

BEFORE THE STATE CORPORATION COMMISSION  
OF THE STATE OF KANSAS

In the Matter of the Application of Merit Energy	)	
Company, LLC for the Assignment Of and a	)	Docket No. 18-CONS-3376-CWLE
Location Exception For the River Bend 5 Well	)	
Located 186' FNL and 280' FEL of Lot 1, Section	)	CONSERVATION DIVISION
27, Township 24 South, Range 32 West, in Finney	)	
County, Kansas	)	License No. 32446
	)	

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PROTEST OF  
MANUEL CORPORATION AND BERESCO PROPERTIES, INC.

COME NOW Manuel Corporation and Beresco Properties, Inc. ("Protesters"), and pursuant to K.A.R. 82-3-135b, serve notice of their protest of the Application of Merit Energy Company, LLC ("Applicant") in this docket. In support of their protest, Protesters state as follows:

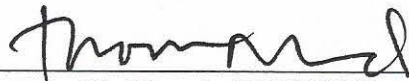
1. Manuel Corporation is a Delaware corporation authorized to conduct business in the State of Kansas and maintaining its registered and principal business offices at 2020 N. Bramblewood, Wichita, Kansas 67206.
2. Beresco Properties, Inc. is a Delaware corporation authorized to conduct business in the State of Kansas and maintaining its registered and principal business offices at 2020 N. Bramblewood, Wichita, Kansas 67206.
3. Protesters are the owners of undivided working interests in and to an oil and gas lease or leases covering lands and mineral rights in Section 22, Township 24 South, Range 32 West, Finney County, Kansas offsetting Applicant's proposed River Bend 5 well location 186 feet from the North line and 280 feet from the East line of Lot 1, Section 27, Township 24 South, Range 32 West, Finney County, Kansas. Applicant's well will be located less than 330 feet from the South

boundary of Protesters' lease in violation of K.A.R. 82-3-108(a). Protesters therefore have a direct and substantial interest in this proceeding.

4. Drilling of the River Bend 5 well at its proposed location, assignment of a ten (10) acre drilling and production unit thereto, and production of oil and/or gas from said well at its full allowable, as requested by Applicant will cause waste and violate Protesters' correlative rights. Protesters therefore respectfully request that the Application herein be denied.

WHEREFORE, Protesters pray that their protect be accepted and that the Application herein be denied, and that Protesters be granted such other and further relief as may be deemed just and proper.

Respectfully submitted,



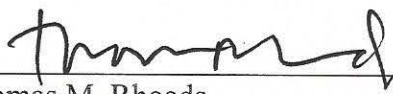
Thomas M. Rhoads (SC 10005)  
Law Offices of Thomas M. Rhoads LC  
200 E. 1<sup>st</sup> Street, Suite 301  
Wichita, Kansas 67202-2114  
Telephone: (316) 260-4440  
Facsimile: (316) 260-4419  
Email: [tmrhoads@sbcglobal.net](mailto:tmrhoads@sbcglobal.net)

Attorney for Protesters,  
Manuel Corporation and  
Beresco Properties, Inc.

VERIFICATION

STATE OF KANSAS            )  
  ) SS:  
COUNTY OF SEDGWICK    )

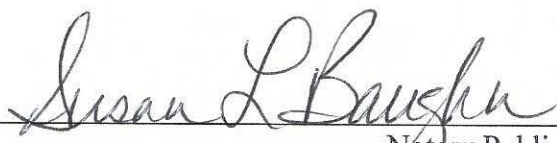
Thomas M. Rhoads, of lawful age and being first duly sworn upon his oath, deposes and states: That he is the Attorney for Manuel Corporation and Beresco Properties, Inc. in the above-captioned action; that he has read the above and foregoing Protest of Manuel Corporation and Beresco Properties, Inc., knows and understands the contents thereof, and states that the statements and allegations therein contained are true and correct according to his knowledge, information, and belief.

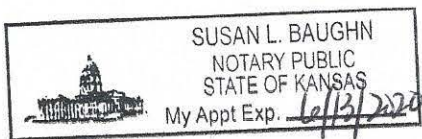
  
\_\_\_\_\_  
Thomas M. Rhoads

SUBSCRIBED AND SWORN TO before me, the undersigned authority, this 18<sup>th</sup> day of May, 2018.

My commission expires:

*June 13, 2020*

  
\_\_\_\_\_  
Notary Public



CERTIFICATE OF SERVICE

The undersigned hereby certifies that, on this 18<sup>th</sup> day of May, 2018, he caused true and correct copies of the above and foregoing Protest of Manuel Corporation and Beresco Properties, Inc. to be served electronically upon the following person at the email address shown:

Stanford J. Smith, Jr.  
Martin, Pringle, Oliver, Wallace & Bauer, LLP  
100 N.; Broadway, Suite 500  
Wichita, Kansas 67202  
Email: [sjsmith@martinpringle.com](mailto:sjsmith@martinpringle.com)

Attorney for Applicant

  
\_\_\_\_\_  
Thomas M. Rhoads