



KANSAS CORPORATION COMMISSION 1075083
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 # CO041211

OPERATOR: License # 33476
Name: FIML Natural Resources, LLC
Address 1: 410 17TH ST STE 900
Address 2:
City: DENVER State: CO Zip: 80202 + 4420
Contact Person: Cassie Parks
Phone: (303) 893-5073

API No. 15 - 15-171-20616-00-02
Spot Description:
W2 NW SE Sec. 9 Twp. 19 S. R. 31 East West
1980 Feet from North / South Line of Section
2970 Feet from East / West Line of Section
County: Scott
Lease Name: EITEL Well #: 10-9-1931

1. Name and upper and lower limit of each production interval to be commingled:
Formation: Lansing (Perfs): 4230-4234
Formation: Marmaton (Perfs): 4400-4404 4377-4380
Formation: Ft. Scott (Perfs): 4478-4480
Formation: Mississippi (Perfs): 4592-4598
Formation: (Perfs):

2. Estimated amount of fluid production to be commingled from each interval:
Formation: Lansing BOPD: 55 MCFPD: 0 BWPD: 250
Formation: Marmaton BOPD: 10 MCFPD: 0 BWPD: 125
Formation: Ft. Scott BOPD: 15 MCFPD: 0 BWPD: 100
Formation: Mississippi BOPD: 55 MCFPD: 0 BWPD: 175
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

KCC Office Use Only
 Denied Approved
15-Day Periods Ends: 3/13/2012
Approved By: Rick Hestermann Date: 04/23/2012

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.

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, that the first publication of said notice was

made as aforesaid on the 17th of

February A.D. **2012**, 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

17th day of February, 2012

PENNY L. CASE
Notary Public - State of Kansas
My Appt. Expires 5/28/2014

Penny L. Case
Notary Public Sedgwick County, Kansas

Printer's Fee: **\$110.80**

LEGAL PUBLICATION

PUBLISHED IN THE WICHITA EAGLE
FEBRUARY 17, 2012 (316213)
BEFORE THE STATE CORPORATION
COMMISSION OF THE STATE
OF KANSAS NOTICE OF FILING
APPLICATION

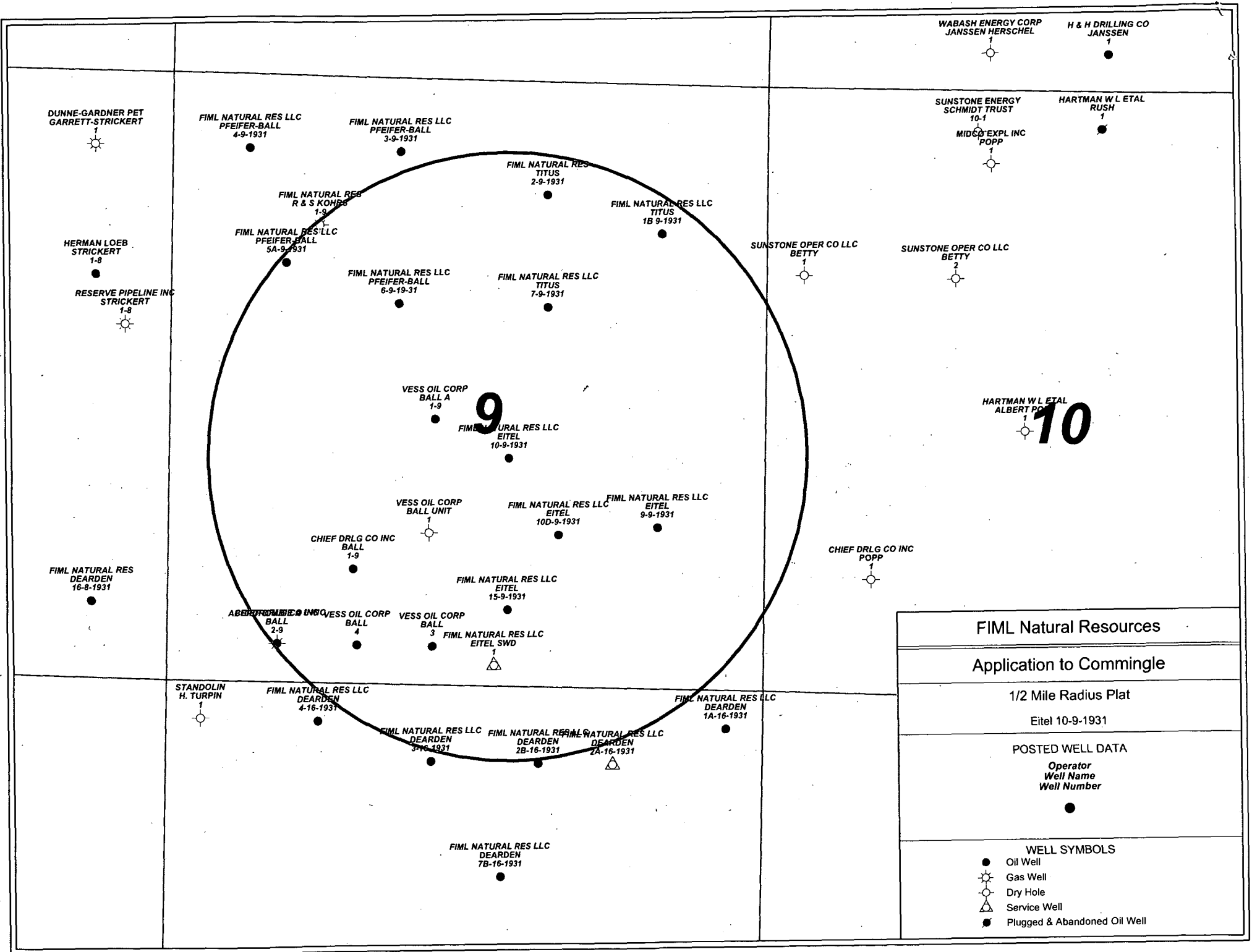
Re: FIML Natural Resources, LLC-
Application for a permit to commingle
production in the Lansing, Marmaton,
Ft. Scott and Mississipp formations of
the Eitel #10-9-1931 well, located in Scott
County, Kansas.

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 commingle
production from the Lansing, Marmaton,
Ft. Scott and Mississipp formations in the
Eitel #10-9-1931 well located in the W/2
NW SE 1980' FSL 2970' FWL, Sec 9, T-19S,
R-31W, 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 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: 303-692-5098



FIML Natural Resources
Application to Commingle
1/2 Mile Radius Plat
Eitel 10-9-1931
POSTED WELL DATA
Operator Well Name Well Number
●

- WELL SYMBOLS**
- Oil Well
 - ☼ Gas Well
 - Dry Hole
 - △ Service Well
 - Plugged & Abandoned Oil Well

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.

Public Notice

(Published in The Scott County Record Thurs., Feb. 16, 2012) 11

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 Lansing, Marmaton, Ft. Scott and Mississippi formations of the Eitel #10-9-1931 well, located in Scott County, Kansas.

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

You, and each of you, are hereby notified that FIML Natural Resources, LLC has filed an application to commingle production from the Lansing, Marmaton, Ft. Scott and Mississippi formations in the Eitel #10-9-1931 well located in the Eitel #10-9-1931 well located in the W/2 NW SE 1980 FSL 2970 FWL

Sec. 9, T-19S, R-31W, 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 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

50 times a year in said
mass matter at the post

if and was published in
for 1 consecutive
days as aforesaid on the
20 12, with
following dates:

_____, 20____

_____, 20____

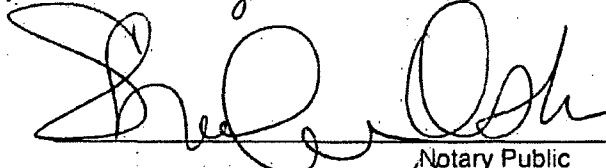
35

35

Publisher

Subscribed and sworn to before me this 17 day of

February, 2012


Notary Public


SHARLA OSBORN
Notary Public - State of Kansas
My App. Expires 10-11-13

My commission expires 10-11-13


**Offset Operators/Lessee of Record and Unleased Mineral Owners Within a ½ Mile
Radius of the Eitel 10-9-1931**

The undersigned hereby certifies that she/he is a duly authorized agent for the applicant and that the statement made below is true and correct to the best of her/his knowledge and belief.

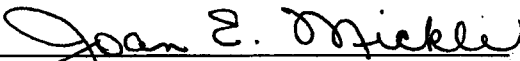
The undersigned hereby certifies that she/he is a duly authorized agent for the applicant, and that notice of the filing of an ACO-4 was mailed to the following parties:

Vess Oil Corporation
1700 Waterfront Pkwy
Wichita, KS 67206

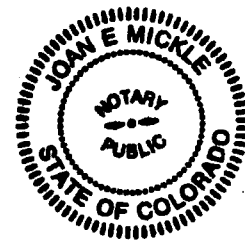
Repsol E&P USA, Inc.
2001 Timberloch Pl. Suite 3000
The Woodlands, TX 77380


Cassandra Parks Regulatory Specialist
Applicant or Duly Authorized Agent

Subscribed and sworn before me this 27th day of February, 2012


Notary Public

My commission expires: 10/17/2012



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/>

Mark Sievers, Chairman
Ward Loyd, Commissioner
Thomas E. Wright, Commissioner

Sam Brownback, Governor

April 23, 2012

Cassie Parks
FIML Natural Resources, LLC
410 17th St., Ste 900
Denver, CO 80202-4420

RE: Approved Commingling CO041211
Eitel #10-9-1931, Sec.9-T19S-R31W, Scott County
API No. 15-171-20616-00-02

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. 82-3-123. 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 April 20, 2012, 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	55	0	250	4230-4234
Marmaton	10	0	125	4400-4404, 4377-4380
Ft. Scott	15	0	100	4478-4480
Mississippi	55	0	175	4592-4598
Total Estimated Current Production	135	0	650	

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).

Commingling ID number CO041211 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