

Scanned

For KCC Use: 6-5-06
 Effective Date: 6-5-06
 District #: 3
 SGA? ☐ Yes ☒ No

KANSAS CORPORATION COMMISSION
 OIL & GAS CONSERVATION DIVISION

NOTICE OF INTENT TO DRILL

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

Form C-1
 December 2002
 Form must be Typed
 Form must be Signed
 All blanks must be Filled

Expected Spud Date 7 8 2003
 month day year

OPERATOR: License# 33677 ✓
 Name: Canary Operating Corporation
 Address: 7230 W. 162nd Street, Suite A
 City/State/Zip: Stilwell, KS 66085
 Contact Person: Steve Allee
 Phone: 913-239-8960

CONTRACTOR: License# NA, will advise on ACO-1 Form
 Name: NA, will advise on ACO-1 Form

Well Drilled For: Well Class: Type Equipment:
☐ Oil ☒ Enh Rec ☒ Infield ☐ Mud Rotary
☒ Gas ☐ Storage ☐ Pool Ext. ☒ Air Rotary
☐ OWD ☐ Disposal ☐ Wildcat ☐ Cable
☐ Seismic; # of Holes ☐ Other

If OWWO: 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 #: _____

Spot SE SW SE Sec. 13 Twp. 16 S. R. 24 ☒ East
330 feet from ☐ N / ☒ S Line of Section
1650 feet from ☒ E / ☐ W Line of Section

Is SECTION ☒ Regular ☐ Irregular?

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

County: Miami
 Lease Name: Brugger Well #: 62-13-16-24
 Field Name: Paola-Rantoul?

Is this a Prorated / Spaced Field? ☐ Yes ☒ No

Target Formation(s): Marmaton & Cherokee Coals

Nearest Lease or unit boundary: 330'

Ground Surface Elevation: 1047 (Est. from Topo) 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: 250' +/-

Depth to bottom of usable water: 300' +/-

Surface Pipe by Alternate: ☐ 1 ☒ 2

Length of Surface Pipe Planned to be set: 20'

Length of Conductor Pipe required: None

Projected Total Depth: 700' +/-

Formation at Total Depth: Cherokee

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 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: 5-27-06 Signature of Operator or Agent: R.R. Allee Title: _____

For Canary Operating Corporation

Remember to:

- File Drill Pit Application (form CDP-1) with Intent to Drill;
- File Completion Form ACO-1 within 120 days of spud date;
- File acreage attribution plat according to field proration orders;
- Notify appropriate district office 48 hours prior to workover or re-entry;
- Submit plugging report (CP-4) after plugging is completed;
- Obtain written approval before disposing or injecting salt water.

- If this permit has expired (See: authorized expiration date) please check the box below and return to the address below.

☒ Well Not Drilled - Permit Expired
 Signature of Operator or Agent: R.R. Allee
 Date: 12-11-06

For KCC Use ONLY

API # 15 - 121-28215-0000

Conductor pipe required None feet

Minimum surface pipe required 20 feet per Alt. X2

Approved by: R.H. 5-31-06

This authorization expires: 11-30-06

(This authorization void if drilling not started within 6 months of approval date.)

Spud date: _____ Agent: _____

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

RECEIVED
 DEC 14 2006
 RECEIVED
 MAY 30 2006
 KCC WICHITA
 KCC WICHITA