

BEFORE THE INDUSTRIAL COMMISSION
OF THE STATE OF NORTH DAKOTA

CASE NO. 21426
ORDER NO. 23768

IN THE MATTER OF A HEARING CALLED ON
A MOTION OF THE COMMISSION TO
CONSIDER THE APPLICATION OF SM
ENERGY CO. FOR AN ORDER PURSUANT TO
NDAC § 43-02-03-88.1 POOLING ALL
INTERESTS IN A SPACING UNIT DESCRIBED
AS SECTIONS 28 AND 33, T.163N., R.99W.,
AMBROSE-BAKKEN POOL, DIVIDE COUNTY,
ND, AS PROVIDED BY 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 18th day of December, 2013.
- (2) SM Energy Company applied for an order pursuant to North Dakota Administrative Code Section 43-02-03-88.1 pooling all interests in a spacing unit described as Sections 28 and 33, Township 163 North, Range 99 West, Ambrose-Bakken Pool, Divide County, North Dakota (Sections 28 and 33), as provided by North Dakota Century Code Section 38-08-08, and such other relief as is appropriate.
- (3) All oil and gas interests in a spacing unit for the Ambrose-Bakken Pool described as Sections 28 and 33, were pooled for the development and operation of the spacing unit by Commission Order No. 21759 signed on February 13, 2013.
- (4) This case should be dismissed without prejudice.

IT IS THEREFORE ORDERED:

- (1) This case is dismissed without prejudice.

Dated this 26th day of September, 2014.

INDUSTRIAL COMMISSION
STATE OF NORTH DAKOTA

By the Director, on behalf of the Commission

/s/ Lynn D. Helms, Director