

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

Before Commissioners: Pat Apple, Chairman
Shari Feist Albrecht
Jay Scott Emler

In the matter of the application of Beren Corporation for a third exception to the 10-year time limitation of K.A.R. 82-3-111 for its Elledge #3 well located in the NE SE SW of Sec 14, Township 26 South, Range 16 West, Edwards County, Kansas)
Docket No. 17-CONS-3528-CEXC
CONSERVATION DIVISION
License No.: 5364

APPLICATION

COMES NOW Beren Corporation (“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 #5364, which expires on June 30, 2017.
3. Operator is the owner and operator of the Elledge #3 (“the subject well”), API #15-047-20549-00-01 which is located in the Northeast Quarter of the Southeast Quarter of the Southwest Quarter of Section 14, Township 26 South, Range 16 West, Edwards County, Kansas.

The subject well comprises the following lands:

Northeast Quarter and South Half of Section 14; North Half of Section 23, Township 26 South, Range 16 West, Edwards County, Kansas, containing 640 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 1, 1998. The subject well has maintained such status from January, 1998, to the present date.

5. On or about August 20, 2009, 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. Operator filed for and received approval for an exception to K.A.R. 82-3-111 on 10/25/10.

6. On or about August 26th, 2013 the Kansas Corporation Commission notified Operator that the 3 year exception to K.A.R. 82-3-111 was expiring October 15th, 2013. Operator filed for and received approval for an exception to K.A.R. 82-3-111 on April 1, 2014.

7. On or about February 28th, 2017, the Kansas Corporation Commission notified Operator that the 3 year exception to K.A.R. 82-3-111 will expire April 1st, 2017. K.A.R. 82-3-111 provides for an additional exception to be obtained through an application filed with the Commission. Operator seeks such an exception.

8. The subject well has demonstrated mechanical integrity as evidenced by passage of a mechanical integrity test on March 27, 2017, which was witnessed by a member of the Kansas Corporation Commission staff.

9. Operator is keeping the subject well for conversion to an injection well in a future Lansing "H" zone waterflood. 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 this well to injection is \$50,000 and would result in the recovery of 20000 BBLS of secondary oil.

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

11. Based on the foregoing, Operator requests the Commission grant an additional 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 April 1st, 2017 expiration of the first 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 to the Commission.

12. 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 a third 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 April 1st, 2017 expiration of the 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.

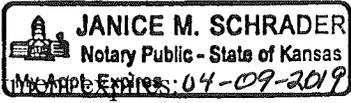


Signature of Submitter

Subscribed and sworn to before me this 30th day of March, 2017.



Notary Public

My appointment expires: 

CERTIFICATE OF SERVICE

I hereby certify on this 30th day of March, 2017, 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.


Brett Blazer

EXHIBIT A

Operators

Hummon Corporation
P. O. Box 365
Medicine Lodge, KS 67104

Oil Producers Inc. of Kansas
1710 Waterfront Parkway
Wichita, KS 67206

Apollo Energies, Inc.
10378 N. 281 Highway
Pratt, KS 67124

Beren Corporation

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

RE: BEREN CORPORATION. - - Application for a third exception to the 10 year time limitation of K.A.R. 82-3-111 for the Elledge #3, located in Edwards 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 Beren Corporation has filed an application for a third exception to the 10 year time limitation of K.A.R. 82-3-111 for the Elledge #3, located in the NE SE SW of Section 14-26S-16W, Edwards 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.

BEREN CORPORATION
2020 N. Bramblewood
Wichita, Kansas 67206
316-265-3311

Beren Corporation

Elledge #3

Application for Exception
NE SE SW 14-26S-16W
Edwards County, KS

POSTED WELL DATA

Operator
Well Name

● Well Number

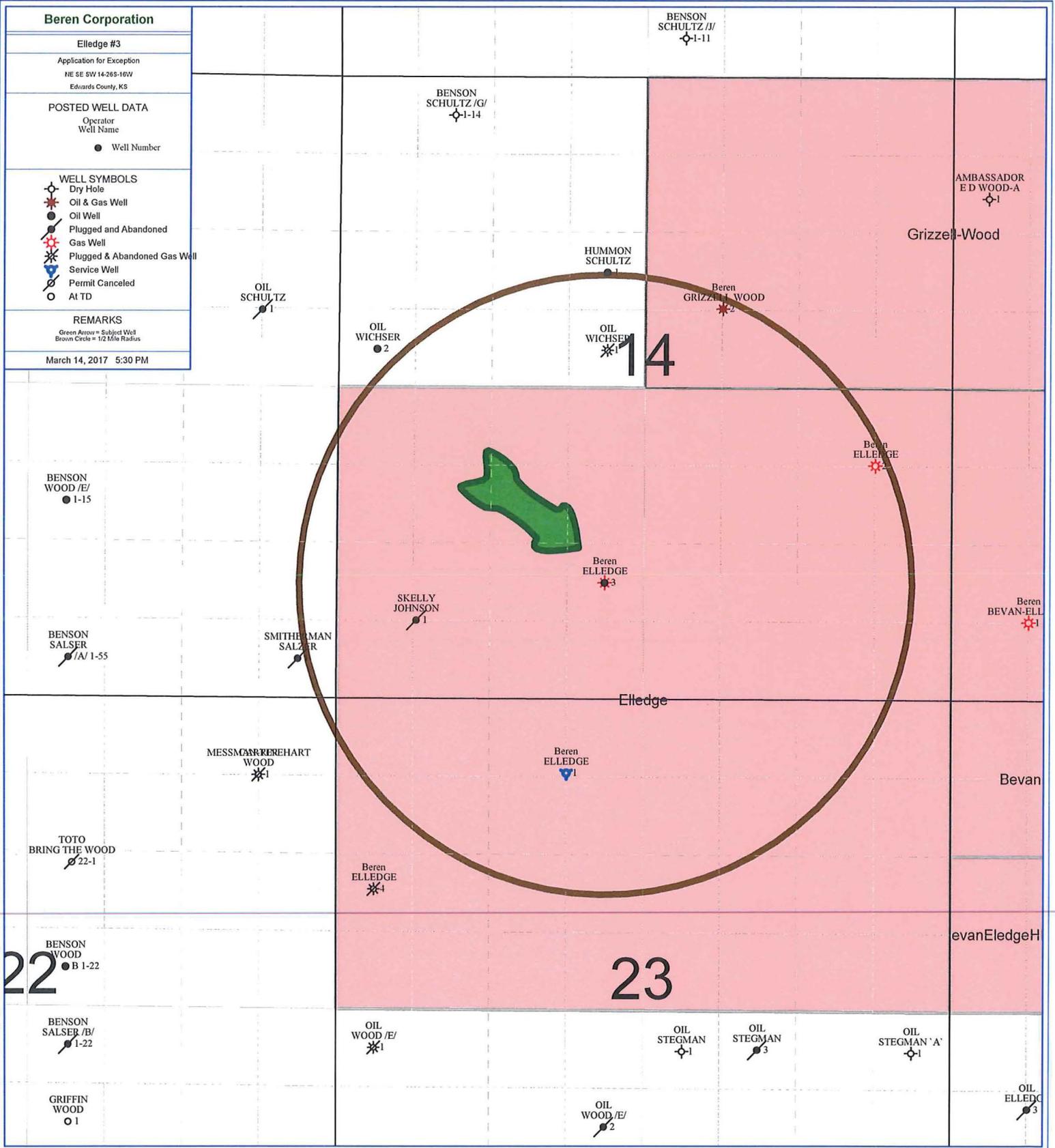
WELL SYMBOLS

- Dry Hole
- ★ Oil & Gas Well
- Oil Well
- ⊗ Plugged and Abandoned Gas Well
- ⊗ Plugged & Abandoned Gas Well
- ▽ Service Well
- ⊗ Permit Canceled
- At TD

REMARKS

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

March 14, 2017 5:30 PM



Proof of Publication

State of Kansas,
County of Edwards, ss:

of lawful age, being duly sworn upon oath states that he/she is the editor of **THE EDWARDS COUNTY SENTINEL**.

THAT said newspaper has been published at least weekly 50 times a year and has been so published for at least five years prior to the first publication of the attached notice.

THAT said newspaper was entered as second class matter at the post office of its publication;

THAT said newspaper has a general paid circulation on a daily, weekly, monthly, or yearly basis in EDWARDS County, Kansas and is NOT a trade, religious or fraternal publication and has been printed and published in EDWARDS County, Kansas.

THE ATTACHED was published on the following dates in a regular issue of said newspaper:

- 1st Publication was made on the 15 day of March, 2017
- 2nd Publication was made on the ___ day of ___, 20 ___
- 3rd Publication was made on the ___ day of ___, 20 ___
- 4th Publication was made on the ___ day of ___, 20 ___
- 5th Publication was made on the ___ day of ___, 20 ___
- 6th Publication was made on the ___ day of ___, 20 ___

| | | |
|---------------------------------|----|--------------|
| Publication fee | \$ | <u>56.70</u> |
| Affidavit, Notary's Fees | \$ | _____ |
| Additional Copies _____ @ _____ | \$ | _____ |
| Total Publication Fee | \$ | <u>56.70</u> |

Down Wendel
(Signed)

Witness my hand this 15 day of March, 2017

SUBSCRIBED and SWORN to before me this 15
day of March, 2017.

Kelly C Anderson
(Notary Public)

My commission expires 2.7.2018



(First published in the
Edwards County Sentinel
on Wednesday, March 15,
2017)
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COMMISSION OF THE
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BEREN CORPORATION
2020 N. Bramblewood
Wichita, Kansas 67206
316-265-3311



LEGAL PROOF OF PUBLICATION

| Account # | Ad Number | Identification | PO | Amount | Cols | Lines |
|-----------|------------|---|----|----------|------|-------|
| 455429 | 0002967459 | Published in the Wichita Eagle March 10, 2017 (2) | | \$159.60 | 1 | 44 |

Attention: brëtt 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: 03/10/2017

Ending issue of: 03/10/2017

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 3/10/2017 to 03/10/2017.

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

(Signature of Principal Clerk)

DATED: 3/13/2017

LEGAL PUBLICATION

Published in the Wichita Eagle
March 10, 2017 (1567459)

Beren Corporation

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BEREN CORPORATION
2020 N. Bramblewood
Wichita, Kansas 67206
316-265-3311

Notary Public Sedgwick County, Kansas

JENNIFER RAE BAILEY
Notary Public - State of Kansas
My Appt. Expires 3/13/2017