

For KCC Use: Effective Date: 10-5-02 District # 2 SGA? Yes No

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

Form C-1 September 1999 Edits must be Typed Corrections must be Signed All blanks must be Filled

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

Expected Spud Date September 30, 2002

Spot 115'S & 130'W of East West C NE SW Sec. 18 Twp. 31 S. R. 8 1865 feet from (S) (circle one) Line of Section 1850 feet from (W) (circle one) Line of Section Is SECTION X Regular Irregular?

OPERATOR: License# 31191 Name: R & B OIL & GAS Address: P. O. Box 195 City/State/Zip: Attica, Kansas 67009-0195 Contact Person: Randy Newberry Phone: 620/254-7251

County: Harper Lease Name: BERTHOLF "B" Well #: 1 Field Name: Spivey-Grabs-Basil

CONTRACTOR: License# 5929 Name: DUKE DRILLING CO., INC.

Is this a Prorated / Spaced Field? Yes No Target Information(s): Topeka Nearest Lease or unit boundary: 775' Ground Surface Elevation: _____ feet MSL

Well Drilled For: Oil Gas OWO Seismic; # of Holes Other Well Class: Enh Rec Storage Disposal Other Type Equipment: Infield Pool Ext. Wildcat Other Mud Rotary Air Rotary Cable

Water well within one-quarter mile: Yes No Public water supply well within one mile: Yes No Depth to bottom of fresh water: 150' Depth to bottom of usable water: 180' Surface Pipe by Alternate: X 1 2 Length of Surface Pipe Planned to be set: 200'+ Length of Conductor Pipe required: N/A Projected Total Depth: 3100' Producing Formation Target: Topeka

If OWWO: old well information as follows: Operator: _____ Well Name: _____ Original Completion Date: _____ Original Total Depth: _____

Water Source for Drilling Operations: Well _____ Farm Pond _____ Other X DWR Permit #: _____ (Note: Apply for Permit with DWR)

Directional, Deviated or Horizontal well? Yes No If Yes, true vertical depth: _____ Bottom Hole Location: _____ KCC DKT #: OCT 03 2002

Will Cores be taken? Yes No If Yes, proposed zone: _____ * WAS: Bertholf "B" 3 is Bertholf "B" 1

RECEIVED KANSAS CORPORATION COMMISSION 18-3-02 CONSERVATION DIVISION WICHITA, KS

AFFIDAVIT

The undersigned hereby affirms that the drilling, completion and eventual plugging of this well will comply with K.S.A. 55-101, 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. 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: 10/03/02 Signature of Operator or Agent: Sally R. Byers Title: Agent

For KCC Use ONLY API # 15 - 077-21439-00-00 Conductor pipe required NONE feet Minimum surface pipe required 200 feet per Alt. (1) 2 Approved by: RJP 9.30.02 / RJP 10.3.03 This authorization expires: 3.30.03 (This authorization void if drilling not started within 6 months of effective date.) Spud date: _____ Agent: _____

- Remember to: - File Drill Pit Application (form GDP-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.

18 31 82

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.

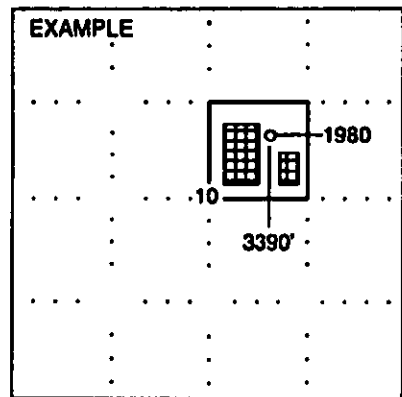
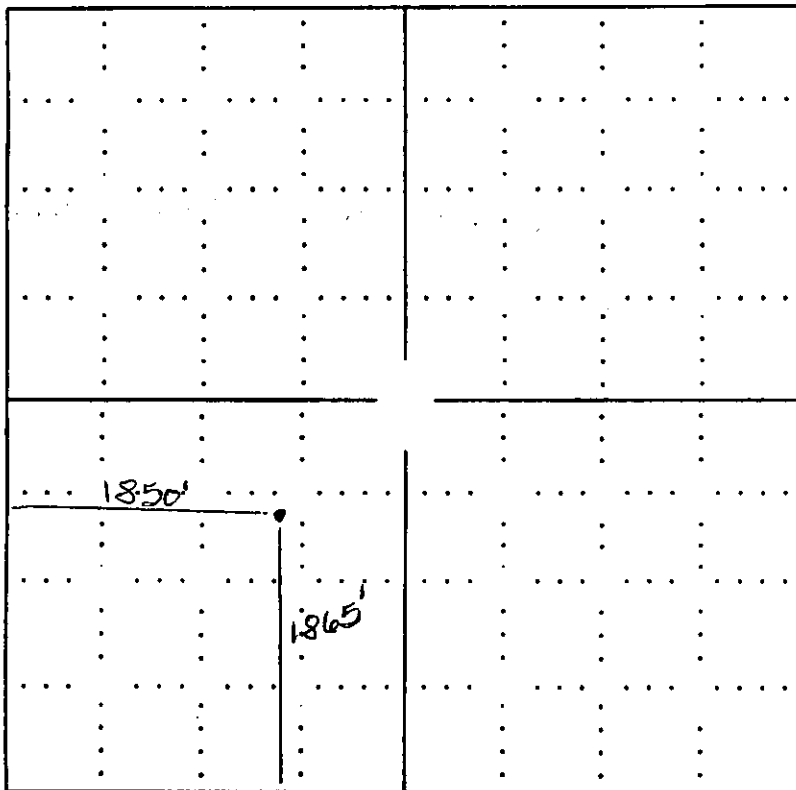
API No. 15 - _____
 Operator: _____
 Lease: _____
 Well Number: _____
 Field: _____
 Number of Acres attributable to well: _____
 QTR / QTR / QTR of acreage: _____ - _____ - _____

Location of Well: County: _____
 _____ feet from S / N (circle one) Line of Section
 _____ feet from E / W (circle one) Line of Section
 Sec. _____ Twp. _____ S. R. _____ 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.)



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

In plotting the proposed location of the well, you must show:

- 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.
- The distance of the proposed drilling location from the section's south / north and east / west.
- The distance to the nearest lease or unit boundary line.
- 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).