

**KANSAS CORPORATION COMMISSION
OIL & GAS CONSERVATION DIVISION
CLOSURE OF SURFACE PIT**

Form CDP-4
April 2004
Form must be Typed

Operator Name: Birk Petroleum	License Number: 31280
Operator Address: 874 12th Rd SW	
Contact Person: Brian L. Birk	Phone Number: (620) 364 - 5875
Permit Number (API No. if applicable): 15-031-22362-0000	Lease Name & Well No.: Merritt II
Type of Pit: <input type="checkbox"/> Emergency Pit <input type="checkbox"/> Burn Pit <input type="checkbox"/> Settling Pit <input checked="" type="checkbox"/> Drilling Pit <input type="checkbox"/> Workover Pit <input type="checkbox"/> Haul-Off Pit	Pit Location (QQQQ): NW NE NE SW Sec. <u>7</u> Twp. <u>23</u> R. <u>15</u> <input checked="" type="checkbox"/> East <input type="checkbox"/> West <u>2465</u> Feet from <input type="checkbox"/> North / <input checked="" type="checkbox"/> South Line of Section <u>2025</u> Feet from <input type="checkbox"/> East / <input checked="" type="checkbox"/> West Line of Section <u>Coffey</u> County

Date of closure: 04/28/2008

Was an artificial liner used? Yes No

If no, how were the sides and bottom sealed to prevent downward migration of the pit contents?
Native mud/clay

Abandonment procedure of pit:
Backfill

RECEIVED
KANSAS CORPORATION COMMISSION
SEP 11 2008
CONSERVATION DIVISION
WICHITA, KS

The undersigned hereby certifies that he / she is _____ **Agent** _____ for **Birk Petroleum** (Co.), a duly authorized agent, that all information shown hereon is true and correct to the best of his /her knowledge and belief.

Signature of Applicant or Agent

Subscribed and sworn to me on this 1st day of JULY, 2008

Notary Public

LAURA C. BIRK
Notary Public - State of Kansas
My Appt. Expires 01/22/2012

My Commission Expires: January 22, 2012