

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 010801

Operator Information:

License #: 33476
Name: FIML Natural Resources, LLC
Address: 410 17th Street Ste. 900
City/State/Zip: Denver, CO 80202
Contact Person: Cassie Parks
Phone #: 303-893-5090

Well Information:

API #: 15 - 171-20675-0000
Lease Name: Dearden Well #: 7B-16-1931
Spot: - NW - SW - NE Sec. 16 Twp. 19 S. R. 31 East
County: Scott West
Feet from North / South Line of Section: 1650
Feet from East / West Line of Section: 2310

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

Formation: Marmaton (Perfs): 4352-4360'
Formation: Marmaton (Perfs): 4387-4391'
Formation: Mississippi (Perfs): 4590-4596'
Formation: _____ (Perfs): _____
Formation: _____ (Perfs): _____

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

Formation: Marmaton BOPD: 100 MCFPD: 0 BWPD: 50
Formation: Mississippi BOPD: 30 MCFPD: 0 BWPD: 167
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.

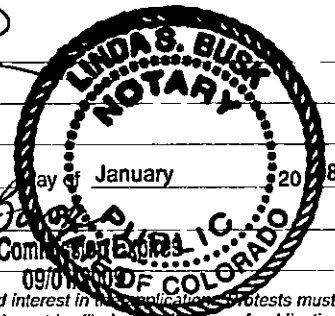
State of Colorado)
)
County of Denver)

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: Cassie Parks
Printed Name: Cassandra Parks
Title: Operations Technician

Subscribed & sworn to before me this 14 day of January, 2008
Notary Public: Linda S. Bueck
My Commission Expires: 09/01/2010



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.

KCC Office Use Only
 Denied Approved
KCC Date Received: _____ 15-Day Periods Ends: _____
Approved By: _____ Date: _____

Mail with all required attachments and files to: KCC - Conservation Division, 130 S. Market - Room 2078, Wichita, Kansas 67202

RECEIVED
KANSAS CORPORATION COMMISSION

JAN 15 2008

CONSERVATION DIVISION
WICHITA, KS

AFFIDAVIT

STATE OF KANSAS

\ - 59. /

County of Sedgwick

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 13th of

December A.D. 2007, with

subsequent publications being made on the following dates:

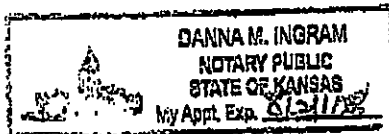
And affiant further says that she has personal knowledge of the statements above set forth and that they are true.

Nicole Mandina

Subscribed and sworn to before me this

13th day of December, 2007

Danna M. Ingram
Notary Public Sedgwick County, Kansas



Printer's Fee \$76.00

LEGAL PUBLICATION

Filed Published in The Wichita Eagle
December 13, 2007 (2770125)
BEFORE THE STATE CORPORATION
COMMISSION OF THE STATE OF KANSAS
NOTICE OF FILING APPLICATION
Re: FIML Natural Resources, LLC-Application
for a permit to commence production in the
Marmaton and Mississippian Spargen in the
Dearden 7B-14-1031 well, located in Scott
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
FIML Natural Resources, LLC has filed an
application to commence production from the
Marmaton and Mississippian Spargen formations
in the Dearden 7B-14-1031 well located in the
16501 FNL, 2310' FEL NWSWNE Sec 16 T-19S,
R-31W, Scott County, KS.
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 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.
All persons interested or concerned shall take
notice of the foregoing and shall govern
themselves accordingly.
FIML Natural Resources, LLC
410 17th Street, Ste 900
Denver, CO 80202
Phone: 303-452-6090

RECEIVED
KANSAS CORPORATION COMMISSION
JAN 15 2008
CONSERVATION DIVISION
WICHITA, KS

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.

Public Notice

(Published in The Scott County Record Thurs., Dec. 13, 2007)1t

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

Re: FIML Natural Resources, LLC-Application for a permit to commingle production in the Marmaton and Mississippi Spergen of the Dearden 7B-16-1931 well, located in Scott County, Kansas.

To: All Oil and Gas Producers, Unleased Mineral Interest Owners, Landowners, and all persons who-soever concerned.

You, and each of you, are hereby notified that FIML Natural Resources, LLC has filed an application to commingle production from the Marmaton and Mississippi Spergen formations in the Dearden 7B-16-1931 well located in the 1650' FNL, 2310'

FEL NWSWNE Sec 16 T-19S, R-31W, Scott County, Ks.

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 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.

All persons interested or concerned shall take notice of the foregoing and shall govern themselves accordingly.

FIML Natural Resources, LLC
410 17th Street, Ste 900
Denver, CO 80202
Phone: 303-893-5090

one copy thereof and was published in said newspaper for 1 consecutive day being made as aforesaid on the 13th, 2007, with made on the following dates:

_____, 20____
_____, 20____
_____, 20____
_____, 20____

Fee \$ 35.00

Fee \$ _____

@ \$ _____

Fee \$ 35.00

Rodney R. Haxton
Publisher

Subscribed and sworn to before me this 14 day of December, 2007.



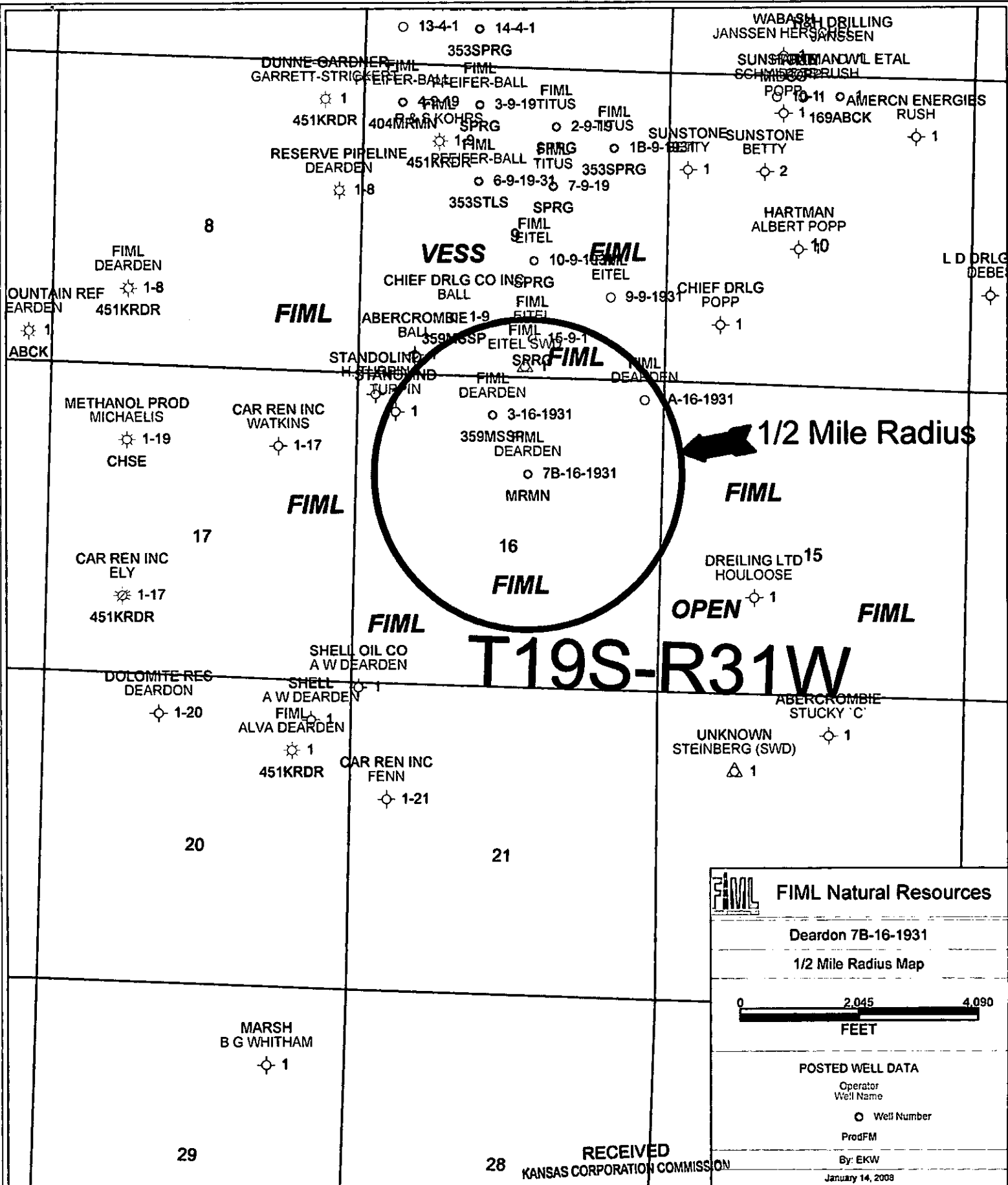
Sharla Osborn
Notary Public

My commission expires 10-11-09

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KANSAS CORPORATION COMMISSION

JAN 15 2008

CONSERVATION DIVISION
WICHITA, KS



T19S-R31W

1/2 Mile Radius

FIML Natural Resources

Deardon 7B-16-1931

1/2 Mile Radius Map

0 2,045 4,090
FEET

POSTED WELL DATA

Operator
Well Name

○ Well Number

ProdFM

By: EKW

January 14, 2009

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KANSAS CORPORATION COMMISSION

JAN 15 2008

CONSERVATION DIVISION
WICHITA, KS

RECEIVED
KANSAS CORPORATION COMMISSION

JAN 16 2008

CONSERVATION DIVISION
WICHITA, KS

**Offset Operators/Lessee of Record and Unleased Mineral Owners Within a ½ Mile
Radius of the Dearden 7B-16-1931**

The undersigned hereby certifies that she/he is a duly authorized agent for the applicant, and that a true and correct copy of the ACO-4 was mailed to the following parties:

Vess Oil Corporation
8100 E. 22nd Street N, Bldg. 300
Wichita, KS 67226-2313

Ardis Proudoot
c/o Mark Callender
P.O. Box 1075
Dighton, KS 67839

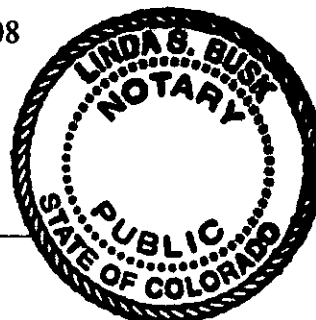

Applicant or Duly Authorized Agent

Cassandra Parks Operations Technician

Subscribed and sworn before me this 15th of January 2008


Notary Public

My commission expires: _____ My Commission Expires
09/01/2009





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

January 31, 2008

Cassandra Parks
FIML Natural Resources, LLC
410 17th Street, Suite 900
Denver, CO 80202

**RE: Approved Commingling CO010801
Dearden #7B-16-1931, Sec. 16-T19S-R31W, Scott County, Kansas
API No. 15-171-20675-0000**

Dear Ms. Parks:

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. 82-3-123a**. 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 15, 2008** concerns approval to simultaneously produce from the following **two** sources of supply through the same tubing string in the same wellbore: the **Marmaton and Mississippi** formations.

According to your application, the estimated current production from the **Marmaton** source of supply is **100 BOPD, 0 Mcfpd and 50 BWPD**. The estimated current production from the **Mississippi** source of supply is **30 BOPD, 0 Mcfpd and 167 BWPD**. The total estimated current production from all sources of supply in the subject well is **130 BOPD, 0 Mcfpd and 217 BWPD**.

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 **CO010801** 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