

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

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

In the Matter of a Compliance Agreement between) Docket No: 16-CONS-3876-CMSC
Steven A. Leis and Commission Staff regarding)
bringing the twenty-eight wells in Woodson County) CONSERVATION DIVISION
into compliance with K.A.R. 82-3-111)
License No. 33900

NOTICE OF JUDGMENT REGARDING ACCESS

Pursuant to the Response to Motion for Additional Time or Release from Obligation filed by Intervenor L.D. McCormick and Cheryl McCormick (“McCormicks”), the McCormicks, by and through Robert J. Vincze and Charles C. Steincamp of Depew Gillen Rathbun & McInteer, LC, hereby advise the Commission of the entry in the District Court of Woodson County, Kansas, of a Journal Entry of Judgment covering access matters, a true and correct copy of which is attached hereto as Exhibit A.

Respectfully submitted,

DEPEW GILLEN RATHBUN & McINTEER, LC
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Office (316) 262-4000
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By /s/Robert J. Vincze
Robert J. Vincze #14101
Charles C. Steincamp #16086
Attorneys for Intervenor
L.D. McCormick and Cheryl McCormick

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the above and foregoing Notice of Judgement Regarding Access was served on the following by placing a copy of the same in the United States mail, postage prepaid, or sent via facsimile:

Original to: Agency Head
Kansas Corporation Commission
Conservation Division
266 North Main, Suite 220
Wichita, Kansas 67202
Fax 316 337-6211

With copies to the following:

Jonathan R. Myers
Litigation Counsel
Kansas Corporation Commission
266 North Main, Suite 220
Wichita, Kansas 67202

David J. Bideau
BIDEAU LAW OFFICES, LLC
18 North Forest
PO Box 945
Chanute, Kansas 66720-0945

John Almond
Kansas Corporation Commission
Conservation Division – District 3 Office
1500 West 7th Street
Chanute, Kansas 66720

Steven A. Leis
135 30th Road
Yates Center, Kansas 66783

Stanley R. Ausemus, Chartered
Attorney at Law
413 Commercial
P.O. Box 1083
Emporia, Kansas 66801
Attorney for Steven A. Leis

this 26th day of April 2017.

/s/Robert J. Vincze
Robert J. Vincze #14101
Attorney for Intervenors
L.D. McCormick and Cheryl McCormick

ELECTRONICALLY FILED
2017 Apr 25 AM 10:09
CLERK OF THE WOODSON COUNTY DISTRICT COURT
CASE NUMBER: 2016-CV-000010



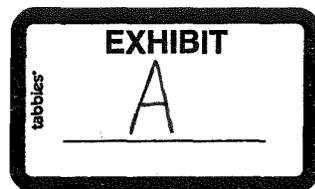
Court: Woodson County District Court
Case Number: 2016-CV-000010
Case Title: Steven Leis vs. Leonard Dean McCormick, et al.
Type: Journal Entry of Judgment

SO ORDERED.

A handwritten signature in black ink, appearing to be "D. Rogers", is written over the text "SO ORDERED."

/s/ Honorable David Rogers, District Judge

Electronically signed on 2017-04-25 10:09:00 page 1 of 4



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**IN THE THIRTY-FIRST JUDICIAL DISTRICT
DISTRICT COURT, WOODSON COUNTY, KANSAS
CIVIL DEPARTMENT**

STEVEN A. LEIS)	
)	
Plaintiff,)	
)	
v.)	
)	
L.D. MCCORMICK and)	
CHERYL MCCORMICK)	Case No. 2016-CV-000010
)	
)	
Defendants.)	
)	

Pursuant to Kan. Stat. Ann. Chapter 60

JOURNAL ENTRY OF JUDGMENT

NOW on this 21st day of April 2017, the parties' cross motions for restraining orders in the above-entitled matter come before the Court for hearing. Plaintiff, Steven A. Leis ("Leis") appears by and through Stanley R. Ausemus of Stanley R. Ausemus, Chartered. Defendants, L. D. McCormick and Cheryl McCormick ("McCormicks"), appear by and through Charles C. Steincamp and Robert J. Vincze of Depew Gillen Rathbun & McInteer, LC. There are no other appearances

The Court, after hearing the statements and argument of counsel, reviewing the cross motions for restraining orders, responses and replies thereto, and being duly advised in the premises, finds as follows:

1. That prior to access to the Defendants' land to plug wells, Plaintiff's insurance agent shall provide a certificate of insurance to Defendants showing Plaintiff, Steven A. Leis, insured, has current commercial general liability insurance coverage in an amount of at least \$1,000,000 per occurrence and \$2,000,000 in the general aggregate; automobile liability insurance coverage for hired autos in an amount of \$1,000,000 combined single limit for each accident; and statutory workers' compensation and employee liability insurance, all with an insurer of Best's Rating BBB or above.

2. That Plaintiff shall name and maintain Defendants as additional insureds on the commercial general liability policy referenced above, with the Defendants to pay the cost for such endorsement.

3. That Plaintiff shall request access to Defendants' land by 48-hours' notice by text to L.D. McCormick.

4. That Plaintiff shall not access Defendants' land within 72-hours after a rain event of ½" or more or a snow melt of 6" or more.

5. That Plaintiff shall only plug wells and conduct related operations on Defendants' land on Monday through Friday.

6. That to the extent practicable, Plaintiff shall utilize existing roads on Defendants' land to access well sites; and if there is no road to a well, then Plaintiff shall use the most reasonable and direct route thereto.

7. Costs are assessed to the parties incurring the same.

IT IS SO ORDERED, EFFECTIVE APRIL 21, 2017.

READ AND APPROVED BY:

STANLEY R. AUSEMUS, CHARTERED

By /s/ Stanley R. Ausemus
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