### OF THE STATE OF NORTH DAKOTA

CASE NO. 12333 ORDER NO. 14585

IN THE MATTER OF A HEARING CALLED ON MOTION OF THE COMMISSION TO CONSIDER THE 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 **AUTHORIZING** COUNTY, ND: THE RECOVERY **FROM EACH** NONPARTICIPATING **OWNER** RISK Α PENALTY AS PROVIDED BY NDCC § 38-08-08, SUCH RELIEF AND OTHER AS 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 Section 14, 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.

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- (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 Section 14, 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.

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(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. 14585 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. 12333:

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

LEE ZINK
BAYTEX ENERGY USA LTD
600 17TH ST STE 1900 S
DENVER CO 80202

Jeanette Bean
Oil & Gas Division

On this 18<sup>th</sup> 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.

TRUDY HOGUE

Notary Public

State of North Dakota

My Commission Expires March 4, 2014

Notary Public

State of North Dakota, County of Burleigh



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:** Baytex Energy USA Ltd.

NDIC CASE NO. 12333

Dear Mr. Hicks:

Please find enclosed herewith for filing an AFFIDAVIT OF LEE ZINK in the above-captioned matter.

Should you have any questions, please addise.

LB/leo

Enclosure

cc: Mr. Lee Zink – (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



Application of Baytex Energy USA Ltd. 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 Sorenson 14-162-99H well described as Section 14-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 LEE ZINK

STATE OF COLORADO	)
	) s
COUNTY OF DENVER	)

Lee Zink, being first duly sworn, deposes and states as follows:

1.

That I am a Landman for Baytex Energy USA Ltd., 600 17th Street, Suite 1900 South, Denver, Colorado 80202, the applicant in the above-entitled matter.

2.

That in the course of my work as Landman for Baytex, I have become familiar with the mineral ownership and leasehold ownership in and under all of Section 14, Township 162 North, Range 99 West, Divide County, North Dakota ("Section 14"). I am also familiar with all the oil and gas operations which have been conducted by Baytex on the above-described lands.

That Baytex is the owner of an interest in the oil and gas leasehold estate in portions of the Section 14.

4.

That all of Section 14 has been designated as the spacing unit for the Sorenson 14-162-99H well in the Ambrose-Bakken Pool.

5.

That there are separately owned tracts or interests in the mineral estate and/or leasehold estate in the Section 14.

6.

That a voluntary pooling in Section 14 has not been accomplished.

DATED this \( \square \) day of March, 2010.

STATE OF COLORADO )ss **COUNTY OF DENVER** 

The foregoing instrument was acknowledged before me this \_// day of March, 2010 by Lee Zink, Landman, of Baytex Energy USA Ltd.

Kanus Baraylva

Notary Public

My Commission Expires: 06/27/2013



February 19, 2010

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



RE: APPLICATION OF BAYTEX ENERGY USA LTD. FOR MARCH 24/25 2010 HEARINGS

Dear Mr. Hicks:

Please find enclosed herewith for filing the APPLICATION OF BAYTEX ENERGY USA LTD. and NOTICE OF HEARING 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, Baytex requests that its witnesses be allowed to participate at the hearing by telephonic means.

Should you have any questions, please adv

LB/leo

Enclosure

cc:

Ms. Karlene Fine - (w/enc.)

Mr. Lynn Helms - (w/enc.)

Mr. Todd Sattler - (w/enc.)

Mr. Lee Zink - (w/enc.)

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

# OF THE STATE OF NORTH DAKOTA

CASE NO. 12333

Application of Baytex Energy USA Ltd. 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 Sorenson 14-162-99H well described as Section 14-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 BAYTEX ENERGY USA LTD.

Baytex Energy USA Ltd. ("Baytex"), respectfully shows the North Dakota Industrial Commission ("Commission") as follows:

1.

That Baytex is an owner of an interest in the oil and gas leasehold estate in Section 14, Township 162 North, Range 99 West, Divide County, North Dakota ("Section 14").

2.

That there are separately owned tracts or interests in the mineral estate and/or leasehold estate in Section 14.

3.

That a voluntary pooling of Section 14 has not been accomplished.

4

That Baytex is the operator of the Sorenson 14-162-99H well to be drilled in Section 14.

That Section 14 constitutes the spacing unit for the Sorenson 14-162-99H 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 certain owners of interests in and under Section 14 may have elected not to participate in the drilling and completion operations of the Sorenson 14-162-99H well.

8.

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.

9.

That Baytex therefore requests that the Commission enter its order pooling all interests in a spacing unit for the Sorenson 14-162-99H well described as Section 14, 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, Baytex 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, Baytex'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 \_\_\_\_\_ day of February, 2010.

FREIRIES BYLON .A.

By\_\_\_\_\_

LAWRENGE BENDER, ND Bar #03908
Attorneys for Applicant
Baytex Energy USA Ltd.
200 North 3rd Street, Suite 150
Post Office Box 18144
Bismarck, North Dakota 58502-18144

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 the affi art's knowledge and belief.

LAWRENCE BENDER

his day of February, 2010.

Subscribed and worn to before me this

Notary Public

My Commission Expires:

697557 1.DO

# OF THE STATE OF NORTH DAKOTA

Application of Baytex Energy USA Ltd. 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 Sorenson 14-162-99H well described as Section 14-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 Baytex Energy USA Ltd. filed the above-referenced application with the North Dakota Industrial Commission.

A hearing will be held at the March 2010 hearings of the Commission, at the Department of Mineral Resources Conference Room, Oil and Gas Division, 1016 East Calgary Avenue, Bismarck, North Dakota, to consider the request of Baytex Energy USA Ltd.

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.

By

**DATED** this day of February, 2010.

LAWRENC & BENDER, ND Bar #03908

YRON, P.A.

Attorneys for Applicant Baytex Energy USA Ltd.

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

Post Office Box 1855

Bismarck, North Dakota 58502-1855

Ph: (701) 221-4020



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:

Subscribed and sworn to before me Februrary 3, 2010

Vonni L. Anderson

Notary Public, State of North Dakota

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

# 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 DISABILI-TIES: 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. 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.

plication 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 t error requirements, and such oth

relief as is appropriate.

Case No. 12204: (Continued) A plication of Continental Resource Inc. for an order amending the fiel rules for the Hamlet-Bakken Poo to create a 2560-acre spacing un comprised of Sections 13, 24, 2; and 36, T.160N., R.96W., Divid 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, Sec tions 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 § and such other relief as is appropri-

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 appropri-

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 appropri-

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 nonparticipat-

Chairman, ND Industrial Commiss Signed by, John Hoeve



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Affidavit of Publication
State of North Dakota ) SS County of Burleigh
Before me, a Notary Public for the State of North Dakota
personally appeared L. who being duly sworn, deposes
and says that he (she) is the Clerk of Bismarck Tribune Co.,
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Signed (WMID-SUM)

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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

PO:Notice of Hearing



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OIL AND GAS DIVISION

The North Dakota unjustrial commission in the hold to public hearing at 1900 at the hold of the hold of

Ge No. 3 / 250 Appoint to the aming that the second Gate No. 12790. Application of Hatiso Resources LLC for an order extending a field boundaries and amending the findle boundaries and amending the findles for the Lake Daming Madison Roof create and establish a 640-size spating Urcomprised of the Extending Section (1818) R. 85W. Renville Goundaries Madison III 581 R. 85W. Renville Gound No. 12 Justion zu the dulling of one horizontal well-said spating une and such other relief is appropriate.

Case No. 12291. Proper spacing for all development of the saxon-Bakker Exceptionary, ND, redefine the figil limit and enact such special field rules as manifestessary. Tracker Resource Development LLC.

Lase No. 12292. Application of Track Resource Development II-LLC for an enacessary. Tracker Resource Development is such a field and special resources of the saxon-Bakker Resource Development II-LLC for an enacessary. Tracker Resource Development is such a field and special resources of the saxon-Bakker Resource Development is such as a field and a f

utpending and after healing, revolu-ermit issued to Burlington Resources C Gas Co. Lh to dull the franklin #24 at 6 kell (File Novel 8675) with a factor ocation in the SESW of Section 36 T 1476 L97W. Dunn Grundy ND, and such admi-cilled as Issapproprize. Lase Arc. 17291. Application of Track resource Developmental LLC for an or-suspending and after healing, revoking I seemile assisted to Burlington Resources in Leasurce Section 11.

Recass Got Personal and Keene #14.35.

well (File No. 8687), with a surface location as the SWSW of Section 15.

I.147N R.97W, Dupn County, ND, and the tother relefias is appropriate.

Less NS. 12.294 Proper \$2.200 for the Evelopment of the Kittleson Slough, backen Pool Mountail County ND, added the field limits, and lease such pecial field rules as may be encessary originan Oil & Gis LP Hess Corp. Slawson exploration Co. (Inc. 11).

No. 12225. Application of Brigham Gil 12. L.P. for an order suspending and, hearing revolung the permit Issued to Gorp to drill the EN-Stabo Trust. USS. 23. Hail well (File No. 86375), with a elocation in the SWSE of Section 6.

T 155N., R 93W. Mountrall County, ND, and such other relief as is appropriate Lase No. 12296. Application of Brigham Oil

Case No. 12296: Application of Brigham Oil & Gas. L.P. for, an order suspending and, after heaving specified the permit of permits issued or to be issued to the Hess' Cop. to drill a well or wells ma 1280-acre spacing unit for the Alger Bakken Pool sections 8 and 7. T. 155N. R. 93W. Mountrall Coenty ND and such other relief as is appropriate.

Case No. 12297 Application of Brigham Oils & Gas, L.P. for an order extending the field boundaries, and amending the field rules for the Alger-Bakken Pool to create and establish two 1280-acre spaning units comprised of sections 16 and 17 Fil 56N.

93W; and Sections 11 and 14 T155N, 92W, Mountrall County, ND, authorizing the drilling of one horizontal well on each

the drilling of one horizontal well on each spacing unit, and such other relief as to appropriate.

Case No. 12298: Application of Brigham Oil & Gas, L.P. for an order suspending and after hearing revoking the permit issued to Hess Corp. to drill the RS-Panzer Farms-155-92 #3229H I well (File No. 18685) with a surface location in the SWSE of Section 32, T.155N, R.92W, Mountrall-County, NO. and such other relief as appropriate.

the drilling of a norizontal well within a drilling unit at a location not less than eet from the boundary of each drilling

der plindfin to NLAC 3 as the so-ologic all riterests in aspacing unit for the ologic all-32H. Section 32 Tis2N, 92W, Big Bend-Bakken Pool, Mountrall out to ND authorizing the recovery from on apparatopacing owner a risk peralty, provided by NDCC-3 IB-06-08 and such that relief as is appropriate

Ilmire, and enact such appeal field miles as may be necessary. Ansolut Exploration Corp.

Case, Mp. 12302. Application of Pantiner Energy Co. LLC for an order extending the field boundaries and amending the field rules for the Banks Bakken Placific create and, establish sixteen 1280/acre usading units comprised of Sections 13 and 24. Sections 25 and 36 Sections 26 and 35 and 25 certions. and, establish, sixteen, 1280 ares, saading units comprised of Sections 13 and 24 Sections 25 and 356 Sections 26 and 355 and Sections 27, and 34, T153N, R.98W, McKenzie and Williams Counters, Sections 17 and 28, Sections 18 and 19 Sections 29 and 32, and Sections 18 and 19 Sections 29 and 32, and Sections 30 and 31, T153N, R.97W, Sections 2 and 11 Sections 4 and 7. Sections 5 and 7. Sections 5 and 8. Sections 6 and 7. Sections 15 and 22 Sections 16 and 21 Sections 17 and 20, and Sections 8 and 19 T152N, R.98W, McKenzie Gounty ND, authorizing the drilling of one horizontal well on each spacing unit, and such other celled as its appropriate.

Case No. 12 103 Application of XTO Energy Int. for an order creating a 1280-kere drillingunit comprised of Sections 9 and 16, T153N, R.99W, Millams Gounty, 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 and such other relief as 15 appropriate.

Case No. 17 175 (Continued) Application of XTO Energy Incider an order amending the field rules for the Bear Greek 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, T148N, R.95W Dunif County, ND, authorizing the drilling of order mending the field rules for the rocotillise Bakken Pool to create three 1280-acre spacing units comprised of Sections 19 and 30, Sections 28 and 31, and Sections 19 and 30, Sections 28 and 31, and Sections 29 and 31, and Sections 28 and 31, and Sections 29 and 32. T148N, R.95W, Bunker County, ND, authorizing the drilling of a horizontal well within each drilling of a horizontal well within each

28 and 33 and Sections 29 and 32.T.16]N., R.92W. Burke County ND arthorizing the ddilling of a horizontal well within each toacing unit not less than 500 feet to the boundary of each spacing unit, and such other relief as is appropriate.

Case Ne. il2148. (Continued) Proper spacing for the development of the foothills Backen Pool, Burke County, ND, redefine the field limits, and enact such special field rules as may be necessary.

roduction Co. for an order creating twenty five. 1280 acres dillings units compared in Sections and 42. Sections 2 and 41. Sections 2 and 41. Sections 3 and 41. Sections 2 and 41. Sections 3 and 41. Sections 2 and 41. Sections 3 and 41. Sections 3 and 41. Sections 3 and 42. Sections 41. and 22. Sections 41. and 22. Sections 41. and 22. Sections 42. and 42. Sections 43. and 43. Tests 1. Report 43. and 43. Sections 43. and 43. Tests 1. Report 43. and 43. Sections 43. and 43. Tests 1. Report 43. and 43. Sections 43. and 43. Tests 1. Report 43. and 43. Sections 43. and 43. Tests 1. Report 43. and 43. Sections 43. and 43. Tests 1. Report 43. and 43. Sections 43. and 43. Tests 1. Report 43. and 43. Sections 43. and 43. Tests 1. Report 43. and 43. Sections 43. and 43. Tests 1. Report 43. and 43. Sections 43. and 43. Tests 1. Report 43. and 43. Sections 43. and 43. Tests 1. Report 43. and 43. And 43. And 43. And 43. And 44. And 44. And 45. And

Sections 6 and 7. THS4N -R. (100V -WII) ams County, ND, arthorizing the Trilling of a hortzonial well within each dmiling unit and location not less than 500 feet from the boundary of each drilling unit and such other feller is a appropriate.

Gase No. (1240Y - A billication of Newheld Broduction Co. for an order creating two 1280-acre drilling units comprised of Section 2 and 11 and Sections 14 and 23. IT 149N. IR 98W. Makenzie County, ND, authorizing the drilling of a fibrizzontal well within said milling into act lecation not less than 500 feet from the boundary of such drilling units as an exception to the provisions of NDAC § 43.02.03 is and such othermelief a sit applicability. The upperary pacing to develop an oil and an Ras pool discovered by the Newfield Prod Co. (1) 31H Chanel, NWNW Section 33. Tis4Nn, R. 100W. Williams County, ND define the field trules for the Sand Creek Brikker Pool to create and establish a 1280-acre pacing unit comprised of Sections 10 and mending the field rules for the Sand Creek Brikker Pool to create and establish a 1280-acre pacing unit comprised of Sections 10 and

the hight rules for the Sand Creek Bakker Pool to create and establish a 1280-acre spacing unit comprised of Sections 10 and 15.1153N, R 985V, McKenzie Gounty, ND, authorizing the drilling of one horizontal well on, said spacing unit and such other relief at it appropriate.

Case No. 12005. (Continued Proper Spacing for the development of the Base Creek-Bakken Pool, Dung County, ND, redefine the field limits, and eract such special field rules as may be necessary. Burlington Respurces Oil & Gas Co. P.

special field rules Burlington Resour

nedefine the field limits, and effact such special field rules as may be necessary. Burlington Respurces Oil & Gas Co LP. Encore Operating LP.

Case No. 12140. (Continued). Proper spacing for the development of the Oakdate Bakken Pool. Dunn County, ND. redefine the field limits, and enact such special field rules as may be necessary. Burlington Resources Oil & Gas Co LP. Gontinental Resources oil & Gas Co LP. Gase No. 12309; Application of Viersen Oil and Gas Co for an order determining that applicant has agreed to participate in the dilling and completion of the Sidoma #29-244 well. NENW Section 34. 1158N. R. 90W. Mountral County, ND and compelling the operator of the well, EDG Resources, Inc. to provide the applicant he requested well information for the well and such other relief as is appropriate.

Case No. 123101. Application of EOG Resources, Inc. for an order smending the field rules for the Souris and/or Northeast and Spacing allowing the drilling of multiple wells in the spacing units omprised of the following lands NE4 of Section 34 and NW4 of Section 35. NE4 of Section 34 and NW4 of Section 35. NE4 of Section 35 and NW4 of Section 35. SE4 of Section 35 and NW4 of Section 31. 154N. R. 79W. and SW4 of Section 36. T. 164N. R. 79W. and SW4 of Section 31. 154N. R. 77W. and NE4 of Section 36. T. 164N. R. 77W. and NE4 of Section 31. 154N. R. 77W. and NW4 of Section 31. 154N. R. 77W. and R. M. W4 of Section 31. 154N. R. 77W. and R. M. W4 of Section 31. 154N. R. 77W. and R. M. W4 of Section 31. 154N. T.163N., R.77W., Bottineau County, ND, eliminating the minimum \$00-foot setbacks

tiles for the Dolphin Bakken Poolito greate and establish a 1280-acre spacing unit comprised of Sections 6 and 7 T 150N.
R. 96W., Divide County, ND authorizing the drilling of one horizontal well on said spacing unit, eliminating the minimum setbacks from the lihed and too of the well to the spacing unit boundaries, and such other relief as its appropriate.
Case No. 12314. Application of Continental feedures in U. For an order reversing unit field, so undaries and amending the lead to the properties of the liemble Bakker Pool to greate and establish twelve 1280-agre apacing units.

Fulls for the temple Backet #200 to an actabilish twelve 1280 agree appling unto comprised of Sections 3 and 10 Sections 13 and 24 Sections 14 and 23 Sections 15 and 22. Sections 15 and 36 T155N R 97 W. Sections 13 and 38 Sections 6 and 7. Sections 17 and 20 Sections 48 and 37 Sections 30 and 31 T155N R 98W. Williams Country, Sections 29 and 32 and Sections 30 and 31 T155N R 98W. Williams Country, SIND, authorizing the drilling of one temperature well for each spacing unitaliminating the minimum setbacks from the "heel and toe" of the well to the spacing unit of the land toe of the well to the spacing unit by the spacing unit boundaries, and such other relief as

horizontally well non-each spacing unital eliminating the minimum sethagics from the heel and toe of the well to the spacing aunit boundaries, and such other relief as a spropriate:

Case No. 12315 Application of Continental Resources. Inc. for an order extending the field, boundaries, and amending the field boundaries. An order extending the field boundaries and amending the field wiles for the Camp Bakken Root to greate and establish fourteen 1600 agree spacing units comprised of Sections 21, 25 and N/2 of Section 34. Sections 22, 26 and N/2 of Section 34. Sections 24, 25 and N/2 of Section 34. Sections 24, 25 and N/2 of Section 35. Sections 24, 25 and N/2 of Section 35. Tis3N, R. 99W. Sections 9, 10 and N/2 of Section 31. Tis3N, R. 99W. Section 4 and N/2 of Section 31. Tis3N, R. 99W. Section 4 and N/2 of Section 31. Tis3N, R. 99W. Section 4 and N/2 of Section 31. Tis3N, R. 99W. Section 4 and N/2 of Section 36. Tis3N, R. 100W. Sections 3 and 32. Tis3N, R. 100W, and Section 36. Tis3N, R. 100W, and Section 37. Tis2N, R. 100W, and Section 38. Tis3N, R. 99W. Sections 40. Section 37. Tis2N, R. 100W, and Sections 40. Section 37. Tis2N, R. 100W, and Sections 40. Section 37. Tis2N, R. 100W, and Sections 40. Section 38. Tis3N, R. 99W. McKenzie and Williams Counters, N. 100 authorizing the diffiling of the field rules for the Big Guidh-Bakken Pool for two L280-acre spacing units boundaries, eliminating the field rules for the Big Guidh-Bakken Pool for two L280-acre spacing units guids pacing units boundaries, eliminating the field rules for the Big Guidh-Bakken Pool for two L280-acre spacing units guids pacing units boundaries, eliminating the riminum setoacks from the same well pad within said spacing units eliminating the minimum setoacks from the same w

any tool error requirements, and suclother relief as is appropriate.

THEON B. GEW, Moreer County Application the field limits, and e-past such sheelin field rules as way be necessary.

Case No. 1220: (Contonued). Application of Locutinental Resources, the for an erder to establish semporary aroungs for the development of an oil, analysis of an experience of the oil analysis of the semporary aroungs for the second discovered by the fore sit 22th MSNW section. 38. 1491s. R. 954. "He Representation of the field limits, chart such ofter relief asis appropriate."

Case No. 12202 (Contonued). Application of Contonental Resource; inc. Jor an order amending the field rules for the foots to create 2560 acres appaign units comprised of the following, lands, section 32. 2.2.7 and 34 and sections 4.2.3.6 and 35. T. 1591s. R. 954. "Williams County ND autotraring the definition of the following lands, section 3.2.7 and 34 and sections 4.2.3.6 and 35. T. 1591s. R. 954. "Williams County ND autotraring the definition and the section of Continental Resources in Lordine spacing units continents of the section of Continental Resources in Lordine spacing units continents (Landson and Landson a

acre spacing unit comprised of all of Sections 17, 20, 29, and 32, Ti Si N, R 97W. McKenzie County, ND, authorizing the dralling of up to four horizontal wells from the same well and within said 2560-acre.

el continentale resources time for an iorden extending the field bosintanies and amending the field policy for the North Forkstaken Pool and Persimp Barken Pool to occare volume 1981 and 30 to provide the field and a secondary and 40 to 150 N. R. 95 W. and 58 to 150 and 33 TI 550 N. R. 95 W. and 58 to 150 and 33 TI 550 N. R. 95 W. Interest per County. ND authorizing the drilling of allow to four horizontal wells from each well paid within each 2560 acres abares to mit the finest and too of the wells to the spacing unit eliminating the minimum sectacis from the finest and too of the wells to the spacing units opportune.

Case that 122 to Cook foreign for allowed amending the field rules for the restart Collec Balken Fool to occare a 2560 acres 19 acres 19

R 99W Williams County ND authorizing the crilling of one horizontal well on each spacing and/or drilling unit, and such other releft as is appropriate.

Case No. 12164: (Continued). Application of Golden Eye Resources LLC for an order creating 1280-acre drilling units comprised of Sections 6-and-7, Il 55N., R. 101W., Williams and McKenzies Gounties, ND, authorizing the drilling of advorzontal well within each drilling unit at a location not less than 500 feer from the boundary of each drilling unit, and such other relief as is appropriate.

Case No. 12082-(Continued). Temporary spacing to develop an oil and/or gas pool discovered by the Prima Exploration, Inc. #32-30. MacTavish. SWNE. Section 30, Il 60N., R 63W. Botthreau County, ND, define the field limits, and enact such special

intelisors Area, Kenville, acutery North Galoca, Bat abeen signed, activity of application to street, and presentate, activity of application of the Cammiston.

Case No. 12319 Application of the Cirque Resources, Lesion and order authorizing the Red Lady #36.4H will be able at tilled complete land, produced within participating the Red Lady #36.4H will be able at tilled complete land, produced within participating the Bed Lady #36.4H will be able at tilled complete land, produced within participating orders for the Dimons basket Pool, and spich soften, and select as all paptropriate.

Case No. 12320 Application of Tracker Resource Development II. LC on an experimentary of the Carter Area of the Carter Area

Basken root Cunn County, No authorning the above the India of the Indi

authorizing the recovery from ea homografic politic lower, a mischell aller provided by NOCO is 18-06-08; and su other relief as its appropriate Case No. 18023; (Continued: Applicati of Compenial Resources in for an art

pursuant of IDAC () 3501 0.183 6.5 line all interests in a spating unit for ELEIAY Sections 31 and 23 mid-No. 875W Sadier-Bakken 1900. Divide Geonty, ND authorizing the resovery from each nonparticipating owner agrisk penalty as provided by NDGC () 18.09-08 and such other relief as is appropriate and application of Continental Resources line for an oeder pursuant to NDAC (5 41-01-03-88) pooling all interests in a spating unit for the Domak #14-6H. Sections 6 and 7.1 140N. 8.25W Chimney Butte Bakken Pool. Dunn County, ND, authorizing their recovery from each nonparticipating owner a risk penalty as provided by NDCC (5 18-08-08) and such other relief as is appropriate.

Case No. 1211L Application for the Order pursuant to NDAC (43-02-103-88) pooling all interests in a spating unit for the Harstad #44-9H Section 9. II 55N. 8.91W. Stanley Bakken Pool Mountrail County. NDI authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC (5 18-08-08, and such other and further relief.

Case No. 12332. Application of Bayex all respects to the section of Bayex all respects to the section of Bayex and such other and further relief.

Case No. 12332. Application of Bayex all respects in a spatinguint for the Haugenoe #15-162.

9914 Section 15.1 62N. 8.39W. Ambroace Bakken. Pool Divide Mountrail County. NDI authorizing the recovery from 62th nonparticipating owners a risk penalty.

Authorizing the recovery from 62th nonparticipating owners a risk penalty as provided by NDICC (5 18-08-08), and such other relief as is appropriate.

authorizing the recovery from leach nonparticipating gwiner autiki, benalty as provided by NDCC 5, 38-08-08 and such othercelled 5.5 appropriate.

Care No. 12334, Application 26, Bayrox Fire 7, 117-12 to 15 and an other primition to NDACIS 43-02-03-88 lepoclips all interers in a spacing unit for the Landon 243-57.

99H—section 3, 3, 71-162D, with Boylow and such other relich as approximate.

Case, No. 12335, Application of Bayrox Incomparticipating owners a risk penalty 13 provided by NDCC 5-38-08-08 and such other relich as approximate.

Case, No. 12335, Application of Bayrox Incomparticipating owners a risk penalty 13 provided by NDCC 5-38-08-08 and such other relich as approximate.

Case, No. 12335, Application of Bayrox Incomparticipating owners a risk penalty as provided by NDCC 5-38-08-08 and such other relich as 35 appropriate.

Case, No. 12336 Application of Jayrox Exclusive States of States of

ase No. 12146. A polication of XIV and for for an order authorizing the defling completing and producing of not more than two additional increase density wells on each 1280-acre spacing unit described as acceptable of the production of the produc

Sections 2 and 3. Sections I and III.

Sections 2 and 3. Sections 5 and 6. Sections 2 and 3. Sections 2. and 2.9 and 5. Sections 1.7 and 30. Sections 20 and 2.9 and 5. Sections 2.1 and 28. E148N. R.764Y. Losts Bridge-Bakken Pool. Dunn County, ND, and such other relief as is appropriate.

Case No. 1234Y. Application of Newfield Production Co for an order authorizing the drilling, completing and producing of an increase density well on earl 640 are spacing unit described as 3 section 4 and Section 10. Tal 48Nx R.964V. Losts Bridge-Bakken Pool. Dunn, County, ND, and such other relief as 15 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 1288-astrepaing unit for the Painted Woods, Bakken Pool described, as Sections, 23 and, 36 T. 15AN, R. 1934W. Milliams Geomy, ND, and such other relief as is appropriate.

Case No. 12349. Application of RM Resources, Idle flori an order authorizing the conversion of the Masters Enterprises #1 SSS of Section 27, T. 143Nx, R.96W. Fayette Fields, Dunn County, ND, into a salt water disposal well for the purpose of injecting, fluids, into the Dakota Group pursuant to NDAC Ehapter 43-02-05, and such other relief as is appropriate.

Case No. 12350. Application of Newfield Production Go. for an order authorizing the conversion of the Wisness #1.4H well, located in Section 4, F1.52Nx, R.96W, Wisness Federal #2.4H well, located in Section 4, F1.52Nx, R.96W, which en Gladys #1.9H well, located in Section 9, T1.55Nx, R.96W, and the Gladys #1.9H well, located in Section 9, T1.55Nx, R.96W, and the Gladys #1.9H well, located in Section 9, T1.55Nx, R.96W, and the Gladys #1.9H well, located in Section 9, T1.55Nx, R.96W, and the Gladys #1.9H well, located in Section 9, T1.55Nx, R.96W, and the Gladys #1.9H well, located in Section 9, T1.55Nx, R.96W, and the Gladys #1.9H well, located in Section 9, T1.55Nx, R.96W, and the Gladys #1.9H well, located in Section 9, T1.55Nx, R.96W, and the G