

**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)**

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

Well Name: Barnes A-2

Legal Location: S2-S2-S2-SW 19-35-41 Morton Co, KS

The undersigned hereby certifies that he/she is a duly authorized agent for the applicant, and that on the 21<sup>st</sup> day of February, 2020, 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.

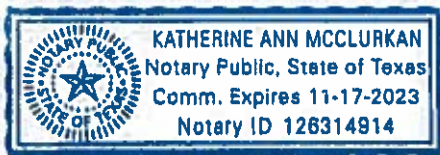
**Name:**

Scout Energy Management LLC  
4901 LBJ Freeway Suite 300  
Dallas, TX 75244

Phoenix Petrocorp, Inc.  
3900 S Stonebridge DR Unit 1201  
McKinney, TX 75070

Merit Energy Company, LLC  
PO Box 1293  
Liberal, KS 67905

Signed this 21<sup>st</sup> day of February, 2020.





Idania B. Medina

Applicant or Duly Authorized Agent

Subscribed and sworn to before me this 21<sup>st</sup> day of February, 2020



Notary Public

My Commission Expires: November 17, 2023

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.



w/ ½ mile Buffer

## Legal Notice

First published in the Elkhart Tri-State News, Thursday, January 30, 2020.

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

RE: Merit Energy Company. Application for order to commingle Wabaunsee & Topeka (Shawnee) resources of supply in Barnes A-2 well, located in Sec. 19-35-41W, Morton 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 Wabaunsee & Topeka (Shawnee) resources of supply in the Barnes A-2 well, located in the S2-S2-SW of Sec. 19 Twp 35S R 41W in Morton 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  
P.O. Box 1293  
Liberal, KS 67905  
(620)-629-4200

Notice of Filing  
Application - Barnes  
A-2 Well

Publication Fee \$ 120.00

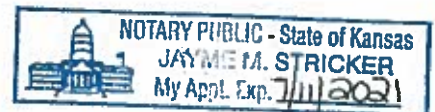
Clifford Blackmore

Being first duly sworn, deposes and says: that he is the Publisher of the ELKHART TRI-STATE NEWS, a weekly newspaper published in the State of Kansas, with a general paid circulation on a weekly basis in Morton County, Kansas and that said newspaper is not a trade, religious or fraternal publication. Said newspaper is a weekly, published at least 50 times a year; and 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 Elkhart 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, publication thereof being made as aforesaid on the following dates:

11/30	2020	20
	20	20
	20	20
	20	20

Clifford F. Blackmore

Subscribed and Sworn to before me this  
30 day of Jan 2020



[Signature]

Approved \_\_\_\_\_ 20

Clerk or Judge





## LEGAL PROOF OF PUBLICATION

Account #	Ad Number	Identification	PO	Amount	Cols	Lines
457658	0004537847	BEFORE THE STATE CORPORATION COMMIS	Barnes A-2	\$253.14	1	42

Attention: Idania Medina

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 Wabaunsee & Topeka (Shawnee)resources of supply in Barnes A-2 well, located in Sec. 19-35-41W, Morton 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 Wabaunsee & Topeka (Shawnee)resources of supply in the Barnes A-2 well, located in the S2-S2-S2-SW of Sec 19 Twp 35S R 41W in Morton 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  
P.O. Box 1293  
Liberal, KS 67905  
(620)-629-4200

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

1 Insertions

Beginning issue of: 01/23/2020

Ending issue of: 01/23/2020

STATE OF KANSAS)

.SS

County of Sedgwick)

Tony Berg, of lawful age, being first duly sworn, depose 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 1/23/2020 to 01/23/2020.

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

(Signature of Principal Clerk)

DATED: 1/23/2020

Notary Public Sedgwick County, Kansas

JENNIFER RAE BAILEY  
Notary Public - State of Kansas  
My Appt. Expires 6/4/2021

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



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

Susan K. Duffy, Chair  
Shari Feist Albrecht, Commissioner  
Dwight D. Keen, Commissioner

Laura Kelly, Governor

March 9, 2020

Idania Medina  
Merit Energy Company, LLC  
13727 Noel Rd Ste 1200  
Dallas, TX 75240

RE: Approved Commingling CO032004  
Barnes A 2  
API No. 15-129-21783-00-01

Dear Ms. Medina:

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

Sincerely,

Rick Hestermann  
Production Department