

KANSAS CORPORATION COMMISSION  
OIL & GAS CONSERVATION DIVISION

Form ACO-4  
Form must be typed  
July 2006

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

Commingling ID # CO 050901

Operator Information:

License #: 5056  
Name: F.G. Holl Company, L.L.C.  
Address: 9431 E. Central, Suite 100  
City/State/Zip: Wichita, Kansas 67206  
Contact Person: Franklin R. Greenbaum  
Phone #: (316) 684-8481, Ext. 206

Well Information:

API #: 15 - 185-23,135-0001  
Lease Name: SMITH ESTATE "B" Well #: 5-21  
Spot: - N/2 - SW - NW Sec. 21 Twp. 21 S. R. 11  East  
County: Stafford  West  
Feet from  North /  South Line of Section: 1750  
Feet from  East /  West Line of Section: 660

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

Formation: Simpson Sand (Perfs): 3370' - 3375'  
Formation: Arbuckle (Perfs): 3420' - 3426'  
Formation: \_\_\_\_\_ (Perfs): \_\_\_\_\_  
Formation: \_\_\_\_\_ (Perfs): \_\_\_\_\_  
Formation: \_\_\_\_\_ (Perfs): \_\_\_\_\_

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

Formation: Simpson Sand BOPD: 5.6 MCFPD: 0.0 BWPD: 154.4  
Formation: Arbuckle BOPD: 8.4 MCFPD: 0.0 BWPD: 231.6  
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 by K.A.R. 82-3-135b

For Commingling of PRODUCTION ONLY, include the following:

- 5. Wireline log of subject well.
- 6. Complete Form ACO-1 (Well Completion form) for the subject well.

For Commingling of FLUIDS ONLY, include the following:

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

State of Kansas )  
County of Sedgwick )

ss:

MAY 01 2009  
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Notary Public - State of Kansas  
BETTY H. SPOTSWOOD  
My Appointment Expires 4-30-2010

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: Loveness Mpanje  
Printed Name: Loveness Mpanje  
Title: Petroleum Geologist

**KCC Office Use Only**  
 Denied  Approved  
KCC Date Received: \_\_\_\_\_ 15-Day Periods Ends: 4/14/09  
Approved By: \_\_\_\_\_ Date: \_\_\_\_\_

Subscribed & sworn to before me this 23rd day of March, 20 09  
Notary Public: Betty H. Spotswood  
My Commission Expires: 04/30/2010  
*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.*



Kathleen Sebelius, Governor  
Thomas E. Wright, Chairman  
Michael C. Moffet, Commissioner  
Joseph F. Harkins, Commissioner

May 5, 2009

Franklin R. Greenbaum  
F. G. Holl Company, LLC  
9431 E. Central, Suite 100  
Wichita, KS 67206

RE: Approved Commingling CO050901  
Smith Estate "B" 5-21, Sec. 21-T21S-R11W, Stafford County  
API No. 15-185-23135-00-01

Dear Mr. Greenbaum:

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 May 1, 2009 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	
Simpson Sand	5.6	0	154.4	3370-3375
Arbuckle	8.4	0	231.6	3420-3426
Total Estimated Current Production	14	0	386.0	

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).

Docket Number CO050901 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

**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 - weeks, that the first publication of said notice was

made as aforesaid on the 30th of

March A.D. 2009, with

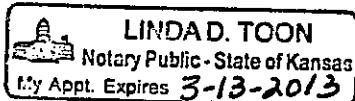
subsequent publications being made on the following dates:

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

30<sup>th</sup> day of March, 2009

 LINDA D. TOON  
Notary Public - State of Kansas  
My Appt. Expires 3-13-2013

*Linda D. Toon*  
Notary Public Sedgwick County, Kansas

Printer's Fee : **\$90.00**

**LEGAL PUBLICATION**

Published in The Wichita Eagle  
March 30, 2009 (2037809)  
**BEFORE THE STATE CORPORATION  
COMMISSION OF THE STATE  
OF KANSAS**  
**NOTICE OF FILING APPLICATION FOR  
COMMINGLING OF PRODUCTION**

March 27, 2009  
RE: F.G. HOLL Company, L.L.C.  
Application for order to commingle  
production from the Simpson Sand and the  
Arbuckle Formations at the Smith Estate  
B #5-21, Stafford County, Kansas.  
TO: All Oil and Gas Producers, Unleased  
Mineral Interest Owners, Landowners, and  
all persons whosoever concerned.  
You, and each one of you, are hereby  
notified that F.G. Holl Company, L.L.C. has  
filed an application to commingle  
production from the Simpson Sand and  
Arbuckle Formations at its Smith Estate  
"B" 5-21 well, located N2 SW NW Sec. 21-  
21S-11W, Stafford County, Kansas.  
Any persons who object or protest against  
this application shall be required to file their  
concerns with the Conservation Division of  
the State Corporation Commission of the  
State of Kansas within 15 days from the  
date of the publication. These protests shall  
be filed pursuant to Commission's  
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.  
F.G. Holl Company, L.L.C.  
9431 E. Central, Suite 100,  
Wichita, KS. 67206  
(316) 684-8481

KANSAS CORPORATION COMMISSION

MAY 01 2009

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**AFFIDAVIT OF PUBLICATION**

STATE OF KANSAS, STAFFORD, COUNTY SS:

Eric Strobel, being first duly sworn, deposes and says: That he is Publications Manager of the St. John News, a weekly Newspaper printed in the State of Kansas, and published in and of general circulation in Stafford County, Kansas, with a general paid circulation on a weekly basis in Stafford County, Kansas, and that said newspaper is not a trade, religious or fraternal publication.

Said newspaper is published weekly at least 50 times a year; has been so published continuously and uninterrupted in said county and state of a period of more than five years prior to the first publication of said notice; and has been admitted at the post office of St. John, Kansas in said County as second class matter.

The attached was published on the following dates in a regular issue of said newspaper:

- 1st Publication April 1, 2009
- 2nd Publication \_\_\_\_\_, 2009
- 3rd Publication \_\_\_\_\_, 2009
- 4th Publication \_\_\_\_\_, 2009
- 5th Publication \_\_\_\_\_, 2009
- 6th Publication \_\_\_\_\_, 2009

*Eric H. Strobel*

(Publications Manager)

KANSAS CORPORATION COMMISSION

MAY 01 2009

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SUBSCRIBED and sworn to before me this

1<sup>st</sup> day of April, 2009

*Julie A. Chenoweth*

(Notary Public)

**Legal Notice**

First published in the *St. John News* April 1, 2009.

RE: F.G. Holl Company, L.L.C.  
- Application for order to commingle production from the Simpson Sand and the Arbuckle Formations at the Smith Estate "B" #5-21, Stafford County, Kansas.

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

You, and each one of you, are hereby notified that F.G. Holl Company, L.L.C. has filed an application to commingle production from the Simpson Sand and Arbuckle Formations at its Smith Estate "B" 5-21 well, located N2 SW NW Sec. 21-21S-11W, Stafford County, Kansas.

Any persons who object or protest against this application shall be required to file their concerns with the Conservation Division of the State Corporation Commission of the State of Kansas within 15 days from the date of the publication. These protests shall be filed pursuant to Commission's 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.

F.G. Holl Company, L.L.C.  
9431 E. Central, Suite 100,  
Wichita, KS. 67206  
(316) 684-8481



Certificate of Service

F.G. Holl Company, L.L.C.

April 30, 2009

Re: Commingling Application for Smith Estate "B" #5-21; Sec.21-TWN.  
21-RNG.11

I hereby certify that F.G. Holl Company, L.L.C. has send out in the mail copies of the notice to known existing offsetting operators and land owners within half mile radius of the well location as listed below:

Name

Address

Alvin Bohm (SE SE/4 Sec. 17,  
SW SW/4 Sec. 16, NE/4 Sec. 20)

C/O Virginia Manning, 215 W. 4<sup>th</sup> Street,  
Ellinwood, KS. 67526

US Fishing Wildlife Service, FED, CEN Box 25486, Denver, CO. 80225  
(SE/4 Sec. 20)

United States of America Refuge  
(SW & NE/4 Sec. 21)

Route 3, Box 48A, Stafford, KS. 67578

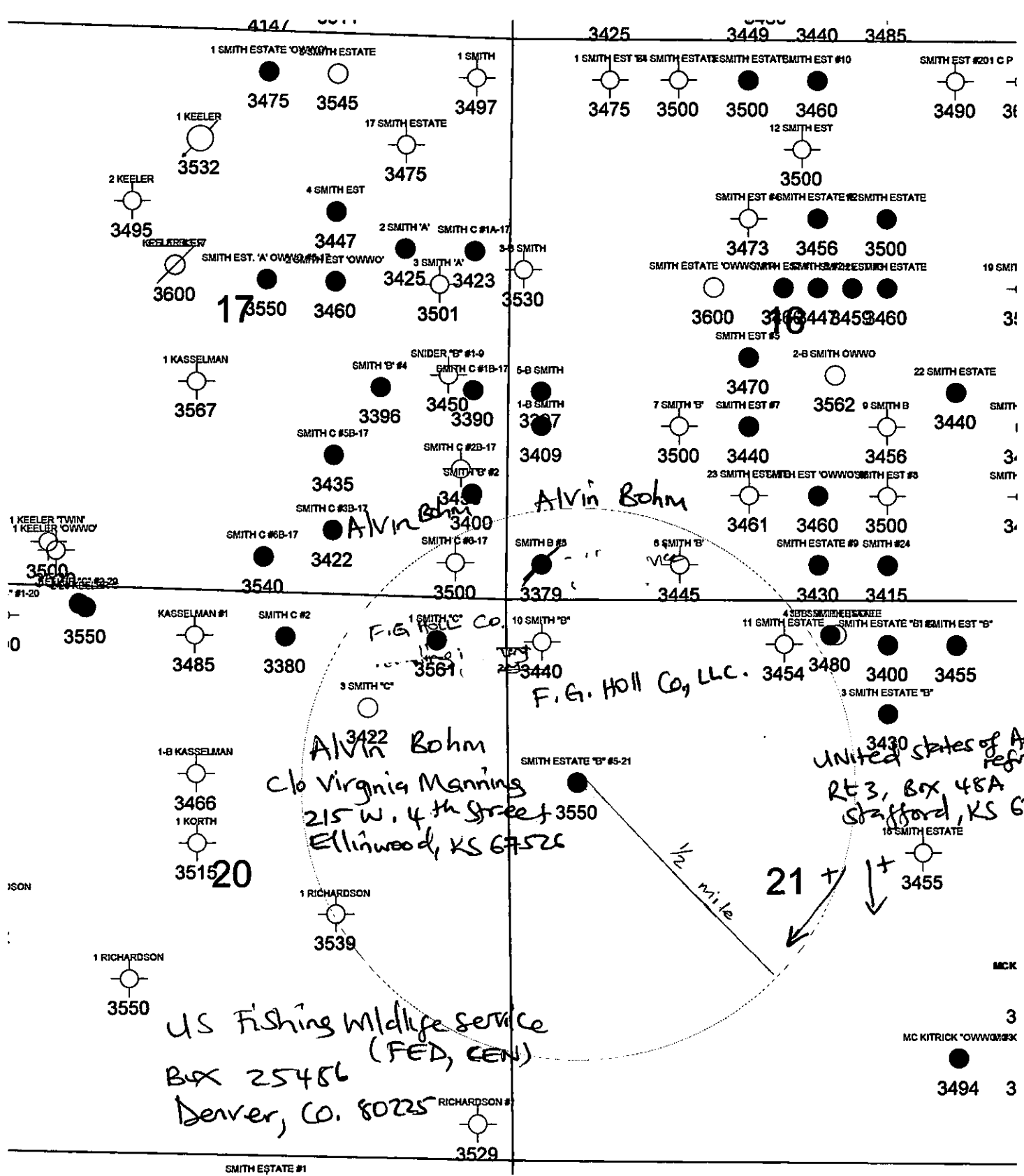
*Loveness Mpanje*  
Loveness Mpanje

Petroleum Geologist  
F.G. Holl Company, L.L.C.  
9431 E. Central, Suite 100  
Wichita, KS. 67206  
(316) 684-8481, ext. 216

KANSAS CORPORATION COMMISSION

MAY 01 2009

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Alvin Bohm  
 c/o Virginia Manning  
 215 W. 4th Street  
 Ellinwood, KS 67526

F.G. Holl Co., LLC.

United States of America  
 Refuge  
 Rt 3, Box 48A  
 Stafford, KS 67578

US Fishing Wildlife Service  
 (FED, GEN)  
 Box 25486  
 Denver, Co. 80225

L. Mpanje. March 23, 2009