

BEFORE THE INDUSTRIAL COMMISSION  
OF THE STATE OF NORTH DAKOTA

CASE NO. 1209  
ORDER NO. 1302

IN THE MATTER OF A HEARING CALLED ON A  
MOTION OF THE COMMISSION TO CONSIDER THE  
APPLICATION OF PATRICK PETROLEUM  
CORPORATION FOR AN ORDER POOLING ALL  
INTERESTS IN A 320-ACRE SPACING UNIT FOR  
THE DICKINSON-HEATH POOL DESCRIBED AS  
THE E/2 OF SECTION 10, TOWNSHIP 140 NORTH,  
RANGE 96 WEST, 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 10th day of September, 1974, at Bismarck, North Dakota, before the Industrial Commission of North Dakota, hereinafter referred to as the "Commission."

NOW, on this 8th day of October, 1974, 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 an oil and gas leasehold in the E/2 of Section 10, Township 140 North, Range 96 West, Stark County, North Dakota, and that said 320-acre tract forms a spacing unit for the Dickinson-Heath Pool.

(3) 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.

(4) 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.

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

(6) 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 E/2 of Section 10, 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 the working interest owners shall pay for the drilling and operation of a well on the spacing unit, plus a reasonable charge for supervision of said well, in proportion as their interests may appear.

(3) That Patrick Petroleum Corporation and/or Phillips Petroleum Company shall be the operator of the spacing unit and shall conduct operations in a manner so as to protect correlative rights of all interested parties.

(4) That this order shall remain in full force and effect until further order of the Commission or until such time as the spacing in this field is altered by order of the Commission.

DONE, at Bismarck, North Dakota, this 8th day of October, 1974.

THE NORTH DAKOTA  
INDUSTRIAL COMMISSION

/s/ Arthur A. Link  
Arthur A. Link, Governor

/s/ Allen I. Olson  
Allen I. Olson, Attorney General

/s/ Myron Just  
Myron Just, Commissioner of Agriculture