2015.03.19 13:41:48
Kansas Corporation Commission
/S/ Newsa Thomas

# THE STATE CORPORATION COMMISSION OF THE STATE OF KANSAS

Jay S	Shari Feist Albrecht, Chair Jay Scott Emler Pat Apple		
In the matter of a settlement agreement	)	Docket No.:	15-CONS-764-CMSC
between the Staff of the Kansas Corporation	on )		
Commission and Hummon Corporation.	j	CONSERVA	TION DIVISION

ORDER APPROVING SETTLEMENT AGREEMENT

License No.: 5050

The above-captioned matter comes before the State Corporation Commission of the State of Kansas. Having examined the files and records, and being duly advised in the premises, the Commission finds and concludes as follows:

- 1. The Staff of the Kansas Corporation Commission and the captioned operator have executed a settlement agreement, which is attached to and incorporated into this Order.
- 2. The settlement agreement provides a schedule for the operator plug a well in Barber County. The schedule will allow for a wheat crop to be harvested before plugging operations commence, avoiding surface damages.
- 3. The Commission finds and concludes that the settlement agreement provides a fair and efficient resolution of the issues in this docket.

#### THEREFORE, THE COMMISSION ORDERS:

- A. The attached Settlement Agreement is approved and incorporated into this Order.
- B. Any party affected by this Order may file with the Commission a petition for reconsideration pursuant to K.S.A. 77-529(a). The petition shall be filed within 15 days after service of this Order. If service of this Order is by mail, three days are added to the deadline. The petition shall be addressed to the Commission and sent to 266 N. Main, Ste. 220, Wichita,

## **CERTIFICATE OF SERVICE**

I certify that on	3/19/18	, 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	:	

Thomas M. Rhoads Glaves, Irby & Rhoads 155 N. Market, Suite 1050 Wichita, KS 67202 Attorney for Hummon Corporation

Byron E. Hummon, Jr. Hummon Corporation P.O. Box 365 Medicine Lodge, KS 67104

Steve Pfeifer KCC District #1 210 E. Frontview, Suite A Dodge City, KS 67801

/s/ Lane R. Palmateer
Lane R. Palmateer
Litigation Counsel
Kansas Corporation Commission

Kansas 67202. Pursuant to K.S.A. 55-606 and K.S.A. 77-529(a), reconsideration is prerequisite for judicial review of this Order. Any party taking an action permitted by this summary proceeding before the deadline for a petition for reconsideration does so at their own risk of further proceedings.

C. The Commission retains jurisdiction over the subject matter and the parties for the purpose of entering such further order or orders as it may deem necessary.

### BY THE COMMISSION IT IS SO ORDERED.

Albrecht, Chair; Emler, Commissioner; Apple, Commissioner

Dated:	MAR 1 9 2015	Seyra, homos
		Neysa <sup>t</sup> Thomas Acting Secretary
Mailed Date:	March 19, 2015	

#### SETTLEMENT AGREEMENT

Commission Staff and Hummon Corporation ("Operator") agree as follows:

- 1. Operator is responsible for the Ted Chapin SWD #1, API #15-007-21651-00-01, located in the NW NE NE Sec. 2-32S-11W, in Barber County.
- 2. Operator shall address the subject well by plugging it. Returning the well to service or obtaining temporary abandonment status shall not be an option for compliance. The sale of any lease or filing of a well transfer form shall not excuse compliance.
- 3. The subject well shall be plugged by August 1, 2015. The parties agree that this provides a reasonable time for the Operator to raise funds to plug the well, allow for occasional inclement weather, and obtain sufficient priority on a contractor's plugging list. Further, the parties agree that this timeframe will avoid damage to the surface owner's wheat crop.
- 4. If, for reasons outside the Operator's control, it is not possible to plug the well by August 1, 2015, Operator will file an affidavit describing the difficulties encountered. Upon the affidavit being filed in this docket, the deadline will be extended to September 1, 2015.
- 5. The failure to comply with the compliance deadline in this Settlement Agreement shall constitute a violation of the Commission Order incorporating this agreement and shall subject Operator to immediate license suspension and the shutting-in and sealing of all operations until compliance with this agreement has been reestablished. License suspension and the shutting-in and sealing of operations shall be at Staff's sole discretion and shall take effect immediately upon notice. Operator waives the right to appeal license suspension.
- 6. This agreement shall be effective only if it is incorporated into a Commission Order. This agreement may be modified or terminated only by subsequent Commission Order.

Lane R. Palmateer
Litigation Counsel

3-2-15

Date

Date

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/s/ Lane R. Palmateer
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Litigation Counsel
Kansas Corporation Commission