

BEFORE THE INDUSTRIAL COMMISSION
OF THE STATE OF NORTH DAKOTA

CASE NO. 21053
(CONTINUED)
ORDER NO. 23357

IN THE MATTER OF A HEARING CALLED ON
A MOTION OF THE COMMISSION TO
CONSIDER THE IN THE MATTER OF THE
PETITION FOR A RISK PENALTY OF BAKKEN
HUNTER, 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
COMPLETION OF THE TUNDRA 3130 #4H
WELL LOCATED IN A SPACING UNIT
CONSISTING OF SECTIONS 30 AND 31,
T.164N., R.98W., AMBROSE-BAKKEN POOL,
DIVIDE COUNTY, ND, PURSUANT TO NDAC §
43-02-03-88.1, AND SUCH OTHER RELIEF AS IS
APPROPRIATE.

ORDER OF THE COMMISSION

THE COMMISSION FINDS:

(1) This cause originally came on for hearing at 9:00 a.m. on the 23rd day of October, 2013. At that time, counsel for Bakken Hunter, LLC (Bakken Hunter) requested this case be continued to the regularly scheduled hearing in December, 2013. There were no objections, the hearing officer granted the request, and this case was scheduled for hearing on December 18, 2013.

(2) Bakken Hunter filed a petition for a risk penalty before the North Dakota Industrial Commission (Commission) requesting an order authorizing the recovery of a risk penalty from certain non-participating owners, as provided by North Dakota Century Code (NDCC) Section 38-08-08 in the drilling and completing of the Tundra 3130 #4H well located in a spacing unit described as Sections 30 and 31, Township 164 North, Range 98 West (Sections 30 and 31), Ambrose-Bakken Pool, Divide County, North Dakota, pursuant to North Dakota Administrative Code (NDAC) Section 43-02-03-88.1, and such other relief as is appropriate.

(3) Bakken Hunter is the owner of an interest in an oil and gas leasehold estate in a spacing unit for the Ambrose-Bakken Pool described as all of Sections 30 and 31.

(4) The Commission makes no findings with regard to the specific acreage or percentage attributed to separately owned tracts or interests.

(5) NDCC Section 38-08-08 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 percent of their share of the reasonable actual cost of drilling and completing the well.

(6) Bakken Hunter requests an order of the Commission allowing the recovery of a risk penalty from the American Eagle Energy Corp. (American Eagle), the Crescent Point Energy US Corp (Crescent Point) and the Samson Resources (Samson) interests.

(7) American Eagle, Crescent Point and Samson, leasehold interest owners within the spacing unit, did not appear in this matter or object to the risk penalty being assessed against their leasehold interests.

(8) Pursuant to NDAC Section 43-02-03-16.3, Bakken Hunter sent an invitation to participate in the drilling and completion of the Tundra 3130 #4H well. Bakken Hunter provided evidence that the invitations to participate were complete and properly served on American Eagle, Crescent Point and Samson.

(9) Pursuant to NDAC Section 43-02-03-16.3, American Eagle, Crescent Point and Samson had 30 days from the date of receiving the invitation to elect to participate in the Tundra 3130 #4H well. Bakken Hunter provided evidence that American Eagle and Crescent Point declined Bakken Hunter's invitation and Samson failed to respond to Bakken Hunter's invitation within the 30-day deadline.

(10) The Commission concludes Bakken Hunter has complied with NDAC Section 43-02-03-16.3 and the risk penalty may be imposed against American Eagle's, Crescent Point's and Samson's leasehold interest.

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

IT IS THEREFORE ORDERED:

(1) A risk penalty may be imposed on American Eagle Energy Corp.'s, Crescent Point Energy US Corp.'s and Samson Resources' leasehold interests for the drilling and completion of the Tundra 3130 #4H well on a spacing unit described as Sections 30 and 31, Township 164 North, Range 98 West, Ambrose-Bakken Pool, Divide County, North Dakota, pursuant to NDCC Section 38-08-08 and NDAC Section 43-02-03-16.3.

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

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

Dated this 19th day of February, 2014.

INDUSTRIAL COMMISSION
STATE OF NORTH DAKOTA

By the Director, on behalf of the Commission

/s/ Lynn D. Helms, Director

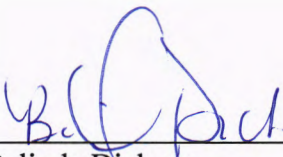
STATE OF NORTH DAKOTA

AFFIDAVIT OF MAILING

COUNTY OF BURLEIGH

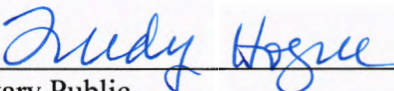
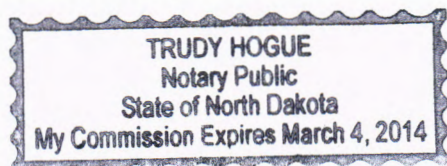
I, Belinda Dickson, being duly sworn upon oath, depose and say: That on the 27th day of February, 2014 enclosed in separate envelopes true and correct copies of the attached Order No. 23357 of the North Dakota Industrial Commission, and deposited the same with the United States Postal Service in Bismarck, North Dakota, with postage thereon fully paid, directed to the following persons by the Industrial Commission in Case No. 21053:

S THOMAS THRONE
THRONE LAW OFFICE PC
PO BOX 6590
SHERIDAN WY 82801



Belinda Dickson
Oil & Gas Division

On this 27th day of February, 2014 before me personally appeared Belinda Dickson 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

Kadrmass, Bethany R.

From: Jennifer Schulenberg <jschulenberg@thronelaw.com>
Sent: Monday, December 16, 2013 4:15 PM
To: Kadrmass, Bethany R.
Cc: James Mowry
Subject: Case No. 21053
Attachments: Affidavit of Mailing.pdf

Bethany,

Attached is an Affidavit of Mailing for Case No. 21053.

Jennifer Schulenberg
jschulenberg@thronelaw.com



Natural Resource Lawyers for the Rockies

****CONFIDENTIALITY NOTICE****

This electronic transmission and any accompanying documents contain information belonging to the sender which may be confidential and/or legally privileged. This information is intended only for the use of the individual or entity to whom this transmission was sent. If you are not the intended recipient, any disclosure, copying, distribution, or action taken in reliance on the contents of the information contained herewith is strictly prohibited.

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

In the matter of the petition for a risk penalty of Bakken Hunter, 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 completion of the Tundra 3130-4H well located in a spacing unit consisting of Sections 30 and 31, Township 164 North, Range 98 West, Ambrose-Bakken Pool, Divide County, North Dakota, pursuant to NDAC § 43-02-03-88.1, and such other relief as is appropriate.

CASE NO. 21053

AFFIDAVIT OF MAILING

I, James Mowry, of lawful age, after having first duly sworn upon my oath, depose and state:

1. On November 25, 2013, I caused to be mailed by certified postage prepaid, return receipt requested, copies of the Application, Affidavit of Kyle Dollar and Notice of Hearing filed in this matter, to American Eagle Energy Corp., Crescent Point Energy US Corp. and Samson Resources Company. *See* Certificate of Service attached hereto as Exhibit "A."


2. Proof of service upon American Eagle Energy Corp. is attached hereto as Exhibit "B."

3. Proof of service upon Crescent Point Energy US Corp. is attached hereto as Exhibit "C."

4. Proof of service upon Samson Resources Company is attached hereto as

Exhibit "D."

DATED this 16th day of December 2013.


James L. Mowry ND Bar ID# 06901
Throne Law Office, P.C.
Attorney for Applicant
P. O. Drawer 6590
Sheridan, WY 82801
(307) 672-5858 Telephone
(307) 674-6104 Facsimile

STATE OF WYOMING)
) SS
COUNTY OF SHERIDAN)

The foregoing Affidavit was subscribed and sworn to before me by James Mowry this 16th day of December 2013.

Witness my hand and official seal.




Notary Public

My commission expires: Jan. 31, 2016

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

In the matter of the petition for a risk penalty of Bakken Hunter, 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 completion of the Tundra 3130-4H well located in a spacing unit consisting of Sections 30 and 31, Township 164 North, Range 98 West, Ambrose-Bakken Pool, Divide County, North Dakota, pursuant to NDAC § 43-02-03-88.1, and such other relief as is appropriate.

CASE NO. 21053

CERTIFICATE OF SERVICE

I, the undersigned, hereby certify that a true and correct copy of the following documents:

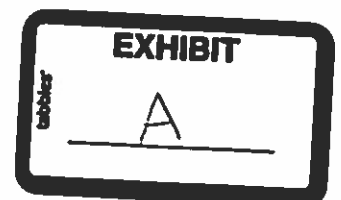
1. Application of Bakken Hunter, LLC for Risk Penalty
2. Notice of Hearing; and
3. Affidavit of Kyle Dollar

was on the 25th day of November, 2013 served by placing the same in the United States mail, with postage prepaid, certified mail, return receipt requested, at Sheridan, Wyoming, properly addressed to the following:

American Eagle Energy Corp.
2549 West Main Street, Suite 202
Littleton, CO 80120

Crescent Point Energy US Corp.
555 17th Street, Suite 555
Denver, CO 80202

Samson Resources Company
370 17th Street, Suite 3000
Denver, CO 80202



Dated this 25th day of November 2013.

BAKKEN HUNTER, LLC

By: 

S. Thomas Throne, ND Bar ID# 06679

James L. Mowry, ND Bar ID# 06901

Throne Law Office, P.C.

Attorneys for Bakken Hunter, LLC

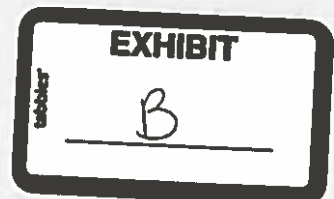
P. O. Drawer 6590

Sheridan, WY 82801

(307) 672-5858 Telephone

(307) 674-6104 Facsimile

SENDER: COMPLETE THIS SECTION		COMPLETE THIS SECTION ON DELIVERY	
<p>■ Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.</p> <p>■ Print your name and address on the reverse so that we can return the card to you.</p> <p>■ Attach this card to the back of the mailpiece, or on the front if space permits.</p>		<p>A. Signature X <i>Lawrence Schindler</i> <input type="checkbox"/> Agent <input type="checkbox"/> Addressee</p>	
<p>1. Article Addressed to:</p> <p><i>American Eagle Energy Corp.</i> <i>2549 W. Main Street,</i> <i>Suite 202</i> <i>Littleton, CO 80120</i></p>		<p>B. Received by: (Printed Name) <i>Lawrence Schindler</i> Date of Delivery <i>DEC 02 2013</i></p>	
		<p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes <input type="checkbox"/> No If YES, enter delivery address below:</p>	
		<p>3. Service Type</p> <p><input type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail</p> <p><input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise</p> <p><input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p>	
		<p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>	
<p>2. Article Number (Transfer from service label)</p>		<p>91 7199 9991 7033 6646 8032 13-395</p>	
PS Form 3811, February 2004		Domestic Return Receipt	
		102595-02-M-1540	



SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Crescent Point Energy US
555 17th Street, Suite 555
Denver, CO 80202

2. Article Number

(Transfer from service label)

91 7199 9991 7033 6646 8018 13-395

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

☐ Agent☐ Addressee

B. Received by (Printed Name)

C. Date of Delivery

D. Is delivery address different from item 1?

☐ Yes

If YES, enter delivery address below:

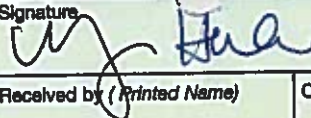
☐ No

3. Service Type

☐ Certified Mail☐ Express Mail☐ Registered☐ Return Receipt for Merchandise☐ Insured Mail☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☐ Yes

SENDER: COMPLETE THIS SECTION		COMPLETE THIS SECTION ON DELIVERY	
<p>■ Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.</p> <p>■ Print your name and address on the reverse so that we can return the card to you.</p> <p>■ Attach this card to the back of the mailpiece, or on the front if space permits.</p>		<p>A. Signature X  <input type="checkbox"/> Agent <input type="checkbox"/> Addressee</p>	
<p>1. Article Addressed to:</p> <p>Samson Resources Company 370 17th Street, Suite 3000 Denver, CO 80202</p>		<p>B. Received by (Printed Name)</p>	<p>C. Date of Delivery 11-27-13</p>
		<p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No</p>	
		<p>3. Service Type</p> <p><input type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p>	
		<p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>	
<p>2. Article Number (Transfer from service label)</p>		<p>91 7199 9991 7033 6646 8025 13-38</p>	
PS Form 3811, February 2004		Domestic Return Receipt	
		102595-02-M-1540	



Kadrmass, Bethany R.

From: James Mowry <jmowry@thronelaw.com>
Sent: Monday, November 25, 2013 6:09 PM
To: Kadrmass, Bethany R.
Subject: NDIC Case No. 21053
Attachments: 21053CertServ.pdf; 21053Notice.pdf

Bethany,

Attached for filing in Case No. 21053 are a Notice of Hearing and Certificate of Service. Please let me know if you have any questions.

Best regards,

Jim

James L. Mowry
jmowry@thronelaw.com



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

In the matter of the petition for a risk penalty of Bakken Hunter, 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 completion of the Tundra 3130-4H well located in a spacing unit consisting of Sections 30 and 31, Township 164 North, Range 98 West, Ambrose-Bakken Pool, Divide County, North Dakota, pursuant to NDAC § 43-02-03-88.1, and such other relief as is appropriate.

CASE NO. 21053

CERTIFICATE OF SERVICE

I, the undersigned, hereby certify that a true and correct copy of the following documents:

1. Application of Bakken Hunter, LLC for Risk Penalty
2. Notice of Hearing; and
3. Affidavit of Kyle Dollar

was on the 25th day of November, 2013 served by placing the same in the United States mail, with postage prepaid, certified mail, return receipt requested, at Sheridan, Wyoming, properly addressed to the following:

American Eagle Energy Corp.
2549 West Main Street, Suite 202
Littleton, CO 80120

Crescent Point Energy US Corp.
555 17th Street, Suite 555
Denver, CO 80202

Samson Resources Company
370 17th Street, Suite 3000
Denver, CO 80202

Dated this 25th day of November 2013.

BAKKEN HUNTER, LLC

By: 

S. Thomas Throne, ND Bar ID# 06679
James L. Mowry, ND Bar ID# 06901
Throne Law Office, P.C.
Attorneys for Bakken Hunter, LLC
P. O. Drawer 6590
Sheridan, WY 82801
(307) 672-5858 Telephone
(307) 674-6104 Facsimile

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

In the matter of the petition for a risk penalty of Bakken Hunter, 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 completion of the Tundra 3130-4H well located in a spacing unit consisting of Sections 30 and 31, Township 164 North, Range 98 West, Ambrose-Bakken Pool, Divide County, North Dakota, pursuant to NDAC § 43-02-03-88.1, and such other relief as is appropriate.

CASE NO. 21053

NOTICE OF HEARING

PLEASE TAKE NOTICE that Bakken Hunter, LLC filed the application in this matter with the North Dakota Industrial Commission.

A hearing will be held at 9:00 a.m. on December 18, 2013 at the Department of Mineral Resources Conference Room, Oil and Gas Division, 1000 East Calgary Avenue, Bismarck, North Dakota to consider the request of Bakken Hunter, LLC

As noted in the attached application, the applicant is requesting the authority to impose a risk penalty against any nonparticipating owner electing not to participate in the drilling of the contemplated well. Any nonparticipating owner may object to the risk penalty by responding in opposition to the application. In the event a nonparticipating owner objects, the applicant reserves the right to request a continuance to the next regularly scheduled hearing to allow sufficient time to respond to the objection.

Dated this 25th day of November 2013.

BAKKEN HUNTER, LLC

By: 

S. Thomas Throne, ND Bar ID# 06679

James L. Mowry, ND Bar ID# 06901

Throne Law Office, P.C.

Attorneys for Bakken Hunter, LLC

P. O. Drawer 6590

Sheridan, WY 82801

(307) 672-5858 Telephone

(307) 674-6104 Facsimile

Kadrmass, Bethany R.

From: Jennifer Schulenberg <jschulenberg@thronelaw.com>
Sent: Thursday, November 14, 2013 3:14 PM
To: Kadrmass, Bethany R.
Cc: James Mowry
Subject: Case No. 21053
Attachments: Request for Continuance.pdf

Bethany,

Attached is a Request for Continuance to the December 2013 hearings for Case No. 21053.

Jennifer Schulenberg
jschulenberg@thronelaw.com



Natural Resource Lawyers for the Rockies

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This electronic transmission and any accompanying documents contain information belonging to the sender which may be confidential and/or legally privileged. This information is intended only for the use of the individual or entity to whom this transmission was sent. If you are not the intended recipient, any disclosure, copying, distribution, or action taken in reliance on the contents of the information contained herewith is strictly prohibited.

BEFORE THE INDUSTRIAL COMMISSION
OF THE STATE OF NORTH DAKOTA

In the matter of the petition for a risk penalty of Bakken Hunter, 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 completion of the Tundra 3130-4H well located in a spacing unit consisting of Sections 30 and 31, Township 164 North, Range 98 West, Ambrose-Bakken Pool, Divide County, North Dakota, pursuant to NDAC § 43-02-03-88.1, and such other relief as is appropriate.

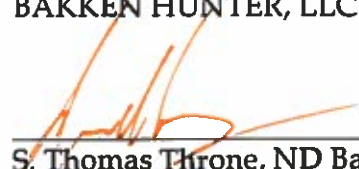
CASE NO. 21053

REQUEST FOR CONTINUANCE

COMES NOW, Bakken Hunter, LLC, by and through its attorneys, S. Thomas Throne and James Mowry, and respectfully requests that the North Dakota Industrial Commission ("Commission") continue its Application in this matter to the December 2013 hearings. The Application in Case No. 21053 was heard at the October 2013 hearings, however, notice was not sent to the parties whom the risk penalty is sought prior to the October hearing. Therefore, Bakken Hunter, LLC requests this continuance so that appropriate notice of the application and hearing in this matter can be provided to these parties.

Dated this 14th day of November 2013.

BAKKEN HUNTER, LLC



S. Thomas Throne, ND Bar ID# 06679
James Mowry, ND Bar ID #06901
Throne Law Office, P.C.
P.O. Box 1056
Sheridan, WY 82801
(307) 672-5858 Telephone
(307) 674-6104 Facsimile



BEFORE THE INDUSTRIAL COMMISSION
OF THE STATE OF NORTH DAKOTA

CASE NO. 21053

In the matter of the petition for a risk penalty of Bakken Hunter, 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 completion of the Tundra 3130-4H well located in a spacing unit consisting of Sections 30 and 31, Township 164 North, Range 98 West, Ambrose-Bakken Pool, Divide County, North Dakota, pursuant to NDAC § 43-02-03-88.1, and such other relief as is appropriate.



APPLICATION OF BAKKEN HUNTER, LLC
FOR RISK PENALTY

Bakken Hunter, LLC ("Bakken Hunter") by and through its Attorneys, S. Thomas Throne and James Mowry, respectfully shows the North Dakota Industrial Commission ("Commission") as follows:

1. That Bakken Hunter is an owner of an interest in the oil and gas leasehold estate in Sections 30 and 31, Township 164 North, Range 98 West, Divide County, North Dakota ("Sections 30 and 31").
2. Bakken Hunter is the operator of the Tundra 3130-4H well, drilled in SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 31, Township 164 North, Range 98 West, Divide County, North Dakota.
3. Sections 30 and 31 constitute an approximate 800-acre standup spacing unit for the Tundra 3130-4H well in the Ambrose-Bakken Pool. The Tundra 3130-4H was spud on August 25, 2013.
4. Order No. 20164 dated July 23, 2012 in Case No. 17895 pooled all interests

in the spacing unit comprised of Sections 30 and 31 for the Ambrose-Bakken Pool.

5. That Section 38-08-08(3) of the North Dakota Century Code ("NDCC") provides that if an owner of an interest in a spacing unit elects not to participate in the risk and cost of drilling a well, the owner paying for the nonparticipating owner's share of the drilling and operation of a well may recover from the nonparticipating owner a risk penalty involved in drilling the well.

6. Bakken Hunter submits this Application seeking a risk penalty from the following parties who elected not to participate in the drilling and completion operations of the Tundra 3130-4H well:

- a. American Eagle Energy Corp.;
- b. Crescent Point Energy US Corp.; and,
- c. Samson Resources Company.

7. Bakken Hunter submitted invitations to participate together with an AFE to each of the above listed working interest owners and each elected not to participate in the Tundra 3130-4H well.

8. Bakken Hunter has undertaken the following activities:

- a. Notified each nonparticipating owner of its intention to impose a risk penalty;
- b. Notified each nonparticipating owner that they may object to the petition. In each invitation to participate, Bakken Hunter notified each nonparticipating party of their right to file an application before the Commission; and,
- c. Invited each nonparticipating owner to participate in the well, if a working interest owner.

9. Bakken Hunter has complied with all of the Commission's rules and regulations.

10. Bakken Hunter therefore requests that the Commission enter its order authorizing the recovery of a risk penalty from the nonparticipating owners indicated above, as provided by N.D.C.C. § 38-08-08 in the drilling and completion of the Tundra 3130-4H well located in a spacing unit described as Sections 30 and 31, Township 164 North, Range 98 West, Divide County, North Dakota, pursuant to Section 43-02-03-88.1, and such further relief as is appropriate.

11. Bakken Hunter further requests that it be allowed to present testimony by telephone pursuant to Section 43-02-03-88.2 of the North Dakota Administrative Code.

WHEREFORE, Bakken Hunter, LLC respectfully requests that this matter be set for hearing at the regularly scheduled hearings in October 2013, that its witnesses in this matter be allowed to participate by telephone, and that thereafter the Commission enter its order granting the relief requested, and such further relief as the Commission may deem appropriate.

Dated this 19th day of September 2013.

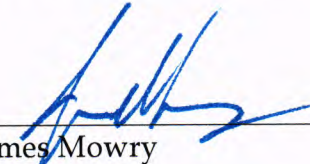
BAKKEN HUNTER, LLC

By: 

S. Thomas Throne, ND Bar ID# 06679
James L. Mowry, ND Bar ID# 06901
Throne Law Office, P.C.
Attorneys for Applicant
P. O. Box 1056
Sheridan, WY 82801
(307) 672-5858 Telephone
(307) 674-6104 Facsimile

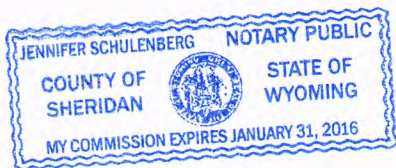
STATE OF WYOMING)
) ss.
COUNTY OF SHERIDAN)

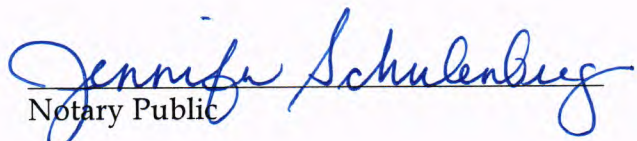
James Mowry, being first duly sworn on oath, deposes and says that he is the attorney for Applicant, that he has read the above and foregoing Application, knows the contents thereof, and that the same is true to the best of this Affiant's knowledge, information and belief.



James Mowry

Subscribed and sworn to before me this 19 day of September 2013.





Notary Public

My Commission Expires: Jan. 31, 2016



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

In the matter of the petition for a risk penalty of Bakken Hunter, 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 completion of the Tundra 3130-4H well located in a spacing unit consisting of Sections 30 and 31, Township 164 North, Range 98 West, Ambrose-Bakken Pool, Divide County, North Dakota, pursuant to NDAC § 43-02-03-88.1, and such other relief as is appropriate.

CASE NO. _____

AFFIDAVIT OF KYLE DOLLAR

STATE OF COLORADO)
) ss.
COUNTY OF DENVER)

I, Kyle Dollar, being duly sworn, upon my oath state as follows:

1. I am a Landman for Bakken Hunter, LLC ("Bakken Hunter"), 410 17th Street, Suite 1000, Denver, Colorado 80202.
2. I am familiar with the mineral ownership and leasehold interest in the Sections 30 and 31, Township 164 North, Range 98 West, Divide County, North Dakota ("Sections 30 and 31").
3. Sections 30 and 31 comprise an approximate 800-acre spacing unit for the Tundra 3130-4H well in the Ambrose-Bakken Pool.
4. Bakken Hunter is an owner of an interest in the leasehold estate in Sections 30 and 31, and I am familiar with Bakken Hunter's operations on the spacing unit comprised of Sections 30 and 31.

5. Order No. 20164 dated July 23, 2012 in Case No. 17895 pooled all interests in the spacing unit comprised of Sections 30 and 31 for the Ambrose-Bakken Pool.

6. The following working interest owners elected not to participate in the drilling and completion operations of the Tundra 3130-4H well:

- a. American Eagle Energy Corp.;
- b. Crescent Point Energy US Corp.; and,
- c. Samson Resources.

7. Bakken Hunter sent via FedEx a well proposal and AFE for the Tundra 3130-4H well to American Eagle Energy Corporation, successor to Eternal Energy Corp., on May 28, 2013. Attached as Exhibit A is a true and correct copy of the well proposal that Bakken sent to American Eagle Energy Corporation.

8. American Eagle Energy Corporation received the well proposal and AFE on May 29, 2013. Attached as Exhibit B is the proof of delivery showing that American Eagle Energy Corporation received the well proposal on May 29, 2013 at 2539 W. Main St., Littleton, CO 80120.

9. The well proposal indicated that American Eagle Energy Corporation had thirty days from the date of receipt of the well proposal to accept or reject the well proposal, that Bakken Hunter would seek a risk penalty against nonparticipating owners as provided by North Dakota law, and that any nonparticipating owner may object to the risk penalty by either responding in opposition to a petition for a risk penalty or requesting a hearing with the Commission. See Exhibit A.

10. American Eagle Energy Corporation responded to the well proposal and elected not to participate in the Tundra 3130-4H well. See Page 2 Exhibit A. Therefore, Bakken Hunter seeks and is entitled to assess a risk penalty against the interest of American Eagle Energy Corporation.

11. Bakken Hunter delivered via hand delivery a well proposal and AFE for the

Tundra 3130-4H well to Crescent Point Energy Corp. on May 28, 2013. Attached as Exhibit C is a true and correct copy of the well proposal that Bakken delivered to Crescent Point Energy Corp.

12. Crescent Point Energy Corp. received the well proposal and AFE on June 13, 2013. See Exhibit C, which is stamped "Received Jun 13 2013 CPE U.S. Corp" on Page 1.

13. The well proposal indicated that Crescent Point Energy Corp. had thirty days from the date of receipt of the well proposal to accept or reject the well proposal, that Bakken Hunter would seek a risk penalty against nonparticipating owners as provided by North Dakota law, and that any nonparticipating owner may object to the risk penalty by either responding in opposition to a petition for a risk penalty or requesting a hearing with the Commission. See Exhibit C.

14. Crescent Point Energy Corp. responded on June 27, 2013 to the well proposal and elected not to participate in the Tundra 3130-4H well. See Exhibit C. See also the Letter from Elizabeth Fink, Land Administrator for Crescent Point Energy Corp. indicating Crescent Point Energy Corp.'s election not to participate which is attached as Exhibit D. Therefore, Bakken Hunter seeks and is entitled to assess a risk penalty against the interest of Crescent Point Energy Corp.

15. Bakken Hunter delivered via hand delivery a well proposal and AFE for the Tundra 3130-4H well to Samson Resources Company on May 28, 2013. Attached as Exhibit E is a true and correct copy of the well proposal and AFE that Bakken Hunter delivered to Samson Resources Company.

16. Samson Resources Company received the well proposal and AFE on June 5, 2013. See e-mail attached as Exhibit F from Hannah Curtis, Land Tech-Rockies Division for Samson Resources Company, indicating the well proposal and AFE were received June 5, 2013.

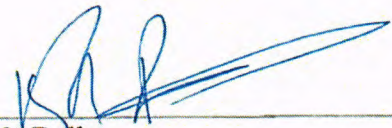
17. The well proposal indicated Samson Resources Company had thirty days from the date of receipt of the well proposal to accept or reject the well proposal, that

Bakken Hunter would seek a risk penalty against nonparticipating owners as provided by North Dakota law, and that any nonparticipating owner may object to the risk penalty by either responding in opposition to a petition for a risk penalty or requesting a hearing with the Commission. See Exhibit E.

18. Samson Resources Company did not respond to Bakken Hunter's well proposal within 30 days of June 5, 2013 and as such elected not to participate in the Tundra 3130-4H well. Therefore, Bakken Hunter seeks and is entitled to assess a risk penalty against the interest of Samson Resources Company.

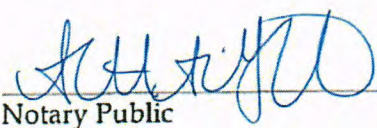
19. The Tundra 3130-4H well was spud on August 25, 2013.

FURTHER AFFIANT SAYETH NOT.



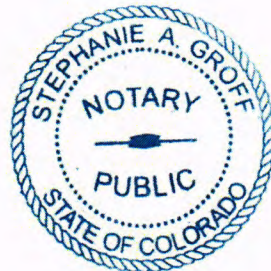
Kyle Dollar

Subscribed and sworn to before me this 18th day of September 2013.



Notary Public

My Commission Expires: June 25, 2016





Bakken Hunter, LLC

May 28, 2013

DELIVERED VIA FEDEX

**American Eagle Energy Corp., Successor to Eternal Energy Corp.
Attn: Land Manager
2549 West Main Street, Suite 202
Littleton, CO 80120**

**RE: Well Proposal
Tundra 3130-4H
Sections 31 and 30, T164N-R98W
Divide County, North Dakota**

Gentlemen:

Per Joint Operating Agreement dated effective January 1, 2010, Bakken Hunter, LLC proposes the drilling and completion of the above referenced well on 764.38 acre spacing in Divide County, North Dakota as follows:

- 1. The Well will be drilled at a surface location 220 feet from the South line and 1,920 feet from the West line of Section 31, Township 164 North, Range 98 West, Divide County, North Dakota. The Well will be drilled as a single horizontal lateral well to test the Middle Bakken Pool as defined in the North Dakota Industrial Commission at an approximate true vertical depth of 13,000 feet. The lateral will have a terminus bottom hole location 200 feet from the North line and 1,920 feet from the West line of Section 30, Township 164 North, Range 98 West. A copy of the plat has been included for your convenience.**
- 2. As set forth in the enclosed AFE for the Well, the estimated dryhole costs for this operation are \$1,926,000 and the estimated completion costs are \$2,311,500. Your estimated WI in the well is 1.002224%. This is subject to final title verification and NOT the working interest you are electing on as you are agreeing to pay your actual 8/8ths of your WI in the subject well.**
- 3. Bakken Hunter has secured a rig and plans to spud the Well on or about June 15, 2013.**
- 4. Per the Joint Operating Agreement, each working interest owner has thirty (30) days from receipt of this letter to accept or reject this well proposal. If you accept**

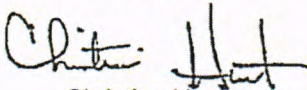
May 28, 2013
Tundra 3130-4H Well Proposal
Page 2

this well proposal and elect to participate in the drilling of the Well, please so indicate by executing the enclosed AFE and returning a copy of the AFE along with an executed copy of this election letter to the undersigned.

5. In the event you elect NOT to participate in the drilling of the Well, Bakken Hunter, LLC plans to impose a risk penalty as provided by North Dakota law. Any non-participating owner may object to the risk penalty by either responding in opposition to the petition for a risk penalty, or if no such petition has been filed, by filing an application or request for hearing with the North Dakota Industrial Commission.

6. Given the current insurance environment, we are no longer able to offer well control insurance to you. Please make your own arrangements accordingly. If you have any questions, please do not hesitate to contact the undersigned at (720) 443-6571.

Sincerely,



Christina Hunt
Land Manager

Tundra 3130-4H Well Election

____ We elect to participate in Bakken Hunter's Well Proposal of the Tundra 3130-4H.

X We elect NOT to participate in Bakken Hunter's Well Proposal of the Tundra 3130-4H.

Eternal Energy Corp.

By: Thomas G. Lantz

Title: COO

Date: 6/26/13

Bakken Hunter, LLC

1000, 410 - 17th Street Denver, CO 80202

Authorization for Expenditure

Date AFE Number

Apr 26, 2013 33657R2

Tundra 3130 4TFH DCE

Description of Expenditure

Drill, complete, and equip a horizontal well in the Three Forks formation located in section 31-164N 98W, Divide Co. ND. The horizontal section will have a liner with 27 ported sleeves and packers. A 27 stage gelled water frac with 44,000 pounds of 20/40 sand per stage will be performed. The well will be equipped as a single well battery with a pumpjack, tanks, and a treater. This is one of two wells on a common pad. Working interest revision.

Cost Details	Original	Supplement	Total	Depth (ft)	Area	State
Intangible Drilling					Divide	ND
204/106 LOCATION SURVEY & PLAT	10,000		10,000	Surface	31, 164 N, 98, W	
204/108 ENVIRONMENTAL SITE ASSESS	5,000		5,000	Downhole	30, 164 N, 98, W	
204/110 DRILLSITE TITLE OPINION	5,000		5,000			
204/112 PERMITS AND DAMAGES	12,000		12,000			
204/114 BUILD LOCATION, PITS & ROAD	40,000		40,000			
204/118 M/R/W/DAMO	70,000		70,000			
204/122 DAYWORK CONTRACT - DRILLING	512,500		512,500	Op AFE		Operator
204/125 DIRECTIONAL DRILLING SVCS	160,000		160,000		Bakken Hunter, LLC	
204/126 DRILLING FLUIDS MUD	75,000		75,000	Originator		CC
204/127 FLUIDS AND SOLIDS DISPOSAL	125,000		125,000	BI		96660
204/128 WATER	25,000		25,000			
204/130 POWER/FUEL/SURCHARGES	100,000		100,000	Timing		Overhead
204/132 BITS	45,000		45,000	Year 2013	on the first	50,000
204/134 PUMP/VACUUM TRUCK	20,000		20,000	Start June 2013	on the next	100,000
204/138 CEMENT AND CEMENT SERVICES	52,000		52,000	Finish July 2013	thereafter	
204/138 CASING CREW	50,000		50,000			
204/140 OPEN HOLE LOGS	7,500		7,500			
204/144 EQUIPMENT & TOOL RENTAL	235,000		235,000			
204/152 TRUCKING & TRANSPORTATION	50,000		50,000			
204/172 SUPERVISION	60,000		60,000			
204/174 LABOR & WELDING - CONTRACT	40,000		40,000			
205/112 SURFACE CASING	25,000		25,000			
205/114 SURFACE CASING ACCESSORIES	2,500		2,500			
205/115 CASING HEAD	7,500		7,500			
205/117 INTERMEDIATE CASING	160,000		160,000			
204/118 RAT & MOUSE HOLE & WATER WELL	15,000		15,000			
204/180 MISCELLANEOUS	110,000		110,000			
204/176 ADMIN OVERHEAD - DRILLING	7,000		7,000			
Production Casing	2,026,000		2,026,000			
206/114 PROD CASING ACCESSORIES	255,000		255,000			
207/115 PRODUCTION CASING	110,000		110,000			
Intangible Completion	365,000		365,000			
206/122 COMPLETION RIG DAY WORK	50,000		50,000			
206/127 FLUIDS AND SOLIDS DISPOSAL	10,000		10,000			
206/128 WATER	85,000		85,000			
206/130 POWER/FUEL	15,000		15,000			
206/144 RENTAL TOOLS & EQUIPMENT	250,000		250,000			
206/145 NON CONTROLLABLE EQUIPMENT	35,000		35,000			
206/152 TRANSPORTATION	125,000		125,000			
206/154 FLOWBACK TESTING	85,000		85,000			
206/158 COIL TUBING UNIT	75,000		75,000			
206/164 FRACTURING/STIMULATION	729,000		729,000			
206/172 SUPERVISION	50,000		50,000			
206/176 OVERHEAD - COMPLETION	3,500		3,500			
Wellhead and Subsurface Equipment	1,492,500		1,492,500			
207/120 TUBING	55,000		55,000			
207/125 RODS	50,000		50,000			
207/130 WELLHEAD & TREE	8,500		8,500			
207/140 DOWNHOLE EQUIP	15,000		15,000			
207/180 MISCELLANEOUS	30,000		30,000			
Plant and Battery	158,500		158,500			
208/110 RIGHT OF WAY - STAKE & SURVEY	10,000		10,000			
208/145 ARTIFICIAL LIFT EQUIPMENT	120,000		120,000			
208/155 SEPARATION EQUIPMENT	85,000		85,000			
208/155 TANK BATTERY & INSTALL	80,000		80,000			
208/176 METER RUN AND GAS LINES	12,000		12,000			
208/176 CONTRACT LABOR AND SERVICE	25,000		25,000			
208/185 NON-SALVAGEABLE EQUIPMENT	10,000		10,000			
208/190 RETIRE L&W EQUIPMENT	10,000		10,000			
208/195 ELECTRICAL	20,000		20,000			
208/300 MISCELLANEOUS	25,000		25,000			
	377,000		377,000			
Overhead	0		0			
	4,419,000		4,419,000			

Operations	Date
Engineering	July 15, 2013
Geology	July 18, 2013
Land	July 16, 2013
Finance	8/13/13
President	16/7/2013

Participants	Percentage	Net Amount
Bakken Hunter, LLC	83.371203%	3,684,173
Williston Hunter, Inc.	6.988996%	308,755
Northern Oil & Gas Inc.	9.641801%	426,071
	100.000000%	4,419,000

Participant Approval	
Company	Date
Signature	
Position	

APP RC AFE DOI OH CC

8/12/13

Track your package or shipment with FedEx Tracking

Exhibit "B"



799863867871

Origin Update

Tues 5/28/2013 5:59 pm

Bakken Hunter, LLC

410 17th Street
Suite 1000
DENVER, CO US 80202
720-443-6574

Delivered

Actual Delivery

Wed 5/29/2013 2:40 pm

Bernal Energy Corp

2020 W MAIN ST
LITTLETON, CO US 80120
888-776-0942

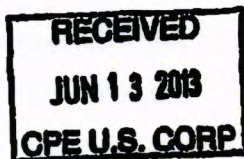
Travel History

▲ Date/Time	Activity	Location
- 5/29/2013 - Wednesday		
2:40 pm	Delivered	LITTLETON, CO
8:30 am	On FedEx vehicle for delivery	LITTLETON, CO
7:42 am	At local FedEx facility	LITTLETON, CO
- 5/28/2013 - Tuesday		
10:00 pm	At local FedEx facility	DENVER, CO
8:17 pm	At destination sort facility	DENVER, CO
7:46 pm	Left FedEx origin facility	DENVER, CO
5:59 pm	Picked up	DENVER, CO
5:50 pm	Shipment information sent to FedEx	

Local Scan Time

Shipment Facts

Tracking number	799863867871	Service	FedEx Standard Overnight
Weight	0.5 lbs	Delivery attempts	1
Delivered To	Receptionist/Front Desk	Total pieces	1
Total shipment weight	0.5 lbs / 0.2 kgs	Terms	Not Available
Packaging	FedEx Envelope	Special handling section	Deliver Weekday



Bakken Hunter, LLC

May 28, 2013

HAND DELIVERED

Crescent Point Energy Corp.

**Attn: Land Manager
555 17th Street, Suite 555
Denver, CO 80202**

**RE: Well Proposal
Tundra 3130-4H
Sections 31 and 30, T164N-R98W
Divide County, North Dakota**

Gentlemen:

Per Joint Operating Agreement dated effective January 1, 2010, Bakken Hunter, LLC proposes the drilling and completion of the above referenced well on 764.38 acre spacing in Divide County, North Dakota as follows:

- 1. The Well will be drilled at a surface location 220 feet from the South line and 1,920 feet from the West line of Section 31, Township 164 North, Range 98 West, Divide County, North Dakota. The Well will be drilled as a single horizontal lateral well to test the Middle Bakken Pool as defined in the North Dakota Industrial Commission at an approximate true vertical depth of 13,000 feet. The lateral will have a terminus bottom hole location 200 feet from the North line and 1,920 feet from the West line of Section 30, Township 164 North, Range 98 West. A copy of the plat has been included for your convenience.**
- 2. As set forth in the enclosed AFE for the Well, the estimated dryhole costs for this operation are \$1,926,000 and the estimated completion costs are \$2,311,500. Your estimated WI in the well is 9.020016%. This is subject to final title verification and NOT the working interest you are electing on as you are agreeing to pay your actual 8/8ths of your WI in the subject well.**
- 3. Bakken Hunter has secured a rig and plans to spud the Well on or about June 15, 2013.**
- 4. Per the Joint Operating Agreement, each working interest owner has thirty (30) days from receipt of this letter to accept or reject this well proposal. If you accept**

410 17TH ST. • SUITE 1000 • DENVER, CO 80202 • OFFICE (720) 536-3670 • FAX (720) 285-1939

A SUBSIDIARY OF MAGNUM HUNTER RESOURCES CORPORATION • A NYSE COMPANY: "MHR"

www.MagnumHunterResources.com

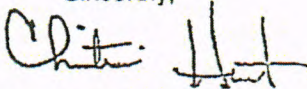
May 28, 2013
Tundra 3130-4H Well Proposal
Page 2

this well proposal and elect to participate in the drilling of the Well, please so indicate by executing the enclosed AFE and returning a copy of the AFE along with an executed copy of this election letter to the undersigned.

5. In the event you elect NOT to participate in the drilling of the Well, Bakken Hunter, LLC plans to impose a risk penalty as provided by North Dakota law. Any non-participating owner may object to the risk penalty by either responding in opposition to the petition for a risk penalty, or if no such petition has been filed, by filing an application or request for hearing with the North Dakota Industrial Commission.

6. Given the current insurance environment, we are no longer able to offer well control insurance to you. Please make your own arrangements accordingly. If you have any questions, please do not hesitate to contact the undersigned at (720) 443-6571.

Sincerely,



Christina Hunt
Land Manager

Tundra 3130-4H Well Election

____ We elect to participate in Bakken Hunter's Well Proposal of the Tundra 3130-4H.

a.s. We elect NOT to participate in Bakken Hunter's Well Proposal of the Tundra 3130-4H.

Crescent Point Energy Corp.

By: 

Title: _____

Date: 6/27/2013

Bakken Hunter, LLC

1000, 410 - 17th Street Denver, CO 80202

Authorization for Expenditure

Date AFE Number

Apr 26, 2013 33657R2

Tundra 3130 4TFH DCE

Description of Expenditure

Drill, complete, and equip a horizontal well in the Three Forks formation located in section 31-164N 98W, Divide Co. ND. The horizontal section will have a liner with 27 ported sleeves and packers. A 27 stage gelled water frac with 44,000 pounds of 20/40 sand per stage will be performed. The well will be equipped as a single well battery with a pumpjack, tanks, and a treater. This is one of two wells on a common pad. Working interest revision.

Cost Details

Intangible Drilling

	Original	Supplement	Total
204/106 LOCATION SURVEY & PLAT	10,000		10,000
204/108 ENVIRONMENTAL SITE ASSESS	5,000		5,000
204/110 DRILLSITE TITLE OPINION	5,000		5,000
204/112 PERMITS AND DAMAGES	12,000		12,000
204/114 BUILD LOCATION, PITS & ROAD	40,000		40,000
204/118 M/R/R/D/M/O	70,000		70,000
204/122 DAYWORK CONTRACT - DRILLING	512,500		512,500
204/125 DIRECTIONAL DRILLING SVCS	180,000		180,000
204/126 DRILLING FLUIDS MUD	75,000		75,000
204/127 FLUIDS AND SOLIDS DISPOSAL	125,000		125,000
204/128 WATER	25,000		25,000
204/130 POWER/FUEL/SURCHARGES	100,000		100,000
204/132 BITS	45,000		45,000
204/134 PUMP/VACUUM TRUCK	20,000		20,000
204/136 CEMENT AND CEMENT SERVICES	52,000		52,000
204/138 CASING CREW	50,000		50,000
204/140 OPEN HOLE LOGS	7,500		7,500
204/144 EQUIPMENT & TOOL RENTAL	235,000		235,000
204/152 TRUCKING & TRANSPORTATION	50,000		50,000
204/172 SUPERVISION	60,000		60,000
204/174 LABOR & WELDING - CONTRACT	40,000		40,000
205/112 SURFACE CASING	25,000		25,000
205/114 SURFACE CASING ACCESSORIES	2,500		2,500
205/115 CASING HEAD	7,500		7,500
205/117 INTERMEDIATE CASING	180,000		180,000
204/116 RAT & MOUSE HOLE & WATER WELL	15,000		15,000
204/180 MISCELLANEOUS	110,000		110,000
204/178 ADMIN OVERHEAD - DRILLING	7,000		7,000
Production Casing	2,025,000		2,025,000

Production Casing

206/114 PROD CASING ACCESSORIES	255,000		255,000
207/115 PRODUCTION CASING	110,000		110,000
Intangible Completion	365,000		365,000

Intangible Completion

208/122 COMPLETION RIG DAY WORK	50,000		50,000
208/127 FLUIDS AND SOLIDS DISPOSAL	10,000		10,000
208/128 WATER	85,000		85,000
208/130 POWER/FUEL	15,000		15,000
208/144 RENTAL TOOLS & EQUIPMENT	250,000		250,000
208/145 NON CONTROLLABLE EQUIPMENT	35,000		35,000
208/152 TRANSPORTATION	125,000		125,000
208/154 FLOWBACK TESTING	65,000		65,000
208/158 COIL TUBING UNIT	75,000		75,000
208/164 FRACTURING/STIMULATION	729,000		729,000
208/172 SUPERVISION	50,000		50,000
208/178 OVERHEAD - COMPLETION	3,500		3,500
Wellhead and Subsurface Equipment	1,492,500		1,492,500

Wellhead and Subsurface Equipment

207/120 TUBING	55,000		55,000
207/125 RODS	50,000		50,000
207/130 WELLHEAD & TREE	8,500		8,500
207/140 DOWNHOLE EQUIP	15,000		15,000
207/180 MISCELLANEOUS	30,000		30,000
Plant and Battery	158,500		158,500

Plant and Battery

208/110 RIGHT OF WAY - STAKE & SURVEY	10,000		10,000
208/145 ARTIFICIAL LIFT EQUIPMENT	120,000		120,000
208/155 SEPARATION EQUIPMENT	85,000		85,000
208/165 TANK BATTERY & INSTALL	80,000		80,000
208/176 METER RUN AND GAS LINES	12,000		12,000
208/176 CONTRACT LABOR AND SERVICE	25,000		25,000
208/185 NON-SALVAGEABLE EQUIPMENT	10,000		10,000
208/190 RETIRE L&W EQUIPMENT	10,000		10,000
208/195 ELECTRICAL	20,000		20,000
208/200 MISCELLANEOUS	25,000		25,000
	377,000		377,000

Overhead

0

4,419,000

Depth (ft) Area State

Surface 31, 164 N, 98 W Divide ND

Downhole 30, 164 N, 98 W

Op AFE Operator

Bakken Hunter, LLC

Originator CC

BI 96660

Timing Overhead

Year 2013 on the first 50,000

Start June 2013 on the next 100,000

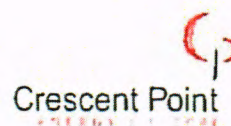
Finish July 2013 thereafter

Operations	WMA	Date July 15, 2013
Engineering	J. Kelly	July 18, 2013
Geology	Ken R. H.	July 16, 2013
Land	James H.	8/13/13
Finance		
President		16/7/2013

Participants	Percentage	Net Amount
Bakken Hunter, LLC	83.371203%	3,684,173
Williston Hunter, Inc.	6.986996%	308,755
Northern Oil & Gas Inc.	9.641801%	426,071
	100.000000%	4,419,000

Participant Approval	
Company	Date
Signature	
Position	

APP RC AFE DOI OH CC



550 17th Street, Suite 1000
Denver, CO 80202

June 27, 2013

Bakken Hunter, L.L.C.
410 17th Street, Suite 1000
Denver, CO 80202

Attention: Christina Hunt

RE: Tundra 3130-411
Sections 30 & 31, T164N-R98W
Divide County, North Dakota

Please find enclosed one signed original copy of the above captioned Well Proposal Notice and AFE, indicating Crescent Point Energy US Corp.'s election not to participate in the operation described therein. If you have any questions or concerns please contact the undersigned directly at (720) 880-3626.

Sincerely,
CRESCENT POINT ENERGY US CORP

A handwritten signature in blue ink, appearing to read 'E. Fink', is written over a horizontal line.

Elizabeth Fink
AFE Administrator, Land

Encl.



Bakken Hunter, LLC

May 28, 2013

Hand Delivered

Samson Resources
Attn: Adam Pressnall
370 17th Street, Suite 3000
Denver, CO 80202

RE: Well Proposal
Tundra 3130-4H
Sections 31 and 30, T164N-R98W
Divide County, North Dakota

Gentlemen:

Per Joint Operating Agreement dated effective January 1, 2010, Bakken Hunter, LLC proposes the drilling and completion of the above referenced well on 764.38 acre spacing in Divide County, North Dakota as follows:

1. The Well will be drilled at a surface location 220 feet from the South line and 1,920 feet from the West line of Section 31, Township 164 North, Range 98 West, Divide County, North Dakota. The Well will be drilled as a single horizontal lateral well to test the Middle Bakken Pool as defined in the North Dakota Industrial Commission at an approximate true vertical depth of 13,000 feet. The lateral will have a terminus bottom hole location 200 feet from the North line and 1,920 feet from the West line of Section 30, Township 164 North, Range 98 West. A copy of the plat has been included for your convenience.
2. As set forth in the enclosed AFE for the Well, the estimated dryhole costs for this operation are \$1,926,000 and the estimated completion costs are \$2,311,500. Your estimated WI in the well is 22.616604%. This is subject to final title verification and NOT the working interest you are electing on as you are agreeing to pay your actual 8/8ths of your WI in the subject well.
3. Bakken Hunter has secured a rig and plans to spud the Well on or about June 15, 2013.
4. Per the Joint Operating Agreement, each working interest owner has thirty (30) days from receipt of this letter to accept or reject this well proposal. If you accept

410 17TH ST. • SUITE 1000 • DENVER, CO 80202 • OFFICE (720) 536-3670 • FAX (720) 285-1939

A SUBSIDIARY OF MAGNUM HUNTER RESOURCES CORPORATION • A NYSE COMPANY: "MHR"

www.MagnumHunterResources.com

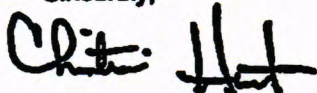
May 28, 2013
Tundra 3130-4H Well Proposal
Page 2

this well proposal and elect to participate in the drilling of the Well, please so indicate by executing the enclosed AFE and returning a copy of the AFE along with an executed copy of this election letter to the undersigned.

5. In the event you elect NOT to participate in the drilling of the Well, Bakken Hunter, LLC plans to impose a risk penalty as provided by North Dakota law. Any non-participating owner may object to the risk penalty by either responding in opposition to the petition for a risk penalty, or if no such petition has been filed, by filing an application or request for hearing with the North Dakota Industrial Commission.

6. Given the current insurance environment, we are no longer able to offer well control insurance to you. Please make your own arrangements accordingly. If you have any questions, please do not hesitate to contact the undersigned at (720) 443-6571.

Sincerely,



Christina Hunt
Land Manager

Tundra 3130-4H Well Election

_____ We elect to participate in Bakken Hunter's Well Proposal of the Tundra 3130-4H and take our proportionate share of Non Consent and Unleased Mineral interest.

_____ We elect to participate in Bakken Hunter's Well Proposal of the Tundra 3130-4H and decline to take our proportionate share of Non Consent and Unleased Mineral interest.

_____ We elect NOT to participate in Bakken Hunter's Well Proposal of the Tundra 3130-4H.

Samson Resources

By: _____

Title: _____

Date: _____

Bakken Hunter, LLC

1000, 410 - 17th Street Denver, CO 80202

Authorization for Expenditure

Date AFE Number

Apr 26, 2013 33657R2

Tundra 3130 4TFH DCE

Description of Expenditure

Drill, complete, and equip a horizontal well in the Three Forks formation located in section 31-164N 98W, Divide Co. ND. The horizontal section will have a liner with 27 ported sleeves and packers. A 27 stage gelled water frac with 44,000 pounds of 20/40 sand per stage will be performed. The well will be equipped as a single well battery with a pumpjack, tanks, and a treater. This is one of two wells on a common pad. Working interest revision.

Cost Details	Original	Supplement	Total
Intangible Drilling			
204/106 LOCATION SURVEY & PLAT	10,000		10,000
204/108 ENVIRONMENTAL SITE ASSESS	5,000		5,000
204/110 DRILLSITE TITLE OPINION	5,000		5,000
204/112 PERMITS AND DAMAGES	12,000		12,000
204/114 BUILD LOCATION, PITS & ROAD	40,000		40,000
204/118 MINOR/DAMO	70,000		70,000
204/122 DAYWORK CONTRACT - DRILLING	612,500		612,500
204/125 DIRECTIONAL DRILLING SVCS	160,000		160,000
204/126 DRILLING FLUIDS MUD	75,000		75,000
204/127 FLUIDS AND SOLIDS DISPOSAL	125,000		125,000
204/128 WATER	25,000		25,000
204/130 POWER/FUEL/SURCHARGES	100,000		100,000
204/132 BITS	45,000		45,000
204/134 PUMP/VACUUM TRUCK	20,000		20,000
204/136 CEMENT AND CEMENT SERVICES	52,000		52,000
204/138 CASING CREW	50,000		50,000
204/140 OPEN HOLE LOGS	7,500		7,500
204/144 EQUIPMENT & TOOL RENTAL	235,000		235,000
204/152 TRUCKING & TRANSPORTATION	50,000		50,000
204/172 SUPERVISION	60,000		60,000
204/174 LABOR & WELDING - CONTRACT	40,000		40,000
205/112 SURFACE CASING	25,000		25,000
205/114 SURFACE CASING ACCESSORIES	2,500		2,500
205/115 CASING HEAD	7,500		7,500
205/117 INTERMEDIATE CASING	160,000		160,000
204/116 RAT & MOUSE HOLE & WATER WELL	15,000		15,000
204/180 MISCELLANEOUS	110,000		110,000
204/178 ADMIN OVERHEAD - DRILLING	7,000		7,000
	2,026,000		2,026,000
Production Casing			
206/114 PROD CASING ACCESSORIES	255,000		255,000
207/115 PRODUCTION CASING	110,000		110,000
	365,000		365,000
Intangible Completion			
208/122 COMPLETION RIG DAY WORK	50,000		50,000
208/127 FLUIDS AND SOLIDS DISPOSAL	10,000		10,000
208/128 WATER	85,000		85,000
208/130 POWER/FUEL	15,000		15,000
208/144 RENTAL TOOLS & EQUIPMENT	250,000		250,000
208/145 NON CONTROLLABLE EQUIPMENT	35,000		35,000
208/152 TRANSPORTATION	125,000		125,000
208/154 FLOWBACK TESTING	85,000		85,000
208/156 COIL TUBING UNIT	75,000		75,000
208/164 FRACTURING/STIMULATION	729,000		729,000
208/172 SUPERVISION	50,000		50,000
208/176 OVERHEAD - COMPLETION	3,500		3,500
	1,492,500		1,492,500
Wellhead and Subsurface Equipment			
207/120 TUBING	55,000		55,000
207/125 RODS	50,000		50,000
207/130 WELLHEAD & TREE	8,500		8,500
207/140 DOWNHOLE EQUIP	15,000		15,000
207/180 MISCELLANEOUS	30,000		30,000
	158,500		158,500
Plant and Battery			
208/110 RIGHT OF WAY - STAKE & SURVEY	10,000		10,000
208/145 ARTIFICIAL LIFT EQUIPMENT	120,000		120,000
208/155 SEPARATION EQUIPMENT	85,000		85,000
208/165 TANK BATTERY & INSTALL	80,000		80,000
208/176 METER RUN AND GAS LINES	12,000		12,000
208/178 CONTRACT LABOR AND SERVICE	25,000		25,000
208/185 NON-SALVAGEABLE EQUIPMENT	10,000		10,000
208/190 RETIRE LAW EQUIPMENT	10,000		10,000
208/195 ELECTRICAL	20,000		20,000
208/300 MISCELLANEOUS	25,000		25,000
	377,000		377,000
Overhead			0
	4,419,000		4,419,000

Depth (ft)	Area	State
	Divide	ND
Surface	31, 164 N 98, W	
Downhole	30, 164 N 98, W	
Op AFE		Operator
	Bakken Hunter, LLC	
Originator		CC
BI		95660
Timing		Overhead
Year 2013		on the first 50,000
Start June 2013		on the next 100,000
Finish July 2013		thereafter

Operations	<i>W. H. H.</i>	Date July 15, 2013
Engineering	<i>J. H. H.</i>	July 16, 2013
Geology	<i>R. H. H.</i>	July 16, 2013
Land	<i>P. H. H.</i>	8/13/13
Finance		
President	<i>[Signature]</i>	16/7/2013

Participants	Percentage Net Amount
Bakken Hunter, LLC	83.371203% 3,684,173
Williston Hunter, Inc.	6.986996% 308,755
Northern Oil & Gas Inc.	9.641801% 428,071
	100.000000% 4,419,000

Participant Approval	
Company	
Signature	Date
Position	

APP RC AFE DOI OH CC

Stephanie Groff

From: Hannah Curtis <hcurtis@samson.com>
Sent: Thursday, August 08, 2013 8:49 AM
To: Stephanie Groff
Subject: RE: Question...

I have some stuff for you, too. So, if you'd like I can meet you downstairs at somepoint..? And then I can have Adam sign the document and leave it at the desk before I leave at 2pm today.

As for the Tundra's, it doesn't look like they were scanned in with received date stamps, but they were received 6/5/13.

Hannah Curtis
Land Tech-Rockies Division
Samson Resources Company
Direct: 303.222.0993



From: Stephanie Groff [mailto:sgroff@willistonhunter.com]
Sent: Thursday, August 08, 2013 8:44 AM
To: Hannah Curtis
Subject: RE: Question...

Cool...thanks! Should I drop it with the receptionist on the 30th floor? Could you get Adam or Larry to sign? Then let me know when it's ready? Sorry so many questions! ☺

Also, is there any way you could email me copies of the Tundra 3130-3H & 4H AFE's showing the "dated received" by Samson?

Thank you!
Stephanie Groff
Office Administrator
Williston Hunter, Inc.
410 17th Street, Suite 1000
Denver, CO 80202
Office: (720) 443-6574
Email: sgroff@willistonhunter.com



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The Bismarck Tribune

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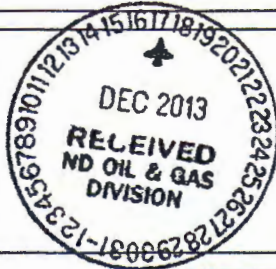
The Finder

Classified Advertising Invoice

Bismarck Tribune
PO BOX 4001
LaCrosse, WI 54602-4001
In State 701-250-8218
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OIL & GAS DIVISION

600 E BLVD AVE #405
BISMARCK ND 58505



Customer: 60010203
Phone: (701) 328-8020
Date: 11/27/2013

Date	Order #	Type	Order Amt
11/27/13	20692374	INV	630.99

Amount Paid: _____ CK #: _____

CREDIT CARD PAYMENT (circle one)



Card #: _____
Exp Date: _____
Signature: _____
Credit card users: Fax to 608-791-8212

CashAmt

PLEASE DETACH AND RETURN TOP PORTION WITH YOUR PAYMENT

Lee Enterprises no longer accepts credit card payments sent via e-mail. Emails containing credit card numbers will be blocked. Please use the coupon above to send a credit card payment to remittance address located in the upper right corner. You may also send the coupon to a secure fax at 608-791-8212.

Date	Date	Times Run	Description	Lines	Class Code	Order Amt	Net Amt Due
11/27/13	11/27/13	1	Bismarck Tribune PO: Notice of Hearing	779.00	Legals	630.99	630.99

Affidavit of Publication
County of Burleigh
Before me, Notary Public for the State of North Dakota
person(s) appeared at 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:
11/27 Signed Calvin Kuntz
sworn and subscribed to before me this 12th
day of December 2013
at _____ and for the State of North Dakota

MORGAN DOLL
Notary Public
State of North Dakota
My Commission Expires Jan. 26 2017

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

Remarks _____ Total Due: 630.99

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LaCrosse, WI 54602-4001

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, December 18, 2013, at the N.D. Oil & Gas Division, 1000 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:

hearing you need special facilities or assistance, contact the Oil and Gas Division at 701-328-8038 by Thursday, December 05, 2013.

STATE OF NORTH DAKOTA TO:

Case No. 21390: On a motion of the Commission to consider appropriate spacing for the True Oil LLC #33-35 2-11MB1 True Federal (File No. 26202), with a surface location in the NWSE of Section 35, T.148N., R.101W., Bowline Field, McKenzie County, ND.

Case No. 21391: Proper spacing for the development of the Bell-Bakken Pool, Stark County, ND, redefine the field limits, and enact such special field rules as may be necessary. Continental Resources, Inc.; Whiting Oil and Gas Corp.

Case No. 21392: Proper spacing for the development of the Chateau-Three Forks Pool, Billings County, ND, redefine the field limits, and enact such special field rules as may be necessary. Whiting Oil and Gas Corp.

Case No. 21393: Proper spacing for the development of the Gaylord-Bakken Pool, Billings and Stark Counties, ND, redefine the field limits, and enact such special field rules as may be necessary. Whiting Oil and Gas Corp.

Case No. 21394: Proper spacing for the development of the Green River-Bakken Pool, Stark County, ND, redefine the field limits, and enact such special field rules as may be necessary. Fidelity Exploration & Production Co.; Whiting Oil and Gas Corp.

Case No. 21395: Proper spacing for the development of the Zenith-Bakken Pool, Stark County, ND, redefine the field limits, and enact such special field rules as may be necessary. Fidelity Exploration & Production Co.; Whiting Oil and Gas Corp.

Case No. 21396: Proper spacing for the development of the North Creek-Bakken Pool, Stark County, ND, redefine the field limits, and enact such special field rules as may be necessary. Whiting Oil and Gas Corp.

Case No. 21397: Proper spacing for the development of the Park-Bakken Pool, Billings County, ND, redefine the field limits, and enact such special field rules as may be necessary. Whiting Oil and Gas Corp.

Case No. 21220: (Continued) Temporary spacing to develop an oil and/or gas pool covered by the Whiting Oil and Gas Corp. #12-31 Davidson, Lot 2 Section 31, T.11N., R.104W., Golden Valley County, ND, define the field limits, and enact such special field rules as may be necessary.

Case No. 21221: (Continued) Temporary spacing to develop an oil and/or gas pool covered by the Whiting Oil and Gas Corp. #33-11 McDaniel, NWSE Section 142N., R.105W., Golden Valley County, ND, define the field limits, and enact such special field rules as may be necessary.

Case No. 21215: (Continued) In the matter hearing called on a motion of the Commission to consider the termination, by other appropriate action, of the West Starbuck-Spearfish Unit, Beau County, ND, operated by Petrostar Operating Company, LLC.

Case No. 21398: Application of Petrostar Operating Co., LLC for an order allowing the Rice #14 (File No. 22863) to be completed in the Renville-Madison Pool location approximately 840 feet from the south line and 1915 feet from the east Section 8, T.161N., R.82W., Bottineau County, ND, as an exception to any applicable orders or requirements, or for such other relief as may be appropriate.

Case No. 21399: Application of SM Energy Co. for an order amending the applicable orders for the Ambrose, West Ambrose, and Bakken Pools, including without limitation Order No. 22099, to allow an additional horizontal well to be drilled in the middle member of the Bakken Pool, Stark County, ND, to allow an

order amending the applicable orders for the Ambrose-Bakken Pool to establish an overlapping 2560-acre spacing unit consisting of Sections 15, 16, 21 and 22, T.163N., R.99W., Divide County, ND, and authorize the drilling of a horizontal well at any location thereon, or granting such other relief as may be appropriate.

Case No. 21400: Application of SM Energy Co. for an order amending the applicable orders for the Bear Den-Bakken Pool, McKenzie County, ND, to establish an overlapping 2560-acre spacing unit consisting of Sections 25 and 36, T.149N., R.96W., and Sections 30 and 31, T.149N., R.95W., and authorize one or more horizontal wells to be drilled thereon, or granting such other relief as is appropriate.

Case No. 21401: Application of SM Energy Co. for an order amending the applicable orders for the Bear Den-Bakken Pool, McKenzie County, ND, to establish an overlapping 2560-acre spacing unit consisting of Sections 25 and 36, T.149N., R.96W., and Sections 30 and 31, T.149N., R.95W., and authorize one or more horizontal wells to be drilled thereon, or granting such other relief as is appropriate.

Case No. 21402: Application of QEP Energy Co. for an order allowing the MHA 5-32-31H-150-90 (File No. 24421) to be completed at a location as close as 475 feet to the north line of a spacing unit described as the SE1/4 NW1/4, S/2 NE1/4, NE1/4 SW1/4 and N/2 SE1/4 of Section 31 and the S/2 N/2 and N/2 S/2 of Section 32, T.150N., R.90W., McLean County, ND, as an exception to the applicable requirements of the Deep Water Creek Bay-Bakken Pool, or granting such other relief as may be appropriate.

Case No. 21403: Application of OXY USA, Inc., to amend the applicable orders for the Cabernet-Bakken Pool to establish a 160-acre drilling or spacing unit for the Cabernet-Madison Pool consisting of the NW1/4 of Section 1, T.143N., R.97W., Dunn County, ND, and authorize the Strohl 11-H well to be recompleted in the Cabernet-Madison Pool at any location not closer than 500 feet to the boundary of said drilling or spacing unit, or granting such other and further relief as may be appropriate.

Case No. 21404: Application of OXY USA, Inc., to amend the applicable orders for the Cabernet-Bakken Pool to establish two 640-acre spacing units consisting of Section 1 and Section 12, T.143N., R.97W., Dunn County, ND, and allow up to three horizontal wells to be drilled thereon in addition to the wells currently allowed on the existing 1280-acre spacing unit consisting of said lands; or granting such other and further relief as may be appropriate.

Case No. 21405: Application of OXY USA, Inc., to amend the applicable orders for the Murphy Creek-Bakken Pool to establish two 640-acre spacing units consisting of Section 18 and Section 19, T.143N., R.95W., Dunn County, ND, and allow up to two horizontal wells to be drilled thereon in addition to the wells currently allowed on the existing 1280-acre spacing unit consisting of said lands; or granting such other and further relief as may be appropriate.

Case No. 21406: Application of OXY USA, Inc., to amend the applicable orders for the Willmen-Bakken Pool to establish two 640-acre spacing units consisting of Section 16 and Section 21, T.142N., R.97W., Dunn County, ND, and allow up to two horizontal wells to be drilled thereon in addition to the wells currently allowed on the existing 1280-acre spacing unit consisting of said lands; or granting such other and further relief as may be appropriate.

Case No. 21407: Application of OXY USA, Inc., for an order amending the applicable orders to allow wells completed in the Crooked Creek-Bakken Pool, Dunn County, ND, to produce at a maximum efficient rate and flare gas produced in association with oil, or for such other relief as may be appropriate.

Case No. 21408: Application of Oasis Petroleum North America LLC for an order allowing the Rivera #5892 21-307 (File No. 25723) well to be completed with a portion of well bore not isolated by cement to be potentially open to the Bakken Pool at a location approximately

from the east line of Section 25, T.150N., R.93W., Mountrail County, ND, as an exception to the applicable requirements of the Deep Water Creek Bay-Bakken Pool, and such other relief as is appropriate.

Case No. 21409: Application of Oasis Petroleum North America LLC for an order amending the applicable orders for the Gros Ventre-Bakken Pool to establish two overlapping 2560-acre spacing units consisting of Sections 9, 10, 15 and 16; and Sections 15, 16, 21 and 22, T.160N., R.93W., Burke County, ND, and allow one or more horizontal wells to be drilled thereon, or granting such other relief as may be appropriate.

Case No. 21410: Application of Oasis Petroleum North America LLC for an order amending the applicable orders for the Baker-Bakken Pool to establish two overlapping 2560-acre spacing units consisting of Sections 19, 20, 29 and 30; and Sections 29, 30, 31 and 32, T.153N., R.100W., McKenzie and Williams Counties, ND, and allow one or more horizontal wells to be drilled thereon, or granting such other relief as may be appropriate.

Case No. 21411: Application of Oasis Petroleum North America LLC for an order amending the applicable orders for the Cottonwood-Bakken Pool, Burke and Mountrail Counties, ND, to allow all wells to produce oil at an unrestricted rate and flare gas produced in association therewith until June 30, 2014, or such other time as may be established by the Commission, or for such other relief as may be appropriate.

Case No. 21412: Application of Hess Corp. for an order amending the applicable orders for the Tioga-Bakken Pool to establish a 1280-acre spacing unit consisting of Section 24, T.157N., R.95W., Williams County, ND, and Section 19, T.157N., R.94W., Mountrail County, ND, and authorize up to three horizontal wells to be drilled on thereon, or granting such other and further relief as may be appropriate.

Case No. 21413: Application of Hess Corp. for an order amending the applicable orders for the Cherry Creek-Bakken Pool to establish two overlapping 2560-acre spacing units consisting of Sections 1, 2, 11 and 12; and Sections 16, 17, 20 and 21; Sections 17, 18, 19 and 20, T.163N., R.100W.; and Sections 17, 18, 19 and 20, T.163N., R.99W., Divide County, ND, or granting such other relief as may be appropriate.

Case No. 21414: Application of Hess Corp. for an order amending the applicable orders for the Gros Ventre-Bakken Pool to establish two overlapping 2560-acre spacing units consisting of Sections 9, 10, 15 and 16; and Sections 15, 16, 21 and 22, T.160N., R.93W., Burke County, ND, and allow one or more horizontal wells to be drilled thereon, or granting such other relief as may be appropriate.

Case No. 21415: Application of Hess Corp. for an order amending the applicable orders for the Baker-Bakken Pool to establish two overlapping 2560-acre spacing units consisting of Sections 19, 20, 29 and 30; and Sections 29, 30, 31 and 32, T.153N., R.100W., McKenzie and Williams Counties, ND, and allow one or more horizontal wells to be drilled thereon, or granting such other relief as may be appropriate.

Case No. 21416: Application of Hess Corp. for an order amending the applicable orders for the Cottonwood-Bakken Pool, Burke and Mountrail Counties, ND, to allow all wells to produce oil at an unrestricted rate and flare gas produced in association therewith until June 30, 2014, or such other time as may be established by the Commission, or for such other relief as may be appropriate.

Case No. 21417: Application of Hess Corp. for an order amending the applicable orders for the Baker-Bakken Pool to establish two overlapping 2560-acre spacing units consisting of Sections 19, 20, 29 and 30; and Sections 29, 30, 31 and 32, T.153N., R.100W., McKenzie and Williams Counties, ND, and allow one or more horizontal wells to be drilled thereon, or granting such other relief as may be appropriate.

Case No. 21418: Application of Hess Corp. for an order amending the applicable orders for the Cottonwood-Bakken Pool, Burke and Mountrail Counties, ND, to allow all wells to produce oil at an unrestricted rate and flare gas produced in association therewith until June 30, 2014, or such other time as may be established by the Commission, or for such other relief as may be appropriate.

Case No. 21419: Application of Hess Corp. for an order amending the applicable orders for the Gros Ventre-Bakken Pool to establish two overlapping 2560-acre spacing units consisting of Sections 9, 10, 15 and 16; and Sections 15, 16, 21 and 22, T.160N., R.93W., Burke County, ND, and allow one or more horizontal wells to be drilled thereon, or granting such other relief as may be appropriate.

Case No. 21420: Application of Hess Corp. for an order amending the applicable orders for the White Earth-Bakken Pool, Mountrail County, ND, to allow all wells to produce oil at an unrestricted rate and flare gas produced in association therewith until June 30, 2014, or such other time as may be established by the Commission, or for such other relief as may be appropriate.

Case No. 21421: Application of Burlington Resources Oil & Gas Co. LP for an order allowing the Archer #44-25TFH (File No. 25960) to be completed in and produce from a spacing unit in Zone X of the Charlson-Bakken Pool described as all of Sections 24 and 25, T.153N., R.95W., McKenzie County, ND, with a portion of the well bore not isolated by cement extending above the top of the Charlson-Bakken Pool as defined by applicable orders; and such other relief as is appropriate.

Case No. 21275: (Continued) Proper spacing for the development of the Fillmore-Bakken Pool, Divide County, ND, redefine the field limits, and enact such special field rules as may be necessary. Bakken Hunter, LLC

Case No. 21422: Application of Sojourn Energy LLC for an order vacating existing spacing units located within the South Horse Creek-Red River Pool to create and establish a 320-acre spacing unit comprised of the N/2 of Section 33, T.129N., R.104W., Bowman County, ND, and such other relief as is appropriate.

Case No. 21423: Application of Sakakawea Ventures, LLC seeking an order authorizing the construction of an oil treating and oilfield waste treating/processing facility on the site of an existing saltwater disposal facility SV Noonan #1 (File No. 90237) SWNW Section 2, T.162N., R.95W., Divide County, ND for the purpose of salvaging, treating and recycling upstream petroleum wastes, and such other relief as is appropriate.

Case No. 21424: Application of Buffalo Hills, LLC, in accordance with NDAC § 43-02-03-51, for an order authorizing the construction of an oil treating and oilfield waste treating/processing facility to be located in the SESE Section 30, T.144N., R.95W., Dunn County, ND, for the purpose of salvaging, treating and recycling upstream petroleum wastes.

Case No. 21425: Application of SM Energy Co. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit described as Sections 16 and 21, T.163N., R.99W., Ambrose-Bakken Pool, Divide County, ND, as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 21426: Application of SM Energy Co. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit described as Sections 28 and 33, T.163N., R.99W., Ambrose-Bakken Pool, Divide County, ND, as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 21427: Application of SM Energy Co. 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.163N., R.99W., Ambrose-Bakken Pool, Divide County, ND, as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 21428: Application of SM Energy Co. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit described as Sections 30 and 31, T.163N., R.99W., Ambrose-Bakken Pool, Divide County, ND, as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 21418: Application of Hess Corp. for an order amending the applicable orders for the Cherry Creek-Bakken Pool, McKenzie County, ND, to allow all wells to produce oil at an unrestricted rate and flare

established by the Commission, or for such other relief as may be appropriate.

Case No. 21419: Application of Hess Corp. for an order amending the applicable orders for the Wheelock-Bakken Pool, Williams County, ND, to allow all wells to produce oil at an unrestricted rate and flare gas produced in association therewith until June 30, 2014, or such other time as may be established by the Commission, or for such other relief as may be appropriate.

Case No. 21420: Application of Hess Corp. for an order amending the applicable orders for the White Earth-Bakken Pool, Mountrail County, ND, to allow all wells to produce oil at an unrestricted rate and flare gas produced in association therewith until June 30, 2014, or such other time as may be established by the Commission, or for such other relief as may be appropriate.

Case No. 21421: Application of Burlington Resources Oil & Gas Co. LP for an order allowing the Archer #44-25TFH (File No. 25960) to be completed in and produce from a spacing unit in Zone X of the Charlson-Bakken Pool described as all of Sections 24 and 25, T.153N., R.95W., McKenzie County, ND, with a portion of the well bore not isolated by cement extending above the top of the Charlson-Bakken Pool as defined by applicable orders; and such other relief as is appropriate.

Case No. 21275: (Continued) Proper spacing for the development of the Fillmore-Bakken Pool, Divide County, ND, redefine the field limits, and enact such special field rules as may be necessary. Bakken Hunter, LLC

Case No. 21422: Application of Sojourn Energy LLC for an order vacating existing spacing units located within the South Horse Creek-Red River Pool to create and establish a 320-acre spacing unit comprised of the N/2 of Section 33, T.129N., R.104W., Bowman County, ND, and such other relief as is appropriate.

Case No. 21423: Application of Sakakawea Ventures, LLC seeking an order authorizing the construction of an oil treating and oilfield waste treating/processing facility on the site of an existing saltwater disposal facility SV Noonan #1 (File No. 90237) SWNW Section 2, T.162N., R.95W., Divide County, ND for the purpose of salvaging, treating and recycling upstream petroleum wastes, and such other relief as is appropriate.

Case No. 21424: Application of Buffalo Hills, LLC, in accordance with NDAC § 43-02-03-51, for an order authorizing the construction of an oil treating and oilfield waste treating/processing facility to be located in the SESE Section 30, T.144N., R.95W., Dunn County, ND, for the purpose of salvaging, treating and recycling upstream petroleum wastes.

Case No. 21425: Application of SM Energy Co. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit described as Sections 16 and 21, T.163N., R.99W., Ambrose-Bakken Pool, Divide County, ND, as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 21426: Application of SM Energy Co. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit described as Sections 28 and 33, T.163N., R.99W., Ambrose-Bakken Pool, Divide County, ND, as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 21427: Application of SM Energy Co. 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.163N., R.99W., Ambrose-Bakken Pool, Divide County, ND, as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 21428: Application of SM Energy Co. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit described as Sections 30 and 31, T.163N., R.99W., Ambrose-Bakken Pool, Divide County, ND, as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 21418: Application of Hess Corp. for an order amending the applicable orders for the Cherry Creek-Bakken Pool, McKenzie County, ND, to allow all wells to produce oil at an unrestricted rate and flare

Case No. 21419: Application of Hess Corp. for an order amending the applicable orders for the Gros Ventre-Bakken Pool to establish two overlapping 2560-acre spacing units consisting of Sections 9, 10, 15 and 16; and Sections 15, 16, 21 and 22, T.160N., R.93W., Burke County, ND, and allow one or more horizontal wells to be drilled thereon, or granting such other relief as may be appropriate.

Case No. 21420: Application of Hess Corp. for an order amending the applicable orders for the Baker-Bakken Pool to establish two overlapping 2560-acre spacing units consisting of Sections 19, 20, 29 and 30; and Sections 29, 30, 31 and 32, T.153N., R.100W., McKenzie and Williams Counties, ND, and allow one or more horizontal wells to be drilled thereon, or granting such other relief as may be appropriate.

Case No. 21421: Application of Burlington Resources Oil & Gas Co. LP for an order allowing the Archer #44-25TFH (File No. 25960) to be completed in and produce from a spacing unit in Zone X of the Charlson-Bakken Pool described as all of Sections 24 and 25, T.153N., R.95W., McKenzie County, ND, with a portion of the well bore not isolated by cement extending above the top of the Charlson-Bakken Pool as defined by applicable orders; and such other relief as is appropriate.

Case No. 21422: Application of SRI Energy Co. for an order amending the applicable orders for the Bear Den-Bakken Pool to allow up to six wells to be drilled upon a 640-acre spacing unit described as Sections 25, T.149N., R.96W., McKenzie County, ND, or granting such other relief as is appropriate.

Case No. 21430: Application of Petro-Hunt, LLC, for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit described as Sections 26 and 35, T.159N., R.94W., East Tioga-Bakken Pool, Burke County, ND, as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 21431: Application of Hess Corp. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit described as Sections 25 and 36, T.159N., R.98W., Big Stone-Bakken Pool, Williams County, ND, as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 21432: Application of Hess Corp. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit described as Sections 26 and 35, T.159N., R.98W., Big Stone-Bakken Pool, Williams County, ND, as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 21433: Application of Hess Corp. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit described as Sections 27 and 34, T.159N., R.98W., Big Stone-Bakken Pool, Williams County, ND, as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 21434: Application of Hess Corp. 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.158N., R.98W., Rainbow-Bakken Pool, Williams County, ND, as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 21435: Application of Hess Corp. 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.158N., R.98W., Oliver-Bakken Pool, Williams County, ND, as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 21436: Application of Hess Corp. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit described as Sections 13 and 24, T.158N., R.97W., New Home-Bakken Pool, Williams County, ND, as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 21437: Application of Hess Corp. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit described as Sections 25 and 36, T.158N., R.97W., New Home-Bakken Pool, Williams County, ND, as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 21438: Application of Hess Corp. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit described as Sections 27 and 34, T.158N., R.97W., New Home-Bakken Pool, Williams County, ND, as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 21439: Application of Hess Corp. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit described as Sections 28 and 33, T.158N., R.97W., New Home-Bakken Pool, Williams County, ND, as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 21440: Application of Hess Corp. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit described as Sections 30 and 31, T.158N., R.97W., New Home-Bakken Pool, Williams County, ND, as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 21441: Application of Hess Corp. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit described as Sections 18 and 9, T.158N., R.96W., South Meadow-Bakken Pool, Williams County, ND, as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 21442: Application of Hess Corp. 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.158N., R.96W., South Meadow-Bakken Pool, Williams County, ND, as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 21443: Application of Hess Corp. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit described as Section 24, T.157N., R.95W., and Section 19, T.157N., R.94W., Tioga-Bakken Pool, Williams and Mountrail Counties, ND, as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 21444: Application of Hess Corp. for an order amending the applicable orders for the South Meadow-Bakken Pool to authorize up to six horizontal wells to be drilled on a 1280-acre spacing unit described as Sections 18 and 19, T.158N., R.96W., Williams County, ND, and granting such other and further relief as may be appropriate.

Case No. 21445: Application of Hess Corp. for an order amending the applicable orders for the Little Knife-Bakken Pool (i) to authorize up to six horizontal wells to be drilled on 1280-acre spacing units described as Sections 5 and 8; and Sections 15 and 22, T.145N., R.97W.; and Sections 4 and 9; Sections 16 and 21; and Sections 26 and 35, T.146N., R.97W., Dunn County, ND; (ii) to authorize up to eight horizontal wells to be drilled on 1280-acre spacing units described as Sections 5 and 8, T.147N., R.97W., Dunn County, ND, and Section 1, T.145N., R.98W., and Section 36, T.146N., R.98W., McKenzie County, ND; (iii) to authorize up to nine horizontal wells to be drilled on a 1280-acre spacing unit, described as Sections 27 and 34, T.148N., R.97W., Dunn County, ND; and (iv) granting such other relief as may be appropriate.

Case No. 21446: Application of Marathon Oil Co. 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.157N., R.103W., Strandahl-Bakken Pool, Williams County, ND, as provided by

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

Case No. 21447: Application of Kodiak Oil & Gas (USA) Inc. for an order amending the applicable orders for the Truax-Bakken Pool to authorize up to sixteen horizontal wells to be drilled on two 1280-acre spacing units described as Sections 26 and 35; and Sections 28 and 33, T.154N., R.98W., Williams County, ND; and for such other relief as may be appropriate.

Case No. 21448: Application of Burlington Resources Oil & Gas Co. LP for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit described as Sections 26, 27, 34 and 35, T.153N., R.96W., Keene-Bakken/Three Forks Pool, McKenzie County, ND, as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 21449: Application of Whiting Oil and Gas Corp. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit described as Sections 2, 3, 10 and 11, T.152N., R.97W., Twin Valley-Bakken Pool, McKenzie County, ND, as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 21450: Application of Whiting Oil and Gas Corp. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit described as Sections 4, 5, 8 and 9, T.152N., R.97W., Twin Valley-Bakken Pool, McKenzie County, ND, as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 21451: Application of Whiting Oil and Gas Corp. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit described as Sections 1 and 12, T.143N., R.104W., Beaver Creek-Bakken Pool, Golden Valley County, ND, as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 21452: Application of Whiting Oil and Gas Corp. for an order amending the applicable orders for the Pleasant Hill-Bakken Pool, McKenzie County, ND, to authorize the drilling of up to seven horizontal wells on a 1280-acre spacing unit

Case No. 21453: Application of OXY USA Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit described as Sections 25 and 36, T.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. 21454: Application of Oasis Petroleum-North America LLC for an order authorizing up to fifteen horizontal wells to be drilled on some or all of the 1280-acre spacing units currently existing in the Willow Creek-Bakken Pool, McKenzie and Williams Counties, ND, or granting such other relief as is appropriate.

Case No. 21455: Application of Oasis Petroleum-North America LLC for an order authorizing up to twelve horizontal wells to be drilled on some or all of the 1280-acre spacing units currently existing in the Tyrone-Bakken Pool, Williams County, ND; to alter the definition of the stratigraphic limits of the pool; or granting such other relief as is appropriate.

Case No. 21456: Application of White Owl Energy Services, LLC, for an order pursuant to NDAC § 43-02-03-88.1 authorizing salt-water disposal into the Dakota Group in the White Owl Johnsons Corner SWD 1 well, NENE Section 23, T.150N., R.96W., Blue Buttes Field, McKenzie County, ND, pursuant to NDAC Chapter 43-02-05 and such other relief as is appropriate.

Case No. 21457: Application of Buckhorn Energy Services, LLC, for an order pursuant to NDAC § 43-02-03-88.1 authorizing salt-water disposal into the Dakota Group in the GO-Bergstrom SWD #1 well, SWNE Section 17, T.158N., R.97W., New Home Field, Williams County, ND, pursuant to NDAC Chapter 43-02-05 and such other relief as is appropriate.

Case No. 21458: In the matter of the petition for a risk penalty of WPX Energy Williston, 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 Packineau #15-32H well located in a spacing unit described as Section 32, T.149N., R.92W., Heart Butte Bakken Pool, Dunn County, ND, pursuant to NDAC § 43-02-03-88.1, and such other relief as is appropriate.

Case No. 21459: In the matter of the petition for a risk penalty of WPX Energy Williston, 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 Sarah Yellow Wolf #22-27HC well located in a spacing unit described as Sections 22 and 27, T.149N., R.91W., Heart Butte Bakken Pool,

Dunn County, ND, pursuant to NDAC § 43-02-03-88.1, and such other relief as is appropriate.

Case No. 21460: In the matter of the petition for a risk penalty of WPX Energy Williston, 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 Bear Den #24-13H2 well located in a spacing unit described as Sections 13 and 24, T.150N., R.94W., Spotted Horn Bakken Pool, McKenzie County, ND, pursuant to NDAC § 43-02-03-88.1, and such other relief as is appropriate.

Case No. 21461: In the matter of the petition for a risk penalty of WPX Energy Williston, 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 Adam Good Bear #15-22HY well located in a spacing unit described as Sections 15 and 22, T.150N., R.92W., Van Hook Bakken Pool, Mountrail County, ND, pursuant to NDAC § 43-02-03-88.1, and such other relief as is appropriate.

Case No. 21462: In the matter of the petition for a risk penalty of WPX Energy Williston, 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 Adam Good Bear #15-22HD well located in a spacing

Mountrail County, ND, pursuant to NDAC § 43-02-03-88.1, and such other relief as is appropriate.

Case No. 21463: In the matter of the petition for a risk penalty of WPX Energy Williston, 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 Adam Good Bear #15-22HC well located in a spacing unit described as Sections 15 and 22, T.150N., R.92W., Van Hook Bakken Pool, Mountrail County, ND, pursuant to NDAC § 43-02-03-88.1, and such other relief as is appropriate.

Case No. 21464: In the matter of the petition for a risk penalty of Bakken Hunter, 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 completion of the Isaac #6H well located in a spacing unit consisting of Section 31, T.163N., R.96W., Bounty School-Bakken Pool, Divide County, ND, pursuant to NDAC § 43-02-03-88.1, and such other relief as is appropriate.

Case No. 21053: (Continued) In the matter of the petition for a risk penalty of Bakken Hunter, 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 completion of the Tundra #3130-4H well located in a spacing unit consisting of Sections 30 and 31, T.164N., R.98W., Ambrose-Bakken Pool, Divide County, ND, pursuant to NDAC § 43-02-03-88.1, and such other relief as is appropriate.

Case No. 21465: Application of North Plains Energy, LLC, 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.160N., R.100W., Divide County, ND, Smoky Butte-Bakken Pool, as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Signed by,
Jack Dalrymple, Governor
Chairman, ND Industrial Commission
11/27 - 20692374



Affidavit of Publication

State of North Dakota, County of Divide, ss:

I, Cecile L. Krimm, 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

N.D. INDUSTRIAL COMMISSION OIL AND GAS DIVISION

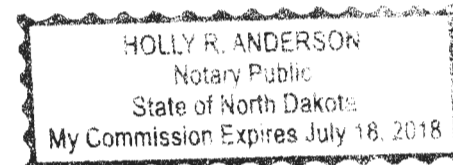
a printed copy of which is here attached, was published in The Journal on the following date:

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Signed Cecile L. Krimm
Cecile L. Krimm, Publisher

Subscribed and sworn to before me December 2, 2013

Holly R. Anderson
Notary Public, State of North Dakota



NOTICE OF HEARING

N.D. INDUSTRIAL COMMISSION OIL AND GAS DIVISION

The North Dakota Industrial Commission will hold a public hearing at 9:00 a.m. Wednesday, December 18, 2013, at the N.D. Oil & Gas Division, 1000 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, December 05, 2013. STATE OF NORTH DAKOTA TO: Case No. 21399: Application of SM Energy Co. for an amending the applicable orders for the Ambrose, West Ambrose, and Colgan-Bakken Pools, including without limitation Order No. 22099, to allow an additional horizontal well to be drilled in the middle member of the Bakken Formation in five 2560-acre spacing units described as Sections 13 and 24, T.163N., R.101W. and Sections 18 and 19, T.163N., R.100W.; Sections 1, 2, 11 and 12; Sections 16, 17, 20 and 21; Sections 17, 18, 19 and 20, T.163N., R.100W.; and Sections 17, 18, 19 and 20, T.163N., R.99W., Divide County, ND, or granting such other relief as may be appropriate.

Case No. 21400: Application of SM Energy Co. for an amending the applicable orders for the Ambrose-Bakken Pool to establish an overlapping 2560-acre spacing unit consisting of Sections 15, 16, 21 and 22, T.163N., R.99W., Divide County, ND, and authorize the drilling of a horizontal well at any location thereon, or granting such other relief as may be appropriate. Case No. 21275: (Continued) Proper spacing for the development of the Fillmore-Bakken Pool, Divide County, ND,

redefine the field limits, and enact such special field rules as may be necessary. Bakken Hunter, LLC

Case No. 21423: Application of Sakakawea Ventures, LLC seeking an order authorizing the construction of an oil treating and oilfield waste treating/processing facility on the site of an existing saltwater disposal facility SV Noonan #1 (File No. 90237) SWNW Section 2, T.162N., R.95W., Divide County, ND for the purpose of salvaging, treating and recycling upstream petroleum wastes, and such other relief as is appropriate.

Case No. 21425: Application of SM Energy Co. for an order pursuant to NDAC § 43 02-03-88.1 pooling all interests in a spacing unit described as Sections 16 and 21, T.163N., R.99W., Ambrose-Bakken Pool, Divide County, ND, as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 21426: Application of SM Energy Co. for an order pursuant to NDAC § 43 02-03-88.1 pooling all interests in a spacing unit described as Sections 28 and 33, T.163N., R.99W., Ambrose-Bakken Pool, Divide County, ND, as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 21427: Application of SM Energy Co. 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.163N., R.99W., Ambrose-Bakken Pool, Divide County, ND, as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 21428: Application of SM Energy Co. for an order pursuant to NDAC § 43 02-03-88.1 pooling all interests in a spacing unit described as Sections 30 and 31, T.163N.,

R.99W., Ambrose-Bakken Pool, Divide County, ND, as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 21464: In the matter of the petition for a risk penalty of Bakken Hunter, 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 completion of the Isaac #6H well located in a spacing unit consisting of Section 31, T.163N., R.96W., Bounty School-Bakken Pool, Divide County, ND, pursuant to NDAC § 43-02-03-88.1, and such other relief as is appropriate.

Case No. 21053: (Continued) In the matter of the petition for a risk penalty of Bakken Hunter, 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 completion of the Tundra #3130-4H well located in a spacing unit consisting of Sections 30 and 31, T.164N., R.98W., Ambrose-Bakken Pool, Divide County, ND, pursuant to NDAC § 43-02-03-88.1, and such other relief as is appropriate.

Case No. 21465: Application of North Plains Energy, LLC 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.160N., R.100W., Divide County, ND, Smoky Butte-Bakken Pool, as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Signed by, Jack Dalrymple, Governor

Chairman, ND Industrial Commission

(11-27)

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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, October 23, 2013, at the N.D. Oil & Gas Division, 1000 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, October 10, 2013.

STATE OF NORTH DAKOTA TO:

Case No. 21021: Application of Bakken Western Services, LLC for an order pursuant to NDAC § 43-02-03-51 authorizing the construction of a treating plant to be located in the SWSW of Section 5, T.151N., R.95W., McKenzie County, ND and such other relief as is appropriate.

Case No. 21022: Application of Patriot Separation, LLC for an order pursuant to NDAC § 43-02-03-51 authorizing the construction of a treating plant to be located in the SENW of Section 2, T.148N., R.102W., McKenzie County, ND and such other relief as is appropriate.

Case No. 20888: (Continued) Application of Earthworks, Inc., in accordance with NDAC § 43-02-03-51, for an order authorizing the construction of an offsite waste treating/recycling facility to be located in the S/2 SE/4 Section 1, T.146N., R.96W., Dunn County, ND for the purpose of salvaging, treating and recycling upstream petroleum wastes; and such other relief as is appropriate.

Case No. 21023: Proper spacing for the development of the Pembroke-Bakken Pool, McKenzie County, ND, redefine the field limits, and enact such special field rules as may be necessary. Continental Resources, Inc.; HRC Operating, LLC; Kodiak Oil & Gas (USA) Inc.; Newfield Prod Co.; Case No. 21024: Application of Kodiak Oil & Gas (USA) Inc. for an order amending the applicable orders for the Twin Buttes-Bakken Pool to establish two new 1280-acre spacing units described as Sections 13 and 24, T.147N., R.92W.; and Sections 18 and 19, T.147N., R.91W., Dunn County, ND, and authorize up to ten horizontal wells to be drilled thereon, or granting such other relief as may be appropriate.

Case No. 21025: Application of Kodiak Oil & Gas (USA) Inc. for an order amending the applicable orders for the South Fork-Bakken Pool to establish two new 1280-acre spacing units described as Sections 2 and 11; and Sections 3 and 10, T.148N., R.93W., Dunn County, ND, and authorize up to ten horizontal wells to be drilled thereon, or granting such other relief as may be appropriate.

Case No. 21026: Application of Kodiak Oil & Gas (USA) Inc. for an order amending the applicable orders for the Heart Butte-Bakken Pool to establish two new 1280-acre spacing units described as Sections 7 and 18; and Sections 8 and 17, T.148N., R.92W., Dunn County, ND, and authorize up to ten horizontal wells to be drilled thereon, or granting such other relief as may be appropriate.

Case No. 20881: (Continued) Application of Kodiak Oil & Gas (USA) Inc. for an order amending the applicable orders for the Banks-Bakken Pool to create two laydown 1280-acre spacing units consisting of Section 1, T.153N., R.98W. and Section 6, T.153N., R.97W.; and Section 12, T.153N., R.98W. and Section 7, T.153N., R.97W., McKenzie and Williams Counties, ND, and authorize up to ten horizontal wells to be drilled thereon, and such other relief as is appropriate.

Case No. 21027: Proper spacing for the development of the Sandrock-Bakken Pool, McKenzie County, ND, redefine the field limits, and enact such special field rules as may be necessary. Hess Corp.; Murex Petroleum Corp.; Newfield Prod Co.; Statoil Oil & Gas LP.

Case No. 14935: (Continued) Application of Hess Corp. for an order suspending, and after hearing revoking, a permit issued to Continental Resources, Inc. for the drilling of the Foster #1-28H well on a drilling unit consisting of Sections 28 and 33, T.153N., R.98W., Williams and McKenzie Counties, ND, to alter the definition of the

Case No. 21028: Application of Hess Corp. for an order revoking the permit issued to Continental Resources, Inc. to drill the Stang #1-11H well, with a surface location in the SWSE of Section 11, T.157N., R.94W., Mountrail County, ND, or alternatively designating applicant as operator of said well, and for such other relief as the Commission may deem appropriate.

Case No. 21029: Application of Hess Corp. for an order amending the applicable orders for the Blue Buttes-Bakken Pool to establish an overlapping 2560-acre spacing unit consisting of Sections 3, 4, 9 and 10, T.150N., R.95W., McKenzie County, ND, for the purpose of drilling one or more horizontal wells on the common spacing unit boundary; and granting such other and further relief as may be appropriate.

Case No. 21030: Temporary spacing to develop an oil and/or gas pool discovered by the Jordan Exploration Co., LLC, #10-21 Lawrence, NWSE Section 21, T.162N., R.94W., Burke County, ND, define the field limits, and enact such special field rules as may be necessary.

Case No. 21031: Application of Oasis Petroleum North America LLC to consider the temporary spacing to develop an oil and/or gas pool discovered by the Nevis 6092 12-18H well located in the NENW of Section 18, T.160N., R.92W., Burke County, ND, define the limits of the field, and enact such special field rules as may be necessary.

Case No. 21032: Application of Oasis Petroleum North America LLC for an order amending the applicable orders for the Tyrone-Bakken Pool to establish four overlapping 2560-acre spacing units consisting of Sections 16, 17, 20 and 21; Sections 26, 27, 34 and 35; and Sections 27, 28, 33 and 34, T.156N., R.101W., Williams County, ND, and allow one or more horizontal wells to be drilled thereon, or granting such other relief as may be appropriate.

Case No. 21033: Application of Oasis Petroleum North America LLC for an order amending the applicable orders for the Squires-Bakken Pool to establish two overlapping 2560-acre spacing units consisting of Sections 5, 6, 7 and 8; and Sections 17, 18, 19 and 20, T.158N., R.102W., Williams County, ND, and allow one or more horizontal wells to be drilled thereon, or granting such other relief as may be appropriate.

Case No. 21034: Application of Oasis Petroleum North America LLC for an order amending the applicable orders for the Robinson Lake and Alkali Creek-Bakken Pools to establish an overlapping 2560-acre spacing unit consisting of Sections 6 and 7, T.154N., R.93W., and Sections 1 and 12, T.154N., R.94W., Mountrail County, ND, and allow one or more horizontal wells to be drilled thereon, or granting such other relief as may be appropriate.

Case No. 21035: Application of Oasis Petroleum North America LLC for an order amending the applicable orders for the Baker-Bakken Pool to establish an overlapping 2560-acre spacing unit consisting of Sections 17, 18, 19 and 20, T.153N., R.100W., McKenzie and Williams Counties, ND, and allow one or more horizontal wells to be drilled thereon, or granting such other relief as may be appropriate.

Case No. 21036: Application of Oasis Petroleum North America LLC for an order authorizing up to fifteen horizontal wells to be drilled on some or all of the 1280-acre spacing units currently existing in the Alkali Creek-Bakken Pool, Mountrail, Williams, and McKenzie Counties, ND, to alter the definition of the stratigraphic limits of the pool; or granting such other relief as is appropriate.

Case No. 21037: Application of Oasis Petroleum North America LLC for an order authorizing up to twelve horizontal wells to be drilled on some or all of the 1280-acre spacing units currently existing in the Cow Creek-Bakken Pool, Williams County, ND; to alter the definition of the stratigraphic limits of the pool; or granting such other relief as is appropriate.

Case No. 21038: Application of Oasis Petroleum North America LLC for an order authorizing up to fifteen horizontal wells to be drilled on some or all of the 1280-acre spacing units currently existing in the Enget Lake-Bakken Pool, Mountrail County, ND; to alter the definition of the

Case No. 21039: Application of Oasis Petroleum North America LLC for an order authorizing up to fifteen horizontal wells to be drilled on some or all of the 1280-acre spacing units currently existing in the Sorkness-Bakken Pool, Mountrail County, ND; to alter the definition of the stratigraphic limits of the pool; or granting such other relief as is appropriate.

Case No. 21040: Application of Oasis Petroleum North America LLC for an order authorizing up to fifteen horizontal wells to be drilled on some or all of the 1280-acre spacing units currently existing in the Tyrone-Bakken Pool, Williams County, ND; to alter the definition of the stratigraphic limits of the pool; or granting such other relief as is appropriate.

Case No. 21041: Application of Oasis Petroleum North America LLC for an order authorizing up to fifteen horizontal wells to be drilled on some or all of the 1280-acre spacing units currently existing in the Tyrone-Bakken Pool, Burke County, ND; to alter the definition of the stratigraphic limits of the pool; or granting such other relief as is appropriate.

Case No. 21042: Application of Petro-Hunt, LLC for an order amending the applicable orders for the East Tioga-Bakken Pool to establish a 1280-acre spacing unit consisting of Sections 10 and 15, T.158N., R.94W., Mountrail County, ND, and authorize up to seven horizontal wells to be drilled thereon, and such other relief as is appropriate.

Case No. 21043: Application of Marathon Oil Co. for an order amending the applicable orders for the Reunion Bay and the Big Bend-Bakken Pools to establish five overlapping 2560-acre spacing units consisting of Sections 1, 2, 11 and 12; Sections 2, 3, 10 and 11; Sections 3, 4, 9 and 10; Sections 4, 5, 8 and 9; and Sections 5, 6, 7 and 8, T.150N., R.93W., Mountrail, McKenzie, and Dunn Counties, ND, and allow one or more horizontal wells to be drilled thereon, or granting such other relief as may be appropriate.

Case No. 21044: Application of Marathon Oil Co. for an order amending the applicable orders for the Chimney Butte-Bakken Pool, Dunn County, ND, to allow up to two horizontal wells to be drilled on two 2560-acre spacing units described as Sections 1, 2, 11 and 12; and Sections 14, 15, 22 and 23, T.146N., R.95W., Dunn County, ND; granting relief from any policy or provision requiring such wells to be drilled within a 500 foot corridor in the center of such 2560-acre spacing unit; and granting such other relief as may be appropriate.

Case No. 21045: Application of Marathon Oil Co. for an order amending the applicable orders for the Chimney Butte-Bakken Pool, Dunn County, ND, to either allow up to two horizontal wells to be drilled on a 2560-acre spacing unit described as Sections 2, 3, 10 and 11,

T.146N., R.95W., Dunn County, ND; with relief from any policy or provision requiring such wells to be drilled within a 500 foot corridor in the center of such 2560-acre spacing unit or alternatively allow one of the seven wells authorized for the 1280-acre spacing unit consisting of all of said Sections 3 and 10 to be drilled closer than 500 feet to the east line of Sections 3 and 10; and granting such other relief as may be appropriate.

Case No. 21046: Application of Burlington Resources Oil & Gas Co. LP for an order amending the applicable orders for the Elidah-Bakken Pool to establish five overlapping 2560-acre spacing units consisting of Sections 27, 28, 33 and 34, T.152N., R.97W.; and Sections 2, 3, 10 and 11; Sections 3, 4, 9 and 10; Sections 14, 15, 22 and 23; and Sections 15, 16, 21 and 22, T.151N., R.97W., McKenzie County, ND, for the purpose of drilling one or more horizontal wells between the existing 1280-acre spacing units; and granting such other and further relief as may be appropriate.

Case No. 21047: Application of Whiting Oil and Gas Corp. for an order amending the applicable orders for the Beach-Red River Pool to establish a 640-acre spacing unit consisting of all of Section 5, T.141N., R.105W., Golden Valley County, ND, and authorize the drilling of a horizontal well on such spacing unit, and granting such other relief as may be appropriate.

Case No. 21048: Application of Whiting Oil and Gas Corp. for an order amending the applicable orders for the Delhi-Red River Pool to establish a 640-acre spacing unit consisting of all of Section 24, T.141N., R.105W., Golden Valley County, ND, and authorize a horizontal well to be drilled thereon, or granting such other relief as may be appropriate.

Case No. 21049: Application of Whiting Oil and Gas Corp. for an order amending the applicable orders for the Camel Hump-Red River Pool, Golden Valley County, ND, (i) to include the N/2 of Sections 35 and all of Section 36, T.141N., R.104W., within the Camel Hump Field; (ii) to establish a 240-acre spacing unit consisting of the SE/4 and the S/2 NE/4 of Section 25, T.141N., R.104W., and authorize the drilling of a vertical well on said lands; (iii) to establish a 560-acre spacing unit consisting of the S/2 of Section 26 and the SW/4 and S/2 NW/4 of Section 25, T.141N., R.104W., and authorize the drilling of a horizontal well on said lands; (iv) to establish a 320-acre spacing unit consisting of the N/2 of Section 35, T.141N., R.104W., and authorize the drilling of a horizontal well on said lands; (v) to establish two 480-acre spacing units consisting of the N/2 of Section 36, T.141N., R.104W., and the NW/4 of Section 31, T.141N., R.103W.; and the S/2 of Section 36, T.141N., R.104W., and the SW/4 of Section 31, T.141N., R.103W.; (vi) to authorize the drilling of a second vertical well on a 320-acre spacing unit described as the W/2 of Section 22, T.141N., R.105W.; and (vii) granting such other relief as may be appropriate.

Case No. 21050: Application of OXY USA, Inc. for an order amending the applicable orders to allow wells completed in the St. Anthony-Bakken Pool, Dunn County, ND, to produce at a maximum efficient rate and flare gas produced in association with oil, or for such other relief as may be applicable.

Case No. 20858: (Continued) Application of SM Energy Co. for an order amending the applicable orders for the Phelps Bay-Bakken Pool to terminate a 960-acre spacing unit consisting of all of Section 13 and the NE/4 of Section 24, T.153N., R.95W., and the NW/4 of Sections 19, T.153N., R.94W., McKenzie County, ND; and establish a 640-acre spacing unit consisting of all of said Section 13, and authorize the drilling of up to eight horizontal wells on such spacing unit, and such other relief as is appropriate.

Case No. 20607: (Continued) Application of QEP Energy Co. for an order amending the applicable orders for the Van Hook-Bakken Pool to allow up to sixteen wells to be drilled on a 3200-acre spacing unit described as Sections 26, 27, 28, 29 and 30, T.150N., R.92W., Mountrail and Dunn Counties, ND, or for such other relief as may be appropriate.

Case No. 21051: Application of North Plains Energy, LLC for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit described as Sections 27 and 34, T.160N., R.100W., Divide County, ND, Smoky Butte-Bakken Pool, as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 21052: Application of North Plains Energy, LLC for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit described as Sections 28 and 33, T.160N., R.101W., Divide County, ND, Sioux Trail-Bakken Pool, as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 21053: In the matter of the petition for a risk penalty of Bakken Hunter, 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 completion of the Tundra #3130-4H well located in a spacing unit consisting of Sections 30 and 31, T.164N., R.98W., Ambrose-Bakken Pool, Divide County, ND, pursuant to NDAC § 43-02-03-88.1, and such other relief as is appropriate.

Op. No. 21095: Application of Oasis Petroleum North-America LLC for an order pursuant to NDAC § 43 02-03-88.1 vesting all interests in a spacing unit described as Sections 27 and 34, T.160N., R.10W., Cottonwood-Bakken Pool, Burke County, ND, as provided by NDCC 48-08-08, and such other relief as is appropriate.

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Case No. 21139: Application of Burlington Resources Oil & Gas Co. LP for an order amending the applicable orders for the Elidah-Bakken Pool to authorize up to eleven horizontal wells to be drilled on a 1280-acre spacing unit consisting of Sections 15 and 22, T.151N., R.97W., McKenzie County, ND, and granting such other and further relief as may be appropriate.

Case No. 21140: Application of Burlington Resources Oil & Gas Co. LP for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit described as Sections 5, 6, 7 and 8, T.152N., R.96W., Westberg-Bakken Pool, McKenzie County, ND, as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 21141: Application of Marathon Oil Co., for an order amending the applicable orders for the Wolf Bay-Bakken Pool, Dunn County, ND, to allow up to four horizontal wells to be drilled on two 1280-acre spacing units described as Sections 5 and 8; and Sections 6 and 7, T.146N., R.92W., or granting such other relief as may be appropriate.

Case No. 21142: Application of Marathon Oil Co. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit described as Sections 1 and 12, T.144N., R.95W., Murphy Creek-Bakken Pool, Dunn County, ND, as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Signed by:

Jack Dalrymple, Governor
Chairman, ND Industrial Commission
10/3 - 20681532



Affidavit of Publication

State of North Dakota, County of Divide, ss:

I, Cecile L. Krimm, 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 TO CREDITORS

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

October 2 2013.....116 lines @ 0.63 = \$73.08

TOTAL CHARGE.....\$73.08

Signed Cecile L. Krimm
Cecile L. Krimm, Publisher

Subscribed and sworn to before me October 2, 2013

Notary Public, State of North Dakota

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

The North Dakota Industrial Commission will hold a public hearing at 9:00 a.m. Wednesday, October 23, 2013, at the N.D. Oil & Gas Division, 1000 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, October 10, 2013.

STATE OF NORTH DAKOTA
TO:

Case No. 21051: Application of North Plains Energy, LLC for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit described as Sections 27 and 34, T.160N., R.100W., Divide County, ND, Smoky Butte-Bakken Pool, as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 21052: Application of North Plains Energy, LLC for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit described as Sections 28 and 33, T.160N., R.101W., Divide County, ND, Sioux Trail-Bakken Pool, as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 21053: In the matter of the petition for a risk penalty of Bakken Hunter, 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 completion of the Tundra #3130-4H well located in a spacing unit consisting of Sections 30 and 31, T.164N., R.98W., Ambrose-Bakken Pool, Divide County, ND, pursuant to NDAC § 43-02-03-88.1, and such other relief as is appropriate.

Case No. 21062: Application of SM Energy Co. 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.161N., R.99W., Garnet-Bakken Pool, Divide County, ND, as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 21063: Application of SM Energy Co. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit described as Sections 27 and 34, T.162N., R.100W., West Ambrose-Bakken Pool, Divide County, ND, as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 21064: Application of SM Energy Co. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit described as Sections 26 and 35, T.162N., R.100W., West Ambrose-Bakken Pool, Divide County, ND, as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 21065: Application of

SM Energy Co. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit described as Sections 25 and 36, T.162N., R.100W., West Ambrose-Bakken Pool, Divide County, ND, as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 21066: Application of SM Energy 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.161N., R.100W., Alexandria-Bakken Pool, Divide County, ND, as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 21067: Application of SM Energy Co. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit described as Sections 1 and 12, T.161N., R.100W., Alexandria-Bakken Pool, Divide County, ND, as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 21068: Application of SM Energy Co. 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.161N., R.99W., Musta-Bakken Pool, Divide County, ND, as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Signed by,
Jack Dalrymple, Governor
Chairman, ND Industrial