KANSAS CORPORATION COMMISSION
OIL & GAS CONSERVATION DIVISION

1073238

Form CDP-1
May 2010
Form must be Typed

APPLICATION FOR SURFACE PIT

Submit in Duplicate

Operator Name: Birk, Edward E. | License Number: 8210

Operator Address: 302 S 16TH ST BURLINGTON KS 66839

Contact Person: Edward E Birk | Phone Number: 620-364-2745

Lease Name & Well No.: McNett I-10

Pit Location (QQQQ): S2 - SE - SE - NE

Sec. 28 Twp. 23 R. 16 [X] East [ ] West

2734 Feet from [ ] North / [X] South Line of Section

330 Feet from [X] East / [ ] West Line of Section

Woodson County

Type of Pit:
[ ] Emergency Pit [ ] Burn Pit
[ ] Settling Pit [ ] Drilling Pit
[X] Workover Pit [ ] Haul-Off Pit
(If WP Supply API No. or Year Drilled)
15-207-26182-00-00

Pit is:
[X] Proposed [ ] Existing
If Existing, date constructed:
Pit capacity: 80 (bbls)

Is the pit located in a Sensitive Ground Water Area? [ ] Yes [X] No

Chloride concentration: _____ mg/l
(For Emergency Pits and Settling Pits only)

Is the bottom below ground level? [X] Yes [ ] No

Artificial Liner? [ ] Yes [X] No

How is the pit lined if a plastic liner is not used?
Native clay

Pit dimensions (all but working pits): 12 Length (feet) 8 Width (feet) [ ] N/A: Steel Pits

Depth from ground level to deepest point: 4 (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:
1712 feet Depth of water well 29 feet

Depth to shallowest fresh water 10 feet.
Source of information:
[ ] measured [ ] well owner [ ] electric log [X] 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? [ ] Yes [ ] 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: Remove excess fluids and backfill.

Drill pits must be closed within 365 days of spud date.

Submitted Electronically

KCC OFFICE USE ONLY

[ ] Liner [ ] Steel Pit [X] RFAC [ ] RFAS

Date Received: 01/31/2012 Permit Number: 15-207-26182-00-00 Permit Date: 02/01/2012 Lease Inspection: [X] Yes [ ] No

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

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

Kansas
Corporation Commission

Phone: 316-337-6200
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Mark Sievers, Chairman
Ward Loyd, Commissioner
Thomas E. Wright, Commissioner

Sam Brownback, Governor

February 01, 2012

Edward E Birk
Birk, Edward E.
302 S 16TH ST
BURLINGTON, KS 66839-2329

Re: Drilling Pit Application
McNett I-10
Sec.28-23S-16E
Woodson County, Kansas

Dear Edward E Birk:

District staff has inspected the above referenced location and has determined that the Workover 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 Workover pit within 48 hours of completion of drilling operations.

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

The fluids should be taken to an authorized disposal well. Please call the District Office at (620) 432-2300 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) 432-2300.