



**APPLICATION FOR COMMINGLING OF PRODUCTION (K.A.R. 82-3-123) OR FLUIDS (K.A.R. 82-3-123a)** *Commingling ID # \_\_\_\_\_*

OPERATOR: License # \_\_\_\_\_ API No. 15 - \_\_\_\_\_  
Name: \_\_\_\_\_ Spot Description: \_\_\_\_\_  
Address 1: \_\_\_\_\_ - - - - - Sec. \_\_\_\_\_ Twp. \_\_\_\_\_ S. R. \_\_\_\_\_  East  West  
Address 2: \_\_\_\_\_ Feet from  North /  South Line of Section  
City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_ + \_\_\_\_\_ Feet from  East /  West Line of Section  
Contact Person: \_\_\_\_\_ County: \_\_\_\_\_  
Phone: ( \_\_\_\_\_ ) \_\_\_\_\_ Lease Name: \_\_\_\_\_ Well #: \_\_\_\_\_

1. Name and upper and lower limit of each production interval to be commingled:  
Formation: \_\_\_\_\_ (Perfs): \_\_\_\_\_  
Formation: \_\_\_\_\_ (Perfs): \_\_\_\_\_  
Formation: \_\_\_\_\_ (Perfs): \_\_\_\_\_  
Formation: \_\_\_\_\_ (Perfs): \_\_\_\_\_  
Formation: \_\_\_\_\_ (Perfs): \_\_\_\_\_

2. Estimated amount of fluid production to be commingled from each interval:  
Formation: \_\_\_\_\_ BOPD: \_\_\_\_\_ MCFPD: \_\_\_\_\_ BWPD: \_\_\_\_\_  
Formation: \_\_\_\_\_ BOPD: \_\_\_\_\_ MCFPD: \_\_\_\_\_ BWPD: \_\_\_\_\_  
Formation: \_\_\_\_\_ BOPD: \_\_\_\_\_ MCFPD: \_\_\_\_\_ BWPD: \_\_\_\_\_  
Formation: \_\_\_\_\_ BOPD: \_\_\_\_\_ MCFPD: \_\_\_\_\_ BWPD: \_\_\_\_\_  
Formation: \_\_\_\_\_ BOPD: \_\_\_\_\_ MCFPD: \_\_\_\_\_ BWPD: \_\_\_\_\_

3. Plat map 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.

4. 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:**

- 5. Wireline log of subject well. Previously Filed with ACO-1:  Yes  No
- 6. Complete Form ACO-1 (*Well Completion form*) for the subject well.

**For Commingling of FLUIDS ONLY, include the following:**

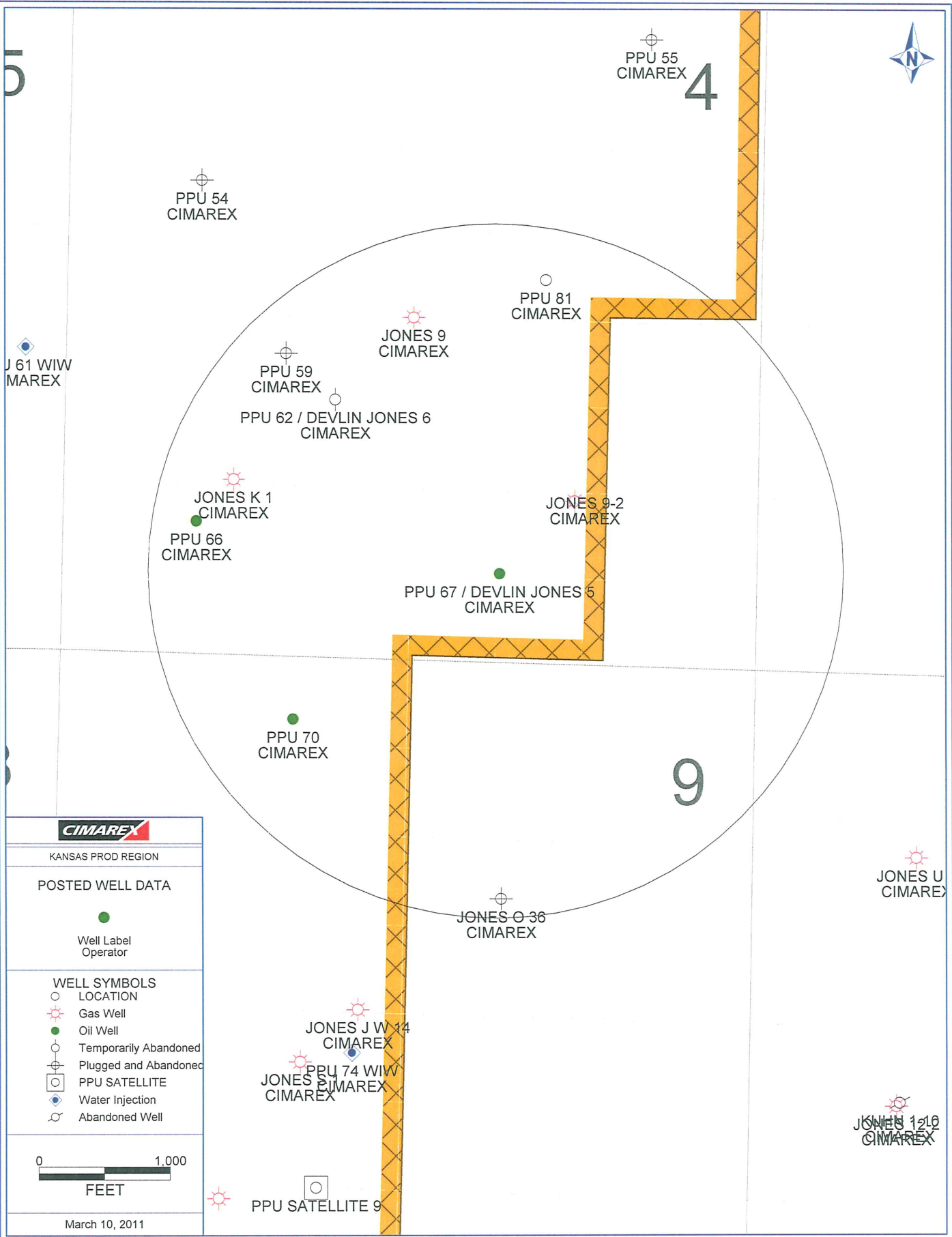
- 7. Well construction diagram of subject well.
- 8. Any available water chemistry data demonstrating the compatibility of the fluids to be commingled.

**AFFIDAVIT:** I am the affiant and hereby certify that to the best of my current information, knowledge and personal belief, this request for commingling is true and proper and I have no information or knowledge, which is inconsistent with the information supplied in this application.

**Submitted Electronically**

**KCC Office Use Only**  
 Denied  Approved  
15-Day Periods Ends: \_\_\_\_\_  
Approved By: \_\_\_\_\_ Date: \_\_\_\_\_

*Protests may be filed by any party having a valid interest in the application. Protests must be in writing and comply with K.A.R. 82-3-135b and must be filed within 15 days of publication of the notice of application.*





CERTIFICATE OF SERVICE

I hereby certify on this 15 day of March, 2011, true and correct copies of the above and foregoing Application for the Commingling of production were served by depositing copies of the same in the United States Mail, postage prepaid, on the 15<sup>th</sup> day of March, 2011 addressed to the following persons or entities:

TLW Land & Cattle, LP  
P.O. Box 2410  
123 Robert S. Kerr, RM 1210  
Oklahoma City, OK 73101

Who are all of the operators of leases, owners of record of the minerals in unleased acreage, and surface owner within a one-half mile radius of the USA "C" No. 2 and the Devlin Jones No. 5.

  
\_\_\_\_\_

Melissa Imler

**AFFIDAVIT**

STATE OF KANSAS \  
- SS.  
County of Sedgwick /

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 14th of

March A.D. 2011, with

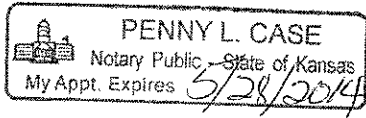
subsequent publications being made on the following dates:

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

*Mark Fletchall*

Subscribed and sworn to before me this

14th day of March, 2011



*Penny L. Case*  
Notary Public Sedgwick County, Kansas

Printer's Fee : \$113.20

**LEGAL PUBLICATION**  
First Published in The Wichita Eagle  
March 14, 2011 (3103806)  
BEFORE THE STATE  
CORPORATION COMMISSION  
OF THE STATE OF KANSAS  
NOTICE OF FILING APPLICATION  
RE: CIMAREX ENERGY CO.  
APPLICATION FOR COMMINGLING OF  
PRODUCTION IN THE USA "C" NO. 2 AND  
THE DEVLIN JONES NO. 5 LEASE,  
LOCATED IN HASKELL COUNTY,  
KANSAS  
TO: ALL OIL & GAS PRODUCERS,  
UNLEASED MINERAL INTEREST  
OWNERS, LANDOWNERS, AND ALL  
PERSONS WHOMEVER CONCERNED.  
YOU, and each of you, are hereby notified  
that Cimarex Energy Co. has filed an  
application to commingle the Marmaton  
formation with the Morrow and St. Louis  
formations at the USA "C" No. 2, located 3360'  
from the North line and 4680' from the West  
line of Section 6-T27S-R34W, and the Devlin  
Jones No. 5, located 4580' from the North line  
and 3320' the West line of Section 4-T27S-  
R34W, both located in Haskell County,  
Kansas.  
Any persons who object to or protest this  
application shall be required to file their  
objections or protest with the Conservation  
Division of the State Corporation Commission  
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.  
Cimarex Energy Co.  
348 Rd. DD  
Salanta, KS 67870  
620-276-3693

# Proof of Publication

STATE OF KANSAS  
COUNTY OF HASKELL SS.

Rolf Jungclas

being first duly sworn, deposes and says that he/she is editor of **THE HASKELL COUNTY MONITOR-CHIEF**, a weekly newspaper printed in the State of Kansas and published in and of general circulation in Haskell County, Kansas, with a general paid circulation on a weekly basis in Haskell County, Kansas and that said newspaper is not a trade, religious or fraternal publication.

Said newspaper is a weekly, published at least weekly 50 times a year; has been so published continuously and uninterruptedly in said county and state for a period of more than five years prior to the first publication of said notice; and has been admitted at the post office of Sublette in said county as second class matter.

That the attached notice is a true copy thereof, and was published in the regular and entire issue of said newspaper for 1 consecutive week(s). The first publication thereof being made as aforesaid on the

16 day of March, 20 11, with subsequent publications being made on the following dates:

\_\_\_\_\_, 20 \_\_\_\_  
\_\_\_\_\_, 20 \_\_\_\_  
\_\_\_\_\_, 20 \_\_\_\_  
\_\_\_\_\_, 20 \_\_\_\_  
\_\_\_\_\_, 20 \_\_\_\_

(Sign) Rolf Jungclas  
Witness my hand this 16 day of March, 20 11

Helly C Anderson  
(Notary Public)

My commission expires 2-7-2014  
Publication fee \$ 50.40  
Affidavit, \_\_\_\_\_  
Notary's Fee \$ \_\_\_\_\_  
Additional Copies \$ \_\_\_\_\_  
Total Fee \$ 50.40  
(Seal)

BEFORE THE STATE CORPORATION COMMISSION OF THE STATE OF KANSAS  
NOTICE OF FILING APPLICATION  
RE: CIMAREX ENERGY CO. APPLICATION FOR COMMINGLING OF PRODUCTION IN THE USA "C" NO. 2 AND THE DEVLIN JONES NO. 5 LEASE, LOCATED IN HASKELL COUNTY, KANSAS.  
TO ALL OIL & GAS PRODUCERS, UNLEASED MINERAL INTEREST OWNERS, LANDOWNERS, AND ALL PERSONS WHOMEVER CONCERNED.  
YOU, and each of you, are hereby notified that Cimarex Energy Co. has filed an application to commingle the Marmaton formation with the Morrow and

St. Louis formations at the USA "C" No. 2, located 3360' from the North line and 4680' from the West line of Section 6-T27S-R34W, and the Devlin Jones No. 5, located 4580' from the North line and 3320' the West line of Section 4-T27S-R34W, both located in Haskell County, Kansas.

Any persons who object to or protest this application shall be required to file their objections or protest with the Conservation Division of the State Corporation Commission 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.

Cimarex Energy Co.  
348 Rd. DD  
Satanta, KS 67870  
620-276-3693



March 31, 2011

Melissa Imler  
Cimarex Energy Co.  
348 Rd DD  
Satanta, KS 67870

RE: Approved Commingling CO031105  
Jones Devlin #5, Sec. 4-T27S-R34W, Haskell County  
API No. 15-081-10228-00-00

Dear Ms. Imler:

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 March 23, 2011 concerns approval to simultaneously produce from the following sources of supply through the same tubing string in the same wellbore:

Source of Supply	Estimated Current Production			Perf Depth
	BOPD	MCFPD	BWPD	
Marmaton Zone	30	0	30	4560-4702
St. Louis "B" Zone	3	0	13	5066-5082
St. Louis "C" Zone	2	0	14	5148-5156
Total Estimated Current Production	35	0	57	

Based upon the depth of the St. Louis "C" formation perforations, total oil production shall not exceed 200 BOPD and total gas production shall not exceed 50% of the absolute open flow (AOF).

**File form ACO-1 upon completion of the well to commingle.**

Commingling ID number CO031105 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