

12/37-3

KANSAS CORPORATION COMMISSION
OIL & GAS CONSERVATION DIVISION

Form CP-1
March 2010
This Form must be Typed
Form must be Signed
All blanks must be Filled

WELL PLUGGING APPLICATION

Form KSONA-1, Certification of Compliance with the Kansas Surface Owner Notification Act,
MUST be submitted with this form.

OPERATOR: License #: 33074
Name: Dart Cherokee Basin Operating Co LLC
Address 1: P O Box 177
Address 2: _____
City: Mason State: MI Zip: 48854 + 0177
Contact Person: Beth Oswald
Phone: (517) 244-8716

API No. 15 - 125-24812-00-00
If pre 1967, supply original completion date: _____
Spot Description: _____
SW NW NW NE Sec. 12 Twp. 33 S. R. 13 East West
^ 4,895 Feet from North / South Line of Section
2,600 Feet from East / West Line of Section
Footages Calculated from Nearest Outside Section Corner:
 NE NW SE SW
County: Montgomery
Lease Name: J&J Daniels Well #: 3 SWD

Check One: Oil Well ~~OG Well~~ OG D&A Cathodic Water Supply Well Other: _____
 SWD Permit #: _____ ENHR Permit #: _____ Gas Storage Permit #: _____

Conductor Casing Size: _____ Set at: _____ Cemented with: _____ Sacks
Surface Casing Size: _____ 6 1/2" Set at: _____ 75' Cemented with: _____ unknown Sacks
Production Casing Size: _____ 2 7/8" Set at: _____ 1578' Cemented with: _____ unknown Sacks

List (ALL) Perforations and Bridge Plug Sets:
1520' - 1555'

Elevation: _____ (G.L. / K.B.) T.D.: 1578' PBDT: _____ Anhydrite Depth: _____
(Stone Corral Formation)

Condition of Well: Good Poor Junk in Hole Casing Leak at: _____
(Interval)

Proposed Method of Plugging (attach a separate page if additional space is needed):

TIH to 1578'. Set cmt plug fr 1578' - surf. Cut off csg. Restore loc.

Is Well Log attached to this application? Yes No Is ACO-1 filed? Yes No

If ACO-1 not filed, explain why:

Plugging of this Well will be done in accordance with K.S.A. 55-101 et. seq. and the Rules and Regulations of the State Corporation Commission

Company Representative authorized to supervise plugging operations: Aaron Hammerschmidt
Address: P O Box 177 City: Mason State: MI Zip: 48854 + _____
Phone: (517) 244-8716

Plugging Contractor License #: 5491 Name: W&W Production
Address 1: 1150 Hwy 39 Address 2: _____
City: Chanute State: KS Zip: 69720 + _____
Phone: (620) 431-4137

Proposed Date of Plugging (if known): will notify

Payment of the Plugging Fee (K.A.R. 82-3-118) will be guaranteed by Operator or Agent

Date: 6-12-12 Authorized Operator / Agent: Beth Oswald
(Signature)

RECEIVED
JUN 13 2012

KANSAS CORPORATION COMMISSION
OIL & GAS CONSERVATION DIVISION

**CERTIFICATION OF COMPLIANCE WITH THE
KANSAS SURFACE OWNER NOTIFICATION ACT**

Form KSONA-1
July 2010
Form Must Be Typed
Form must be Signed
All blanks must be Filled

This form must be submitted with all Forms C-1 (Notice of Intent to Drill); CB-1 (Cathodic Protection Borehole Intent); T-1 (Request for Change of Operator Transfer of Injection or Surface Pit Permit); and CP-1 (Well Plugging Application). Any such form submitted without an accompanying Form KSONA-1 will be returned.

Select the corresponding form being filed: C-1 (Intent) CB-1 (Cathodic Protection Borehole Intent) T-1 (Transfer) CP-1 (Plugging Application)

OPERATOR: License # 33074
Name: Dart Cherokee Basin Operating Co LLC
Address 1: P O Box 177
Address 2: _____
City: Mason State: MI Zip: 48854 + 0177
Contact Person: Beth Oswald
Phone: (517) 244-8716 Fax: (517) 676-5887
Email Address: boswald@dartoilandgas.com

Well Location:
SW NW NW NE Sec. 12 Twp. 33 S. R. 13 East West
County: Montgomery
Lease Name: J&J Daniels Well #: 3 SWD

If filing a Form T-1 for multiple wells on a lease, enter the legal description of the lease below:

Surface Owner Information:

Name: Jack & Joanna Daniels Rev Liv Trust
Address 1: 1380A CR 4000
Address 2: _____
City: Elk City State: KS Zip: 67344 + _____

When filing a Form T-1 involving multiple surface owners, attach an additional sheet listing all of the information to the left for each surface owner. Surface owner information can be found in the records of the register of deeds for the county, and in the real estate property tax records of the county treasurer.

If this form is being submitted with a Form C-1 (Intent) or CB-1 (Cathodic Protection Borehole Intent), you must supply the surface owners and the KCC with a plat showing the predicted locations of lease roads, tank batteries, pipelines, and electrical lines. The locations shown on the plat are preliminary non-binding estimates. The locations may be entered on the Form C-1 plat, Form CB-1 plat, or a separate plat may be submitted.

Select one of the following:

- I certify that, pursuant to the Kansas Surface Owner Notice Act (House Bill 2032), I have provided the following to the surface owner(s) of the land upon which the subject well is or will be located: 1) a copy of the Form C-1, Form CB-1, Form T-1, or Form CP-1 that I am filing in connection with this form; 2) if the form being filed is a Form C-1 or Form CB-1, the plat(s) required by this form; and 3) my operator name, address, phone number, fax, and email address.
- I have not provided this information to the surface owner(s). I acknowledge that, because I have not provided this information, the KCC will be required to send this information to the surface owner(s). To mitigate the additional cost of the KCC performing this task, I acknowledge that I am being charged a \$30.00 handling fee, payable to the KCC, which is enclosed with this form.

If choosing the second option, submit payment of the \$30.00 handling fee with this form. If the fee is not received with this form, the KSONA-1 form and the associated Form C-1, Form CB-1, Form T-1, or Form CP-1 will be returned.

I hereby certify that the statements made herein are true and correct to the best of my knowledge and belief.

Date: 6-12-12 Signature of Operator or Agent: Beth Oswald Title: Engr Support Supvr

FIVE



Mark Sievers, Chairman
Ward Loyd, Commissioner
Thomas E. Wright, Commissioner

Corporation Commission

Sam Brownback, Governor

June 13, 2012

Beth Oswald
Dart Cherokee Basin Operating Co., LLC
600 DART RD
PO BOX 177
MASON, MI 48854-9327

RE: Transfer of Operations at the J & J DANIELS lease, located in Section 12, Township 33S, Range 13E, MONTGOMERY County, Kansas

Dear Beth Oswald:

On June 13, 2012, a well plugging application (CP-1) was received, which indicated to Staff that you are the current operator of the J & J DANIELS lease. However, Conservation Division records indicate that Tucker, Carl H., Jr. has not filed a Request for Change of Operator; Transfer of Injection or Surface Pit Permit (Conservation Division Form "T-1") transferring to you operator responsibility for the J & J DANIELS lease. Therefore, Tucker, Carl H., Jr. remains the Commission's operator of record and party responsible for the proper care and control of the J & J DANIELS lease.

Conservation Division Staff understands that the burden of transferring operator responsibility first falls upon the transferring operator. However, in instances in which the transferring operator is no longer a licensed operator, or Staff is unable to determine the last operator of the subject lease, the burden of verifying operator responsibility falls upon the current operator of such lease. Staff is therefore requesting that you verify whether or not you are the current operator of the J & J DANIELS lease.

The proper way to notify the Conservation Division that you are the current operator of the J & J DANIELS lease is to file a Request for Change of Operator; Transfer of Injection or Surface Pit Permit (Conservation Division Form "T-1"). Staff will provide you with 28 days from this letter's date to provide a T-1 for the J & J DANIELS lease. As such, you have until July 11, 2012, to file a T-1 for the J & J DANIELS lease. A blank T-1 is enclosed with this letter. The T-1 is also available on the Conservation Division's website, at <http://kcc.ks.gov/conservation/forms/index.htm>, or upon request in the Conservation Division's central office in Wichita or any of the Conservation Division's district offices. If the past operator of the subject lease is unknown, or the past operator no longer has an active license, Staff is willing to accept other documentation in lieu of the past operator's signature on the T-1 form. Staff needs the T-1 signed by or on behalf of Dart Cherokee Basin Operating Co., LLC, as well as a copy of the bill or contract of sale under which you purchased the J & J DANIELS lease, a copy of the agreement under which you are operating the lease, a copy of the assignment of the lease to you, or a copy of the new lease under which you are operating.

If you do not believe you are the operator of the J & J DANIELS lease, you need to contact Jonelle Rains, the Conservation Division's Supervisor of Environmental Protection and Remediation, immediately to address the situation. Jonelle Rains may be reached at the Conservation Division's central office in Wichita, at the contact information listed below.

If by July 11, 2012, Commission Staff has not received the required information, or you have not contacted Jonelle Rains and resolved this situation, Staff may refer this matter to Conservation Division legal staff with a recommendation for an administrative penalty or penalties. Under K.A.R. 82-3-128, the failure to verify information requested by the Commission is punishable by a \$100 penalty. In addition, Staff may ask the Commission to shut in your current operations until compliance is achieved.

Please contact the Conservation Division immediately, or provide the requested information within 28 days of this letter's date, to remedy the above possible violation(s) and avoid further compliance action by the Commission. Please include a copy of this letter with the completed T-1 form upon filing with the Conservation Division.

Yours truly,
KCC Conservation Division Staff

cc: KCC Conservation Division

Tucker, Carl



Phone: 316-337-6200
Fax: 316-337-6211
<http://kcc.ks.gov/>

Corporation Commission

Sam Brownback, Governor

NOTICE OF RECEIPT OF WELL PLUGGING APPLICATION (CP-1)

• DART CHEROKEE BASIN OPERATING CO., LLC
600 DART RD
PO BOX 177
MASON, MI 48854-9327

June 13, 2012

Re: J & J DANIELS #3 SWD
API 15-125-24812-00-00
12-33S-13E, 4895 FSL 2600 FEL
MONTGOMERY COUNTY, KANSAS

Dear Operator:

The purpose of this letter is twofold. First, this letter is to notify you that the Conservation Division has received your plugging proposal, form CP-1, for the above well and has reviewed the proposal for completeness. The central office will now forward your CP-1 to the district office listed below for review of the proposed plugging method.

Please contact the district office for approval of your proposed plugging method at least five (5) days before plugging the well, pursuant to K.A.R. 82-3-113(b). If a workover pit will be used during the plugging of the well it must be permitted. A CDP-1 form must be filed and approved prior to the use of the pit in accordance with K.A.R. 82-3-600.

This letter is also to notify you that during the central office's review of your CP-1 for license number verification, staff has discovered that you are not the current operator of record of the above well on file with the Conservation Division. Central office staff is therefore requesting that you verify that you are the operator of record of the above well. The proper procedure for verifying operator authority is by filing a Conservation Division form T-1 (Request for Change of Operator; Transfer of Injection or Surface Pit Permit). If a T-1 has already been filed with the Conservation Division reflecting the transfer of operator authority, please disregard this paragraph. If a T-1 has not been filed reflecting the transfer, please see the attached letter, which explains the T-1 filing process.

The Conservation Division's review of form CP-1, either in the central or district office, does not include an inquiry into well ownership or the filing operator's legal right to plug the well. Furthermore, this notice in no way constitutes authorization to plug the above well by persons not having legal rights of ownership or interest in the well.

This notice is void after December 10, 2012. The CP-1 filing does not bring the above well into compliance with K.A.R. 82-3-111 with regard to the Commission's temporary abandonment requirements.

Sincerely,

Steve Bond

Production Department Supervisor

District: #3
1500 W. 7th
Chanute, KS 67220
(316) 432-2300