



KANSAS CORPORATION COMMISSION 1049984
OIL & GAS CONSERVATION DIVISION

Form CDP-1
May 2010
Form must be Typed

APPLICATION FOR SURFACE PIT

Submit in Duplicate

Operator Name: Falcon Exploration, Inc.		License Number: 5316
Operator Address: 125 N MARKET STE 1252		WICHITA KS 67202
Contact Person: CYNDE WOLF		Phone Number: 316-262-1378
Lease Name & Well No.: ROBERT JOSSERAND 1-5(SE)		Pit Location (QQQQ): SE - SE - ^ESW - SE
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 type="checkbox"/> Proposed <input checked="" type="checkbox"/> Existing If Existing, date constructed: 08/21/1984 Pit capacity: 8,500 (bbls)	Sec. 5 Twp. 28 R. 30 <input type="checkbox"/> East <input checked="" type="checkbox"/> West 25 Feet from <input type="checkbox"/> North / <input checked="" type="checkbox"/> South Line of Section 1,360 Feet from <input checked="" type="checkbox"/> East / <input type="checkbox"/> West Line of Section Gray County
Is the pit located in a Sensitive Ground Water Area? <input type="checkbox"/> Yes <input checked="" 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? NATIVE CLAY
Pit dimensions (all but working pits): <u>200</u> Length (feet) <u>30</u> Width (feet) <input type="checkbox"/> N/A: Steel Pits Depth from ground level to deepest point: <u>8</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>949</u> feet Depth of water well <u>446</u> feet	Depth to shallowest fresh water <u>156</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>CHEMICAL MUD</u> Number of working pits to be utilized: <u>1</u> Abandonment procedure: <u>ALLOW TO DRY.</u> Drill pits must be closed within 365 days of spud date.	
Submitted Electronically		

KCC OFFICE USE ONLY			
Date Received: <u>02/03/2011</u>	Permit Number: <u>15-069-20338-00-00</u>	Permit Date: <u>02/11/2011</u>	Lease Inspection: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
		<input type="checkbox"/> Liner <input type="checkbox"/> Steel Pit <input checked="" type="checkbox"/> RFAC <input type="checkbox"/> RFAS	

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

Kansas Corporation Commission Oil & Gas Conservation Division

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 land owner 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 land owner 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.

FALCON EXPLORATION, INC.
OIL & GAS EXPLORATION

125 N. MARKET, SUITE 1252
WICHITA, KANSAS 67202

TELEPHONE: (316)262-1378
FAX: (316)265-3354

January 26, 2011

Mr. Lance Josserand
1827 Denise Marie Street
Wichita, Kansas 67212

Re: Robert Josserand #1-5(SE)
NE SW SE SE Section 5-28S-30W
Gray County, Kansas

Dear Mr. Josserand:

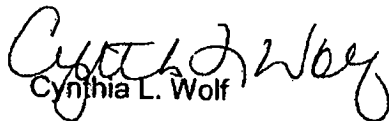
Falcon Exploration Inc. is preparing to drill the above captioned well within the next week or so. Our field supervisor, Leon, has visited with your tenant about the use of the existing irrigation tail water pit along the south road in the W/2 SE/4 Section 5 for our haul off drilling pit.

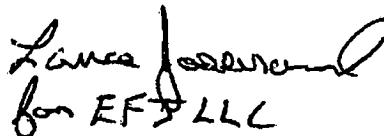
The purpose of my writing this date is to satisfy the Kansas Corporation Commission that Falcon has obtained your permission to use this pit to dispose of the mud cuttings from the above captioned well.

Should you have any questions or concerns please do not hesitate to give me a call. Please sign one copy and return to the undersigned. The extra copy may be retained for your files and information.

Sincerely,

FALCON EXPLORATION INC.


Cynthia L. Wolf


Lance Josserand
for EFD LLC

Agreed to this 30 day of January, 2011 to use the existing irrigation tail water pit for the haul off pit in the drilling Robert Josserand #1-5(SE), NE SW SE SE Section 5-28S-30W, Gray County, KS.

Lance Josserand

Conservation Division
Finney State Office Building
130 S. Market, Rm. 2078
Wichita, KS 67202-3802



phone: 316-337-6200
fax: 316-337-6211
<http://kcc.ks.gov/>

Thomas E. Wright, Chairman
Ward Loyd, Commissioner

Corporation Commission

Sam Brownback, Governor

February 11, 2011

CYNDE WOLF
Falcon Exploration, Inc.
125 N MARKET STE 1252
WICHITA, KS 67202-1719

Re: Drilling Pit Application
ROBERT JOSSERAND 1-5(SE)
Sec.05-28S-30W
Gray County, Kansas

Dear CYNDE WOLF:

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 within 96 hours of completion of drilling operations.

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 2008), Exploration and Production Waste Transfer, through KOLAR within 30 days of fluid removal.

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