

For KCC Use:  
Effective Date: 12-25-06  
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 December 26 2006  
month day year

OPERATOR: License# 31280  
Name: Birk Petroleum  
Address: 874 12th Rd SW  
City/State/Zip: Burlington, Kansas 66839  
Contact Person: Brian L. Birk  
Phone: 620-364-5875

CONTRACTOR: License# 8210  
Name: Edward E. Birk

Well Drilled For: ☒ Oil ☐ Enh Rec ☒ Infield ☒ Mud Rotary  
☐ Gas ☐ Storage ☐ Pool Ext. ☐ Air Rotary  
☐ OWWO ☐ 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 #: \_\_\_\_\_

WAS: 530 FSL, 2410 FWL; SESESW  
IS: 1850 FSL, 650 FWL; SW NWSW

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: December 18, 2006 Signature of Operator or Agent: [Signature] Title: Agent

For KCC Use ONLY

API # 15 - 031-22273-0000  
Conductor pipe required None feet  
Minimum surface pipe required 40 feet per Alt. X2  
Approved by: REH 12-20-06 / MTH 12-29-06  
This authorization expires: 6-20-07  
(This authorization void if drilling not started within 6 months of approval date.)  
Spud date: \_\_\_\_\_ Agent: \_\_\_\_\_

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: \_\_\_\_\_

Date: \_\_\_\_\_

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

KANSAS CORPORATION COMMISSION

DEC 29 2006

CONSERVATION DIVISION  
WICHITA, KS

DEC 20 2006

KCC WICHITA

Corrected

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

Plat of acreage attributable to a well in a prorated or spaced field

CORRECTED

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 - 031-22273-00-00  
 Operator: Birk Petroleum  
 Lease: Juanita Wright  
 Well Number: 9  
 Field: LeRoy North

Location of Well: County: Coffey  
 \* 1850 feet from ☐ N / ☒ S Line of Section  
 \* 650 feet from ☐ E / ☒ W Line of Section  
 Sec. 16 Twp. 22 S. R. 16 ☒ East ☐ West

Is Section: ☒ Regular or ☐ Irregular

If Section is Irregular, locate well from nearest corner boundary.

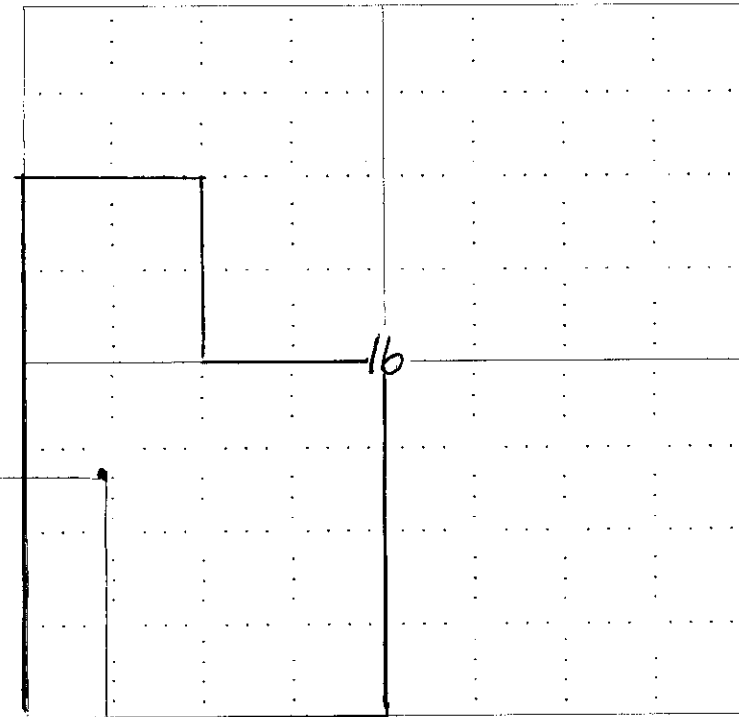
Section corner used: ☐ NE ☐ NW ☐ SE ☐ SW

Number of Acres attributable to well: \_\_\_\_\_  
 \* QTR / QTR / QTR of acreage: SW - NW - SW

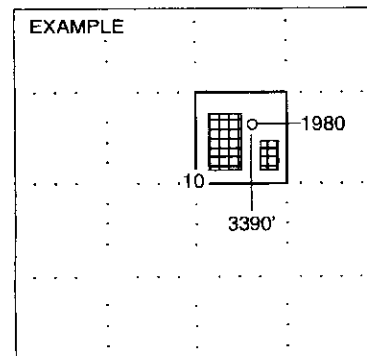
## PLAT

(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.



SEWARD CO.

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).

RECEIVED  
 KANSAS CORPORATION COMMISSION

DEC 29 2006

CONSERVATION DIVISION  
 WICHITA, KS

KANSAS CORPORATION COMMISSION  
OIL & GAS CONSERVATION DIVISION  
APPLICATION FOR SURFACE PIT

Corrected

Form CDP-1  
April 2004  
Form must be Typed

Submit in Duplicate

CORRECTED

Operator Name: Birk Petroleum		License Number: 31280	
Operator Address: 874 12th Rd SW, Burlington, Ks 66839			
Contact Person: Brian L. Birk		Phone Number: ( 620 ) 364 - 5875	
Lease Name & Well No.: Juanita Wright #9		Pit Location (QQQQ): * <u>SW</u> <u>NW</u> <u>SW</u> Sec. <u>16</u> Twp. <u>22</u> R. <u>16</u> <input checked="" type="checkbox"/> East <input type="checkbox"/> West * <u>1850</u> Feet from <input type="checkbox"/> North / <input checked="" type="checkbox"/> South Line of Section * <u>650</u> Feet from <input type="checkbox"/> East / <input checked="" type="checkbox"/> West Line of Section <u>Coffey</u> County	
Type of Pit: <input type="checkbox"/> Emergency Pit <input type="checkbox"/> Burn Pit <input type="checkbox"/> Settling Pit <input checked="" type="checkbox"/> Drilling Pit <input type="checkbox"/> Workover Pit <input type="checkbox"/> Haul-Off Pit (If WP Supply API No. or Year Drilled)	Pit is: <input checked="" type="checkbox"/> Proposed <input type="checkbox"/> Existing If Existing, date constructed: Pit capacity: (bbls)		
Is the pit located in a Sensitive Ground Water Area? <input checked="" type="checkbox"/> Yes <input checked="" type="checkbox"/> No		Chloride concentration: mg/l (For Emergency Pits and Settling Pits only)	
Is the bottom below ground level? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Artificial Liner? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	How is the pit lined if a plastic liner is not used? <b>Native mud/clay</b>	
Pit dimensions (all but working pits): <u>30</u> Length (feet) <u>8</u> Width (feet) <u>N/A: Steel Pits</u> Depth from ground level to deepest point: <u>4</u> (feet)			
If the pit is lined give a brief description of the liner material, thickness and installation procedure.		Describe procedures for periodic maintenance and determining liner integrity, including any special monitoring.	
Distance to nearest water well within one-mile of pit <u>3501</u> feet Depth of water well <u>50</u> feet		Depth to shallowest fresh water <u>14</u> <u>20</u> feet. Source of information: <u>KHKS</u> <u>(1)</u> _____ measured _____ well owner _____ electric log _____ KDWR	
<b>Emergency, Settling and Burn Pits ONLY:</b> Producing Formation: _____ Number of producing wells on lease: _____ Barrels of fluid produced daily: _____ Does the slope from the tank battery allow all spilled fluids to flow into the pit? <input type="checkbox"/> Yes <input type="checkbox"/> No		<b>Drilling, Workover and Haul-Off Pits ONLY:</b> Type of material utilized in drilling/workover: <u>mud</u> Number of working pits to be utilized: <u>2</u> Abandonment procedure: <u>back-fill</u> Drill pits must be closed within 365 days of spud date.	
I hereby certify that the above statements are true and correct to the best of my knowledge and belief.  <u>12/26/06</u> Date <u>[Signature]</u> Signature of Applicant or Agent			

KCC OFFICE USE ONLY

Date Received: 12/29/06 Permit Number: \_\_\_\_\_ Permit Date: 12/29/06 Lease Inspection: ☐ Yes ☒ No

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

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DEC 29 2006

CONSERVATION DIVISION

15031-22273-00-50