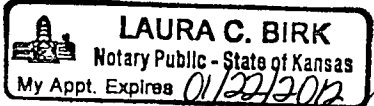


**KANSAS CORPORATION COMMISSION
OIL & GAS CONSERVATION DIVISION
CLOSURE OF SURFACE PIT**

Form CDP-4
April 2004
Form must be Typed

Operator Name: Birk Petroleum	License Number: 31280
Operator Address: 874 12th Rd SW, Burlington, Ks 66839	
Contact Person: Brian L. Birk	Phone Number: (620) 364 - 1311 - office
Permit Number (API No. if applicable): 15-031-22407-00-00	Lease Name & Well No.: Merritt #17
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): NE NW NW SW Sec. <u>7</u> Twp. <u>23</u> R. <u>15</u> <input checked="" type="checkbox"/> East <input type="checkbox"/> West <u>2465</u> Feet from <input type="checkbox"/> North / <input checked="" type="checkbox"/> South Line of Section <u>545</u> Feet from <input type="checkbox"/> East / <input checked="" type="checkbox"/> West Line of Section Coffey _____ County
Date of closure: <u>09/28/2009</u>	
Was an artificial liner used? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
If no, how were the sides and bottom sealed to prevent downward migration of the pit contents? Native mud/clay	
Abandonment procedure of pit: Remove excess fluids and backfill.	
RECEIVED NOV 05 2009 KCC WICHITA	
The undersigned hereby certifies that he / she is _____ Agent _____ for Birk Petroleum (Co.), a duly authorized agent, that all information shown hereon is true and correct to the best of his /her knowledge and belief.	
_____ Signature of Applicant or Agent	
Subscribed and sworn to me on this <u>4th</u> day of <u>November</u> , 2009	
	_____ Notary Public
My Commission Expires: <u>January 22, 2012</u>	