

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

In the matter of the application of Apollo Energies, ) Docket No: 22-CONS-3367-CUIC  
Inc. (Operator) for a permit to authorize the )  
enhanced recovery of saltwater into the Bowers #1 )  
well located in the NE/4 of Section 3, Township 28, ) CONSERVATION DIVISION  
Range 11 West, Pratt County Kansas )  
\_\_\_\_\_ ) License No: 30481

**PRE-FILED REBUTTAL TESTIMONY OF JIM BYERS,  
PRESIDENT OF APOLLO ENERGIES, INC.**

1 **Q: Please state your name.**

2 A: Jim Byers.

3 **Q: As noted in your previously Pre-Filed Testimony, you are the President of Apollo**  
4 **Energies, Inc., correct?**

5 A: Yes.

6 **Q: Have you reviewed the Pre-Filed Testimony of Julie Schaffer on behalf of the**  
7 **commission staff filed August 26, 2022?**

8 A: Yes, I have.

9 **Q: Have you also reviewed the Pre-Filed Testimony of the Protesters, Larry Preisser**  
10 **and Tracy Chambers filed August 11, 2022?**

11 A: Yes, I have.

12 **Q: As part of the testimony of Julie Schaffer on behalf of the Kansas Corporation**  
13 **Commission staff, Ms. Schaffer sets out the items which need to be complied with by**

14           **your company in order for your application to comply with all KCC regulations. Is**  
15           **that a correct statement?**

16    A:     Yes, it is.

17    **Q:     Do you agree that you will first submit an amended U-8 form including Section C**  
18           **that is properly filled out with the addition of three new leases/facilities that will be**  
19           **supplying produced water? Secondly, that your company will run a cement bond**  
20           **log verify to cement bond log in the well is in compliance with all rules and**  
21           **regulations? And thirdly, that Apollo Energies, Inc. will contact District One of the**  
22           **Kansas Corporation Commission to schedule and have a satisfactory mechanical**  
23           **integrity test conducted on Bowers #1 well located in the Northeast Quarter (NE/4)**  
24           **of Section 3, Township 28 South, Range 11 West of the 6<sup>th</sup> P.M., Pratt County,**  
25           **Kansas?**

26    A:     Yes, Apollo Energies, Inc. will comply with all three of the above requests made by KCC  
27           staff and be in compliance with all KCC rules and regulations

28    **Q:     Part of the Protestors Pre-Filed Testimony involved complaints regarding the fact**  
29           **that the Bowers #1 well had not been used by Apollo Energies, Inc. for**  
30           **approximately 20 years. Is that a correct statement and in addition to the reasons**  
31           **you wish to convert the Bowers #1 well to an injection well, are there economic**  
32           **reasons which you believe exist for the Commission to review?**

33    A:     In 2003, our company did in fact try to develop the Bowers #1 well as a producing well;  
34           however, it was not an economically successful well. However, the protestors are correct  
35           in that our company will be hauling water from the Yates 16-1 well; the Arnold 1-35 well

36 and the Studer A well to be disposed of in the Bowers #1 well. This additional water will  
37 hopefully enhance production from the unit. It is economically prudent to dispose of this  
38 saltwater in the Bowers #1 well with the additional benefit of potentially enhancing  
39 production from the Cunningham unit.

40 **Q: The protestors indicate that they are concerned that your use of the Bowers #1 well**  
41 **as an injection well will cause additional traffic near their homestead.**

42 A: There has been a county road which will be using to get to and from the Bowers #1 well  
43 and the Bowers #2 well that has been present for at least 40 years. That road is currently  
44 used by Northern Natural Gas Company on a daily basis. Use of this road is necessary for  
45 Apollo Energies to get to and from both the Bower #1 and Bower #2 wells. Obviously,  
46 the oil and gas leases covering this acreage grants to Apollo Energies, Inc. the right of  
47 ingress and egress to these wells.

48 **Q: Does that conclude your additional testimony in this matter?**

49 A: Yes.

Respectfully submitted,

JOHNSTON, EISENHAUER, EISENHAUER  
& LYNCH, LLC.

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**CERTIFICATE OF SERVICE**

22-CONS-3367-CUIC

I, the undersigned, certify that a true copy of the attached Pre-Filed Rebuttal Testimony of Jim Byers, President of Apollo Energies, Inc. has been served to the following by means of first class mail and/or electronic service on September 9, 2022.

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