

BEFORE THE INDUSTRIAL COMMISSION
OF THE STATE OF NORTH DAKOTA

CASE NO. 12872
ORDER NO. 15139

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 EXTENDING THE FIELD BOUNDARIES AND AMENDING THE FIELD RULES FOR THE AMBROSE-BAKKEN POOL TO CREATE AND ESTABLISH FOUR 640-ACRE SPACING UNITS COMPRISED OF SECTIONS 4, 5, 8, AND 9, T.162N., R.99W.; AND SEVEN 1280-ACRE SPACING UNITS COMPRISED OF SECTIONS 6 AND 7; SECTION 16 AND 21; SECTIONS 17 AND 20; SECTIONS 18 AND 19; SECTIONS 28 AND 33; SECTIONS 29 AND 32; AND SECTIONS 30 AND 31, T.162N., R.99W., DIVIDE COUNTY, ND, AUTHORIZING THE DRILLING OF A TOTAL OF NOT MORE THAN THREE HORIZONTAL WELLS ON EACH 640 OR 1280-ACRE SPACING UNIT, ELIMINATING ANY TOOL ERROR REQUIREMENTS, AND SUCH OTHER RELIEF AS IS APPROPRIATE.

ORDER OF THE COMMISSION

THE COMMISSION FINDS:

- (1) This cause came on for hearing at 9:00 a.m. on the 28th day of July, 2010.
- (2) Baytex Energy USA Limited (Baytex) made application to the Commission for an order extending the field boundaries and amending the field rules for the Ambrose-Bakken Pool to create and establish four 640-acre spacing units comprised of Sections 4, 5, 8, and 9, Township 162 North, Range 99 West (Sections 4, 5, 8, and 9); and seven 1280-acre spacing units comprised of Sections 6 and 7; Section 16 and 21; Sections 17 and 20; Sections 18 and 19; Sections 28 and 33; Sections 29 and 32; and Sections 30 and 31, Township 162 North, Range 99 West (Sections 6, 7, 16, 21, 17, 20, 18, 19, 28, 33, 29, 32, 30, and 31), Divide County, North Dakota, authorizing the drilling of a total of not more than three horizontal wells on each 640 or 1280-acre spacing unit, eliminating any tool error requirements, and such other relief as is appropriate.

(3) Order No. 14401 entered in Case No. 12149, the most recent spacing order for the Ambrose-Bakken Pool, established proper spacing for the development of Zone I at one horizontal well per 1280 acres and Zone II at one horizontal well per 640 acres.

(4) Sections 4, 5, 6, 9, 16, 21, 28, and 33 are adjacent to the Ambrose Field and within the buffer zone of Zone II in the Ambrose-Bakken Pool. Sections 7, 8, 17, 20, 29, and 32 are one section removed from the Ambrose Field and adjacent to the buffer zone of Zone II in the Ambrose-Bakken Pool. Sections 18, 19, 30, and 31 are two sections removed from the Ambrose Field and one section removed from the buffer zone of Zone II in the Ambrose-Bakken Pool.

(5) Baytex presented evidence the Ambrose-Bakken Pool underlies Sections 4, 5, 6, 7, 8, 9, 16, 17, 18, 19, 20, 21, 28, 29, 30, 31, 32, and 33; therefore, the boundary of the Ambrose Field should be extended to include such lands.

(6) Sections 4 and 5 were established as 640-acre spacing units as extensions to the Ambrose-Bakken Pool by permitting of the Baytex #4-162-99H Haugland and #5-162-99H Grunstad wells (File Nos. 19266 and 19162, respectively). Said Sections 4 and 5 will be included as 640-acre spacing units in Zone II in the Ambrose-Bakken Pool. There are no other wells currently permitted to or producing from the Bakken Pool in Sections 4, 5, 6, 7, 8, 9, 16, 17, 18, 19, 20, 21, 28, 29, 30, 31, 32, or 33.

(7) Baytex plans to develop the upper Three Forks Formation in the Bakken Pool underlying Sections 4, 5, 8, and 9 by drilling three single-lateral horizontal wells diagonally across each proposed spacing unit approximately 1000 feet apart. Baytex plans to develop the upper Three Forks Formation in the Bakken Pool underlying Sections 6 and 7; Sections 16 and 21; Sections 17 and 20; Sections 18 and 19; Sections 28 and 33; Sections 29 and 32; and Sections 30 and 31 by drilling three single-lateral horizontal wells in each proposed spacing unit located 1220 feet from the east spacing unit boundary, 1220 feet from the west spacing unit boundary, and down the long axis. Utilization of horizontal drilling technology as proposed would result in the wells being completed at a location or locations not in compliance with current applicable spacing orders for the Ambrose-Bakken Pool. The horizontal well designs proposed may be preliminary and could be changed for various reasons which is permissible as long as the horizontal well design still justifies the proposed spacing unit.

(8) The Commission will take administrative notice of the testimony given in Case No. 12246 which was scheduled on a motion of the Commission to consider amending the current Bakken Pool field rules to eliminate or reduce the setbacks currently established for the heel and toe of horizontal wells in North Dakota, and such other relief as is appropriate, heard on March 23, 2010. Order No. 14498 entered in Case No. 12246 amended all current 660 or 500-foot setback requirements in any established Bakken Pool spacing unit or drilling unit relative to the heel and toe of a horizontal well to 200 feet.

(9) Baytex requested relief from tool error in the directional survey equipment when calculating the bottom hole location of any horizontal lateral drilled in the Ambrose-Bakken Pool. The Commission enforces a policy which requires measurement inaccuracies in the directional survey equipment be considered when the angle between the horizontal lateral and the corresponding spacing unit boundary is ten degrees or less. Waiving potential tool error in the directional survey equipment when calculating the bottom hole location of any horizontal

lateral drilled in the Ambrose-Bakken Pool in spacing units with multiple wells allowed will allow more efficient development of such spacing units.

(10) There were no objections to this application.

(11) If Baytex's activities are successful, greater ultimate recovery of oil and gas from the pool will be achieved which will prevent waste and the drilling of unnecessary wells in a manner which will not have a detrimental effect on correlative rights.

IT IS THEREFORE ORDERED:

(1) Sections 4, 5, 8, and 9, Township 162 North, Range 99 West, Divide County, North Dakota, are hereby established as 640-acre spacing units for the exclusive purpose of drilling up to three horizontal wells within each said spacing unit within the Ambrose-Bakken Pool and Zone II is hereby redefined to include said spacing units. Existing and future vertical and directional wells drilled within the spacing units herein established shall not be subject to this order. Zone I is redefined as Zone III and Zone II is redefined as Zone I.

(2) Sections 6 and 7; Section 16 and 21; Sections 17 and 20; Sections 18 and 19; Sections 28 and 33; Sections 29 and 32; and Sections 30 and 31, Township 162 North, Range 99 West, Divide County, North Dakota, are hereby established as 1280-acre spacing units for the exclusive purpose of drilling up to three horizontal wells within each said spacing unit within the Ambrose-Bakken Pool and Zone IV is hereby created to include said spacing units. Existing and future vertical and directional wells drilled within the spacing units herein established shall not be subject to this order. Zone I is redefined as Zone III and Zone II is redefined as Zone I.

(3) The Director is hereby authorized to exercise continuing jurisdiction in this matter to determine whether a horizontal well proposed or drilled upon the 640 or 1280-acre spacing units herein established has justified the creation of such unit, to require amendments or modifications to the permit to drill for such horizontal well, and to deny a permit to drill in the event a well is proposed to be drilled in a manner inconsistent with the evidence that justified such spacing unit.

(4) Provisions established herein for the Ambrose-Bakken Pool are for the exclusive purpose of drilling horizontal wells. Existing and future vertical and directional wells drilled within the area defined in paragraph (5) below shall not be subject to this order.

(5) The Ambrose Field is hereby redefined as the following described tracts of land in Divide County, North Dakota:

TOWNSHIP 163 NORTH, RANGE 99 WEST, 5TH PM

ALL OF SECTIONS 13, 14, 15, 16, 17, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35 AND 36,

TOWNSHIP 163 NORTH, RANGE 98 WEST, 5TH PM

ALL OF SECTIONS 18, 19, 30 AND 31,

TOWNSHIP 162 NORTH, RANGE 99 WEST, 5TH PM

ALL OF SECTIONS 1 THROUGH 36, INCLUSIVE,

TOWNSHIP 162 NORTH, RANGE 98 WEST, 5TH PM

ALL OF SECTIONS 6, 7, 18, 19, 30 AND 31,

together with those additional sections or governmental lots corresponding thereto as may be proven productive by wells drilled on lands within one mile of the boundaries of the field as set forth above, provided further that such extensions of the field boundaries shall include only sufficient acreage to form a spacing unit for such wells, and any intervening lands.

(6) The Ambrose-Bakken Pool is hereby redefined as the following described tracts of land in Divide County, North Dakota:

ZONE I (640H)

TOWNSHIP 163 NORTH, RANGE 99 WEST, 5TH PM

ALL OF SECTIONS 14, 15, 22, 23, 26, 27, 34 AND 35,

TOWNSHIP 163 NORTH, RANGE 98 WEST, 5TH PM

ALL OF SECTIONS 30 AND 31,

TOWNSHIP 162 NORTH, RANGE 99 WEST, 5TH PM

ALL OF SECTIONS 2, 3, 10, 11, 13, 14, 15, 22, 23, 24, 25, 26, 27, 34, 35 AND 36,

TOWNSHIP 162 NORTH, RANGE 98 WEST, 5TH PM

ALL OF SECTIONS 18, 19, 30 AND 31,

together with those additional sections or governmental lots corresponding thereto as may be proven productive by wells drilled on lands within one mile of the boundaries of the field as set forth above, provided further that such extensions of the field boundaries shall include only sufficient acreage to form a spacing unit for such wells, and any intervening lands.

ZONE II (3/640H)

TOWNSHIP 162 NORTH, RANGE 99 WEST, 5TH PM

ALL OF SECTIONS 4, 5, 8 AND 9.

ZONE III (1280H-STANDUP)

TOWNSHIP 163 NORTH, RANGE 99 WEST, 5TH PM

ALL OF SECTIONS 13, 16, 17, 20, 21, 24, 25, 28, 29, 30, 31, 32, 33 AND 36,

TOWNSHIP 163 NORTH, RANGE 98 WEST, 5TH PM

ALL OF SECTIONS 18 AND 19,

TOWNSHIP 162 NORTH, RANGE 99 WEST, 5TH PM

ALL OF SECTIONS 1 AND 12,

TOWNSHIP 162 NORTH, RANGE 98 WEST, 5TH PM

ALL OF SECTIONS 6 AND 7.

ZONE IV (3/1280H-STANDUP)

TOWNSHIP 162 NORTH, RANGE 99 WEST, 5TH PM
ALL OF SECTIONS 6, 7, 16, 17, 18, 19, 20, 21, 28, 29, 30, 31, 32 AND 33,

(7) The Ambrose-Bakken Pool is hereby defined as that accumulation of oil and gas found in the interval from 50 feet above the top of the Bakken Formation to 50 feet below the top of the Three Forks Formation within the limits of the field as set forth above.

(8) The proper spacing for the development of Zone I in the Ambrose-Bakken Pool is hereby set at one horizontal well per 640 acres.

(9) All portions of the well bore not isolated by cement of any horizontal well hereafter drilled in Zone I in the Ambrose-Bakken Pool shall be no closer than 500 feet to the boundary of the spacing unit the lateral is most nearly parallel to and 200 feet to the boundary of the spacing unit the lateral is most nearly perpendicular to. Measurement inaccuracies in the directional survey equipment need not be considered except when deemed necessary by the Director.

(10) Spacing units hereafter created in Zone I in the Ambrose-Bakken Pool shall consist of a governmental section.

(11) The proper spacing for the development of Zone II in the Ambrose-Bakken Pool is hereby set at up to three horizontal wells per 640 acres.

(12) All portions of the well bore not isolated by cement of any horizontal well hereafter drilled in Zone II in the Ambrose-Bakken Pool shall be no closer than 500 feet to the boundary of the spacing unit the lateral is most nearly parallel to and 200 feet to the boundary of the spacing unit the lateral is most nearly perpendicular to. Measurement inaccuracies in the directional survey equipment when calculating the bottom hole location in a horizontal well need not be considered.

(13) Spacing units hereafter created in Zone II in the Ambrose-Bakken Pool shall consist of a governmental section.

(14) Zone II in the Ambrose-Bakken Pool shall not be extended except by further order of the Commission after due notice and hearing.

(15) The proper spacing for the development of Zone III in the Ambrose-Bakken Pool is hereby set at one horizontal well per 1280 acres.

(16) All portions of the well bore not isolated by cement of any horizontal well hereafter drilled in Zone III in the Ambrose-Bakken Pool shall be no closer than 500 feet to the east or west boundary and 200 feet to the north or south boundary of the spacing unit. Measurement inaccuracies in the directional survey equipment need not be considered except when deemed necessary by the Director.

(17) Sections 13 and 24; Sections 16 and 21; Sections 17 and 20; Sections 25 and 36; Sections 28 and 33; Sections 29 and 32; Sections 30 and 31, Township 163 North, Range 99 West; Sections 18 and 19, Township 163 North, Range 98 West; Sections 1 and 12, Township

162 North, Range 99 West; and Sections 6 and 7, Township 162 North, Range 98 West, Divide County, North Dakota, are hereby designated 1280-acre spacing units in Zone III in the Ambrose-Bakken Pool.

(18) Spacing units hereafter created in Zone III in the Ambrose-Bakken Pool shall be standup spacing units consisting of two adjacent governmental sections.

(19) Zone III in the Ambrose-Bakken Pool shall not be extended except by further order of the Commission after due notice and hearing.

(20) The proper spacing for the development of Zone IV in the Ambrose-Bakken Pool is hereby set at up to three horizontal wells per 1280 acres.

(21) All portions of the well bore not isolated by cement of any horizontal well hereafter drilled in Zone IV in the Ambrose-Bakken Pool shall be no closer than 500 feet to the east or west boundary and 200 feet to the north or south boundary of the spacing unit. Measurement inaccuracies in the directional survey equipment when calculating the bottom hole location in a horizontal well need not be considered.

(22) Sections 6 and 7; Section 16 and 21; Sections 17 and 20; Sections 18 and 19; Sections 28 and 33; Sections 29 and 32; and Sections 30 and 31, Township 162 North, Range 99 West, Divide County, North Dakota, are hereby designated 1280-acre spacing units in Zone IV in the Ambrose-Bakken Pool.

(23) Spacing units hereafter created in Zone IV in the Ambrose-Bakken Pool shall be standup spacing units consisting of two adjacent governmental sections.

(24) Zone IV in the Ambrose-Bakken Pool shall not be extended except by further order of the Commission after due notice and hearing.

(25) The operator of any horizontally drilled well in the Ambrose-Bakken Pool shall cause to be made a directional survey of the well bore. The directional survey contractor shall file a certified survey with the Commission within 30 days after completion of the well in accordance with North Dakota Administrative Code (NDAC) Section 43-02-03-25. The survey shall be of sufficient quality to enable the Commission to determine the entire completion location of the well and its terminus.

(26) The Director is hereby authorized to exercise continuing jurisdiction to determine whether any well proposed or drilled upon any spacing unit herein established has justified the creation of such unit, to require amendments or modifications to the permit to drill for such well, and to deny a permit to drill in the event a well is proposed to be drilled in a manner inconsistent with the evidence that justified the spacing requirements in the Ambrose-Bakken Pool.

(27) The Commission shall have continuing jurisdiction in this matter and specifically reserves the authority, upon its own motion or the motion of any interested party, to: (1) review the spacing requirements for the Ambrose-Bakken Pool; (2) determine whether the separate zones of spacing established herein are warranted; and (3) make such further amendments or modifications to the spacing requirements for the Ambrose-Bakken Pool as the Commission deems appropriate.

(28) No well shall be drilled or produced in the Ambrose-Bakken Pool, as defined herein, except in conformity with the regulations above without special order of the Commission after due notice and hearing.

(29) The following rules concerning the casing, tubing and equipping of wells shall apply to the subsequent drilling and operation of wells in the Ambrose-Bakken Pool:

- (a) The surface casing shall consist of new or reconditioned pipe that has been previously tested to 1000 pounds per square inch. The casing shall be set and cemented at a point not less than 50 feet below the base of the Fox Hills Formation. Sufficient cement shall be used to fill the annular space outside the pipe to the surface of the ground, or the bottom of the cellar, and sufficient scratchers and centralizers shall be used to assure a good cement job. Cement shall be allowed to stand a minimum of 12 hours before drilling the plug or initiating tests. The quality of cement shall conform to the standards provided under NDAC Section 43-02-03-21;
- (b) The producing or oil string shall consist of new or reconditioned pipe that has been previously tested to 2000 pounds per square inch. Casing shall be set and cemented at a point not higher than the top of the producing formation, or at a point approved by the Director. Sufficient cement shall be used and applied in such a manner as to protect and isolate all formations containing oil and/or gas, protect the pipe through salt sections encountered, and isolate the Dakota-Lakota Series. The cement shall be allowed to stand a minimum of 15 hours before drilling the plug or initiating tests. The quality of cement shall conform to the standards provided under NDAC Section 43-02-03-21. After cementing, the casing shall be tested by application of pump pressure of at least 1500 pounds per square inch. If, at the end of 30 minutes this pressure has dropped 150 pounds per square inch or more, the casing shall be repaired. Thereafter, the casing shall again be tested in the same manner. Further work shall not proceed until a satisfactory test has been obtained;
- (c) All well-head fittings and connections shall have a working pressure in excess of that to which they are expected to be subjected; and,
- (d) All wells shall be equipped with tubing; a tubing packer must also be utilized in flowing wells unless a waiver is obtained from the Director after demonstrating the casing will not be subjected to excessive pressure or corrosion; all tubing shall be of sufficient internal diameter to allow the passage of a bottom hole pressure gauge for the purpose of obtaining bottom hole pressure measurements.

(30) The gas-oil ratio of all wells not connected to a gas gathering system shall be measured annually during the month of May. The reservoir pressure shall be measured in any well completed in the Ambrose-Bakken Pool if deemed necessary by the Director. Drill stem test pressures are acceptable for determining reservoir pressure. Pressure measurements shall be made at or adjusted to a subsea datum of 5740 feet. All gas-oil ratio and reservoir pressure determinations shall be made by methods approved by the Director and reported to the Director within 15 days following the end of the month in which they are determined. The Director is

authorized to waive these requirements if the necessity therefore can be demonstrated to his satisfaction. All additional gas-oil ratio and reservoir pressure determinations conducted on any well, but not specially required herein, shall be reported to the Director within 15 days following the end of the month in which they are determined.

(31) No salt water, drilling mud, crude oil, or waste oil shall be stored in pits in this field, except in an emergency, and approved by the Director.

(32) All wells in the Ambrose-Bakken Pool shall be allowed to produce at a maximum efficient rate for a period of 60 days commencing on the first day oil is produced through well-head equipment into tanks from the ultimate producing interval after casing has been run; after that, oil production from such wells shall not exceed an average of 200 barrels per day for a period of 60 days; after that, oil production from such wells shall not exceed an average of 150 barrels per day for a period of 60 days, thereafter, oil production from such wells shall not exceed an average of 100 barrels of oil per day; if and when such wells are connected to a gas gathering and processing facility the foregoing restrictions shall be removed, and the wells shall be allowed to produce at a maximum efficient rate. The Director is authorized to issue an administrative order allowing unrestricted production at a maximum efficient rate for a period not to exceed 120 days, commencing on the first day oil is produced through well-head equipment into tanks from the ultimate producing interval after casing has been run, if the necessity therefor can be demonstrated to his satisfaction.

(33) If the flaring of gas produced with crude oil from the Ambrose-Bakken Pool causes, or threatens to cause, degradation of ambient air quality, production from the pool shall be further restricted.

(34) This order shall cover all of the Ambrose-Bakken Pool, common source of supply of crude oil and/or natural gas as herein defined, and continues in full force and effect until further order of the Commission or until the last well in the pool has been plugged and abandoned.

Dated this 20th 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

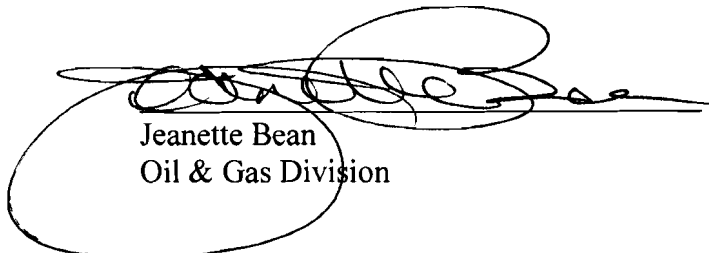
AFFIDAVIT OF MAILING

COUNTY OF BURLEIGH

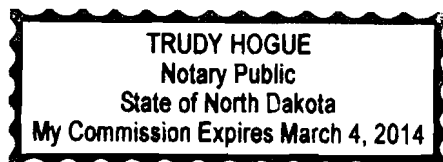
I, Jeanette Bean, being duly sworn upon oath, depose and say: That on the 2nd day of September, 2010 enclosed in separate envelopes true and correct copies of the attached Order No. 15139 of the North Dakota Industrial Commission, and deposited the same with the United States Postal Service in Bismarck, North Dakota, with postage thereon fully paid, directed to the following persons by the Industrial Commission in Case No. 12872 :

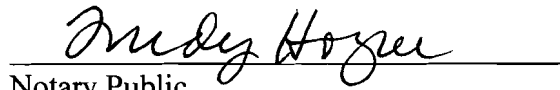
LAWRENCE BENDER
FREDRICKSON & BYRON
PO BOX 1855
BISMARCK ND 58502-1855

DAVID VELTRI
BAYTEX ENERGY USA LTD
600 17TH ST STE 1900 S
DENVER CO 80202


Jeanette Bean
Oil & Gas Division

On this 2nd day of September, 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

12872

Hicks, Bruce E.

From: Larson, Sheila [SLarson@fredlaw.com]
Sent: Friday, July 30, 2010 2:28 PM
To: Hicks, Bruce E.
Cc: Bohrer, Mark F.; tthronelaw@thronelaw.com; Randy.Verret@baytexenergyusa.com; Bender, Lawrence; Entzi-Odden, Lyn
Subject: Expedited order request from Baytex - see letter attached
Follow Up Flag: Follow up
Flag Status: Red
Attachments: Hicks ltr requesting Baytex expedited order.pdf

Mr. Hicks,

Lawrence asked that I send to you the attached letter requesting an expedited order for Baytex Energy USA Ltd.

Thank you.

Sheila A. Larson

Legal Assistant

Fredrikson & Byron, P.A.

200 North 3rd Street, Suite 150


Bismarck, ND 58501

slarson@fredlaw.com

Ph: (701) 221-4020

Fx: (701) 221-4040

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8/2/2010

Fredrikson

& BYRON, P.A.

July 30, 2010

VIA EMAIL

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

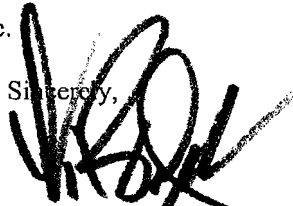
RE: CASE NO. 12872
Application of Baytex Energy USA Ltd.
for an order extending the field
boundaries and amending the field rules
for the Ambrose-Bakken Pool to create
and establish four 640-acre spacing units
comprised of Sections 4, 5, 8, and 9,
T.162N., R.99W.; and seven 1280-acre
spacing units comprised of Sections 6
and 7; Section 16 and 21; Sections 17 and
20; Sections 18 and 19; Sections 28 and
33; Sections 29 and 32; and, Sections 30
and 31, T.162N., R.99W., Divide County,
ND, authorizing the drilling of a total of
not more than three horizontal wells on
each 640 or 1280-acre spacing unit,
eliminating any tool error requirements,
and such other relief as is appropriate.

Dear Mr. Hicks:

I am writing on behalf of Baytex Energy USA Ltd. to request an expedited order with regard to the captioned matter, heard on July 28, 2010. Baytex has leases expiring on August 20, 2010 in Sections 18 and 19, Township 162 North, Range 99 West, and accordingly would like to file an APD for its proposed Hall 18-19-162-99H which will not be approved until said order is entered.

Should you have any questions, please advise.

Sincerely,



LAWRENCE BENDER

LB/leo

cc: Mr. Mark Bohrer *Via Email*
Mr. Tom Throne *Via Email*
Mr. Randy Verret *Via Email*

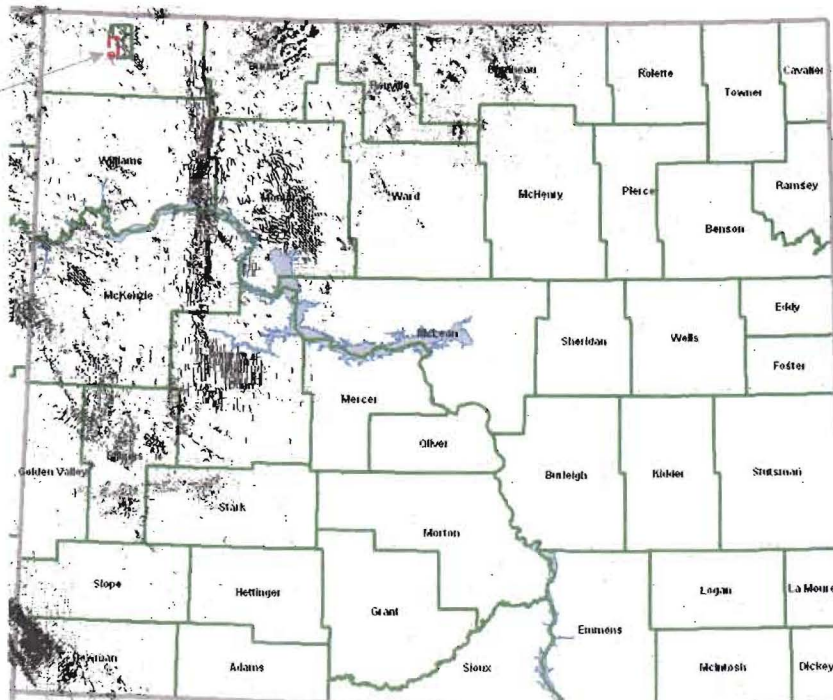
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200 North Third Street, Suite 150
Bismarck, North Dakota
58501-3879



Divide County, North Dakota

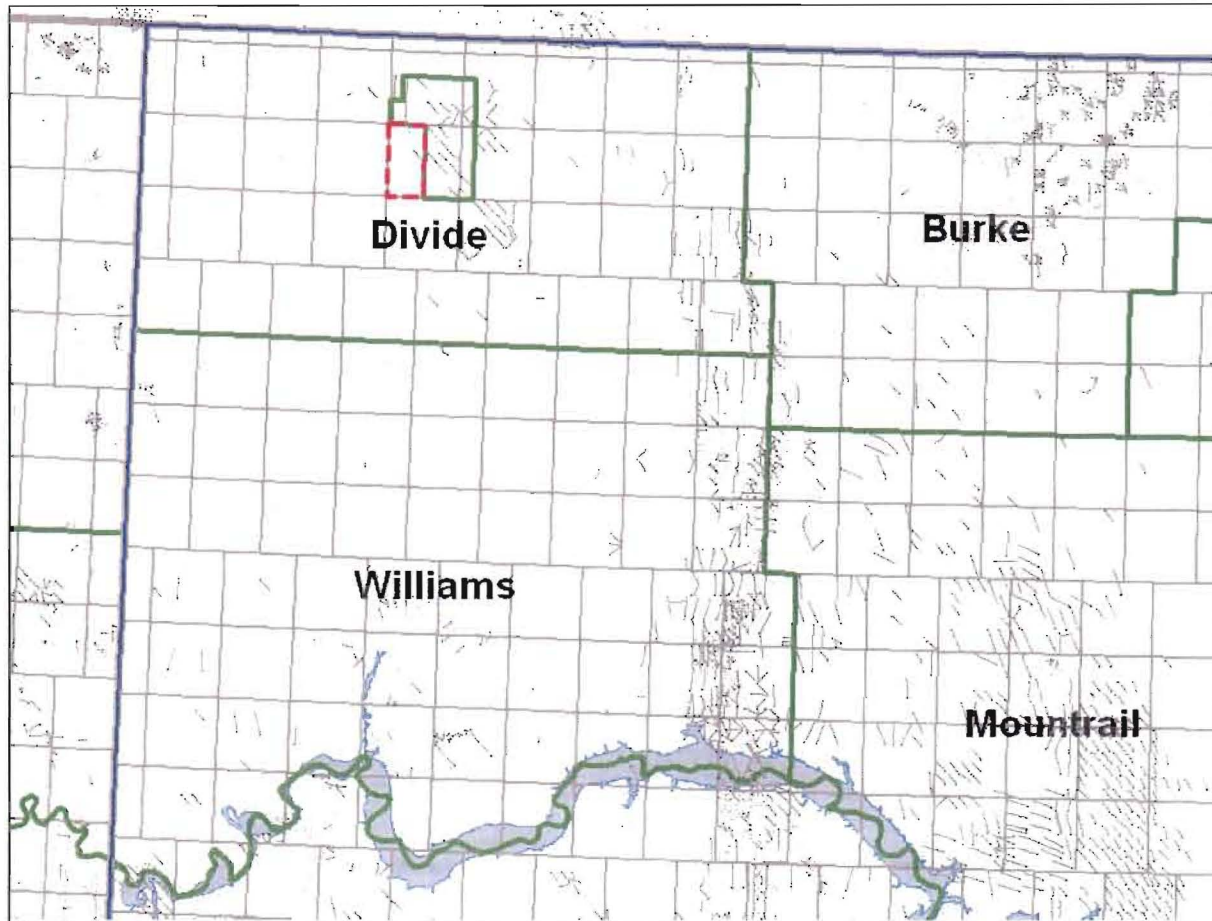




Before the
Oil & Gas Division
of the
Industrial Commission
of the
State of North Dakota

July 21, 2010

Case # 12872

Exhibit: L1



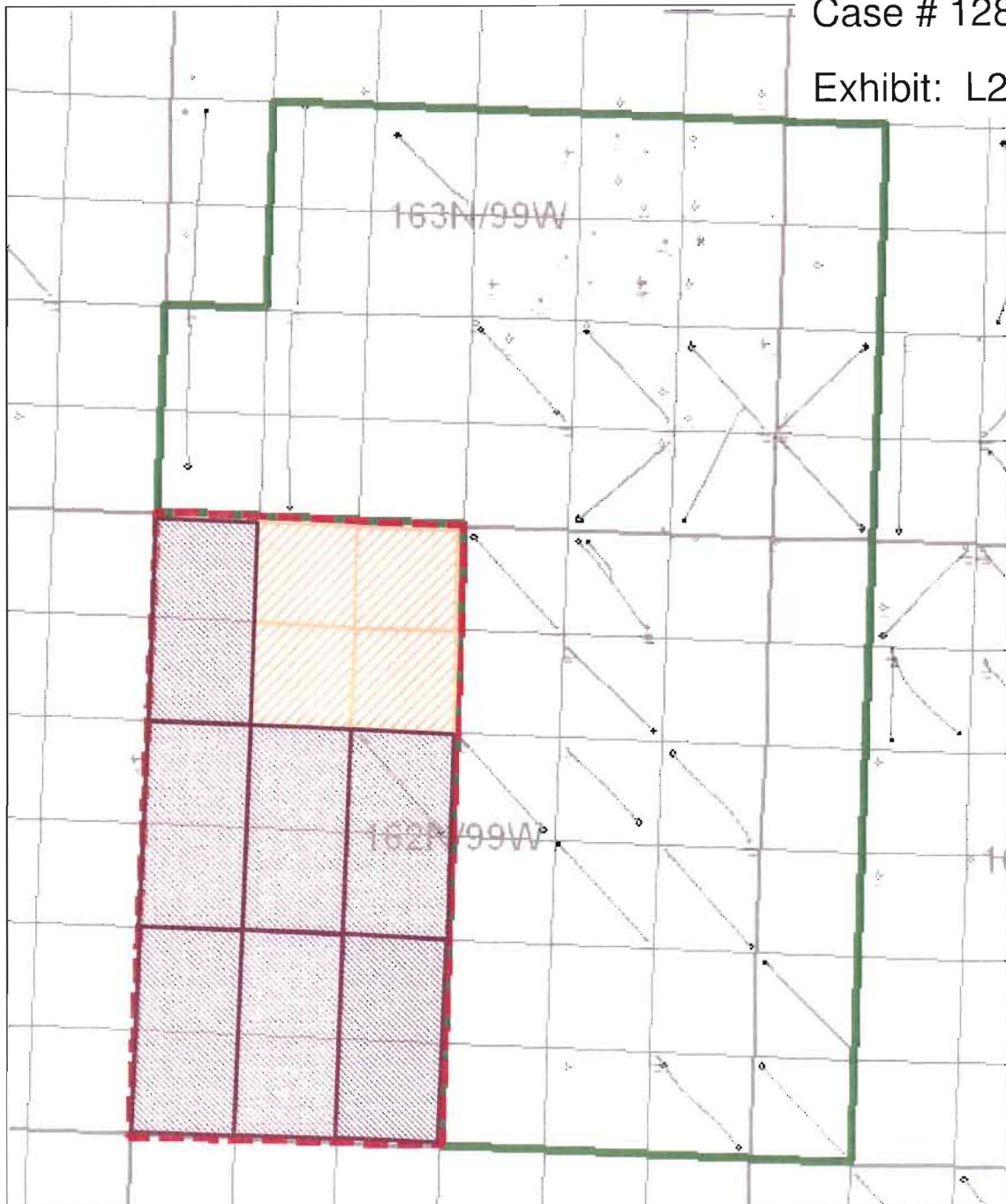
-  Proposed Ambrose-Bakken Pool Limit Extension
-  Existing Ambrose-Bakken Pool Limits

6.0 0 12.0
MILES

BAYTEX		
ENERGY USA LTD.		
Index Map		
Author: LJZ		23-Jul-2010

Case # 12872

Exhibit: L2



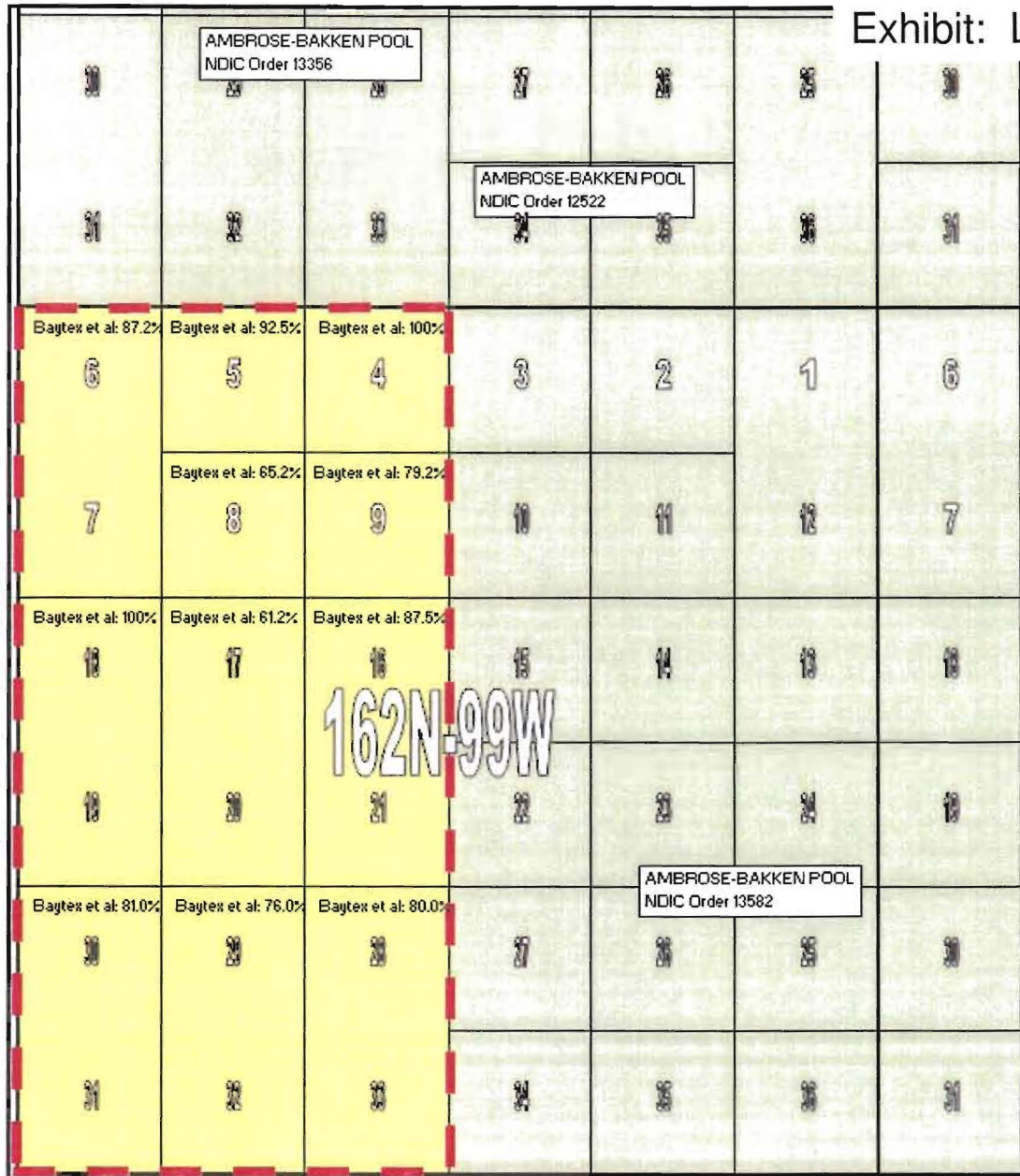
-  Proposed Ambrose-Bakken Pool Limit Extension
-  Existing Ambrose-Bakken Pool Limits
-  Proposed 1280 Acre Spacing Units
-  Proposed 640 Acre Spacing Units

0.50 0 1.0
MILES


BAYTEX ENERGY USA LTD.		
Existing and Proposed Ambrose-Bakken Field		
Author: LJZ		23-Jul-2010

Case # 12872

Exhibit: L3



 Proposed Ambrose-Bakken Pool Limit Extension

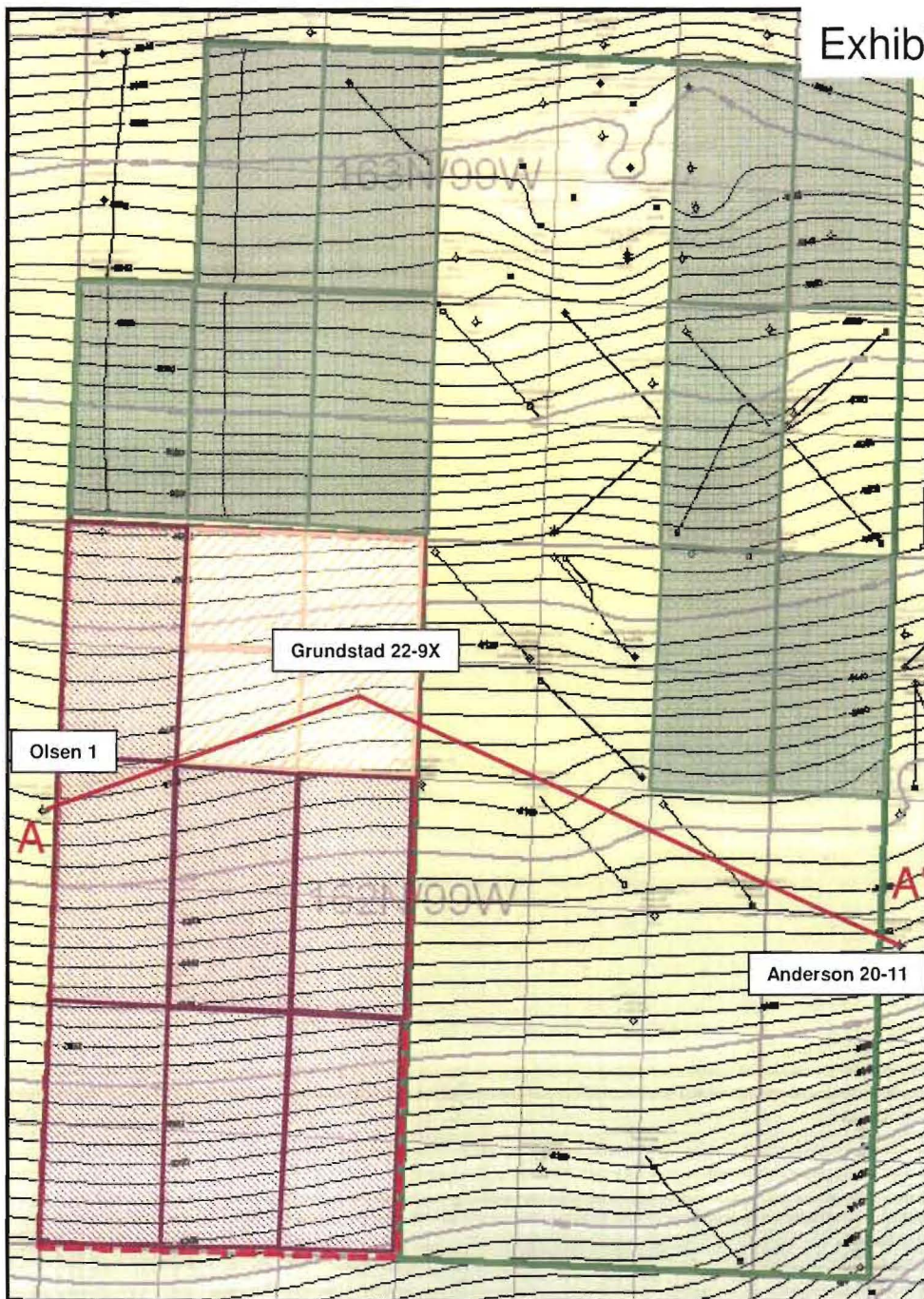
 Baytex et al Acreage







0.50 0 1.0
MILES

BAYTEX ENERGY USA LTD.		
Lease Ownership Map		
Author: LJZ		23-Jul-2010

Case # 12872

Exhibit: G1



-  Proposed Ambrose-Bakken Pool Limit Extension
-  Existing Ambrose-Bakken Pool Limits
-  Cross Section: Exhibit G2
-  Proposed 1280 Acre Spacing Units
-  Proposed 640 Acre Spacing Units
-  Existing 1280 Acre Spacing Units
- 0.50 0 1.0
MILES

BAYTEX ENERGY USA, LTD.		
Three Forks Structure Map		
Author: WBM	23-Jul-2010	
	C.I.: 10 ft	

Case # 12872

Exhibit: E1

Three Forks Reservoir Data

Baytex Energy USA
(640 Acre Spacing Unit)

Formation Type:	Dolomite/Sandstone
Initial Reservoir Pressure:	4,150 psi
True Vertical Depth:	8,628'
Oil Gravity:	43 API
Gross Thickness (3 Forks)	18'
Net Porosity Thickness (Target Interval):	8'
Porosity:	8%
Water Saturation (estimated):	40%
Oil Formation Volume Factor:	1.4
Reservoir Temperature:	220 degrees F
Spacing:	640 Acres
Oil in Place in Spacing Unit:	2,532,000 Bbls
Primary Oil Recovery Factor:	8%
GOR:	800 SCF/STB
IP:	220 BOPD
Expected Recovery:	205 MBO

BAYTEX ENERGY USA LTD.		
Three Forks Reservoir Data 640 Acre Spacing Unit		
Author: DV		23-Jul-2010

Case # 12872

Exhibit: E2

Three Forks Well Economics

Baytex Energy USA

(640 Acre Spacing Unit)

Spacing:	640 acres
FM Volume Factor:	1.4 RB/STB
Oil-in-Place:	2,532,000 STB
Primary Recovery Factor:	8% of OOIP
Initial Ultimate Recovery:	202,500 BBL Oil 182,700 MCFG
Monthly Operating Costs:	\$5,500
Royalties and Overrides:	20%
Assumed Oil Price:	\$73.00/BBL Flat
Assumed Gas Price:	\$3.00/MCFG Flat
Investment:	\$4,300,000
Net Present Value at 10%:	\$1.1 Million
ROI:	1.9 to 1
ROR:	22%

BAYTEX <small>ENERGY USA LTD.</small>		
Three Forks Well Economics 640 Acre Spacing Unit		
Author: DV		26-Jul-2010

Case # 12872

Exhibit: E3

Three Forks Reservoir Data

Baytex Energy USA
(1280 Acre Spacing Unit)

Formation Type:	Dolomite/Sandstone
Initial Reservoir Pressure:	4,150 psi
True Vertical Depth:	8,628'
Oil Gravity:	43 API
Gross Thickness (3 Forks)	18'
Net Porosity Thickness (Target Interval):	8'
Porosity:	8%
Water Saturation (estimated):	40%
Oil Formation Volume Factor:	1.4
Reservoir Temperature:	220 degrees F
Spacing:	1280 Acres
Oil in Place in Spacing Unit:	3,275,657 Bbls
Primary Oil Recovery Factor:	8%
GOR:	800 SCF/STB
IP:	300 BOPD
Expected Recovery:	265 MBO

BAYTEX <small>ENERGY USA LTD.</small>		
Three Forks Reservoir Data 1280 Acre Spacing Unit		
Author: DV		23-Jul-2010

Three Forks Well Economics

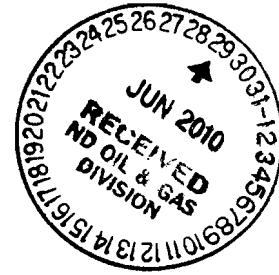
Baytex Energy USA

(1280 Acre Spacing Unit)

Spacing:	1280 acres
FM Volume Factor:	1.4 RB/STB
Oil-in-Place:	3,275,657 STB
Primary Recovery Factor:	8% of OOIP
Initial Ultimate Recovery:	265,000 BBL Oil 209,000 MCFG
Monthly Operating Costs:	\$5,500
Royalties and Overrides:	20%
Assumed Oil Price:	\$73.00/BBL Flat
Assumed Gas Price:	\$3.00/MCFG Flat
Investment:	\$6,000,000
Net Present Value at 10%:	\$1.6 Million
ROI:	1.8 to 1
ROR:	25%

BAYTEX <small>ENERGY USA LTD.</small>		
Three Forks Well Economics 1280 Acre Spacing Unit		
Author: DV		26-Jul-2010

June 28, 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
JULY 28, 2010 HEARINGS**

Dear Mr. Hicks:

Please find enclosed herewith for filing the APPLICATION OF BAYTEX ENERGY USA LTD. to be placed on the July 28, 2010 docket.

As you will note, pursuant to N.D. Admin. Code § 43-02-03-88.2, Baytex Energy USA Ltd. requests that its witnesses be allowed to participate at the hearing by telephonic means. **Also, please be advised that Baytex will be requesting an expedited order in this matter.**

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. 12872

Application of Baytex Energy USA Ltd. for an order extending the field boundaries and amending the field rules for the Ambrose-Bakken Pool so as to create and establish four 640-acre spacing units comprised of Sections 4, 5, 8 and 9, Township 162 North, Range 99 West, and seven 1280-acre spacing units comprised of Sections 6 and 7, Section 16 and 21, Sections 17 and 20, Sections 18 and 19, Sections 28 and 33, Sections 29 and 32, and, Sections 30 and 31, Township 162 North, Range 99 West, Divide County, North Dakota, authorizing the drilling of a total of not more than three horizontal wells on each 1280-acre spacing unit, eliminating any tool error setback requirements and/or such other and further relief as appropriate.



APPLICATION OF BAYTEX ENERGY USA LTD.

Baytex Energy USA Ltd. ("Baytex"), for its application to the North Dakota Industrial Commission ("Commission"), respectfully states as follows:

1.

That Baytex is the owner of an interest in the oil and gas leasehold estate in Sections 4, 5, 6, 7, 8, 9, 16, 17, 18, 19, 20, 21, 28, 29, 30, 31, 32 and 33, Township 162 North, Range 99 West, Divide County, North Dakota (the "Subject Lands").

2.

That the Subject Lands are near the area defined by the Commission as the field boundaries for the Ambrose-Bakken Pool.

3.

That Baytex desires to utilize the horizontal drilling technique to further develop the Ambrose-Bakken Pool underlying the Subject Lands.

4.

That it is the opinion of Baytex that use of the horizontal drilling technique to further develop the Ambrose-Bakken Pool underlying the Subject Lands will increase the ultimate recovery of the reservoir.

5.

That pursuant to Section 38-08-07 of the North Dakota Century Code, the Commission is empowered to divide any pool into separate zones and to modify its previous spacing order when necessary to prevent waste, avoid the drilling of unnecessary wells or to protect correlative rights.

6.

That in order to prevent waste, to avoid the drilling of unnecessary wells and to protect correlative rights, the field boundaries for the Ambrose-Bakken Pool should be extended and four 640-acre spacing units comprised of Sections 4, 5, 8 and 9, Township 162 North, Range 99 West, and seven 1280-acre spacing units comprised of Sections 6 and 7, Section 16 and 21, Sections 17 and 20, Sections 18 and 19, Sections 28 and 33, Sections 29 and 32, and, Sections 30 and 31, Township 162 North, Range 99 West, should be established authorizing the drilling of a total of not more than three horizontal wells on each 1280-acre spacing unit.

7.

That Baytex, therefore, requests that the Commission extend the field boundaries and amend the field rules for the Ambrose-Bakken Pool so as to create and establish four 640-acre spacing units comprised of Sections 4, 5, 8 and 9, Township 162 North, Range 99 West, and seven 1280-acre spacing units comprised of Sections 6 and 7, Section 16 and 21, Sections 17 and 20, Sections 18 and 19, Sections 28 and 33, Sections 29 and 32, and, Sections 30 and 31,

Township 162 North, Range 99 West, Divide County, North Dakota, authorizing the drilling of a total of not more than three horizontal wells on each 1280-acre spacing unit, eliminating any tool error setback requirements and/or such other and further relief as appropriate.

WHEREFORE, Baytex requests the following:

- (a) That this matter be set for the regularly scheduled July 28, 2010 hearings of the Commission;
- (b) That the Commission issue its order granting the relief requested and such other and further relief as the Commission may deem appropriate; and
- (c) That pursuant to Section 43-02-03-88.2 of the North Dakota Administrative Code, Baytex's witnesses in this matter be allowed to participate by telephonic means.

DATED this _____ day of June, 2010.

Fredrikson & Birch, P.A.

By 

LAWRENCE BENDER, ND Bar #03908
Attorneys for Applicant,
Baytex Energy USA Ltd.
200 North 3rd Street, Suite 150
P. O. Box 1855
Bismarck, ND 58502-1855
(701) 221-4020

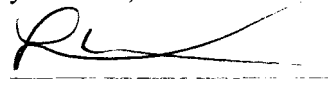
STATE OF NORTH DAKOTA)
) ss.
COUNTY OF BURLEIGH)

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



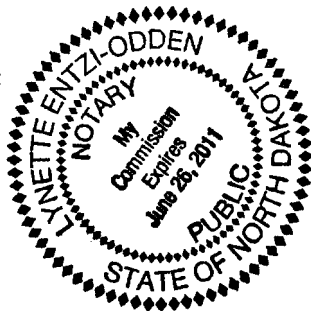
LAWRENCE BENDER

Subscribed and sworn to before me this 28 day of June, 2010.



Notary Public
My Commission Expires:

4762585_1.DOC



NOTICE OF HEARING

INDUSTRIAL COMMISSION - OIL AND GAS DIVISION

and 19; Sections 28 and 33; Sections 29 and 32; and, Sections 30 and 31, T.162N., R.99W., Divide County, ND, authorizing the drilling of a total of not more than three horizontal wells on each 640 or 1280-acre spacing unit, eliminating any tool error requirements, and such other relief as is appropriate.

Case No. 12908: Application of Baytex Energy USA Ltd. in accordance with NDAC § 43-02-03-88.1 for an order authorizing the conversion of the O'Brien #1-7 well, located in the SWSW of Section 7, T.161N., R.97W., Divide County, ND, to a salt water disposal well in the Dakota Group pursuant to NDAC Chapter 43-02-05, and such other relief as is appropriate.

Case No. 12909: Application of Baytex Energy USA Ltd. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit described as Section 4, 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. 12910: Application of Baytex Energy USA Ltd. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit described as Section 5, 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. 12911: Application of Baytex Energy USA Ltd. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit described as Sections 6 and 7, 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. 12912: Application of Baytex Energy USA Ltd. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit described as Sections 18 and 19, T.162N., R.99W., Ambrose-Bakken Pool, Divide County, ND; as provided

and producing of a total of not more than two wells on a 1280-acre spacing unit described as Sections 26 and 35, T.161N., R.95W., Sadler-Bakken Pool, Divide County, ND, setting the minimum setbacks from the "heel and toe" of the well to the spacing unit boundaries at 200 feet, eliminating any tool error setback requirements, and such other relief as is appropriate.

Case No. 12954: 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 Hanson #17-20-163-98H, Sections 17 and 20, 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. 12955: 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 Antonson #01-12-163-95H, Sections 1 and 12, T.163N., R.95W., Forthun-Bakken Pool, Divide County, ND as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 12956: Application of Samson Resources Co. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit described as Sections 2 and 11, T.163N., R.95W., Forthun-Bakken Pool, Divide County, ND as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 12957: Application of Samson Resources Co. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit described as Sections 15 and 22, T.163N., R.95W., Forthun-Bakken Pool, Divide County, ND as provided by NDCC § 38-08-08 and such other and further relief.

Signed by,
John Hoeven, Governor
Chairman,
ND Industrial Commission
(7-7)

cases listed back on 7-20-10

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

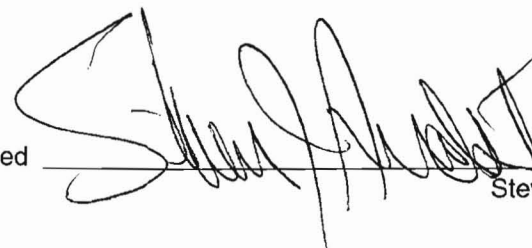
NOTICE OF HEARING

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

July 7, 2010 229 lines @ .59 = 135.00

TOTAL CHARGE.....\$135.00

Signed

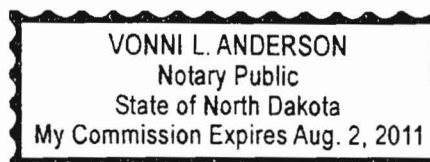


Steven J. Andrist, Publisher

Subscribed and sworn to before me July 7, 2010



Vonni L. Anderson
Notary Public, State of North Dakota



N.D. INDUST

The North Dakota Industrial Commission will hold a public hearing at 9:00 a.m. Wednesday, July 28, 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 Thursday, July 15, 2010. STATE OF NORTH DAKOTA TO:

Case No. 12858: 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 eight 1280-acre spacing units comprised of Sections 2 and 11; Sections 15 and 22; Sections 16 and 21; Sections 17 and 20; Sections 18 and 19; Sections 28 and 33; Sections 29 and 32; and Sections 30 and 31, T.161N., R.96W., Divide County, ND, authorizing the drilling of one horizontal well on each spacing unit, setting the minimum setbacks from the "heel and toe" of the well to the spacing unit boundaries at 200 feet, and such other relief as is appropriate.

Case No. 12868: Application of Samson Resources Co. for an order extending the field boundaries and amending the field rules for the Forthun-Bakken Pool to create and establish four 800-acre spacing units comprised of Sections 27 and 34; Sections 28 and 33; Sections 29 and 32; and Sections 30 and 31, T.164N., R.95W.; and six 1280-acre spacing units comprised of Sections 25 and 36; Sections 26 and 35; Sections 27 and 34; Sections 28 and 33; Sections 29 and 32; and, Sections 30 and 31, T.163N., R.95W., Divide County, ND, authorizing the drilling of one horizontal well on said spacing unit, and such other relief as is appropriate.

Case No. 12869: Application of Samson Resources Co. for an order creating five 800-acre drilling units comprised of Sections 26 and 35; Sections 27 and 34; Sections 28 and 33; Sections 29 and 32; and Sections 30 and 31, T.164N., R.98W., Divide County, ND, authorizing the drilling of a horizontal well within each drilling unit, and such other relief as is appropriate.

Case No. 12870: Application of Samson Resources Co. for an order creating four 1280-acre drilling units comprised of Sections 5 and 8; Sections 6 and 7; Sections 17 and 20; and Sections 18 and 19, T.163N., R.95W., Divide County, ND, authorizing the drilling of a horizontal well within each drilling unit, and such other relief as is appropriate.

Case No. 12872: Application of Baytex Energy USA Ltd. for an order extending the field boundaries and amending the field rules for the Ambrose-Bakken Pool to create and establish four 640-acre spacing units comprised of Sections 4, 5, 8, and 9, T.162N., R.99W.; and seven 1280-acre spacing units comprised of Sections 6 and 7; Section 16 and 21; Sections 17 and 20; Sections 18

Cont on front.

Case No. 12923: 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. 12924: 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 29 and 32, 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. 12925: 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 Tanberg #1-4H, Sections 4 and 9, T.161N., R.95W., Sadler-Bakken Pool, Divide County, ND as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 12926: Application of Continental Resources, Inc. for an order authorizing the drilling, com-

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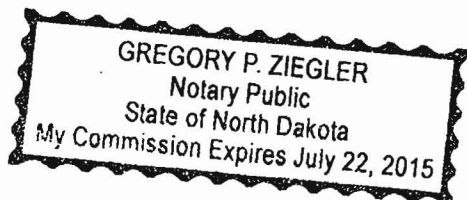
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Affidavit of Publication

State of North Dakota) SS County of Burleigh
Before me, a Notary Public for the State of North Dakota
personally appeared CK who being duly sworn, deposes
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Bismarck Tribune on the following dates:
7/9 Signed Caime Kuntz
sworn and subscribed to before me this 10th
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Notary Public and for the State of North Dakota



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

The North Dakota Industrial Commission will hold a public hearing at 9:00 a.m. Wednesday, July 28, 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 Thursday, July 15, 2010.

STATE OF NORTH DAKOTA TO:

Case No. 12843: Temporary spacing to develop an oil and/or gas pool discovered by the Ritchie Expl., Inc. #1-27 Sylvia, Lot 2, Section 27, T.164N., R.77W., Bottineau County, ND, define the field limits, and enact such special field rules as may be necessary.

Case No. 12844: Temporary spacing to develop an oil and/or gas pool discovered by the EOG Resources, Inc. #1-153 Harderabble, NENW Section 16, T.152N., R.101W., Williams County, ND, define the field limits, and enact such special field rules as may be necessary.

Case No. 12845: 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.154N., R.99W., Mountrail County, ND, authorizing the drilling of a horizontal well within said spacing unit, setting the minimum setbacks from the "heel and toe" of the well to the spacing unit boundaries at 200 feet, and such other relief as is appropriate.

Case No. 12846: Application of EOG Resources, Inc. for an order amending the field rules for the Alger-Bakken Pool to create two 1280-acre spacing units comprised of Sections 16 and 17, and Sections 27 and 28, T.156N., R.99W., Mountrail County, ND, authorizing the drilling of a horizontal well within each spacing unit, setting the minimum setbacks from the "heel and toe" of the well to the spacing unit boundaries at 200 feet, and such other relief as is appropriate.

Case No. 12847: Application of EOG Resources, Inc. for an order amending the field rules for the Alger-Bakken Pool to create two 1920-acre spacing units comprised of Sections 6, 7, and 8, and Sections 17, 18, and 19, T.156N., R.99W., Mountrail County, ND, authorizing the drilling of a total of not more than six horizontal wells within each spacing unit, setting the minimum setbacks from the "heel and toe" of the well to the spacing unit boundaries at 200 feet, and such other relief as is appropriate.

unit boundaries at 200 feet, and such other relief as is appropriate.

Case No. 12848: Application of EOG Resources, Inc. for an order extending the field boundaries and amending the field rules for the Cottonwood and/or Alger-Bakken Pools to create two 2560-acre spacing units comprised of Sections 33 and 34, T.152N., R.92W., and Sections 5 and 6, T.156N., R.92W., and Sections 34 and 35, T.152N., R.92W., and Sections 4 and 5, T.156N., R.92W., Mountrail County, ND, authorizing the drilling of a total of not more than six horizontal wells within each spacing unit, setting the minimum setbacks from the "heel and toe" of the well to the spacing unit boundaries at 200 feet, and such other relief as is appropriate.

Case No. 12849: Application of EOG Resources, Inc. for an order amending the field rules for the Ross and/or Alger-Bakken Pools to create a 640-acre spacing unit comprised of the W/2 of Section 31, T.157N., R.91W., and the E/2 of Section 3, T.156N., R.92W., Mountrail County, ND, authorizing the drilling of a horizontal well within said spacing unit, setting the minimum setbacks from the "heel and toe" of the well to the spacing unit boundaries at 200 feet, and such other relief as is appropriate.

Case No. 12850: Application of EOG Resources, Inc. for an order amending the field rules for the Clear Water-Bakken Pool to authorize the drilling, completion, and production of a total of not more than three wells in a 1280-acre spacing unit described as Sections 13 and 24, T.158N., R.99W., Mountrail County, ND, and such other relief as is appropriate.

Case No. 12539: (Continued) Application of EOG Resources, Inc. for an order creating a 1440-acre drilling unit comprised of Sections 13, 24, and 25, T.151N., R.99W., less Lots 1, 2, 3, and 4 in each section, McKenzie County, ND, authorizing the drilling of not more than six horizontal wells 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. 12761: (Continued) Application of EOG Resources, Inc. for an order authorizing the drilling, completion, and production of a total of not more than four wells on a 1920-acre spacing unit described as Sections 9, 10, and 11, T.151N., R.91W., on one 1600-acre spacing unit described as the W/2 of Section 14 and Sections 15 and 16, T.151N., R.91W., Sections 21 and 22, and the W/2 of Section 23, T.151N., R.91W., and the W/2 of Section 26 and Sections 27 and 28, T.151N., R.91W., on a 1280-acre spacing unit described as Sections 34 and 35, T.151N., R.91W., Van Hook-Bakken Pool, Mountrail County, ND, and such other relief as is appropriate.

Case No. 12851: Temporary spacing to develop an oil and/or gas pool discovered by the Cirque Resources, LP #1-333 Gunnison State, SESE Section 36, T.161N., R.91W., Burke County, ND, define the field limits, and enact such special field rules as may be necessary.

Case No. 12852: Temporary spacing to develop an oil and/or gas pool discovered by the Brigham Oil & Gas, LP #1-H Tjelde 29-32, NENW Section 29, T.151N., R.102W., McKenzie County, ND, define the field limits, and enact such special field rules as may be necessary.

Case No. 12853: Application of Brigham Oil & Gas, LP for an order extending the field boundaries and amending the field rules for the Big Gulch-Bakken Pool to create and establish a 1280-acre spacing unit comprised of Sections 2 and 11, T.154N., R.101W., Williams County, ND, authorizing the drilling of one horizontal well on said spacing unit, and such other relief as is appropriate.

Case No. 12854: 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 a 1280-acre spacing unit comprised of Sections 1 and 12, T.155N., R.94W., Mountrail County, ND, authorizing the drilling of one horizontal well on said spacing unit, and such other relief as is appropriate.

Case No. 12855: Application of Continental Resources, Inc. for an order extending the field boundaries and amending the field rules for the Camp and/or Banks-Bakken Pools to create and establish seven 1600-acre spacing units comprised of Sections 29 and 32 and the S/2 of Section 20; Sections 28 and 33 and the S/2 of Section 21; Sections 27 and 34 and the S/2 of Section 22, T.153N., R.99W.; Sections 26 and 35, T.153N., R.99W.; and the N/2 of 5, T.152N., R.99W.; Sections 25 and 36, T.153N., R.99W.; and the N/2 of Section 4, T.152N., R.99W.; Sections 30 and 31, T.153N., R.98W.; and the N/2 of 3, T.152N., R.99W.; and Sections 29 and 32, T.153N., R.98W.; and the N/2 of 2, T.152N., R.99W.; and two 960-acre spacing units comprised of the S/2 of Section 2 and Section 11; and the S/2 of Section 3 and Section 10, T.152N., R.99W., Williams and McKenzie Counties, ND, authorizing the drilling of one horizontal well on each spacing unit, setting the minimum setbacks from the "heel and toe" of the well to the spacing unit boundaries at 200 feet, and such other relief as is appropriate.

Case No. 12856: Application of Continental Resources, Inc. for an order amending the field rules for the Camp-Bakken Pool to create a 2560-acre spacing unit comprised of Sections 2, 11, 14, and 23, T.153N., R.100W., McKenzie and Williams Counties, ND, authorizing the drilling of up to four horizontal wells from said well pad within said 2560-acre spacing unit, eliminating the 1220 setback rule, setting the minimum setbacks from the "heel and toe" of the well to the spacing unit boundaries at 200 feet, eliminating any tool error requirements, and such other relief as is appropriate.

Case No. 12857: Application of Continental Resources, Inc. for an order extending the field boundaries and amending the field rules for the Corinth-Bakken Pool to create and establish two 1280-acre spacing units comprised of Sections 16 and 21, and Sections 26 and 35, T.159N., R.97W., Williams County, ND, authorizing the drilling of one horizontal well on each spacing unit, setting the minimum setbacks from the "heel and toe" of the well to the spacing unit boundaries at 200 feet, and such other relief as is appropriate.

Case No. 12858: 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 eight 1280-acre spacing units comprised of Sections 2 and 11; Sections 15 and 22; Sections 16 and 21; Sections 17 and 28; Sections 18 and 19; Sections 28 and 33; Sections 29 and 32; and Sections 30 and 31, T.161N., R.96W., Divide County, ND, authorizing the drilling of one horizontal well on each spacing unit, setting the minimum setbacks from the "heel and toe" of the well to the spacing unit boundaries at 200 feet, and such other relief as is appropriate.

Case No. 12859: Application of Continental Resources, Inc. for an order amending the field rules for the Oakdale-Bakken Pool to create a 2560-acre spacing unit, comprised of Sections 22, 27, and 34, T.147N., R.96W., and Section 3, 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 1220 setback rule, setting the minimum setbacks from the "heel and toe" of the well to the spacing unit boundaries at 200 feet, eliminating any tool error requirements, and such other relief as is appropriate.

Case No. 12860: Application of Continental Resources, Inc. for an order amending the field rules for the Pershing and/or Forks

Bakken Pools to create a 2560-acre spacing unit comprised of Sections 13, 24, 25, and 36, T.150N., R.97W., McKenzie County, ND, authorizing the drilling of up to four horizontal wells from said well pad within said 2560-acre spacing unit, eliminating the 1220 setback rule, setting the minimum setbacks from the "heel and toe" of the well to the spacing unit boundaries at 200 feet, eliminating any tool error requirements, and such other relief as is appropriate.

Case No. 12861: Application of Continental Resources, Inc. for an order amending the field rules for the Elm Tree-Bakken Pool to create a 2560-acre spacing unit comprised of Sections 14, 23, 26, and 35, T.153N., R.94W., McKenzie County, ND, authorizing the drilling of up to four horizontal wells from said well pad within said 2560-acre spacing unit, eliminating the 1220 setback rule, setting the minimum setbacks from the "heel and toe" of the well to the spacing unit boundaries at 200 feet, eliminating any tool error requirements, and such other relief as is appropriate.

Case No. 12862: Application of Continental Resources, Inc. for an order amending the field rules for the Poker Jim-Bakken Pool to create and establish a 1280-acre spacing unit comprised of Sections 17 and 20, T.146N., R.103W., McKenzie County, ND, authorizing the drilling of one horizontal well on said spacing unit, setting the minimum setbacks from the "heel and toe" of the well to the spacing unit boundaries at 200 feet, and such other relief as is appropriate.

Case No. 12863: Application of Continental Resources, Inc. for an order extending the field boundaries and amending the field rules for the Bicentennial-Bakken Pool to create and establish four 1280-acre spacing units comprised of Sections 29 and 32, T.148N., R.103W.; Sections 3 and 10; Sections 5 and 8; T.145N., R.103W.; and Sections 16 and 21, T.144N., R.103W., McKenzie and Golden Valley Counties, ND, authorizing the drilling of one horizontal well on each spacing unit, setting the minimum setbacks from the "heel and toe" of the well to the spacing unit boundaries at 200 feet, and such other relief as is appropriate.

Case No. 12864: Application of Continental Resources, Inc. for an order extending the field boundaries and amending the field rules for the Squaw Gap-Bakken Pool to create a 1280-acre spacing unit comprised of Sections 28 and 33, T.146N., R.104W., McKenzie County, ND, authorizing the drilling of a horizontal well within said spacing unit, setting the minimum setbacks from the "heel and toe" of the well to the spacing unit boundaries at 200 feet, and such other relief as is appropriate.

Case No. 12316: (Continued) 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 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. 12751: (Continued) Temporary spacing to develop an oil and/or gas pool discovered by the Continental Resources, Inc. #1-14 Ravin, NWNE Section 1, T.150N., R.97W., McKenzie County, ND, define the field limits, and enact such special field rules as may be necessary.

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Case No. 12752: (Continued) Temporary spacing to develop an oil and/or gas pool discovered by the Continental Resources, Inc. #1-614 Miles, SWSE Section 31, T.151N, R.96W, McKenzie County, ND, define the field limits, and enact such special field rules as may be necessary.

Case No. 12447: (Continued) Proper spacing for the development of the Ragob Collee-Bakken Pool, McKenzie County, ND, define the field limits, and enact such special field rules as may be necessary.

Continental Resources, Inc.

Case No. 12014: (Continued) Temporary spacing to develop an oil and/or gas pool discovered by the Continental Resources, Inc. #1-311H Traxel, SESE Section 31, T.146N, R.90W, Mercer County, ND, define the field limits, and enact such special field rules as may be necessary.

Case No. 12553: (Continued) Application of Continental Resources, Inc. for an order suspending and, after hearing, revoking the permit issued to Sinclair Oil and Gas Co. to drill the #1-2H well (File No. 12553) with a surface location in Lot 4 of Section 14, T.146N, 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. 12465: Application of Enco Energy Corp. for an order creating a 1280-acre spacing unit comprised of Sections 4 and 5, T.151N, R.101W, McKenzie County, ND, authorizing the drilling of a horizontal well within said drilling unit setting the minimum setbacks from the "heel and toe" of the well to the spacing unit boundaries at 200 feet, and such other relief as is appropriate.

Case No. 12866: Application of Enco Energy Corp. for an order amending the field rules for the Murphy Creek-Bakken Pool, and establish a 1280-acre spacing unit comprised of Sections 27 and 28, T.151N, R.95W, Dunn County, ND, authorizing the drilling of a horizontal well on said spacing unit, and such other relief as is appropriate.

Case No. 12867: Application of Enco Energy Corp. for an order extending the field boundaries and amending the field rules for the Sverston-Bakken Pool, and establish three 1280-acre spacing units comprised of Sections 4 and 5, Sections 16 and 21, and Sections 30 and 31, T.151N, R.95W, McKenzie County, ND, authorizing the drilling of one horizontal well on said spacing unit, and such other relief as is appropriate.

Case No. 12868: Application of Enco Energy Corp. for an order extending the field boundaries and amending the field rules for the Sverston-Bakken Pool, and establish four 800-acre spacing units comprised of Sections 27 and 34, Sections 28 and 35, Sections 29 and 32, and Sections 30 and 31, T.151N, R.95W, and six 1280-acre spacing units comprised of Sections 26 and 35, Sections 27 and 34, Sections 28 and 35, Sections 29 and 32, and Sections 30 and 31, T.163N, R.95W, Dunn County, ND, authorizing the drilling of one horizontal well on said spacing unit, and such other relief as is appropriate.

Case No. 12869: Application of Enco Energy Corp. for an order creating a 800-acre drilling unit comprised of Sections 26 and 35, Sections 27 and 34, Sections 28 and 35, Sections 29 and 32, and Sections 30 and 31, T.164N, R.98W, Dunn County, ND, authorizing the drilling of one horizontal well within each drilling unit, and such other relief as is appropriate.

Case No. 12870: Application of Enco Energy Corp. for an order creating four 1280-acre drilling units comprised of Sections 4 and 5, Sections 6 and 7, Sections 17 and 20, and Sections 18 and 19, T.163N, R.95W, Dunn County, ND, authorizing the drilling of one horizontal well within each drilling unit, and such other relief as is appropriate.

Case No. 12871: Application of Stawson Exploration Co., Inc. for an order amending the field rules for the Big Bend-Bakken Pool, and establish a 1280-acre spacing unit comprised of Sections 29 and 30, T.151N, R.92W, Mountrail County, ND, authorizing the drilling of a horizontal well on said spacing unit, and such other relief as is appropriate.

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Case No. 12872: Application of Baytex Energy USA Ltd. for an order extending the field boundaries and amending the field rules for the Ambrose-Bakken Pool to create and establish four 640-acre spacing units comprised of Sections 4, 5, 8, and 9, T.162N, R.99W, and seven 1280-acre spacing units comprised of Sections 6 and 7, Sections 16 and 21, Sections 17 and 20, Sections 18 and 19, Sections 28 and 33, Sections 29 and 32, and Sections 30 and 31, T.162N, R.99W, Divide County, ND, authorizing the drilling of a total of not more than three horizontal wells on each 640- or 1280-acre spacing unit, eliminating any tool error requirements, and such other relief as is appropriate.

Case No. 12873: Application of Newfield Production Co. for an order creating a 1280-acre drilling unit comprised of Sections 2 and 11, T.150N, R.100W, McKenzie County, ND, authorizing the drilling of a total of not more than three horizontal wells within said drilling unit, and such other relief as is appropriate.

Case No. 12511: (Continued) Temporary spacing to develop an oil and/or gas pool discovered by the Newfield Production Co. #1-12H Manta Ray, SESE Section 11, T.150N, R.100W, McKenzie County, ND, define the field limits, and such other relief as is appropriate.

Case No. 12874: Application of Anschutz Corporation for an order amending the field rules for the Bakken Pool, and establish each of the following fields: the Little Knife-Bakken Pool, the Hungry Man-Butte, St. Dennis, Cabernet, Cabernet, Fayette, the Murphy Creek, Russian Creek, Simon, and St. Anthony, Dunn, Billings, and McKenzie Counties, ND, to provide that the definition of the pool limits be amended to include an additional 50 feet of the Niobrara Formation; and such other relief as is appropriate.

Case No. 12875: Application of Anschutz Corporation for an order extending the field boundaries and amending the field rules for the Little Knife-Bakken Pool, and establish twenty-two 1280-acre spacing units comprised of Sections 1 and 2, Sections 3 and 4, Sections 5 and 8, Sections 6 and 7, Sections 16 and 21, Sections 17 and 20, Sections 18 and 19, Sections 28 and 33, Sections 29 and 32, Sections 30 and 31, T.144N, R.97W, Sections 18 and 19, Sections 28 and 33, Sections 29 and 32, Sections 30 and 31, T.144N, R.97W, Sections 12 and 13, Sections 28 and 33, T.144N, R.97W, Sections 28 and 33, T.144N, R.97W, Billings and Dunn Counties, ND, authorizing the drilling of up to six horizontal wells on each spacing unit, eliminating any tool error requirements and also minimum setbacks from the "heel and toe" of the well to the spacing unit boundaries at 200 feet, and such other relief as is appropriate.

Case No. 12876: Application of Prime Energy, Inc. for an order creating two 640-acre drilling units comprised of Sections 1, 4, 9, 12, 13, 16, 17, 21, 24, 25, 28, 29, 30, 31, 32, 33, T.152N, R.91W, and Sections 30 and 31, T.152N, R.90W, Burke County, ND, authorizing the drilling of a horizontal well on each drilling unit, and such other relief as is appropriate.

Case No. 12877: Application of Zenex, Inc. for an order authorizing the drilling, completion, and producing of a horizontal well on a 1280-acre spacing unit described as Sections 29 and 32, T.149N, R.94W, Eagle Nest-Bakken Pool, McKenzie County, ND, without regard to the 1220-foot rule, and such other relief as is appropriate.

Case No. 12878: Application of XTO Energy Inc. for an order amending the field rules for the IronDak-Bakken Pool to create and establish a 1280-acre spacing unit comprised of Sections 11 and 12, T.147N, R.104W, McKenzie County, ND, authorizing the drilling of a horizontal well on said spacing unit, and such other relief as is appropriate.

Case No. 12529: (Continued) Application of XTO Energy Inc. for an order suspending and, after hearing, revoking the permit issued to Burlington Resources Oil & Gas Co. LP to drill the Olympian #1-35H well (File No. 18470), with a surface location in the SWSW of Section 35, T.147N, R.94W, Dunn County, ND, and such other relief as is appropriate.

Case No. 12772: (Continued) Application of Pride Energy Co. for an order amending the field rules for the Saxon-Bakken Pool to create and establish a 1280-acre spacing unit comprised of Sections 25 and 26, T.145N, R.93W, Dunn County, ND, authorizing the drilling of a horizontal well on said spacing unit, and such other relief as is appropriate.

Case No. 12785: (Continued) In the matter of the petition of Armstrong Operating Inc. pursuant to NDCC § 38-08-09 for an order providing for the voluntary unitized management, operation, and further development of the Patterson Lodgepole Unit Area, consisting of land within Stark County, ND; for approval of the voluntary unit agreement and unit operating agreement; for approval of the voluntary plan of operation; vacating all applicable spacing orders; and such other relief as is appropriate.

Case No. 12291: (Continued) Proper spacing for the development of the Saxon-Bakken Pool, Dunn County, ND, define the field limits, and enact such special field rules as may be necessary.

Case No. 12748: (Continued) Application of Tracker Resource Development II, LLC for an order suspending and, after hearing, revoking the permit issued to Petro-Canada Inc. to drill the NJOs #157-100-2H well (File No. 19041), with a surface location in the NWNW of Section 1, T.151N, R.100W, Williams County, ND, and such other relief as is appropriate.

Case No. 12746: (Continued) Application of PRZ Energy LLC and Tracker Resource Development II, LLC to amend the field rules for the Big Gulch-Bakken Pool, Dunn County, ND to establish a Zone 10 spacing unit comprised of Sections 18, T.147N, R.96W, authorizing a total of four wells in the spacing unit, and such other relief as is appropriate.

Case No. 12872: Application of PRZ Energy LLC and Tracker Resource Development II, LLC for an order revoking the permit issued to Petro-Canada Inc. to drill the NJOs #157-100-2H well (File No. 19041), with a surface location in the NWNW of Section 1, T.151N, R.100W, Williams County, ND, and such other relief as is appropriate.

Case No. 12873: Application of PRZ Energy LLC and Tracker Resource Development II, LLC for an order amending the field rules for the Bakken Pool, and establish a 640-acre spacing unit comprised of Sections 4, 5, 8, and 9, T.162N, R.99W, and seven 1280-acre spacing units comprised of Sections 6 and 7, Sections 16 and 21, Sections 17 and 20, Sections 18 and 19, Sections 28 and 33, Sections 29 and 32, and Sections 30 and 31, T.162N, R.99W, Divide County, ND, authorizing the drilling of a total of not more than three horizontal wells on each 640- or 1280-acre spacing unit, eliminating any tool error requirements, and such other relief as is appropriate.

Case No. 12881: Application of PRZ Energy LLC and Tracker Resource Development II, LLC for an order terminating two 1280-acre drilling units consisting of Sections 1 and 2, T.150N, R.94W; Sections 1 and 2, T.150N, R.94W; McKenzie County, ND, and establishing four 640-acre drilling units comprised of said Sections 4, 5, 8, and 9, T.162N, R.99W, and authorizing the drilling of a horizontal well within each drilling unit at a location not less than 200 feet from the "heel and toe" of the well, and such other relief as is appropriate.

Case No. 12882: Application of PRZ Energy LLC and Tracker Resource Development II, LLC for an order pursuant to NDCC § 43-02-03-88.1 authorizing a petition to saltwater disposal into the Dakota Group of the Shell Creek #1-35H well, SESE Section 1, T.152N, R.90W, Parshall Field, Mountrail County, ND, pursuant to NDCC Chapter 43-02-03 and such other relief as is appropriate.

Case No. 12883: Application of EOG Resources, Inc. for an order pursuant to NDCC § 43-02-03-88.1 pooling all interests in a spacing unit for the Clearwater #17-01H, Sections 1 and 2, T.157N, R.90W, Clear Water-Bakken Pool, Mountrail County, ND as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 12884: Application of EOG Resources, Inc. for an order pursuant to NDCC § 43-02-03-88.1 pooling all interests in a spacing unit for the Ross #100-09H, Sections 8 and 9, T.156N, R.92W, Alger-Bakken Pool, Mountrail County, ND as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 12885: Application of EOG Resources, Inc. for an order pursuant to NDCC § 43-02-03-88.1 pooling all interests in a spacing unit for the Ross #20-16H, Section 16, T.156N, R.92W, Alger-Bakken Pool, Mountrail County, ND; and also to consider a petition for a risk penalty requesting an order authorizing the recovery of a risk penalty from certain nonparticipating owners in the drilling and completion of the Ross #20-16H well as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 12886: Application of EOG Resources, Inc. for an order pursuant to NDCC § 43-02-03-88.1 pooling all interests in a spacing unit for the Buckle #1-04H, Section 4, T.153N, R.90W, Stables-Bakken Pool, Mountrail County, ND; and also to consider a petition for a risk penalty requesting an order authorizing the recovery of a risk penalty from certain nonparticipating owners in the drilling and completion of the Buckle #1-04H well as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 12887: Application of EOG Resources, Inc. for an order pursuant to NDCC § 43-02-03-88.1 pooling all interests in a spacing unit for the Austin #1-04H, Section 4, T.154N, R.90W, Parshall-Bakken Pool, Mountrail County, ND; and also to consider a petition for a risk penalty requesting an order authorizing the recovery of a risk penalty from certain nonparticipating owners in the drilling and completion of the Austin #1-04H well as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 12888: Application of EOG Resources, Inc. for an order pursuant to NDCC § 43-02-03-88.1 pooling all interests in a spacing unit described as Section 30, T.151N, R.97W, Parshall-Bakken Pool, Mountrail County, ND as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 12889: Application of EOG Resources, Inc. for an order pursuant to NDCC § 43-02-03-88.1 pooling all interests in a spacing unit for the Liberty #1-10H, Section 10, T.151N, R.97W, Parshall-Bakken Pool, Mountrail County, ND as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 12890: Application of EOG Resources, Inc. for an order pursuant to NDCC § 43-02-03-88.1 pooling all interests in a spacing unit for the Fertile #1-04H, Sections 4 and 5, T.151N, R.90W, Parshall-Bakken Pool, Mountrail County, ND as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 12891: Application of EOG Resources, Inc. for an order pursuant to NDCC § 43-02-03-88.1 pooling all interests in a spacing unit for the Fertile #1-10H, Section 10, T.151N, R.90W, Parshall-Bakken Pool, Mountrail County, ND as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 12892: Application of EOG Resources, Inc. for an order pursuant to NDCC § 43-02-03-88.1 pooling all interests in a spacing unit for the Fertile #1-04H, Sections 4 and 5, T.151N, R.90W, Parshall-Bakken Pool, Mountrail County, ND as provided by NDCC § 38-08-08, and such other relief as is appropriate.

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Case No. 12893: Application of EOG Resources, Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Liberty LR #14-23H, Sections 21 and 22, and the W/2 of Section 23, T.151N., R.91W., Van Hook-Bakken Pool, Mountrail County, ND as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 12894: Application of EOG Resources, Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Mandaree #10-05H, Sections 5, T.149N., R.94W., Squaw Creek-Bakken Pool, McKenzie County, ND; and also to consider a petition for a risk penalty requesting an order authorizing the recovery of a risk penalty from certain non-participating owners in the drilling and completion of the Mandaree #10-05H well as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 12895: Application of Brigham Oil & Gas, L.P. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Ross-Alger 6-7 W/4-H, Sections 6 and 7, T.155N., R.92W., Alger-Bakken Pool, Mountrail County, ND as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 12896: Application of Brigham Oil & Gas, L.P. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Jack Cavatare #10-04H, Sections 18 and 19, T.155N., R.92W., Alger-Bakken Pool, Mountrail County, ND as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 12897: Application of Brigham Oil & Gas, L.P. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Owen #23-04H, Sections 29 and 32, T.154N., R.101W., Hammel Woods-Bakken Pool, Williams County, ND as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 12898: Application of Brigham Oil & Gas, L.P. for an order authorizing the drilling, completing and producing of not more than a total of three wells on a 1280-acre spacing unit described as Section 34, T.150N., R.91W., and Section 3, T.151N., R.91W., Kingston Slough-Bakken Pool, Mountrail County, ND, eliminating the 1220 setback rule for the first well drilled and eliminating any tool offset requirements, and such other relief as is appropriate.

Case No. 12899: In the matter of the petition for a risk penalty pursuant to NDAC § 43-02-03-88.1 of Sagebrush Resources, LLC requesting the order authorizing the recovery of a risk penalty from certain non-participating owners in the drilling and completion of the Kallberg #11 well located in a spacing unit described as Section 18, T.159N., R.90W., Thompson Lake-Bakken Pool, Burke County, ND, and such other and further relief as is appropriate.

Case No. 12900: Application of Sagebrush Resources, LLC in accordance with NDAC § 43-02-03-88.1 for an order authorizing the conversion of the Lytle #1 well located in the SW/4 of Section 1, T.163N., R.81W., Bottineau County, ND, to a salt water disposal well in the Dakota Group pursuant to NDAC Chapter 43-02-05, and such other relief as is appropriate.

Case No. 12901: Application of Sagebrush Resources, LLC for an order pursuant to NDAC § 43-02-03-88.1 authorizing the conversion to enhanced recovery into the Kuroki Madison Unit of the Wright #11 well, NW/4SW Section 12, T.163N., R.81W., Kuroki Field, Bottineau County, ND, pursuant to NDAC Chapter 43-02-05, and such other relief as is appropriate.

Case No. 12902: Application of XTO Energy Inc. for an order authorizing the drilling, completing and producing of not more than a total of three wells on a 1280-acre spacing unit described as Sections 2 and 3, T.153N., R.96W., Charison-Bakken Pool, McKenzie County, ND, and such other relief as is appropriate.

Case No. 12903: Application of XTO Energy Inc. for an order authorizing the drilling, completing and producing of not more than a total of three wells on a 1280-acre spacing unit described as Sections 47 and 20, T.148N., R.96W., Camp-Bakken Pool, Burke County, ND, and such other relief as is appropriate.

Case No. 12904: Application of XTO Energy Inc. for an order authorizing the drilling, completing and producing of not more than a total of three wells on a 1280-acre spacing unit described as Sections 16 and 21, T.157N., R.93W., Big Bluffs-Bakken Pool, Mountrail County, ND, and such other relief as is appropriate.

Case No. 12905: Application of XTO Energy Inc. for an order authorizing the drilling, completing and producing of not more than a total of three wells on a 1280-acre spacing unit described as Sections 28 and 33, T.156N., R.96W., Dollar Joe-Bakken Pool, Williams County, ND, and such other relief as is appropriate.

Case No. 12906: Application of XTO Energy Inc. for an order authorizing the drilling, completing and producing of not more than a total of three wells on a 1280-acre spacing unit described as Sections 24 and 25, T.155N., R.95W., Capa-Bakken Pool, Williams County, ND, and such other relief as is appropriate.

Case No. 12907: Application of XTO Energy Inc. for an order authorizing the drilling, completing and producing of not more than a total of three wells on a 1280-acre spacing unit described as Sections 27 and 10, T.150N., R.91W., East Fork-Bakken Pool, Towner County, ND, and such other relief as is appropriate.

Case No. 12908: Application of Energy USA Ltd. for an order authorizing the conversion of the O'Brien well located in the SW/4 of Section 1, T.164N., R.81W., Bottineau County, ND, to a salt water disposal well in the Dakota Group pursuant to NDAC Chapter 43-02-05, and such other relief as is appropriate.

Case No. 12909: Application of Energy USA Ltd. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit described as Sections 1, T.151N., R.99W., Ambrose-Bakken Pool, Divide County, ND, as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 12910: Application of Energy USA Ltd. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit described as Sections 1, T.151N., R.99W., Ambrose-Bakken Pool, Divide County, ND, as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 12911: Application of Energy USA Ltd. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit described as Sections 1, T.161N., R.99W., Ambrose-Bakken Pool, Divide County, ND, as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 12912: Application of Energy USA Ltd. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit described as Sections 18 and 19, 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. 12913: Application of Denbury Resources, Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit described as Section 2, T.153N., R.96W., Charison-Bakken Pool, McKenzie County, ND as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 12914: Application of Denbury Resources, Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit described as Section 11, T.153N., R.96W., Charison-Bakken Pool, McKenzie County, ND as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 12915: Application of Denbury Resources, Inc. for an order pursuant to

NDAC § 43-02-03-88.1 pooling all interests in a spacing unit described as Section 12, T.153N., R.96W., Charison-Bakken Pool, McKenzie County, ND as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 12916: Application of Denbury Resources, Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit described as Sections 10 and 15, T.153N., R.96W., Sand Creek-Bakken Pool, McKenzie County, ND as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 12917: Application of Denbury Resources, Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit described as Sections 2 and 11, T.152N., R.101W., Camp-Bakken Pool, McKenzie County, ND as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 12918: Application of Denbury Resources, Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit described as Sections 3 and 10, T.152N., R.101W., Camp-Bakken Pool, McKenzie County, ND as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 12919: Application of Denbury 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 6, T.152N., R.94W., Antelope-Sanish Pool, McKenzie County, ND as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 12920: Application of Denbury Resources, Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit described as Sections 1 and 9, T.150N., R.98W., Silverston-Bakken Pool, McKenzie County, ND, as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 12921: Application of Denbury Resources, Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit described as Sections 18 and 21, T.150N., R.98W., Silverston-Bakken Pool, McKenzie County, ND, as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 12922: Application of Denbury Resources, Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit described as Sections 1 and 2, T.150N., R.98W., Silverston-Bakken Pool, McKenzie County, ND, as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 12923: Application of Denbury Resources, Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit described as Sections 1 and 9, T.150N., R.96W., Dolphin-Bakken Pool, Divide County, ND as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 12924: 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 22 and 23, T.160N., R.96W., Hamlet-Bakken Pool, Bottineau County, ND, as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 12925: 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 Tanberg #4-11, Sections 4 and 9, T.161N., R.95W., Sadler-Bakken Pool, Divide County, ND as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 12926: Application of Continental Resources, Inc. for an order authorizing the drilling, completing and producing of a total of not more than two wells on a 1280-acre spacing unit described as Sections 26 and 33, T.161N., R.95W., Sadler-Bakken Pool, Divide County, ND, setting the minimum setbacks from the "heel and toe" of the well to the spacing unit boundaries at 200 feet, eliminating any tool offset requirements, and such other relief as is appropriate.

Case No. 12927: Application of Continental Resources, Inc. for an order authorizing the drilling, completing and producing of a total of not more than two wells on a 1280-acre spacing unit described as Sections 4 and 9, T.143N., R.96W., Fayette-Bakken Pool, Dunn County, ND, setting the minimum setbacks from the "heel and toe" of the well to the spacing unit boundaries at 200 feet, eliminating any tool offset requirements, and such other relief as is appropriate.

Case No. 12928: Application of Anschutz Exploration Corp. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Sadowsky #34-12H, Sections 4 and 12, T.141N., R.97W., St. Anthony-Bakken Pool, Dunn County, ND as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 12929: Application of Anschutz Exploration Corp. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Wolberg #21-18H, Sections 18 and 19, T.141N., R.95W., Simon Butte-Bakken Pool, Dunn County, ND as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 12930: Application of Anschutz Exploration Corp. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Kadmas #11-12H, Sections 27 and 34, T.141N., R.95W., Simon Butte-Bakken Pool, Dunn County, ND, as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 12931: Application of Anschutz Exploration Corp. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Raphael Strick #1-13-24H, Sections 13 and 24, T.141N., R.97W., Fayette-Bakken Pool, Dunn County, ND as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 12932: Application of Anschutz Exploration Corp. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the William Kubista #11-14-15H, Sections 11 and 14, T.141N., R.96W., Fayette-Bakken Pool, Dunn County, ND as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 12933: Application of Anschutz Exploration Corp. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the State #1-18-24H, Sections 16 and 21, T.141N., R.96W., Fayette-Bakken Pool, Dunn County, ND as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 12934: Application of Anschutz Exploration Corp. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Schaefer #1-18-24H, Sections 16 and 21, T.141N., R.96W., Fayette-Bakken Pool, Dunn County, ND as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 12935: Application of Anschutz Exploration Corp. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the William Sadowsky #1-14-15H, Sections 4 and 9, T.141N., R.96W., Manning-Bakken Pool, Dunn County, ND as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 12936: Application of Anschutz Exploration Corp. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Everts #1-14-15H, Sections 14 and 15, T.142N., R.96W., Manning-Bakken Pool, Dunn County, ND as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 12937: Application of Anschutz Exploration Corp. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Evelyn Kary #1-15-22H, Sections 15 and 22, T.144N., R.97W., Cabernet-Bakken Pool, Dunn County, ND as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 12938: Application of Anschutz Exploration Corp. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Jaeger State #1-34-27H-144-97, Sections 27 and 34, T.144N., R.97W., Cabernet-Bakken Pool, Dunn County, ND as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 12939: Application of Anschutz Exploration Corp. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Kennedy Stroh #1-12-1H-143-97, Sections 1 and 12, T.143N., R.97W., Cabernet-Bakken Pool, Dunn County, ND as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 12940: Application of Anschutz Exploration Corp. for an order authorizing the drilling, completing and producing of horizontal increase density wells on each 1280-acre spacing unit within the St. Anthony-Bakken Pool, Dunn County, ND, not to exceed a total of six horizontal wells on each such spacing unit, eliminating any tool error requirements and also setting the minimum setbacks from the "heel and toe" of the well to the spacing unit boundaries at 200 feet, and such other relief as is appropriate.

Case No. 12941: Application of Anschutz Exploration Corp. for an order authorizing the drilling, completing and producing of horizontal increase density wells on each 1280-acre spacing unit within Zones II and III of the Willmen-Bakken Pool, Dunn and Billings Counties, ND, not to exceed a total of six horizontal wells on each such spacing unit, eliminating any tool error requirements and also setting the minimum setbacks from the "heel and toe" of the well to the spacing unit boundaries at 200 feet, and such other relief as is appropriate.

Case No. 12942: Application of Anschutz Exploration Corp. for an order authorizing the drilling, completing and producing of horizontal increase density wells on each 1280-acre spacing unit within the Simon-Bakken Pool, Dunn County, ND, not to exceed a total of six horizontal wells on each such spacing unit, eliminating any tool error requirements and also setting the minimum setbacks from the "heel and toe" of the well to the spacing unit boundaries at 200 feet, and such other relief as is appropriate.

Case No. 12943: Application of Anschutz Exploration Corp. for an order authorizing the drilling, completing and producing of horizontal increase density wells on each 1280-acre spacing unit within Zone II of the Hungry Man Butte-Bakken Pool, Billings County, ND, not to exceed a total of six horizontal wells on each such spacing unit, eliminating any tool error requirements and also setting the minimum setbacks from the "heel and toe" of the well to the spacing unit boundaries at 200 feet, and such other relief as is appropriate.

Case No. 12944: Application of Anschutz Exploration Corp. for an order authorizing the drilling, completing and producing of horizontal increase density wells on each of the following 1280-acre spacing units: Sections 4 & 9; Sections 5 & 8; Sections 6 & 7; Sections 17 & 20; Sections 18 & 19; T.142N., R.98W.; Sections 18 & 19; Sections 30 & 31; T.143N., R.98W.; Sections 13 & 24; Sections 14 & 23; Sections 15 & 22; Sections 16 & 21; and Sections 26 & 35, T.143N., R.99W., Demetrius-Bakken Pool, Billings County, ND, not to exceed a total of six horizontal wells on each such spacing unit, eliminating any tool error requirements and also setting the minimum setbacks from the "heel and toe" of the well to the spacing unit boundaries at 200 feet, and such other relief as is appropriate.

Case No. 12945: Application of Anschutz Exploration Corp. for an order authorizing the drilling, completing and producing of horizontal increase density wells on each 1280-acre spacing unit within Zone II of the Fayette-Bakken Pool, Dunn County, ND, not to exceed a total of six horizontal wells on each such spacing unit, eliminating any tool error requirements and also setting the minimum setbacks from the "heel and toe" of the well to the spacing unit boundaries at 200 feet and/or such other and further relief as appropriate.

Case No. 12946: Application of Anschutz Exploration Corp. for an order authorizing the drilling, completing and producing of horizontal increase density wells on each 1280-acre spacing unit within Zones I and II of the Russian Creek-Bakken Pool, Dunn County, ND, not to exceed a total of six horizontal wells on each such spacing unit, eliminating any tool error requirements and also setting the minimum setbacks from the "heel and toe" of the well to the spacing unit boundaries at 200 feet, and such other relief as is appropriate.

Case No. 12947: Application of Anschutz Exploration Corp. for an order authorizing the drilling, completing and producing of horizontal increase density wells on each 1280-acre spacing unit within the Manning-Bakken Pool, Dunn County, ND, not to exceed a total of six horizontal wells on each such spacing unit, eliminating any tool error requirements and also setting the minimum setbacks from the "heel and toe" of the well to the spacing unit boundaries at 200 feet, and such other relief as is appropriate.

Case No. 12948: Application of Anschutz Exploration Corp. for an order authorizing the drilling, completing and producing of horizontal increase density wells on each 1280-acre spacing unit within Zone II of the Cabernet-Bakken Pool, Dunn County, ND, not to exceed a total of six horizontal wells on each such spacing unit, eliminating any tool error requirements and also setting the minimum setbacks from the "heel and toe" of the well to the spacing unit boundaries at 200 feet, and such other relief as is appropriate.

Case No. 12949: Application of Anschutz Exploration Corp. for an order authorizing the drilling, completing and producing of horizontal increase density wells on each 1280-acre spacing unit within Zones IV, V, and VI of the Murphy Creek-Bakken Pool, Dunn County, ND, not to exceed a total of six horizontal wells on each such spacing unit, eliminating any tool error requirements and also setting the minimum setbacks from the "heel and toe" of the well to the spacing unit boundaries at 200 feet, and such other relief as is appropriate.

Case No. 12950: Application of Zavanna, LLC for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Gary #1-24H, Section 24, T.154N., R.99W., Stockyard Creek-Bakken Pool, Williams County, ND; and also to consider a petition for a risk penalty requesting an order authorizing the recovery of a risk penalty from certain non-participating owners in the drilling and completion of the Hanson 28-33 #1H well as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 12951: Application of Zavanna, LLC for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Hanson 28-33 #1H, Sections 28 and 33, T.154N., R.99W., Stockyard Creek-Bakken Pool, Williams County, ND; and also to consider a petition for a risk penalty requesting an order authorizing the recovery of a risk penalty from certain non-participating owners in the drilling and completion of the Hanson 28-33 #1H well as provided by NDCC § 38-08-08 of the NDCC, and such other relief as is appropriate.

Case No. 12952: Application of Fidelity Expl. & Prod. Co. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Lynn #19-20-29H, Sections 19, 20, 29, and 30, T.154N., R.92W., Sanish-Bakken Pool, Mountrail County, ND as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 12953: Application of Fidelity Expl. & Prod. Co. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Domaskin #19-30-29H, Sections 19, 20, 29, and 30, T.154N., R.92W., Sanish-Bakken Pool, Mountrail County, ND as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 12954: 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 Hanson #17-20-163-98H, Sections 17 and 20, 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. 12955: 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 Antonson #01-12-163-95H, Sections 1 and 12, T.163N., R.95W., Forthun-Bakken Pool, Divide County, ND as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 12956: Application of Samson Resources Co. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit described as Sections 2 and 11, T.163N., R.95W., Forthun-Bakken Pool, Divide County, ND as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 12957: Application of Samson Resources Co. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit described as Sections 15 and 22, T.163N., R.95W., Forthun-Bakken Pool, Divide County, ND as provided by NDCC § 38-08-08 and such other and further relief.

Case No. 12958: Application of Slawson Exploration Co., Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit described as Sections 29 and 32, T.151N., R.92W., Big Bend-Bakken Pool, Mountrail County, ND, as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 12959: Application of Slawson Exploration Co., Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit described as Section 32, T.151N., R.92W., Big Bend-Bakken Pool, Mountrail County, ND, as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 12960: Application of Tracker Resource Development II, LLC for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit described as Sections 17 and 20, T.153N., R.98W., Trust-Bakken Pool, Williams County, ND, as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 12961: Application of Tracker Resource Development II, LLC for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit described as Sections 18 and 19, T.153N., R.98W., Trust-Bakken Pool, Williams County, ND, as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 12962: Application of Tracker Resource Development II, LLC for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit described as Sections 6 and 7, T.151N., R.162W., Elk-Bakken Pool, McKenzie County, ND, as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 12963: Application of Tracker Resource Development II, LLC for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Danielle #12-1H, Sections 1 and 12, T.145N., R.97W., Little Knife-Bakken Pool, Dunn County, ND; and also to consider a petition for a risk penalty requesting an order authorizing the recovery of a risk penalty from certain non-participating owners in the drilling and completion of the Danielle #12-1H well as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 12964: Application of Newfield Production Co. for an order authorizing the drilling, completing and producing of a total of not more than four wells on lands within a 1280-acre spacing unit described as Sections 29 and 32, T.149N., R.95W., Bear Den-Bakken Pool, McKenzie County, ND, and such further and additional relief.

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