NOTICE OF INTENT TO DRILL

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

Expected Spud Date: August 30, 2004

OPERATOR: R & B OIL & GAS
Name: Randy Newberry
Address: P. O. Box 195
City/State/Zip: Attica, Kansas 67009-0195
Phone: 620-254-7251

CONTRACTOR: DUKE DRILLING CO., INC.
Name: 5929

Well Drilled For: Oil
Well Class: Infield
Type Equipment: Mud Rotary

Well Drilled For: Gas
Well Class: Storage
Type Equipment: Air Rotary

Well Drilled For: OWO
Well Class: Disposal
Type Equipment: Wildcat

Well Drilled For: Seismic
Well Class: # of Holes
Type Equipment: Cable

If OWO: old well information as follows:
Operator: 
Well Name:
Original Completion Date: Original Total Depth:

Directional, Deviated or Horizontal wellbore? Yes No
If Yes, true vertical depth:
Bottom Hole Location:
KCC DKT:

C
5'S & 140' W of NE Sec. 20 Twp. 32 S. R. 8

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

County: Harper
Lease Name: GILL
Field Name: Sullivan East
Target Information(s): Stalnaker
Nearest Lease or unit boundary:

Water well within one-quarter mile:
Public water supply well within one mile:

Surface Pipe by Alternate:
Length of Surface Pipe Planned to be:
Length of Conductor Pipe required:

Projected Total Depth:
Formation at Total Depth:

Water Source for Drilling Operations:
Well Farm Pond Other
DWR Permit #:

Will Cores be taken? Yes No
(Note: Apply for Permit with DWR)
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 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 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: 8/12/04 Signature of Operator or Agent:

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 - 
Operator: 
Lease: 
Well Number: 
Field: 
Number of Acres attributable to well: 
QTR / QTR / QTR of acreage: 

Location of Well: County: 

Sec. Twp. S. R. 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.

HARPER 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; CG-8 for gas wells).
September 15, 2004

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

Re: Drilling Pit Application
    Gill Lease Well No. 2
    SW/4 Sec. 20-32S-08W
    Harper County, Kansas

Dear Mr. Newberry:

District staff has inspected the above referenced location and has determined that the reserve 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 reserve pit as soon as the Hutchinson Salt section has been drilled through and displacement of the fluids into the reserve pit has occurred. The fluids should be removed again within 72 hours 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 (316) 630-4000 when the fluids have been removed. Also, please file the enclosed CDP-5, 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,

           [Signature]

Kathy Haynes
Environmental Protection and Remediation Department

cc: Doug Louis