

For KCC Use: 5-9-07  
 Effective Date: 3  
 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  
 Form must be Filled

**CORRECTED**

Expected Spud Date May 8, 2007  
 month day year

Spot SE SW  East  
SW  West  
 800 450 feet from  N /  S Line of Section  
 3440 3970 feet from  E /  W Line of Section  
 Is SECTION  Regular  Irregular?

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

(Note: Locate well on the Section Plat on reverse side)  
 County: Coffey  
 Lease Name: Winn Well #: New 1  
 Field Name: LeRoy North

CONTRACTOR: License# 8210  
 Name: Edward E. Birk

Is this a Prorated / Spaced Field?  Yes  No  
 Target Formation(s): Arbuckle

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 Moles  Other

Nearest Lease or unit boundary: 800' - 450'  
 Ground Surface Elevation: N/A feet MSL  
 Water well within one-quarter mile:  Yes  No  
 Public water supply well within one mile:  Yes  No

If OWWO: old well information as follows:  
 Operator: \_\_\_\_\_  
 Well Name: \_\_\_\_\_  
 Original Completion Date: \_\_\_\_\_ Original Total Depth: \_\_\_\_\_

Depth to bottom of fresh water: 125'  
 Depth to bottom of usable water: 200'  
 Surface Pipe by Alternate:  1  2

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

Length of Surface Pipe Planned to be set: 40'  
 Length of Conductor Pipe required: N/A  
 Projected Total Depth: 1900'

**\* WAS: NW-SE-SW 800' FSL 3440 FEL NLUB 800'**  
**IS: SE-SW-SW 450' FSL 3970 FEL NLUB 450'**  
**AFFIDAVIT**

Formation at Total Depth: Arbuckle  
 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: \_\_\_\_\_

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: May 3, 2007 Signature of Operator or Agent: Rinda K. Birk Title: Agent

For KCC Use ONLY  
 API # 15 - 031-22301-0000  
 Conductor pipe required None feet  
 Minimum surface pipe required 40 feet per Alt. **XO 2**  
 Approved by: 5407 / 51707  
 This authorization expires: 11407  
 (This authorization void if drilling not started within 6 months of approval date.)  
 Spud date: \_\_\_\_\_ Agent: \_\_\_\_\_

Remember to:

- File Drill Pit Application (form GDP-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: \_\_\_\_\_ RECEIVED  
 Date: \_\_\_\_\_ KANSAS CORPORATION COMMISSION

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

MAY 04 2007

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 WICHITA, KS

MAY 17 2007

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 WICHITA, KS

\*Corrected

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*

*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 - 031-22301-0000  
Operator: Birk Petroleum  
Lease: Winn  
Well Number: New 1  
Field: LeRoy North

Location of Well: County: Coffey  
890 950 feet from  N /  S Line of Section  
3440 3970 feet from  E /  W Line of Section  
Sec. 21 Twp. 22 S. R. 16  East  West

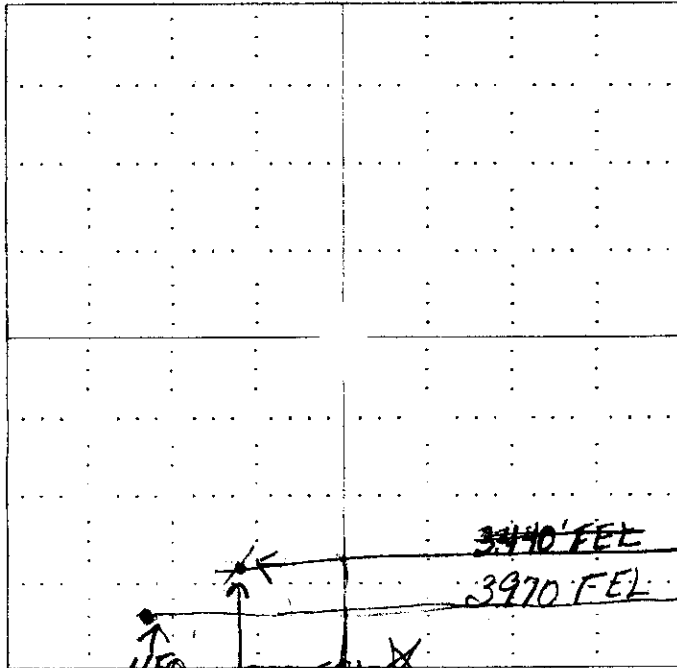
Number of Acres attributable to well: \_\_\_\_\_  
QTR / QTR / QTR of acreage: NWSE - SE SW - SW

Is Section:  Regular or  Irregular

If Section is Irregular, locate well from nearest corner boundary.  
Section corner used:  NE  NW  SE  SW

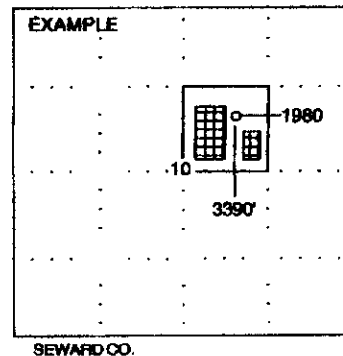
**PLAT**

*(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.

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**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).

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

Form GDP-1  
April 2004  
Form must be Typed

CORRECTED

Submit in Duplicate

Operator Name: <b>Birk Petroleum</b>		License Number: <b>31280</b>
Operator Address: <b>874 12th Rd SW, Burlington, Kansas 66839</b>		
Contact Person: <b>Brian L. Birk</b>		Phone Number: ( <b>620</b> ) <b>364 - 5875</b>
Lease Name & Well No.: <b>Winn #New 1</b>		Pit Location (QQQQ): * <b>SE SW</b> <b>RW SE SW</b>
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 <small>(If WP Supply API No. or Year Drilled)</small>	Pit is: <input checked="" type="checkbox"/> Proposed <input type="checkbox"/> Existing If Existing, date constructed: _____ Pit capacity: _____ (bbls)	Sec. <b>21</b> Twp. <b>22</b> R. <b>16</b> <input checked="" type="checkbox"/> East <input type="checkbox"/> West * <b>800 450</b> Feet from <input type="checkbox"/> North / <input checked="" type="checkbox"/> South Line of Section * <b>3440 3970</b> Feet from <input checked="" type="checkbox"/> East / <input type="checkbox"/> West Line of Section <b>Coffey</b> County
Is the pit located in a Sensitive Ground Water Area? <input checked="" type="checkbox"/> Yes <input checked="" type="checkbox"/> No		Chloride concentration: _____ mg/l <small>(For Emergency Pits and Settling Pits only)</small>
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)    _____ N/A: Steel Pits 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>2978</u> <u>3138</u> feet    Depth of water well <u>35</u> feet	Depth to shallowest fresh water <u>14</u> feet. Source of information: _____ 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>May 3, 2007</u> Date	<u>Linda K. Birk</u> Signature of Applicant or Agent	

15-021-22301-0000

<b>KCC OFFICE USE ONLY</b>			
Date Received: <u>5/4/07</u>	Permit Number: _____	Permit Date: <u>5/17/07</u>	Lease Inspection: <u>5/4/07</u>
			RECEIVED KANSAS CORPORATION COMMISSION

Mail to: KCC - Conservation Division, 138 S. Market - Room 2078, Wichita, Kansas 67202

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