15-167-22172-00-00

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KCC WICHITA



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

July 2, 2009

Jerry Driscoll Oil Investment, Inc. PO Box 921 Russell, KS 67665-0921

RE: Verbal on Workover Pit

Miller Lease Well No. B-6 SW/4 Sec. 29-13S-14W Russell County, Kansas

Dear Sir or Madam:

According to our files we do not have an application for the above referenced workover pit, district staff gave verbal approval on 06/08/2009. According to K.A.R. 82-600(b) workover pits may be permitted through verbal authorization from the appropriate district office subject to the filing of a surface pond application within five days after the verbal authorization.

Please complete surface pond application form (CDP-1) and return to this office within 14 days of the date of this letter. If this pit has been closed please complete the closure of surface pit form (CDP-4). Conservation division forms are available through our office and on the KCC web site: www.kcc.state.ks.us/conservation/forms.

If you have any questions please feel free to call me at (316) 337-6243.

Sincerely,

Kathy Haynes

Environmental Protection and Remediation Department

Kansas Corporation Commission Oil & Gas Conservation Division

Form CDP-1 April 2004 Form must be Typed

APPLICATION FOR SURFACE PIT

Submit in Duplicate

| Operator Name: Jerry J. Driscoll Oil Inv., Inc. | | | License Number: 7482 | |
|---|------------------------|--|--|--|
| Operator Address: P. O. Box 921, Russell, KS 67665 | | | | |
| Contact Person: John L. Driscoll | | | Phone Number: 785-483-9580 | |
| Lease Name & Well No.: Miller B-6 | | | Pit Location (QQQQ): | |
| Type of Pit: | Pit is: | | _SW | |
| Emergency Pit Burn Pit | Proposed | Existing | Sec. 29 Twp. 13 R. 14 East West | |
| Settling Pit Drilling Pit Workover Pit Haul-Off Pit (If WP Supply API No. or Year Drilled) | If Existing, date of | constructed: | Feet from North / South Line of Section | |
| | Pit capacity: | | Feet from East / West Line of Section | |
| | 80 | (bbls) | Russell | |
| Is the pit located in a Sensitive Ground Water | Area? Yes | No | Chloride concentration: mg/l | |
| | | | (For Emergency Pits and Settling Pits only) | |
| Is the bottom below ground level? Yes No | Artificial Liner? Yes | No | How is the pit lined if a plastic liner is not used? | |
| Pit dimensions (all but working pits): 12 Length (feet) 8 Width (feet) N/A: Steel Pits | | | | |
| Depth from ground level to deepest point:6 (feet) No Pit | | | | |
| If the pit is lined give a brief description of the liner material, thickness and installation procedure. | | Describe proce- | dures for periodic maintenance and determining EIVED | |
| 6 mil plastic | | Used & emptied JUL - 7 2009 | | |
| į | | | KCC WICHITA | |
| Distance to nearest water well within one-mile of pit | | Depth to shallowest fresh waterfeet. Source of information: | | |
| feet Depth of water wellfeet | | measured well owner electric log KDWR | | |
| Emergency, Settling and Burn Pits ONLY: | | Drilling, Workover and Haul-Off Pits ONLY: | | |
| Producing Formation: | | Type of material utilized in drilling/workover: Cement & fresh water | | |
| Number of producing wells on lease: | | Number of working pits to be utilized: 1 | | |
| Barrels of fluid produced daily: | | Abandonment p | rocedure: Empty & Backfill | |
| Does the slope from the tank battery allow all spilled fluids to flow into the pit? Yes No | | 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. | | | | |
| (1/10) | | | | |
| 07/06/09 Date | | AFRUS | nature of Applicant or Agent | |
| Oignature of Applicant of Agent | | | | |
| KCC OFFICE USE ONLY Steel Pit RFAC RFAS | | | | |
| Date Received: Permit Number: | | Permit | Date: Lease Inspection: Yes No | |

Kansas Corporation Commission Oil & Gas Conservation Division

Form CDP-4 April 2004 Form must be Typed

CLOSURE OF SURFACE PIT

| Operator Name: Jerry J. Driscoll Oil Inv., Inc. | License Number: 7482 | | | |
|--|--|--|--|--|
| Operator Address: P O Box 921, Russell, KS 67665 | | | | |
| Contact Person: John L. Driscoll | Phone Number: (785) 483 - 9580 | | | |
| Permit Number (API No. if applicable): Verbal | Lease Name & Well No.: Miller B-6 | | | |
| Type of Pit: | Pit Location (QQQQ): | | | |
| Emergency Pit Burn Pit | <u>sw</u> | | | |
| Settling Pit Drilling Pit | Sec. 29 Twp. 13 R. 14 East West | | | |
| ✓ Workover Pit ☐ Haul-Off Pit | Feet from North / South Line of Section | | | |
| | Feet from East / West Line of Section | | | |
| | County | | | |
| 06.12.00 | | | | |
| Date of closure: 06-12-09 | RECFIVE | | | |
| Was an artificial liner used? ✓ Yes No | | | | |
| If no, how were the sides and bottom sealed to prevent downward migration of the pit contents? | | | | |
| | RECEIVED JUL - 7 2009 pit contents? KCC WICHITA | | | |
| | - . | | | |
| | | | | |
| Abandonment procedure of pit: | | | | |
| Emptied & Backfilled | | | | |
| · | | | | |
| | | | | |
| | _ | | | |
| The undersigned hereby certifies that he / she is Operator | for Jerry J. Driscoll Oil Inv., Inc(Co.), | | | |
| a duly authorized agent, that all information shown hereon is true and correct to the best of his beer knowledge and belief. | | | | |
| _ the | if the | | | |
| | Signature of Applicant or Agent | | | |
| Subscribed and sworn to me on this 6th day of July | | | | |
| NOTARY PUBLIC - State of Kansas TERESA L. MAJOR My Appt. Exp. 5-20-501 | Sa 2, Major Notary Public | | | |
| My Commission Expires: May 20, 2011 | | | | |