

Well will not be drilled or Permit Expired Date: \_

Signature of Operator or Agent:

For KCC	Use:	
Effective	Date:	
District #		
SGA?	Yes No	

## KANSAS CORPORATION COMMISSION OIL & GAS CONSERVATION DIVISION

Form C-1 March 2010 Form must be Typed Form must be Signed All blanks must be Filled

# **NOTICE OF INTENT TO DRILL**

Expected Spud Date:	Spot Description:
month day year	
OPERATOR: License#	feet from N / S Line of Section
Name:	feet from E / W Line of Section
Address 1:	Is SECTION: Regular Irregular?
Address 2:	(Note: Locate well on the Section Plat on reverse side)
City:	County:
Contact Person:	Lease Name: Well #:
Phone:	Field Name:
CONTRACTOR: License#	Is this a Prorated / Spaced Field?
Name:	Target Formation(s):
Well Drilled For: Well Class: Type Equipment:	Nearest Lease or unit boundary line (in footage):
Oil Enh Rec Infield Mud Rotary	Ground Surface Elevation:feet MS
Gas Storage Pool Ext. Air Rotary	Water well within one-quarter mile:
Disposal Wildcat Cable	Public water supply well within one mile:
Seismic ;# of Holes Other	Depth to bottom of fresh water:
Other:	Depth to bottom of usable water:
	Surface Pipe by Alternate: I II
If OWWO: old well information as follows:	Length of Surface Pipe Planned to be set:
Operator:	Length of Conductor Pipe (if any):
Well Name:	Projected Total Depth:
Original Completion Date: Original Total Depth:	Formation at Total Depth:
	Water Source for Drilling Operations:
Directional, Deviated or Horizontal wellbore? Yes No	Well Farm Pond Other:
f Yes, true vertical depth:	DWR Permit #:
Bottom Hole Location:	( <b>Note:</b> Apply for Permit with DWR )
(CC DKT #:	Will Cores be taken?
	If Yes, proposed zone:
	11 163, proposed 2016.
AEE	
	IDAVIT
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Mail to: KCC - Conservation Division, 130 S. Market - Room 2078, Wichita, Kansas 67202 Side Two



For KCC Use ONLY	
API # 15	_

### IN ALL CASES PLOT THE INTENDED WELL ON THE PLAT BELOW

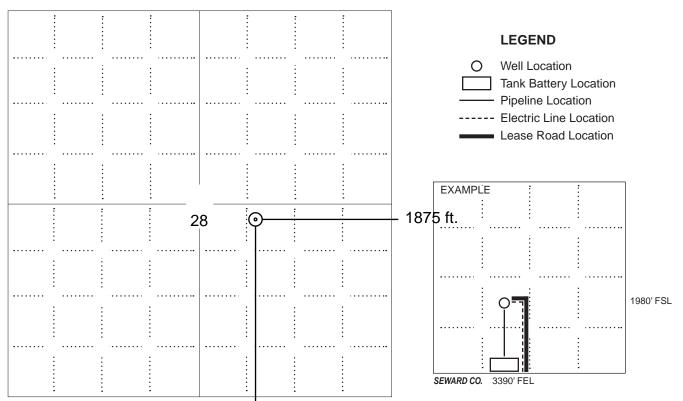
In all cases, please fully complete this side of the form. Include items 1 through 5 at the bottom of this page.

Operator:	Location of Well: County:				
Lease:	feet from N / S Line of Section				
Well Number:	feet from E / W Line of Section				
Field:	Sec Twp S. R				
Number of Acres attributable to well:	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. Show footage to the nearest lease or unit boundary line. Show the predicted locations of lease roads, tank batteries, pipelines and electrical lines, as required by the Kansas Surface Owner Notice Act (House Bill 2032).

You may attach a separate plat if desired.



NOTE: In all cases locate the spot of the proposed drilling locaton.

### 2425 ft.

### 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 south / north and east / west outside section lines.
- 3. The distance to the nearest lease or unit boundary line (in footage).
- 4. If proposed location is located within a prorated or spaced field a certificate of acreage attribution plat must be attached: (C0-7 for oil wells; CG-8 for gas wells).
- 5. The predicted locations of lease roads, tank batteries, pipelines, and electrical lines.



## KANSAS CORPORATION COMMISSION OIL & GAS CONSERVATION DIVISION

096686

Form CDP-1
May 2010
Form must be Typed

# **APPLICATION FOR SURFACE PIT**

Submit in Duplicate

Operator Name:			License Number:		
Operator Address:					
Contact Person:			Phone Number:		
Lease Name & Well No.:			Pit Location (QQQQ):		
Type of Pit:  Emergency Pit Burn Pit  Settling Pit Drilling Pit  Workover Pit Haul-Off Pit  (If WP Supply API No. or Year Drilled)  Is the pit located in a Sensitive Ground Water A  Is the bottom below ground level?  Yes No	Pit is:  Proposed Existing  If Existing, date constructed:  Pit capacity:  (bbls)  Area? Yes No  Artificial Liner?  Yes No		SecTwp R East West Feet from North / South Line of Section Feet from East / West Line of Section County County mg/l		
Pit dimensions (all but working pits):	Length (fee	et)	Width (feet) N/A: Steel Pits		
Depth fro	m ground level to dee	epest point:	(feet) No Pit		
If the pit is lined give a brief description of the line material, thickness and installation procedure.			dures for periodic maintenance and determining acluding any special monitoring.		
Distance to nearest water well within one-mile of	of pit:	Depth to shallo Source of infor	west fresh water feet. mation:		
feet Depth of water well	feet	measured	well owner electric log KDWR		
Emergency, Settling and Burn Pits ONLY:		Drilling, Work	over and Haul-Off Pits ONLY:		
Producing Formation:		Type of materia	ıl utilized in drilling/workover:		
Number of producing wells on lease:		Number of working pits to be utilized:			
Barrels of fluid produced daily:		Abandonment p	procedure:		
Does the slope from the tank battery allow all sp flow into the pit? Yes No	pilled fluids to	,	ne closed within 365 days of spud date.		
Submitted Electronically					
KCC OFFICE USE ONLY  Liner Steel Pit RFAC RFAS					
Date Received: Permit Numb	oer:	Permi	t Date: Lease Inspection: Yes No		



### Kansas Corporation Commission Oil & Gas Conservation Division

1096686

Form KSONA-1
July 2010
Form Must Be Typed
Form must be Signed
All blanks must be Filled

# CERTIFICATION OF COMPLIANCE WITH THE KANSAS SURFACE OWNER NOTIFICATION ACT

This form must be submitted with all Forms C-1 (Notice of Intent to Drill); CB-1 (Cathodic Protection Borehole Intent); T-1 (Request for Change of Operator Transfer of Injection or Surface Pit Permit); and CP-1 (Well Plugging Application).

Any such form submitted without an accompanying Form KSONA-1 will be returned.

Select the corresponding form being filed: C-1 (Intent) CB-1 (C	Cathodic Protection Borehole Intent)			
OPERATOR: License #	Well Location:			
Name:				
Address 1:	County:			
Address 2:	Lease Name: Well #:			
City: State: Zip:+	If filing a Form T-1 for multiple wells on a lease, enter the legal description of			
Contact Person:	the lease below:			
Phone: ( ) Fax: ( )				
Email Address:				
Surface Owner Information:				
Name:	When filing a Form T-1 involving multiple surface owners, attach an additional			
Address 1:	sheet listing all of the information to the left for each surface owner. Surface owner information can be found in the records of the register of deeds for the			
Address 2:	county, and in the real estate property tax records of the county treasurer.			
City: State: Zip:+				
the KCC with a plat showing the predicted locations of lease roads, tank	dic Protection Borehole Intent), you must supply the surface owners and batteries, pipelines, and electrical lines. The locations shown on the plat in the Form C-1 plat, Form CB-1 plat, or a separate plat may be submitted.			
I certify that, pursuant to the Kansas Surface Owner Notice Adowner(s) of the land upon which the subject well is or will be lo CP-1 that I am filing in connection with this form; 2) if the form b form; and 3) my operator name, address, phone number, fax, are	ct (House Bill 2032), I have provided the following to the surface potential:  1) a copy of the Form C-1, Form CB-1, Form T-1, or Form the being filed is a Form C-1 or Form CB-1, the plat(s) required by this end email address.  1) cknowledge that, because I have not provided this information, the			
KCC will be required to send this information to the surface ow	ner(s). To mitigate the additional cost of the KCC performing this fee, payable to the KCC, which is enclosed with this form.			
If choosing the second option, submit payment of the \$30.00 handling form and the associated Form C-1, Form CB-1, Form T-1, or Form CP-1	fee with this form. If the fee is not received with this form, the KSONA-1 1 will be returned.			
Submitted Electronically				

Township:		Range:		County:		State:	
							1875 FSL 2425 FEL

Tank Battery Road

Pipeline Electric Line

# **DECLARATION OF UNITIZATION**

AND RECORDED IN BOOK 180A PAGE 349
Wanda M. Vincent

THIS DECLARATION OF UNITIZATION is made this 27<sup>th</sup> day of September, 2012, by Black Diamond Oil, Inc., hereinafter called Lessee, WITNESSETH:

WHEREAS, the parties hereto desire the Oil and Gas Leases shown on Exhibit A, attached hereto and incorporated herein by reference, be consolidated and unitized into one operating unit according to, and in compliance with, the Rules and Regulations of the Kansas Corporation Commission.



AND WHEREAS, the Lessors of the **Sproul Trust Lease** covering the NW¼SE¼ Sec. 28-4-22 and the Lessor of the **Wagoner Lease** covering the SW¼NE¼ Sec. 28-4-22 have previously authorized Lessee to pool and unitize said lease so that each Lessor would receive pro rata division of all royalties from the sale of oil or gas or either of them produced from the Unitized Area in the proportion that each Lessor's mineral interest bears to the total minerals within the Unitized Area as set forth in Exhibit A.

NOW, THEREFORE, in consideration of these premises and of the mutual benefits hereinafter contained, Lessee does hereby pool and unitize the oil and gas leases set forth in Exhibit A in accordance with the following terms and conditions:

- 1. By virtue of the power and authority granted by each landowner/lessor to the Lessee, Lessee declares for all purposes that the oil and gas leases set forth in Exhibit A are pooled and unitized forming the Unitized Area described therein. The Unitized Area shall be developed and operated as one leased tract regardless of how the same or the minerals thereunder may be divided in ownership, just as though such Unitized Area had originally been covered by a single oil and gas lease. The oil, gas or either of them in, under or produced from said Unitized Area is pooled and unitized and shall be treated as an entirety and the royalties thereon shall be paid ratably to the owners of each particular tract in such Unitized Area in accordance with Exhibit A and as their interest in each such particular tract may appear and according to the applicable royalty provisions and other terms of the oil and gas lease covering that particular tract.
- 2. Exhibit A sets forth and establishes the total acreage owned by each Lessor. Royalty, overriding royalty, and working interest payments will be based upon the decimal interest in production from said Unitized Area as is also shown thereon and on the Division Order when issued.
- 3. Any oil or gas well producing in commercial quantities under the terms of this agreement, or the oil and gas leases subject to this agreement, shall be deemed to be drilled under the terms of and located on the lands covered by each of said oil and gas lease and operations for the drilling, reworking of or production of all oil or gas from any such well or wells shall operate to keep in force the entire oil and gas leasehold estate

under each of said leases, just as though such well or wells were located on particular land covered by each particular lease. The drilling of or production from any well capable of producing oil or gas in commercial quantities upon the Unitized Area shall constitute full and complete development of each of the oil and gas leases hereby unitized.

- 4. This declaration and the oil and gas leasehold rights of Lessee under all leases covering the tracts of land within the Unitized Area shall be and remain in full force and effect so long as oil or gas or either of them can be produced in commercial quantities from any well in said Unitized Area and shall not be effected by the expiration of the primary term of any of said leases.
- 5. This declaration and all of the terms and conditions hereof shall be considered as covenants running with the land and shall likewise extend to and be binding upon the heirs, successors, and assigns of all parties hereto.

**IN WITNESS WHEREOF**, the Lessee has executed this Declaration of Unitization as of the date first above written.

BLACK DIAMOND OIL, INC.

Attest:

Dena Vehige, Secretary

Kenneth Vehige, President

## **ACKNOWLEDGMENT FOR CORPORATION**

STATE OF KANSAS )

99'

COUNTY OF ELLIS )

The foregoing instrument was acknowledged before me this day of September, 2012, by Kenneth Vehige, President of Black Diamond Oil, Inc., a Kansas corporation, on behalf of the corporation.

My commission expires: 5/21/2015

Notary Public

### EXHIBIT A

### **UNIT AREA**

(S & W #1 UNIT)

A TRACT IN THE EAST HALF (E½) OF SECTION 28, TOWNSHIP 4 SOUTH, RANGE 22 WEST OF THE SIXTH P.M., Beginning at a point 1,485 feet West and 2,095 North of the Southeast Corner of said E½, thence North 710 feet, thence West 710 feet, thence South 710 feet, thence East 710 feet to the place of beginning, Norton County, Kansas, consisting of 11.57 acres, more or less.

# OIL AND GAS LEASES POOLED AND UNITIZED

1. Oil and gas lease dated April 27, 2001, recorded in Book 117A, pages 332-3, from Victor Wagoner, et.al., Lessors, to and in favor of Black Diamond Oil, Inc., Lessee, **ONLY IN SO FAR AS** said lease covers:

A TRACT IN THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER (SW½NE½) OF SECTION 28, TOWNSHIP 4 SOUTH, RANGE 22 WEST OF THE SIXTH P.M., Beginning at a point 165 feet West of the Southeast Corner of said SW½NE½, thence North 165 feet, thence West 710 feet, thence South 165 feet, thence East 710 feet to the place of beginning, consisting of 2.69 acres, more or less.

2. Oil and gas lease dated April 26, 2001, recorded in Book 117A, pages 330-1, from Lloyd Sproul as Trustee of the Lloyd Sproul Revocable Trust dated March 20, 1992 and Glenna Sproul as Trustee of the Glenna Sproul Revocable Trust dated March 20, 1992, Lessors, to and in favor of Black Diamond Oil, Inc., Lessee, **ONLY IN SO FAR AS** said lease covers:

A TRACT IN THE NORTHWEST QUARTER OF THE SOUTHEAST QUARTER (NW<sup>1</sup>/<sub>4</sub>SE<sup>1</sup>/<sub>4</sub>) OF SECTION 28, TOWNSHIP 4 SOUTH, RANGE 22 WEST OF THE SIXTH P.M., Beginning 165 feet West of the Northeast Corner of said NW<sup>1</sup>/<sub>4</sub>SE<sup>1</sup>/<sub>4</sub>, thence South 545 feet, thence West 710 feet, thence North 545 feet, thence East 710 feet to the place of beginning, consisting of 8.88 acres, more or less.

# TRACT PARTICIPATION

Each of the above tracts will participate on a 77% to 23% basis in the production of oil, gas and other minerals from the Unit Area.

# ROYALTY PARTICIPATION

Lloyd Sproul as Trustee of the Lloyd Sproul Revocable Trust dated March 20, 1992	.0480 Royalty
Glenna Sproul as Trustee of the Glenna Sproul Revocable Trust dated March 20, 1992	.0480 Royalty
Victor Wagoner and Rosalie Wagoner	.0290 Royalty