

BEFORE THE INDUSTRIAL COMMISSION  
OF THE STATE OF NORTH DAKOTA

CASE NO. 1057  
ORDER NO. 1133

IN THE MATTER OF A HEARING CALLED ON A  
MOTION OF THE COMMISSION TO CONSIDER THE  
APPLICATION OF CARDINAL PETROLEUM  
COMPANY FOR AN ORDER POOLING ALL  
INTERESTS IN THE SPACING UNIT DESCRIBED AS  
THE W/2 OF SECTION 15, TOWNSHIP 140 NORTH,  
RANGE 96 WEST, DICKINSON-HEATH POOL,  
STARK COUNTY, NORTH DAKOTA.

ORDER OF THE COMMISSION

BY THE COMMISSION:

Pursuant to legal notice this cause came on for hearing at 9:30 a.m. on the 15th day of July, 1971, at Bismarck, North Dakota, before the Industrial Commission of North Dakota, hereinafter referred to as the "Commission."

NOW, on this 3rd day of August, 1971, the Commission, a quorum being present, having considered the testimony adduced and the exhibits received at said hearing, and being fully advised in the premises,

FINDS:

(1) That due public notice having been given as required by law, the Commission has jurisdiction of this cause and the subject matter thereof.

(2) That applicant is the owner of an interest in the oil and gas leasehold estate in the W/2 of Section 15, Township 140 North, Range 96 West, Stark County, North Dakota.

(3) That by its order the Commission established the field boundaries for the Dickinson-Heath Pool and that Section 15, Township 140 North, Range 96 West, Stark County, North Dakota, was included in such pool.

(4) That orders of the Commission established 320 acres as the spacing for the Dickinson-Heath Pool and that such orders further authorized that spacing units should consist of any two adjacent and contiguous quarter sections within a section.

(5) That there are separately owned interests in this spacing unit, and some of the owners thereof have not voluntarily pooled their interests for the development and operation of such spacing unit and the applicant has been unable to obtain the voluntary pooling of all interests in this spacing unit.

(6) That Section 38-08-08, North Dakota Century Code, requires the Commission to enter a pooling order when two or more separately owned tracts are embraced within a spacing unit, or when there are separately owned interests in all or a part of a spacing unit in the absence of voluntary pooling.

(7) That in order to protect correlative rights and prevent the drilling of unnecessary wells, the Commission should pool all interests in this spacing unit.

(8) That such pooling order should be effective on the date hereof.

IT IS THEREFORE ORDERED:

(1) That all of the interests in the Dickinson-Heath Pool in the W/2 of Section 15, Township 140 North, Range 96 West, Stark County, North Dakota, be, and the same are hereby pooled for the development and operation of a spacing unit, and that all interested parties participate in the proceeds from a well drilled thereon in proportion as their interests may appear.

(2) That Cardinal Petroleum Company shall be the operator of this spacing unit and shall conduct operations in a manner such as to protect correlative rights of all interested parties.

(3) That this pooling order shall govern allocation of production from said spacing unit.

(4) That, in the event the size of spacing units in the Dickinson-Heath Pool is modified by the Commission, this order shall terminate as of the date of such modification order.

DONE, at Bismarck, North Dakota, this 3rd day of August, 1971.

THE NORTH DAKOTA  
INDUSTRIAL COMMISSION

/s/ William L. Guy  
William L. Guy, Governor

/s/ Helgi Johanneson  
Helgi Johanneson, Attorney General

/s/ Arne Dahl  
Arne Dahl, Commissioner of Agriculture