

Staff urges the Commission to consider exceed the plain meaning and intent expressed in the controlling statutory and regulatory provisions. As noted in Tew v. Topeka Police & Fire Civ. Serv. Commn', 237 Kan. 96, 100, 697 P.2d 1279 (1985), rules and regulations adopted by an administrative board to carry out the policy declared by the legislature in the statutes have the force and effect of laws upon which the public is entitled to rely. While courts, which possess common law authority, may, in appropriate cases, disregard distinct corporations or entities and may apply factors which are of an equitable nature, those powers simply do not apply or exist in the context of the present administrative proceeding before the Commission. No statutory or regulatory authority exists for the Commission to apply those equitable factors in this pending docket.

Because the transfers in this case comply with the statutory and regulatory provisions governing transfers, the Commission should approve the transfers.

SUBMITTED BY:

JOHN R. HORST, P.A.

By /s/ John R. Horst
JOHN R. HORST
207 W. Fourth Ave.
P.O. Box 560
Caney, KS 67333
Attorney for Quito, Inc.
File #3185
S.Ct. #09412

CERTIFICATE OF SERVICE

I, the undersigned, certify that a true copy of the attached Reply of Quito, Inc. to Post-hearing Response Brief of Commission Staff has been served to the following by means of electronic service on October 8, 2025.

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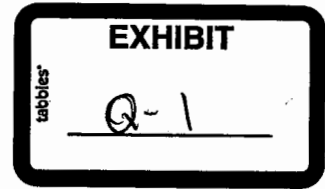
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/s/ John R. Horst
JOHN R. HORST

September 23, 2025



Kansas Corporation Commission
Conservation Division
266 N. Main, Suite 220
Wichita, KS 67202

Re: Emerson Operating, LLC
License No. 36165

Dear Sirs:

Emerson Operating, LLC previously paid to the Corporation Commission the sum of \$1,800.00 as its financial responsibility fee for transfer of operator responsibility for the wells on the Sears, DeArmond and McFarlane-Delong Leases from Quito, Inc..

It has been called to Emerson's attention that a total fee of \$2,700.00 is due. Enclosed please find Emerson's check in the additional amount of \$900.00 to pay the full amount of the financial responsibility fee.

Sincerely,

A handwritten signature in black ink, appearing to read "Joe Harper".

Joe Harper
Emerson Operating, LLC

cc: Molly Aspan

EMERSON OPERATING LLC
527 E GALER AVE
NOWATA OK 74048

ARVEST
BANK

09/23/25 1007
Date 81-87/829

Pay to the Order of Kansas Corporation Commission \$ 900.⁰⁰

Nine hundred & ⁰⁰/₁₀₀ Dollars

For Balance for operator responsibility Jeff Harper MP

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