

CORRECTION
AUGUST 17, 2009

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

Form CDP-4
April 2004
Form must be Typed

| | |
|---|--|
| Operator Name: SAMUEL GARY JR & ASSOCIATES, INC | License Number: 3382 |
| Operator Address: 1515 WYNKOOP, SUITE 700 DENVER, CO 80202 | |
| Contact Person: TOM FERTAL | Phone Number: (303) 831-4673 |
| Permit Number (API No. if applicable): 15-159-22576 --0000 | Lease Name & Well No.: ORTH 3-5 |
| Type of Pit: <input type="checkbox"/> Emergency Pit <input type="checkbox"/> Burn Pit <input type="checkbox"/> Settling Pit <input type="checkbox"/> Drilling Pit <input type="checkbox"/> Workover Pit <input checked="" type="checkbox"/> Haul-Off Pit | Pit Location (QQQQ): _____ - <u>N/2</u> - <u>S/2</u> - <u>NW</u> Sec. <u>5</u> Twp. <u>19</u> R. <u>10</u> <input type="checkbox"/> East <input checked="" type="checkbox"/> West <u>3090</u> Feet from <input type="checkbox"/> North / <input checked="" type="checkbox"/> South Line of Section <u>4810</u> Feet from <input checked="" type="checkbox"/> East / <input type="checkbox"/> West Line of Section _____ RICE _____ County |

Date of closure: 3/13/2009 (Same Haul-off-Pit as used on our Orth-Haddon 1-5)

Was an artificial liner used? Yes No

If no, how were the sides and bottom sealed to prevent downward migration of the pit contents?

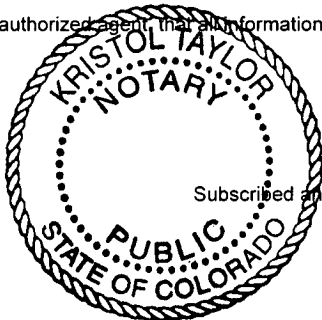
NATIVE CLAY

Abandonment procedure of pit:

HAULED FREE FLUIDS, ALLOWED TO DRY, THEN BACKFILLED

RECEIVED
AUG 20 2009
KCC WICHITA

The undersigned hereby certifies that he / she is SR. GEOLOGIST for SAMUEL GARY JR & ASSOCIATES, INC. (Co.), a duly authorized agent, that all information shown hereon is true and correct to the best of his / her knowledge and belief.



Thomas H Fertal
Signature of Applicant or Agent

Subscribed and sworn to me on this 17TH day of AUGUST, 2009

Kristol Taylor
Notary Public

My Commission Expires 05/11/2013

My Commission Expires: _____