

June 2, 2016

Kansas Corporation Commission  
Conservation Division  
State Office Building, Room 2078  
130 South Market  
Wichita, Kansas 67202

Re: DOCKET NO. 16-CONS-4029-CEXC  
Conservation Division  
License No: 34089

Dear Sirs;

Please consider this letter as a formal protest to the above stated matter which requests an exception to the 10-year limitation on the amount of time during which a well may be temporarily abandoned for the Diamond Sleeper 1-25 well. The well (API 15-175-20550) is located in the Center of the West Half of the Northwest Quarter of the Southeast Quarter of Section 25, Township 33, Range 31West, in Seward County Kansas.

I have owned the property and minerals on this quarter of land since June 16, 1992, and have no record of any royalties paid from this well since I have owned it. We feel the subject well has been abandoned for much longer than 10 years; it has been abandoned for at least the 24 years I have owned the property. I believe this well belonged to me.

I bought the surface and minerals from Helen Reiss Sleeper by contract. The deed was recorded in Seward County on May 20, 1994 in book 452 of General Record at page 081. The company operating the subject well and another well located on the same quarter south of the subject location, (called Sleeper 1-25, now operated by Oil Producers, Inc. of Kansas) was operated, at that time, by Nelson Escue, owner of National Oil Company. We believe the owner, or part owner, of Agricultural Energy Services, is Monte Escue, son of Nelson Escue.

On, or about May 13, 2016, Agricultural Energy Services came upon the subject property, without any notification to me, the land and mineral owner, or to the current farmer/tenant. The ground was freshly planted to irrigated corn, and had been watered and was very muddy. When the tenant happened to find the men and equipment at the edge of the property, he asked them to wait a week to 10 days to allow the ground to dry out to prevent deep tracks from their equipment. He knew their activity would destroy the emerging corn crop and create a large problem with tracks in the field. They said they would wait. When the tenant returned later that same day, the rig was already up at the well site, and he could see they had totally disregarded his request. It was so muddy in the irrigated circle, they had to pull their heavy trucks in and out of the field with the bulldozer, which, of course, left many deep ruts across the planted corn field.

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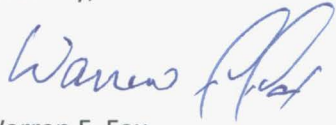
LEGAL SECTION

Since that day, Agricultural Energy Services has entered the property again to load up all the tubing that they pulled, without any notification to the land/mineral owner or the tenant. I feel that, after 24 years without production, they had no right or title to any of the equipment or tubing left on the property, to any mineral holdings or to possible future production from this particular well site. They have not yet contacted me or the tenant regarding the damages they caused to the land and growing crops.

I have a question regarding the acquisition of the subject well. When did Agricultural Energy Services buy this well, and from whom did they purchase it? I have no knowledge or correspondence notifying me that the transfer of ownership had occurred. After being abandoned for 24 years, how can any company lay claim to this well?

Thank you for your consideration.

Sincerely,

A handwritten signature in blue ink, appearing to read "Warren F. Fox".

Warren F. Fox  
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