NOTICE OF INTENT TO DRILL

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

For KCC Use Only

API 15

Conductor pipe required:

Minimum surface pipe required:

Approved by

This authorization void if driller not started within 6 months of effective date.

Spud date:

For KCC Use ONLY

AP # 15 - 007 22877.000

Conductor pipe required:

Minimum surface pipe required:

Approved by

This authorization void if driller not started within 6 months of effective date.

Spud date:

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

RECEIVED
JAN 0 2005
KCC WICHTA

AFFIDAVIT

The undersigned hereby affirms that the drilling, completion and eventual plugging of this well will comply with K.S.A. 55 et seq. If it appears that the following minimum requirements will be met:

1. Notice 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 a 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 completion, production pipe shall be cemented from below any usable water surface within 120 days of spud; Or pursuant to Appendix "K", Eastern Kansas surface casing order #133,891-C, which applies to the KCC District 3 area, alternate casing must be completed within 90 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: January 19, 2000

Signature of Operator or Agent:

Title:

Rudy H. Staley

RECEIVED
JAN 0 2005
KCC WICHTA
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: ______________________________
Lessee: ______________________________
Well Number: __________________________
Field: ________________________________

Number of Acres attributable to well: __________________________
QTR / QTR / QTR of acreage: __________________________

Location of Well: County: ________________________________

Location: feet from S / N Line of Section
feet from E / W Line of Section
Sec. ________ Twp. ________ R. ________

is Section: □ Regular or □ Irregular
If Section is Irregular, locate well from nearest corner boundary.
Section corner used: □ NE □ NW □ SE □ SW

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

Seward County

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; CO-6 for gas wells).
January 26, 2005

Mr. Randy Newberry
R & B Oil & Gas
PO Box 195
Attica, KS 67009-0195

Re: Drilling Pit Application
Werner A Lease Well No. 1
NE/4 Sec. 27-32S-10W
Barber County, Kansas

Dear Mr. Newberry:

District staff has inspected the location and has determined that an unsealed condition will present a pollution threat to water resources. District staff has instructed that no earthen pits are to be used at the location. Steel pits are to be used.

This office has received the haul-off pit application located in SW/4 Sec. 12-32S-10W, Barber County, Kansas. District staff has determined that the pit shall be constructed without slots, the bottom shall be flat and reasonably level, and the free fluids must be removed. The fluids are to be removed from the haul-off pit as soon as the Hutchinson Salt section has been drilled through and displacment of the fluids into the haul-off pit has occurred. The fluids should be removed again as soon as practical after drilling operations have ceased.

If production casing is set all completion fluids shall be removed on a daily basis.

The fluids should be taken to an authorized disposal well. Please call the District Office at (620) 225-8888 when the fluids have been removed. Also please file the enclosed CDP-5 form, Surface Pond Waste Transfer, within 30 days of fluid removal.

A copy of this letter should be posted in the doghouse along with the approved Intent to Drill.

If you have any questions or concerns please feel free to contact the undersigned at the above address.

Sincerely,

Kathy Haynes
Environmental Protection and Remediation Department

cc: S Durrant