

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

In the Matter of the Application of)	
WYNN-CROSBY OPERATING, LTD.)	Docket No. 18-CONS- <u>3341</u> -CEXC
For the Assignment of a Special Allowable)	
to the Mayberry B-1 Well in Section 12,)	
Township 33 South, Range 38 West,)	KCC License No. 34929
Stevens County, Kansas)	
_____)	CONSERVATION DIVISION

MOTION FOR INTERIM RELIEF

Applicant Wynn-Crosby Operating, Ltd ("Wynn-Crosby") moves the State Corporation Commission of the State of Kansas (the "Commission") for an order granting Wynn-Crosby permission to continue producing natural gas from the Mayberry B-1 well (API No. 15-189-21,622), which is the subject of the Application in the above captioned docket, during the pendency of the proceedings on the Application in this docket.

In support of its Motion, Wynn-Crosby states and alleges as follows:

1. Wynn-Crosby is a Texas limited partnership and is duly authorized to do business within the state of Kansas. Wynn-Crosby's principal business address is 15660 N. Dallas Parkway, Suite 1175, Dallas, TX 75248.

2. On March 6, 2018, Wynn-Crosby filed its Application in the above captioned docket seeking an Order, pursuant to K.A.R. § 82-3-133a(f), eliminating any accrued over production from the Mayberry B-1 well (the "Mayberry Well") and assigning an allowable for that well equal to the amount of gas produced from that well retroactive to the date of first production. The basis for the relief sought in that Application, and the allegations in support of that relief set forth therein, are incorporated herein by reference.

3. In the Application, Wynn-Crosby also requested that it be allowed to continue producing the gas from the Mayberry Well during the pendency of this Application, notwithstanding the accrued overage, and that the relief granted by the Commission on this Application be made retroactive to the date of first production from that well.

4. Notice of the filing of that Application has been sent for publication and will be published in the Wichita Eagle newspaper and in the Hugoton Hermes newspaper. Notice has also been served on those persons required by law as set forth in the Application. The protest period has not yet expired.

5. When Wynn-Crosby learned that the Mayberry Well was in an overproduced status, it curtailed production from that well pending the filing of the necessary paperwork to seek the relief sought in the Application and this Motion. Specifically, it reduced production from that well to 1,050 MCF per day, which is less than the calculated allowable for that well.

6. When Wynn-Crosby reduced production from the Mayberry Well, the production became erratic and maintaining steady production under the reduced rate resulted in the well loading up with fluid in the wellbore. In order to maintain a steady rate of production without causing fluid to enter the wellbore, Wynn-Crosby has determined that is necessary to produce gas from that well at a rate of not less than 1,300 MCF per day.

7. Wynn-Crosby has been and will continue to meter, measure and monitor the volumes of gas produced from the Mayberry Well. Those records will be retained by Wynn-Crosby for a period of five (5) years and will be provided to Commission Staff upon request.

8. If Wynn-Crosby is not allowed to continue producing gas from the Mayberry Well at a rate of at least 1,300 MCF per day during the pendency of this Application, it could cause damage to that well and cause waste. Granting the relief requested by this motion will

prevent waste, will not violate correlative rights, and is otherwise consistent with the statutory duties of the Commission.

9. Counsel for Wynn-Crosby has reviewed the substance of the Application and this Motion for Interim Relief with Staff Counsel, and Staff Counsel has represented that Staff has no objection to granting this Motion for Interim Relief.

WHEREFORE, for the reasons set forth herein, Wynn-Crosby requests that it be allowed to produce the gas produced from the Mayberry Well at the rate of 1,300 MCF per day during the pendency of the Application in this docket, and for such other and further relief as the Commission deems just and proper.

Respectfully submitted,

By 

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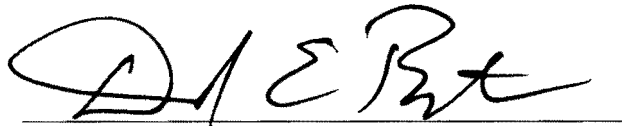
Attorneys for Wynn-Crosby Operating, Ltd.

VERIFICATION

STATE OF KANSAS)
) ss:
COUNTY OF SEDGWICK)


David E. Bengtson, of lawful age, being first duly sworn upon his oath, deposes and states:

That he is the attorney for Wynn-Crosby Operating, Ltd. which is the movant in this Motion for Interim Relief; that he is authorized to make and makes this statement for and on behalf of said movant; that he is familiar with the contents thereof, and that all statements, allegations and averments therein contained are true and correct to the best of his knowledge and belief.



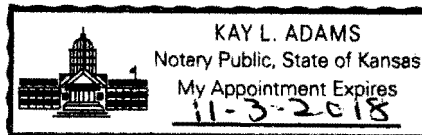
David E. Bengtson

SUBSCRIBED AND SWORN to before me this 6th day of March, 2018.



Notary Public

My Appointment Expires:

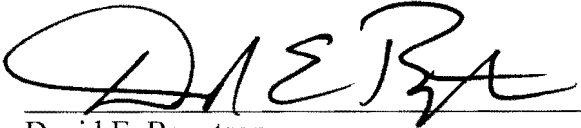


AFFIDAVIT

STATE OF KANSAS)
) ss:
COUNTY OF SEDGWICK)


David E. Bengtson, of lawful age, being first duly sworn upon his oath, deposes and states:

That on March 6, 2018, a true and correct copy of the Motion for Interim Relief was mailed to all interested parties as set out in the Application filed in this docket, by depositing the same in the United States mail, postage prepaid.



David E. Bengtson

SUBSCRIBED AND SWORN to before me this 6th day of March, 2018.



Notary Public

My Appointment Expires:

