

BEFORE THE INDUSTRIAL COMMISSION
OF THE STATE OF NORTH DAKOTA

CASE NO. 26201
ORDER NO. 28617

IN THE MATTER OF A HEARING CALLED ON
A MOTION OF THE COMMISSION TO
CONSIDER THE APPLICATION OF
WINDRIDGE OPERATING LLC FOR AN
ORDER SUSPENDING AND, AFTER HEARING,
REVOKING THE PERMITS ISSUED TO PETRO
HARVESTER OPERATING CO., LLC TO DRILL
THE STC1 35-26 164-93 B WELL (FILE NO.
34127), THE STC1 35-26 164-93 C WELL (FILE
NO. 34128), AND THE STC1 35-26 164-93 D
WELL (FILE NO. 34129), WITH SURFACE
LOCATIONS IN LOT 2 OF SECTION 2, T.163N.,
R.93W., BURKE COUNTY, ND, AND SUCH
OTHER RELIEF AS IS APPROPRIATE.

ORDER OF THE COMMISSION

THE COMMISSION FINDS:

- (1) This cause came on for hearing at 9:00 a.m. on the 16th day of November, 2017.
- (2) Counsel for applicant requests this case be dismissed without prejudice.

IT IS THEREFORE ORDERED:

- (1) This case is hereby dismissed without prejudice.

Dated this 27th day of December, 2017.

INDUSTRIAL COMMISSION
STATE OF NORTH DAKOTA

By the Director, on behalf of the Commission

/s/ Lynn D. Helms, Director

SFN 5729

STATE OF NORTH DAKOTA


AFFIDAVIT OF MAILING

COUNTY OF BURLEIGH

I, Jeanette Bean, being duly sworn upon oath, depose and say: That on the 28th day of December, 2017 enclosed in separate envelopes true and correct copies of the attached Order No. 28617 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. 26201:

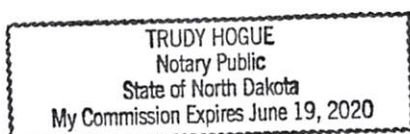
LAWRENCE BENDER
FREDRIKSON & BYRON
PO BOX 1855
BISMARCK ND 58502-1855

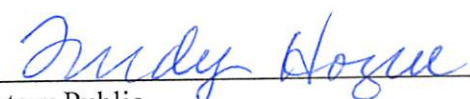
JOHN MORRISON
CROWLEY FLECK PLLP
PO BOX 2798
BISMARCK ND 58502



Jeanette Bean
Oil & Gas Division

On this 28th day of December, 2017 before me personally appeared Jeanette Bean to me known as the person described in and who executed the foregoing instrument and acknowledged that she executed the same as her free act and deed.





Notary Public
State of North Dakota, County of Burleigh

From: Rage, Samantha
To: [Kadmas, Bethany R.](#)
Cc: [Entzi-Odden, Lyn](#); [Hicks, Bruce E.](#); [Holweger, Todd L.](#); [John Morrison \(jmorrison@crowleyfleck.com\)](mailto:jmorrison@crowleyfleck.com); lherberholz@crowleyfleck.com
Subject: Windridge Case No. 26201 - Notice to Dismiss
Date: Wednesday, November 15, 2017 4:54:55 PM
Attachments: [Windridge dismissal 26201-c.pdf](#)

CAUTION: This email originated from an outside source. Do not click links or open attachments unless you know they are safe.

Bethany,

Please see the attached letter. Thank you.

Sammy Rage
Legal Administrative Assistant

Fredrikson

& BYRON, P.A.

1133 College Drive
Suite 1000
Bismarck, ND 58501
Main Phone: 701.221.8700
Fax: 701.221.8750

srage@fredlaw.com

****This is a transmission from the law firm of Fredrikson & Byron, P.A. and may contain information which is privileged, confidential, and protected by the attorney-client or attorney work product privileges. If you are not the addressee, note that any disclosure, copying, distribution, or use of the contents of this message is prohibited. If you have received this transmission in error, please destroy it and notify us immediately at our telephone number (701) 221-8700. The name and biographical data provided above are for informational purposes only and are not intended to be a signature or other indication of an intent by the sender to authenticate the contents of this electronic message.****

November 15, 2017

VIA EMAIL

Mr. Bruce Hicks
Assistant Director
NDIC, Oil and Gas Division
600 East Boulevard
Bismarck, ND 58505-0310

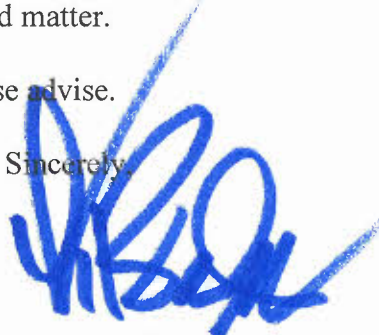
**RE: NDIC CASE NO. 26201
WINDRIDGE OPERATING LLC**

Dear Mr. Hicks:

Please find enclosed herewith for filing a NOTICE OF DISMISSAL OF WINDRIDGE OPERATING LLC in regard to the captioned matter.

Should you have any questions, please advise.

Sincerely,



LAWRENCE BENDER

LB/sr
Enclosure

cc: Ms. Christi Wood (via email w/enc.)
Mr. John Morrison (via email w/enc.)

62760379.1

Attorneys & Advisors
main 701.221.8700
fax 701.221.8750
fredlaw.com

Fredrikson & Byron, P.A.
1133 College Drive, Suite 1000
Bismarck, North Dakota
58501-1215

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

CASE NO. 26096

Application of Windridge Operating LLC for an order suspending and, after hearing, revoking the permits issued to Petro Harvester Operating Co., LLC to drill the STC1 35-26 164-93 B well (File No. 34127), the STC1 35- 26 164-93 C well (File No. 34128), and the STC1 35-26 164-93 D well (File No. 34129), with surface locations in Lot 2 of Section 2, T.163N., R.93W., Burke County, ND, and such other relief as is appropriate.

NOTICE OF DISMISSAL OF WINDRIDGE OPERATING LLC

PLEASE TAKE NOTICE that on November 16, 2017, Windridge Operating LLC will respectfully request that the above captioned matter be dismissed without prejudice contingent on Petro Harvester Operating Co., LLC canceling their permits for the STC1 35-26 164-93 B well, the STC1 35- 26 164-93 C well, and the STC1 35-26 164-93 D.

DATED this 15th day of November, 2017.

FREDRIKSON & BYRON, P.A.



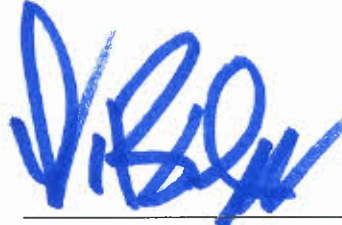
By

LAWRENCE BENDER, ND Bar #03908
Attorneys for Windridge Operating LLC
1133 College Drive, Suite 1000
Bismarck, ND 58501-1215
(701) 221-8700
62760359.1

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on this 15th day of November, 2017, a true and correct copy of the foregoing document was forwarded via electronic mail to the following:

John W. Morrison
jmorrison@crowleyfleck.com

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

LAWRENCE BENDER

From: John W. Morrison
To: [Hicks, Bruce E.](#); [Holweger, Todd L.](#)
Cc: [Kadrmaz, Bethany R.](#); [Lawrence Bender \(lbender@fredlaw.com\)](mailto:lbender@fredlaw.com); [Sam Willis \(sam.willis@petroharvester.com\)](mailto:sam.willis@petroharvester.com); [Entzi-Odden, Lyn](#); [Lisa Herberholz](#)
Subject: Case No. 26201
Date: Wednesday, November 15, 2017 4:39:35 PM

CAUTION: This email originated from an outside source. Do not click links or open attachments unless you know they are safe.

Please be advised that WindRidge Operating LLC and Petro Harvester Operating Co. LLC have reached a resolution of the issues in Case No. 25201. Petro Harvester desires to cancel its outstanding permit nos. 34127, 34128 and 34129. Upon receipt of this email, Lawrence Bender, counsel for WindRidge, will advise you that WindRidge is requesting a dismissal of the case without prejudice, conditioned on the permits being cancelled.

If you need sundry notices or anything further from Petro Harvester to cancel the subject permits, please let me know and we will get it to you promptly.

If you have any questions, please contact me at your convenience.

NOTICE: THIS ELECTRONIC MAIL TRANSMISSION MAY CONSTITUTE AN ATTORNEY-CLIENT COMMUNICATION THAT IS PRIVILEGED AT LAW. IT IS NOT INTENDED FOR TRANSMISSION TO, OR RECEIPT BY, ANY UNAUTHORIZED PERSONS. IF YOU HAVE RECEIVED THIS ELECTRONIC MAIL TRANSMISSION IN ERROR, PLEASE DELETE IT FROM YOUR SYSTEM WITHOUT COPYING IT, AND NOTIFY THE SENDER BY REPLY E-MAIL OR BY CALLING CROWLEY FLECK PLLP AT 406-252-3441, SO THAT OUR ADDRESS RECORD CAN BE CORRECTED.

This email has been scanned for email related threats and delivered safely by Mimecast. For more information please visit <http://www.mimecast.com>

C. 26201

From: [Holweger, Todd L.](#)
To: [Hicks, Bruce E.](#); [Bohrer, Mark F.](#)
Cc: [Hellman, Tracy A.](#); [Potts, James E.](#); [Hvinden, Dave C.](#)
Subject: Windridge permit revocation case
Date: Tuesday, October 17, 2017 4:53:34 PM
Attachments: [Working Interest Affidavit - STC1 Pad Wells.pdf](#)
[Windridge app to revoke APD.pdf](#)
[SKMBT_C36017101715280.pdf](#)
[Petro Harvester suspended permit letter.pdf](#)

This case will be on the regularly scheduled November 2017 docket. The location has not been constructed.

Todd L. Holweger
Permit Manager
[NDIC-DMR-OGD](#)
(701) 328-8024

WORKING INTEREST & OFF-SPACING AFFIDAVIT
Industrial Commission of North Dakota
Oil and Gas Division
600 East Boulevard, Dept. 405
Bismarck, ND 58505-0840

STATE OF TEXAS)
)SS.
COUNTY OF COLLIN)

1. I, Sam Willis, do hereby confirm that I am employed by Petro Harvester Operating Company, LLC as a Senior Landman with responsibilities in the State of North Dakota and I have personal knowledge of the matters set forth in this affidavit.
2. Pursuant to NDIC Order No. 28128, the W/2 of Sections 26 and 35, Township 164 North, Range 93 West, and the E/2 of Sections 26 and 35, Township 164 North, Range 93 West, Burke County, North Dakota, constitutes spacing units for the Short Creek-Madison pool for the exclusive purpose of drilling up to two horizontal wells within each said spacing unit
3. Petro Harvester Operating Company, LLC has an executed Surface Use Agreement with the surface owner for the drilling of the STC1 35-26 164-93 A, B, C & D wells for the development of the referenced spacing units with an off-spacing surface location to be located in the N/2 N/2 of Section 2, Township 163 North, Range 93 West, Burke County, North Dakota.
4. Petro Harvester Operating Company, LLC currently has 53.64% (211.61 net acres / 394.74 gross acres) Working Interest in the unit comprised of the E/2 Sections 26 & 35-164-93.
5. Petro Harvester Operating Company, LLC currently has 49.60% (195.81 net acres / 394.74 gross acres) Working Interest in the unit comprised of the W/2 Sections 26 & 35-164-93.

Dated this 16th day of October, 2017.



Sam Willis

STATE OF TEXAS)
)SS.
COUNTY OF COLLIN)

Subscribed to and sworn before me this 16th day of October, 2017.

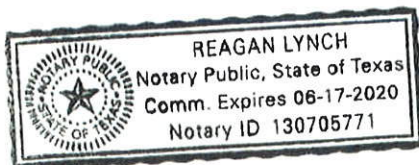


Notary Public

State of Texas

My Commission Expires: 6-17-2020

(SEAL)



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

CASE NO. _____

Application of Windridge Operating LLC for an order suspending and, after hearing, revoking the permits issued to Petro Harvester Operating Company, LLC to drill the STC1 35-26 164-93 B well (File No. 34127), the STC1 35-26 164-93 C well (File No. 34128), and the STC1 35-26 164-93 D well (File No. 34129), with surface locations in Lot 2 of Section 2, Township 163 North, Range 93 West, Burke County, North Dakota, and for such other relief as appropriate.

SUPPLEMENTAL AFFIDAVIT OF DAVID M. HORNE

David M. Horne, being first duly sworn deposes and states as follows:

1. I am the Vice President for Windridge Operating LLC ("Windridge").
2. On or about October 11, 2017, the North Dakota Industrial Commission, Department of Minerals Management, Oil and Gas Division, issued the following permits to Petro Harvester Operating Company, LLC:
 - (a) Permit No. 34127 for the drilling of the STC1 35-26 164-93 B well,
 - (b) Permit No. 34128 for the drilling of the STC1 35-26 164-93 C well, and
 - (c) Permit No. 34129 for the drilling of the STC1 35-26 164-93 D well(the "Subject Wells") all located in Lot 2 of Section 2, Township 163 North, Range 93 West, Burke County, North Dakota.

3. Based upon knowledge and belief, ownership of the oil and gas leasehold estate for the spacing unit described as the W/2 of Sections 26 and 35, Township 164 North, Range 93 West is as follows:

Windridge Oil & Gas LP	3.33046234% ¹
Cold Ridge Resources, LLC	29.974161057% ¹
Trendwell Energy Corporation	7.13670501% ¹
Western Production, LLC	3.80624267% ¹
Timmus Energy Partners, Inc.	0.95156067% ¹
HCM Energy Holdings, LLC	2.37890167% ¹
Barbara Dewing (unleased)	1.44760747% ²
Delano Granrud (unleased)	1.15808597% ²

¹ Interests committed to and represented by Windridge Operating LLC

² Agreement reached with Windridge Oil & Gas LP and represented by Windridge Operating, LLC

Windridge Operating LLC	50.18372685%
Petro Harvester Williston Holdings, LLC:	49.43025029%
Dale & Sandra Poeckes	0.38602866%
Total interest:	100.00%

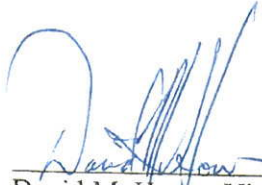
4. Based upon knowledge and belief, ownership of the oil and gas leasehold estate for the spacing unit described as the E/2 of Sections 26 and 35, Township 164 North, Range 93 West is as follows:

Windridge Oil & Gas LP	3.244942400% ¹
Cold Ridge Resources, LLC	29.20448160% ¹
Trendwell Energy Corporation	6.95344800% ¹
Western Production, LLC	3.70850560% ¹
Timmus Energy Partners, Inc.	0.92712640% ¹
HCM Energy Holdings, LLC	2.31781600% ¹

¹ Interests committed to and represented by Windridge Operating LLC

Windridge Operating LLC	46.35632000%
Petro Harvester Williston Holdings, LLC:	53.64268000%
Total interest:	100.00%

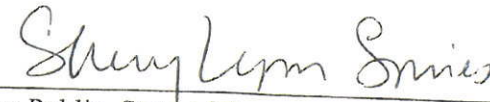
FURTHER, Affiant sayeth not.



David M. Horne, Vice President

STATE OF TEXAS)
)ss:
COUNTY OF KENDALL)

This instrument was acknowledged this 17th day of October, 2017, by David M. Horne in his capacity as Vice President of Windridge Operating LLC, for and on behalf of said corporation.



Notary Public, State of Texas
Notary's Name (printed): Sherry Lynn Spies
Notary's Commission Expires: 7/17/2021

62492792.1





Oil and Gas Division

Lynn D. Helms - Director

Bruce E. Hicks - Assistant Director

Department of Mineral Resources

Lynn D. Helms - Director

North Dakota Industrial Commission

www.dmr.nd.gov/oilgas/

October 17, 2017

PETER RADOVANOVIC
ENGINEERING MANAGER
PETRO HARVESTER OPERATING
5851 LEGACY CIRCLE
PLANO, TX 75024

RE: **Suspended Permits**
See Attached List

Dear Peter:

This letter is to inform you of an application the NDIC Oil & Gas Division received recently. WINDRIDGE OPERATING LLC has requested the Commission to, after hearing, revoke the STC1 35-26 164-93 B, STC1 35-26 164-93 C and STC1 35-26 164-93 D permits. Pursuant to NDAC 43-02-03-16.2 (REVOCATION AND LIMITATION OF DRILLING PERMITS), the aforementioned permits are hereby suspended until the Commission renders a decision in the case. The hearing date will be set for the regularly scheduled November 2017 docket. Therefore, site preparation, mobilization of equipment, spudding, etc. is prohibited.

Sincerely,

Todd L. Holweger
Permit Manager

CC: Lawrence Bender
Fredrickson & Byron, P.A.
1133 College Drive, Suite 1000
Bismarck, ND 58501-1215

List of Suspended Permits for PETRO HARVESTER OPERATING

STC1 35-26 164-93 D
LOT2 2-163N-93W
BURKE COUNTY
WELL FILE NO: 34129

STC1 35-26 164-93 C
LOT2 2-163N-93W
BURKE COUNTY
WELL FILE NO: 34128

STC1 35-26 164-93 B
LOT2 2-163N-93W
BURKE COUNTY
WELL FILE NO: 34127

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

CASE NO. 26201

Application of Windridge Operating LLC for an order suspending and, after hearing, revoking the permits issued to Petro Harvester Operating Company, LLC to drill the STC1 35-26 164-93 B well (File No. 34127), the STC1 35-26 164-93 C well (File No. 34128), and the STC1 35-26 164-93 D well (File No. 34129), with surface locations in Lot 2 of Section 2, Township 163 North, Range 93 West, Burke County, North Dakota, and for such other relief as appropriate.

RECEIVED
OCT 13 2017
ND Oil & Gas Div.

APPLICATION OF WINDRIDGE OPERATING LLC

Windridge Operating LLC, for its application to the North Dakota Industrial Commission (“Commission”), respectfully states as follows:

1.

That Windridge Operating LLC, a wholly owned subsidiary and designated operator for Windridge Oil & Gas LP (“Windridge”), is the owner of an interest in the oil and gas leasehold estate in portions of Sections 26 and 35, Township 164 North, Range 93 West, Burke County, North Dakota (“Sections 26 and 35”).

2.

That said lands, by virtue of Order No. 28128 entered in Case No. 25717, dated August 14, 2017, have been established as spacing units for the Short Creek-Madison Pool.

3.

That based upon knowledge and belief, on or about October 11, 2017, the Commission issued permits to Petro Harvester Operating Company, LLC (“Petro Harvester”) for the drilling of

the STC1 35-26 164-93 B well, the STC1 35-26 164-93 C well, and the STC1 35-26 164-93 D well, with surface locations in Lot Two (2) of Section 2, Township 163 North, Range 93 West, Burke County, North Dakota, spaced for the Short Creek-Madison Pool as provided for in Order No. 28128.

4.

That based upon knowledge and belief, Petro Harvester does not plan to drill any of these wells until the second quarter of 2018. By that time, certain oil and gas leases held by Windridge will expire for failure to commence drilling operations.

5.

That Section 43-02-03-16.2 of the North Dakota Administrative Code authorizes the Commission to revoke a permit and sets forth the criteria for the Commission to consider before entering such an order. One of the factors for the Commission to consider is “the amount of ownership the permit holder and others hold in the spacing unit” Another factor for the Commission to consider is “[c]ontractual obligations such as an expiring lease.”

6.

That Windridge, together with its supporters, are the owners of the working interest in the oil and gas leasehold estate in and under the above-referenced wells as set forth in the attached affidavit. *See* attached Affidavit of David M. Horne.

7.

That Windridge therefore requests an order suspending and, after hearing, revoking the permit issued to Petro Harvester Operating Company, LLC to drill the STC1 35-26 164-93 B well (File No. 34127), the STC1 35-26 164-93 C well (File No. 34128), and the STC1 35-26 164-93 D

well (File No. 34129), with surface locations in Lot 2 of Section 2, Township 163 North, Range 93 West, Burke County, North Dakota, and for such other relief as appropriate.

WHEREFORE, Windridge requests the following:

- (a) That this matter be set for the regularly scheduled November 2017 hearings of the Commission;
- (b) That pursuant to Section 43-02-03-88.2 of the North Dakota Administrative Code, Windridge's witnesses in this matter be allowed to participate by telephonic means; and
- (c) That the Commission issue its order granting the relief requested and such other and further relief as the Commission may deem appropriate.

DATED this 13 day of October, 2017.

Fredrikson & Byron, P.A.

By 

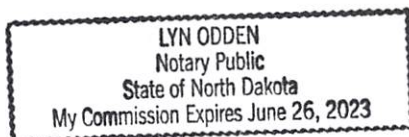
LAWRENCE BENDER, ND Bar #03908
Attorneys for Applicant,
Windridge Operating LLC
1133 College Drive, Suite 1000
P. O. Box 1855
Bismarck, ND 58502-1855
(701) 221-8700

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

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

LAWRENCE BENDER

Subscribed and sworn to before me this 13 day of October, 2017.



Notary Public
My Commission Expires:

CERTIFICATE OF SERVICE

I, the undersigned, hereby certify that a true and correct copy of the foregoing document was on the 13 day of October, 2017 served by placing the same in the United States mail, postage prepaid, properly addressed to the following:

Petro Harvester Operating Company, LLC
5160 Tennyson Parkway, Suite 3000E
Plano, TX 75024

LAWRENCE BENDER

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

CASE NO. _____

Application of Windridge Operating LLC for an order suspending and, after hearing, revoking the permits issued to Petro Harvester Operating Company, LLC to drill the STC1 35-26 164-93 B well (File No. 34127), the STC1 35-26 164-93 C well (File No. 34128), and the STC1 35-26 164-93 D well (File No. 34129), with surface locations in Lot 2 of Section 2, Township 163 North, Range 93 West, Burke County, North Dakota, and for such other relief as appropriate.

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OCT 13 2017
ND Oil & Gas Div

AFFIDAVIT OF DAVID M. HORNE

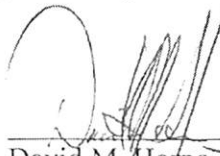
David M. Horne, being first duly sworn deposes and states as follows:

1. I am the Vice President for Windridge Operating LLC ("Windridge").
2. On or about October 11, 2017, the North Dakota Industrial Commission, Department of Minerals Management, Oil and Gas Division, ("Commission") issued the following permits to Petro Harvester Operating Company, LLC:
 - (a) Permit No. 34127 for the drilling of the STC1 35-26 164-93 B well,
 - (b) Permit No. 34128 for the drilling of the STC1 35-26 164-93 C well, and
 - (c) Permit No. 34129 for the drilling of the STC1 35-26 164-93 D well(the "Subject Wells") all located in Lot 2 of Section 2, Township 163 North, Range 93 West, Burke County, North Dakota.
3. Windridge, together with its supporters, are the owners of a working interest in the STC1 35-26 164-93 B well as follows: 50.569%
4. Windridge, together with its supporters, are the owners of a working interest in the STC1 35-26 164-93 C well as follows: 46.806%

5. Windridge, together with its supporters, are the owners of a working interest the following interest in the STC1 35-26 164-93 D well as follows: 46.806%

6. If drilling operations are not commenced on or before February of 2018 for the drilling of each of the above-described wells, Windridge's leases will expire.

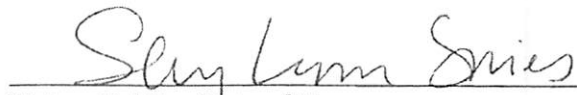
FURTHER, Affiant sayeth not.



David M. Horne, Vice President

STATE OF TEXAS)
)ss:
COUNTY OF KENDALL)

This instrument was acknowledged this 13th day of October, 2017, by David M. Horne in his capacity as Vice President of Windridge Operating LLC, for and on behalf of said corporation.



Notary Public, State of Texas
Notary's Name (printed): Sherry Lynn Spies
Notary's Commission Expires: 7/17/2021

62469846.1



October 13, 2017

HAND DELIVERED

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

RECEIVED
OCT 13 2017
ND Oil & Gas Div.

RE: APPLICATION OF WINDRIDGE
OPERATING LLC FOR
NOVEMBER 2017 HEARINGS

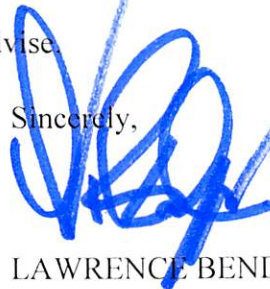
Dear Mr. Hicks:

Please find enclosed herewith for filing an APPLICATION OF WINDRIDGE OPERATING LLC.

As you will note, pursuant to N.D. Admin. Code § 43-02-03-88.2, Windridge requests that its witnesses be allowed to participate at the hearing by telephonic means.

Should you have any questions, please advise.

Sincerely,



LAWRENCE BENDER

LB/leo

Enclosure

cc: Mr. Todd Holweger – (w/enc.) *Via Email*
Mr. David Horne - (w/enc.) *Via Email*

Attorneys & Advisors
main 701.221.8700
fax 701.221.8750
fredlaw.com

Fredrikson & Byron, P.A.
1133 College Drive, Suite 1000
Bismarck, North Dakota
58501-1215

THE BURKE COUNTY TRIBUNE
AFFIDAVIT OF PUBLICATION

STATE OF NORTH DAKOTA)
COUNTY OF BURKE)

Kristi M. Bohl of said County and State, being first duly sworn, on her oath, says that she is the owner of The Burke County Tribune, a weekly newspaper of general circulation, printed at Bowbells, in said County and State, and that she has been during the time hereinafter mentioned, and that the The Notice of Publication of

Notice of Hearing

a printed copy of which is hereto annexed, was published in the regular and entire issue of said newspaper during the period and time of publication, and that the Notice was published in the newspaper proper and not in supplement, once each week for 1 successive weeks, to wit:

10-25-2017 20 20

20 20 20

Kristi M. Bohl

Kristi M. Bohl, Publisher

Subscribed and sworn to before me this 25 day of

October, 2017

Lyann Olson

Notary Public in and for
Burke County, North Dakota

1st time 33 lines at .74 per line 24.42

2nd time _____ lines at _____ per line _____

3rd time _____ lines at _____ per line _____

1st time _____ column inches at _____ per line _____

2nd time _____ column inches at _____ per line _____

TOTAL _____

RECEIVED

OCT 27 2017

ND Oil & Gas Div.

Notice of Hearing

N.D. INDUSTRIAL COMMISSION
OIL AND GAS DIVISION

The North Dakota Industrial Commission will hold a public hearing at 9:00 a.m. Thursday, November 16, 2017, 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 Friday, November 03, 2017.

STATE OF NORTH DAKOTA TO:

Case No. 26201: Application of Windridge Operating LLC for an order suspending and, after hearing, revoking the permits issued to Petro Harvester Operating Co., LLC to drill the STC1 35-26 164-93 B well (File No. 34127), the STC1 35-26 164-93 C well (File No. 34128), and the STC1 35-26 164-93 D well (File No. 34129), with surface locations in Lot 2 of Section 2, T.163N., R.93W., Burke County, ND, and such other relief as is appropriate.

Signed by,
Doug Burgum, Governor
Chairman, NDIC
October 25, 2017

LYANN OLSON

Notary Public

State of North Dakota

My Commission Expires Aug. 6, 2020



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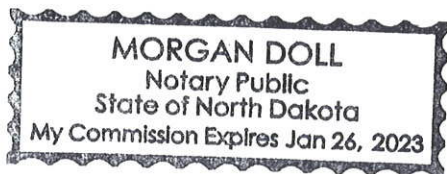
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**NOTICE OF HEARING
N.D. INDUSTRIAL COMMISSION
OIL AND GAS DIVISION**

The North Dakota Industrial Commission will hold a public hearing at 9:00 a.m. Thursday, November 16, 2017, 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 Friday, November 03, 2017.

STATE OF NORTH DAKOTA TO:

Case No. 26201: Application of Windridge Operating LLC for an order suspending and, after hearing, revoking the permits issued to Petro Harvester Operating Co., LLC to drill the STC1 35-26 164-93 B well (File No. 34127), the STC1 35-26 164-93 C well (File No. 34128), and the STC1 35-26 164-93 D well (File No. 34129), with surface locations in Lot 2 of Section 2, T.163N., R.93W., Burke County, ND, and such other relief as is appropriate.

Case No. 26202: Application of Hunt Oil Co. for an order amending the field rules for the Wolf Bay and/or Werner-Bakken Pool to create and establish an overlapping 1920-acre spacing unit comprised of Sections 1, 12 and 13, T.146N., R.93W., Dunn County, ND, authorizing a total not to exceed two wells on said overlapping 1920-acre spacing unit, and such other relief as is appropriate.

Case No. 26203: Application of Zavanna, LLC for an order amending the field rules for the Avoca and/or Stockyard Creek-Bakken Pool, Williams County, ND, to create and establish an overlapping 2560-acre spacing unit comprised of Sections 24 and 25, T.134N., R.100W., and Sections 19 and 30, T.154N., R.99W., authorizing the drilling of a horizontal well on or near the section line between existing 1280-acre spacing units on said proposed overlapping 2560-acre spacing unit, and such other relief as is appropriate.

Case No. 26204: Application of PetroShale (US), Inc. for an order amending the field rules for the Antelope-Sanish Pool to create and establish two overlapping 2560-acre spacing units comprised of Sections 16, 17, 20 and 21; and Sections 17, 18, 19 and 20, T.152N., R.94W., McKenzie County, ND, authorizing the drilling of a total not to exceed two horizontal wells on or near the section line between the existing 1280-acre spacing units of each proposed overlapping 2560-acre spacing unit, and such other relief as is appropriate.

Case No. 26205: Application of Continental Resources, Inc. for an order amending the field rules for the Camp and/or Banks-Bakken Pool, McKenzie County, ND, to create and establish two overlapping 5120-acre spacing units comprised of Sections 1, 12, 13 and 24, T.152N., R.100W., and Sections 6, 7, 18 and 19, T.152N., R.99W.; and Sections 5, 6, 7, 8, 17, 18, 19 and 20, T.152N., R.99W., authorizing the drilling of four horizontal wells on or near the section line between the existing 1280 and 2560-acre spacing units of each proposed overlapping 5120-acre spacing unit, and such other relief as is appropriate.

Case No. 26206: Application of Continental Resources, Inc. for an order amending the field rules for the North Tobacco Garden-Bakken Pool to create and establish an overlapping 2560-acre spacing unit comprised of Sections 1, 2, 11 and 12, T.151N., R.99W., McKenzie County, ND, authorizing the drilling of a horizontal well on or near the section line between the existing 1280-acre spacing units of the proposed overlapping 2560-acre spacing unit, and such other relief as is appropriate.

Case No. 26207: Application of Continental Resources, Inc. for an order authorizing the drilling, completing, and producing of the Sakakawea Federal 1-19H2 well (File No. 33539) with portions of the well bore closer than 300 feet but not less than 295 feet from the west boundary of Sections 18 and 19, T.153N., R.93W., McKenzie County, ND as an exception to the field rules for the Elm Tree Field, and such other relief as is appropriate.

Case No. 26145: (Continued) Application of Continental Resources, Inc. for an order suspending, and after hearing revoking, a permit issued to Abraxas Petroleum Corp. for the drilling of the Rav-Wiley #1H (File No. 33954) well on a spacing unit for the North Fork-Bakken Pool consisting of Sections 25, 26, 35 and 36, T.150N., R.97W., McKenzie County, ND, and such other relief as is appropriate.

Case No. 26208: Application of Liberty Resources Management Co., LLC for an order amending the field rules for the West Tioga-Bakken Pool to create and establish an overlapping 1920-acre spacing unit comprised of Section 33, T.158N., R.95W., and Sections 4 and 9, T.157N., R.95W., Williams County, ND, authorizing the drilling of a total not to exceed eight wells on said overlapping 1920-acre spacing unit and such other relief as is appropriate.

Case No. 26209: Application of Liberty Resources Management Co., LLC for an order amending the field rules for the White Earth, East Tioga and/or Enget Lake-Bakken Pool, Mountrail County, ND, to create and establish six overlapping 2560-acre spacing units comprised as follows: (i) Sections 25, 26, 35 and 36, T.158N., R.94W.; (ii) Sections 25 and 36, T.158N., R.94W., and Sections 30 and 31, T.158N., R.93W.; (iii) Sections 26, 27, 34 and 35; (iv) Sections 27, 28, 33 and 34; (v) Sections 28, 29, 32 and 33; and, (vi) Sections 29, 30, 31 and 32, T.158N., R.93W., authorizing the drilling of a horizontal well on or near the section line between existing 640, 1280 and 2560-acre spacing units of each proposed overlapping 2560-acre spacing unit and other relief as is appropriate.

Case No. 26210: Application of Slawson Exploration Co., Inc. for an order amending the field rules for the Big Bend-Bakken Pool, Mountrail County, ND, as follows: (i) create and establish a 1920-acre spacing unit comprised of Section 32, T.152N., R.91W., and Sections 5 and 8, T.151N., R.91W., authorizing the drilling of a total not to exceed ten horizontal wells on said 1920-acre spacing unit; and (ii) create and establish an overlapping 3840-acre spacing unit comprised of Sections 31 and 32, T.152N., R.91W., and Sections 5, 6, 7 and 8, T.151N., R.91W., authorizing the drilling of a total not to exceed two horizontal wells on or near the section line between the proposed 1920-acre spacing unit and an existing 3200-acre spacing unit of said proposed overlapping 3840-acre spacing unit, and such other relief as is appropriate.

Case No. 26211: Application of North Range Resources, LLC for an order authorizing the recompletion of the Duncan Federal 30-24 well (File No. 6959) in the Scairt Woman Field into the Birdbear Formation at a location approximately 870 feet from the south line and 2050 feet from the west line of Section 30, T.145N., R.99W., McKenzie County, ND, as an exception to the well location rules and such other relief as is appropriate.

Case No. 26212: Application of XTO Energy Inc. for an order amending the field rules for the Heart Butte-Bakken Pool, Dunn County, ND, to create and establish an overlapping 1280-acre spacing unit comprised of the E/2 of Section 35, the W/2 of Section 36, T.149N., R.92W., and all of Section 4, T.148N., R.92W., authorizing the drilling of a horizontal well on or near the section line between Sections 35 and 36 and on the east/west centerline boundary of Section 4 on said proposed overlapping 1280-acre spacing unit, and such other relief as is appropriate.

Case No. 26213: Application of XTO Energy Inc. for an order amending the field rules for the Haystack Butte and/or Lost Bridge-Bakken Pool, Dunn County, ND, to create and establish the following: (i) two overlapping 1920-acre spacing units comprised of Sections 1, 12 and 13; and Sections 2, 11 and 14, T.148N., R.97W.

authorizing the drilling of a total not to exceed ten wells on each overlapping 1920-acre spacing unit; and (ii) three overlapping 3840-acre spacing units comprised of Sections 1, 2, 11, 12, 13 and 14; Sections 2, 3, 10, 11, 14 and 15, T.148N., R.97W.; and Sections 1, 12 and 13, T.148N., R.97W., and Sections 6, 7 and 18, T.148N., R.96W., authorizing the drilling of a horizontal well on or near the section line between existing and proposed 1280 and 1920-acre spacing units on each proposed overlapping 3840-acre spacing unit, and such other relief as is appropriate.

Case No. 26214: Application of XTO Energy Inc. for an order amending the field rules for the Lost Bridge and/or Big Gulch-Bakken Pool, Dunn County, ND, to create and establish an overlapping 2560-acre spacing unit comprised of Sections 25 and 36, T.148N., R.97W., and Sections 30 and 31, T.148N., R.96W., authorizing the drilling of a horizontal well on or near the section line between existing 1280-acre spacing units on said proposed overlapping 2560-acre spacing unit, and such other relief as is appropriate.

Case No. 26215: Application of Enerplus Resources (USA) Corp. for an order amending the field rules for the McGregory Buttes-Bakken Pool, Dunn County, ND, to create and establish two overlapping 2560-acre spacing units comprised as follows: (i) Sections 1, 2, 11 and 12; and, (ii) Sections 2, 3, 10 and 11, T.148N., R.94W., authorizing the drilling of a total not to exceed two horizontal wells on or near the section line between existing 1280-acre spacing units of each proposed overlapping 2560-acre spacing unit and such other relief as is appropriate.

Case No. 26216: Application of Enerplus Resources (USA) Corp. for an order amending the field rules for the Antelope-Sanish Pool, McKenzie County, ND, to create and establish an overlapping 1280-acre spacing unit comprised of the W/2 of Sections 28 and 33 and the E/2 of Sections 29 and 32, T.152N., R.94W., authorizing the drilling of a total not to exceed two horizontal wells on or near the section line between existing 640 and 1280-acre spacing units of said proposed overlapping 1280-acre spacing unit and such other relief as is appropriate.

Case No. 26217: Application of EOG Resources, Inc. for an order amending the field rules for the Clarks Creek-Bakken Pool and/or Antelope-Sanish Pool, McKenzie County, ND, as follows: (i) create and establish an overlapping 1280-acre spacing unit comprised of the W/2 of Sections 29 and 32 and the E/2 of Sections 30 and 31, T.152N., R.94W., authorizing the drilling of multiple wells on or near the section line between existing 640 and 1280-acre spacing units of the proposed overlapping 1280-acre spacing unit; and (ii) create and establish an overlapping approximate 2432.32-acre spacing unit comprised of the W/2 and the W/2 E/2 of Sections 18 and 19, T.151N., R.94W., and Lots 5, 6, 7 and 8 and the E/2 of Sections 13 and 24, T.151N., R.95W., authorizing the drilling of multiple wells on or near the section line between existing 1440 and 2560-acre spacing units of the proposed overlapping approximate 2432.32-acre spacing unit, and such other relief as is appropriate.

Case No. 26100: (Continued) Application of EOG Resources, Inc. for an order amending the field rules for the Clarks Creek-Bakken Pool, McKenzie County, ND, to create and establish an overlapping 2560-acre spacing unit comprised of Sections 25 and 36, T.152N., R.95W., and Sections 30 and 31, T.152N., R.94W., authorizing the drilling of multiple horizontal wells on or near the section line between the existing 960 and 1280-acre spacing units of the proposed overlapping 2560-acre spacing unit, eliminating any tool error requirements, and such other relief as is appropriate.

Case No. 26099: (Continued) Application of EOG Resources, Inc. for an order amending the field rules for the Marshall-Bakken Pool, Mountrail County, ND, to create and establish two overlapping 2560-acre spacing units comprised of Sections 26, 27, 34 and 35, T.155N., R.90W.; and Sections 2, 3, 10 and 11, T.154N., R.90W., authorizing the drilling of a horizontal well on or near the section line between the existing 640 and 1280-acre spacing units of each of the proposed overlapping 2560-acre spacing units, and such other relief as is appropriate.

Case No. 26218: On a motion of the Commission to review the authorization and permit under Order No. 24930 for All Clear Environmental, LLC (fka ND Energy Services) to operate a treating plant located in the NESW of Section 22, T.152N., R.98W., McKenzie County, ND, known as the NDEn Services Treating Plant #1 (Facility No. 700117-01), and such other relief as is

Case No. 26101: (Continued) Application of Armstrong Operating, Inc. for an order amending the field rules for the Dickinson and/or Eland-Lodgepole Pool to create and establish a 320-acre spacing unit, or in the alternative, to create a 320-acre drilling unit comprised of the SW/4 of Section 6 and the NW/4 of Section 7, T.139N., R.96W., Stark County, ND, authorizing the drilling of a well not less than 500 feet from the spacing/drilling unit boundary on said 320-acre spacing unit or drilling unit and such other relief as is appropriate.

Case No. 26073: (Continued) Application of GEM Razorback, LLC, for the determination of the reasonable costs related to the costs and risk penalties assessed against GEM Razorback, LLC, for its interests in the Berquist #43-28H well (File No. 18980) located in a spacing unit described as Sections 28 and 33, and the Ceynar #29-32H well (File No. 19350) located in a spacing unit described as Sections 29 and 32, both in T.152N., R.98W., McKenzie County, ND, pursuant to NDCC § 38-08-08, and request for hearing pursuant to NDAC § 43-02-03-88.

Case No. 26130: (Continued) Application of PetroShale (US), Inc. for an order suspending and, after hearing, revoking the permits issued to EOG Resources, Inc. to drill the Riverview 108-3229H (File No. 31444), Riverview 107-3229H (File No. 31445), Riverview 110-3229H (File No. 31446), Riverview 109-3229H (File No. 31447), Riverview 112-3229H (File No. 31448), Riverview 111-3229H (File No. 31449), Riverview 113-3229H (File No. 31450), Riverview 9-3229H (File No. 31451), Riverview 10-3229H (File No. 31452), Riverview 11-3229H (File No. 31453), Riverview 120-3229H (File No. 31713), and Riverview 12-3229H (File No. 31714) wells, with surface locations in Section 32, T.152N., R.94W., and bottomhole locations in Section 29, T.152N., R.94W., McKenzie County, ND, Antelope-Bakken Pool, and for such other relief as

Case No. 26219: Application of PetroShale (US), Inc. for an order amending the applicable orders for the Eagle Nest-Bakken Pool to establish an overlapping 640-acre spacing unit consisting of the W/2 of Section 4 and the E/2 of Section 5, T.148N., R.94W., Dunn County, ND for the purpose of drilling two horizontal wells on or near the common section line between the existing 320-acre and 1280-acre spacing units, eliminating any tool error requirements, and such other relief as is appropriate.

Case No. 26220: Application of PetroShale (US), Inc. for an order amending the applicable orders for the Eagle Nest-Bakken Pool to establish an overlapping 640-acre spacing unit consisting of Section 5, T.148N., R.94W., Dunn County, ND for the purpose of drilling two horizontal wells on or near the common section line between the existing 320-acre spacing units, eliminating any tool error requirements, and such other relief as is appropriate.

Case No. 26221: Application of PetroShale (US), Inc. for an order amending the applicable orders for the Mandaree-Bakken Pool to establish an overlapping 1280-acre spacing unit consisting of Sections 9 and 16, T.149N., R.93W., Dunn County, ND for the purpose of drilling two horizontal wells on or near the common north-south lease lines between existing 320-acre spacing units, eliminating any tool error requirements, and such other relief as is appropriate.

Case No. 26222: Application of PetroShale (US), Inc. for an order amending the applicable orders for the Mandaree-Bakken Pool to establish an overlapping 2560-acre spacing unit consisting of Sections 9, 10, 15, and 16, T.149N., R.93W., Dunn County, ND for the purpose of drilling two horizontal wells on or near the section line between the existing 320-acre and 640-acre spacing units, eliminating any tool error requirements, and such other relief as is appropriate.

Case No. 26223: Application of PetroShale (US), Inc. for an order amending the applicable orders for the Mandaree-Bakken Pool to establish an overlapping 2560-acre spacing unit consisting of Sections 10, 11, 14, and 15, T.149N., R.93W., Dunn County, ND for the purpose of drilling two horizontal wells on or near the section line between the existing spacing units, eliminating any tool error requirements, and such other relief as is appropriate.

Case No. 26128: (Continued) Application of PetroShale (US), Inc. for an order amending the applicable orders for the Squaw Creek-Bakken Pool to establish an overlapping 2560-acre spacing unit consisting of all of Sections 5, 6, 7, and 8, T.149N., R.94W., McKenzie County, ND for the purpose of drilling up to three horizontal wells on or near the common 1280-acre spacing units boundary, and granting such other and further relief as may be appropriate.

Case No. 26129: (Continued) Application of PetroShale (US), Inc. for an order amending the applicable orders for the Squaw Creek-Bakken Pool to establish a 1280-acre spacing unit consisting of all of Sections 4 and 9, T.149N., R.94W., McKenzie County, ND, authorizing but not requiring the drilling, completing, and producing of fifteen wells on said spacing unit, eliminating any tool error requirements and such other relief as is appropriate.

Case No. 26224: Application of PetroShale (US), Inc. for an order amending the applicable orders for the Eagle Nest-Bakken Pool to allow up to four horizontal wells in the existing 320-acre spacing unit consisting of the E/2 of Section 5, T.148N., R.94W., Dunn County, ND, eliminating any tool error requirements, and such other relief as is appropriate.

Case No. 26225: Application of Crescent Point Energy U.S. Corp. for an order pursuant to NDAC § 43-02-03-88.1 authorizing the flaring of gas from the CPEC Lancaster 2-11-162N-102W well (File No. 20735) located in the NWNE of Section 2, T.162N., R.102W., Divide County, ND, Alkabo-Bakken Pool, pursuant to the provisions of NDCC § 38-08-06.4 and such other relief as is appropriate.

Case No. 26226: Application of Crescent Point Energy U.S. Corp. for an order pursuant to NDAC § 43-02-03-88.1 authorizing the flaring of gas from the CPEUSC Justin Troy 33-28-160N-97W well (File No. 22784) located in the SESW of Section 33, T.160N., R.97W., Divide County, ND, Wildrose-Bakken Pool, pursuant to the provisions of NDCC § 38-08-06.4 and such other relief as is appropriate.

Case No. 26227: Application of Continental Resources, Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests for wells drilled on the overlapping spacing unit described as Sections 1, 12, 13 and 24, T.152N., R.100W. and Sections 6, 7, 18 and 19, T.152N., R.99W., Camp and/or Banks-Bakken Pool, McKenzie County, ND as provided by NDCC § 38-08-08 but not reallocating production for wells producing on other spacing units and such other relief as is appropriate.

Case No. 26228: Application of Continental Resources, Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests for wells drilled on the overlapping spacing unit described as Sections 5, 6, 7, 8, 17, 18, 19 and 20, T.152N., R.99W., Camp and/or Banks-Bakken Pool, McKenzie County, ND as provided by NDCC § 38-08-08 but not reallocating production for wells producing on other spacing units and such other relief as is appropriate.

Case No. 26229: Application of Continental Resources, Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests for wells drilled on the overlapping spacing unit described as Sections 1, 2, 11 and 12, T.151N., R.99W., North Tobacco Garden-Bakken Pool, McKenzie County, ND as provided by NDCC § 38-08-08 but not reallocating production for wells producing on other spacing units and such other relief as is appropriate.

Case No. 26230: Application of Slawson Exploration Co., Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests for wells drilled on the overlapping spacing unit described as Section 36, T.151N., R.92W. and Sections 31 and 32, T.151N., R.91W., Big Bend-Bakken Pool, Mountrail County, ND, as provided by NDCC § 38-08-08 but not reallocating production for wells producing on other spacing units and such other relief as is appropriate.

Case No. 26231: Application of XTO Energy Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests for wells drilled on the overlapping spacing unit described as Sections 10, 11, 14 and 15, T.149N., R.92W., Heart Butte-Bakken Pool, Dunn County, ND as provided by NDCC § 38-08-08 but not reallocating production for wells producing on other spacing units and such other relief as is appropriate.

Case No. 26232: Application of XTO Energy Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests for wells drilled on the overlapping spacing unit described as Sections 11, 12, 13 and 14,

T.149N., R.92W., Heart Butte-Bakken Pool, Dunn County, ND as provided by NDCC § 38-08-08 but not reallocating production for wells producing on other spacing units and such other relief as is appropriate.

Case No. 26233: Application of XTO Energy Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests for wells drilled on the overlapping spacing unit described as Sections 12 and 13, T.149N., R.92W. and Sections 7 and 18, T.149N., R.91W., Heart Butte-Bakken Pool, Dunn County, ND as provided by NDCC § 38-08-08 but not reallocating production for wells producing on other spacing units and such other relief as is appropriate.

Case No. 26234: Application of XTO Energy Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests for wells drilled on the overlapping spacing unit described as Sections 23, 24, 25 and 26, T.149N., R.92W., Heart Butte-Bakken Pool, Dunn County, ND as provided by NDCC § 38-08-08 but not reallocating production for wells producing on other spacing units and such other relief as is appropriate.

Case No. 26235: Application of XTO Energy Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests for wells drilled on the overlapping spacing unit described as Section 36, T.149N., R.92W., and the W/2 of Section 3 and the E/2 of Section 4, T.148N., R.92W., Heart Butte-Bakken Pool, Dunn County, ND as provided by NDCC § 38-08-08 but not reallocating production for wells producing on other spacing units and such other relief as is appropriate.

Case No. 26236: Application of XTO Energy Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests for wells drilled on the overlapping spacing unit described as Sections 17, 18, 19 and 20, T.149N., R.91W., Heart Butte-Bakken Pool, Dunn County, ND as provided by NDCC § 38-08-08 but not reallocating production for wells producing on other spacing units and such other relief as is appropriate.

Case No. 26237: Application of XTO Energy Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests for wells drilled on the overlapping spacing unit described as Sections 28, 29, 32 and 33, T.149N., R.91W., Heart Butte-Bakken Pool, Dunn County, ND as provided by NDCC § 38-08-08 but not reallocating production for wells producing on other spacing units and such other relief as is appropriate.

Case No. 26238: Application of XTO Energy Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests for wells drilled on the overlapping spacing unit described as the W/2 of Sections 29 and 32 and the E/2 of Sections 30 and 31, T.149N., R.91W., Heart Butte-Bakken Pool, Dunn County, ND as provided by NDCC § 38-08-08 but not reallocating production for wells producing on other spacing units and such other relief as is appropriate.

Case No. 26239: Application of XTO Energy Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests for wells drilled on the overlapping spacing unit described as Section 31, T.149N., R.91W. and the W/2 of Section 2 and the E/2 of Section 3, T.148N., R.92W., Heart Butte-Bakken Pool, Dunn County, ND as provided by NDCC § 38-08-08 but not reallocating production for wells producing on other spacing units and such other relief as is appropriate.

Case No. 26240: Application of XTO Energy Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests for wells drilled on the overlapping spacing unit described as Sections 10, 11, 14 and 15, T.148N., R.92W., Heart Butte-Bakken Pool, Dunn County, ND as provided by NDCC § 38-08-08 but not reallocating production for wells producing on other spacing units and such other relief as is appropriate.

Case No. 26241: Application of XTO Energy Inc. for an order authorizing the drilling, completing and producing of a total not to exceed nine wells on an existing 1280-acre spacing unit described as Sections 23 and 24, T.148N., R.97W., Lost Bridge-Bakken Pool, Dunn County, ND, eliminating any tool error requirements and such other relief as is appropriate.

Case No. 26242: Application of WXP Energy Williston, LLC for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests for wells drilled on the overlapping spacing unit described as Sections 26, 27, 34 and 35, T.149N., R.93W., Mandaree-Bakken Pool, Dunn County, ND as provided by NDCC § 38-08-08 but not reallocating production for wells producing on other spacing units and such other relief as is appropriate.

Case No. 26243: Application of Samson Oil and Gas USA, Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests for wells drilled on the overlapping spacing unit described as Sections 17 and 20, T.150N., R.102W., Foreman-Butte-Madison Pool, McKenzie County, ND as provided by NDCC § 38-08-08 but not reallocating production for wells producing on other spacing units and such other relief as is appropriate.

Case No. 26244: Application of Statoil Oil & Gas LP provided for in NDAC § 43-02-03-88.1 for an order allowing the production from the following described wells: Broderson 30-31F #5H well (File No. 33611), Broderson 30-31F #6TFH well (File No. 33617), Broderson 30-31F #7H well (File No. 33615), and Broderson 30-31F #8TFH well (File No. 33613), to be produced into the Broderson 30-31F Central Tank Battery or production facility, all located in Section 30, T.153N., R.97W., Banks Field, McKenzie County, ND, pursuant to NDAC 43-02-03-48.1 and such other relief as is appropriate.

Case No. 26245: Application of Statoil Oil & Gas LP provided for in NDAC § 43-02-03-88.1 for an order allowing the production from the following described wells: Garmann 19-18F #5H well (File No. 33612), Garmann 19-18F #6TFH well (File No. 33618), Garmann 19-18F #7H well (File No. 33616), and Garmann 19-18F #8TFH well (File No. 33614), to be produced into the Garmann 19-18F Central Tank Battery or production facility, all located in Section 30, T.153N., R.97W., Banks Field, McKenzie County, ND, pursuant to NDAC 43-02-03-48.1 and such other relief as is appropriate.

Signed by:
Doug Burgum, Governor
Chairman, NDIC
10/27 - 20913812