

BEFORE THE INDUSTRIAL COMMISSION
OF THE STATE OF NORTH DAKOTA

CASE NO. 12909
ORDER NO. 15176

IN THE MATTER OF A HEARING CALLED ON
A MOTION OF THE COMMISSION TO
CONSIDER THE APPLICATION OF BAYTEX
ENERGY USA LTD. FOR AN ORDER
PURSUANT TO NDAC § 43-02-03-88.1 POOLING
ALL INTERESTS IN A SPACING UNIT
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.

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) Pursuant to North Dakota Administrative Code (NDAC) Section 43-02-03-88.1, the Director is authorized to sign, on behalf of the Commission, orders relating to, inter alia, pooling under North Dakota Century Code (NDCC) Section 38-08-08.
- (3) The applicant is the owner of an interest in an oil and gas leasehold estate in a spacing unit for the Ambrose-Bakken Pool described as all of Section 4, Township 162 North, Range 99 West, Divide County, North Dakota.
- (4) Said spacing unit is created in accordance with an order of the Commission and there are separately owned tracts and/or separately owned interests in the spacing unit, and some of the owners thereof have not voluntarily pooled their interests for the development and operation of said spacing unit.
- (5) The Commission makes no findings with regard to the specific acreage or percentage attributed to separately owned tracts or interests.
- (6) Counsel for applicant requests an order of the Commission pooling all interests in the spacing unit.
- (7) There were no objections to this application.

(8) NDCC Section 38-08-08 requires the Commission to enter a pooling order upon application when two or more separately owned tracts are embraced within a spacing unit, or there are separately owned interests in all or a part of a spacing unit, in the absence of voluntary pooling. The section further provides that working interest owners in the spacing unit shall pay their share of the reasonable actual cost of drilling and operating the well plus a reasonable charge for supervision. In addition to such costs and charges, nonparticipating lessees may be required to pay a risk penalty of 200 percent and unleased mineral interest owners may be required to pay a risk penalty of 50% of their share of the reasonable actual cost of drilling and completing the well. This application is not a petition for a risk penalty, therefore the Commission makes no findings with regard to whether any particular owner with an interest in the spacing unit at issue in this application may impose a risk penalty against any other owner. The requirements for imposition of a risk penalty are set forth in NDCC Section 38-08-08 and NDAC Section 43-02-03-16.3.

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

IT IS THEREFORE ORDERED:

(1) All oil and gas interests in a spacing unit for the Ambrose-Bakken Pool described as all of Section 4, Township 162 North, Range 99 West, Divide County, North Dakota, are hereby pooled for the development and operation of the spacing unit.

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

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

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

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

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

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

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

Dated this 31st 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

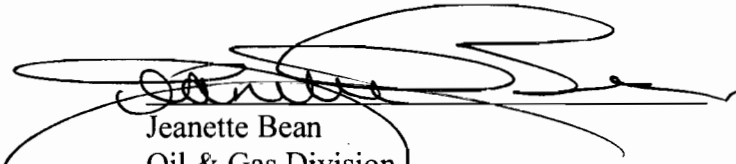
AFFIDAVIT OF MAILING

COUNTY OF BURLEIGH

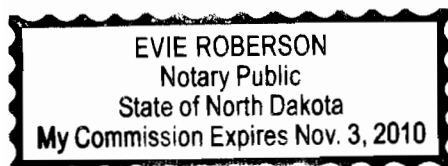
I, Jeanette Bean, being duly sworn upon oath, depose and say: That on the 10th day of September, 2010 enclosed in separate envelopes true and correct copies of the attached Order No. 15176 of the North Dakota Industrial Commission, and deposited the same with the United States Postal Service in Bismarck, North Dakota, with postage thereon fully paid, directed to the following persons by the Industrial Commission in Case No. 12909 :

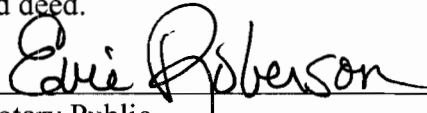
LAWRENCE BENDER
FREDRICKSON & BYRON
PO BOX 1855
BISMARCK ND 58502-1855

TIMOTHY MORRIS
BAYTEX ENERGY USA LTD
600 17TH ST STE 1900 S
DENVER CO 80202


Jeanette Bean
Oil & Gas Division

On this 10th 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.

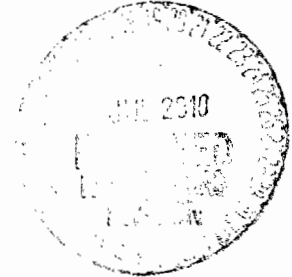



Notary Public
State of North Dakota, County of Burleigh

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

CASE NO. 12909

Application of Baytex Energy USA Ltd. for an order pursuant to N.D.A.C. Section 43-02-03-88.1 pooling all interests in a spacing unit described as Section 4, Township 162 North, Range 99 West, Ambrose-Bakken Pool, Divide County, North Dakota; as provided by N.D.C.C. Section 38-08-08 and such other and further relief.



AFFIDAVIT OF TIMOTHY R. MORRIS

STATE OF COLORADO)
) ss
COUNTY OF DENVER)

Timothy R. Morris, being first duly sworn, deposes and states as follows:

1.

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

2.

That in the course of my work as Vice President for Baytex, I have become familiar with the mineral ownership and leasehold ownership in Section 4, Township 162 North, Range 99 West, Divide County, North Dakota ("Section 4").

3.

That Baytex is the owner of an interest in the oil and gas leasehold estate in portions of Section 4.

4.

That by application dated June 28, 2010 to be heard on July 28, 2010, Baytex has requested that Section 4 be designated as a spacing unit in the Ambrose-Bakken Pool.

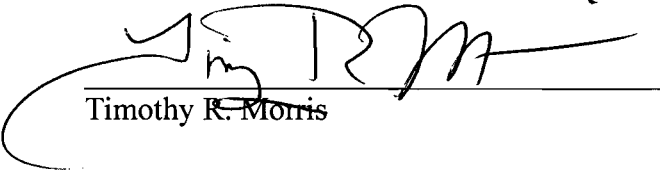
5.

That there are separately owned tracts or interests in the mineral estate and/or leasehold estate in Section 4.

6.

That a voluntary pooling in Section 4 has not been accomplished.

DATED this 13th day of July, 2010.

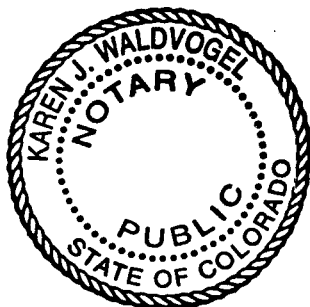

Timothy R. Morris

STATE OF COLORADO)
)ss
COUNTY OF DENVER)

The foregoing instrument was acknowledged before me this 13th day of July, 2010 by Timothy R. Morris, Vice President of Baytex Energy USA Ltd.


Notary Public
My Commission Expires: 1/18/2014

4772820_1.DOC



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 an 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 requests that its witnesses be allowed to participate at the hearing by telephonic means.

Should you have any questions, please advise.

Sincerely,


LAWRENCE BENDER

LB/sal

Enclosure

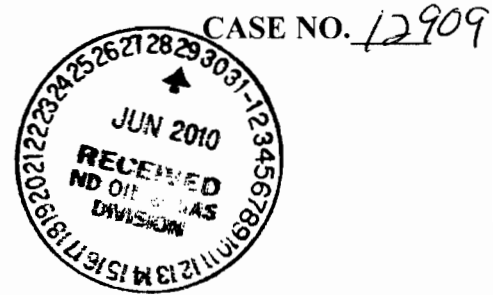
cc: Ms. Karlene Fine - (w/enc.)
Mr. Lynn Helms - (w/enc.)
Mr. Todd Sattler - (w/enc.)
Mr. Lee Zink - (w/enc.)

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**

Application of Baytex Energy USA Ltd. for an order pursuant to N.D.A.C. Section 43-02-03-88.1 pooling all interests in a spacing unit described as Section 4, Township 162 North, Range 99 West, Ambrose-Bakken Pool, Divide County, North Dakota; as provided by N.D.C.C. Section 38-08-08 and such other and further relief.



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 an owner of an interest in the oil and gas leasehold estate in Section 4, Township 162 North, Range 99 West, Divide County, North Dakota ("the Subject Lands").

2.

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

3.

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

4.

That by separate application Baytex has requested that all of Section 4 be designated as a spacing unit in the proposed Ambrose-Bakken Pool.

5.

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

6.

That Baytex therefore requests that the Commission enter its order pooling all interests in the proposed spacing unit described as Section 4, Township 162 North, Range 99 West, Ambrose-Bakken Pool, Divide County, North Dakota; as provided by N.D.C.C. Section 38-08-08.

WHEREFORE, Baytex requests the following:

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

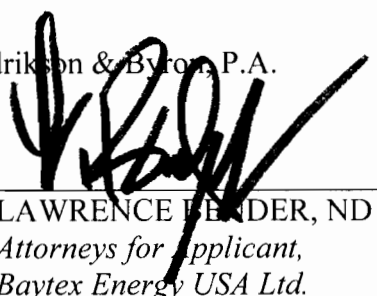
(b) That pursuant to N.D.A.C. Section 43-02-03-88.2, Baytex's witnesses in this matter be allowed to participate by telephonic means; and

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

DATED this 28th day of June, 2010.

Fredrikson & Byron, P.A.

By

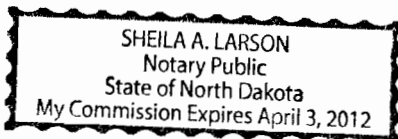

LAWRENCE BENDER, ND Bar #03898
Attorneys for Applicant,
Baytex Energy USA Ltd.
200 North 3rd Street, Suite 150
P. O. Box 1855
Bismarck, ND 58502-1855
(701) 221-4020

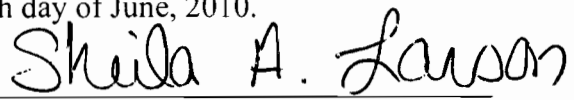
STATE OF NORTH DAKOTA)
) ss.
COUNTY OF BURLEIGH)

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 affiant's knowledge and belief.


LAWRENCE BENDER

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




Sheila A. Larson, Notary Public
My Commission Expires: April 3, 2012

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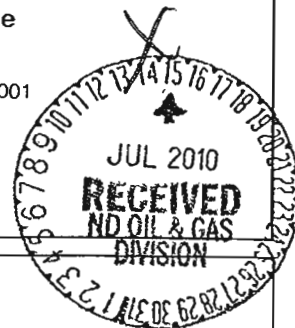
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OIL & GAS DIVISION

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07/09/10	20451959	INV	1,077.68

Amount Paid: _____ CK #: _____

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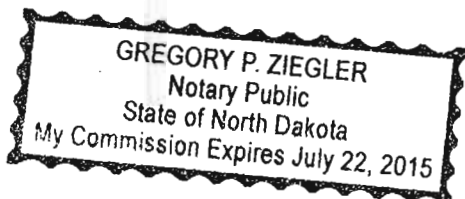
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Affidavit of Publication
State of North Dakota) SS County of Burleigh
Before me, a Notary Public for the State of North Dakota
personally appeared CK who being duly sworn, deposes
and says that he (she) is the Clerk of Bismarck Tribune Co.,
and that the publication(s) were made through the
Bismarck Tribune on the following dates:
7/9 Signed Carmen Kuntz
sworn and subscribed to before me this 10th
day of July 2010
Notary Public and for the State of North Dakota



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

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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. #1-151 Hardacre, NENW Section 16, T.153N., R.103W., 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.90W., 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.92W., 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.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. 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.157N., R.92W., and Sections 5 and 6, T.156N., R.92W.; and Sections 34 and 35, T.157N., 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 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, completing and producing of a total of not more than three wells in a 1280-acre spacing unit described as Sections 13 and 24, T.158N., R.90W., 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.95W., 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, completing and producing 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 each 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.; and 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 #1-361 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, L.P. #1-H Tjelle 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, L.P. for an order extending the field boundaries and amending the field rules for the Todd-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, L.P. 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.152N., 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 20; Sections 18 and 19; Sections 28 and 33; Sections 29 and 32; and Sections 30 and 31, T.141N., 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 North Fork

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.146N., 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. #1-11 Havin, N/WNE Section 1, T.150N., R.97W., McKenzie County, ND, define the field limits, and enact such special field rules as may be necessary.

Bismarck Tribune July 28th

Case No. 12752: (Continued) Temporary spacing to develop an oil and/or gas pool discovered by the Continental Resources, Inc. #1-6M 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 Ragah Coulee-Bakken Pool, McKenzie County, ND, redefine the field limits, and enact such special field rules as may be necessary.

Case No. 12014: (Continued) Temporary spacing to develop an oil and/or gas pool discovered by the Continental Resources, Inc. #1-31H Traxel, SESW Section 31, T.146N., R.89W., 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. 18859) with a surface location in Lot 4 of Section 2, T.146N., R.89W., and a bottom hole location in Section 11, T.146N., R.98W., McKenzie County, ND, and such other relief as is appropriate.

Case No. 12865: Application of Endeore Operating, L.P. for an order creating a 1280-acre spacing unit comprised of Sections 4 and 9, T.152N., 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 Endeore Operating, L.P. for an order amending the field rules for the Murphy Creek-Bakken Pool to create and establish a 1280-acre spacing unit comprised of Sections 27 and 28, T.145N., 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 Endeore Operating, L.P. for an order extending the field boundaries and amending the field rules for the Silverston-Bakken Pool to create and establish three 1280-acre spacing units comprised of Sections 4 and 8, Sections 14 and 21, and Sections 30 and 31, T.150N., R.99W., 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 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., 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 two 800-acre drilling units comprised of Sections 26 and 35; Sections 27 and 31; 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. 12871: Application of Slawson Exploration Co., Inc. for an order amending the field rules for the Big Bend-Bakken Pool to create and establish a 1280-acre spacing unit comprised of Sections 29 and 32, 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 48 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, SESW Section 12, T.150N., R.100W., McKenzie County, ND, define the field limits, and such other relief as is appropriate.

Case No. 12874: Application of Anschutz Exploration Corp. for an order amending the applicable field orders for the Bakken Pool for each of the following fields: Little Knife, Hungry Man Butte, St. Dennis, Williston, Cabernet, Fayette, Manning, Murphy Creek, Russian Creek, Simon Butte, and St. Anthony, Dunn, Billings, and McKenzie Counties, ND, to provide that the definition of the pool limits be expanded to include an additional 50 feet of the Three Forks Formation, and such other relief as is appropriate.

Case No. 12875: Application of Anschutz Exploration Corp. for an order extending the field boundaries and amending the field rules for the Little Knife-Bakken Pool to establish twenty-two 1280-acre spacing units consisting of Sections 1 & 12; Sections 4 & 9; Sections 5 & 8; Sections 6 & 7; Sections 11 & 22; Sections 16 & 21; Sections 17 & 20; T.143N., R.98W.; Sections 4 & 9; Sections 5 & 8; Sections 6 & 7; Sections 16 & 21; Sections 18 & 19; Sections 26 & 33; Sections 30 & 31, T.144N., R.97W.; Sections 6 & 7; Sections 18 & 19; Sections 27 & 34; Sections 28 & 33; Sections 30 & 31, T.144N., R.98W.; Sections 12 & 13; Sections 26 & 34; and Sections 28 & 33, T.145N., R.97W., Billings and Dunn Counties, ND, authorizing the drilling of up to 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. 12876: Application of Prime Exploration, Inc. for an order creating two 640-acre drilling units comprised of Sections 1, 4, 9, 12, 13, 16, 17, 18, 19, 20, 24, 25, 28, 29, 30, 31, 32, 33, 34, T.162N., R.91W., and Sections 30 and 31, T.162N., R.90W., Burke County, ND, authorizing the drilling of a horizontal well within each drilling unit, and such other relief as is appropriate.

Case No. 12877: Application of Zenerey, Inc. for an order authorizing the drilling, completing 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 setback 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 Mondak-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 #14-35H 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 36, 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 Lake Lodgepole Unit Area, consisting of lands within Stark County, ND, for approval of the voluntary unit agreement and unit operating agreement; for approval of the voluntary plan of operation; vacating the 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, redefine 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 Petrie Hunt, LLC, to drill the NJOs #157-100-248-35-H well (File No. 19041), with a surface location in the NWNW of Section 26, T.159N., R.100W., Williams County, ND, and such other relief as is appropriate.

Case No. 12746: (Continued) Application of TRZ 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 W for the spacing unit comprised of Sections 7 and 18, T.147N., R.96W., authorizing a total of four wells in the spacing unit, and such other relief as is appropriate.

Case No. 12879: Application of TRZ Energy LLC and Tracker Resources Development II, LLC, for an order revoking permit No. 19133 of Baytex Energy USA, Ltd. for the Redfield #25-157-99H well to be located in the NWNW of Section 25, T.157N., R.99W., and designating Tracker Resources Development II, LLC as operator of all wells in the drilling unit comprised of Sections 25 and 36, T.157N., R.99W., Williams County, ND, and such other relief as is appropriate.

Case No. 12880: Application of Peak ND LLC for an order amending the field rules of the Antelope-Sanish Pool to establish Section 28, T.151N., R.94W., McKenzie County, ND as a 640-acre spacing unit authorizing the drilling of one horizontal well on the spacing unit, and such other relief as is appropriate.

Case No. 12881: Application of Peak ND LLC for an order terminating two 1280-acre drilling units consisting of Sections 4 and 5, T.150N., R.94W.; Sections 1 and 2, T.149N., R.94W., McKenzie County, ND, and establishing four 640-acre drilling units comprised of said Sections 4, 4, 1, and 2, authorizing the drilling of a horizontal well within each drilling unit at a location no less than 200 feet from the boundary of each drilling unit, and such other relief as is appropriate.

Case No. 12882: Application of EOG Resources, Inc. for an order pursuant to NDAC § 43-02-03-88.1 authorizing conversion to saltwater disposal into the Dakota Group of the Shell Creek #14-SWB well, SESW Section 1, T.152N., R.90W., Parshall Field, Mountrail County, ND, pursuant to NDAC Chapter 43-02-03 and such other relief as is appropriate.

Case No. 12883: 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 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 NDAC § 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 NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for 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 NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Burke #24-08H, Section 8, T.155N., R.90W., Stanley-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 non-participating owners in the drilling and completion of the Burke #24-08H 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 NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Austin #30-13H, Section 13, 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 non-participating owners in the drilling and completion of the Austin #30-13H 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 NDAC § 43-02-03-88.1 pooling all interests in a spacing unit described as Section 30, T.152N., R.89W., 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 NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Liberty #24-11H, Section 11, T.151N., R.91W., Parshall-Bakken Pool, Mountrail County, ND as provided by NDCC § 38-08-08 and such other and further relief.

Case No. 12890: Application of EOG Resources, Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Fertile #10-04H, 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 NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Fertile #11-10H, Section 18, 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 NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Fertile #34-31H, Section 31, T.151N., 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 non-participating owners in the drilling and completion of the Fertile #34-31H well 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, Section 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 #1-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 Cyanide 19-15 #1-H, 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 29-32 #1-H, Sections 29 and 32, T.154N., R.103W., Painted 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.158N., R.91W., and Section 3, T.157N., R.91W., Kettleon Slough-Bakken Pool, Mountrail County, ND, eliminating the 1220 setback rule for the first well drilled and eliminating any tool error 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 an order authorizing the recovery of a risk penalty from certain non-participating owners as provided by NDCC § 38-08-08 in the drilling and completing of the Kallberg #1-H 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 Lyle #1 well, located in the SWSE 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 #1-12 well, NWSE 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 6 and 7, T.161N., R.94W., Burke-Bakken Pool, Burke 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.161N., R.94W., Burke-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 Butte-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 25 and 34, T.148N., R.97W., Lost Boy-Bakken Pool, Dunn County, ND, 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 Oberg #1-H well, located in the SWSE 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 1, 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 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., Charlson-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., Charlson-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., Charlson-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 and further relief.

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 8, T.152N., R.94W., Antelope-Sanish Pool, McKenzie County, ND as provided by NDCC § 38-08-08 and such other and further relief.

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 4 and 9, T.150N., R.98W., Sverston-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., Sverston-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 3 and 31, T.150N., R.98W., Sverston-Bakken Pool, McKenzie County, ND, as provided by NDCC § 38-08-08, and such other relief as is appropriate.

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-H, 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 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. 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 error setback 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 1 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 #11-27H, 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 Stroth #1-13-24H, Sections 13 and 24, T.143N., 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 Kibisch #1-14-11H, Sections 11 and 14, T.143N., 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 #1-16-27H, Sections 16 and 21, T.143N., 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 Schneider #1-33-38-143-96, Sections 28 and 33, T.143N., 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 #1-15H, Sections 4 and 9, 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. 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 Dvorak State #1-16-27H, Sections 16 and 21, 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. 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 #1-15-27H, Sections 15 and 22, T.141N., 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 Kenneth Stron #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-Butte-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., St. 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 VII 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 Gary #1-24H 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., Trux-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., Trux-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.102W., 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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Williamack Tribune July 29th

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

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.

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

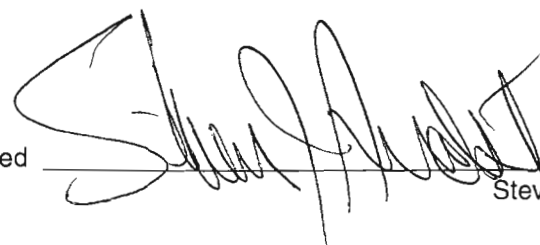
NOTICE OF HEARING

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

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



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 appropri-

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-