

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



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

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

Sam Brownback, Governor

August 17, 2015

Whitetail Crude, Inc.
PO Box 544
Ness City, KS 67560

Re: Fritzier 3
SE/4 Sec. 03-23S-24W
Hodgeman County, Kansas
15-083-21906-00-00

Dear Sir or Madam:

This letter is to inform you that you have been granted an additional extension of time in which to close the drilling pits associated with the Fritzier 3 well.

The original 365 days for closure expired on 04/11/2015. This extension will expire 10/11/2015. **No additional extensions will be granted.** In the event there is water standing in these pits, please dewater and dispose of fluids in an authorized disposal facility to expedite closure. Extension of this time frame automatically extends the time period for filing the closure of surface pit form, **but not the time period for filing the waste transfer form (CDP-5).**

Failure to close the pit prior to the expiration date shall result in a monetary penalty in accordance with K.A.R. 82-3-602(a).

Please complete the pit closure form (CDP-4) through Kolar (Kansas On-Line Automated Reporting) at <https://kolar.kgs.ku.edu>.

If you have any questions in this regard, please do not hesitate to contact Kathy Haynes at (316) 337-6243.

Sincerely,

Ryan A. Hoffman
Director

Cc: File
District



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

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

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

Sam Brownback, Governor

June 15, 2015

Whitetail Crude, Inc.
PO Box 544
Ness City, KS 67560

Re: Fritzier 3
SE/4 Sec. 03-23S-24W
Hodgeman County, Kansas
15-083-21906-00-00

Dear Sir or Madam:

This letter is to inform you that you have been granted an extension of time in which to close the drilling pits associated with the Fritzier 3 well.

The original 365 days for closure expired on 04/11/2015. This extension will expire on 8/11/2015. We urge you to make every effort to close these pits within this time frame. In the event there is water standing in these pits, please dewater and dispose of fluids in an authorized disposal facility to expedite closure. Extension of this time frame automatically extends the time period for filing the closure of surface pit form, **but not the time period for filing the waste transfer form (CDP-5).**

*Failure to close the pit or request an additional extension prior to the expiration date shall result in a monetary penalty in accordance with K.A.R. 82-3-602(a). An additional pit extension may be renewed upon request, but **no pit permit extension shall be extended beyond six months after the original deadline.***

Please complete the pit closure form (CDP-4) through Kolar (Kansas On-Line Automated Reporting) at <https://kolar.kgs.ku.edu>.

If you have any questions in this regard, please do not hesitate to contact Kathy Haynes at (316) 337-6243.

Sincerely,

Ryan A. Hoffman
Director

Cc: File
District

**WHITETAIL CRUDE, INC.
P.O. BOX 544
NESS CITY, KS. 667560
(785) 798-7227**

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

Whitetail Crude's well the Fritzier #3 API #15-083-21906-00-00
Location of the Fritzier #3 is 3-23S-24W, NE/SW/SE/SE Hodgeman County.

The pits have not been closed due to a 6" rain in May, leaving the pits still very wet!

Thank You,
Ginger

Received
KANSAS CORPORATION COMMISSION
JUN 12 2015
CONSERVATION DIVISION
WICHITA, KS

**WHITETAIL CRUDE, INC.
P.O. BOX 544
NESS CITY, KS. 67560
785-798-3641**

**CONSERVATION DIVISION
ATTENTION: KATHY HAYNES
266 N. MAIN ST. STE 220
WICHITA, KS. 67202-1513**

It still has been raining and is too muddy to get into location of the FRITZLER #3. I would like to have an extension on our well if possible.

**Fritzler #3
SE/4 SEC. 03-23S-24W
HODGEMAN COUNTY, KANSAS
15-083-21906-00-00**

**Thank You,
Whitetail Crude, Inc.**

Ginger L. Fritzler

**Received
KANSAS CORPORATION COMMISSION
AUG 14 2015
CONSERVATION DIVISION
WICHITA, KS**

Kathy

15-083-21906
0000

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

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

In the matter of application of Whitetail Crude, Inc.,) Docket No. 16-CONS-590-CEXC
for an order granting an exception to the pit closure)
time limitations of K.A.R. 82-3-602(a)(2) at its)
Fritzler #3 located in the Southeast Quarter of Section)
3, Township 23 South, Range 24 West, Hodgeman)
County, Kansas.) License No. 31627

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. 82-3-602(a)(2) limits pit closure extensions to two three month extensions.

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 K.A.R. 82-3-602(a)(2) to extend the time to close the drilling pits at the Fritzler #3 well because of unusually heavy precipitation.

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.

III. CONCLUSIONS OF LAW

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

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

10. Notice was properly served and published.

11. The Commission concludes that good cause has been shown that an extension of time to close the drilling pits at the Fritzler #3 well should be granted. Granting the exception will not present a threat to fresh and usable water. The applicant should be granted 90 days from the date of this Order to close the drilling pits at the Fritzler #3 well.

THEREFORE, THE COMMISSION ORDERS:

A. Whitetail Crude, Inc. is granted 90 days from the date of this Order to close the drilling pits at the Fritzler #3 well.

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.

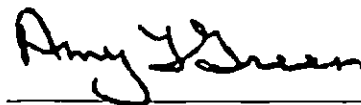
C. Any party affected by this Order may file with the Commission a petition for reconsideration pursuant to K.S.A. 77-529(a). The petition shall be filed within 15 days after service of this Order. If service of this Order is by mail, three days are added to the deadline. The petition shall be addressed 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: NOV 17 2015



Amy L. Green
Secretary to the Commission

Date Mailed: November 17, 2015

JM

CERTIFICATE OF SERVICE


I certify that on 11/17/15, 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:

Ginger Fritzier
Whitetail Crude, Inc.
14216 N. US Hwy. 283
P.O. Box 544
Ness City, KS 67560

Scott Alberg
KCC District Office No. 1
210 E. Frontview, Ste. A
Dodge City, KS 67801

And hand delivered to:

Kathy Haynes, KCC Central Office



John McCannon
Litigation Counsel
Kansas Corporation Commission

OCT 29 2015

LEGAL SECTION BEFORE THE STATE CORPORATION COMMISSION OF THE STATE OF KANSAS

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

16-CONS-590-CEXC

John McCannon
Attorney

In the Matter of Application of Whitetail Crude, Inc.,) Docket No.
for an Order Granting an Exception to the Pit Closure)
time limitations of K.A.R. 82-3-602(a)(2) at its Fritzier #3 Located) CONSERVATION DIVISION
in the Southeast Quarter of Section 03, Township 23South,)
Range 24 West, Hodgeman County, Kansas.) License No. 31627

APPLICATION

COMES NOW, Whitetail Crude, Inc., pursuant to K.A.R. 82-3-100 (b) files with the State Corporation Commission of the State of Kansas ("Commission") this Application requesting an order granting an exception to K.A.R. 82-3-602(a)(2) for the Fritzier #3 well (Subject Well) located in Hodgeman County, Kansas. In support of its Application, Whitetail Crude, states as follows:

1 Whitetail Crude, Inc. is a Kansas Company duly authorized by the Kansas Corporation Commission and is in good standing with the Kansas Secretary of State's office to do business in Kansas with a mailing address of P.O. Box 544, Ness City, Kansas 67560.

2 The Commission has issued Whitetail Crude, Inc. oil and gas operator's License No. 31627, which is in full force and effect through February 28, 2016.

3 Whitetail Crude, Inc. is the operator of the Fritzier #3 well located in Hodgeman County, Kansas:
The Southeast Quarter (SE/4) of Section 03, Township 23 South, Range 24 West.

4 K.A.R. 82-3-100 (b) states the commission may grant an exception to the requirements of any of its regulations. K.A.R. 82-3-602(a) (2) limits pit closure extensions to two three month extensions.

5 Whitetail Crude, Inc. requests that the Commission grant it an extension, pursuant to K.A.R. 82-3-100 (b), from the two three month extension limitation set forth in K.A.R. 82-3-602 (a)(2), and allow an additional time to close drilling pits associated with the Fritzier #3 well.

6 Whitetail Crude, Inc. submits that due to unseasonably heavy precipitation, additional time is needed to allow the mud to become completely dehydrated. Due to the ground conditions, the pits have not been back filled while they are still wet in order to prevent permanent damage to the farm ground. The extension will not cause environmental harm because the pits are lined in accordance with KCC regulations.

7 The names and addresses of the unleased mineral owners of record and operators or lessees of record within one half (1/2) mile of the Subject Well entitled to receive notice of this Application pursuant to K.A.R. 82-3-135a(b) are shown on the attached Exhibit "A".

8 Notice of this Application will be provided to all persons entitled thereto under K.A.R. 82-3-135a (b) and will be published in the *Wichita Eagle* and the *Jetmore Republican* pursuant to K.A.R. 82-3-13Sa (d) and will therefore be lawful and proper in all respects. Each publisher's Affidavit of Publication will be provided to the Commission upon receipt.

WHEREFORE, Whitetail Crude, Inc. prays that this Application be docketed by the Commission and that if no written protest is received within fifteen (15) days after Notice of the Application is published and has been duly provided to all interested parties, that the Commission issue an order administratively granting Whitetail Crude, Inc.'s request for an exception to the two three month extension time limitations set forth in K.A.R. 82-3-602(a)(2) and allow additional time for the drilling pits to dry up and be properly closed soon after. In the event a timely and proper protest is filed with the Commission, Whitetail Crude, Inc. requests that the Commission set this Application for hearing and, upon such hearing, grant the requested order for exception and afford such other and further relief as the Commission deems necessary and proper.

Respectfully submitted,

By: 
Ginger L. Fritzler
Secretary/Treasurer

Whitetail Crude, Inc.
14216 N. US Hwy 283
P.O. Box 544
Ness City, Ks. 67560
Office (785) 798-3641
Fax (785) 798-3869
Email: whitetailcrude@yahoo.com

Exhibit A

Offsetting Operator Name & Address

Lease Location

Whitetail Crude, Inc.
14216 N. US Hwy 283
Ness City, Ks. 67560
(785) 798-3641

Fritzler #3 Lease; SE/4 Sec 03-23S-24W
Knoefler 1 Lease; N/2 NW/4 Sec11-23S-24W
Sinclair #1 Lease; SE/4 SE/4 Sec3-23S-24W

Coats Energy, Inc.
1312 Virginia
Derby, Ks. 67037
(316) 788-5807

Wilson 1 Lease; NE/4 NE/4 Sec 10-23S-24W

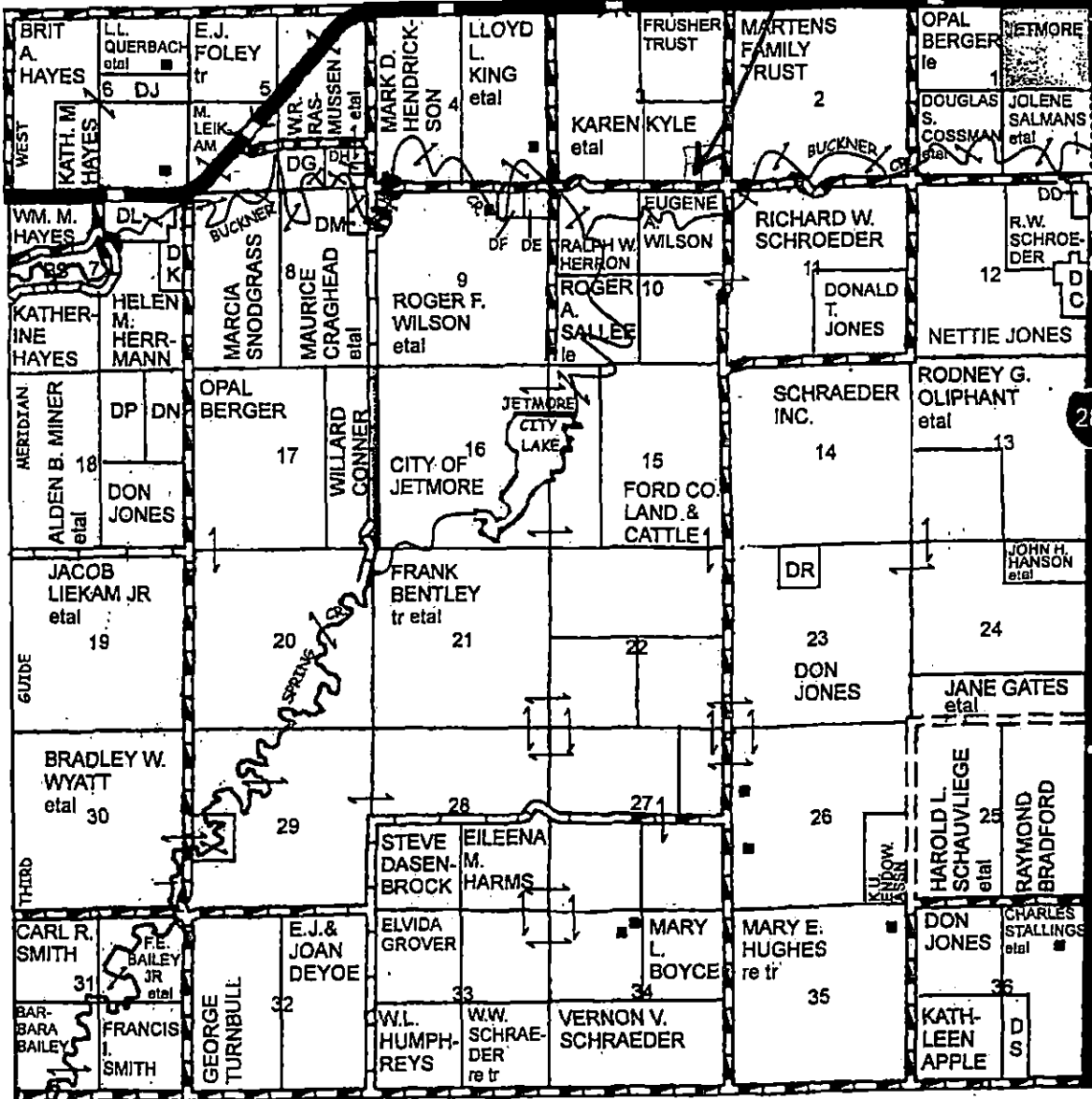
MAP 15

R24W

JOINS MAP 9

well location

JOINS MAP 14
T23S



283

JOINS MAP 16

JOINS MAP 21

BEFORE THE STATE CORPORATION COMMISSION OF THE STATE OF KANSAS

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

In the Matter of Application of Whitetail Crude, Inc. for an) Docket No.
Order Granting an Exception to the Pit Closure)
time limitations of K.A.R. 82-3-602(a)(2) at its Fritzier #3 unit) CONSERVATION DIVISION
Located in the Southeast Quarter of Section 03, Township 23)
South, Range 24 West, Hodgeman County, Kansas.) License No. 31627

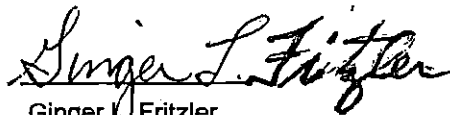
NOTICE OF APPLICATION

TO: ALL OIL AND GAS OFFSETTING OPERATORS, LEASE HOLDERS AND UNLEASED MINERAL OWNERS
AND ALL PERSONS CONCERNED:

You and each one of you are hereby notified that Whitetail Crude, Inc. has filed an Application with the Kansas Corporation Commission ("Commission") requesting an order granting an exception from the Pit Closure time limitations of K.A.R. 82-3-602 at its Fritzier #3 well in Section 03, Township 23 South, Range 24 West, Hodgeman County, Kansas.

The application is pending with the Commission. Any persons who object or protest to such Application shall be required to file their objections or protests in writing with the Commission within fifteen days from the date of this publication. If a written notice is not timely filed, the application may be determined administratively by the Commission and may thereby be granted without hearing or further notice to any interested party. All objections and protests shall clearly state the reasons why granting the application will cause waste or threaten fresh and usable water. Objections or protests shall be mailed to the Kansas Corporation Commission, Conservation Division, 266 N. Main Street, Suite 220, Wichita, Kansas 67202, with a copy to applicant listed below.

All parties in any way interested or concerned shall take notice of the foregoing and govern themselves accordingly.



Ginger L. Fritzier
Secretary/Treasurer

Whitetail Crude, Inc.
14216 N. US Hwy 283
P.O. Box 544
Ness City, Kansas 67560
Office (785) 798-3641
Fax (785) 798-3869

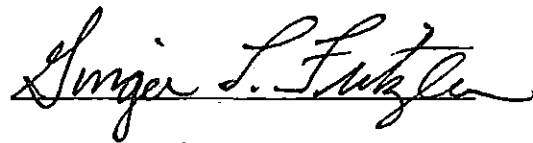
RECEIVED
KANSAS CORPORATION COMMISSION

OCT 29 2015

LEGAL SECTION

CERTIFICATE OF SERVICE

I, Ginger L. Fritzler, hereby certify that on this 16th day of October, 2015, I caused the original of the foregoing Application with the attached "Exhibit A" and the Notice of Application to be filed with the Conservation Division of the State Corporation Commission of the State of Kansas, and caused true and correct copies of the same to be deposited in the United States Mail, first class, postage prepaid, and properly addressed to the parties listed on "Exhibit A" to the Applications.

A handwritten signature in cursive script that reads "Ginger L. Fritzler". The signature is written in black ink and is positioned above the printed name.

Ginger L. Fritzler