



1260971

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

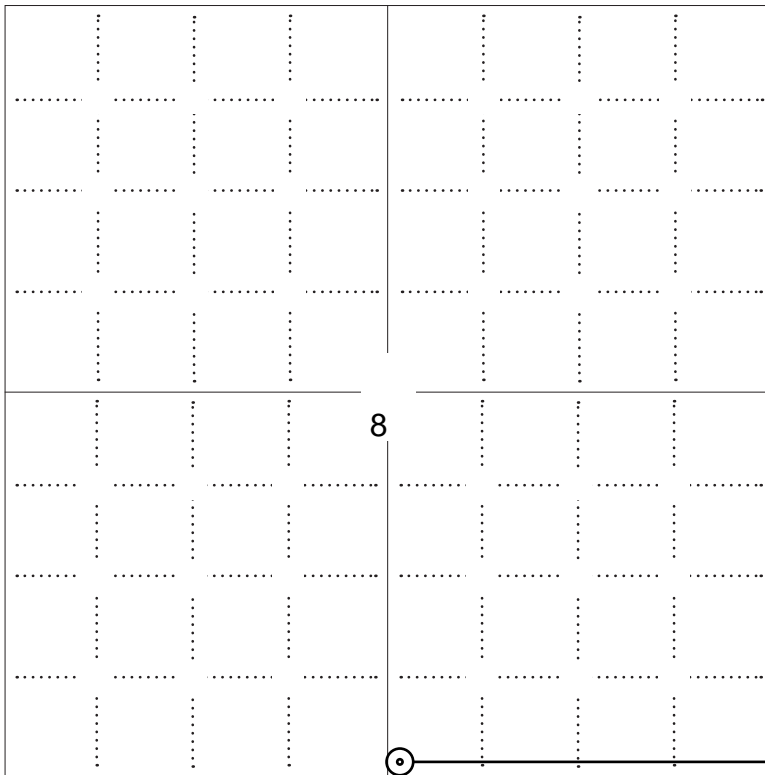
Is Section: Regular or Irregular

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

Section corner used: NE NW SE SW

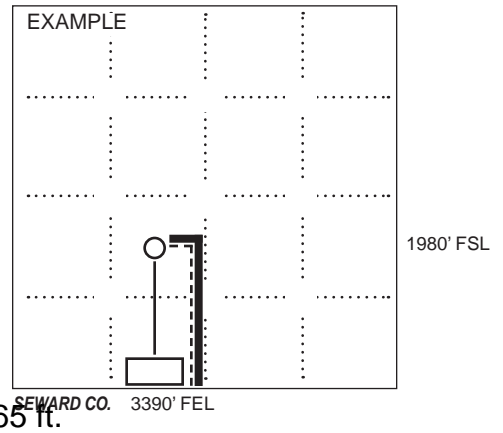
PLAT

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.

110 ft.

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

1. 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.
2. The distance of the proposed drilling location from the south / north and east / west outside section lines.
3. The distance to the nearest lease or unit boundary line (in footage).
4. 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).
5. The predicted locations of lease roads, tank batteries, pipelines, and electrical lines.



KANSAS CORPORATION COMMISSION 1260971
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 must provide the name and address of the surface owner by filling out the top section of this form and 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

I

VESS OIL CORPORATION
VARNER-PROHASKA LEASE
SE.1/4, SECTION 8, T28S, R4E
BUTLER COUNTY, KANSAS

Notes:

1. Set iron rod at location site.
2. All flagging Red & Yellow.
3. Overhead power available in Sec.8.
4. Kansas One Call System Inc. should be notified before excavation (1-800-344-7233).
5. CAUTION: Various pipelines in Sec.8.
6. Cattle in pasture at date of staking.
7. Contact landowner for best access.
8. Location fell under a E-W overhead electric line and 50' east of a N-S overhead electric line, set alternate 100' north per instructions.

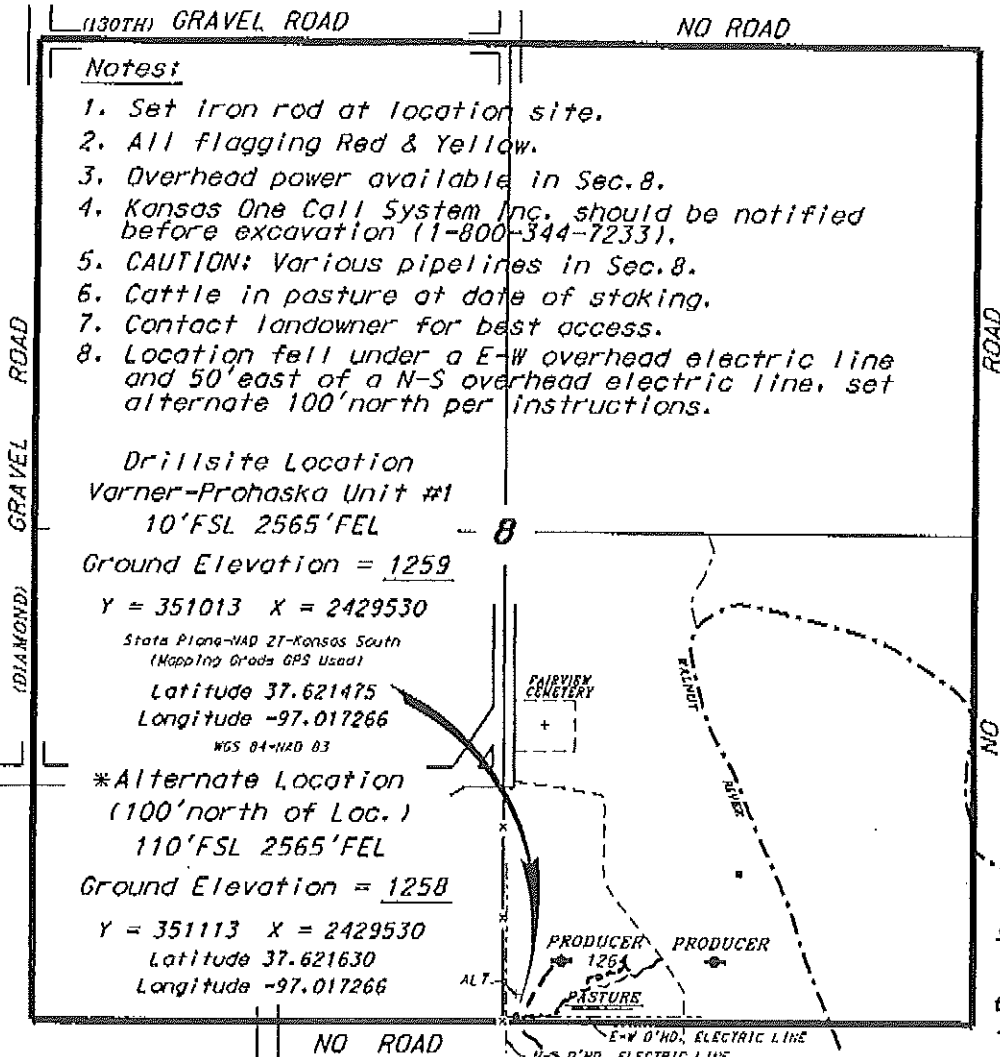
Drillsite Location
Varner-Prohaska Unit #1
10'FSL 2565'FEL
Ground Elevation = 1259

Y = 351013 X = 2429530

State Plane-NAD 27-Kansas South
(Mapping Grade GPS Used)
Latitude 37.621475
Longitude -97.017266
NAD 83-NAD 83

*Alternate Location
(100' north of Loc.)
110'FSL 2565'FEL
Ground Elevation = 1258

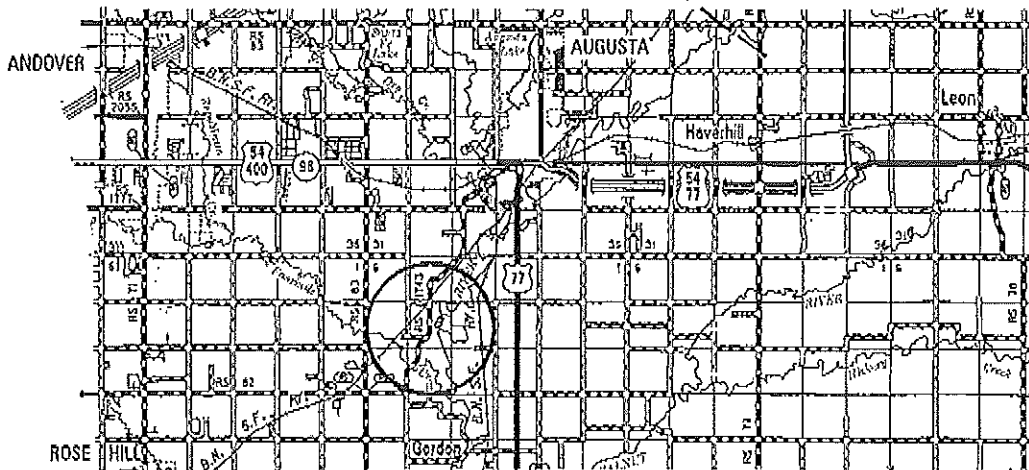
Y = 351113 X = 2429530
Latitude 37.621630
Longitude -97.017266



Electric line to well northeast
Existing road to Varner #2b to well from NE
Plow line 1/2 mile SE to new battery north of Varner #1 present one

SCALE 1" = 1000'

*Access and egress to location as shown on this plot is for usage only and may not be legally opened for public use. Contact landowner, tenant and county road department for access.



* Controlling data is based upon the best maps and photographs available to us and upon a regular section of land containing 640 acres.

* Approximate section lines were determined using the normal staking of corners of oilfield surveys conducted in the state of Kansas. The section corners, which establish the precise section lines, were not necessarily located, and the exact location of the section corners in the section is not guaranteed. Therefore, the operator accepting this service and accepting this plot and all other parties relying thereon agree to hold Central Kansas Oilfield Services, Inc., its officers and employees harmless from all losses, costs and expenses and said entities released from any liability from incidental or consequential damages.

* Elevations derived from National Geodetic Vertical Datum.

Date July 30, 2015

**DECLARATION OF POOLING & UNITIZATION
PURSUANT TO LEASE AUTHORITY**

KNOW ALL PERSONS BY THESE PRESENTS:

THAT, WHEREAS, Vess Oil Corporation is the operator of the following described oil and gas leases, to-wit:

Lease No. 1: Oil and Gas Lease dated January 31, 2011, by Daniel J. Prohaska Revocable Living Trust dated November 5, 2005, as Lessor and Noble Petroleum, Inc., as Lessee, said Lease being the lease described in that certain Memorandum of Oil and Gas Lease recorded in Book 2012, at Page 4035 in the Records of Butler County, Kansas, and covering the following described property, to-wit:

Township 28 South, Range 4 East

The South Half of the Southeast Quarter (S/2SE/4) lying East of the Railroad Right of Way in Section 7; the Southwest Quarter of the Southwest Quarter (SW/4SW/4) of Section 8; the Southeast Quarter of the Southwest Quarter (SE/4SW/4) except that part lying Northwest of the Township Road. In Section 8; the North Half of the Southeast Quarter (N/2SE/4) and the Northeast Quarter (NE/4) of Section 18; the South Half of the Southeast Quarter (S/2SE/4), except that part lying South and East of the Township Road in Section 18; and the North Half of the Northwest Quarter (N/2NW/4) of Section 17

Lease No. 2: Oil and Gas Lease dated November 12, 1913, by Edwin C. Varner and Ina Varner, his wife, as Lessor, in favor of Wichita Natural Gas Company, as Lessee, said Lease being recorded in Book Misc. K, at Page 175 of the Records of Butler County, Kansas, and covering the following described property, to-wit:

Township 28, Range 4 East

NE/4 Section 17 W of the Walnut River & N of Four Mile Creek & 1 acre, more or less, SE of said river in the SE/4NE/4 of Section 17 & a tract in the SE/4 of Section 8 described as: Beginning at the SW/C of the SE/4, thence N 70 rods-thence E to the Center of the said river-thence down river to the S line of Section 8-thence W to the Place of Beginning.

the operation of which are subject to certain Agreements authorizing Operator to prepare, execute and place of record certain documents on behalf of the Lessee working interest owners;

AND WHEREAS, the above described Lease No. 1 and Lease No. 2, as subsequently amended, provides that Lessee, at its option, is hereby given the right and power to pool or combine the acreage covered by the leases or any portion thereof, with other land, lease or leases in the immediate vicinity thereof, when, in Lessee's judgment, it is necessary or advisable to do so in order to properly develop and operate said lease premises so as to promote the conservation of oil, gas or other minerals in and under and that may be produced from said premises, such pooling to be of tracts contiguous to one another and to be into a unit or units not exceeding 40 acres each as to Lease No. 1 and not exceeding 10 acres each as to Lease No. 2, in the event of an oil well. Lessee shall execute in writing and record in the conveyance records of the county in which the land herein leased is situated an instrument identifying and describing the pooled acreage. The entire acreage so pooled into a unit or unit shall be treated for all purposes, except the payment of royalties on production from the pooled unit, as if it were included in this lease. If production is found on the pooled acreage, it shall be treated as if production is had from this lease whether the well or wells be located on the premises covered by this lease or not. In lieu of the royalties elsewhere herein specified Lessor shall receive on production from the unit so pooled only such portion of the royalty stipulated herein as the amount of his acreage placed in the unit bears to the total acreage so pooled in the particular unit involved.

AND WHEREAS, Vess Oil Corporation, as operator of the leases described herein and on behalf of the Lessee working interest owners, desires to exercise said right and power to pool and consolidate a portion of the lands covered by said oil and gas

leases and to give notice of its exercise of said right and power by the filing for record of a written designation of such unit with a description of the unit so created.

NOW, THEREFORE, in consideration of the premises and of the original considerations given for the granting of said oil and gas leases, Vess Oil Corporation and the Lessees do hereby pool and consolidate the oil leasehold estate under each of the above-described oil and gas leases so as to hereby form a single consolidated oil unit consisting of the following lands, described as follows:


Beginning at the Southeast Corner of Section 8, Township 28 South, Range 4 East, thence West along the South section line of said Section 8 for approximately 2,235 feet, thence North parallel to the East section line of said Section 8 for approximately 415 feet to the Place of Beginning.
Thence West from the Place of Beginning, parallel to the South section line of said Section 8 for approximately 660 feet, thence South parallel to the East section line of said Section 8 for approximately 660 feet,
Thence East parallel to the South section line of said Section 8 for approximately 660 feet,
Thence North parallel to the East section line of said Section 8 for approximately 660 feet to the Place of Beginning, forming a square of approximately 10 acres with the Varner-Prohaska #1 Well at its center.

From and after the execution and recording of this instrument, such unit shall be effective and the drilling for or production of oil or gas therefrom shall perpetuate each of the above-described oil and gas leases for so long as production continues on the above-described unit area. Royalties on oil produced from said unit shall be payable to the several mineral owners in proportion to their respective mineral ownership under said unit and as provided for by said oil and gas leases.

The provisions hereof shall be deemed to be covenants running with the lands and leaseholds covered by this instrument and shall be available to and binding upon the respective successors in interest of lease owners and royalty owners under said unit.

EXECUTED this 28th day of August 2015.

VESS OIL CORPORATION

By: 
Brian T. Gaudreau
Vice President, Land

MV PARTNERS, LLC
By: MV Energy LLC, General Partner
By: Vess Acquisition Group, LLC
Member MV Energy, LLC

VAP VI, LLC
By: _____
J. Michael Vess
Designated Representative

By: _____
J. M. Vess
Managing Member

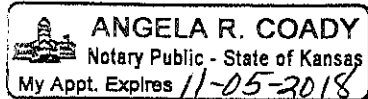
“ACKNOWLEDGEMENT”

STATE OF KANSAS)
)SS:
COUNTY OF SEDGWICK)

Before me, Angela R. Coady, a Notary Public, within and for said county and state, on this day personally appeared Brian T. Gaudreau, Vice President, Land, of VESS OIL CORPORATION, a Kansas Corporation, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and consideration therein expressed, as the act of such company, and individual, and in the capacity therein stated.

GIVEN UNDER MY HAND AND SEAL OF OFFICE THIS 28th day of August 2015.

My Commission Expires: 11-05-2018



Angela R. Coady

Angela R. Coady, Notary Public

STATE OF KANSAS)
)SS:
COUNTY OF SEDGWICK)

Before me, Angela R. Coady, a Notary Public, within and for said county and state, on this day personally appeared J. M. Vess, the Managing Member of Vess Acquisition Group, LLC, a Member of MV Energy, LLC, the General Partner of MV Partners LLC, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and consideration therein expressed, as the act of such company, and individual, and in the capacity therein stated.

GIVEN UNDER MY HAND AND SEAL OF OFFICE THIS 28th day of August 2015.

My Commission Expires: 11-05-2018

Angela R. Coady, Notary Public

STATE OF KANSAS)
)SS:
COUNTY OF SEDGWICK)

Before me, Angela R. Coady, a Notary Public, within and for said county and state, on this day personally appeared J. Michael Vess, the Designated Representative of Vess Holding Corporation, the Manager of VAP VI LLC, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and consideration therein expressed, as the act of such company, and individual, and in the capacity therein stated.

GIVEN UNDER MY HAND AND SEAL OF OFFICE THIS 28th day of August 2015.

My Commission Expires: 11-05-2018

Angela R. Coady, Notary Public

Conservation Division
266 N. Main St., Ste. 220
Wichita, KS 67202-1513



Phone: 316-337-6200
Fax: 316-337-6211
<http://kcc.ks.gov/>

Shari Feist Albrecht, Chair
Jay Scott Emler, Commissioner
Pat Apple, Commissioner

Sam Brownback, Governor

October 09, 2015

Casey Coats
Vess Oil Corporation
1700 WATERFRONT PKWY BLDG 500
WICHITA, KS 67206-6619

Re: Drilling Pit Application
Varner-Prohaska 1
SE/4 Sec.08-28S-04E
Butler County, Kansas

Dear Casey Coats:

District staff has inspected the above referenced location and has determined that an unsealed condition will present a pollution threat to water resources.

District staff has recommended that the reserve pit be lined with bentonite or native clay, constructed **without slots**, the bottom shall be flat and reasonably level and the free fluids must be removed. The fluids are to be removed from the reserve pit after drilling operations have ceased.

If production casing is set all completion fluids shall be removed from the working pits daily. NO completion fluids or non-exempt wastes shall be placed in the reserve pit.

The fluids should be taken to an authorized disposal well. Please call the District Office at (316) 630-4000 when the fluids have been removed. Please file form CDP-5 (August 2008), Exploration and Production Waste Transfer, through KOLAR within 30 days of fluid removal.

A copy of this letter should be posted in the doghouse along with the approved Intent to Drill. If you have any questions or concerns please feel free to contact the District Office at (316) 630-4000.