

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



CDP4D

Phone: 316-337-6200
Fax: 316-337-6211
<http://kcc.ks.gov/>

Mark Sievers, Chairman
Ward Loyd, Commissioner
Thomas E. Wright, Commissioner

Sam Brownback, Governor

December 12, 2011

Orca Operating Company LLC
427 S. Boston Ste 929
Tulsa, OK 74103

Re: Alfred 1-36H
NWNWNW Sec. 36-19S-01W
McPherson County, Kansas
API # 15-113-21343-01-00

Dear Sir or Madam:

This letter is to inform you that you have been granted an extension of time in which to close the drilling pits associated with the Alfred #1-36H well.

The original 365 days for closure expired on 09/21/2011. This extension will expire 03/12/2012. We urge you to make every effort to close these pits within this time frame. In the event there is water standing in these pits, please dewater and dispose of fluids in an authorized disposal facility to expedite closure. Extension of this time frame automatically extends the time period for filing the closure of surface pit form.

Failure to close the pit or request an additional extension prior to the expiration date may result in a fine in accordance with K.A.R. 82-3-602(a). An additional extension will only be granted for good cause and after K.C.C. field staff has made an inspection of the site. Should field staff discover that said pit has been closed before the date of extension request, an administrative penalty may be assessed to you through K.C.C. invoice.

If you have any questions in this regard, please do not hesitate to contact Kathy Haynes at (316) 337-6243.

Very sincerely yours,

Doug Louis
Director

Cc: File
District



**427 S. Boston Avenue, Suite 929
Tulsa, OK 74103
(918) 587-3104**

Kansas Corporation Commission
Conservation Division
Finney State Office Building
130 S. Market, Room 2078
Wichita, KS 67202

ATTN: Jonelle Rains, Supervisor

We received a Notice of Violation in the mail regarding our Alfred 1-36H and our Canton SWD leases, regarding closing of pits.

Schulz Welding is our contractor on these wells. They have been working on closing the pits for the past three months and have been inhibited by wet weather conditions.

They are getting close to finishing up closing the pits.

We would like to ask for an extension of time in this matter.

Enclosed are copies of the notice of violation, so that you have the information.

Thank You,



Jason Andrews
ORCA Operating Company, LLC

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



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

Sam Brownback, Governor

November 28, 2011

Jason Andrews
Orca Operating Company LLC
427 S. BOSTON, STE 929
TULSA OK 74103

RE: NOTICE OF VIOLATION - 82-3-602

Dear Jason Andrews:

K.A.R. 82-3-602(a) states that drilling pits shall be closed within a maximum of 365 calendar days after the spud date of a well. Any pit permit may be extended upon written request by the operator and with the approval of the director. Failure to close any pit or to file an extension within the prescribed time limits shall be punishable by a \$250 penalty.

K.A.R. 82-3-602(c) states "Each operator of a pit shall file a pit closure form ... within 30 days after the closure of the pit. Failure to file the pit closure form in accordance with this subsection shall be punishable by a \$100 penalty".

According to our records a Closure of Surface Pit, form CDP-4 (April 2004), or a request for an extension has not been filed and is past due for the following well:

<u>API NO.</u>	<u>WELL</u>	<u>LOCATION</u>	<u>COUNTY</u>	<u>SPUDDATE</u>
15113213430100	Alfred 1-36H	36-19-1W	MCPHERSON	9/21/2010

This requested information must be submitted by **December 20, 2010**. Failure to submit the requested information by this date may subject **Orca Operating Company LLC** to the assessment of the above referenced penalty(s). Extension requests are to be mailed to the above referenced address. As a KOLAR operator, please file the Closure of Surface Pit, form CDP-4 form electronically through KOLAR.

Should you have any questions or concerns please contact Kathy Haynes at (316) 337-6243.

Sincerely,

Jonelle Rains, Supervisor
Department of Environmental Protection and Remediation

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Company File API Number

API # 15-113-21343-01-00 Well ALFRED 1-36H City MCPHERSO Dkt

Oper ##### ORCA OPERATING COMPANY LLC A Lgcy Oper

Work Oper C-1 Oper ORCA OPERATING COMPANY LLC

WL Type OIL WL Stat PR Status Source: ACO1 Status Dt: 01/03/2011

Location 36-19S-1W SWNWNWNW, 375 FNL, 250 FWL. District # 02

Dates

Intent Apprv: 09/20/2010 Compl: 01/03/2011
Permit Expire: 09/20/2011 Compl Rpt Rec: 03/17/2011
ACO-1 Spud: 09/21/2010 Plugged:
District Spud:

Drilling

SC Int: 200 Spud Ltr: CP 1:
PIT CIs EXT: 03/12/2011 SGWA: CP 2.3: Date CP-2/3 Rec'd:
Pit CIs: RFAC: CP 4: Date CP-4 Rec'd:
PIT Status: Active Extension/Closure Dela RFA: GDP 5:
Dewater: BBLS PitLiner: Steel: