



KANSAS CORPORATION COMMISSION 1036859
 OIL & GAS CONSERVATION DIVISION

Form ACO-4
 Form must be typed
 March 2009

APPLICATION FOR COMMINGLING OF *Commingling ID #* **CO041002**
 PRODUCTION (K.A.R. 82-3-123) OR FLUIDS (K.A.R. 82-3-123a)

OPERATOR: License # 3882
 Name: Samuel Gary Jr. & Associates, Inc.
 Address 1: 1515 WYNKOOP, STE 700
 Address 2: _____
 City: DENVER State: CO Zip: 80202 + _____
 Contact Person: GABE D'ARTHENAY
 Phone: (303) 831-4673

API No. 15 - 15-165-21836-00-00
 Spot Description: _____
 SW SE SE NE Sec. 27 Twp. 16 S. R. 16 East West
2,540 Feet from North / South Line of Section
650 Feet from East / West Line of Section
 County: Rush
 Lease Name: ALLENBOUGH-JME Well #: 1-27

1. Name and upper and lower limit of each production interval to be commingled:
 Formation: LANSING (Perfs): 3393 - 3398
 Formation: ARBUCKLE (Perfs): 3525 - 3534
 Formation: _____ (Perfs): _____
 Formation: _____ (Perfs): _____
 Formation: _____ (Perfs): _____

2. Estimated amount of fluid production to be commingled from each interval:
 Formation: LANSING BOPD: 87 MCFPD: 0 BWPD: 1
 Formation: ARBUCKLE BOPD: 18 MCFPD: 0 BWPD: 4
 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. 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	
<input type="checkbox"/> Denied	<input checked="" type="checkbox"/> Approved
15-Day Periods Ends: <u>04/16/2010</u>	
Approved By: <u>Rick Hestermann</u>	Date: <u>04/23/2010</u>

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

made as aforesaid on the 31st of

March A.D. 2010 , 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

31st day of March, 2010

LINDA D. TOON
Notary Public - State of Kansas
My Appt. Expires 3-13-2013

Linda D. Toon
Notary Public Sedgwick County, Kansas

Printer's Fee : \$162.00

NEWSPAPER NOTICE
BEFORE THE STATE CORPORATION COMMISSION OF THE STATE OF KANSAS
NOTICE OF FILING APPLICATION
RE: Samuel Gary Jr. & Associates, Inc. - Application for Commingling of Production or Fluids for the Allenbough-JME #1-27 located in Rush County, Kansas.
TO: All Oil & Gas Producers, Unleased Mineral Interest Owners, Landowners, and all persons whomsoever concerned.
You and each of you are hereby notified that Samuel Gary Jr. & Associates, Inc. has filed an application for commingling production or fluids from the Lansing and Arbuckle Formations. The subject well, the Allenbough-JME #1-27, is located 2540 feet from the north line and 650 feet from the east line in the E/2 E/2 of Section 27, Township 16 South, Range 16 West, Rush County, Kansas.
Any persons who object to or protest this application shall be required to file their objections or protest with the Conservation Division of the State Corporation Commission of the State of Kansas within fifteen (15) days from the date of this state publication. These protests shall be filed pursuant to Commission regulations and must state specific reasons why granting 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.
Samuel Gary Jr. & Associates, Inc.
1515 Wynkoop, Suite 700
Denver, CO 80202
(303) 831-4673

PUBLIC NOTICE

(Published in The Rush County News Thursday, April 1, 2010.)

NEWSPAPER NOTICE BEFORE THE STATE CORPORATION COMMISSION OF THE STATE OF KANSAS

NOTICE OF FILING APPLICATION RE: Samuel Gary Jr. & Associates, Inc.

Samuel Gary Jr. & Associates, Inc. has filed an application for commingling production or fluids from the Lansing and Arbuckle Formations. The subject well, the Allenbough-JME #1-27, is located 2540 feet from the north line and 650 feet from the east line in the E/2 E/2 of Section 27, Township 16 South, Range 16 West, Rush County, Kansas.

Any persons who object to or protest this application shall be required to file their objections or protest with the Conservation Division of the State Corporation Commission of the State of Kansas within fifteen (15) days from the date of this state publication. These persons shall be filed pursuant to Commission regulations and must state specific reasons why granting 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. Samuel Gary Jr. & Associates, Inc. 1515 Wynkoop, Suite 700 Denver, CO 80202 (303) 831-4673

Affidavit of Publication

State of Kansas, }
Rush County, } ss.

TIM ENGEL, being first duly sworn, Deposes and says: That he is Managing Editor of The Rush County News, a weekly newspaper, published and printed in La Crosse, State of Kansas, and published in and of general circulation in Rush County, Kansas, with a general paid circulation on a weekly basis in Rush County, Kansas, and that said newspaper is not a trade, religious or fraternal publication.

Said newspaper is published weekly at least 50 times a year; has been so published continuously and uninterruptedly in said county and state for a period of more than five years prior to the first publication of said notice; and has been admitted at the post office of La Crosse in said County as periodical mail matter.

That the attached notice is a true copy thereof and was published in the regular and entire issue of said newspaper for 003 consecutive week, the first publication thereof being made as aforesaid on the 1st day of April, 2010, with subsequent publications being made on the following date

- _____ 2010
- _____ 2010
- _____ 2010

Tim Engel

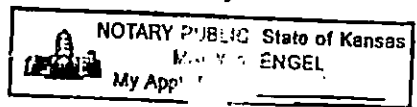
Managing Editor

Subscribed and sworn to before me this 1st day of April 2010

Mary A. Engel

Notary Public

My commission expires: 8-11-10



Printer's Fee \$ _____

Additional copies \$ _____

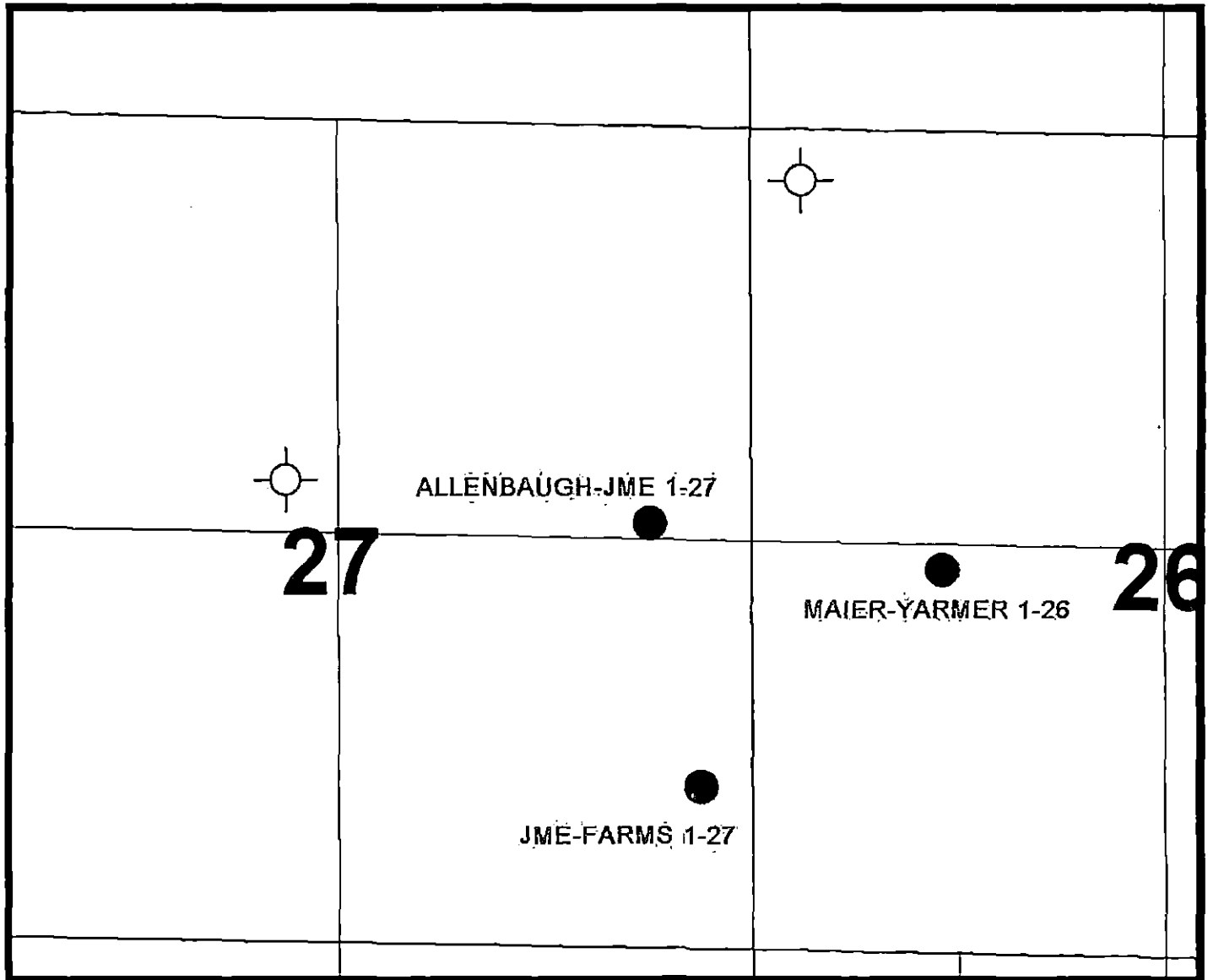
Approved this _____ day of _____, 20_____

ALLENBOUGH-JME #1-27

E/2-E/2 27-16S-16W

2540 FNL & 650 FEL

Rush County, KS



ALLENBOUGH-JME 1-27 COMMINGLE APPLICATION PLAT

SAM GARY JR WELL NAMES IN RED

1"=1000'

All leases within a 1/2mile
radius are owned by Sam Gary Jr.



Mark Parkinson, Governor
Thomas E. Wright, Chairman
Michael C. Moffet, Commissioner
Joseph F. Harkins, Commissioner

April 16, 2010

Gabe D'Arthenay
Samuel Gary Jr. & Associates, Inc.
1515 Wynkoop, STE 700
Denver, CO 80202

RE: Approved Commingling CO041002
Allenbough-JME 1-27, Sec. 27-T16S-R16W, Rush County
API No. 15-165-21836-00-00

Dear Mr. D'Arthenay

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 8, 2010 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	87	0	1	3393-3398
Arbuckle	18	0	4	3525-3534
Total Estimated Current Production	105	0	5	

Based upon the depth of the Arbuckle formation perforations, total oil production shall not exceed 100 BOPD and total gas production shall not exceed 50% of the absolute open flow (AOF).

File form ACO-1 upon re-completion of the well to commingle.

Docket Number CO041002 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