**NOTICE OF INTENT TO DRILL**

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

**FOR KCC USE**

<table>
<thead>
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<th>Effective Date</th>
<th>29-7-05</th>
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**For KCC Use Only**

API # 15

- SPUD DATE: 9-28-05
- CONDUCTOR PIPE REQUIRED: 4 125 - 3085 /1000
- MINIMUM MODERATE RISE: 125 - 3085 /1000 feet per 1000 feet.

This authorization expires:

(Valid until drilling stops within 6 months of effective date.)

SPUD DATE: 9-28-05

**OPERATOR**

Name: Darl Cherokee Basin Operating Co., LLC

Address: 211 W. Myrtle

City/County: Independence KS 67301

Contact Person: Tony Williams

Phone: 620-331-7870

**CONTRACTOR**

Name: Matheney Drilling

**LICENSED**

- Well Class: Mud Rotary
- Type Equipment: Air Rotary
- Other

**DIVISION: old well information as follows:**

- Operator:
  - Well Name:
  - Original Completion Date:
  - Original Total TVIP:

- Directional, Deviated or Horizontal well?
  - Yes

- Bottom Hole Location:

- KCC DKT:

**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. Notfy the appropriate district office prior to spudding of wall.
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 cementing to the top in all casing surface pipe shall be removed 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 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 #135259-1-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: September 21, 2005

Signature of Operator or Agent: Jon Williams

Title: State Regulatory & Safety Compliance Specialist

Mail to: KCC - Conservation Division, 130 S. Market - Room 2078, Wichita, Kansas 67202
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 attribute 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 & S Shultz
Well Number: 83-2
Field: Cherokee Basin Coal Gas Area
Number of Acres attributable to well: 40
QTR / QTR / QTR of acreage: W2 — SW — NE

location of Well: County: Montgomery
3200 FBL
300 FBL
Sec. 2
Line of Section
Twp. 31
S. R. 14E
Line of Section
N. E. W. E.

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. one section, 1 section with 8 surrounding sections, 4 sections, etc.
2. The distance of the proposed drilling location from the section's south / north / west / east.
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 (CG-7 for oil wells; CG-8 for gas wells).