

Mark Parkinson, Governor Thomas E. Wright, Chairman Michael C. Moffet, Commissioner Joseph F. Harkins, Commissioner

October 16, 2009

CYNTHIA G BENEKE TEPE OIL & GAS CO P O BOX 522 CANTON KS 67428

RE: LEASE: SCHWAMBORN 10

LEGAL: 330'FSL-1260'FWL 28-19S-11W

COUNTY: BARTON API NO: 15009251880000

Dear Ms. Beneke:

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 Schwamborn 10 well.

The original 365 days for closure expired August 18, 2009. This extension will expire January 16, 2010. 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 Loui Director

cc: Jonelle Rains District #4

NUM

FLTR

CP1 Received Date