

BEFORE THE INDUSTRIAL COMMISSION
OF THE STATE OF NORTH DAKOTA

CASE NO. 12326
ORDER NO. 14578

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
ALMOS FARMS #01-12-162-99H, SECTIONS 1
AND 12, T.162N., R.99W., AMBROSE-BAKKEN
POOL, DIVIDE COUNTY, ND, 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 25th day of March, 2010.
- (2) Pursuant to North Dakota Administrative Code (NDAC) 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 Sections 1 and 12, 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) Counsel for applicant requests an order of the Commission pooling all interests in the spacing unit.
- (7) There were no objections to this application.

(8) 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% of their share of the reasonable actual cost of drilling and completing the well. This application is not a petition for a risk penalty, therefore the Commission makes no findings with regard to whether any particular owner with an interest in the spacing unit at issue in this application may impose a risk penalty against any other owner. The requirements for imposition of a risk penalty are set forth in NDCC Section 38-08-08 and NDAC Section 43-02-03-16.3.

(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 Sections 1 and 12, 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 the 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 the 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) 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.

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

Dated this 1st day of June, 2010.

INDUSTRIAL COMMISSION
STATE OF NORTH DAKOTA

By the Director, on behalf of the Commission

/s/ Lynn D. Helms, Director

STATE OF NORTH DAKOTA

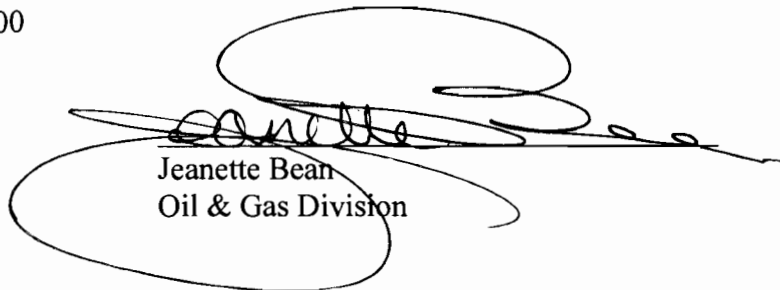
AFFIDAVIT OF MAILING

COUNTY OF BURLEIGH

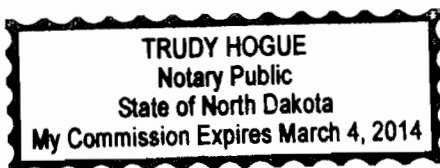
I, Jeanette Bean, being duly sworn upon oath, depose and say: That on the 18th day of June, 2010 enclosed in separate envelopes true and correct copies of the attached Order No. 14578 of the North Dakota Industrial Commission, and deposited the same with the United States Postal Service in Bismarck, North Dakota, with postage thereon fully paid, directed to the following persons by the Industrial Commission in Case No. 12326:

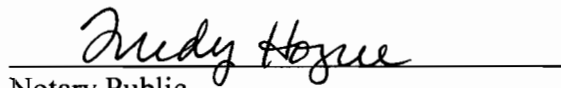
LAWRENCE BENDER
FREDRICKSON & BYRON
PO BOX 1855
BISMARCK ND 58502-1855

CONNIE WAGERS
SAMSON RESOURCES
370 17TH STREET SUITE 3000
DENVER, CO 80202


Jeanette Bean
Oil & Gas Division

On this 18th day of June, 2010 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

Fredrikson

& BYRON, P.A.

March 18, 2010



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. 12326**

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. 12326

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 Almos Farms 01-12-162-99H well described as Sections 1 and 12-T162N-R99W, Ambrose-Bakken Pool, Divide County, North Dakota; and such other and further relief as is appropriate.

AFFIDAVIT OF CONNIE R. WAGERS

STATE OF COLORADO)
) 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 the Senior District Landman for Samson, I have become familiar with the mineral ownership and leasehold ownership Sections 1 and 12, Township 162 North, Range 99 West, Divide County, North Dakota ("Subject Lands"). I am also familiar with all the oil and gas operations which will be conducted by Samson on the Subject Lands.

3.

That all of the Subject Lands constitutes a spacing unit for the Almos Farms 01-12-162-99H well for the Ambrose-Bakken Pool.

4.

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

5.

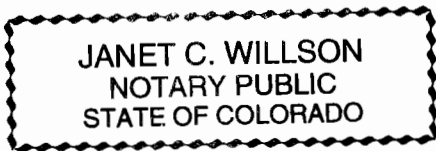
That a voluntary pooling in the Subject Lands has not been accomplished.

DATED this 17th day of March, 2010.

Connie R. Wagers
Connie R. Wagers

STATE OF COLORADO)
)ss
COUNTY OF DENVER)

The foregoing instrument was acknowledged before me this 17th day of March, 2010, by Connie R. Wagers, Senior District Landman, of Samson Resources Company.



4707483_1.DWG My Commission Expires 06/11/2010

Janet C. Willson
Notary Public
My Commission Expires 6/11/2010

Fredrikson

& BYRON, P.A.

February 11, 2010



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

**RE: APPLICATIONS OF SAMSON
RESOURCES COMPANY FOR
MARCH 24/25 2010 HEARINGS**

Dear Mr. Hicks:

Please find enclosed herewith for filing two APPLICATIONS OF SAMSON RESOURCES COMPANY to be placed on the March 24/25, 2010 docket.

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.)
Mr. Todd Sattler - (w/enc.)
Ms. Connie Wagers - (w/enc.)

4692996_1.DOC

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. 12326

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 Almos Farms 01-12-162-99H well described as Sections 1 and 12-T162N-R99W, Ambrose-Bakken Pool, Divide County, North Dakota; 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 Sections 1 and 12, Township 162 North, Range 99 West, Divide County, North Dakota ("Sections 1 and 12").

2.

That there are separately owned tracts or interests in the mineral estate and/or leasehold estate in Sections 1 and 12.

3.

That a voluntary pooling of Sections 1 and 12 has not been accomplished.

4.

That Samson is the operator of the Almos Farms 01-12-162-99H well drilled or to be drilled in the North Half of the Northwest Quarter (N/2NW/4) of Section 1.

5.

That all of Sections 1 and 12 has been established as the spacing unit for the Almos Farms 01-12-162-99H well in the Ambrose-Bakken Pool.

6.

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.

7.

That Samson therefore requests that the Commission enter its order pooling all interests in a spacing unit for the Almos Farms 01-12-162-99H well described as Sections 1 and 12, Township 162 North, Range 99 West, Ambrose-Bakken Pool, Divide County, North Dakota, and such other and further relief as is appropriate.

WHEREFORE, Samson requests the following:

(a) That this matter be set for the regularly scheduled March 2010 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 1 day of February, 2010.

FREDRIKSON & BYRON, 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)

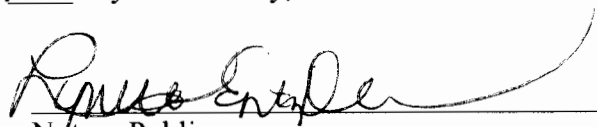
LAWRENCE BENDER, being first duly sworn on oath, deposes and says that he is the attorney for the applicant named herein, that he has read the foregoing application, knows the contents thereof, and that the same is true to the best of his affiant's knowledge and belief.


LAWRENCE BENDER

Subscribed and sworn to before me this 11 day of February, 2010.



4690507_1.DOC


Notary Public
My Commission Expires: _____

The Bismarck Tribune

www.bismarcktribune.com

The Finder

Classified Advertising Invoice

Bismarck Tribune
PO BOX 4001
LaCrosse, WI 54602-4001
In State 701-250-8218
Toll free 800-472-2273

OIL & GAS DIVISION

600 E BLVD AVE #405
BISMARCK ND 58505

Customer: 60010203
Phone: (701) 328-8020
Date: 03/05/2010

Date	Order #	Type	Order Amt
03/05/10	20424419	INV	743.76

Amount Paid: _____ CK #: _____

CREDIT CARD PAYMENT (circle one)



Card #: _____
Exp Date: _____
Signature: _____
Credit card users: Fax to 701-223-6584

Cash Amt _____

PLEASE DETACH AND RETURN TOP PORTION WITH YOUR PAYMENT

Date	Date	Times Run	Description	Lines	Class Code	Order Amt	Net Amt Due
03/05/10	03/05/10	1	Case No. 12289/605102 Bismarck Tribune PO: Notice of Hearing	033.00	Legals	743.76	743.76

Affidavit of Publication
State of North Dakota) SS County of Burleigh
Before me, a Notary Public for the State of North Dakota
personally appeared CL who being duly sworn, deposes
and says that he (she) is the Clerk of Bismarck Tribune Co.,
and that the publication(s) were made through the
Bismarck Tribune on the following dates
3/5 Signed Clara Huntz
sworn and subscribed to before me this 10th
day of March 2010
Gregory P. Ziegler
Notary Public in and for the State of North Dakota

GREGORY P. ZIEGLER
Notary Public
State of North Dakota
My Commission Expires July 22, 2015



Please return invoice or put order number on check. Thank You.

Remarks	Total Due: 743.76
---------	-------------------

Bismarck Tribune
www.bismarcktribune.com
PO BOX 4001
LaCrosse, WI 54602-4001

Terms: PAYMENT IS DUE UPON RECEIPT OF INVOICE

NOTICE OF HEARING
INDUSTRIAL COMMISSION
OIL AND GAS DIVISION
The North Dakota Industrial Commission will hold a public hearing at 1:00 p.m. Thursday, March 17, 2010, in the 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 Friday, March 12, 2010.

STATE OF NORTH DAKOTA
Case No. 12789: Application of Frank Louis O'Vorak for an order declaring that Anschutz Exploration Company is entitled to a risk penalty in a spacing unit for the Kathleen Slough #1-32H oil well, Sections 17 and 20, T.143N., R.95W., Murphy Creek-Bakken Pool, Dunn County, ND, and such other relief as is appropriate.

Case No. 12790: Application of Hatrons Resources LLC for an order extending the field boundaries and amending the field rules for the Lake Darling Madison Pool to create and establish a 640-acre spacing unit comprised of Sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100, 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 149, 150, 151, 152, 153, 154, 155, 156, 157, 158, 159, 160, 161, 162, 163, 164, 165, 166, 167, 168, 169, 170, 171, 172, 173, 174, 175, 176, 177, 178, 179, 180, 181, 182, 183, 184, 185, 186, 187, 188, 189, 190, 191, 192, 193, 194, 195, 196, 197, 198, 199, 200, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241, 242, 243, 244, 245, 246, 247, 248, 249, 250, 251, 252, 253, 254, 255, 256, 257, 258, 259, 260, 261, 262, 263, 264, 265, 266, 267, 268, 269, 270, 271, 272, 273, 274, 275, 276, 277, 278, 279, 280, 281, 282, 283, 284, 285, 286, 287, 288, 289, 290, 291, 292, 293, 294, 295, 296, 297, 298, 299, 300, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331, 332, 333, 334, 335, 336, 337, 338, 339, 340, 341, 342, 343, 344, 345, 346, 347, 348, 349, 350, 351, 352, 353, 354, 355, 356, 357, 358, 359, 360, 361, 362, 363, 364, 365, 366, 367, 368, 369, 370, 371, 372, 373, 374, 375, 376, 377, 378, 379, 380, 381, 382, 383, 384, 385, 386, 387, 388, 389, 390, 391, 392, 393, 394, 395, 396, 397, 398, 399, 400, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, 426, 427, 428, 429, 430, 431, 432, 433, 434, 435, 436, 437, 438, 439, 440, 441, 442, 443, 444, 445, 446, 447, 448, 449, 450, 451, 452, 453, 454, 455, 456, 457, 458, 459, 460, 461, 462, 463, 464, 465, 466, 467, 468, 469, 470, 471, 472, 473, 474, 475, 476, 477, 478, 479, 480, 481, 482, 483, 484, 485, 486, 487, 488, 489, 490, 491, 492, 493, 494, 495, 496, 497, 498, 499, 500, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528, 529, 530, 531, 532, 533, 534, 535, 536, 537, 538, 539, 540, 541, 542, 543, 544, 545, 546, 547, 548, 549, 550, 551, 552, 553, 554, 555, 556, 557, 558, 559, 560, 561, 562, 563, 564, 565, 566, 567, 568, 569, 570, 571, 572, 573, 574, 575, 576, 577, 578, 579, 580, 581, 582, 583, 584, 585, 586, 587, 588, 589, 590, 591, 592, 593, 594, 595, 596, 597, 598, 599, 600, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622, 623, 624, 625, 626, 627, 628, 629, 630, 631, 632, 633, 634, 635, 636, 637, 638, 639, 640, 641, 642, 643, 644, 645, 646, 647, 648, 649, 650, 651, 652, 653, 654, 655, 656, 657, 658, 659, 660, 661, 662, 663, 664, 665, 666, 667, 668, 669, 670, 671, 672, 673, 674, 675, 676, 677, 678, 679, 680, 681, 682, 683, 684, 685, 686, 687, 688, 689, 690, 691, 692, 693, 694, 695, 696, 697, 698, 699, 700, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713, 714, 715, 716, 717, 718, 719, 720, 721, 722, 723, 724, 725, 726, 727, 728, 729, 730, 731, 732, 733, 734, 735, 736, 737, 738, 739, 740, 741, 742, 743, 744, 745, 746, 747, 748, 749, 750, 751, 752, 753, 754, 755, 756, 757, 758, 759, 760, 761, 762, 763, 764, 765, 766, 767, 768, 769, 770, 771, 772, 773, 774, 775, 776, 777, 778, 779, 780, 781, 782, 783, 784, 785, 786, 787, 788, 789, 790, 791, 792, 793, 794, 795, 796, 797, 798, 799, 800, 801, 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812, 813, 814, 815, 816, 817, 818, 819, 820, 821, 822, 823, 824, 825, 826, 827, 828, 829, 830, 831, 832, 833, 834, 835, 836, 837, 838, 839, 840, 841, 842, 843, 844, 845, 846, 847, 848, 849, 850, 851, 852, 853, 854, 855, 856, 857, 858, 859, 860, 861, 862, 863, 864, 865, 866, 867, 868, 869, 870, 871, 872, 873, 874, 875, 876, 877, 878, 879, 880, 881, 882, 883, 884, 885, 886, 887, 888, 889, 890, 891, 892, 893, 894, 895, 896, 897, 898, 899, 900, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 936, 937, 938, 939, 940, 941, 942, 943, 944, 945, 946, 947, 948, 949, 950, 951, 952, 953, 954, 955, 956, 957, 958, 959, 960, 961, 962, 963, 964, 965, 966, 967, 968, 969, 970, 971, 972, 973, 974, 975, 976, 977, 978, 979, 980, 981, 982, 983, 984, 985, 986, 987, 988, 989, 990, 991, 992, 993, 994, 995, 996, 997, 998, 999, 1000.

Case No. 12791: Proper spacing for the development of the Saxon-Bakken Pool, Dunn County, ND, redefining the field limits and enact such special field rules as may be necessary. Tracker Resource Development, LLC.

Case No. 12792: Application of Tracker Resource Development, LLC for an order suspending and after hearing revoking the permit issued to Burlington Resources Oil & Gas Co. LP to drill the Franklin #24 36H well (File No. 18675) with a surface location in the SE1/4 of Section 36, T.147N., R.97W., Dunn County, ND, and such other relief as is appropriate.

Case No. 12793: Application of Tracker Resource Development, LLC for an order suspending and after hearing revoking the permit issued to Burlington Resources Oil & Gas Co. LP to drill the Keene #14 35H well (File No. 18687) with a surface location in the SW1/4 of Section 35, T.147N., R.97W., Dunn County, ND, and such other relief as is appropriate.

Case No. 12794: Proper spacing for the development of the Kathleen Slough-Bakken Pool, Mountrail County, ND, redefining the field limits and enact such special field rules as may be necessary. Brigham Oil & Gas LP, Hess Corp., Slawson Exploration Co., Inc.

Case No. 12795: Application of Brigham Oil & Gas LP for an order suspending and after hearing revoking the permit issued to Hess Corp. to drill the EN Skabo Trust #55-93 #631H oil well (File No. 18677) with a surface location in the SW1/4 of Section 6, T.155N., R.93W., Mountrail County, ND, and such other relief as is appropriate.

Case No. 12796: Application of Brigham Oil & Gas LP for an order suspending and after hearing revoking the permit or permits issued or to be issued to the Hess Corp. to drill a well or wells in a 1280-acre spacing unit for the Alger-Bakken Pool, Sections 8 and 17, T.155N., R.93W., Mountrail County, ND, and such other relief as is appropriate.

Case No. 12797: Application of Brigham Oil & Gas LP for an order extending the field boundaries and amending the field rules for the Alger-Bakken Pool to create and establish two 1280-acre spacing units comprised of Sections 16 and 17, T.156N., R.93W., and Sections 11 and 14, T.155N., R.92W., Mountrail County, ND, authorizing the drilling of one horizontal well on each spacing unit and such other relief as is appropriate.

Case No. 12798: Application of Brigham Oil & Gas LP for an order suspending and after hearing revoking the permit issued to Hess Corp. to drill the RS Panzer Farms #55-92 #3229H oil well (File No. 18685) with a surface location in the SW1/4 of Section 32, T.155N., R.92W., Mountrail County, ND, and such other relief as is appropriate.

Case No. 12799: Application of Brigham Oil & Gas LP for an order suspending and after hearing revoking the permit issued to Hess Corp. to drill the RS Panzer Farms #55-92 #3229H oil well (File No. 18685) with a surface location in the SW1/4 of Section 32, T.155N., R.92W., Mountrail County, ND, and such other relief as is appropriate.

Case No. 12799 (Continued): Application of Brigham Oil & Gas LP for an order suspending and after hearing revoking the permit issued to Hess Corp. to drill a well or wells in a 1280-acre spacing unit comprised of Sections 21 and 28, Sections 22 and 27, and Sections 33 and 34, T.156N., R.100W., Williams 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. 12799 (Continued): Application of Slawson Exploration Co., Inc. for an order amending the field rules for the Van Hook-Bakken Pool to create a 1280-acre spacing unit comprised of Sections 33, T.155N., R.92W., and Section 4, T.151N., R.92W., Mountrail County, ND, authorizing the drilling of a horizontal well within said spacing unit not less than 500 feet to the boundary of said spacing unit and providing such other relief as is appropriate.

Case No. 12799 (Continued): Application of Slawson Exploration Co., Inc. for an order pursuant to NDAC § 43-02-03-68(1) pooling all interests in a spacing unit for the Coyote #1-32H, Section 22, T.152N., R.92W., Big Bend-Bakken Pool, Mountrail County, ND, authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 48-08-08 and such other relief as is appropriate.

Case No. 12799 (Continued): Proper spacing for the development of the Simon-Burke-Bakken Pool, Dunn County, ND, redefining the field limits and enact such special field rules as may be necessary. Anschutz Exploration Corp.

Case No. 12802: Application of Panther Energy Co. LLC for an order extending the field boundaries and amending the field rules for the Banks-Bakken Pool to create and establish sixteen 1280-acre spacing units comprised of Sections 13 and 24, Sections 25 and 36, Sections 26 and 35, and Sections 27 and 34, T.153N., R.98W., McKenzie and Williams Counties, Sections 17 and 20, Sections 18 and 19, Sections 29 and 32, and Sections 30 and 31, T.153N., R.97W., Sections 2 and 11, Sections 4 and 9, Sections 5 and 8, Sections 6 and 7, Sections 15 and 22, Sections 16 and 21, Sections 17 and 20, and Sections 18 and 19, T.152N., R.98W., McKenzie County, ND, authorizing the drilling of one horizontal well on each spacing unit and such other relief as is appropriate.

Case No. 12803: Application of XTO Energy Inc. for an order creating a 1280-acre drilling unit comprised of Sections 9 and 16, T.153N., R.89W., Williams 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. 12795 (Continued): Application of XTO Energy Inc. for an order amending the field rules for the Bear Creek and/or Corral Creek-Bakken Pools to create and establish two 1280-acre spacing units comprised of Sections 29 and 30, and Sections 31 and 32, T.148N., R.95W., Dunn County, ND, authorizing the drilling of one horizontal well on each spacing unit and such other relief as is appropriate.

Case No. 12804: Application of Samson Resources Co. for an order amending the field rules for the Foothills-Bakken Pool to create three 1280-acre spacing units comprised of Sections 19 and 20, Sections 28 and 33, and Sections 29 and 32, T.161N., R.92W., Burke County, ND, authorizing the drilling of a horizontal well within each spacing unit not less than 500 feet to the boundary of each spacing unit and such other relief as is appropriate.

Case No. 12804 (Continued): Proper spacing for the development of the Foothills-Bakken Pool, Burke County, ND, redefining the field limits and enact such special field rules as may be necessary. Samson Resources Co.

Case No. 12805: Application of Newfield Production Co. for an order amending the field rules for the Sylvester-Bakken Pool to create three 1280-acre spacing units comprised of Sections 1 and 11, T.105N., R.92W., Sections 2 and 12, Sections 13 and 19, T.105N., R.98W., McKenzie County, ND, authorizing the drilling of a horizontal well within said spacing unit not less than 500 feet to the boundary of said spacing unit and other relief as is appropriate.

Case No. 12805: Application of Newfield Production Co. for an order creating twenty-five 1280-acre drilling units comprised of Sections 1 and 12, Sections 2 and 11, Sections 3 and 10, Sections 4 and 9, T.156N., R.100W., Sections 2 and 11, Sections 3 and 10, Sections 5 and 8, Sections 6 and 7, Sections 14 and 23, Sections 15 and 22, Sections 17 and 20, Sections 18 and 19, Sections 25 and 36, Sections 26 and 35, T.156N., R.99W., Sections 1 and 12, Sections 3 and 10, Sections 18 and 19, Sections 30 and 31, T.155N., R.100W., Sections 1 and 12, Sections 14 and 23, Sections 15 and 22, Sections 17 and 20, Sections 18 and 19, T.155N., R.99W., and Sections 6 and 7, T.154N., R.100W., Williams 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. 12807: Application of Newfield Production Co. for an order creating two 1280-acre drilling units comprised of Section 2 and 11, and Sections 14 and 23, T.149N., R.98W., McKenzie 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 such drilling unit as an exception to the provisions of NDAC § 43-02-03-19, and such other relief as is appropriate.

Case No. 12808 (Continued): Temporary spacing to develop an oil and/or gas pool discovered by the Newfield Production Co. #1-33H, Channel, NWNW Section 33, T.154N., R.100W., Williams County, ND, define the field limits and enact such special field rules as may be necessary.

Case No. 12808: Application of Encore Operating LP for an order amending the field rules for the Sand Creek-Bakken Pool to create and establish a 1280-acre spacing unit comprised of Sections 10 and 15, T.153N., R.96W., McKenzie County, ND, authorizing the drilling of one horizontal well on said spacing unit and such other relief as is appropriate.

Case No. 12809 (Continued): Proper spacing for the development of the Bear Creek-Bakken Pool, Dunn County, ND, redefining the field limits and enact such special field rules as may be necessary. Burlington Resources Oil & Gas Co. LP, Encore Operating LP.

Case No. 12810 (Continued): Proper spacing for the development of the Oakdale-Bakken Pool, Dunn County, ND, redefining the field limits and enact such special field rules as may be necessary. Burlington Resources Oil & Gas Co. LP, Continental Resources, Inc.

Case No. 12809: Application of Viersen Oil & Gas Co. for an order determining that applicant has agreed to participate in the drilling and completion of the Sidona #29-34H well, NENW Section 34, T.158N., R.90W., Mountrail County, ND, and compelling the operator of the well, EOG Resources, Inc. to provide the applicant the requested well information for the well and such other relief as is appropriate.

Case No. 12810: Application of EOG Resources, Inc. for an order amending the field rules for the Souris and/or Northeast-Landa-Spaurhill-Madison Pools to create a zone of spacing allowing the drilling of multiple wells in the spacing units comprised of the following lands: NE1/4 of Section 33 and NW1/4 of Section 34; NE1/4 of Section 34 and NW1/4 of Section 35; SE1/4 of Section 34 and SW1/4 of Section 35; SE1/4 of Section 35 and SW1/4 of Section 36; T.164N., R.78W., SE1/4 of Section 36; T.164N., R.78W. and SW1/4 of Section 31; T.164N., R.77W. and NE1/4 of Section 31; T.163N., R.78W. and NW1/4 of Section 6; T.163N., R.77W., Bottineau County, ND, eliminating the minimum 500-foot setbacks

to the spacing unit boundaries and such other relief as is appropriate.

Case No. 12811: Application of Continental Resources, Inc. for an order extending the field boundaries and amending the field rules for the Upper-Bakken Pool to create and establish three 1280-acre spacing units comprised of Sections 14 and 23, Sections 26 and 35, Sections 27 and 34, T.161N., R.96W., Divide County, ND, authorizing the drilling of one horizontal well on each spacing unit eliminating the minimum setbacks from the heel and toe of the well to the spacing unit boundaries and eliminating any tool error requirements and such other relief as is appropriate.

Case No. 12812: Application of Continental Resources, Inc. for an order extending the field boundaries and amending the field rules for the Hamlet-Bakken Pool to create and establish three 1280-acre spacing units comprised of Sections 13 and 24, T.160N., R.97W., Section 18 and 19, and Sections 30 and 31, T.160N., R.96W., Divide County, ND, authorizing the drilling of one horizontal well on each spacing unit, eliminating the minimum setbacks from the heel and toe of the well to the spacing unit boundaries, and such other relief as is appropriate.

Case No. 12813: Application of Continental Resources, Inc. for an order extending the field boundaries and amending the field rules for the Dolphin-Bakken Pool to create and establish a 1280-acre spacing unit comprised of Sections 6 and 7, T.160N., R.96W., Divide County, ND, authorizing the drilling of one horizontal well on said spacing unit, eliminating the minimum setbacks from the heel and toe of the well to the spacing unit boundaries and such other relief as is appropriate.

Case No. 12814: Application of Continental Resources, Inc. for an order extending the field boundaries and amending the field rules for the Temple-Bakken Pool to create and establish twelve 1280-acre spacing units comprised of Sections 3 and 10, Sections 13 and 24, Sections 14 and 23, Sections 15 and 22, Sections 25 and 36, T.159N., R.97W., Sections 5 and 8, Sections 6 and 7, Sections 17 and 20, Sections 18 and 19, Sections 28 and 33, Sections 29 and 32, and Sections 30 and 31, T.159N., R.96W., Williams County, ND, authorizing the drilling of one horizontal well on each spacing unit, eliminating the minimum setbacks from the heel and toe of the well to the spacing unit boundaries and such other relief as is appropriate.

Case No. 12815: Application of Continental Resources, Inc. for an order extending the field boundaries and amending the field rules for the Camp-Bakken Pool to create and establish fourteen 1600-acre spacing units comprised of Sections 21, 28 and 42 of Section 34; Sections 22, 27 and 43 of Section 34; Sections 23, 26 and 42 of Section 35; Sections 24, 25 and 42 of Section 36; T.153N., R.99W., Sections 19, 30 and 42 of Section 31; Sections 20, 29 and 42 of Section 32; Sections 21, 28 and 42 of Section 33; T.153N., R.98W., Section 3, 42 of Section 10, T.153N., R.100W., and Section 31, T.153N., R.99W., Section 4 and 42 of Section 9, T.152N., R.100W., and Section 36, T.153N., R.100W., Sections 1 and 12, T.152N., R.100W., and 52 of Section 33, T.153N., R.99W., Sections 2 and 11, T.152N., R.100W., and 52 of Section 22, T.153N., R.99W., Sections 15 and 22, and 52 of Section 10, Sections 16 and 21, and 52 of Section 9, T.152N., R.100W., and Sections 6 and 7, T.152N., R.99W., and 52 of Section 34, T.153N., R.99W., McKenzie and Williams Counties, ND, authorizing the drilling of one horizontal well on each spacing unit, eliminating the minimum setbacks from the heel and toe of the well to the spacing unit boundaries, eliminating any tool error requirements and such other relief as is appropriate.

Case No. 12816: Application of Continental Resources, Inc. for an order amending the field rules for the Big Gulch-Bakken Pool for two 1280-acre spacing units comprised of Sections 7 and 18, and Sections 19 and 30, T.147N., R.96W., Dunn County, ND, authorizing as increase density wells the drilling of up to four additional horizontal wells from the same well pad within said spacing units, eliminating the minimum setbacks from the heel and toe of the well to the spacing unit boundaries, eliminating any tool error requirements, and such other relief as is appropriate.

Case No. 12332: Application of Baytex Energy USA Ltd. for an order pursuant to NDAC § 43.02-03-08, pooling all interests in a spacing unit for the Haugenoe #15, 62-99H, Section 15, T.62N., R.99W., Ambrose-Birken Pool, Divder County, ND, authorizing the recovery from each nonparticipating owner, a risk penalty provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 12332: Application of Baytex Energy USA Ltd. for an order pursuant to NDAC § 43-02-03-88, pooling all interests in a spacing unit for the Sorenson #1-162-98H, Section 14, T.162N., R.98W., 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. 12333: Application of Baytex Energy USA Ltd. for an order pursuant to NDAC § 43-02-03-88, pooling all interests in a spacing unit for the Larson #1-162-98H, Section 14, T.162N., R.98W., 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. 12334: Application of Baytex Energy USA Ltd. for an order pursuant to NDAC § 43-02-03-88, pooling all interests in a spacing unit for the Olson #1-161-98H, Section 22, T.161N., R.98W., Whiteaker-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. 12335: Application of Baytex Energy USA Ltd. for an order pursuant to NDAC § 43-02-03-88, pooling all interests in a spacing unit for the Olson #1-161-98H, Section 5, T.161N., R.98W., Whiteaker-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. 12336: Application of Baytex Energy USA Ltd. for an order pursuant to NDAC § 43-02-03-88, pooling all interests in a spacing unit for the Lindsey #1-161-98H, Section 4, T.161N., R.98W., Whiteaker-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. 12337: Application of Baytex Energy USA Ltd. for an order pursuant to NDAC § 43-02-03-88, pooling all interests in a spacing unit for the Lindsey #1-161-98H, Section 4, T.161N., R.98W., Whiteaker-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. 12338: Application of Baytex Energy USA Ltd. for an order pursuant to NDAC § 43-02-03-88, pooling all interests in a spacing unit for the Hal #1-161-98H, Section 3, T.161N., R.98W., Whiteaker-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. 1245: (Continued). Application of Zenenergy Operating Co., LLC for an order pursuant to NDAC § 43-02-03-88, pooling all interests in a spacing unit for the Dakota 3 Pennington #1-16-15H, Section 13, T.152N., R.92W., Van Hook-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. 12339: Application of Brigham Oil & Gas, L.P. for an order authorizing the drilling, completing and producing of not more than two additional increase density wells on a 1280-acre spacing unit described as Section 36, T.155N., R.100W. and Section 1, T.154N., R.100W., Stony Creek-Bakken Pool, Williams County, ND, and such other relief as is appropriate.

Case No. 12340: Application of Brigham Oil & Gas, L.P. for an order authorizing the drilling, completing and producing of not more than two additional increase density wells on a 1280-acre spacing unit described as Sections 9 and 16, T.154N., R.102W., Painted Woods-Bakken Pool, Williams County, ND, and such other relief as is appropriate.

Case No. 12341: Application of XTO Energy Inc. for an order authorizing the drilling, completing and producing of not more than two additional increase density wells on a 640-acre spacing unit described as Section 35, T.155N., R.95W., and on each 1280-acre spacing unit described as Section 36, T.155N., R.95W., and Section 1, T.154N., R.95W., Sections 2 and 11, Sections 12 and 13, T.154N., R.95W., and Sections 17 and 18, T.154N., R.94W., Alkali Creek-Bakken Pool, Williams and Mountrail Counties, ND, and such other relief as is appropriate.

Case No. 12342: Application of XTO Energy Inc. for an order authorizing the drilling, completing and producing of not more than two additional increase density wells on each 1280-acre spacing unit described as Sections 13 and 16, Sections 22 and 27, Sections 23 and 26, Sections 33 and 34, T.155N., R.95W., Section 1, T.154N., R.96W., and Section 36, T.155N., R.96W., and Sections 2 and 11, T.154N., R.96W., Gana-Bakken Pool, Williams County, ND, and such other relief as is appropriate.

Case No. 12343: Application of XTO Energy Inc. for an order authorizing the drilling, completing and producing of not more than two additional increase density wells on each 1280-acre spacing unit described as Sections 12 and 13, Sections 24 and 25, T.154N., R.96W., Sections 17 and 18, Sections 19 and 20, and Sections 20 and 29, T.154N., R.95W., Grinnell-Bakken Pool, Williams and McKenzie Counties, ND, and such other relief as is appropriate.

Case No. 12344: Application of XTO Energy Inc. for an order authorizing the drilling, completing and producing of not more than two additional increase density wells on each 1280-acre spacing unit described as Sections 1 and 10, Sections 5 and 8, Sections 6 and 7, Sections 14 and 15, Sections 21 and 28, and Sections 22 and 27, T.154N., R.95W., Hofflund-Bakken Pool, Williams and McKenzie Counties, ND, and such other relief as is appropriate.

Case No. 12345: Application of XTO Energy Inc. for an order authorizing the drilling, completing and producing of not more than two additional increase density wells on each 1280-acre spacing unit described as Sections 23 and 26, Sections 27 and 34, Sections 35 and 36, T.149N., R.96W., and Section 19, T.149N., R.95W., and Section 24, T.149N., R.96W., Bear Den-Bakken Pool, McKenzie County, ND, and such other relief as is appropriate.

Case No. 12346: Application of XTO Energy Inc. for an order authorizing the drilling, completing and producing of not more than two additional increase density wells on each 1280-acre spacing unit described as Sections 1 and 2, Sections 11 and 12, Sections 26 and 35, T.148N., R.97W., Sections 2 and 9, Sections 5 and 6, Sections 7 and 18, Sections 8 and 17, Sections 19 and 20, Sections 20 and 29, and Sections 21 and 28, T.148N., R.96W., Lost Bridge-Bakken Pool, Dunn County, ND, and such other relief as is appropriate.

Case No. 12347: Application of Newfield Production Co. for an order authorizing the drilling, completing and producing of an increase density well on each 640-acre spacing unit described as Section 4 and Section 10, T.148N., R.96W., Lost Bridge-Bakken Pool, Dunn County, ND, and such other relief as is appropriate.

Case No. 12348: Application of EOG Resources Inc. for an order authorizing the drilling, completing and producing of an increase density well on a 1280-acre spacing unit for the Painted Woods-Bakken Pool, described as Sections 25 and 36, T.154N., R.103W., Williams County, ND, and such other relief as is appropriate.

Case No. 12349: Application of IRM Resources, LLC for an order authorizing the conversion of the Masters Enterprises #1, SESE of Section 27, T.143N., R.96W., Fayette Field, Dunn County, ND, into a salt water disposal well for the purpose of injecting fluids into the Dakota Group pursuant to NDAC Chapter 43-02-05, and such other relief as is appropriate.

Case No. 12350: Application of Newfield Production Co. for an order allowing the production from the Wisness #1-4H well located in Section 4, T.152N., R.96W., Wisness Federal #2-4H well located to be located in Section 4, T.152N., R.96W., and the Gladys #1-9H well located in Section 9, T.152N., R.96W., and the Gladys #2-9H well located to be located in Section 9, T.152N., R.96W., into the Wisness #1-4H Central Tank Battery on production facility, Vestberg Field, McKenzie County, ND, as an exception to the provisions of NDAC § 43-02-03-48, and such other relief as is appropriate.

Signed by
John Hoeven, Governor
Chairman, ND Industrial Commission

415-605102

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. Thursday, March 25, 2010, 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 Friday, March 12, 2010.

STATE OF NORTH DAKOTA
TO:

Case No. 12311: Application of Continental Resources, Inc. for an order extending the field boundaries and amending the field rules for the Upland-Bakken Pool to create and establish three 1280-acre spacing units comprised of Sections 14 and 23; Sections 26 and 35; Sections 27 and 34, T.161N., R.96W., Divide County, ND, authorizing the drilling of one horizontal well on each spacing unit, eliminating the minimum setbacks from the "heel and toe" of the well to the spacing unit boundaries, and eliminating any tool error requirements, and such other relief as is appropriate.

Case No. 12312: Application of Continental Resources, Inc. for an order extending the field boundaries and amending the field rules for the Hamlet-Bakken Pool to create and establish three 1280-acre spacing units comprised of Sections 13 and 24, T.160N., R.97W.; Sections 18 and 19; and Sections 30 and 31, T.160N., R.96W., Divide County, ND, authorizing the drilling of one horizontal well on each spacing unit, eliminating the minimum setbacks from the "heel and toe" of the well to the spacing unit boundaries, and such other further relief as is appropriate.

Case No. 12313: Application of Continental Resources, Inc. for an order extending the field boundaries and amending the field rules for the Dolphin-Bakken Pool to create and establish a 1280-acre spacing unit comprised of Sections 6 and 7, T.160N., R.96W., Divide County, ND, authorizing the drilling of one horizontal well on said spacing unit, eliminating the minimum setbacks from the "heel and toe" of the well to the spacing unit boundaries, and such other relief as is appropriate.

Case No. 12203: (Continued) Application of Continental Resources, Inc. for an order amending the field rules for the Stoneview-Bakken Pool to create 2560-acre spacing units comprised of the following lands: Sections 3, 10, 15, and 22; Sections 27, 34, 26, and 35, T.160N., R.95W., Divide County; and Sections 3, 10, 2, and 11, T.159N., R.95W., Williams County, ND, authorizing the drilling of up to four horizontal wells from each common well pad within each 2560-acre spacing unit, eliminating the minimum setbacks from the "heel and toe" of the wells to the spacing

unit boundaries; eliminating any tool error requirements, and such other relief as is appropriate.

Case No. 12204: (Continued) Application of Continental Resources, Inc. for an order amending the field rules for the Hamlet-Bakken Pool to create a 2560-acre spacing unit comprised of Sections 13, 24, 25, and 36, T.160N., R.96W., Divide County, ND, authorizing the drilling of up to four horizontal wells from common well pad within the 2560-acre spacing unit; eliminating the minimum setbacks from the "heel and toe" of the wells to the spacing unit boundaries; eliminating any tool error requirements, and such other relief as is appropriate.

Case No. 12325: 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 Ness #29-32-163-98H, Sections 29 and 32, T.163N., R.98W., Blooming Prairie-Bakken Pool, Divide County, ND, and such other relief as is appropriate.

Case No. 12326: 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 Almos Farms #01-12-162-99H, Sections 1 and 12, T.162N., R.99W., Ambrose-Bakken Pool, Divide County, ND, and such other relief as is appropriate.

Case No. 12023: (Continued) Application of Continental Resources, Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit described as Sections 14 and 23, T.161N., R.95W., Sadler-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. 12332: Application of Baytex Energy USA Ltd. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Haugenoe #15-162-99H, Section 15, 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. 12333: Application of Baytex Energy USA Ltd. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Sorenson #14-162-99H, Section 14, 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. 12334: Application of Baytex Energy USA Ltd. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Larson #3-162-99H, Section 3, 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. 12335: Application of Baytex Energy USA Ltd. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Egge #22-161-98H, Section 22, T.161N., R.98W., Whiteaker-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. 12336: Application of Baytex Energy USA Ltd. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Olson #5-161-98H, Section 5, T.161N., R.98W., Whiteaker-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. 12337: Application of Baytex Energy USA Ltd. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Lindsey #4-161-98H, Section 4, T.161N., R.98W., Whiteaker-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. 12338: Application of Baytex Energy USA Ltd. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Hall #3-161-98H, Section 3, T.161N., R.98W., Whiteaker-Bakken Pool, Divide County, ND; authorizing the recovery from each nonparticipating

ing 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

(3-3)



Affidavit of Publication

State of North 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

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

February 3, 2010 218 lines @ .59 = 128.62

TOTAL CHARGE.....\$128.62

Signed

Steven J. Andrist, Publisher

Subscribed and sworn to before me February 3, 2010

Vonni L. Anderson

Notary Public, State of North Dakota

