

BEFORE THE INDUSTRIAL COMMISSION  
OF THE STATE OF NORTH DAKOTA

CASE NO. 1270  
ORDER NO. 1369

IN THE MATTER OF A HEARING CALLED ON A  
MOTION OF THE COMMISSION TO CONSIDER THE  
APPLICATION OF LONE STAR PRODUCING  
COMPANY AND HILLARD OIL & GAS COMPANY  
FOR AN ORDER PERMITTING A WELL TO BE  
DRILLED IN THE NE/4 OF SECTION 6, TOWNSHIP  
139 NORTH, RANGE 96 WEST, STARK COUNTY,  
NORTH DAKOTA, AS AN EXCEPTION TO THE  
SPACING REQUIREMENTS FOR THE DICKINSON  
FIELD.

ORDER OF THE COMMISSION

BY THE COMMISSION:

Pursuant to legal notice this cause came on for hearing at 9:30 a.m. on the 12th day of August, 1975, at Bismarck, North Dakota, before the Industrial Commission of the State of North Dakota, hereinafter referred to as the "Commission."

NOW, on this 9th day of September, 1975, the Commission, a quorum being present, having considered the testimony adduced 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 the applicant is the owner of a leasehold interest in the NE/4 of Section 6, Township 139 North, Range 96 West, Stark County, North Dakota, and that said tract of land is adjacent to and forms a spacing unit for the Dickinson-Heath Pool.

(3) That Commission Order No. 609 established 160-acre spacing in Zone I of the Dickinson-Heath Pool with wells to be located in the SW/4 of each quarter section.

(4) That expert witnesses for the Dickinson-Heath Sand Unit presented exhibits and testified in Case No. 1095 that the Dickinson-Heath Pool did not extend into Section 6, Township 139 North, Range 96 West, Stark County, North Dakota.

(5) That the applicant presented evidence which indicated that there might be recoverable oil in the NE/4 of said Section 6; however, a well drilled at the proper location would not produce oil in commercial quantities.

(6) That in order to determine whether or not there is recoverable oil in commercial quantities in the NE/4 of Section 6, Township 139 North, Range 96 West, a well should be drilled in the NE NE of said section.

(7) That a well drilled at said location would recover valuable natural resources that might otherwise not be recovered, and that such well would be in the interest of conservation and protective of correlative rights.

IT IS THEREFORE ORDERED:

(1) That the applicant, be and the same, is hereby granted permission to drill a well in the approximate center of the NE NE of Section 6, Township 139 North, Range 96 West, Stark County, North Dakota, as an exception to the spacing pattern for the Dickinson-Heath Pool.

(2) That this order shall remain in full force and effect until further order of the Commission.

DONE, at Bismarck, North Dakota, this 9th day of September, 1975.

THE NORTH DAKOTA  
INDUSTRIAL COMMISSION

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Arthur A. Link, Governor

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

/s/ Myron Just  
Myron Just, Commissioner of Agriculture