

KANSAS CORPORATION COMMISSION OIL & GAS CONSERVATION DIVISION Form ACO-4 Form must be typed March 2009

APPLICATION FOR COMMINGLING OF

Commingling ID #

PRODUCTION (K.A.R. 82-3-123) OR FLUIDS (K.A.R. 82-3-123a)

Name:	OPERAT	OR: License #	API No. 15					
Address 2:	Name:		Spot Description:					
City:	Address	1:		Sec	TwpS.	R East 🛛 🕅	/est	
Contact Person:	Address	2:		Feet	from North	/ South Line of Sec	tion	
Phone:	City:	State: Zip:+		Feet	from 🗌 East	/ West Line of Sec	tion	
In Name and upper and lower limit of each production interval to be commingled: Formation: (Perfs): Formation: (Perfs):	Contact	Person:	County:					
Formation: (Perfs): Formation: (Perfs): Formation: (Perfs): Formation: (Perfs): Formation: (Perfs): Formation: (Perfs): Support BOPD: MCFPD: BWPD: Formation: BOPD: MCFPD: BWPD: Foramation: BOPD:	Phone:	()	Lease Name):	Well #:			
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Formation: (Perfs): 2. Estimated amount of fluid production to be commingled from each interval: Formation: Formation: BOPD: MCFPD: BWPD: Signed certificate showing the location of the subject well, all other wells on the subject lease, and all wells on offsetting leases within a 1/2 mile radius of the subject well, and for each well the names and addresses of the lessee of record or operator. 6. Signed certificate showing service of the application and affidavit of publication as required in K.A.R. 82-3-135a. For commingling of PRODUCTION ONLY, include the following: . 7. Well construction diagram of subject well. For commingling of FLUIDS ONLY, include the following			· · · · · · · · · · · · · · · · · · ·	,				
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		_	in writing and comp	ly with K.A.R. 82-3-13				
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Date: _

Approved By:

JAMES. HOLOLKA			KRAFT-	ø-3	BREFORT		ALDE	. 1
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	5мпн -ф-2		SMITH.		-\$- B1			4-1

Smith #4 notice area

<u>Unleased mineral owner – NE/4 Sec. 35-16S-11W</u>

James A. Homolka 1835 NE 150th Ave. Holyrood, KS 67530

Operator - NW/4 Sec. 36-16S-11W

Eagle Petroleum Inc. P. O. Box 335 Ellinwood, KS 67526

Operator - NE/4 Sec. 36-16S-11W

KG Oil Company 18103 Walters Lane Russell, KS 67665

Operator - SE/4 Sec. 36-16S-11W

Beren Corporation P. O. Box 20380 Wichita, KS 67208

<u>Operator – SW/4 Sec. 36-16S-11W</u>

Berexco, LLC P. O. Box 20380 Wichita, KS 67208

<u>Unleased mineral owner – SE/4 Sec. 35-16S-11W</u>

Plowman Living Trust 3212 218th Avenue SE Sammamish, WA 98075

Operator - NE/4 Sec. 1-17S-11W

Pauley Oil Company 314 5th St. Claflin, KS 67525

Operator - NW/4 Sec. 1-17S-11W

Vess Oil Corporation 1700 Waterfront Parkway, Building 500 Wichita, KS 67206

<u>Unleased mineral owner – NE/4 Sec. 2-17S-11W</u>

Henry Burmeister 1651 NE 150th Avenue Hollyrood, KS 67450

AFFIDAVIT

SS.

STATE OF KANSAS County of Sedgwick 1

Mark Fletchall, of lawful age, being first duly sworn, deposeth and saith: That he is Record Clerk of The Wichita Eagle, a daily newspaper published in the City of Wichita, County of Sedgwick, State of Kansas, and having a general paid circulation on a daily basis in said County, which said newspaper has been continuously and uninterruptedly published in said County for more than one year prior to the first publication of the notice hereinafter mentioned, and which said newspaper has been entered as second class mail matter at the United States Post Office in Wichita, Kansas, and which said newspaper is not a trade, religious or fraternal publication and that a notice of a true copy is hereto attached was published in the regular and entire Morning issue of said The Wichita Eagle for _1_ issues, that the first publication of said notice was

made as aforesaid on the 10th of

February A.D. 2011 , with

subsequent publications being made on the following dates:

And affiant further says that he has personal knowledge of the statements above set forth and that they are true.

Fletchall

Subscribed and sworn to before me this

10th day of February, 2011

PENNY L. CASE Notary Public - State of Kansas My Appt. Expires 4 20

Notary Public Sedgwick County, Kansas

LEGAL PUBLICATION

LEGAL PUBLICATION. Published in The Wichita Eagle February 10, 2011 (3096915) BEFORE THE STATE CORPORATION COMMISSION OF THE STATE OF KANSAS NOTCE OF FILING APPLICATION. Re: Berexco LLC. Application for a permit to commingle production in the Lansing Kansas City and the Arbuckle of the Smith #4 well, located in Barton County, Kansas. To: All Oil and Gas Producers, Unleased Mineral Interest Owners, Landowners, and all persons whosoever concerned. You, and each of you, are hereby notified that Berexco LLC. has filed an application to commingle production from the Lansing Kansas City and Arbuckle formations in the Smith #4 well located in the N/2 SE/4 SW/4 (990' FSL, 3300' FEL) of Sec 36 -165-11W, Barton County, KS. Any persons who object to or protest this application shall be required to file their objections or protests with the Conservation Division of the State Orporation Division of the State Orporation fifteen (15) days from the date of this publication. These protests shall be filed pursuant to Commission requilations and must state specific reasons why the grant of the application may cause waste, violate correlative rights or pollute the natural resources of the state of Kansas. All persons interested or concerned shall date notice of the foregoing and shall govern themselves accordingiv. Berexco LLC 2020 N.R. Arambilewond

themselves accordingly. Berexco LLC 2020 N. Bramblewood Wichita, Kansas 67206 Phone: 316-265-3311

Printer's Fee : \$103.60

STATE OF KANSAS

BARTON COUNTY

SS.

MARY	HOISINGTON	

of lawful age, duly sworn upon oath states that ____

is the_

PUBLISHER

SHE

of THE GREAT BEND TRIBUNE

THAT said newspaper has been published at least weekly fifty (50) times a year and has been so published for at least five years prior to the first publication of the attached notice:

THAT said paper was entered as second class mail matter at the post office of its publication:

THAT said paper has a general paid circulation on a daily, or weekly, or monthly, or yearly basis in

BARTON County, Kansas, and is

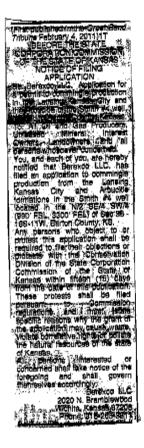
NOT a trade, religious or fraternal publication and has been PRINTED and published in BARTON County, Kansas.

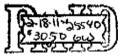
That the attached notice was published in a regular issue of said newspaper

for	consecutive week	s, the first publication being on the $\frac{4+1}{1+1}$ day
of	February 20 11	and the last publication on the $\underline{\Psi}$ day
of	February 2011	

	e of Kansas -Notary Public RAEGINA WERTH
(Notary Public)	
Profinal	Deith
day of February 21	
SUBSCRIBED and Sworn to before me this	1+h
	ruary 20_11
An Antonia	
Total Publication Fee	\$ <u>30.50</u>
Additional Coples at	\$
Affidavit, Notary's Fees	\$
Publication Fee	\$

My Commission Expires 1-26-14





Proof of Publication

Advertising Invoice

Great Bend Tribune PO BOX 228, 2012 FOREST AVE GREAT BEND, KS 67530 Phone: (620) 792-1211 Fax: (620) 792-3441

3

Zhanna Pekarsky *Berexco LLC 2020 N. Bramblewood WICHITA, KS 67206

Cust#:	02108557-000
Phone:	(316)265-3311
Date:	02/04/11
Due Date:	02/25/11

Ad#	Text	Start	Stop	Days	Amount	Prepaid	Due
03508352-001	Smith #4 (First	02/04/11	02/04/11	1	30.50	0.00	30.50
		Tribure Februa BEFORE CORPORATIC OF THE STA NOTICE APPL Re: BerexoeL a permit to corr in the Lansing the Arbuckle of located in Bark To: All Oil an Unleased 1 an Owners, Lanc persons whoso You, and each notified that & filed an applicit production fir Kansas City formations in located in the (990' FSL, 330 165-11W, Bart Any persons protest this a required to file protests with Division of the Commission Kansas within from the date These protest pursuant regulations specific reason the application violate correlat the natural res of Kansas. All persons concerned she foregoing at themselves ac	THE STATE DN COMMISSION ITE OF KANSAS COFFILING ICATION ICATION C. Application for nmingle production I Kansas City and the Smith #4 well, on County, Kansas. d Gas Producers, Wineral Interest downers, and all ever concerned. d you, are hereby Berexco LLC. has ation to commingle orm the Lansing and Arbuckle the Smith #4 well on V/2 SE/4 SW/4 00 FEL) of Sec 36- on County, KS. who object to or pplication shall be their objections or the Compervation e State Corporation of the State of offiteen (15) days of this publication. its shall be filled to Commission and must state swhy the grant of may cause waste, tive rights or pollute sources of the state interested or all take notice of the nd shall govern				Ĩ,

BEFORE THE STATE CORPORATION COMMISSION OF THE STATE OF KANSAS

IN THE MATTER OF THE APPLICATION OF BEREXCO LLC FOR COMMINGLING OF PRODUCTION OR FLUIDS IN THE SMITH #4 WELL LOCATED IN SECTION 36, TOWNSHIP 16 S., RANGE 11 W, BARTON COUNTY, KANSAS.

AFFIDAVIT OF MAILING

STATE OF KANSAS) SS. SEDGWICK COUNTY

Richard Smith, of lawful age, being first duly sworn on oath states:

That he is an Engineering Technician for Applicant; that he served a copy of the attached Application by depositing same in the United State mail, postage prepaid, on the 24 day of February 2011, addressed to the persons listed on Exhibit A in accordance with K.A.R. 82-3-135a.

Richard Smith

SUBSCRIBED AND SWORN to before me this 2/2 day of February 2011.

A	DIANA E. BELL
目台目	Notary Public - State of Kansas
My App	ot. Expires 8-10-11

My appointment expires: Acy 10, 2011

BARTON COUNTY

Proof of Publication

SS.

	MARY HOISINGTON	1
of lawful age, duly sw	orn upon oath states that	SHE
is the	PUBLISHER	

of THE GREAT BEND TRIBUNE

THAT said newspaper has been published at least weekly fifty (50) times a year and has been so published for at least five years prior to the first publication of the attached notice:

THAT said paper was entered as second class mail matter at the post office of its publication:

THAT said paper has a general paid circulation on a daily, or weekly, or monthly, or yearly basis in

BARTON County, Kansas, and is

My commission expires _

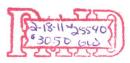
NOT a trade, religious or fraternal publication and has been PRINTED and published in BARTON County, Kansas.

That the attached notice was published in a regular issue of said newspaper

for consecutive weeks, the first publication being on the $\underline{44h}$	_ day
of February 20 11 and the last publication on the 4th da	ay
of February 2011	

Publication Fee		\$
Affidavit, Notary's Fe	es	\$
Additional Copies	at	\$
Total Publication Fee		\$ 30.50
(Sign) huy the	Sete man	5
Witness my hand this da	y of Febru	ary, 20 11
SUBSCRIBED and Sworn to be	fore me this 4+	1 0
day of Februar	4 201	
Rael	Juna We	ity
(Notary Public)	
	RAE	ansas -Notary Public GINA WERTH
My commission expires	My Commission E	xpires 7-26-14

(First published in the Great Bend (First published in the Great Bend Tribune February 4, 2011)1T BEFORE THE STATE CORPORATION COMMISSION OF THE STATE OF KANSAS NOTICE OF FILING APPLICATION Re: Berexco LLC. Application for a permit to commingle production in the Lansing Kansas City and the Arbuckle of the Smith #4 well, located in Barton County, Kansas a permit be controlling to potectain in the Lansing Kansas City and the Arbuckle of the Smith #4 well, located in Barton County, Kansas. To: All Olf and Gas Producers, Unleased Mineral Interest Owners, Landowners, and all persons whosoever concerned. You, and each of you, are hereby notified that Berexco LLC. has filed an application to commingle production from the Lansing Kansas City and Arbuckle formations in the Smith #4 well located in the N/2 SE/4 SW/4 (990 / FSL, 3300 / FEL) of Sec 36-16S-11W, Barton County, KS. Any persons who object to or protest this application shall be required to file their objections or protests with the Conservation Division of the State of Kansas within fifteen (15) days from the date of this publication. These protests shall be filed pursuant to Commission regulations and must state specific reasons why the grant of the application may cause waste, violate correlative rights or pollute the natural resources of the state of Kansas. All persons interested or concerned shall take notice of the foregoing and shall govern themselves accordingly. 2020 N. Bramblewood Wichita, Kansas 67206 Phone: 316-265-3311



Conservation Division Finney State Office Building 130 S. Market, Rm. 2078 Wichita, KS 67202-3802

Thomas E. Wright, Chairman Ward Loyd, Commissioner Kansas

phone: 316-337-6200 fax: 316-337-6211 http://kcc.ks.gov/

Corporation Commission

Sam Brownback, Governor

March 8, 2011

Bruce Meyer BEREXCO LLC 2020 N. Bramblewood Wichita, KS 67206-1094

RE: Approved Commingling CO021102 Smith #4, Sec. 36-T16S-R11W, Barton County API No. 15-009-03217-00-01

Dear Mr. Meyer:

Your Application for Commingling (ACO-4) for the above described well has been reviewed and approved by the Kansas Corporation Commission (KCC) per K.A.R. 82-3-123. Notice was examined and found to be proper per K.A.R. 82-3-135a. No protest had been filed within the 15-day protest period. This application, which was received by the KCC on February 21, 2011 concerns approval to simultaneously produce from the following sources of supply through the same tubing string in the same wellbore:

		Estimated Current Production		
Source of Supply	BOPD	MCFPD	BWPD	Perf Depth
Lansing/KS City	1.4	100	30	3083-3298
Arbuckle	1.4	0	10	3382-3393
Total Estimated Current Production	2.8	100	40	

Based upon the depth of the Arbuckle formation perforations, total oil production shall not exceed 100 BOPD and total gas production shall not exceed 50% of the absolute open flow (AOF).

Commingling ID number CO021102 has been assigned to this approved application. Use this number for well completion reports (ACO-1) and other correspondence that may concern this approved commingling.

Sincerely,

Rick Hestermann Production Department