

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

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

20-CONS-3011-CEXC

In the matter of the Application of John O. Farmer, Inc. for)
an exception to the Pit Closure time limitation of K.A.R. 82-)
3-602 at its Morgenstern B #1 located in the NE/4 of Section)
13, Township 16 South, Range 14 West, Barton County,)
Kansas)
_____)
)

) Docket No. ~~19-CONS-____-CEXC~~
) CONSERVATION DIVISION
) License No: 5135

APPLICATION

COMES NOW John O. Farmer, Inc. (Applicant) and in support of its Application in
the above captioned matter, states as follows:

1. Applicant is a Kansas Corporation doing business in the State of Kansas.
Applicant's address is 370 West Wichita, Russell, Kansas 67665.
2. The Kansas Corporation Commission has issued Applicant an Operator's
License number 5135, which expires on June 30, 2020.
3. Applicant is the owner and operator of the Morgenstern B #1 well, API #15-
009-26174-00-00 (the subject well), which is located 2,310 feet from the north line and 2,310 feet
from the east line of the NE/4 of Section 13, Township 16 South, Range 14 West of the 6th P.M.,
Barton County, Kansas. The subject pit is located on an Applicant's Morgenstern B #1 oil and gas
lease covering the NE/4 of Section 13, Township 16 South, Range 14 West, Barton County, Kansas.
4. K.A.R. 82-3-100 (b) states that the Commission may grant an exception to the
requirement of any of its regulations.
5. Applicant respectfully requests an exception to the deadline for closing a
drilling pit as provided in K.A.R. 82-3-602. Applicant has received two 3-month extensions and one

90-day extension but, due to certain circumstances beyond Applicant's control, has been unable to complete closure of the drilling pit.

6. An exception and corresponding extension of time to close the pit will cause no environmental harm. The subject pit has been emptied several times and Applicant has closed up those portions of the pit deemed dry enough to close. Any fluid which may remain in the pit is fresh water.

7. The Applicant has been unable to completely close the pit within the time prescribed by regulation due to intermittent but persistent rainfall at the location.

8. The name and address of the landowner on whose land the well and pit are located is the Jerry L. Morgenstern Trust, Jerry L. Morgenstern and Lou Ann Morgenstern, Trustees, 1509 N. Alexander Street, Hoisington, KS 67544. The names and addresses of the unleased mineral owners of record and operators of leases of record within one-half (1/2) mile of the subject well and entitled to receive notice of this Application are shown on the attached Exhibit "A."

9. Attached as Exhibit "B" is a plat map showing the location of the Morgenstern B #1 well.

WHEREFORE, John O. Farmer, Inc. prays that this Application be docketed by the Commission and that if no written protest is received within thirty (30) days after Notice of the Application has been published and duly provided to all interested parties, the Commission issue an order administratively granting John O. Farmer, Inc. an exception to the time limitation set forth in K.A.R. 82-3-602 and allow an additional extension of ninety (90) days. In the event a timely and proper protest is filed with the Commission, John O. Farmer, Inc. requests that the Commission set this Application for hearing and, upon such hearing, grant the request for exception and afford such other and further relief as the Commission deems necessary and proper.

Respectfully Submitted,

Thompson, Arthur, Davidson & Katz
525 North Main Street
P.O. Box 111
Russell, Kansas 67665
Attorneys for John O. Farmer, Inc.

By 

Dennis R. Davidson, #10619

CERTIFICATE OF SERVICE

I hereby certify that on this 3rd day of July, 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 8 of the said Application and each of the unleased mineral owners and operators set forth in Exhibit "A" attached to said Application, and the original Application and all necessary support documentation was electronically filed with the Kansas Corporation Commission to a new docket via E-Filing Express.



Dennis R. Davidson

OFFSET OPERATORS/UNLEASED MINERAL OWNERS
(within 1/2 miles radius)
TO JOHN O. FARMER, INC.
Morgenstern "B" #1
2310' FNL & 2310' FEL
Sec. 13-16S-14W
Barton County, Kansas

Sec. 18-16S-13W

SW/4

Curtis Oil Operations, Inc.
P.O. Box 8
Great Bend, KS 67530-0008
(mineral owner/offset operator)

NW/4

John O. Farmer, Inc.

Sec. 12-16S-14W

SW/4

American Oil, LLC
1023 Reservation Road
Hays, KS 67601-3982
(offset operator)

SE/4

John Jay Darrah, Jr.
P.O. Box 2786
Wichita, KS 67201-2786
(offset operator)

Sec. 13-16S-14W

W/2

John O. Farmer, Inc.

SE/4

(unleased mineral owners)
Heather D. Bitter
P.O. Box 441
Russell, KS 67665

Shaelynn Bitter
c/o Trey Bitter
377 NW 220 Rd
Hoisington, KS 67544

Trey Bitter
377 NW 220 Rd
Hoisington, KS 67544

Eunice Borman
1628 East 11th Avenue
Winfield, KS 67156

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Sec. 13-16S-14W
Barton County, Kansas

Sec. 13-16S-14W

SE/4 (continued from Page 1)

Cheryl Lyn Buysman
1130 North 80th Street
Lincoln, NE 68505

Sharon K. Glenn
25872 Foxwoods Circle
Shell Knob, MO 65747

Stacey Kay Hesman
2532 NE Old Paint Road
Lee's Summit, MO 64086-7004

Darlene Krenke
1607 Wooden Road
Dodge City, KS 67801

Ernest Matuschka
9232 East Parkside Drive
Sun Lakes, AZ 85248

James Schoen
2716 Kimball Avenue
Manhattan, KS 66502-2639

Richard Schoen Trust
912 Country Lane
Newton, KS 67114

Wayne Siems
10612 County Road 1001
Godley, TX 76044

Scott Siems
110 Walnut Bend Drive
Whitesburg, TN 37891-2038

Wendall Craig Siems
1446 Echota Lane
Mooresburg, TN 37811

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2310' FNL & 2310' FEL
Sec. 13-16S-14W
Barton County, Kansas

Sec. 13-16S-14W

SE/4 (**continued from Page 2**)

Gary Wayne Siemsen
184 Chelaque Way
Mooresburg, TN 37811

Geraldine Spicka
4632 Nogal Canyon Road
Las Cruces, NM 88011-0952

Norman & Mary Anne Stoskopf
1286 Susank Rd
Hoisington, KS 67544

Daniel L. Wehmeier
18400 Hickory Street
Gardner, KS 66030

B



- CENTRAL KANSAS OILFIELD SERVICES, INC. (820)792-1977**

