

File No. **27818** 11. County: HS Basin: CROOKED CREEK Stream: Formation Code: 211/331 Special Use:

12. Points of Diversion
 CHK
 MOD
 DEL PDIV
 ENT

Rate and Quantity

Authorized Additional

Qualifier S T R ID 'N 'W Comment (AKA Line) Rate gpm Quantity af Rate gpm Quantity af Overlap PD Files

DEL 63344

ENT NENENW 10 30 32W 5244 2821 1200 592 1200 0

13. Storage: Rate _____ NF Quantity _____ ac/ft Additional Rate _____ NF Additional Quantity _____ ac/ft

14. Limitation: _____ af/ at _____ gpm (_____ cfs) when combined with file number(s) _____
 Limitation: _____ af/yr at _____ gpm (_____ cfs) when combined with file number(s) _____

15. 5YR Allocation: Allocation Type _____ Start Year _____ 5 YR Amount _____ Amount Unit _____ Base Acres _____ Comment _____

16. Place of Use CHK MOD DEL ENT	PUSE	S	T	R	ID	NE¼				NW¼				SW¼				SE¼				Total	Owner	Chg?	Overlap Files	
						NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼					
CHK 25287																							8a	Y	3261, 5065, 8172	

Base Acres: Year: Minimum Reasonable Quantity:

Comments:

Garden City Field Office
4532 W. Jones, Suite B
Garden City, KS 67846



Phone: 620-276-2901
Fax: 620-276-9315
www.agriculture.ks.gov

Mike Beam, Secretary

Laura Kelly, Governor

November 29, 2022

PETRA ENERGY LLC
PO BOX 310
SUBLETTE KS 67877

RE: Field Office Application for Change
Water Right, File Nos. 3261, 8172, 27818

Dear Sir:

Enclosed is an order executed by the designee of the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, approving the application for change under the above referenced file number.

Your attention is directed to the enclosures and to the terms, conditions, and limitations specified in this approval for change. A condition of this approval is that an acceptable water flow meter must be installed on the diversion works authorized under the referenced file number and meet current specifications. Please return the required notification of completion of the diversion works and installation of the required meter as soon as these actions are completed.

Since the order modifies the original document referred to above, it should be recorded with the Register of Deeds as other instruments affecting real estate.

The abandoned well must be plugged in accordance with the requirements of Article 30 of the Rules and Regulations as adopted by the Kansas Department of Health and Environment.

Should you have any questions, please feel free contact this office. If you would prefer, you could arrange an appointment for additional assistance.

Sincerely,


Michael A. Meyer
Water Commissioner

MAM:
Enclosures

CERTIFICATE OF SERVICE

On this 29th day of November 2022, I hereby certify that the foregoing Approval of Application for Change in Point of Diversion, Water Right, File Nos. 3,261, 8,172, 27,818 dated 29th day of November 2022 was mailed postage prepaid, first class, US mail to the following:

PETRA ENERGY LLC
PO BOX 310
SUBLETTE KS 67877

A handwritten signature in blue ink, reading "Julie Jones", is written over a horizontal line.

Division of Water Resources Staff

Submit completed application to:
 Kansas Department of Agriculture
 Division of Water Resources
 Field Office for your area.
 Call for address:
 Topeka -- (785) 296-5733
 Stafford -- (620) 234-5311
 Stockton -- (785) 425-6787
 Garden City -- (620) 276-2901
<http://agriculture.ks.gov/dwr>

DWR FIELD OFFICE APPLICATION FOR APPROVAL TO CHANGE THE PLACE OF USE AND/OR THE POINT OF DIVERSION



STATE OF KANSAS

Filing Fee Must Accompany the Application, K.S.A. 82a-708b(b), as amended.
 Fee Schedule is on the third page of this application form.

Paragraph Nos. 1, 2, 3 & 5 must be completed. Complete all other applicable portions. If change in point of diversion is greater than 100 feet, or if place of use will be changed, include a topographic map or detailed plat showing the authorized and proposed point(s) of diversion and/or place of use.

File No. 27818

RECEIVED
 3:28 PM
 NOV 21 2022
 Garden City Field Office
 Division of Water Resources

1. Application is hereby made for approval of the Chief Engineer to change the (check one or both):

Place of Use Point of Diversion

under the water right which is the subject of this application in accordance with the conditions described below.

The source of supply is: Groundwater Surface water

2. Name and address of Applicant: JAY STAPLETON

PO BOX 310 SUBLETTE, KS. 67877

Phone Number: (620)353-9487 Email address: _____

Name and address of Water Use Correspondent: JAY & KRISTI A STAPLETON

PO BOX 310 SUBLETTE, KS. 67877

Phone Number: (620)353-9487 Email address: _____

3. The presently authorized place of use is:

Owner of Land ---- NAME: NO CHANGE

ADDRESS: _____

(If there is more than one landowner, attach supplemental sheets as necessary.)

Sec.	Twp.	Range	NE¼				NW¼				SW¼				SE¼				TOTAL ACRES
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

4. If this application is for a change in place of use, it is proposed that the place of use be changed to:

Owner of Land ---- NAME: NO CHANGE Petra Energy LLC

ADDRESS: PO Box 310 Sublette KS 67877

(If there is more than one landowner, attach supplemental sheets as necessary.)

Sec.	Twp.	Range	NE¼				NW¼				SW¼				SE¼				TOTAL ACRES
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

For Office Use Only: Code _____ Fee \$ 100.00 TR # _____ Receipt Date 11-21-22 Check # 001092

5. **Presently authorized point of diversion:**
 One in the NE Quarter of the NE Quarter of the NW Quarter of Section 10, Township 30 South, Range 32 W, in HASKELL County, Kansas, 5060 feet North 2655 feet West of Southeast corner of section.
 Authorized Rate 1200GPM Authorized Quantity 592AF Depth of well _____ (feet)
(DWR use only: Computer ID No. 6 GPS _____ feet North _____ feet West)
 This point will not be changed This point will be changed as follows: No change, point better described with GPS as follows:
Proposed point of diversion: (Complete only if change is requested or if existing point is better described by GPS)
 One in the NE Quarter of the NE Quarter of the NW Quarter of Section 10, Township 30 South, Range 32 W, in HASKELL County, Kansas, 5244 feet North 2821 feet West of Southeast corner of section.
 Proposed Rate _____ Proposed Quantity _____ Proposed well depth (feet) 680
 This point is: Additional Well Geo Center List other water rights that will use this point _____

6. **Presently authorized point of diversion:**
 One in the _____ Quarter of the _____ Quarter of the _____ Quarter of Section _____, Township _____ South, Range _____ (E/W), in _____ County, Kansas, _____ feet North _____ feet West of Southeast corner of section.
 Authorized Rate _____ Authorized Quantity _____ Depth of well _____ (feet)
(DWR use only: Computer ID No. _____ GPS _____ feet North _____ feet West)
 This point will not be changed This point will be changed as follows: No change, point better described with GPS as follows:
Proposed point of diversion: (Complete only if change is requested or if existing point is better described by GPS)
 One in the _____ Quarter of the _____ Quarter of the _____ Quarter of Section _____, Township _____ South, Range _____ (E/W), in _____ County, Kansas, _____ feet North _____ feet West of Southeast corner of section.
 Proposed Rate _____ Proposed Quantity _____ Proposed well depth (feet) _____
 This point is: Additional Well Geo Center List other water rights that will use this point _____

7. The changes herein are desired for the following reasons?
 (please be specific) Lack of production on old PD

8. If a well, is the test hole log attached? Yes No

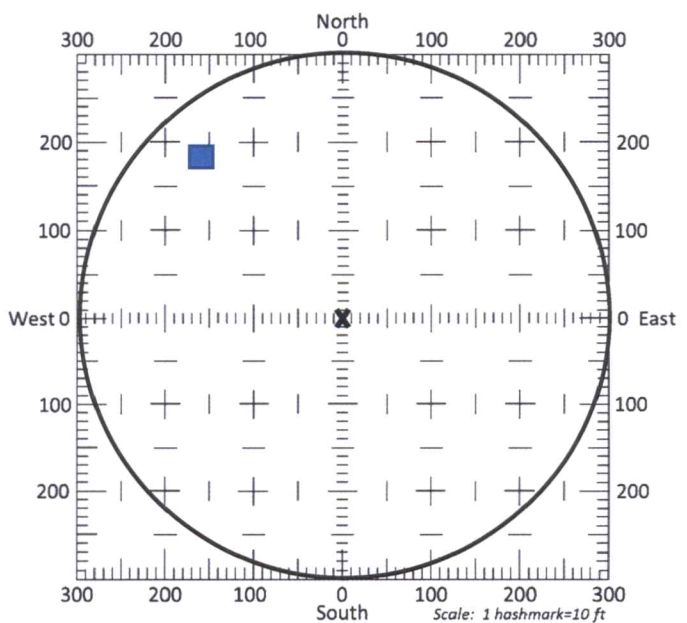
9. The change(s) (was)(will be) completed by?

10. If the point of diversion is a well:
 (a) What are you going to do with the old well?
To be plugged
 (b) When will this be done? _____

11. Groundwater Management District recommendation attached?
 Yes No

12. Assisted by _____

13a. If the proposed point of diversion will be relocated more than 300 feet but within 2,640 feet of the existing point of diversion, attach a topographic map or aerial photograph. For groundwater sources, show all wells (including domestic) within one-half mile of the proposed point of diversion and the names and mailing addresses of the owners. For surface water sources, show the names and addresses of the landowner(s) one-half mile downstream and one-half mile upstream from your property lines



13b. If the proposed point of diversion will be relocated within a 300 foot radius of the existing point of diversion, indicate its location on the diagram shown above in relation to the existing point of diversion. The proposed point of diversion must be located within the circle shown above. **(PLEASE NOTE: The "X" in center of diagram above represents the presently authorized point of diversion.)**

14. If the proposed groundwater point of diversion is 300 or fewer feet from the existing point of diversion, complete the following:
- (a) Does the undersigned represent all owners of the currently authorized place(s) of use identified in this application?
 Yes No (If no, all owners must sign this application.)
 - (b) Will the ownership interest of any owner of the currently authorized place(s) of use identified in this application be adversely affected if this application is approved as requested?
 Yes No (If yes, all owners must sign this application.)
 - (c) If this application is not approved expeditiously, will there be substantial damage to property, public health or safety?
 Yes No (If no, all owners must sign this application.)

If the application proposes a surface water change in point of diversion, a groundwater change in point of diversion greater than 300 feet, or a change in place of use, the application must be signed by all owners of the currently authorized place of use, or their duly authorized agent (attach notarized statement authorizing representation).

I hereby verify, being first duly sworn upon my oath or affirmation and under penalty of perjury, that I am of lawful age and the owner, the spouse of the owner, or a duly authorized agent of the owner(s) to make this application on their behalf, in regards to the water right(s) to which this application pertains. I further verify that the statements contained in this application are true, correct and complete.

Dated at Garden City, Kansas, this 21st day of November, 2022.

<p><u>[Signature]</u> _____ (Owner)</p> <p><u>Jay Stapleton member</u> _____ (Please Print)</p> <p>_____ (Owner)</p> <p>_____ (Please Print)</p> <p>_____ (Owner)</p> <p>_____ (Please Print)</p>	<p>_____ (Spouse)</p> <p>_____ (Please Print)</p> <p>_____ (Spouse)</p> <p>_____ (Please Print)</p> <p>_____ (Spouse)</p> <p>_____ (Please Print)</p>
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State of Kansas }
 County of Winney } SS

I hereby certify that the foregoing application was signed in my presence and sworn to before me this 21st day of November, 2022.



My Commission Expires _____

[Signature]

 Notary Public

ONLY COMPLETE APPLICATIONS WILL BE PROCESSED. To be complete, all of the applicable portions of the application form must be completed with accurate information; maps, if necessary, must be included; signatures of all the appropriate owners' must be affixed to the application and notarized; and the appropriate fee must be paid.

FEE SCHEDULE

- Each application to change the place of use or the point of diversion under this section shall be accompanied by the application fee set forth in the schedule below: Make checks payable to: **Kansas Department of Agriculture**
- (1) Application to change a point of diversion 300 feet or less \$100
 - (2) Application to change a point of diversion more than 300 feet \$200
 - (3) Application to change the place of use \$200

SUMMARY ORDER APPROVING APPLICATION FOR CHANGE AND IMPOSING CONDITIONS

This Summary Order is issued under authority of K.S.A. 82a-708b, as amended, and K.A.R. 5-5-1, *et seq.* and other applicable provisions of the *Kansas Water Appropriation Law, K.S.A. 82a-701 et seq.*, and rules and regulations promulgated thereunder. With the exception of those conditions expressly contained herein, this Summary Order does not change the terms, conditions and limitations of File No. 27,818.

1. A change application was received on November 21, 2022 requesting that the place of use and / or point of diversion authorized under the above-referenced file number be changed as described in the application.
2. On and after the effective date of this summary order, the authorized place(s) of use shall be located substantially as shown on the topographic map accompanying the application to change the place of use. Applicable Not Applicable
3. The change in point of diversion shall not impair existing rights and shall be limited to the same source or sources of water as previously authorized. The point of diversion authorized by this summary order shall be located within a 50 foot radius of the authorized point(s) of diversion. Applicable Not Applicable
4. The point(s) of diversion described herein is administratively corrected to be more accurately described using the Global Positioning System (GPS), as described in the application. Applicable Not Applicable
5. The point(s) of diversion authorized herein shall not actually be located more than 300 feet from the previously authorized point(s) of diversion. Applicable Not Applicable
6. As required by K.A.R. 5-3-5d, if the works for diversion is a well with a diversion rate of 100 gallons per minute or more, a tube or other device suitable for making water level measurements shall be installed, operated and maintained in accordance with K.A.R. 5-6-13. Applicable Not Applicable
7. **The owner of the authorized place(s) of use shall properly install an acceptable water flow meter on or before December 31, 2023**, or before the first use of water, whichever occurs first. The water flow meter shall be installed, operated and maintained in accordance with K.A.R. 5-1-4 through 5-1-12. As required by K.S.A. 82a-732, as amended, and K.A.R. 5-3-5e, the owner shall maintain records and report the reading of the water flow meter and the total quantity of water diverted annually to the Chief Engineer by March 1 following the end of each calendar year.
 Applicable Not Applicable
8. **Installation of the works for diversion of water shall be completed on or before December 31, 2023**, or within any authorized extension of time. By March 1, 2024 the applicant shall notify the Chief Engineer that construction of the works for diversion has been completed, on the form provided by the Chief Engineer, as required by K.A.R. 5-8-4e.
 Applicable Not Applicable
9. **The completed well log shall be submitted with the required notice.** Applicable Not Applicable
10. All diversion works into which any type of chemical or other foreign substance will be injected into the water shall be equipped with an in-line, automatic, quick-closing check valve capable of preventing pollution of the source of the water supply. The check valve(s) shall be installed, operated and maintained in accordance with K.A.R. 5-3-5c. Applicable Not Applicable
11. Additional Conditions are attached. Yes No
12. In accordance with K.S.A. 82a-708a, as amended, and K.A.R. 5-5-14, all of the owners of the authorized place(s) of use of water appropriated under the above-referenced file number are responsible for compliance with its terms, conditions and limitations, as amended and/or supplemented by this Summary Order, and with applicable provisions of the *Kansas Water Appropriation Law* and the *Rules and Regulations* promulgated thereunder. Failure to comply with these provisions may result in civil penalties pursuant to K.S.A. 82a-737, as amended, and/or the suspension or revocation and dismissal of the water or appropriation right or any other enforcement actions authorized by law.

Administrative Appeal and Effective Date of Order

If you are aggrieved by this order, pursuant to K.S.A. 82a-1901, you may request an evidentiary hearing before the Chief Engineer or request administrative review by the Secretary of Agriculture. A request for hearing by the Chief Engineer must be filed within **15 days** of service of this Order and a request for administrative review by the Secretary must be filed within **30 days** pursuant to K.S.A. 77-531. Any request for administrative review must state a basis for review pursuant to K.S.A. 77-527. File any request with **Kansas Department of Agriculture, Legal Division, 1320 Research Park Drive, Manhattan, KS 66502**. Failure to timely request a hearing or review may preclude review under the Kansas Judicial Review Act.

For Use by Register of Deeds

FOR OFFICE USE ONLY
APPLICATION APPROVED AND SUMMARY ORDER ISSUED

By: Michael A. Meyer
Duly Authorized Designee of the Chief Engineer
(Print Name): MICHAEL A. MEYER
Division of Water Resources - Kansas Department of Agriculture

Date of Issuance: November 29, 2022

State of Kansas)

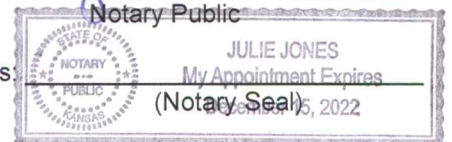
County of Finney) SS

Acknowledged before me on November 29, 2022

by Michael A. Meyer

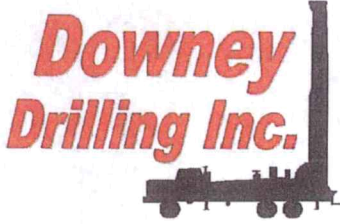
Signature: Julie Jones
Notary Public

My commission expires: _____
(Notary Seal)



WELL LOG

DATE: 11/7/2022



CUSTOMER NAME: JAY STAPLETON

TEL: ~~787~~

LEGAL: NW 10-30S-32W

TH #2

COUNTY: HASKELL CO, KS

GPS: 37.460059

-100.807902

352' STATIC

DRILLER: ROCKY

WO: 22-593

TW	FROM	TO	TYPE	HARDNESS	COLOR	SPEED	PULL DOWN	OTHER / DRILLING ACTION
	0	2	TOP SOIL	SOFT	BLACK	FAST		SMOOTH
	2	45	BROWN CLAY	SOFT	BROWN	FAST		SMOOTH
	45	58	SANDY CLAY W/ CALICHE	SOFT	TAN & WHITE	FAST		SMOOTH & CHOPPY
	58	60	GRAY CLAY	SOFT	GRAY	FAST		SMOOTH
	60	68	SANDY CLAY W/ FINE SAND	SOFT	TAN	FAST		SMOOTH & VIBRATION
	68	75	SANDY CLAY W/ CEMENTED SAND	FIRM	TAN & BROWN	FAST		SMOOTH & CHOPPY
	75	96	FINE-MED-COARSE SAND W/ FINE GRAVEL	FIRM		FAST		FAST CHATTER
	96	117	SANDY CLAY W/ FINE SAND	SOFT	TAN	FAST		SMOOTH & VIBRATION
	117	128	FINE-MED-COARSE SAND W/ FINE GRAVEL	FIRM		FAST		FAST CHATTER
	128	139	FINE-MED-COARSE GRAVEL W/ BIG ROCKS	STIFF		FAST		CHATTER
	139	155	SANDY CLAY W/ CEMENTED SAND TRACE	FIRM	TAN & BROWN	FAST		SMOOTH & CHOPPY
	155	174	SANDY CLAY	SOFT	BROWN	FAST		SMOOTH
	174	195	FINE-MED-COARSE GRAVEL	STIFF		FAST		CHATTER
	195	280	FINE-MED GRAVEL	FIRM		FAST		FAST CHATTER
	280	286	BROWN STICKY CLAY	STICKY	BROWN	FAST		SMOOTH
	286	343	FINE-MED GRAVEL	FIRM		FAST		FAST CHATTER
	343	355	BLUE CLAY	SOFT	BLUE	FAST		SMOOTH
	355	387	FINE-MED-COARSE SAND W/ FINE GRAVEL	FIRM		FAST		FAST CHATTER
	387	406	SANDY CLAY	SOFT	TAN	FAST		SMOOTH
	406	435	SANDY CLAY W/ LIME ROCK	FIRM	TAN & WHITE	FAST		SMOOTH & CHOPPY
	435	455	YELLOW SOAPSTONE W/ SANDSTONE & BROWN ROCK TRACE	FIRM	YELLOW & BROWN	FAST		CHOPPY
	455	460	WEATHERED SHALE	SOFT	GRAY & YELLOW	SLOW		SMOOTH
	460	585	SHALE	SOFT	BLUE	SLOW		SMOOTH
	585	658	SANDSTONE W/ SOAPSTONE & FINE SAND	STIFF	WHITE	FAST		FAST CHATTER
	658	660	GREEN CLAY	HARD	GREEN	SLOW		CHATTER
	660	680	RED BED	HARD	RED	SLOW	X	CHATTER
			QG - 7					
			WATER LOADS - 2					
			SA - 1/2					
			BRAN - 2					
			EZ MUD GOLD - 1 CUP					
			HOLE PLUG - 2					
			CS - 1					

MEASURED
352'

ESTIMATED
STATIC

JAY STAPLETON

NE/NW 10-30S-32W HASKELL CO.

Legend

200

WR #27818 ELEV=2894'

J. STAPLETON TH #2 ELEV=2894'

PP

WR #5065 ELEV=2895'

Google Earth
tag solutions dry shed

1000 ft



PETRA E



Century GEOPHYSICAL CORP.

JAY STAPLETON

COMPANY : DOWNEY DRILLING INC
WELL : JAY STAPLETO
LOCATION/FIELD : TH#2
COUNTY : HASKELL
LOCATION : NW
SECTION : 10

OTHER SERVICES:

TOWNSHIP : 30S RANGE : 32W

DATE : 11/07/22
DEPTH DRILLER : 680
LOG BOTTOM : 682.00
LOG TOP : 0.90

PERMANENT DATUM : GL
LOG MEASURED FROM: GL
DRL MEASURED FROM: GL

KB :
DF :
GL :

CASING DIAMETER : 10.
CASING TYPE :
CASING THICKNESS:

LOGGING UNIT : 1903
FIELD OFFICE : DDI
RECORDED BY : DIEGO

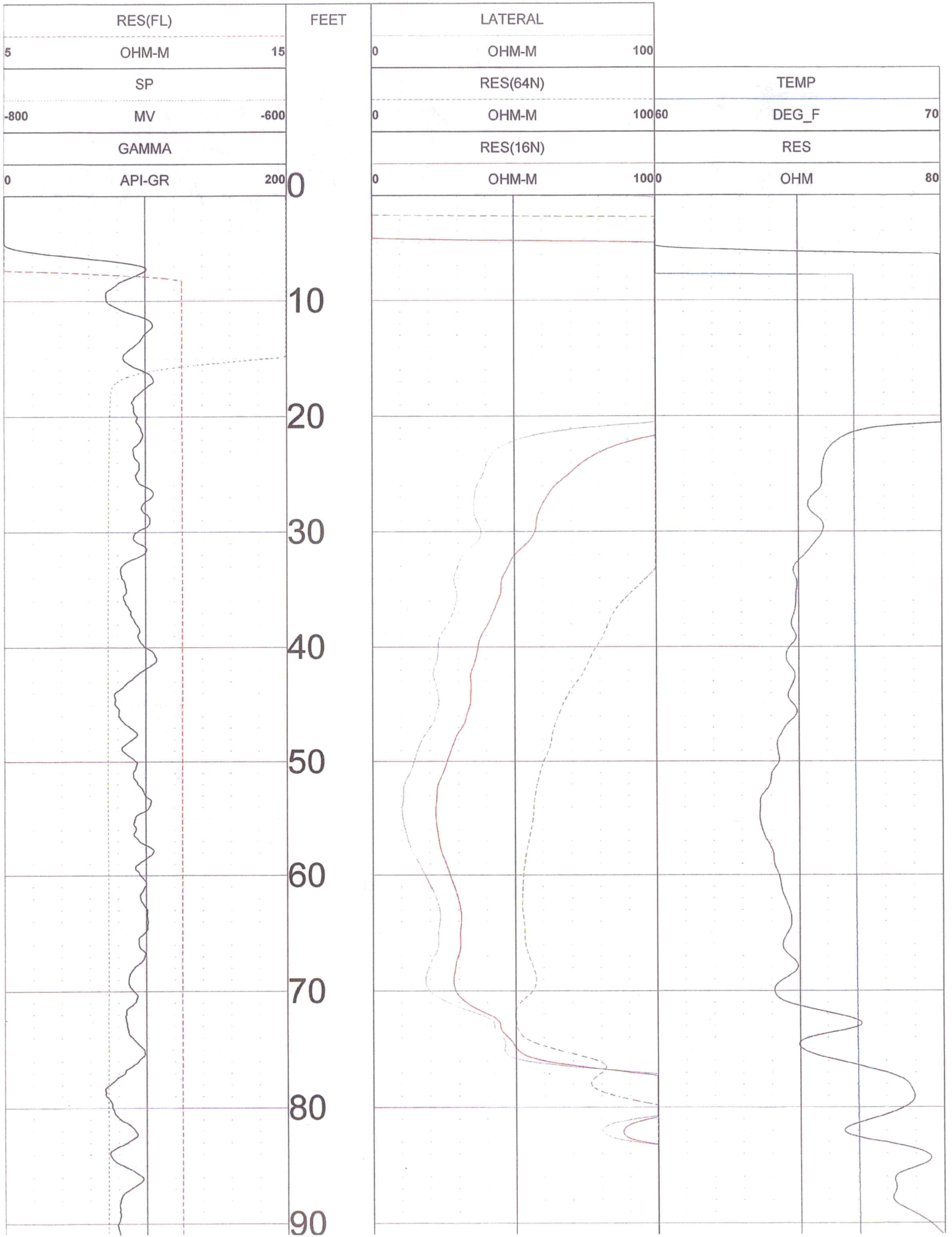
BIT SIZE : 6.25
MAGNETIC DECL. : 0
MATRIX DENSITY : 2.71
NEUTRON MATRIX : LIMESTON

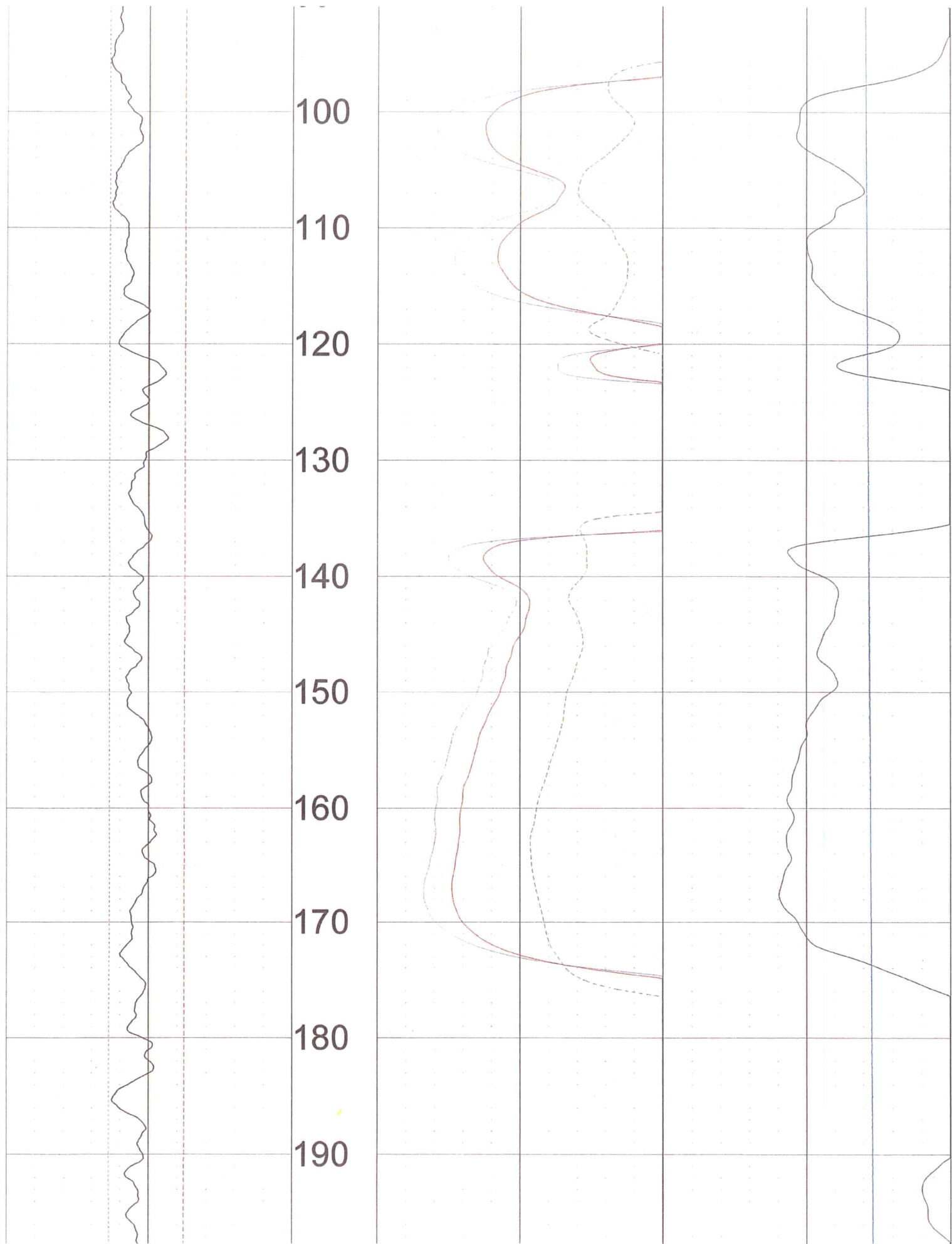
BOREHOLE FLUID : MUD
RM :
RM TEMPERATURE :
MATRIX DELTA T : 49

FILE : ORIGINAL
TYPE : 8144A
LGDATE: 11/07/22
LGTIME : 17:51:
THRESH: 99999

N 37.46005
W -100.80790

ALL SERVICES PROVIDED SUBJECT TO STANDARD TERMS AND CONDITIONS





200

210

220

230

240

250

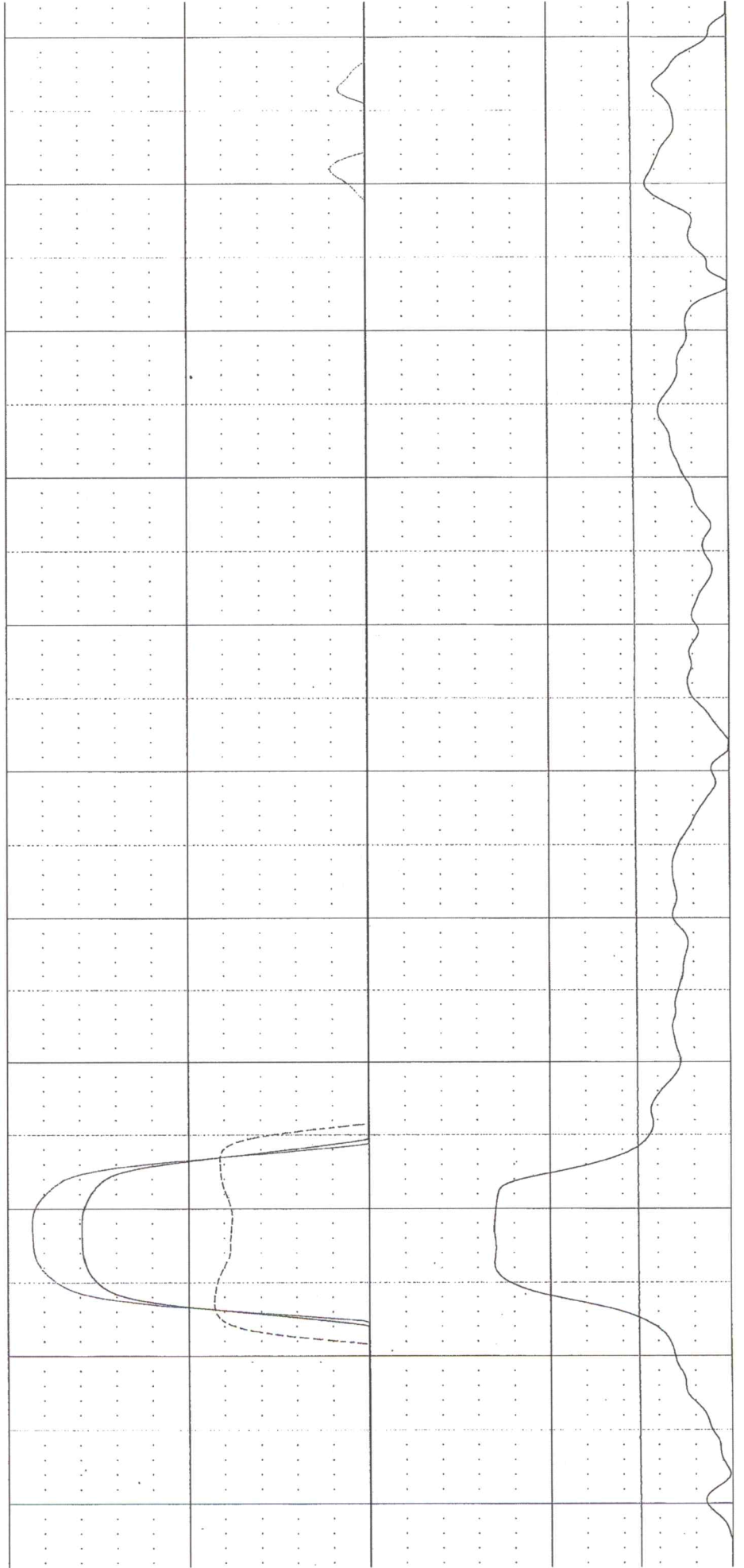
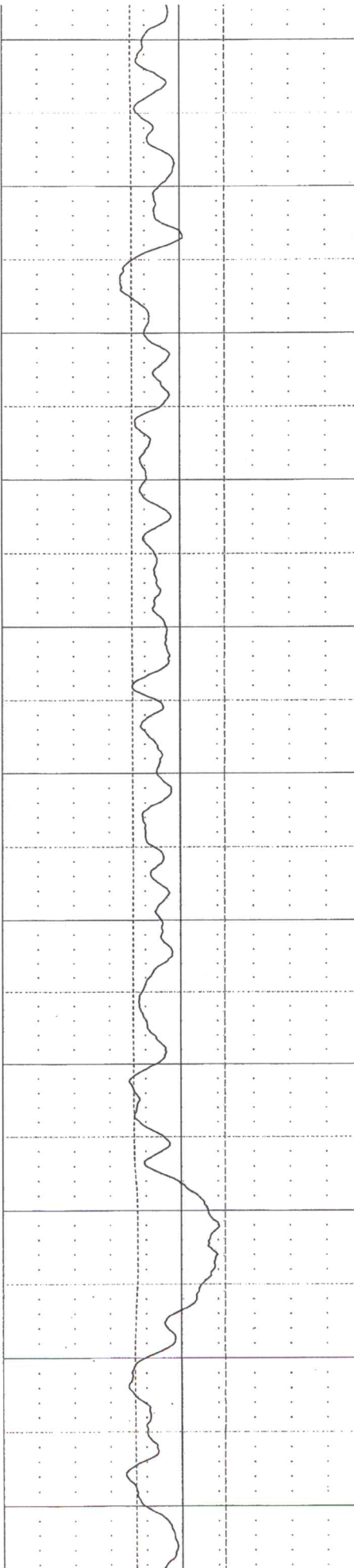
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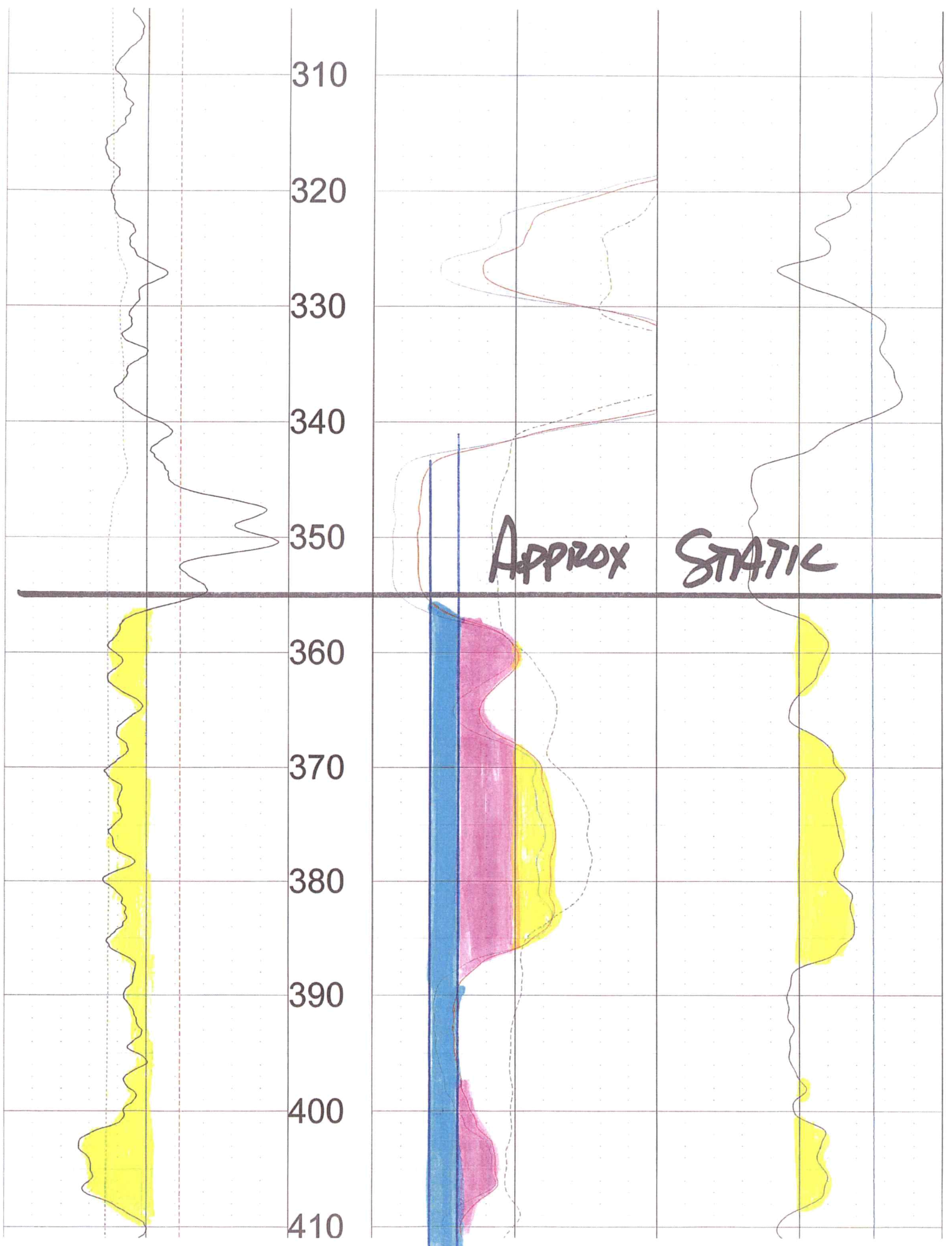
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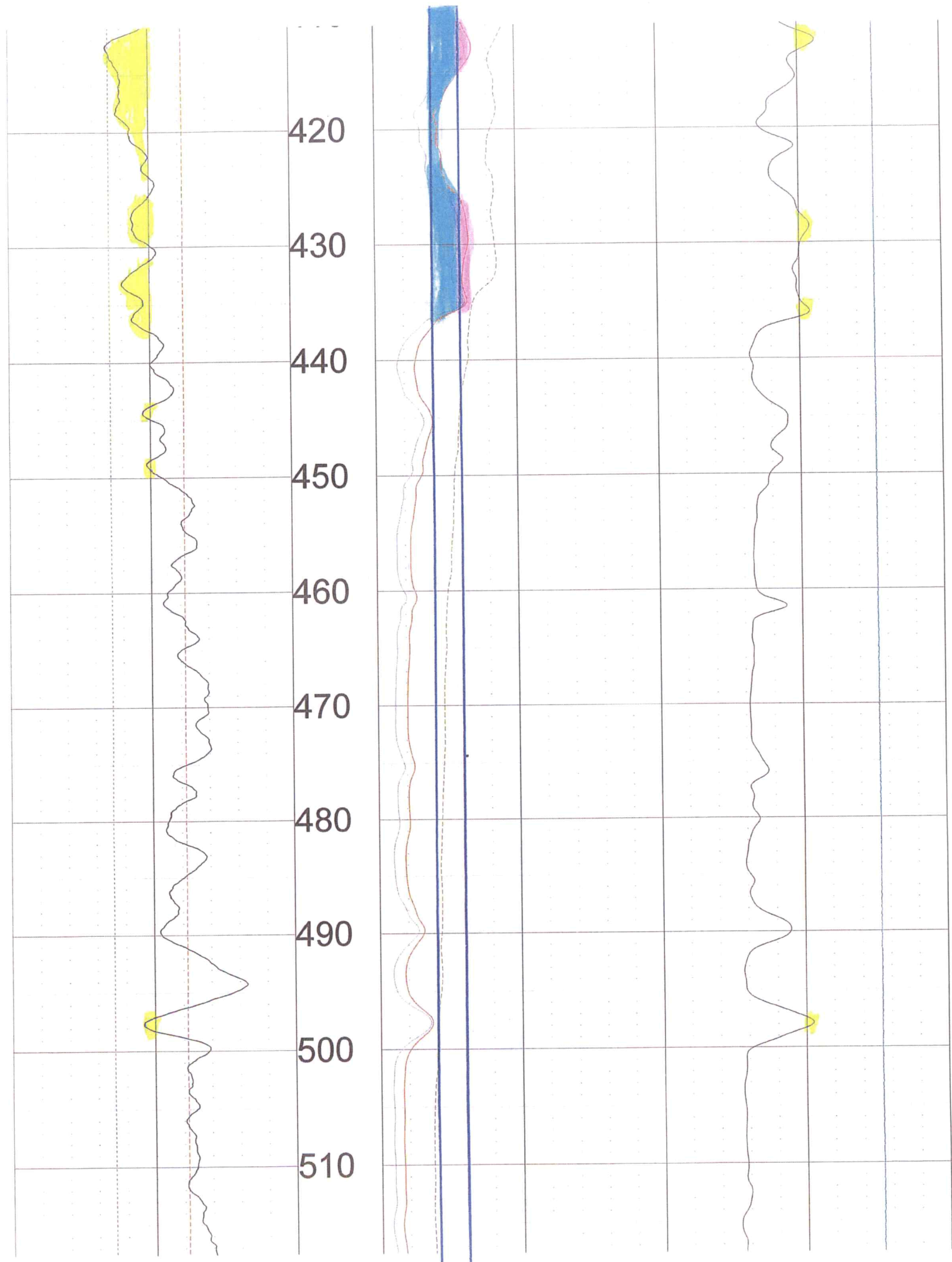
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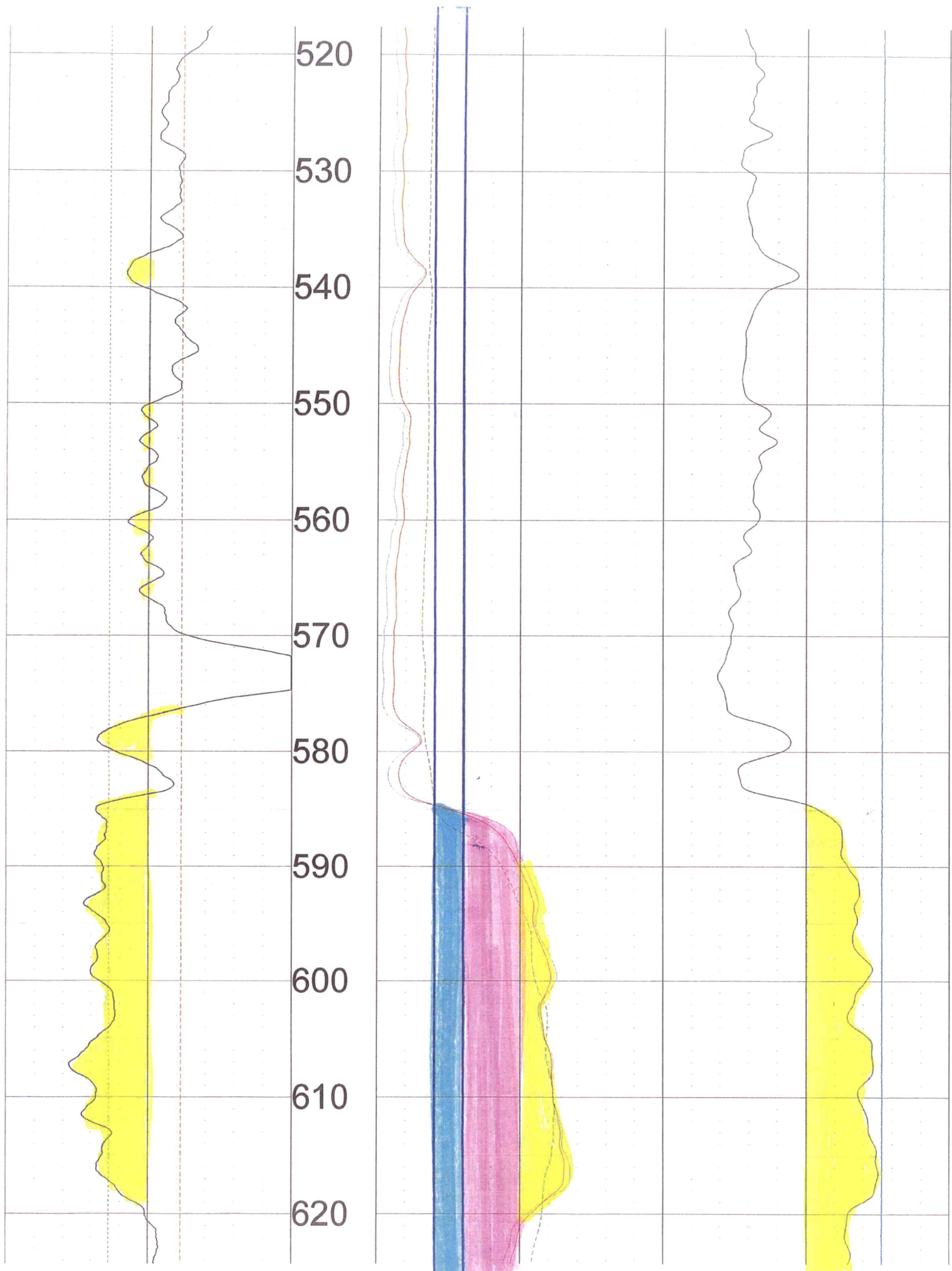
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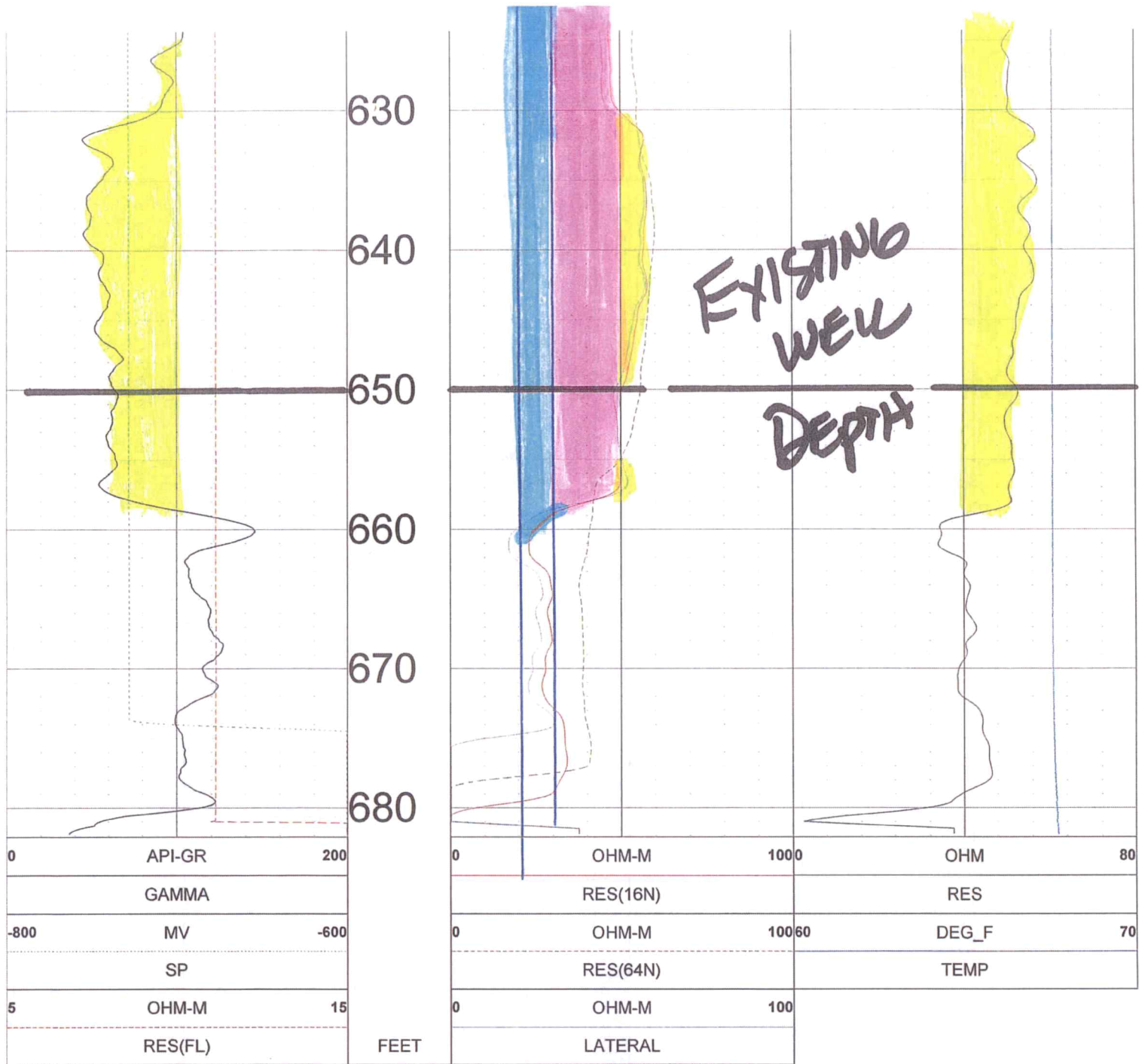
300











TOOL CALIBRATION JAY STAPLETON 11/07/22 17:51
TOOL 8144A TM VERSION 1
SERIAL NUMBER 365

	DATE	TIME	SENSOR	STANDARD	RESPONSE
1	Feb08,18	07:51:35	GAMMA	1.000 [API-GR]	4.000 [CPS]
	Feb08,18	07:51:35	GAMMA	340.000 [API-GR]	290.000 [CPS]
2	Jul12,17	13:24:17	RES(FL)	1.330 [OHM-M]	7595.000 [CPS]
	Jul12,17	13:24:17	RES(FL)	42.700 [OHM-M]	64820.000 [CPS]
3	Jan14,22	08:32:51	SP	0.000 [MV]	327768.000 [CPS]
	Jan14,22	08:32:51	SP	381.500 [MV]	164650.000 [CPS]
4	Jan14,22	08:33:01	RES(16N)	0.000 [OHM-M]	3453.000 [CPS]
	Jan14,22	08:33:01	RES(16N)	1951.500 [OHM-M]	448089.000 [CPS]
5	Jan14,22	08:33:10	RES(64N)	0.000 [OHM-M]	3163.000 [CPS]
	Jan14,22	08:33:10	RES(64N)	1994.000 [OHM-M]	449170.000 [CPS]
6	Jul12,17	13:17:49	TEMP	33.400 [DEG_F]	66910.000 [CPS]
	Jul12,17	13:17:49	TEMP	102.200 [DEG_F]	270930.000 [CPS]
7	Jan14,22	08:33:36	RES	0.000 [OHM]	21285.000 [CPS]
	Jan14,22	08:33:36	RES	944.000 [OHM]	190148.000 [CPS]

RECORDED IN MY OFFICE THE 22ND
DAY OF APRIL, 20 09
HASKELL COUNTY, KANSAS



THIS INSTRUMENT WAS FILED BY ME
ON APRIL 22, 2009 AT 1:37 P.M. IN OFFICE NO. 115
OF THE REGISTER OF DEEDS, HASKELL COUNTY, KANSAS.
CANDY HUFFNER
REGISTER OF DEEDS

QUIT CLAIM DEED

Pursuant to K.S.A. 79-1437c, a real estate validation questionnaire is not required due to Exception 4

For valuable consideration in the form of membership interests, the receipt and sufficiency of which is hereby acknowledged, **Jay E. Stapleton a/k/a Jay Stapleton and Kristi A. Stapleton a/k/a Kristi Stapleton**, husband and wife, of Haskell County, Kansas (Grantor) hereby QUIT CLAIM unto **PETRA ENERGY, LLC**, a Kansas limited liability company, of Haskell County, Kansas (Grantee), its heirs, successors, and assigns forever, all the right, title interest, claim, and demand which Grantor has in and to the real property, together with any improvements, situate, lying and being in Haskell County, Kansas, described as follows:

The Northeast Quarter (NE/4) of Section Ten (10), Township Thirty (30) South, Range Thirty-two (32) West of the 6th P.M.; and

The Northwest Quarter (NW/4) of Section Ten (10), Township Thirty (30) South, Range Thirty-two (32) West of the 6th P.M., EXCEPTING AND RESERVING two (2) tracts that are more particularly described as follows: TRACT 1: Beginning at the northwest corner of the said Northwest Quarter of Section 10; thence South along the west line of said Quarter Section a distance of 1,038.85 feet; thence east at 90° a distance of 50 feet; thence northeasterly along a curve to the right with a radius of 1,297 feet for a curve distance of 1,036.77 feet and a chord length of 1,009.34 feet; thence north a distance of 230 feet to the north line of said Section 10; thence west along said north line of Section 10 a distance of 666.80 feet to the point of beginning; AND TRACT 2: Commencing at the southwest corner of the said Northwest Quarter of Section 10; thence north along the west line of the said Northwest Quarter a distance of 1,000 feet; thence east a distance of 30 feet; thence Southeast on a curve to the left with a radius of 970 feet and a chord distance of 1,371.79 feet; thence South 30 feet; thence West 1,000.00 feet to the point of beginning, containing 5.97 acres, more or less; and

The Southwest Quarter of Section Ten (10), Township Thirty (30) South, Range Thirty-two (32) West of the 6th P.M., EXCEPTING AND RESERVING a tract of land therein more particularly described as follows: Beginning at the Southwest corner of the said Section 10; thence east along the south line of said Section 10 a distance of 512.55 feet; thence north along a line parallel to the west line of the said Section 10 a distance of 727.43 feet; thence west on a line parallel to the South line of said Section 10 a distance of 512.55 feet; thence South along the west line of said Section 10 a distance of 727.43 feet to the point of beginning, containing 8.6 acres, more or less; and

The Southeast Quarter (SE/4) of Section Ten (10), Township Thirty (30) South, Range Thirty-two (32) West of the 6th P.M., and

The Surface and Surface Rights Only in and to A tract of land in Section Fifteen (15), Township Thirty (30) South, Range Thirty-two (32) West of the 6th P.M., Haskell County, Kansas, more particularly described as follows: Beginning at the Northwest Corner of said Section 15, thence South 0°00'00" East a distance of 2696.92 feet along the West line of said Section 15 to a set No. 4 R-Bar with a cap "Lot Taylor KALS 665" (typical); thence South 90°00'00" East a distance of 2030.00 feet to a set No. 4 r-bar with a cap; thence South 90°00'00" East a distance of 585.00 feet to a set No. 4 r-bar with a cap; thence South 00°00'00" East a distance of 649.69 feet to a set No. 4 r-bar with a cap; thence North 88°32'46" West a distance of 225.32 feet to a set No. 4 R-bar; thence North 38°49'25" West a distance of 279.68 feet to a set No. 4 r-bar with a cap; thence North 46°18'37" West a distance of 254.91 feet to a set No. 4 r-bar with a cap; thence North 0°00'00" East a distance of 250.00 feet to the point of beginning. This tract contains 6.9 acres, more or less, all mineral rights and water rights (except domestic water rights) previously reserved. Together with the following easements: a roadway for ingress and egress to and from the above described tract located along and twenty feet (20') on either side of the east-west half section line; and, the privilege to lay, construct, maintain, repair, operate and replace one (1) buried line for gas, one (1) buried line for water and one (1) above-ground line for electricity not in excess of fifteen feet (15') in width across said Section 15, wherever needed to access the source or supply of the subject utilities, subject only to the requirement that second party makes prompt payment of compensation for damages to crops and promptly restores the surface.

TO HAVE AND TO HOLD the same, together with all and singular the appurtenances and privileges thereto belonging or in anywise thereto appertaining, including any appurtenant water rights, and any oil and gas or other mineral interests, and all the estate, right, title, interest, and claim whatsoever of Grantor, either in law or equity, to the only proper use and benefit of Grantee, its heirs and assigns forever.

Dated 4-22-09

Jay E. Stapleton
Jay E. Stapleton a/k/a Jay Stapleton
Kristi A. Stapleton
Kristi A. Stapleton a/k/a Kristi Stapleton

STATE OF KANSAS)
) SS
COUNTY OF HASKELL)

The foregoing instrument was acknowledged before me this 22 day of April, 2009, by Jay E. Stapleton, a/k/a Jay Stapleton and Kristi A. Stapleton, a/k/a Kristi Stapleton, husband and wife

Witness my hand and official seal.

My commission expires 3/3/12

[SEAL]



Susan Kimball
Notary Public
Print Name SUZAN KIMBALL