

APR 12 2012
LEGAL SECTION

BEFORE THE STATE CORPORATION COMMISSION
OF THE STATE OF KANSAS

BEFORE COMMISSIONERS: MARK SIEVERS, CHAIR
WARD LOYD
THOMAS E. WRIGHT

IN THE MATTER OF THE APPLICATION OF)
JOHN C. MEARS, FOR AN ORDER GRANTING)
A WELL LOCATION EXCEPTION FOR AND)
ASSIGNING A FULL ALLOWABLE AT THE)
APPROPRIATE TIME TO THE APPLICANT'S)
SHOCKLEY-SIZEMORE 33 WELL, SHOCKLEY-)
SIZEMORE 34 WELL, SHOCKLEY-SIZEMORE)
35 WELL, AND SHOCKLEY-SIZEMORE 36)
WELL LOCATED IN THE NORTH HALF OF)
THE SOUTHEAST QUARTER OF SECTION)
34, TOWNSHIP 26 SOUTH, RANGE 16 EAST,)
WOODSON COUNTY, KANSAS)
_____)

DKT. NO. 12-CONS-257-CWLE

OPERATOR NO. 33718
CONSERVATION DIVISION

APPLICATION

COMES NOW John C. Mears, and for his application, states and alleges as follows:

1. That John C. Mears ("Mears") is a resident of the State of Kansas. Mears' correct post office address is 4100 – 240th Road, Chanute, KS 66720.

2. Mears has been issued license number 33718 by the State Corporation Commission of the State of Kansas as an operator. The license is in good standing.

3. Applicant is the operator of a certain oil and gas lease or leases covering the following land:

The Southeast Quarter (SE/4) of Section 34, Township 26 South, Range 16, East of the 6th P.M., Woodson County, Kansas.

4. The Applicant proposes to drill the Shockley Wells 33 through 36 inclusive (hereinafter, "subject wells") at the following locations:

Shockley-Sizemore Well 33	2512 feet FSSL and 1152 feet FESL
Shockley-Sizemore Well 34	2553 feet FSSL and 1444 feet FESL
Shockley-Sizemore Well 35	2575 feet FSSL and 1709 feet FESL
Shockley-Sizemore Well 36	2611 feet FSSL and 2076 feet FESL

said South section line and East section line being of Section 34, Township 26 South, Range 16, East of the 6th P.M., Woodson County, Kansas. The applicant believes that the subject wells will all be reasonably productive of oil and/or gas from the Bartlesville formation.

5. The Shockley-Sizemore wells #33, #34, #35, and #36 will be subject to the general rules and regulations of the Kansas Corporation Commission for the production of oil and gas as set forth in K.A.R. §82-3-100, *et seq.*

6. K.A.R. §82-3-108(b) provides that oil wells shall be located at least 165 feet from any lease boundary. Pursuant to K.A.R. §82-3-108(c) & (d), Mears seeks an exception to the general well location restrictions for the Shockley-Sizemore wells #33, #34, #35, and #36 .

7. Pursuant to K.A.R. §82-3-108(e), a plat showing the location of the property on which the Shockley-Sizemore wells #33, #34, #35, and #36 will be located, all other wells located on that property, and all other wells located on the acreage within 1,320 feet of the Shockley-Sizemore wells #33, #34, #35, and #36 is attached hereto as Exhibit "A".

8. K.A.R. §82-3-108(b) of the Commission State-wide Regulations provides that no well in Woodson County can be drilled closer than 165 feet from any lease or unit boundary line unless a well location exception is granted by the Commission upon the filing of an appropriate application. An exception to the well location restrictions of K.A.R. §82-3-108(a) and (b) of the Commission State-wide Regulations is necessary because the subject wells are proposed to be located closer than 165 feet from the North boundary line of the pertinent oil and gas lease covering the subject lands.

9. Applicant is also the operator concerning any land located less than the minimum distance required by K.A.R. §82-3-108(b) from any of the four (4) wells referenced above. The surface and mineral owners of all land located less than the minimum distance required by

K.A.R. §82-1-108(b), namely John C. Mears and Juanita Mears, have consented to and waived any objection or rights to notice with regard to the application.

10. In accordance with K.A.R. §82-3-108(c), the applicant seeks an exception from the well location restrictions of the Commission State-wide Regulations for the four (4) subject wells. The applicant also seeks the assignment of a standard daily allowable to the subject wells.

11. The drilling of the subject wells at the proposed locations is necessary principally because the drilling pattern deemed most favorable for exploration of the identified production source dictates movement incrementally to the North. Unless the exception is allowed, applicant will not be able to fully explore and develop the area to the maximum advantage of applicant and applicant's royalty interest holders.

The granting of the well location exception sought herein and the assignment of a standard daily allowable are necessary in order to prevent waste and to protect the correlative rights of the applicant and the applicant's royalty interest owners under the oil and gas lease or leases covering the subject lands, because applicant will not otherwise be able to produce the oil and/or gas reserves underlying the subject lands in an effective and efficient manner. The granting of the relief sought herein by the applicant will not violate the correlative rights of any other interested party. Therefore, an exception from the well location restrictions of K.A.R. §82-3-108(a) should be granted for the subject wells and the wells should be assigned a full standard daily allowable.

12. Attached hereto and made a part of this Application, marked Exhibit "B", is a tabular listing of the names and addresses of offset operators, un-leased mineral interest owners, lessors on offsetting leases which are operated by applicant, and all other persons known to the applicant and who are entitled to notice of this Application pursuant to Kansas Administrative

Regulations. Those persons and entities which are described in K.A.R. §82-3-108(d)(3) and are known to the applicant are named in this tabular listing.

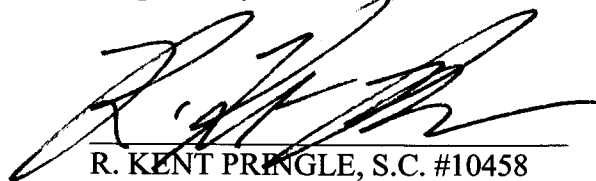
13. The applicant has sent by regular mail a copy of this Application and Notice of Application to each offset operator, un-leased mineral owner, lessor of offset leases operated by the applicant, and other persons listed in Exhibit "B" attached hereto.

14. Notice of this Application for well location exceptions will be published in The Wichita Eagle newspaper and in The Yates Center News newspaper in Woodson County, Kansas. Notice of this Application for well location exceptions will also be given in accordance with the provisions of K.A.R. §82-3-135a(b).

15. The proposed Notices of Intent to Drill for each of the four (4) wells (required by K.A.R. §82-3-103) is attached to this Application.

WHEREFORE, applicant prays that this cause be docketed and that, in the event no protest is made to the Commission within that time period provided, an Order be entered granting a well location exception for the applicant's Shockley-Sizemore #33, #34, #35, and #36 wells and, further, that the Commission assign to said wells a full standard daily allowable as set forth in the Application at the appropriate time.

Respectively submitted,



R. KENT PRINGLE, S.C. #10458
221 W. Main, P.O. Box 748
Chanute, KS 66720
Telephone (620) 431-2202
Email: rkpringle@hotmail.com
Attorney for Applicant

VERIFICATION

STATE OF KANSAS)
) ss:
COUNTY OF NEOSHO)

John C. Mears, of lawful age, being first duly sworn, upon oath states:

That he is the applicant herein, that he has read the above and foregoing Application, knows the contents thereof, knows that all the statements made therein are true.

John C. Mears
John C. Mears

SUBSCRIBED AND SWORN TO before me this 8th day of March, 2012.

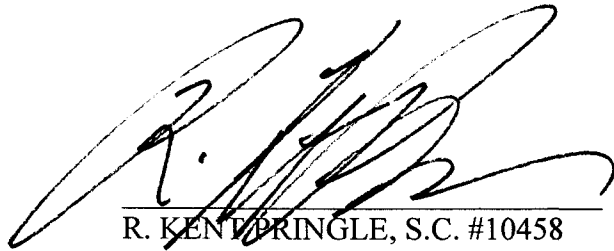
My appointment expires: August 4, 2013

Jacqueline Rice
Notary Public



CERTIFICATION OF SERVICE

I hereby certify that on this 10th day of April, 2012, 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 each party set forth on Exhibit "B" attached to said Application filed by John C. Mears, and the original and seven (7) copies were deposited in the United States Mail, postage prepaid, and properly addressed to the Kansas Corporation Commission.



R. KENT PRINGLE, S.C. #10458
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Chanute, KS 66720
Telephone (620) 431-2202
Email: rkpringle@hotmail.com
Attorney for Applicant

EXHIBIT "B"

John C. Mears
Juanita Mears
4100 – 240th Road
Chanute, KS 66720

Terry and Beth A. Shockley Living Trust
17698 2400th Road
Buffalo, KS 66717

Terry A. Sizemore
Rhonda J. Sizemore
R.R. 1
Buffalo, KS 66717

Frank B. Hempen
6158 Ashcroft Road
Greely, CO 80634

Marjorie L. Shockley Living Trust
20932 US Hwy. 75
Buffalo, KS 66717

Leis & Davis
Steven A. Leis
1092 Osage Road
Yates Center, KS 66783

Leis & Davis
John T. Davis
1229 Hwy. 54
Yates Center, KS 66783

Thema W. Offenbacker Revocable Trust
478 Alabama Road
Chanute, KS 66720

Emery Proper
2062 10th Road
Chanute, KS 66720

THE STATE CORPORATION COMMISSION
OF THE STATE OF KANSAS

BEFORE COMMISSIONERS: MARK SIEVERS, CHAIR
WARD LOYD
THOMAS E. WRIGHT

IN THE MATTER OF THE APPLICATION OF
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WELL LOCATED IN THE NORTH HALF OF
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34, TOWNSHIP 26 SOUTH, RANGE 16 EAST,
WOODSON COUNTY, KANSAS

DKT. NO.

OPERATOR NO. 33718
CONSERVATION DIVISION

NOTICE OF APPLICATION

TO: ALL OIL AND GAS PRODUCERS, UNLEASED MINERAL INTEREST OWNERS, LANDOWNERS,
AND ALL PERSONS WHOMSOEVER CONCERNED:

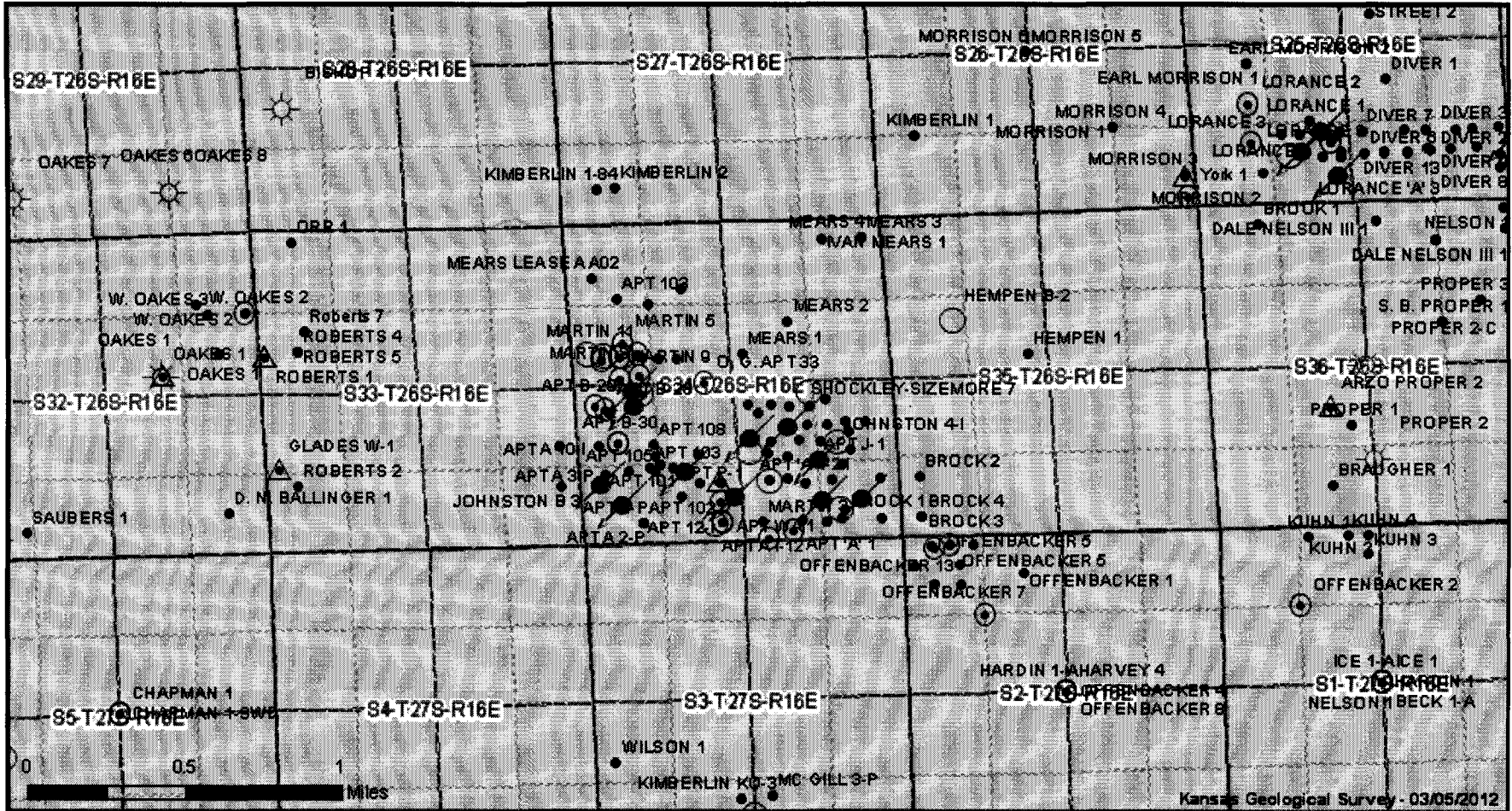
You, and each of you, are hereby notified that John C. Mears has filed an Application for location exceptions and assignment of a standard daily allowance for his Shockley-Sizemore Well 33 which is to be located 2512 feet from the South Section Line (FSSL) and 1152 feet from the East Section Line (FESL), his Shockley-Sizemore Well 34 which is to be located 2553 feet FSSL and 1444 feet FESL, his Shockley-Sizemore Well 35 which is to be located 2575 feet FSSL and 1709 feet FESL, and his Shockley-Sizemore Well 36 which is to be located 2611 feet FSSL and 2076 feet FESL all in the Southeast Quarter (SE/4) of Section 34, Township 26 South, Range 16, East of the 6th P.M., Woodson County, Kansas.

Any persons who object or protest to such Application shall be required to file their objections or complaints with the State Corporation Commission of the State of Kansas within fifteen (15) days from the date of this publication. If a protest is not timely filed, with the Commission, the Application will be determined administratively by the Commission and may thereby be granted without a hearing or further notice to any interested party. The Objection or complaint shall state the reasons why the proposed location exceptions as contained in the Application will violate correlative rights or cause waste. Objections or complaints shall be mailed to the Kansas Corporation Commission, Conservation Division, 130 South Market, Suite 2078, Wichita, KS 67202, with a copy to the applicant's attorney listed below.

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

R. KENT PRINGLE
221 W. Main, P.O. Box 748
Chanute, KS 66720
Telephone (620) 431-2202
Attorney for John C. Mears

John C. Mears - Shockley/Sizemore Lease SE1/4 34-T26-R16



Application of John C. Mears for well location exception Shockley/Sizemore Wells 33, 34, 35 & 36 Broader View to Supplement

- Coal Bed Methane
- Coal Bed Methane - Plugged and Abandoned
- ◇ Dry and Abandoned
- Enhanced Oil Recovery
- Enhanced Oil Recovery - Plugged/Abandoned
- ⊗ Gas
- ⊗ Gas - Plugged and Abandoned
- ◇ Injection
- ◇ Injection - Plugged and Abandoned
- Intent
- Location
- ★ Oil and Gas
- ★ Oil and Gas - Plugged and Abandoned
- Oil
- Oil - Plugged and Abandoned
- Other
- ⊗ Other - Plugged and Abandoned
- △ Salt Water Disposal
- △ Salt Water Disposal - Plugged and Abandoned
- WWCS Water Well
- WWCS Water Well - Plugged