

BEFORE THE INDUSTRIAL COMMISSION
OF THE STATE OF NORTH DAKOTA

CASE NO. 1447
ORDER NO. 1574

IN THE MATTER OF A HEARING CALLED ON A
MOTION OF THE COMMISSION TO CONSIDER THE
APPLICATION OF EARL SCHWARTZ FOR AN
ORDER TO PERMIT THE DRILLING OF A WELL IN
THE APPROXIMATE CENTER OF THE N/2 OF THE
NW/4 OF SECTION 5, TOWNSHIP 161 NORTH,
RANGE 83 WEST, BOTTINEAU COUNTY, NORTH
DAKOTA, AS AN EXCEPTION TO THE SPACING IN
THE MOHALL 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 17th day of May, 1977, in Bismarck, North Dakota, before the Industrial Commission of North Dakota, hereinafter referred to as the "Commission."

NOW, on this 14th day of June, 1977, 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 no objections to the application have been received by the Commission.

(3) That the applicant is the owner of an oil and gas leasehold estate described as the N/2 of the NW/4 of Section 5, Township 161 North, Range 83 West, Bottineau County, North Dakota, and that said tract is within the boundaries of and forms a spacing unit for the Mohall Field.

(4) That the well drilled at the proper location, in the NE NW of said Section 5, failed to produce oil in paying quantities.

(5) That applicant believes that there is recoverable oil in the Madison Pool under said spacing unit and that a well drilled in the approximate center of the N/2 of the NW/4 of said Section 5 would recover such oil.

(6) That in order to protect correlative rights and to recover oil that might otherwise not be recovered, this application should be granted.

IT IS THEREFORE ORDERED:

(1) That Earl Schwartz be, and is hereby granted permission to drill a well in the approximate center of the N/2 of the NW/4 of Section 5, Township 161 North, Range 83 West, Bottineau County, North Dakota, as an exception to the spacing in the Mohall Field.

(2) That the Madison Formation in the well located in the NE NW of said Section 5 be plugged prior to the completion of the well permitted in (1) above.

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

DONE, in Bismarck, North Dakota, this 14th day of June, 1977.

THE NORTH DAKOTA
INDUSTRIAL COMMISSION

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

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

Myron Just, Commissioner of Agriculture