

* Correction

For KCC Use: Effective Date: 10-8-07 District # SGA? Yes No

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

CORRECTED

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 8, 2007

Spot SW SE NW Sec. 14 Twp. 34 S. R. 14 East West 326 230 feet from N / E Line of Section 1485 feet from E / W Line of Section Is SECTION Regular Irregular?

OPERATOR: License# 33874 Name: Custer Oil & Gas, LLC Address: P.O. Box 628 Bamsdal, OK 74002 Contact Person: Dustin Kerbs Phone: (918) 847-2631

County: Montgomery Lease Name: Betts Well #: 07-1 Field Name: Wayside - Havana

* CONTRACTOR: License# 5831 33890 Name: Mokat Drilling Co. Performance Petroleum

Is this a Prorated / Spaced Field? Yes No Target Formation(s): Wayside Sandstone Nearest Lease or unit boundary: 330'

Well Drilled For: Oil Gas OWWO Seismic; # of Holes Other Well Class: Infield Pool Ext Wildcat Other Type Equipment: Mud Rotary Air Rotary Cable

Ground Surface Elevation: 436' 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:

Depth to bottom of fresh water: 100' Depth to bottom of usable water: 175' Surface Pipe by Alternate: 1 2

Operator: Well Name: Original Completion Date: Original Total Depth:

Length of Surface Pipe Planned to be set: 42' Length of Conductor Pipe required: Projected Total Depth: 700' Formation at Total Depth: Wayside Sandstone

Directional, Deviated or Horizontal wellbore? Yes No

Water Source for Drilling Operations: Well Farm Pond Other Rick's Tank Truck Service DWR Permit #:

If Yes, true vertical depth:

Bottom Hole Location:

KCC DKT #:

(Note: Apply for Permit with DWR) Will Cores be taken? Yes No

If Yes, proposed zone:

F WAS: Contractor 5831 Mokat Drilling Co IS: Contractor 33890 Performance Petroleum

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: 10/01/2007 Signature of Operator or Agent: Title: Agent

For KCC Use ONLY API # 15 - 125-31452-0000 Conductor pipe required None feet Minimum surface pipe required 20 feet per AB. Approved by: This authorization expires: 4-3-08 (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 2076, Wichita, Kansas 67202

RECEIVED KANSAS CORPORATION COMMISSION

NOV 01 2007

CONSERVATION DIVISION WICHITA, KANSAS

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