NOTICE OF INTENT TO DRILL

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

Spud Date: February 18, 2004

OPERATOR: License # 33074
Name: Dart Cherokee Basin Operating Co. LLC
Address: 3541 County Rd 5400
City/State/Zip: Independence KS 67301
Contact Person: Tracy Williams
Phone: 520-331-7870

CONTRACTOR: License # 5675
Name: McPherson Drilling

Well Drilled For: Oil Gas Disposal Seismic
Type Equipment: Enh Rec Storage Disposal Other

If OWWO, old well information as follows:
Operator:
Well Name:
Original Completion Date:
Original Total Depth:
Directional, Deviated or Horizontal wellbore?
Yes No
If Yes, true vertical depth:
Bottom Hole Location:

KCC DKT #: 84904 FSL 750 FEL; NENE
IS: 4850 FS 440 FEL NENE NENEAFFIDAVIT

The undersigned hereby affirms that the drilling, completion and eventual plugging of this well will comply with K.S.A. 55 et. seq.

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

Date: February 9, 2004
Signature of Operator or Agent: Title: Superintendent

For KCC Use ONLY
API # 15: 205-2573 0000
Conductor pipe required: NONE
Minimum surface pipe required: 40 feet per Alt
Approved by:
This authorization expires: (This authorization void if drilling not started within 6 months of effective date )
Spud date:

Remember to:
- File Drill Pt Application (form CDP-1) with Intent to Drill;
- File Completion Form ACO-1 within 120 days of spud date;
- File acreage attribution plat according to field proration orders;
- Notify appropriate district office 48 hours prior to workover or re-entry;
- Submit plugging report (CP-4) after plugging is completed;
- Obtain written approval before disposing or injecting salt water.
- If this permit has expired (See: authorized expiration date) please check the box below and return to the address below.

Mail to: KCC - Conservation Division, 130 S. Market - Room 2078, Wichita, Kansas 67202
IN ALL CASES PLOT THE INTENDED 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 and 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 all wells.

API No. 15 -
Operator: Dart Cherokee Basin Operating Co. LLC
Lease: M. Fulgham
Well Number: A4-36
Field: Cherokee Basin Coal Gas Area

Number of Acres attributable to well: 40
QTR / QTR / QTR of acreage: NW NE NE NE

Location of Well: County: Wilson
4940 4850 feet from N / ✓ S Line of Section
750 420 feet from ✓ E / W Line of Section
Sec. 36 Twp. 29 S. R. 14 ✓ East ✓ 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 the nearest lease or unit boundary line.)

29 S

14 E

EXAMPLE

NOTE: In all cases locate the spot of the proposed drilling location.

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.
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).