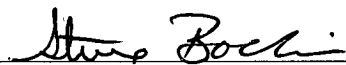


**KANSAS CORPORATION COMMISSION  
OIL & GAS CONSERVATION DIVISION  
APPLICATION FOR SURFACE PIT**

Form CDP-1  
April 2004  
Form must be Typed

*Submit in Duplicate*

Operator Name: <b>DAYSTAR PETROLEUM, INC.</b>		License Number: <b>30931</b>
Operator Address: <b>PO Box 360, Valley Center, Kansas 67147-0360</b>		
Contact Person: <b>Steve Bodine, Production Superintendent</b>		Phone Number: <b>620-793-2757</b>
Lease Name & Well No.: <b>Timm B #1-24</b>		Pit Location (QQQQ): <b>E/2 - W/2 - NE - SW</b>
Type of Pit: <input type="checkbox"/> Emergency Pit <input type="checkbox"/> Burn Pit <input type="checkbox"/> Settling Pit <input type="checkbox"/> Drilling Pit <input checked="" type="checkbox"/> Workover Pit <input type="checkbox"/> Haul-Off Pit <small>(If WP Supply API No. or Year Drilled) 15-153-20839-00-00</small>	Pit is: <input checked="" type="checkbox"/> Proposed <input type="checkbox"/> Existing If Existing, date constructed: _____ Pit capacity: <b>80</b> (bbls)	Sec. <b>24</b> Twp. <b>1</b> R. <b>33</b> <input type="checkbox"/> East <input checked="" type="checkbox"/> West <b>1,980</b> Feet from <input type="checkbox"/> North <input checked="" type="checkbox"/> South Line of Section <b>1,930</b> Feet from <input type="checkbox"/> East / <input checked="" type="checkbox"/> West Line of Section <b>Rawlins</b> County
Is the pit located in a Sensitive Ground Water Area? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		Chloride concentration: _____ mg/l <small>(For Emergency Pits and Settling Pits only)</small>
Is the bottom below ground level? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Artificial Liner? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	How is the pit lined if a plastic liner is not used?
Pit dimensions (all but working pits): <u>8</u> Length (feet) <u>10</u> Width (feet) <input type="checkbox"/> N/A: Steel Pits Depth from ground level to deepest point: <u>6</u> (feet) <input type="checkbox"/> No Pit		
If the pit is lined give a brief description of the liner material, thickness and installation procedure. <b>Poly liner, 6 mil, draped in pit and overlapped on surface.</b>		Describe procedures for periodic maintenance and determining liner integrity, including any special monitoring. <b>Monitor pit level daily for loss.</b>
Distance to nearest water well within one-mile of pit <u>2883</u> feet    Depth of water well <u>234</u> feet		Depth to shallowest fresh water <u>206</u> feet. Source of information: <input type="checkbox"/> measured <input type="checkbox"/> well owner <input type="checkbox"/> electric log <input checked="" type="checkbox"/> KDWR
<b>Emergency, Settling and Burn Pits ONLY:</b> Producing Formation: _____ Number of producing wells on lease: _____ Barrels of fluid produced daily: _____ Does the slope from the tank battery allow all spilled fluids to flow into the pit? <input type="checkbox"/> Yes <input type="checkbox"/> No		<b>Drilling, Workover and Haul-Off Pits ONLY:</b> Type of material utilized in drilling/workover: <u>Fresh Water</u> Number of working pits to be utilized: <u>1</u> Abandonment procedure: <u>Empty and backfill</u> Drill pits must be closed within 365 days of spud date.
I hereby certify that the above statements are true and correct to the best of my knowledge and belief.		
<u>6-5-09</u> Date	 Signature of Applicant or Agent	<b>RECEIVED</b> <b>JUN 09 2009</b> <b>KCC WICHITA</b>
<b>KCC OFFICE USE ONLY</b>		
Steel Pit <input type="checkbox"/> RFAC <input type="checkbox"/> RFAS <input type="checkbox"/>		
Date Received: <u>6/9/09</u> Permit Number: <u>15-153-20839-0000</u> Permit Date: <u>6/9/09</u> Lease Inspection: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		