

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

Form CDP-4
April 2004
Form must be Typed

| | |
|---|---|
| Operator Name: Custer Oil & Gas, LLC | License Number: 33874 |
| Operator Address: P. O. Box 628, Barnsdall, OK 74002 | |
| Contact Person: Norma Pinney | Phone Number: (918) 847 - 2531 |
| Permit Number (API No. if applicable): 15-125-31568-0000 | Lease Name & Well No.: Fobian 08-26 |
| 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): E2 - NW - NW - NE Sec. 12 Twp. 34S R. 13E <input checked="" type="checkbox"/> East <input type="checkbox"/> West 330 Feet from <input checked="" type="checkbox"/> North / <input type="checkbox"/> South Line of Section 2140 Feet from <input checked="" type="checkbox"/> East / <input type="checkbox"/> West Line of Section Montgomery County |

Date of closure: 6-1-08

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

**RECEIVED
JUL 09 2009
KCC WICHITA**

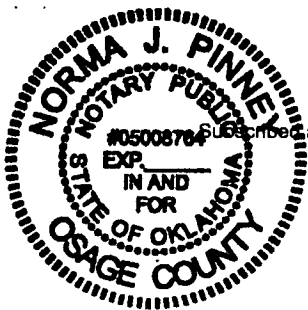
Abandonment procedure of pit:

Rick's Tank Truck hauled the water from the pit to the disposal well on the Sheet's Lease, NW NE 13-28N-13E, (35-147-08717) W. 600 Rd, Copan, OK Operator #159972. Pit was backfilled.

The undersigned hereby certifies that he / she is Paul Phillips for Custer Oil & Gas, LLC (Co.), a duly authorized agent, that all information shown hereon is true and correct to the best of his /her knowledge and belief.

Paul Phillips

Signature of Applicant or Agent



Subscribed and sworn to me on this 24th day of June, 2009

Norma J. Pinney

Notary Public

05008764

My Commission Expires: 9-19-09