

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

In the matter of the application of Berexco)	3146
LLC for an exception to the 10-year)	Docket No. 20-CONS- -CEXC
time limitation of K.A.R. 82-3-111 for its)	
Smith, Dora #5 well located in)	CONSERVATION DIVISION
the NW NW SE SE of Sec 12, T09S, R17W)	
Rooks 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, 2020.
3. Operator is the owner and operator of the Smith, Dora #5 well, API #15-163-22673-0001 which is located in the Northwest Quarter of the Northwest Quarter of the Southeast Quarter of the Southeast Quarter of Section 12, Township 9 South, Range 17 West, Rooks County, Kansas. The subject well is located on an active oil and gas lease comprising the following lands: The Southeast quarter of Section 12, Township 9 South, Range 17 West, Rooks County, Kansas.

4. Pursuant to K.A.R. 82-3-111, Operator obtained temporary abandonment status for the Smith, Dora #5 on October 26, 2010. The subject well has maintained such status from November 2009, to the present date.

5. On or about May 06, 2019, a CP-111 for the subject well was approved showing that the temporary abandonment status for the well expires on November 1, 2019.

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.

7. The subject well demonstrated mechanical integrity as evidenced by passage of Commission Staff-witnessed mechanical integrity test on or about December 19, 2019.

8. Operator is keeping the subject well for potential use as a salt water disposal well or water injection well. The subject well should not be plugged to prevent economic waste associated with re-drilling for future needs as a disposal or injection well. Estimated cost to plug this well is \$20,000. The cost to restore the well to disposal/injection capability is estimated to be \$90,000. Production from the Smith, Dora Lease is around 3.5 BOPD with potential reserves estimated at 5,000 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. There is two active producing wells, one active injection well, two plugged oil wells and the subject well on the 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

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

By: 
Signature of Submitter

CERTIFICATE OF SERVICE

I hereby certify on this 1st day of November, 2019, true and correct copies of the attached Notice of Filing 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.



Name of Signed

EXHIBIT A

Operator – S/2 SW/4 and SE/4 Sec. 12-9S-17W

Berexco LLC
2020 N. Bramblewood
Wichita, KS 67206

Operator – N/2 SW/4 Sec. 12-9S-17W

Prospect Oil & Gas Corp.
P. O. Box 837
Russell, KS 67665

Operator – NW/4 Sec. 12-9S-17W

Mar-Lou Oil Company, LLC
1805 Ave. D
Wilson, KS 67490

Operator – N/2 S/2 NE/4 Sec. 12-9S-17W

Crown Well Service, Inc.
P. O. Box 236
Capon Bridge, WV 26711

Operator – S/2 S/2 NE/4 Sec. 12-9S-17W

Garo Investment Company
65 E. Ranch Rd.
Tempe, AZ 85284

Operator – SW/4 NW/4 Sec. 7-9S-16W

S. Gary Jr. & Associates, Inc.
1515 Wynkoop, Suite 700
Denver, CO 80202

Unleased mineral owner – SW/4 Sec. 7-9S-16W

George I. Hutton Irrevocable Trust
112 SW 9th St.
Plainville, KS 67663-3501

Unleased mineral owner – NW/4 Sec. 18-9S-16W

Bennington State Bank
P. O. Box 1280
Salina, KS 67402-1280

Operator – NE/4 Sec. 13-9S-17W

Maverick Oil Company
2060 Hwy 18
Plainville, KS 67663

Operator – NW/4 Sec. 13-9S-17W

Venture Resources, Inc.
P. O. Box 101234
Denver, CO 80250

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 Smith, Dora #5 well, located in Rooks County, Kansas.

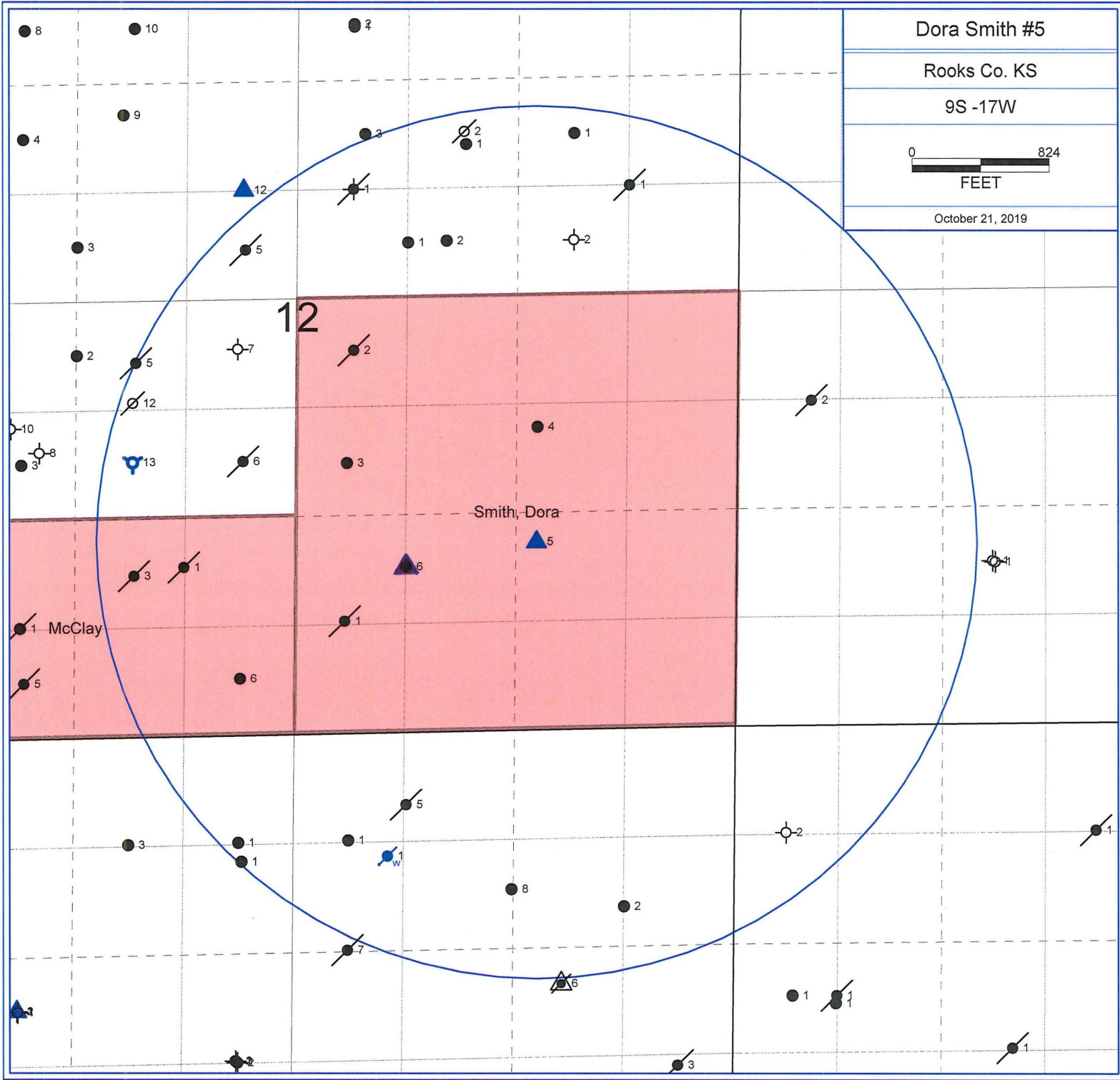
TO: All Oil & Gas Producers, Unleased Mineral Interest Owners, Landowners, and all persons whomever concerned.

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 Smith, Dora #5 well located in the NW NW SE SE of Section 12-09S-17W, Rooks 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 St.
Wichita, Kansas 67206
316-265-3311



Dora Smith #5
Rooks Co. KS
9S -17W
<div>0824</div> <div>FEET</div>
October 21, 2019

Dora Smith #5

WF

PUBLIC NOTICE

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

**NOTICE OF FILING
APPLICATION**

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year time limitation of K.A.R.
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BEREXCO LLC
2020 N. Bramblewood St.
Wichita, Kansas 67206
316-265-331

(First published in the Stockton Sentinel November 7, 2019—11)

AFFIDAVIT OF PUBLICATION

STATE OF KANSAS, ROOKS COUNTY:ss:

ROBERT L. HAMILTON, being first duly sworn, deposes and says: That he is the
publisher of the Stockton Sentinel, a weekly newspaper printed in the State of
Kansas, and published in and of general circulation in Rooks County, Kansas, with
a general paid circulation on a weekly basis in Rooks County, Kansas, and that said
newspaper is not a trade, religious or fraternal publication.

Said newspaper is a weekly published at least weekly 50 times a year; and has
been admitted at the post office of Stockton, Kansas, in said County as second
class matter.

That the attached notice is a true copy thereof and was published in the regular
and entire issue of said newspaper one consecutive week(s), the first
publication thereof being made as aforesaid on the

7th day of November, 20 19, with subsequent

publication being made on the following dates:

_____, 20____, _____, 20____
_____, 20____, _____, 20____
_____, 20____, _____, 20____

Robert L. Hamilton

Subscribed and sworn to before me this 7th day of November, 20 19

Debra K. Dix
Clerk of the District Court/Notary Public

My Commission Expires:

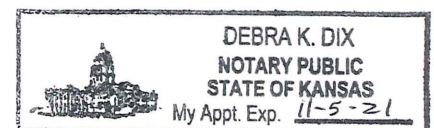
11-5-21

Printer's Fees:

\$ 35.⁷⁰

Additional Copies:

\$ _____





LEGAL PROOF OF PUBLICATION

Account #	Ad Number	Identification	PO	Amount	Cols	Lines
455429	0004446010	BEFORE THE STATE CORPORATION COMMIS	Dora Smith #5 Notice	\$219.12	1	36

Attention: Zhanna Pekarsky

BEREXCO LLC
2020 NO. BRAMBLEWOOD
WICHITA, KS 67206

Smith, Dora #5
WF

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COMMISSION OF THE STATE OF KANSAS
NOTICE OF FILING APPLICATION**

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

In The STATE OF KANSAS
In and for the County of Sedgwick
AFFIDAVIT OF PUBLICATION

1 Insertions

Beginning issue of: 11/02/2019

Ending issue of: 11/02/2019

STATE OF KANSAS)

.SS

County of Sedgwick)

Tony Berg, 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 11/2/2019 to 11/02/2019.

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

Tony Berg

(Signature of Principal Clerk)

DATED: 11/4/2019

[Signature]

Notary Public Sedgwick County, Kansas

