

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

Form CDP-4  
April 2004  
Form must be Typed

Operator Name: <b>SAMUEL GARY JR &amp; ASSOCIATES, INC</b>	License Number: <b>3382</b>
Operator Address: <b>1515 WYNKOOP, SUITE 700 DENVER, CO 80202</b>	
Contact Person: <b>TOM FERTAL</b>	Phone Number: <b>(303) 831-4673</b>
Permit Number (API No. if applicable): <b>15-009-25183-0000</b>	Lease Name & Well No.: <b>KOESTER BROTHERS 1-10</b>
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):  _____ - <u>NW</u> - <u>SE</u> - <u>SE</u> Sec. <u>10</u> Twp. <u>17</u> R. <u>13</u> <input type="checkbox"/> East <input checked="" type="checkbox"/> West <u>1000</u> Feet from <input type="checkbox"/> North / <input checked="" type="checkbox"/> South Line of Section <u>1100</u> Feet from <input checked="" type="checkbox"/> East / <input type="checkbox"/> West Line of Section  <u>BARTON</u> County

Date of closure: 07/09/09

Was an artificial liner used?     Yes     No

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

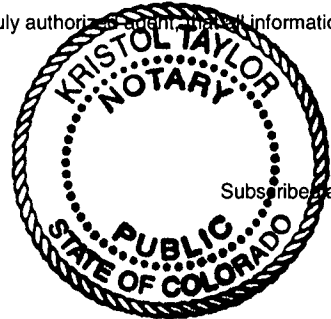
NATIVE CLAY

KANSAS CORPORATION COMMISSION  
**JUL 15 2009**  
RECEIVED

Abandonment procedure of pit:

HAULED OFF FREE FLUIDS, ALLOWED TO DRY, THEN BACKFILLED

The undersigned hereby certifies that he / she is SR. GEOLOGIST for SAMUEL GARY JR & ASSOCIATES, INC. (Co.), a duly authorized agent. All information shown hereon is true and correct to the best of his / her knowledge and belief.



*Thomas Fertal*  
\_\_\_\_\_  
Signature of Applicant or Agent

Subscribed and sworn to me on this 13<sup>TH</sup> day of JULY, 2009

*Kristal Taylor*  
\_\_\_\_\_  
Notary Public

**My Commission Expires 05/11/2013**

My Commission Expires: \_\_\_\_\_