For KCC Use: Effective Date: District # 3 SGA? Yes No

KANSAS CORPORATION COMMISSION 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

Spec Description. TWHE SE Soc. 12 Twp 34 S. P. 13 SE W ORDER ATOM Country More and the second of the			be applied by the me	(5) days prior to commencing well	
OPERATOR: Licenses 33874 Name. District Oil & Gas. LLC Address 1: Pool District Social Soc	Expected Spud Date:	November 3, 2008		Spot Description: NV NE SE	
Address 1: Port Office Sock 828		•	year		w
Summer CM Gas, LLC	ODERATOR: License#	33874 🗸		z,330 reet from N / X S Line of S	ection
Address 2: Pod Office Bos 428 Address 2: City, Sensidal Contract Person: Norma Prinary Planes 3: State: 0K Zip: 74002 + Contract Person: Norma Prinary Planes 3: State: 0K Zip: 74002 + Contract Person: Norma Prinary Planes 4: State: 0K Zip: 74002 + Contract Person: Norma Prinary Planes 4: State: 0K Zip: 74002 + Contract Person: Norma Prinary Planes 4: State: 0K Zip: 74002 + Contract Person: Norma Prinary Planes 4: State: 0K Zip: 74002 + Contract Person: Norma Prinary Planes 4: State: 0K Zip: 74002 + Contract Person: Norma Prinary Planes Norma Market Contract Person Is this a Prorotated / Space of Field? Target Fromation(s), Weightin, Prinary Wint (in toologic): MS Target Fromation State Prinary Norma Market Lease or unit boundary line (in toologic): MS Cornad Surface Bleasther: 790 Is the Norway of Market Prinary In to Convoy. Od well information as follows: Operator Well Harne: Original Completion Date. Normation	Name: Custer Oil & Gas,	LLC		965 feet from XE/ W Line of S	ection
Address 2: Motes: Locate well on the Section Plat on reverse side) Country, Mondagnery Lease Name Tokker Tokk		ou 639		Is SECTION: Regular Introdular?	
County. Montgameny County Montgameny British Ar-2831 For Montgameny British Montgameny Brit			PPARAMETER TO STATE AND STATE OF A CONTRACT OF STATE AND A STATE OF STATE ASSESSMENT OF STATE		
Contact Person. Norma Pinney Phone. 916-847-2531 CONTRACTOR: Licenses 5675 Name. McPetenon Diling Company Target Formation(s). Weards. Pennsytana Coals Barteville Mississept Chall Water well within one quarter mile. Public water supply well within one mile. Depth to bottom of trech water. 1979 Surface Pipe by Alternate. Imply Depth Conton of usable water. 179 Surface Pipe by Alternate. Imply Depth Conton of usable water. 179 Surface Pipe by Alternate. Imply Depth Conton of United Pannsytana Coals Barteville Mississept Chall Water well within one quarter mile. Public water supply well within one mile. Depth to bottom of trech water. 1979 Surface Pipe by Alternate. Imply Depth		State: OK 7ii	74002	(Note: Locate well on the Section Plat on reverse side)	
Place Name Well Harne Well of Name Well of	Contact Person: Norma F	Otate عام عام Pinney			
Field Name.	Phone: 918-847-2531			Lease Name: Foolan Well #; U8-36	
Name: Welf-betton Dilling Concenty Target Formatino(s); Worder, Pernyame Coals Bartlework Massasgic Duel Well Class: Tippe Equipment: Nearest Lease or unit boundary line (in footage); 145		5075	··	Field Name: Wayside Havana	
Well Drilled For: Well Class: Type Equipment North Class: Type Equipment North Class: North Class	CONTRACTOR: License	#		Is this a Prorated / Spaced Field?	∑ No
Ground Surface Elevelsion: 799 test MSL Water well within one male: Depth to bottom of usable water in 190 Depth to bottom of tresh water: 190 Depth to bottom of usable water in 190 Depth to 190 Depth to bottom of usable water in 190 Depth to 190	Name: _McPherson Drilling	Company			
Ground Surface Elevation: 799 test MSL Storage Sto	Well Drilled For:	Well Class:	Type Equipment:	Nearest Lease or unit boundary line (in footage): 145'	
Seignt Pool Ert Air Rotar Water well within one-quarter mile: Yes No No Disposal Wildcat Cable Cable Wildcat Cable Cable Wildcat Cable				Ground Surface Elevation: 799 feet	t MSL
Seemic for Indians Widdot Cable Cabl	= =			Water well within one-quarter mile:	₹ №
Seismic # of holes Other		* ./ 		· · · · · · · · · · · · · · · · · · ·	
Depth to bottom of usable water: 175 Surface Pipe by Alternate:			Lable		ب
Surface Pipe by Alternate:	-				
Deparator: Operator: Operator: Operator: Operator: Operator: Original Completion Date: Original Control Date: Original Completion Date: Original Completion Date: Original Completion Date: Original Completion Date: Original Control Date: Original Completion Date: Original Control Date: Original Completion Date: Original Control	Modiler.			/	
Operator: Well Name: Original Completion Date: Original Completion Dat	If OWWO: old we	ell information as follows:		Length of Surface Pine Planned to be ent. 42	
Well Name: Original Completion Date: Origina					
Original Completion Date: Original Total Depth: Solution Solut					
Water Source for Drilling Operations: Water Source for Drilling Operation Source on Drilling Operations: Water Source for Drilling Operations: Water Source for Drilling Operation Source on Drilling Operation on Park Source on Drilling Operation Source on Drilling Operation on Park Source on Drilling Operation Operation Operation on Accounts on Drilling Operation Operation Operation on each drilling on Drilling Operation Operation Drilling Operation Operation Drilling Operation Oper					
Directional, Deviated or Horizontal wellbore? If Yes, true vertical depth: DWR Permit #: Whote: Apply for Permit with DWR DWR Permit With BWR DWR Permit #: Whote: Apply for Permit with DWR DWR Permit #: Whote: Apply for Permit with DWR DWR Permit #: Whote: Apply for Permit with BWR DWR Permit #: Whote: Apply for Permit with BWR DWR Permit #: Whote: Apply for Permit with K.S.A.55 et.	Original Completion D	Date: Original	Total Depth:		
If Yes, true vertical depth: DWR Permit #: (Note: Apply for Permit with DWR	Directional Deviated or U	lovizanital wallbara?	□voo □vo		
Bottom Hole Location: KCC DKT #: Will Cores be taken? If Yes, proposed zone: RECEIVED KANSAS CORPORATION CON 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 withough 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 correct to the best of my knowledge and belief. Per KCC Use ONLY API #15					
AFFIDAVIT KANSAS CORPORATION COMMENDATE 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 WICHITA, KS 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 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 comenting 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 correct to the best of my knowledge and belief. Part KCC Use ONLY API # 15	•				
If Yes, proposed zone RECEIVED					
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Signature of Operator or Agent: Norma Title: Agent	,	•	•		
For KCC Use ONLY API # 15 - 125 - 31819 - 0000 Conductor pipe required	i nereby certify that the s	statements made herein at	. /		
For KCC Use ONLY API # 15 - 125 - 31819 - 0000 Conductor pipe required	Date: 10-29-08	Signature of Opera	tor or Apont: NON	ma Promana Agent	
For KCC Use ONLY API # 15 - 125 - 31819 - 0000 Conductor pipe required	Date.	Signature or Opera	tor or Agent.	σ	
File Drill Pit Application (form CDP-1) with Intent to Drill; API # 15 - 125 - 31819 - 0000 Conductor pipe required				Remember to:	12
Conductor pipe required	For KCC Use ONLY	21210 000	^	 File Drill Pit Application (form CDP-1) with Intent to Drill; 	1.0
Conductor pipe required	API # 15 - /25	· 3/0/7/W	J	 File Completion Form ACO-1 within 120 days of spud date; 	
Minimum surface pipe required	Conductor nine require	d None	feet		7
Approved by: Lost 1-4-09 This authorization expires: 1-4-09 (This authorization void if drilling not started within 12 months of approval date.) Well Not Drilled - Permit Expired Date:	Source of pipe require	່າກ			į
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(This authorization void if drilling not started within 12 months of approval date.) Well Not Drilled - Permit Expired Date:	This authorization expi	res: 11-4-09			<u> </u>
Simulative of Country of Aranti			nonths of approval date.)		X
Spud date: Agent: Signature of Operator or Agent:					- <u>m</u>
	Spud date:	Agent:		Signature of Operator or Agent:	

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 - 125-31819-0000	
Operator: Custer Oil & Gas, LLC	Location of Well: County: Montgomery
Lease: Fobian	
Well Number: 08-36	965 feet from X E / W Line of Section
Field: Wayside Havana	Sec. 12 Twp. 34 S. R. 13 X E W
Number of Acres attributable to well:	Is Section: Regular or Irregular
QTR/QTR/QTR/QTR of acreage: NW _ NE _ SE	35 Coolion. Miregular of Miregular
	If Section is Irregular, locate well from nearest corner boundary. Section corner used: NE NW SE SW

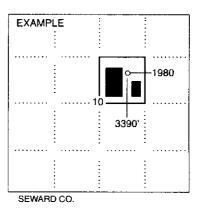
PLAT
(Show location of the well and shade attributable acreage for prorated or spaced wells.)
(Show footage to the nearest lease or unit boundary line.)

Dennis u Debna Boulass	Performance Conouv
Pendleton Family	12-00 30 9656
Investments	Aerformance on Conoup

RECEIVED KANSAS CORPORATION COMMISSION

OCT 3 0 2008

CONSERVATION DIVISION WICHITA, KS



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).
- If proposed location is located within a prorated or spaced field a certificate of acreage attribution plat must be attached: (C0-7 for oil wells; CG-8 for gas wells).

KANSAS CORPORATION COMMISSION OIL & GAS CONSERVATION DIVISION

Form CDP-1 April 2004 Form must be Typed

APPLICATION FOR SURFACE PIT

Submit in Duplicate

Operator Name: Custer Oil & Gas, LLC			License Number: 33874	
Operator Address: P. O. Box 628, E	Barnsdall, OK	74002		
Contact Person: Norma Pinney	, , , , , , , , , , , , , , , , , , ,	Phone Number: 918 847-2531		
Lease Name & Well No.: Fobian 08-3	6	Pit Location (QQQQ):		
Type of Pit:	Pit is:	Evieting	NW _ NE _ SE	
Emergency Pit Burn Pit Proposed E			Sec. 12 Twp. 34 R. 13 East West 2,330 Feet from North / South Line of Section	
Workover Pit Haul-Off Pit (If WP Supply API No. or Year Drilled)	Pit capacity:	(bbls)	965 Feet from East / West Line of Section Montgomery County	
Is the pit located in a Sensitive Ground Water	Area? Yes]No	Chloride concentration: mg/l (For Emergency Pits and Settling Pits only)	
Is the bottom below ground level? Yes No	Artificial Liner?	No	How is the pit lined if a plastic liner is not used? Native rnud	
Pit dimensions (all but working pits):	Length (fe		Width (feet) N/A: Steel Pits 4 (feet) No Pit	
If the pit is lined give a brief description of the material, thickness and installation procedure		l '	edures for periodic maintenance and determining RECEIVED RECEIVED RECEIVED) PMMISSIO
			NOV 0 3 200	8
	ļ		CONSERVATION DIVI	
	i		WICHITA KE	SION
Distance to nearest water well within one-mil	· · ·	Depth to shallo Source of infor	west fresh water 7 feet.	SION
5148 feet Depth of water well	<u>40</u> feet	Source of informeasu	west fresh water feet. mation: ured well owner electric log KDWR	SION
feet Depth of water well Emergency, Settling and Burn Pits ONLY:	<u>40</u> feet	Source of informeasu	west fresh water 7 feet. mation: ured well owner electric log KDWR	~
5/48 feet Depth of water well Emergency, Settling and Burn Pits ONLY: Producing Formation:	40 feet :	Source of information measurements Drilling, Work Type of materia	west fresh water 7 feet. mation: ured well owner electric log KDWR over and Haul-Off Pits ONLY: al utilized in drilling/workover: A.R Cresh wte.	~
feet Depth of water well Emergency, Settling and Burn Pits ONLY:	40 feet :	Source of informeasu Drilling, Work Type of material Number of work	west fresh water	~
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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 flow into the pit?	40 feet:	Source of informeast Drilling, Work Type of materia Number of work Abandonment Drill pits must becomed to the bes	west fresh water	~
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 flow into the pit? I hereby certify that the above state 10-31-08	feet:	Source of informeast Drilling, Work Type of materia Number of work Abandonment Drill pits must becomed to the bes	west fresh water 7 feet. mation: ured well owner electric log KDWR over and Haul-Off Pits ONLY: al utilized in drilling/workover: A.R Cresh wto king pits to be utilized: procedure: Fluids will be hauled off and pit will be back filled. be closed within 365 days of spud date. t of my knowledge and belief. Agant signature of Applicant or Agent	15725-3181



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

November 4, 2008

Custer Oil & Gas LLC PO Box 628 Barnsdall OK 74002

RE:

Drilling Pit Application

Fobian Lease Well No. 08-36 SE/4 Sec. 12-34S-13E Montgomery County, Kansas

Dear Sir or Madam:

District staff has inspected the above referenced location and has determined that the reserve pit shall be constructed <u>without slots</u>, 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 practical 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 (620) 432-2300 when the fluids have been removed. Please file form CDP-5 (August 2004), 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: www.kcc.state.ks.us/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 undersigned at the above address.

Sincerely,

Kathy Haynes

Environmental Protection and Remediation Department

cc: File



NOTICE TO OPERATORS FILING INTENT TO DRILL FOR DISPOSAL OR ENHANCED RECOVERY INJECTION WELLS, (CLASS II INJECTION WELL)

The attached approved Notice of Intent to Drill indicates the proposed well is to be used for injection. An approved "Intent to Drill" does not approve injection authority as a Class II Injection Well in Kansas.

Before any well is used for injection purposes, the operator must file an application for injection authority in accordance with K.A.R. 82-3-401 and provide notice in accordance with K.A.R. 82-3-402. The Conservation Division must issue a written permit granting the application before commencement of injection.

The Conservation Division requirements and restrictions associated with Class II Injection are identified in **K.A.R. 82-3-400 et seq** of our regulations. Associated regulations governing drilling, completion and injection applications may be found in K.A.R. 82-3-135, Table I, Table II, in the Cedar Hills Sandstone Moratorium, (Docket #156,397-C), and the Eastern Kansas Surface Casing Order, (Docket #133,891-C).

If you have questions regarding the approval of injection authority, an injection application may be filed as a "Design Approval" before actual drilling and completion of the well occurs. If you have any questions or concerns regarding Class II injection wells or regulations, call the Underground Injection Control Department at 316-337-6200.

Failure to obtain commission approval before beginning injection is punishable by a penalty, shut-in of the well or both.