For KCC Use: 6-8-04 Effective Date: 9-04 District # No

KANSAS CORPORATION COMMISSION OIL & GAS CONSERVATION DIVISION

NOTICE OF INTENT TO DRILL

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

Name	Expected Spud Date May 24, 2004	Spot
Section Sect		
R. F. B. O.H. 5. GAS	31191 480 05	
Address: P. P. O. BOX 195	D C P OTT C CAS	1000 11011 1112 / 1110 01 00011011
Countext Person. Randry Newber 1.79 Prone: 620 / 254 - 7251 Prone: 520 / 254 - 7251 CONTRATOR: Licensee* 5929	D O Poy 195	Is SECTION X Regular Irregular?
Contact Person: Randy Newberty	City/State/Zin: Attica. Kansas 67009-0195	
Lease Name: No. Section	Contact Person: Randy Newberry	
Special Spec		Lease Name: NEWBERRY Well #: 1-A
State Provided Spaced Fedit	5020 6130104	
Mail Drilled For Well Class: Type Equipment. Sequence Sequ	CONTRACTOR: License#	
Seismic Fin Heck Inflied Mode Cable	Name: DORD DRIEDERS GOT, LINE	Target Information(s): PIISSISSIPPI
Sas	Well Drilled For: Well Class: Type Equipment:	Nearest Lease or unit boundary: 2310
Gas Storage Pool Ext Air Rotary Objetosal Wildcat Cable Cable Objetosal Wildcat Cable Objetos Objetosal Wildcat Cable Objetos Objeto	X Oil Enh Rec X Infield X Mud Rotary	
Common Disposal Wildcat Cable		
Seismic;	OWWO Disposal Wildcat Cable	
Surface Pipe by Alternate: Surface Pipe by Alternate: Surface Pipe by Alternate: Surface Pipe by Alternate: Surface Pipe Planned to be set: 200	Seismic;# of Holes Other	
If OWWO: old well information as follows: Operator: Operator: Original Completion Date: Original Condenses Date: Original Completion Date: Original Condenses Date: Origi	Other	
Consider Conductor Pipe required: None		
Well Name: Original Completion Date: RECEIVED RECEIVED Water Source for Drilling Operations: Water Source for Drilling Operation Survey of Drilling Operation operations: Water Source for Drilling Operation Survey of	If OWWO: old well information as follows:	
Original Completion Date:Original Total Depth:		Projected Total Depth: 4500'
Directional, Deviated or Horizontal wellbore?		Formation at Total Depth: Mississippi
If Yes, true vertical depth: RECEIVED	-	Water Source for Drilling Operations:
Note: Apply for Permit with DWR Note: Apply for Permit Expired Signature of Operator or Agent: Dead of the Section of Agent: Dea	Directional, Deviated or Horizontal wellbore? Yes X No	Well Farm Pond Other X
Will Cores be taken?	IT TES, THE VEHICAL DEPTH.	
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 et. seq. MAY 2 8 2004 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 Kensas 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. Potential provided by: Agent For KCC Use ONLY API # 15 - 7 - 21/485 - 0 - CO Minimum surface pipe sequired	A CONTRACTOR OF THE CONTRACTOR	
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Post May 20, 2004 Signature of Operator or Agent: Sally Syers	Or pursuant to Appendix "B" - Eastern Kansas surface casing order	#133,891-C, which applies to the RCC District 3 area, alternate it centerting
Date: May 20, 2004 Signature of Operator or Agent: Sally R. Byers For KCC Use ONLY API # 15 - 7 - 2/485 - 00 - cc Conductor pipe required None feet Minimum surface pipe required 200 feet per Alt. 1 - Submit plugging report (CP-4) after plugging is completed; Approved by: 1 - 3 - 04 This authorization expires: 2 - 3 - 04 (This authorization void if drilling not started within 6 months of effective date.) Spud date: Agent: Date:		
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For KCC Use ONLY API # 15 -	Date: May 20 2004 Signature of Operator or Agent:	Title: Agent
For KCC Use ONLY API # 15	Saily R.	
API # 15		
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Spud date: Agent: Signature of Operator or Agent: Date: Date:	(This authorization void if drilling not started within 6 months of effective date.)	
Date:	•	i Well Not Drilled - Permit Expired
Mail to: KCC - Conservation Division, 130 S. Market - Room 2078, Wichita, Kansas 67202	A	
	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.

	Location of Well: County:
API No. 15	Location of Well. County.
Operator:	teet from N / S Line of Section
Lease:	feet from N / S Line of Section feet from E / W Line of Section
Well Number:	Sec Twp S. R East West
Field:	to Continue
Number of Acres attributable to well:	Is Section: Regular or Irregular
QTR / QTR / QTR of screage:	If Section is Irregular, locate well from nearest corner boundary.
	Section corner used: NE NW SE SW

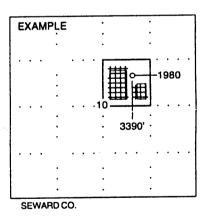
PLAT

(Show location of the well and shade attributable acreage for prorated or spaced wells.)

. (Show footage to the nearest lease or unit boundary line.)

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	:		
	• •		
	·	·	
	•	26	: : :
'	•	. 26	23101
			:2310':
		26	
		20188	

RECEIVED
MAY 2 8 2004
KCC WICHITA



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

Harper County

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 section's south / north and east / west.
- 3. The distance to the nearest lease or unit boundary line.
- 4. 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).



CORPORATION COMMISSION

KATHLEEN SEBELIUS, GOVERNOR
BRIAN J. MOLINE, CHAIR
JOHN WINE, COMMISSIONER
ROBERT E. KREHBIEL, COMMISSIONER

June 3, 2004

Mr. Randy Newberry R & B Oil & Gas PO Box 195 Attica, KS 67009-0195

Re:

Drilling Pit Application

Newberry Lease Well No. 1-A

SE/4 Sec. 26-31S-09W Harper County, Kansas

Dear Mr. Newberry:

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 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 on a daily basis.

The fluids should be taken to an authorized disposal well. Please call the District Office at (316) 337-6231 when the fluids have been removed. Also, please file the enclosed CDP-5, Surface Pond Waste Transfer, within 30 days of fluid removal.

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.

Kathleen Havnes

Environmental Protection and Remediation Department

cc: Doug Louis