NOTICE OF INTENT TO DRILL

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

For KCC Use:
Effective Date: 5-3-04
District #: 3
SGA: Yes No

Expected Spud Date: May 14, 2004

OPERATOR: License #: 33074
Name: Darin Cherokee Basin Operating Co. LLC
Address: 3541 County Rd 5400
City/State/Zip: Independence KS 67301
Contact Person: Tony Williams
Phone: 620-331-5870

CONTRACTOR: License #: 5675
Name: McPherson Drilling

Well Drilled For:

☐ Gas ☐ Storage ☐ WOVO ☐ Other
☐ Enh Rec ☐ Pool Ext. ☐ Disposal ☐ Seismic; # of Holes
☐ Mud Rotary ☐ Air Rotary ☐ Wildcat ☐ Cable

If OWVO: 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:

KCC DKT:
X WAS: 3300' FSL, 4620' FEL, SW NW
TS: 3067' FSL, 4897' FEL, APSW SW NW

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 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: April 26, 2004
Signature of Operator or Agent:

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