

KANSAS CORPORATION COMMISSION
OIL & GAS CONSERVATION DIVISION

Form ACO-4
Form must be typed
March 2009

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

Commingling ID # CO101102

OPERATOR: License # 3833
Name: John H. Shaida
Address 1: 4126 Sweet Bay Circle
Address 2: _____
City: Wichita State: KS Zip: 67226 +
Contact Person: John H. Shaida
Phone: (316) 636-2525

API No. 15- 163-23077-00-00
Spot Description: _____
SW NE NW Sec. 12 Twp. 9 S. R. 17 East West
4,290 Feet from North / South Line of Section
3,630 Feet from East / West Line of Section
County: Rooks
Lease Name: Baxa Well #: 10

1. Name and upper and lower limit of each production interval to be commingled:

Formation: Topeka (Perfs): 2901'-3034'
Formation: Lansing-Kansas City (Perfs): 3170'-3370'
Formation: Arbuckle (Perfs): 3427'-3429'
Formation: _____ (Perfs): _____
Formation: _____ (Perfs): _____

2. Estimated amount of fluid production to be commingled from each interval:

Formation: <u>Topeka</u>	BOPD: <u>0.25</u>	MCFPD: <u>0</u>	BWPD: <u>10</u>
Formation: <u>Lansing Kansas City</u>	BOPD: <u>0.50</u>	MCFPD: <u>0</u>	BWPD: <u>30</u>
Formation: <u>Arbuckle</u>	BOPD: <u>1.25</u>	MCFPD: <u>0</u>	BWPD: <u>200</u>
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.

Signature: _____
Printed Name: John H. Shaida
Title: Operator

KCC Office Use Only

Denied Approved

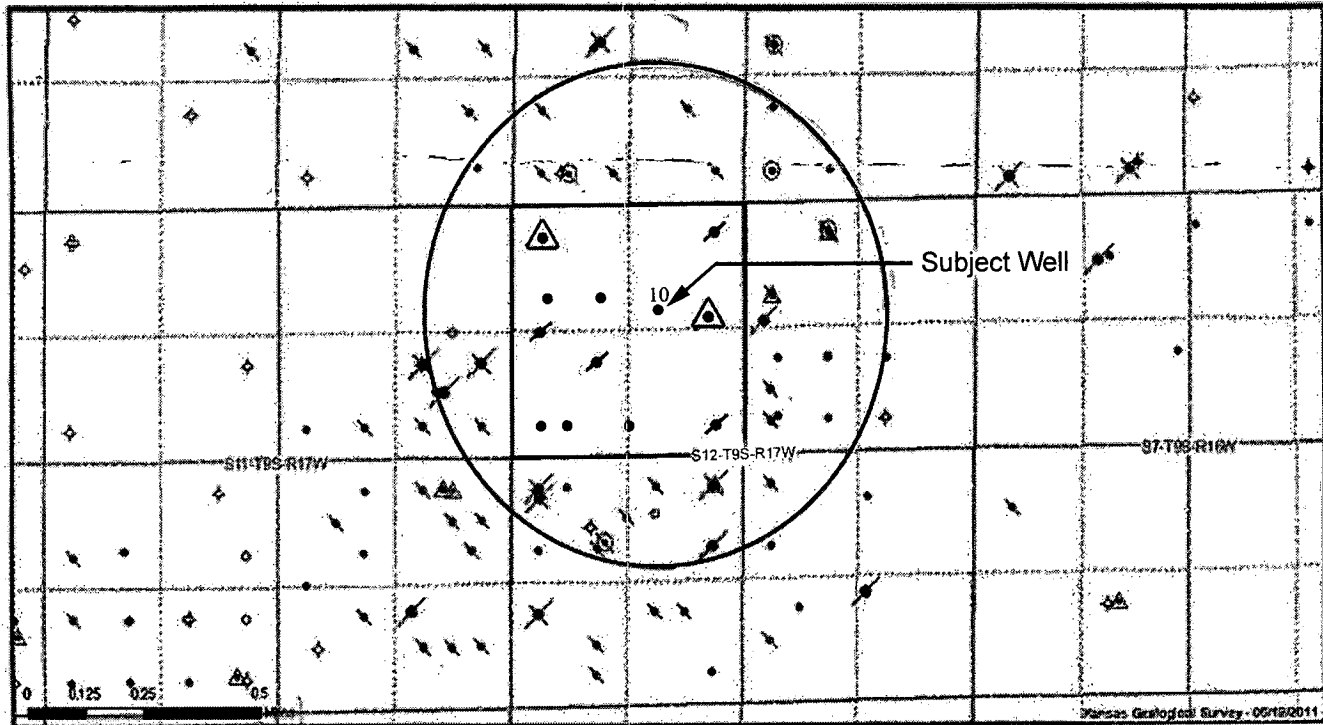
15-Day Periods Ends: 9-16-2011

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.

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Baxa Lease
NW/4 of Section 12, Township 9 South, Range 17 West
Rooks County, Kansas



For list of lessee of record or operators within 1/2 mile see "Exhibit A"

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EXHIBIT "A"

Operators

Garro Investment Company
65 E. Ranch Road
Tempe, AZ 85284

Beredco, Inc.
2020 N. Bramblewood
Wichita, KS 67206

Prospect Oil & Gas Corp
PO Box 837
Russell, KS 67665

Crown Well Service/S&M Oil/S. Crawford
1725 250th Ave.
Hays, KS 67601

Mineral Owner

Delmer & Janice Hrabe
2236 Olivewood Dr.
Thousand Oaks, CA 91362

Land Owner

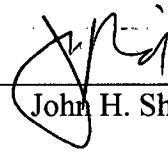
Thompson Cattle Co., LLC
501 Cemetery Rd.
Plainville, KS 67663

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CERTIFICATE OF SERVICE

I hereby certify on this 30th day of August, 2011, true and correct copies of the ACO-4 Application and the Notice of Application were served by depositing copies of the same in the United States Mail, postage prepaid, and properly addressed to each party set forth in Exhibit "A" attached to said Application filed by Applicant, and the original Application was delivered to the Kansas Corporation Commission.



John H. Shaida

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SIDE ONE

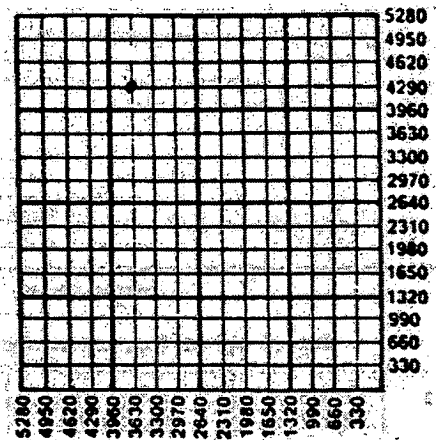
STATE CORPORATION COMMISSION OF KANSAS
OIL & GAS CONSERVATION DIVISION
WELL COMPLETION FORM
ACO-1 WELL HISTORY
DESCRIPTION OF WELL AND LEASE

Operator: License # 8735
Name: S & M Oil Co.
Address 205 N. Jefferson
City/State/Zip Plainville, KS 67663
Purchaser: Farmland Ind.
Operator Contact Person: Steve Crawford
Phone (913) 434-2829
Contractor: Name: Red Tiger Drilling
License: 5302
Wellsite Geologist: Steve Crawford

Designate Type of Completion
 New Well Re-Entry Workover
 Oil SMD Temp. Abd.
 Gas Inj Delayed Comp.
 Dry Other (Core, Water Supply, etc.)

If OMO: old well info as follows:
Operator: _____
Well Name: _____
Comp. Date _____ Old Total Depth _____
Drilling Method:
 Mud Rotary Air Rotary Cable
1-27-90 2-2-90 2-23-90
Spud Date Date Reached TD Completion Date

API NO. 15- 163-23077
County Rooks
SW NE NW Sec. 12 Twp. 9 Rge. 17 East West
4290 Ft. North from Southeast Corner of Section
3630 Ft. West from Southeast Corner of Section
(NOTE: Locate well in section plat below.)
Lease Name Baxa Well # 10
Field Name Westhusin
Producing formation Lansing - K.C.
Elevation: Ground 1997 KB 2002
Total Depth 3535 PBD 3525



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Amount of Surface Pipe Set and Cemented at 217 Feet
Multiple Stage Cementing Collar Used? Yes No
If yes, show depth set 1270 - 73 Feet
If Alternate II completion, cement circulated from 1273
feet depth to surface w/ 340 sx. cm.

INSTRUCTIONS: This form shall be completed in triplicate and filed with the Kansas Corporation Commission, 200 Colorado Derby Building, Wichita, Kansas 67202, within 120 days of the spud date of any well. Rule 82-3-130, 82-3-107 and 82-3-106 apply. Information on side two of this form will be held confidential for a period of 12 months if requested in writing and submitted with the form. See rule 82-3-107 for confidentiality in excess of 12 months. One copy of all wireline logs and drillers time log shall be attached with this form. ALL CEMENTING TICKETS MUST BE ATTACHED. Submit CP-4 form with all plugged wells. Submit CP-111 form with all temporarily abandoned wells. Any recompletion, workover or conversion of a well requires filing of ACO-2 within 120 days from commencement date of such work.

All requirements of the statutes, rules and regulations promulgated to regulate the oil and gas industry have been fully complied with and the statements herein are complete and correct to the best of my knowledge.

Signature Steve Crawford
Title owner Date 6-5-90
Subscribed and sworn to before me this 5th day of June, 19 90.
Notary Public Connie Newell
Date Commission Expires 4-9-94

K.C.C. OFFICE USE ONLY
F Letter of Confidentiality Attached
C Wireline Log Received
C Drillers Time Log Received
Distribution
 KCC SMD/Rep
 KGS Plug Other (Specify)

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NOTARY PUBLIC - State of Kansas
CONNIE NEWELL
My Appl. Exp. 4-9-94

SIDE TWO

Operator Name S & M Oil Co. Lease Name Baxa Well # 10
 Sec. 12 Twp. 9 Rge. 17 East West County Rooks

INSTRUCTIONS: Show important tops and base of formations penetrated. Detail all cores. Report all drill stem tests giving interval tested, time tool open and closed, flowing and shut-in pressures, whether shut-in pressure reached static level, hydrostatic pressures, bottom hole temperature, fluid recovery, and flow rates if gas to surface during test. Attach extra sheet if more space is needed. Attach copy of log.

Drill Stem Tests Taken (Attach Additional Sheets.)	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Formation Description <input checked="" type="checkbox"/> Log <input type="checkbox"/> Sample Name Top Bottom Topeka 2874 Lansing - K.C. 3129 Arbuckle 3426
Samples Sent to Geological Survey	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
Cores Taken	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
Electric Log Run (Submit Copy.)	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	

CASING RECORD New Used
 Report all strings set-conductor, surface, intermediate, production, etc.

Purpose of String	Size Hole Drilled	Size Casing Set (In O.D.)	Weight Lbs./Ft.	Setting Depth	Type of Cement	# Sacks Used	Type and Percent Additives
surface	12 1/4	8 5/8	20	217	60/40 poz	140	2% gel 3% cc
production	7 7/8	5 1/2	14	3525	60/40 poz	120	8% gel 4% gilsonite 2% gel
					50/50 poz	340	6% gel

Shots Per Foot	PERFORATION RECORD Specify Footage of Each Interval Perforated	Acid, Fracture, Shot, Cement Squeeze Record (Amount and Kind of Material Used)	Depth
one	2901 - 3319		
	3034 - 3344		
	3170 - 3354		
	3189 - 3370		
	3224 -		
	3234 -		
	3297 -		
	3310 -		

TUBING RECORD Size Set At Packer At Liner Run Yes No

Date of First Production 2-23-90 Producing Method Flowing Pumping Gas Lift Other (Explain)

Estimated Production Per 24 Hours: Oil 35 Bbls. Gas 65 Mcf Water 65 Bbls. Gas-Oil Ratio Gravity

Disposition of Gas: Vented Sold Used on Lease (if vented, submit ACO-18.)

METHOD OF COMPLETION: Open Hole Perforation Dually Completed Commingled Other (Specify)

Production Interval

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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 1st of

September A.D. 2011, with

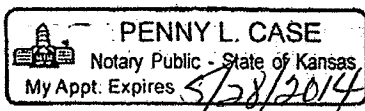
subsequent publications being made on the following dates:

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

1st day of September, 2011



Penny L. Case
Notary Public Sedgwick County, Kansas

Printer's Fee : \$96.40

LEGAL PUBLICATION
Published in The Wichita Eagle,
September 1, 2011 (3138383)
**BEFORE THE STATE CORPORATION
COMMISSION OF THE STATE OF
KANSAS**
NOTICE OF FILING APPLICATION
Re: John H. Shalda Application for
Commingleing of Production in the Baxa #10,
located in Rooks County, Kansas.
To: All Oil & Gas Producers, Unleased
Mineral Owners, Landowners and all
Persons whosoever concerned.
You, and each of you, are hereby notified
that John H. Shalda has filed an application
to commingle the Topeka, Lansing Kansas,
City and Arbuckle producing formations
in the Baxa #10 (SW NE NW), located in
Section 12-9S-17W, Rooks County, Kansas.
Any persons who object to or protest
this application shall be required to file their
objections or protest 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.
John H Shalda
4126 N Sweet Bay Cir
Wichita, KS 67226
316-636-2525 August, 2011.

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ROBERT L. HAMILTON, being first duly sworn, deposes and says: That he is the publisher of the STOCKTON SENTINEL, a weekly newspaper printed in the State of Kansas, and published in and of general circulation in Rooks County, Kansas, with a general paid circulation on a weekly basis in Rooks County, Kansas, and that said newspaper is not a trade, religious or fraternal publication.

Said newspaper is a weekly published at least weekly 50 times a year; and has been admitted at the post office of Stockton, Kansas, 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 One consecutive week(s), the first publication thereof being made as aforesaid on the 1st day of September, 20 11,

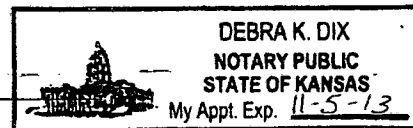
with subsequent publication being made on the following dates:

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

Robert L. Hamilton

Subscribed and sworn to before me this 1st day of September 20 11

Debra K. Dix
Clerk of the District Court/Notary Public



My Commission Expires: 11-5-13

Printer's Fees: \$ 31.²⁶ =

Additional Copies: \$ _____

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PUBLIC NOTICE

BEFORE THE STATE CORPORATION COMMISSION OF THE STATE OF KANSAS

NOTICE OF FILING APPLICATION

RE: JOHN H. SHaida - APPLICATION FOR COMMINGLING OF PRODUCTION IN THE BAXA #10, LOCATED IN ROOKS COUNTY, KANSAS.

To: All Oil & Gas Producers, Unleased Mineral Owners, Landowners and all Persons whosoever concerned.

You, and each of you, are hereby notified that John H. Shaida has filed an application to commingle the Topeka, Lansing Kansas City and Arbuckle producing formations in the Baxa #10 (SW NE NW) located in Section 12-9S-17W, Rooks County, Kansas.

Any persons who object to or protest this application shall be required to file their objections or protest 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.

John H Shaida
4126 N Sweet Bay Cir
Wichita, KS 67226
316-636-2525

(First published in the Stockton Sentinel September 1, 2011.—11)

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/>

Mark Sievers, Chairman
Ward Loyd, Commissioner
Thomas E. Wright, Commissioner

Sam Brownback, Governor

October 7, 2011

John H. Shaida
4126 Sweet Bay Circle
Wichita, KS 67226

RE: Approved Commingling CO101102
Baxa #10, Sec.12-T9S-R17W, Rooks County
API No. 15-163-23077-00-00

Dear Mr. Shaida:

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 October 7, 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	
Topeka	0.25	0	10	2901-3034
Lansing-Kansas City	0.25	0	30	3170-3370
Arbuckle	1.25	0	200	3427-3429
Total Estimated Current Production	1.8	0	240	

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

Commingling ID number CO101102 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