NOTICE OF INTENT TO DRILL

For KCC Use

For KCC Use ONLY

KANSAS CORPORATION COMMISSION
Oil & Gas Conservation Division

NOTICE OF INTENT TO DRILL

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

Expect # Spud Date: February 14, 2005

OPERATOR: License #: 33014
Name: Dart Cherokee Basin Operating Co. LLC
Address: 3541 County Rd S5400
City/State/Zip: Lecompton KS 66031
Contact Person: Tony Williams
Phone: 913-331-7870

CONTRACTOR: License #: 5675
Name: McPherson Drilling

Well Drilled For: Oil
Well Class: Oil
Type of Equipment: Trencher

Oil Enr Rec: Infilled
Gas Enr Rec: Infilled
Water Enr Rec: Infilled
Natural Gas: Infilled
OIl Disposal: None
Oil Test: None
Well: INF

If OWN: old well information as follows:
Owner:
Well Name:
Original Completion Date: Original Total Depth:
Directional, deviated or Horizontal well?:
Yes
No
Yes
No
Yes
No
Yes
No
Yes
No

If Yes, true vertical depth:
Bottom Hole Location:
KCC DKT #:

AFFIDAVIT

The undersigned party affirms that the drilling, completion and eventual plugging of this well will comply with K.A.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 expended 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, as 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 into;
6. If an ALTERTED COMPLETION, production shall be commenced within 30 days after completion of 30 days from the end of the ALTERTED COMPLETION well.

Or pursuant to Appendix 18 - Eastern Kansas surface casing order 1133,391-C, which applies to the KCC District 3 area, all cementing must be completed within 30 days of the spud date or the well shall be plugged. In all cases, NOTFIPS 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.

Signature of Operator or Agent:

Date: February 4, 2005

Mail to: KCC - Conservation Division, 130 S. Market - Room 207A, Wichita, Kansas 67202

Remember to:
- File 3rd Part Application (form CP-1) with Inspector Drag
- File Completion Form ACC-1 within 120 days of spud date;
- Submit surface completion plan as directed to implementation dates;
- Notify appropriate district office 48 hours prior to re-enter;
- Submit a report (CP-4) after plugging is completed;
- Obtain written approval before disposing or injecting salt water.
- Submit all forms to the above address.

Well Not Drilled - Permit Expired

Signature of Operator or Agent:

Date: March 15, 2005
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 attributable unit for gas wells and within 1/2 mile of the boundaries of the proposed acreage attributable unit for oil wells.

API No. 15
Operator:   Cherokee Basin Operating Co. LLC
Wells:     Warner
Well Number: 01-36
Field:   Cherokee Basin Coal Gas Area
Number of Acres to Well: 40
GTR/QTR/GTR of acreage: SE, SW

Location of Well
County: Montgomery
400 FSL

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 acreage attributable acreage for prorated or spaced wells.)
(Show footprint to the nearest lease or unit boundary line.)

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

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 line, 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 attributable plat must be attached: CG-7 for oil wells, CG-8 for gas wells.

RECEIVED
FEB 07 2005
KCC WICHITA