

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 040902

Operator Information:

License #: 5135  
Name: John O. Farmer, Inc.  
Address: P.O. Box 352  
City/State/Zip: Russell, KS 67665  
Contact Person: Marge Schulte  
Phone #: (785) 483-3145, Ext. 214

Well Information:

API #: 15 - 135-24,483 *-00-01*  
Lease Name: Mishler "A" Well #: 1  
Spot: App. - NW - SW - NW Sec. 14 Twp. 17 S. R. 25  East  
County: Ness  West  
Feet from  North /  South Line of Section: 1770  
Feet from  East /  West Line of Section: 360

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

Formation: Mississippi (Perfs): 4415-20'  
Formation: Fort Scott (Perfs): 4315-18' & 4330-34'  
Formation: \_\_\_\_\_ (Perfs): \_\_\_\_\_  
Formation: \_\_\_\_\_ (Perfs): \_\_\_\_\_  
Formation: \_\_\_\_\_ (Perfs): \_\_\_\_\_

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

Formation: Mississippi BOPD: 20 MCFPD: \_\_\_\_\_ BWPD: 10  
Formation: Fort Scott BOPD: 20 MCFPD: \_\_\_\_\_ BWPD: 0  
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.
- 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 Russell )

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: John O. Farmer III  
Printed Name: John O. Farmer III  
Title: President

Subscribed & sworn to before me this 28th day of April 20 09  
Notary Public: Margaret A. Schulte  
My Commission Expires: \_\_\_\_\_

**KCC Office Use Only**  
 Denied  Approved  
KCC Date Received: \_\_\_\_\_ 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.

KANSAS CORPORATION COMMISSION  
APR 29 2009  
RECEIVED

**KANSAS**  
CORPORATION COMMISSION

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

May 22, 2009

Marge Schulte  
John O. Farmer, Inc.  
P.O. Box 352  
Russell, KS 67665

RE: Approved Commingling CO040902  
Mischler "A" #1, Sec. 14-T17S-R25W, Ness County  
API No. 15-135-24483-00-01

Dear Ms. Schulte:

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 April 29, 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	
Mississippi	20	0	10	4415-4420
Ft. Scott	20	0	0	4315-18 & 4330-34
Total Estimated Current Production	40	0	10	

Based upon the depth of the Mississippi formation perforations, total oil production shall not exceed 200 BOPD and total gas production shall not exceed 50% of the absolute open flow (AOF).

Docket Number CO040902 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

**JOHN O. FARMER, INC.**

OIL PRODUCERS AND OPERATORS

CO 040902

370 West Wichita Avenue  
P.O. Box 352  
Russell, KS 67665

785-483-3144  
(FAX) 785-483-6020

April 28, 2009

Mr. Rick Hestermann  
Kansas Corporation Commission  
Conservation Division  
130 South Market, Room 2078  
Wichita, KS 67202

Re: REQUEST FOR ACO-I CONFIDENTIALITY  
APPLICATION FOR COMMINGLING (ACO-4)  
John O. Farmer, Inc. #1 Mishler "A"  
API# 15-135-24,483  
1770' FNL & 360' FWL  
Sec. 14-17S-25W  
Ness County, Kansas

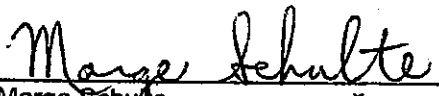
Dear Rick:

We would like to request that **workover** information listed on side two of the enclosed ACO-I for our Mishler "A" #1 be held confidential for two years. It is our understanding we can make a two-year confidentiality request from date of submittal rather than just a 12 month request. Also enclosed is an Application for Commingling of Fluids (ACO-4).

 **The Affidavits of Publication from The Wichita Eagle and The Ness County News will be sent as soon as I receive them.** 

Very truly yours,

JOHN O. FARMER, INC.

  
Marge Schulte

ms

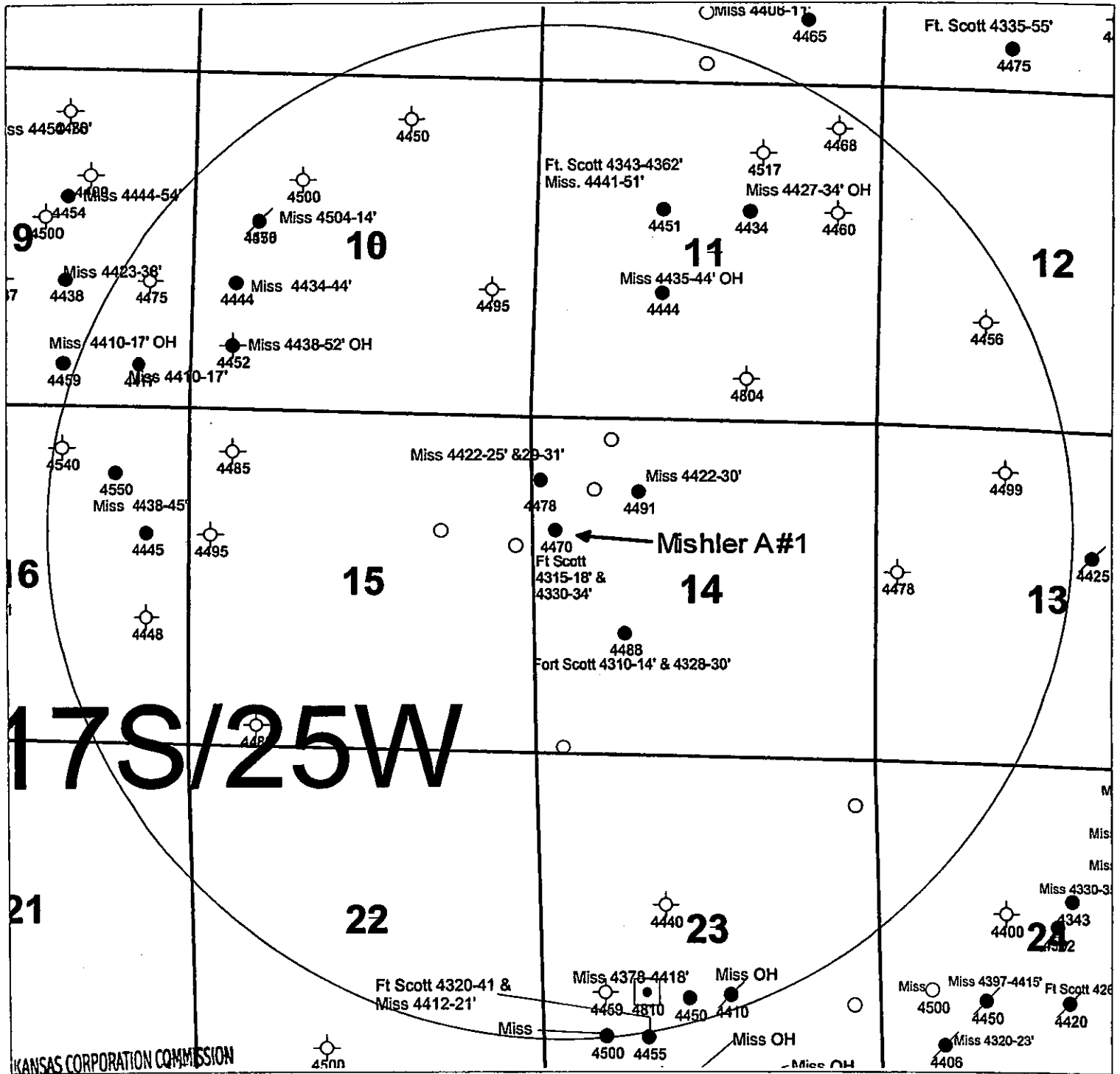
Enclosures

KANSAS CORPORATION COMMISSION

APR 29 2009

RECEIVED

John O. Farmer, Inc.  
 Total Depth & Producing Zones Map  
 Ness County, KS  
 9/29/08



APR 29 2009

RECEIVED

OFFSET OPERATORS/UNLEASED MINERAL OWNERS

(within 1/2 mile radius)  
TO JOHN O. FARMER, INC.

**Mishler "A" #1**  
1770' FNL & 360' FWL  
Sec. 14-17S-25W  
Ness County, Kansas

Sec. 10-17S-25W

SE/4

Palomino Petroleum, Inc.  
4924 SE 84th Street  
Newton, KS 67114-8827

Sec. 11-17S-25W

SW/4

Palomino Petroleum, Inc.  
(ADDRESS SAME AS ABOVE)

Sec. 14-17S-25W

E/2 NW/4

John O. Farmer, Inc.

W/2 NW/4

John O. Farmer, Inc.  
**(Mishler "A" Lease)**

NE/4

Ross A. Potter Trust &  
Phyllis M. Potter Trust  
Rt. 1, Box 12  
Arnold, KS 67515  
**(unleased mineral owners)**

SE/4

Ross A. Potter Trust &  
Phyllis M. Potter Trust  
(ADDRESS SAME AS ABOVE)

Robert D. & Patricia A. Mishler  
Rt. 1, Box 78  
Ransom, KS 67572  
**(unleased mineral owners)**

SW/4

John O. Farmer Inc.

KANSAS CORPORATION COMMISSION

**(CONTINUED ON PAGE 2)**

APR 29 2009

**RECEIVED**

OFFSET OPERATORS/UNLEASED MINERAL OWNERS  
(within 1/2 mile radius)  
TO JOHN O. FARMER, INC.

Mishler "A" #1  
1770' FNL & 360' FWL  
Sec. 14-17S-25W

(CONTINUED FROM PAGE 1)

Sec. 15-17S-25W

NE/4

John O. Farmer Inc.

SE/4

Palomino Petroleum, Inc.  
(ADDRESS SAME AS ABOVE)

I certify that copies of the ACO-16 (Application For New Pool Determination) and ACO-4 (Application for Commingling Of Production) for the John O. Farmer, Inc. Mishler "A" #1 have been sent to the offset operator and unleased mineral owners listed previously as of the 28th day of April, 2009.

  
\_\_\_\_\_  
JOHN O. FARMER III, PRESIDENT

KANSAS CORPORATION COMMISSION

APR 29 2009

RECEIVED

**AFFIDAVIT**

KANSAS CORPORATION COMMISSION

STATE OF KANSAS \
- SS.
County of Sedgwick /

MAY 13 2009

RECEIVED

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 7th of

May A.D. 2009, with

subsequent publications being made on the following dates:

**LEGAL PUBLICATION**

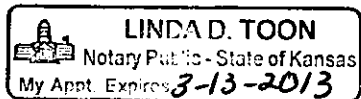
Published in the Wichita Eagle
May 7, 2009 (2947910)
BEFORE THE STATE CORPORATION COMMISSION OF THE STATE OF KANSAS
NOTICE OF FILING APPLICATION
RE: JOHN O. FARMER, INC.--Application for Commingling of Production in the Mishler "A" #1 located in Ness County, Kansas.
TO: All Oil and Gas Producers, Unleased Mineral Interest Owners, Landowners, and all persons whosoever concerned.
You, and each of you, are hereby notified that John O. Farmer, Inc. has filed an application to commingle the Mississippi and Fort Scott producing formations at the Mishler "A" #1, located 1770' from the north line and 360' from the west line of Sec. 14-T17S-R25W, Ness 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 the 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 O. Farmer III
John O. Farmer, Inc.
P.O. Box 352
Russell, KS 67665
Telephone (785) 483-3144

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

7th day of May, 2009



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

Printer's Fee : \$78.00

**AFFIDAVIT OF PUBLICATION: --The Ness County News**

Case No. \_\_\_\_\_

First published in the Ness County News, May 7, 2009. -11

**BEFORE THE STATE CORPORATION COMMISSION OF THE STATE OF KANSAS**

**NOTICE OF FILING APPLICATION**

**RE: JOHN O. FARMER, INC.**  
-- Application for Commingling of Production in the Mishler "A" #1 located in Ness County, Kansas.

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

You, and each of you, are hereby notified that John O. Farmer, Inc. has filed an application to com-

mingle the Mississippi and Fort Scott producing formations at the Mishler "A" #1, located 1770' from the north line and 360' from the west line of Sec. 14-T17S-R25W, Ness 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 the 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 O. Farmer III  
John O. Farmer, Inc.  
P.O. Box 352  
Russell, KS 67665  
Telephone (785) 483-3144

STATE OF KANSAS, COUNTY OF NESS, ss:

Jerry Clarke, being first duly sworn, Deposes and says: that he is Publisher of The Ness County News, a weekly newspaper, published and printed in Ness City, State of Kansas, and published in and of general circulation in Ness County, Kansas, with a general paid circulation on a weekly basis in Ness 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; 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 Ness City, in said County as second class mail matter.

That the attached notice is a true copy thereof and was published in the regular and entire issue of said newspaper for 1 consecutive weeks, the first publication thereof being made as aforesaid on the 7<sup>th</sup> day of May, 2009, with subsequent publications being made on the following dates:

\_\_\_\_\_, 20\_\_\_\_, \_\_\_\_\_, 20\_\_\_\_  
\_\_\_\_\_, 20\_\_\_\_, \_\_\_\_\_, 20\_\_\_\_  
\_\_\_\_\_, 20\_\_\_\_, \_\_\_\_\_, 20\_\_\_\_

Jerry Clarke, Jerry Clarke, editor

Subscribed and sworn to before me this 7<sup>th</sup> day of May, 2009

NOTARY PUBLIC - State of Kansas  
AMANDA SCHWIEN  
My Appt. Exp. 07/21/2009

Amanda Schwiem  
Amanda Schwiem, Notary Public.

Publication Fee \_\_\_\_\_ \$ 26.22

KANSAS CORPORATION COMMISSION

Additional Copies @ \_\_\_\_\_ \$ \_\_\_\_\_

Total Publication Fees \_\_\_\_\_ \$ 26.22

MAY 13 2009  
RECEIVED

Filed this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

Attached Proof Of Publication approved this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
District Magistrate Judge

Filed this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
Clerk of the District Court.

Attached Proof Of Publication approved this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
Judge Twenty-fourth Judicial District.