

BEFORE THE STATE CORPORATION COMMISSION
OF THE STATE OF KANSAS

In the matter of the Application of) Docket No: 20-CONS-3043-CUIC
TDR Construction, Inc. for a)
permit to authorize the enhanced) CONSERVATION DIVISION
recovery of saltwater into the)
Moldenhauer #42 well, located) License No. 32218
in Franklin County, Kansas)

In the Matter of the Application of) Docket No. 20-CONS-3079-CUIC
TDR Construction, Inc. for a)
permit to authorize the enhanced) CONSERVATION DIVISION
recovery of saltwater into the)
Moldenhauer #30 and) License No. 32218
Moldenhauer #45 wells, located in)
Franklin County, Kansas)

INFORMATION REQUEST

COME NOW Scott Yeargain and Polly Shteamer, Protestants in these dockets, who respectfully request that the Conservation Division of the Corporation Commission provide responses to them (Scott Yeargain and Polly Shteamer) by October 28, 2019:

1. Has the KCC done baseline water testing in the upper Marais des Cygnes watershed upstream of Rural Water 6 of Franklin County? Please provide a copy of any report of such.

RESPONSE:

2. Has the KCC tested any water or irrigation well or any river or creek in the Marais des Cygnes watershed upstream of Rural Water 6 of Franklin County following a complaint relating to oil and gas activities. Please provide a copy of the complaint.

RESPONSE:

3. Please provide us with a copy of area permit E-18352 and all the documents supporting this permit.

RESPONSE:

4. Please provide the most current Mechanical Integrity Reports for all the wells on the Moldenhauer lease.

RESPONSE:

5. Please provide the most current test results/reports that show the quality of the bonding of the cement to the borehole and the well casing for all the wells on the Moldenhauer lease.

RESPONSE:

6. Please describe cap formation for the Squirrel Formation in the area of the Moldenhauer lease. For example, the name, lithography, permeability, porosity, depth, and the presence of any know faults in this cap formation within a 10 mile radius from the Moldenhauer lease.

RESPONSE:

7. Please provide a map (rather than a list of sections or partial sections that contain sensitive groundwater areas) of the areas considered sensitive groundwater areas by the for the northeast $\frac{1}{4}$ of Franklin County.

RESPONSE:

8. Please list all wells without a known operator within five miles of the Moldenhauer lease.

RESPONSE:

9. Please list any and all abandoned wells within 5 miles of the Moldenhauer lease that the state of Kansas has either paid to have plugged or that the KCC has had to require the operator to plug after a complaint.

RESPONSE:

10. Please describe the equipment and processes that the KCC uses to search for abandoned or unknown wells in KCC district 3. Please list the circumstances under which the KCC will begin a search.

RESPONSE:

11. K.S.A. 55-178 and K.S.A. 55-179 provides for a process by which citizens can file a complaint and the KCC will begin an investigation of a well suspected of causing pollution. Please provide a list any such complaints that have been filed on such suspected wells within 5 miles of the Moldenhauer lease. If an investigation was done by the KCC, please include the investigator's report.

RESPONSE:

12. Has LIDAR technology been used by any Kansas state agency to look for abandoned oil and gas wells in Kansas?

RESPONSE:

13. Does KCC follow the IOGCC's (Interstate Oil and Gas Compact Commission) "Plugging Prioritization Schedule for orphaned and Abandoned Well Sites" suggested method for listing and prioritizing abandoned wells that need to be plugged?

RESPONSE:

14. Please provide us with all KCC staff reports and memos related establishing the facts that led to the concerns of the KCC in the case: United States of America before the Federal Energy Regulatory Commission Southern Star Central Gas Pipeline, Inc. Docket no. CP06-49-000; Notice of Intervention, Protest And Request For Technical Conference Of The Kansas Corporation Commission. In section "VII. Protest", the KCC expresses concerns about the leaking of abandoned or old wells that are similar to our concerns about old and abandoned wells. We do not wish to see discussions of legal strategies used in the case.

RESPONSE:

15. In the KCC document "Appendix "B" - Eastern Surface Casing Order #133,891-C" Area 2 rule 1., is the "20' of steel surface pipe" considered the surface casing or is the production string casing considered the surface casing? Regarding this same rule, in the area of the Osage Aquifer have "special casing and cementing requirements" ever been required by the KCC? Please give examples of the circumstance under which the KCC would require the "special casing and cementing requirements" as spoken of in the rule.

RESPONSE:

Respectfully submitted,

/s/ Polly Shteamer

Polly Shteamer

2263 Nevada Road

Ottawa, Kansas 66067

2263 Nevada Road

/s/ Scott Yeargain

Scott Yeargain

2263 Nevada Road

Ottawa, Kansas 66067

CERTIFICATE OF SERVICE

We hereby certify that a copy of the above and foregoing was sent via U.S. Mail, postage prepaid, hand-delivery, or electronically, this 21st day of October, 2019 to:

Michael Glamman
m.glamann@kcc.ks.gov

Jake Eastes
j.eastes@kcc.ks.gov

Kelcey Marsh
k.marsh@kcc.ks.gov

Jonathan R. Myers
j.myers@kcc.ks.gov

Rene Stucky
r.stucky@kcc.ks.gov

Keith Brock
kbrock@andersonbyrd.com

Lesli Baker
lesli@dbdoil.com

Lance Town
TDR Construction, Inc.
PO Box 716
Louisburg, Kansas 66053

