

BEFORE THE INDUSTRIAL COMMISSION
OF THE STATE OF NORTH DAKOTA

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.

CASE NO. 1447
ORDER NO. 1574

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:

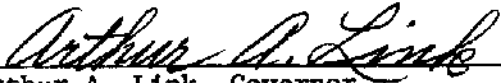
- (1) That Earl Schwartz be, and is hereby granted permission to drill a well in the approximate center of the N/2 of the NW/4 of Section 5, Township 161 North, Range 81 West, Bottineau County, North Dakota, as an exception to the spacing in the Mohall Field.

(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 16th day of June, 1977.

THE NORTH DAKOTA INDUSTRIAL COMMISSION



Arthur A. Link, Governor



Allen I. Olson, Attorney General

Myron Just, Commissioner of Agriculture

Earl Schwartz Co.

Gilseth #2

Section 5 Township 161, Range 83, County Bottineau, State North Dakota

Island Township Plat

36	31	32	33	34	35	36	31
1	6	5	4	3	2	1	6
12	7	8	9	10	11	12	7
13	18	17	16	15	14	13	18
24	19	20	21	22	23	24	19
25	30	29	28	27	26	25	30
36	31	32	33	34	35	36	31
1	6	5	4	3	2	1	6

Proposed location for Gilseth #2

INDUSTRIAL COMMISSION
STATE OF NORTH DAKOTA
Date 5-17-77 Case No. 1447
Introduced by Schwartz
Exhibits
Identified by

We would like an off pattern well to be drilled in the center of the N/2 of NW/4 of Section 5. We were unsuccessful in making a well in the NE/4 of the NW/4 of Section 5 due to water which we could not shut off. This is the higher part of the structure, so the well should be drilled to get all of the oil and not be trapped.

From the Desk of
Earl Schwartz

Dear Mr. Noble:

Would it be possible to have all of my requests together so as we could have one right after another on the May docket? There will be a total of six and I would prefer being on after lunch. Would you please let me know about what time? Thank you.

Yours truly,

Earl Schwartz



EARL SCHWARTZ, President

Phone 848-2212

Kenmare, N. Dak. 58746

P. O. Box 853 — Telephone 385-4244

April 22, 1977

Kenmare, N. Dak. 58746

State Industrial Commission
Capitol Building
Bismarck, ND 58501

Gentlemen:

We are requesting permission to drill an off pattern well in the center of the N/2 of NW/4 of Section 5-161-83 in Bottineau County, North Dakota.

We would also like to have this on the May docket.

Yours truly,

Earl Schwartz
Earl Schwartz

ENS;dmo

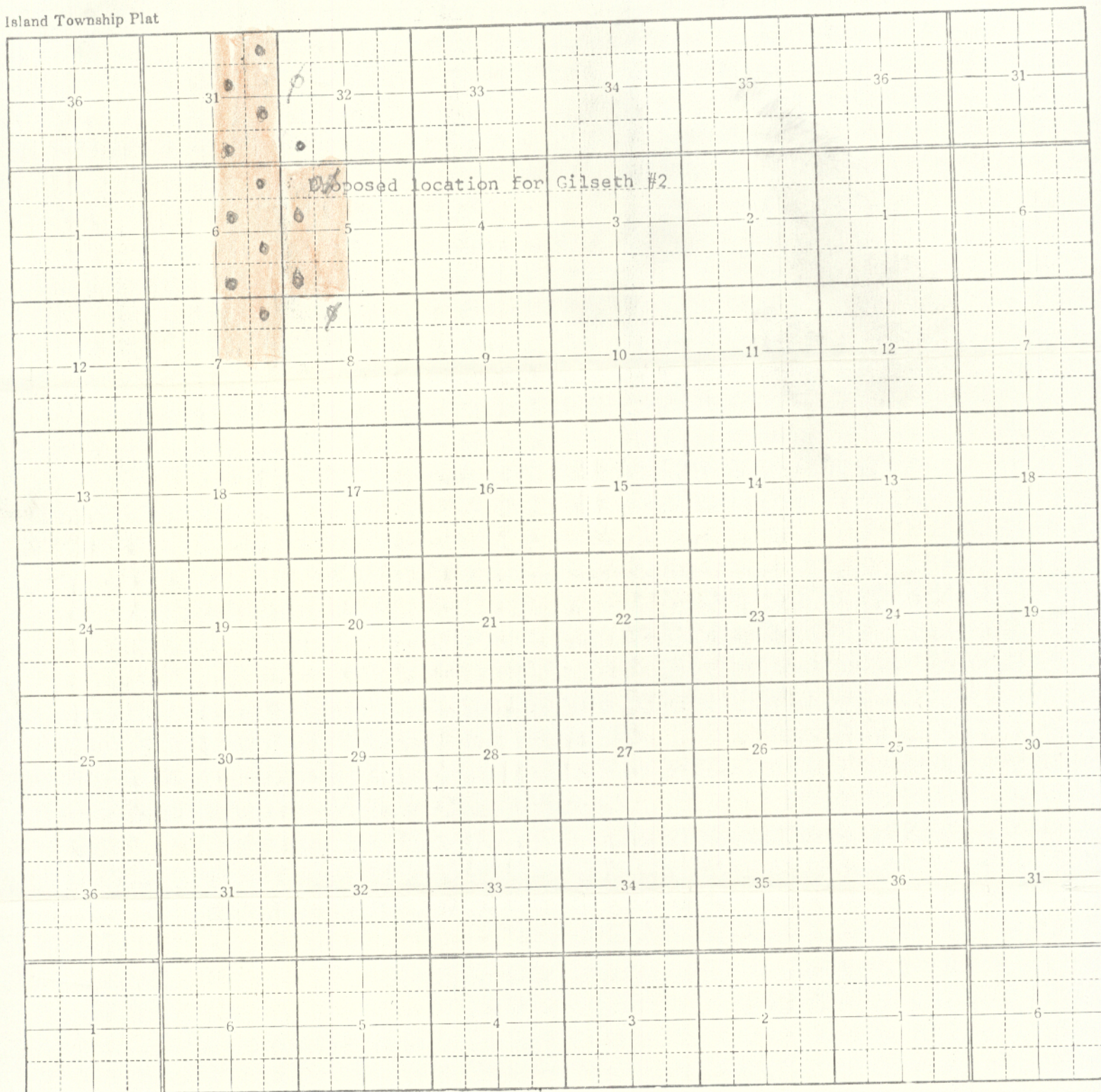
cc: North Dakota Geological Survey
E. A. Noble
University Station
Grand Forks, ND 58201

Earl Schwartz Co.

Gilseth #2

Section 5 Township 161, Range 83, County Bottineau, State North Dakota

Island Township Plat



We would like an off pattern well to be drilled in the center of the N/2 of NW/4 of Section 5. We were unsuccessful in making a well in the NE/4 of the NW/4 of Section 5 due to water which we could not shut off.