



KANSAS CORPORATION COMMISSION 1048274  
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 #* **CO021101**

OPERATOR: License # 5214  
Name: Lario Oil & Gas Company  
Address 1: 301 S MARKET ST  
Address 2: \_\_\_\_\_  
City: WICHITA State: KS Zip: 67202 + 3805  
Contact Person: Jay Schweikert  
Phone: (316) 265-5611

API No. 15 - 15-171-20782-00-00  
Spot Description: \_\_\_\_\_  
NW SW SE SE Sec. 31 Twp. 18 S. R. 33  East  West  
560 Feet from  North /  South Line of Section  
1,000 Feet from  East /  West Line of Section  
County: Scott  
Lease Name: Hoeme Trust Well #: 1-31

1. Name and upper and lower limit of each production interval to be commingled:  
Formation: Lansing (Perfs): 4042 - 4065  
Formation: Marmaton (Perfs): 4457 - 4461  
Formation: \_\_\_\_\_ (Perfs): \_\_\_\_\_  
Formation: \_\_\_\_\_ (Perfs): \_\_\_\_\_  
Formation: \_\_\_\_\_ (Perfs): \_\_\_\_\_

2. Estimated amount of fluid production to be commingled from each interval:  
Formation: Lansing BOPD: 29 MCFPD: 0 BWPD: 42  
Formation: Marmaton BOPD: 6 MCFPD: 0 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. 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**

<b>KCC Office Use Only</b>	
<input type="checkbox"/> Denied	<input checked="" type="checkbox"/> Approved
15-Day Periods Ends: <u>01/07/2011</u>	
Approved By: <u>Rick Hestermann</u>	Date: <u>02/21/2011</u>

*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.*

# Proof of Publication

Affidavit of Publication

STATE OF KANSAS, SCOTT COUNTY, ss:

Rodney R. Haxton, being first duly sworn, deposes and says that he is editor of The Scott County Record, a weekly newspaper printed in the State of Kansas, and published in and of general circulation in Scott County, Kansas, with a general paid circulation and that said newspaper is not a trade, religious or fraternal publication.

Said newspaper is a weekly, published at least 50 times a year in said county, and has been admitted as second class matter at the post office of Scott City in said county.

That the attached notice is a true copy thereof and was published in issue of said newspaper for 1 consecutive publication thereof being made as aforesaid on the December, 2010, with \_\_\_\_\_ ones being made on the following dates:

## Public Notice

(Published in The Scott County Record Thurs., Dec. 23, 2010)11

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

**RE: Lario Oil & Gas Company**  
Application for a permit to authorize the commingling of zones in the Hoeme Trust #1-31, located in Scott County, Kansas.

**TO: All Oil and Gas Producers, Unleased Minerals Interest Owners, Landowners and all persons whom-ever concerned.**

You, and each of you, are hereby notified that Lario Oil & Gas Company has filed an application to commingle Lansing and Marmaton zones in the Hoeme Trust #1-31, located approximately NW SW SE SE Sec. 31-18S-33W, in Scott 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 (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.

Lario Oil & Gas Company  
301 S. Market  
Wichita, KS 67202  
(316) 265-5611  
ATTN: Jay Schweikert

\_\_\_\_\_ 20\_\_\_\_\_

\_\_\_\_\_ 20\_\_\_\_\_

\_\_\_\_\_ 20\_\_\_\_\_

\_\_\_\_\_ 20\_\_\_\_\_

on Fee \$ 36.40

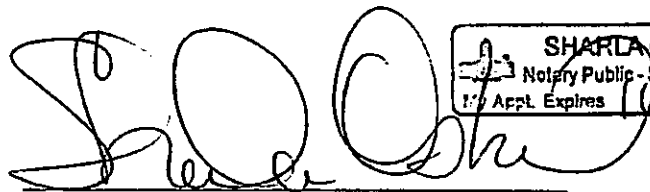
Notary Fee \$ \_\_\_\_\_

1 Copies @ \_\_\_\_\_ \$ \_\_\_\_\_

ication Fee \$ 36.40

\_\_\_\_\_  
Publisher

Subscribed and sworn to before me this 24 day of December, 2010.



**SHARLA OSBORN**  
Notary Public - State of Kansas  
Appt. Expires 10-11-13

Notary Public

My commission expires 10-11-13

**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 20th of  
  
December A.D. 2010, with  
subsequent publications being made on  
the following dates:

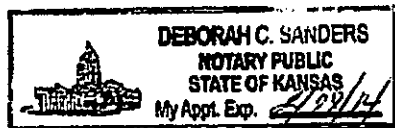
And affiant further says that he has personal knowledge of the statements above set forth and that they are true.

*Mark Fletchall*

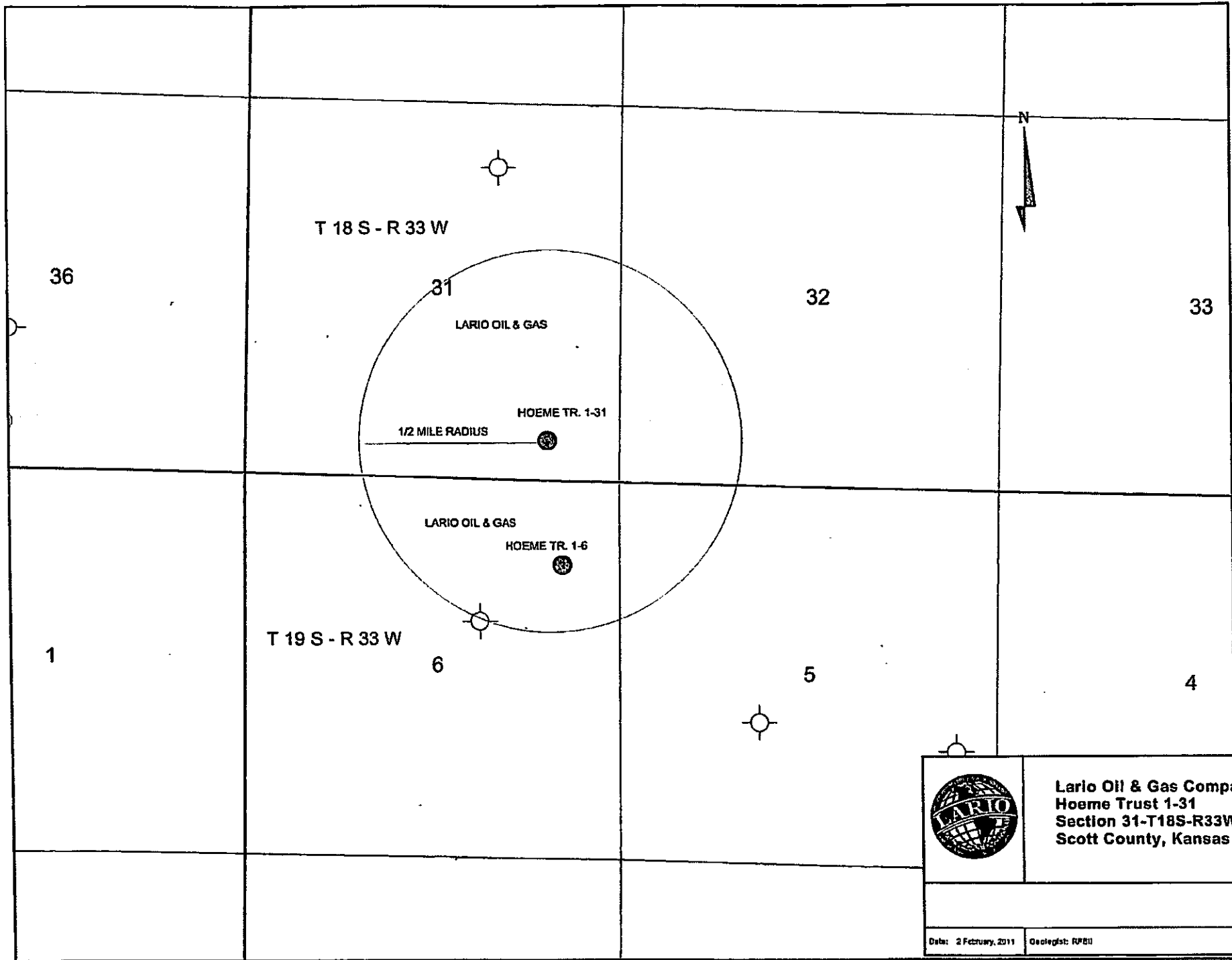
Subscribed and sworn to before me this  
  
20th day of December, 2010

*Deborah C. Sanders*  
Notary Public Sedgwick County, Kansas

Printers Fee: \$110.80



**LEGAL PUBLICATION**  
Published in The Wichita Eagle  
December 20, 2010 (3088794)  
**BEFORE THE STATE CORPORATION  
COMMISSION OF THE  
STATE OF KANSAS**  
**NOTICE OF FILING APPLICATION**  
RE: Lario Oil & Gas Company - Application  
for a permit to authorize the commingling of  
zones in the Hoeme Trust #1-31, located in  
Scott County, Kansas.  
TO: All Oil and Gas Producers, Unleased  
Minerals Interest Owners, Landowners and  
all persons whomsoever concerned.  
You, and each of you, are hereby notified  
that Lario Oil & Gas Company has filed an  
application to commingle Lansing and  
Marathon zones in the Hoeme Trust #1-31,  
located approximately NW SW SE Sec.  
31-18S-33W, in Scott 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  
(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.  
Lario Oil & Gas Company  
301 S. Maple  
Wichita, KS 67202  
(316) 265-5611  
ATTN: Jay Schweiker



**Affidavit of Notice Served**

Re: Application for: COMMINGLING  
Well Name: HODEME TRUST #1-31 Legal Location: NW SW SESE Sec. 31-185-33W

The undersigned hereby certifies that he / she is a duly authorized agent for the applicant, and that on the day 18<sup>th</sup> of FEBRUARY, 2010, 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

Address (Attach additional sheets if necessary)

LARIO OIL & GAS Co. HAS ALL THE  
ACREAGE WITHIN 1/2 MILE RADIUS.

I further attest that notice of the filing of this application was published in the SCOTT COUNTY RECORD, the official county publication of SCOTT county. A copy of the affidavit of this publication is attached.

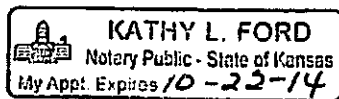
Signed this 18<sup>th</sup> day of FEBRUARY, 2011

Gay Schweibert  
Applicant or Duly Authorized Agent

Subscribed and sworn to before me this 18<sup>th</sup> day of FEBRUARY, 2011

Kathy L Ford  
Notary Public

My Commission Expires: 10-22-14



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. Protests must be filed within 15 days of the publication notice of the application.

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/>

Thomas E. Wright, Chairman  
Ward Loyd, Commissioner

Corporation Commission

Sam Brownback, Governor

February 21, 2011

Jay Schweikert  
Lario Oil & Gas Company  
301 S Market St  
Wichita, KS 67202-3805

RE: Approved Commingling CO021101  
Hoeme Trust 1-31, Sec. 31-T18S-R33W, Scott County  
API No. 15-171-20782-00-00

Dear Mr. Schweikert:

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 February 18, 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	
Lansing	29	0	42	4042-4065
Marmaton	6	0	0	4457-4461
Total Estimated Current Production	35	0	42	

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

Commingling ID number CO021101 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