

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

In the matter of determining the responsibility)	Docket No.: 25-CONS-3139-CSHO
of Cyclone Petroleum, Incorporated (Operator))	
for the Swaim #1 and Swaim B #1 wells in)	CONSERVATION DIVISION
Section 7, Township 35 South, Range 3 East,)	
<u>Cowley County, Kansas.</u>)	License No.: 30253

PRE-FILED DIRECT TESTIMONY OF

MARTIN MCCORGARY

ON BEHALF OF MARTIN MCCORGARY dba MCCORGARY OPERATIONS

AUGUST 28, 2025

1 **Q. What is your name and business address?**

2 A. Martin McCorgary, 1180 322nd Rd., Arkansas City, KS 67005

3 **Q. By whom are you employed and in what capacity?**

4 A. I am a self-employed farmer/rancher and have a small oil & gas operation.

5 **Q. Would you please briefly describe your background and work experience?**

6 A. I have been farming and ranching for 50+ years and have had a small oil & gas business
for 25+ years.

7 **Q. What duties does your position entail?**

8 A. I manage and operate the farming, ranching, and oil & gas operations.

9 **Q. Have you previously testified before this Commission concerning these matters?**

10 A. No.

11 **Q. What is the purpose of your testimony in this docket?**

12 A. To state the position that I, Martin McCorgary and/or Martin McCorgary dba McCorgary
13 Operations and/or McCorgary Operations, LLC are not responsible for any matters regarding
14 the wells mentioned.

15 **Q. What is your history with the wells in question?**

16 A. Bill Swaim and I farmed together for many years. He is now deceased (4-24-11), and I own
17 the property now.

18 The Swaim #1 & Swaim B #1 were drilled by Craig Bazil. I do not recall the name of the
19 company he worked for. About one year after drilling was completed, I was in the field
20 working ground when a carload of people showed up to look at the wells they had invested in.
21 They were investors out of Colorado.

22 I told them there had been no production and they noticed that the pits they had paid for
23 were not filled. After visiting with them about this matter, they said they wanted completely

1 out, as they said their dad in Denver was probably going to fire them.

2 I exchanged names with them, and they visited and discussed the lease with Bill Swaim,
3 who lived on the property. They called back a week later to give Bill his lease back. I visited
4 with Mr. Swaim and agreed to take the lease, clean up and produce. This agreement between
5 William P. Swaim, Trustee and Martin McCorgary was dated July 18, 2002, and filed in
6 Book 654, page 521.

7 I had dealt with Jim Haver on another lease in the same section of land. I was visiting with
8 Jim, and he said he would like to take the lease. I then visited with Bill Swaim and decided to
9 lease to Sundance Oil & Gas, LLC, which Jim Haver was President. Jim agreed to plug and
10 clean up the lease before any other drilling, as the original lease stated. This agreement
11 between Martin McCorgary and Sundance Oil & Gas, LLC was dated August 1, 2002, and
12 filed in Book 655, page 480.

13 Later on, Jim came to me and said he had money to drill now. I discussed it with Bill
14 Swaim and said that he could trust Jim Haver as he said he had to drill to get the money to plug
15 the Swaim #1 & Swaim B #1. I guess I was wrong in trusting Jim Haver.

16 The Sundance No. 7 was drilled and completed 10-25-2002. It produced a few years and
17 was abandoned. Sumner-Cowley Electric pulled the transformer and meter out. There is no
18 electric service or gas meter. Haver gave operation of this well to a Texas firm. The Texas
19 firm laid gas lines across two of my adjoining properties and did not have right-of-way. They
20 tried to pay 1/8 of gas sales of which there was no record of gas sales as there was no meter.

21 I showed the lease and that there was no electric or meter to Duane Krueger with the KCC.
22 Mr. Krueger ordered Cyclone to plug the Swaim #1 and Swaim B #1 wells. When a party
23 purchases a lease, it is assumed they will take over all aspects of the lease.

CERTIFICATE OF SERVICE

I, the undersigned, certify that a true and correct copy of the attached Testimony has been served to the following by means of electronic service on August 28, 2025.

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