

THE STATE CORPORATION COMMISSION OF THE STATE OF KANSAS

Before Commissioners: Shari Feist Albrect, Chairman  
Jay Scott Emler  
Dwight D. Keen

19-CONS-3099-CEXC

In the matter of the Application of Apollo Energies, Inc. )  
for an exception to the 10-year time limitation of )  
K.A.R. 82-3-111 for its Brown #1-12 well )  
located in the S2 S2 NE of )  
Section 12, Township 32 South, Range 18 West, )  
Comanche County, Kansas. )  
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)

Docket No. ~~18-CONS-xxx-xxx~~

CONSERVATION DIVISION

License No.: 30481

APPLICATION

COMES NOW Apollo Energies, Inc. ("Applicant") in support of its Application in the captioned matter and states as follows:

- 1 . Applicant is a corporation authorized to do business in the State of Kansas Applicant's address is 10378 North US Highway 281, in Pratt, Kansas.
2. Applicant has been issued by the Kansas Corporation Commission Operator's License 30481, which expires on August 30<sup>th</sup> of 2019.
3. Applicant is the owner and operator of the Brown #1-12 well, 15-033-21120-0001 ("the subject well"), which is located in the Northeast Quarter of Section 12, Township 32 South, Range 18 West, Comanche County, Kansas. The subject well is located on an active oil and gas lease or unit comprising the following lands: South half of the South Half of the Northeast Quarter of Section 12, Township 32 South, Range 18 West of the 6<sup>th</sup> P.M., Comanche County, Kansas, containing 160 acres, more or less.
4. Pursuant to K.A.R. 82-3-111, the well was shut in, or Applicant obtained temporary abandonment status, for the subject well in 2005. The subject well has maintained such status from 2005, to the present date.
5. On or about August 7<sup>th</sup> of 2018, the Kansas Corporation Commission notified Applicant temporary abandonment status for the subject well would be denied from and after September 4<sup>th</sup> of 2018, because subject well had been temporarily abandoned for more than ten (10) years.

6. K.A.R. 82-3-111 imposes a 10-year limitation on the amount of time during which wells may be temporarily abandoned, but an exception to the 10-year limitation may be obtained pursuant to said regulation through an Application filed with the Commission pursuant to K.A.R. 82-3-100. Applicant seeks such an exception.
7. On June 28<sup>th</sup> of 2017, the subject well passed a Commission Staff witnessed mechanical integrity test of the casing between the surface and a point within fifty (50) feet above the uppermost perforation or open hole in the well.
8. Applicant wishes to continue TA status for the subject well, because Applicant intends to use the well for the following purpose: Immediate future for the lease include a workover of a shut-in gas well, this work would require the current Brown #1-12 to remain as the sole salt water disposal well for the lease.
9. Applicant submits the following information regarding the well in support of the Application: We had moved in a company rig to plug the Brown #1-12, a Salt Water Disposal well that serves the Miller #1-12, located in the same section. We began trying to Blow Down the Miller #1-12, which was showing 1,570 pounds per square inch casing pressure. After four hours of trying to Blow Down the casing on the Miller #1-12, it still had 1,440 pounds per square inch pressure. We gauged the rate of flow at 2.5 million cubic feet per day. Further research on the Miller #1-12 indicated that there was a promising drill stem test performed in Altamont Formation during drilling of the well. This drill stem test flowed 415mcf and had a shut-in pressure of 1,830 pounds per square inch. This indicates that this formation should be looked at prior to abandoning the well and lease. Initially our plan was to produce from the Altamont Formation, but believe that the test results from the Mississippi Formation indicate that it should be first attempted to produced. Without the salt water disposal the Mississippi Formation would be uneconomical. When these wells were purchased, the previous operator stated the Miller 1-12 well had a tubing leak or rod part. We produced the well in the beginning, but surface equipment trouble and low natural gas prices, coupled with exceedingly high gathering and meter charges by ONEOK, made continuing uneconomical. The ability to keep the well in question, Brown #1-12, as

the only functioning salt water disposal in the area, would be of value when the producer is recompleted.

10. Applicant has included a plat map showing the locations of all producing, injection, temporarily abandoned, abandoned, and plugged wells located on the same leased premises as the subject well.
11. Based on the foregoing, Applicant requests the Commission grant an exception to the 10-year limitation, specifically to allow the subject well to remain eligible for temporary abandonment status for three (3) years following the expiration of the 10-year limitation. Applicant understands that the exception would be valid for three (3) years, but Applicant would still need to apply annually to the Conservation Division District Office for approval of an application for temporary abandonment status.
12. Listed in the attached Exhibit "A" are the names and addresses of the following persons:
  - A. Each operator of each oil and gas lease covering lands within one-half (1/2) mile radius of the subject well; and
  - B. Each person who owns any mineral interest of record in and under any lands located within one-half (1/2) mile radius of subject well (provided that such mineral interest is not covered by any oil and gas lease).
13. Notice of this Application will be published pursuant to K.A.R. 82-3-135a. In addition, notice of the hearing to be held in this matter will be provided as prescribed by K.A.R. 82-3-135.

WHEREFORE, Applicant prays that this matter be granted administratively without a hearing, or in the alternative be set for hearing, and upon hearing that the Commission grant Applicant's request, for an exception to the K.A.R. 82-3-111 ten (10) year limitation, to allow the subject well to remain temporarily abandoned for three (3) years, subject to annual approval by the Conservation Division District Office of an application for temporary abandonment status.

Respectfully Submitted,

Josh Rennaker  
10378 North US Highway 281  
Pratt, KS 67124  
(620) 672-9001



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Signature of Submitter

CERTIFICATE OF SERVICE

I hereby certify on this 31 day of August 2018, true and correct copies of the above and foregoing Application and the Notice of Application were served by depositing copies of the same in the United States Mail, postage prepaid, and properly addressed to the landowner/s set forth in paragraph 14 of said Application and each party set forth in Exhibit "A" attached to said Application filed by Operator, and a digital scan of the application was delivered electronically to the Kansas Corporation Commission.



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Josh Rennaker

Exhibit "A"

Oil and Gas operator within ½ mile:

Apollo Energies, Inc.  
10378 N. US Hwy 281  
Pratt, KS 67124

Mineral interest owners of record within ½ mile:

Apollo Energies, Inc.  
10378 N. US Hwy 281  
Pratt, KS 67124

Pauline Miller Loving Trust  
P.O. Box 774  
Coldwater, KS 67029-0774

Kirk T. and/or Rebecca L. Rundle  
7340 W. 21<sup>st</sup> St, N, Ste 102  
Wichita, KS 67205

Carolyn S. Hummon  
P.O. Box 365  
Medicine Lodge, KS 67104

Mitchell Royalty Limited Partnership  
17878 W. 77<sup>th</sup> St. N  
Haskell, OK 74436

*Brown #1-12 – Comanche County, Kansas*

