

JUL 24 2014

CONSERVATION DIVISION  
WICHITA, KS

2014.07.24 15:09:19  
Kansas Corporation Commission  
/S/ Thomas A. Day

BEFORE THE STATE CORPORATION COMMISSION  
OF THE STATE OF KANSAS

IN THE MATTER OF THE APPLICATION OF	)	DOCKET NO. 15-CONS-009-CUNI
C12 KANSAS OIL, LLC FOR AN ORDER	)	
PROVIDING FOR THE UNITIZATION AND	)	CONSERVATION DIVISION
UNIT OPERATION OF THE POST ROCK	)	
UNIT IN RUSSELL COUNTY, KANSAS	)	LICENSE NO. 34912

PETITION TO INTERVENE

COMES NOW, BEREXCO LLC ("Petitioner"), and pursuant to K.S.A. 77-521 and K.A.R. 82-1-225, requests permission from the Commission to intervene and participate in this docket. Petitioner alleges and states the following in support of its Petition:

1. Petitioner is a limited liability company duly organized and authorized to conduct business in the State of Kansas, maintaining its principal business office in the State of Kansas at 2020 N. Bramblewood, Wichita, Kansas 67206. Petitioner is authorized to operate oil and gas leases in this State by Operator's License No. 34318 issued by the Commission.

2. Petitioner owns and/or operates oil and gas leases of lands within one-half (1/2) mile of the boundaries of the Post Rock Unit described in the Application of C12 Kansas Oil, LLC ("Applicant") in this docket, identified as follows:

In Township 14 South, Range 14 West  
Russell County, Kansas

Herbert Fink Lease	Section 15: East Half of the Southwest Quarter (E/2 SW/4)
Horace Fink Lease	Section 15: West Half of the Southwest Quarter (W/2 SW/4) Section 16: East Half of the Southeast Quarter (E/2 SE/4)
Mai, Mai C Leases	Section 34: South Half of the North Half (S/2 N/2)

In Township 14 South, Range 13 West  
Russell County, Kansas

Erlich Lease	Section 19: Southeast Quarter (SE/4) and East Half of the Southwest Quarter (E/2 SW/4)
Clyde Lease	Section 19: West Half of the Southwest Quarter (W/2 SW/4)
Phinney Lease	Section 30: Northeast Quarter (NE/4)
Phinney S Lease	Section 30: East Half of the Northwest Quarter (E/2 NW/4)

3. Petitioner's legal rights, duties, privileges, immunities or other legal interests may be substantially affected by this proceeding. Specifically, operation of the Post Rock Unit using high pressure CO<sub>2</sub> gas injection as proposed may adversely affect current production from Petitioner's leases, cause physical and economic waste, threaten human health and safety, and violate the correlative rights of Petitioner, its working interest and royalty interest owners. Petitioner therefore qualifies as an intervenor herein.

4. The interests of justice and the orderly and prompt conduct of the proceedings will not be impaired by allowing Petitioner's intervention.

WHEREFORE, Petitioner requests that the Commission issue its order authorizing Petitioner's intervention in these proceedings; requiring that Petitioner be served with all pleadings, discovery, testimony and orders herein; allowing Petitioner's participation in this docket for itself and on behalf of its working interest and royalty interest owners as such interests may appear; and granting to Petitioner such other and further relief as the Commission deems just and proper.

Respectfully submitted,

GLAVES, IRBY AND RHOADS

By: Thomas M. Rhoads

Thomas M. Rhoads (S.C. 10005)

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VERIFICATION

STATE OF KANSAS            )  
  ) SS:  
COUNTY OF SEDGWICK    )

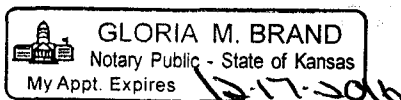
Thomas M. Rhoads, of lawful age and being first duly sworn upon his oath, deposes and states: That he is the Attorney for Petitioner in the above-captioned action; that he has read the above and foregoing Petition to Intervene, knows and understands the contents thereof, and states that the statements and allegations therein contained are true and correct according to his knowledge, information, and belief.

Thomas M. Rhoads  
Thomas M. Rhoads

SUBSCRIBED AND SWORN TO before me, the undersigned authority, this 24<sup>th</sup> day of July, 2014.

My commission expires:

Gloria M. Brand  
Gloria M. Brand, Notary Public



CERTIFICATE OF SERVICE

The undersigned hereby certifies that, on this 24<sup>th</sup> day of July, 2014, he caused the above and foregoing Petition to Intervene to be filed via hand delivery with the State Corporation Commission of the State of Kansas, Conservation Division, and true and correct copies to be served by depositing the same in the United States mail, postage prepaid, addressed to:

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Thomas M. Rhoads