

Hackett Montague H Jr
Form 4/A
January 06, 2011

FORM 4

UNITED STATES SECURITIES AND EXCHANGE COMMISSION
Washington, D.C. 20549

Check this box
if no longer
subject to
Section 16.
Form 4 or
Form 5
obligations
may continue.
See Instruction
1(b).

**STATEMENT OF CHANGES IN BENEFICIAL OWNERSHIP OF
SECURITIES**

Filed pursuant to Section 16(a) of the Securities Exchange Act of 1934,
Section 17(a) of the Public Utility Holding Company Act of 1935 or Section
30(h) of the Investment Company Act of 1940

OMB APPROVAL

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(Print or Type Responses)

1. Name and Address of Reporting Person *
Hackett Montague H Jr

2. Issuer Name **and** Ticker or Trading
Symbol
EMPIRE PETROLEUM CORP
[EMPR]

5. Relationship of Reporting Person(s) to
Issuer

(Check all applicable)

(Last) (First) (Middle)

550 PARK AVENUE

(Street)

NEW YORK, NY 10065

(City) (State) (Zip)

3. Date of Earliest Transaction
(Month/Day/Year)
01/05/2011

4. If Amendment, Date Original
Filed(Month/Day/Year)
01/06/2011

☒ Director ☒ 10% Owner
☐ Officer (give title below) ☐ Other (specify
below)

6. Individual or Joint/Group Filing(Check
Applicable Line)
☒ Form filed by One Reporting Person
☐ Form filed by More than One Reporting
Person

Table I - Non-Derivative Securities Acquired, Disposed of, or Beneficially Owned

1. Title of Security (Instr. 3)	2. Transaction Date (Month/Day/Year)	2A. Deemed Execution Date, if any (Month/Day/Year)	3. Transaction Code (Instr. 8)	4. Securities Acquired (A) or Disposed of (D) (Instr. 3, 4 and 5)	5. Amount of Securities Beneficially Owned Following Reported Transaction(s) (Instr. 3 and 4)	6. Ownership Form: Direct (D) or Indirect (I) (Instr. 4)	7. Nature of Ownership (Instr. 4)
			Code	V	Amount	(A) or (D)	Price
Common Stock	01/05/2011		P		35,000	A	\$ 0.03
Common Stock							9,600,288
Common Stock							607,143
Common Stock							2,206,350
Common Stock							1,945,635
							D
							I
							I
							I
							By Wife (1)
							By Trust (2)
							By Trust (3)

Reminder: Report on a separate line for each class of securities beneficially owned directly or indirectly.

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(9-02)

Table II - Derivative Securities Acquired, Disposed of, or Beneficially Owned
(e.g., puts, calls, warrants, options, convertible securities)

1. Title of Derivative Security (Instr. 3)	2. Conversion or Exercise Price of Derivative Security	3. Transaction Date (Month/Day/Year)	3A. Deemed Execution Date, if any (Month/Day/Year)	4. Transaction Code (Instr. 8)	5. Number of Derivative Securities Acquired (A) or Disposed of (D) (Instr. 3, 4, and 5)	6. Date Exercisable and Expiration Date (Month/Day/Year)	7. Title and Amount of Underlying Securities (Instr. 3 and 4)	8. Price of Derivative Security (Instr. 5)	9. Nu Deriv Secur Bene Own Follo Repor Trans (Instr
				Code	V (A) (D)	Date Exercisable	Expiration Date	Title	Amount or Number of Shares

Reporting Owners

Reporting Owner Name / Address	Relationships			
	Director	10% Owner	Officer	Other
Hackett Montague H Jr 550 PARK AVENUE NEW YORK, NY 10065	X	X		

Signatures

Montague H.
Hackett, Jr. 01/06/2011

**Signature of Reporting Person Date

Explanation of Responses:

* If the form is filed by more than one reporting person, see Instruction 4(b)(v).

** Intentional misstatements or omissions of facts constitute Federal Criminal Violations. See 18 U.S.C. 1001 and 15 U.S.C. 78ff(a).

- (1) Mayme M. Hackett is the reporting person's wife. The reporting person disclaims ownership of these shares and this report should not be deemed an admission that the reporting person is the beneficial owner of these shares for purposes of section 16 or any other purposes.

- The reporting person is the trustee of the Trust F/B/O Melinda Hackett which is the reporting person's daughter. The reporting person
- (2) disclaims ownership of these shares and this report should not be deemed an admission that the reporting person is the beneficial owner of these shares for purposes of section 16 or any other purposes.

- The reporting person is the trustee for the Trust F/B/O Montague H. Hackett, III which is the reporting person's son. The reporting person
- (3) disclaims ownership of these shares and this report should not be deemed an admission that the reporting person is the beneficial owner of these shares for purposes of section 16 or for any other purpose.

Note: File three copies of this Form, one of which must be manually signed. If space is insufficient, see Instruction 6 for procedure.

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