

**THE STATE CORPORATION COMMISSION  
OF THE STATE OF KANSAS**

Before Commissioners:     Dwight D. Keen, Chairman  
                                     Shari Feist Albrecht  
                                     Jay Scott Emler

In the matter of the application of Berexco	)	Docket No. 19-CONS- <u>3293</u> -CEXC
LLC for an exception to the 10-year	)	
time limitation of K.A.R. 82-3-111 for its	)	
Walker #9-20 well located in the	)	
NW SW of Sec 20, T23S, R32W, Finney	)	CONSERVATION DIVISION
County, Kansas	)	
_____	)	License No.: 34318

**APPLICATION**

COMES NOW Berexco LLC (“Operator”) for its application in the captioned matter states as follows:

1. Operator is a corporation authorized to do business in the State of Kansas. Operator’s address is 2020 N. Bramblewood, Wichita, Kansas 67206.

2. Operator has been issued by the Kansas Corporation Commission Operator’s License #34318, which expires on October 30, 2019.

3. Operator is the owner and operator of the Walker #9-20 well, API #15-055-21257-00-00 (“the subject well”), which is located in the Northwest Quarter of the Southwest Quarter of Section 20, Township 23 South, Range 32 West, Finney County, Kansas. The subject well comprises the following lands:

South Half of Section 20, Township 23 South, Range 32 West, Finney County, Kansas, containing 320 acres, more or less (“leased premises”).

4. Pursuant to K.A.R. 82-3-111, Operator obtained temporary abandonment status for the subject well on March 13th, 2009. The subject well has maintained such status from March, 2009, to the present date.

5. On February 12, 2019, the Kansas Corporation Commission notified Operator that temporary abandonment status for the subject well would be denied because the subject well had been temporarily abandoned for more than ten (10) years.

6. K.A.R. 82-3-111 imposes a 10-year limitation on the amount of time during which wells may be temporarily abandoned, but an exception to the 10-year limitation may be obtained pursuant to said regulations through an application filed with the Commission pursuant to K.A.R. 82-3-100. Operator seeks such an exception.

7. The subject well demonstrates mechanical integrity as evidenced by a successful mechanical integrity test taken and witnessed by Kansas Corporation Commission staff on March 11<sup>th</sup>, 2019.

8. Operator is holding the subject well for use as an injection well in future Morrow secondary recovery operations in the area. An estimated 17,700 BO could be produced as a result of utilizing this well for injection. Plugging the subject well would result in economic waste associated with the expense of re-drilling the location for injection needs. Estimated cost to convert the subject well to injection is \$85,000; estimated cost to plug is \$20,000.

9. Operator has included a plat map showing the locations of all producing, injection, temporarily abandoned, abandoned, and plugged wells located on the same leased premises as the subject well.

10. Based on the foregoing, Operator requests the Commission grant an exception to the 10-year limitation, specifically to allow the subject well to remain eligible for temporary

abandonment status for the three (3) years following the expiration of the 10-year limitation, subject to yearly renewal with the appropriate Conservation Division District, but without further need to re-apply for a new exception each of the three (3) years prayed for in this application to the Commission.

11. Listed in the attached Exhibit "A" are the names and addresses of the following persons:

- A. Each operator of each oil and gas lease covering lands within one-half (1/2) mile radius of the subject well; and
- B. Each person who owns any mineral interest of record in and under any lands located within one-half (1/2) mile radius of the subject well (provided that such mineral interest is not covered by any oil and gas lease).

12. Notice of this application will be published pursuant to K.A.R. 82-3-135a. In addition, notice of the hearing to be held in this matter will be provided as prescribed by K.A.R. 82-3-135.

WHEREFORE, Operator prays that this matter be set for hearing, and upon hearing, that the Commission grant Operator's request for an exception to the 10-year limitation during which wells may be temporarily abandoned pursuant to K.A.R. 82-3-111 so as to allow the subject wells to remain temporarily abandoned for three (3) years following the expiration of the 10-year limitation, subject to yearly renewal with the appropriate Conservation Division District, but without further need to re-apply for a new exception each of the three (3) years prayed for in this application.

Respectfully Submitted,

Brett Blazer  
2020 N. Bramblewood  
Wichita, KS 67206  
316-265-3311  
Fax #316-681-4722

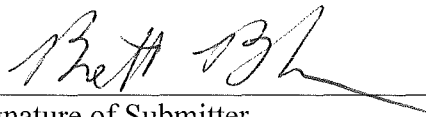
By: Brett Blazer  
Signature of Submitter

**VERIFICATION**

STATE OF KANSAS                                 )  
  )  
COUNTY OF SEDGWICK                         )       ss:

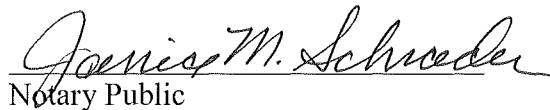
Brett Blazer, of lawful age, being first duly sworn, upon oath states:

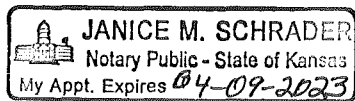
That he has the authority on behalf of Operator to file this application, has read the application, knows the contents, and knows all of the statements in the application are true and correct.



Signature of Submitter

Subscribed and sworn to before me this 12th day of April, 2019.

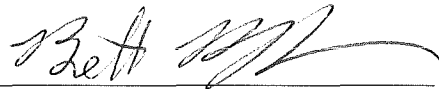
  
Notary Public



My appointment expires:

## CERTIFICATE OF SERVICE

I hereby certify on this 12<sup>th</sup> day of April, 2019, true and correct copies of the above and foregoing Application and the Notice of Application were served by depositing copies of the same in the United States Mail, postage prepaid, and properly addressed to the landowner/s set forth in paragraph 11 of said Application and each party set forth in Exhibit "A" attached to said Application filed by Operator, and a digital scan of the application was delivered electronically to the Kansas Corporation Commission.

A handwritten signature in black ink, appearing to read "Beth M.", is written over a horizontal line.

Name of Signed

## **EXHIBIT A**

### **Walker #9-20**

Berexco LLC  
2020 N. Bramblewood  
Wichita, KS 67206

Riviera Operating, LLC  
600 Travis, Suite 1700  
Houston, TX 77002

Merit Energy Company, LLC  
13727 Noel Road, Suite 1200  
Dallas, TX 75240

# BEREXCO LLC

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

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RE: BEREXCO LLC - - Application for an exception to the 10 year time limitation of K.A.R. 82-3-111 for the Walker #9-20 well, located in Finney County, Kansas.

TO: All Oil & Gas Producers, Unleased Mineral Interest Owners, Landowners, and all persons whomever concerned.

You, and each of you, are hereby notified that Berexco LLC has filed an application for an exception to the 10 year time limitation of K.A.R. 82-3-111 for the Walker #9-20, located in the NW SW of Section 20-23S-32W, Finney 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 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.

BEREXCO LLC  
2020 N. Bramblewood  
Wichita, Kansas 67206  
316-265-3311



# 23S-32W Finney Co., KS

AMOCO  
FRAZIER GAS UNIT  
2 HI

19  
STANOLIND  
FRAZIER  
FRAZIER  
19-1

BEREXCO  
ONEITA  
1-19

GLOBAL  
WALKER  
3-20

AMOCO  
GEARHART GU  
2 HI

GLOBAL  
WALKER R L  
2-20

GLOBAL  
WALKER  
4-20

BEREXCO  
WALKER  
7-20

20  
STANOLIND  
GEARHART GAS UNIT

Berexco  
WALKER  
9-20

GLOBAL  
WALKER  
2A-20

Berexco  
WALKER  
6-20

BP  
GEARHART  
3

BEREXCO  
WALKER  
10-20

Berexco  
WALKER  
11

Berexco  
WALKER R L  
1-20

Berexco  
WALKER  
5-20

PAN  
CHAMBERLIN GAS UNIT  
1

STANOLIND  
GEARHART GAS UNIT  
1

Berexco  
MAI LENA  
2-29

Berexco  
MAI LENA  
1-29

Berexco  
MAI LENA  
3-29

Berexco  
SCHWEER  
2-29

BEREXCO  
SCHWEER  
1-29

BEREXCO  
SCHWEER  
3-29

## Berexco LLC

Walker #9-20

Application for Exception

NW SW 20-23S-32W

Finney County, KS

### POSTED WELL DATA

Operator  
Well Name

Well Number

- WELL SYMBOLS**
- Dry Hole
  - Oil Well
  - ☼ Gas Well
  - ✕ Plugged & Abandoned Gas Well
  - ⊘ Junked
  - ⊘ Permit Canceled

Green Arrow = Subject Well  
Brown Circle = 1/2 Mile Radius

March 4, 2019

# Proof of Publication

State of Kansas — Finney County

Dena A. Sattler, being first duly sworn, deposes and says that she is publisher of *La Semana*, a weekly newspaper printed in the State of Kansas and published in and of general circulation in Finney County, Kansas, on a weekly basis in Finney County, Kansas, and that said newspaper is not a trade, religious, or fraternal publication.

THAT said newspaper is daily published at least weekly fifty (50) times a year; has been so published continuously and uninterruptedly in said county and state for a period of more than five (5) years prior to the first publication of said notice.

THAT the attached notice is a true copy thereof and was published in the regular and entire issue of said newspaper for 1 consecutive days /weeks. The first (1<sup>st</sup>) publication thereof being made as aforesaid on the 17<sup>th</sup> day of March, 2019.

WITH subsequent publications being made on the following dates:

- 2<sup>nd</sup> Publication made on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.
- 3<sup>rd</sup> Publication made on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.
- 4<sup>th</sup> Publication made on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.
- 5<sup>th</sup> Publication made on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.
- 6<sup>th</sup> Publication made on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

Publication Fee: \$ 28.17

Affidavits (Additional Copies @ \$5 each) \$ \_\_\_\_\_

Total Publication Fee: \$ 28.17

Sign. Brett R. [Signature]

Witness my hand this 17<sup>th</sup> day of March, 2019.  
SUBSCRIBED AND SWORN before me this 17<sup>th</sup> day of March, 2019.

(Notary Public) [Signature]

My commission expires. 11-05-2021

NOTARY PUBLIC-State of Kansas



NANCY MILLER

My Appt. Exp 11-05-21

(Published in the Garden City Telegram Thursday, March 7, 2019)

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BEREXCO LLC

2020 N. Bramblewood  
Wichita, Kansas 67206

316-265-3311

261836

Legal Invoice #

261836



## LEGAL PROOF OF PUBLICATION

Account #	Ad Number	Identification	PO	Amount	Cols	Lines
455429	0004114219	BEREXCO LLC City of Wichita Eagle on March 6		\$173.20	1	48

Attention: Brett Blazer

BEREXCO LLC  
2020 NO. BRAMBLEWOOD  
WICHITA, KS 67206

In The STATE OF KANSAS  
In and for the County of Sedgwick  
AFFIDAVIT OF PUBLICATION

1 Insertions

Beginning issue of: 03/06/2019

Ending issue of: 03/06/2019

STATE OF KANSAS)

.SS

County of Sedgwick)

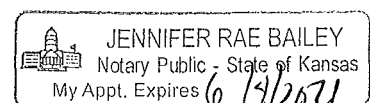
Dale Seiwert, of lawful age, being first duly sworn, deposeth and saith: That he is Record Clerk of The Wichita Eagle, a daily newspaper published in the City of Wichita, County of Sedgwick, State of Kansas, and having a general paid circulation on a daily basis in said County, which said newspaper has 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 from 3/6/2019 to 03/06/2019.

I certify (or declare) under the penalty of perjury that the foregoing is true and correct.

(Signature of Principal Clerk)

DATED: 3/6/2019

Notary Public Sedgwick County, Kansas



### LEGAL PUBLICATION

BEREXCO LLC

City of Wichita Eagle on March 6, 2019 (41)4219)

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

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