

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

BEFORE COMMISSIONERS: Dwight D. Keen, Chair
 Shari Feist Albrecht, Commissioner
 Jay Scott Emler, Commissioner

In the Matter of the Application of)	
United Energy & Exploration, LLC)	Docket No. <u>19-CONS-3292-CEXC</u>
for an Exception to K.A.R. §82-3-111 (b) for)	
Applicant's Klink B-2 well, located in the)	CONSERVATION DIVISION
Southwest Quarter of Section 8, Township 35)	
South, Range 4 East, Cowley County, Kansas.)	Operator License No. 33514
)	

APPLICATION

COMES NOW Applicant United Energy & Exploration, LLC (hereinafter "United Energy"), and respectfully requests that the Commission grant an exception to K.A.R. §§ 82-3-100(b) and 82-3-111(b) and the ten-year limitation on the temporary abandonment ("TA") status for Applicant's Klink B-2 well, located in the Southwest Quarter of Section 8, Township 35 South, Range 4 East, Cowley County, Kansas. In support of its Application, United Energy states:

1. Applicant is an Oklahoma corporation, authorized to do business in the State of Kansas. Applicant's address is P.O. Box 2449, Ada, Oklahoma 74821-2449.
2. Applicant has been issued by the Kansas Corporation Commission Operator's License 33514.
3. Applicant is the owner and operator of the Klink B-2 well, API 15-035-01993-00-02 ("the subject well"), which is located in the NE/4 of Section 8, Township 35 South, Range 4 East, Cowley County, Kansas. The subject well is located on an active oil and gas lease or unit comprising the following lands: the NE/4 of Section 8, Township 35 South, Range 4 East, Cowley County, Kansas, containing 160 acres, more or less ("leased premises").

4. Pursuant to K.A.R. 82-3-111, Applicant obtained temporary abandonment status, for the subject well on March 8, 2016. The subject well has maintained such status from March 8, 2016 to the present date.

5. On or about February 25, 2019, the Kansas Corporation Commission notified Applicant temporary abandonment status for the subject well would be denied from and after March 8, 2019, because subject well had been temporarily abandoned for more than ten (10) years.

6. K.A.R. 82-3-111 imposes a 10-year limitation on the amount of time during which wells may be temporarily abandoned, but an exception to the 10-year limitation may be obtained pursuant to said regulation through an Application filed with the Commission pursuant to K.A.R. 82-3-100. Applicant seeks such an exception.

7. On February 27, 2019, the subject well passed a Commission Staff-witnessed mechanical integrity test of the casing between the surface and a point within fifty (50) feet above the uppermost perforation in the well. A copy of the MIT test will be provided as soon as the Commission Field Technician Mr. Duane Krueger completes the report of the MIT test.

8. Applicant wishes to continue TA status for the subject well, because Applicant intends to use the well to re-enter when economic conditions improve.

9. Applicant has included a plat map although dated 1992 it is still accurate (**Exhibit A**) showing the locations of all producing, injection, temporarily abandoned, abandoned, and plugged wells located on the same leased premises as the subject well.

10. Based on the foregoing, Applicant requests the Commission grant an exception to the 10-year limitation, specifically to allow the subject well to remain eligible for temporary abandonment status for three (3) years following the expiration of the 10-year limitation. Applicant understands that the exception would be valid for three (3) years, but Applicant would still need to apply annually to

the Conservation Division District Office for approval of an application for temporary abandonment status.

11. Listed in the attached **Exhibit B** are the names and addresses of the following persons:

- A. Each operator of each oil and gas lease covering lands within one-half (1/2) mile radius of the subject well; and
- B. Each person who owns any mineral interest of record in and under any lands located within one-half (1/2) mile radius of subject well (provided that such mineral interest is not covered by any oil and gas lease).

12. The Applicant will proceed to publish notice of this Application as required by K.S.A. §82-3-100(b) and K.A.R. §82-3-135(a)(d) by publication notice in the *Cowley Courier Traveler* and in *The Wichita Eagle* newspapers and by mailing a copy of this Application to the landowners and operators of record and unleased mineral owners shown on Exhibit B within one-half mile of the Klink B-2.

WHEREFORE, Applicant prays that this matter be granted administratively without a hearing, or in the alternative be set for hearing, and upon hearing that the Commission grant Applicant's request, for an exception to the K.A.R. 82-3-111 ten (10) year limitation, to allow the subject well to remain temporarily abandoned for three (3) years, subject to annual approval by the Conservation Division District Office of an application for temporary abandonment status.

Respectfully submitted,

TRIPLETT WOOLF GARRETSON, LLC

By: 

Timothy E. McKee, #7135
2959 N. Rock Rd., Suite 300
Wichita, KS 67226

Telephone: (316) 630-8100

Facsimile: (316) 630-8101

E-mail: temckee@twgfirm.com

Attorneys for United Energy & Exploration, LLC

COUNTY OF PONTOTOC)

I, Michael G. Feezel, of lawful age, being first duly sworn, upon oath states: I am the managing member for United Energy & Exploration, LLC, Applicant in the above-captioned matter, and that I have read the above Application, know the contents and know that the statements made therein are true and correct, to the best of my knowledge and belief.



Print Name: Michael G. Feezel

SUBSCRIBED AND SWORN to before me this 10th day of March, 2019.

Julie K. Kram #18000280
Notary Public

My Appointment Expires:

01/10/2022

CERTIFICATE OF SERVICE

I hereby certify on this 11th day of March, 2019 true and correct copies of the above and foregoing Application and the Notice of Application were served by depositing copies of the same in the United States Mail, postage prepaid, and properly addressed to the landowners set forth in paragraph 12 of said Application and each party set forth in Exhibit B attached to said Application filed by Applicant, and the original Application was filed with the Kansas Corporation Commission via electronic filing.



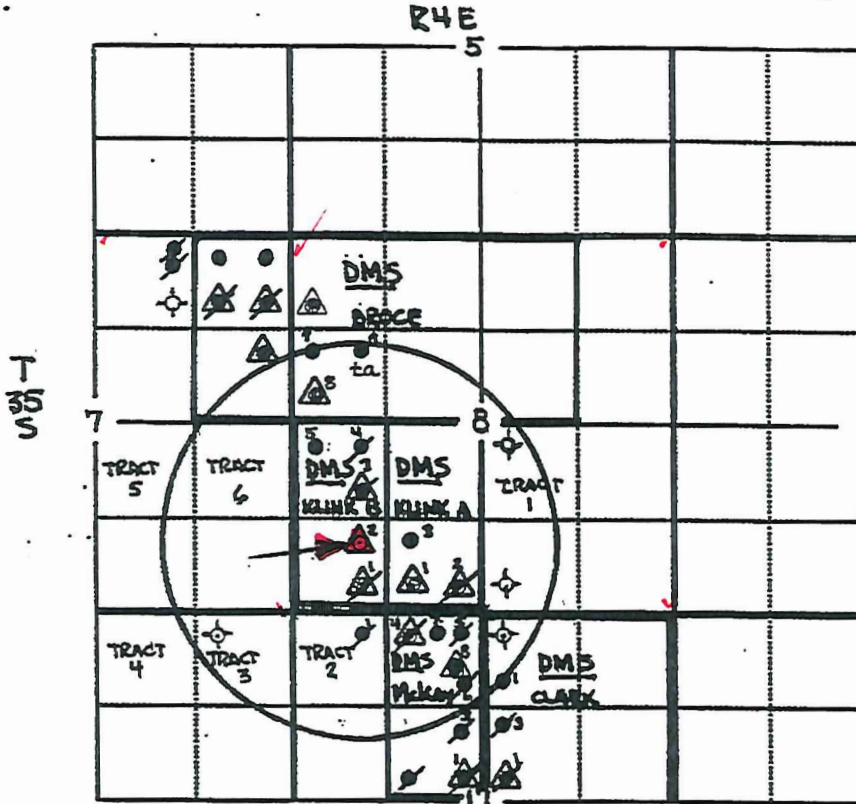
Timothy E. McKee, #7135

PLAT AND CERTIFICATE OF INJECTION WELL, LOCATION AND SURROUNDING ACREAGES

Operator DMS Investments, Inc. LOCATION OF WELL:
 Lease Klink "B" 990 feet from South section line
 Well # No. 2 4290 feet from East section line
 County Cowley Section 8, T 35 S, R 4E East/West

PLAT

Show the following information: applicant injection well, all producing wells, abandoned wells, plugged wells, and other wells within a one-half mile radius, all lease boundaries, lease operators, unleased mineral rights owners, well numbers, and producing wells producing formation tops.



applicant well
 D & A well
 plugged producer

producing well
 other injection well
 water supply well wsw

plugged injection well
 temporarily abandoned well ta

The undersigned hereby certifies that he/she is a duly authorized agent for DMS INVESTMENTS INC., and that all of the information shown herein is true, complete and correct to the best of his/her knowledge.

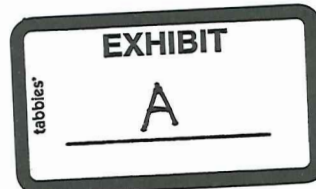
Signature of Duly Authorized Agent

Subscribed and sworn to before me this 24th day of June, 1992.

Notary Public

My Commission Expires: 6/24/95

7/89 Form U-1



Surface Owners of Record covering the land described or referenced to herein are:

- Tract 1: (A) John W. & Julie D. Bossi, 9162 322nd Rd., Arkansas City, KS 67005
(B) Adrian Lagunas Romero & Lisseth Lagunas, 1119 N. B St, Arkansas City, KS 67005
- Tract 2: (A) David H. Brant, 2808 E. Chestnut Ave., Parkerfield, KS 67005
(B) Charles R. & Glenda J. Strange, 7712 322nd Rd., Arkansas City, KS 67005
- Tract 2A: (A) Keith W. & Pamela J. Broce, 7939 312th Rd., Arkansas City, KS 67005
- Tract 3: (A) Richard & Lesa Wesbrook, 7953 322nd Rd., Arkansas City, KS 67005
(B) Kyle P. & Toni D. Carlson, 7869 322nd Rd., Arkansas City, KS 67005
(C) David S. Nicely & Rebecca R. Reed, 7931 322nd Rd., Arkansas City, KS
(D) Benjamin H, Jr. & Judy K. Swaim, P O Box 588, Arkansas City, KS 67005
- Tract 4: Russell T. Sims, 7672 326th Rd., Arkansas City, KS 67005
- Tract 5: Marjorie Treadway Rev. Trust, 13967 E. Cantein Rd., Kaw City, OK 74641
- Tract 6: (A) Larry D. & Katrina M. Langhorst, 704 S. D St., Arkansas City, KS 67005
(B) Edith A. & W. A. John Sumner, 8297 322nd Rd., Arkansas City, KS 67005
(C) James R. & Susan J. Mills, 8310 326th Rd., Arkansas City, KS 67005
(D) Mark R. Conkling, 8527 E. Lakeland Dr., Wichita, KS 67207
(E) United Energy & Exploration, P O Box 2449, Ada, OK 74821
(F) Deborah A. & Stan Robertson & Iona M. Gaddis, 33017 77th Rd., Arkansas City, KS 67005
(G) Brian L. & Carol A. Balzer, 33083 77th Rd., Arkansas City, KS 67005
(H) Blaine R. & Monica S. Reed, 33075 77th Rd., Arkansas City, KS 67005
(I) Carol A. Selle, 33083 77th Rd., Arkansas City, KS 67005
(J) Chad W. Shaffer, 33219 77th Rd., Arkansas City, KS 67005
- Tract 6A: (A) Jason R. & Nichola L. Mills, 8162 326th Rd., Arkansas City, KS 67005
(B) Brian L. & Carol A. Balzer, 33083 77th Rd., Arkansas City, KS 67005
(C) Chad W. Shaffer, 33219 77th Rd., Arkansas City, KS 67005
- Tract 6B: (A) Dale A. Hettenbach, 8591 322nd Rd., Arkansas City, KS 67005
(B) Phillip & Anna Clark Family Trust, Lanning Family Trust, & Seawell Living Trust, 11126 S. Star Ct, Goodyear, AZ 85338
- Tract 7: John W. & Julie D. Bossi, 9162 322nd Rd., Arkansas City, KS 67005
- Tract 7A: Keith W. & Pamela J. Broce, 7939 23th Rd., Arkansas City, KS 67005

The mineral estate appears to be held by:

- Tract 1(A): Bobbetta Gochis & William L. Gochis, Co-Trustees of the Bobbetta Gochis Trust UAD 9/3/98; 9212 W. 106th Street, Overland Park, KS 66212
Jones T. Templeton, III and Helen L. Templeton, Co-Trustees of the Templeton Living Trust UAD 2/22/83; 1605 Revere Rd., Fresno, CA 93720
Philip E. Koehler, 150 Clyde Rd., Athens, GA 30605
- Tract 1(B): Adrian Lagunas Romero & Lisseth Lagunas, 1119 N. B St, Arkansas City, KS 67005
- Tract 2: (A) David H. Brant, 2808 E. Chestnut Ave., Parkerfield, KS 67005
(B) Charles R. & Glenda J. Strange, 7712 322nd Rd., Arkansas City, KS 67005
- Tract 2A: (A) Keith W. & Pamela J. Broce, 7939 312th Rd., Arkansas City, KS 67005
- Tract 3: (A) Richard & Lesa Wesbrook, 7953 322nd Rd., Arkansas City, KS 67005
(B) Kyle P. & Toni D. Carlson, 7869 322nd Rd., Arkansas City, KS 67005
(C) David S. Nicely & Rebecca R. Reed, 7931 322nd Rd., Arkansas City, KS
(D) Benjamin H, Jr. & Judy K. Swaim, P O Box 588, Arkansas City, KS 67005
- Tract 4: Russell T. Sims, 7672 326th Rd., Arkansas City, KS 67005
- Tract 5: Marjorie Treadway Rev. Trust, 13967 E. Cantein Rd., Kaw City, OK 746416
- Tract 6: (A) Larry D. & Katrina M. Langhorst, 704 S. D St., Arkansas City, KS 67005
(B) Edith A. & W. A. John Sumner, 8297 322nd Rd., Arkansas City, KS 67005
(C) James R. & Susan J. Mills, 8310 326th Rd., Arkansas City, KS 67005
(D) South Cow-Le Ranch, LLC, c/o Clint Combs, 129 S. Springgate Rd., Arkansas City, KS 67005
(E) United Energy & Exploration, P O Box 2449, Ada, OK 74821
(F) Deborah A. & Stan Robertson & Iona M. Gaddis, 33017 77th Rd., Arkansas City, KS 67005
(G) Brian L. & Carol A. Balzer, 33083 77th Rd., Arkansas City, KS 67005
(H) Blaine R. & Monica S. Reed, 33075 77th Rd., Arkansas City, KS 67005
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