



For KCC Use:  
 Effective Date: 12/04/2007  
 District # 2  
 SGA?  Yes  No

KANSAS CORPORATION COMMISSION 1014385  
 OIL & GAS CONSERVATION DIVISION

Form C-1  
 October 2007  
 Form must be Typed  
 Form must be Signed  
 All blanks must be Filled

**NOTICE OF INTENT TO DRILL**

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

Expected Spud Date: 11/28/2007  
month day year

OPERATOR: License# 4058  
 Name: American Warrior, Inc.  
 Address 1: PO BOX 399  
 Address 2:  
 City: GARDEN CITY State: KS Zip: 67846 + 0399  
 Contact Person: Cecil O'Brate  
 Phone: 620-275-9231  
 CONTRACTOR: License# 5929  
 Name: Duke Drilling Co., Inc.

Spot Description:  
 S2 N2 SW NW Sec. 22 Twp. 32 S. R. 7  E  W  
 (1/10/00) 1,970 feet from  N /  S Line of Section  
 660 feet from  E /  W Line of Section

Is SECTION:  Regular  Irregular?

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

County: Harper  
 Lease Name: BERGMAN Well #: 1-22  
 Field Name: WILDCAT

Is this a Prorated / Spaced Field?  Yes  No

Target Formation(s): Mississippi

Nearest Lease or unit boundary line (in footage): 660

Ground Surface Elevation: 1401 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: 120

Depth to bottom of usable water: 180

Surface Pipe by Alternate:  I  II

Length of Surface Pipe Planned to be set: 200

Length of Conductor Pipe (if any):

Projected Total Depth: 4900

Formation at Total Depth: Mississippi

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:

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

**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.

**Submitted Electronically**

**For KCC Use ONLY**  
 API # 15 - 15-077-21603-00-00  
 Conductor pipe required 0 feet  
 Minimum surface pipe required 200 feet per ALT.  I  II  
 Approved by: Rick Hestermann 11/29/2007  
 This authorization expires: 11/29/2008  
 (This authorization void if drilling not started within 12 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 (within 60 days);
- 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 Date: \_\_\_\_\_  
 Signature of Operator or Agent:

22 32 7  E  W



1014385

**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 - 15-077-21603-00-00

Operator: American Warrior, Inc.

Lease: BERGMAN

Well Number: 1-22

Field: WILDCAT

Number of Acres attributable to well:

QTR/QTR/QTR/QTR of acreage: S2 - N2 - SW - NW

Location of Well: County: Harper

1,970 feet from  N /  S Line of Section

660 feet from  E /  W Line of Section

Sec. 22 Twp. 32 S. R. 7  E  W

Is Section:  Regular or  Irregular

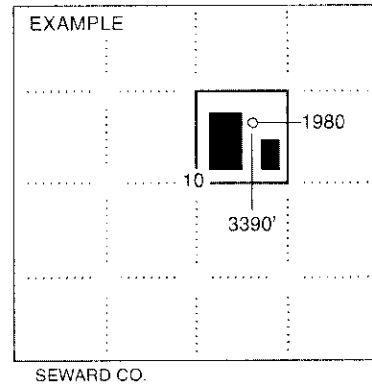
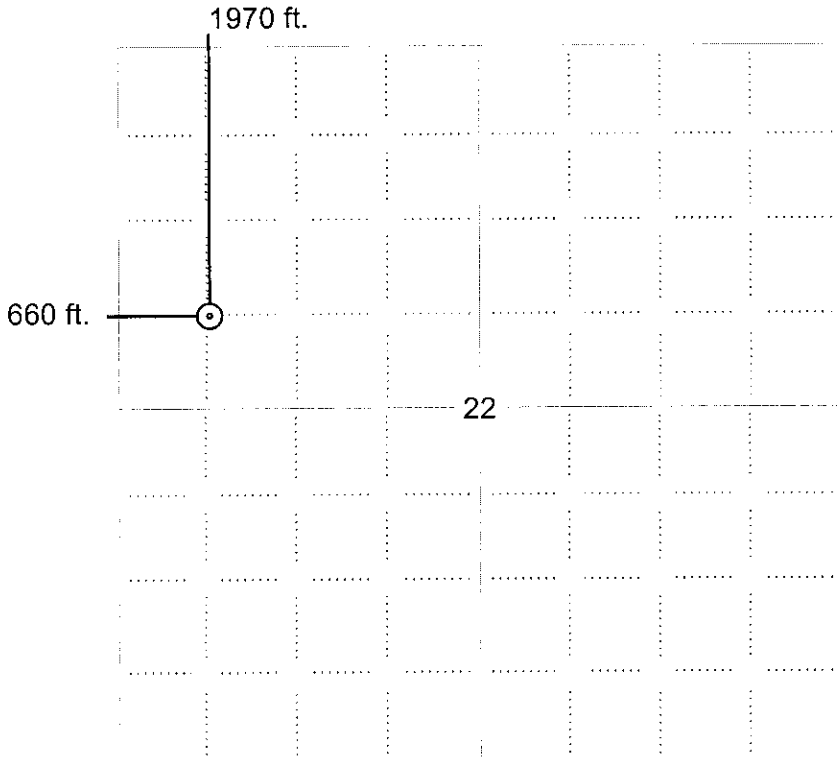
**If Section is Irregular, locate well from nearest corner boundary.**

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 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 south / north and east / west outside section lines.
3. The distance to the nearest lease or unit boundary line (in footage).
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 1014385  
OIL & GAS CONSERVATION DIVISION

Form CDP-1  
April 2004  
Form must be Typed

APPLICATION FOR SURFACE PIT

Submit in Duplicate

|  |  |   |  |
|--|--|---|--|
| Operator Name: American Warrior, Inc.  |  | License Number: 4058  |  |
| Operator Address: PO BOX 399   |  | GARDEN CITY KS 67846  |  |
| Contact Person: Cecil O'Brate  |  | Phone Number: 620-275-9231  |  |
| Lease Name & Well No.: BERGMAN 1-22  |  | Pit Location (QQQQ):<br>S2 N2 SW NW   |  |
| Type of Pit:<br><input type="checkbox"/> Emergency Pit <input type="checkbox"/> Burn Pit<br><input type="checkbox"/> Settling Pit <input checked="" type="checkbox"/> Drilling Pit<br><input type="checkbox"/> Workover Pit <input type="checkbox"/> Haul-Off Pit<br><small>(if WP Supply API No. or Year Drilled)</small> |  | Pit is:<br><input checked="" type="checkbox"/> Proposed <input type="checkbox"/> Existing<br>If Existing, date constructed:<br>_____<br>Pit capacity:<br>4,800 (bbls)   |  |
| Is the pit located in a Sensitive Ground Water Area? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No   |  | Chloride concentration: _____ mg/l<br><small>(For Emergency Pits and Settling Pits only)</small>  |  |
| Is the bottom below ground level?<br><input checked="" type="checkbox"/> Yes <input type="checkbox"/> No   |  | Artificial Liner?<br><input type="checkbox"/> Yes <input checked="" type="checkbox"/> No  |  |
| How is the pit lined if a plastic liner is not used?<br>Native mud and clay  |  |   |  |
| Pit dimensions (all but working pits): _____ Length (feet) _____ Width (feet)  |  | <input type="checkbox"/> N/A: Steel Pits  |  |
| Depth from ground level to deepest point: _____ (feet)   |  | <input type="checkbox"/> No Pit   |  |
| 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<br>3689 feet    Depth of water well 47 feet  |  | Depth to shallowest fresh water 10 feet.<br>Source of information:<br><input type="checkbox"/> measured <input type="checkbox"/> well owner <input type="checkbox"/> electric log <input checked="" type="checkbox"/> KDWR  |  |
| <b>Emergency, Settling and Burn Pits ONLY:</b><br>Producing Formation: _____<br>Number of producing wells on lease: _____<br>Barrels of fluid produced daily: _____<br>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><br>Type of material utilized in drilling/workover: Fresh<br>Number of working pits to be utilized: 3<br>Abandonment procedure: Dry up and them backfill<br>_____<br>Drill pits must be closed within 365 days of spud date. |  |
| Submitted Electronically   |  |   |  |

|                            |                                   |                                    |   |  |
|----------------------------|-----------------------------------|------------------------------------|---|--|
| <b>KCC OFFICE USE ONLY</b> |                                   | Steel Pit <input type="checkbox"/> | RFAC <input checked="" type="checkbox"/>  | RFAS <input checked="" type="checkbox"/> |
| Date Received: 11/26/2007  | Permit Number: 15-077-21603-00-00 | Permit Date: 11/29/2007            | Lease Inspection: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No |  |

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*

November 29, 2007

Cecil O'Brate  
American Warrior, Inc.  
PO BOX 399  
GARDEN CITY, KS67846-0399

Re: Drilling Pit Application  
BERGMAN Lease Well No. 1-22  
NW/4 Sec.22-32S-07W  
Harper County, Kansas

Dear Cecil O'Brate:

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

District staff has recommended that the reserve pit be lined with bentonite or native clay, constructed **without slots**, the bottom shall be flat and reasonably level and the free fluids must be removed. The fluids are to be removed from the reserve pit as soon as the Hutchinson Salt section has been drilled through and displacement of the fluids into the reserve pit has occurred. The fluids should be removed again within 72 hours after drilling operations have ceased.

**If production casing is set all completion fluids shall be removed from the working pits daily. NO completion fluids or non-exempt wastes shall be placed in the reserve pit.**

The fluids should be taken to an authorized disposal well. Please call the District Office at (316) 630-4000 when the fluids have been removed. Please file form CDP-5, Exploration and Production Waste Transfer, within 30 days of fluid removal. Conservation division forms are available through our office and on the KCC web site: [kcc.ks.gov/conservation/forms/](http://kcc.ks.gov/conservation/forms/)

**A copy of this letter should be posted in the doghouse along with the approved Intent to Drill.** If you have any questions or concerns please feel free to contact the District Office at (316) 630-4000.