

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

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

In the Matter Of an Order to Show Cause) Docket No. 17-CONS-3301-CSHO
Issued to Rodney Noe dba R-Jann-N Oil)
("Operator") Regarding Responsibility) CONSERVATION DIVISION
Under K.S.A. 55-179 for Unplugged Wells)
on an Expired License.) License No. 7892

ORDER CLOSING DOCKET

This matter comes before the State Corporation Commission of the State of Kansas (Commission). Having examined its files and records, and being fully advised in the premises, the Commission finds and concludes as follows:

1. On October 20, 2016, Commission Conservation Staff (Staff) issued a Motion for an Order to Show Cause, regarding unplugged wells remaining on the Operator's expired license.¹ Staff alleged that the Grosdider 6² and Grosdider W9³, collectively (Subject Wells), were unplugged and listed on the Operator's expired license.⁴ Staff further alleged that the Subject Wells appeared, therefore, to be abandoned and the Operator appeared to be responsible for plugging the Subject Wells.⁵ Staff requested if the Operator does not bring the Subject Wells into compliance with Commission regulations, the Operator's license should be suspended and any injection authority associated with the unplugged wells should be revoked.⁶

¹ Motion for an Order to Show Cause, the Designation of a Prehearing Officer, and the Scheduling of a Prehearing Conference, October 21, 2016.

² *Id.* Exhibit A, API Well #: 15-133-02623-00-00, Well Location: 15-28S-20E, NESWSWSE, County: Neosho.

³ *Id.* Exhibit A, API Well #: 15-133-02624-00-00, Well Location: 15-28S-20E, NESWSWSE, County: Neosho.

⁴ *Id.* at p. 2.

⁵ *Id.*

⁶ *Id.*

1. On January 19, 2017, the Commission issued an Order to Show Cause, Designating a Prehearing Officer, and Setting a Prehearing Conference.

2. By Prehearing Officer Orders dated February 27, 2016, April 11, 2016, and May 12, 2017, the prehearing conference was rescheduled to accommodate the Parties' efforts to resolve the docket.⁷

3. On June 20, 2017, Staff filed a Motion to Approve Settlement Agreement and Proposed Order Approving Settlement Agreement.⁸ Staff stated the Commission's approval of the Settlement Agreement would render further hearings unnecessary and represented resolution of the issues described in the Settlement Agreement.⁹

4. On July 13, 2017, the Commission issued an Order Approving Settlement Agreement.¹⁰ The Commission agreed the Settlement Agreement is a reasonable resolution of the issue regarding plugging responsibility for the Grosdider W9, however, found the Settlement Agreement and the record silent as to the current status of the referenced Grosdider 6 well. Staff was directed "to supplement the record with evidence regarding the current status of Grosdider 6, whether the Operator's license remains expired, whether Staff believes the Operator's license should be suspended, and whether Staff believes any injection authority associated with Grosdider 6 should be revoked."¹¹

5. On August 3, 2017, Staff's Supplement to the Record informed the Commission that pursuant to a lease inspection performed by District 3 Staff on May 2, 2017, the location listed in Conservation Division records for the Grosdider 6 well was searched without finding an

⁷ Prehearing Officer Orders Continuing Prehearing Conference dated February 27, 2017, April 11, 2017, and May 12, 2017.

⁸ Motion to Approve Settlement Agreement, June 20, 2017; Proposed Order Approving Settlement Agreement, June 20, 2017.

⁹ *Id.*

¹⁰ Order Approving Settlement Agreement, Jul. 13, 2017.

¹¹ *Id.* ¶9.

existing well. Staff also stated an identified 1997 GPS survey did not identify a well at the location specified for the Grosdider 6.¹² Therefore, Staff affirmed the well was removed from the Operator's well inventory, and as the well does not exist, Staff informed the Commission it is not necessary to revoke any injection authority. Staff noted the Operator's license remains inactive and expired, and based upon Operator's agreement to address the remaining well on its inventory, Staff does not request suspension of the license at this time.¹³

6. Based upon the information contained within Staff's Supplement to the Record as stated above, the Commission finds there are no further matters to address and the docket should be closed.

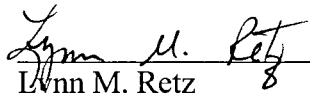
THEREFORE, THE COMMISSION ORDERS:

- A. The docket is closed.
- B. The parties have fifteen (15) days, plus three (3) days if mailed service, in which to petition the Commission for reconsideration.¹⁴
- C. The Commission retains jurisdiction over the subject matter and the parties for the purpose of entering such further orders as it may deem necessary.

BY THE COMMISSION IT IS SO ORDERED.

Apple, Chairman; Albrecht, Commissioner; Emler, Commissioner

Dated: AUG 22 2017


Lynn M. Retz
Secretary to the Commission

Mailed Date: August 22, 2017

SF:sc

¹² Staff's field report, Exhibit A, attached to Staff's Supplement to the Record, Aug. 3, 2017.

¹³ *Id.* ¶ 2.

¹⁴ K.S.A. 66-118b; K.S.A. 77-529(a)(1).

CERTIFICATE OF SERVICE

I certify that on 8/22/17, I caused a complete and accurate copy of this Order to be served via United States mail, with the postage prepaid and properly addressed to the following:

Rodney Noe dba R-Jann-N Oil
RR1
St. Paul, KS 66771

and delivered by e-mail to:

Joshua D. Wright, Litigation Counsel
KCC Wichita Central Office

Samuel Feather, Deputy General Counsel
KCC Topeka Office

/s/ Paula J. Murray
Paula J. Murray
Legal Assistant
Kansas Corporation Commission