartz from her father, and upon her death in 2018, my siblings and I inherited the same from my mother, transferring it to our Limited Liability Company, Irish Blessings, LLC.

3. That the above-described real estate is all cultivated irrigated farmland, with there being two (2) irrigation water wells located on the same, one (1) being located in the center of the Northwest Quarter (NW/4) of said Section Six (6) and one (1) being located in the center of the Northeast Quarter (NE/4) of said Section Six (6).

Page 2 - Objection to Application for Injection Well

4. That although the Application for Injection Well is for the granting of disposal of salt water into the Arbuckle formation found at a depth of 3,690' in the Pfister #2 wellbore located in Southeast Quarter (SE/4) of said Section Six (6), Township 21 South, Range 14 West, Stafford County, Kansas, it is a major concern that pollution of the irrigation water wells and the subsequent contamination of the cultivated soil will occur in the event the casing of the salt water disposal well should fail and shoot salt water and other deleterious substances throughout the subterranean layers, seeping into the soil, permanently damaging the farmland and water table for crop production by ruining the fresh groundwater supply with salt water brine and other deleterious substances, or should a leak in the casing occur at a greater depth, the water aquitard and/or the aquiclude could become contaminated with salt water and other deleterious substances. It has always been of the utmost importance to our family to preserve the land and water below the ground, protect the environment, and safeguard the property for future generations.

FOR THE FOREGOING REASONS, Melvin N. Scharzt, Jr., Managing Member of Irish Blessings, LLC, protests and objects to the Application for Injection Well filed by Edison Operating Company, LLC, Wichita, Kansas, and requests that the granting of disposal of salt water as requested by Edison Operating Company, LLC, be denied.


IRISH BLESSINGS, LLC

By 
Melvin N. Scharzt, Jr.

STATE OF KANSAS, COUNTY OF JOHNSON, ss:

Melvin N. Scharzt, Jr., of lawful age, being first duly sworn, upon oath states:

That he is the Managing Member of Irish Blessings, LLC, a Kansas Limited Liability Company, that he has read the above and foregoing Objection to Application for Injection Well and knows the contents thereof, and that all of the statements therein made are true.


Melvin N. Scharzt, Jr., Managing Member of
Irish Blessings, LLC

CERTIFICATE OF SERVICE

I hereby certify that on this 15th day of July, 2020, a true and correct copy of the above Objection to Application for Injection Well was served by depositing a copy of the same in the United States Mail, postage prepaid, and properly addressed to:

Edison Operating Company, LLC
8100 East 2nd Street North
Building 1900
Wichita, Kansas 67226
(316) 201-1744,

and the original and one copy were mailed to:

Kansas Corporation Commission
Conservation Division
266 North Main Street
Suite 220
Wichita, Kansas 67226



Timothy R. Keenan, Attorney for
Melvin N. Scharz, Jr., Managing Member of
Irish Blessings, LLC

JUL 16 2020

CONSERVATION DIVISION
WICHITA, KS

BEFORE THE STATE CORPORATION COMMISSION
OF THE STATE OF KANSAS

In the Matter of the Applicant of)
Edison Operating Company, LCC for the)
application to dispose of salt water into the)
Arbuckle formation in the)
Pfister #2-6 well in Stafford County, Kansas)

Docket No. _____

License No. 34434

CONSERVATION DIVISION

**OBJECTION TO APPLICATION
FOR INJECTION WELL**

COMES NOW, Melvin N. Scharzt, Jr., Managing Member of Irish Blessings, LLC, a Kansas Limited Liability Company, whose mailing address is 15739 West 150th Street, Olathe, Kansas 66062, and files herein his objection to the Application of Edison Operating Company, for the granting of an injection well for the purpose of disposal of salt water into the Arbuckle formation in the Pfister #2-6 wellbore in Stafford County, Kansas.

In support of said objection, Melvin N. Scharzt, Jr., states:

1. That Irish Blessings, LLC, a Kansas Limited Liability Company, is the present owner of the following described real estate situated in Stafford County, Kansas:

North Half (N/2) of Section Six (6), Township Twenty-one (21) South,
Range Fourteen (14) West, Stafford County, Kansas,

and not Marilyn Scharzt, who died on April 27, 2018. That notice of the Application was not properly given to Irish Blessings, LLC.

2. The above land, which I personally farmed for many years, was inherited by my mother Marilyn Scharzt from her father, and upon her death in 2018, my siblings and I inherited the same from my mother, transferring it to our Limited Liability Company, Irish Blessings, LLC.

3. That the above-described real estate is all cultivated irrigated farmland, with there being two (2) irrigation water wells located on the same, one (1) being located in the center of the Northwest Quarter (NW/4) of said Section Six (6) and one (1) being located in the center of the Northeast Quarter (NE/4) of said Section Six (6).

4. That although the Application for Injection Well is for the granting of disposal of salt water into the Arbuckle formation found at a depth of 3,690' in the Pfister #2 wellbore located in Southeast Quarter (SE/4) of said Section Six (6), Township 21 South, Range 14 West, Stafford County, Kansas, it is a major concern that pollution of the irrigation water wells and the subsequent contamination of the cultivated soil will occur in the event the casing of the salt water disposal well should fail and shoot salt water and other deleterious substances throughout the subterranean layers, seeping into the soil, permanently damaging the farmland and water table for crop production by ruining the fresh groundwater supply with salt water brine and other deleterious substances, or should a leak in the casing occur at a greater depth, the water aquitard and/or the aquiclude could become contaminated with salt water and other deleterious substances. It has always been of the utmost importance to our family to preserve the land and water below the ground, protect the environment, and safeguard the property for future generations.

FOR THE FOREGOING REASONS, Melvin N. Scharz, Jr., Managing Member of Irish Blessings, LLC, protests and objects to the Application for Injection Well filed by Edison Operating Company, LLC, Wichita, Kansas, and requests that the granting of disposal of salt water as requested by Edison Operating Company, LLC, be denied.


IRISH BLESSINGS, LLC

By 
Melvin N. Scharz, Jr.

STATE OF KANSAS, COUNTY OF JOHNSON, ss:

Melvin N. Scharz, Jr., of lawful age, being first duly sworn, upon oath states:

That he is the Managing Member of Irish Blessings, LLC, a Kansas Limited Liability Company, that he has read the above and foregoing Objection to Application for Injection Well and knows the contents thereof, and that all of the statements therein made are true.


Melvin N. Scharz, Jr., Managing Member of
Irish Blessings, LLC

CERTIFICATE OF SERVICE

I hereby certify that on this 15th day of July, 2020, a true and correct copy of the above Objection to Application for Injection Well was served by depositing a copy of the same in the United States Mail, postage prepaid, and properly addressed to:

Edison Operating Company, LLC
8100 East 2nd Street North
Building 1900
Wichita, Kansas 67226
(316) 201-1744,

and the original and one copy were mailed to:

Kansas Corporation Commission
Conservation Division
266 North Main Street
Suite 220
Wichita, Kansas 67226



Timothy R. Keenan, Attorney for
Melvin N. Scharz, Jr., Managing Member of
Irish Blessings, LLC