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: 8-13-06
Effective Date: 3
District #: 3
SGA? [ ] Yes [x] No

Expected Spudding Date: August 17, 2006

OPERATOR: License #: 33074
Name: Dart Cherokee Basin Operating Co. LLC
Address: 211 W Myrtle
City/State/Zip: Independence KS 67301
Contact Person: Tony Williams
Phone: 620-331-7870

CONTRACTOR: License #: Unknown
Name: Will advise of licensed contractor on ACO-1

Well Drilled For: [ ] Oil [ ] Gas [ ] Storage [ ] OWSO [ ] Seismic
Well Class: [ ] Infield [ ] Storage [ ] Pool Ext. [ ] Wildcat [ ] Cable
Type Equipment: [ ] Mud Rotary [ ] Air Rotary [ ] Wildcat [ ] Cable

If OWSO: old well information as follows:
Operator:
Well Name:
Original Completion Date:
Original Total Depth:
Directional, Deviated or Horizontal wellbore? [ ] Yes [x] No
If Yes, true vertical depth:
Bottom Hole Location:
KCC DKT #:

Spot NE NE - SE Sec. 31 Tr. 33 S. R. 14E
2483 FSL feet from N / W Line of Section
150 FEL feet from E / W Line of Section

Is SECTION [ ] Regular [x] Irregular?
(Note: Locate well on the Section Plat on reverse side)

County: Montgomery
Lease Name: Powell Trusts et al
Well #: C4-31 SWD
Field Name: Cherokee Basin Coal Gas Area
Is this a Prorated / Spaced Field? [ ] Yes [x] No
Target Information(s): Arbuckle
Nearest Lease or unit boundary: 30 feet (SWD)
Ground Surface Elevation: 338
Water well within one-quarter mile: [ ] Yes [x] No
Public water supply well within one mile: [ ] Yes [x] No
Depth to bottom of fresh water: 150'
Depth to bottom of usable water: 175'
Surface Pipe by Alternate: [ ] 1 [ ] 2
Length of Surface Pipe Planned to be set: 40'
Length of Conductor Pipe required:
Projected Total Depth: 2064 feet
Formation at Total Depth: Arbuckle
Water Source for Drilling Operations:
[ ] Well [ ] Farm Pond [ ] Other
DWR Permit #:
(Note: Apply for Permit with DWR)

Will Cores be taken? [ ] Yes [ ] No
If Yes, proposed zone:

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. 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 dry hole, an agreement between the operator and the district office on plug length and placement is necessary prior to plugging;
5. The alternate 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.

Or pursuant to Appendix "B" - Eastern Kansas surface casing order #133,891-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: August 7, 2006
Signature of Operator or Agent: [Signature]
Title: Sr. 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 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 - 125-31195-0000
Operator: Dart Cherokee Basin Operating Co. LLC
Lease: Powell Trusts et al
Well Number: C4-31 SWD
Field: Cherokee Basin Coal Gas Area
Number of Acres attributable to well: 40
QTR / QTR / QTR of acreage: NE NE SE

Location of Well: County: Montgomery
2463 FSL feet from N / S Line of Section
150 FEL feet from E / W Line of Section
Sec. 31 Twp. 33 S. R. 14E 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: (CG-7 for oil wells; CG-8 for gas wells).
KANSAS CORPORATION COMMISSION
OIL & GAS CONSERVATION DIVISION
APPLICATION FOR SURFACE PIT

Submit in Duplicate

Operator Name: Dart Cherokee Basin Operating Co. LLC
License Number: 33074

Operator Address: 211 W Myrtle
Independence KS 67301

Contact Person: Tony Williams
Phone Number: (620) 331-7870

Lease Name & Well No.: Powell Trusts et al C4-31 SWD

Pit Location (QQQQ): . NE . NE . SE
Sec 31 Twp 33 R 14E ✓ East ☐ West
2483 FSL Feet from ☐ North ✓ South Line of Section
150 FEL Feet from ✓ East ☐ West Line of Section
Montgomery County

Is the pit located in a Sensitive Ground Water Area? ☐ Yes ✓ No
Chloride concentration: ______________________ mg/l
(For Emergency Pits and Settling Pits only)

Is the bottom below ground level? ✓ Yes ☐ No
Artificial Liner? ✓ Yes ☐ No

How is the pit lined if a plastic liner is not used?
Natural Clays

Pit dimensions (all but working pits): 35 Length (feet) 30 Width (feet) N/A: Steel Pits
Depth from ground level to deepest point: 5 (feet)

If the pit is lined give a brief description of the liner material, thickness and installation procedure.

Describe procedures for periodic maintenance and determining liner integrity, including any special monitoring.

RECEIVED
Aug 8
KOC WICHITA

Distance to nearest water well within one-mile of pit
N/A feet Depth of water well ____________ feet

Emergency, Settling and Burn Pits ONLY:

Producing Formation:

Number of producing wells on lease:

Barrels of fluid produced daily:

Does the slope from the tank battery allow all spilled fluids to flow into the pit? ☐ Yes ✓ No

Depth to shallowest fresh water ____________ feet.
Source of information: ____________ measured ____________ well owner ____________ electric log ____________ KDWR

Drilling, Workover and Haul-Off Pits ONLY:

Type of material utilized in drilling/workover: Air

Number of working pits to be utilized: one

Abandonment procedure: Air dry, fill

Drill pits must be closed within 365 days of spud date.

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

August 7, 2006
Signature of Applicant or Agent

KCC OFFICE USE ONLY

Date Received: ✔ 8/14/06 Permit Number: ✔ 8/14/06 Permit Date: ✔ 8/14/06 Lease Inspection: ☐ Yes ☑ No

Mail to: KCC - Conservation Division, 130 S. Market - Room 2078, Wichita, Kansas 67202
NOTICE TO OPERATORS FILING INTENT TO DRILL
FOR DISPOSAL OR ENHANCED RECOVERY
INJECTION WELLS, (CLASS II INJECTION WELL)

The attached approved Notice of Intent to Drill indicates the proposed well is to be used for injection. An approved “Intent to Drill” does not approve injection authority as a Class II Injection Well in Kansas.

Before any well is used for injection purposes, the operator must file an application for injection authority in accordance with K.A.R. 82-3-401 and provide notice in accordance with K.A.R. 82-3-402. The Conservation Division must issue a written permit granting the application before commencement of injection.

The Conservation Division requirements and restrictions associated with Class II Injection are identified in K.A.R. 82-3-400 et seq of our regulations. Associated regulations governing drilling, completion and injection applications may be found in K.A.R. 82-3-135, Table I, Table II, in the Cedar Hills Sandstone Moratorium, (Docket #156,397-C), and the Eastern Kansas Surface Casing Order, (Docket #133,891-C).

If you have questions regarding the approval of injection authority, an injection application may be filed as a "Design Approval" before actual drilling and completion of the well occurs. If you have any questions or concerns regarding Class II injection wells or regulations, call the Underground Injection Control Department at 316-337-6200.

Failure to obtain commission approval before beginning injection is punishable by a penalty, shut-in of the well or both.