



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: Commingling

Well Name: Berning #2-3 Legal Location: Sec. 3-18S-35W, Wichita Co., KS

The undersigned hereby certifies that he / she is a duly authorized agent for the applicant, and that on the day 17th of June, 2014, 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 _____ Address (Attach additional sheets if necessary) _____

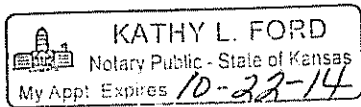
LARIO HAS ALL ACREAGE WITHING 1/2 MILE RADIUS

I further attest that notice of the filing of this application was published in the Leoti Standard, the official county publication of Wichita county. A copy of the affidavit of this publication is attached.

Signed this 17th day of June, 2014

Gary Schweikert
Applicant or Duly Authorized Agent

Subscribed and sworn to before me this 17th day of June, 2014



Kathy L Ford
Notary Public
My Commission Expires: 10-22-14

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. Protests must be filed within 15 days of the publication notice of the application.

Proof of Publication

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

State of Kansas, County of Wichita, ss:

Patricia Maye

of lawful age, being duly sworn upon oath states that he/she is the editor of THE LEOTI STANDARD.

THAT said newspaper has been published at least weekly 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 newspaper was entered as second class matter at the post office of its publication;

THAT said newspaper has a general paid circulation on a daily, weekly, monthly, or yearly basis in WICHITA County, Kansas and is NOT a trade, religious or fraternal publication and has been printed and published in WICHITA County, Kansas.

THE ATTACHED was published on the following dates in a regular issue of said newspaper:

- 1st Publication was made on the 11th day of June, 20 14
2nd Publication was made on the ___ day of ___, 20 ___
3rd Publication was made on the ___ day of ___, 20 ___
4th Publication was made on the ___ day of ___, 20 ___
5th Publication was made on the ___ day of ___, 20 ___
6th Publication was made on the ___ day of ___, 20 ___

Publication fee \$ ___
Affidavit, Notary's Fees \$ ___
Additional Copies @ ___ \$ ___
Total Publication Fee \$ ___

Patricia Maye (Signed)

Witness my hand this 12 day of June, 20 14

SUBSCRIBED and SWORN to before me this ___ day of ___, 20 ___.

Kelly C Anderson (Notary Public)

My commission expires 2-7-2018

KELLY C. ANDERSON Notary Public - State of Kansas My Appt. Expires February 7, 2018

Table with columns: Acct, Expt, File, JUN 13 2014, and other administrative markings.

RE: Lario Oil & Gas Company - Application for a permit to authorize the commingling of zones in the Berning #2-3, located in Wichita County, Kansas.

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

You, and each of you, are hereby notified that Lario Oil & Gas Company has filed an application to commingle Lansing, Marmaton and Morrow zones in the Berning #2-3, located approximately E2 NW SW NW Sec. 3-18S-35W, in Wichita 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 (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.

Lario Oil & Gas Company 301 S. Market Wichita, KS 67202 (316) 265-5611 ATTN: Jay Schweikert

AFFIDAVIT

STATE OF KANSAS \
- SS.
County of Sedgwick /

Mark Fletchall, of lawful age, being first duly sworn, deposeseth 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 6th of

June A.D. 2014, 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

6th day of June, 2014

JENNIFER RAE BAILEY
Notary Public - State of Kansas
My Appt. Expires 6/4/2017

JRB

Notary Public Sedgwick County, Kansas

Printer's Fee : \$110.80

LEGAL PUBLICATION
PUBLISHED IN THE WICHITA EAGLE
JUNE 6, 2014 (3304266)
BEFORE THE STATE CORPORATION
COMMISSION OF THE STATE OF KANSAS
NOTICE OF FILING APPLICATION
RE: Lario Oil & Gas Company - Application for a permit to authorize the commingling of zones in the Berning #2-3, located in Wichita County, Kansas.
TO: All Oil and Gas Producers, Unleased Minerals Interest Owners, Landowners and all persons whomsoever concerned.
You, and each of you, are hereby notified that Lario Oil & Gas Company has filed an application to commingle Lansing, Marmaton and Morrow zones in the Berning #2-3, located approximately E2 NW SW NW Sec. 3-18S-35W, in Wichita 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 (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.
Lario Oil & Gas Company
301 S. Market
Wichita, KS 67202
(316) 265-5611
ATTN: Jay Schiwekert

JUN 10 2014

33

ZELLNER 1-33



34

T 17S - R 35W

LARIO OIL & GAS

LARIO OIL & GAS

BERNING 2-3

BERNING 1-3



1/2 MILE RADIUS

4

3

T 18S - R 35W

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



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

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

Sam Brownback, Governor

June 26, 2014

Jay Schweikert
Lario Oil & Gas Company
301 S Market St
Wichita, KS 67202-3805

RE: Approved Commingling CO061401
Berning 2-3
API No. 15-203-20256-00-00

Dear Mr. Schweikert:

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).

Sincerely,

Rick Hestermann
Production Department