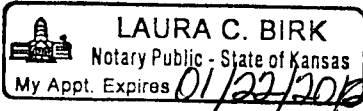


KANSAS CORPORATION COMMISSION
 OIL & GAS CONSERVATION DIVISION
CLOSURE OF SURFACE PIT

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): 15-031-22452-0000	Lease Name & Well No.: Merritt #19
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): SW - 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>2085</u> Feet from <input type="checkbox"/> North / <input checked="" type="checkbox"/> South Line of Section <u>175</u> Feet from <input type="checkbox"/> East / <input checked="" type="checkbox"/> West Line of Section <u>Coffey</u> County
Date of closure: <u>11/30/2009</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 fluid and backfill.	
RECEIVED DEC 09 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>7th</u> day of <u>December</u> , <u>2009</u>	
	_____ Notary Public
My Commission Expires: <u>January 22, 2012</u>	