

C0111003

KANSAS CORPORATION COMMISSION  
OIL & GAS CONSERVATION DIVISION

Form ACO-4  
Form must be typed  
September 2005

APPLICATION FOR COMMINGLING OF  
PRODUCTION (K.A.R. 82-3-123) OR FLUIDS (K.A.R. 82-3-123a)

Commingling ID # C0111003

Operator Information:

License #: 5210  
Name: Lebsack Oil Production, Inc.  
Address: Box 489  
City/State/Zip: Hays, KS 67601  
Contact Person: Wayne Lebsack  
Phone #: 620-938-2396

Well Information:

API #: 15-055-22049-00-00  
Lease Name: Garden City Well #: 4 - 18  
Spot: SE - NW - SE - Sec. 18 Twp. 22 S. R. 33  East  
County: Finney  West  
Feet from 1650  North /  South Line of Section: 18  
Feet from 1650  East /  West Line of Section: 18

1. Name and upper and lower limit of each production interval to be commingled:  
Formation: Morrow Sand (Perfs): 4683-89  
Formation: Morrow Sand (Perfs): 4764-68 CIBP at 4750  
Formation: Marmaton Limestone (Perfs): 4424-40  
Formation: \_\_\_\_\_ (Perfs): \_\_\_\_\_  
Formation: \_\_\_\_\_ (Perfs): \_\_\_\_\_

2. Estimated amount of fluid production to be commingled from each interval:  
Formation: Morrow Sand BOPD: 9 MCFPD: -- BWPD: 6  
Formation: \_\_\_\_\_ BOPD: \_\_\_\_\_ MCFPD: \_\_\_\_\_ BWPD: \_\_\_\_\_  
Formation: Marmaton BOPD: Est. 30 MCFPD: \_\_\_\_\_ BWPD: 20  
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. (Exhibit A)

4. Signed certificate showing service of the application as required in K.A.R. 82-3-135a(b). (Exhibit B)

For Commingling of PRODUCTION ONLY, include the following:

5. Wireline log of subject well. (Exhibit C) (previously filed with ACO-1)  
 6. Complete Form ACO-1 (Well Completion form) for the subject well. (Exhibit D) *on file, scanned.*

For Commingling of FLUIDS ONLY, include the following:

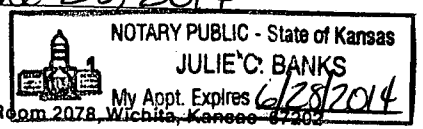
5. Well construction diagram of subject well. (Exhibit E)  
\_\_\_\_\_ 6. Any available water chemistry data demonstrating the compatibility of the fluids to be commingled.

State of Kansas )  
County of Sedgwick ) ss:

VERIFICATION: I 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.

Signature: Wayne Lebsack  
Printed Name: Wayne Lebsack  
Title: Pres.  
Subscribed & sworn to before me this 10<sup>th</sup> day of November, 20 10  
Notary Public: Julie C. Banks  
My Commission Expires: June 28, 2014

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



RECEIVED  
NOV 12 2010  
KCC WICHITA

December 6, 2010

Lebsack Oil Production, Inc.  
Box 489  
Hays, KS 67601

*Rec'd  
12-6-10*

RE: Approved Commingling CO111003  
Garden City #4-18, Sec. 18-T22S-R33W, Finney County  
API No. 15-055-22049-00-00

Dear Mr. Lebsack:

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 November 12, 2010 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	
Morrow Sand	9	0	6	4683-4689; 4764-4768
Marmaton Limestone	30	0	20	4424-4440
<b>Total Estimated Current Production</b>	<b>39</b>	<b>0</b>	<b>26</b>	

Based upon the depth of the Morrow Sand 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 re-completion of the well to commingle.**

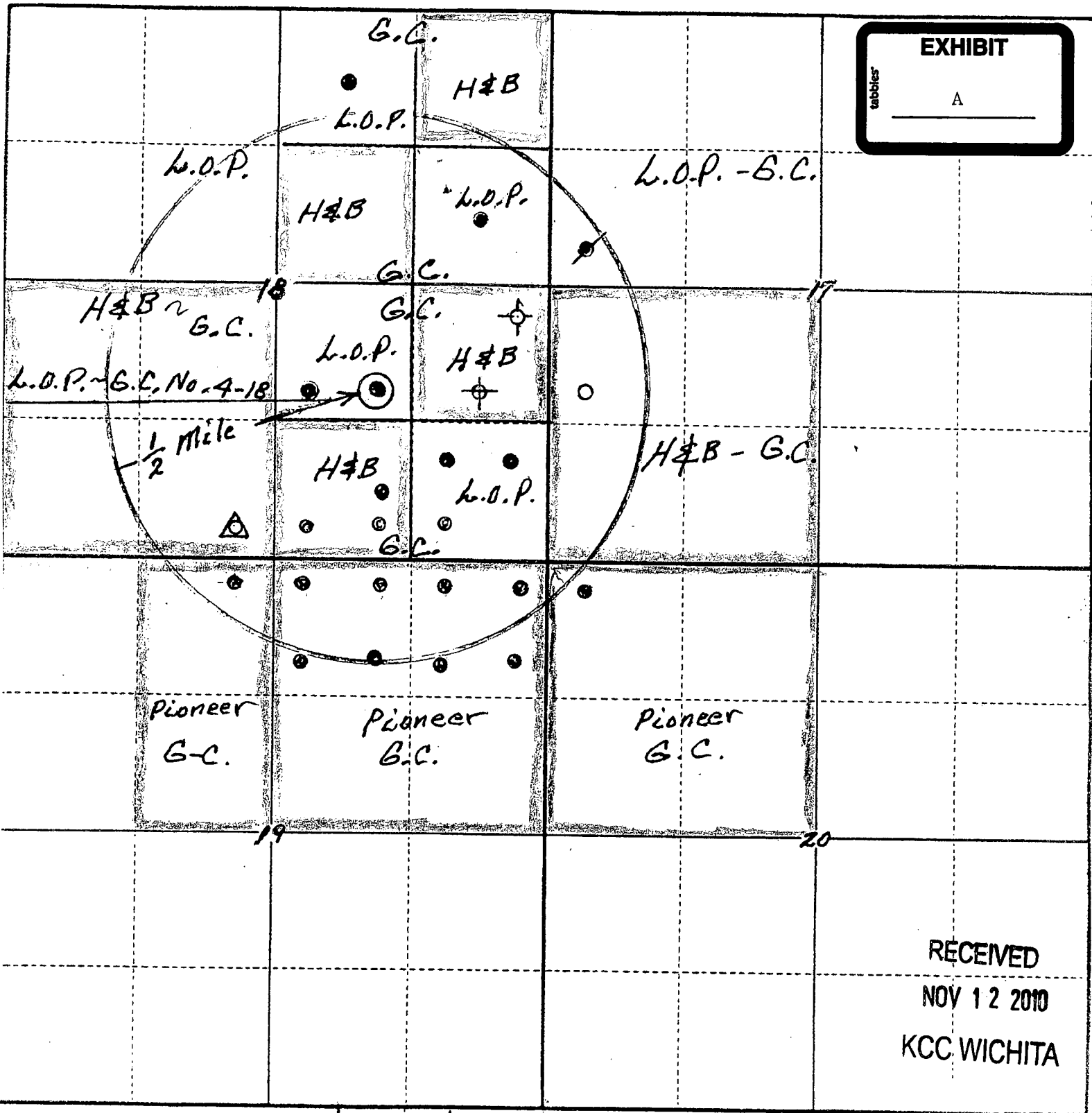
Commingling ID number CO111003 has been assigned to this approved application. Use this number for well completion reports (ACO-1) and other correspondence that may concern this approved commingling.

Sincerely,



Rick Hestermann  
Production Department

**EXHIBIT**  
 A



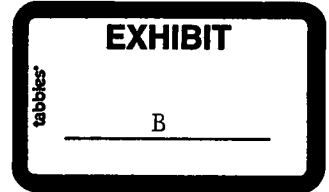
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Reorder No. 09-343  
 KANSAS BLUE PRINT Co. INC.  
 116-264-8244 • P.O. Box 783 • WICHITA, KS 67201-0783  
 Lessor  
 S-C, ~ Garden City Co.

Operator  
 H&B ~ H&B Petroleum.  
 Pioneer ~ Pioneer Exploration  
 L.O.P. ~ Lebsack Oil Production

FORM 45  
 ● Producer  
 ▲ - injection well  
 ⊕ Dry hole  
 W.L. 11/10

CERTIFICATE OF SERVICE



I hereby certify that on this 12<sup>th</sup> day of November, 2010, the original and one (1) true and correct copy of the foregoing "Application for Commingling of Production or Fluids" and "Exhibits A, B, C, D, and E" thereto were hand-delivered to the Kansas Corporation Commission, addressed to the following named persons, to wit:

Rick Hestermann, KCC Production Department  
Kansas Corporation Commission  
130 South Market, Room 2078  
Wichita, KS 67202

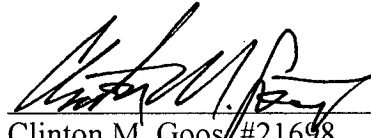
and a true and correct copy of the "Application for Commingling of Production or Fluids" and non-confidential "Exhibits A and B" were deposited in the United States Mail, first class postage prepaid, and properly addressed to the following named persons, to-wit:

Pioneer Exploration, L.L.C.  
15603 Kuykendahl, Ste. 200  
Houston, TX 77090

H & B Petroleum Corp.  
130 E. Ross, Ste. 103  
Clearwater, KS 67026

The Garden City Co.  
PO Box 597  
Garden City, KS 67846

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\_\_\_\_\_  
Clinton M. Goos #21698  
MORRIS, LAING, EVANS, BROCK  
& KENNEDY, CHTD.  
*Attorneys for Applicant, Lebsack Oil  
Production, Inc.*

LEGALS: \_\_\_\_\_

Russell  
(913) 483-2627

Great Bend  
(316) 793-5861

Oakley  
(913) 672-3452

Ness City  
(913) 798-3843

Hays  
(913) 625-3019

Medicine Lodge  
(316) 886-5926

VOL. BETWEEN PIPE & HOLE CAP.

	BLF	FTBL	CRF
4 1/2- 7 7/8	.0406	24.65	.2278
5 1/2- 7 7/8	.0309	32.41	.1723
8 5/8-12 1/4	.0725	13.61	.6127
9 5/8-12 1/4	.0558	17.93	.3132
13 3/8-17 1/2	.1924	6.08	.6946

TUBING & CASING SIZE & CAP.

WT.	BLF	FTBL
23.8	4.6	.0039
27.8	6.5	.0059
31.2	9.3	.0087
41.2	10.5	.0129
41.2	11.6	.0153
51.2	15.5	.0228
51.2	17.0	.0232
51.2	20.0	.0222
51.2	23.0	.0212
85.8	32.0	.0389
95.8	36.0	.0713

D.P. SIZE \_\_\_\_\_ TUBING SIZE: \_\_\_\_\_ CASING SIZE: \_\_\_\_\_

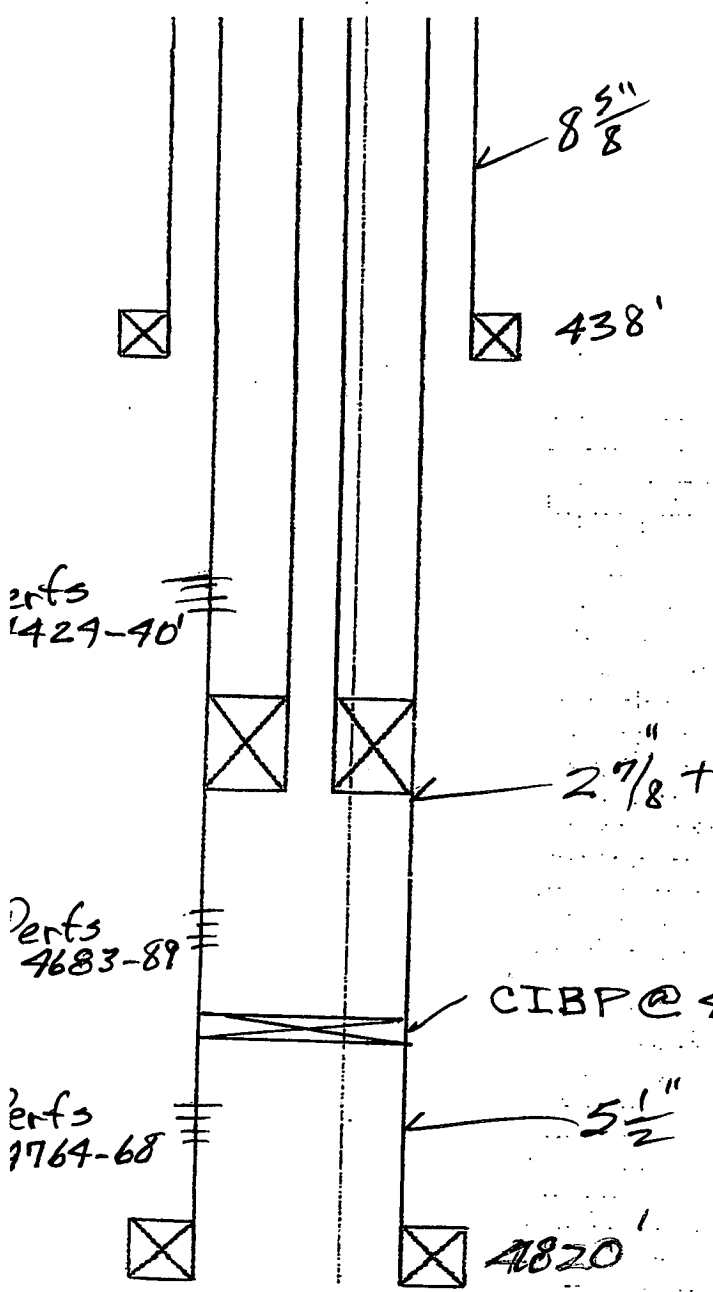
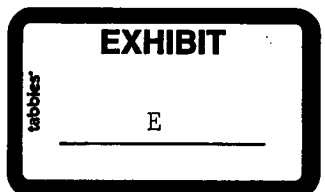
HOLE SIZE: \_\_\_\_\_ PERFS: \_\_\_\_\_

PACKER SETTING: \_\_\_\_\_ BP SETTING: \_\_\_\_\_ MAX RATE: \_\_\_\_\_

MAX PSI: \_\_\_\_\_ REST: \_\_\_\_\_ FORM: \_\_\_\_\_ TAIL PIPE: \_\_\_\_\_

VOL. BETWEEN PIPE & PIPE CAP.

	WT.	BLF	FTBL	CRF
78-4 1/2	11.6	.0101	99.37	.0585
78-5 1/2	17.0	.0178	56.28	.0988
78-5 1/2	17.0	.0152	65.71	.0852
78-7	23.0	.0313	31.91	.1762



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# LOG-TECH

KCC

## Dual Induction Log

DIGITAL LOG

7851 625-3858

**EXHIBIT**  
C

15-055-22, 049-00-00	API No.	Company <b>Lebsack Oil Production Inc.</b>	
		Well <b>Garden City No. 4-18</b>	
		Field <b>Damme</b>	
		County <b>Finney</b>	State <b>Kansas</b>
	Location	<b>1650' FSL &amp; 1650' FEL</b>	Other Services CNL/CDL MEL
	Sec: <b>18</b>	Twp: <b>22S</b>	Rge: <b>33W</b>

Permanent Datum	Ground Level	Elevation <b>2898</b>
Log Measured From	Kelly Bushing	11 Ft. Above Perm. Datum
Drilling Measured From	Kelly Bushing	
		Elevation K.B. 2909 D.F. G.L. 2898

Date	09/25/2009	
Run Number	One	
Depth Driller	4820	
Depth Logger	4820	
Bottom Logged Interval	4819	
Top Log Interval	400	
Casing Driller	8.625 @ 438	
Casing Logger	438	
Bit Size	7.875	
Type Fluid in Hole	Chemical	
Salinity, ppm CL	2,200	
Density / Viscosity	9.2	50
pH / Fluid Loss	10.0	7.2
Source of Sample	Flowline	
Rm @ Meas. Temp	1.8 @	65
Rmf @ Meas. Temp	1.35 @	65
Rmc @ Meas. Temp	2.43 @	65
Source of Rmf / Rmc	Charts	
Rm @ BHT	.93 @	126
Operating Rig Time	4 Hours	
Max Rec. Temp. F	126	
Equipment Number	10	
Location	Hays	
Recorded By	Jason Wellbrock	
Witnessed By	Wayne Lebsack	

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NOV 12 2009

KCC WICHITA

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LAW OFFICES OF  
**MORRIS LAING**  
Evans Brock & Kennedy, Chtd.

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Direct Phone: 316-383-6425  
Direct Fax: 316-383-6525

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Jeremy W. Harris<sup>o</sup>  
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Of Counsel  
John W. Johnson  
Joon K. Park<sup>†</sup>  
Clinton M. Goos

\* Resident and Licensed in Florida  
<sup>o</sup> Licensed in Florida  
<sup>†</sup> Licensed in Michigan

November 12, 2010

VIA HAND-DELIVERY:

Rick Hestermann  
Production Geologist  
Kansas Corporation Commission  
130 S. Market, Room 2078  
Wichita, KS 67202

RE: Lebsack Oil Production, Inc.  
Application for Commingling

Dear Rick:

Please find enclosed the original and one copy of an Application for Commingling for the Garden City #4-18 well located in the SE/4 NW/4 SE/4 of Section 18-22S-33W, Finney County, Kansas. The original is accompanied by the documentation required by K.A.R. 82-3-123 and K.A.R. 82-3-123a, to the extent it is available. In accordance with K.A.R. 82-3-123(e), we will be mailing and publishing notice of the application in the *Wichita Eagle* and the *Garden City Telegram* as required by K.A.R. 82-3-135a. Upon receipt of the Affidavits of Publication, I will forward them to you for your file.

Please let me know if you need any further information at this time. We look forward to your determination.

Very truly yours,

Clinton M. Goos  
For the Firm

CMG:jcb  
Enclosures  
cc: Wayne Lebsack (w/enclosures)

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Evans Brock & Kennedy, Chtd.

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Clinton M. Goos

\* Resident and Licensed in Florida  
<sup>o</sup> Licensed in Florida  
<sup>†</sup> Licensed in Michigan

December 2, 2010

**VIA HAND-DELIVERY:**

Rick Hestermann  
Production Geologist  
Kansas Corporation Commission  
130 S. Market, Room 2078  
Wichita, KS 67202

RE: Lebsack Oil Production, Inc.  
Application for Commingling

Dear Rick:

Please find enclosed the original and one copy each of the Publisher's Affidavits from the *Wichita Eagle* and the *Garden City Telegram* to be filed with your office. Please return a file-stamped copy of each Affidavit with our runner this afternoon. Thank you for your attention herein, and I remain,

Very truly yours,

Clinton M. Goos  
For the Firm

CMG:jcb  
Enclosures

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KANSAS CORPORATION COMMISSION  
DEC 02 2010  
LEGAL SECTION



# Proof Of Publication

State Of Kansas  
Finney County

Dena A. Sattler, being first duly sworn, deposes and says that she is publisher of The Garden City Telegram, a daily newspaper printed in the State of Kansas and published in and of general circulation in Finney County, Kansas, on a daily basis in Finney County, Kansas, and that said newspaper is not a trade, religious, or fraternal publication.

That said newspaper is daily published at least weekly fifty (50) times a year; has been so published continuously and uninterruptedly in said county and state for a period of more than five (5) years prior to the first publication of said notice and has been admitted at the post office of Garden City, Kansas, in said county as second (2<sup>nd</sup>) class matter.

That the attached notice is a true copy thereof and was published in the regular and entire issue newspaper for 1 consecutive days/ weeks. The first (1<sup>st</sup>) publication thereof being made as aforesaid on the 20 day of November, 20 10. With subsequent publications being made on the following dates:

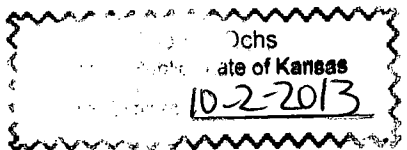
2<sup>nd</sup> Publication was made on the 1 day of 20  
3<sup>rd</sup> Publication was made on the 1 day of 20  
4<sup>th</sup> Publication was made on the 1 day of 20  
5<sup>th</sup> Publication was made on the 1 day of 20

Publication Fee \$ 41.00  
Additional Copies @ \$ 0  
Total Publication Fee \$ 41.00

D. A. Sattler  
(Signature)

Witness my hand this 29 day  
Of November 20 10  
Subscribed And Sworn to before me this 29 day  
Of November 20 10

Charity [Signature]  
(Notary Public)  
My Commission Expires:



Legal: \_\_\_\_\_

(Published in The Garden City Telegram Saturday, November 20, 2010) BEFORE THE STATE CORPORATION COMMISSION OF THE STATE OF KANSAS  
NOTICE OF APPLICATION TO: ALL OIL AND GAS PRODUCERS AND OIL AND GAS PURCHASERS, ROYALTY OWNERS, LANDOWNERS, UNLEASED MINERAL INTEREST OWNERS, AND ALL PERSONS WHOMSOEVER CONCERNED:  
You, and each of you, are hereby notified that pursuant to K.A.R. 82-3-123, Lebsack Oil Production, Inc. has filed an application with the State Corporation Commission of the State of Kansas for a permit to commingle production from the Morrow and Marmaton-Mississippian formations in the Garden City Company #4-18 well, located in the Southeast Quarter of the Northwest Quarter of the Southeast Quarter (SE NW 3E/4), 1650' from the South line and 1650' from the East line of Section 18, Township 22 South, Range 33 West, Finney County, Kansas.

The Application is pending with the Commission. Any persons who object or protest to such Application shall be required to file their objections or complaints in writing with the State Corporation Commission within fifteen (15) days from the date of this publication. If a written protest is not timely filed with the Commission, the Application will be determined administratively by the Commission and may thereby be granted without hearing or further notice to any interested party. The objection or complaint shall clearly state the reasons why granting the relief requested in the proposed Application will violate correlative rights or cause waste. Objections or complaints shall be mailed to the Kansas Corporation Commission, Conservation Division, 130 South Market, Room 2078, Wichita, KS 67202, with a copy to the Applicant's attorneys listed below.

All parties in any way interested or concerned shall take notice of the foregoing and govern themselves accordingly.  
Clinton M. Goos, #21698  
MORRIS LAING EVANS BROCK & KENNEDY, CHTD.  
300 N. Mead, Suite 200  
Wichita, KS 67202-2745  
Telephone: (316) 262-2671  
Facsimile: (316) 262-6226  
Email: cgoos@morriselaing.com  
Attorneys For Lebsack Oil Production, Inc.

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KANSAS CORPORATION COMMISSION  
DEC 02 2010  
LEGAL SECTION

**AFFIDAVIT**

STATE OF KANSAS \
- SS.
County of Sedgwick /

Mark Fletchall, of lawful age, being first duly sworn, deposes 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 13th of

November A.D. 2010, with

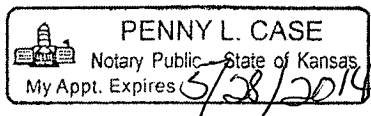
subsequent publications being made on the following dates:

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

15th day of November, 2010



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

Printer's Fee : \$146.80

**LEGAL PUBLICATION**

Published in The Wichita Eagle
November 13, 2010 (3082068)
BEFORE THE STATE CORPORATION
COMMISSION OF THE
STATE OF KANSAS
NOTICE OF APPLICATION

TO: ALL OIL AND GAS PRODUCERS AND OIL AND GAS PURCHASERS, ROYALTY OWNERS, LANDOWNERS, UNLEASED MINERAL INTEREST OWNERS, AND ALL PERSONS WHOMSOEVER CONCERNED:

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Clinton M. Goos, #21698
MORRIS LAING EVANS BROCK
& KENNEDY, CHTD.
300 N. Mead, Suite 200
Wichita, KS 67202-2745
Telephone: (316) 262-2671
Facsimile: (316) 262-6226
Email: cgoos@morrising.com
Attorneys for Lebsack Oil Production, Inc.

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KANSAS CORPORATION COMMISSION

DEC 02 2010

LEGAL SECTION