

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 010703

Operator Information:

License #: 33017  
Name: Davis Operating Company  
Address: 2800 Mid-Continent Tower  
City/State/Zip: Tulsa, OK 74103  
Contact Person: Autumn R. Minnick  
Phone #: (918) 587-7782

Well Information:

API #: 15-125-31024-00-00  
Lease Name: Hopkins Well #: 1-16  
Spot: - NE - NE - NE Sec. 16 Twp. 33 S. R. 17  East  
County: Montgomery  West  
Feet from  North /  South Line of Section: 330  
Feet from  East /  West Line of Section: 330

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

Formation: Weir-Pittsburg (Perfs): 762-766  
Formation: Riverton (Perfs): 998-1002  
Formation: Mississippi (Perfs): 1012-1018  
Formation: \_\_\_\_\_ (Perfs): \_\_\_\_\_  
Formation: \_\_\_\_\_ (Perfs): \_\_\_\_\_

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

Formation: Weir-Pittsburg BOPD: 0 MCFPD: 2 BWPD: 2  
Formation: Riverton BOPD: 0 MCFPD: 2 BWPD: 10  
Formation: Mississippi BOPD: 0 MCFPD: 2 BWPD: 10  
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 \_\_\_\_\_ )

County of \_\_\_\_\_ )

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: Autumn R. Minnick  
Printed Name: Autumn R. Minnick  
Title: Geologist

Subscribed & sworn to before me this 19 day of January, 20 07  
Notary Public: Bobbi Posey  
My Commission Expires: July 10, 2008

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.

**KCC Office Use Only**  
 Denied  Approved  
KCC Date Received: \_\_\_\_\_ 15-Day Periods Ends: \_\_\_\_\_  
Approved By: [Signature] Date: 2-19-07

RECEIVED  
KANSAS CORPORATION COMMISSION  
JAN 25 2007

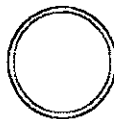
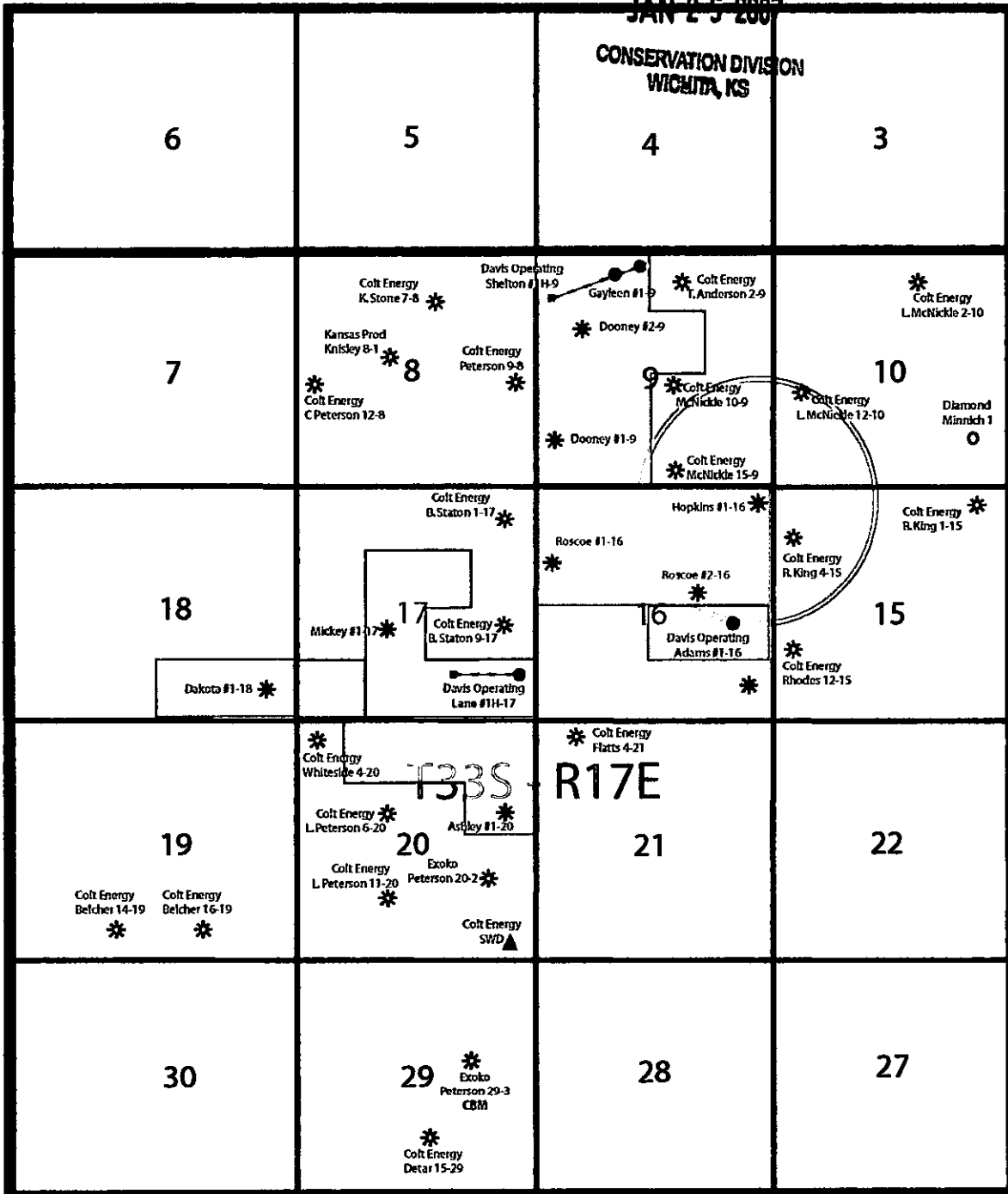
CONSERVATION DIVISION  
WICHITA, KS



BOBBI POSEY  
Tulsa County  
Notary Public in and for  
State of Oklahoma  
Commission # 00010443 Exp. 7-10-08

JAN 25 2007

CONSERVATION DIVISION  
WICHITA, KS



1/2 Mile Radius



Lease Boundary

**Operators of Offsetting Wells**

Colt Energy, Inc.  
P.O. Box 388  
Iola, KS 66749

**Davis Operating Company**

---

*Montgomery County, Kansas*  
Commingle Plat

DAVIS OPERATING WELL

DAVIS LEASES

**KANSAS CORPORATION COMMISSION  
OIL & GAS CONSERVATION DIVISION  
WELL COMPLETION FORM  
WELL HISTORY - DESCRIPTION OF WELL & LEASE**

Form ACO-1  
September 1999  
Form Must Be Typed

ORIGINAL

Operator: License # 33017  
 Name: Davis Operating Company  
 Address: 2800 Mid-Continent Tower  
 City/State/Zip: Tulsa, OK 74103  
 Purchaser: Salt Plains  
 Operator Contact Person: Autumn R. Minnick  
 Phone: ( 918 ) 587-7782  
 Contractor: Name: L & S Well Service LLC  
 License: 33374  
 Wellsite Geologist: \_\_\_\_\_

Designate Type of Completion:  
 New Well     Re-Entry     Workover  
 Oil     SWD     SIOW     Temp. Abd.  
 Gas     ENHR     SIGW  
 Dry     Other (Core, WSW, Expl., Cathodic, etc)

If Workover/Re-entry: Old Well Info as follows:

Operator: \_\_\_\_\_  
 Well Name: \_\_\_\_\_  
 Original Comp. Date: \_\_\_\_\_ Original Total Depth: \_\_\_\_\_  
 Deepening     Re-perf.     Conv. to Enhr./SWD  
 Plug Back     Plug Back Total Depth  
 Commingled    Docket No. \_\_\_\_\_  
 Dual Completion    Docket No. \_\_\_\_\_  
 Other (SWD or Enhr.?)    Docket No. \_\_\_\_\_

<u>8/16/06</u>	<u>8/17/06</u>	<u>11/1/06</u>
Spud Date or Recompletion Date	Date Reached TD	Completion Date or Recompletion Date

API No. 15 - 125-31024  
 County: Montgomery  
NE NE NE Sec. 16 Twp. 33 S. R. 17  East  West  
330 feet from S (N) (circle one) Line of Section  
330 feet from (E) / W (circle one) Line of Section

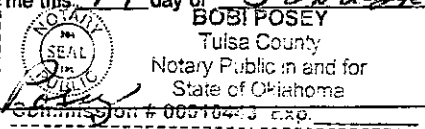
Footages Calculated from Nearest Outside Section Corner:  
 (circle one) NE SE NW SW  
 Lease Name: Hopkins Well #: 1-16  
 Field Name: Coffeyville-Cherryvale  
 Producing Formation: Riverton Coal / Mississippi/Weir-Pitt  
 Elevation: Ground: 855 Kelly Bushing: \_\_\_\_\_  
 Total Depth: 1112 Plug Back Total Depth: \_\_\_\_\_  
 Amount of Surface Pipe Set and Cemented at 40' conductor \_\_\_\_\_ Feet  
 Multiple Stage Cementing Collar Used?  Yes  No  
 If yes, show depth set \_\_\_\_\_ Feet  
 If Alternate II completion, cement circulated from 1108  
 feet depth to surface w/ 125 sx crmt.

**Drilling Fluid Management Plan**  
 (Data must be collected from the Reserve Pit)  
 Chloride content 0 ppm Fluid volume 0 bbls  
 Dewatering method used N/A - air drilled  
 Location of fluid disposal if hauled offsite: \_\_\_\_\_  
 Operator Name: \_\_\_\_\_  
 Lease Name: \_\_\_\_\_ License No.: \_\_\_\_\_  
 Quarter \_\_\_\_\_ Sec. \_\_\_\_\_ Twp. \_\_\_\_\_ S. R. \_\_\_\_\_  East  West  
 County: \_\_\_\_\_ Docket No.: \_\_\_\_\_

**INSTRUCTIONS:** An original and two copies of this form shall be filed with the Kansas Corporation Commission, 130 S. Market - Room 2078, Wichita, Kansas 67202, within 120 days of the spud date, recompletion, workover or conversion of a well. Rule 82-3-130, 82-3-106 and 82-3-107 apply. Information of 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 geologist well report 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.

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: [Signature]  
 Title: Geologist Date: 01/18/07  
 Subscribed and sworn to before me this 19 day of January,  
2007.  
 Notary Public: [Signature]  
 Date Commission Expires: July 10, 2008



**KCC Office Use ONLY**

Letter of Confidentiality Received  
 If Denied, Yes  Date: \_\_\_\_\_  
 Wireline Log Received  
 Geologist Report Received  
 UIC Distribution

Operator Name: Davis Operating Company Lease Name: Hopkins Well #: 1-16  
 Sec. 16 Twp. 33 S. R. 17  East  West County: Montgomery

**INSTRUCTIONS:** Show important tops and base of formations penetrated. Detail all cores. Report all final copies of drill stems 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 test, along with final chart(s). Attach extra sheet if more space is needed. Attach copy of all Electric Wireline Logs surveyed. Attach final geological well site report.

Drill Stem Tests Taken <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No (Attach Additional Sheets)  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 <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No (Submit Copy)  List All E. Logs Run:  <b>High Res Comp Dens/Neutron Dual Induction</b>	<input checked="" type="checkbox"/> Log Formation (Top), Depth and Datum <input type="checkbox"/> Sample  <table style="width:100%; border-collapse: collapse;"> <tr> <td style="width:70%;">Name</td> <td style="width:15%;">Top</td> <td style="width:15%;">Datum</td> </tr> <tr> <td>Weir-Pitt</td> <td>762</td> <td></td> </tr> <tr> <td>Riverton</td> <td>998</td> <td></td> </tr> <tr> <td>Mississippi</td> <td>1008</td> <td></td> </tr> </table>	Name	Top	Datum	Weir-Pitt	762		Riverton	998		Mississippi	1008	
Name	Top	Datum											
Weir-Pitt	762												
Riverton	998												
Mississippi	1008												

CASING RECORD <input checked="" type="checkbox"/> New <input type="checkbox"/> 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"		40'	Portland	6	
Production	6 3/4"	4 1/2"	10.5#	1108'	Thickset	125	Gilson/Gel

ADDITIONAL CEMENTING / SQUEEZE RECORD				
Purpose:	Depth Top Bottom	Type of Cement	#Sacks Used	Type and Percent Additives
<input type="checkbox"/> Perforate <input type="checkbox"/> Protect Casing <input type="checkbox"/> Plug Back TD <input type="checkbox"/> Plug Off Zone				

Shots Per Foot	PERFORATION RECORD - Bridge Plugs Set/Type Specify Footage of Each Interval Perforated	Acid, Fracture, Shot, Cement Squeeze Record (Amount and Kind of Material Used)	Depth
4	998-1002'	500 gal 7.5% HCL w/ perf balls	998-1018'
4	1012-1018'		
4	762-766'		

**RECEIVED**  
 KANSAS CORPORATION COMMISSION  
 JAN 25 2007

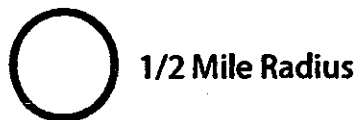
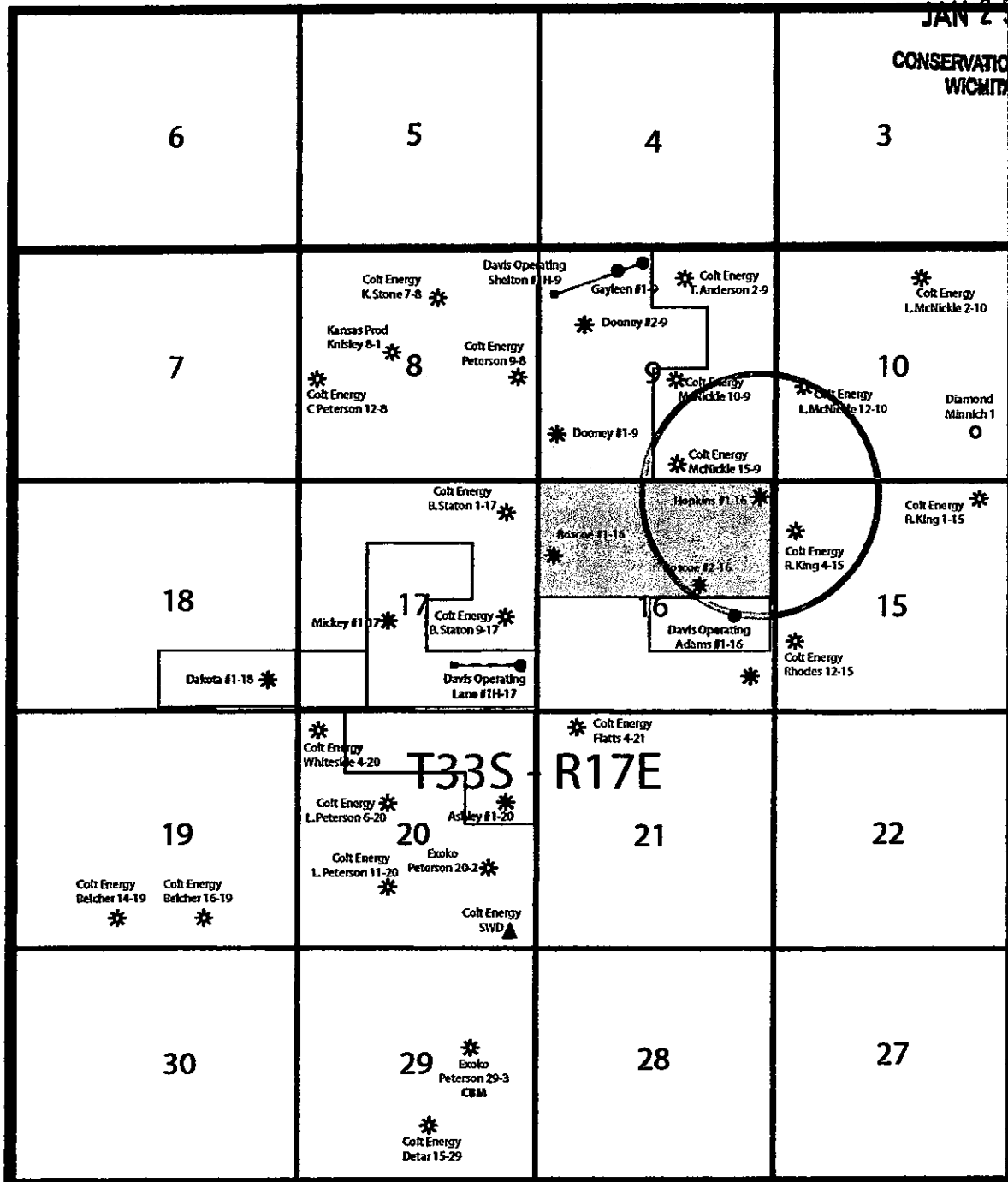
TUBING RECORD		Size	Set At	Packer At	Liner Run	CONSERVATION DIVISION WICHITA, KS	
		2 3/8"	1051'		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
Date of First, Resumerd Production, SWD or Enhr. 11/1/06			Producing Method				
			<input type="checkbox"/> Flowing <input checked="" type="checkbox"/> Pumping <input type="checkbox"/> Gas Lift <input type="checkbox"/> Other (Explain)				
Estimated Production Per 24 Hours	Oil Bbls.	Gas Mcf	Water Bbls.	Gas-Oil Ratio	Gravity		
0	4	20	N/A	N/A			

Disposition of Gas **METHOD OF COMPLETION** Production Interval

Vented  Sold  Used on Lease  Open Hole  Perf.  Dually Comp.  Commingled Weir-Pitt/Riverton/Mississippi  
 (If vented, Submit ACO-18.)  Other (Specify) \_\_\_\_\_

JAN 25 2007

CONSERVATION DIVISION  
WICHITA, KS



**Operators of Offsetting Wells**

Colt Energy, Inc.  
P.O. Box 388  
Iola, KS 66749

**Davis Operating Company**  
Montgomery County, Kansas  
Comingle Plat

★ DAVIS OPERATING WELL  
□ DAVIS LEASES

**Well Report**

Hopkins #1-16  
Sec. 16-33S-17E  
Montgomery County, OK

08/17/06

L&S drilled Hopkins well to 1112' TD.

Weir-Pitt showed 2" on ½ plate.

No other shows reported.

Both Weir-Pitt and Riverton coals looked good in samples.

Superior open hole logs done. Wireline TD 1111.3'

**RECEIVED**  
**KANSAS CORPORATION COMMISSION**  
**JAN 25 2007**  
**CONSERVATION DIVISION**  
**WICHITA, KS**

CONSOLIDATED OIL WELL SERVICES, INC.  
 P.O. BOX 884, CHANUTE, KS 66720  
 620-421-9210 OR 800-467-8676

SCANNED

TICKET NUMBER 07418  
 LOCATION Bartlesville  
 FOREMAN Tracy L. Williams

TREATMENT REPORT & FIELD TICKET  
 CEMENT

DATE	CUSTOMER #	WELL NAME & NUMBER	SECTION	TOWNSHIP	RANGE	COUNTY
8-19-06	2310	Hopkins 1-16	16	33S	17E	MG
CUSTOMER <u>Davis Operating</u>			TRUCK #	DRIVER	TRUCK #	DRIVER
MAILING ADDRESS			492	Jim		
CITY			460	Andy		
STATE			454 T9i	Frank		
ZIP CODE						

JOB TYPE LS HOLE SIZE 6 7/8 HOLE DEPTH 1112 CASING SIZE & WEIGHT 4 1/2 10.5  
 CASING DEPTH 1108 DRILL PIPE \_\_\_\_\_ TUBING \_\_\_\_\_ OTHER \_\_\_\_\_  
 SLURRY WEIGHT \_\_\_\_\_ SLURRY VOL \_\_\_\_\_ WATER gal/sk \_\_\_\_\_ CEMENT LEFT IN CASING 0  
 DISPLACEMENT 17.67 DISPLACEMENT PSI 400 MIX PSI 0 RATE 4.5

REMARKS: Ran 3 sks of gel & broke circulation. Ran 125 sks of cement with 10# gilsonite, 5% salt & 2% gel & .6# pheng. Shut down & washed up behind plug. Pumped plug to bottom & set shoe. Shut in. Circulated cement to surface.

ACCOUNT CODE	QUANTITY or UNITS	DESCRIPTION of SERVICES or PRODUCT	UNIT PRICE	TOTAL
5401	1	PUMP CHARGE Production Casing		800.00
5406	65	MILEAGE		204.25
5402	1108	Footage		188.36
5407	6.815 Ton	Ton Mileage		465.12
5501C	4 hrs	Transport		392.00
1104	11,250#	Cement		1410.00
1107A	120#	Phenoseal		120.00
1110	12,250#	Gilsonite		575.00
1111	300#	Granulated Salt		82.00
1118B	400#	Premium Gel		56.00
1123	5000 gal	City Water		64.00
4404	1	4 1/2" Rubber Plug		40.00
RECEIVED KANSAS CORPORATION COMMISSION JAN 25 2007 CONSERVATION DIVISION WICHITA, KS				
5.3%				SALES TAX
ESTIMATED TOTAL				184.66
TOTAL				4526.89

# 208259

TITLE \_\_\_\_\_

DATE \_\_\_\_\_

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

<b>IN THE MATTER OF THE APPLICATION OF DAVIS</b>	)	
<b>OPERATING COMPANY FOR AN ORDER PERMITTING</b>	)	Docket No.
<b>THE COMMINGLING OF PRODUCTION IN ITS HOPKINS</b>	)	<hr/>
<b>#1-16 WELL, MONTGOMERY COUNTY, KANSAS</b>	)	License No. 33017

**NOTICE OF APPLICATION FOR COMMINGLING OF PRODUCTION**

**TO: ALL OIL AND GAS OPERATORS, LESSEES, OWNERS OF UNLEASED MINERAL INTERESTS, AND ALL OTHER PERSONS WHOMSOEVER CONCERNED:**

You, and each of you, are hereby notified that Davis Operating Company has filed with the Kansas Corporation Commission an Application for an Order permitting the commingling of production from the Riverton Coal, Mississippi, and Weir-Pitt Coal Formations in its Hopkins #1-16 well located 330 feet from the North line and 330 feet from the East line in Section 16, Township 33 South, Range 17 East, Montgomery County, Kansas.

You are further notified that unless a protest is received by the Kansas Corporation Commission, Oil and Gas Conservation Division, 130 South Market, Room 2078, Wichita, KS 67202-3802, within fifteen (15) days after publication of this Notice, the Application may be granted without a hearing. If written protest is timely received, you are further notified that this Application will be heard before the State Corporation Commission in the Commission's Hearing Room at the above address in Wichita, Kansas, on March 15, 2007, at 10:00 a.m., or as soon thereafter as said Application may be reached.

All parties in any way interested or concerned shall take notice of the foregoing and govern themselves accordingly.

Ralph R. Brock #04654  
Michael Lennen #08505  
MORRIS, LAING, EVANS, BROCK  
& KENNEDY, CHARTERED  
300 N. Mead, Suite 200  
Wichita, KS 67202-2722  
Telephone: 316 262-2671  
Attorneys for Davis Operating Company

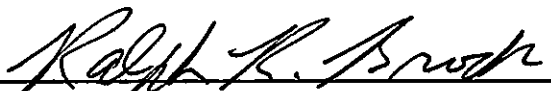


## CERTIFICATE OF SERVICE

The undersigned hereby certifies that on this 25th day of January, 2007, copies of the Application and of the Notice of Application for Commingling of Production to which this Certificate is attached were mailed to the following party at its address as designated, to-wit:

Colt Energy, Inc.  
P O Box 388  
Iola KS 66749

which is the only operator or lessee of record of leases within a one-half mile radius of the Hopkins #1-16 well. There are no owners of unleased minerals of record of acreage within a one-half mile radius of the Hopkins #1-16 well.

  
\_\_\_\_\_  
Ralph R. Brock

RECEIVED  
KANSAS CORPORATION COMMISSION

FEB 19 2007

CONSERVATION DIVISION  
WICHITA, KS

# LEGAL NOTICE

(Published in the Montgomery County Chronicle  
on Thursday, Feb. 1, 2007)

## BEFORE THE STATE CORPORATION COMMISSION OF THE STATE OF KANSAS

IN THE MATTER OF THE APPLI-  
CATION OF DAVIS OPERATING  
COMPANY FOR AN ORDER PER-  
MITTING THE COMMINGLING OF  
PRODUCTION IN ITS HOPKINS #1-  
16 WELL, MONTGOMERY COUN-  
TY, KANSAS

Docket No.  
License No. 33017

## NOTICE OF APPLICATION FOR COMMINGLING OF PRODUCTION

TO: ALL OIL AND GAS OPERA-  
TORS, LESSEES, OWNERS OF  
UNLEASED MINERAL INTER-  
ESTS, AND ALL OTHER PERSONS  
WHOMSOEVER CONCERNED:

You, and each of you, are hereby  
notified that Davis Operating Com-  
pany has filed with the Kansas Cor-  
poration Commission an Application  
for an Order permitting the comming-  
ling of production from the Riverton  
Coal, Mississippi, and Weir-Pitt Coal  
Formations in its Hopkins #1-16  
well located 330 feet from the North  
line and 330 feet from the East line  
in Section 16, Township 33 South,  
Range 17 East, Montgomery County,  
Kansas.

You are further notified that un-  
less a protest is received by the Kan-  
sas Corporation Commission, Oil  
and Gas Conservation Division, 130  
South Market, Room 2078, Wichita,  
KS 67202-3802, within fifteen (15)

days after publication of this Notice,  
the Application may be granted with-  
out a hearing. If written protest is  
timely received, you are further noti-  
fied that this Application will be heard  
before the State Corporation Commis-  
sion in the Commission's Hear-  
ing Room at the above address in  
Wichita, Kansas, on March 15, 2007,  
at 10:00 a.m., or as soon thereafter  
as said Application may be reached.

All parties in any way interested  
or concerned shall take notice of the  
foregoing and govern themselves  
accordingly.

Ralph R. Brock #04654  
Michael Lennen #08505  
MORRIS, LAING, EVANS, BROCK  
& KENNEDY, CHARTERED  
300 N. Mead, Suite 200  
Wichita, KS 67202-2722  
Telephone: 316-262-2671  
Attorneys for Davis Operating Co.

# MONTGOMERY COUNTY Chronicle

P.O. Box 156 - 115 N. Labette - Cherryvale, KS 67335 - (620) 336-2100

## AFFIDAVIT OF PUBLICATION

Andrew R. Taylor of lawful age, being duly sworn, deposes and says he or she  
represents the publisher of:

Montgomery County Chronicle  
P.O. Box 156 - 115 N. Labette  
Cherryvale, KS 67335

a weekly newspaper in the City of Cherryvale, County of Montgomery, State of  
Kansas, and of general circulation in said county and which has been admitted to  
the U.S. Mail as a second class matter in said county, and which said newspaper  
has been continuously and uninterruptedly published in said county during the  
period of one year immediately prior to the first publication of the notice hereinaf-  
ter mentioned.

Legal notice publication printed for ONE (1) week, first published  
on Feb 1, 2007 and again on \_\_\_\_\_

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

Viola Long signature

State of Kansas, Montgomery County  
Subscribed and sworn to before me this 8 day of Feb, 2007.

Ruth Goins (Notary Public)

My appointment expires \_\_\_\_\_

**RUTH GOINS**  
Notary Public - State of Kansas  
My Appt. Expires 11.5.2009

**AFFIDAVIT**

**RECEIVED  
KANSAS CORPORATION COMMISSION**

**FEB 19 2007**

STATE OF KANSAS \  
- SS.  
County of Sedgwick /

**CONSERVATION DIVISION  
WICHITA, KS**

Nicole Mandina, of lawful age, being first duly sworn, deposeth and saith: That she 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 29th of

January A.D. 2007, with

subsequent publications being made on the following dates:

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

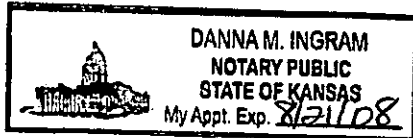


Subscribed and sworn to before me this

29th day of January 2007



Notary Public Sedgwick County, Kansas



Printer's Fee \$104.00

**LEGAL PUBLICATION**

First Published in The Wichita Eagle on January 29, 2007 (2619695)  
BEFORE THE STATE CORPORATION COMMISSION OF THE STATE OF KANSAS IN THE MATTER OF THE APPLICATION OF DAVIS OPERATING COMPANY FOR AN ORDER PERMITTING THE COMMINGLING OF PRODUCTION IN ITS HOPKINS #1-16 WELL, MONTGOMERY COUNTY, KANSAS  
Docket No.  
License No. 33017

**NOTICE OF APPLICATION FOR COMMINGLING OF PRODUCTION**

TO: ALL OIL AND GAS OPERATORS, LESSEES, OWNERS OF UNLEASED MINERAL INTERESTS, AND ALL OTHER PERSONS WHOMSOEVER CONCERNED:  
You, and each of you, are hereby notified that Davis Operating Company has filed with the Kansas Corporation Commission an Application for an Order permitting the commingling of production from the Riverton Coal, Mississippi, and Weir-Pitt Coal Formations in its Hopkins #1-16 well located 330 feet from the North line and 330 feet from the East line in Section 16, Township 33 South, Range 17 East, Montgomery County, Kansas.

You are further notified that unless a protest is received by the Kansas Corporation Commission, Oil and Gas Conservation Division, 130 South Market, Room 2078, Wichita, KS 67202-3802, within fifteen (15) days after publication of this Notice, the Application may be granted without a hearing. If written protest is timely received, you are further notified that this Application will be heard before the State Corporation Commission in the Commission's Hearing Room at the above address in Wichita, Kansas, on March 15, 2007, at 10:00 a.m., or as soon thereafter as said Application may be reached.

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Ralph R. Brock #04654  
Michael Lennen #08505  
MORRIS, LAING, EVANS, BROCK & KENNEDY, CHARTERED  
300 N. Mead, Suite 200  
Wichita, KS 67202-2722  
Telephone: 316 262-2671  
Attorneys for Davis Operating Company

# KANSAS

CORPORATION COMMISSION

KATHLEEN SEBELIUS, GOVERNOR  
BRIAN J. MOLINE, CHAIR  
ROBERT E. KREHBIEL, COMMISSIONER  
MICHAEL C. MOFFET, COMMISSIONER

February 19, 2007

Autumn R. Minnick  
Davis Operating Company  
2800 Mid-Continent Tower  
Tulsa, OK 74103

**RE: Approved Commingling CO010703  
Hopkins 1-16, Sec. 16-T33S-R17E, Montgomery County, Kansas  
API No. 15-125-31024-00-00**

Dear Ms Minnick:

Your "Application for Commingling" (ACO-4) for the above described well has been technically reviewed and approved by the Kansas Corporation Commission (KCC) per **K.A.R. 82-3-123a**. 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 **January 25, 2007** concerns approval to simultaneously produce from the following **three** sources of supply through the same tubing string in the same wellbore: the **Weir-Pittsburg, Riverton, and Mississippi** formations.

According to your application, the estimated current production from the **Weir-Pittsburg** source of supply is **0 BOPD, 2 Mcfpd and 2 BWPD**. The estimated current production from the **Riverton** source of supply is **0 BOPD, 2 Mcfpd and 10 BWPD**. The estimated current production from the **Mississippi** source of supply is **0 BOPD, 2 Mcfpd and 10 BWPD**. The total estimated current production from all sources of supply in the subject well is **0 BOPD, 6 Mcfpd and 22 BWPD**.

Based upon the depth of the **Mississippi** 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 **CO010703** has been assigned to this approved application. Please use this number for well completion reports (ACO-1) and other correspondence that may concern this approved commingling.

Sincerely,



Rick Hestermann  
Production Department