

BEFORE THE INDUSTRIAL COMMISSION  
OF THE STATE OF NORTH DAKOTA

CASE NO. 11264  
ORDER NO. 13358

IN THE MATTER OF A HEARING CALLED ON  
A MOTION OF THE COMMISSION TO  
CONSIDER THE APPLICATION OF ST. MARY  
LAND & EXPL. CO. FOR AN ORDER  
PURSUANT TO NDAC § 43-02-03-88.1 POOLING  
ALL INTERESTS IN A SPACING UNIT FOR THE  
AMBROSE-BAKKEN POOL, SECTIONS 29 AND  
32, T.163N., R.99W., DIVIDE COUNTY, ND,  
AUTHORIZING THE RECOVERY FROM EACH  
NON-PARTICIPATING OWNER OF A RISK  
PENALTY AS PROVIDED IN NDCC § 38-08-08  
AND SUCH OTHER RELIEF AS IS  
APPROPRIATE.

ORDER OF THE COMMISSION

THE COMMISSION FINDS:

- (1) This cause came on for hearing at 9:00 a.m. on the 20th day of July, 2009.
- (2) Counsel for applicant requests that this case be dismissed without prejudice.

IT IS THEREFORE ORDERED:

- (1) This case is dismissed without prejudice.

Dated this 20th day of August, 2009.

INDUSTRIAL COMMISSION  
STATE OF NORTH DAKOTA

By the Director, on behalf of the Commission

/s/ Lynn D. Helms, Director