

BEFORE THE INDUSTRIAL COMMISSION  
OF THE STATE OF NORTH DAKOTA

CASE NO. 11180  
ORDER NO. 13257

IN THE MATTER OF A HEARING CALLED ON  
A MOTION OF THE COMMISSION TO  
CONSIDER THE APPLICATION OF SAMSON  
RESOURCES CO. FOR AN ORDER PURSUANT  
TO NDAC § 43-02-03-88.1 POOLING ALL  
INTERESTS IN A SPACING UNIT FOR THE  
LARSON #11-162-99H, SECTION 11, T.162N.,  
R.99W., AMBROSE-BAKKEN POOL, DIVIDE  
COUNTY, ND; AUTHORIZING THE  
RECOVERY FROM EACH  
NONPARTICIPATING OWNER A RISK  
PENALTY 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 24th day of June, 2009.
- (2) Pursuant to North Dakota Administrative Code Section 43-02-03-88.1, the Director is authorized to sign, on behalf of the Commission, orders relating to, inter alia, pooling under North Dakota Century Code (NDCC) Section 38-08-08.
- (3) The applicant is the owner of an interest in an oil and gas leasehold estate in a spacing unit for the Ambrose-Bakken Pool described as all of Section 11, Township 162 North, Range 99 West, Divide County, North Dakota.
- (4) Said spacing unit is created in accordance with an order of the Commission and there are separately owned tracts and/or separately owned interests in the spacing unit, and some of the owners thereof have not voluntarily pooled their interests for the development and operation of said spacing unit.
- (5) The Commission makes no findings with regard to the specific acreage or percentage attributed to separately owned tracts or interests.

(6) NDCC Section 38-08-08 requires the Commission to enter a pooling order upon application when two or more separately owned tracts are embraced within a spacing unit, or there are separately owned interests in all or a part of a spacing unit, in the absence of voluntary pooling. The section further provides that working interest owners in the spacing unit shall pay their share of the reasonable actual cost of drilling and operating the well plus a reasonable charge for supervision. In addition to such costs and charges, nonparticipating lessees may be required to pay a risk penalty of 200 percent and unleased mineral interest owners may be required to pay a risk penalty of 50 percent of their share of the reasonable actual cost of drilling and completing the well.

(7) Applicant requests an order of the Commission pooling all interests in the spacing unit, and allowing the recovery of a risk penalty from nonparticipating owners.

(8) There were no objections to this application.

(9) This application should be granted in order to prevent waste and protect correlative rights.

IT IS THEREFORE ORDERED:

(1) All oil and gas interests in a spacing unit for the Ambrose-Bakken Pool described as all of Section 11, Township 162 North, Range 99 West, Divide County, North Dakota, are hereby pooled for the development and operation of the spacing unit.

(2) This pooling shall not determine or establish the specific acreage to be attributed to separately owned tracts, or specific interests attributed to separately owned interests.

(3) The operator of the well for said spacing unit shall conduct operations in a manner so as to protect correlative rights of all interested parties.

(4) All owners of interests shall recover or receive, without unnecessary expense, their just and equitable share of production from said spacing unit in the proportion as their interests may appear in the spacing unit.

(5) The working interest owners shall reimburse the operator for their proportionate share of the reasonable actual cost of drilling and operating said well, plus a reasonable charge for supervision.

(6) In the event of any dispute as to such costs the Commission shall determine the proper cost.

(7) If a lessee owning an interest in the spacing unit elects not to participate in the risk and cost of drilling a well thereon, the owner paying for the nonparticipating lessee's share of the drilling and operation of a well may recover from the nonparticipating lessee a risk penalty for the risk involved in drilling the well. The risk penalty is 200 percent of the nonparticipating lessee's share of the reasonable actual costs of drilling and completing the well and may be recovered out of, and only out of, production from the pooled spacing unit, as provided by NDCC Section 38-08-10, exclusive of any royalty or overriding royalty.

(8) If an unleased mineral interest owner in the spacing unit refuses a good-faith attempt to execute a lease and elects not to participate in the risk and cost of drilling a well thereon, the owner paying for the nonparticipating mineral interest owner's share of the drilling and operation of a well may recover from the nonparticipating mineral interest owner a risk penalty for the risk involved in drilling the well. The risk penalty is 50 percent of the nonparticipating mineral interest owner's share of the reasonable actual costs of drilling and completing the well and may be recovered out of, and only out of, production from the pooled spacing unit, as provided by NDCC Section 38-08-10, exclusive of any royalty.

(9) In the event the size of the spacing unit pooled herein is modified by the Commission, this order shall terminate as of the date of such order.

(10) This order shall be effective from the date of first operations, and shall remain in full force and effect until further order of the Commission.

Dated this 27th day of July, 2009.

INDUSTRIAL COMMISSION  
STATE OF NORTH DAKOTA

By the Director, on behalf of the Commission

/s/ Lynn D. Helms, Director

SFN 5729

STATE OF NORTH DAKOTA

AFFIDAVIT OF MAILING

COUNTY OF BURLEIGH


I, Jeanette Bean, being duly sworn upon oath, depose and say: That on the 31st day of July, 2009 enclosed in separate envelopes true and correct copies of the attached Order No. 13257 of the North Dakota Industrial Commission, and deposited the same with the United States Postal Service in Bismarck, North Dakota, with postage thereon fully paid, directed to the following persons by the Industrial Commission in Case No. 11180:

LAWRENCE BENDER  
FREDRICKSON & BYRON  
PO BOX 1855  
BISMARCK ND 58502-1855

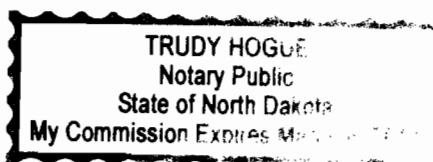
CONNIE WAGERS  
SAMSON RESOURCES INC  
370-17<sup>TH</sup> ST STE 3000  
DENVER CO 80202

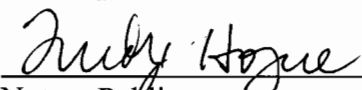
KEN TOMPKINS  
SAMSON RESOURCES INC  
370-17<sup>TH</sup> ST STE 3000  
DENVER CO 80202

BILL ARNOLD  
SAMSON RESOURCES INC  
370-17<sup>TH</sup> ST STE 3000  
DENVER CO 80202

  
Jeanette Bean  
Oil & Gas Division

On this 31st day of July, 2009 before me personally appeared Jeanette Bean to me known as the person described in and who executed the foregoing instrument and acknowledged that she executed the same as her free act and deed.



  
Notary Public  
State of North Dakota, County of Burleigh

June 9, 2009



Mr. Bruce Hicks  
Assistant Director  
North Dakota Industrial Commission  
Oil and Gas Division  
600 East Boulevard  
Bismarck, North Dakota 58505-0310

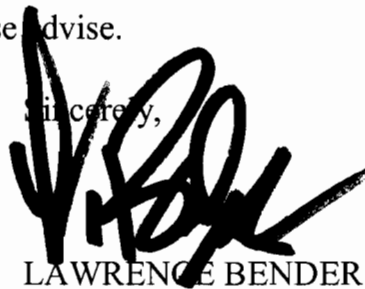
**RE: Samson Resources Company  
NDIC CASE NO. 11180**

Dear Mr. Hicks:

Please find enclosed herewith for filing an AFFIDAVIT OF CONNIE R. WAGERS in the above-captioned matter.

Should you have any questions, please advise.

Sincerely,



LAWRENCE BENDER

LB/leo

Enclosure

cc: Ms. Connie Wagers – (w/o enc.) *Via Email*

Attorneys & Advisors  
main 701.221.4020  
fax 701.221.4040  
www.fredlaw.com

Fredrikson & Byron, P.A.  
200 North Third Street, Suite 150  
Bismarck, North Dakota  
58501-3879

**BEFORE THE INDUSTRIAL COMMISSION  
OF THE STATE OF NORTH DAKOTA**

**CASE NO. 11180**

**Application of Samson Resources Company for an order pursuant to Section 43-02-03-88.1 of the N.D. Admin. Code pooling all interests in a spacing unit for the Larson 11-162-99H well described as Section 11-T162N-R99W, Ambrose-Bakken Pool, Divide County, North Dakota; authorizing the recovery from each nonparticipating owner a risk penalty as provided by Section 38-08-08 of the N.D.C.C. and such other and further relief as is appropriate.**

**AFFIDAVIT OF CONNIE R. WAGERS**

STATE OF COLORADO     )  
CITY &                         ) ss  
COUNTY OF DENVER     )



Connie R. Wagers, being first duly sworn, deposes and states as follows:

1.

That I am the Senior District Landman for Samson Resources Company, 370 17th Street, Suite 3000, Denver, Colorado 80202, the applicant in the above-entitled matter.

2.

That in the course of my work as Senior District Landman for Samson, I have become familiar with the mineral ownership and leasehold ownership in Section 11, Township 162 North, Range 99 West, Divide County, North Dakota ("Section 11"). I am also familiar with all the oil and gas operations which have been conducted by Samson on the above-described lands.

3.

That Samson is the owner of an interest in the oil and gas leasehold estate in portions of the Section 11.

4.

That all of Section 11 has been designated as the spacing unit for the Larson 11-162-99H well in the Ambrose-Bakken Pool.

5.

That there are separately owned tracts or interests in mineral estate and/or leasehold estate in the Section 11.

6.

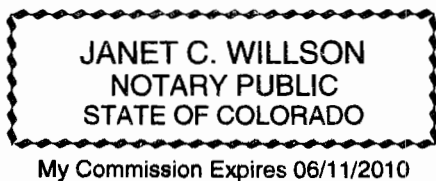
That a voluntary pooling in the Section 11 has not been accomplished.

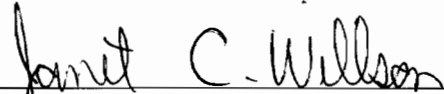
DATED this 3<sup>rd</sup> day of June, 2009.

  
\_\_\_\_\_  
Connie R. Wagers

STATE OF COLORADO     )  
CITY &                         )ss  
COUNTY OF DENVER     )

The foregoing instrument was acknowledged before me this 3rd day of June, 2009, by Connie R. Wagers, Senior District Landman, of Samson Resources Company.



  
\_\_\_\_\_  
Notary Public  
My Commission Expires:

May 26, 2009

Mr. Bruce Hicks  
Assistant Director  
North Dakota Industrial Commission  
Oil and Gas Division  
600 East Boulevard  
Bismarck, North Dakota 58505-0310



**RE: APPLICATION OF SAMSON  
RESOURCES COMPANY  
Section 11-T162N-R99W, Divide  
County, ND**

Dear Mr. Hicks:

Please find enclosed herewith for filing an APPLICATION OF SAMSON RESOURCES COMPANY and NOTICE OF HEARING as described above.

**As you will note, pursuant to N.D. Admin. Code § 43-02-03-88.2, Samson requests that its witnesses be allowed to participate at the hearing by telephonic means.**

Should you have any questions, please advise.

Sincerely,

LAWRENCE BENDER

LB/leo  
Enclosure

cc: Ms. Karlene Fine - (w/enc.)  
Mr. Lynn Helms - (w/enc.)  
Ms. Cynthia Wagner Goulet - (w/enc.)  
Ms. Connie Wagers - (w/enc.)

4562889\_1.DOC

Attorneys & Advisors  
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200 North Third Street, Suite 150  
Bismarck, North Dakota  
58501-3879

**BEFORE THE INDUSTRIAL COMMISSION  
OF THE STATE OF NORTH DAKOTA**

CASE NO. 11180

**Application of Samson Resources Company for an order pursuant to Section 43-02-03-88.1 of the N.D. Admin. Code pooling all interests in a spacing unit for the Larson 11-162-99H well described as Section 11-T162N-R99W, Ambrose-Bakken Pool, Divide County, North Dakota; authorizing the recovery from each nonparticipating owner a risk penalty as provided by Section 38-08-08 of the N.D.C.C. and such other and further relief as is appropriate.**



**APPLICATION OF SAMSON RESOURCES COMPANY**

Samson Resources Company ("Samson"), respectfully shows the North Dakota Industrial Commission ("Commission") as follows:

1.

That Samson is an owner of an interest in the oil and gas leasehold estate in Section 11, Township 162 North, Range 99 West, Divide County, North Dakota ("Section 11").

2.

That there are separately owned tracts or interests in the mineral estate and/or leasehold estate in Section 11.

3.

That a voluntary pooling of Section 11 has not been accomplished.

4.

That Samson has drilled the Larson 11-162-99H well in the Northwest Quarter of the Northwest Quarter (NW/4NW/4) of Section 11.

5.

That all of Section 11 has been established as the spacing unit for the Larson 11-162-99H well in the Ambrose-Bakken Pool.

5.

That Section 38-08-08(1) of the North Dakota Century Code provides that when two or more separately owned tracts are embraced within a spacing unit, or when there are separately owned interests in all or a part of a spacing unit, and in the absence of a voluntary pooling, the Commission upon the application of any interested person shall enter an order pooling all interests in the spacing unit for the development and operations thereof.

6.

That certain owners of interests in and under Section 11 may have elected not to participate in the drilling and completion operations of the Larson 11-162-99H well.

7.

That Section 38-08-08(3) of the North Dakota Century Code provides that if an owner of an interest in a spacing unit elects not to participate in the risk and cost of drilling a well, the owner paying for the nonparticipating owner's share of the drilling and operation of a well may recover from the nonparticipating owner a risk penalty involved in drilling the well.

8.

That Samson therefore requests that the Commission enter its order pooling all interests in a spacing unit for the Larson 11-162-99H well described as Section 11, Township 162 North, Range 99 West, Ambrose-Bakken Pool, Divide County, North Dakota; authorizing the recovery from each nonparticipating owner a risk penalty as provided by Section 38-08-08 of the N.D.C.C. and such other and further relief as is appropriate.

WHEREFORE, Samson requests the following:

- (a) That this matter be set for the regularly scheduled June 2009 hearings of the Commission;
- (b) That pursuant to Section 43-02-03-88.2 of the North Dakota Administrative Code, Samson's witnesses in this matter be allowed to participate by telephonic means; and
- (c) That thereafter the Commission issue an order granting the relief requested and such other and further relief as the Commission may deem appropriate.

DATED this 26th day of May, 2009.

FREDERICKSON & FYRON, P.A.

By 

LAWRENCE BENDER, ND Bar #03908

*Attorneys for Applicant*

*Samson Resources Company*

200 North 3rd Street, Suite 150

Post Office Box 1855

Bismarck, North Dakota 58502-1855

Ph: (701) 221-4020

STATE OF NORTH DAKOTA     )  
  )ss.  
COUNTY OF BURLEIGH     )


LAWRENCE BENDER, being first duly sworn on oath, deposes and says that he is the attorney for the applicant named herein, that he has read the foregoing application, knows the contents thereof, and that the same is true to the best of his personal knowledge and belief.

  
LAWRENCE BENDER

Subscribed and sworn to before me this 26th day of May, 2009.

4562883\_1.DOC



  
\_\_\_\_\_  
Notary Public  
My Commission Expires: \_\_\_\_\_

**BEFORE THE INDUSTRIAL COMMISSION  
OF THE STATE OF NORTH DAKOTA**

CASE NO. \_\_\_\_\_

**Application of Samson Resources Company for an order pursuant to Section 43-02-03-88.1 of the N.D. Admin. Code pooling all interests in a spacing unit for the Larson 11-162-99H well described as Section 11-T162N-R99W, Ambrose-Bakken Pool, Divide County, North Dakota; authorizing the recovery from each nonparticipating owner a risk penalty as provided by Section 38-08-08 of the N.D.C.C. and such other and further relief as is appropriate.**

**NOTICE OF HEARING**

PLEASE TAKE NOTICE that Samson Resources Company filed the above-referenced application with the North Dakota Industrial Commission.

*A hearing will be held at the regular June 2009 hearings, at the Department of Mineral Resources Conference Room, Oil and Gas Division, 1016 East Calgary Avenue, Bismarck, North Dakota, to consider the request of Samson Resources Company.*

As noted in the attached application, the applicant is requesting the authority to impose a risk penalty against any nonparticipating owner electing not to participate in the drilling of the contemplated well. Any nonparticipating owner may object to the risk penalty by responding in opposition to the application.

**DATED** this 26th day of May, 2009.

FREDRIC LONN, B. TRON, P.A.

By 

LAWRENCE BENDER, ND Bar #03908

*Attorneys for Applicant*

*Samson Resources Company*

200 North 3<sup>rd</sup> Street, Suite 150

Post Office Box 1855

Bismarck, North Dakota 58502-1855

Ph: (701) 221-4020

**NOTICE OF HEARING  
N.D. INDUSTRIAL  
COMMISSION  
OIL AND GAS DIVISION**

The North Dakota Industrial Commission will hold a public hearing at 9:00 a.m. Wednesday, June 24, 2009, at the N.D. Oil & Gas Division, 1016 East Calgary Ave., Bismarck, N. D.

At the hearing the Commission will receive testimony and exhibits. Persons with any interest in the cases listed below, take notice.

**PERSONS WITH DISABILITIES:** If at the hearing you need special facilities or assistance, contact the Oil and Gas Division at 701-328-8038 by Thursday, June 11, 2009.

STATE OF NORTH DAKOTA  
TO:

Case No. 11172: Application of North Plains Energy, LLC, for an order creating two 1280-acre drilling units for the Bakken Formation consisting of Sections 26 and 27, and Sections 34 and 35, T.160N., R.97W., Divide County, ND, and allowing three horizontal wells to be drilled at any location not closer than 500 feet to the boundary of each drilling unit and such other relief as is appropriate.

Case No. 11180: Application of Samson Resources Co. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Larson #11-162-99H, Section 11, T.162N., R.99W., Ambrose-Bakken Pool, Divide County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

Case No. 11181: Application of Samson Resources Co. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Anderson #10-162-98H, Section 10, T.162N., R.98W., Blooming Prairie-Bakken Pool, Divide County, ND; authorizing the recovery from each nonparticipating owner a risk

penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

Signed by,  
John Hoeven, Governor  
Chairman,  
ND Industrial  
Commission

(6-3)

# Affidavit of Publication



in Dakota, County of Divide, ss:

I, Steven J. Andrist, being first duly sworn, on my oath, say that I am the publisher of The Journal, a weekly newspaper of general circulation and official newspaper of Divide County, State of North Dakota, published in the city of Crosby, ND, and that the advertisement headed

**NOTICE OF HEARING  
N.D. INDUSTRIAL COMMISSION  
OIL & GAS DIVISION**

a printed copy of which is here attached, was published in The Journal on the following dates:

June 3, 2009 ..... 62 lines @ .58 = 35.96

**TOTAL CHARGE.....\$35.96**

Signed Steven J. Andrist  
Steven J. Andrist, Publisher

Subscribed and sworn to before me June 3, 2009

**VONNI L. ANDERSON**  
Notary Public  
State of North Dakota  
My Commission Expires Aug. 2, 2011

Vonni L. Anderson  
Vonni L. Anderson  
Notary Public, State of North Dakota  
My Commission Expires August 2, 2011

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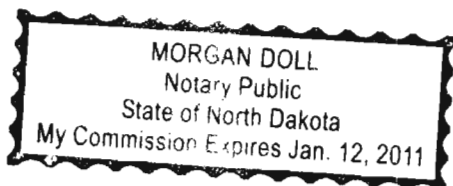


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Affidavit of Publication  
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28

**NOTICE OF HEARING  
N.D. INDUSTRIAL COMMISSION  
OIL AND GAS DIVISION**

The North Dakota Industrial Commission will hold a public hearing at 9:00 a.m. Wednesday, June 24, 2009, at the N.D. Oil & Gas Division, 1016 East Calgary Ave., Bismarck, N.D.

At the hearing the Commission will receive testimony and exhibits. Persons with any interest in the cases listed below, take notice.

**PERSONS WITH DISABILITIES:** If at the hearing you need special facilities or assistance, contact the Oil and Gas Division at 701-328-8038 by Thursday, June 11, 2009.

**STATE OF NORTH DAKOTA TO:**

**Case No. 11172:** Application of North Plains Energy, LLC, for an order creating two 1280-acre drilling units for the Bakken Formation consisting of Sections 26 and 27, and Sections 34 and 35, T.160N., R.97W., Divide County, ND, and allowing three horizontal wells to be drilled at any location not closer than 500 feet to the boundary of each drilling unit and such other relief as is appropriate.

**Case No. 11173:** Application of North Plains Energy, LLC, for an order creating eight 1280-acre drilling units for the Bakken Formation consisting of Sections 6 and 7, Sections 17 and 20, Sections 18 and 19, T.154N., R.97W., and Sections 13 and 24, Sections 15 and 22, Sections 21 and 28, Sections 26 and 35, Sections 27 and 34, T.154N., R.98W., Williams County, ND, and allowing three horizontal wells to be drilled at any location not closer than 500 feet to the boundary of each drilling unit and such other relief as is appropriate.

**Case No. 11174:** Temporary spacing to develop an oil and/or gas pool discovered by the Questar Expl & Prod Co. #1-18H-150-90 MHA, NENW Section 18, T.150N., R.90W., McLean County, ND, define the field limits, and enact such special field rules as may be necessary.

**Case No. 11175:** Application of Viersen Oil and Gas Co. for an order holding that the applicant has agreed to participate in the drilling and completion of the RS-Enander-155-91 #0508H-1, Lot 4, Section 5, T.155N., R.91W., Stanley-Bakken Pool, Mountrail County, ND, and compelling the operator of said well (Hess Corporation) to continue to provide the applicant requested well information for said well and such other further relief.

**Case No. 11176:** Temporary spacing to develop an oil and/or gas pool discovered by the Panther Energy Co. LLC #9-2H/W/1 E. Coyote, SESE Section 9, T.152N., R.98W., McKenzie County, ND, define the field limits, and enact such special field rules as may be necessary.

**Case No. 11177:** Application of Panther Energy Co. LLC for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Wil E. Coyote #9-2H, Section 9, T.152N., R.98W., in an unnamed Bakken Pool, McKenzie County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

**Case No. 11178:** Application of Panther Energy Co. LLC for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Roscoe #2H-8, Section 8, T.152N., R.98W., in an unnamed Bakken Pool, McKenzie County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

**Case No. 11179:** Application of Ballantyne Oil for an order creating a 640-acre drilling unit comprised of the S/2 of Section 30 and the N/2 of Section 31, T.162N., R.82W., Bottineau County, ND, authorizing the drilling of a horizontal well within said drilling unit at a location not less than 500 feet from the boundary of said drilling unit and such other relief as is appropriate.

**Case No. 11180:** Application of Samson Resources Co. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Larson #11-162-99H, Section 11, T.162N., R.99W., Ambrose-Bakken Pool, Divide County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

**Case No. 11181:** Application of Samson Resources Co. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Anderson #10-162-98H, Section 10, T.162N., R.98W., Blooming Prairie-Bakken Pool, Divide County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

**Case No. 11182:** Application of Slawson Exploration Co., Inc. for an order suspending and, after hearing, revoking the permit issued to Marathon Oil Co. to drill the Wadholm #41-30H, (File No. 18114), with a surface location in the NENE of Section 30, T.151N., R.92W., Mountrail County, ND and such other relief as is appropriate.

**Case No. 11183:** Application of Continental Resources, Inc. for an order extending the field boundaries and amending the field rules for the Temple-Bakken Pool or the Northwest McGregor-Bakken Pool so as to create and establish a 1280-acre spacing unit comprised of Sections 1 and 12, T.159N., R.96W., Williams County, ND, authorizing the drilling of one horizontal well on said spacing unit and such other relief as is appropriate.

**Case No. 11184:** Application of Continental Resources, Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Leonard #1-1H, Sections 1 and 12, T.159N., R.96W., Temple or the Northwest McGregor-Bakken Pool, Williams County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

**Case No. 11185:** Application of Continental Resources, Inc. for an order amending the field rules for the Oakdale-Bakken Pool to create a 1280-acre spacing unit comprised of Sections 22 and 27, T.147N., R.96W., Dunn County, ND, authorizing the drilling of a horizontal well within said drilling unit at a location not less than 500 feet from the boundary of each drilling unit and such other relief as is appropriate.

**Case No. 11186:** Application of EOG Resources, Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Fertile #2-01H, Section 1, T.151N., R.90W., Parshall-Bakken Pool, Mountrail County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

**Case No. 11187:** Application of Fidelity Exploration & Production Company for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a proposed spacing unit for the Fladland #11-30H, Section 30, T.154N., R.92W., Sanish-Bakken Pool, Mountrail County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

**Case No. 11188:** Application of Fidelity Exploration & Production Company for an order amending the field rules for the Sanish-Bakken Pool so as to create a 1280-acre spacing unit comprised of Sections 15 and 22, T.154N., R.92W., Mountrail County, ND, authorizing the drilling of one horizontal well within said spacing unit not less than 500 feet to the boundary of said spacing unit and such other relief as is appropriate.

**Case No. 11189:** Application of XTO Energy Inc. for an order authorizing the drilling, completing and producing of an increase density well on a 1280-acre spacing unit described as Sections 20 and 29, T.154N.,

R.95W., Grinnell-Bakken Pool, McKenzie and Williams County, ND, and such other relief as is appropriate.

**Case No. 11190:** Application of XTO Energy Inc. for an order authorizing the drilling, completing and producing of an increase density well on a 1280-acre spacing unit described as Sections 2 and 11, T.154N., R.95W., Alkali Creek-Bakken Pool, Williams County, ND, and such other relief as is appropriate.

**Case No. 11191:** In the matter of a hearing called on a motion of the Commission to consider the establishment or altering of drilling or spacing units in the Bakken Pool in and around Sections 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, and 36, T.148N., R.91W., and Sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, and 12, T.147N., R.91W., Dunn and McLean Counties, ND.

**Case No. 11006:** (Continued) Application of Zenergy, Inc. for an order creating five 1280-acre drilling units comprised of Section 5, T.147N., R.91W., and Section 32, T.148N., R.91W.; Section 6, T.147N., R.91W., and Section 31, T.148N., R.91W.; Sections 19 and 30; Sections 20 and 29; and Sections 21 and 28, T.148N., R.91W., Dunn County, ND, authorizing the drilling of a horizontal well within each drilling unit at a location not less than 500 feet from the boundary of each drilling unit and such other relief as is appropriate.

**Case No. 11192:** Application of Newfield Production Co. for an order vacating any previous orders of the Commission so as to establish Sections 16 and 21, T.153N., R.96W., McKenzie County, ND, as two 640-acre drilling units, authorizing the drilling of a horizontal well within each drilling unit at a location not less than 500 feet from the boundary of each drilling unit and such other relief as is appropriate.

**Case No. 11193:** Application of Eagle Operating, Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Bullinger #1-30 well, S/2 of Section 30, T.142N., R.96W., Russian Creek-Red River Pool, Dunn County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

**Case No. 11194:** Application of Peak North Dakota, LLC for an order amending the field rules for the McGregory Buttes-Bakken Pool to create a 640-acre spacing unit comprised of Section 24, T.148N., R.94W., Dunn County, ND, authorizing the drilling of one horizontal well within said spacing unit not less than 500 feet to the boundary of said spacing unit and such other relief as is appropriate.

**Case No. 11195:** Application of Peak North Dakota, LLC for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Four Bears #20-11H, W/2 Section 20, T.152N., R.93W., Four Bears-Bakken Pool, McKenzie County, ND authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

**Case No. 11196:** Application of Peak North Dakota, LLC for an order extending the field boundaries and amending the field rules for the Spotted Horn-Bakken Pool to create and establish two 320-acre spacing units comprised of the W/2 and the E/2 of Section 33, T.150N., R.94W., McKenzie County, ND, authorizing the drilling of one horizontal well on each spacing unit and such other relief as is appropriate.

**Case No. 11197:** Application of Stetson Oil & Gas Corp. for an order vacating any previous orders of the Commission to establish Sections 11 and 14, T.147N., R.89W.; Section 5, T.147N., R.89W., and Section 32, T.148N., R.89W.; and Sections 11 and 14, T.148N., R.90W., McLean County, ND, as six 640-acre drilling units, authorizing the drilling of a horizontal well within each drilling unit at a location not less than 500 feet from the boundary of each drilling unit and such other and further relief.

**Case No. 11120:** (Continued) Temporary spacing to develop an oil and/or gas pool discovered by the Zenergy LLC #1-24H, Puma, NENW Section 26, T.155N., R.100W., Williams County, ND, define the field limits, and enact such special field rules as may be necessary.

**Case No. 11041:** (Continued) A motion of the Commission to consider the termination of the South Heart-Heath Unit, Stark County, ND. South Heart Co.

Signed by:

John Hoeven, Governor

Chairman, ND Industrial Commission

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