



Kathleen Sebelius, Governor
Thomas E. Wright, Chairman
Michael C. Moffet, Commissioner
Joseph F. Harkins, Commissioner

McCoy Petroleum Corporation
8080 E CENTRAL STE 300
WICHITA KS 67206

February 4, 2008

Re: Exploration and Production Waste Transfer Form
DENNY "A" Lease Well No. 1-5
S2NW 5-5-34W
RAWLINS County, Kansas
API No. 15153208530000

RECEIVED
KANSAS CORPORATION COMMISSION

FEB 11 2008

CONSERVATION DIVISION
WICHITA, KS

Dear Sirs:

Kansas Corporation Commission records show that the above referenced well was spudded on 11/15/2007, and was located in a sensitive ground water area. When the C-1, Intent to Drill Form, was returned to you there was a letter explaining the method of pit construction and the need to file the CDP-5 (August 2004), Exploration and Production Waste Transfer Form. This letter also stated the necessity to haul fluids at various stages in the drilling process. A review of our records reveals that a completed CDP-5 form has not been returned to the Kansas Corporation Commission.

According to K.A.R. 82-3-602, "Within 30 days after the transfer of the waste, each operator shall file a form prescribed by the commission with the conservation division reporting any transfer of pit waste from the lease".

A separate CDP-5 form must be filled out for each location where surface pit waste was disposed of that originated at the referenced lease. **Conservation division forms are available through our office and on the KCC web site:** <http://kcc.ks.gov/conservation/forms/>. Please return completed CDP-5 form(s) to this office within 30 days of receipt of this letter. Your cooperation in complying with this regulation is appreciated.

If you have any questions or concerns, please call **Sammy Flaharty** at (316) 337-6227.

CDP-5 NOT REQUIRED. NOT IN SENSITIVE GROUND WATER AREA.

PIT ABANDONMENT PROCEDURES: EVAPORATION + BACKFILL.

Brent Reinhardt

CONSERVATION DIVISION
Finney State Office Building, 130 S. Market, Room 2078, Wichita, KS 67202-3802
(316) 337-6200 • Fax: (316) 337-6211 • <http://kcc.ks.gov/>

per Kathy, KCC, 2/8/08