


**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: BEREN CORP		License Number: 5364
Operator Address: BOX 723 HAYS, KS 67601		
Contact Person: DENNIS KIRMER		Phone Number: (316) 772 - 6449
Lease Name & Well No.: DIEBOLT #1		Pit Location (QQQQ): NW - NW - SW - Sec. 35 Twp. 9S R. 23 <input type="checkbox"/> East <input checked="" type="checkbox"/> West 4620 Feet from <input checked="" type="checkbox"/> North / <input type="checkbox"/> South Line of Section 1320 Feet from <input type="checkbox"/> East / <input checked="" type="checkbox"/> West Line of Section GRAHAM 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 checked="" type="checkbox"/> Workover Pit <input type="checkbox"/> Haul-Off Pit <i>(If WP Supply API No. or Year Drilled)</i> 4-24-51	Pit is: <input checked="" type="checkbox"/> Proposed <input type="checkbox"/> Existing If Existing, date constructed: _____ Pit capacity: 180 (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 checked="" type="checkbox"/> Yes <input type="checkbox"/> No	How is the pit lined if a plastic liner is not used?
Pit dimensions (all but working pits): <u>20</u> Length (feet) <u>12</u> Width (feet) _____ N/A: Steel Pits Depth from ground level to deepest point: <u>4</u> (feet)		
If the pit is lined give a brief description of the liner material, thickness and installation procedure. 6 MIL PLASTIC LINER		Describe procedures for periodic maintenance and determining liner integrity, including any special monitoring. VISUAL DAILY INSPECTION TO DETECT ANY LEAKAGE
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: _____ measured _____ well owner _____ electric log _____ 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: BRINE Number of working pits to be utilized: ONE Abandonment procedure: FREE FLUIDS EMPTIED WITH WATER, TRUCK, LOCATION FILLED TO ORIGINAL GRADE 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. RECEIVED KANSAS CORPORATION COMMISSION		
<u>4-2-07</u> Date	 Signature of Applicant or Agent	APR 11 2007 CONSERVATION DIVISION WICHITA, KS
KCC OFFICE USE ONLY		
Date Received: _____	Permit Number: _____	Permit Date: _____ Lease Inspection: <input type="checkbox"/> Yes <input type="checkbox"/> No

Operator & Address: Benexco Inc

Lic.# 5363 Contact Person: Dennis Phone # 316-272-6449

Lease Name & Well # Diabolt #1 API # or Spud Date: 15-065-01576-0000

Location: ^{NNNNW} SW 14 Sec: 35 Twp: 9 Rge: 23 E 10 County: GH.

_____ feet from the North / South Line, _____ feet from the East / West Line of _____ 14 section.

Purpose of Pit: Work over Depth to Ground Water: _____

Nature of Fluids: Crude + Brine.

Construction: _____, Width: 12, Length: 20, Depth: 4 bbl capacity: 180

Liner Specifications: yes plastic.

This lease produces from the following formation(s): LKC

Date of Verbal Permit: 4-2-07, KCC Agent: MARV MILLS

To save paperwork, copy this form after completion of the first 11 lines. Use copy for closure form.

Dates Pit Used: From _____ To _____ Date Water Hauled: _____

Proposed Closing Procedure / Actual Closure information: _____

Pit must be closed in _____ days. _____ (signature) _____ (date)

***** KCC USE ONLY *****

Groundwater Sensitive Area YES () NO (); Field Inspection Date: _____, Agent: _____

Chloride of Water in Pit: _____, Date Collected: _____

_____ feet to nearest Water Well. Depth of Water Well: _____, Application Tabulated

They filed paper work for pit.

15-065-01576-0000

RECEIVED
KANSAS CORPORATION COMMISSION

APR 04 2007

REGISTRATION DIVISION



KANSAS

CORPORATION COMMISSION

KATHLEEN SEBELIUS, GOVERNOR
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ROBERT E. KREHBIEL, COMMISSIONER
MICHAEL C. MOFFET, COMMISSIONER

April 12, 2007

Mr. Dennis Kirmer
Beren Corp.
Box 723
Hays, KS 67601

Dear Mr. Kirmer:

Your application for surface pond has not been approved and is being returned for one or more of the reasons marked below:

- Please sign forms.
- Operator license expired/not licensed.
- Spot location does not match footage.
- New form must be filed.
- Please complete all highlighted areas.
- Other. Our records show this under Berexco Inc. #5363.**

Thank you for your cooperation.

Sincerely,

Kathy Haynes
Department of Environmental Protection & Remediation