KANSAS CORPORATION COMMISSION
OIL & GAS CONSERVATION DIVISION
NOTICE OF INTENT TO DRILL

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

For KCC Use:
Effective Date: 2-16-04
District # 3
SGA? Yes No

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: 620-331-7870

CONTRACTOR: License# 5675
Name: McPherson Drilling

Well Drilled For:

- Oil
- Gas (Storage)
- OWO (Disposal)
- Seismic
- Other

Well Class:

- Enh Rec
- Infield
- Wildcat
- Other

Type Equipment:

- Mud Rotary
- Air Rotary
- Cable

Well Name: McPherson Drilling
Original Completion Date: 1/01/04
Original Total Depth: 1000 ft

Directional, Deviated or Horizontal well:
Yes No

If Yes, true vertical depth:

Bottom Hole Location:

KCC DKT:

Spud Date: February 18, 2004

Spot
NE NE
36 Sec.
Twp. 29
S. R. 14
East
West
4940 feet from
N S Line of Section
750 feet from
E W Line of Section

Is SECTION Regular Irregular?

(Note: Locate well on the Section Plat on reverse side)

County: Wilson
Lease Name: M. Fulgham
Well #. A4-36
Field Name: Cherokee Basin Coal Gas Area
Is this a Prorated / Spaced Field?
Yes No

Target Information(s):
Mississippian

Nearest Lease or unit boundary: 340

Ground Surface Elevation: 550 ft MSL
Water well within one-quarter mile:
Yes No
Public water supply well within one mile:
Yes No

Depth to bottom of fresh water:

Depth to bottom of usable water:

Surface Pipe by Alternate:
1 2
Length of Surface Pipe Planned to be set: 2405 ft
Length of Conductor Pipe required:

Projected Total Depth: 1354
Formation at Total Depth: Mississippian

Water Source for Drilling Operations:
Well Farm Pond Other

DWR Permit:

(Note: Apply for Permit with DWR)
Will Cores be taken:
Yes No

If Yes, proposed zone:

AFFIDAVIT

The undersigned hereby affirms that the drilling, completion and eventual plugging of this well will comply with K.S.A. 55 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 plugging. 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: February 9, 2004
Signature of Operator or Agent: Title: Superintendent

For KCC Use ONLY
API # 15: 205-25 733.00-00
Conductor pipe required: None feet
Minimum surface pipe required: 40 feet per Alt. +
Approved by: 2-15-04
This authorization expires: 8-11-04
(This authorization void if drilling not started within 6 months of effective date.)
Spud date: Agent:

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

Remember to:
- File Drill Plt Application (form CDP-1) with Intent to Drill;
- File Completion Form ACO-1 within 120 days of spud date;
- File acreage attribution plot 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.

Well Not Drilled - Permit Expired
Signature of Operator or Agent: Date:
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 oil 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

Location of Well: County: Wilson
4940 feet from N / S Line of Section
750 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.)

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: (CD-7 for oil wells; CG-8 for gas wells).