

BEFORE THE STATE CORPORATION COMMISSION
OF THE STATE OF KANSAS

IN THE MATTER OF THE APPLICATION)	Docket No. 24-CONS- <u>3127</u> CWLE
OF FALCON EXPLORATION, INC.)	
FOR A WELL LOCATION EXCEPTION)	
FOR THE MASSEY #1 WELL IN)	License No. 5316
SECTION 10, TOWNSHIP 26 SOUTH, RANGE)	
3 EAST, BUTLER COUNTY, KANSAS)	CONSERVATION DIVISION
_____)	

APPLICATION

Falcon Exploration, Inc. ("Falcon") submits this Application, pursuant to K.A.R. §§ 82-3-108 and 82-3-203, for a well location exception and the assignment of an allowable for the Massey #1 well in Butler County, Kansas. In support of this Application, Falcon states as follows:

1. Falcon is a Kansas corporation with its principal place of business being at 125 N. Market Street, Suite 1252, Wichita, Kansas 67202.

2. Falcon is the owner and operator of oil and gas leases in Butler County, Kansas, covering 40 acres in the S/2 NW/4 of Section 10, Township 26 South, Range 3 East, Butler County, Kansas. Falcon seeks a well location exception for the drilling and production of oil from the Massey #1 well located on said oil and gas leases. The Massey #1 well will be located as follows:

2,490' FNL and 1,225' FWL of Section 10, Township 26 South, Range
3 East, Butler County, Kansas.

Said well will be drilled to and produce oil from the Mississippian formation.

3. There is no oil or gas production within one-half (1/2) mile of the Massey #1 location.

4. The location for the Massey #1 well was selected by Falcon as the most desirable location for the discovery and production of oil in commercial quantities based on Falcon's analysis and interpretation of all available geologic and geophysical data and information.

5. Pursuant to K.A.R. § 82-3-108(e), a plat showing the property on which the Massey #1 well is sought to be drilled, all other wells located on that property, and all other wells located on all adjacent properties is attached hereto as Exhibit "A."

6. K.A.R. § 82-3-108(a) provides that oil wells shall be located not less than 330' from any lease or unit boundary line. Pursuant to K.A.R. § 82-3-108(c) & (d), Falcon seeks an exception to the general well location restrictions for the Massey #1 well.

7. Because the Massey #1 will be located less than 330' from the nearest lease boundary a well location exception is necessary.

8. The land that is located less than 330' from the Massey #1 well is unleased. The owner of the minerals in and under that land is Linda G. Nelson, who also owns and undivided one-half (1/2) of the minerals in the land on which the Massey #1 well will be located. The oil and gas lease covering Ms. Nelson's interest in the 40-acre tract in the NW/4 of Section 10 contains the following provision:

Lessor also owns all of the oil, gas and other minerals in and under a tract of land that is located immediately south of the leased premises. Lessor has advised Lessee that Lessor may file an application with the Kansas Corporation Commission, pursuant to K.A.R. 82-3-108, asking for a well location exception enabling Lessee to drill a well on the leased premises at a location that is less than 330' from the Lessor's land located to the south. Lessor hereby waive and relinquishes Lessor's right to object or protest such an application by Lessee, and hereby consents to the drilling of a well at a location less than 330' from Lessor's land south of the leased premises.

Linda G. Nelson's mailing address is 18901 Sunrise Drive, Belton, MO 64012. A copy of this Application has been mailed to Ms. Nelson.

8. Because the owner of the mineral rights in the land located less than 330' from the Massey #1 well also owns mineral rights in the land on which that well will be located, has expressly consented to the drilling of that well at that location, and has waived her right to object or protest this Application, Falcon contends that producing oil from that well will not violate correlative rights.

9. Falcon requests that the allowable for the Massey #1 well be governed by the provisions of K.A.R. § 82-3-203(a), and that it be granted a full allowable.


10. Notice of this Application will be published in The Wichita Eagle newspaper and in the Butler County Times-Gazette, the official county newspaper in Butler County, Kansas.

11. The name and address of the owner of the minerals in the land that is located less than 330' from the Massey #1 well is shown in paragraph 7 above, and that land is unleased.

12. The production of oil from the Massey #1 well will neither cause waste nor violate correlative rights. In fact, granting the well location exception requested herein will prevent physical and economic waste.

WHEREFORE, for the reasons set forth herein, Falcon prays that, if no written protest is received by the Conservation Division within fifteen (15) days after notice of this Application has been duly published and served, this Commission grant Falcon's Application for a well location exception for the Massey #1 well as requested herein in accordance with the laws of the State of Kansas and the rules, regulations, and orders of this Commission.

FALCON EXPLORATION, INC.



David E. Bengtson (#12184)

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Wichita, Kansas 67206-6620

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Attorneys for Falcon Oil Company, Inc.

VERIFICATION

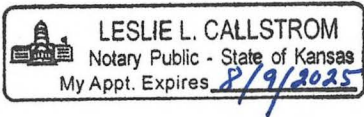
STATE OF KANSAS)
) ss:
COUNTY OF SEDGWICK)

David E. Bengtson, of lawful age, being first duly sworn upon oath states: that he is attorney for the Applicant named in the foregoing Application and is duly authorized to make this verification; that he has read the foregoing Application and knows the contents thereof and that the facts set forth therein are true and correct to the best of his information and belief.



David E. Bengtson

SUBSCRIBED AND SWORN to before me this 19th day of October, 2023.





Notary Public

My Appointment Expires:
August 9, 2025

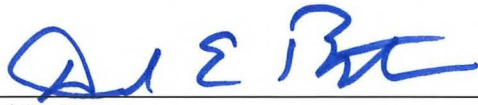
AFFIDAVIT OF MAILING

STATE OF KANSAS)
) ss:
COUNTY OF SEDGWICK)

David E. Bengtson, of lawful age, being first duly sworn upon oath states:

That on October 19, 2023, a true and correct copy of the Application and Notice of Filing of Application was mailed by U.S. Mail, postage prepaid, to the following:

Linda G. Nelson
18901 Sunrise Drive
Belton, MO 64012.



David E. Bengtson

SUBSCRIBED AND SWORN to before me this 19th day of October, 2023.

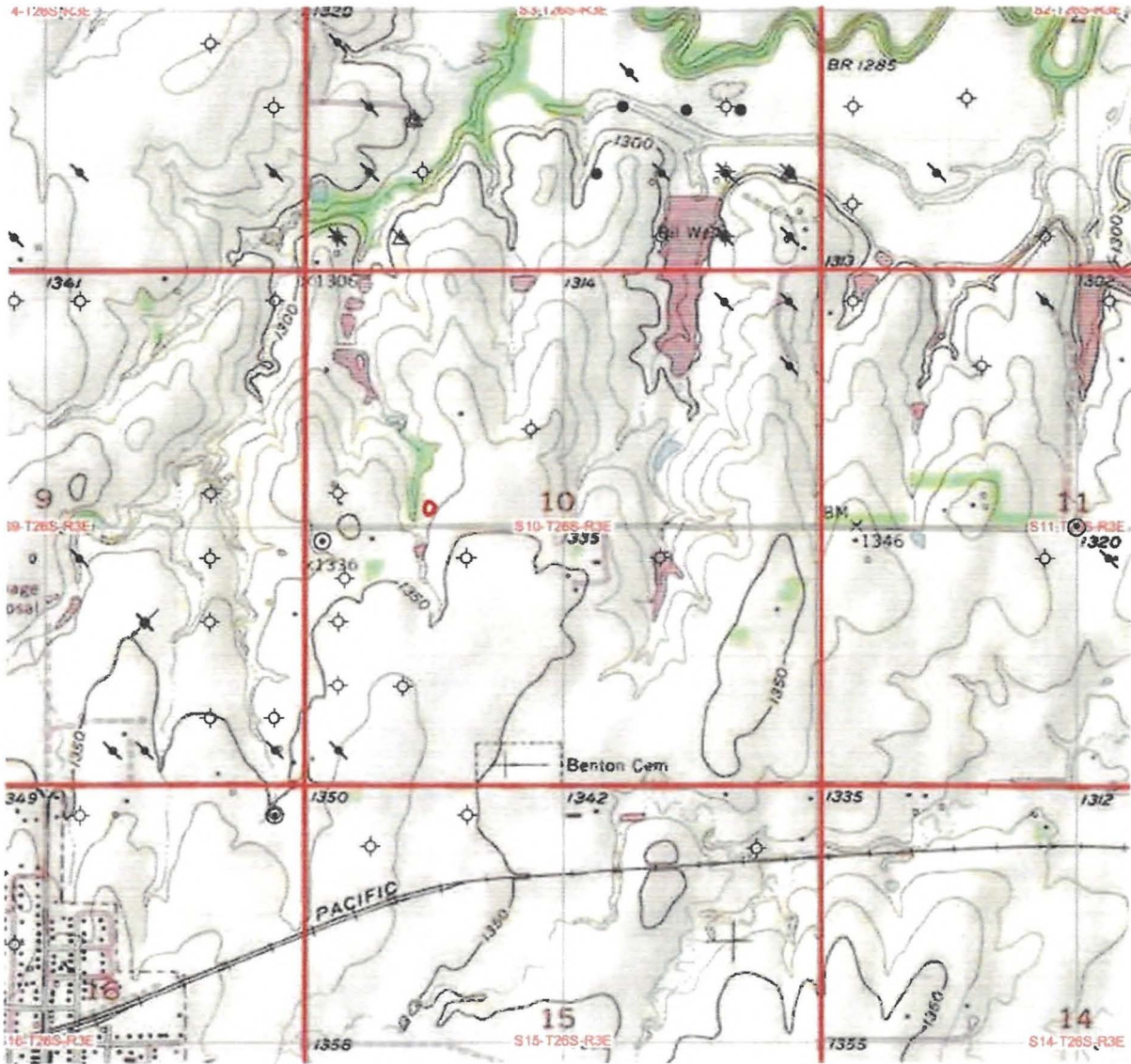




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Exhibit A



○ Location of the #1 Massey