

Conservation Division  
266 N. Main St., Ste. 220  
Wichita, KS 67202-1513



Phone: 316-337-6200  
Fax: 316-337-6211  
<http://kcc.ks.gov/>

Susan K. Duffy, Chair  
Shari Feist Albrecht, Commissioner  
Dwight D. Keen, Commissioner

Laura Kelly, Governor

**NOTICE OF PENALTY ASSESSMENT**  
**20-CONS-3255-CPEN**

March 17, 2020

Robert P. Bukaty  
Viva International, Inc.  
13200 Metcalf Avenue, Suite 200  
Overland Park, KS 66213-2821

This is a notice of a penalty assessment for violation(s) of Kansas Oil and Gas Conservation Statutes, Rules, and Regulations. For a full description of the penalty and process please refer to the Penalty Order that is attached to this notice.

**IF YOU ACCEPT THE PENALTY:**

You have been assessed a \$50,000 penalty. You have 30 days from the service date of this Penalty Order to pay the fine amount. Check or money order must be made payable to the Kansas Corporation Commission and mailed to the Conservation Division of the Kansas Corporation Commission at 266 N. Main St., Suite 220, Wichita, Kansas 67202. The payment must include a reference to the docket number of this proceeding. Payment by credit card may be made by calling the Conservation Division at 316-337-6200.

**IF YOU CONTEST THE PENALTY:**

You have the right to request a hearing. A written request for hearing must be made within 30 days after service of the Penalty Order. Respondent must submit the request to the Commission, at 266 N. Main St., Suite 220, Wichita, Kansas 67202. The Commission shall conduct a hearing in accordance with the provisions of the Kansas administrative procedure act within 30 days after receipt of such request. K.S.A. 55-164; K.S.A. 77-542; K.A.R. 82-1-215.

**IF YOU FAIL TO ACT:**

Failure to pay the fine amount, or in the alternative, provide a written request for a hearing, within thirty (30) days of service of the Penalty Order, will result in the attached Penalty Order becoming a Final Order and may result in additional sanctions, including additional monetary penalties, the suspension of your oil and gas operating license, and the shutting-in of all operations until compliance is obtained. K.S.A. 55-162; K.S.A. 55-164; K.S.A. 77-537.

Respectfully,

Michael Glamann  
Litigation Counsel  
316-337-6200

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

Before Commissioners: Susan K. Duffy, Chair  
Shari Feist Albrecht  
Dwight D. Keen

In the matter of the failure of Viva International, Inc. (“Operator”) to comply with K.S.A. 55-164 and K.A.R. 82-3-120 at the Campbell, Carlson, and Gillian Simpson leases in Wilson and Sedgwick County, Kansas.	)	Docket No.: 20-CONS-3255-CPEN
	)	CONSERVATION DIVISION
	)	License No.: 5556

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**PENALTY ORDER**

The above-captioned matter comes before the State Corporation Commission of the State of Kansas (Commission) upon its own motion. The Commission, being fully advised in the premises, finds as follows:

**I. JURISDICTION**

1. The Commission has exclusive jurisdiction and authority to regulate oil and gas activities in the State of Kansas.<sup>1</sup> The Commission has jurisdiction to regulate “the construction, operation, and abandonment of any well and the protection of the usable water of this state from any actual or potential pollution from any well.”<sup>2</sup> Further, the Commission has licensing authority with regard to oil and gas operations.<sup>3</sup>

2. The Commission has authority to investigate violations of Chapter 55 of the Kansas Statutes Annotated, or of any rule, regulation, or order of the Commission, and to issue orders for remedial action and the imposition of penalties.<sup>4</sup> An order of the Commission may include a monetary penalty “not to exceed \$10,000, which shall constitute an actual and substantial economic deterrent to the violation for which the penalty is assessed. In the case of a continuing violation, every day such violation continues shall be deemed a separate violation.”<sup>5</sup>

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<sup>1</sup> See K.S.A. 74-623.

<sup>2</sup> See K.S.A. 55-152.

<sup>3</sup> See K.S.A. 55-155.

<sup>4</sup> See K.S.A. 55-162 and 55-164.

<sup>5</sup> K.S.A. 55-164(b).

3. No operator shall operate any oil, gas, or injection well without first obtaining or renewing a current license with the Commission.<sup>6</sup>

## II. FINDINGS OF FACT

4. On May 2, 2019, the Commission issued a Penalty Order (“Initial Penalty Order”) in Docket No. 19-CONS-3369-CPEN (“the 19-3369 Docket”) against Operator for two violations of K.A.R. 82-3-407, after finding the Campbell #10 and Campbell #21 wells did not have current, successful Mechanical Integrity Tests (“MITs”). The Initial Penalty Order gave Operator 30 days to pay a \$2,000 penalty and bring the wells into compliance by either plugging the wells or performing successful MITs.<sup>7</sup> The Initial Penalty Order stated that if Operator failed to pay the monetary penalty and bring the subject wells into compliance, or in the alternative, provide a written request for a hearing within 30 days from the date of service of the Penalty Order, then the Commission might impose additional sanctions against Operator, including monetary penalties and any other remedies available to the Commission by law.<sup>8</sup>

5. On June 19, 2019, Operator’s license was suspended for non-compliance with the Initial Penalty Order. Staff notified Operator of the suspension in a June 19, 2019, Notice of License Suspension letter, wherein Staff notified Operator that its license was suspended due to failure to comply with the Initial Penalty Order. In the letter, Staff also reminded Operator that any oil and gas operations conducted under a suspended license is a violation of Kansas law. A copy of that letter is attached hereto as **Exhibit A**. Also on June 19, 2019, Operator paid the \$2,000 penalty assessed in the Initial Penalty Order.

6. On December 17, 2019, over six months after the Commission issued the Initial Penalty Order in the 19-3369 Docket, Operator contacted the Commission’s Conservation Division to schedule Commission Staff-witnessed MITs on the Campbell #10 and Campbell #21.

7. On December 19, 2019, District Staff arrived at the Campbell lease to witness the MITs. Upon arrival at the Campbell lease, Staff found the Campbell #2, API #15-205-21421, in

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<sup>6</sup> K.A.R. 82-3-120.

<sup>7</sup> *Id.*, at ¶¶ A-B.

<sup>8</sup> *Id.*

production despite Operator's license being suspended. A copy of the field report is attached hereto as **Exhibit B**. Staff reminded Operator's representative, who was on-site for the MITs, that production of any wells while Operator's license is suspended is prohibited.

8. After leaving the Campbell lease and roughly three hours after reminding Operator of the status of its license, Staff observed another of Operator's wells in production on the Carlson lease, specifically the Carlson #99-4, API #15-205-25259. A copy of the field report is attached hereto as **Exhibit C**.

### **III. ADDITIONAL INFORMATION AND CONSIDERATIONS**

9. The wells subject to the Commission's May 2, 2019, Initial Penalty Order, the Campbell #10 and Campbell #21, passed the MITs witnessed by Staff on December 19, 2019, and Operator had paid the penalty associated with that Initial Penalty Order.<sup>9</sup> As such, Operator was in compliance with the Initial Penalty Order and its license was unsuspended on December 23, 2019. However, as discussed above, Operator was conducting oil and gas operations on December 19, 2019, during the time when its license was suspended and prior to the Staff-witnessed MITs.

10. Since the time that Operator's license was suspended in June 2019 for non-compliance with the Initial Penalty Order, Kansas Geological Survey records, attached hereto as **Exhibit D**, indicate that Operator has sold the following amounts of oil from one of its other leases, specifically the Gillian Simpson lease:

- a. 159.76 barrels of oil in July 2019,
- b. 159.84 barrels of oil in August 2019,
- c. 159.79 barrels of oil in September 2019, and
- d. 166.11 barrels of oil in October 2019.<sup>10</sup>

11. As Operator's license was suspended at the time of this production, all production during the nearly six months of license suspension was "illegal production" as defined by

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<sup>9</sup> The date on which Operator made the payment is December 17, 2019.

<sup>10</sup> KGS records are updated only through October 2019.

Commission statute and regulation.<sup>11</sup> Given the rate of production at the Gillian Simpson lease, and assuming an average Kansas crude-oil first-purchase price of \$46 per barrel,<sup>12</sup> this represents approximately \$44,000<sup>13</sup> in gross revenue from illegal oil production since Operator's license suspension in June 2019.

12. Since June 2013, Operator has been penalized for 117 violations of various Commission regulations, and its license has been suspended fourteen (14) times for non-compliance with Commission penalty orders. A list of the dockets in which Operator has been penalized since June 2013, is as follows: 13-CONS-434-CPEN, 13-CONS-475-CPEN, 14-CONS-121-CPEN, 14-CONS-228-CPEN, 14-CONS-246-CPEN, 14-CONS-316-CPEN, 14-CONS-450-CPEN, 14-CONS-465-CPEN, 14-CONS-532-CPEN, 14-CONS-546-CPEN, 14-CONS-564-CPEN, 14-CONS-577-CPEN, 14-CONS-602-CPEN, 14-CONS-617-CPEN, 14-CONS-661-CPEN, 14-CONS-687-CPEN, 14-CONS-706-CPEN, 14-CONS-724-CPEN, 14-CONS-957-CPEN, 15-CONS-230-CPEN, 15-CONS-286-CPEN, 16-CONS-3852-CPEN, 17-CONS-3450-CPEN, 18-CONS-3354-CPEN, 19-CONS-3176-CPEN, and 19-CONS-3369-CPEN.

13. As part of the above-referenced enforcement actions, in March and April 2014, the Commission shut-in Operator's wells and assessed Operator a \$10,000 penalty on two occasions for operating on a suspended license. Specifically, in Docket 14-CONS-450-CPEN, Operator continued producing for at least 18 days between the shut-in date identified in Staff's license suspension letter to Operator and the issuance of a Commission shut-in order.<sup>14</sup> In Docket 14-CONS-546-CPEN, Operator continued producing for at least 11 days between the shut-in

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<sup>11</sup> See K.S.A. 55-610; K.A.R. 82-3-133; K.A.R. 82-3-101(a)(39) (defining illegal production as "any production in violation of the statutes, rules, regulations, or orders of the Commission.").

<sup>12</sup> Price per barrel is based on average price assumptions. See CHS Refining, Inc. Kansas Crude Oil First Purchase Price Bulletin, available at <https://www.crudeoilsupply.com/CrudeOilSupply/PriceBulletins/Laurel/US/US201909.pdf?dt=637152179746112703>, indicating the average price for the six (6) month period of April through September 2019 was \$46.00.

<sup>13</sup> Assumes an average barrel production of 159 barrels at an average price of \$46.00.

<sup>14</sup> See Docket 14-CONS-450-CPEN, Shut-in Order (March 18, 2014).

date identified in Staff's license suspension letter to Operator and the issuance of a Commission shut-in order.<sup>15</sup>

14. Then, in Docket 14-CONS-957-CPEN, Operator continued producing for 11 days between the date identified in Staff's license suspension letter to Operator and the issuance of a Commission shut-in order.<sup>16</sup> As part of that docket, the Commission assessed a \$75,000 penalty for Operator's continued disregard for Commission orders and Kansas law.<sup>17</sup>

15. Further, on January 7, 2020, the Commission issued a penalty order against Operator for failure to report and clean up eight oil spills at the Wright lease in Linn County, Kansas. The total penalty assessed was \$10,000.<sup>18</sup>

#### **IV. CONCLUSIONS OF LAW**

16. The Commission concludes that it has jurisdiction over the Operator and this matter under K.S.A. 74-623, K.S.A. 55-152, K.S.A. 55-155, K.S.A. 55-162, and K.S.A. 55-164.

17. The Commission concludes that the above findings of fact are sufficient evidentiary support to find Operator has violated the Commission's Penalty Order in the 19-3369 Docket by failing to cease operation upon the June 19, 2019 suspension of Operator's license.

18. K.S.A. 55-164 states that Commission penalties shall constitute an actual and substantial economic deterrent to the violation for which the penalty is assessed. This marks the fourth time in the past six years where Operator was found producing on a suspended license. On the previous occasions, the Commission assessed penalties of \$10,000, \$10,000, and \$75,000. Given Operator's record of non-compliance, the monetary value of the illegal production in this matter, and Operator's record of illegal production under similar circumstances, the Commission concludes that a heightened penalty is necessary to provide the "actual and substantial economic deterrent" contemplated in K.S.A. 55-164.

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<sup>15</sup> See Docket 14-CONS-546-CPEN, Shut-in Order (April 22, 2014).

<sup>16</sup> See Docket 14-CONS-957-CPEN, Shut-in Order (September 18, 2014).

<sup>17</sup> *Id.* As part of this docket, the Commission approved a payment plan whereby Operator was allowed to make installment payments of \$15,000, with the last payment paid by May 1, 2015.

<sup>18</sup> See Docket 20-CONS-3182-CPEN.

**THEREFORE, THE COMMISSION ORDERS:**

- A. Operator is assessed a \$50,000 penalty.
- B. Any party may request a hearing on the above issues by submitting a written request, pursuant to K.S.A. 55-164, K.S.A. 77-537, and K.S.A. 77-542, to the Commission at 266 N. Main St., Suite 220, Wichita, Kansas 67202, within 30 days from the date of service of this Order. Hearings will be scheduled only upon written request. Failure to timely request a hearing will result in a waiver of the Operator's right to a hearing.
- C. If no party requests a hearing, and Operator is not in compliance with this Order within 30 days from the date of service of this Order, then Operator's license shall be suspended without further notice. The notice and opportunity for a hearing on this Order shall constitute the notice required by K.S.A. 77-512 regarding license suspension. The Commission may impose further sanctions, including additional monetary penalties and any other remedies available to the Commission by law, without further notice.
- D. Checks and money orders shall be payable to the Kansas Corporation Commission. For credit card payments, include the type of card (Visa, MasterCard, Discover, or American Express), account number, and expiration date. Payments may be mailed to the Kansas Corporation Commission at 266 N. Main St., Suite 220, Wichita, Kansas 67202 or by calling 316-337-6200. The payment must include a reference to the docket number of this proceeding.
- E. A corporation shall appear before the Commission by a Kansas licensed attorney.<sup>19</sup>
- F. The Commission retains jurisdiction over the subject matter and the parties for the purpose of entering such further orders as it may deem necessary.


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<sup>19</sup> K.S.A. 77-515(c); K.A.R. 82-1-228(d)(2).

**BY THE COMMISSION, IT IS SO ORDERED.**

Duffy, Chair; Albrecht, Commissioner; Keen, Commissioner

Dated: 03/17/2020



Lynn M. Retz  
Executive Director

Mailed Date: 03/17/2020

JMG



Dwight D. Keen, Chair  
Shari Feist Albrecht, Commissioner  
Susan K. Duffy, Commissioner

Laura Kelly, Governor

June 19, 2019

Robert P. Bukaty  
Viva International Inc.  
13200 Metcalf Avenue, Suite 200  
Overland Park, KS 66213-2821

**NOTICE OF LICENSE SUSPENSION**

**License No. 5556**

**Docket No. 19-CONS-3369-CPEN**

Operator:

Our records indicate that you are in violation of a Commission Order in the above Docket.

**Your license is hereby suspended.**

Until your license is reinstated, it is illegal for you to conduct oil and gas operations in Kansas.

If, after 10 days from the date of this letter, Commission Staff discover you performing oil and gas operations, Staff will recommend a Shut-In Order, including an additional \$10,000 penalty. If you are already shut-in, you must remain shut-in.

Any outstanding monetary penalty may be sent to collections.

You may review the Commission Order, which was mailed to you, at the Commission's website. If you have questions, you may contact us at the phone number listed at the top of this page.

Sincerely,

Legal Department Staff

## KCC OIL/GAS REGULATORY OFFICES

**Inspection Date:** 12/19/2019 **District:** 3 **Incident Number:** 6826

- ☒ New Situation ☒ Lease Inspection  
☐ Response to Request ☐ Complaint  
☐ Follow-up ☒ Field Report

**Operator License No:** 5556 **API:** 15-205-21421-00-00 **Q3:** NW **Q2:** NW **Q1:** NW  
**Operator Name:** Viva International, Inc. **SEC** 1 **TWP** 28 **RGE** 16 **RGEDIR:** E  
**Address:** 13200 Metcalf Ave. Suite 200 **FSL:** 5088  
**City:** Overland Park **FEL:** 5141  
**State:** KS **Zip Code:** 66213 **Lease:** Campbell **Well No.:** 2  
**Phone contact:** (913)-681-1690 **County:** WL

### Reason for Investigation:

I was going to the Campbell lease to witness two passed due MIT's on the Campbell Lease 36-27-16E WL. Co.

### Problem:

While driving to the Campbell lease I saw that Viva International had a well in production on the Campbell in 1-28-16E WL. Co. Viva International license # 5556 was suspended when I witnessed this well in production.

### Persons contacted:

### Findings:

I arrived on the Campbell Lease on 12/19/2019 and found that the Campbell # 2 was producing. I referenced this location with GPS and took the attached three (3) photos. The first photo taken show the well in the down stroke position. The second photo shows the well in the upstroke position, and the third photo shows the well back in the down stroke position. These three photos show that the Campbell # 2 is being produced while Viva International, Inc. License # 5556 is suspended.

Campbell # 2 API # 15-205-21421-00-00 5088 FSL 5141 FEL Lat. 37.64521 Long. -095.61398

### Actions / Recommendations

Follow-up Required ☐

Deadline Date:

I will refer this report to John Almond District # 3 Compliance Officer with the recommendation that this report be forwarded to legal staff. My recommendation is that Viva International be considered for a fine for operating the Campbell #2 while their license is suspended.

Photo's Taken: 3

☒ RBDMS ☒ KGS ☐ TA DB **Report Prepared By:**

☐ T1 DBF ☐ District Files ☐ Courthouse **Position:**

## KCC DISTRICT III OFFICE FIELD REPORT PHOTO ID FORM



Operator: Viva International, Inc.	KLN: 5556
Lease: Campbell	Legal: 1-28-16E
County: Wilson	PIC ID#: 3
Subject: Well # 2	PIC Orientation: North
FSL: 5088	Latitude: 37.64521
FEL: 5141	Longitude: -095.61398
API#: 15-205-21421-00-00	
Date: 12/19/2019	Time: 9:50 AM
Staff: Dallas Logan	

Additional Information: Producing well in the down stroke position.

## KCC DISTRICT III OFFICE FIELD REPORT PHOTO ID FORM



Operator: Viva International, Inc.	KLN: 5556
Lease: Campbell	Legal: 1-28-16E
County: Wilson	PIC ID#: 4
Subject: Well # 2	PIC Orientation: North
FSL: 5088	Latitude: 37.64521
FEL: 5141	Longitude: -095.61398
API#: 15-205-21421-00-00	
Date: 12/19/2019	Time: 9:50 AM
Staff: Dallas Logan	

Additional Information: Producing well in the up stroke position.

## KCC DISTRICT III OFFICE FIELD REPORT PHOTO ID FORM



Operator: Viva International, Inc.	KLN: 5556
Lease: Campbell	Legal: 1-28-16E
County: Wilson	PIC ID#: 5
Subject: Well # 2	PIC Orientation: North
FSL: 5088	Latitude: 37.64521
FEL: 5141	Longitude: -095.61398
API#: 15-205-21421-00-00	
Date: 12/19/2019	Time: 9:50 AM
Staff: Dallas Logan	

Additional Information: Producing well in the down stroke position.



## KCC OIL/GAS REGULATORY OFFICES

**Inspection Date:** 12/19/2019 **District:** 3 **Incident Number:** 6827

☒ New Situation ☒ Lease Inspection  
☐ Response to Request ☐ Complaint  
☐ Follow-up ☒ Field Report

**Operator License No:** 5556 **API:** 15-205-25259-00-00 **Q3:** SE **Q2:** SE **Q1:** SW  
**Operator Name:** Viva International, Inc. **SEC** 25 **TWP** 27 **RGE** 16 **RGEDIR:** E  
**Address:** 13200 Metcalf Ave. Suite 200 **FSL:** 196  
**City:** Overland Park **FEL:** 3079  
**State:** KS **Zip Code:** 66213 **Lease:** Carlson **Well No.:** 99-4  
**Phone contact:** (913)-681-1690 **County:** WL

### Reason for Investigation:

I had witnessed two MIT's on the Campbell lease 36-27-16E. While on this lease I saw the pumper (Chuck) working on electric on the Campbell lease. I reminded him that Viva International license # 5556 was suspended and that they could not be producing any wells.

### Problem:

After I had finished witnessing the MIT's on the Campbell lease while driving down the road I saw a well on the Carlson lease producing, which Viva International operates.

### Persons contacted:

### Findings:

I arrived on the Carlson lease on 12/19/2019 and found the Carlson 99-4 to be in production. This was roughly three hours after my conversation with the pumper earlier in the day in which I had reminded them that they could not be producing. I also informed him that any wells in production needed to be turned off. This conversation occurred at roughly ten o'clock and I emailed John Almond District # 3 Compliance Officer regarding this conversation shortly after that. The Carlson 99-4 is located one mile north of where we had talked and I feel the pumper had plenty of time to drive one mile and turn this well off before I found it producing. I referenced this location with GPS and took the attached three photos and a short video. The first picture shows the well in the upstroke position, the second photo is in the down stroke, and the third photo is back in the upstroke position.

Carlson 99-4 API # 15-205-25259-00-00 196 FSL 3079 FEL Lat. 37.66076 Long. -095.60686

### Actions / Recommendations

Follow-up Required ☐

Deadline Date:

I will refer this report to John Almond District # 3 Compliance officer with the recommendation this report be forwarded to legal staff. It is my recommendation that Viva International, Inc. license # 556 be considered for a fine for operating the Carlson 99-4 without a license even after being told they could not be operating currently.

Photo's Taken: 3

☒ RBDMS ☒ KGS ☐ TA DB **Report Prepared By:** Dallas Logan  
☐ T1 DBF ☒ District Files ☐ Courthouse **Position:** E.C.R.S.

## KCC DISTRICT III OFFICE FIELD REPORT PHOTO ID FORM



Operator: Viva International, Inc.	KLN: 5556
Lease: Carlson	Legal: 25-27-16E
County: Wilson	PIC ID#: 7
Subject: Well # 99-4	PIC Orientation: North
FSL: 196	Latitude: 37.66076
FEL: 3079	Longitude: -095.60686
API#: 15-205-25259-00-00	
Date: 12/19/2019	Time: 12:57AM
Staff: Dallas Logan	

Additional Information: Producing well in the upstroke position.

## KCC DISTRICT III OFFICE FIELD REPORT PHOTO ID FORM



Operator: Viva International, Inc.	KLN: 5556
Lease: Carlson	Legal: 25-27-16E
County: Wilson	PIC ID#: 8
Subject: Well # 99-4	PIC Orientation: North
FSL: 196	Latitude: 37.66076
FEL: 3079	Longitude: -095.60686
API#: 15-205-25259-00-00	
Date: 12/19/2019	Time: 12:57AM
Staff: Dallas Logan	

Additional Information: Producing well in the upstroke position.



## KCC DISTRICT III OFFICE FIELD REPORT PHOTO ID FORM



Operator: Viva International, Inc.	KLN: 5556
Lease: Carlson	Legal: 25-27-16E
County: Wilson	PIC ID#: 9
Subject: Well # 99-4	PIC Orientation: North
FSL: 196	Latitude: 37.66076
FEL: 3079	Longitude: -095.60686
API#: 15-205-25259-00-00	
Date: 12/19/2019	Time: 12:57AM
Staff: Dallas Logan	

Additional Information: Producing well in the upstroke position.

**Lease:** GILLIAN SIMPSON

**Operator:** Viva International, Inc.

**Location:** T29S, R1W, Sec. 34

**Cumulative Production:** 711516.09 barrels (from 1973 to 2019)

**KS Dept. of Revenue Lease Code:** 107425

**KS Dept. of Revenue Lease Name:** GILLIAN SIMPSON

[View T1 PDF \(from KCC\)](#)

[View T1 PDF \(from KCC\)](#)

**Field:** [Gillian](#)

**County:** Sedgwick

**Producing Zone:** Simpson Group

**Well Data (may be an incomplete list):**

<a href="#">T29S R1W, Sec. 27, SW SW SW</a> <b>Lease:</b> LITTLE 1 <b>Operator:</b> ROCK ISLAND OIL & REFG <b>Current Operator:</b> Viva International, Inc. <b>API Number:</b> 15-173-01201	<a href="#">T29S R1W, Sec. 33, SW NE NE</a> <b>Lease:</b> SHOCKLEY 1 <b>Operator:</b> SHAWVER-ARMOUR <b>Current Operator:</b> Viva International, Inc. <b>API Number:</b> 15-173-01210
<a href="#">T29S R1W, Sec. 28, SE SE SE</a> <b>Lease:</b> SCHMEISSNER 7 <b>Operator:</b> SHAWVER-ARMOUR, INC. <b>Current Operator:</b> Viva International, Inc. <b>API Number:</b> 15-173-42321	<a href="#">T29S R1W, Sec. 33, NE SW NE</a> <b>Lease:</b> DAVIS 11 <b>Operator:</b> <b>Current Operator:</b> Viva International, Inc. <b>API Number:</b> 15-173-42326

Data are received monthly from the Kansas Department of Revenue.

## Annual Oil Production, (bbls)

**Please Note: New Prototype charting system.**

Year	Production	Wells
<b>Production Charts</b> <a href="#">New Chart System</a> <a href="#">Flash Chart</a> Note: Flash is no longer supported by most browsers, but should work in Microsoft Edge and Firefox.		
1973	17,680	17
1974	53,528	17
1975	72,088	17
1976	123,861	17
1977	62,621	17
1978	35,782	17

## Recent Monthly Oil Production, (bbls)

(Complete production available in file saved using blue button at top of page.)

Year	Month	Production	Wells	Reporter or Purchaser/ Reporting Customer
2014	1	304.59	4	<a href="#">KELLY L. MACLASKEY OIL</a> (100%)
2014	2	161.6	4	<a href="#">KELLY L. MACLASKEY OIL</a> (100%)
2014	3	326.21	4	<a href="#">KELLY L. MACLASKEY OIL</a> (100%)
2014	4	163.18	4	<a href="#">KELLY L. MACLASKEY OIL</a> (100%)
2014	5	312.99	4	<a href="#">KELLY L. MACLASKEY OIL</a> (100%)
2014	6	160.08	4	<a href="#">KELLY L. MACLASKEY OIL</a> (100%)
2014	7	163.47	4	<a href="#">KELLY L. MACLASKEY</a>

1979	23,763	17
1980	29,403	17
1981	29,405	17
1982	25,054	17
1983	27,244	17
1984	23,773	17
1985	18,843	17
1986	18,623	17
1987	15,867	17
1988	15,115	17
1989	12,417	17
1990	11,231	17
1991	8,852	17
1992	7,571	17
1993	7,626	17
1994	6,955	17
1995	4,985	17
1996	4,543	6
1997	5,316	6
1998	4,124	6
1999	3,687	4
2000	2,458	4
2001	2,852	4
2002	2,792	4
2003	2,592	4
2004	2,139	4
2005	2,136	4
2006	1,475	4
2007	317	4
2008	649	4
2009	3,047	4
2010	4,347	4
2011	3,703	4
2012	3,412	4
2013	2,926	4
2014	1,912	4
2015	645	4
2016	1,365	4
2017	878	4
2018	635	4
2019	1,281	4

				<a href="#">OIL</a> (100%)
2014	8	158.22	4	<a href="#">KELLY L. MACLASKEY OIL</a> (100%)
2014	9	161.98	4	<a href="#">KELLY L. MACLASKEY OIL</a> (100%)
2015	2	327.39	4	<a href="#">KELLY L. MACLASKEY OIL</a> (100%)
2015	3	161.66	4	<a href="#">KELLY L. MACLASKEY OIL</a> (100%)
2015	4	155.9	4	<a href="#">KELLY L. MACLASKEY OIL</a> (100%)
2016	1	172.81	4	<a href="#">KELLY L. MACLASKEY OIL</a> (93%) , <a href="#">Barts Oilfield Services</a> (7%)
2016	2	158.43	4	<a href="#">KELLY L. MACLASKEY OIL</a> (100%)
2016	4	368.06	4	<a href="#">KELLY L. MACLASKEY OIL</a> (95%) , <a href="#">Barts Oilfield Services</a> (5%)
2016	5	157.86	4	<a href="#">KELLY L. MACLASKEY OIL</a> (100%)
2016	10	162.89	4	<a href="#">KELLY L. MACLASKEY OIL</a> (100%)
2016	11	184.02	4	<a href="#">Shell Trading US Co</a> (100%)
2016	12	160.71	4	<a href="#">Shell Trading US Co</a> (100%)
2017	1	190.98	4	<a href="#">Shell Trading US Co</a> (100%)
2017	2	160.79	4	<a href="#">Shell Trading US Co</a> (100%)
2017	3	205.41	4	<a href="#">Shell Trading US Co</a> (100%)
2017	12	320.37	4	<a href="#">Shell Trading US Co</a> (100%)
2018	5	177.45	4	<a href="#">Shell Trading US Co</a> (100%)
2018	6	154.36	4	<a href="#">Shell Trading US Co</a> (100%)
2018	9	303.24	4	<a href="#">KELLY L. MACLASKEY OIL</a> (100%)
2019	3	162.07	4	<a href="#">KELLY L. MACLASKEY OIL</a> (100%)
2019	4	159.57	4	<a href="#">KELLY L. MACLASKEY OIL</a> (100%)

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Updated through 10-2019.  
Note: bbls is barrels; mcf is 1000 cubic feet.

2019	5	154.27	4	<a href="#">KELLY L. MACLASKEY OIL (100%)</a>
2019	6	159.43	4	<a href="#">KELLY L. MACLASKEY OIL (100%)</a>
2019	7	159.76	4	<a href="#">KELLY L. MACLASKEY OIL (100%)</a>
2019	8	159.84	4	<a href="#">KELLY L. MACLASKEY OIL (100%)</a>
2019	9	159.79	4	<a href="#">KELLY L. MACLASKEY OIL (100%)</a>
2019	10	166.11	4	<a href="#">KELLY L. MACLASKEY OIL (100%)</a>

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Pre-1987 cumulative data and monthly volume data is provided under license agreement to the KGS by IHS Energy. As such, it may be reviewed and used for public service and research purposes. It may not be downloaded or used for purposes of re-packaging, reselling or dissemination to third parties.

Kansas Geological Survey  
Comments to webadmin@kgs.ku.edu  
URL=<http://www.kgs.ku.edu/Magellan/Field/lease.html>  
Programs Updated May 27, 2014  
Data from Kansas Dept. of Revenue files monthly.

## **CERTIFICATE OF SERVICE**

20-CONS-3255-CPEN

I, the undersigned, certify that a true copy of the attached Order has been served to the following by means of first class mail and electronic service on 03/17/2020.

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/S/ DeeAnn Shupe  
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DeeAnn Shupe