

BEFORE THE INDUSTRIAL COMMISSION
OF THE STATE OF NORTH DAKOTA

CASE NO. 12334
(CONTINUED)
ORDER NO. 14586

IN THE MATTER OF A HEARING CALLED ON
A 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
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.

ORDER OF THE COMMISSION

THE COMMISSION FINDS:

(1) This cause originally came on for hearing at 9:00 a.m. on the 25th day of March, 2010. At that time Baytex Energy USA Ltd. (Baytex) requested this case be continued to the regularly scheduled hearings in April 2010. There were no objections, the hearing officer granted the request, and the case was scheduled for hearing on April 29, 2010. At that time Baytex requested this case be continued to the regularly scheduled hearings in May 2010. There were no objections, the hearing officer granted the request, and the case was scheduled for hearing on May 27, 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 3, 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 Section 3, 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 19th day of August, 2010.

INDUSTRIAL COMMISSION
STATE OF NORTH DAKOTA

By the Director, on behalf of the Commission

/s/ Lynn D. Helms, Director

STATE OF NORTH DAKOTA

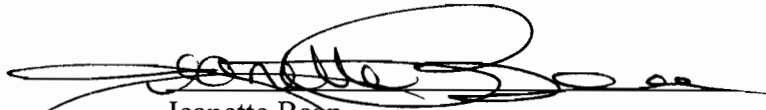
AFFIDAVIT OF MAILING

COUNTY OF BURLEIGH

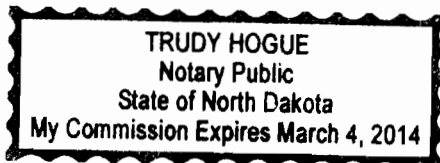
I, Jeanette Bean, being duly sworn upon oath, depose and say: That on the 27th day of August, 2010 enclosed in separate envelopes true and correct copies of the attached Order No. 14586 of the North Dakota Industrial Commission, and deposited the same with the United States Postal Service in Bismarck, North Dakota, with postage thereon fully paid, directed to the following persons by the Industrial Commission in Case No. 12334 :

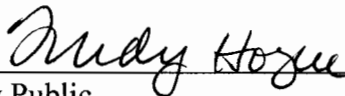
LAWRENCE BENDER
FREDRICKSON & BYRON
PO BOX 1855
BISMARCK ND 58502-1855

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


Jeanette Bean
Oil & Gas Division

On this 27th day of August, 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

12334

Fredrikson

& BYRON, P.A.

June 3, 2010



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

RE: CASE NO. 12334
Baytex Energy USA Ltd.

Dear Mr. Hicks:

Please find enclosed herewith the original AFFIDAVIT OF LEE ZINK in regard to the captioned matter for filing.

Thank you for your attention to this matter.

Sincerely,

LAWRENCE BENDER

LB/leo

Enclosure

cc: Mr. Lee Zink - (w/o enc.) *Via Email*
4610690_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. 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.



AFFIDAVIT OF LEE ZINK

STATE OF COLORADO)
) ss
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 3, Township 162 North, Range 99 West, Divide County, North Dakota ("Section 3").

3.

That Baytex is the owner of an interest in the oil and gas leasehold estate in portions of the Section 3.

4.

That all of Section 3 has been designated as the spacing unit for the Larson #3-162-99H well in the Ambrose-Bakken Pool.

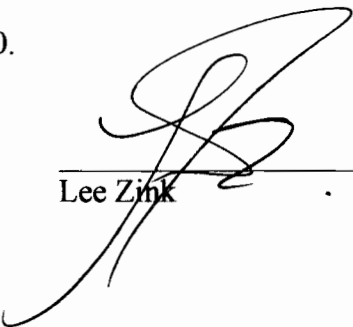
5.

That there are separately owned tracts or interests in the mineral estate and/or leasehold estate in the Section 3.

6.

That a voluntary pooling in Section 3 has not been accomplished.

DATED this 2 day of June, 2010.



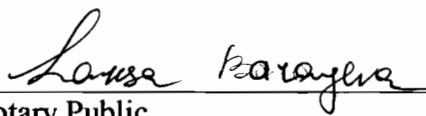
Lee Zink

STATE OF COLORADO)
)ss
COUNTY OF DENVER)

The foregoing instrument was acknowledged before me this 2nd day of June, 2010 by Lee Zink, Landman, of Baytex Energy USA Ltd.

4753004_1.DOC





Notary Public
My Commission Expires: 06/27/2013

12334
12335

Hicks, Bruce E.

From: Entzi-Odden, Lyn [lodden@fredlaw.com]
Sent: Thursday, May 27, 2010 8:33 AM
To: Hicks, Bruce E.
Cc: Hvinden, Dave C.; Lee Zink; Bender, Lawrence
Subject: RE: Baytex Cases 12334 and 12335

Bruce,

We did not prepare affidavits because we did not receive all the information necessary to have the risk penalty imposed. We did not receive that information in a timely manner. Therefore, we have decided to go forward with a request for a pooling without a risk penalty and will submit affidavits to support that request in the next 10 days. Accordingly, we request the rerecord remain open in these matters.

Lyn Entzi-Odden

*Legal Assistant to Lawrence Bender
and William P. Pearce*

Fredrikson & Byron, P.A.

200 North 3rd Street, Suite 150


Bismarck, ND 58501

lodden@fredlaw.com

Ph: (701) 221-4020

Fx: (701) 221-4040

*****This is a transmission from the law firm of Fredrikson & Byron, P.A. and may contain information which is privileged, confidential, and protected by the attorney-client or attorney work product privileges. If you are not the addressee, note that any disclosure, copying, distribution, or use of the contents of this message is prohibited. If you have received this transmission in error, please destroy it and notify us immediately at our telephone number (701) 221-4020. The name and biographical data provided above are for informational purposes only and are not intended to be a signature or other indication of an intent by the sender to authenticate the contents of this electronic message.*****

 Please consider the environment before printing this email.

From: Hicks, Bruce E. [mailto:bhicks@nd.gov]
Sent: Thursday, May 27, 2010 8:27 AM
To: Entzi-Odden, Lyn
Cc: Hvinden, Dave C.; Lee Zink; Bender, Lawrence
Subject: RE: Baytex Cases 12334 and 12335

Lyn,

I do not believe we have rec'd an affidavit on these two cases.

Bruce E. Hicks

Assistant Director
Oil and Gas Division
Dept of Mineral Resources
North Dakota Industrial Commission
701-328-8020
bhicks@nd.gov

5/27/2010

www.dmr.nd.gov/oilgas
Bismarck, ND 58505-0840

From: Entzi-Odden, Lyn [mailto:lodden@fredlaw.com]
Sent: Wednesday, May 26, 2010 3:57 PM
To: Hicks, Bruce E.
Cc: Hvinden, Dave C.; Lee Zink; Bender, Lawrence
Subject: Baytex Cases 12334 and 12335

Bruce,
Attached is a letter with regard to the two Baytex poolings.

Lyn Entzi-Odden

*Legal Assistant to Lawrence Bender
and William P. Pearce*

Fredrikson & Byron, P.A.

200 North 3rd Street, Suite 150

Bismarck, ND 58501

lodden@fredlaw.com

Ph: (701) 221-4020

Fx: (701) 221-4040

*****This is a transmission from the law firm of Fredrikson & Byron, P.A. and may contain information which is privileged, confidential, and protected by the attorney-client or attorney work product privileges. If you are not the addressee, note that any disclosure, copying, distribution, or use of the contents of this message is prohibited. If you have received this transmission in error, please destroy it and notify us immediately at our telephone number (701) 221-4020. The name and biographical data provided above are for informational purposes only and are not intended to be a signature or other indication of an intent by the sender to authenticate the contents of this electronic message.*****



Please consider the environment before printing this email.

~~~~~



May 26, 2010

**VIA EMAIL**

Mr. Bruce Hicks  
Assistant Director  
NDIC, Oil and Gas Division  
600 East Boulevard  
Bismarck, ND 58505

**RE: Case No. 12334: Application of Baytex Energy USA Ltd. for an order 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.**

**Case No. 12335: Baytex Energy USA Ltd. for an order 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.**

Dear Mr. Hicks:

I am writing with regard to the captioned matters, which applications were filed with the Commission on February 19, 2010.

Please note that since these cases were submitted to the Commission prior to the new rules with regard to a pooling petition for risk penalty, and even though the captions indicate "authorizing the recovery from each nonparticipating owner a risk penalty", Baytex, at this time, requests an order of the Commission to pool the spacing unit for each of the captioned matters and will, at a later date, file a petition for the risk penalty if necessary.

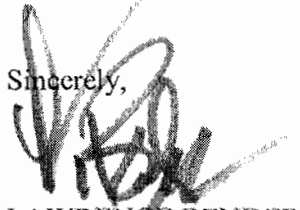
Attorneys & Advisors  
main 701.221.4020  
fax 701.221.4040  
www.fredlaw.com

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

Mr. Bruce Hicks  
Page 2  
May 26, 2010

Accordingly, Baytex requests the Commission enter an order in each of these matters granting the request for pool said spacing unit.

Sincerely,



LAWRENCE BENDER

LB/leo

cc: Mr. Lynn Helms *Via Email*  
Mr. Dave Hvinden *Via Email*  
Mr. Lee Zink *Via Email*

4750762\_1.DOC

# Fredrikson

& BYRON, P.A.

April 16, 2010



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

**RE: NDIC CASE NO. 12334  
BAYTEX ENERGY USA LTD.**

Dear Mr. Hicks:

Please find enclosed herewith for filing a NOTICE OF CONTINUANCE OF BAYTEX ENERGY USA LTD. for the captioned matter.

Should you have any questions, please advise.

Sincerely,

  
LAWRENCE BENDER

LB/mk

Enclosure

cc: Ms. Karlene Fine - (w/enc.)  
Mr. Lynn Helms - (w/enc.)  
Mr. Todd Sattler - (w/enc.)  
Mr. Lee Zink - (w/enc.) *Via Email*

4729090\_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. 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.

**NOTICE OF CONTINUANCE OF BAYTEX ENERGY USA LTD.**

PLEASE TAKE NOTICE that on Thursday, April 29, 2010, Baytex Energy USA Ltd. will respectfully request that the above captioned hearing be continued until the regularly scheduled May 2010, hearing of the Commission.

DATED this 16<sup>th</sup> day of April 2010.

  
Frederickson & Byron, P.A.

By

LAWRENCE BENDER, ND Bar #03908  
*Attorney for Applicant,*  
*Continental Resources, Inc.*  
200 North 3<sup>rd</sup> Street, Suite 150  
P. O. Box 1855  
Bismarck, ND 58502-1855  
(701) 221-4020

# Fredrikson

& BYRON, P.A.

April 16, 2010



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

**RE: NDIC CASE NO. 12334  
BAYTEX ENERGY USA LTD.**

Dear Mr. Hicks:

Please find enclosed herewith for filing a NOTICE OF CONTINUANCE OF BAYTEX ENERGY USA LTD. for the captioned matter.

Should you have any questions, please advise.

Sincerely,



LAWRENCE BENDER

LB/mk

Enclosure

cc: Ms. Karlene Fine - (w/enc.)  
Mr. Lynn Helms - (w/enc.)  
Mr. Todd Sattler - (w/enc.)  
Mr. Lee Zink - (w/enc.) *Via Email*

4729090\_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. 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.

**NOTICE OF CONTINUANCE OF BAYTEX ENERGY USA LTD.**

PLEASE TAKE NOTICE that on Thursday, April 29, 2010, Baytex Energy USA Ltd. will respectfully request that the above captioned hearing be continued until the regularly scheduled May 2010, hearing of the Commission.

DATED this 16<sup>th</sup> day of April 2010.

Frederickson & Larson, P.A.

By 

LAWRENCE BENDER, ND Bar #03908  
Attorneys for Applicant,  
Continental Resources, Inc.  
200 North 3<sup>rd</sup> Street, Suite 150  
P. O. Box 1855  
Bismarck, ND 58502-1855  
(701) 221-4020

# Fredrikson

& BYRON, P.A.

March 5, 2010



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

**RE:NDIC CASE NO. 12334  
BAYTEX ENERGY USA LTD.**

Dear Mr. Hicks:

Please find enclosed herewith for filing a NOTICE OF CONTINUANCE OF BAYTEX ENERGY USA LTD. for the captioned matter.

Should you have any questions, please advise.

Sincerely,  
  
LAWRENCE BENDER

LB/mk

Enclosure

cc: Ms. Karlene Fine - (w/enc.)  
Mr. Lynn Helms - (w/enc.)  
Mr. Todd Sattler - (w/enc.)  
Mr. Lee Zink - (w/enc.) *Via Email*

4705364\_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. 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.

**NOTICE OF CONTINUANCE OF BAYTEX ENERGY USA LTD.**

PLEASE TAKE NOTICE that on Thursday, March 25, 2010, Baytex Energy USA Ltd. will respectfully request that the above captioned hearing be continued until the regularly scheduled April 2010, hearing of the Commission.

DATED this 5th day of March 2010.

Fredrikson & Byron, P.A.

By 

LAWRENCE BENDER, ND Bar #03908  
*Attorneys for Applicant,*  
*Continental Resources, Inc.*  
200 North 3<sup>rd</sup> Street, Suite 150  
P. O. Box 1855  
Bismarck, ND 58502-1855  
(701) 221-4020

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 advise.

Sincerely,

LAWRENCE BENDER

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

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

CASE NO. 12334

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 Larson 3-162-99H well described as Section 3-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 3, Township 162 North, Range 99 West, Divide County, North Dakota ("Section 3").

2.

That there are separately owned tracts or interests in the mineral estate and/or leasehold estate in Section 3.

3.

That a voluntary pooling of Section 3 has not been accomplished.

4.

That Baytex is the operator of the Larson 3-162-99H well to be drilled in Section 3.

5.

That Section 3 constitutes the spacing unit for the Larson 3-162-99H 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 3 may have elected not to participate in the drilling and completion operations of the Larson 3-162-99H 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 Larson 3-162-99H well described as Section 3, 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.

(a) That this matter be set for the regularly scheduled March 2010 hearings of the Commission;

(c) That thereafter the Commission issue an order granting the relief requested and such other and further relief as the Commission may deem appropriate.

FREDERICKSON & BYRON, P.A.

**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 19 day of February, 2010.

Notary Public  
My Commission Expires:



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

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

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 Larson 3-162-99H well described as Section 3-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.

DATED this 19 day of February, 2010.

FREDERICKSON & BYRON, P.A.

By   
LAWRENCE BENDER, ND Bar #03908  
*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  
4697682\_1.DOC

**NOTICE OF  
N.D. INDUSTRIAL  
OIL AND GAS**

The North Dakota Industrial Commission will hold a public hearing at 9:00 a.m. Thursday, May 27, 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, May 14, 2010. STATE OF NORTH DAKOTA TO:

Case No. 12513: Application of Samson Resources Co. for an order amending the field rules for the Bluffton-Bakken Pool to create two 1280-acre spacing units comprised of Sections 13 and 24; and Sections 14 and 23, T.162N., R.97W., Divide 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. 12562: Application of Continental Resources, Inc. for an order authorizing the drilling, completing and producing of an increase density well on a 1280-acre spacing unit for the Dolphin-Bakken Pool described as Sections 18 and 19, T.161N., R.95W., Divide County, ND, eliminating any tool error requirements, 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. 12563: Application of Continental Resources, Inc. for an order authorizing the drilling, completing and producing of an increase density well on a 1280-acre spacing unit for the Hamlet-Bakken Pool described as Sections 26 and 35, T.160N., R.96W., Divide County, ND, eliminating any tool error requirements, 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. 12565: 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 27 and 34, T.161N., R.96W., Upland-Bakken Pool, Divide County, ND; as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 12566: 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 25 and 36, T.161N., R.96W., Upland-Bakken Pool, Divide County, ND; as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 12567: 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.96W., Upland-Bakken Pool, Divide County, ND; as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 12568: Application of Continental Resources, Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Harrier #1-22H, Sections 15 and 22, T.160N., R.96W., Hamlet-Bakken Pool, Divide County, ND as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 12569: 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 5 and 8, T.160N., R.96W., Dolphin-Bakken Pool, Divide County, ND; as

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

Case No. 12570: 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 4 and 9, T.160N., R.96W., Dolphin-Bakken Pool, Divide County, ND; as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 12653: Application of Samson Resources Company 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, as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 12654: 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, as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 12334: (Continued) 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: (Continued) 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.

Signed by,  
John Hoeven, Governor  
Chairman,  
ND Industrial Commission  
(5-5)



tion

the publisher of The Journal,  
Divide County, State of North  
headed

Attached, was published in The Journal on the following dates:

..... 163 lines @ .59 = 96.17

.....\$96.17

*Steven J. Andrist*

Steven J. Andrist, Publisher

and sworn to before me May 5, 2010

*Vonni L. Anderson*

Vonni L. Anderson

Notary Public, State of North Dakota

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

Journal to be published by Vonni L. Anderson Co.



The North Dakota Industrial Commission will hold a public hearing at 9:00 a.m. Thursday, May 27, 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, May 14, 2010.

Case No. 12549: Proper spacing for the development of the McGregory Buttes-Baldken Pool, Dunn County, ND, redefine the field limits, and enact such special field rules as may be necessary. Peak ND, LLC

Case No. 12510: In the matter of a hearing called on a motion to consider the establishment "or altering of drilling or spacing units in the Baldken Pool in Sections 3, 4, 9, and 10, T.149N, R.98W, McKenzie County, ND, and such other relief as is appropriate.

Case No. 12511: Temporary spacing to develop an oil and/or gas pool discovered by the Newfield Production Co. #1-12H Manta Ray, SE1/4 Section 12, T150N, R100W, McKenzie County, ND, define the field limits, and such other relief as is appropriate.

Case No. 12668: (Continued) Temporary spacing to develop an oil and/or gas pool discovered by the Newfield Prod. Co., #1-33H Q146L N44W Section 33, T194N, R100W, Williams County, ND, define the field limits, and enact such special field rules as may be necessary.

Case No. 12512: Application of Singsbrush Resources, LLC, for an order to establish temporary spacing for the development of an oil and/or gas pool discovered by the Carl Chester Jr. LH well, M/VNE # Section 26, T.161N, R.97W, Burke County, ND, define the field limits, inject such special field rules as may be necessary, and such other rules as may be necessary.

Case No. 12-13 Application of 35 million resources C. to amend order amending the field rules for the Blanton-Sacken Pool to create two 1280-acre spacing units comprised of Sections 13 and 24; and Sections 14 and 23 of T162N, R37W, Blythe County, ND; authorizing the drilling of a horizontal well within each spacing unit not less than 500 feet of the boundary of each spacing unit, and with other relief as

Case No. 12514: Application of Anschutz Exploration Corp. for an order amending the field rules for the St. Anthony-Balken Pool to create two 1280-acre spacing units comprised of Sections 12 and 13; and Sections 24 and 25, T.14N., R.96W., Gunn County, NC, authorizing the drilling of a horizontal well within each spacing unit not less than 500 feet to the boundary of each

10

Case No. D2531, Application of Continental Resources, Inc. for the Antelope-Sanish Field Rules, eliminating any tool error requirements and also eliminating the minimum setback from the "heel and toe" of the well to the spacing unit boundaries for Sections 26 and 35, T.153N., R.94W., Elm Tree-broken Pool; Sections 3 and 10, T.152N., R.94W.; and Sections 2 and 15N., R.95W., Antelope-Sanish Field, McKenzie County, ND, and such other related matters as may come before the court.

Case No. 12314, Application of Continental Resources, Inc. for the Antelope-Sanish Field Rules, for the Antelope-Sanish Field, creating a 1280-acre spacing unit comprised of Sections 27 and 34, T.152N., R.94W.; 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, 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 related matters as may come before the court as appropriate.

Case No. 12517: Application of Continental Resources, Inc. for an order eliminating any tool error requirements and also eliminating the minimum setbacks from the "heel and toe" of the well to the spacing unit boundaries for Sections 5 and 8, T.15N., R.96W., Edge-Bakken Pool, McKenzie County, ND, and such other relief as is appropriate.

Case No. 12518: Application of Continental Resources, Inc. for an order eliminating any tool error requirements and also eliminating the minimum setbacks from the "heel and toe" of the well to the spacing unit boundaries for Sections 2 and 11, T.146N., R.98W.; Sections 4 and 9; Sections 5 and 8; Sections 6 and 7; Sections 17 and 20; Sections 18 and 19, T.146N., R.98W., Ranch Creek-Bakken Pool, McKenzie County, ND, and such other relief as

Case No. 12517: Application of Continental Resources, Inc. for an order eliminating any tool error requirements, and also eliminating the minimum setbacks from the "heel and toe" of the well to the spacing unit boundaries for Sections 13 and 24; Sections 14 and 23; Sections 26 and 35; and Sections 27 and 34, T.146N., R.98W., Ranch of Oake-Balken Pool, McKenzie County, ND, and such other relief as is appropriate. Case No. 12520: Application of Continental Resources, Inc. for an order to extend the

field boundaries and amending the field rules for the Ranch Creek-Baldwin Pool to create and establish six 1280-acre spacing units comprised of Sections 2 and 11; Sections 3 and 10; Sections 16 and 21; Sections 28 and 33; Sections 29 and 32; and Sections 30 and 31. T.146N., R.98W.,

McKenzie County, ND, authorizing the drilling of one horizontal well on each spacing unit, eliminating the minimum setback from the "heel and toe" of the well to the spacing unit boundaries; eliminating any tool joint requirements and such other relief as is appropriate.

City No. 122 Application of Conditional Resources for an order extending the field boundaries and amending the well to the Elish-Baker Pool to create and establish a 1280-acre spacing unit comprised of Sections 28 and 33 T.15N. R.37W. McKenzie County, ND authorizing the drilling of one horizontal well on said spacing unit, eliminating the minimum setback from the "flow" edge of the well to the spacing unit boundaries eliminating any tool error requirements and such other relief as is appropriate.

Case No. 1352 Application of Continental Resources, Inc. for an order creating six 180-acre drilling units comprised of Sections 5 and 8 Sections 14 and 23 Sections 15 and 22 Sections 16 and 21 Sections 17 and 10 and Sections 27 and 34, T15N, R10W, McKenzie County, ND, authorizing the drilling of a horizontal well within each drilling unit not less than 500 feet to the boundary of each drilling unit, eliminating the minimum setback from the street frontage of the well to the drilling unit boundaries, eliminating any tool error requirements, and such other relief as is appropriate.

Case No. 12523: Application of Continental Resources, Inc. for an order extending the field boundaries and amending the field rules for the Squires-Bakken Pool to create and establish a 1280-acre spacing unit.

Resources, Inc. for an order, enclosing the well boundaries and amending the old rules for the Adams County of Fern Hill, Bakken Pools to create and establish a 1280-acre spacing unit, comprised of Sections 27 and 34, T.154N., R.94W., Mountrail and McKenzie Counties, 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, eliminating any tool exit requirements, and such other relief as is appropriate.

Case No. 12524 Application of Continental Resources, Inc. for an order extending the field boundaries and amending the rules for the Allaki Creek or All Free-Balden Pools to create and establish a 2800-acre spacing unit comprising of Sections 17 and 18 of T13N, R34W, Mountrail and McKenzie Counties, 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, eliminating any other floor requirements, and such other relief as is appropriate.

Case No. 12525 Application of Continental Resources, Inc. for an order extending the field boundaries and amending the field rules for the Helton-Cotton Pool to create and establish a 960-acre spacing unit comprised of Sections 34 and 35, T15N., R40W., Williams County, ND, authorizing the drilling of only horizontal well on said spacing unit, eliminating the minimum setbacks from the heel and toe of the well to the spacing unit boundaries, eliminating any pool entry setback requirements and/or such other and further relief as appropriate.

Case No. 12926: Application of Continental Resources, Inc. for an order creating a 280-acre drilling unit comprised of Sections 4 and 5, 13N., 6-10W., (Lacrosse County, MO), authorizing the drilling of a horizontal well within said drilling unit at a location not less than 500 feet from the boundary of said drilling unit, eliminating the minimum setbacks from the well and tool of the spacing unit boundaries, eliminating any tool error requirements and such other relief as

Case No. 1757: Appropriation of Continental Resources, Inc. for an oil or gas lease, creating a 280-acre drilling unit comprised of sections 5 and 11, T. 50N., R. 96W., McKenzie County, ND, authorizing the drilling of a horizontal well within said drilling unit, a depth not less than 500 feet, from the boundary of said drilling unit, eliminating the minimum setbacks from the heel and toe of the well to the spacing unit, thereby eliminating any tool, error requirements, and such other relief as

Application of Continental resources, Inc. for an order creating a 180-acre drilling unit comprised of sections 5 and 8, T.14N, R.9W, McKenzie County, ND, authorizing the drilling of a horizontal well within said drilling unit at a location not less than 500 feet from the

over the past year, and the

[illegible]

---

the minimum setbacks from the street and to the "to the spacing and boundaries, eliminating any tool requirements, and such other relief as is appropriate.

Case No. 12447: (Continued) Proper spacing for the development of the Ranch Coulee-Bakken Pool, McKenzie County, ND, redefine the field limits and establish special field rules as may be necessary, Conventional Resources Inc.

Case No. 12140: (Continued) Proper spacing for the development of the

Ordale-Balden Pool, Dunn County, ND, redefine the field limits, and amend such special field rules as may be necessary. Burlington Resources Oil & Gas Co. LP, Continental Resources, Inc.

Case No. 12316: (Continued) Application of Continental Resources, Inc. for an order amending the field rules for the Big Gulch-Balden Pool footwall, 1280-acre spacing units comprised of Sections 7 and 18; and Sections 19 and 30, T.147N., R.96W., Dunn County, ND, authorize an 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. 12014 (Continued) Temporary spacing to develop an oil and/or gas pool discovered by the Continental Resource, Inc. in 131H Tract, SESW Section 31, T.6N, R.69W, Mercer County, ND. Define the field limits, and enact such special field rules as may be necessary.

Case No. 12200 (Continued) Application

of Continental Resources, Inc. for an order to establish temporary spacing for the development of an oil and/or gas pool discovered by the Ole #1-35W, McNeill Section 23, T41N, R35W, 126N/4E County of ND, setting the field limits, except such special provisions as may be necessary, and with other rules as appropriate.

Case No. 12529 Application of XTO Energy, Inc. for an order suspending and, after hearing, revoking the permit issued to Burlington Resources, Ole #1-35W, LP to drill the Olympan #14-35W well (File No.

Case No. 12530: Application of Sinclair Oil Corporation for an order extending the field boundaries and amending the field rules for the Little Knife-Balden Field, State of North Dakota, and establishing two 4280-acre spacing units comprised of Sections 17 and 20, and Sections 18 and 19, T.146N., R.27W., D.4E., Dunn County, ND, authorizing the drilling of one or more additional wells each containing one or more hydraulic fracturing stages, and

Case No. 12531: Application of Stamco Exploration Co., Inc. for an order extending the field boundaries and amending the field rules for the Antelope, Sanish, Pool to create and establish a 320-acre spacing unit comprised of the West of section 20

1515 N. 84th W. McKenzie County, ND.  
authorizing the drilling of one horizontal  
said spacing unit, and such other  
it is appropriate.  
Case No. 12532 Reclamation of FCG  
Resources, Inc. for an oil well extending be-  
yond its boundaries and amending the field  
rules to permit a 3000-barrel flood to  
create and establish three 280-acre  
spacing units comprised of Sections 1 and  
4 Sections 23 and 26; and Sections 35 and  
36, T152N, R91W, Mountain County, ND.

Case No. 7333 Application of FOG  
responsible for an order extending the  
fields and improving the seed  
fields for the Glade Water-Buck Pool  
feare and establish the 100 acre  
units comprising Sections 26 and 35  
Sections 27 and 34 Sections 30 and 32  
Sections 30 and 31 T.158N. R.9W. Burke  
County, ND. Sections 26 and 35  
T.158N. R.9W. Sections 30 and 31  
Sections 7 and 8 Sections 15 and 16  
Sections 21 and 32 T.158N. R.9W.  
Burke County, ND and the 7500 acres

ounts 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,

2010  
IVED  
& GAS  
SION

Due

324.80

324.80

P. 1<sup>of</sup> 4

Bismarck Tribune  
Burling Co.



field boundaries and amending the field rules for the Clarks Creek-Bakken Pool to create and establish a 2560-acre spacing unit comprised of Sections 6, 7, 18, and 19; T.151N., R.94W., McKenzie County, ND, authorizing the drilling of one horizontal well on said spacing unit and such other relief as is appropriate.

Case No. 12535: Application of EOG Resources, Inc. for an order amending the field rules for the Thompson Lake-Bakken Pool to create a 1280-acre spacing unit comprised of Sections 2 and 11; T.151N., R.91W.; and two 920-acre spacing units comprised of Sections 1, 12 and 13; and Sections 23, 26, and 35; T.151N., R.91W., Burke County, ND, authorizing the drilling of a horizontal well within each spacing unit, and such other relief as is appropriate.

Case No. 12537: Application of EOG Resources, Inc. for an order amending the field rules for the Parshall-Bakken Pool to create a 1280-acre spacing unit comprised of Sections 19 and 30; T.153N., R.90W., Mountrail County, ND, authorizing the drilling of a horizontal well within said spacing unit, and such other relief as is appropriate.

Case No. 12538: Application of EOG Resources, Inc. for an order amending the field rules for the Ross or Clear Water-Bakken Pools to create a 1280-acre spacing unit comprised of Sections 25, T.157N., R.91W., and two 2560-acre spacing units comprised of Sections 1, 12, 13, and 24; and Sections 2, 11, 14, and 23; T.158N., R.91W., Mountrail County, ND, authorizing the drilling of a horizontal well within said spacing unit, and such other relief as is appropriate.

Case No. 12539: Application of EOG Resources, Inc. for an order creating a

Continued on Pg. 3

Continued from Pg. 6

1440-acre drilling unit comprised of Sections 13, 24, and 25; T.151N., R.95W., McKenzie County, ND, authorizing the drilling of one horizontal well within said drilling unit at a location not less than 500 feet from the boundary of said drilling unit, reducing the minimum setbacks from the heel and toe of the well to the drilling unit boundaries, and such other relief as is appropriate.

Case No. 12540: Application of EOG Resources, Inc. for an order amending the field rules for the North Sparish Pool to create a zone of spacing allowing the drilling of multiple wells in a spacing unit comprised of the NE1/4 of Section 35 and the NW1/4 of Section 36; T.164N., 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. 12541: Application of EOG Resources, Inc. for an order creating a 320-acre drilling unit comprised of the NW1/4 of Section 14 and the NE1/4 of Section 15; T.162N., R.77W., Bottineau County, ND, eliminating any setbacks to the drilling unit boundaries and such other relief as is appropriate.

Case No. 12412: (Continued) Application of EOG Resources, Inc. for an order reinstating and amending the field rules for the Clarks Creek-Bakken Pool to create and establish a 2560-acre spacing unit comprised of Sections 6, 7, 18, and 19; T.151N., R.94W., McKenzie County, ND, authorizing the drilling of one horizontal well on said spacing unit, and such other relief as is appropriate.

Case No. 12414: (Continued) Application of EOG Resources, Inc. for an order creating an approximately 1280-acre drilling unit comprised of Sections 13, 24, and 25; T.151N., R.95W., less Lots 1, 2, 3, and 4 in each section, 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 each drilling unit, and such other relief as is appropriate.

Case No. 12413: (Continued) Application of EOG Resources, Inc. for an order extending the field boundaries and amending the field rules for the Antelope-Sanish Pool to create and establish four 320-acre spacing units comprised of the W1/2 of Section 32; T.152N., R.94W.; the N1/2 of Section 4; the W1/2 of Section 17; and the W1/2 of Section 21; T.151N., R.94W., McKenzie County, ND, authorizing the drilling of one horizontal well on each spacing unit and such other relief as is appropriate.

Case No. 12542: Application of Brigham Oil & Gas, L.P. for an order extending the field boundaries and amending the field rules for the Caswell-Bakken Pool to establish a 1280-acre spacing unit comprised of Sections 15 and 22; T.151N., R.101W., Williams County, ND, authorizing the drilling of one horizontal well on said spacing unit, and such other relief as is appropriate.

unit comprised of Sections 6 and 7; T.152N., R.101W., McKenzie County, ND, authorizing the drilling of a horizontal well within said drilling unit at a location not less than 500 feet to the boundary of said drilling unit, reducing the minimum setbacks from the heel and toe of the well to the drilling unit boundaries, and such other relief as is appropriate.

Case No. 12543: Application of Zenenergy, Inc. for an order extending the field boundaries and amending the field rules for the Cartwright-Bakken Pool to create and establish two 1280-acre spacing units comprised of Sections 1 and 12; and Sections 13 and 24; T.151N., R.104W., McKenzie County, ND, authorizing the drilling of one horizontal well on each spacing unit, and such other relief as is appropriate.

Case No. 12545: Application of Zenenergy, Inc. for an order extending the field boundaries and amending the field rules for the Painted Woods-Bakken Pool to create and establish one 1833-acre spacing unit comprised of Sections 10, 11, 14, and 15; T.153N., R.104W.; one 1550-acre spacing unit comprised of Sections 22, 23, and 34; T.153N., R.104W.; and three 1280-acre spacing units comprised of Sections 12 and 13; T.153N., R.104W.; and Sections 17 and 20; and Sections 18 and 19; T.153N., R.103W., Williams County, ND, authorizing the drilling of one horizontal well on each spacing unit, and such other relief as is appropriate.

Case No. 12546: Application of Zenenergy, Inc. for an order extending the field boundaries and amending the field rules for the Todd-Bakken Pool to create and establish two 1280-acre spacing units comprised of Sections 12 and 13; and Sections 24 and 25; T.154N., R.102W., Williams County, ND, authorizing the drilling of one horizontal well on each spacing unit, and such other relief as is appropriate.

Case No. 12547: Application of Zenenergy, Inc. for an order amending the field rules for the Rosebud-Bakken Pool to create a 1280-acre spacing unit comprised of Sections 31 and 32; T.154N., R.102W., Williams County, ND, authorizing the drilling of a horizontal well within said spacing unit, and such other relief as is appropriate.

Case No. 12548: Application of Zenenergy, Inc. for an order creating a 1280-acre drilling unit comprised of Sections 15 and 22; T.153N., R.103W., Williams County, ND, authorizing the drilling of a horizontal well within said drilling unit at a location not less than 500 feet from the boundary of said drilling unit, reducing the minimum setbacks from the heel and toe of the well to the drilling unit boundary, and such other relief as is appropriate.

Case No. 12549: Application of Zenenergy, Inc. for an order creating a 1280-acre drilling unit comprised of Sections 30 and 31; T.153N., R.102W., Williams County, ND, authorizing the drilling of a horizontal well within said drilling unit at a location not less than 500 feet from the boundary of said drilling unit, reducing the minimum setbacks from the heel and toe of the well to the drilling unit boundary, and such other relief as is appropriate.

Case No. 12550: Application of Zenenergy, Inc. for an order creating an 1812-acre drilling unit comprised of Sections 7, 8, 17, and 18; T.151N., R.104W.; and a 1779-acre drilling unit comprised of Sections 19, 20, 29, and 30; T.151N., R.104W., McKenzie 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, reducing the minimum setbacks from the heel and toe of the well to the drilling unit boundaries, and such other relief as is appropriate.

Case No. 12551: Application of Zenenergy, Inc. for an order creating four 1280-acre drilling units comprised of Sections 13 and 24; Sections 28 and 33; Sections 29 and 32; and Sections 30 and 31; T.151N., R.102W., McKenzie 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, reducing the minimum setbacks from the heel and toe of the well to the drilling unit boundaries, and such other relief as is appropriate.

Case No. 12552: Application of Zenenergy, Inc. for an order creating seven 1280-acre drilling units comprised of Sections 1 and 12; Sections 2 and 11; Sections 3 and 10; Sections 4 and 9; Sections 5 and 8; Sections 6 and 7; T.150N., R.102W.; and Sections 5 and 8; T.150N., R.100W., McKenzie 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, reducing the minimum setbacks from the heel and toe of the well to the drilling unit boundaries, and such other relief as is appropriate.

Case No. 12553: Application of Zenenergy, Inc. for an order creating four 1280-acre drilling units comprised of Sections 22 and 33; Sections 23 and 34; Sections 24 and 35; and Sections 25 and 36; T.151N., R.101W., 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 each drilling unit, and such other relief as is appropriate.

Case No. 12554: (Continued) Application of the Circle Resources LLC for an order authorizing the Red Lake #36-4H well to be drilled, completed, and produced with a portion of its lateral located less than 500 feet to the north line of Section 36; T.160N., R.91W., Burke County, ND, as an exception to spacing orders for the Diamond-Bakken

Case No. 12457: (Continued) Application of Fidelity Expl. & Prod. Co. for an order to vacate all applicable spacing and well location rules within the boundaries of Cedar Creek Anticline No. 8A Unit insofar as said spacing and location rules cover wells drilled and completed into the Cedar Creek-Eagle Pool, Bowman County, ND, to allow wells to be drilled anywhere within the Unit 8A not less than 500 feet to the boundary of Unit 8A, allow 460 foot topographical tolerance, and allow 50 feet setback from state line and such other relief 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; T.153N., R.101W., Williams and McKenzie Counties, 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. 12164: (Continued) Application of Golden Eye Resources, LLC for an order creating 1280-acre drilling units comprised of Sections 6 and 7; T.153N., R.101W., Williams and McKenzie Counties, 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. 12087: (Continued) Temporary spacing to develop an oil and/or gas pool discovered by the Prima Exploration, Inc., #32-30 MacTavish, SWNE Section 30, T.160N., R.83W., Bottineau County, ND, define the field limits, and enact such special field rules as may be necessary.

Case No. 9465: (Continued) Temporary spacing to develop an oil and/or gas pool discovered by the Sinter Oil & Gas Co., #6-25 Saetz, Federal Section 36, T.147N., R.98W., McKenzie County, ND, define the field limits, and enact such special field rules as may be necessary.

Case No. 12555: Application of North Plains Energy, LLC for an order extending the field boundaries and amending the field rules for the Trux-Bakken Pool, Dunn County, ND, redefine the field limits, and enact such special field rules as may be necessary. Tracker Resource Development II, LLC

Case No. 12553: Application of Continental Resources, Inc. for an order suspending and after hearing, revoking the permit issued to Shale Oil and Gas Co. to drill the P-101-H well (File No. 18852), with a surface location in Lot 4 of Section 2, T.149N., R.98W., and a bottom hole location in Section 11, T.146N., R.98W., McKenzie County, ND, and such other relief as is appropriate.

Case No. 12554: Application of North Plains Energy, LLC for an order extending the field boundaries and amending the field rules for the Trux-Bakken Pool to create three 1280-acre spacing units in Zone II comprised of Sections 1 and 12; Sections 2 and 11; and Sections 3 and 10; T.153N., R.98W.; and Sections 6 and 7; T.153N., R.98W., Williams County, ND, authorizing the drilling of one horizontal well on each of the above spacing units, and such other relief as is appropriate.

Case No. 12555: Application of North Plains Energy, LLC for an order creating two 1280-acre drilling units for the Bakken Formation consisting of Sections 5 and 8; and Sections 6 and 7; T.153N., R.97W., McKenzie County, ND, and allowing one horizontal well to be drilled at any location not closer than 500 feet to the boundary of the drilling unit, reducing the minimum setbacks from the heel and toe of the well to the drilling unit boundaries, or extending Zone II of the Bakken Pool to include Sections 5 and 8; and Sections 6 and 7; T.153N., R.97W., McKenzie County, ND, and such other relief as is appropriate.

Case No. 12556: Application of North Plains Energy, LLC for an order creating a 1280-acre drilling unit for the Bakken Formation consisting of Sections 5 and 8; T.153N., R.97W., Williams County, ND, and allowing one horizontal well to be drilled at any location not closer than 500 feet to the boundary of the drilling unit, reducing the minimum setbacks from the heel and toe of the well to the drilling unit boundaries, and such other relief as is appropriate.

Case No. 12194: (Continued) Application of North Plains Energy, LLC for an order

extending the field boundaries and amending the field rules for the Trux-Bakken Pool to a new 1280-acre spacing unit in Zone II comprised of Sections 8 and 9; T.153N., R.98W., Williams County, ND, authorizing the drilling of one horizontal well on the above spacing unit, to be drilled at any location not closer than 500 feet to the boundary on the above spacing unit, and such other relief as is appropriate.

Case No. 12426: (Continued) Application of Questar Expl. & Prod. Co. for an order amending the field rules for a portion of the Deep Water Creek Bay Field to create four 800-acre spacing units described as the NW1/4 of Section 31, T.150N., R.90W. and N1/2 of Sections 35 and 36; T.150N., R.91W.; SW1/4 of Section 31, T.150N., R.90W. and S1/2 of Sections 35 and 36; T.150N., R.91W.; NW1/4 of Section 6, T.149N., R.90W. and N1/2 of Sections 1 and 2; T.149N., R.91W.; SW1/4 of Section 6, T.149N., R.90W. and S1/2 of Sections 1 and 2; T.149N., R.91W.; Dunn and McLean Counties; and four 480-acre spacing units described as the N1/2 of Section 32 and NE1/4 of Section 31; T.150N., R.90W.; N1/2 of Section 5 and NE1/4 of Section 6; S1/2 of Section 5 and SE1/4 of Section 6; T.149N., R.90W., McLean County, ND, allowing a horizontal well to be drilled through the Bakken Pool at any location not closer than 500 feet to the boundary of

Questar Expl. & Prod. Co. for an order amending the field rules for a portion of the Deep Water Creek Bay Field to create four 800-acre spacing units described as the NW1/4 of Section 31, T.150N., R.90W. and N1/2 of Sections 35 and 36; T.150N., R.91W.; SW1/4 of Section 31, T.150N., R.90W. and S1/2 of Sections 35 and 36; T.150N., R.91W.; NW1/4 of Section 6, T.149N., R.90W. and N1/2 of Sections 1 and 2; T.149N., R.91W.; Dunn and McLean Counties; and four 480-acre spacing units described as the N1/2 of Section 32 and NE1/4 of Section 31; S1/2 of Section 32 and SE1/4 of Section 31; T.150N., R.90W.; N1/2 of Section 5 and NE1/4 of Section 6; S1/2 of Section 5 and SE1/4 of Section 6; T.149N., R.90W., McLean County, ND, allowing a horizontal well to be drilled through the Bakken Pool at any location not closer than 500 feet to the boundary of each spacing unit, and such other relief as is appropriate.

Case No. 12557: Application of Circle Resources LP for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit described as Sections 27 and 34; T.161N., R.96W., Upland-Bakken Pool, Divide County, ND; as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 12558: Application of Newfield Production Co. for an order authorizing the drilling, completing and producing of an increase density well on a 640-acre spacing unit described as Section 21; T.152N., R.94W., Clear Creek-Bakken Pool, McKenzie County, ND; and such other relief as is appropriate.

Case No. 12560: Application of Newfield Production Co. for an order authorizing the drilling, completing and producing of an increase density well on a 640-acre spacing unit described as Sections 12 and 25; T.151N., R.97W., Wiersberg-Bakken Pool, McKenzie County, ND; and such other relief as is appropriate.

Case No. 12561: 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 Sections 3, 16, and 29; T.153N., R.96W.; Sand Creek-Bakken Pool, McKenzie County, ND; and such other relief as is appropriate.

Case No. 12562: Application of Continental Resources, Inc. for an order authorizing the drilling, completing and producing of an increase density well on a 1280-acre spacing unit for the Dolphin-Bakken Pool described as Sections 18 and 19; T.161N., R.95W., Divide County, ND, eliminating any tool error requirements, 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. 12563: Application of Continental Resources, Inc. for an order authorizing the drilling, completing and producing of an increase density well on a 1280-acre spacing unit for the Hamlet-Bakken Pool described as Sections 26 and 35; T.160N., R.98W., Divide County, ND, eliminating any tool error requirements, 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. 12564: Application of Continental Resources, Inc. for an order authorizing the drilling, completing and producing of an increase density well on a 1280-acre spacing unit for the Hamlet-Bakken Pool described as Sections 26 and 35; T.160N., R.98W., Divide County, ND, eliminating any tool error requirements, 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. 12565: 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 27 and 34; T.161N., R.96W., Upland-Bakken Pool, Divide County, ND; as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 12566: 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 25 and 36; T.161N., R.96W., Upland-Bakken Pool, Divide County, ND; as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 12567: 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.159N., R.95W., Williams County, ND, eliminating any tool error requirements, 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. 12568: 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.159N., R.95W., Williams County, ND, eliminating any tool error requirements, eliminating the minimum setbacks from the "heel and toe" of the well to the spacing unit boundaries, and such other relief as is appropriate.

may 27th 2010

Continued on Pg. 3

P. 2







# 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

| Date     | Order #  | Type | Order Amt |
|----------|----------|------|-----------|
| 04/08/10 | 20430648 | INV  | 930.96    |

Amount Paid: \_\_\_\_\_ CK #: \_\_\_\_\_

PLEASE DETACH AND

| Date     | Date     | Times Run | Description                                                        |
|----------|----------|-----------|--------------------------------------------------------------------|
| 04/08/10 | 04/08/10 | 1         | Case No. 12409/605240<br>Bismarck Tribune<br>PO: Notice of Hearing |

**Affidavit of Publication**  
State of North Dakota ) SS County of Burleigh  
Before me, a Notary Public for the State of North Dakota  
personally appeared CK 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:  
4/8 Signed CK  
sworn and subscribed to before me this 12 day of April 2010  
Drayton  
Notary Public in and for the State of North Dakota

Case No. 12499: Application of Continental Resources, Inc. for an order pursuant to NDAC § 43-02-03-88, pooling all interests in a spacing unit for the Harmon #1284 Sections 28 and 23, T.146N, R.95W, Chimney Butte-Bakken Pool, Dunn County, ND, authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 12500: Application of Continental Resources, Inc. for an order authorizing the drilling, completing and producing of an increase density well on a 1280-acre spacing unit for the Upland-Bakken Pool described as Sections 13 and 24, T.161N, R.96W, Divide County, ND, eliminating any tool error requirements, 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. 12501: Application of Continental Resources, Inc. for an order authorizing the drilling, completing and producing of an increase density well on a 1280-acre spacing unit for the Temple-Bakken Pool described as Sections 2 and 4, T.159N, R.96W, Williams County, ND, eliminating any tool error requirements, 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. 12237: (Continued) Application of Continental Resources, Inc. for an order pursuant to NDAC § 43-02-03-88, pooling all interests in a spacing unit for the Dyrak #146H Sections 6 and 7, T.146N, R.95W, Chimney Butte-Bakken Pool, Dunn County, ND, authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 12502: Application of Fidelity Exp. & Prod. Co. for an order pursuant to NDAC § 43-02-03-88, pooling all interests in a spacing unit for the Anderson #1148H Sections 13, T.155N, R.92W, Alger-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. 12503: Application of Fidelity Exp. & Prod. Co. for an order pursuant to NDAC § 43-02-03-88, pooling all interests in a spacing unit for the MCD #1129H Section 29, T.154N, R.92W, Sanish-Bakken Pool, Mountrail County, ND, authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 12504: Application of Sagebrush Resources, LLC for an order pursuant to NDAC § 43-02-03-88, pooling all interests in a spacing unit for the Kallberg #144H Section 18, T.159N, R.90W, Thompson Lake-Bakken Pool, Burke 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. 12505: Application of Waid Williston Co. for an order granting an area permit for underground injection of fluids into the unitized formation of the Little Deep Creek-Madison Unit, Renville County, ND, pursuant to NDAC Chapter 43-02-05, and such other relief as is appropriate.

Signed by \_\_\_\_\_  
John Hoeven, Governor  
Chairman, ND Industrial Commission  
4/8-605240

0010203  
701) 328-8020  
4/08/2010

D PAYMENT (circle one)



to 701-223-6584

| Code | Order Amt | Net Amt Due |
|------|-----------|-------------|
|      | 930.96    | 930.96      |



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

Remarks

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

Total Due: 930.96

Case No. 1745: Application of Brigham Oil & Gas, L.P. for an order amending the field rules for the Alger-Bakken Pool to create two 1280-acre spacing units comprised of Section 31 T.156N., R.92W. and Section 36, T.156N., R.93W. and Sections 33 and 34, T.156N., R.92W., Mountrail County, ND, authorizing the drilling of a horizontal well within each spacing unit not less than 300 feet to the boundary of each spacing unit and such other relief as is appropriate.







se No. 12472 Application, of EOG  
sources, Inc. for an order pursuant to  
OAC § 43-02-03-08.1 pooling all interests  
in a 370-acre spacing unit described as the

other relief as is appropriate.  
 Case No. 12480. Application of Trucker  
 Resource Development, LLC for an order  
 pursuant to NDAC 33-02-03-851, pooling  
 all interests in spacing unit for the Murphy  
 #1-14 Sections 2 and 14, T.14N, R.95E,  
 Murphy Creek-Bakken Pool, Dunn County,  
 ND, authorizing the recovery from each  
 nonparticipating owner a civil penalty as  
 provided by NDCC 33-28-08, and such  
 other relief as is appropriate.

dated by NDDCC § 38-08-08, and such other relief as is appropriate.

Case No. 12491; Application of Brigham Oil & Gas LP for an order pursuant to NDDCC § 38-08-08.1, pooling all interests in a racing unit for the Jerome Anderson 15610 L.H. Sections 10 and 15 T.135N. R.92W. Elder-Bakken Pool, Mountrail County, ND, authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDDCC § 38-08-08, and such other relief as is appropriate.

**Case No. 12498:** Application of Continental Resources, Inc. for an order pursuant to NDAC § 43-02-02.88, pooling all interests in a spacing unit for the Beila #1-244, Sections 13 and 24, T159N, R.96W., Temple Bakken Pool, Williams 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.

Cont of



# 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

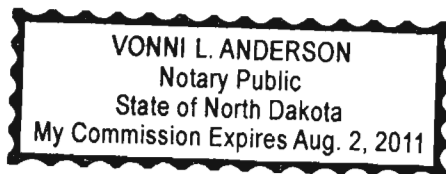
Signed

Steven J. Andrist, Publisher

Subscribed and sworn to before me February 3, 2010

Vonni L. Anderson

Notary Public, State of North Dakota





# 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 owner a risk penalty as provided by NDCC § 38-08-08, and such other relief as is appropriate.

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)

# 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

#### 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<br>Bismarck Tribune<br>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 CK 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 Alma Huntz  
sworn and subscribed to before me this 10th  
day of MARCH 2010  
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 N.D. INDUSTRIAL COMMISSION OIL AND GAS DIVISION

The North Dakota Industrial Commission will hold a public hearing at 1:00 PM, Thursday, March 25, 2010, at the N.D. Oil & Gas Division, 1016 East Calgary Avenue, 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. 12289:** Application of Hank Louis D'Vorak for an order declaring that Anschutz Exploration Corp. is not entitled to a risk penalty in a spacing unit for the Kathleen Stroth #120-17H-43-95 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. 12290:** Application of Flatrons 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 the E/2 of Section 10, T.158N., R.86W. and the W/2 of Section 6, T.158N., R.85W., Renville County, ND, authorizing the drilling of one horizontal well on said spacing unit and such other relief as is appropriate.

**Case No. 12291:** Proper spacing for the development of the Saxon-Bakken Pool, Dunn County, ND, redefine the field limits, and enact such special field rules as may be necessary. Tracker Resource Development II, LLC.

**Case No. 12292:** Application of Tracker Resource Development II, 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 SESEW of Section 36, T.147N., R.97W., Dunn County, ND, and such other relief as is appropriate.

**Case No. 12293:** Application of Tracker Resource Development II, 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 SWSW of Section 35, T.147N., R.97W., Dunn County, ND, and such other relief as is appropriate.

**Case No. 12294:** Proper spacing for the development of the Kittleson-Sloven-Bakken Pool, Mountrail County, ND, redefine 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. 12295:** 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 #0631H-H well (File No. 18677) with a surface location in the SWSE of Section 6, T.155N., R.93W., Mountrail County, ND, and such other relief as is appropriate.

**Case No. 12296:** 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. 12297:** 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. 12298:** 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 #2229H-H well (File No. 18685) with a surface location in the SWSE of Section 32, T.155N., R.92W., Mountrail County, ND, and such other relief as is appropriate.

**Case No. 12299:** 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 #2229H-H well (File No. 18686) with a surface location in the SESEW of Section 32, T.155N., R.92W., Mountrail County, ND, and such other relief as is appropriate.

**Case No. 12138:** (Continued) Application of Brigham Oil & Gas LP for an order creating three 1280-acre drilling units comprised of Sections 21 and 28, Sections 22 and 27, and Sections 23 and 26, 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. 12300:** 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 Section 33, T.152N., 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. 12275:** (Continued) Application of Slawson Exploration Co., Inc. for an order pursuant to NDAOC 543-07-0188, pooling all interests in a spacing unit for the Coyote #1-32H, Section 32, T.152N., R.92W., Big Bend-Bakken Pool, Mountrail County, ND, authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDAOC 543-08-08 and such other relief as is appropriate.

**Case No. 12301:** Proper spacing for the development of the Simon-Burke-Bakken Pool, Dunn County, ND, redefine the field limits, and enact such special field rules as may be necessary. Anschutz Exploration Corp.

**Case No. 12302:** 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. 12303:** Application of XTO Energy Inc. for an order creating a 1280-acre drilling unit comprised of Sections 9 and 16, T.153N., R.99W., 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, and such other relief as is appropriate.

**Case No. 12175:** (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, 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. 12304:** 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 30, 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. 12148:** (Continued) Proper spacing for the development of the Foothills-Bakken Pool, Burke County, ND, redefine the field limits, and enact such special field rules as may be necessary. Samson Resources Co.

**Case No. 12305:** Application of Newfield Production Co. for an order amending the field rules for the Silverton-Bakken Pool to create three 1280-acre spacing units comprised of Sections 1 and 12, T.150N., R.99W., Sections 6 and 7, and Sections 18 and 19, T.150N., 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. 12306:** 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 8 and 10, Sections 5 and 8, Sections 6 and 7, Sections 14 and 23, Sections 15 and 22, Sections 16 and 21, 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 6 and 7, 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. 12307:** 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 NDAOC 543-07-0188, and such other relief as is appropriate.

**Case No. 12068:** (Continued) Temporary spacing to develop an oil and/or gas pool discovered by the Newfield Prod. Co., #1-33H, Chabai, 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. 12308:** Application of Encore Operating LP for an order and 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. 12009:** (Continued) Proper spacing for the development of the Bear Creek-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, Encore Operating LP.

**Case No. 12140:** (Continued) Proper spacing for the development of the Oakdale-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, Continental Resources, Inc.

**Case No. 12309:** Application of Viersen Oil and Gas Co. for an order determining that applicant has agreed to participate in the drilling and completion of the Sidonia #29-34H well, NENW Section 34, T.158N., R.99W., 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. 12310:** Application of EOG Resources, Inc. for an order amending the field rules for the Souris and/or Northeast Landa-Spearfish/Madison Pools to create a zone of spacing allowing the drilling of multiple wells in the spacing units comprised of the following lands: NE/4 of Section 33 and NW/4 of Section 34; NE/4 of Section 34 and NW/4 of Section 35; NE/4 of Section 35 and NW/4 of Section 36; SE/4 of Section 34 and SW/4 of Section 35; SE/4 of Section 35 and SW/4 of Section 36; T.164N., R.78W., SE/4 of Section 36, T.164N., R.78W., and SW/4 of Section 31, T.164N., R.77W., and NE/4 of Section 15, T.163N., R.78W., and NW/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. 12311:** Application of Continental Resources, Inc. for an order extending the field boundaries and amending the field rules for the Upham-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.150N., 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 Dobbin-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. 12314:** 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 1 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. 12315:** 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 N/2 of Section 33; Sections 22, 27 and N/2 of Section 34; Sections 23, 26 and N/2 of Section 35; Sections 24, 25 and N/2 of Section 36; T.153N., R.99W., Sections 19, 30 and N/2 of Section 31; Sections 20, 29 and N/2 of Section 32; Sections 21, 28 and N/2 of Section 33; T.153N., R.98W., Section 3, N/2 of Section 10, T.152N., R.100W., and Section 31, T.153N., R.99W., Section 4 and N/2 of Section 9, T.152N., R.100W., and Section 36, T.153N., R.100W., Sections 1 and 12, T.152N., R.100W., and S/2 of Section 33, T.153N., R.99W., Sections 2 and 11, T.152N., R.100W., and S/2 of Section 32, T.153N., R.99W., Sections 15 and 22, and S/2 of Section 10; Sections 16 and 21, and S/2 of Section 9; T.152N., R.100W., and Sections 6 and 7, T.152N., R.99W., and S/2 of Section 24, 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. 12316:** 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. 12201: (Continued) Application of Continental Resources, Inc. for an order amending the field rules for the development of an oil and/or gas pool discovered by the Continental Resources, Inc. #1-31H, Traxel, 355W, Section 31, T.149N., R.96W., McKenzie County, ND, defining the field limits and enacting such special field rules as may be necessary.

Case No. 12200: (Continued) Application of Continental Resources, Inc. for an order amending the field rules for the development of an oil and/or gas pool discovered by the Ole #1-29H, NENW, Section 29, T.149N., R.96W., McKenzie County, ND, defining the field limits and enacting such special field rules as may be necessary and such other relief as is appropriate.

Case No. 12202: (Continued) Application of Continental Resources, Inc. for an order amending the field rules for the Sauk, Lindahl, and North Tioga-Bakken Pools to create 2560-acre spacing units comprised of the following lands: Sections 8, 17, 20, and 29; Sections 9, 16, 21, and 28; Sections 15, 22, 27, and 34; and Sections 14, 23, 26, and 35. 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. 12203: (Continued) Application of Continental Resources, Inc. for an order amending the field rules for the Stoneyview-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 a 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. 12205: (Continued) Application of Continental Resources, Inc. for an order amending the field rules for the Northwest McGregor and Temple-Bakken Pools to create a 2560-acre spacing unit comprised of Sections 1, 12, 13, and 24. T.159N., R.96W., Williams County, ND, authorizing the drilling of up to four horizontal wells from a 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. 12207: (Continued) Application of Continental Resources, Inc. for an order extending the field boundaries and amending the field rules for the Alkali Creek and/or Elm Tree-Bakken Pools to create two 2560-acre spacing units comprised of all of Sections 16, 21, 28, and

33. T.154N., R.94W., and Sections 25 and 36. T.154N., R.94W., and Sections 1 and 12. T.153N., R.94W., McKenzie and Mountrail Counties, ND, authorizing the drilling of up to four horizontal wells from each 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. 12208: (Continued) Application of Continental Resources, Inc. for an order extending the field boundaries and amending the field rules for the Siverston or Elidah-Bakken Pools to create a 2560-acre spacing unit comprised of all of Sections 17, 20, 29, and 32. T.151N., R.97W., McKenzie County, ND, authorizing the drilling of up to four horizontal wells from the same well pad within said 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. 12209: (Continued) Application of Continental Resources, Inc. for an order extending the field boundaries and amending the field rules for the North Fork-Bakken Pool and Pershing-Bakken Pool to create two 2560-acre spacing units comprised of all of Sections 1, 24, 25, and 36. T.150N., R.97W., and Sections 4 and 9. T.149N., R.96W., and Sections 28 and 33. T.150N., R.96W., McKenzie County, ND, authorizing the drilling of up to four horizontal wells from each 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. 12210: (Continued) Application of Continental Resources, Inc. for an order amending the field rules for the Cedar Coulee-Bakken Pool to create a 2560-acre spacing unit comprised of Section 32. T.148N., R.96W., and Sections 5, 8, and 17. T.147N., R.96W., Dunn County, ND, authorizing the drilling of up to four horizontal wells from said well pad within said 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. 12211: (Continued) Application of Continental Resources, Inc. for an order amending the field rules for the Rattlesnake Point and Jim Creek-Bakken Pools to create a 2560-acre spacing unit comprised of Sections 11, 14, 23, and 26. T.146N., R.96W., Dunn County, ND, authorizing the drilling of up to four horizontal wells from said well pad within said 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. 12212: (Continued) Application of Continental Resources, Inc. for an order amending the field rules for the Chimney Butte-Bakken Pool to create a 2560-acre spacing unit comprised of Sections 4, 9, 16, and 21. T.146N., R.95W., Dunn County, ND, authorizing the drilling of up to four horizontal wells from said well pad within said 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. 12213: Application of Sagebrush Resources, LLC for an order to establish temporary spacing for the development of an oil and/or gas pool discovered by the Heller #6-31 well, located in the SENW of Section 31, T.162N., R.82W., Bottineau County, ND, defining the field limits; enacting such special field rules as may be necessary; and such other relief as is appropriate.

Case No. 12218: Application of Zavana, LLC for an order extending the field boundaries and amending the field rules for the Stockyard Creek-Bakken Pool to create and establish seven 1280-acre spacing and/or drilling units comprised of Sections 27 and 34; Sections 28 and 33; Sections 30 and 31. T.154N., R.99W., Section 32. T.154N., R.99W., and Section 5. T.153N., R.99W., Section 35. T.154N., R.99W., and Section 2. T.153N., R.99W., Section 36. T.154N., R.99W., and Section 1. T.153N., R.99W., and Sections 3 and 4. T.153N., R.99W., Williams County, ND, authorizing the drilling of one horizontal well on each spacing and/or drilling unit, and such other relief 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. T.153N., R.101W., Williams and McKenzie Counties, 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. 12082: (Continued) Temporary spacing to develop an oil and/or gas pool discovered by the Prima Exploration, Inc. #32-30, MacTavish, SWNE, Section 30, T.160N., R.83W., Bottineau County, ND, defining the field limits and enacting such special field rules as may be necessary.

Case No. 11774: (Continued) Application of Eagle Operating, Inc. for an order granting an area permit for underground injection of fluids into the unconsolidated formation of the Woburn-Madison Unit, Burke County, ND, pursuant to NDAC Chapter 13-02-03-88, and such other relief as is appropriate.

Case No. 11965: (Continued) Application of Ward-Williston Company for an order of the Commission determining that the plan of unitization for the Little Deep Creek Madison Area, Renville County, North Dakota, has been signed, ratified or approved by owners of interest owning that percentage of the working interest and royalty interest within said unit as is required by applicable statutes and rules of the Commission.

Case No. 12319: Application of the Cirque Resources LP for an order authorizing the Red Lady #36-4H well to be drilled, completed and produced with a portion of its lateral located less than 500 feet to the northline of Section 36. T.160N., R.91W., Burke County, ND, as an exception to spacing orders for the Diamond-Bakken Pool, and such other relief as is appropriate.

Case No. 12320: Application of Tracker Resource Development II, LLC for an order pursuant to NDAC § 43-02-03-88, pooling all interests in a spacing unit for the Werre Trust #29-1H, Sections 29 and 32. T.144N., R.94W., Murphy Creek-Bakken Pool, Dunn County, ND, authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08, and such other and further relief as is appropriate.

Case No. 1231: Application of Brigham Oil & Gas, LP for an order pursuant to NDAC § 43-02-03-88, pooling all interests in a spacing unit for the Jackson 35-34 #1-H, Sections 34 and 35. T.154N., R.102W., Williams County, ND, authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 12322: Application of Brigham Oil & Gas, LP for an order pursuant to NDAC § 43-02-03-88, pooling all interests in a spacing unit for the State 36-1 #1-H, Section 36. T.155N., R.100W., and Section 1. T.154N., R.100W., Stoney Creek-Bakken Pool, Williams County, ND, authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 11921: (Continued) Application of Slawson Exploration Co., Inc. for an order pursuant to NDAC § 43-02-03-88,

pooling all interests in a spacing unit for the Bazooka #1-20H, Section 20. 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 § 38-08-08 and such other relief as is appropriate.

Case No. 11922: (Continued) Application of Slawson Exploration Co., Inc. for an order pursuant to NDAC § 43-02-03-88, pooling all interests in a spacing unit for the Zephyr #1-36H, Section 36. T.152N., R.93W., Big Bend-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. 11928: (Continued) Application of Slawson Exploration Co., Inc. for an order pursuant to NDAC § 43-02-03-88, pooling all interests in a spacing unit for the Wombat #1-25H, Section 25. T.152N., R.90W., Parshall-Bakken Pool, Mountrail County, ND, authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

Case No. 12323: Application of Anschutz Exploration Corp. for an order pursuant to NDAC § 43-02-03-88, pooling all interests in a spacing unit for the Emerson #1-24-25H-143-96, Sections 24 and 25. T.143N., R.96W., Fayette-Bakken Pool, Dunn County, ND, authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 12324: Application of XTO Energy Inc. for an order pursuant to NDAC § 43-

02-03-88, pooling all interests in a spacing unit for the Carol Federal #24X-6, Sections 1 and 2. T.148N., R.97W., Lost Bridge-Bakken Pool, Dunn County, ND, authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 12325: Application of Samson Resources Co. for an order pursuant to NDAC § 43-02-03-88, pooling all interests in a spacing unit for the Ness #29-32-163-98H, Sections 29 and 32. T.161N., 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, 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. 12327: Application of FOG Resources, Inc. for an order pursuant to NDAC § 43-02-03-88, pooling all interests in a spacing unit for the Clearwater #14-31H, Section 31. T.157N., R.90W., the W2 of Section 2, and the E2 of Section 3. T.156N., R.91W., Ross-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. 12328: Application of FOG Resources, Inc. for an order pursuant to NDAC § 43-02-03-88, pooling all interests in a spacing unit for the Clearwater #14-31H, Section 31. T.157N., R.90W., the W2 of Section 2, and the E2 of Section 3. T.156N., R.91W., Ross-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. 12329: Application of Continental Resources, Inc. for an order pursuant to NDAC § 43-02-03-88, pooling all interests in a spacing unit, Sections 5 and 8. T.159N., R.96W., unnamed Bakken Pool, Williams County, ND, authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08, and such other relief as is necessary.

Case No. 12330: Application of Continental Resources, Inc. for an order pursuant to NDAC § 43-02-03-88, pooling all interests in a spacing unit for the Lee #1-20H, Sections 17 and 20. T.155N., R.103W., Squires-Bakken Pool, Williams County, ND, authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 12023: (Continued) Application of Continental Resources, Inc. for an order pursuant to NDAC § 43-02-03-88, 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. 12337: (Continued) Application of Continental Resources, Inc. for an order pursuant to NDAC § 43-02-03-88, pooling all interests in a spacing unit for the Dymrak #14-6H, Sections 6 and 7. T.146N., R.95W., Chimney Butte-Bakken Pool, Dunn County, ND, authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 12331: Application of Fidelity Exploration & Production Co. for an order pursuant to NDAC § 43-02-03-88, pooling all interests in a spacing unit for the Harstad #44-9H, Section 9. T.155N., R.91W., Stanley-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 and further relief.

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 Haugen #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. 12332: Application of XTO Energy USA Ltd. for an order pursuant to NDAC § 43-02-03-88, pooling all interests in a spacing unit for the Sorenson #14-162-99H, 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 Larson #3-162-99H, Section 3, 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. 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 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, 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, 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, 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 owner a risk penalty as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 12145: (Continued) Application of Zenergy 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 #16-15H, Section 15, T.152N., R.91W., 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. 12442: 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 15 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 35, T.155N., R.96W., and Sections 2 and 11, T.154N., R.96W., Capa-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 30, 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 3 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., Hoflund-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 3, Sections 5 and 6, Sections 7 and 18, Sections 8 and 17, Sections 19 and 30, Sections 20 and 29, and Sections 21 and 29, 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 EQG 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 RM 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 or 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 or to be located in Section 9, T.152N., R.96W. into the Wisness #1-4H Central Tank Battery or production facility, Westberg 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