

BEFORE THE INDUSTRIAL COMMISSION
OF THE STATE OF NORTH DAKOTA

CASE NO. 2908
ORDER NO. 3284

IN THE MATTER OF A HEARING CALLED ON A
MOTION OF THE COMMISSION TO CONSIDER THE
APPLICATION OF BWAB, INC. FOR AN ORDER
PERMITTING THE DRILLING OF A WELL
APPROXIMATELY 660 FEET FROM THE NORTH LINE,
AND 660 FEET FROM THE WEST LINE OF SECTION
6, T.139N., R.96W., STARK COUNTY, NORTH
DAKOTA, AS AN EXCEPTION TO THE SPACING
REQUIREMENTS OF THE BUFFER ZONE OF THE
DICKINSON-HEATH POOL.

ORDER OF THE COMMISSION

BY THE COMMISSION:

Pursuant to legal notice this cause came on for hearing at 9:00 a.m. on the 23 day of August, 1983, in Dickinson, North Dakota, before an examiner appointed by the Industrial Commission of North Dakota, hereinafter referred to as the "Commission."

NOW, on this 29th day of August, 1983, 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 of Section 6, Township 139 North, Range 96 West, Stark County, North Dakota.

(3) That said tract of land is within the buffer zone of the Dickinson Field, and forms a spacing unit for the Heath Pool, and the spacing for such pool established by the Commission requires wells to be located in the approximate center of the SW quarter-quarter sections.

(4) That applicant is desirous of drilling a Heath test well on said spacing unit located approximately 660 feet from the north line and 660 feet from the west line of said Section 6.

(5) That geological evidence presented to the Commission indicates that a well drilled at a proper location would result in a dry hole, or a non-commercial well and that a well drilled at the proposed location would produce oil that might otherwise not be produced.

(6) That due to the geological conditions, the proposed location is the most advantageous point to drill a test well on said spacing unit.

(7) 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 approximately 660 feet from the north line, and 660 feet from the west line of Section 6, Township 139 North, Range 96 West, Stark County, North Dakota, as an exception to the spacing requirements in the Dickinson-Heath Pool.

(2) That applicant shall apply for a permit to drill the above well as required in Section 43-02-03-16 of the North Dakota Administrative Code.

(3) 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.

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

Dated this 29th day of August, 1983.

INDUSTRIAL COMMISSION
STATE OF NORTH DAKOTA

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

Robert O. Wefald, Attorney General

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