

**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: <b>Hyperion Exploration, LP</b>		License Number: <b>33849</b>
Operator Address: <b>5400 LBJ Freeway, Suite 1070, Dallas, Texas 75240</b>		
Contact Person: <b>Scott Sears, Managing Partner</b>		Phone Number: ( <b>972</b> ) <b>960 - 3210</b>
Lease Name & Well No.: <b>Morris Herl #1</b>		Pit Location (QQQQ): _____-_____-_____-_____ Sec. <b>3</b> Twp. <b>16</b> R. <b>18</b> <input type="checkbox"/> East <input checked="" type="checkbox"/> West <b>3300</b> Feet from <input type="checkbox"/> North / <input checked="" type="checkbox"/> South Line of Section <b>2230</b> Feet from <input checked="" type="checkbox"/> East / <input type="checkbox"/> West Line of Section <b>Rush</b> 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 <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: <u>May 2, 2007 (via verbal)</u> Pit capacity: <b>100</b> (bbls)	
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 type="checkbox"/> Yes <input checked="" 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? <b>Plastic</b>
Pit dimensions (all but working pits): <u>10</u> Length (feet) <u>6</u> Width (feet) _____ <b>N/A: Steel Pits</b> Depth from ground level to deepest point: <u>6</u> (feet)		
If the pit is lined give a brief description of the liner material, thickness and installation procedure. <b>heavy mill plastic liner</b>		Describe procedures for periodic maintenance and determining liner integrity, including any special monitoring. <b>daily inspection</b>
Distance to nearest water well within one-mile of pit <u>n/a</u> feet    Depth of water well <u>n/a</u> feet		Depth to shallowest fresh water _____ feet. Source of information: _____ measured    _____ well owner    _____ electric log    _____ KDWR
<b>Emergency, Settling and Burn Pits ONLY:</b> 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		<b>Drilling, Workover and Haul-Off Pits ONLY:</b> Type of material utilized in drilling/workover: <u>fresh water</u> Number of working pits to be utilized: <u>1</u> Abandonment procedure: <u>evaporation dry, remove liner, back-hoe pit to original contour</u> <small>KANSAS CORPORATION COMMISSION</small> Drill pits must be closed within 365 days of spud date. <b>JUN 11 2007</b>
I hereby certify that the above statements are true and correct to the best of my knowledge and belief.  <u>June 8, 07</u> <u>[Signature]</u> <b>MANAGING PARTNER</b> Date    Signature of Applicant or Agent		

**KCC OFFICE USE ONLY**

Date Received: \_\_\_\_\_ Permit Number: \_\_\_\_\_ Permit Date: \_\_\_\_\_ Lease Inspection:  Yes     No

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

WORKOVER PIT APPLICATION  
VERBAL AUTHORIZATION

DATE: 5/2/07 TIME: 11:54  
OPERATOR: Hyperion Expl., Lt. #33849 CONTACT PERSON: Gary  
LEASE NAME: Morois Herl  
NE SEC. 3 TWP. 16S RANGE 18 W COUNTY: Rush  
3300 FSL 2230 FEL

CONSTRUCTION:  
SIZE: WIDTH \_\_\_\_\_ LENGTH \_\_\_\_\_ DEPTH \_\_\_\_\_  
ESTIMATED CAPACITY 100 BBLS

EST. DEPTH TO GROUNDWATER (if known): \_\_\_\_\_  
TYPE OF FLUID: \_\_\_\_\_ Saltwater \_\_\_\_\_  Workover Fluids  
\_\_\_\_\_ Cement \_\_\_\_\_ Drilling Mud/Cuttings

DOES OPERATOR PLAN TO LINE PIT:  YES \_\_\_\_\_ NO  
ESTIMATED TIME BEFORE PIT WILL BE CLOSED: 7 Days  
ANY KNOWN WATER WELLS WITHIN 1/4 MILE OF PIT: \_\_\_\_\_ YES  NO

K.C.C. INFORMATION: IS PIT IN SGA? \_\_\_\_\_ YES  NO

K.C.C. DISTRICT #1 RECOMMENDATION (Check One):

- \_\_\_\_\_ 1. Authorization granted with no liner.
- 2. Authorization granted, if pit is lined.
- \_\_\_\_\_ 3. Authorization granted, no liner necessary, but free fluids must be removed within \_\_\_\_\_ hours of completion of workover/plugging operations.
- \_\_\_\_\_ 4. No verbal authorization will be given without on-site inspection.

\*Remind operator that pit permit form must be filed within five (5) days after verbal authorization.

RESULTS OF INSPECTION:  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

RECEIVED  
KANSAS CORPORATION COMMISSION

Eri Muelan Agent

MAY 07 2007  
Date

CC: JONELLE RAINS

CONSERVATION DIVISION  
WICHITA, KS

15-165-21792-0000



*Kathleen Sebelius, Governor  
Brian J. Moline, Chair  
Robert E. Krehbiel, Commissioner  
Michael C. Moffet, Commissioner*

May 21, 2007

Hyperion Exploration, LP  
4925 Greenville Ave Ste 717  
Dallas, TX 75206

RE: Verbal on Workover Pit  
Morois Herl Lease  
NE/4 Sec. 03-16S-18W  
Rush County, Kansas

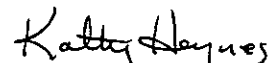
Dear Sir or Madam:

According to our files we do not have an application for the above referenced workover pit, district staff gave verbal approval on 05/02/2007. 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](http://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