

MAR 05 2012
LEGAL SECTION

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

Before Commissioners: Mark Sievers, Chairman
 Ward Loyd
 Thomas E. Wright

In the matter of the application of Beren Corporation for an exception to the 10-year time limitation of K.A.R. 82-3-111 for its NRSU #4 well located in the SE NE NE of Sec 25, Township 27 South, Range 13 West, Pratt County, Kansas)	Docket No. 12-CONS- <u>232</u> -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 No Bramblewood, Wichita, Kansas 67206.

2. Operator has been issued by the Kansas Corporation Commission Operator’s License #5364, which expires on June 30, 2012.

3. Operator is the owner and operator of the NRSU #4 (“the subject well”), API #15-151-25784-00-00 which is located in the Southeast Quarter of the Northeast Quarter of the Northeast Quarter of Section 25, Township 27 South, Range 13 West, Pratt County, Kansas. The subject well comprises the following lands:

Southwest Quarter of the Southwest Quarter of Section 19, West Half of the Northwest Quarter of Section 30, West Half of the Southwest Quarter of Section 30, Northeast Quarter of the Southwest Quarter of Section 30, Northwest Quarter of the

Northwest Quarter of Section 31, all in Township 27 South, Range 12 West; and the East Half of the Northeast Quarter and East Half of the Southeast Quarter of Section 25, East Half of the Northeast Quarter and Southwest Quarter of the Northeast Quarter of Section 36, all in Township 27 South, Range 13 West, Pratt County, Kansas, containing 560 acres, more or less ("leased premises").

4. Pursuant to K.A.R. 82-3-111, Operator obtained temporary abandonment status for the subject well in December, 2000. The subject well has maintained such status from December, 2000, to the present date.

5. On or about January 17, 2012, the Kansas Corporation Commission notified Operator that temporary abandonment status for the subject well would be denied because the subject well has 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 has demonstrated mechanical integrity as evidenced by passage of a mechanical integrity test in December, 2011 which was witnessed by a member of the Kansas Corporation Commission staff.

8. Operator is keeping the subject well for a backup water injection well in the NRSU waterflood unit. Also there is a Lansing B zone behind pipe that had a positive show of oil on drill stem test. This zone will be prospective for recompletion after the waterflooding operations cease. Plugging the subject well will result in economic waste associated with re-drilling the

location for future water injection needs, and loss of possible oil and gas reserves present in the Lansing B zone. Estimated cost to plug and abandon this well is \$25,000.

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 wells.

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:

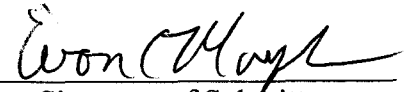
- A. Each operator of each oil and gas lease covering lands within one-half (1/2) mile radius of the subject well; and
- B. Each person who owns any mineral interest of record in and under any lands located within one-half (1/2) mile radius of the subject well (provided that such mineral interest is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

Evan C. Mayhew
2020 No Bramblewood
Wichita, KS 67206
316-265-3311
Fax #316-681-4712

By: 
Signature of Submitter

VERIFICATION

STATE OF KANSAS)
)
COUNTY OF SEDGWICK) ss:

Evan C. Mayhew, 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 2nd day of March, 2012.


Notary Public

My appointment expires: August 10, 2015

CERTIFICATE OF SERVICE

I hereby certify on this 2ND day of MARCH, 2012, 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 the original and seven (7) copies were delivered to the Kansas Corporation Commission.


Name of Signed

EXHIBIT A

Unleased Mineral Owner

Walter Helmke Revocable Trust #1
318 No. New
Pratt, KS 67124

ARDC, Inc.
108 West 34th Street
Hays, KS 67601

Kurt D. Preisser
111 E. Sante Fe
Cunningham, KS 67035

Henry Helmke
P O Box 1093
Liberal, KS 67905

Edwin & Virginia McGuire
20018 NE 20th Street
Pratt, KS 67124

