

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

In the matter of the application of Redtail) Docket No.: 25-CONS-3084-CEXC
Investments LLC for an order granting an)
exception to the 10-year time limitation of K.A.R.) CONSERVATION DIVISION
82-3-111 for its NMU Maddix #1 well located in)
the NE SW NE of Section 11, Township 33) License No.: 35142
South, Range 5 East, Cowley County, Kansas.)

**MOTION FOR THE DESIGNATION OF A PRESIDING OFFICER AND
THE SCHEDULING OF A PREHEARING CONFERENCE**

Staff of the Kansas Corporation Commission (Staff and Commission, respectively) moves the Commission for the designation of a presiding officer and the scheduling of a prehearing conference in this matter. In support of its motion, Staff states as follows:

1. On August 30, 2024, Redtail Investments LLC (Operator) filed an application seeking an exception to the 10-year time limitation of K.A.R. 82-3-111 for its NMU Maddix #1 well, API #15-035-19368 (Subject Well).

2. Upon review of the application, Legal Staff noted that the affidavits of publication provided an incorrect well location and that the application was missing required information to support the application for the Subject Well. On October 16, 2024, Staff sent a letter to Operator requesting updated affidavits of application and the additional required information to support the application by November 15, 2024.¹

3. On November 15, 2024, Operator filed an updated affidavit of publication from the Wichita Eagle. On December 17, 2024, Operator filed an updated affidavit of publication from the Cowley Courier Traveler. To date, Operator has not provided all required information necessary to support the application.

¹ Exhibit A.

WHEREFORE, for the reasons described above, Staff respectfully moves the Commission to issue an Order designating a presiding officer and scheduling a prehearing conference that will allow further development of a procedural schedule in this matter.

Respectfully submitted,

/s/ Kelcey Marsh
Kelcey A. Marsh, #28300
Litigation Counsel | Kansas Corporation Commission
266 N. Main, Suite 220 | Wichita, Kansas 67202

Andrew J. French, Chairperson
Dwight D. Keen, Commissioner
Annie Kuether, Commissioner

Laura Kelly, Governor

October 16, 2024

Steve M. Howard
Redtail Investments LLC
8045 SW 36th Street
Oklahoma City, OK 73179-3812

Re: Docket 25-CONS-3084-CEXC

Operator,

Commission Staff received the exception application in the referenced docket on August 30, 2024. However, upon review of the application, it appears there are a few issues that need to be resolved. First, paragraph 9 of the application does not include all of the supplemental information necessary to process the application. At a minimum, applications for an exemption to the 10-year time limitation of K.A.R. 82-3-111 need to include the following information:

- A breakdown of how many and what types of wells are on the lease;
- An estimated cost to plug this well and the remaining wells on the lease;
- A current production rate for the lease;
- A basic estimation of remaining reserves and an explanation of the basis for the estimation;
- An explanation of what has already been done and what will need to be done to use the well as stated in the application; and
- An estimation of the cost to perform whatever actions are necessary using current prices.

Second, the affidavits of publication appear to provide an incorrect well location. Commission records indicate the NMU Maddix #1 well, API #15-035-19368, is located in the Southwest Quarter of the Southeast Quarter of the Northeast Quarter of Section 11, Township 33 South, Range 5 East, Cowley County, Kansas. In order to process the application, new affidavits of publication providing the correct well location are needed from the Wichita Eagle and appropriate county newspaper.

Please address the referenced issues by November 15, 2024. Failure to do so will result Staff filing a motion requesting that a presiding officer be assigned and a prehearing conference set in this matter, in anticipation of an evidentiary hearing where Staff would recommend denial of the application for the reasons noted above.

You may contact me at Kelcey.Marsh@ks.gov or the phone number above if you have any questions.

Sincerely,

/s/ Kelcey Marsh
Kelcey Marsh, #28300
Litigation Counsel
Kansas Corporation Commission

cc: Jeff Klock, Dan Fox, District #2

CERTIFICATE OF SERVICE

25-CONS-3084-CEXC

I, the undersigned, certify that a true and correct copy of the attached Motion has been served to the following by means of first class mail and electronic service on February 13, 2025.

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/s/ Paula J. Murray
Paula J. Murray
