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:

Form C-1
September 1993
Form must be Typed
All blanks must be Filled

Expected Spud Date: 02 01 2005

OPERATOR: Licensee: 7aa5652
Name: Niobrara Petroleum Inc.
Address: 5 Inverness Drive East, Suite 120
City/State/Zip: Englewood, CO 80112
Contact Person: Pat Bunchard
Phone: (303) 925-0696

CONTRACTOR: Licensee: 33350
Name: Southwind Drilling Inc.

Well Drilled For: Oil Gas Storage Disposal Other
Well Class: Enth Rec Infield Pool Ext. Air Rotary Other
Type Equipment: Mud Rotary Wireline Cable

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

KCC DKT #: 1 2 0 2 0 0 5

Date: 6 2 3 2 0 0 5

Affidavit

The undersigned hereby affirms that the drilling, completion and eventual plugging of this well will comply with K.S.A. 55-101, 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 in dry hole an agreement between the operator and the district office on slug length and placement is necessary prior to re-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 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: 11/3/2005
Signature of Operator or Agent: [Signature]
Title: [Title]

Remember to:
- File Drill Per Application (form CDP-1) with Intent to Drill;
- File Completion Form ACD-1 within 120 days of spud date;
- File acreage assignment plat according to field pronation orders;
- Notify appropriate district office 48 hours prior to wacoover or re-entry;
- Submit plugging report (CP-4) after plugging is completed;
- Obtain written approval before disposing or injecting salt water.

Mail to: KCC - Conservation Division, 130 S. Market - Room 278, Wichita, Kansas 67202

For KCC Use ONLY
API #: 13524380000
Conductor pipe required: [Yes/No]
Minimum surface equipment: [400/600] Nw per Acre [O]
[Approved by]
For this authorization expires: 7/20/2005
This authorization void of drilling not started within 6 months of effective date.
Spud date: [6/22/2005]

[Agent]
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.: 135-29338 00 00
Operator: ____________________________
Lease: Byron
Well Number: 3-34
Field: Ranger
Number of Acres attributable to well: __________________
QTR / QTR / QTR of acreage: W2/2, W2, SW

Location of Well: County: Ness
feet from 0 N foot from 0 E
Sec. 34, Tp. 20, R. 33E
F. R. 23
East ✓ West

If Section is Irregular, locate well from nearest lease or unit boundary line.
Section corner used: NE, NW, SE, SW

PLAT
(Show location of the well and shite attributable acreage for prorated or spaced wells.)
(Show footage to the nearest lease or unit boundary line.)

RECEIVED
JAN 18 2005
KCC WICHITA

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

In printing 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 all wells; CO-8 for gas wells).