

**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>3295</u> -CEXC
LLC for an exception to the 10-year)	
time limitation of K.A.R. 82-3-111 for its)	
Daryl #2-29 well located in the)	
SW NW SE of Sec 29, T22S, R33W, 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 Daryl #2-29 well, API #15-055-21939-00-00 ("the subject well"), which is located in the Southwest Quarter of the Northwest Quarter of the Southeast Quarter of Section 29, Township 22 South, Range 33 West, Finney County, Kansas. The subject well comprises the following lands:

North Half of the Southeast Quarter of Section 29, Township 22 South, Range 33 West, Finney County, Kansas, containing 80 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 January 26th, 2009. The subject well has maintained such status from January, 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 11th, 2019.

8. Operator is holding the subject well for future stimulation of an existing Morrow producing zone. An estimated 15,000 BO could be generated as a result of this stimulation. Plugging the subject well would result in economic waste associated with the expense of re-drilling the location. Estimated cost to stimulate the Morrow is \$60,000; 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:

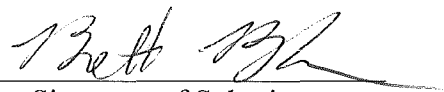
- A. Each operator of each oil and gas lease covering lands within one-half (1/2) mile radius of the subject well; and
- B. Each person who owns any mineral interest of record in and under any lands located within one-half (1/2) mile radius of the subject well (provided that such mineral interest is 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: 
Signature of Submitter

VERIFICATION

STATE OF KANSAS)
)
COUNTY OF SEDGWICK) ss:

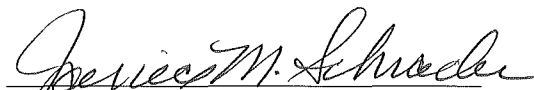
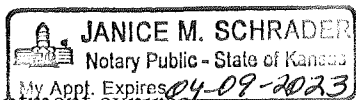
Brett Blazer, of lawful age, being first duly sworn, upon oath states:

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 12th 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.



Name of Signed

EXHIBIT A

Daryl #2-29

Berexco LLC
2020 N. Bramblewood
Wichita, KS 67206

Hartman Oil Co., Inc.
10500 E. Berkeley Sq. Parkway, Suite 100
Wichita, KS 67206

YMC Royalty Company, LP
3501 Allen Parkway
Houston, TX 77019

Scout Energy Management, LLC
4901 LBJ Freeway, Suite 300
Dallas, TX 75244

JEFCO Investments, LLC
409 Campus Drive
Garden City, KS 67846-6158

Continental Energy
P. O. Box 918
Garden City, KS 67846

Anadarko E&P Onshore LLC
P. O. Box 730875
Dallas, TX 75373-0875

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 Daryl #2-29 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 Daryl #2-29, located in the SW NW SE of Section 29-22S-33W, 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

22S-33W
Finney County, KS
30

29

32

Berexco LLC

Daryl #2-29

Application for Exception
SW NW SE 29-22S-33W
Finney County, KS

POSTED WELL DATA

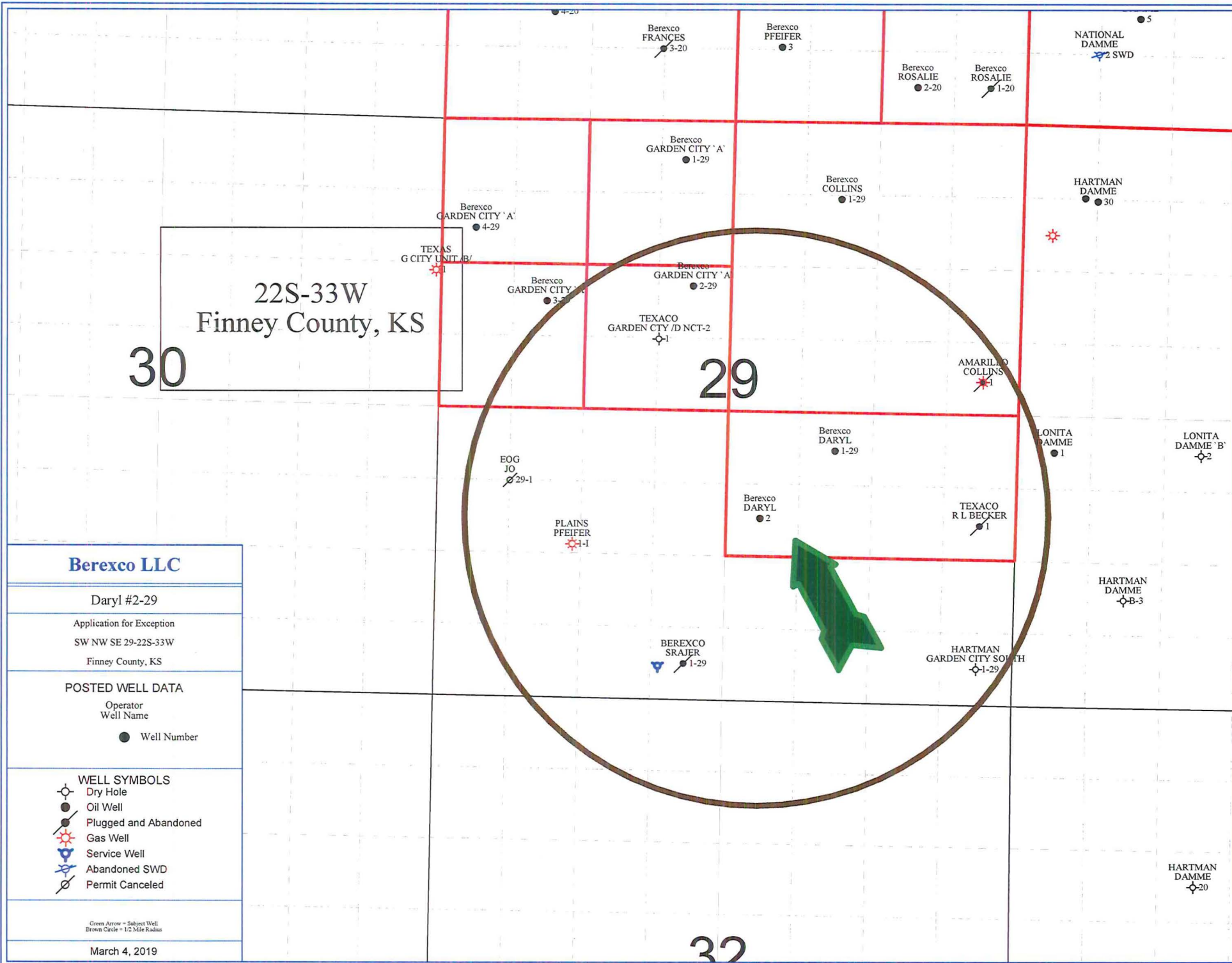
Operator
Well Name

● Well Number

- WELL SYMBOLS**
- Dry Hole
 - Oil Well
 - Plugged and Abandoned
 - ⊕ Gas Well
 - ⊕ Service Well
 - ⊕ Abandoned SWD
 - ⊕ 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 uninterrupted 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 (1st) publication thereof being made as aforesaid on the 7th day of March, 2019.

WITH subsequent publications being made on the following dates:

- 2nd Publication made on the _____ day of _____, 20____.
- 3rd Publication made on the _____ day of _____, 20____.
- 4th Publication made on the _____ day of _____, 20____.
- 5th Publication made on the _____ day of _____, 20____.
- 6th Publication made on the _____ day of _____, 20____.

Publication Fee: \$ 58.17

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

Total Publication Fee: \$ 58.17

Sign. Dena A. Sattler

Witness my hand this 7th day of March, 2019.

SUBSCRIBED AND SWORN before me this 7th day of March, 2019.

(Notary Public) Nancy Miller

My commission expires. 11-25-2021

NOTARY PUBLIC-State of Kansas



NANCY MILLER

My Appt. Exp 11-25-21

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

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 Daryl #2-29 well, located in Finney County, Kansas.

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BEREXCO LLC

2020 N. Bramblewood
Wichita, Kansas 67206

261835

316-265-3311

Legal Invoice #

261835



LEGAL PROOF OF PUBLICATION

Account #	Ad Number	Identification	PO	Amount	Cols	Lines
455429	0004114246	BEREXCO LLC Published in the Wichita Eagle or		\$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)

LEGAL PUBLICATION

BEREXCO LLC

Published in the Wichita Eagle
on March 6, 2019 (4114246)

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

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natural resources of the State of Kansas.

All persons interested or concerned shall take
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accordingly.

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

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

