

BEFORE THE INDUSTRIAL COMMISSION
OF THE STATE OF NORTH DAKOTA

CASE NO. 2450
ORDER NO. 2760

IN THE MATTER OF A HEARING CALLED ON A
MOTION OF THE COMMISSION TO CONSIDER THE
APPLICATION OF MAR-WIN DEVELOPMENT
COMPANY FOR AN ORDER TO PERMIT THE
DRILLING OF A WELL IN THE SW NW OF SECTION
7, T.163N., R.92W., BURKE COUNTY, NORTH
DAKOTA, AS AN EXCEPTION TO THE SPACING
REQUIREMENTS IN THE SHORT CREEK FIELD.

ORDER OF THE COMMISSION

BY THE COMMISSION:

Pursuant to legal notice this cause came on for hearing at 1:00 p.m. on the 24th day of May, 1982, in Bismarck, North Dakota, before an examiner appointed by the Industrial Commission of North Dakota, hereinafter referred to as the "Commission."

NOW, on this 22nd _ day of June _, 1982, 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 oil and gas leasehold estate in the NW/4 of Section 7, Township 163 North, Range 92 West, Burke County, North Dakota.

(3) That said tract of land is within the boundaries of the Short Creek Field, and forms a spacing unit for the Madison Pool, and the spacing for such pool established by the Commission requires wells to be located in the center of the SE/4 of each quarter.

(4) That applicant is desirous of drilling a well on said spacing unit located in the approximate center of the SW/4 of the NW/4.

(5) That the well drilled at the proper location on said spacing unit resulted in a dry hole.

(6) That geological evidence presented to the Commission indicates that there is producible commercial oil under a portion of the spacing unit, and that a well drilled at the proposed location would produce such oil which might otherwise not be produced.

(7) That due to the geological conditions, the proposed location is the most advantageous point to drill a test well on said spacing unit in order to recover the maximum amount of oil in the reservoir under the spacing unit.

(8) That in order to prevent waste, and to protect correlative rights this application should be granted.

IT IS THEREFORE ORDERED:

(1) That applicant is hereby permitted to drill a well in the

approximate center of the SW NW of Section 7, Township 163 North, Range 92 West, Burke County, North Dakota, as an exception to the spacing requirements in the Short Creek Field.

(2) That the well permitted in (1) above shall not produce more than its fair and equitable share of oil and/or gas in the reservoir.

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

Dated this 22nd _ day of June __, 1982.

INDUSTRIAL COMMISSION
STATE OF NORTH DAKOTA

/s/ Allen I. Olson__
Allen I. Olson, Governor

/s/ Robert O. Wefald _
Robert O. Wefald, Attorney General

/s/ Kent Jones _
Kent Jones, Commissioner of Agriculture