



KANSAS CORPORATION COMMISSION 1024035
OIL & GAS CONSERVATION DIVISION

Form CDP-1
April 2004
Form must be Typed

APPLICATION FOR SURFACE PIT

Submit in Duplicate

Operator Name: Woolsey Operating Company, LLC		License Number: 33168	
Operator Address: 125 N MARKET STE 1000		WICHITA KS 67202	
Contact Person: CARL W. DURR		Phone Number: 316-267-4379	
Lease Name & Well No.: FITZGERALD 1 OWWO		Pit Location (QQQQ): SE - NW - SE - NW	
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 <i>(If WP Supply API No. or Year Drilled)</i>		Pit is: <input type="checkbox"/> Proposed <input checked="" type="checkbox"/> Existing If Existing, date constructed: 11/01/2008 Pit capacity: 4,800 (bbls)	
Is the pit located in a Sensitive Ground Water Area? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		Chloride concentration: _____ mg/l <i>(For Emergency Pits and Settling Pits only)</i>	
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? CLAYS FROM MUD WILL PROVIDE SEALER	
Pit dimensions (all but working pits): _____ Length (feet) _____ Width (feet) _____ N/A: Steel Pits Depth from ground level to deepest point: _____ (feet) _____ 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 _____ feet Depth of water well _____ feet		Depth to shallowest fresh water _____ 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: FRESH Number of working pits to be utilized: 3 Abandonment procedure: HAUL FREE FLUIDS, ALLOW TO DRY, BACKFILL TO RESTORE LOCATIONS Drill pits must be closed within 365 days of spud date.	
Submitted Electronically			

KCC OFFICE USE ONLY		Steel Pit <input type="checkbox"/>	RFAC <input checked="" type="checkbox"/>	RFAS <input type="checkbox"/>
Date Received: 11/12/2008	Permit Number: 15-007-21226-00-01	Permit Date: 11/13/2008	Lease Inspection: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	

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



*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.

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

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.

WOOLSEY OPERATING COMPANY, LLC
1966 SE Rodeo Dr. Rd.
P.O. Box 168
Medicine Lodge, KS 67104-1240
Telephone (620) 886-5606

November 6, 2008

Ms. Pauline Hood Fitzgerald, Trustee
% Ms. Bonnie B. Slack, Attorney-In-Fact
2725 West 16th Street
Wichita, KS 67203

Re: Barber County Wells
Fitzgerald #1 well (NE/4SW/4 30-T33S-R11W)
Fitzgerald # A-1 well (SE/4NW/4 30-T33S-R11W)

Dear Ms. Slack,

Woolsey Operating Company, LLC intends to drill the above-referenced wells in the very near future.

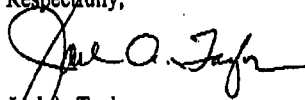
Because the Fitzgerald #1 is located in a deep draw with an old reserve pit that we will have to drain and fill prior to drilling the well, we would like to get your written authorization to utilize the Fitzgerald A-1 reserve pit as the reserve pit for the Fitzgerald #1 also.

We will either truck or pump the water and mud from the Fitzgerald #1 to the Fitzgerald A-1 reserve pit in compliance with the State of Kansas requirements.

If you agree with the above strategy, please indicate your acceptance by signing in the space below and returning the original of this letter to my attention by using the enclosed envelope.

Should you have any questions or concerns regarding this matter, please don't hesitate to call me at the number above or by calling my cellular phone: (620) 213-1784.

Respectfully,



Joel A. Taylor
Landman

AGREED TO AND ACCEPTED THIS 10th day of November, 2008

By: Bonnie B. Slack, DPOA
Bonnie B. Slack, Attorney-In-Fact
for Pauline Hood Fitzgerald, Trustee of
the Pauline Hood Fitzgerald Revocable
Trust dated August 8, 1995



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

November 13, 2008

CARL W. DURR
Woolsey Operating Company, LLC
125 N MARKET STE 1000
WICHITA, KS67202-1729

Re: Haul-Off Pit Application
FITZGERALD Lease Well No. 1 OWWO
Sec.30-33S-11W
Barber County, Kansas

Dear CARL W. DURR:

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 the free fluids must be removed. The fluids are to be removed from the Haul-Off pit as soon as practical 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 (620) 225-8888 when the fluids have been removed. Please file form CDP-5 (August 2004), 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:
kcc.ks.gov/conservation/forms/

If you have any questions or concerns please feel free to contact the District Office at (620) 225-8888.