



1044456

For KCC Use ONLY

API # 15 - _____

IN ALL CASES PLOT THE INTENDED WELL ON THE PLAT BELOW

In all cases, please fully complete this side of the form. Include items 1 through 5 at the bottom of this page.

Operator: _____

Lease: _____

Well Number: _____

Field: _____

Number of Acres attributable to well: _____

QTR/QTR/QTR/QTR of acreage: _____ - _____ - _____ - _____

Location of Well: County: _____

_____ feet from N / S Line of Section

_____ feet from E / W Line of Section

Sec. _____ Twp. _____ S. R. _____ E W

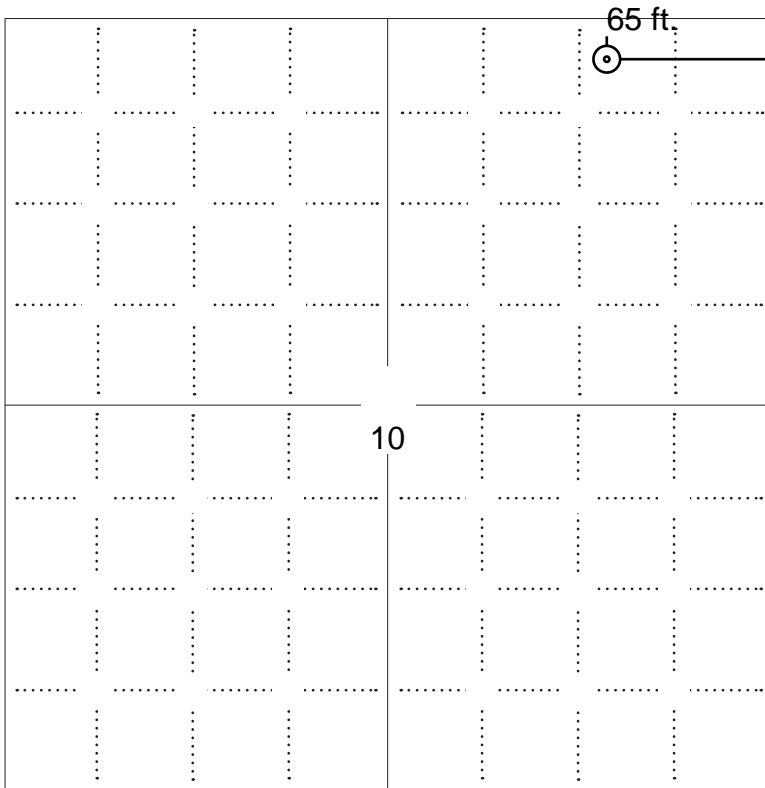
Is Section: Regular or Irregular

If Section is Irregular, locate well from nearest corner boundary.

Section corner used: NE NW SE SW

PLAT

Show location of the well. Show footage to the nearest lease or unit boundary line. Show the predicted locations of lease roads, tank batteries, pipelines and electrical lines, as required by the Kansas Surface Owner Notice Act (House Bill 2032). You may attach a separate plat if desired.



LEGEND

- Well Location
- Tank Battery Location
- Pipeline Location
- Electric Line Location
- Lease Road Location



NOTE: In all cases locate the spot of the proposed drilling locaton.

In plotting the proposed location of the well, you must show:

- The manner in which you are using the depicted plat by identifying section lines, i.e. 1 section, 1 section with 8 surrounding sections, 4 sections, etc.
- The distance of the proposed drilling location from the south / north and east / west outside section lines.
- The distance to the nearest lease or unit boundary line (in footage).
- If proposed location is located within a prorated or spaced field a certificate of acreage attribution plat must be attached: (C0-7 for oil wells; CG-8 for gas wells).
- The predicted locations of lease roads, tank batteries, pipelines, and electrical lines.



KANSAS CORPORATION COMMISSION 1044456
OIL & GAS CONSERVATION DIVISION

Form CDP-1
May 2010
Form must be Typed

APPLICATION FOR SURFACE PIT

Submit in Duplicate

Operator Name: _____		License Number: _____	
Operator Address: _____			
Contact Person: _____		Phone Number: _____	
Lease Name & Well No.: _____		Pit Location (QQQQ): _____-_____-_____-_____	
Type of Pit: <input type="checkbox"/> Emergency Pit <input type="checkbox"/> Burn Pit <input type="checkbox"/> Settling Pit <input type="checkbox"/> Drilling Pit <input type="checkbox"/> Workover Pit <input type="checkbox"/> Haul-Off Pit <i>(If WP Supply API No. or Year Drilled)</i>		Pit is: <input type="checkbox"/> Proposed <input type="checkbox"/> Existing If Existing, date constructed: _____ Pit capacity: _____ (bbls)	
Is the pit located in a Sensitive Ground Water Area? <input type="checkbox"/> Yes <input type="checkbox"/> No		Chloride concentration: _____ mg/l <i>(For Emergency Pits and Settling Pits only)</i>	
Is the bottom below ground level? <input type="checkbox"/> Yes <input type="checkbox"/> No		Artificial Liner? <input type="checkbox"/> Yes <input type="checkbox"/> No	
How is the pit lined if a plastic liner is not used?			
Pit dimensions (all but working pits): _____ Length (feet) _____ Width (feet) <input type="checkbox"/> N/A: Steel Pits Depth from ground level to deepest point: _____ (feet) <input type="checkbox"/> No Pit			
If the pit is lined give a brief description of the liner material, thickness and installation procedure.		Describe procedures for periodic maintenance and determining liner integrity, including any special monitoring.	
Distance to nearest water well within one-mile of pit: _____ feet Depth of water well _____ feet		Depth to shallowest fresh water _____ feet. Source of information: <input type="checkbox"/> measured <input type="checkbox"/> well owner <input type="checkbox"/> electric log <input type="checkbox"/> KDWR	
Emergency, Settling and Burn Pits ONLY: Producing Formation: _____ Number of producing wells on lease: _____ Barrels of fluid produced daily: _____ Does the slope from the tank battery allow all spilled fluids to flow into the pit? <input type="checkbox"/> Yes <input type="checkbox"/> No		Drilling, Workover and Haul-Off Pits ONLY: Type of material utilized in drilling/workover: _____ Number of working pits to be utilized: _____ Abandonment procedure: _____ _____ Drill pits must be closed within 365 days of spud date.	
<p>Submitted Electronically</p>			

KCC OFFICE USE ONLY

Liner Steel Pit RFAC RFAS

Date Received: _____ Permit Number: _____ Permit Date: _____ Lease Inspection: Yes No



CERTIFICATION OF COMPLIANCE WITH THE KANSAS SURFACE OWNER NOTIFICATION ACT

This form must be submitted with all Forms C-1 (Notice of Intent to Drill); CB-1 (Cathodic Protection Borehole Intent); T-1 (Request for Change of Operator Transfer of Injection or Surface Pit Permit); and CP-1 (Well Plugging Application). Any such form submitted without an accompanying Form KSONA-1 will be returned.

Select the corresponding form being filed: C-1 (Intent) CB-1 (Cathodic Protection Borehole Intent) T-1 (Transfer) CP-1 (Plugging Application)

OPERATOR: License # _____
Name: _____
Address 1: _____
Address 2: _____
City: _____ State: _____ Zip: _____ + _____
Contact Person: _____
Phone: (_____) _____ Fax: (_____) _____
Email Address: _____

Well Location: _____
_____ - _____ - _____ Sec. _____ Twp. _____ S. R. _____ East West
County: _____
Lease Name: _____ Well #: _____

If filing a Form T-1 for multiple wells on a lease, enter the legal description of the lease below:

Surface Owner Information:

Name: _____
Address 1: _____
Address 2: _____
City: _____ State: _____ Zip: _____ + _____

When filing a Form T-1 involving multiple surface owners, attach an additional sheet listing all of the information to the left for each surface owner. Surface owner information can be found in the records of the register of deeds for the county, and in the real estate property tax records of the county treasurer.

If this form is being submitted with a Form C-1 (Intent) or CB-1 (Cathodic Protection Borehole Intent), you must supply the surface owners and the KCC with a plat showing the predicted locations of lease roads, tank batteries, pipelines, and electrical lines. The locations shown on the plat are preliminary non-binding estimates. The locations may be entered on the Form C-1 plat, Form CB-1 plat, or a separate plat may be submitted.

Select one of the following:

- I certify that, pursuant to the Kansas Surface Owner Notice Act (House Bill 2032), I have provided the following to the surface owner(s) of the land upon which the subject well is or will be located: 1) a copy of the Form C-1, Form CB-1, Form T-1, or Form CP-1 that I am filing in connection with this form; 2) if the form being filed is a Form C-1 or Form CB-1, the plat(s) required by this form; and 3) my operator name, address, phone number, fax, and email address.
- I have not provided this information to the surface owner(s). I acknowledge that, because I have not provided this information, the KCC will be required to send this information to the surface owner(s). To mitigate the additional cost of the KCC performing this task, I acknowledge that I am being charged a \$30.00 handling fee, payable to the KCC, which is enclosed with this form.

If choosing the second option, submit payment of the \$30.00 handling fee with this form. If the fee is not received with this form, the KSONA-1 form and the associated Form C-1, Form CB-1, Form T-1, or Form CP-1 will be returned.

I Submitted Electronically

DECLARATION OF POOLED UNIT

State: KANSAS
County: ELLIS
Operator: BEREXCO LLC
Effective Date: September 1, 2010

Operator, named above, pursuant to the authority granted by the terms of the oil and gas leases (the "Leases") described in Exhibit "A," pools and combines the following lands (the "Lands"), in the county and state named above, that are subject to the Leases, and designates the Lands as a Pooled Unit (the "Unit") for the purposes of drilling for and producing oil and/or gas:

Township 11 South, Range 19 West

A tract of land described as follows:
commencing at the NE corner of Section 10;
thence south 65°;
thence west 810' to the true point of beginning;;
thence north 395' to a point in the S½SW¼SE¼SE¼ of Section 3;
thence west 660';
thence south 660';
thence east 660';
thence north 265' to the point of beginning,
containing 10 acres, more or less.

The Unit created by this Declaration shall be known as the Armbrister No. 1 Unit. For the purpose of this Declaration and the designation of the Armbrister No. 1 Unit, reference is made to the Leases described in Exhibit "A" to this Declaration, insofar as the Leases cover the Lands included in the Unit. Exhibit "A" is made a part of this Declaration for all purposes.

Each of the Leases contain provisions or have been amended to include provisions authorizing the original Lessee and Lessee's successors or assigns to pool, combine, or unitize the Lands covered by each of the Leases with other lands and leases for the purpose of creating a unit for the production of oil or gas. This Declaration is executed by Operator and is filed of record in the county where the Lands are located for the purpose of exercising the pooling authority granted to the Lessee in the Leases, and giving notice of the Lands included in the Unit hereby established.

This Declaration shall be, and the Unit created, effective as of the Effective Date stated above and shall be in effect for one-hundred eighty (180) days from the Effective Date and as long thereafter as oil and/or gas is produced from a well or wells located on the Lands within the Armbrister No. 1 Unit or actual drilling or reworking operations are being conducted on the Lands within the Armbrister No. 1 Unit, with no cessation greater than the time periods provided for in the Leases, or for so long as the Leases otherwise remain in effect as to the Lands included in the Armbrister No. 1 Unit.

Executed this 13th day of September, 2010, but is effective for all purposes as of the Effective Date stated above.

BEREXCO LLC


STATE OF KANSAS \$
 \$ ss
COUNTY OF SEDGWICK \$

This instrument was acknowledged to me on September 13th, 2010, by Charles B. Spradlin, Jr., Vice President of BEREXCO LLC..



Anne Bowman
Notary Public in and for the State of KANSAS
Printed Name: Anne Bowman
Commission expires: 6/2/11

Exhibit "A": Description of Oil and Gas Leases

Lessor:	Arthur R. Armbrister, a single man
Lessee:	Apollo Operating, LLC
Lease Date:	May 9, 2008
Recorded:	Book 696, Page 656
Legal:	<u>Township 11 South, Range 19 West</u> <u>Section 10: The Northeast Quarter (NE$\frac{1}{4}$)</u> Ellis County, Kansas
Lessor:	Timothy D. Keller and Aleta R. Keller, husband and wife
Lessee:	Apollo Operating, LLC
Lease Date:	August 5, 2010
Recorded:	Book 751, Page 792
Legal:	<u>Township 11 South, Range 19 West</u> <u>Section 3: The Southeast Quarter (SE$\frac{1}{4}$)</u> Ellis County, Kansas

16 September, 2010

**Additional Landowners in Armbrister Unit #1
Pooled Unit:**

E/2SE Sec. 3-11S-19W

Timothy D. Keller and Aleta B. Keller
38050 K Road
Ellis, KS 67637
(785) 726-4635

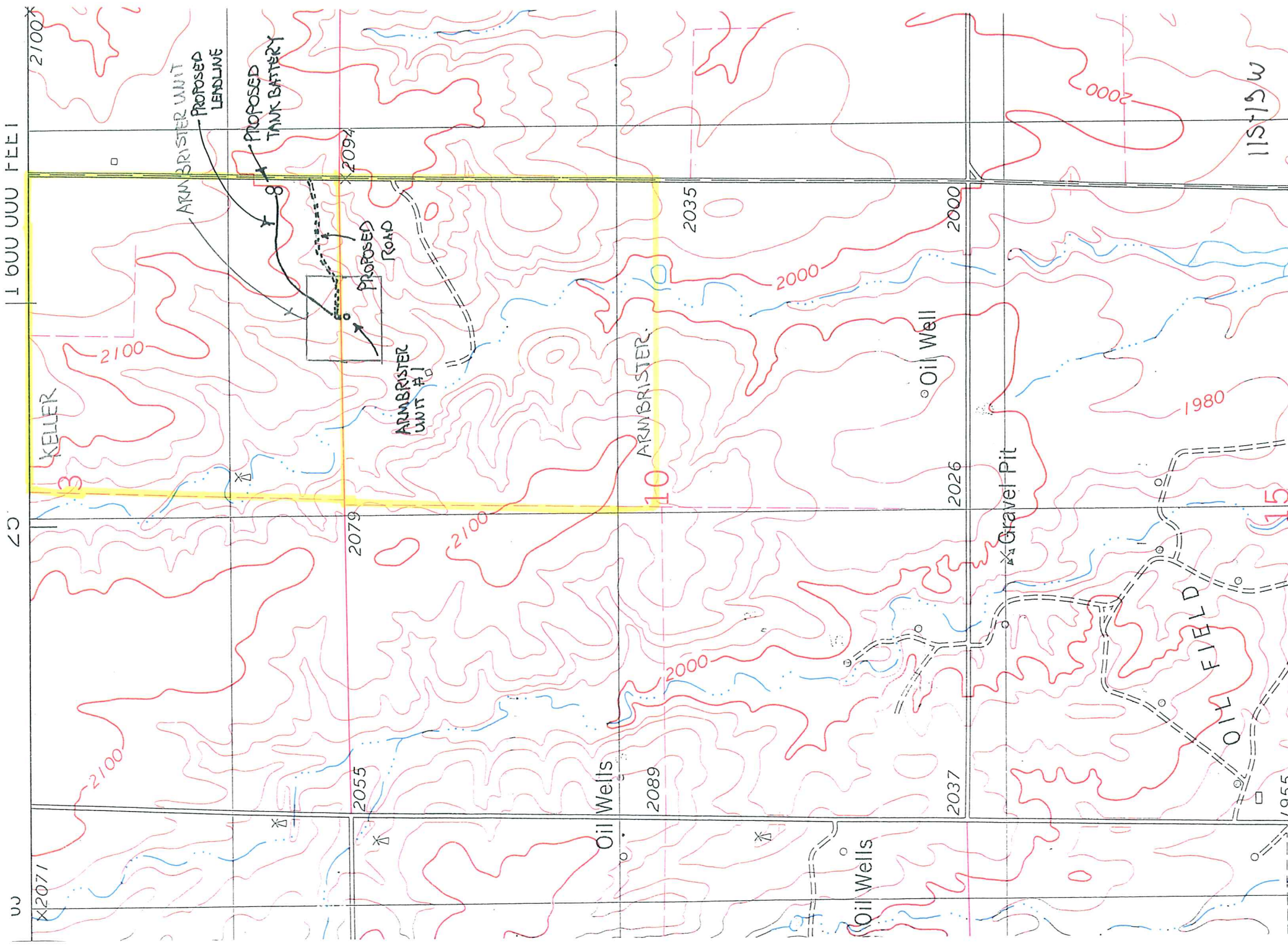
W/2SE/4 Sec. 3-11S-19W

Helen A. Keller (listed as Helen A. Davis on White Pages.com)
554 N. County Line Road
Zurich, KS 67663-7050
(785) 737-2801

The NE/4 Sec. 10-11S-19W is owned by Arthur Armbrister. Each of these surface owners will be notified with the required information, including map of proposed road, tank battery location and leadline (flowline) locations.

Richard Smith
Engineering Technician,
Berexco LLC





11515w

1600 UUU FEET

2071

2071

KELLER

ARM BRISTER UNIT
PROPOSED LANDING

PROPOSED TANK BATTERY

2094

2079

2055

ARM BRISTER UNIT #1

PROPOSED ROAD

ARM BRISTER

10

Oil Wells

2089

2000

2000

2035

Oil Well

2026

2037

Gravel Pit

OIL FIELD

1955

15

1980

2000