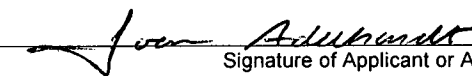


**KANSAS CORPORATION COMMISSION
OIL & GAS CONSERVATION DIVISION
APPLICATION FOR SURFACE PIT**

Form CDP-1
April 2004
Form must be Typed

Submit in Duplicate

Operator Name: Wildcat Oil & Gas, LLC		License Number: 31337
Operator Address: 10286 SW 170 Ave.		Nashville KS 67112
Contact Person: Gary Adelhardt		Phone Number: 620-243-4401
Lease Name & Well No.: Messenger 1-16		Pit Location (QQQQ): NW SW SW NW Sec. <u>9</u> Twp. <u>30</u> R. <u>6</u> <input type="checkbox"/> East <input checked="" type="checkbox"/> West <u>3,115</u> Feet from <input type="checkbox"/> North / <input checked="" type="checkbox"/> South Line of Section <u>5,200</u> Feet from <input checked="" type="checkbox"/> East / <input type="checkbox"/> West Line of Section Kingman County
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 <small>(If WP Supply API No. or Year Drilled)</small>	Pit is: <input checked="" type="checkbox"/> Proposed <input type="checkbox"/> Existing If Existing, date constructed: _____ Pit capacity: 3,000 (bbls)	
Is the pit located in a Sensitive Ground Water Area? <input checked="" type="checkbox"/> Yes <input 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 type="checkbox"/> Yes <input checked="" type="checkbox"/> No	How is the pit lined if a plastic liner is not used? Mud
Pit dimensions (all but working pits): <u>125</u> Length (feet) <u>125</u> Width (feet) <input type="checkbox"/> N/A: Steel Pits Depth from ground level to deepest point: <u>4</u> (feet) <input type="checkbox"/> No Pit		
If the pit is lined give a brief description of the liner material, thickness and installation procedure.		Describe procedures for periodic maintenance and determining liner integrity, including any special monitoring.
Distance to nearest water well within one-mile of pit <u>2650</u> feet Depth of water well <u>50</u> feet		Depth to shallowest fresh water <u>6</u> feet. Source of information: <input type="checkbox"/> measured <input type="checkbox"/> well owner <input type="checkbox"/> electric log <input checked="" type="checkbox"/> KDWR
Emergency, Settling and Burn Pits ONLY: 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		Drilling, Workover and Haul-Off Pits ONLY: Type of material utilized in drilling/workover: <u>Mud</u> Number of working pits to be utilized: <u>1</u> Abandonment procedure: <u>Pull free water off. Dry. Close.</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>04/27/09</u> Date	 Signature of Applicant or Agent	

KCC OFFICE USE ONLY		Steel Pit <input type="checkbox"/>	RFAC <input checked="" type="checkbox"/>	RFAS <input type="checkbox"/>
Date Received: <u>4/27/09</u>	Permit Number: <u>15-095-22187-000</u>	Permit Date: <u>4/28/09</u>	Lease Inspection: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	

Mail to: KCC - Conservation Division, 130 S. Market - Room 2078, Wichita, Kansas 67202


KANSAS
CORPORATION COMMISSION

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

April 28, 2009

Wildcat Oil & Gas, LLC
10286 SW 170 Ave
Nashville, KS 67112

RE: Haul-Off Pit Application
Messenger Lease Well No. 1-16
NW/4 Sec. 09-30S-06W
Kingman County, Kansas

Dear Sir or Madam:

District staff has inspected the above referenced location and has determined that the haul-off pit shall be constructed **without slots**, the bottom shall be flat and reasonably level, and free fluids must be removed. The fluids are to be removed from the haul-off pit within 7 days after drilling operations have ceased.

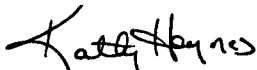
NO completion fluids or non-exempt wastes shall be placed in the haul-off pit.

The fluids should be taken to an authorized disposal well. Please call the District Office at (316) 630-4000 when the fluids have been removed. Please file form CDP-5, Exploration and Production Waste Transfer, within 30 days of fluid removal. Conservation division forms are available through our office and on the KCC web site: www.kcc.state.ks.us/conservation/forms.

A copy of this letter should be posted in the doghouse along with the approved Intent to Drill.

If you have any questions or concerns please feel free to contact the undersigned at the above address.

Sincerely,



Kathy Haynes
Environmental Protection and Remediation Department

cc: district

4-23-09

Wildcat Oil & Gas LLC
has my permission to
have a haul off pit
on Sec. 9-30-6 in
Kingman County, Ks.

W.C. Messenger

W.C. MESSENGER
JEANNETTE MESSENGER
6001 COUNTY ROAD 215
PO BOX 449
WESTCLIFFE, CO 81252

RECEIVED

APR 27 2009

KCC WICHITA



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

**HAUL-OFF PIT APPLICATION
FILING REQUIREMENTS**

82-3-607. DISPOSAL OF DIKE AND PIT CONTENTS.

- (a) Each operator shall perform one of the following when disposing of dike or pit contents:
- (1) Remove the liquid contents to a disposal well or other oil and gas operation approved by the commission or to road maintenance or construction locations approved by the department;
 - (2) dispose of reserve pit waste down the annular space of a well completed according to the alternate I requirements of K.A.R. 82-3-106, if the waste to be disposed of was generated during the drilling and completion of the well; or
 - (3) dispose of the remaining solid contents in any manner required by the commission. The requirements may include any of the following:
 - (A) Burial in place, in accordance with the grading and restoration requirements in K.A.R. 82-3-602 (f);
 - (B) removal and placement of the contents in an on-site disposal area approved by the commission;
 - (C) removal and placement of the contents in an off-site disposal area on acreage owned by the same landowner or to another producing lease or unit operated by the same operator, if prior written permission from the landowner has been obtained; or
 - (D) removal of the contents to a permitted off-site disposal area approved by the department.
- (b) Each violation of this regulation shall be punishable by the following:
- (1) A \$1,000 penalty for the first violation;
 - (2) a \$2,500 penalty for the second violation; and
 - (3) a \$5,000 penalty and an operator license review for the third violation.

**RECEIVED
APR 27 2009**

Complete and return with Haul-Off Pit Application, Form CDP1(2004)

KCC WICHITA

Haul-off pit will be located in an on-site disposal area: Yes No

Haul-off pit is located in an off-site disposal area on acreage owned by the same landowner:

Yes No If yes, written permission from the landowner must be obtained. Attach written permission to haul-off pit application.

Haul-off pit is located in an off-site disposal area on another **producing** lease or unit operated by the same operator: Yes No If yes, written permission from the landowner must be obtained. Attach permission and a copy of the lease assignment that covers the acreage where the haul-off pit is to be located, to the haul-off pit application.

HAUL OFF PIT

USING STEEL TANKS
AT LOCATION.

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

Kathy
Haul clear
Fluids 1 week
after Comp. of Drigs
Steve Va
Cooper

Form OGP-1
April 2004
Form must be Typed

*SEE INTENT ATTACHED FOR SURF Loc. Submit in Duplicate

Operator Name: Wildcat Oil & Gas, LLC		License Number: 31337	
Operator Address: 10286 SW 170 Ave.		Nashville KS 67112	
Contact Person: Gary Adelhardt		Phone Number: 620-243-4401	
Lease Name & Well No.: Messenger 1-16		Pit Location (QQQQ): NW . SW . SW . NW	
Type of Pit: <input type="checkbox"/> Emergency Pit <input type="checkbox"/> Settling Pit <input type="checkbox"/> Workover Pit <small>(If Well Supply API No. or Year Drilled)</small>	<input type="checkbox"/> Burn Pit <input type="checkbox"/> Drilling Pit <input checked="" type="checkbox"/> Haul-Off Pit	Pit is: <input checked="" type="checkbox"/> Proposed <input type="checkbox"/> Existing If Existing, date constructed: Pit capacity: 3,000 (bbls)	Sec. 9 Twp. 30 R. 6 <input type="checkbox"/> East <input checked="" type="checkbox"/> West Feet from 3,115 North / <input checked="" type="checkbox"/> South Line of Section Feet from <input checked="" type="checkbox"/> East / <input type="checkbox"/> West Line of Section 5,200 Kingman County
Is the pit located in a Sensitive Ground Water Area? <input checked="" type="checkbox"/> Yes <input 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 type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
Is the pit lined if a plastic liner is not used? Mud			
Pit dimensions (all but working pits): 125 Length (feet) 125 width (feet) <input type="checkbox"/> N/A: Steel Pits Depth from ground level to deepest point: 4 (feet) <input type="checkbox"/> No Pit			
If the pit is lined give a brief description of the liner material, thickness and installation procedure.		Describe procedures for periodic maintenance and determining liner integrity, including any special monitoring.	
Distance to nearest water well within one-mile of pit 2050 feet Depth of water well 50 feet		Depth to shallowest fresh water 6 feet. Source of information: <input type="checkbox"/> measured <input type="checkbox"/> well owner <input type="checkbox"/> electric log <input checked="" type="checkbox"/> KDWR	
Emergency, Settling and Burn Pits ONLY: Producing Formation: _____ Number of producing wells on lease: _____ Gensls 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		Drilling, Workover and Haul-Off Pits ONLY: Type of material utilized in drilling/workover: Mud Number of working pits to be utilized: 1 Abandonment procedure: Full from water off, Dry Close. Drill pits must be closed within 305 days of spud date.	
I hereby certify that the above statements are true and correct to the best of my knowledge and belief.			
<u>04/27/09</u> Date		<u>[Signature]</u> Signature of Applicant or Agent	

KCC OFFICE USE ONLY Steel Pit RFAC RFAS

Date Received: _____ Permit Number: _____ Permit Date: _____ Lease Inspection: Yes No