

**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 Berexco)	Docket No. 17-CONS- <u>3527</u> -CEXC
LLC for a third exception to the 10-year)	
time limitation of K.A.R. 82-3-111 for the)	
Dennis Unit #1 WSW well located in the SE)	CONSERVATION DIVISION
NE NW of Sec. 3, T29S, R33W, Haskell)	
County, KS)	
_____)	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, 2017.
3. Operator is the owner and operator of the Dennis Unit #1 WSW well, API #15-081-20731-00-00 (formerly McClain #1-3) which is located in the Southeast Quarter of the Northeast Quarter of the Northwest Quarter of Section 3, Township 29 South, Range 33 West Haskell County, Kansas (“the subject well”). The subject well comprises the following lands:

Dennis Unit: Southeast Quarter Section 34 and Southwest Quarter Section 35, Township 28 South, Range 33 West; Northwest Quarter and North Half Southwest Quarter Section 2 and East Half and East Half Northwest Quarter Section 3,

Township 29 South Range 33 West, Haskell County, KS, containing 960 acres, more or less (“unit premises”).

4. Pursuant to K.A.R. 82-3-111, Operator obtained temporary abandonment status for the subject well on October 1, 1993. The subject well has maintained such status from that date 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 Sept. 13, 2010.

6. On or about September 24th, 2013 the Kansas Corporation Commission notified Operator that the 3 year exception to K.A.R. 82-3-11 was expiring November 17th, 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. 82-3-11 was expiring 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 9, 2017, which was witnessed by a member of the Kansas Corporation Commission staff.

9. Operator is keeping the subject wellbore for use as a back-up water supply well or disposal well for a secondary recovery project on the Dennis Waterflood Unit. Cost to complete this well as a water supply well is estimated at \$100,000, while estimated cost to convert to disposal is \$50,000.

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

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 (provided that such mineral interest is not covered by any oil and gas lease).

13. 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 well may be temporarily abandoned pursuant to K.A.R. 82-3-111 so as to allow the subject well 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
Berexco LLC
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:

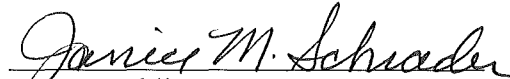
Brett Blazer, of lawful age, being first duly sworn, upon oath states:

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.

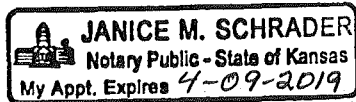


Signature of Submitter

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.

A handwritten signature in black ink, appearing to read "Brett Blazer", written over a horizontal line.

Brett Blazer

EXHIBIT A

Dennis Unit #1 WSW

Operators

Merit Energy Company LLC
13727 Noel Rd., Suite 1200
Dallas, TX 75240

Casillas Petroleum Company
348 Road DD
Satanta, KS 67870

BEREXCO LLC

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

RE: BEREXCO LLC - - Application for a third exception to the 10-year time limitation of K.A.R. 82-3-111 for the Dennis Unit #1 WSW well, located in Haskell County, Kansas.

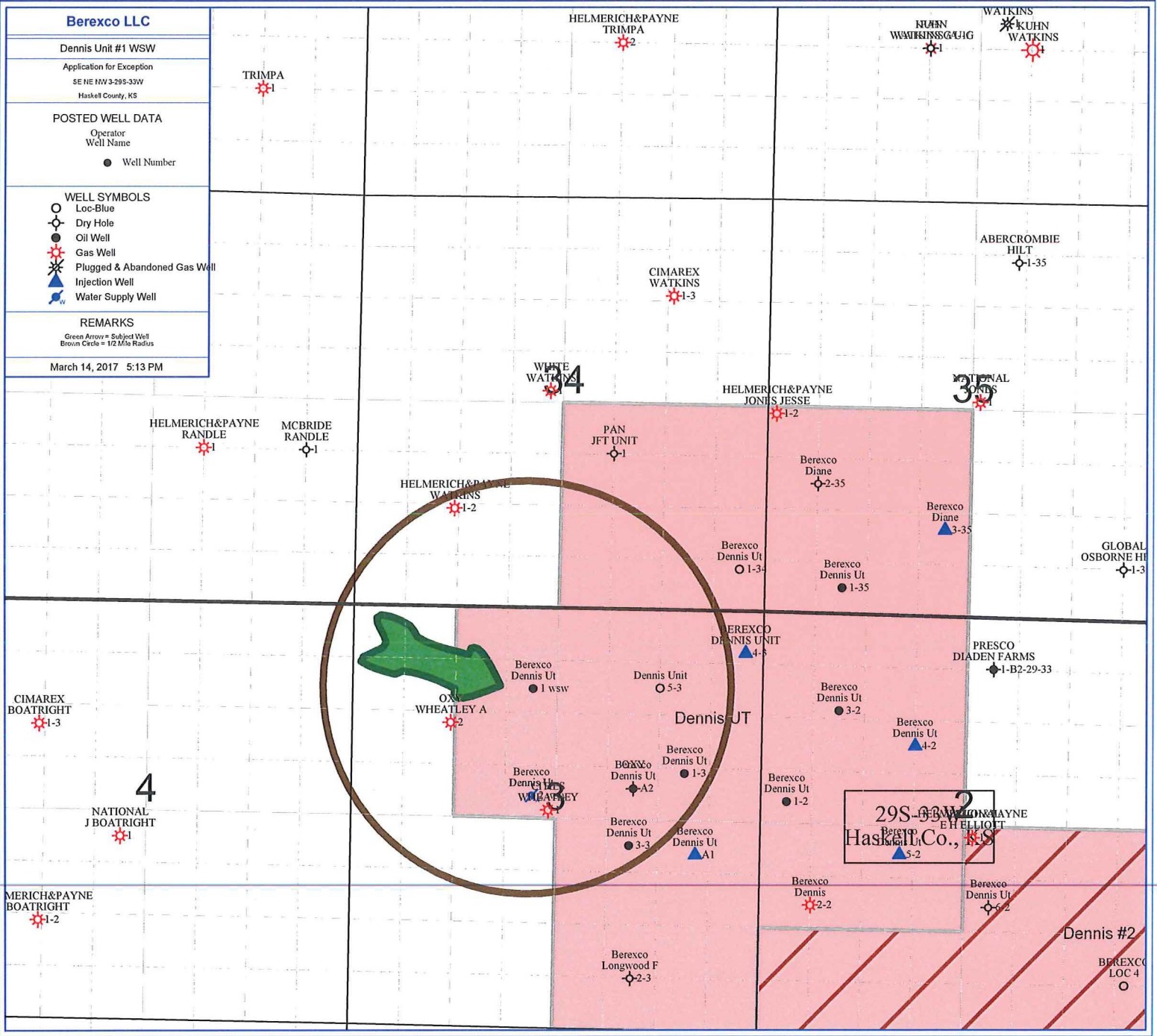
TO: All Oil & Gas Producers, Unleased Mineral Interest Owners, Landowners, and all persons whomever concerned.

You, and each of you, are hereby notified that Berexco LLC has filed an application for a third exception to the 10-year time limitation of K.A.R. 82-3-111 for the Dennis Unit #1 WSW, located in the SENENW of Section 3 in 29S-33W, Haskell 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



Proof of Publication

State of Kansas,
County of Haskell, ss:

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

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 HASKELL County, Kansas and is NOT a trade, religious or fraternal publication and has been printed and published in HASKELL County, Kansas.

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

1st Publication was made on the 8 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 \$ 5040
Affidavit, Notary's Fees \$ _____
Additional Copies _____ @ _____ \$ _____
Total Publication Fee \$ 5040

Dawn Wendel
(Signed)

Witness my hand this 8 day of March, 2017

SUBSCRIBED and SWORN to before me this 8

day of March, 2017

Kelly C. Anderson
(Notary Public)

My commission expires 2-7-2018

(Published in the Haskell County Monitor-Chief on Wednesday, March 8, 2017.)

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

RE: BEREXCO LLC
-- Application for a third exception to the 10-year time limitation of K.A.R. 82-3-111 for the Dennis Unit #1 WSW well, located in Haskell County, Kansas.

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

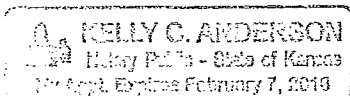
You, and each of you, are hereby notified that Berexco LLC has filed an application for a third exception to the 10-year time limitation of K.A.R. 82-3-111 for the Dennis Unit #1 WSW, located in the SENENW of Section 3 in 29S-33W, Haskell County, Kansas.

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





LEGAL PROOF OF PUBLICATION

Account #	Ad Number	Identification	PO	Amount	Cols	Lines
455429	0002967553	Published in the Wichita Eagle March 10, 2017 (2)		\$159.60	1	44

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: 03/10/2017

Ending issue of: 03/10/2017

STATE OF KANSAS)

.SS

County of Sedgwick)

LEGAL PUBLICATION

Published in the Wichita Eagle
March 10, 2017 (267553)

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

RE: BEREXCO LLC - Application for a third exception to the 10-year time limitation of K.A.R. 82-3-111 for the Dennis Unit #1 WSW well, located in Haskell County, Kansas.
TO: All Oil & Gas Producers, Unleased Mineral Interest Owners, Landowners, and all persons whomsoever concerned. You, and each of you, are hereby notified that Berexco LLC has filed an application for a third exception to the 10-year time limitation of K.A.R. 82-3-111 for the Dennis Unit #1 WSW, located in the SENENW of Section 3 in 29S-33W, Haskell 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

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

Notary Public Sedgwick County, Kansas

