

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

Before Commissioners: Dwight D. Keen, Chairman
 Shari Feist Albrecht
 Susan K. Duffy

20-CONS-3057-CEXC

In the matter of the application of Berexco)	Docket No. 19-CONS-____-CEXC
LLC for a fourth exception to the 10-year)	
time limitation of K.A.R. 82-3-111 for its)	
Wellington Unit #101 well located in the)	CONSERVATION DIVISION
SW NW NW of Sec 4 and #104 well located)	
in the NE SE NE of Sec 5, T32S, R1W)	
Sumner 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 Wellington Unit #101 well, API #15-191-10252-00-00 and Wellington Unit #104 well, API #15-191-10282-00-00 (“the subject wells”), which are located in the Southwest Quarter of the Northwest Quarter of the Northwest Quarter of Section 4, and Northeast Quarter of the Southeast Quarter of the Northeast Quarter of Section 5, Township 32 South, Range 1 West, Sumner County, Kansas. The subject wells are in the Wellington Unit, which is a waterflood unit comprising the following lands:

S/2 of Section 20, the W/2 and the W/2 SE/4 of Section 28, all of Section 29; E/2 E/2 NW/4 and E/2 of Section 32; and all of Section 33, Township 31 South, Range 1 West, Sumner County, Kansas. Additionally, all of Section 4, the W/2, NE/4 and N/2 SE/4 of Section 5, SE/4 of Section 6, NE/4 of Section 7, NW/4 of Section 8 and W/2 NE/4 of Section 9, Township 32 South, Range 1 West, Sumner County, Kansas, containing 3,700 acres, more or less ("leased premises").

4. Pursuant to K.A.R. 82-3-111, Operator obtained temporary abandonment status for the #101 well in January, 1990 and the #104 well in June, 1990. The subject wells have maintained such status from January and June 1990, to the present date.

5. On or about August 18, 2009, the Kansas Corporation Commission notified Operator that temporary abandonment status for the subject wells would be denied because the subject wells had been temporarily abandoned for more than ten (10) years. Operator filed for and received approval for an exception to K.A.R. 82-3-11 on March 29, 2010 (Docket No. 10-CONS-094-CEXC). On or about March 5, 2013 the Kansas Corporation Commission notified Operator that the 3 year exception to K.A.R. 82-3-11 was expiring. Operator filed for and received approval for a second exception to K.A.R. 82-3-11 on August 1, 2013 (Docket No. 13-CONS-359-CEXC). On or about August 1, 2016, the second 3-year exception to K.A.R. 82-3-11 was set to expire. Operator filed for and received approval for a third exception to K.A.R. 82-3-111 on August 16, 2016 (Docket No. 17-CONS-3023-CEXC).

6. On August 16, 2019, the third 3-year exception to K.A.R. 82-3-111 is set to expire. K.A.R. 82-3-11 provides for an additional exception to be obtained through an application filed with the commission. Operator seeks such an exception.

7. The subject wells demonstrate mechanical integrity as evidenced by passage of Commission Staff-witnessed mechanical integrity tests- Wellington Unit #104 on July 10, 2019, Wellington Unit #101 on July 10, 2019.

8. Operator is keeping the subject wells for backup injection wells in the Wellington Unit Waterflood project. Conversion of each well should result in an estimated 10,000 barrels of secondary oil recovery from offset producing wells, based on results from a recent injection well conversion nearby. Estimated cost to plug the well is \$20,000, and the estimated cost to plug all wells on the lease is \$1,380,000. Production on the Wellington Unit is currently about 105 BOPD. The subject wells should not be plugged to prevent economic waste associated with re-drilling for future needs.

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 wells.

10. Based on the foregoing, Operator requests the Commission grant an additional exception to the 10-year limitation, specifically to allow the subject wells to remain eligible for temporary abandonment status for the three (3) years following the August 16, 2019 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

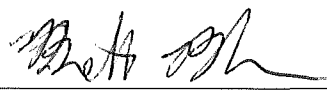
B. Each person who owns any mineral interest of record in and under any lands located within one-half (1/2) mile radius of the subject well (provided that such mineral interest is not covered by any oil and gas lease).

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 August 16, 2019 expiration of the third exception to 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: 
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.

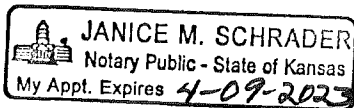


Signature of Submitter

Subscribed and sworn to before me this 18th day of October, 2019.



Notary Public



My appointment expires:

CERTIFICATE OF SERVICE

I hereby certify on this 18th day of October, 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 "Brett Smith", is written over a horizontal line.

Name of Signed

EXHIBIT A

Operator – SE/4 Sec. 32, SW/4 Sec. 33-31S-1W, W/2 Sec. 4; N/2, SW/4 and N/2 SE/4 Sec. 5-32S-1W, SE/4 Sec. 32, S/2 Sec. 33-31S-1W, W/2 and NE/4 Sec. 4; E/2 Sec. 5-32S-1W

Berexco LLC
2020 N. Bramblewood
Wichita, KS 67206

Unleased mineral owner – SW/4 SW/4 Sec. 4-32S-1W

Shawn M. & Jennifer Becker
1402 N. High Dr.
Wellington, KS 67152

Richard J. & Victoria L. Becker
148 E. 40th Ave. N.
Wellington, KS 67152

Unleased mineral owner – S/2 SE/4 Sec. 5-32S-1W

Diane S. Miller
332 W. 80th Ave. N
Wellington, KS 67152

BEREXCO LLC

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

RE: BEREXCO LLC - - Application for an exception to the 10 year time limitation of K.A.R. 82-3-111 for the Wellington Unit #101 and #104, located in Sumner 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 Wellington Unit #101, located in the SW NW NW of Section 4, and #104, located in the NE SE NE of Section 5-32S-1W, Sumner 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