

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

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

In the Matter of the Application of LaVeta Oil ) Docket No: 17-CONS-3522-CEXC  
and Gas, LLC for an Order Granting an )  
Exception to the Pit Closure time limitations of ) CONSERVATION DIVISION  
K.A.R. 82-3-602(a)(2) at its Hammeke 3 )  
location in the NE/4 of Sec 12-22S-12W in ) License No: 32432  
Stafford County, Kansas )

**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 March 29, 2017, LaVeta Oil and Gas, LLC (LaVeta) filed an Application requesting an exception to K.A.R. 82-3-602(a)(2) for the Hammeke 3 well (subject well) located in Stafford County, Kansas.<sup>1</sup> LaVeta asked that if no written protest was received within fifteen (15) days after publication notice of the Application, the Commission issue an order administratively granting LaVeta's request for an extension of time limits prescribed by K.A.R. 82-3-602(a)(2) and allow additional time for the drilling pits to dry up and be properly closed.<sup>2</sup>

2. On April 5, 2017, LaVeta filed an affidavit of publication of the Application in The Wichita Eagle. On April 7, 2017, LaVeta filed an affidavit of publication of the Application in The Stafford Courier.

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<sup>1</sup> Application, p. 1 (Mar. 29, 2017).

<sup>2</sup> *Id.*, p. 2.

3. On June 8, 2017, the Commission issued its *Order Designating Prehearing Officer and Setting Prehearing Conference*, scheduling a Prehearing Conference for June 22, 2017.<sup>3</sup>

4. On June 20, 2017, LaVeta filed a letter explaining that “[t]he pit in question has been covered and the waste transfer and pit closure have been approved by the KCC. Therefore the prehearing conference scheduled for June 22, 2017 is not necessary.”<sup>4</sup> Commission Conservation Staff (Staff) made no response to the letter.

5. On June 22, 2017, a Prehearing Conference was held by telephone, with Marty Ziegler for LaVeta and Josh Wright for Staff in attendance, along with the Prehearing Officer. At the Prehearing Conference, Staff verbally moved to close the docket, and Mr. Ziegler asked if he could file evidence of the pit closure. In addition, the parties agreed to receive electronic service.

6. On July 24, 2017, Staff filed a Supplement to the Record, providing LaVeta’s Closure of Surface Pit (CDP-4) form for the Hammeke 3 well.

7. Based on Staff’s Motion to close the docket and LaVeta’s documentation that its surface pit was closed on June 16, 2017,<sup>5</sup> the Commission finds an exception to the pit closure time limitations pursuant to K.A.R. 82-3-602(a)(2) is not warranted and the docket should be closed.

**THEREFORE, THE COMMISSION ORDERS:**

A. The docket is closed.

B. Parties have 15 days from the date of electronic service of this Order to petition the Commission for reconsideration.<sup>6</sup>

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<sup>3</sup> *Order Designating Prehearing Officer and Setting Prehearing Conference*, Ordering Clause B (June 8, 2017).

<sup>4</sup> Letter from Marty Ziegler, contact agent, LaVeta Oil and Gas, LLC to the KCC (June 20, 2017).

<sup>5</sup> See Closure of Surface Pit form, attached to Staff’s Supplement to the Record as Exhibit A.

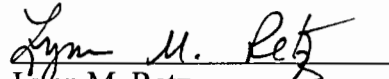
<sup>6</sup> K.S.A. 66-118b; K.S.A. 77-529(a)(1).

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 01 2017

  
Lynn M. Retz  
Secretary to the Commission

MJD

**CERTIFICATE OF SERVICE**

I certify that on August 1, 2017, I caused a complete and accurate copy of this Order to be served by electronic mail, to the following:

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LaVeta Oil and Gas, LLC  
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