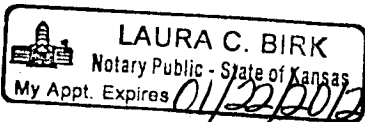


KANSAS CORPORATION COMMISSION  
 OIL & GAS CONSERVATION DIVISION  
**CLOSURE OF SURFACE PIT**

Form CDP-4  
 April 2004  
 Form must be Typed

Operator Name: <b>Birk Petroleum</b>	License Number: <b>31280</b>
Operator Address: <b>874 12th Rd SW, Burlington, Ks 66839</b>	
Contact Person: <b>Brian L. Birk</b>	Phone Number: ( <b>620</b> ) <b>364 - 1311</b> - office
Permit Number (API No. if applicable): <b>15-031-22453-0000</b>	Lease Name & Well No.: <b>Merritt #20</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): SW    SE    NE    SW Sec. <u>7</u> Twp. <u>23</u> R. <u>15</u> <input checked="" type="checkbox"/> East <input type="checkbox"/> West <u>1625</u> Feet from <input type="checkbox"/> North / <input checked="" type="checkbox"/> South Line of Section <u>2025</u> Feet from <input type="checkbox"/> East / <input checked="" type="checkbox"/> West Line of Section <u>Coffey</u> County
Date of closure: <u>11/30/09</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? <b>Native mud/clay</b>	
Abandonment procedure of pit: <b>Remove excess fluid and backfill.</b>	RECEIVED DEC 09 2009 KCC WICHITA
The undersigned hereby certifies that he / she is _____ Agent _____ for <u>Birk Petroleum</u> (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>	