

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

Form CDP-4
 April 2004
 Form must be Typed

Operator Name: SAMUEL GARY JR & ASSOCIATES, INC		License Number: 3382	
Operator Address: 1515 WYNKOOP, SUITE 700 DENVER, CO 80202			
Contact Person: TOM FERTAL		Phone Number: (303) 831-4673	
Permit Number (API No. if applicable): 15-009-25115-0000		Lease Name & Well No.:	NICHOLSON 1-1
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>1</u> Twp. <u>18</u> R. <u>13</u> <input type="checkbox"/> East <input checked="" type="checkbox"/> West <u>2530</u> Feet from <input type="checkbox"/> North / <input checked="" type="checkbox"/> South Line of Section <u>2040</u> Feet from <input checked="" type="checkbox"/> East / <input type="checkbox"/> West Line of Section _____ BARTON _____ County	

Date of closure: 8/12/2009

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

**RECEIVED
 AUG 17 2009
 KCC WICHITA**

The undersigned hereby certifies that he / she is SR. GEOLOGIST for SAMUEL GARY JR & ASSOCIATES, INC. (Co.), a duly authorized agent, that all 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 13TH day of AUGUST, 2009

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

Kristal Taylor
 Notary Public

My Commission Expires: _____