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: 4-25-04

District #: □ Yes □ No

SGA?:

KCC WICHITA

Received APR 19, 2004

FORM C-1

Form must be Typed
Form must be Signed
All blanks must be filled

Expected Spud Date: April 27, 2004

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

CONTRACTOR: License# 5675
Name: McPherson Drilling

Well Drilled For: ○ Oil □ Storage □ Other
Well Class: ○ Seismic ○ Enh Rec ○ Infield ○ Storage ○ Downhole ○ Other
Type Equipment: ○ Mud Rotary ○ Air Rotary

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 #:

Spot
C. SE NE Sec. 33 Twp. 32 S. R. 15E
3300 FSL feet from \[ N / \[ S Line of Section
660 FEL feet from \[ E / \[ W Line of Section
Is SECTION □ Regular □ Irregular

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

County: Montgomery

Lease Name: J & V Gordon Trusts

Field Name: Cherokee Basin Coal Gas Area

Is this a Prorated / Spaced Field?
□ Yes □ No

Target Information(s): Mississippian

Nearest Lease or unit boundary: 660 feet

Ground Surface Elevation: 802 feet

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:

Length of Conductor Pipe required:

PROJECTED TOTAL DEPTH: 1410 feet

Formation at Total Depth: Mississippian

Water Source for Drilling Operations:
□ Well □ Farm Pond □ Other

DWR Permit #:

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 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 #135,891-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.

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

Date: April 14, 2004
Signature of Operator or Agent: Tony Williams
Title: Regulatory & Safety Compliance

Remember to:
- File Drill Pit Application (form CDP-1) with Intent to Drill;
- File Completion Form ACC-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.

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

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 oil wells.

API No. 15 -
Operator: Dart Cherokee Basin Operating Co. LLC
Lease: J & V Gordon Trust 5
Well Number: B4-33
Field: Cherokee Basin Coal Gas Area
Number of Acres attributable to well: 40
QTR / QTR / QTR of acreage: C , SE , NE

Location of Well: County: Montgomery
3300 FSL feet from N / S Line of Section
660 FEL feet from E / W Line of Section
Sec. 33  Twp. 32  S. R. 15E [✓ 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: (CG-7 for oil wells; CG-8 for gas wells).