

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

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

In the matter of the application of Quail Oil)	Docket No: 17-CONS-3484-CUIC
& Gas, LC to authorize injection of saltwater)	
into the Arbuckle formation at the Sly 2-6)	CONSERVATION DIVISION
SWD well, located in the NE NE SE of)	
Section 6, Township 17S, Range 6E in)	License No. 33185
<u>Morris County, Kansas.</u>)	

MOTION

COMES NOW the applicant Quail Oil & Gas, LC, by and through undersigned counsel and respectfully requests that the protests of Kenneth L. Riffel and Patricia Delmott are found to be untimely and be given no weight in the Commission's decision to grant the Application in the above docket. In support of its motion, applicant states as follows:

1. On January 12, 2017, applicant filed an Application with the Commission seeking a permit to authorize the injection of saltwater into the Sly 2-6 SWD well, located in the NE/4 NE/4 SE/4 of Section 6, Township 17S, Range 6E in Morris County, Kansas. Applicant published notice of the Application in the Council Grove Republican newspaper on January 31, 2017.

2. Kenneth L. Riffel submitted a letter of protest dated March 13, 2015, [sic], and was received by the Commission on March 17, 2017. Mr. Riffel's protest was filed greater than 30 days following publication of Notice of Application in the Council Grove Republican newspaper on January 31, 2017, and is untimely under K.A.R. 82-3-135b(c)(1)(B).

3. Patricia Delmott submitted a letter of protest dated April 2, 2017, and was received by the Commission on April 10, 2017. Ms. Delmott's protest was filed greater than 30

days following publication of Notice of Application in the Council Grove Republican newspaper on January 31, 2017, and is untimely under K.A.R. 82-3-135b(c)(1)(B).

4. Mr. Riffel's and Ms. Delmott's protests are untimely under Commission regulations and therefore should be afforded no weight by the Commission.

WHEREFORE, the applicant respectfully moves the Commission for an order finding that the protests of Kenneth L. Riffel and Patricia Delmott are untimely and that the Commission will give no weight to such protests.

Respectfully submitted,

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By /s/Robert J. Vincze
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CERTIFICATE OF SERVICE

I hereby certify that on this 14th day of April, 2017, I caused a complete and accurate copy of the foregoing Motion to be served via U.S. Mail, postage prepaid and properly addressed, to the following:

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