

KANSAS CORPORATION COMMISSION  
OIL & GAS CONSERVATION DIVISION

Form ACO-4  
Form must be typed  
September 2005

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

Commingling ID # CO 080601

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 #: 479-285-9036

Well Information:

API #: 15 - 125-30671 - 00-00  
Lease Name: Dooney Well #: 1-9  
Spot: - NW - SW - SW Sec. 9 Twp. 33 S. R. 17  East  West  
County: Montgomery  
Feet from  North /  South Line of Section: 990  
Feet from  East /  West Line of Section: 405

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

Formation: Riverton (Perfs): 982-988  
Formation: Mississippi Chat (Perfs): 994-1000  
Formation: \_\_\_\_\_ (Perfs): \_\_\_\_\_  
Formation: \_\_\_\_\_ (Perfs): \_\_\_\_\_  
Formation: \_\_\_\_\_ (Perfs): \_\_\_\_\_

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

Formation: Riverton BOPD: 0 MCFPD: 10 BWPD: 5  
Formation: Mississippi Chat BOPD: 0 MCFPD: 120 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 as required in K.A.R. 82-3-135a(b).

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 \_\_\_\_\_ )

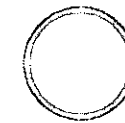
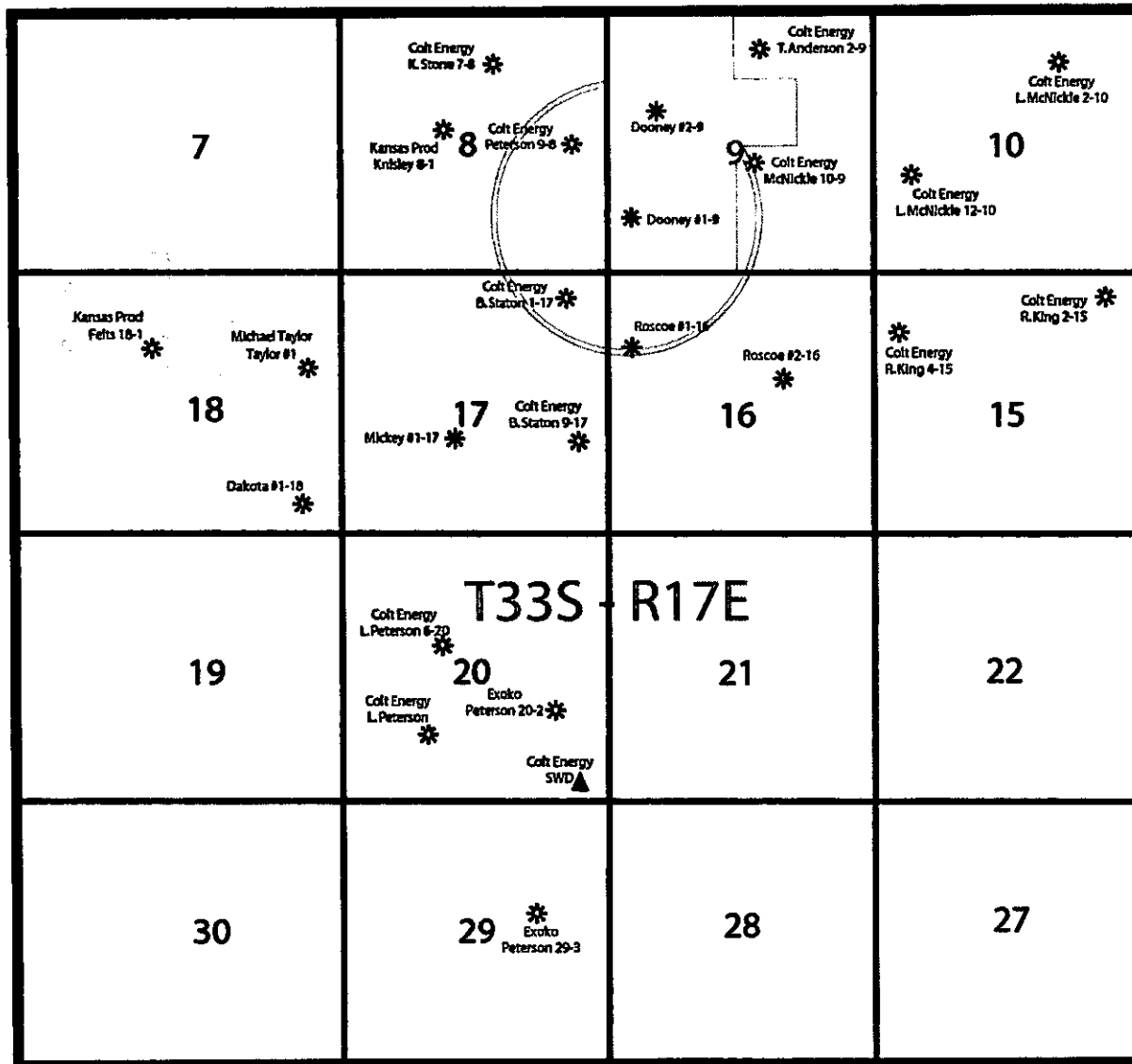
ss:

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.

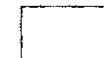
Signature: *Autumn R. Minnick*  
Printed Name: Autumn R. Minnick  
Title: Geologist  
Subscribed & sworn to before me this 27th day of April, 20 06  
Notary Public: *Shonda S. McPherson*  
My Commission Expires: 2-19-07

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KANSAS CORPORATION COMMISSION  
AUG 12 2006  
CONSERVATION DIVISION  
WICHITA, KS

**KCC Office Use Only**  
 Denied  Approved  
KCC Date Received: 8/2/06 15-Day Periods Ends: 8-21-06  
Approved By: *[Signature]* Date: 8-2-06



1/2 Mile Radius



Lease Boundary

**Operators of Offsetting Wells**  
 Colt Energy, Inc.  
 P.O. Box 388  
 Iola, KS 66749

**Davis Operating Company**

Commingle Plat  
 Dooney #1-9



DAVIS OPERATING WELL



OUTSIDE-OPERATED WELL

RECEIVED  
KANSAS CORPORATION COMMISSION  
AUG 02 2006  
CONSERVATION DIVISION  
WICHITA, KS

BEFORE THE STATE CORPORATION COMMISSION  
OF THE STATE OF KANSAS

IN THE MATTER OF THE APPLICATION OF DAVIS )  
OPERATING COMPANY FOR AN ORDER PERMITTING ) Docket No.  
THE COMMINGLING OF PRODUCTION IN ITS DOONEY )  
#1-9WELL, MONTGOMERY COUNTY, KANSAS ) 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 and Mississippi Chat Formations in its Dooney #1-9 well located 990 feet from the South line and 405 feet from the West line in Section 9, 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, 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 130 South Market, Room 2078, Wichita, KS 67202-3802, on September 21, 2006, 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

RECEIVED  
KANSAS CORPORATION COMMISSION

AUG 02 2006


CONSERVATION DIVISION  
WICHITA, KS

### CERTIFICATE OF SERVICE

The undersigned hereby certifies that on this 2nd day of August, 2006, 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 Dooney #1-9 well. There are no owners of unleased minerals of record of acreage within a one-half mile radius of the Dooney #1-9 well.

  
Michael Lennen

**AFFIDAVIT**

STATE OF KANSAS \  
- SS.  
County of Sedgwick /

**RECEIVED**  
**KANSAS CORPORATION COMMISSION**  
**AUG 11 2006**

**CONSERVATION DIVISION**  
**WICHITA, KS**

Milt Mounts, 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 consecutive issue - weeks, that the first publication of said notice was

made as aforesaid on the 5th day of

August A.D. 2006, with

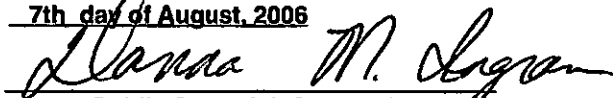
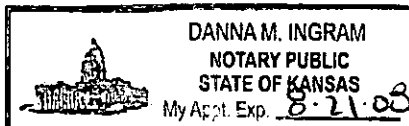
subsequent publications being made on the following dates:

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



Subscribed and sworn to before me this

7th day of August, 2006

  
Notary Public Sedgwick County, Kansas

**LEGAL PUBLICATION**

First Published in The Wichita Eagle on August 5, 2006 (253517)  
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 DOONEY #1-9WELL, 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:**  
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You are further notified that unless a protest is received by the Kansas Corporation Commission, Oil and Gas Conservation Division, 130 South Market, Room 207B, Wichita, KS 67202, 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 130 South Market, Room 207B, Wichita, KS 67202-3802, on September 21, 2006, 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

Printer's Fee **\$102.00**

AUG 11 2006

Affidavit of Publication

STATE OF KANSAS, }  
Montgomery County } SS.

CONSERVATION DIVISION  
WICHITA, KS

(First published in The Coffeyville Journal on Friday, August 4, 2006)

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 DOONEY #1-9WELL, 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 and Mississippi Chat Formations in its Dooney #1-9 well located 990 feet from the South line and 405 feet from the West line in Section 9, 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, 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 Commissions Hearing Room at

*Lola Cowan*  
Of lawful age, being first duly sworn, deposes, and says, that he is  
*Classified Rep*  
of THE COFFEYVILLE JOURNAL, that same is a daily newspaper; that said newspaper prior to the date of the first publication of notice hereinafter referred to and at the present time was and now is admitted to the mail as second class matter in Montgomery County, Kansas. That said newspaper is of general circulation in said County and has been continuously and uninterruptedly published in said county during the period of one year prior to the first publication hereinafter mentioned; that the notice, a true copy of which is hereto attached, was published in the regular and entire issue of each number of said newspaper for

*One* consecutive *Friday*

The first publication being *Aug 4 2006*

And the last publication being *Aug 4 2006*  
And further affiant saith not

*Lola Cowan*  
Subscribed and sworn to before me this *7<sup>th</sup>* day of

*August 06*

CHRISTINA M. ALVIDREZ  
Notary Public, State of Kansas  
My Appt. Expires *11/27/09*  
Notary Public.

My Appointment Expires *June 27 09*

Printer's Fee \$ *44.28* Paid



LAW OFFICES OF  
**MORRIS LAING**  
Evans Brock & Kennedy, Chtd.

Ralph R. Brock  
Robert I. Guenther  
Ken M. Peterson  
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Susan R. Schrag  
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Shannon M. Braun  
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Edward L. Robinson  
  
Of Counsel  
John W. Johnson  
Derek L. Park

Lester L. Morris  
1901 - 1966  
Verne M. Laing  
1907 - 2000  
Ferd E. Evans, Jr.  
1919 - 1991  
  
Joseph W. Kennedy  
1932 - 2005  
Dennis M. Feeney  
1953 - 2001

Sender's email: mlennen@morrislaing.com

August 10, 2006

Kansas Corporation Commission  
130 South Market, Room 2078  
Wichita, KS 67202

Via Hand Delivery

Attention: Mr. David Williams

Re: Applications of Davis Operating Company  
for Commingling of Production on the Dooney #1-9 and #2-9Wells  
in Section 9-33S-17E, Montgomery County, Kansas

Dear David:

Enclosed herewith for filing are Affidavits of publication from The Wichita Eagle and The Coffeyville Journal for each of the above two wells. Also enclosed are additional copies to be stamped "Filed" and returned to our courier. As the latest publication on both the wells was August 5, the last day for protests will be August 21.

If there are any questions, please call.

Very truly yours,

Ralph R. Brock  
For the Firm

RRB:mw  
Enclosures

cc: Tony Benavides



LAW OFFICES OF  
**MORRIS LAING**  
Evans Brock & Kennedy, Chtd.

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1919 - 1991  
  
Joseph W. Kennedy  
1932 - 2005  
Dennis M. Feeney  
1953 - 2001

Sender's email: mlennen@morrising.com

August 2, 2006

Kansas Corporation Commission  
130 South Market, Room 2078  
Wichita, KS 67202

Via Hand Delivery

Attention: Mr. David Williams

Re: Application of Davis Operating Company  
for Commingling of Production on the Dooney #1-9 Well  
in the NW/4 SW/4 SW/4 Section 9-33S-17E, Montgomery County, Kansas

Dear David:

Enclosed herewith for filing is the above Application, together with the required accompanying materials, consisting of a plat map, signed Certificate showing service of the Application, wireline neutron log, and ACO-1 well completion form. In addition and for your information we enclose a dual induction log, gamma ray cement bond log, and drilling log.

We will furnish affidavits of publication of the Notice by The Wichita Eagle and The Coffeyville Journal as soon as they are received from the newspapers.

If there are any questions, please call.

Very truly yours,

Michael Lennen  
For the Firm

CML:mw  
Enclosures  
cc: Tony Benavides

RECEIVED  
KANSAS CORPORATION COMMISSION

AUG 02 2006

CONSERVATION DIVISION  
WICHITA, KS



# KANSAS

CORPORATION COMMISSION

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

February 20, 2007

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

**RE: Approved Commingling CO080601**  
**Dooney 1-9, Sec. 9-T33S-R17E, Montgomery County, Kansas**  
**API No. 15-125-30671-00-00**

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 **August 2, 2006** concerns approval to simultaneously produce from the following **two** sources of supply through the same tubing string in the same wellbore: the **Riverton** and **Mississippi Chat** formations.

According to your application, the estimated current production from the **Riverton Coal** source of supply is **0 BOPD, 10 Mcfpd and 5 BWPD**. The estimated current production from the **Mississippi Chat** source of supply is **0 BOPD, 120 Mcfpd and 0 BWPD**. The total estimated current production from all sources of supply in the subject well is **0 BOPD, 130 Mcfpd and 5 BWPD**.

Based upon the depth of the **Mississippi Chat** 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 **CO080601** 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