

For KCC Use:
 Effective Date: 11-6-07
 District #: 2
 SGA? Yes No

KANSAS CORPORATION COMMISSION
 OIL & GAS CONSERVATION DIVISION
NOTICE OF INTENT TO DRILL

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

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

Expected Spud Date October 25 2007
month day year

Spot East
 SE SE NE Sec. 7 Twp. 32 S. R. 9 West
2970 feet from N / S Line of Section
330 feet from E / W Line of Section

OPERATOR: License# 31191 ✓
 Name: R & B Oil & Gas, Inc.
 Address: PO Box 195
Attica, KS 67009
 City/State/Zip:
 Contact Person: Randy Newberry
 Phone: 620-254-7251

Is SECTION Regular Irregular?
 (Note: Locate well on the Section Plat on reverse side)
 County: Harper
 Lease Name: Heath Well #: 1
 Field Name: Sharon North

CONTRACTOR: License# 33902 ✓
 Name: Hardt Drilling, LLC

Is this a Prorated / Spaced Field? Yes No
 Target Formation(s): Mississippian
 Nearest Lease or unit boundary: 330'
 Ground Surface Elevation: 1467 feet MSL

Well Drilled For:	Well Class:	Type Equipment:
<input checked="" type="checkbox"/> Oil <input checked="" type="checkbox"/> Gas	<input type="checkbox"/> Enh Rec <input type="checkbox"/> Storage	<input checked="" type="checkbox"/> Mud Rotary <input type="checkbox"/> Air Rotary
<input type="checkbox"/> CWWD <input type="checkbox"/> Disposal	<input type="checkbox"/> Pool Ext. <input type="checkbox"/> Wildcat	<input type="checkbox"/> Cable
<input type="checkbox"/> Seismic; # of Holes	<input type="checkbox"/> Other	
<input type="checkbox"/> Other		

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: 120
 Depth to bottom of usable water: 180
 Surface Pipe by Alternate: 1 2
 Length of Surface Pipe Planned to be set: 250' +/-

Directional, Deviated or Horizontal wellbore? Yes No

Length of Conductor Pipe required: _____
 Projected Total Depth: 4600'
 Formation at Total Depth: Mississippi

If Yes, true vertical depth: _____
 Bottom Hole Location: _____
 KCC DKT #: _____

Water Source for Drilling Operations:
 Well Farm Pond Other x
 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:

OCT 13 2007

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: 10-11-07 Signature of Operator or Agent: Randy Newberry Title: President

For KCC Use ONLY
 API # 15 - 077-21601-0000
 Conductor pipe required None feet
 Minimum surface pipe required 200 feet per Alt. (1) X
 Approved by: RNH 11-07
 This authorization expires: 11-1-08
 (This authorization void if drilling not started within 6 months of approval date.)
 Spud date: _____ Agent: 12

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: _____

7
32
9W

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 - 077-21601-0000
 Operator: R & B Oil & Gas, Inc.
 Lease: Heath
 Well Number: 1
 Field: Sharon North
 Number of Acres attributable to well: 160
 QTR / QTR / QTR of acreage: SE - SE - NE

Location of Well: County: Harper
2970 feet from N / S Line of Section
330 feet from E / W Line of Section
 Sec. 7 Twp. 32 S. R. 9 East West

Is Section: Regular or Irregular

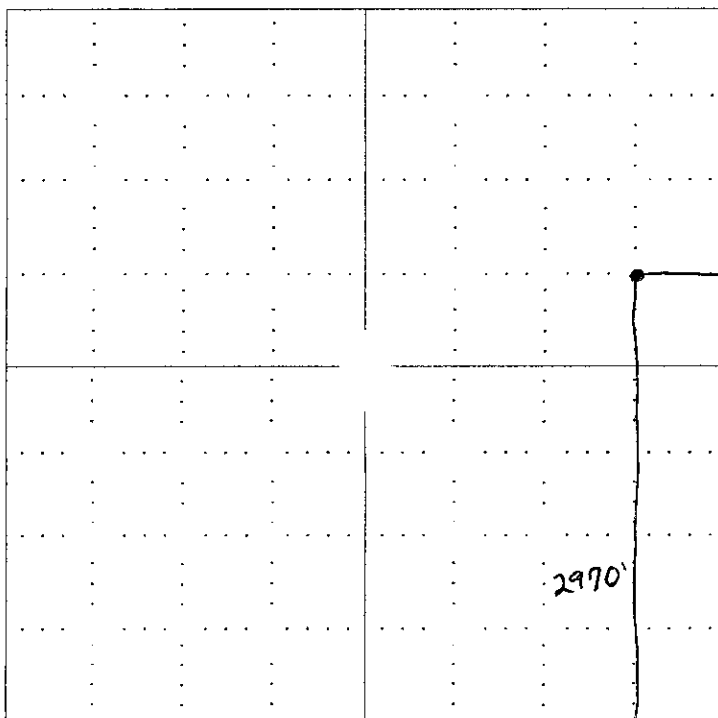
If Section is irregular, locate well from nearest corner boundary.

Section corner used: NE NW SE SW

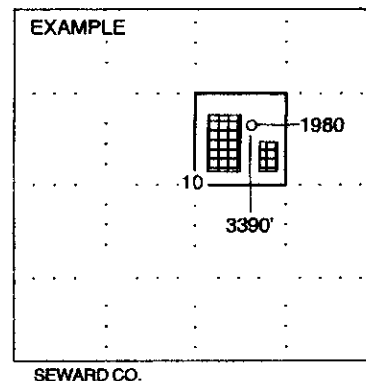
PLAT

(Show location of the well and shade attributable acreage for prorated or spaced wells.)

(Show footage to the nearest lease or unit boundary line.)



Harper County, Oklahoma
 O.C.C. COMMISSION
 OCT 12 2007
 Seward County, Oklahoma



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


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).

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

Form CDP-1
April 2004
Form must be Typed

Submit in Duplicate

Operator Name: R & B Oil & Gas, Inc.		License Number: 31191
Operator Address: PO Box 195, Attica, KS 67009		
Contact Person: Randy Newberry		Phone Number: (620) 254 -7251
Lease Name & Well No.: Heath #1		Pit Location (QQQQ): _____ SE _____ SE _____ NE Sec. 7 Twp. 32S R. 9 <input type="checkbox"/> East <input checked="" type="checkbox"/> West 2970 Feet from <input type="checkbox"/> North / <input checked="" type="checkbox"/> South Line of Section 330 Feet from <input checked="" type="checkbox"/> East / <input type="checkbox"/> West Line of Section Harper 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 <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)	
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? Drilling Mud
Pit dimensions (all but working pits): <u>100'</u> Length (feet) <u>100'</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. <p align="right">OCT 12 2007</p>
Distance to nearest water well within one-mile of pit <u>1309</u> feet Depth of water well <u>25</u> feet	Depth to shallowest fresh water <u>5</u> feet. Source of information: _____ measured _____ well owner _____ electric log <input checked="" type="checkbox"/> KDWR	15-077-21601-0000
Emergency, Settling and Burn Pits ONLY: 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	Drilling, Workover and Haul-Off Pits ONLY: Type of material utilized in drilling/workover: <u>Mud</u> Number of working pits to be utilized: <u>2</u> Abandonment procedure: <u>Haul off fluids and let dry</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>10-11-07</u> Date	 Signature of Applicant or Agent	
KCC OFFICE USE ONLY		
Date Received: <u>10/12/07</u> Permit Number: _____ Permit Date: <u>10/31/07</u> Lease Inspection: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Steel	

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



*Kathleen Sebelius, Governor
Thomas E. Wright, Chairman
Michael C. Moffet, Commissioner
Joseph F. Harkins, Commissioner*

October 31, 2007

Randy Newberry
R&B Oil & Gas, Inc.
PO Box 195
Attica KS 67009

Re: Drilling Pit Application
Heath Lease Well No. 1
NE/4 07-32S-09W
Harper County, Kansas

Dear Mr. Newberry:

District staff has inspected the location and has determined that an unsealed condition will present a pollution threat to water resources.

District staff has instructed that no earthen pits are to be used at this location. Steel pits are to be used. Please inform the Commission in writing when the contents in the steel pits are transferred to the Haul-off Pit. Please file form CDP-5 (August 2004), Exploration and Production Waste Transfer, within 30 days of waste transfer.

Sincerely,

A handwritten signature in cursive script that reads "Jonelle Rains".

Jonelle Rains, Supervisor
Environmental Protection and Remediation Department

Cc: Jeff Klock
File