NOTICE OF INTENT TO DRILL

Must be approved by KCC five (5) days prior to commencing well

For KCC Use:
Effective Date: 9-28-03
District #: 1
SGA? [ ] Yes [ ] No

Expected Spud Date: 09 22 2003

OPERATOR: License #: 5952
Name: AP AMERICA PRODUCTION COMPANY
Address: P. O. BOX 3092, WEL, NM 3 201
City/State/Zip: HOUSTON, TX 77253-3092
Contact Person: SUE SELLERS
Phone: (281) 366-2052

CONTRACTOR: License #: 5302
Name: CHEVONNE DRILLING

Well Drilled For: [ ] Oil [ ] Gas [ ] OWWO [ ] Other
Well Class: [ ] Gas [ ] Infield [ ] Storage [ ] Seismic [ ] # of Holes
Type Equipment: [ ] Mud Rotary [ ] Pool Ext. [ ] Disposal [ ] Other

If OWWO: old well information as follows:
Operator: __________
Original Completion Date: __________ Original Total Depth: __________
Directional, Deviated or Horizontal wellbore? [ ] Yes [ ] No
If yes, true vertical depth: __________
Bottom Hole Location: __________
KCC DKT #: __________

CONSERVATION DIVISION
WICHITA, Ks

SEP 18 2003

CONSERVATION DIVISION
WICHITA, Ks

AFFIDAVIT

The undersigned hereby affirms that the drilling, completion and eventual plugging of this well will comply with K.S.A. 55-101 et seq.
It is agreed that the following minimum requirements will be met:

1. Notify the appropriate district office prior to spudding of well;
2. A copy of the approved notice of intent to drill shall be posted on each drilling rig;
3. The minimum amount of surface pipe as specified below shall be set by circulating cement to the top; in all cases surface pipe shall be set through all unconsolidated materials plus a minimum of 20 feet into the underlying formation;
4. If the well is dry hole, an agreement between the operator and the district office on plug length and placement is necessary prior to plugging;
5. The appropriate district office will be notified before well is either plugged or production casing is cemented in;
6. If an ALTERNATE II COMPLETION, production pipe shall be cemented from below any usable water to surface within 120 days of spud date.

Or pursuant to Appendix "B" - Eastern Kansas surface casing order #133,891-C, which applies to the KCC District 3 area, alternate II cementing must be completed within 30 days of the spud date or the well shall be plugged. In all cases, NOTIFY district office prior to any cementing.

I hereby certify that the statements made herein are true and to the best of my knowledge and belief.

Date: 09/17/03
Signature of Operator or Agent: [Signature]
Title: REGULATORY STAFF ASSIST

Mail to: KCC - Conservation Division, 130 S. Market, Room 2078, Wichita, Kansas 67202
IN ALL CASES PLOT THE INTENTED WELL ON THE PLAT BELOW

Plat of acreage attributable to a well in a prorated or spaced field

If the intended well is in a prorated or spaced field, please fully complete this side of the form. If the intended well is in a prorated or spaced field, complete the plat below showing that the well will be properly located in relationship to other wells producing from the common source of supply. Please show all the wells within 1 mile of the boundaries of the proposed acreage attribution unit for gas wells and within 1/2 mile of the boundaries of the proposed acreage attribution unit for oil wells.

API No. 15-
Operator  BP AMERICA PRODUCTION COMPANY
Lease  NUSS 'A' GAS UNIT
Well Number  3
Field  PANAMA/COUNCIL GROVE

Location of Well: County: KEARNY

Location of Section: 1450 feet from X N/S Line of Section
1250 feet from X E/W Line of Section
Sec 26 Twp 24S S R 35W East X West

Is Section Regular or Irregular

If Section is irregular, locate well from nearest corner boundary.
Section corner used: NE NW SE SW

PLAT
(Show location of the well and shade attributable acreage for prorated or spaced wells.)
(Show footage to nearest lease or unit boundary line)

In plotting the proposed location of the well, you must show;
1. The manner in which you are using the depicted plat by identifying section lines, i.e., 1 section, 1 section with 8 surrounding sections, 4 sections, etc.;
2. The distance of the proposed drilling location from the section's south/north and east/west; and 3.
3. The distance to the nearest lease or unit boundary line.
4. If proposed location is located within a prorated or spaced field, a certificate of acreage attribution plat must be attached: (CO-7 for oil wells; CG-8 for gas wells).