

RECEIVED
JAN 23 2004
KCC WICHITA

KANSAS CORPORATION COMMISSION
OIL & GAS CONSERVATION DIVISION
WELL PLUGGING APPLICATION
Please TYPE Form and File ONE Copy

Form CP-1
September 2003
This Form must be Typed
Form must be Signed
All blanks must be Filled

API # 15 - 065-03,224 - 00-00 (Identifier Number of this well). This must be listed for wells drilled since 1967; if no API # was issued,

indicate original spud or completion date _____.

Well Operator: Encore Operating Company KCC License #: 33069 7/04
(Owner / Company Name) (Operator's)

Address: 1601 Blake Street, Suite 500 City: Denver

State: CO Zip Code: 80202 Contact Phone: (303) 595 - 9251

Lease: Diebolt "B" Well #: 5 Sec. 33 Twp. 10 S. R. 23 East West

NW - NW - NE Spot Location / QQQQ County: Graham

330 Feet (in exact footage) From North / South (from nearest outside section corner) Line of Section (Not Lease Line)

2310 Feet (in exact footage) From East / West (from nearest outside section corner) Line of Section (Not Lease Line)

Check One: Oil Well Gas Well D&A Cathodic Water Supply Well
 SWD Docket # _____ ENHR Docket # _____ Other: _____

Conductor Casing Size: _____ Set at: _____ Cemented with: _____ Sacks

Surface Casing Size: 8-5/8" Set at: 227' Cemented with: 175 Sacks

Production Casing Size: 5-1/2" Set at: 3803' Cemented with: 125 Sacks

List (ALL) Perforations and Bridgeplug Sets: _____

Elevation: 2368' (G.L. / K.B.) T.D.: 3803' PBTD: _____ Anhydrite Depth: 1875'
(Stone Corral Formation)

Condition of Well: Good Poor Casing Leak Junk in Hole

Proposed Method of Plugging (attach a separate page if additional space is needed): Per KCC regulations. Note: Top of 2-3/8" tbg at approx. 1500' and top of 3/4" rods at approx. 1700'.

Is Well Log attached to this application as required? Yes No Is ACO-1 filed? Yes No

If not explain why? No log in file.

Plugging of this Well will be done in accordance with K.S.A. 55-101 et. seq. and the Rules and Regulations of the State Corporation Commission.

List Name of Company Representative authorized to be in charge of plugging operations: _____

Roland Nyp Phone: (785) 737 - 3242

Address: P. O. Box 213 City / State: Stockton, KS 67669

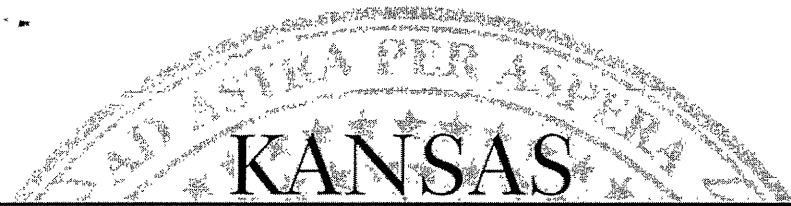
Plugging Contractor: Allied Cementing KCC License #: _____
(Company Name) (Contractor's)

Address: Russell, KS Phone: (785) 483 - 2627

Proposed Date and Hour of Plugging (if known?): 03/04

Payment of the Plugging Fee (K.A.R. 82-3-118) will be guaranteed by Operator or Agent
Date: 1/20/04 Authorized Operator / Agent: _____
(Signature)

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

**NOTICE OF RECEIPT OF WELL PLUGGING APPLICATION (CP-1)**

Encore Operating Company
1601 Blake Street, Suite 500
Denver, CO 80202

January 26, 2004

Re: DIEBOLT B #5
API 15-065-03224-00-00
NWNWNE 33-10S-23W, 330 FNL 2310 FEL
GRAHAM COUNTY, KANSAS

Dear Operator:

This letter is to notify you that the Conservation Division is in receipt of your plugging proposal, form CP-1, for the above-captioned well.

Your CP-1 has been reviewed by the Conservation Division central office for completeness and to verify license numbers. The plugging proposal will now be forwarded to the district office listed below for review of your proposed method of plugging.

Please contact the district office for approval of your proposed plugging method at least five (5) days before plugging the well, pursuant to K.A.R. 82-3-113 (b). If a workover pit will be used during the plugging of the well it must be permitted. A CDP-1 form must be filed and approved prior to the use of the pit.

The Conservation Division's review of form CP-1, either in the central or district office, does not include an inquiry into well ownership or the filing operator's legal right to plug the well.

This notice in no way constitutes authorization to plug the above-captioned well by persons not having legal rights of ownership or interest in the well. This notice is void after ninety (90) days from the above date.

District: #4
2301 E. 13th
Hays, KS 67601
(785) 625-0550

Sincerely

David P. Williams
Production Supervisor