



**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.*

**AFFIDAVIT OF NOTICE SERVED**

RE: Application for: MERIT ENERGY COMPANY, LLC

Well Name: Cobra 26-2

Legal Location: E2-SW-SE-SW Sec. 26 TWN 21S- RNG 35W Finney County, Kansas

The undersigned hereby certifies that he/she is a duly authorized agent for the applicant, and that on the 23<sup>rd</sup> day of January 2017, a true and correct copy of the application referenced above was delivered or mailed to the following parties:

**\*\*NOTE:** A copy of this affidavit must be served as a part of the application.

Name:

Lorita J. Davis Frey (Surface Owner)  
P2403 Casey Drive  
Garden City, KS 67846

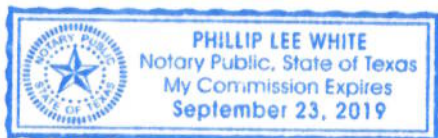
Merit Energy Company, LLC  
13727 Noel Road, Suite 1200  
Dallas, TX 75240

Signed this 23<sup>rd</sup> day of January 2017.



Katherine McClurkan  
Applicant or Duly Authorized Agent

Subscribed and sworn to before me this 23<sup>rd</sup> day of January 2017.

  
Notary Public

My Commission Expires: September 23, 2019

Protests may be filed by any party having a valid interest in the application. Petitions for protests shall be in writing and shall clearly identify the name and address of the protestant and the title of the application. The petition shall include a clear and concise statement of the direct and substantial interest of the protestant in the proceedings, including the manner, in which the protestant may be affected, and the nature, extent, character and grounds of the protest. Protestants shall serve the protest upon the applicant by mail or personal service at the same time or before the protestant files the protest with the Conservation Division.

101°8'30"W

101°8'0"W

101°7'30"W

38°12'0"N

38°12'0"N

38°11'30"N

38°11'30"N

38°11'0"N

38°11'0"N

27

26

34

35

HUTCHINSON G V 1  
STANOLND OIL CO  
TD 2735  
ELEV 3070

SW/4 - 3,  
000' TO  
ST. LOUIS  
SW/4 -  
3,000' TO  
ST. LOUIS  
SW/4 -  
3,000' TO  
ST. LOUIS  
SW/4 -  
3,000' TO  
ST. LOUIS

Kearny  
Co.

COBRA 26-1  
MERIT ENERGY CO LLC  
TD 5175  
ELEV 3081

T21S  
R35W

Kansas

HORTON 35-1  
MERIT ENERGY CO LLC  
TD 5122  
ELEV 3078  
JIMMY D  
HORTON AND  
LAUREL HORTON

OBRATE 2  
AMERCN WARRIOR INC  
TD 2804  
ELEV 3071

HORTON D OWWO 1  
MERIT ENERGY CO LLC  
TD 5208  
ELEV 3084  
DICK HORTON  
AND LARUE  
HORTON

HORTON D 1  
MERIT ENERGY CO LLC  
TD  
ELEV 3069

DICK HORTON  
AND LARUE  
HORTON

JOHN W  
BAUGHMAN AND  
ELLA BAUGHMAN

MARK ALLEN  
HORTON  
MARK ALLEN  
HORTON

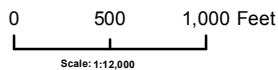
Copyright © 2013 ESRI, Inc., GeoEye

101°8'30"W

101°8'0"W

101°7'30"W

- GAS
- ⊙ TAW; TA
- ⊕ D&A
- OIL; OIL-WO
- ⊙ GAS-WO
- ⊙ ABD-OW
- ⊕ ABD-GW
- ⊙ PERMIT
- ⊕ D&A-O; D&A-OG
- ⊕ CATHODIC
- ⊕ SWDOP
- ⊕ AB-LOC
- ⊕ J&A
- ⊕ ABD-LOC
- ⊕ CATHODIC
- ⊕ SWDOP



**M**  
MERIT ENERGY COMPANY

**COBRA 26-2**  
with  
**1/2 MILE BUFFER**

Map by: Richard Norzagaray  
Date: JANUARY 20, 2017  
Kearny Co, Kansas  
Projection: NAD 1927 StatePlane Kansas South FIPS 1502

1/2 MILE BUFFER  MERIT LEASEHOLD

# LEGAL PROOF OF PUBLICATION

| Account # | Ad Number  | Identification                      | PO | Amount   | Cols | Lines |
|-----------|------------|-------------------------------------|----|----------|------|-------|
| 457658    | 0002889216 | BEFORE THE STATE CORPORATION COMMIS |    | \$338.19 | 1    | 57    |

**Attention:**

MERIT ENERGY CORPORATION  
 1701 N. KANSAS  
 LIBERAL, KS 67905

**BEFORE THE STATE CORPORATION  
 COMMISSION OF THE STATE OF KANSAS  
 NOTICE OF FILING APPLICATION**

RE: Merit Energy Company Application for order to commingle Marmaton and Morrow sources of supply in the Cobra 26-2 well located E2-SW-SE-SW Sec. 26 TWN 21S- RNg 35W Kearny County, Kansas

TO: All Oil and Gas Producers, Unleased Minerals Interest Owners, Landowners, and all persons whosever concerned.

You, and each of you, are hereby notified that Merit Energy Company has filed an application to commingle the production from the Marmaton and Morrow the sources of supply in the above referenced well in Kearny County, Kansas.

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 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. If no protests are received, this application may be granted through a summary proceeding. If valid protests are received, this matter will be set for hearing.

All persons interested or concerned shall take notice of the foregoing and shall govern themselves accordingly.

Merit Energy Company  
 Katherine McClurkan  
 13727 Noel Road, Suite 1200  
 Dallas, TX 75240  
 (972)-628-1660

In The STATE OF KANSAS  
 In and for the County of Sedgwick  
 AFFIDAVIT OF PUBLICATION

1 Insertions

Beginning issue of: 01/21/2017

Ending issue of: 01/21/2017

STATE OF KANSAS)  
 .SS  
 County of Sedgwick)

Dale Seiwert, 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 from 1/21/2017 to 01/21/2017.

I certify (or declare) under the penalty of perjury that the foregoing is true and correct.

*Dale Seiwert*

(Signature of Principal Clerk)

DATED: 1/23/2017

*Jennifer Rae Bailey*  
 Notary Public Sedgwick County, Kansas

JENNIFER RAE BAILEY  
 Notary Public - State of Kansas  
 My Appt. Expires 6/14/2017

AFFIDAVIT OF PUBLICATION

KEARNY COUNTY  
STATE OF KANSAS

ss:

KATHY McVEY, being first duly sworn, deposes and says: That she is editor of THE LAKIN INDEPENDENT, a weekly newspaper printed in the State of Kansas, and published in and of general circulation in Kearny County, Kansas, with a general paid circulation on a yearly basis in Kearny County, Kansas, and that said newspaper is not a trade, religious or fraternal publication.

Said newspaper is 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 Lakin 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 weeks, the first publication thereof being made as aforesaid on the

26 day of January, 2017, with subsequent publications being made on the following dates:

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

~~37~~ 37 Kathy McVey

Printer's fee: \$ 37.14

Subscribed and sworn to before me this 26<sup>th</sup> day of January, 2017.

Nora J. Richter



PUBLIC NOTICE

(Published in The Lakin Independent, Lakin, Kansas, Thursday, January 26, 2017.)

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Merit Energy Company  
Katherine McClurkan  
13727 Noel Road, Suite 1200  
Dallas, TX 75240  
(972)-628-1660

Conservation Division  
266 N. Main St., Ste. 220  
Wichita, KS 67202-1513



Phone: 316-337-6200  
Fax: 316-337-6211  
<http://kcc.ks.gov/>

Pat Apple, Chairman  
Shari Feist Albrecht, Commissioner  
Jay Scott Emler, Commissioner

Sam Brownback, Governor

February 10, 2017

Katherine McClurkan  
Merit Energy Company  
13727 Noel Rd Ste 1200  
Dallas, TX 75240

RE: Approved Commingling CO021703  
Cobra 26-2  
API No. 15-093-21938-00-00

Dear Ms. McClurkan:

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.

Based upon the depth of the Morrow 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.

Sincerely,

Rick Hestermann  
Production Department