NOTICE OF INTENT TO DRILL

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

For KCC Use Only
API # 15 - 125-30632-0000
Conductor pipe required None
Minimum surface pipe required 20 feet per Alt. #
Approved by: QG8.276.04
This authorization expires: 2.26.05
(This authorization void if drilling not started within 6 months of effective date.)
Spud date: Agent:

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KANSAS CORPORATION COMMISSION
OIL & GAS CONSERVATION DIVISION

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Expected Spud Date: September 2, 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: 620-331-7870

CONTRACTOR: License# 5673
Name: McPherson Drilling

Well Drilled For: Oil
Well Class: Storage
Type Equipment: Infield

If OWWO: old well information as follows:
Operator:
Well Name:
Original Completion Date: Original Total Depth:
Directional, Deviated or Horizontal well: Yes
If true, vertical depth:
Bottom Hole Location:
KCC DKT #:

This notice replaces 15-125-30632-0000 which will expire 9-29-04

AFFIDAVIT

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

Date: August 25, 2004
Signature of Operator or Agent: Tony Williams
Title: Sr Regulatory & Safety Compliance Specialist
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: C. Gordon
Well Number: A3-33
Field: Cherokee Basin Coal Gas Area
Number of Acres attributable to well: 40
QTR / QTR / QTR of acreage: SE, NW, NE

Location of Well: County: Montgomery
4500 FSL feet from N / S Line of Section
1700 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: (CO-7 for oil wells; CG-8 for gas wells).