



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:

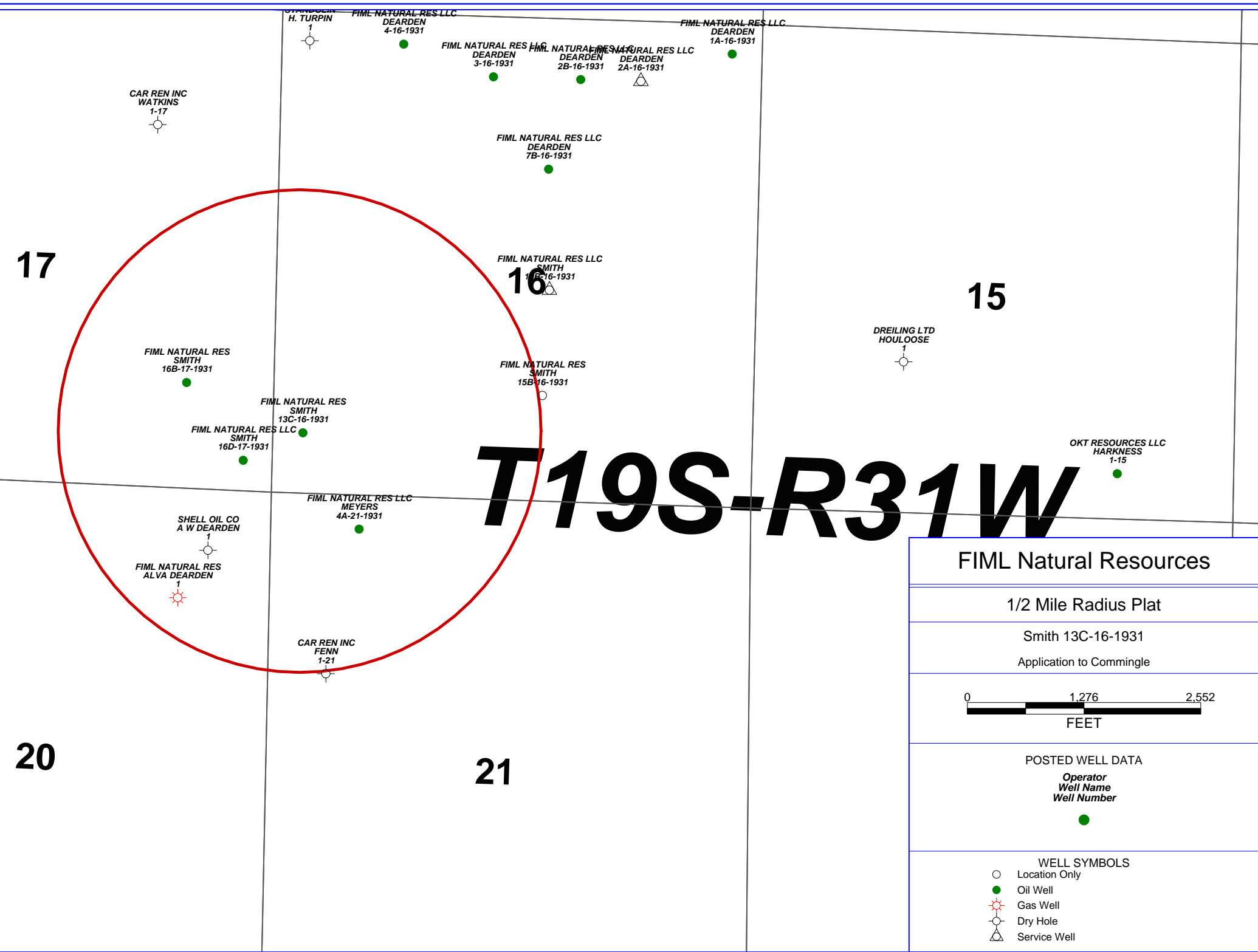
- 7. Well construction diagram of subject well.
- 8. Any available water chemistry data demonstrating the compatibility of the fluids to be commingled.

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.

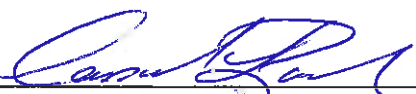


FIML Natural Resources	
1/2 Mile Radius Plat	
Smith 13C-16-1931 Application to Commingle	
<p>0 1,276 2,552 FEET</p>	
<p>POSTED WELL DATA</p> <p>Operator Well Name Well Number</p> <p></p>	
<p>WELL SYMBOLS</p> <ul style="list-style-type: none"> Location Only Oil Well Gas Well Dry Hole Service Well 	

**Offset Operators/Lessee of Record and Unleased Mineral Owners Within a ½ Mile
Radius of the Grube 13A-21-1831**

The undersigned hereby certifies that she/he is a duly authorized agent for the applicant, and notification of the ACO-4 application was mailed to the following parties:


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



Applicant or Duly Authorized Agent

Cassandra Parks Regulatory Specialist

Subscribed and sworn before me this 13th of January 2011



Notary Public

My commission expires: 7-1-2014

Proof of Publication

Affidavit of Publication
STATE OF KANSAS, SCOTT COUNTY, ss:

Rodney R. Haxton, being first duly sworn, deposes and says that he is editor of The Scott County Record, a weekly newspaper printed in the State of Kansas, and published in and of general circulation in Scott County, Kansas, with a general paid circulation and that said newspaper is not a trade, religious or fraternal publication.

Said newspaper is a weekly, published at least 50 times a year in said county, and has been admitted as second class matter at the post office of Scott City in said county.

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

October, 2010, with g made on the following dates:

_____, 20____
_____, 20____
_____, 20____
_____, 20____

\$ 35.00

Fee \$ _____

@ \$ _____

Fee \$ 35.00



Publisher

Public Notice

Published in The Scott County Record, Thurs., Nov. 18, 2010)1t

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

Re: FIML Natural Resources, LLC-Application for a permit to commingle production in the Marmaton and the Mississippi of the Grube 13A-21-1831 well, located in Scott County, Kansas.

To: All Oil and Gas Producers, Unleased Mineral Interest Owners, Landowners, and all persons who-soever concerned.

You, and each of you, are hereby notified that FIML Natural Resources, LLC has filed an application to commingle production from the Marmaton and Mississippi formations in the Grube 13A-21-1831 well located in the 1250' FSL, 700' FWL

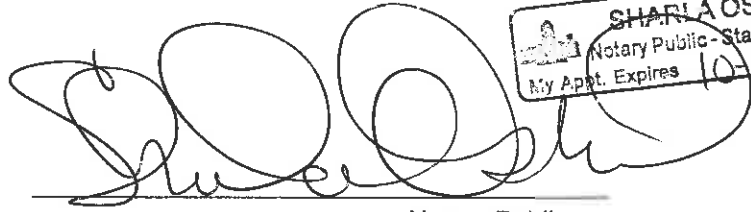
NW/4 NE/4 SW/4 SW/4 Sec 21 T-18S, R-31W, Scott County, KS.

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 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.

FIML Natural Resources, LLC
410 17th Street, Ste 900
Denver, CO 80202
Phone: 303-893-5090

Subscribed and sworn to before me this 19 day of December, 2010.



Notary Public

CHARLA OSBORN
Notary Public - State of Kansas
My Appt. Expires 10-11-13

My commission expires 10-11-13

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 19th of

November A.D. 2010 , 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

19th day of November, 2010



Penny L Case
Notary Public Sedgwick County, Kansas

Printer's Fee : \$103.60

LEGAL PUBLICATION
Published in the Wichita Eagle
November 19, 2010 (3083248)
**BEFORE THE STATE CORPORATION
COMMISSION OF THE STATE OF
KANSAS NOTICE OF FILING
APPLICATION**
Re: FIML Natural Resources, LLC-
Application for a permit to commingle
production in the Marmaton and the
Mississippi of the Grube T3A-21-1831 well,
located in Scott County, Kansas.
To: All Oil and Gas Producers, Unleased
Mineral Interest Owners, Landowners, and
all persons whosever concerned.
You, and each of you, are hereby notified
that FIML Natural Resources, LLC has filed
an application to commingle production
from the Marmaton and Mississippi
formations in the Grube T3A-21-1831 well
located in the 1250' FSL, 700' FWL NW/4
NE/4 SW/4 SW/4 Sec 21 T-18S, R-31W,
Scott County, KS.
Any persons who object to or protest this
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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.
FIML Natural Resources, LLC
410 17th Street, Ste 900
Denver, CO 80202
Phone: 303-893-5090

WABASH ENERGY CORP
BAILEY FAMILY TRUST



MARSH OIL ASSOC
MARGARET C CAUTHON



21 DUNNE GARDNER PET GRUBE



BEREXCO INC
EVA
1-21



FIML NATURAL RES
GRUBE
13A-21-1831



SUNSTONE ENERGY
GRUBE
21-1



BEREXCO
EVA
2-21



BEREXCO
NEWBY
1-21



CAR REN INC
MORRISON UNIT
1-29



FIML NATURAL RES LLC
LONG
3D-28-1831



FIML NATURAL RES
LONG
5A-28-1831



BEREXCO
HUSLIG
1-28



FIML NATURAL RES
INTERESTS OF BEREXCO INC
STRODE MILDRED
1A



FIML NATURAL RES
KUENSTLER
9B-29-1831



FIML NATURAL RES LLC
LONG FAMILY PARTNER
12-28-1831



FIML NATURAL RES LLC
LONG
11A-28-1831



FIML NATURAL RES LLC
SCHMIDT
10B-28-1831



FIML NATURAL RES
SCHMIDT
10D-28-1831

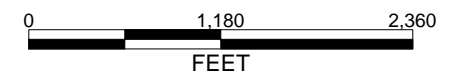


FIML Natural Resources

1/2 Mile Radius Plat

Grube 13A-21-1831

Application to Commingle



POSTED WELL DATA

Operator
Well Name
Well Number



- WELL SYMBOLS
- Location Only
 - Oil Well
 - Gas Well
 - Dry Hole
 - Service Well
 - Plugged & Abandoned Gas Well



January 28, 2011

Cassie Parks
FIML Natural Resources, LLC
410 17th Street, Suite 900
Denver, CO 80202-4420

RE: Approved Commingling CO011102
Grube 13A-21-1831, Sec. 21-T18S-R31W, Scott County
API No. 15-171-20763-00-00

Dear Ms. Parks:

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 January 13, 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	50	0	20	4349-4352
Mississippi	150	0	20	4586-4590; 4592-4594; 4597-4599
Total Estimated Current Production	200	0	40	

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

Commingling ID number CO011102 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