

**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>15-159-22566-0000</b>	Lease Name & Well No.: <b>SITTNER 1-16</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>W/2</u> - <u>E/2</u> - <u>SE</u> Sec. <u>16</u> Twp. <u>18</u> R. <u>10</u> <input type="checkbox"/> East <input checked="" type="checkbox"/> West <u>1300</u> Feet from <input type="checkbox"/> North / <input checked="" type="checkbox"/> South Line of Section <u>1020</u> Feet from <input checked="" type="checkbox"/> East / <input type="checkbox"/> West Line of Section _____ <u>RICE</u> _____ County

Date of closure: 8/3/2009

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

Abandonment procedure of pit:  
 HAULED FREE FLUIDS, ALLOWED TO DRY, THEN BACKFILLED

**KANSAS CORPORATION COMMISSION  
AUG 13 2009  
RECEIVED**

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

Thomas J Fertal  
Signature of Applicant or Agent

Subscribed and sworn to me on this 11<sup>TH</sup> day of AUGUST, 2009

**My Commission Expires 05/11/2013**  
My Commission Expires: \_\_\_\_\_

Kristol Taylor  
Notary Public