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:

Effective Date: 3-21-04

District #: 3

SGA? Yes No

Expected Spud Date: March 26th, 2004

OPERATOR: License#: 33300

Name: Evergreen Operating Corporation

Address: 1401 17th Street, Suite 1200

City/State/Zip: Denver, CO, 80202

Contact Person: Tom Erwin

Phone: 303-298-8100 ext 1330

CONTRACTOR: License#: 33381

Name: Ensign Drilling Company

Spot SW SE 20 5S N E

694 feet from S R 18E East

2015 feet from W Line of Section

Is SECTION Regular Irregular

(Note: Locate well on the Section Plat on reverse side)

County: Atchison County, Kansas

Lease Name: Swenson

Well #: 34-20

Field Name: Forest City Coal Gas Area

Is this a Prorated / Spaced Field? Yes No

Target Information(s): Cherokee Group

Nearest Lease or unit boundary: 694

Ground Surface Elevation: 1105 feet MSL

Water well within one-quarter mile: Yes No

Public water supply well within one mile: Yes No

Depth to bottom of fresh water: 100+

Depth to bottom of usable water: 200 - 580

Surface Pipe by Alternate: 1 2

Length of Surface Pipe Planned to be set: 44

Length of Conductor Pipe required: N/A

Projected Total Depth: 2000

Formation at Total Depth: Cherokee Group

Water Source for Drilling Operations: Yes No

Well Farm Pond Other

DWR Permit #: N/A

(Note: Apply for Permit with DWR)

Will Cores be taken? Yes No

If Yes, proposed zone: Coals and Shales

KCC DKT #: SEE ALT. REQUIREMENTS FOR ATCHISON COUNTY

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 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 spudd 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 spudd 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: 3/11/2004

Signature of Operator or Agent: Alonzo McEwan Title: Sr. Operations Engineer

For KCC Use ONLY

API # 15: OOS - 2011 9:00:00

Conductor pipe required NONE feet

Minimum surface pipe required 40 feet per Alt. &

This authorization expires: 9-16-04

THIS AUTHORIZATION VEO IF DRILLING NOT STARTED WITHIN 6 MONTHS OF EFFECTIVE DATE

Spud date: Agent:

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

RECEIVED

MAR 15 2004

Received by:

FORM MUST BE TYPED
FORM MUST BE SIGNED
ALL BLANKS MUST BE FILLED

December 2000
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 - Evergreen Operating Corporation
Operator: Swendson
Lease: Forest City Coal Gas Area
Well Number: 34-20
Field: County: Atchison County, Kansas

Location of Well: 694 feet from N / S Line of Section
2015 feet from E / W Line of Section
Sec. 20 Twp. 5S S. R. 18E 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.)

RECEIVED
MAR 15 2004
KCC WICHITA

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).