

KANSAS CORPORATION COMMISSION  
OIL & GAS CONSERVATION DIVISION

TEMPORARY ABANDONMENT WELL APPLICATION

All blanks must be complete

OPERATOR: License# \_\_\_\_\_  
Name: \_\_\_\_\_  
Address 1: \_\_\_\_\_  
Address 2: \_\_\_\_\_  
City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_ + \_\_\_\_\_  
Contact Person: \_\_\_\_\_  
Phone: ( \_\_\_\_\_ ) \_\_\_\_\_  
Contact Person Email: \_\_\_\_\_  
Field Contact Person: \_\_\_\_\_  
Field Contact Person Phone: ( \_\_\_\_\_ ) \_\_\_\_\_

API No. 15- \_\_\_\_\_  
Spot Description: \_\_\_\_\_  
\_\_\_\_ - \_\_\_\_ - \_\_\_\_ - \_\_\_\_ Sec. \_\_\_\_\_ Twp. \_\_\_\_\_ S. R. \_\_\_\_\_  E  W  
\_\_\_\_\_ feet from  N /  S Line of Section  
\_\_\_\_\_ feet from  E /  W Line of Section  
GPS Location: Lat: \_\_\_\_\_, Long: \_\_\_\_\_  
(e.g. xx.xxxxx) (e.g. -xxx.xxxxx)  
Datum:  NAD27  NAD83  WGS84  
County: \_\_\_\_\_ Elevation: \_\_\_\_\_  GL  KB  
Lease Name: \_\_\_\_\_ Well #: \_\_\_\_\_  
Well Type: (check one)  Oil  Gas  OG  WSW  Other: \_\_\_\_\_  
 SWD Permit #: \_\_\_\_\_  ENHR Permit #: \_\_\_\_\_  
 Gas Storage Permit #: \_\_\_\_\_  
Spud Date: \_\_\_\_\_ Date Shut-In: \_\_\_\_\_

	Conductor	Surface	Production	Intermediate	Liner	Tubing
Size						
Setting Depth						
Amount of Cement						
Top of Cement						
Bottom of Cement						

Casing Fluid Level from Surface: \_\_\_\_\_ How Determined? \_\_\_\_\_ Date: \_\_\_\_\_  
Casing Squeeze(s): \_\_\_\_\_ to \_\_\_\_\_ w / \_\_\_\_\_ sacks of cement, \_\_\_\_\_ to \_\_\_\_\_ w / \_\_\_\_\_ sacks of cement. Date: \_\_\_\_\_  
(top) (bottom) (top) (bottom)  
Do you have a valid Oil & Gas Lease?  Yes  No  
Depth and Type:  Junk in Hole at \_\_\_\_\_ (depth)  Tools in Hole at \_\_\_\_\_ (depth) Casing Leaks:  Yes  No Depth of casing leak(s): \_\_\_\_\_  
Type Completion:  ALT. I  ALT. II Depth of:  DV Tool: \_\_\_\_\_ w / \_\_\_\_\_ sacks of cement  Port Collar: \_\_\_\_\_ w / \_\_\_\_\_ sack of cement  
(depth) (depth)  
Packer Type: \_\_\_\_\_ Size: \_\_\_\_\_ Inch Set at: \_\_\_\_\_ Feet  
Total Depth: \_\_\_\_\_ Plug Back Depth: \_\_\_\_\_ Plug Back Method: \_\_\_\_\_

**Geological Data:**

Formation Name	Formation Top	Formation Base	Completion Information
1. _____	At: _____	to _____ Feet	Perforation Interval _____ to _____ Feet or Open Hole Interval _____ to _____ Feet
2. _____	At: _____	to _____ Feet	Perforation Interval _____ to _____ Feet or Open Hole Interval _____ to _____ Feet

UNDER PENALTY OF PERJURY I HEREBY ATTEST THAT THE INFORMATION CONTAINED HEREIN IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE

Submitted Electronically

<b>Do NOT Write in This Space - KCC USE ONLY</b>	Date Tested: _____	Results: _____	Date Plugged: _____	Date Repaired: _____	Date Put Back in Service: _____
	Review Completed by: _____ Comments: _____				
TA Approved: <input type="checkbox"/> Yes <input type="checkbox"/> Denied Date: _____					

Mail to the Appropriate KCC Conservation Office:

	KCC District Office #1 - 210 E. Frontview, Suite A, Dodge City, KS 67801	Phone 620.682.7933
	KCC District Office #2 - 3450 N. Rock Road, Building 600, Suite 601, Wichita, KS 67226	Phone 316.337.7400
	KCC District Office #3 - 137 E. 21st St., Chanute, KS 66720	Phone 620.902.6450
	KCC District Office #4 - 2301 E. 13th Street, Hays, KS 67601-2651	Phone 785.261.6250

**KANSAS CORPORATION COMMISSION  
OIL & GAS CONSERVATION DIVISION  
CASING MECHANICAL INTEGRITY TEST**

Form U-7  
August 2019

Disposal:  Enhanced Recovery:  KCC District No.: 2  
 Operator License No.: 34318 Name: BEREXCO LLC  
 Address 1: 2020 N. BRAMBLEWOOD  
 Address 2: \_\_\_\_\_  
 City: WICHITA State: KS Zip: 67206 + 1094  
 Contact Person: Dennis Kirmer Phone: (316) 265-3311

API No.: 15-159-02878-00-01 Permit No.: E10559.1  
 Sec. 36 Twp. 20 S. R. 9  East  West  
2985 Feet from  North /  South Line of Section  
4375 Feet from  East /  West Line of Section  
 Lease: TOBIAS SIMPSON Well No.: 8  
 County: Rice

Well Construction Details:  New well  Existing well with changes to construction  Existing well with no changes to construction  
 Maximum Authorized Injection Pressure: 1000 psi Maximum Injection Rate: 2000 bbl/d

	Conductor	Surface	Intermediate	Production	Liner	Tubing
Size:	Na	8.625	Na	5.5	Na	Na
Set at:		203		3404		
Sacks of Cement:		175		100		
Cement Top:		0		2900		
Cement Bottom:		203		3404		

Packer Type: Lokset Set at: 3312  
 DV Tool  Port Collar Depth of: \_\_\_\_\_ feet with \_\_\_\_\_ sacks of cement TD (and plug back): 3405 (3371) feet depth  
 Zone of Injection Formation: SIMPSON Top Feet: 3338 Bottom Feet: 3356 Perf. or Open Hole: Perf

Is there a Chemical Sealant or a Mechanical Casing patch in the annular space?  Yes  No

If Dual Completion - Injection is:  Above Production  Below Production

**FIELD DATA**

GPS Location: Datum:  NAD27  NAD83  WGS84 Lat: 38.26891 Long: -098.27232 Date Acquired: 11/13/2020  
 MIT Type: Tubing and Packer (or Initial Pressure) Test MIT Reason: 2-YEAR TEST

Time in Minute(s):	0	15	30			
Pressures: Set up 1	<u>300</u>	<u>300</u>	<u>300</u>			
Set up 2						
Set up 3						

Tested:  Casing  or Casing - Tubing Annulus System Pressure during test: \_\_\_\_\_ Bbls. to load annulus: \_\_\_\_\_  
 Test Date: 11/13/2020 Using: Shanes Tank Company's Equipment

The zone tested for this well is between 0 feet and 3312 feet.

The test results were verified by operator's representative:  
 Name: Dennis Kirmer Title: Foreman Phone: (316) 772-6449

<p><b>KCC Office Use Only</b></p> <p>The results were:</p> <p><input checked="" type="checkbox"/> Satisfactory</p> <p><input type="checkbox"/> Not Satisfactory</p> <p>Next MIT: <u>11/13/2022</u></p>	State Agent: <u>Virgil Clothier</u> Title: <u>E.C.R.S.</u> Witness: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
	Remarks: _____
	_____

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

Before Commissioners:            Andrew J. French, Chairperson  
   Dwight D. Keen  
   Susan K. Duffy

In the matter of the application of Berexco ) Docket No. 21-CONS-3176-CEXC  
LLC for an exception to the 10-year time )  
limitation of K.A.R. 82-3-111 for its Tobias ) CONSERVATION DIVISION  
Simpson #8 well located in the SE SW NW )  
of Sec 36, T20S, R9W Rice County, Kansas. ) License No. 34318

**ORDER GRANTING APPLICATION**

The Commission rules as follows:

**I. JURISDICTION**

1. The Commission has the exclusive jurisdiction and authority to regulate oil and gas activities in Kansas.<sup>1</sup>

2. A well shall not be eligible for temporary abandonment (TA) status if the well has been shut in for 10 years or more without an application for an exception pursuant to K.A.R. 82-3-100 and approval by the Commission.<sup>2</sup> An exception may be granted by the Commission, after considering whether the exception will prevent waste, protect correlative rights, and prevent pollution. Each party requesting an exception shall file an application with the conservation division.<sup>3</sup>

**II. FINDINGS OF FACT**

3. Berexco LLC (Operator) conducts oil and gas activities in Kansas under active license number 34318.

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<sup>1</sup> K.S.A. 74-623.

<sup>2</sup> K.A.R. 82-3-111(b).

<sup>3</sup> K.A.R. 82-3-100(b).

4. On February 17, 2021, Operator filed an application requesting an exception to the 10-year limit on TA status for the Tobias Simpson #8 well (Subject Well), API #15-159-02878.

5. Operator has verified that notice was properly served and published at least 15 days before the issuance of this Order, as required under K.A.R. 82-3-135a.

6. No protest was filed under K.A.R. 82-3-135b.

7. On November 13, 2020, Operator successfully tested the Subject Well for mechanical integrity, indicating there is not a present threat to fresh and usable water.

8. The Commission finds the reasons articulated in the application and the results of the mechanical integrity test sufficient to support the administrative grant of the application.

### **III. CONCLUSIONS OF LAW**

9. The Commission concludes that it has jurisdiction over Operator and this matter.

10. The Commission concludes that Operator's application was filed in accordance with the rules and regulations of the Commission and in accordance with Kansas statutes.

11. The Commission concludes that notice was properly served and published.

12. Based on the above facts, the Commission concludes that the application should be granted to prevent waste and protect correlative rights, because Operator has demonstrated a potential future use for the Subject Well, and there is not a present threat to fresh and usable water.

**THEREFORE, THE COMMISSION ORDERS:**

A. Operator's application for an exception to the 10-year limit on TA status for the Subject Well is granted for three years, calculated from the date the application was filed.

B. Operator must file an annual TA form for the Subject Well. The first TA form shall be filed within 30 days.

C. Any party may file and serve a petition for reconsideration pursuant to the requirements and time limits established by K.S.A. 77-529(a)(1).<sup>4</sup>

**BY THE COMMISSION IT IS SO ORDERED.**

French, Chairperson; Keen, Commissioner; Duffy, Commissioner

Date: 07/08/2021

*Lynn M. Retz*

\_\_\_\_\_  
Lynn M. Retz  
Executive Director

Date Mailed: 07/08/2021

KAM

<sup>4</sup> K.S.A. 55-162; K.S.A. 55-606; K.S.A. 55-707; K.S.A. 77-503(c); K.S.A. 77-531(b).

**CERTIFICATE OF SERVICE**

21-CONS-3176-CEXC

I, the undersigned, certify that a true copy of the attached Order has been served to the following by means of first class mail and electronic service on 07/08/2021.

JONATHAN HAYWARD  
BEREXCO LLC  
2020 N. BRAMBLEWOOD  
WICHITA, KS 67206-1094  
haywardj@berexco.com

DONALD KLOCK  
KANSAS CORPORATION COMMISSION  
DISTRICT OFFICE NO. 2  
3450 N. ROCK RD BLDG 600 STE 601  
WICHITA, KS 67226  
Fax: 785-271-3354  
j.klock@kcc.ks.gov

KELCEY MARSH, LITIGATION COUNSEL  
KANSAS CORPORATION COMMISSION  
CENTRAL OFFICE  
266 N. MAIN ST, STE 220  
WICHITA, KS 67202-1513  
Fax: 785-271-3354  
k.marsh@kcc.ks.gov

Emma Richmond  
BEREXCO LLC  
2020 N. BRAMBLEWOOD  
WICHITA, KS 67206-1094  
ecrichmond@berexco.com

/S/ DeeAnn Shupe  
DeeAnn Shupe

Conservation Division  
District Office No. 2  
3450 N. Rock Road  
Building 600, Suite 601  
Wichita, KS 67226



Phone: 316-337-7400  
Fax: 316-630-4005  
<http://kcc.ks.gov/>

Andrew J. French, Chairperson  
Dwight D. Keen, Commissioner  
Susan K. Duffy, Commissioner

Laura Kelly, Governor

July 08, 2021

BRUCE MEYER  
BEREXCO LLC  
2020 N. BRAMBLEWOOD  
WICHITA, KS 67206

Re: Temporary Abandonment  
API 15-159-02878-00-01  
TOBIAS SIMPSON 8  
NW/4 Sec.36-20S-09W  
Rice County, Kansas

Dear BRUCE MEYER:

Your temporary abandonment (TA) application for the well listed above has been approved. In accordance with K.A.R. 82-3-111 the TA status of this well will expire 02/17/2022.

Your exception application expires on 02/17/2024.

- \* If you return this well to service or plug it, please notify the District Office.
- \* If you sell this well you are required to file a Transfer of Operator form, T-1.
- \* If the well will remain temporarily abandoned, you must submit a new TA application, CP-111, before 02/17/2022.

You may contact me at the number above if you have questions.

Very truly yours,

Jeff Klock, District Supervisor