

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

Before Commissioners:                Shari Feist Albrecht, Chair  
   Jay Scott Emler  
   Pat Apple

In the matter of the application of Merit Energy	)	Docket No. 15-CONS-629-CEXC
Company for an exception to K.A.R. 82-3-203 and for a	)	
Special Allowable to the Parks 35-1 well in the east half	)	CONSERVATION DIVISION
of Section 35, Township 30 South, Range 40 West,	)	
Stanton County, Kansas.	)	License No. 32446

**ORDER GRANTING APPLICATION**

The above-captioned matter comes before the State Corporation Commission of the State of Kansas. Having examined the files and records, and being duly advised in the premises, the Commission finds and concludes as follows:

**I. JURISDICTION**

1. K.S.A. 74-623 provides that the Commission has the exclusive jurisdiction and authority to regulate oil and gas activities.
2. K.A.R. 82-3-203 provides oil production allowables based on depth.

**II. FINDINGS OF FACT**

3. The operator filed the application in this docket on January 28, 2015.
4. The operator requests a special production allowable of the lesser of the following: A) 300 barrels per day, retroactive to the date of first production (November 25, 2014); and B) the well's capability as demonstrated by the state test. Because the well is drilled to a total depth of between 4,001 and 6,000, the allowable is currently 200 barrels of oil per day.
5. The subject well is productive from the St. Louis Formation.
6. Notice was properly served and published pursuant to K.A.R. 82-3-135a at least 15 days before the issuance of this Order. No protests to the grant of the application were filed.

7. Commission Staff has recommended that this application should be granted to prevent waste and protect correlative rights.

### **III. CONCLUSIONS OF LAW**

8. The application was filed in accordance with the rules and regulations of the Commission and Kansas statutes.

9. Notice was properly served and published.

10. The application should be granted to prevent waste and protect correlative rights.

#### **THEREFORE, THE COMMISSION ORDERS:**

A. The application for a special production allowable is granted. The special production allowable shall be the lesser of the following: A) 300 barrels per day, retroactive to the date of first production (November 25, 2014); and B) the well's capability as demonstrated by the state test.

B. At such time that oil production from the subject well decreases to the point that the special production allowable is no longer needed, the special allowable shall cancel and the wells shall be subject to the allowable in the general rules and regulations.

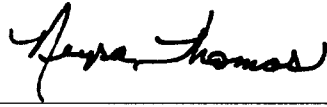
C. Any party affected by this Order may file with the Commission a petition for reconsideration pursuant to K.S.A. 77-529(a). The petition shall be filed within 15 days after service of this Order. If service of this Order is by mail, three days are added to the deadline. The petition shall be addressed to the Commission and sent to 266 N. Main, Ste. 220, Wichita, Kansas 67202. Pursuant to K.S.A. 55-606 and K.S.A. 77-529(a), reconsideration is prerequisite for judicial review of this Order. Any party taking an action permitted by this summary proceeding before the deadline for a petition for reconsideration does so at their own risk of further proceedings.

D. The Commission retains jurisdiction of the subject matter and the parties and may enter additional orders as it deems appropriate.

**BY THE COMMISSION IT IS SO ORDERED.**

Albrecht, Chair; Emler, Commissioner; Apple, Commissioner

Date: MAR 31 2015

  
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Neysa Thomas  
Acting Secretary

Date Mailed: March 31, 2015

LRP

**CERTIFICATE OF SERVICE**

I certify that on March 31, 2015, I caused a complete and accurate copy of this Order to be served via United States mail, with the postage prepaid and properly addressed to the following:

Stanford J. Smith, Jr.  
Martin, Pringle, Oliver, Wallace & Bauer, L.L.P.  
100 North Broadway, Suite 500  
Wichita, Kansas 67202  
*Attorney for Merit Energy Company, LLC*

Arlene Valliquette  
Merit Energy Company, LLC  
13727 Noel Rd., Ste. 1200  
Dallas, Texas 75240

Stephen Pfeifer, KCC District #1

And delivered by hand to:

Jim Hemmen  
Conservation Division

/s/ Lane Palmateer  
Lane Palmateer  
Litigation Counsel  
Kansas Corporation Commission