

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

In the matter of the application of Dixon )	Docket No.: 25-CONS-3229-CEXC
Operating Company, LLC for an exception to the )	
10-year time limitation of K.A.R. 82-3-111 for )	CONSERVATION DIVISION
its Forsyth Unit #7-1 well located in the )	
Northwest Quarter of Section 20, Township 32 )	License No.: 35162
<u>South, Range 12 West, Barber County, Kansas. )</u>	

**MOTION TO DISMISS APPLICATION AND CLOSE DOCKET**

Staff of the Kansas Corporation Commission (Staff and Commission, respectively) moves the Commission to issue an order dismissing the application and closing the docket in this matter.

In support of its motion, Staff states as follows:

1. On January 16, 2025, Dixon Operating Company, LLC (Operator) filed an application seeking an exception to the 10-year time limitation of K.A.R. 82-3-111 for its Forsyth Unit #7-1 well, API #15-007-10094 (Subject Well).

2. Upon review of the application, Legal Staff found a few issues as Operator had not filed affidavits of publication from the Wichita Eagle or official county newspaper, indicating non-compliance with K.A.R. 82-3-135a(d). Additionally, it did not appear that Operator had provided all of the information necessary to support its application.

3. On March 10, 2025, Staff sent a letter to Operator requesting that the issues with its application be corrected by April 9, 2025.<sup>1</sup> Staff's letter also states failure to correct the issues by the deadline would result in Staff filing a motion to dismiss the application.<sup>2</sup> To date, Operator has not filed affidavits of publication from the Wichita Eagle and official county newspaper nor supplemented its application with all required information to support granting the application.

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<sup>1</sup> Exhibit A.

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

WHEREFORE, for the reasons described above, Staff respectfully moves the Commission to issue an Order dismissing the application and closing the docket in this matter.

Respectfully submitted,

/s/ Kelcey Marsh

Kelcey A. Marsh, #28300  
Litigation Counsel | Kansas Corporation Commission  
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March 10, 2025

Michael W. Dixon  
Dixon Operating Company, LLC  
1625 N Waterfront Pkwy, Ste. 220  
Wichita, KS 67206-6620

**RE: Docket 25-CONS-3229-CEXC**

Operator:

On January 16, 2025, Commission Legal Staff received the referenced exception application for the Forsyth Unit #7-1 well, API #15-007-10094. However, it appears that there are a few issues which need to be addressed before Staff can process the application.

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 for the referenced application have not been filed. Notice of the application needs to be published in the official county newspaper and Wichita Eagle as required under K.A.R. 82-3-135a(d). Once notice has been published the affidavits of publication need to be filed in the referenced docket.

Please supplement the application with the required information and file affidavits of publication pursuant to K.A.R. 82-3-135a(d) by April 9, 2025. Failure to do so will result in Staff filing a motion to dismiss the application for the reasons noted above.

Please contact me at [Kelcey.Marsh@ks.gov](mailto:Kelcey.Marsh@ks.gov) if you have any questions.

Sincerely,

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

cc: Kenny Sullivan, District #1

## **CERTIFICATE OF SERVICE**

25-CONS-3229-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 April 24, 2025.

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/s/ Paula J. Murray  
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