

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

In the matter of the application of Berexco)	Docket No. 25-CONS- <u>3308</u> -CEXC
LLC for an exception to the 10-year)	
time limitation of K.A.R. 82-3-111 for its)	
Horace Fink #5 injection well)	CONSERVATION DIVISION
located in the NE SE of Sec 16,)	
T14S, R14W, Russell 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 limited liability company authorized to do business in the State of Kansas. Operator’s address is 2020 North Bramblewood, Wichita, Kansas 67206.
2. Operator has been issued by the Kansas Corporation Commission Operator’s License #34318, which expires on October 30, 2025.
3. Operator is the owner and operator of the Horace Fink #5 injection well, API #15-167-06882-0001 which is located in the Northeast Quarter of the Southeast Quarter of Section 16, Township 14 South, Range 14 West, Russell County, Kansas. The subject well is located on an active oil and gas lease comprising the following lands: The West Half of the Southwest Quarter of Section 15 and the East Half of the Southeast Quarter of Section 16, all in Township 14 South, Range 14 West, Russell County, Kansas.

4. Pursuant to K.A.R. 82-3-111, Operator obtained temporary abandonment status for the Horace Fink #5 well on April 1, 2002. The subject well has maintained such status from April 2002 to the present date.

5. 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.

6. Operator filed for and was granted an initial 10-year limitation exception by the Kansas Corporation Commission. Such exception will expire on or about April 9, 2025. Operator seeks such a fifth exception.

7. The subject well demonstrated mechanical integrity as evidenced by passage of Commission Staff-witnessed mechanical integrity test on or about March 10, 2025.

8. Operator is keeping the subject well for potential reinjection of water into the Plattsmouth and Lansing Kansas City zones. The Horace Fink Lease and the adjacent Herbert Fink Lease currently share one active injection well and do not have a disposal well. If the current injection well is lost, then we would reactivate the subject well. Cumulative production from the Horace Fink and the Herbert Fink Leases is approximately 1,100,000 barrels of oil. The subject well should not be plugged to prevent economic waste associated with re-drilling for future needs as an injection well. Estimated cost to plug this well is \$20,000. The cost to restore the well to injection capability is estimated to be \$90,000. Current production from the Horace Fink Lease is around 1.0 BOPD. Potential estimated reserves by conventional waterflooding on the Horace Fink and Herbert Fink Leases are estimated at 10,000 barrels of oil.

9. Operator has included a plat map showing the locations of all producing, injection, saltwater disposal, temporarily abandoned, and plugged wells located on the same leased premises as the subject well and the adjacent Herbert Fink Lease. There is one active producing well, and one temporarily abandoned injection well (the subject well) on the Horace Fink Lease and two active producing wells and one active injection well on the Herbert Fink Lease.

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 has been 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, Applicant prays that this matter be granted administratively without a hearing, or in the alternative be set for hearing, and upon hearing that the Commission grant Applicant's request, for an exception to the K.A.R. 82-3-111 ten (10) year limitation, to allow the subject well to remain temporarily abandoned for three (3) years, subject to annual approval by the Conservation Division District Office of an application for temporary abandonment status.

Respectfully Submitted,

Jonathan D. Hayward
2020 N. Bramblewood
Wichita, KS 67206
316-265-3311
Fax #316-681-4766

By: Jonathan D. Hayward
Signature of Submitter

State of Kansas)
)
County of Sedgwick) ss:

Jonathan Hayward, of lawful age, being duly sworn upon his oath deposes and states:

That he has the authority on behalf of Operator to file this application, that he has read the above and foregoing application and is familiar with the contents thereof; and, that the statements made therein are true and correct to the best of his knowledge and belief.

By: Jon Hayward
Signature of Submitter

SUBSCRIBED AND SWORN to before me this 13th day of March, 2025.

Courtney Totty
Notary Public

My Appointment Expires:

4/13/26



CERTIFICATE OF SERVICE

I hereby certify on this 13th day of March, 2025, true and correct copies of the Application were served by depositing copies of the same in the United States Mail, postage prepaid, and properly addressed to each of the unleased mineral owner(s) and operator(s) set forth in Exhibit "A" attached to said Application filed by Operator, and the above and foregoing original Application was uploaded to the Kansas Corporation Commission via E-filing Express to a new docket.

Jon Hayward
Name of Signed

EXHIBIT A

Horace Fink #5 Notice Area

Leasehold owner – E/2 NW/4, NW/4 NW/4, E/2 SW/4 NW/4 Sec. 15-14S-14W

Operator – SW/4 Sec. 15, E/2 SE/4 Sec. 16-14S-14W

Berexco LLC
2020 N. Bramblewood
Wichita, KS 67206

Operator – W/2 SW/4 NW/4 Sec. 15-14S-14W

HG Oil Holdings LLC
P. O. Box 97
Plainville, KS 67663

Operator – SE/4 NE/4 Sec. 16-14S-14W

Reddig Enterprises
4325 177th St.
Gorham, KS 67640

Operator – N/2 NE/4 & SW/4 NE/4 Sec. 16-14S-14W

Royal Drilling Inc.
P. O. Box 342
Russell, KS 67665

Surface owner (SE/4) and unleased mineral owner (W/2 SE/4) Sec. 16-14S-14W

Kevin Karst
4042 181st St.
Russell, KS 67665-8741

Unleased mineral owner – S/2 NW/4 Sec. 16-14S-14W

Braden David Mai
18603 Stickney Road
Russell, KS 67665-8885

Operator – SW/4 Sec. 16-14S-14W

Mid-Continent Resources, Inc.
P. O. Box 399
Garden City, KS 67846

Operator – NE/4 Sec. 21-14S-14W

Elmer L. Karst Oil
P. O. Box 208
Russell, KS 67665

Unleased mineral owner – NW/4 Sec. 22-14S-14W

Monte L. Nuss
3828 184th St.
Russell, KS 67665-8805

