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04-CONS-177-COM

OPERATOR OXY USA Inc. DOCKET # CO120301 DATE 12/05/03  
 ADDRESS P.O. Box 2528 OPERATOR'S LICENSE # 5447  
Liberal, KS 67905 API NO. 15-129-21678-0000  
 LEASE Austin A WELLNO. 3  
 QUARTER <sup>NW-NW-NW</sup> NW SEC 9 TWP 33 South RNG 42 West

COMMINGLING 82-3-123

X 1. Description of the well.  
A plat showing:

- a) Location of subject well.
- b) Location of other wells on the lease.
- c) Location of offsetting wells and operator's name.

X 2. Names and upper and lower limits of the source of supply involved.

(NAME) Morrow/Keyes (PERFS) 4872-4885  
 (NAME) Morrow S-4 (PERFS) 4795-4803  
 (NAME) Morrow L-2 (PERFS) 4516-4549

X 3. Wireline log of the subject well.

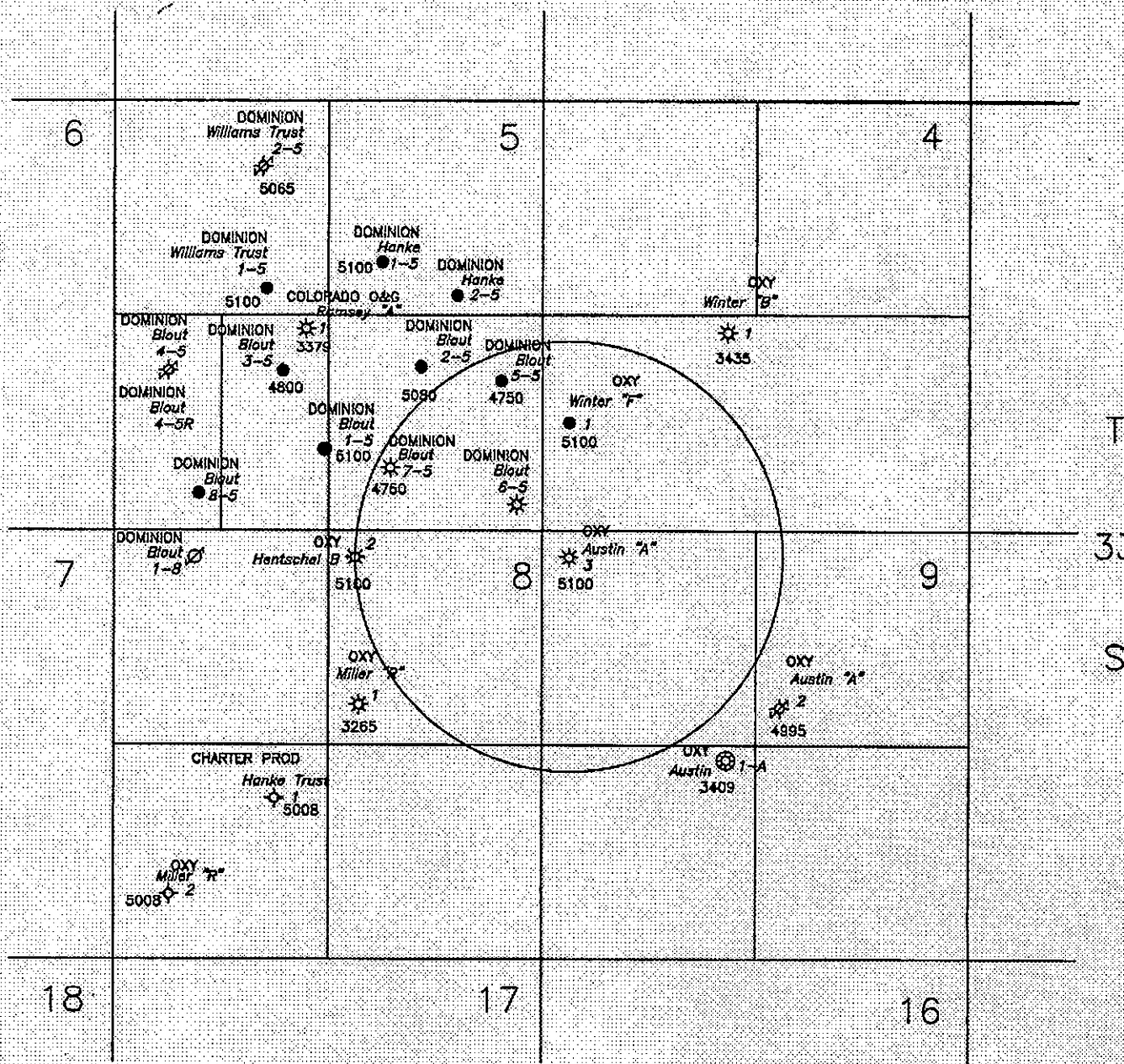
X 4. A complete ACO-1 form.


X 5. Expected production, oil - gas - water, for each source of supply.

FORMATION	<u>Morrow/Keyes</u>	BOPD	<u>0</u>	MCF	<u>75</u>	BWPD	<u>2</u>
FORMATION	<u>Morrow S-4</u>	BOPD	<u>0</u>	MCF	<u>75</u>	BWPD	<u>2</u>
FORMATION	<u>Morrow L-2</u>	BOPD	<u>0</u>	MCF	<u>200</u>	BWPD	<u>10</u>
FORMATION		BOPD		MCF		BWPD	
ESTIMATED COMBINED TOTAL		BOPD	<u>0</u>	MCF	<u>350</u>	BWPD	<u>14</u>

X 6. Application shall be supported by an Affidavit and shall contain a certificate showing service of a copy of the application without attachments to the offsetting operators. You are responsible for this. Unless waivers are obtained, applications are held for fifteen days to give offsetting operators time to file objections. If waivers are obtained, applications can be processed immediately. If objections are filed, applications are then set for hearing.

R 42 W



 <b>OXY USA INC.</b> Hugoton Asset Group	
<b>Austin A-3</b> <b>Mustang E. Field</b> MORTON COUNTY, KS. SEC. 9 - T33S-R42W	
<b>Land Plat</b>	
AUTHOR: T. Maloney DATE: August 6, 2002 (Rev. 12/5/2003)	SCALE: 1"=2000' FILE NO.: 016-45-94-T33S-R42W.dwg PLOT SCALE: 1"=2000'

**AFFIDAVIT OF NOTICE SERVED**

RE: Application for : OXY USA Inc. - Commingling 82-3-123

Well Name: Austin A-3 Legal Location 330 FNL & 330 FWL, Morton County  
NW-NW-NW of Sec. 9-33S-42W

The undersigned hereby certifies that he/she is a duly authorized agent for the applicant, and that on the 5 day of December, 2003, 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.

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Name Address (attach additional sheets if necessary.)

Dominion Oklahoma Texas Exploration & Production  
14000 Quail Springs Parkway #600  
Oklahoma City, OK 73134-2600

Nadel & Gussman Energy, L.L.C.  
3200 1<sup>st</sup> Place Tower  
15 E 5<sup>th</sup> St.  
Tulsa, Ok 74103

Signed this 5 day of December, 2003.

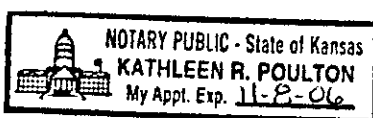
Del Oliver  
Del Oliver, Production Lead  
Applicant or Duly Authorized Agent

Subscribed and sworn to before me this 5<sup>th</sup> day of December, 2003

Kathleen R. Poulton  
Notary Public

My Commission Expires: November 9, 2006

*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 protests upon the applicant by mail or personal service at the same time or before the Protestant files the protest with the Conservation Division.*





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OXY USA Inc.

1701 N. Kansas, Liberal, KS 67901  
P.O. Box 2528, Liberal, KS 67905-2528

December 5, 2003

Kansas State Corporation Commission  
Conservation Division  
Finney State Office Building  
130 S. Market, Room 2078  
Wichita, Kansas 67202-3802

RE: OXY USA Inc.  
Austin A-3  
NW/4 9-33S-42W  
Morton County, Kansas

Dear Sir or Madam:

Please find enclosed a Commingling application Form ACO-4 with attachments for the subject well. Affidavit of notice was served to offset operators December 5, 2003.

If there are any questions or you require further information, please contact me at the above address or by phone at (620) 629-4242.

Sincerely yours,

A handwritten signature in cursive script that reads "Vicki Carder".

Vicki Carder  
Capital Projects

Attachments

Cc: Oxy - Houston  
Oxy - Elkhart  
Well File