

SEP 20 2023

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

CONSERVATION DIVISION
WICHITA, KS

In the matter of the application of Langston Oil & Gas, LLC , for an Exception to the 10-year time limitation under K.A.R. 82-3-111, regarding Applicant's REIF#B-2 well-bore located in the <u>SW SW NW</u> , and Applicant's REIF #B 0-19 well-bore, located in the <u>SW SE NW</u> , and both located within the <u>W/2</u> of <u>Sec. 31-18S-10W</u> , Rice County, Kansas.) Docket No. 24-CONS- <u>3077</u> -CEXC)))))))
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CONSERVATION DIVISION
Operator Lic. #30525

**K.A.R. 82-3-111
APPLICATION FOR EXCEPTION TO 10 YEAR TIME LIMITATION**

COMES NOW Applicant; **Langston Oil & Gas, LLC**, by and through D.S. Langston, its managing member and attorney on its behalf, and in support of this Application in the above captioned matter and states:

1. **Langston Oil & Gas, LLC**, is a Kansas limited liability company in good standing, and a duly authorized oil and gas operator located at 1095 S. 143rd E., Wichita, KS 67230.
2. Applicant maintains a current and valid Kansas Operator's License; #30525, last issued in April, 2023, by the Kansas Corporation Commission.
3. Applicant is the owner and operator of the **REIF #A-1 well-bore**, a/k/a the Reif A (OWWO) #1, API #15-159-00328-00-018, located in the **NW NE SW**, the **REIF #B-2 well-bore**, API #15-159-06549-00-01, located in the **SW SW NW**, and the **REIF #B 0-19 well-bore**, a/k/a Mary Ida (Reif B) # 0-19, API #15-159-30313-00-01, located in the **SW SE NW**, with all three well-bores located within the W/2 of Sec. 31-18S-10W, Rice County, Kansas. The subject well-bores are currently inactive but located within an **active oil and gas lease** comprised of the **W/2 (less SW/4 SW/4) of Sec. 31-18S-10W**, and **20 acres in the S/2 NE/4 of Sec. 31-18S-10W**, Rice County, KS..

4. Pursuant to K.A.R. 82-3-111, the Applicant previously obtained a 3 yr. exception to the 10 yr. limitation on the Reif #B-2 and the Reif #A-1 (see attached copy of KCC Order extending TA status to 10/29/2023 under **Docket # 21-CONS-3056-CEXC**), **and also obtained a 3 yr. exception to the 10 yr. limitation on the Reif #B 0-19**, (see attached copy of KCC Order extending TA status to 10/29/2022 under **separate Docket # 20-CONS-3105-CEXC**).. Said wells have maintained such status under approved exception pursuant to K.A.R. 82-3-100.

5. The Kansas Corporation Commission has notified Applicant that the temporary abandonment status would expire from and after 10/29/2023, due to expirations of the above described respective 3 yr. extensions thereof, as to the **Reif #B-2 well-bore**. The **Reif #B 0-19 well-bore's** exception was technically scheduled to expire on 10/29/2022 pursuant to its separate exception order under its **Docket # 20-CONS-3105-CEXC**. Applicant apologizes for this operator's oversight, and it is now requesting that both well-bores' extension applications be consolidated under one docket, and a single order can thereafter be issued with a single/common resulting new 3 year expiration date .

6. Applicant seeks the Kansas Corporation Commission's permission to extend the expiring 3 year extensions for an additional (3) years, in respect to both the Reif #B-2 well-bore, **and** the Reif #B 0-19 well-bore, **BUT NOT as to the Reif #A-1 well-bore, due to its failed MIT**. Applicant cites the information provided within the following paragraph (9.) as his basis for this requested supplemental extension.

7. These two subject temporarily abandoned wells; the **Reif #B-2, and the Reif #B 0-19** have each successfully passed numerous MITs, including their latest supervised mechanical integrity tests conducted in anticipation of this application filing. The MIT on the **Reif #B 0-19** was completed under KCC supervision on the 7th day of August, 2023, and the **Reif #B-2** was successfully completed earlier on the 28th of July, 2023. The **Reif #A-1's** recent failed MIT test is the controlling reason Applicant is not also including such well-bore in this exception application.

8. Supplemental information requested and hereby provided under this

Exception Application:

(A) Breakdown of types and number of wells in the W/2 of Sec.31-18S-10W: There were two previously abandoned wellbores (Reif B #1 & Reif A #4) on this lease that at various times we have restored to production in the Arbuckle, and/or numerous Lansing-KC zones, and the Topeka zone, during the course of our operations between 2006 and present. Furthermore, in October 2013, we drilled and completed the new Reif #31-2 as a successful Arbuckle producer, having since then made over 12,000 bbls of oil before being shut down as we lost our disposal well. In October, 2022, we thereafter set a CIBP and 2 sacks of cement @ more than 50' above the top of Arbuckle, and it thereafter passed its MIT with no other zones then open. The CIBP was set deep enough as to not interfere any future perforating and completion attempts in either the multiple L-KC zones or the Topeka zone, all of which remained behind the pipe. The re-equipped Reif A #4 continues actively producing oil in modest quantities out of the Topeka (tanks were sold to CHS in January and again in July, 2023). Over the past month, Applicant has reentered the Reif #31-2, and drilled out that same CIBP, cleaned out down to the Arbuckle perforations. We are proceeding to attempt restoring the Arbuckle's production, since oil prices are making a fair recovery. At considerable expense, this operator has already plugged out the Reif #B-4 and the Reif B #1 over the course of our operations in this W/2 of Sec. 31, and it looks very likely that the Reif #A-1 will need to be plugged as well in view of it's failed MIT..

(B) Estimated cost to plug these subject wells and any remaining wells: Aside from the recently re-worked Reif #31-2 and now producing Reif #A-4, and the Reif #B-5 SWD, the TA'd Reif #A-1, Reif #0-19, and Reif B #2 would each cost at least \$12,500 per well-bore to plug.

(C). Current oil production rate for the lease: The combined daily production from the producing Reif A #4 was approximately 1 bbls/day, and the very recently reworked and re-completed Reif # 31-2 is in the process of being reconnected to the Reif #A-4's leadline, in hopes that it will also contribute in commercial quantities. Looking to the Reif # 31-2's future if Arbuckle plays out entirely, we may later move back up the well-bore to test several promising L-KC zones evident off the neutron porosity-density porosity logs, and perhaps the

untested potential Topeka zone, all now behind pipe.

(D) A basic estimation of remaining reserves and explanation of basis for that estimate: We drilled the Reif #31-2 in late 2013, and it came in significantly higher structurally than any other nearby surrounding Arbuckle producers, and encountered 1560' of clean oil on DST, and as mentioned in paragraph (A) above, it has already accumulated 12,000 bbls of oil, and could yield several thousand more out of the Arbuckle, and there are multiple L-KC zones and the Topeka zone which together may represent perhaps an added 3,500 bbls. to 5,000 bbls., while the potential reserves attributable to the Topeka zones also still behind pipe are yet unknown but less promising. Incidentally the Topeka oil appears to be a comparatively low 24 gravity. The Reif #A-4 producer may produce at least another 1,000+ bbls.

(E) An explanation of what has already been done and what will need to be done to use either of these subject two wells as stated in paragraph (9.) below: More than 12 years ago, we entered the well bores of both the **Reif #B-2** and the **Reif # B 0-19** to determine whether or not their casing strings were still open without obstructions, and confirmed that they were clear. We thereafter sanded off slightly above their highest set of respective Lansing-Kansas City perforations and both have faithfully passed all subsequent MITs included the latest MITs referenced in paragraph (7.) above, and that remains their current status.(1) we may wish to return either or both of these wells back into production in L-KC or Topeka, or (2) possible conversion to a SWD since both are cased down to the Arbuckle. In the later case of conversion to SWD, all existing perfs above the Arbuckle would first have to be squeezed off, and AD-1 packer thereafter set within 50' above their highest Arbuckle perforations. Both the **Reif #B-2** and the **Reif # B 0-19** would serve as excellent candidates for conversion to disposal wells, based upon their adequate respective surface string lengths and prior successful MITs as cited above. The need of at least one of these two well-bores for additional disposal capacity will become immediate in the event Arbuckle production proves commercial on the newly re-completed Reif #31-2 as further described in paragraph 8 (A) above. And particularly in the event our existing Reif #B-5 SWD located in the NW SE NW of same said Sec. 31 cannot be successfully restored to service.

9. Applicant wishes to secure extensions of the expiring 3 year extensions in respect to both the **Reif #B-2** and the **Reif # B 0-19** well-bores, citing the substantial investments over these past 10 years in this part of the Mary Ida oilfield, including drilling three new oil wells; the Doll #30 (API # 15-009-25613-00-00) in the SE NW SE of Sec. 36-18S-11W; and the Reif #31-2 (API # 15-159-22754-00-00) in the SE SW NE SW of Sec. 31-18S-10W. As mentioned above, the Reif #B-5 SWD (API # 15-159-06552-00-01) was our sole disposal well for both these relatively newly drilled wells, and **Reif #B-2** and **Reif # B 0-19** would be ideal candidates to serve as such replacement or alternate disposal well. Thus representing the economic and logical basis for this requested limited additional extension of time to preserve their respective temporary abandonment status. The Applicant is confident that both TA'd well-bores are sound candidates for disposal conversion with more than 300' of surface pipe set in each.

If added or alternate disposal needs become necessary, and both the subject TA well-bores are allowed to remain available (i.e.; this extension is granted), then such conversion can be accomplished for about \$75,000, versus having to drill and equip a new disposal well-bore for nearly \$250,000+, which is not economically feasible under the current crude pricing environment and limited remaining reserves.

Applicant has minimal expertise as to remaining reserves in the Mary Ida Field, but it is noteworthy that both the Arbuckle and the various Lansing- KC zones: B, F, G, I, J, K, & L, have variously proven productive in the older field wells, however both other surrounding wells we drilled this past few years; our Doll #30 and Novotny #31-L encountered no Arbuckle and instead found barren Quartzite and both slowly declined to combined production of less than 5 bbls oil./day out of the various KC zones, before our disposal well was lost.. Our newest well; the Reif #31-2, did find Arbuckle present on the South flank of the field, and only now has been re-completed into the Arbuckle, we are hopeful it will yield at least 3 bbls/d, for several years. There also appears to be two Lansing-KC zones with good shows and promising logs that have never been opened in the Reif #31-2.. The Mary Ida Field itself has been in production since 1951, has made a cumulative total of over 3,233,000 bbls of oil out of Arbuckle, along with various Lansing -Kansas City zones, and was a 'water flood' field until the mid-1990s.

10. This Exception Application seeks an exception time period of three (3) years from the current three (3) year exception time expiration date of approx. 10/29/2023 for Reif #B-2 and approx. 10/29/2022 for Reif #B 0-19, or simply tie them both to the later date of 10/29/2023, as your Commission may desire. Applicant would like to reserve the option of coming back before the Commission to seek further extension period(s) thereafter if necessary, in order to allow sufficient additional time to more fully observe extended production declines and completion responses of the multiple potential production zones, in either the new well or other adjacent wells benefitting from any further test well(s) or reworks and/or re-completion results. All such exception requests being consistent with avoidance of economic waste and the fact that this subject well poses no environmental risks.

11. Based upon the foregoing, Applicant requests the Commission grant an exception time period of three (3) years from the current three (3) year exception's time expiration date of approx. 10/29/2023 and/or 10/29/2022 where applicable, to the original 10-year limitation, and requests the subject wells be allowed to remain eligible for temporary abandonment status for an additional (3) years from said date(s). Applicant acknowledges that he would still need to apply annually hereafter to the Conservation Division District Office for continuing approval of these wells' temporary abandonment status.

12. Listed below 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:

There are no operators within 1/2 mile radius of these two inactive well-bores, aside from the applicant itself. Langston Oil & Gas LLC is now operator of the "already held by production" W/2 (less SW/4 SW/4) of Sec. 31-18S-10W, as well as the nearby "already held by production" 80 acre tract: S/2 NE/4 of Sec. 31-18S-10W Rice County, KS., as well as the SE/4 of Sec. 36-18S-11W, Barton Co., KS..

B. Those person(s) who own mineral interests of record in and under any lands located within one-half (1/2) mile radius of the subject temporarily abandoned well(s) (provided such interests are not covered by any oil & gas lease(s)), are as follows:

Unleased mineral owners of, SE/4 Sec. 31-18S-10W Rice County, KS;

Dennis Ringwald, etal
5 Par Dr., Pt. #3
Iola, KS 66749

Unleased mineral owners of, NE/4 Sec. 6-19S-10W Rice County, KS;

Cross Reach Farms, LP
655 3rd Rd.
Ellinwood, KS 67526

Unleased mineral owners of, NW/4 Sec. 6-19S-10W Rice County, KS;

Ethel F. Ringwald
601 N. Fritz
Ellinwood, KS 67526

Unleased mineral owners of, NE/4 Sec. 36-18S-11W Rice County, KS;

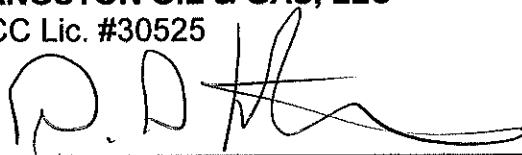
Diane Nemnick, Larry Kleeper & Richard Kleeper
c/o Diane Nemnick
513 W. 6th St.
Ellinwood, KS 67526

13. Notice of this Application is being published pursuant to K.A.R. 82-3-135a (b). In addition, notice of any hearing to be held in this matter will be provided as prescribed by K.A.R. 82-3-135.

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 reasonable and additional exception of three (3) more years to the currently expiring 3yr. extension of the 10 year time limitation under K.A.R. 82-3-111, for these two well-bores to allow for their possible use as potential producers or conversion as additional/replacement disposal well(s), to handle current or future associated water production from applicant's surrounding oil and gas leaseholds tied into the Reif A & B gathering system.

Respectfully submitted by Applicant

LANGSTON OIL & GAS, LLC
KCC Lic. #30525

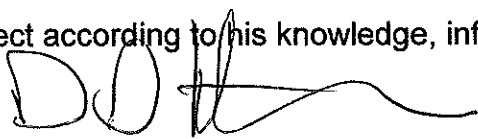
by 

D.S. Langston, Managing Member and Attorney for
1095 S. 143rd E.
Wichita, KS 67230
Cell: (620) 786-0874
Off: (316) 265-4411
Fax: (316) 263-7820
(Ks. Sup. Court ID #7600)

VERIFICATION


STATE OF KANSAS)
) SS:
COUNTY OF SEDGWICK)

D.S. Langston, of lawful age, being first duly sworn, upon oath states:
That he is a managing member and duly authorized attorney for **LANGSTON OIL & GAS, LLC**, that he has read the above and foregoing Application, knows and understands the contents thereof, and states that the statements and allegations therein contained are true and correct according to his knowledge, information, and belief.



D.S. Langston, Managing Member and Attorney for
Langston Oil & Gas, LLC
1095 S.143rd E.
Wichita, KS 67230

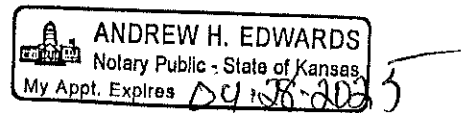
Subscribed and sworn to before me this 19th day of September, 2023.



Notary Public

My appointment expires: 04-28-2025

CERTIFICATE OF SERVICE



An original and One (1) copy of the above and foregoing Applicant's request for an additional exception of three years to the currently expiring 3yr. extension

of the 10 year time limitation under K.A.R. 82-3-111, and Notice of Application, were hand delivered by Applicant this 19th day of September, 2023, to the Kansas Corporation Commission's Conservation Division, and true and correct copies were also served by depositing copies of same in the United States Mail, postage pre-paid, and properly addressed to the interested Parties as set forth in paragraph (12.) above.

LANGSTON OIL & GAS LLC

By 
D.S. Langston, Managing Member and Attorney for
1095 S.143rd E.
Wichita, KS 67230

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

**NOTICE OF FILING
APPLICATION**

RE: Langston Oil & Gas, LLC; Application for an additional exception of three years to the currently expiring 3yr. extension of the 10 year time limitation under K.A.R. 82-3-111 for the Reif #B-2 & Reif #B 0-19 well-bores, located in Rice County, Kansas.

TO: All Oil & Gas Producers, Unleased Mineral Interest Owners, and all persons whoever concerned.

You and each of you are hereby notified that Langston Oil & Gas LLC, has made application for an additional exception of three years to the currently expiring 3yr. extension of the 10 year time limitation on temporary abandonment status under K.A.R.82-3-111 for the Reif #B-2 and Reif,#B 0-19 well-bores, located in the W/2 of Sec. 31-18S-10W, Rice County, Kansas.

Any persons who object to or protest this application shall be required to file their objections with the Kansas Corporation Commission of the State of KS within 15 days from the date of this publication. These protests shall be filed pursuant to Commission regulations and must state specific reasons why the grant of the application may cause waste, violate correlative rights or pollute the natural resources of the State of KS.

All persons interested or concerned shall take notice of the foregoing and govern themselves accordingly.

LANGSTON OIL & GAS, LLC
1095 S. 143rd E.
Wichita, KS 67230
(620) 786-0874

IN ALL CASES PLOT THE INTENDED WELL ON THE PLAT BELOW

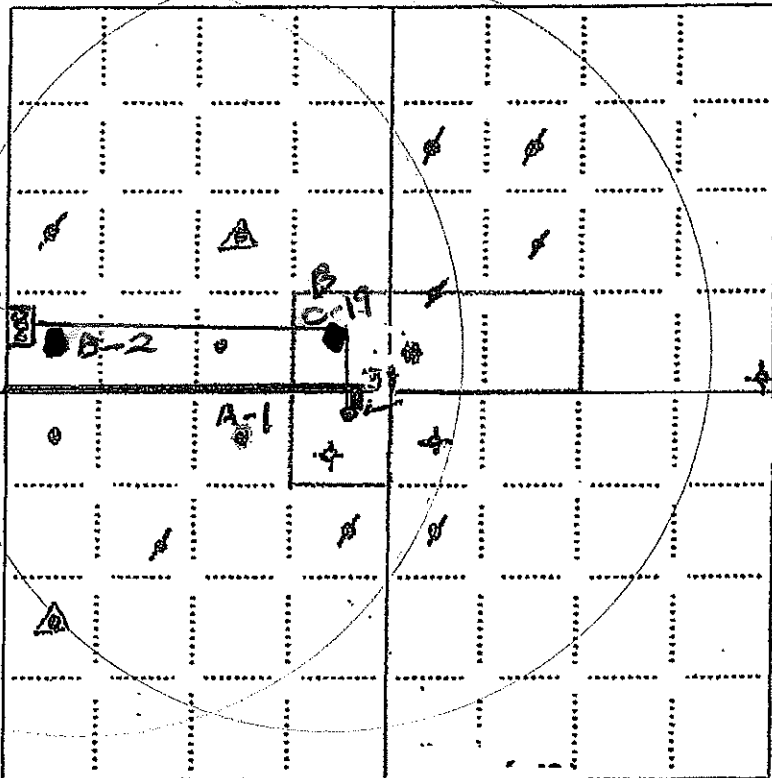
In all cases, please fully complete this side of the form. Include items 1 through 5 at the bottom of this page.

Operator: LANGSTON OIL + GAS LLC
 Lease: _____
 Well Number: _____
 Field: MARY IDA
 Number of Acres attributable to well: 40
 QTR/QTR/QTR/QTR of acreage: _____

Location of Well: County: RICE
 _____ feet from N / S Line of Section
 _____ feet from E / W Line of Section
 Sec. 31 Twp. 18 S. R. 10 E W
 Is Section: Regular or Irregular
 If Section is Irregular, locate well from nearest corner boundary.
 Section corner used: NE NW SE SW

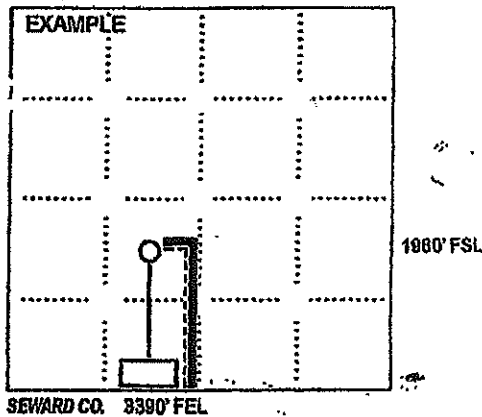
PLAT

Show location of the well. Show footage to the nearest lease or unit boundary line. Show the predicted locations of lease roads, tank batteries, pipelines and electrical lines, as required by the Kansas Surface Owner Notice Act (House Bill 2032).
 You may attach a separate plat if desired.



LEGEND

- Well Location
- Tank Battery Location
- Pipeline Location
- Electric Line Location
- Lease Road Location
- Unit Limit



Rice Co.

NOTE: In all cases locate the spot of the proposed drilling location.

In plotting the proposed location of the well, you must show:

1. The manner in which you are using the depicted plat by identifying section lines, i.e. 1 section, 1 section with 8 surrounding sections, 4 sections, etc.
2. The distance of the proposed drilling location from the south / north and east / west outside section lines.
3. The distance to the nearest lease or unit boundary line (in footage).
4. If proposed location is located within a prorated or spaced field a certificate of acreage attribution plat must be attached: (CO-7 for oil wells; CG-8 for gas wells).
5. The predicted locations of lease roads, tank batteries, pipelines, and electrical lines.

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

Before Commissioners: Dwight D. Keen, Chair
Shari Feist Albrecht
Susan K. Duffy

In the matter of the application of Langston) Docket No. 20-CONS-3105-CEXC
Oil & Gas, LLC, for an exception to the)
10-year time limitation of K.A.R. 82-3-111,) CONSERVATION DIVISION
regarding TA status for said Applicant's)
Mary Ida Unit (Reif B) #0-19 well located) License No. 30525
in the SW SE NW of Sec. 31-18S-10W,)
Rice County, Kansas.)

ORDER GRANTING APPLICATION

The above-captioned matter comes before the State Corporation Commission of the State of Kansas (Commission). Having examined its files and records, and being duly advised in the premises, the Commission makes the following findings:

I. JURISDICTION

1. The Commission has the exclusive jurisdiction and authority to regulate oil and gas activities in Kansas.¹

2. A well shall not be eligible for temporary abandonment (TA) status if the well has been shut in for 10 years or more without an application for an exception pursuant to K.A.R. 82-3-100 and approval by the Commission.² An exception may be granted by the Commission, after considering whether the exception will prevent waste, protect correlative rights, and prevent pollution. Each party requesting an exception shall file an application with the conservation division.³

¹ K.S.A. 74-623.

² K.A.R. 82-3-111(b).

³ K.A.R. 82-3-100(b).

II. FINDINGS OF FACT

3. Langston Oil & Gas, LLC (Operator) conducts oil and gas activities in Kansas under active license number 30525.

4. On October 8, 2019, Operator filed an application requesting an exception to the 10-year limit on TA status for the Mary Ida Unit (Reif B) #0-19 well, API #15-159-30313. On October 29, 2019, Operator filed an amended application.

5. Operator has verified that notice was properly served and published at least 15 days before the issuance of this Order, as required under K.A.R. 82-3-135a.

6. No protest was filed under K.A.R. 82-3-135b.

7. On August 15, 2019, Operator successfully tested the subject well for mechanical integrity, indicating there is not a present threat to fresh and usable water.

8. The Commission finds the reasons articulated in the amended application and the results of the mechanical integrity test sufficient to support the administrative grant of the application.

III. CONCLUSIONS OF LAW

9. The Commission concludes that it has jurisdiction over Operator and this matter.⁴

10. The Commission concludes that Operator's amended application was filed in accordance with the rules and regulations of the Commission and in accordance with Kansas statutes.

11. The Commission concludes that notice was properly served and published.

12. Based on the above facts, the Commission concludes that the amended application should be granted to prevent waste and protect correlative rights, because Operator has

⁴ K.S.A. 74-623(a).

demonstrated a potential future use for the well, and there is not a present threat to fresh and usable water.

THEREFORE, THE COMMISSION ORDERS:

A. Operator's amended application for an exception to the 10-year limit on TA status for the subject well is granted for three years, calculated from the date the application was filed.

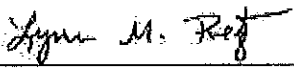
B. Operator must file an annual TA form for the subject well. The first TA form shall be filed within thirty (30) days.

C. Any party may file and serve a petition for reconsideration pursuant to the requirements and time limits established by K.S.A. 77-529(a)(1).⁵

BY THE COMMISSION IT IS SO ORDERED.

Keen, Chair; Albrecht, Commissioner; Duffy, Commissioner

Date: 12/19/2019



Lynn M. Retz
Executive Director

Date Mailed: 12/19/2019

KAM

⁵ K.S.A. 55-162; K.S.A. 55-606; K.S.A. 55-707; K.S.A. 77-503(c); K.S.A. 77-531(b).

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

Before Commissioners: Susan K. Duffy, Chair
Dwight D. Keen
Andrew J. French

In the matter of the application of Langston) Docket No. 21-CONS-3056-CEXC
Oil & Gas LLC, for an exception to the)
10-year time limitation of K.A.R. 82-3-111) CONSERVATION DIVISION
regarding Applicant's Reif #A-1 well-bore,)
located in the NW NE SW, and Applicant's) License No. 30525
Reif #B-2 well-bore located in the SW SW)
NW, both within the W/2 Sec. 31-18S-10W,)
Rice County, Kansas.)

ORDER GRANTING APPLICATION

The above-captioned matter comes before the State Corporation Commission of the State of Kansas (Commission). Having examined its files and records, and being duly advised in the premises, the Commission makes the following findings:

I. JURISDICTION

1. The Commission has the exclusive jurisdiction and authority to regulate oil and gas activities in Kansas.¹

2. A well shall not be eligible for temporary abandonment (TA) status if the well has been shut in for 10 years or more without an application for an exception pursuant to K.A.R. 82-3-100 and approval by the Commission.² An exception may be granted by the Commission, after considering whether the exception will prevent waste, protect correlative rights, and prevent pollution. Each party requesting an exception shall file an application with the conservation division.³

II. FINDINGS OF FACT

3. Langston Oil & Gas LLC (Operator) conducts oil and gas activities in Kansas under active license number 30525.

¹ K.S.A. 74-623.

² K.A.R. 82-3-111(b).

³ K.A.R. 82-3-100(b).

4. On August 25, 2020, Operator filed an application requesting an exception to the 10-year limit on TA status for the Reif A (OWWO) #1 well, API #15-159-00328 and the Reif #B-2, API #15-159-06549 (Subject Wells).⁴

5. Operator has verified that notice was properly served and published at least 15 days before the issuance of this Order, as required under K.A.R. 82-3-135a.

6. No protest was filed under K.A.R. 82-3-135b.

7. On August 13, 2020, Operator successfully tested the Subject Wells for mechanical integrity, indicating there is not a present threat to fresh and usable water.

8. The Commission finds the reasons articulated in the application and the results of the mechanical integrity test sufficient to support the administrative grant of the application.

III. CONCLUSIONS OF LAW

9. The Commission concludes that it has jurisdiction over Operator and this matter.

10. The Commission concludes that Operator's application was filed in accordance with the rules and regulations of the Commission and in accordance with Kansas statutes.

11. The Commission concludes that notice was properly served and published.

12. Based on the above facts, the Commission concludes that the application should be granted to prevent waste and protect correlative rights, because Operator has demonstrated a potential future use for the Subject Wells, and there is not a present threat to fresh and usable water.

THEREFORE, THE COMMISSION ORDERS:

A. Operator's application for an exception to the 10-year limit on TA status for the Subject Wells is granted for three years, calculated from the date the application was filed.

B. Operator must file an annual TA form for the Subject Wells. The first TA form shall be filed within 30 days.

⁴ In its application, Operator refers to one of the Subject Wells as the Reif #A-1, but the API number and location listed in the application describe what is known in Commission databases as the Reif A (OWWO) #1. There is no doubt based upon its application that Operator requests approval for the Reif A (OWWO) #1.

C. Any party may file and serve a petition for reconsideration pursuant to the requirements and time limits established by K.S.A. 77-529(a)(1).⁵

BY THE COMMISSION IT IS SO ORDERED.

Duffy, Chair; Keen, Commissioner; French, Commissioner

Date: 10/29/2020



Lynn M. Retz
Executive Director

Date Mailed: 10/29/2020

KAM

⁵ K.S.A. 55-162; K.S.A. 55-606; K.S.A. 55-707; K.S.A. 77-503(c); K.S.A. 77-531(b).