

May 8, 2009

LEON C SMITHERMAN JR  
14331 TIPPERARY CIR  
WICHITA KS 67230

RE: LEASE: ASMUSSEN 16-2  
LEGAL: 2110'FSL-2310'FEL 16-29S-04E  
COUNTY: BUTLER  
API NO: 15015237770000

Dear Mr. Smitherman:

This letter is to inform you that you have been granted an extension of time in which to close the drilling pits associated with the drilling of the Asmusen 16-2 well.

The original 365 days for closure expires May 9, 2009. This extension will expire August 8, 2009. We urge you to make every effort to close these pits within this time frame. In the event there is water standing in these pits, please dewater and dispose of fluids in an authorized disposal facility to expedite closure. Extension of this time frame automatically extends the time period for filing the Closure of Surface Pit form.

*Failure to close the pit or request an additional extension prior to the expiration date may result in a fine in accordance with K.A.R. 82-3-602(a). An additional extension will only be granted for good cause and after K.C.C. field staff has made an inspection of the site. Should field staff discover that said pit has been closed before the date of extension request, an administrative penalty may be assessed to you through K.C.C. invoice.*

If you have any questions in this regard, please do not hesitate to contact Jonelle Rains at (316) 337-6226.

Very sincerely yours,

  
Doug Louis  
Director

cc: Jonelle Rains  
District # 2



Kathleen Sebelius, Governor  
Thomas E. Wright, Chairman  
Michael C. Moffet, Commissioner  
Joseph F. Harkins, Commissioner

Smitherman, Leon C., Jr.  
14331 TIPPERARY CIR  
WICHITA KS 67230

April 30, 2009

Re: Closure of Drilling Pits  
Asmussen Lease Well No. 16-2  
S2NWNWSE 16-29S-4E  
BUTLER County, Kansas  
API No. 15015237770000

Dear Sirs:

The above referenced well was spudded on 5/9/2008. According to K.A.R. 82-3-602, "Drilling pits ... shall be closed within a maximum of 365 calendar days after the spud date of a well". The subject drilling pits must be closed by 5/9/2009. A Closure of Surface Pit, form CDP-4 (April 2004), should be filed within 30 days after the drilling pits are closed. **Conservation division forms are available through our office and on the KCC web site: <http://kcc.ks.gov/conservation/forms/>**

Should an extension be warranted, it must be received by 5/9/2009. **TO FILE FOR AN EXTENSION, PLEASE SEND A COPY OF THIS LETTER WITH THE FOLLOWING INFORMATION COMPLETED:**

Date of location inspection by operator/agent: Leon C. Smitherman, Jr.

Reason for extension: Ground is too wet. Have attempted twice, 10/08 & 02/09 to fill, pushed in but not fully filled.

Estimated period of time until pit closure: As soon as possible.

**Failure to timely close the pit, file a request for an extension or file the closure form within the allotted time periods may result in assessment of an administrative penalty.**

Your cooperation in this process is appreciated. If you have any questions or concerns, please call **Sammy Flaharty** at (316) 337-6227.

KANSAS CORPORATION COMMISSION

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