



# TEMPORARY ABANDONMENT WELL APPLICATION

OPERATOR: License# \_\_\_\_\_  
 Name: \_\_\_\_\_  
 Address 1: \_\_\_\_\_  
 Address 2: \_\_\_\_\_  
 City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_ + \_\_\_\_\_  
 Contact Person: \_\_\_\_\_  
 Phone: ( \_\_\_\_\_ ) \_\_\_\_\_  
 Contact Person Email: \_\_\_\_\_  
 Field Contact Person: \_\_\_\_\_  
 Field Contact Person Phone: ( \_\_\_\_\_ ) \_\_\_\_\_

API No. 15- \_\_\_\_\_  
 Spot Description: \_\_\_\_\_  
 \_\_\_\_\_ - \_\_\_\_\_ - \_\_\_\_\_ - \_\_\_\_\_ Sec. \_\_\_\_\_ Twp. \_\_\_\_\_ S. R. \_\_\_\_\_  E  W  
 \_\_\_\_\_ feet from  N /  S Line of Section  
 \_\_\_\_\_ feet from  E /  W Line of Section  
 GPS Location: Lat: \_\_\_\_\_, Long: \_\_\_\_\_  
(e.g. xx.xxxxx) (e.g. -xxx.xxxxx)  
 Datum:  NAD27  NAD83  WGS84  
 County: \_\_\_\_\_ Elevation: \_\_\_\_\_  GL  KB  
 Lease Name: \_\_\_\_\_ Well #: \_\_\_\_\_  
 Well Type: (check one)  Oil  Gas  OG  WSW  Other: \_\_\_\_\_  
 SWD Permit #: \_\_\_\_\_  ENHR Permit #: \_\_\_\_\_  
 Gas Storage Permit #: \_\_\_\_\_  
 Spud Date: \_\_\_\_\_ Date Shut-In: \_\_\_\_\_

	Conductor	Surface	Production	Intermediate	Liner	Tubing
Size						
Setting Depth						
Amount of Cement						
Top of Cement						
Bottom of Cement						

Casing Fluid Level from Surface: \_\_\_\_\_ How Determined? \_\_\_\_\_ Date: \_\_\_\_\_  
 Casing Squeeze(s): \_\_\_\_\_ to \_\_\_\_\_ w / \_\_\_\_\_ sacks of cement, \_\_\_\_\_ to \_\_\_\_\_ w / \_\_\_\_\_ sacks of cement. Date: \_\_\_\_\_  
(top) (bottom) (top) (bottom)  
 Do you have a valid Oil & Gas Lease?  Yes  No  
 Depth and Type:  Junk in Hole at \_\_\_\_\_  Tools in Hole at \_\_\_\_\_ Casing Leaks:  Yes  No Depth of casing leak(s): \_\_\_\_\_  
(depth) (depth)  
 Type Completion:  ALT. I  ALT. II Depth of:  DV Tool: \_\_\_\_\_ w / \_\_\_\_\_ sacks of cement  Port Collar: \_\_\_\_\_ w / \_\_\_\_\_ sack of cement  
(depth) (depth)  
 Packer Type: \_\_\_\_\_ Size: \_\_\_\_\_ Inch Set at: \_\_\_\_\_ Feet  
 Total Depth: \_\_\_\_\_ Plug Back Depth: \_\_\_\_\_ Plug Back Method: \_\_\_\_\_

**Geological Data:**

Formation Name	Formation Top	Formation Base	Completion Information
1. _____	At: _____	to _____ Feet	Perforation Interval _____ to _____ Feet or Open Hole Interval _____ to _____ Feet
2. _____	At: _____	to _____ Feet	Perforation Interval _____ to _____ Feet or Open Hole Interval _____ to _____ Feet

UNDER PENALTY OF PERJURY I HEREBY ATTEST THAT THE INFORMATION CONTAINED HEREIN IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE

Submitted Electronically

<b>Do NOT Write in This Space - KCC USE ONLY</b>	Date Tested: _____	Results: _____	Date Plugged: _____	Date Repaired: _____	Date Put Back in Service: _____
	Review Completed by: _____ Comments: _____				
TA Approved: <input type="checkbox"/> Yes <input type="checkbox"/> Denied Date: _____					

**Mail to the Appropriate KCC Conservation Office:**

	KCC District Office #1 - 210 E. Frontview, Suite A, Dodge City, KS 67801	Phone 620.225.8888
	KCC District Office #2 / UPGS - 3450 N. Rock Road, Building 600, Suite 601, Wichita, KS 67226	Phone 316.630.4000
	KCC District Office #3 - 1500 SW Seventh Steet, Chanute, KS 66720	Phone 620.432.2300
	KCC District Office #4 - 2301 E. 13th Street, Hays, KS 67601-2651	Phone 785.625.0550

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

2015-05-05 14:33:49  
Kansas Corporation Commission  
/s/ Amy L. Gilbert

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

In the matter of the Application of Merit Energy            ) Docket No. 15-CONS-781-CEXC  
Company for an exception to the 10-year time            )  
limitation of K.A.R. 82-3-111 for its Atkins N-3 well    ) CONSERVATION DIVISION  
in the Southeast Quarter of the Northwest Quarter of    )  
the Southwest Quarter of Section 4, Township 27        ) License No. 32446  
South, Range 33 West, Haskell County, Kansas.        )

**ORDER GRANTING APPLICATION**

The above-captioned matter comes before the State Corporation Commission of the State of Kansas for consideration and determination. Having examined its files and records, and being duly advised in the premises, the Commission makes the following findings:

**I. JURISDICTION**

1. K.S.A. 74-623 provides that the Commission has the exclusive jurisdiction and authority to regulate oil and gas activities, with licensing authority under K.S.A. 55-155.

2. K.A.R. 82-3-100 provides that the Commission may grant an exception to any regulation after application and notice.

3. K.A.R. 82-3-111 requires wells that are inactive for more than 90 days to be plugged or approved for temporary abandonment (“TA”) status. The regulations provides that wells having been shut-in for more than 10 years shall not be approved TA status without Commission approval of an application for an exception pursuant to K.A.R. 82-3-100.

**II. FINDINGS OF FACT**

4. Commission records indicate the operator is currently licensed to conduct oil and gas activities in Kansas under K.S.A. 55-155.

5. The above-captioned operator filed an application requesting an exception to the 10-year limit on TA status for the subject well(s).

6. The operator has verified that notice was properly served and published, as required under K.A.R. 82-3-135a, at least 15 days before the issuance of this Order.

7. No protest was filed under K.A.R. 82-3-135b.

8. The operator successfully tested the subject well(s) for mechanical integrity.

9. Commission Staff met internally and reviewed the application. Staff determined that the application and the mechanical integrity test(s) were sufficient to support the administrative grant of this application. Accordingly, Staff has proposed to the Commission this Order granting the application without the need for a hearing.

### **III. CONCLUSIONS OF LAW**

10. The Commission has jurisdiction over the operator and this matter.

11. The application was filed in accordance with the rules and regulations of the Commission and Kansas statutes.

12. Notice was properly served and published.

13. Based on the available facts, the Commission finds that the application should be granted to prevent waste and protect correlative rights, because the operator has demonstrated a potential future use for the well(s), and there is not a present a threat to fresh and usable water.

#### **THEREFORE, THE COMMISSION ORDERS:**

A. The application for an exception to the 10-year limit on TA status for the subject well(s) is granted for three years, which is calculated from the date the application was filed. The operator must file annual TA forms for the subject well(s). The first TA form(s) shall be filed within 30 days.

B. This Order is a summary proceeding pursuant to K.S.A. 77-537, which provides in paragraph (b)(4) that summary proceedings are not effective until the time for requesting a hearing has expired. K.S.A. 77-542 provides that a request for hearing shall be filed within 15 days of any agency notice resulting in a right to request a hearing. If service of this Order is by mail, three days are added to the deadline. Any party taking an action permitted by this summary proceeding before the deadline for requesting a hearing has expired shall be deemed to have waived their right to a hearing pursuant to K.S.A. 77-504.


C. 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, 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.

D. The Commission retains jurisdiction of the subject matter and the parties and may enter additional orders as it deems appropriate.

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

Albrecht, Chair; Emler, Commissioner; Apple, Commissioner

Date:                     MAY 5 2015                    

  
\_\_\_\_\_  
Amy L. Gilbert  
Secretary

Date Mailed:           May 5, 2015          

LRP

**CERTIFICATE OF SERVICE**

I certify that on May 5, 2015, 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:

Stanford J. Smith, Jr.  
Martin, Pringle, Oliver, Wallace & Bauer, L.L.P.  
100 North Broadway, Suite 500  
Wichita, Kansas 67202  
*Attorney for Merit Energy Company, LLC*

Arlene Valliquette  
Merit Energy Company, LLC  
13727 Noel Rd., Ste. 1200  
Dallas, Texas 75240

Scott Alberg, KCC District #1  
210 E. Frontview, Suite A  
Dodge City, KS 67801

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

KCC OIL/GAS REGULATORY OFFICES

Date: 04/15/15

District: \_\_\_\_\_

Case #: \_\_\_\_\_

- New Situation
- Response to Request
- Follow-Up

- Lease Inspection
- Complaint
- Field Report

Operator License No: 32446  
 Op Name: Merit Energy Company, LLC  
 Address 1: 13727 Noel RD STE 1200  
 Address 2: \_\_\_\_\_  
 City: Dallas  
 State: TX Zip Code: 75240 -  
 Operator Phone #: (620) 655-3705

API Well Number: 15-081-21547-00-00  
 Spot: SE-NW-SW Sec 4 Twp 27 S Rng 33  E /  W  
 1572 (1582) Feet from  N /  S Line of Section  
 1017 (998) Feet from  E /  W Line of Section  
 GPS: Lat: 37.72653 Long: 100.94036 Date: 4/15/15  
 Lease Name: Atkins N Well #: 3  
 County: Haskell

Reason for Investigation:

Company requested state witness of casing test

Problem:

Denied TA/ 10 year rule

Persons Contacted:

Jude Haas

Findings:

TD 5400'  
 Surface casing 8.625" @ 1913'  
 Production casing 5.5" @ 5384'  
 Port collar @ 3183'  
 Morrow perms: 5084' to 5100'  
 CIBP @ 5034'  
 K&L tank service pressured 5.5" casing to 335 psi and held for 30 minutes

Action/Recommendations:

Follow Up Required  Yes  No

Date: \_\_\_\_\_

None, satisfactory casing test

Entered in RBDMS 4/17/15

Verification Sources:

Photos Taken: \_\_\_\_\_

- RBDMS
- T-I Database
- Other: On-site inspection
- KGS
- District Files
- TA Program
- Courthouse

By: Larry Harris

Retain 1 Copy District Office  
 Send 1 Copy to Conservation Division

Form: \_\_\_\_\_

Conservation Division  
District Office No. 1  
210 E. Frontview, Suite A  
Dodge City, KS 67801



Phone: 620-225-8888  
Fax: 620-225-8885  
<http://kcc.ks.gov/>

Shari Feist Albrecht, Chair  
Jay Scott Emler, Commissioner  
Pat Apple, Commissioner

Sam Brownback, Governor

May 11, 2015

Janna Burton  
Merit Energy Company, LLC  
13727 NOEL RD STE 1200  
DALLAS, TX 75240

Re: Temporary Abandonment  
API 15-081-21547-00-00  
ATKINS N 3  
SW/4 Sec.04-27S-33W  
Haskell County, Kansas

Dear Janna Burton:

Your temporary abandonment (TA) application for the well listed above has been approved. In accordance with K.A.R. 82-3-111 the TA status of this well will expire 04/01/2016.

Your exception application expires on 04/01/2018.

- \* If you return this well to service or plug it, please notify the District Office.
- \* If you sell this well you are required to file a Transfer of Operator form, T-1.
- \* If the well will remain temporarily abandoned, you must submit a new TA application, CP-111, before 04/01/2016.

You may contact me at the number above if you have questions.

Very truly yours,

Michele Pennington