

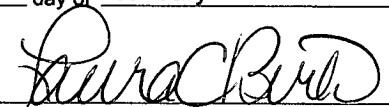


**KANSAS CORPORATION COMMISSION
OIL & GAS CONSERVATION DIVISION
CLOSURE OF SURFACE PIT**

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): 15-031-22504-00-00 | Lease Name & Well No.: Klaus #56 |
| 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): SE SE SE SE Sec. 15 Twp. 22 R. 16 <input checked="" type="checkbox"/> East <input type="checkbox"/> West 165 Feet from <input type="checkbox"/> North / <input checked="" type="checkbox"/> South Line of Section 165 Feet from <input checked="" type="checkbox"/> East / <input type="checkbox"/> West Line of Section Coffey County |
| Date of closure: <u>12/16/2009</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 KANSAS CORPORATION COMMISSION JAN 12 2010 CONSERVATION DIVISION WICHITA, KS | |
| 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>11th</u> day of <u>January</u> , <u>2010</u> | |
|  |  _____ Notary Public |
| My Commission Expires: <u>January 22, 2012</u> | |